

**ORGANIZATIONAL MEETING  
FRIDAY, JANUARY 2, 2004  
1:30 PM**

The Board met in accordance with the rules.

The Clerk of the Board called the meeting to order.

The roll was called showing all members present except Mrs. Rumble.

The Pledge of Allegiance.

**TEMPORARY CHAIRMAN**

Nominations were called for Temporary Chairman. Mr. Schuster nominated Mr. Moore to act as Temporary Chairman and Mr. Kennison seconded the nomination. Carried.

Mr. Moore took the chair and wished everyone a Happy New Year. Mr. Moore called for nominations for the Chairman of the Board for the year 2004.

**ELECTING CHAIRMAN OF THE BOARD**

Mr. Schuster stated it would be an honor and privilege to nominate the Supervisor of the Town of Groveland, James C. Merrick for Chairman of the Board. Mr. Kennison seconded the motion. There being no other nominations, a motion made by Mr. Kennison and seconded by Mr. Olverd to close the nominations. Carried.

The roll was called as follows to elect James C. Merrick as 2004 Chairman of the Board: Ayes – 1,579; Noes – 0; Abstain – Merrick 107; Absent – Rumble, 66; Adopted.

Mr. Moore declared James C. Merrick as Chairman of the Board for the year 2004.

Mr. Kennison and Mr. Schuster escorted Mr. Merrick to the Chairman of the Board seat.

Chairman Merrick thanked the Board for electing him as Chairman of the Board and stated that he looks forward to moving the County forward over the next year.

Chairman Merrick welcomed newly elected Caledonia Supervisor Daniel L. Pangrazio and stated he looks forward to working him.

**APPOINTMENT OF VICE CHAIRMAN OF THE BOARD**

Chairman Merrick appointed Leicester Supervisor Gary D. Moore as Vice Chairman of the Board for the year 2004. Chairman Merrick stated he is pleased with the assistance Mr. Moore has provided to him during this past year by attending meetings that he is unable to attend and he also recognized other Supervisors who have participated in meetings on their behalf.

Vice Chairman Gary Moore thanked the Chairman for his confidence.

Chairman Merrick stated he appreciates the support the Board of Supervisors has given him in the past and indicated that the Board will continue to move forward in completing the objectives they have set.

**EXECUTIVE SESSION**

Motion made by Mr. Brooks and seconded by Mr. Mahus that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing information regarding the employment history of particular persons; and that James C. Merrick act as Chairman and Virginia O. Amico act as Secretary, and County Administrator Dominic Mazza remain present. Carried.

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

**REPORT OF EXECUTIVE SESSION**

The Board of Supervisors having met in Executive Session for the purpose of discussing information regarding the employment history of particular persons, hereby reports as follows:

No action taken.

Dated January 2, 2004

James C. Merrick, Chairman

Virginia O. Amico, Secretary

Motion made by Mr. Moore and seconded by Mr. Yendell that the Report of the Executive Session be accepted.  
Carried.

**RESOLUTION NO. 2004-001. APPOINTING THE COUNTY ATTORNEY - MORRIS**

Mr. Brooks moved and Mr. Mahus seconded to present the following resolution:

RESOLVED, that the Livingston County Board of Supervisors hereby appoints David J. Morris as County Attorney for a two-year term to commence January 1, 2004 and terminate December 31, 2005.

Dated at Geneseo, New York

January 2, 2004

The roll was called as follows: Ayes – 1,686; Noes – 0; Absent – Rumble, 66; Adopted.

**RESOLUTION NO. 2004-002. APPOINTING THE COUNTY AUDITOR - DONEGAN**

Mr. Olverd moved and Mr. Schuster seconded to present the following resolution:

RESOLVED, that the Livingston County Board of Supervisors hereby appoints Terrence P. Donegan as County Auditor for a two-year term to commence January 1, 2004 and terminate December 31, 2005.

Dated at Geneseo, New York

January 2, 2004

The roll was called as follows: Ayes – 1,686; Noes – 0; Absent – Rumble, 66; Adopted.

**RESOLUTION NO. 2004-003. APPOINTING THE PUBLIC DEFENDER - CLARK**

Mr. Kennison moved and Mr. Wahl seconded to present the following resolution:

RESOLVED, that the Livingston County Board of Supervisors hereby appoints Marcea A. Clark as Public Defender for a two-year term to commence January 1, 2004 and terminate December 31, 2005.

Dated at Geneseo, New York

January 2, 2004

The roll was called as follows: Ayes – 1,686; Noes – 0; Absent – Rumble, 66; Adopted.

**RESOLUTION NO. 2004-004. APPOINTING THE COMMISSIONER OF SOCIAL SERVICES - WRIGHT**

Mr. Schuster moved and Mr. Martello seconded to present the following resolution:

RESOLVED, that the Livingston County Board of Supervisors hereby appoints Sandra Wright as Commissioner of Social Services to fill the unexpired term of W. Michael Woodhouse expiring on February 28, 2007 effective January 5, 2004 at an annual salary of \$85,000.00.

Dated at Geneseo, New York

January 2, 2004

Chairman Merrick asked Sandra Wright if she would like to say a few words to the Board of Supervisors. Sandra Wright stated this is an exciting opportunity for her. She indicated the interview process was interesting and she learned a lot through that process about the expectations of the Board of Supervisors. She reported she began her employment with Livingston County in 1970 as a Caseworker and became the Director of Services in 1979, and she is now ready for a new challenge. She indicated she does have some new objectives for the Department of Social Services that she will be reporting to the Intergovernmental Affairs Committee. She indicated the mission of the agency is to promote self-sufficiency and protect the vulnerable, and she will work with the staff to maintain this mission. She also stated she looks forward to working with the Board of Supervisors and the County Administrator and other department heads.

The roll was called as follows: Ayes – 1,686; Noes – 0; Absent – Rumble, 66; Adopted.

Chairman Merrick congratulated Sandra K. Wright on her appointment.

**RESOLUTION NO. 2004-005.      APPOINTING THE COUNTY HISTORIAN - ALDEN**

Mr. Schuster moved and Mr. Mahus seconded to present the following resolution:

RESOLVED, that the Livingston County Board of Supervisors hereby appoints Amie Alden of 4386 Adamson Road, Geneseo, NY 14454 to the position of County Historian effective January 1, 2004 with an annual salary of \$32,000.00 through December 31, 2004.

Dated at Geneseo, New York

January 2, 2004

Chairman Merrick asked Amie Alden if she would like to say a few words to the Board of Supervisors. Amie Alden stated this is the best way she knows how to start the new year and thanked the Board of Supervisors for giving her the opportunity. She indicated that the interview committee and the Intergovernmental Affairs Committee has devoted several months of endless dedication, and she is proud that Livingston County is among the few counties to recognize and value of local history. Amie Alden stated she understands the Board has set high expectations and goals for the Office of County Historian, and she looks forward to the challenge with enthusiasm. She thanked the Town Historians for being supportive, and acknowledged her husband Bill, daughters Kristina and Brandy for the endless support they have provided. She also mentioned her father former County Treasurer Joe and mother Rita Griffo who have provided her the best example of public service. She indicated she is looking forward to working with the entire Board of Supervisors and Department Heads and thanked them for the appointment.

The roll was called as follows: Ayes – 1,686; Noes – 0; Absent – Rumble, 66; Adopted.

Chairman Merrick congratulated Amie Alden on her appointment.

**RESOLUTION NO. 2004-006.      INCREASING MILEAGE RATE TO 37.54 EFFECTIVE  
JANUARY 1, 2004**

Mr. Deming moved and Mr. Walker seconded to present the following resolution:

RESOLVED, that the standard mileage rate for Livingston County is hereby 37.54 per mile effective January 1, 2004.

Dated at Geneseo, New York

January 2, 2004

The roll was called as follows: Ayes – 1,686; Noes – 0; Absent – Rumble, 66; Adopted.

**RESOLUTION NO. 2004-007.      AWARDING BID FOR NEW SKILLED NURSING FACILITY BID  
PACKAGE # 3 – HVAC**

Mr. Olverd moved and Mr. Yendell seconded to present the following resolution:

WHEREAS, after proper legal advertisement for bids for Bid Package #3 – HVAC, thirteen bids were received, then opened on November 20, 2003, now, therefore, be it

RESOLVED, that the bid of HMI Mechanical Systems, Inc. of 345 Route 14 South, Lyons, New York 14489, in an amount not to exceed Three Million Eight Hundred Sixty Seven Thousand Dollars (\$3,867,000.00), be and hereby is accepted as the lowest responsible bid, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with HMI Mechanical Systems, Inc., subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

January 2, 2004

County Attorney David Morris indicated this resolution was pulled at the 12/17/03 Board meeting. Lawman, the apparent low bidder, felt they should have been awarded the contract, however, after further review of their bid amount, they determined an additional \$186,000 for temporary heat was necessary. The County Attorney indicated that the bid submitted by Lawman could not legally be changed. After the County Attorney discussed this with Lawman's attorney, they agreed to withdraw their bid. The lowest responsible bidder at this time is HMI.

The roll was called as follows: Ayes – 1,686; Noes – 0; Absent – Rumble, 66; Adopted.

**OTHER BUSINESS**

## 1. Appointment of 2004 Standing Committees

A memorandum was distributed to each Chairperson requesting that they review the 2003 Committee Schedule and confirm the schedule for 2004.

Chairman Merrick appointed the 2004 Standing Committee as follows:

| <b>LIVINGSTON COUNTY BOARD OF SUPERVISORS STANDING COMMITTEES 2004</b>                                                                                  |                                                                                                                                             |
|---------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------|
| <b>CENTRAL SERVICES COMMITTEE</b><br>Olverd, Chairman<br>Schuster, Vice Chairman<br>Kennison<br>Moore<br>Mahus                                          | <b>FINANCE &amp; ADMINISTRATION COMMITTEE</b><br>Yendell, Chairman<br>Wahl, Vice Chairman<br>Brooks<br>Mahus<br>Deming<br>Walker<br>LeFeber |
| <b>HEALTH COMMITTEE</b><br>Walker, Chairman<br>Cansdale, Vice Chairman<br>Schuster<br>Kennison<br>Wahl<br>Davis<br>Martello                             | <b>HIGHWAY &amp; PUBLIC WORKS COMMITTEE</b><br>Moore, Chairman<br>Davis, Vice Chairman<br>Wahl<br>Brooks<br>Walker<br>Yendell<br>Rumble     |
| <b>INTERGOVERNMENTAL AFFAIRS COMMITTEE</b><br>Martello, Chairman<br>Pangrazio, Vice Chairman<br>Cansdale<br>LeFeber<br>Rumble                           | <b>LEGISLATIVE &amp; AGRICULTURAL AFFAIRS COMMITTEE</b><br>LeFeber, Chairman<br>Rumble, Vice Chairman<br>Cansdale<br>Schuster<br>Pangrazio  |
| <b>PERSONNEL &amp; EMPLOYEE RELATIONS COMMITTEE</b><br>Brooks, Chairman<br>Kennison, Vice Chairman<br>Moore<br>Deming<br>Olverd<br>Yendell<br>Pangrazio | <b>PUBLIC SAFETY &amp; CRIMINAL JUSTICE COMMITTEE</b><br>Mahus, Chairman<br>Deming, Vice Chairman<br>Davis<br>Olverd<br>Martello            |

Chairman Merrick requested that each Chairperson confirm the Committee Schedule as soon as possible and again thanked the Board for their cooperation.

## 2. Appointment of Jail Task Force Committee Until Deemed Appropriate

Gary Moore, Chairman Of Task Force, Vice Chairman of the Board

J. Peter Yendell, Chairman Of Finance

Mark E. Walker, Chairman Of Health

James Olverd, Chairman Of Central Services

Dennis Mahus, Chairman Of Public Safety

Dominic Mazza, County Administrator

Sheriff John York, Sheriff

David Allen, Supervisor Of Buildings And Grounds  
Clark Patterson, Architect, Engineer

3. Appointment of Historian Task Force Committee Until Deemed Appropriate  
Dominic F. Mazza, County Administrator, Chairman Of Task Force  
Domenick J. Martello  
Weston L Kennison  
Marjorie Cansdale  
Mark J. Schuster  
Joyce Rapp  
Ellen Herzman

### **REPUBLICAN CAUCUS**

The Republicans caucused again because each party had chosen the same paper as one of the official papers.

### **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 Genesee Country Express as being a paper fairly representing the party to which we belong, and we hereby designate Genesee Country Express to publish the concurrent resolutions of the legislature and the tax sale notices for the County of Livingston and do hereby designate The Lake and Valley Clarion as being a paper fairly representing the party to which we belong and we hereby appoint The Lake and Valley Clarion to publish election notices and the official canvass.

And, We further designate the Livingston County News as being a paper fairly representing the party to which we belong, and we hereby appoint the 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 the Livingston County News 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 are divided.

Dated at Geneseo, New York  
December 17, 2003

Mark J. Schuster, Chairman  
Marjorie Cansdale, Secretary  
Ivan C. Davis  
James C. Merrick  
Dennis P. Mahus  
Timothy R. Wahl  
Mark E. Walker

Gary D. Moore  
Domenick J. Martello  
Philip Brooks  
David LeFeber  
Daniel L. Pangrazio  
Christine Rumble (absent)

Chairman Merrick thanked the past Committee Chairpersons. He commented that he is trying to rotate the Committee Chairperson assignments. He asked that each Chairperson confirm the Committee schedule with the Clerk of the Board.

### **ANNOUNCEMENTS**

NYSAC will be conducting regional press conferences January 5 and January 6 to emphasize the need for significant Medicaid relief during the 2004 Legislative Session. Livingston County will be the host for the Greater Rochester Area Press Conference on January 5<sup>th</sup> at 11:00 a.m. in the Board Assembly Room. Please plan to attend this conference if your schedule permits. Erie County will host the Western New York Press Conference on January 6<sup>th</sup> at 3:00 p.m. at the Erie County Office Building, Buffalo, New York. On Thursday, January 8, 2004 a press conference will be held in Albany at 10:00 a.m. and all Chief Elected Officials, County Administrators and the NYSAC Board of Directors are

encouraged to participate. If anyone was interested in attending this press conference, they were to notify the Clerk of the Board on this day.

### **STATE OF THE COUNTY**

Chairman Merrick asked the Clerk of the Board to read the State of the County dated January 2, 2004. He commented that there has been a lot of work accomplished this passed year.

### **STATE OF THE COUNTY** **JANUARY 2, 2004**

*It is with a great feeling of pride and accomplishment that I am able to present the 2004 State of the County message.*

*Today represents the start of the 20<sup>th</sup> anniversary of my membership on the Board of Supervisors and my involvement in Livingston County government. Although I had a slight detour from 1988-1996, the accomplishments of this government over the last 20 years have been second to none among the Counties of New York State.*

*Thanking and recognizing the individuals who contributed to our success would be an impossible task. However, I believe that the untiring commitment and creativity of our department heads and staff, community involvement and the nonpartisan approach the Board of Supervisors has taken in facing the challenges of providing quality services and fiscal stability to our citizens are the overriding factors which have placed us in the position we are in today.*

*The year 2003 was one with many challenges and accomplishments. Among the achievements of this past year were:*

### **Operations**

- *In July, the groundbreaking ceremony for the new County Nursing facility in Mt. Morris was held. This \$40 million project will insure the availability of a variety of modern and up to date long-term care services for the community into the foreseeable future. The construction process commenced in July with the awarding of contracts for site and electrical work. Steel and foundation contracts were awarded in August, with the balance of the construction contracts having been bid in December. All indications are that the project will be completed within the estimated budget.*
- *In October, a three-year labor agreement was reached with the CSEA.*
- *In March, after many months of input, review, and participation by citizens and staff, the Conesus Lake Watershed Management Plan was completed and Conesus Lake Watershed Council was created. Several parts of the plan have already begun to be implemented and additional County funding for Lake related measures was included in the 2004 County Budget. Special recognition is due Tim Wahl for his Chairmanship of this effort and the outstanding work of David Woods and the Planning Department staff.*
- *Steps to establish a Livingston County Drug Court were initiated. This program, funded through the New York State Court System, will be a cooperative effort of the Court System and several County departments and agencies. It is hoped that this diversionary program will result in reducing the jail population, provide rehabilitation, and reduce recidivism.*
- *Throughout 2003, the County experienced consistently high counts for the inmate population housed in the County jail. The jail was originally designed to house 56 inmates, but with modifications and temporary housing variances granted by the New York State Department of Corrections, we have been allowed to house up to 75 long-term and an additional 20 short-term inmates. While we have been granted a continuation of these variances, we are now under a mandate to provide a permanent solution to our jail overcrowding which will result in a capital expansion of the County jail.*
- *In May, the Sheriff's Department re-instituted the K-9 Program with the purchase of two new dogs. This effort will provide drug search, bomb detection, tracking, building search, and handler protection services to the community.*
- *In 2003, it is expected that the E-911 Center will have the full capacity to locate and monitor wireless calls. This state of the art technology will greatly enhance emergency response times and the availability of information.*

- In 2003, the Livingston County E-911 Center was the first in New York State to be granted full accreditation by the 911 Coordinators Association and the New York State Sheriffs Association.
- Under the leadership of the Emergency Management Office and the Highway Department, the County provided excellent response to the flooding problems and damage as a result of the August rainstorm that affected the Nunda area.
- The Livingston County Highway Department completed 35.6 miles of road reconstruction and surface treatment projects in 2003. Other major accomplishments included bridge replacements in Sparta and North Dansville, culvert pipe replacements on River Road in Caledonia, 19 miles of crack sealing and nearly 500 miles of edge line and centerline striping.
- The Department of Health's planning for threats and emergencies and surveillance of communicable disease provided them with the necessary tools and skills for responding to the potential threat of SARS. While there were no cases of SARS in the County, there were several suspect cases that the Department responded to. The Department's DRT (Department Response Team) is prepared and ready to respond to potential situations.
- The Department of Health conducted its Annual Flu Clinics, serving the residents of the County. With the threat of a vaccine shortage and an early flu season, a special clinic was held in December, immunizing 353 infants, children and adults.
- Due to a vaccine storage failure, a local physician's office recalled over 600 clients for re-immunization of childhood immunization. The Department of Health assisted with the re-immunization effort to assure adequate immunization of the residents.
- In cooperation with the Livingston Area Transit Service, a fully operational, fixed route bus system was implemented in August. This system provides scheduled bus services to all of the towns in the County and will especially provide long needed transportation assistance to those seeking employment and services in Livingston County. The fixed route system was identified as a top priority in our 2001 transportation study.
- With the partnership of the Water and Sewer Authority, sewer services for Livonia Center and water services to the Hamlet of Scottsburg were installed and made operational. These projects resolved long-standing public health concerns in both of these communities.

### **Budget**

- In November, the 2004 County Budget was approved with a property tax rate of \$ 7.95, the same as 2003. However, this was only possible as a result of the Board of Supervisors decision in June to increase the local sales tax rate to 4%. This action comes nearly ten years after most of the counties in the region established the 4% rate.
- However, without relief from the uncontrolled growth in unfunded mandates, especially in the Medicaid program, all counties will continue to face heavy financial stress. For the 2004 Budget, the Livingston County share of Medicaid grew \$1.5 million, an increase of 18.5 %. Livingston County's Medicaid costs have risen nearly \$4 million since 1998 with an annual average increase in spending of 18.7 %.
- On the positive side, after an analysis of the financial operations of all New York State counties by Moody's Investors Service, Livingston County maintained it's excellent A1 rating and was given Positive outlook on the direction of it's financial operations. This is a great accomplishment in light of the fact that many other counties were downgraded with Negative outlooks.
- In 2003, the Board of Supervisors enacted Article 11 of the New York Real Property Tax Law. This action will allow for a more efficient system for the enforcement of delinquent taxes.
- Throughout 2003, the Board of Supervisors instituted a policy that required Board approval for the filling of all vacancies and purchases exceeding a \$1,000 limit.

### **Economic Development**

- In 2003, in spite of a very unfavorable national and regional economy, Livingston County continued to grow.
- Wal-Mart announced plans to construct a 220,000 square foot superstore in Geneseo.
- Sweeteners Plus, a Lakeville manufacturer of blended sweetener products for the food industry, completed its second expansion in five years, adding another 10,000 square foot and 10 jobs.

- *Gray Metal Products, an Avon manufacturer of HVAC ductwork that located in Livingston County in 1997, completed a 27,500 square foot building expansion that increased employment to over 150.*
- *Once again, Nut Butter Company, a manufacturer of organic nut butters, is currently constructing a 22,000 square foot expansion of its existing factory in Nunda and will nearly double its employment.*
- *Commodity Resource Corporation, a \$15 million start up agricultural outsource center, opened for business in December.*
- *Superior Foundations, a manufacturer of prefabricated concrete foundation walls, closed on the formerly vacant Industrial Ceramics building in Lima, commenced demolition of 50% of the structure and the construction of a 30,000 square foot expansion. Currently employing 50, the company expects to double its local employment.*
- *Bristol ID Technologies, a manufacturer of security identification products and systems, relocated from Ontario County to Lima, where it is currently constructing a new 15,000 square foot building. Thirty-seven jobs will relocate to the County with a growth to 50 employees expected.*
- *A \$400,000 Small Cities grant was obtained to expand the County's small business development efforts into four targeted village downtowns.*
- *Expanded our business development marketing efforts through the Livingston County Development Group with new brochures, increased outreach to site selectors, manufacturers forums and funding for Dansville Airport enhancement. During the PGA Championship, site selectors were brought to the County as part of a regional participation with the Greater Rochester Enterprise.*
- *Obtained recognition of our economic development responsiveness and creativity in the Wall Street Journal.*

#### **2004 Activities**

*In 2004 we anticipate the following activities:*

- *Maintain our strong financial operations and condition.*
- *Work closely with the NYS Department of Corrections to develop an acceptable plan to eliminate our jail over crowding problem and begin the detailed design of any expansion that may be necessary.*
- *Continuation of the construction for the new Skilled Nursing Facility on the Mount Morris Campus.*
- *Continuation of the fine efforts of the County Highway department in the improvement of our road and bridge system.*
- *In cooperation with LATS, continue the development of the Hamptons Corners Complex with the construction of a centralized transportation center.*
- *In collaboration with the community and the Genesee Health Valley Partnership, the Department of Health will continue to strive to improve the health status of Livingston County Residents.*
- *The Office of Emergency Management, the Sheriff's Department, and the Department of Health will continue to prepare and plan for emergency response to communicable disease outbreaks, emerging pathogens, and public safety threats.*
- *Growing local employment and development, in spite of the likelihood of being overshadowed by the continued rapid downsizing of Kodak. The surplus of manufacturing space caused by downsizing in the Rochester region, along with the absence of an Empire Zone, will continue to hinder attraction efforts to our industrial parks.*
- *The County will continue stepped up efforts initiated in 2003 for Dansville to overcome its double loss of Foster Wheeler and Ames Department store. Our newly funded Downtown Area Revitalization Program will facilitate this objective.*

*I want to recognize and thank retiring Social Services Commissioner Mike Woodhouse and County Historian Pat Schaap for their years of service and dedication to the citizens of Livingston County. My special thanks to County Administrator Nick Mazza for his leadership over the past 14 years and for the assistance he provides to the Board of Supervisors, and my heartfelt thanks to Virginia for all the help she provides to me.*

*I am appreciative of the support and cooperation I received in the past several years and look forward to meeting the challenges ahead. Livingston County will continue to prosper.*

*James C. Merrick  
Chairman of the Board*



Chairman Merrick stated that everyone has been involved in making this County a great place to work and a safe place to play. He promised that he will continue to do his best to lead the County in the right direction, and again thanked the entire Board of Supervisors, Department Heads and the County Administrator, the Clerk of the Board and the County Attorney, for all the support these provide.

Chairman Merrick announced that as of Monday, all the weapons of mass destruction equipment will be delivered to the County, and he extended his appreciation to the Director of Emergency Management Services Kevin Niedermaier for organizing the receipt of this equipment and preparing to train our staff.

**ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Walker to adjourn the meeting to Wednesday, January 14, 2004 at 1:30 p.m. Carried.

Adjournment at 2:42 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, JANUARY 14, 2004  
1:30 PM**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. LeFeber and Mr. Davis.

The Pledge of Allegiance.

**APPROVAL OF MINUTES**

Minutes of 12/17/03 Regular Meeting were approved as amended.

Minutes of 1/2/04 Organizational Meeting were approved as amended.

Mr. Davis entered.

**PUBLIC HEARING – 1:35 P.M.**

**LOCAL LAW NO. G – 2003 COUNTY OF LIVINGSTON PROVIDING SALARIES FOR CERTAIN COUNTY OFFICERS FOR THE YEAR 2004**

The Chairman opened the Public Hearing to receive comments on the Local Law No. G 2003 in accordance with the notices published in the official newspapers.

Chairman Merrick asked the County Attorney to comment. County Attorney David Morris stated that any County Official in between their term of office must be listed on this local law.

The Chairman asked if anyone wished to speak on Local Law No. G – 2003 to please come forward and sign in at the podium. No one wished to speak.

The Chairman stated that the Public Hearings would remain open until the end of the meeting.

**COMMUNICATIONS**

1. Inter-County Association of Western New York meeting to be held February 20, 2004 at 9:30 a.m. at Moonwinks Restaurant in Cuba New York, Allegany County. Program to be announced.
2. Livingston County Industrial Development Agency 2004 Adopted Budget.
3. NYSAC 2004 Legislative Conference to be held February 1-3, 2004 at the Desmond Hotel and Conference Center, Albany, New York. Please inform the Clerk by January 14, 2004, if you plan to attend this conference.
4. Thank you note from Bob Lonsberry for sponsoring the flu clinic.
5. Letter from Kathleen Swift thanking the Board of Supervisors for supporting Cornell Cooperative Extension and the 4-H program.
6. An informational packet from Senator Dale M. Volker regarding an update on tax cuts and new laws.
7. Letter from Marvin Decker, Chairman of the Wayne County Board of Supervisors regarding EPA Air Quality Designation for the Genesee-Finger Lakes Region.
8. Notification from the Office of the State Comptroller of the Average Estimated Cost Thresholds for Certain Special Districts for 2004.
9. Thank you note from Virginia Amico.
10. Thank you note from Chairman James C. Merrick.
11. 2004 Schedule of Committee Meetings.
12. Letter from Senator Charles E. Schumer regarding the U.S. Department of Homeland Security Industry Forum.
13. Letter from Assemblyman Daniel J. Burling regarding his efforts to obtain an Empire Zone for Livingston and Wyoming counties.

**RESOLUTION NO. 2004-008.      ABSTRACT OF CLAIMS #12B – DECEMBER 24, 2003**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #12B dated December 26, 2002 in the total amount of \$1,976,153.98.

Dated at Geneseo, New York

January 8, 2003

Finance & Administration Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-009.      APPROVING ABSTRACT OF CLAIMS #1A – JANUARY 8, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #1A dated January 8, 2003 in the total amount of \$1,721,944.37.

Dated at Geneseo, New York

January 8, 2003

Finance & Administration Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

Geneseo Supervisor Kennison welcomed the group of students from York Central School government class and asked the Chairman of the Finance & Administration Committee to explain the purpose of the Abstract of Claims. Chairman Yendell explained that the Abstract of Claims is a listing of all the bills that have to be paid in order to allow the County to operate. Chairman Merrick mentioned for the benefit of people in the audience that all resolutions are processed through the Committee system and have been discussed at length in the committee meetings.

**PRIVILEGE OF THE FLOOR**

1. Sheriff John M. York – Honoring Kathy Guarino, Telephone Operator/Government Center, for Exemplary Achievement

On behalf of the Board of Supervisors, the Livingston County Sheriff's Department, and the people that reside in this County, Sheriff York commended Kathy Guarino for her alertness and attentive response to identifying a forged immigration document that was being distributed across the United States through the deceitful intentions of subjects from Nepal. Through her efforts, this act was brought to a halt in Livingston County, and all State law enforcement agencies were notified to prevent further forged documents and the entry of these illegal immigrants into the United States. Sheriff York commended Kathy for the fine job she does as Telephone Operator in the Government Center on a daily basis, and stated he is extremely proud of her exemplary achievement in stopping this serious threat.

Sheriff York presented Kathy Guarino with a Sheriff's cup, pin and Certification of Accommodation for Outstanding Service.

The Board of Supervisors performed a standing ovation.

Chairman Merrick stated that if more people would get involved and become aware of their surroundings, this country would be a safer and better place to live. He thanked Kathy Guarino for being observant.

**PREFERRED AGENDA****RESOLUTION NO. 2004-010.      APPOINTING MEMBERS TO THE LIVINGSTON COUNTY BOARD OF HEALTH - CAREY AND WALKER**

RESOLVED, that the following individuals are appointed to the Livingston County Board of Health for the term designated:

Carol Carey of 2 Melody Lane, Geneseo, New York 14454  
Mark Walker of 7630 Walker Rd., Wayland, NY

**TERM**

1/1/04 – 12/31/09  
1/1/04 – 12/31/04

Dated at Geneseo, New York  
January 14, 2004  
Health Committee

**RESOLUTION NO. 2004-011. APPOINTING MEMBERS TO THE BOARD OF THE LIVINGSTON COUNTY WATER AND SEWER AUTHORITY – BROOKS, MOORE**

RESOLVED, that the following individuals be appointed to the board of the Livingston County Water and Sewer Authority for a term to expire on December 31, 2006:

Philip S. Brooks, 2025 Paine Road, P.O. Box 873, Nunda, NY 14517

Gary D. Moore, 2085 Dunkley Road, Leicester, NY 14481

Dated at Geneseo, New York  
January 14, 2004  
Highway & Public Works Committee

**RESOLUTION NO. 2004-012. APPOINTING MEMBER TO THE CORNELL COOPERATIVE EXTENSION OF LIVINGSTON COUNTY BOARD OF DIRECTORS - LEFEBER**

RESOLVED, that the Livingston County Board of Supervisors hereby appoints the following person to the Cornell Cooperative Extension of Livingston County Board of Directors for a term commencing January 1, 2004 and terminating December 31, 2004:

David L. LeFeber - Town of Avon, 2796 Pole Bridge Road, Avon NY 14414 (Chairman of the Legislative and Agricultural Affairs Committee).

Dated at Geneseo, New York  
January 14, 2004  
Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-013. APPOINTING VOTING REPRESENTATIVES TO THE INTER-COUNTY ASSOCIATION OF WESTERN NEW YORK - BROOKS, SCHUSTER, MARTELLO**

RESOLVED, that the following persons are hereby appointed as Livingston County voting representatives for the Inter-County Association of Western New York, for a term expiring December 31, 2004:

Philip S. Brooks, Supervisor, Town of Nunda, 2025 Paine Road, P.O. Box 773, Nunda, NY 14517

Mark J. Schuster, Supervisor, Town of Sparta, 6464 Liberty Pole Road, Dansville, NY 14437

Domenick J. Martello, Supervisor, Town of Ossian, 4939 Blank Hill Road, Dansville, NY 14437

Dated at Geneseo, New York  
January 14, 2004  
Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-014. PROVIDING FOR PUBLIC HEARING FOR SMALL CITIES GRANT PROPOSALS FOR 2004**

WHEREAS, Livingston County Board of Supervisors wishes to apply for a Small Cities Grant Program funding, and

WHEREAS, a public hearing is required to discuss community development needs and priorities, to provide residents with information about the priorities and to provide residents with information about the Small Cities Program, it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby schedules a public hearing to be held on Wednesday, January 28, 2004 at 1:35 PM in the Board of Supervisors Assembly Room, Livingston County Government Center, Third Floor, Geneseo, New York, and at least six (6) days notice shall be given by 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  
January 14, 2004

## Legislative &amp; Agricultural Affairs Committee

**RESOLUTION NO. 2004-015. REAPPOINTING MEMBERS TO LIVINGSTON COUNTY PLANNING BOARD - FOWLER, FOLTS, YULL, LEA, CAPLAN, NEENAN, HUNT, FASANO, CRANDALL, GRAHAM**

RESOLVED, that the following persons are hereby reappointed to the Livingston County Planning Board for a term commencing January 1, 2004, and expiring December 31, 2006:

Town of Caledonia – vacant

Village of Caledonia – Diane Fowler, 3029 Main Street, Caledonia, NY 14423

Town of Geneseo – Dwight Folts, 9 Oak Street, Geneseo, NY 14454

Village of Geneseo – Robert Yull, 78 North Street, Geneseo, NY 14454

Town of Groveland – Ruth Lea, 5545 Cottonwood Drive, Conesus, NY 14435

Town of Leicester – Barry Caplan, Sundance Books, 106 Main Street, Geneseo, NY 14454

Town of Lima – Dennis Neenan, 2275 Clay Street, Lima, NY 14485

Village of Mt. Morris – Ann Hunt, 35 Case Street, Mt. Morris, NY 14510

Town of York – Marjorie Fasano, PO Box 164, Retsof, NY 14539

and, be it further

RESOLVED, that the following persons are hereby reappointed to the Livingston County Planning Board for a term commencing January 1, 2004, and expiring December 31, 2004:

Alternate At-Large #1 – John Crandall, 10115 State Road, Dalton, NY 14836

Alternate At-Large #2 – W. Joseph Graham, 5449 Barber Road, Dansville, NY 14437

Dated at Geneseo, New York

January 14, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-016. REAPPOINTING MEMBERS TO THE COMMUNITY INITIATIVES COUNCIL - MARTIN, PARISH, TERRY, HERRING**

RESOLVED, that the following persons are hereby appointed to the Livingston County Community Initiatives Council, as representatives of the Low Income Sector, for a term commencing on January 1, 2004, and expiring December 31, 2006:

Robert Martin, 4812 Littleville Road, Avon, NY 14414

David A. Parish, American Red Cross, County Government Center, Room 107, Geneseo, NY 14454

Debbie Terry, 4950 Lakeville Road, Apartment A, Geneseo, NY 14454

Ruth Herring, 6555 Groveland Hill Road, Groveland, NY 14462

vacant

Dated at Geneseo, New York

January 14, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-017. REAPPOINTING MEMBERS TO LIVINGSTON COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL - DONNAN, SWANSON, WALKER, GRACE, DAVIS, MCCLEARY, MEEKIN, PARISH, VANHOUTEN**

RESOLVED, that the following people are hereby reappointed to the Livingston County Environmental Management Council for a term to expire December 31, 2005:

**To represent Industry-Commerce:**

Vacant

Vacant

Vacant

Vacant

Vacant

**To represent Agriculture:**

Robert Donnan, 4722 Chandler Road, Piffard, NY 14533

David H. Swanson, 7014 Begole Road, Mt. Morris, NY 14510

Susan Walker, 7630 Walker Road, Wayland, NY 14572

Eric Grace, Genesee Valley Conservancy, PO Box 73, 4029 Roots Tavern Road, Geneseo, NY 14454

Vacant

**Citizens:**

Barbara Davis, 5258 Lakeville Road, Geneseo, NY 14454

William McCleary, 3247 Bronson Hill Road, Livonia, NY 14487

Jean Meekin, 3991 Graywood Center Road, Geneseo, NY 14454

David W. Parish, 5 Crosset Road, Geneseo, NY 14454

Ralph VanHouten, 1704 Parkside Place, Lima, NY 14485

Vacant

Vacant

Vacant

Dated at Geneseo, New York

January 14, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-018. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY FIRE ADVISORY BOARD – LANG, LINSNER, MANLEY, MAHUS**

RESOLVED, that the following persons are hereby appointed to the Livingston County Fire Advisory Board for a three-year term commencing January 1, 2004 and expiring December 31, 2006:

Norbert Lang, 7246 Depot Road, Springwater, NY 14560

Melvin Linsner, 4826 Lima Road, Geneseo, NY 14454

Donald Manley, 465 Sand Hill Road, Caledonia, NY 14423

Dennis Mahus, 53 Chestnut Avenue, Dansville, NY 14437

Dated at Geneseo, New York

January 14, 2004

Public Safety and Criminal Justice Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the Preferred Agenda.

Motion made by Mr. Walker and seconded by Mr. Wahl to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent – LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-019. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A LEASE AGREEMENT WITH THE UNITED STATES GOVERNMENT FOR OFFICE SPACE – JUDGE RICHARD WESLEY**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a lease agreement with the United States Government for office space for Judge Richard Wesley, after review by the County Attorney and County Administrator, and pursuant to the authority granted by Local Law No. 6 of 2003.

Dated at Geneseo, New York

January 14, 2004

Central Services Committee

Geneseo Supervisor Kennison explained to the students in attendance of this Board meeting that the resolutions are discussed by smaller groups of the Board, and then if the group deems appropriate, the issue is then forwarded to the Board for approval. Mr. Kennison continued to explain that the Chairman of the Committee (group) presents the resolution by asking the Board for unanimous consent. If a Supervisor, for whatever reason, does not want to have the Board vote on the issue, he/she can object to unanimous consent and the issue is tabled until the next Board meeting.

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-020.      AWARDING BID FOR PATIENT TRANSFER LIFTS FOR NEW SKILLED NURSING FACILITY**

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

WHEREAS, after proper legal advertisement for bids for patient transfer lifts for the new Skilled Nursing facility, five bids were received, then opened on December 4, 2003, now, therefore, be it

RESOLVED, that the bid of Nor-Am Patient Care Products, Inc. of P.O. Box 543, Lewiston, NY 14092-0543, in an amount not to exceed Two Hundred Sixty Eight Thousand Three Hundred Twelve Dollars (\$268,312.00), be and hereby is accepted as the lowest responsible bid, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Nor-Am Patient Care Products, Inc., subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

January 14, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

Chairman of Finance & Administration Committee Yendell announced that the Finance & Administration Committee did not conduct a meeting; however, the Committee has signed the resolutions.

**RESOLUTION NO. 2004-021.      AUTHORIZING TRANSFER OF FUNDS – CENTRAL SERVICES**

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

RESOLVED, that the County Treasurer 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 14, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-022.      AMENDING 2004 COUNTY BUDGET – MENTAL HEALTH**

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

RESOLVED, that the 2004 Mental Health budget be amended as follows:

| <b>Department</b>              | <b>Revenue</b> | <b>Description</b>      | <b>Amount</b> |
|--------------------------------|----------------|-------------------------|---------------|
| Increase Revenue Account       | A4323          | 3492GLOW Family Support | \$244,771.00  |
| Increase Appropriation Account | A4323          | 4198GLOW Family Support | \$244,771.00  |

Dated at Geneseo, New York

January 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-023. ESTABLISHING PETTY CASH FOR VARIOUS DEPARTMENTS FOR THE YEAR 2004**

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

RESOLVED, that the following petty cash amounts and designees be established for the year 2004 as follows:

| <u>DEPARTMENT</u>       | <u>CUSTODIAN</u>  | <u>2004 AMOUNT</u> |
|-------------------------|-------------------|--------------------|
| Board of Sup./Cty. Adm. | Terrence Donegan  | \$ 100.00          |
| Community Services      | Mark Brown        | \$ 5,000.00        |
| County Clerk            | James Culbertson  | \$ 750.00          |
| County Treasurer        | Carolyn Taylor    | \$ 2,000.00        |
| Department of Health    | Joan Ellison      | \$ 150.00          |
| Economic Development    | Patrick Rountree  | \$ 150.00          |
| Highway                 | Donald Higgins    | \$ 1,000.00        |
| Personnel               | Tish Lynn         | \$ 100.00          |
| Planning                | David Woods       | \$ 125.00          |
| Probation               | Edward Erhard     | \$ 350.00          |
| Sheriff's Dept.         | John York         | \$ 2,500.00        |
| SNF – Geneseo           | Frank Bassett     | \$ 500.00          |
| SNF – Campus            | Peter Carter      | \$ 2,300.00        |
| Social Services         | Sandra Wright     | \$ 2,000.00        |
| Weights & Measurers     | Michael Cloonan   | \$ 150.00          |
| Women's Health Center   | Joan Ellison      | \$ 500.00          |
| Workforce Development   | C. Keith Mitchell | \$ 300.00          |
| Youth Bureau            | C. Keith Mitchell | \$ 100.00          |

Dated at Geneseo, New York

January 14, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-024. AUTHORIZING A CONTRACT RENEWAL WITH STUART I. BROWN ASSOCIATES, INC. FOR GRANT WRITER SERVICES FOR 2004 AND 2005**

Mr. Yendell 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, 2004 and terminate December 31, 2005 and the contract price per day shall be Five Hundred Fifty One Dollars and Twenty Five Cents (\$551.25) for 2004 and an increase of five percent per diem for 2005, 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 Attorney and County Administrator.

Dated at Geneseo, New York

January 14, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-025. AUTHORIZING THE CHAIRMAN TO FILE APPLICATIONS FOR GRANT ASSISTANCE UNDER THE LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND (LGRMIF)**

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

WHEREAS, Livingston County has been awarded numerous grants from the New York State Archives Grants Unit, and

WHEREAS, the New York State Archives is receiving applications for the award of additional Records Management Grants, and

WHEREAS, the County of Livingston intends to utilize additional State funding to assist in carrying out Records Management proposals and initiatives now, therefore, be it



RESOLVED, that the Livingston County Chairman of the Board of Supervisors is hereby authorized to file applications for grant assistance under the Local Government Records Management Improvement Fund (LGRMIF) to help continue the County's Records Management Program.

Dated at Geneseo, New York

January 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-026.      CORRECTING TAX ROLL – TOWN OF AVON**

Mr. Yendell 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 parcel) application for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Town of Avon on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcel was 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| Year, Town & Premises | Taxing Jurisdiction | Original<br>Tax Bill | Corrected<br>Tax Bill | Refunds     | Chargebacks to<br>Taxing<br>Jurisdictions |
|-----------------------|---------------------|----------------------|-----------------------|-------------|-------------------------------------------|
| 1. 2004 AVON          | Livingston County   | \$1328.97            | \$1215.70             | \$0.00      | \$113.27                                  |
| WALKER, Ronald S.     | Avon Town Tax       | 658.70               | 602.56                | 0.00        | 56.14                                     |
| and Susan S.          | Avon Fire 1         | <u>348.04</u>        | <u>348.04</u>         | <u>0.00</u> | <u>0.00</u>                               |
| Tax Map Number        | Total               | \$2335.71            | \$2166.30             | \$0.00      | \$169.41                                  |
| 54.-1-5.41            |                     |                      |                       |             |                                           |

Dated at Geneseo, New York

January 14, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-027.      ESTABLISHING A NEW ACCOUNT – PUBLIC HEALTH**

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

WHEREAS, State grant revenue funding has been awarded to the Livingston County Department of Health, it is hereby

RESOLVED, that the County Treasurer is authorized to establish Revenue Account A4108.3472 State Aid Special Health Programs in the amount of \$10,000.00 and establish the following Appropriation Accounts:

|            |                   |                 |
|------------|-------------------|-----------------|
| A4108.1000 | Personal Services | \$7,989.00      |
| A4108.4060 | Office Supplies   | \$290.00        |
| A4108.4100 | Postage           | \$100.00        |
| A4108.4340 | Mileage           | \$350.00        |
| A4108.8100 | FICA              | \$771.00        |
| A4108.8200 | Retirement        | <u>\$500.00</u> |
|            |                   | \$10,000.00     |

Dated at Geneseo, New York

January 14, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-028. AUTHORIZING THE CHAIRMAN TO SIGN A MEMORANDUM OF AGREEMENT WITH THE CORNELL COOPERATIVE EXTENSION ASSOCIATION OF LIVINGSTON COUNTY FOR PAYMENT OF COUNTY APPROPRIATIONS FOR 2004**

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

RESOLVED, that the sum of \$367,608 is hereby appropriated to the Cooperative Extension Association of Livingston County for the fiscal year beginning January 1, 2004, and ending December 31, 2004, 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 \$367,608 in twelve monthly installments in advance of the first day of each month beginning January 1, 2004, 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 above Association to expend the funds only for the purpose set forth in said budget of said Association referred to herein and requiring an 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 Attorney and County Administrator.

Dated at Geneseo, New York

January 14, 2004

Finance & Administration Committee

Chairman Yendell reported that the sum paid to Cornell Cooperative Extension of Livingston County reflects a 4% increase.

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-029. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE OFFICE FOR THE AGING ANNUAL IMPLEMENTATION PLAN FOR FISCAL YEAR APRIL 1, 2004 THROUGH MARCH 31, 2005**

Mr. Walker 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 for the fiscal year April 1, 2004 through March 31, 2005, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

January 14, 2004

Health Committee

Mr. Walker announced that this resolution was not presented at a Health Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-030. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH AS FOLLOWS: JACK VENESKY, CPA, NEW YORK STATE DEPARTMENT OF HEALTH FOR RABIES AND RURAL HEALTH NETWORK RENEWAL, ROCHESTER REGIONAL HEALTHCARE ASSOCIATION**

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

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

**Contractor**

**Jack Venesky, CPA**

6114 Route 31

Cicero, New York 13039

For Annual Hospice Consulting and Cost Report

**New York State Department of Health**

**Term**

3/1/04-5/31/05

4/1/03-3/31/04

Bureau of Communicable Disease Control

Zoonoses Program

Room 621 Corning Tower, ESP

Albany, NY 12237-0627

For Rabies Program

**NYSDOH for Rural Health Network Development**

1/1/03-03/31/04

Office of Rural Health

Corning Tower, Room 1119, ESP

Albany, NY 12237

For Rural Health Network Renewal

**Rochester Regional Healthcare Association**

1/1/04 – 12/31/06

3445 Winton Place, Suite 222

Rochester, NY 14623-2950

For Community-Wide Transfer Agreement For Livingston County Facilities

Dated at Geneseo, New York

January 14, 2004

Health Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-031. ESTABLISHING THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH CERTIFIED HOME HEALTH AGENCY FEES FOR 2004**

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

WHEREAS, after a review of the Agency's 2003 projected cost/unit of service, the estimated cost/unit of service, the Medicare and Medicaid cost limits, as well as the estimated 2004 Medicaid Rates, the Livingston County Department of Health has requested changes to its 2004 fee structure for the Certified Home Health Agency, now, therefore be it

RESOLVED, that the following schedule of charges for the Livingston County Certified Home Health Agency be effective January 1, 2004:

| Discipline              | Billing   | 1999    | 2000     | 2001     | 2002     | 2003<br>Modified | 2004     |
|-------------------------|-----------|---------|----------|----------|----------|------------------|----------|
| Skilled Nursing         | Per Visit | \$82.00 | \$85.00  | \$90.00  | \$105.00 | \$115.00         | \$130.00 |
| Physical Therapy        | Per Visit | \$70.00 | \$83.00  | \$93.00  | \$93.00  | \$95.00          | \$100.00 |
| Speech Pathology        | Per Visit | \$83.00 | \$83.00  | \$100.00 | \$100.00 | \$100.00         | \$110.00 |
| Occupational Therapy    | Per Visit | \$66.00 | \$83.00  | \$100.00 | \$100.00 | \$100.00         | \$110.00 |
| Medical Social Services | Per Visit | \$83.00 | \$83.00  | \$100.00 | \$100.00 | \$100.00         | \$110.00 |
| Home Health Aide        | Per Visit | \$54.00 | \$54.00  | \$60.00  | \$60.00  | \$63.00          | \$65.00  |
| Home Health Aide        | Per Hour  |         |          | \$35.00  | \$35.00  | \$37.00          | \$40.00  |
| Nutrition               |           |         | \$120.00 | \$120.00 | \$120.00 | \$120.00         | \$120.00 |

Dated at Geneseo, New York

January 14, 2004

Health Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-032. ESTABLISHING HOSPICE FEES FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH**

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

RESOLVED, that the Hospice Program of the Livingston County Department of Health is authorized to set their Daily Insurance Reimbursement Rates as follows, effective January 1, 2004:

| Service              | Previous Fee      | New Fee          |
|----------------------|-------------------|------------------|
| Home Care            | \$135.00 per day  | \$135.00 per day |
| Continuous Home Care | \$ 35.00 per hour | \$ 35.00 per day |

|                                    |                  |                  |
|------------------------------------|------------------|------------------|
| Respite Care in Hospital           | \$150.00 per day | \$150.00 per day |
| General In-patient Care (Hospital) | \$560.00 per day | \$570.00 per day |

Dated at Geneseo, New York

January 14, 2004

Health Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-033. APPROVING THE OFFICIAL UNDERTAKING OF PUBLIC EMPLOYEES FIDELITY (BLANKET) BOND FOR GENESEE/FINGER LAKES REGIONAL PLANNING COUNCIL**

Mrs. Rumble presented the following resolution and moved its adoption:

WHEREAS, the County of Livingston has appropriated the sum of \$9,970.00 as its share of the 2004 operating funds of the Genesee/Finger Lakes Regional Planning Council; and

WHEREAS, pursuant to Section 119-oo of the General Municipal Law of the State of New York, the County is authorized to provide for the payment of such appropriations to an officer of the agency designated by the agency to receive such monies provided that such officer shall have executed an official undertaking approved by the governing body of the County; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has designated David S. Zorn, Executive Director of the Council, as the officer to receive payments of such monies; and

WHEREAS, the Genesee/Finger Lakes Regional Planning Council has secured a Public Employees Fidelity (Blanket) Bond, issued by National Grange Mutual Insurance Company, providing faithful performance blanket bond coverage for officers and employees of the Council in the amount of \$220,000.00; now, therefore be it,

RESOLVED, that the Livingston County Board of Supervisors hereby approves such bond as the official undertaking required pursuant to Section 119-oo of the General Municipal Law.

Dated at Geneseo, New York

January 14, 2004

Legislative & Agricultural Affairs Committee

Mrs. Cansdale announced that this resolution was not presented at a Legislative & Agricultural Affairs Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-034. RESCINDING RES. NO. 2004-004 AND APPOINTING THE COMMISSIONER OF SOCIAL SERVICES - WRIGHT**

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

WHEREAS, Res. No. 2004-004 appointed Sandra Wright as Commissioner of Social Services to fill the unexpired term of W. Michael Woodhouse expiring on February 28, 2007 effective January 5, 2004 at an annual salary of \$85,000.00, and

WHEREAS, the appointment should have been for a full five-year term, it is hereby

RESOLVED, that Res. No. 2004-004 is hereby rescinded, and it is further

RESOLVED, that the Livingston County Board of Supervisors hereby appoints Sandra Wright as Commissioner of Social Services for a term commencing on January 5, 2004 and expiring on January 4, 2009 at an annual salary of \$85,000.00.

Dated at Geneseo, New York

January 14, 2004

Personnel & Employee Relations Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-035. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH THE COUNTY OF MONROE PUBLIC SAFETY LABORATORY, REGIONAL CRIME LABORATORY, FOR FORENSIC LABORATORY SERVICES**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute a contract with the Monroe County Public Safety Laboratory, Regional Crime Laboratory, for Forensic Laboratory Services for a period January 1, 2004 through December 31, 2006, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

January 14, 2004

Public Safety & Criminal Justice Committee

Chairman of Public Safety & Criminal Justice Committee Mahus indicated this contract covers all local police departments.

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**RESOLUTION NO. 2004-036. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN AN AGREEMENT WITH AT&T CORPORATION FOR AN INMATE CALLING PROGRAM**

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

RESOLVED, that Livingston County Sheriff John M. York is hereby authorized to execute an Agreement with the AT&T Corporation for an inmate calling program for a period January 1, 2004 through December 31, 2009, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

January 14, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

**CLOSE PUBLIC HEARING**

The Chairman asked if anyone wished to speak at this time regarding the Public Hearing. No one wished to speak.

The Chairman declared the public hearing closed.

**MOTION TO MOVE LOCAL LAW G - 2003 FOR A ROLL CALL VOTE**

Mr. Kennison moved Mr. Moore seconded to call Local Law No. G - 2003 to the table. Carried.

**VOTE ON LOCAL LAW NO. G - 2003**

**LOCAL LAW NO. 1 - 2004 - COUNTY OF LIVINGSTON PROVIDING SALARIES FOR CERTAIN COUNTY OFFICERS FOR THE YEAR 2004**

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 Director of Real Property Tax Services shall be increased by \$1,725.00.

Section 3. Effective as hereinafter provided, the annual salary of the County Highway Superintendent shall be increased by \$2,000.00.

Section 4. Effective as hereinafter provided, the annual salary of the County Treasurer shall be increased by \$3,100.00.

Section 5. Effective as hereinafter provided, the annual salary of the Personnel Officer shall be increased by \$2,000.00.

Section 6. All salaries set forth herein shall be effective as of January 1, 2004.

Section 7. 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 8. This Local Law is subject to permissive referendum.

Dated at Geneseo, New York

December 17, 2003 (Introduced)

January 14, 2004 (Adopted)

The roll was called as follows: Ayes - 1,577; Noes - 0; Absent - LeFeber, 175; Adopted.

### **OTHER BUSINESS**

1. Clerk of the Board announced the following Chairman of the Board Appointments for the Year 2004 or for the term designated:
  - a. Genesee/Finger Lakes Regional Planning Council – Marjorie Cansdale, Chairman Designee; Weston Kennison, Member; Robert Yull, Member; Mark Walker, Alternate Member; Patrick Rountree, Ex-Officio Member; David Woods, Ex-Officio Member
  - b. Genesee Transportation Council – David Woods, Alternate member for Chairman James Merrick
  - c. GLOW Solid Waste Committee – Gary Moore, Chairman Designee; Christine Rumble, Member; Daniel Pangrazio, Member; Cathy Muscarella, Alternate Member
  - d. Agricultural and Farmland Protection Board – Donald Walker, Active Farmer, 6/1/07
2. Chairman of the Central Services Committee Olverd indicated the Board adopted a resolution on January 2, 2004 awarding the HVAC contract for the new nursing facility. He indicated he understands there are problems with this bid and questioned whether the Board should rescind the resolution. The County Attorney responded that he does not want to rescind the resolution until we rebid.
3. York Supervisor Deming recognized the York Student Government Class and thanked them for attending this meeting.
4. Chairman of Public Safety & Criminal Justice Mahus reminded the Committee that the next meeting will be held on Tuesday, January 20, 2004 at 1:30 p.m. instead of January 19, 2004 due to Martin Luther King holiday.
5. Geneseo Supervisor Kennison concurred with York Supervisor Deming's remarks above and encouraged the students to get involved. He also stated that Supervisors would be available after the meeting if anyone has any questions.
6. West Sparta Supervisor Cansdale indicated there are new rules and regulations effective January 4, 2004 regarding the new state commercial driving law. County Attorney David Morris stated he would research this matter and provide the information to the Board. York Supervisor Deming asked that the information be provided as soon as possible.

### **ADJOURNMENT**

Motion made by Mr. Mahus and seconded by Mr. Wahl to adjourn until Wednesday, January 28, 2004 at 1:30 p.m. Carried.

The Board adjourned at 2:22 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, JANUARY 28, 2004  
1:30 PM**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mrs. Rumble and Mr. Walker.

The Pledge of Allegiance.

**APPROVAL OF MINUTES**

Minutes of 1/14/04 Regular Meeting were approved as presented.

**PUBLIC HEARING – 1:35 P.M.**

The Chairman opened the Public Hearing to receive comments on the 2004 Small Cities Grant Program in accordance with the notices published in the official newspapers.

Chairman Merrick asked Stu Brown to comment.

S. Brown explained the purpose of the public hearing is to announce the availability of small cities grant money for 2004 and to indicate the County's potential interest in applying for funding under this program. This is an annual program the County has taken advantage of for several years. A handout (on file) was distributed that outlines the program and guidelines and how the State will rate the applications. The application format is basically unchanged. The application is due April 5. A total of \$55 million is available statewide and 30% is set aside for economic development projects. Counties can apply for up to \$600,000. The County must conduct two public hearings. The second public hearing will be for the purpose to announce the projects.

The Chairman asked if anyone wished to speak on the 2004 Small Cities Grant Program.

A gentleman from the audience raised his hand and asked who is eligible for the program. S. Brown responded that only government entities such as cities, towns, villages and County are eligible to apply for the funding. The gentleman also questioned the timeline of the process. S. Brown responded that April 5 is the deadline for submitting applications. S. Brown stated that if any Supervisor has any further questions, to contact his office.

The Chairman stated that the Public Hearings would remain open until the end of the meeting.

**COMMUNICATIONS**

1. New York State Executive Budget for Fiscal-Year 2004-2005 is on file.
2. Notice of Claim in the matter of Kristen Stangle versus the County of Livingston, the Livingston County Sheriff's Department and Deputy Michael Dougherty.
3. Letters from Senator Dale M. Volker and Assemblyman Daniel J. Burling urging Governor George Pataki to designate Empire Zones in Livingston and Wyoming counties.

**RESOLUTION NO. 2004-037.      APPROVING ABSTRACT OF CLAIMS #1B – JANUARY 28, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #1B dated January 28, 2004 in the total amount of \$1,432,464.93.

Dated at Geneseo, New York

January 28, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**PRIVILEGE OF THE FLOOR**

- David Woods, Planning Director and Jill Alcorn and Robert Martin of Genesee Valley Rural Preservation

David Woods, Planning Director, introduced Jill Alcorn and Robert Martin of Genesee Valley Rural Preservation, and stated they are here to briefly explain the Home grant application and the grant application for Home Funds for Rehabilitation of Owner-Occupied Homes in Livingston County.

J. Alcorn explained the two resolutions that will be presented to the Board of Supervisors today.

### **PREFERRED AGENDA**

#### **RESOLUTION NO. 2004-038. APPOINTING HEARING BOARD MEMBERS FOR THE ADMINISTRATION OF THE LIVINGSTON COUNTY SOURCE SEPARATION LAW – COYNE, VREELAND, DONAHUE**

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 the Local Law, now therefore be it

RESOLVED, that the following persons be appointed to the Hearing Board for the term commencing January 1, 2004 and terminating December 31, 2005:

Ellen Coyne, 5117 Littleville Road, Avon, NY 14414

Sanford Vreeland, 2561 Kingston Road, Leicester, NY 14481

Brenda Donahue, Alternate, 5553 Mission Road, Conesus, NY 14435

Dated at Geneseo, New York

January 28, 2004

Highway & Public Works Committee

#### **RESOLUTION NO. 2004-039. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY SOIL AND WATER CONSERVATION BOARD – MAXWELL, MOORE, LEFEBER**

RESOLVED, that the following member be appointed to the Livingston County Soil & Water Conservation District Board of Directors for a term to expire December 31, 2006:

John Maxwell, At Large Member, 3977 Lakeville-Groveland Road, Geneseo, NY 14454

and, it is further

RESOLVED, that the following members be appointed to the Livingston County Soil & Water Conservation District Board of Directors for a term to expire December 31, 2004:

Gary D. Moore, Supervisor Member, 2085 Dunkley Road, Leicester, NY 14481

David L. LeFeber, Supervisor Member, 2796 Pole Bridge Road, Avon, NY 14414

Dated at Geneseo, New York

January 28, 2004

Legislative & Agricultural Affairs Committee

#### **RESOLUTION NO. 2004-040. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY TRAFFIC SAFETY BOARD – KREILEY, SMITH, ROWE, ACE, PURTELL, GATES, HARRIS, COX, SINSABAUGH, HANNA, WALKER, HIGGINS, BAREFOOT, YORK, SZCZESNIAK**

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

|         | <b>Representative</b>                                                                        | <b>Alternate</b>   | <b>Term Expires</b> |
|---------|----------------------------------------------------------------------------------------------|--------------------|---------------------|
| LIMA    | Harold Harris<br>6616 Harold Avenue<br>Avon, NY 14414<br>fill unexpired term of Thomas Crego | Vacant             | 12/31/04            |
| PORTAGE | Philip Cox                                                                                   | Richard Sinsabaugh | 12/31/06            |



|                  |                                                                           |                                                                  |          |
|------------------|---------------------------------------------------------------------------|------------------------------------------------------------------|----------|
|                  | 9425 Creek Road<br>Hunt, NY 14846                                         | 1700 Main Street<br>Dalton, NY 14836                             |          |
| SPARTA           | Glenn Kreiley<br>8153 Parker Hill Road<br>Dansville, NY 14437             | William Smith<br>6009 Springwater Road<br>Dansville, NY 14437    | 12/31/06 |
| SPRINGWATER      | Hazel Hanna<br>8973 Schribner Road<br>Wayland, NY 14572                   | Mark Walker<br>7630 Walker Road<br>Wayland, NY 14572             | 12/31/06 |
| WEST SPARTA      | John Rowe<br>Rock Spring Hill Road<br>Dansville, NY 14437                 | Fay Ace<br>8275 Kysorville-Byersville Rd.<br>Dansville, NY 14437 | 12/31/06 |
| YORK             | Walter Purtell<br>2827 Geneseo Street<br>P.O. Box 119<br>Retsof, NY 14335 | Norman Gates<br>1917 Dow Road<br>Pavilion, NY 14525              | 12/31/06 |
| HIGHWAY<br>DEPT. | Donald Higgins<br>4389 Gypsy Lane<br>Mt. Morris, NY 14510                 | Dennis Barefoot<br>4389 Gypsy Lane<br>Mt. Morris, NY 14510       | 12/31/06 |
| SHERIFF DEPT     | John M. York, Sheriff<br>4 Court Street<br>Geneseo, NY 14454              | James Szczesniak, Major<br>4 Court Street<br>Geneseo, NY 14454   | 12/31/06 |

Dated at Geneseo, New York

January 28, 2004

Public Safety & Criminal Justice Committee

### **PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the Preferred Agenda.

Motion made by Mr. Walker and seconded by Mr. Wahl to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

### **RESOLUTIONS**

#### **RESOLUTION NO. 2004-041.      AUTHORIZING TRANSFER OF FUNDS – HIGHWAY, PUBLIC HEALTH**

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

RESOLVED, that the County Treasurer 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 28, 2004

Finance & Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

#### **RESOLUTION NO. 2004- 042.      CORRECTING TAX ROLL – TOWNS OF OSSIAN, SPRINGWATER AND YORK**

Mr. Yendell 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 thirteen (13 parcels) applications for correction of the tax roll, pursuant to the Real

Property Tax Law, prepared by the Assessor for the Towns of Ossian, Springwater and York on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcels were incorrectly assessed and/or taxed for reasons set forth in the applications 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 roll so that the roll can be corrected; and a notice of approval to the applicant, and be it further

RESOLVED, that the County Treasurer and/or Town Tax Collectors are 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 application.

| Year, Town & Premises                                                               | Taxing Jurisdiction                                                                                        | Original<br>Tax Bill                                          | Corrected<br>Tax Bill                                        | Refunds                                               | Chargebacks to<br>Taxing<br>Jurisdictions                |
|-------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------|--------------------------------------------------------------|-------------------------------------------------------|----------------------------------------------------------|
| 1. 2004 OSSIAN<br>HAYTON, Donald<br>Tax Map Number<br>200-1-48.21                   | Ossian Town Tax<br>Livingston County<br>Ossian Fire<br>Total                                               | \$780.18<br>760.07<br><u>34.70</u><br>\$1574.95               | \$585.14<br>570.05<br><u>34.70</u><br>\$1189.89              | \$0.00<br>0.00<br><u>0.00</u><br>\$0.00               | \$195.04<br>190.02<br><u>0.00</u><br>\$385.06            |
| 2. 2002 SPRINGWATER<br>MONTEBELLA, Mark J.<br>Tax Map Number<br>166-1-13.2          | Livingston County<br>Springwater Town Tax<br>Springwater Fire 1<br>Total                                   | \$339.27<br>356.36<br><u>44.14</u><br>\$739.77                | \$169.63<br>178.18<br><u>22.07</u><br>\$369.88               | \$169.64<br>178.18<br><u>22.07</u><br>\$369.89        | \$169.64<br>178.18<br><u>22.07</u><br>\$369.89           |
| 3. 2003 SPRINGWATER<br>MONTEBELLA, Mark J.<br>Tax Map Number<br>166-1-13.2          | Livingston County<br>Springwater Town Tax<br>Springwater Fire 1<br>Total                                   | \$364.03<br>356.57<br><u>48.81</u><br>\$769.41                | \$182.02<br>178.28<br><u>24.40</u><br>\$384.70               | \$182.01<br>178.29<br><u>24.41</u><br>\$384.71        | \$182.01<br>178.29<br><u>24.41</u><br>\$384.71           |
| 4. 2004 SPRINGWATER<br>MONTEBELLA, Mark J.<br>Tax Map Number<br>166-1-13.2          | Livingston County<br>Springwater Town Tax<br>Springwater Fire 1<br>Total                                   | \$368.81<br>355.69<br><u>48.60</u><br>\$773.10                | \$184.41<br>177.85<br><u>24.30</u><br>\$386.56               | \$0.00<br>0.00<br><u>0.00</u><br>\$0.00               | \$184.40<br>177.84<br><u>24.30</u><br>\$386.54           |
| 5. 2004 YORK<br>LYNESS, Geraldine M.<br>Tax Map Number<br>50-1-12                   | Livingston County<br>York Town Tax<br>York Fire 1<br>Water District #4<br>Total                            | \$134.55<br>69.70<br>13.99<br><u>314.62</u><br>\$532.86       | \$134.55<br>69.70<br>13.99<br><u>4.14</u><br>\$222.38        | \$0.00<br>0.00<br>0.00<br><u>0.00</u><br>\$0.00       | \$0.00<br>0.00<br>0.00<br><u>310.48</u><br>\$310.48      |
| 6. 2004 YORK<br>WORDEN, George R., Sr.<br>& Mildred H.<br>Tax Map Number<br>50-1-37 | Livingston County<br>York Town Tax<br>York Fire 1<br>Water District#4 Ext.#1<br>Total                      | \$1147.36<br>594.36<br>119.34<br><u>629.25</u><br>\$2490.31   | \$1147.36<br>594.36<br>119.34<br><u>314.62</u><br>\$2175.68  | \$0.00<br>0.00<br>0.00<br><u>0.00</u><br>\$0.00       | \$0.00<br>0.00<br>0.00<br><u>314.63</u><br>\$314.63      |
| 7. 2004 YORK<br>BERNECKER, Arthur Jr.<br>Tax Map Number<br>61-1-7.27                | Livingston County<br>York Town Tax<br>York Fire 1<br>York Light 1<br>York Water 1<br>York Sewer District 1 | \$172.52<br>89.37<br>17.94<br>4.52<br>52.70<br><u>1543.79</u> | \$172.52<br>89.37<br>17.94<br>4.52<br>52.70<br><u>154.38</u> | \$0.00<br>0.00<br>0.00<br>0.00<br>0.00<br><u>0.00</u> | \$0.00<br>0.00<br>0.00<br>0.00<br>0.00<br><u>1389.41</u> |

|                       |                        |                |                |             |                |
|-----------------------|------------------------|----------------|----------------|-------------|----------------|
|                       | Total                  | \$1880.84      | \$491.43       | \$0.00      | \$1389.41      |
| 8. 2004 YORK          | Livingston County      | \$172.52       | \$172.52       | \$0.00      | \$0.00         |
| ROSE, Frank T., Jr. & | York Town Tax          | 89.37          | 89.37          | 0.00        | 0.00           |
| Andrea C.             | York School Relevy     | 415.00         | 415.00         | 0.00        | 0.00           |
| Tax Map Number        | York Fire 1            | 17.94          | 17.94          | 0.00        | 0.00           |
| 61-1-7.29             | York Light 1           | 4.52           | 4.52           | 0.00        | 0.00           |
|                       | York Water 1           | 52.70          | 52.70          | 0.00        | 0.00           |
|                       | York Sewer District 1  | <u>1543.79</u> | <u>154.38</u>  | <u>0.00</u> | <u>1389.41</u> |
|                       | Total                  | \$2295.84      | \$906.43       | \$0.00      | \$1389.41      |
| 9. 2004 YORK          | Livingston County      | \$210.49       | \$210.49       | \$0.00      | \$0.00         |
| BROCK, Richard Jr.    | York Town Tax          | 109.04         | 109.04         | 0.00        | 0.00           |
| Tax Map Number        | York School Relevy     | 506.32         | 506.32         | 0.00        | 0.00           |
| 61-1-7.31             | York Fire 1            | 21.89          | 21.89          | 0.00        | 0.00           |
|                       | York Light 1           | 5.51           | 5.51           | 0.00        | 0.00           |
|                       | York Water 1           | 64.30          | 64.30          | 0.00        | 0.00           |
|                       | York Sewer District 1  | <u>2470.07</u> | <u>1543.79</u> | <u>0.00</u> | <u>926.28</u>  |
|                       | Total                  | \$3387.62      | \$2461.34      | \$0.00      | \$926.28       |
| 10. 2004 YORK         | Livingston County      | \$171.69       | \$171.69       | \$0.00      | \$0.00         |
| BROCK, Richard Jr.    | York Town Tax          | 88.94          | 88.94          | 0.00        | 0.00           |
| Tax Map Number        | York School Relevy     | 413.01         | 413.01         | 0.00        | 0.00           |
| 61-1-7.34             | York Fire 1            | 17.86          | 17.86          | 0.00        | 0.00           |
|                       | York Light 1           | 4.50           | 4.50           | 0.00        | 0.00           |
|                       | York Water 1           | 52.45          | 52.45          | 0.00        | 0.00           |
|                       | York Sewer District 1  | <u>1543.79</u> | <u>617.52</u>  | <u>0.00</u> | <u>926.27</u>  |
|                       | Total                  | \$2292.24      | \$1365.97      | \$0.00      | \$926.27       |
| 11. 2004 YORK         | Livingston County      | \$171.69       | \$171.69       | \$0.00      | \$0.00         |
| BROCK, Richard Jr.    | York Town Tax          | 88.94          | 88.94          | 0.00        | 0.00           |
| Tax Map Number        | York School Relevy     | 413.01         | 413.01         | 0.00        | 0.00           |
| 61-1-7.35             | York Fire 1            | 17.86          | 17.86          | 0.00        | 0.00           |
|                       | York Light 1           | 4.50           | 4.50           | 0.00        | 0.00           |
|                       | York Water 1           | 52.45          | 52.45          | 0.00        | 0.00           |
|                       | York Sewer District 1  | <u>1543.79</u> | <u>617.52</u>  | <u>0.00</u> | <u>926.27</u>  |
|                       | Total                  | \$2292.24      | \$1365.97      | \$0.00      | \$926.27       |
| 12. 2004 YORK         | Livingston County      | \$664.02       | \$664.02       | \$0.00      | \$0.00         |
| SCHNITZLER, James N.  | York Town Tax          |                |                |             |                |
| Sr.                   |                        | 343.98         | 343.98         | 0.00        | 0.00           |
| & Linda M.            | York Fire 1            | 79.85          | 79.85          | 0.00        | 0.00           |
| Tax Map Number        | York Light 1           | 20.10          | 20.10          | 0.00        | 0.00           |
| 69.12-1-35            | York Water 1           | 234.51         | 234.51         | 0.00        | 0.00           |
|                       | York Sewer District #1 | <u>1235.04</u> | <u>0.00</u>    | <u>0.00</u> | <u>1235.04</u> |
|                       | Total                  | \$2577.50      | \$1342.46      | \$0.00      | \$1235.04      |
| 13. 2004 YORK         | Livingston County      | \$686.77       | \$686.77       | \$0.00      | \$0.00         |
| VITALE, John H.       | York Town Tax          | 355.76         | 355.76         | 0.00        | 0.00           |
| Tax Map Number        | York Fire 1            | 71.43          | 71.43          | 0.00        | 0.00           |
| 71-1-7.12             | York Light 1           | 17.98          | 17.98          | 0.00        | 0.00           |
|                       | York Water 1           | 209.80         | 209.80         | 0.00        | 0.00           |
|                       | York Sewer District #2 | <u>302.94</u>  | <u>0.00</u>    | <u>0.00</u> | <u>302.94</u>  |

|       |           |           |        |          |
|-------|-----------|-----------|--------|----------|
| Total | \$1644.68 | \$1341.74 | \$0.00 | \$302.94 |
|-------|-----------|-----------|--------|----------|

Dated at Geneseo, New York  
January 28, 2004

Finance & Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-043.      RESCINDING RES. NO. 2004-022 – AMENDING 2004 COUNTY BUDGET**

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

WHEREAS, Res. No. 2004-022 was adopted by the Livingston County Board of Supervisors on January 14, 2004, and

WHEREAS, the transfer of funds should have been attached to Res. No. 2003-409, it is hereby

RESOLVED, that Res. No. 2004-022 is hereby rescinded.

Dated at Geneseo, New York  
January 28, 2004

Finance and Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-044.      AUTHORIZING REAPPROPRIATION OF FUNDS – SHERIFF DEPARTMENT**

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

WHEREAS, the Livingston County Sheriff Department has received additional insurance recovery revenue for outside repairs, it is hereby

RESOLVED, that the 2004 Livingston County Sheriff Department Budget be amended as follows:

|                                       |                    |
|---------------------------------------|--------------------|
| <b>Increase Revenue Account</b>       | <b>A 3110.2680</b> |
| Sheriff/Insurance Recovery            | \$912.70           |
| <b>Increase Appropriation Account</b> | <b>A 3110.4127</b> |
| Sheriff/Outside Repairs               | \$912.70           |

Dated at Geneseo, New York  
January 28, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-045.      ACCEPTING MAPS, PLANS AND REPORTS FOR THE EXTENSION OF CONESUS LAKE COUNTY SEWER DISTRICT – EXTENSION 9 - HAMLET OF CONESUS AND PROVIDING FOR PUBLIC HEARING**

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

WHEREAS, the Livingston County Board of Supervisors by resolution 2000-304 accepted a petition from the Town of Conesus and called for Maps, Plans and Reports to be developed, and

WHEREAS, the Highway and Public Works Committee acting as the administrative body for the District reviewed and accepted the Maps, Plans and Reports at the January 21, 2004 meeting, now, therefore, be it

RESOLVED that the Livingston County Board of Supervisors accepts Maps, Plans and Reports for the proposed Conesus Lake County Sewer District Extension 9 - Hamlet of Conesus, and, be it further

RESOLVED, that a public hearing shall be held on February 25, 2004 at 1:35 PM to receive comments on the proposed Conesus Lake County Sewer District, Extension 9 - Hamlet of Conesus, and, be it further

RESOLVED, that the appropriate notices be published in County's official newspapers.

Dated at Geneseo, New York  
January 28, 2004

Highway & Public Works Committee

C. Muscarella, Director of Public Works, commented there is a handout on each Supervisors' desk explaining this project, and she reviewed the funding for this project.

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-046.     DECLARING INTENT TO NAME LIVINGSTON COUNTY LEAD AGENCY PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) FOR PURPOSES OF EXTENDING THE DISTRICT AND ADMINISTERING, DESIGNING AND CONSTRUCTING A SEWER PROJECT TO THE HAMLET OF CONESUS AND THE PURCHASE OF PROPERTY OR EASEMENTS TO FACILITATE THE PROJECT**

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

WHEREAS, Livingston County is extending the Conesus Lake County Sewer District – Extension 9 – Hamlet of Conesus to provide sewer service to residents in the Hamlet of Conesus (Town of Conesus). The proposed improvements include the installation of approximately 11,750 linear feet of 8-inch sewer main in the Hamlet and approximately 8100 linear feet of 8-inch interceptor sewer main and 6800 linear feet of force main to include 4 sewer pump stations and generators to be located on either the public right of way, easements or purchased property. It is contemplated that the Livingston County Water and Sewer Authority (LCWSA) will be operating and maintaining this system once it is constructed either through lease or transfer of the system. Sewage treatment is available from the LCWSA Lakeville treatment plant.

WHEREAS, the County intends to evaluate the potential environmental impacts which may result from the actions outlined above, as required by SEQRA and it proposes to serve as the Lead Agency for undertaking such environmental review, now therefore, be it

RESOLVED, that Livingston County desires that the necessary steps be implemented to establish a Lead Agency pursuant to SEQRA, and be it further

RESOLVED, that the County directs that the staff prepare and distribute the requisite notices to all involved agencies to commence the SEQRA review process and to duly establish a Lead Agency, and be it further

RESOLVED, that upon the earlier consent of other involved agencies or upon the expiration of the requisite period of notice without objection to such Lead Agency, the County shall assume Legal Agency status and proceed with SEQRA review.

Dated at Geneseo, New York

January 28, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-047.     SUPPORTING HOME GRANT APPLICATION TO THE NEW YORK STATE HOUSING TRUST FUND CORPORATION BY THE GENESEE VALLEY RURAL PRESERVATION COUNCIL, INC.**

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

WHEREAS, the Livingston County Board of Supervisors recognizes the need for affordable home ownership opportunities for lower income households in Livingston County; and

WHEREAS, the Genesee Valley Rural Preservation Council, Inc. plans to submit an application to the New York State Housing Trust Fund Corporation for HOME grant funds to be used to assist first-time home buyers in purchasing their first homes in Livingston and Wyoming Counties; now, therefore be it

RESOLVED, that the Livingston County Board of Supervisors does hereby support the HOME grant application of the Genesee Valley Rural Preservation Council, Inc., to the New York State Housing Trust Fund Corporation.

Dated at Geneseo, New York

January 28, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-048.     AUTHORIZING A GRANT APPLICATION FOR HOME FUNDS TO THE NEW YORK STATE HOUSING TRUST FUND CORPORATION FOR REHABILITATION OF OWNER-OCCUPIED HOMES IN LIVINGSTON COUNTY**

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

WHEREAS, there is a substantial need for rehabilitation of homes owned by lower income residents of Livingston County; and

WHEREAS, the Genesee Valley Rural Preservation Council, Inc. has extensive experience in the administration of such home rehabilitation programs, and desires to administer the proposed HOME Rehabilitation Program for the County of Livingston; and

WHEREAS, the HOME Rehabilitation Program will be done in coordination with the Planning Department Weatherization Program; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign and submit a Grant Application for HOME funds to the New York State Housing Trust Fund Corporation for Rehabilitation of Owner-Occupied Homes in Livingston County; and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign necessary contract documents with the New York State Housing Trust Fund Corporation and the Genesee Valley Rural Preservation Council, Inc., after review by the County Attorney and County Administrator.

Dated at Geneseo, New York

January 28, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

#### **RESOLUTION NO. 2004-049.      MAKING CORRECTIONS TO THE 2004 SALARY SCHEDULE**

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

The 2004 salary schedules are hereby corrected as specified in the following tables:

Salary Schedule Corrections: Full-time Employees

| Department | Name             | Number | Incorrect information                                       | Correct Information |
|------------|------------------|--------|-------------------------------------------------------------|---------------------|
| BOS        | Terrence Donegan | 9      | \$52,150.                                                   | \$54,000.           |
| GSNF       | Lorri Pearson    | 49     | \$25,000.                                                   | \$25,850.           |
| PLAN       | Heather Hogarty  | 513    | Missing longevity                                           | *                   |
| DSS        | Mary Seeley      | 743    | Date of hire 6/19/00                                        | 12/27/1999          |
| DSS        | Debra Fox        | 753    | Did not show when she was supposed to receive her longevity | 1/11/04 16.78**     |

Salary Schedule Corrections: Part-time Employees

| Department           | Name           |      | Incorrect information                                                     | Correct Information                              |
|----------------------|----------------|------|---------------------------------------------------------------------------|--------------------------------------------------|
| Office for the Aging | Everett Strain | 806  | Sub \$5.62                                                                | Part time \$5.46                                 |
| Office for the Aging | Robert Glenn   | 797  | Missing from salary schedule                                              | Cleaner, PT, DOH 10/6/2003, Salary 5.15, Title V |
| CSNF                 | Sharon Allen   | 926  | Never started                                                             | Take off schedule                                |
| GSNF                 | Helen Greig    | 940  | \$22.58                                                                   | \$23.26                                          |
| GSNF                 | Amy Lee        | 941  | \$19.70                                                                   | \$20.29                                          |
| GSNF                 | Julie Kane     | 942  | \$22.58                                                                   | \$23.26                                          |
| GSNF                 | Bobbie Weston  | 1000 | Should not be on the part time salary schedule, went full time 10/19/2003 | Take off p/t schedule                            |

Dated at Geneseo, New York

January 28, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-050. AMENDING THE DEPARTMENT HEAD SALARY SCHEDULE - COUNTY AUDITOR, PUBLIC DEFENDER, PUBLIC HEALTH, AND SOCIAL SERVICES**

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

**County Auditor**

Change the salary of Terrence Donegan, County Auditor to \$55,625 effective February 8, 2004.

**Public Defender**

Convert the Assistant Public Defender position currently filled by James McCann, Esq. from half time to three quarter time effective February 8, 2004, with a salary of \$45,000.

**Public Health**

Change the salary of James Peraino, Financial Manager, to \$55,625 effective February 8, 2004.

**Social Services**

Add the Director of Social Services position to the department head salary schedule.

Dated at Geneseo, New York

January 28, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-051. AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE - CLERK'S OFFICE, MENTAL HEALTH, SHERIFF'S DEPARTMENT, AND SOCIAL SERVICES**

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

**Clerk's Office**

Create with permission to fill one full-time Index Clerk position.

Delete one full-time Index Clerk position effective June 1, 2004.

**Mental Health**

Create with permission to fill one part-time Clerk/Typist position.

**Sheriff's Department**

Change the title of all Corrections Corporals to Corrections Sergeants with no change in duties or wage rates effective February 8, 2004.

**Social Services**

Delete the Director Of Social Services position from this Salary Schedule and move it to the Department Head Salary Schedule.

Dated at Geneseo, New York

January 28, 2004

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-052. AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR PLANNING, PUBLIC HEALTH, SHERIFF'S DEPARTMENT, AND SOCIAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Planning**

Housing Assistance Representative, temporary

**Public Health**

Clerk/Typist, full-time

Two Public Health Educators, full-time

**Sheriff**

Corrections Officer, part-time

Three Civilian Dispatchers, part-time

Deputy Sheriff/Road Patrol, temporary

Social Services

Director of Social Services, full-time

Dated at Geneseo, New York

January 28, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-053.      ACCEPTING GRANT AND AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH THE NEW YORK GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR STEP ENFORCEMENT GRANT**

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

WHEREAS, Livingston County has been awarded a STEP Enforcement grant from the State of New York Governor's Traffic Safety Committee in an amount of \$26,613.00, it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby accepts said grant, and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with the State of New York Governor's Traffic Safety Committee for a STEP Enforcement Grant, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

January 28, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**RESOLUTION NO. 2004-054.      ACCEPTING GRANT AND AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH THE NEW YORK GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR AN IMPAIRED DRIVING DETERRENCE PROGRAM GRANT**

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

WHEREAS, Livingston County has been awarded an Impaired Driving Deterrence Program Grant from the State of New York Governor's Traffic Safety Committee in an amount of \$17,031.00, it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby accepts said grant, and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with the State of New York Governor's Traffic Safety Committee for an Impaired Driving Deterrence Program Grant, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

January 28, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,621; Noes - 0; Absent – Rumble, 66, Walker, 65, Total - 131; Adopted.

**OTHER BUSINESS**

1. Clerk of the Board announced the Chairman of the Board Appointments to Livingston County Youth Board Term commencing September 1, 2003 and terminating August 31, 2005 as follows:  
Donald Haywood – representing Town of Springwater  
Deborah J. Clancy – representing Town of Portage
2. Discussion of information regarding Federal Motor Carrier Safety Administration (FMCSA) issuing final rule on drivers' hours of service – County Attorney David J. Morris

The County Attorney stated that at the last Board meeting, the Supervisors were discussing the new federal hours of service regulations for commercial drivers, and he researched the topic and provided a handout to each Supervisor (on



file). The County Attorney stated that the new rules apply to commercial drivers operating in interstate commerce. The Town employees will only be operating within the State, and, therefore, the new federal rules are not applicable to them. New York State may revise their rules but they have not yet done so.

### **CLOSE PUBLIC HEARING**

The Chairman asked if anyone wished to speak at this time regarding the Public Hearing. No one wished to speak.

The Chairman declared the public hearing closed.

### **OTHER BUSINESS CONTINUED**

1. Ossian Supervisor Martello referred to correspondence from the Humane Society of Livingston County that was provided to each Supervisor and asked each Supervisor to respond to the Society whether or not their perspective town will provide funding to the organization.

2. Chairman of Central Services Committee James Olverd reported that the committee met at the County Campus on January 23, 2004 and the new nursing home project is moving forward on schedule and on budget. Each Supervisor will be given a monthly report for approximately three more months, and then the information will be available on the internet. If any Supervisor is interested in getting on line for this information, they should contact Pike Construction at the job trailer to schedule a training session.

3. Chairman of the Board James Merrick stated that the Humane Society has been interested in obtaining the old dog control facilities in the Town of Groveland for their use. Chairman Merrick explained the County Attorney has researched this matter and the Society will either have to purchase the building from the tax sale auction or they could have the property appraised and purchase the property for the appraised amount. Chairman Merrick stated the County has the authority to give property to other municipalities but not to private organizations. Chairman Merrick stated he contacted the Humane Society and informed them of their options.

### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Olverd to adjourn until Wednesday, February 11, 2004 at 1:30 p.m. Carried.

The Board adjourned at 2:20 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, FEBRUARY 11, 2004  
1:30 PM**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Olverd and Mr. Davis.

The Pledge of Allegiance.

**COMMUNICATIONS**

1. Letter from the New York State Office of Temporary and Disability Assistance confirming the appointment of Sandra Wright as Commissioner of Social Services.
2. Letter from Raymond P. Martinez, Commissioner of the Governor's Traffic Safety Committee, regarding the approval of the Livingston County 2004 STOP-DWI Plan.
3. Summons and Complaint in the matter of Robert C. Savage and Judith A. Day versus the County of Livingston and Livingston County Water and Sewer Authority.
4. Letter from Suzanne Phillips regarding the services of the Livingston County Animal Control Facility.
5. Letter from Joseph L. Bruno in regard to support of Senate Bill 622 relating to equalizing treatment of collateral sources in tort actions.
6. Letter from W. Michael Woodhouse advising of resignation from Temporary Deputy Commissioner of Social Services position effective February 13, 2004.

**RESOLUTION NO. 2004-055.      APPROVING ABSTRACT OF CLAIMS #2A – FEBRUARY 11, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #2A dated February 11, 2004 in the total amount of \$2,324,077.25.

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total - 150; Adopted.

Mr. Davis entered.

**PREFERRED AGENDA**

**RESOLUTION NO. 2004-056.      DECLARING SURPLUS PROPERTY – ECONOMIC DEVELOPMENT AND INFORMATION AND TECHNOLOGY**

WHEREAS, the County of Livingston owns 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 declares the following items as surplus property to be disposed of as determined by the County Administrator.

**DEPARTMENT OF ECONOMIC DEVELOPMENT**

| ITEM       | DESCRIPTION              | TAG/SERIAL #        | CONDITION |
|------------|--------------------------|---------------------|-----------|
|            | Panasonic Panafax UF-312 | BTLJPN – 65817-FA-E |           |
| AST501P/11 | Computer w/CD Rom        | 501703401           |           |
| AST501     | Monitor 15" color        | 5044L00331          |           |

**DEPARTMENT OF INFORMATION AND TECHNOLOGY**

| UNIT             | S/N          | ASSET | DEPARTMENT |
|------------------|--------------|-------|------------|
| Nec/Wang Printer | 560069393    |       | SNF        |
| AST Bravo 75     | 4351PB011606 | 6070  | SNF        |

|                               |                    |      |                |
|-------------------------------|--------------------|------|----------------|
| Best UPS                      | C2K01568           | 2813 | ITS            |
| IBM UPS                       | I0130YZ            |      | ITS            |
| RG Data PC                    |                    |      | PH             |
| Packard Bell PC               | 181076             |      | PH             |
| Compaq VGA                    | 209145441414       |      | PH             |
| Goldstar VGA                  | 10500668           |      | PH             |
| HPLJ 3p                       | 3128JG2QGK         |      | PH             |
| MicroTek Scanner              | S264703181         |      | PH             |
| Goldstar VGA                  | 1100708            |      | PH             |
| Wyse PC                       | 1PL03800322        |      | PH             |
| HP 870cxi                     | SG75R1G26S         | 6382 | PH             |
| Tektronix 740                 |                    | 6785 | ITS            |
| Optra R+                      | 11KZM73            | 6139 | ITS            |
| Packard Bell PC               | 181090             |      | PH             |
| Compaq 3/25i                  | 6228HCP3077C       |      | PH             |
| HPLJ III                      | 3033A33768         | 6082 |                |
| Lexmark Printer               |                    | 6009 | ITS            |
| HP 1600                       | USB5A00144         | 6359 | Sheriff        |
| AST 5200                      | 317100671832       | 6239 |                |
| RS/6000                       | 1057248            |      | ITS            |
| IBM 17"                       | 23FDC16            |      | ITS            |
| AST 15"                       | 5031900940         |      | Sewer          |
| IBM 17"                       | 28YP186            | 6726 | RPT            |
| Best UPS                      | C2K01705           | 3244 | ITS            |
| SOLA<br>Regulator/Transformer | 8612FP             |      | ITS            |
| SOLA<br>Regulator/Transformer | 8612FP             |      | ITS            |
| HP Scanjet                    | SG981172N8         |      | OFA            |
| IBM TP770                     | 78Y5264            | 6672 | Community Svcs |
| HP VGA                        | 41610023           | 6155 |                |
| Nec/Wang Printer              | 560071187 - B6346P |      |                |
| IBM 433/DX                    | 23FNB96            | 6313 |                |
| IBM 15"                       | 2341141            | 6315 |                |
| IBM 17"                       | 66WPCKS            | 7463 | Records Mgmt   |
| IBM 17"                       | NONE               | 6960 | MM SNF         |
| Wang Laser                    |                    | 6219 | SO             |
| Epson 870                     | 29007              | 6365 | SO             |
| Lexmark 2391                  | 111T302            |      | SO             |
| AST 15"                       | 5033100177         |      | SO             |
| AST 15"                       | 5033100650         |      | SO             |
| AST 15"                       | 5033100170         |      | SO             |
| AST 15"                       | 5033100651         |      | SO             |
| AST 15"                       | 5033100171         |      | SO             |
| AST 15"                       | 5033100661         |      | SO             |
| AST 15"                       | 5033100387         |      | SO             |
| AST 17"                       | 5045100355         | 6123 | SO             |
| IBM 14"                       | 232421N            |      | SO             |
| IBM 14"                       | 3635738            |      | SO             |
| IBM 14"                       | 232418B            |      | SO             |

|                      |           |  |    |
|----------------------|-----------|--|----|
| IBM 14"              | 3614079   |  | SO |
| IBM 14"              | 2300VRT   |  | SO |
| Packard Bell PC      | 840480103 |  | SO |
| Packard Bell Monitor | 81474127  |  | SO |

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

**RESOLUTION NO. 2004-057. APPOINTING MEMBERS TO THE RESOURCE CONSERVATION AND DEVELOPMENT COUNCIL - BOOTH, CROSSMAN, WALKER, KANOUSE**

RESOLVED, that the following persons are hereby appointed to the Resource Conservation and Development Council for a term expiring December 31, 2006:

James Booth, Member, 34 Livingston Street, Geneseo, NY 14454

Joanne Crossman, Member, 2538 Skelly Road, Caledonia, NY 14423

Mark E. Walker, Supervisor Member, 7630 Walker Road, Wayland, NY 14572

Peter Kanouse, Alternate, L. C. Soil & Water Conservation District, 129 Main Street, Leicester, NY 14481

Dated at Geneseo, New York

February 11, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-058. ESTABLISHING THE MONTH OF SEPTEMBER AS THE 30-DAY ANNUAL PERIOD FOR SUBMISSION OF PETITIONS BY LAND OWNERS TO JOIN AN EXISTING AGRICULTURAL DISTRICT**

WHEREAS, the recent amendment to Article 25-AA of the NYS Agriculture and Markets Law establishes a new streamlined procedure for landowners to petition to join an existing Agricultural District; and

WHEREAS, Section 303-b of Article 25-AA of the NYS Agriculture and Markets Law requires that county legislative bodies designate an annual thirty-day period within which a land owner may submit a request for inclusion of land which is predominantly viable agricultural land within a certified agricultural district prior to the county established review period; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Board has recommended the month of September as the annual thirty-day period; now therefore be it

RESOLVED, that the month of September is hereby designated as the thirty-day annual period for submission of petitions by landowners to join an existing Agricultural District.

Dated at Geneseo, New York

February 11, 2004

Legislative and Agricultural Affairs Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the Preferred Agenda.

Motion made by Mr. Kennison and seconded by Mr. Walker to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,625; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004- 059. AUTHORIZING TRANSFER OF FUNDS – CONTINGENCY, PUBLIC HEALTH**

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

RESOLVED, that the County Treasurer 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 11, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,625; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-060. AUTHORIZING LIVINGSTON COUNTY INFORMATION AND TECHNOLOGY SERVICES DEPARTMENT TO PURCHASE COMPUTER EQUIPMENT (VARIOUS DEPARTMENTS)**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, Livingston County Information and Technology Services Department desires to purchase the following items from ICP Inc. per State Contract Number PT55524

IBM PCs for the following County Departments:

|                                            |             |
|--------------------------------------------|-------------|
| Highway Department (quantity 1)            | \$1,170.29  |
| Planning Department (quantity 3)           | \$3,619.75  |
| Economic Development (quantity 1)          | \$956.35    |
| Real Property Tax (quantity 2)             | \$2,142.86  |
| Sheriff's Department (quantity 1)          | \$1,170.29  |
| Emergency Management Services (quantity 2) | \$2,027.78  |
| Total                                      | \$11,087.32 |

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Information and Technology Services Department and the Finance and Administration Committee has recommended approval of the purchases; now, therefore, be it

RESOLVED, that the Information and Technology Services Director is authorized to purchase the above items at a total cost not to exceed Eleven Thousand Eighty-seven Dollars and Thirty-two Cents (\$11,087.32).

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,625; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-061. AUTHORIZING LIVINGSTON COUNTY INFORMATION AND TECHNOLOGY SERVICES DEPARTMENT TO PURCHASE COMPUTER NETWORK EQUIPMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, Livingston County Information and Technology Services Department desires to purchase the following items from Finger Lakes Technologies Group, Inc. per State Contract Number PT59009

|                                                                  |             |
|------------------------------------------------------------------|-------------|
| Cisco Catalyst 2950 48 Port 10/100 network switches (quantity 2) | \$6,113.20  |
| Cisco Catalyst 3550 48 Port 10/100 network switch (quantity 1)   | \$4,753.20  |
| Cisco fiber interface module (quantity 2)                        | \$680.00    |
| Cisco copper interface module (quantity 12)                      | \$3,223.20  |
| Total Cost                                                       | \$14,769.60 |

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Information and Technology Services Department and the Finance and Administration Committee has recommended approval of the purchases; now, therefore, be it

RESOLVED, that the Information and Technology Services Director is authorized to purchase the above items at a total cost not to exceed Fourteen Thousand Seven Hundred Sixty-nine Dollars and Sixty Cents (\$14,769.60).

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,625; Noes - 0; Absent – Olverd, 126; Adopted.

Mr. Olverd entered.

**RESOLUTION NO. 2004-062. AUTHORIZING LIVINGSTON COUNTY INFORMATION AND TECHNOLOGY SERVICES DEPARTMENT TO PURCHASE COMPUTER EQUIPMENT (ITS)**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, Livingston County Information and Technology Services Department desires to purchase the following items from ICP Inc. per State Contract Number PT55524

|                              |            |
|------------------------------|------------|
| IBM Desktop PCs (quantity 5) | \$5,357.15 |
|------------------------------|------------|

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Information and Technology Services Department and the Finance and Administration Committee has recommended approval of the purchases; now, therefore, be it

RESOLVED, that the Information and Technology Services Director is authorized to purchase the above items at a total cost not to exceed Five Thousand Three Hundred Fifty-seven Dollars and Fifteen Cents (\$5,357.15).

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-063. AUTHORIZING LIVINGSTON COUNTY INFORMATION AND TECHNOLOGY SERVICES DEPARTMENT TO PURCHASE COMPRESSION SOFTWARE UPGRADE**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, Livingston County Information and Technology Services Department desires to purchase the following items from PKware of Ohio, Inc. (sole source item)

|                                 |            |
|---------------------------------|------------|
| Pkzip for OS400 Upgrade License | \$1,150.00 |
|---------------------------------|------------|

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Information and Technology Services Department and the Finance and Administration Committee has recommended approval of the purchases; now, therefore, be it

RESOLVED, that the Information and Technology Services Director is authorized to purchase the above items at a total cost not to exceed One Thousand One Hundred Fifty Dollars (\$1,150.00).

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

Clarification of this resolution was made by D. Nieswiadomy who explained this is an actually piece of paper to allow licensing.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-064. AUTHORIZING PURCHASE OF COPIER FOR MENTAL HEALTH**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Mental Health Department desires to purchase the following item:

From Business Methods – Vendor #1974, State Contract #PC59471

|                                    |            |
|------------------------------------|------------|
| Toshiba e-studio 45 Digital Copier | \$5,875.00 |
|------------------------------------|------------|

|       |            |
|-------|------------|
| Total | \$5,875.00 |
|-------|------------|

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Mental Health Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Community Services Director is authorized to purchase the above item at a total cost not to exceed Five Thousand Eight Hundred Seventy-five Dollars and Zero Cents (\$5,875.00).

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-065. AMENDING 2004 COUNTY BUDGET – OFFICE FOR THE AGING**

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

RESOLVED, that the 2004 Office for the Aging budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b> | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|---------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                           |                      |
| A6785                                 | 2705                  | Donations                 | \$500.00             |
| <b>Increase Appropriation Account</b> |                       |                           |                      |
| A6785                                 | 4060                  | Office Supplies           | \$500.00             |

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-066. AMENDING 2004 COUNTY BUDGET – PLANNING**

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

RESOLVED, that the 2004 Planning budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b> | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|---------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                           |                      |
| A6317                                 | 2770                  | Other Unclaimed Revenue   | \$4,100.00           |
| <b>Increase Appropriation Account</b> |                       |                           |                      |
| A6317                                 | 4080                  | Professional Services     | \$4,100.00           |

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-067. DENYING APPLICATION FOR CORRECTION OF TAX ROLL – TOWN OF WEST SPARTA**

Mr. Yendell 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 parcel) application for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Town of West Sparta on the tax roll for the year 2003 hereinafter set forth, and

WHEREAS, said investigation and recommendation state that the 2004 West Sparta Town and County Tax Roll is correct as originally printed and that a correction is not warranted,

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 owners and or representatives of the parcel stating that the application for correction of the 2004 tax roll has been denied for the reason no correctable error exists and, be it, further

RESOLVED, that the Director of Real Property Tax Services forward a copy of this resolution to the Assessor for the Town of West Sparta and a notice of denial to the applicant.

Year, Town & Premises

2004 WEST SPARTA

CIRCLE, INC

Tax Map Number

188-1-68.2

APPLICATION DENIED

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-068.      DENYING APPLICATION FOR CORRECTION OF TAX ROLL – TOWN OF CALEDONIA**

Mr. Yendell 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 parcel) application for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Town of Caledonia on the tax roll for the year 2003 hereinafter set forth, and

WHEREAS, said investigation and recommendation state that the 2004 Caledonia Town and County Tax Roll is correct as originally printed and that a correction is not warranted, and

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 owners and or representatives of the parcel stating that the application for correction of the 2004 tax roll has been denied for the reason no correctable error exists and, be it, further

RESOLVED, that the Director of Real Property Tax Services forward a copy of this resolution to the Assessor for the Town of Caledonia and a notice of denial to the applicant.

Year, Town & Premises

|                  |                    |
|------------------|--------------------|
| 2004 CALEDONIA   | APPLICATION DENIED |
| HAMILTON,        |                    |
| Thomas J. & Mary |                    |
| Tax Map Number   |                    |
| 2.20-1-39        |                    |

Dated at Geneseo, New York

February 11, 2004

Finance and Administration Committee

Supervisor Yendell stated this Resolution was not presented to the Finance and Administration committee, however all members of the committee present have reviewed and signed their approval.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-069.      CORRECTING TAX ROLL – TOWN OF YORK**

Mr. Yendell 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 parcel) application for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Town of York on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcel was 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| Year, Town &<br>Premises | Taxing Jurisdiction | Original<br>Tax Bill | Corrected<br>Tax Bill | Refunds | Chargebacks to<br>Taxing<br>Jurisdictions |
|--------------------------|---------------------|----------------------|-----------------------|---------|-------------------------------------------|
| 1. 2004 YORK             | Livingston County   | \$270.74             | \$270.74              | \$0.00  | \$0.00                                    |



|                |                     |               |              |             |               |
|----------------|---------------------|---------------|--------------|-------------|---------------|
| DAVIES, Nagel  | York Town Tax       | 140.25        | 140.25       | 0.00        | 0.00          |
| Tax Map Number | York Fire 1         | 28.16         | 28.16        | 0.00        | 0.00          |
| 61-1-53.1      | York Light 1        | 7.09          | 7.09         | \$0.00      | 0.00          |
|                | York Water 1        | 82.71         | 82.71        | 0.00        | 0.00          |
|                | York Sewer District | <u>308.76</u> | <u>50.00</u> | <u>0.00</u> | <u>258.76</u> |
|                | Total               | \$837.71      | \$578.95     | \$0.00      | \$258.76      |

Dated at Geneseo, New York

February 11, 2004

Finance & Administration Committee

Supervisor Yendell stated this Resolution also was not presented to the Finance and Administration committee, however all members of the committee present have reviewed and signed their approval.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-070. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT FOR THE LIVINGSTON COUNTY SKILLED NURSING FACILITIES AND PUBLIC HEALTH DEPARTMENT**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Skilled Nursing Facilities, according to the term designated, subject to review by the County Attorney and County Administrator:

| <u>Contractor</u>                | <u>Term</u>            | <u>Rate</u>             |
|----------------------------------|------------------------|-------------------------|
| <b>Interactive Therapy Group</b> | <b>3/1/04 –2/28/07</b> | <b>\$52.00 per hour</b> |

2100 Brighton-Henrietta Townline Road

Rochester, New York 14623

Dated at Geneseo, New York

February 11, 2004

Health Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-071. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH AS FOLLOWS: PREFERRED CARE, WYOMING COUNTY COMMUNITY HOSPITAL, NAZARETH COLLEGE OF ROCHESTER, COORDINATED CARE SERVICES, INC., EXCELLUS HEALTH PLAN, INC., JACK VENESKY, CPA**

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

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

| <u>Contractor</u>                              | <u>Term Commencement</u> |
|------------------------------------------------|--------------------------|
| <b>Preferred Care</b>                          | 2/1/04                   |
| 259 Monroe Ave., Rochester, NY 14607           |                          |
| For an Amendment to the                        |                          |
| Facilities Service Agreement                   |                          |
| <b>Wyoming County Community Hospital</b>       | 1/1/04                   |
| 400 North Main St.                             |                          |
| Warsaw, NY 14569                               |                          |
| For Speech Contract Addendum Mileage Stipend   |                          |
| <b>Nazareth College of Rochester</b>           | 1/1/04                   |
| Department of Social Work                      |                          |
| 4245 East Ave.                                 |                          |
| Rochester, NY 14618                            |                          |
| For Field Instruction For Social Work Students |                          |
| <b>CCSI (Coordinated Care Services, Inc.)</b>  | 1/1/04                   |

1099 Jay St., Bldg. J  
 Rochester, NY 14611-1153  
 For Facilitated Enrollment  
**Excellus Health Plan, Inc.**

2/11/04

165 Court St.  
 Rochester, NY 14647  
 For Upgraded Rate Increase  
**Jack Venesky, CPA**

1/1/04

6114 Route 31  
 Cicero, New York 13039  
 For Annual CHHA Consulting and Cost Report

Dated at Geneseo, New York

February 11, 2004

Health Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-072.      ADOPTING LIVINGSTON COUNTY POLICY PROHIBITING THE COMBINATION OF AGRICULTURAL DISTRICT PARCELS WITH NON-AGRICULTURAL DISTRICT PARCELS**

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

WHEREAS, Livingston County has four (4) Agricultural Districts created and renewed pursuant to Article 25-AA of the NYS Agriculture and Markets Law; and

WHEREAS, the Agriculture and Markets Law requires that whole parcels be used when creating or renewing an Agricultural District; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Board has recommended the adoption of a policy prohibiting the combination of Agricultural District parcels with non-Agricultural District parcels; now therefore be it

RESOLVED, that it shall be Livingston County policy to prohibit the combination of tax parcels in Agricultural Districts with non-Agricultural District parcels.

Dated at Geneseo, New York

February 11, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-073.      ADOPTING LIVINGSTON COUNTY GIS MAP PRICING POLICY**

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

WHEREAS, Livingston County receives frequent requests for maps and files produced by its Geographic Information System (GIS); and

WHEREAS, the costs to be charged for these maps and files are not otherwise provided for in any statute, rule, or regulation, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby adopt the following prices for GIS maps and files:

\$1.00 – 8 ½" x 11"

\$2.00 – 11" x 17"

\$3.00 – C-size

\$5.00 – D-size

\$6.00 – E-size

\$100.00 - Digital GIS file or files

and be it further

RESOLVED, that GIS maps requiring custom layouts shall be charged an additional layout fee of \$25.00 per hour; and be it further

RESOLVED, that postage and shipping costs in excess of the minimum for a single business envelope shall be charged; and be it further

RESOLVED, that these prices shall not be charged to towns and villages in Livingston County, Livingston County departments, and Livingston County-affiliated agencies requesting up to five (5) copies of GIS maps; and be it further

RESOLVED, that the Planning Director shall be authorized to waive the terms of this pricing policy for agencies providing GIS maps and files to Livingston County on a reciprocal basis.

Dated at Geneseo, New York

February 11, 2004

Legislative and Agricultural Affairs Committee

Supervisor Kennison asked D. Woods if he would send this Resolution to the Town of Geneseo. He continued to state he would like to stay in sync with the county pricing decisions for such copies. D. Woods agreed to have the Resolution sent to the Town of Geneseo.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**RESOLUTION NO. 2004-074. RESCINDING PORTION OF RESOLUTION 2004-051 PERTAINING TO SHERIFF'S DEPARTMENT**

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

WHEREAS, Resolution 2004-051 incorrectly authorized a title change for Corrections Corporals in the Sheriff's Department, now, therefore, it is hereby

RESOLVED, that the title change for Corrections Corporals in the Sheriff's Department authorized by Resolution 2004-051 and effective February 8, 2004 is rescinded effective immediately.

Dated at Geneseo, New York

February 11, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent -0; Adopted.

**EXECUTIVE SESSION**

Motion made by Mr. Martello and seconded by Mr. Moore that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing information regarding the employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation; and that James C. Merrick act as Chairman, County Administrator/Deputy Clerk Dominic Mazza as Secretary, Attorney David Morris, Commissioner Wright, and Attorney J. Sylvester remain present. Carried.

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

**REPORT OF EXECUTIVE SESSION**

The Board of Supervisors having met in Executive Session for the purpose of discussing information regarding the employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation, hereby reports as follows:

No action taken.

Dated February 11, 2004

James C. Merrick, Chairman

Dominic F. Mazza, County Administrator/Deputy Clerk/Secretary

Motion made by Mr. Kennison and seconded by Mr. Moore that the Report of the Executive Session be accepted. Carried.

**ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Martello to adjourn until Wednesday, February 25, 2004 at 1:30 p.m. Carried.

The Board adjourned at 2:20 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, FEBRUARY 25, 2004  
1:30 PM**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Martello, Mr. Schuster, and Mr. Walker.

The Pledge of Allegiance.

**PUBLIC HEARING – 1:35 P.M.**

The Chairman opened the Public Hearing to receive comments on the Extension of the Conesus Lake County Sewer District Extension #9 – Hamlet of Conesus, in accordance with the notices published in the official newspapers.

Chairman Merrick asked Cathy Muscarella to comment. C. Muscarella referred to a handout that was distributed to the Board of Supervisors regarding the above matter (on file). If the Board of Supervisors approves the District on March 10<sup>th</sup>, the residents could request a referendum.

Chairman Merrick asked that anyone wishing to speak, please come to podium and sign in and state your comments.

1. Jean Sparks – opposed the project at this time.
2. Norman Sparks – opposed the project. He requested a more affordable cost because most of the people are retired and are on a fixed income. He mentioned that the residents just had a water charge put on their tax bill and they cannot afford a sewer charge.
3. Esther Sharp – opposed the project. She indicated that most of the people are retired and are on a fixed income and cannot afford the project. She mentioned there are no businesses in the Town of Conesus to help support paying for this project.
4. Joyce Wester – opposed the project. She opposed the cost of the project and mentioned that many people that live in the area are on a fixed income and cannot afford this amount of money.
5. Betty Paul – opposed the project. She indicated that most of the people are retired and are on a fixed income and cannot afford the project.

Chairman Merrick asked if any Supervisor wished to speak. No one responded. Chairman Merrick stated that the Board will not be acting on this today.

The Chairman stated that the Public Hearings would remain open until the end of the meeting.

**COMMUNICATIONS**

1. Revised 2004 Standing Committee Meeting Schedule – The Jail Task Force will meet the 2<sup>nd</sup> Friday of the month on an as needed basis, and the regular meeting will be held the 4<sup>th</sup> Friday after the Central Services meeting at the Job Trailer at the County Campus.
2. Mark Your Calendar – Taste of Livingston County, March 30, 2004, 5:30 p.m. – 8:00 p.m., Genesee River Hotel, Mt. Morris.
3. Thank you note from family of Sparta Supervisor Mark Schuster in memory of his grandmother for the flowers.
4. Notice of Public Hearing from the Village of Geneseo regarding the Wal-Mart Supercenter to be held Wednesday, February 25, 2004 at 8:00 p.m.
5. Correspondence from Senator Dale M. Volker regarding the announcement of a Senate Mandate Relief Package for Local Governments.
6. Letter from Cynthia Oswald, Director of Livingston County Business Education Alliance thanking the Board for the 2003-2004 appropriation.
7. Thank you note from Sparta Fire Department for the donation in memory of Sparta Supervisor Mark Schuster grandmother, Martha Pfuntner.
8. Letter from Senator Dale M. Volker regarding Empire Zones.

9. Sparta Supervisor Mark Schuster had back surgery on Monday, February 23, 2004, and he is scheduled to come home on Thursday, February 26, 2004. His wife has requested that we refrain from calling the house.

**RESOLUTION NO. 2004-075. APPROVING ABSTRACT OF CLAIMS #2B – FEBRUARY 25, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #2B dated February 25, 2004 in the total amount of \$1,327,490.66.

Dated at Geneseo, New York

February 25, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,620; Noes - 0; Absent – Martello, 21, Schuster, 46, Walker, 65, Total - 132;

Adopted.

**PREFERRED AGENDA**

**RESOLUTION NO. 2004-076. REAPPOINTING MEMBERS TO LIVINGSTON COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL - WALKER, GRACE, DAVIS, MCCLEARY, VANHOUTEN**

RESOLVED, that the following people are hereby reappointed to the Livingston County Environmental Management Council for a term to expire December 31, 2005:

**To represent Agriculture:**

Susan Walker, 7630 Walker Road, Wayland, NY 14572

Eric Grace, Genesee Valley Conservancy, PO Box 73, 4029 Roots Tavern Road, Geneseo, NY 14454

**Citizens:**

Barbara Davis, 5258 Lakeville Road, Geneseo, NY 14454

William McCleary, 3247 Bronson Hill Road, Livonia, NY 14487

Ralph VanHouten, 1704 Parkside Place, Lima, NY 14485

Dated at Geneseo, New York

February 25, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-077. REAPPOINTING MEMBER TO THE COMMUNITY INITIATIVES COUNCIL - TERRY**

RESOLVED, that the following person is hereby appointed to the Livingston County Community Initiatives Council, as representatives of the Low Income Sector, for a term commencing on January 1, 2004, and expiring December 31, 2006:

Debbie Terry, 4950 Lakeville Road, Apartment A, Geneseo, NY 14454

Dated at Geneseo, New York

February 25, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-078. APPOINTING MEMBERS TO LIVINGSTON COUNTY PLANNING BOARD – NEENAN, GEHRIG**

RESOLVED, that the following persons are hereby appointed to the Livingston County Planning Board for a term commencing January 1, 2004, and expiring December 31, 2006:

Town of Lima – Dennis Neenan, 2275 Clay Street, Lima, NY 14485

Village of Mt. Morris – Cathie Gehrig, 1 Erie Street, Mt. Morris, NY 14510

Dated at Geneseo, New York

February 25, 2004

Legislative & Agricultural Affairs Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the Preferred Agenda.

Motion made by Mr. Yendell and seconded by Mrs. Rumble to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,620; Noes - 0; Absent – Martello, 21, Schuster, 46, Walker, 65, Total - 132; Adopted.

**RESOLUTION NO. 2004-079. AUTHORIZING A CONTRACT INCREASE FOR CLARK PATTERSON ASSOCIATES TO PERFORM ADDITIONAL SERVICES FOR THE RE-BIDDING OF THE HVAC BID PACKAGE**

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

WHEREAS, the HVAC Bid Package for the new nursing home had to be rebid, and

WHEREAS, Clark Patterson Associates performed additional services for the re-bidding of the HVAC Bid package, now, therefore, be it

RESOLVED, that Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Clark Patterson Associates for additional services performed for the re-bidding of the HVAC bid package in an amount not to exceed Fourteen Thousand Dollars (\$14,000.00), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

February 25, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,620; Noes - 0; Absent – Martello, 21, Schuster, 46, Walker, 65, Total - 132; Adopted.

**RESOLUTION NO. 2004-080. CORRECTING TAX ROLL – TOWN OF LIVONIA**

Mr. Yendell 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 parcel) application for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Town of Livonia on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcel was 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| Year, Town & Premises    | Taxing Jurisdiction | Original<br>Tax Bill | Corrected<br>Tax Bill | Refunds  | Chargebacks to<br>Taxing<br>Jurisdictions |
|--------------------------|---------------------|----------------------|-----------------------|----------|-------------------------------------------|
| 1. 2004 LIVONIA          | Livingston County   | \$1492.88            | \$1310.20             | \$182.68 | \$182.68                                  |
| KUEHN, Paul J. & Shelley | Livonia Town Tax    | 951.33               | 834.92                | 116.41   | 116.41                                    |
| Tax Map Number           | Livonia Water 2     | 128.73               | 128.73                | 0.00     | 0.00                                      |
| 74-1-5.55                | Co. Water #1 Zone 4 | 47.00                | 47.00                 | 0.00     | 0.00                                      |
|                          | Livonia Fire 3      | 329.84               | 329.84                | 0.00     | 0.00                                      |
|                          | Livonia Light 2     | 30.14                | 30.14                 | 0.00     | 0.00                                      |
|                          | Total               | \$2979.92            | \$2680.83             | \$299.09 | \$299.09                                  |

Dated at Geneseo, New York

February 25, 2004

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

Finance & Administration Committee

The roll was called as follows: Ayes - 1,620; Noes - 0; Absent – Martello, 21, Schuster, 46, Walker, 65, Total - 132; Adopted.

**RESOLUTION NO. 2004-081. AMENDING 2004 COUNTY BUDGET – PLANNING**

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

RESOLVED, that the 2004 Planning budget be amended as follows:

| <b>Department</b>              | <b>Revenue</b> | <b>Description</b>    | <b>Amount</b> |
|--------------------------------|----------------|-----------------------|---------------|
| Increase Revenue Account       |                |                       |               |
| A6318                          | 2770           | Repayment of Lien     | \$5,452.00    |
| Increase Appropriation Account |                |                       |               |
| A6318                          | 4191           | Agency Contracts/HOME | \$5,452.00    |

Dated at Geneseo, New York

February 25, 2004

Finance and Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,620; Noes - 0; Absent – Martello, 21, Schuster, 46, Walker, 65, Total - 132; Adopted.

**RESOLUTION NO. 2004-082. AUTHORIZING A CONTRACT WITH LABELLA ASSOCIATES, P.C. FOR ENGINEERING & DESIGN SERVICES FOR FEDERAL/STATE-AID BRIDGE REPLACEMENT PROJECT (NYSDOT PIN 4753.64), SLIKER HILL ROAD (CR 33) OVER CONESUS LAKE INLET, TOWN OF CONESUS, FOR LIVINGSTON COUNTY HIGHWAY DEPARTMENT**

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

WHEREAS, thirteen (13) consulting firms from the NYSDOT “LDSA List” submitted “Expression of Interest” proposals for the above-noted project, and

WHEREAS, a 4-person Selection Committee comprised of NYSDOT and County officials reviewed and rated each submittal, and weighted scores were computed, and

WHEREAS, the highest-ranking firm resulting from this process was Labella Associates, P.C. of Rochester, New York, and

WHEREAS, Labella Associates has submitted a Scope of Services and a cost-plus fee proposal, not to exceed the amount of \$189,000.000, for the following project phases:

- a) Preliminary Engineering
- b) Design
- c) Right-of-Way Incidentals and Acquisition
- d) Construction Support, and

WHEREAS, said proposed fee and Scope of Services have been reviewed and approved by NYSDOT, and

WHEREAS, a supplemental agreement with Labella Associates for Construction Inspection Services will be negotiated following award of a construction contract, now, therefore be it

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign an Architectural/Engineering Consultant Agreement with Labella Associates, P.C. of Rochester, New York, for engineering and design services for the above-noted Federal/State-Aid Project, at a maximum cost-plus fee of \$189,000.00 (of which the County share will be 20%), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

February 25, 2004

Highway and Public Works Committee

Chairman Merrick asked County Superintendent of Highways Donald Higgins to comment. D. Higgins indicated the County share of this project will be \$37,800.

Chairman Merrick mentioned for the benefit of people in the audience that all resolutions are processed through the Committee system and have been discussed at length in the committee meetings.

The roll was called as follows: Ayes - 1,620; Noes - 0; Absent – Martello, 21, Schuster, 46, Walker, 65, Total - 132; Adopted.

**RESOLUTION NO. 2004-083.      AWARDING BID AND AUTHORIZING PURCHASE OF ONE (1) NEW CONCRETE BOX CULVERT FOR NEWVILLE ROAD (CR 54), TOWN OF NUNDA, FOR COUNTY HIGHWAY DEPARTMENT**

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

WHEREAS, FEMA-1486 has allotted \$10,000 (including 12.5% County share) towards repair of a culvert on Newville Road (CR 54) in the Town of Nunda, but the County Highway Department has determined that full replacement of said culvert would be in the best interest of the County, and

WHEREAS, after legal advertisement, sealed bids for a “Four-Sided Box Culvert” were publicly opened and read on January 22, 2004 in Room 303A of the Livingston County Government Center, and

WHEREAS, a total of four (4) bids were received, and Lakelands Concrete Products, Inc. of Lima, New York, submitted a bid in the amount of \$30,251.00 for an HS-25, 10-ft.-wide by 7-ft.-high by 60-ft.-long Concrete Box Culvert, and

WHEREAS, said bid by Lakelands Concrete Products was the second-lowest of all HS-25 bids, but was the only bid which met all Bid Specifications, now, therefore be it

RESOLVED, that said bid by Lakelands Concrete Products, Inc. of Lima, NY in the amount of \$30,251.00 for one (1) new concrete culvert structure be accepted, and the Superintendent of Highways hereby is authorized to purchase said structure for said price, upon the successful bidder signing a contract with the County of Livingston, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

February 25, 2004

Highway and Public Works Committee

County Superintendent of Highways Donald Higgins indicated that four bids were submitted and Lakelands Concrete Products, Inc. was the second lowest responsible bidder, and the only bid that met all bid specifications. He stated this project is a result of the August 2003 flooding in the Towns of Nunda and West Sparta.

The roll was called as follows: Ayes - 1,620; Noes - 0; Absent – Martello, 21, Schuster, 46, Walker, 65, Total - 132; Adopted.

Mr. Martello entered.

**RESOLUTION NO. 2004-084.      AWARDING BID AND AUTHORIZING A CONTRACT FOR A FEMA-1486 PROJECT, STREAM CLEANUP AND BANK STABILIZATION, BROKAW ROAD (CR 76) OVER WILDCAT GULLY, TOWN OF NUNDA, FOR COUNTY HIGHWAY DEPARTMENT**

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

WHEREAS, FEMA-1486 has allotted a total of \$98,458.00 (including 12.5% County share) toward a project to perform stream cleanup and bank stabilization at the above-noted site, and

WHEREAS, after legal advertisement, sealed bids for “CR 76, Brokaw Road, Wildcat Gully, Bank Stabilization” were publicly opened and read on February 13, 2004 in Room 303A of the Livingston County Government Center, and

WHEREAS, a total of seven (7) bids were received, and the bid of Ramsey Constructors of Lakeville, NY in the amount \$83,815.00 was the lowest of all bids received, and said bid meets all Bid Specifications, and

WHEREAS, bids were based on County Highway Department estimated quantities for excavation and materials, and a 15% contingency for overrun is desired, now, therefore be it

RESOLVED, that said bid by Ramsey Constructors of Lakeville, NY, in the amount of \$83,815.00, for the above-noted FEMA project, be accepted, and, be it further

RESOLVED, that a contingency of up to 15% of the total bid amount is approved, and, be it further

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign a contract with Ramsey Constructors for said project, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

February 25, 2004



Highway and Public Works Committee

The roll was called as follows: Ayes - 1,641; Noes - 0; Absent – Schuster, 46, Walker, 65, Total - 111; Adopted.

**RESOLUTION NO. 2004-085.      AWARDING BID AND AUTHORIZING A CONTRACT FOR A FEMA-1486 PROJECT, DEBRIS REMOVAL AND CHANNEL SHAPING, ROCK SPRING HILL ROAD (CR 11), TOWN OF WEST SPARTA, FOR COUNTY HIGHWAY DEPARTMENT**

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

WHEREAS, FEMA-1486 has allotted a total of \$29,475.00 (including 12.5% County share) towards a project to perform debris removal and channel shaping at seven (7) various culvert locations on CR 11, and

WHEREAS, after legal advertisement, sealed bids for “Debris Removal & Channel Shaping, Rock Spring Hill Road, CR11” were publicly opened and read on February 13, 2004 in Room 303A of the Livingston County Government Center, and

WHEREAS, a total of eight (8) bids were received, and the bid of C.P. Ward, Inc. of Scottsville, NY in the amount \$29,752.00 was the lowest of all bids received, and said bid meets all Bid Specifications, and

WHEREAS, bids were based on County Highway Department estimated quantities for excavation and removal, and a 15% contingency for overrun is desired, now, therefore be it

RESOLVED, that said bid by C.P. Ward, Inc. of Scottsville, NY, in the amount of \$29,752.00, for the above-noted FEMA project, be accepted, and, be it further

RESOLVED, that a contingency of up to 15% of the total bid amount is approved, and, be it further

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign a contract with C.P. Ward, Inc. for said project, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

February 25, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,641; Noes - 0; Absent – Schuster, 46, Walker, 65, Total - 111; Adopted.

**RESOLUTION NO. 2004-086.      APPROVING THE 2004-2006 COUNTY COMPREHENSIVE PLAN FOR YOUTH SERVICES**

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

WHEREAS, under Section 420 (1) (a), Article 19-A of the Executive Law of the State of New York, a three year County Comprehensive Plan for Youth Services is required for a county to receive YDDP and SDPP funding, and

WHEREAS, the County Youth Bureau and Youth Board have worked to bring together the planning elements required by the New York State Office of Children and Families Services, and

WHEREAS, this County Comprehensive Plan for Youth Services has been reviewed and approved by the Livingston County Intergovernmental Affairs Committee, now, therefore be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign the Livingston County Comprehensive Plan for Youth Services that will be effective from May 1, 2004 to December 31, 2006, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

February 25, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,641; Noes - 0; Absent – Schuster, 46, Walker, 65, Total - 111; Adopted.

**RESOLUTION NO. 2004-087.      AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE - PUBLIC HEALTH, TREASURER’S OFFICE**

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

RESOLVED, that the 2004 Hourly Employee Salary Schedule be amended as follows:

**Public Health**

Create with permission to fill one full-time Public Health Social Worker position.

Delete one part-time Public Health Social Worker position.

Create one part-time Registered Professional Nurse position.

**Treasurer's Office**

Create with permission to fill one full-time Account Clerk/Typist position.

Delete one Title Searcher position.

Dated at Geneseo, New York

February 25, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,641; Noes - 0; Absent – Schuster, 46, Walker, 65, Total - 111; Adopted.

**RESOLUTION NO. 2004-088. AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR CENTRAL SERVICES, GENESEO SKILLED NURSING FACILITY, PUBLIC HEALTH**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Central Services**

Laborers (2), seasonal

**Geneseo Skilled Nursing Facility**

Activities Aide (1), part-time

**Public Health**

Nutrition Aide (1), part-time

Outreach Worker (1), part-time

Dated at Geneseo, New York

February 25, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,641; Noes - 0; Absent – Schuster, 46, Walker, 65, Total - 111; Adopted.

**CLOSE PUBLIC HEARING**

The Chairman asked if anyone wished to speak at this time regarding the Public Hearing.

Conesus Supervisor Rumble expressed her appreciation to the County for being lead agency of this project. She also thanked the Livingston County Water and Sewer Authority for recognizing the fact that this project could cause financial hardship to Conesus residents which resulted in another survey being conducted. As a result of the survey, the cost per unit per year was reduced from \$375 to \$315. The project was approved for a zero percent interest rate loan in addition to successful grant funding. Supervisor Rumble commented that the Town of Conesus will never see the cost of this project be any less than what is proposed. She indicated that she wishes Dacula Shores would have been more receptive and included in the district.

Mt. Morris Supervisor Olverd questioned whether the \$250 hook-up charge was a one-time charge. C. Muscarella responded that it is a one-time charge. He also questioned whether there have been any public informational meetings. C. Muscarella commented that an informational meeting was held on February 3, 2004 at the Conesus Town Hall where all the information was presented and a lot of people were in attendance.

Chairman Merrick asked if anyone else cared to comment. No one wished to speak.

The Chairman declared the public hearing closed.

### **OTHER BUSINESS**

1. Elizabeth Moran, President of EcoLogic LLC – Alum/Algae/Phosphorus Presentation

Geneseo Supervisor Kennison and Chairperson of the Conesus Lake Watershed Management Council stated that several years ago the Conesus Lake Watershed Management Plan was developed to recommend specific actions to protect and improve the water quality of Conesus Lake. Mr. Kennison referred to page 13 Recommendation G-3 of the Conesus Lake Watershed Management Plan Executive Summary which recommends to initiate the effort to determine if alum treatment to control release of phosphorus from deep lake sediments would be effective in Conesus Lake and proceed with plans for implementation, if effectiveness is warranted, and monitor for environmental impacts.

Mr. Kennison stated that two resolutions will be presented at the March 10 Board of Supervisors meeting. The first resolution would initiate the SEQR process and declare Livingston County's intent to serve as lead agency for SEQR. The second resolution would amend Livingston County's contract with EcoLogic, LLC for the preparation of the Draft Environmental Impact Statement and other required SEQR work. The Conesus Lake Watershed Council adopted a resolution at its February 10, 2004 meeting to recommend these resolutions to the Board of Supervisors. Dr. Moran has been invited to this Board meeting to provide an update of the impacts of alum treatment into Conesus Lake. Mr. Kennison introduced Dr. Elizabeth Moran, President of EcoLogic LLC. If the Watershed Council and the Board of Supervisors ultimately decide to go ahead with an alum treatment in Conesus Lake, it is expected the application would take place in the spring/summer of 2005.

Dr. Moran presented a power-point presentation entitled "Feasibility, Benefits, and Costs of an Alum Treatment of Conesus Lake." The presentation is on file. Dr. Moran indicated an alum application could control the internal load of phosphorous going into the lake from sediments at the bottom of the lake. She indicated cost estimates range from \$270,000 to \$900,000 based on the treated areas of the lake and the depth of the lake. Dr. Moran explained that alum had been applied to Irondequoit Bay and discussed the affects it has had. An alum treatment in Conesus Lake should be effective over a ten-year period. She indicated a SPDES permit would likely be required from the NYSDEC. The NYSDEC is aware that a potential alum treatment program for Conesus Lake is being considered. She reviewed the environmental impacts and strategies for controlling external and internal phosphorus loads. Separate measures will be required to control external sources of phosphorus.

Dr. Moran answered questions from the Board.

Ossian Supervisor Martello asked if there was any data available that will show the rate of growth of algae once alum is applied. Dr. Moran explained that the alum application is an alternate to help control algae, and it will not reduce the growth of rooted aquatic plants. Conesus Supervisor Rumble explained that they saw an improvement in Irondequoit Bay after alum was applied.

Mt. Morris Supervisor Olverd questioned what affect alum will have on the drinking water. Dr. Moran stated that alum is used in public water filtration plants to filter drinking water.

Ossian Supervisor Martello asked what is the benefit of Livingston County being lead agency over others. David Woods, Planning Director, commented that there might be different agencies that took the lead for SEQR, grant applications, and the actual alum treatment program. He noted that the potential involved agencies which would be eligible to be lead agency for SEQR would include the County, the Water and Sewer Authority, the towns and villages in the Watershed Council, the NYSDEC, the Department of State, and the Department of Health. All of these agencies other than the County would likely have no interest in being Lead Agency for SEQR. However, lead agency letters will be sent to them following the Board of Supervisors resolution on March 10th.

Vice Chairman Moore questioned whether NYSDEC has any control over the application of alum into Conesus Lake. Dr. Moran commented that a SPDES permit would probably be required.

Avon Supervisor LeFeber questioned whether anything more could be done to further clarify the internal load. Dr. Moran responded that extensive data has already been collected. It may be prudent to take more samples this summer to give us some certainty what that number is.

2. Discussion of Emergency Medical Services Planning Session Held on February 21, 2004

Geneseo Supervisor Kennison stated he attended the Emergency Medical Services Planning Session held on February 21, 2004 and thanked Bill Sheahan, Emergency Medical Services Coordinator, and everyone involved who coordinated this session. He indicated that one issue that was discussed at great length was losing the services of Rural Metro and the impact on the volunteer ambulance corps. Mr. Kennison indicated this loss will affect the nursing homes, and he mentioned the importance of getting a plan into place prior to the opening of the new nursing home. North Dansville Supervisor Mahus commented that he has prepared a letter to the County Administrator suggesting to begin the planning for the County to provide ambulance services to the nursing homes. He also indicated that another session will be held on March 6 at the Genesee River Hotel from 8:00 a.m. to 12:00 p.m. to present some solutions to the problems discussed on February 21, 2004. Lima Supervisor Yendell stated he attended the session on February 21 and commended Bill Sheahan for doing a great job. He encouraged the other Supervisors to attend the next session on March 6, 2004.

**ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Yendell to adjourn until Wednesday, March 10, 2004 at 1:30 p.m. Carried.

The Board adjourned at 3:08 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, MARCH 10, 2004  
1:30 PM**

The Board met pursuant to adjournment.

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

The Pledge of Allegiance.

**COMMUNICATIONS**

1. Mark Your Calendar – Taste of Livingston County, March 30, 2004, 5:30 p.m. – 8:00 p.m., Genesee River Hotel, Mt. Morris, \$15.00 per person.
2. Letter from Village of Livonia Mayor Calvin A. Lathan to Sheriff John M. York commending the Sheriff, Major James Szczesniak and the Road Patrol for providing quality law enforcement to the Village of Livonia.
3. Inter-County Association of Western New York meeting to be held in Schuyler County on March 19, 2004, 9:30 a.m. at Logan Ridge Estates, Hector, New York. PROGRAM: Assemblyman George Winner

**RESOLUTION NO. 2004-089.      APPROVING ABSTRACT OF CLAIMS #3A – MARCH 10, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #3A dated March 10, 2004 in the total amount of \$1,633,949.88.

Dated at Geneseo, New York

March 10, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**PREFERRED AGENDA**

**RESOLUTION NO. 2004-090.      DECLARING SURPLUS PROPERTY – OFFICE FOR THE AGING**

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

WHEREAS, such item 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 item as surplus property to be disposed of as determined by the County Administrator.

**OFFICE FOR THE AGING**

| ITEM    | DESCRIPTION              | VIN #              | CONDITION                                                   |
|---------|--------------------------|--------------------|-------------------------------------------------------------|
| Vehicle | 1997 Green Ford Aerostar | 1FMCA11U3VZC24489. | car is not operable and repairs for resale were not advised |

Dated at Geneseo, New York

March 10, 2004

Finance and Administration Committee

**RESOLUTION NO. 2004-091.      REAPPOINTING HEARING BOARD MEMBER FOR THE ADMINISTRATION OF THE LIVINGSTON COUNTY SOURCE SEPARATION LAW – DONAHUE**

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 the Local Law, now therefore be it

RESOLVED, that the following person be reappointed to the Hearing Board for the term commencing January 1, 2004 and terminating December 31, 2005:

Brenda Donahue, Alternate, 5553 Mission Road, Conesus, NY 14435

Dated at Geneseo, New York

March 10, 2004

Highway & Public Works Committee

**RESOLUTION NO. 2004-092. ESTABLISHING LIVINGSTON COUNTY AS LEAD AGENCY FOR THE PURPOSES OF EXTENDING THE CONESUS LAKE COUNTY SEWER DISTRICT TO THE HAMLET OF CONESUS AND ANY AND ALL RELATED NECESSARY ACTIONS**

WHEREAS, pursuant to resolution 2004-046, the County of Livingston indicated their desire to be lead agent for the SEQRA review in regard to the Hamlet of Conesus extension to the Conesus Lake County Sewer District and directed that the requisite notices be prepared and sent to all involved agencies for the purpose of implementing the project, and

WHEREAS, the notices were prepared and distributed together with a long form EAF to all involved agencies on February 5, 2004 and,

WHEREAS, the County stated that it proposed to establish itself as the appropriate lead agency, and

WHEREAS, all involved agencies agreed or were deemed to have agreed that Livingston County should be lead agency, now therefore be it,

RESOLVED, that in recognition of the agreement of all involved agencies, Livingston County hereby establishes itself as lead agency for the purposes of the implementing the above referenced actions and be it further

RESOLVED, that Livingston County hereby directs that staff prepare and distribute all documents and information specified in SEQRA relative to the determination of environmental significance regarding the above referenced actions.

Dated at Geneseo, New York

March 10, 2004

Highway and Public Works Committee

**RESOLUTION NO. 2004-093. PROVIDING FOR PUBLIC HEARING FOR THE PROPOSED CONESUS LAKE COUNTY SEWER DISTRICT EXTENSION #9 – HAMLET OF CONESUS**

WHEREAS, an error was found in the description of the district in the public hearing notice for the Conesus Sewer project, now, therefore, be it

RESOLVED, that a public hearing shall be held on April 14, 2004 at 1:35PM in the Board of Supervisors' Chambers to receive comments on the extension of the Conesus Lake County Sewer District, Extension #9 – Hamlet of Conesus project, and, be it further

RESOLVED, that the appropriate notices be published in the County's official newspaper.

Dated at Geneseo, New York

March 10, 2004

Highway and Public Works Committee

**RESOLUTION NO. 2004-094. PROVIDING FOR PUBLIC HEARING FOR SMALL CITIES GRANT PROPOSALS FOR 2004**

WHEREAS, Livingston County Board of Supervisors wishes to apply for a Small Cities Grant Program funding, and

WHEREAS, a public hearing is required to discuss community development needs and priorities, to provide residents with information about the priorities and to provide residents with information about the Small Cities Program, it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby schedules a public hearing to be held on Wednesday, March 24, 2004 at 1:35 PM in the Board of Supervisors Assembly Room, Livingston County Government Center, Third Floor, Geneseo, New York, and at least six (6) days notice shall be given by 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  
 March 10, 2004  
 Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-095. REAPPOINTING EMC CHAIRPERSON - MCCLEARY**

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 January 28, 2004, the EMC voted to recommend that the Board of Supervisors appoint William McCleary as Chairperson of the Environmental Management Council; now therefore be it

RESOLVED, that William McCleary, 3247 Bronson Hill Road, Livonia, New York, is hereby appointed as Chairperson of the Livingston County Environmental Management Council, for a term to expire March 1, 2005.

Dated at Geneseo, New York  
 March 10, 2004  
 Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-096. REAPPOINTING MEMBER TO THE LIVINGSTON COUNTY SOIL AND WATER CONSERVATION BOARD – LEFEBER**

RESOLVED, that the following member be reappointed to the Livingston County Soil & Water Conservation District Board of Directors for a term to expire December 31, 2004:

David L. LeFeber, Supervisor Member, 2796 Pole Bridge Road, Avon, NY 14414

Dated at Geneseo, New York  
 March 10, 2004  
 Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-097. REAPPOINTING MEMBERS TO THE LIVINGSTON COUNTY TRAFFIC SAFETY BOARD – GATES, SINSABAUGH**

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

|         | Representative | Alternate                                                  | Term Expires |
|---------|----------------|------------------------------------------------------------|--------------|
| PORTAGE |                | Richard Sinsabaugh<br>1700 Main Street<br>Dalton, NY 14836 | 12/31/06     |
| YORK    |                | Norman Gates<br>1917 Dow Road<br>Pavilion, NY 14525        | 12/31/06     |

Dated at Geneseo, New York  
 March 10, 2004  
 Public Safety & Criminal Justice Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the Preferred Agenda.

Motion made by Mr. Mahus and seconded by Mr. Walker to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-098. AWARDING BID FOR NEW SKILLED NURSING FACILITY BID PACKAGE # 3 – HVAC**

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

WHEREAS, after proper legal advertisement for bids for Bid Package #3 – HVAC, six bids were received, then opened on March 4, 2004, now, therefore, be it

RESOLVED, that the bid of M.A. Ferrauilo Plumbing & Heating, Inc. of 1600 Jay Street, Rochester, New York 14611, in an amount not to exceed Four Million One Hundred Fourteen Thousand Dollars (\$4,114,000.00), be and hereby is accepted as the lowest responsible bid, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with M.A. Ferrauilo Plumbing & Heating, Inc., subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

March 10, 2004

Central Services Committee

Mr. Olverd stated this is the second time the HVAC has been bid and the total amount is less than the first round. He reported the new nursing home is on schedule.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-099. AUTHORIZING TRANSFER OF FUNDS – CENTRAL SERVICES, CONTINGENCY, COUNTY ADMINISTRATOR, HIGHWAY, SHERIFF**

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

RESOLVED, that the County Treasurer 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 10, 2004

Finance & Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-100. AMENDING 2004 COUNTY BUDGET – SHERIFF**

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

RESOLVED, that the 2004 Sheriff budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b>               | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|-----------------------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                                         |                      |
| A3110                                 | 3393                  | STEP Grant                              | \$3,574.00           |
| <b>Increase Appropriation Account</b> |                       |                                         |                      |
| A3110                                 | 2400                  | Sheriff's Law Enforcement Fire & Safety | \$3,574.00           |

and, be it further

RESOLVED, that the 2004 Sheriff budget be amended as follows:

|                                       |      |                                        |            |
|---------------------------------------|------|----------------------------------------|------------|
| <b>Increase Revenue Account</b>       |      |                                        |            |
| A3112                                 | 3394 | STOP/DWI Deterrence Grant              | \$4,139.00 |
| <b>Increase Appropriation Account</b> |      |                                        |            |
| A3112                                 | 2400 | STOP/DWI Law Enforcement Fire & Safety | \$4,139.00 |

Dated at Geneseo, New York

March 10, 2004

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

Finance and Administration Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-101. ESTABLISHING A NEW ACCOUNT – PUBLIC HEALTH**

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

WHEREAS, Federal grant revenue funding has been awarded to the Livingston County Department of Health, it is hereby

RESOLVED, that the County Treasurer is authorized to establish Revenue Account A4096.4489 Other Federal Health in the amount of \$1,950.00 and establish the following Appropriation Accounts:



|            |             |                 |
|------------|-------------|-----------------|
| A4096.4200 | Print & Ads | \$1,250.00      |
| A4096.4340 | Mileage     | <u>\$700.00</u> |
|            |             | \$1,950.00      |

Dated at Geneseo, New York

March 10, 2004

Finance & Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

### **RESOLUTION NO. 2004-102.      CORRECTING TAX ROLL – TOWN OF NORTH DANSVILLE**

Mr. Yendell 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 parcels) applications for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Town of North Dansville on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcel was incorrectly assessed and/or taxed for reasons set forth in the applications 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| Year, Town & Premises | Taxing Jurisdiction    | Original<br>Tax Bill | Corrected<br>Tax Bill | Refunds     | Chargebacks to<br>Taxing<br>Jurisdictions |
|-----------------------|------------------------|----------------------|-----------------------|-------------|-------------------------------------------|
| 1. 2002 N. DANSVILLE  | Livingston County      | \$ 124.71            | \$124.71              | \$ 0.00     | \$ 0.00                                   |
| GRAY, Jeremy A. &     | Liv.Co.Penalties       | 172.40               | 109.26                | 63.14       | 63.14                                     |
| Christina M.          | Liv.Co.Advertising     | 8.50                 | 8.50                  | 0.00        | 0.00                                      |
| Tax Map Number        | N. Dansville Town Tax  | 53.15                | 53.15                 | 0.00        | 0.00                                      |
| 203.10-1-43           | Dansville Sch. Relevy  | 301.52               | 9.60                  | 291.92      | 291.92                                    |
|                       | Vill. Dansville Relevy | <u>604.38</u>        | <u>604.38</u>         | <u>0.00</u> | <u>0.00</u>                               |
|                       | Total                  | \$1264.66            | \$909.60              | \$355.06    | \$355.06                                  |
| 2. 2003 N. DANSVILLE  | Livingston County      | \$156.67             | \$156.67              | \$ 0.00     | \$ 0.00                                   |
| GRAY, Jeremy A. &     | Liv.Co.Penalties       | 66.11                | 24.14                 | 41.97       | 41.97                                     |
| Christina M.          | N. Dansville Town Tax  | 58.70                | 58.70                 | 0.00        | 0.00                                      |
| Tax Map Number        | Dansville Sch. Relevy  | 351.67               | 11.85                 | 339.82      | 339.82                                    |
| 203.10-1-43           | Vill. Dansville Relevy | <u>238.06</u>        | <u>238.06</u>         | <u>0.00</u> | <u>0.00</u>                               |
|                       | Total                  | \$871.21             | \$489.42              | \$381.79    | \$381.79                                  |

Dated at Geneseo, New York

March 10, 2004

Finance & Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

### **RESOLUTION NO. 2004-103.      AUTHORIZING BLANKET UNDERTAKING**

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

WHEREAS, section 11 of the Public Officers Law authorizes the governing body of a municipality to procure a

blanket undertaking to cover officers, clerks and employees of the municipality who would otherwise be required to post an individual undertaking; and

WHEREAS, such blanket undertaking must indemnify against losses through the failure of officers, clerks or employees to faithfully perform their duties or account for moneys or property received by virtue of their position or employment and through fraudulent or dishonest acts committed by officials, clerks or employees covered thereunder, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors consents and approves a blanket undertaking to cover all officers, clerks and employees required by law to post an undertaking which undertaking shall be provided by the following policies:

a) Public Officials Liability Policy, provided by New York Municipal Insurance Reciprocal, policy no. MPOLIVI001; and

b) Government Crime Policy provided by Fidelity Deposit Company of Maryland, policy no. CCP 0058540 00.

Dated at Geneseo, New York

March 10, 2004

Finance & Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-104. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH - GENESEE VALLEY FAMILY MEDICINE, HIGHLAND HOSPITAL, TERESITA GUNGON**

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

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

| <b><u>Contractor</u></b>                                                                                                                                                                 | <b><u>Term</u></b> |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| <b>Genesee Valley Family Medicine</b><br>118 Main St.<br>Mt. Morris, NY 14510<br>For Dr. Jeffrey Hanson's Medical Services,<br>Supervision, And Education In The<br>Tuberculosis Program | 1/1/04 - 12/31/08  |
| <b>Highland Hospital</b><br>601 Elmwood Ave.<br>Rochester, NY 14620<br>For Women's Health Center Space Agreement<br>At Avon Medical Center, Collins Drive, Avon, NY                      | 4/1/04 - 3/31/05   |
| <b>Dr. Teresita Gungon</b><br>253 Main St.<br>Dansville, NY 14437<br>For Medical Consultant Services for the Women's<br>Health Center                                                    | 1/1/04 – 12/31/08  |

Health Center

Dated at Geneseo, New York

March 10, 2004

Health Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-105. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE OFFICE FOR THE AGING –**

**FAMILY SERVICES OF ROCHESTER, UNLIMITED CARE, INC., HOME AND HEALTH CARE SERVICES, INC.**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Office for the Aging, according to the term designated, subject to review by the County Attorney and County Administrator:

| <b><u>Contractor</u></b>                                                                                                             | <b><u>Term</u></b> |
|--------------------------------------------------------------------------------------------------------------------------------------|--------------------|
| <b>Unlimited Care, Inc.</b><br>1465 Jefferson Rd.<br>Rochester, New York 14623<br>for Title IIIIE respite services                   | 1/1/04 - 12/31/04  |
| <b>Home and Health Care Services, Inc.</b><br>137 Chemung Street<br>Corning, New York 14830<br>for Title IIIIE respite services      | 1/1/04 - 12/31/04  |
| <b>Family Services of Rochester, Inc.</b><br>30 N. Clinton Avenue<br>Rochester, New York 14604<br>for legal services for the elderly | 1/1/04 - 12/31/04  |

Dated at Geneseo, New York

March 10, 2004

Health Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-106. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY SKILLED NURSING FACILITIES - SOUTHSIDE OMNICARE INFUSION SERVICES (2) FOR IV INSERTION SERVICES AND IV INFUSION PRODUCTS AND MEDICINES**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Skilled Nursing Facilities, according to the terms designated, subject to review by the County Attorney and County Administrator:

| <b><u>Contractor</u></b>                                                                                                                                 | <b><u>Term</u></b>             |
|----------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|
| <b>Southside Omnicare Infusion Services</b><br>1815 S. Clinton Avenue, Suite 400<br>Rochester, New York 14618<br>for IV insertion services.              | April 1, 2004 – March 31, 2006 |
| <b>Southside Omnicare Infusion Services</b><br>1815 S. Clinton Avenue, Suite 400<br>Rochester, New York 14618<br>for IV infusion products and medicines. | April 1, 2004 – March 31, 2006 |

Dated at Geneseo, New York

March 10, 2004

Health Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-107. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT FOR THE LIVINGSTON COUNTY CAMPUS SKILLED NURSING FACILITY – DEPARTMENT OF VETERANS AFFAIRS**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Campus Skilled Nursing Facility, according to the term designated, subject to review by the County Attorney and County Administrator:

| <u>Contractor</u>                     | <u>Term</u>                    |
|---------------------------------------|--------------------------------|
| <b>Department of Veterans Affairs</b> | April 1, 2004 – March 31, 2005 |
| 113 Holland Avenue                    |                                |
| Albany, New York 12208                |                                |
| for services to Veterans.             |                                |

Dated at Geneseo, New York

March 10, 2004

Health Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-108.     DECLARING LIVINGSTON COUNTY'S INTENT TO BE LEAD AGENCY FOR THE SEQR REVIEW OF PROPOSED ALUM TREATMENT PROGRAM FOR CONESUS LAKE**

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

WHEREAS, Recommendation No. G-3 in the Conesus Lake Watershed Management Plan is to, "Initiate effort to determine if alum treatment to control release of phosphorus from deep lake sediments would be effective in Conesus Lake. Proceed with plans for implementation if effectiveness is warranted, and monitor for environmental impacts;" and

WHEREAS, on February 10, 2004, the Conesus Lake Watershed Council voted to recommend that the Board of Supervisors initiate the SEQR process for a potential alum application; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby declares Livingston County's intent to be Lead Agency for the SEQR review of a proposed alum treatment program in Conesus Lake; and be it further

RESOLVED, that the Livingston County Chairman of the Board of Supervisors is authorized to send letters to other potentially involved public agencies requesting concurrence with the designation of Livingston County as Lead Agency.

Dated at Geneseo, New York

March 10, 2004

Legislative and Agricultural Affairs Committee

Geneseo Supervisor Kennison, Chairperson of the Conesus Lake Watershed Council, confirmed the support of the Conesus Lake Watershed Council for Livingston County to be lead agency for the SEQR review of a proposed alum treatment program in Conesus Lake. He indicated the newspaper headline that was published last week was misleading. Neither the Council nor the Board of Supervisors is voting to approve the use of alum. He indicated these are the initial stages and a lot of questions still have to be answered. Mr. Kennison thanked the Council and the Planning Department for their assistance.

The roll was called as follows: Ayes - 1,682; Noes – Davis (Portage) 24; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-109.     AUTHORIZING AMENDMENT TO CONTRACT WITH ECOLOGIC, LLC**

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

WHEREAS, Resolution No. 2003-112 authorized a contract with EcoLogic, LLC of Cazenovia, New York for professional scientific services in support of implementation of the Conesus Lake Watershed Management Plan; and

WHEREAS, on February 10, 2004, the Conesus Lake Watershed Council recommended that the Board of Supervisors amend the County's contract with EcoLogic to include a cost of up to \$15,000 to prepare all relevant SEQR documentation for a proposed alum treatment program for Conesus Lake; now, therefore, be it

RESOLVED, that the Livingston County Chairman of the Board of Supervisors is authorized to sign an amended contract with EcoLogic, LLC after review by the County Attorney and County Administrator.

Dated at Geneseo, New York

March 10, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-110.      AUTHORIZING WEATHERIZATION CONTRACT WITH THE NYS DIVISION OF HOUSING AND COMMUNITY RENEWAL**

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

WHEREAS, the New York State Division of Housing and Community Renewal has awarded Weatherization Program funds to Livingston County, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a Weatherization contract with the New York State Division of Housing and Community Renewal, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

March 10, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-111.      ACCEPTING GRANT AND AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION TO PROVIDE NEW CANVASS COVERS FOR BOOKS IN THE OFFICE OF THE COUNTY CLERK**

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

WHEREAS, Livingston County has been awarded a \$7,000.00 grant from the New York State Office of Parks, Recreation and Historic Preservation to provide new canvass covers for books in the Office of the County Clerk, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with the New York State Office of Parks, Recreation and Historic Preservation for said grant, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

March 10, 2004

Legislative & Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**RESOLUTION NO. 2004-112.      AUTHORIZING SHERIFF JOHN M. YORK TO SIGN A GRANT APPLICATION FOR ENHANCED WIRELESS 911**

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

RESOLVED, that Sheriff John M. York is authorized to sign a grant application with the New York Office of Fire Prevention and Control for an Enhanced Wireless 911 Grant in an amount of \$135,392.00 (which includes 10% matching funds from Livingston County in the amount of \$13,539.20), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

March 10, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent -Schuster, 46; Adopted.

**OTHER BUSINESS**

1. Mr. Moore announced that Sparta Supervisor Schuster, who recently had back surgery, is accepting phone calls now.

**ADJOURNMENT**

Motion made by Mr. Kennison and seconded by Mr. Walker to adjourn until Wednesday, March 24, 2004 at 1:30 p.m. Carried.

The Board adjourned at 1:58 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, MARCH 24, 2004  
1:30 PM**

The Board met pursuant to adjournment.

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

The Pledge of Allegiance.

**APPROVAL OF MINUTES**

Minutes of 3/10/04 Regular Meeting were approved as presented.

**PUBLIC HEARING – 1:35 P.M.**

The Chairman opened the Public Hearing to receive comments on the 2004 Small Cities Grant Program in accordance with the notices published in the official newspapers.

Chairman Merrick asked Grant Writer Stu Brown to comment.

Stu Brown reported this is the second of two required public hearings which the Board of Supervisors must conduct before submitting an application for funding under the Small Cities Grant Program. The first public hearing held in January was to provide information about potential projects that would be eligible for the grant, and the amount of funding the County would request. The second public hearing is where the Board chooses to proceed with the application and presents a plan for submission to the State. Since the last public hearing, Stu Brown has received one proposal for the County to consider and that is to continue the utility connection program—a program that was funded by the Small Cities Program in 2002. The County Administrator asked how much funding will be requested by the County. Stu Brown responded that he is in the process of reviewing this issue and a set amount has not yet been determined. The average grant could be \$1,800-\$2,800 based on income eligibility.

The Chairman asked if anyone wished to speak on the 2004 Small Cities Grant Program. No one wished to speak. The Chairman stated that the Public Hearings would remain open until the end of the meeting.

**COMMUNICATIONS**

1. Mark Your Calendar
  - Taste of Livingston County, March 30, 2004, 5:30 p.m. – 8:00 p.m., Genesee River Hotel, Mt. Morris, \$15.00 per person.
  - Teen Recognition Award Banquet, May 5, 2004, Genesee River Hotel, Mt. Morris, 6:00 PM.
2. Correspondence from Assemblyman Daniel J. Burling to Governor George Pataki urging designation of an Agribusiness Opportunity Zone for Livingston and Wyoming Counties.
3. Correspondence from Senator Dale M. Volker that was distributed to elected officials at the Wyoming County Chamber Legislative Roundtable meeting held on February 27, 2004.
4. Letter from Senator Dale M. Volker acknowledging the request from Richard Rudolph, Chairperson of GLOW Region Solid Waste Management Committee, to insure funding in the 2004-2005 State Fiscal Plan for the State's Municipal Waste Reduction and Recycling grant program.
5. Letter from Conesus Supervisor Christine Rumble to Nancy Rice of the NYS Department of Environmental Conservation, confirming that the Town of Conesus has requested that Livingston County be lead agency on the development of the Hamlet of Conesus Sewer Project.
6. Notification from the State of New York Public Service Commission regarding a Technical Conference scheduled on March 30, 2004 at 10:30 a.m. at the Public Service Commission's Albany Office to discuss issues associated with the sale of the Robert E. Ginna Nuclear Generating Station, including details of the auction process, a summary of the terms of sale, and information on the prospective purchaser.

**RESOLUTION NO. 2004-113.      APPROVING ABSTRACT OF CLAIMS #3B – MARCH 24, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #3B dated March 24, 2004 in the total amount of \$1,570,362.77.

Dated at Geneseo, New York

March 24, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**PRIVILEGE OF THE FLOOR**

1. Patrick Rountree, Chairman of the 2004 United Way Campaign – County United Way Campaign  
Patrick Rountree, Chairman of the 2004 United Way Campaign and Frank Bassett, Co-Chairman of the 2004 County Campaign, urged everyone to participate in the United Way Campaign. P. Rountree stated that the Livingston County goal is \$335,000 and the goal to be donated by county employees is \$26,000. He indicated he would like to see the County employees take the lead ahead of Kraft General Foods and SUNY Geneseo. Those County employees who donate to United Way this year will be eligible for a dinner cruise on Keuka Lake and other prizes. P. Rountree encouraged the Supervisors to donate and to take the message back to their respective towns. Frank Bassett commented that he is looking forward to the challenge to meet the goal of \$26,000 from county employees and he is hoping for a successful campaign. Chairman Merrick stated that he is hopeful that everyone will donate which should put the county employees in the lead.

**PREFERRED AGENDA****RESOLUTION NO. 2004-114.      DECLARING SURPLUS PROPERTY – EMERGENCY MANAGEMENT SERVICES, HIGHWAY, SOCIAL SERVICES**

WHEREAS, the County of Livingston owns 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 declares the following items as surplus property to be disposed of as determined by the County Administrator.

**EMERGENCY MANAGEMENT SERVICES**

1993 GMC Bus, Vin# 1GDKP32K6P3500933

**HIGHWAY**

1974 Brockway 10-wheel Dump Truck #98, Vin # 84832, (213,500 miles; 4,340 hours)

1988 Case/International Tractor #112, Vin # B022570C10B48017 (demolished in 2003 motor vehicle accident)

1989 Panasonic AG-180 VHS Camcorder — Serial Number I9HDO1757 (Junk)

1994 Panasonic 195 VHS "Movie Reporter" Camcorder — Serial Number C4HB00221 (Junk)

**SOCIAL SERVICES**

1989 GMC Bus, Vin# 1GDKP32K0K3502217

1993 GMC Bus, Vin# 1GDKP32K6P3500978

1996 Dodge Caravan, Vin# 2B4FP2533TR771208

Dated at Geneseo, New York

March 24, 2004

Finance and Administration Committee

**RESOLUTION NO. 2004-115.      URGING THE NEW YORK STATE GOVERNOR AND LEGISLATURE TO RESTORE AND INCREASE "CHIPS CAPITAL PROGRAM FUNDING" FOR NYS COUNTIES AND TOWNS**

WHEREAS, over 1,600 units of local government rely on essential state highway and bridge funding through the "Consolidated Highway Improvement Program" (CHIPS), and

WHEREAS, local governments are responsible for nearly eighty-five percent (85%) of the state's 110,000 miles of streets and highways, and are also responsible for fifty percent (50%) of the bridges in New York State, and

WHEREAS, CHIPs (enacted in 1981-1982) replaced a dedicated stream of motor vehicle taxes and fees which Counties were collecting and using for the upkeep, maintenance and repair of the local transportation system, and

WHEREAS, local governments are having a very difficult time keeping up with critical road and bridge repair and maintenance, in light of ever-tightening budgets and significant increases in material costs, and

WHEREAS, investments in the local transportation infrastructure will not only lend themselves to safer vehicle travel and increased economic growth ("*Local Roads...Where Business Thrives!*"), but also pay for themselves many times over in job growth and revenue generation, and

WHEREAS, the SFY 2004-2005 Executive Budget Proposal eliminated the \$35 million County/NYC CHIPs funding which the Legislature included in the enacted 2003-2004 State Budget (\$231,000 loss for Livingston County), and

WHEREAS, the New York State County Highway Superintendent Association (NYSCHSA) and the New York State Association of Town Superintendents of Highways (NYSATSH) have joined together in an effort to have the \$35 million County/NYC CHIPs Capital funding restored, and also include an additional \$15 million to be distributed between the Counties and Towns, for a total of \$50 million in CHIPs Capital funding to be added to the Executive Budget Proposal, and

WHEREAS, the cost in the State Budget would be \$5 million to gain \$50 million in bonded CHIPs Capital Funding, now, therefore, be it

RESOLVED, that Livingston County strongly urges the State to invest in the local transportation system and local economy by adopting the total \$50 million CHIPs Capital funding increase proposal put forth by the NYSCHSA and the NYSATSH, and, be it further

RESOLVED, that the Clerk of the Livingston County Board of Supervisors shall forward copies of this Resolution to Governor George E. Pataki; Senate Majority Leader Joseph Bruno; Assembly Speaker Sheldon Silver, NYS Senate Transportation Committee Chair John R. Kuhl, Jr., NYS Assembly Transportation Committee Chair David F. Gantt, NYS Senators Dale M. Volker and Patricia K. McGee; Assemblymen Daniel Burling and Joseph Errigo; the NYS Association of Counties; the NYS County Highway Superintendents Association, the NYS Association of Town Superintendents of Highways; Inter-County of Western New York and all others deemed necessary and proper.

Dated at Geneseo, New York

March 24, 2004

Highway and Public Works Committee

**RESOLUTION NO. 2004-116.      SUPPORTING THE ELIMINATION OF THE SUNSET PROVISIONS OF THE LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND (LGRMIF) AND THE CULTURAL EDUCATION FUND (CEF)**

WHEREAS, the Local Government Records Management Improvement Fund (LGRMIF) was created in 1989 to provide technical assistance and grants to establish, improve or enhance records management programs in New York's more than 4,300 local governments, and

WHEREAS, the closely related Documentary Heritage Program (DHP) for grants and technical assistance to non-governmental historical records repositories also is supported by the LRMIF, and

WHEREAS, a sunset date for the LGRMIF was established in the original legislation to permit its operation as a five-year experiment, and

WHEREAS, the New York State Legislature in 1995 twice has extended the sunset date, most recently to December 31, 2005, and

WHEREAS, the LGRMIF has effectively supported essential advisory services and 6,300 grants totaling over \$113 million to improve the management of records for over half of all NYS local governments, and

WHEREAS, the LGRMIF and the programs it supports continue to operate at a high standard of excellence and provide direct and significant benefit to local governments at no cost to the taxpayers, and

WHEREAS, Livingston County has benefited from technical assistance, training, publication grants totaling \$462,199.00, supported by the LGRMIF, and



WHEREAS, the State Legislature created the closely-related Cultural Education Fund (CEF) to support the New York State Archives, New York State Library, and New York State Museum on behalf of all New Yorkers, and the Office for Public Broadcasting, and provided the CEF with an identical sunset date, and

WHEREAS, the LGRMIF and the CEF continue to be critically important in the fulfillment of the many records and information related responsibilities of Livingston County, and to the cultural and scientific needs of the people of the State of New York, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors supports the elimination of said sunset provisions in order to make the LGRMIF and the CEF permanent, and, it is further

RESOLVED, that certified copies of this resolution be forwarded to Senators Dale M. Volker and Patricia K. McGee and Assemblymen Daniel J. Burling and Joseph A. Errigo.

Dated at Geneseo, New York

March 24, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-117.      URGING THE STATE OF NEW YORK TO SHARE THE WIRELESS 911 SURCHARGE MONIES EQUALLY WITH THE COUNTIES**

WHEREAS, the State of New York imposes a \$1.20 per month surcharge on all wireless telephones, which is projected to raise over One Hundred Million Dollars annually, and which was intended to improve enhanced wireless 911 service in the State, and

WHEREAS, from the surcharge the State provided to municipalities only Twenty Million Dollars in fiscal year 2002-2003, and intends to provide only Ten Million Dollars annually thereafter to the municipalities which actually provide Wireless 911 emergency services in this state, and

WHEREAS, municipalities need a greater share of these surcharge monies in order to provide to the public the best wireless 911 services available, including enhanced wireless 911 services, which are already being provided in other states, and

WHEREAS, counties and other municipalities that provide enhanced wireless 911 services will have to spend considerable amounts of money to maintain their 911 systems in a manner that provides the public with the best system of delivering emergency police, fire and medical help to those in need, now, therefore, be it

RESOLVED, that this Association urges the State of New York to return to the counties a minimum of one-third of all Wireless 911 surcharge monies collected annually, for the purpose of implementing and improving the local Wireless 911 emergency response system, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Senators Dale M. Volker and Patricia K. McGee and Assemblymen Daniel J. Burling and Joseph A. Errigo.

Dated at Geneseo, New York

March 24, 2004

Public Safety & Criminal Justice Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the Preferred Agenda.

Motion made by Mr. Moore and seconded by Mr. Mahus to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-118.      AUTHORIZING TRANSFER OF FUNDS – CONTINGENCY, JAIL RENOVATION PROJECT, OFFICE FOR THE AGING**

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

RESOLVED, that the County Treasurer 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 24, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-119. AMENDING 2004 COUNTY BUDGET – PLANNING**

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

RESOLVED, that the 2004 Planning budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b> | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|---------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                           |                      |
| A6320                                 | 2770                  | Repayment of Lien         | \$ 2,258.00          |
| <b>Increase Appropriation Account</b> |                       |                           |                      |
| A6320                                 | 4191                  | Agency Contracts W & S    | \$ 2,258.00          |

Dated at Geneseo, New York

March 24, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-120. AMENDING 2004 COUNTY BUDGET – SOCIAL SERVICES**

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

RESOLVED, that the 2004 Social Services budget be amended as follows:

| <b><u>Department</u></b>        | <b><u>Revenue</u></b> | <b><u>Description</u></b> | <b><u>Amount</u></b> |
|---------------------------------|-----------------------|---------------------------|----------------------|
| <b>Increase Revenue Account</b> |                       |                           |                      |
| A6010                           | 3610                  | State Administrative      | \$ 6,260.00          |
| A6010                           | 4610                  | Federal Administrative    | \$ 12,519.00         |
| A1990                           | 4000                  | Contingency               | <u>\$ 6,259.00</u>   |
|                                 |                       |                           | \$ 25,038.00         |

**Increase Appropriation Account**

|       |      |                      |              |
|-------|------|----------------------|--------------|
| A6010 | 2100 | Automotive Equipment | \$ 25,038.00 |
|-------|------|----------------------|--------------|

Dated at Geneseo, New York

March 24, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-121. AWARDING BIDS AND AUTHORIZING PURCHASE OF CONSTRUCTION MATERIALS AND SERVICES FOR THE HIGHWAY DEPARTMENT THROUGH APRIL 1, 2005**

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

WHEREAS, after legal advertisement, bids for Construction & Maintenance Materials and Services were received and opened on February 24, 2004 in Room 205 of the Livingston County Government Center, and

WHEREAS, the Bid Specification, Bid Submissions, Bid Tabulations/Award Package are all on file at the office of the Livingston County Highway Department, for the following Materials and Services:

|                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>DRAINAGE ~</b><br>Corrugated Metal Pipe<br>Corrugated Polyethylene Pipe<br>Precast Catch Basins<br>Round Frames and Grates<br>Heavy Duty Frames and Grates<br>Trench Drain System<br><b>STRUCTURAL ~</b><br>Transit Mix Concrete *<br><b>STRUCTURAL FILL &amp; DUST CONTROL ~</b><br>Controlled Low-Strength Material (Flowable Fill)<br>& Controlled Density Fill *<br>Geotextiles & Geo Grids*<br>Calcium Chloride | <b>MISCELLANEOUS HIGHWAY MATERIALS ~</b><br>Guide Railing Installation<br>Pavement Marking<br>Pavement Reinforcement Grids<br>Propane Fuel<br><b>ASPHALT RECYCLING ~</b><br>Recycled Asphalt Pavement (COLD) <b>TYPE I</b><br>Recycled Asphalt Pavement (COLD) <b>TYPE II</b><br>Full Depth Reclamation<br><b>COLD MIX ASPHALT &amp; EMULSIONS ~</b><br>Liquid Bituminous Materials<br>Paver Placed Chip Seal / Ultrathin Hot Mix Asphalt<br>Furnishing & Placing Cold Mix Asphalt Pavement<br><b>HOT MIX ASPHALT ~</b> |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

|                                                                                                                                                                                                           |                                                                                                      |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------|
| Liquid Calcium Chloride & Tembind                                                                                                                                                                         | Asphalt Concrete Mixes<br>Superpave Hot Mix Asphalt<br>Furnishing & Placing Hot Mix Asphalt Pavement |
| <b>BANK &amp; SLOPE PROTECTION ~</b><br>Gabion Baskets<br>Cable Concrete<br>Non-Organic Turf Stabilizing Mats<br>Organic Turf Stabilizing Mats<br>Precast Retaining Wall System ( <b>OPEN CELL TYPE</b> ) | <b>MISCELLANEOUS ~</b><br>Driveway Apron Repair<br>Labor & Tradesman Services                        |

\* item prices were extended one (1) year from the April 1, 2004 contract.

now, therefore, be it

RESOLVED, that said bids be accepted, and that the Superintendent of Highways is hereby authorized to purchase said Materials and Services for said prices through April 1, 2005, with the option to renew for a one-year period from date of expiration, upon each successful bidder signing a contract with the County of Livingston, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

March 24, 2004

Highway & Public Works Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-122.      AWARDING BIDS AND AUTHORIZING PURCHASE OF MATERIALS (AGGREGATES) FOR THE HIGHWAY DEPARTMENT THROUGH MARCH 31, 2006. (TWO YEARS)**

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

WHEREAS, after due advertisement, bids for materials (aggregates) were opened on February 24, 2004 in Room 205 of the Livingston County Government Center, and

WHEREAS, the Bid Specification, 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 the following aggregate materials

Sand

Run of Bank Gravel

Screened Gravel & Oversized Gravel Stone

Screened Gravel ~ DELIVERED

Crushed Gravel, Recycled Crushed Asphalt & Recycled Crushed Concrete

Crushed Gravel, Recycled Crushed Asphalt & Recycled Crushed Concrete ~ DELIVERED

Recycled Railroad Ballast

Crushed Stone

Crushed Stone ~ DELIVERED

Stone Rip Rap ~ DELIVERED

Stone Filling

Screened Topsoil

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 the above referenced highway materials (aggregates) from the bidders per the bid specifications for a period commencing April 1, 2004 and terminating March 31, 2006:

Dated at Geneseo, New York

March 24, 2004

Highway & Public Works Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-123.      AUTHORIZING THE CHAIRMAN TO SIGN A QUIT CLAIM DEED AND RELATED DOCUMENTS TO TRANSFER A PARCEL ON NYS ROUTE 15A**

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

WHEREAS, the Superintendent of Highways has determined that the following parcel of property is of no further use for highway purposes for the County of Livingston, and

WHEREAS, the Superintendent of Highways has recommended that the following parcel be abandoned to the adjoining landowner, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a quit claim deed and related documents to transfer the following parcel to the party listed:

Paul L. Neenan & Elaine F. Neenan

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Livonia, County of Livingston and State of New York, and being bounded and described as follows:

BEGINNING at a point in the new (west) highway boundary line on New York State 15A, (formerly Hemlock-Lima State Highway 1951), at its intersection with the centerline (prior to 1932) of said highway, said intersection being westerly 59.68 feet measured radially from station 119+70.50 of the hereinafter described (1932) centerline of Improvement of Hemlock-Lima, S.H. 1951; thence

1. N 07° 55' 16" W along lands now or formerly of Paul L. Neenan and Elaine F. Neenan (Liber 1125 Deeds 277) a distance of 270.35 feet along the said centerline (1932) to its intersection with the southerly property line of lands now or formerly of Michael J. Vogt (Liber 1093 Deeds 200), said point being 124.65 feet measured at right angles from centerline station 122+26.64; thence
2. S 80° 04' 00" E along said Vogt's south line 74.69 feet to a point on the existing westerly highway boundary line, said point being 50.00 feet measured at right angles from centerline station 122+23.26; said point also being 246.34 feet southerly along the existing highway boundary line from the Town Lot line between the Town of Lima and Town of Livonia; thence
3. S 08° 06' 30" W along the west highway line of said Highway a distance of 257.46 feet to the point or place of beginning.

Being 0.211 acres more or less and being the area depicted as "Map of A Survey of Lands Belonging to The County of Livingston, being part of Lot 6 Situate in the Town of Livonia, Livingston county, New York", prepared by Daniel John Holtje, L.S., dated March 15, 2004, a copy of said instrument survey map being annexed hereto, to be made a part hereof, and to be recorded herewith.

Said parcel is and intends to include all of the lands comprising a portion of the former right-of-way of Hemlock-Lima S.H. No. 1951 (n/k/a/ New York State Route 15A) situate west of the west boundary of the present right-of-way of New York State Route 15A, and expressly conveys any and all interest of the grantor in and to the former bed of Hemlock-Lima S.H. No. 1951 situate west of the present west boundary of New York State Route 15A, as shown on the instrument survey map referenced above and recorded herewith.

Dated at Geneseo, New York

March 24, 2004

Highway & Public Works Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-124.      APPROVING INTER-MUNICIPAL COOPERATION AGREEMENT – LCWSA AND LIVINGSTON COUNTY – KEENAN PLANNED DEVELOPMENT PROJECT – CALEDONIA**

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

WHEREAS, a formal agreement is required by resolution no 2003-422 in regards to the provision of infrastructure funds for the Keenan Planned Development project – Caledonia, now, therefore, be it

RESOLVED, the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign an Inter- Municipal agreement with the Livingston County Water and Sewer Authority for the collection of a capital charge, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

March 24, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-125. APPROVING CHANGE ORDER NO. THREE FOR EASTERN SUMMIT DEVELOPMENT, INC. CONTRACT NO. 2 WATER TANK – LIVINGSTON COUNTY WATER DISTRICT NO. 1 ZONE 5 – SCOTTSBURG**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized and directed to sign Change Order No. Three in an amount of a decrease of \$816.49 for Eastern Summit Development, Inc. Contract No. 2 Water Tank – Livingston County Water District No. 1 Zone 5 - Scottsburg, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

March 24, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-126. AUTHORIZING PERMISSION TO PURCHASE A VEHICLE AND BUY OUT A LEASE – DEPARTMENT OF SOCIAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Department of Social Services desires to purchase a 2004 Chrysler Town and Country vehicle from State Contract (#PC60707), and

WHEREAS, the Department of Social Services desires to buy out the lease for a 2002 Chevy Venture (Lease # 480211), and

WHEREAS, the County Administrator has determined that the purchase of the vehicle and the buy out of the lease is necessary to carry out the essential functions of the Department of Social Services and the Intergovernmental Affairs Committee has recommended approval of the purchase of the vehicle and buy out of the lease, now, therefore, be it

RESOLVED, that the Commissioner of Social Services is authorized to purchase a 2004 Chrysler Town and Country vehicle from State Contract (#PC60707) from Armory Garage, Inc., 926 Central Avenue, Albany, NY 12205 at a cost not to exceed Fifteen Thousand One Hundred Thirty Eight Dollars (\$15,138.00), and be it further

RESOLVED, that the Commissioner of Social Services is authorized to buy out the lease for a 2002 Chevy Venture (Lease #480211) from Merchants Rent A Car, Inc. P.O. Box 16415, Hooksett, NH 03103-6415 at a cost not to exceed Nine Thousand Nine Hundred Dollars (\$9,900.00).

Dated at Geneseo, New York

March 24, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-127. AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE - CAMPUS SKILLED NURSING FACILITY, DEPARTMENT OF HEALTH, GENESEO SKILLED NURSING FACILITY, AND MENTAL HEALTH**

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

The following positions are hereby deleted:

| Dept. | Title of Position | FT/PT | Vacancy Date | Vacated by       | Department Head | Delete Position |
|-------|-------------------|-------|--------------|------------------|-----------------|-----------------|
| CSNF  | CNA               | FT    | 12/10/2000   | Melanie Follett  | Paul Kesselring | Delete          |
| CSNF  | CNA               | FT    | 11/19/2000   | Sandra Miller    | Paul Kesselring | Delete          |
| CSNF  | CNA               | PT    | 5/30/2002    | Stephanie Galton | Paul Kesselring | Delete          |
| CSNF  | CNA               | PT    | 6/30/2002    | Kathleen Kinney  | Paul Kesselring | Delete          |
| CSNF  | CNA               | PT    | 4/23/2002    | Sarah Law        | Paul Kesselring | Delete          |
| CSNF  | CNA               | PT    | 4/7/2002     | Brandi Buck      | Paul Kesselring | Delete          |
| CSNF  | CNA               | PT    | 4/11/2000    | Bonnie Parsons   | Paul Kesselring | Delete          |

|      |                      |    |            |                  |                 |        |
|------|----------------------|----|------------|------------------|-----------------|--------|
| CSNF | PCA                  | PT | 1/10/2002  | Rachel Mastin    | Paul Kesselring | Delete |
| CSNF | PCA                  | PT | 4/15/2002  | Colleen Thompson | Paul Kesselring | Delete |
| GSNF | Speech Pathologist   | FT | 7/3/2002   | Sheila Greer     | Frank Bassett   | Delete |
| MH   | Account Clerk/Typist | FT | 10/18/2002 | Melissa Mineo    | Mark Brown      | Delete |
| MH   | Account Clerk/Typist | FT | 1/31/2001  | Sandra Woodarek  | Mark Brown      | Delete |
| DOH  | Clerk/Typist         | FT | 1/27/2002  | Kathleen Smith   | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 12/31/2002 | Julie Stewart    | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 9/12/2000  | Patricia Cooper  | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 7/27/2000  | Linda Ciecierega | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 10/26/2001 | Linda Bianchi    | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 4/25/2001  | Sue Ann Rawleigh | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 8/10/2001  | Mary Lou Murphy  | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 12/11/2000 | Helen Macauley   | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 8/10/2000  | Amy Witt         | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 2/12/99    | Sheryl Maggio    | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 12/17/99   | Michelle Sapetko | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 12/16/98   | Martha Thompson  | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 7/27/98    | Tisha Welch      | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 3/17/2000  | Nancy Braaten    | Joan Ellison    | Delete |
| DOH  | Home Health Aide     | PT | 7/18/97    | Linda Broadwell  | Joan Ellison    | Delete |

Dated at Geneseo, New York

March 24, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-128.      AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR GENESEO SKILLED NURSING FACILITY, HIGHWAY DEPARTMENT, MENTAL HEALTH, OFFICE FOR THE AGING, RECORDS MANAGEMENT, AND SOCIAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Geneseo Skilled Nursing Facility**

Activities Aide (1), part-time

**Highway Department**

Laborer (4), seasonal

Motor Equipment Operator I (4), seasonal

**Mental Health**

Psychiatric Social Work Assistant (1), temporary

**Office for the Aging**

Courier (1), substitute

**Records Management**

Index Clerk (1), part-time

Records Inventory Clerk (1), part-time

**Social Services**

Social Welfare Examiner (1), full-time

Dated at Geneseo, New York

March 24, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-129. AUTHORIZING 2004 CONTRACT WITH ONTARIO COUNTY FOR THE HOUSING OF PRISONERS**

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

WHEREAS, the County of Livingston and the County of Ontario 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 Ontario County Jail, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute the 2004 Agreement between the County of Livingston and the County of Ontario effective on the date of its execution by the parties and terminating on December 31, 2004 for the housing of prisoners, at a cost of Eighty Dollars (\$80.00) per day per inmate, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

March 24, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-130. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES TO ACCEPT A GRANT FOR THE VIOLENCE AGAINST WOMEN PROGRAM**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the New York State Division of Criminal Justice Services to accept a grant for the Violence Against Women Program for a term commencing November 1, 2003 and expiring October 31, 2004 for the Livingston County District Attorney's Office in the amount of Sixty Four Thousand Dollars (\$64,000.00), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

March 24, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**PUBLIC HEARING**

The Chairman asked if anyone wished to speak at this time regarding the Public Hearing.

Livonia Supervisor Wahl, Conesus Supervisor Rumble and York Supervisor Deming all commented that the utility connection program has been very worthwhile in their town, and encouraged the Board to authorize the continuation of the utility connection program through the 2004 Small Cities program. Chairman Merrick echoed those remarks.

Chairman Merrick asked if anyone else cared to comment. No one wished to comment.

The Chairman declared the public hearing closed.

**RESOLUTION NO. 2004-131. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN 2004 SMALL CITIES GRANT APPLICATION**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute and submit a Fiscal Year 2004 Small Cities application to the Governor's Office of Small Cities for funding to continue the Livingston County Utility Connections Program, and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby directed and authorized to act in connection with the submission of the application and to provide such additional information as may be required.

Dated at Geneseo, New York

March 24, 2004

Legislative & Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

### **OTHER BUSINESS**

1. The County Administrator announced that each member of the Board of Supervisors has a letter on their desk from Emergency Management Services Director Kevin Niedermaier requesting that a copy of the PW forms for the flood of August 2003 be submitted to K. Niedermaier as soon as possible. The County Administrator indicated that he, the Chairman of the Board and K. Niedermaier have been making extra effort to be in contact with Congressman Reynold's office regarding the reimbursement of federal funding for this emergency disaster. Once Congressman Reynolds' office had been contacted, there were 99 PW's processed within 24 hours. The County Administrator stressed the importance of submitting a copy of the PW forms to the Emergency Management Services Director.

2. Geneseo Supervisor Kennison expressed his concern that the County may get an agribusiness zone instead of an empire zone.

### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Walker to adjourn until Wednesday, April 14, 2004 at 1:30 p.m. Carried.

The Board adjourned at 2:17 p.m.



**REGULAR BOARD MEETING  
WEDNESDAY, APRIL 14, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Olverd and Mr. Davis.

The Pledge of Allegiance.

**MINUTES**

Minutes of 3/28/04 Regular Board Meeting were approved as presented.

**PUBLIC HEARING – 1:35 P.M.**

The Chairman opened the public hearing to receive comments on the proposed Conesus Lake County Sewer District Extension #9 – Hamlet of Conesus, in accordance with the notices published in the official newspapers.

Chairman Merrick asked Cathy Muscarella, Director of Public Works, to comment. C. Muscarella indicated the Board has received maps and plans. She reviewed the cost of the project to construct a sanitary sewer in the Hamlet of Conesus.

Chairman Merrick asked that anyone wishing to speak, please come to podium and sign in and state your comments.

1. Deborah Green, Town of Conesus, commented she is in favor of the proposed sewer project and explained that currently some sewage is flowing into nearby creeks. She thanked Conesus Supervisor Rumble for seeking grant funding and encouraged the Board to approve the extension.

The Chairman asked if anyone wished to speak on the proposed Conesus Lake County Sewer District Extension #9 – Hamlet of Conesus. No one wished to speak. The Chairman stated that the Public Hearing would remain open until the end of the meeting.

**COMMUNICATIONS**

1. Mark Your Calendar
  - Teen Recognition Award Banquet, May 5, 2004, Genesee River Hotel, Mt. Morris, 6:00 PM.
  - Household Hazardous Waste Collection to be held Saturday, May 15, 2004 in Pavilion open to residents in Genesee, Livingston and Wyoming Counties free of charge.
2. Thank you note from the family of Sparta Supervisor Mark Schuster for donation to Sparta Fire Department in memory of mother-in-law Martha Jane Pfuntner.
3. Acknowledgement from Assemblyman Daniel J. Burling regarding receipt of letter regarding amendments to the State Insurance Law and letter regarding the “double tax” legislation which would assist Livingston County and other counties who operate nursing homes.
4. Acknowledgement from Senator Patricia K. McGee regarding receipt of Res. No. 2004-115, 2004-116, 2004-117.
5. Inter-County Association of Western New York meeting to be held April 16, 2004, in Cattaraugus County at the Jamestown Community College-Olean Campus, Olean, NY. Registration at 9:30 a.m. PROGRAM: Larry Sorokes, Jesse Gugino, Erick Laine – Jamestown Community College
6. Acknowledgement from Senator Dale M. Volker for receipt of Chairman Merrick’s letter regarding Governor Pataki’s 2004-05 Executive budget proposal and securing Medicaid relief.
7. Letter from Donald J. Riley, Chief Executive Officer, announcing his retirement from Rochester-Genesee Regional Transportation Authority.

8. Letter from Mark Aesch, new Chief Executive Officer of the Rochester Genesee Regional Transportation Authority, introducing himself and looking forward to working together.
9. Letter from David A. Clark, President of the Livingston County Agricultural Society & Fair at Caledonia, Inc. thanking the Board for their previous support and requesting support for this year.
10. Letter from Assemblyman Daniel J. Burling regarding funding for the Environmental Protection Fund a program provided through the Finger Lakes Lake Ontario Watershed Protection Alliance.
11. Approval from the State Comptroller for establishing Groveland Station County Sewer District

**RESOLUTION NO. 2004-132. APPROVING ABSTRACT OF CLAIMS #4A – APRIL 14, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #4A dated April 14, 2004 in the total amount of \$2,418,302.95.

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olver, 126, Davis, 24, Total 150; Adopted.

**PRIVILEGE OF THE FLOOR**

1. Patrick Rountree - 2004 United Way Campaign Video

Chairman Merrick announced that the United Way video would not be shown today.

2. Joan Ellison, Director of Public Health – Annual Report for the Year 2003

J. Ellison announced she is pleased to present the 2003 Annual Report of the Department of Health. She distributed a copy of the annual report to the Supervisors (on file). Overall, the report compared 1979 statistics with 2004 statistics. J. Ellison thanked the Board for their support through the year.

**PREFERRED AGENDA**

**RESOLUTION NO. 2004-133. DECLARING SURPLUS PROPERTY – INFORMATION & TECHNOLOGY SERVICES DEPARTMENT**

WHEREAS, the County of Livingston owns a 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"surplus property", it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby declares the following items as surplus property to be disposed of as determined by the County Administrator.

| Unit                    | S/N      | Asset | Department         |
|-------------------------|----------|-------|--------------------|
| IBM 4234-001 Printer    | 0023881  | 01899 | ITS                |
| IBM 6252-D08 Printer    | 0012462  |       | ITS                |
| IBM 6252-D08 Printer    | 0015177  |       | Treasurer's Office |
| IBM 3299-001 Controllor | 00U490F  |       | ITS                |
| IBM 3299-001 Controllor | 53F5787  |       | ITS                |
| IBM 3174-24R Controllor | 23-KZ747 |       | ITS                |

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

**RESOLUTION NO. 2004-134. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY COMMUNITY SERVICES BOARD – AGUIRRE, IRWIN, WIGGINS**

RESOLVED, that the following members are hereby appointed to the Livingston County Community Services Board to fill the term designated:

Richard Aguirre, M.D. of 5995 Big Tree Road, Lakeville, NY 14480, to represent Slot 2, for a term commencing January 1, 2004 and expiring December 31, 2007;

Rev. Edwin F. Irwin, of 29 Franklin Street, Dansville, NY 14437, to represent Slot 14, to fill the unexpired term of Robert Olson expiring December 31, 2005;

Thomas Wiggins, of 5172 South Street, Leicester, NY 14481, to represent Slot 7, to fill the unexpired term of Randolph Bishop expiring December 31, 2006.

Dated at Geneseo, New York

April 14, 2004

Health Committee

**RESOLUTION NO. 2004-135. PROCLAIMING MAY AS OLDER AMERICANS MONTH**

WHEREAS, Livingston County is home to more than 9,636 citizens aged 60 years or older, and

WHEREAS, the older citizens of Livingston County are representative of an unprecedented trend in the nation's demographic makeup, and

WHEREAS, older persons are, as citizens and community members, entitled to lives of dignity and independence, free from the fears, myths and misconceptions about aging, and

WHEREAS, as America grows older, each community must strive to understand and address the evolving challenges and needs of our older citizens and the people who care for them, and

WHEREAS, our society is dependent upon the nurturing, support, and resources shared between generations, and benefits from our mutual efforts to meet the needs of America's older persons and those who love them, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby proclaim the month of May 2004 as Older Americans Month.

Dated at Geneseo, New York

April 14, 2004

Health Committee

**RESOLUTION NO. 2004-136. PROCLAIMING THE WEEK OF MAY 6-12, 2004 AS NURSES WEEK**

WHEREAS, the delivery of the best quality nursing care to all residents is the function of the Livingston County nursing staff, and

WHEREAS the Livingston County Board of Supervisors salutes the LPN's, RN's, Nurse Practitioners, MSN's, and Nurse Administrators for their leadership and contributions to the health care of Livingston County residents, and

WHEREAS, the nurses in "our neighborhoods" are employed in a variety of areas where their expertise in community resources, skilled nursing, and specialized services are utilized, and

WHEREAS, the Adult Day Health Care, Campus Skilled Nursing Facility, Geneseo Skilled Nursing Facility, Home Care, Hospice, Immunization Clinics, Livingston County Jail, Mental Health, Office for the Aging, Prevent Team, Strong Memorial Hospital, WIC Program, and the Women's Health Center, are the "neighborhoods" where nurses provide care to children, adolescents, adults, seniors, the sick, and the terminally ill, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors recognizes the contributions of Livingston County's nursing staff, and does hereby proclaim the week of May 6-12, 2004, as Nurses Week.

Dated at Geneseo, New York

April 14, 2004

Health Committee

**RESOLUTION NO. 2004-137. PROCLAIMING THE WEEK OF MAY 9-15, 2004 AS NURSING HOME WEEK IN LIVINGSTON COUNTY IN CELEBRATION OF OLDER AMERICANS' MONTH**

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

WHEREAS, nursing homes at the local, state and national level provide skilled nursing care and related services for individuals who require medical or nursing care, and rehabilitation services for the rehabilitation of injured, disabled, or sick persons; and

WHEREAS, the nursing homes in Livingston County provide a variety of skilled nursing and rehabilitation services to meet the needs of Livingston County residents and the greater community, now, therefore be it

RESOLVED, that Livingston County Board of Supervisors proclaims May 9-15, 2004 as Nursing Home Week.

Dated at Geneseo, New York

April 14, 2004

Health Committee

**RESOLUTION NO. 2004-138. SUPPORTING THE "NO DOUBLE TAXATION" SENATE BILL 5854 (MAZIARZ), AND ASSEMBLY BILLS 10124 (DELMONTE) AND 10008 (FINCH) AMENDING SOCIAL SERVICES LAW, IN RELATION TO STATE REIMBURSEMENT FOR CARE, TREATMENT, MAINTENANCE AND NURSING SERVICES IN NURSING HOMES AND URGING AREA STATE SENATE AND ASSEMBLY MEMBERS TO CO-SPONSOR THE LEGISLATION**

WHEREAS, Livingston County has a long and treasured history of commitment to supporting its citizens with its nursing homes, serves more Medicaid clients and is more dependent on Medicaid than private nursing homes in New York, and

WHEREAS, Medicaid as a source of payment is inadequate, disproportionately penalizes public facilities because of the heavy Medicaid caseload, and places an increasingly excessive financial burden on Livingston County due to loss of payments to the facilities from the State government, and

WHEREAS, the reduction of the Medicaid Intergovernmental Transfer Program (IGT) will mean a loss of over \$2,230,000 annually to Livingston County by 2005, and

WHEREAS, Livingston County subsidizes losses to its public facilities with local taxes, while also contributing 10% toward the Medicaid costs of all long-term care recipients, totaling over \$4,000,000 annually, and

WHEREAS, there is State legislation that has been introduced in the State that will help the County offset the losses from State Medicaid cost shifting, now, therefore, be it

RESOLVED, that Livingston County considers the costs to support Medicaid and the County nursing home as an unfair double tax, and, be it further

RESOLVED, that Livingston County supports legislative bills S.5854/A.1012 that allow the County to credit its subsidy to the public nursing home towards its Medicaid costs, and respectfully demands that the State government support this legislation and pass it without further delay, and, be it further

RESOLVED, that certified copies of this resolution be forwarded to Senators Dale M. Volker and Patricia K. McGee and Assemblymen Daniel J. Burling and Joseph A. Errigo, and the Inter-County Association of Western New York.

Dated at Geneseo, New York

April 14, 2004

Health Committee

**RESOLUTION NO. 2004-139. SUPPORTING THE 2004 LIVINGSTON COUNTY JOB FAIR**

WHEREAS, the Livingston County Department of Social Services (Take Pride Program), the Livingston County Workforce Development Department, the Livingston County Economic Development Department, the Livingston County Chamber of Commerce, the New York State Department of Labor, and Catholic Charities of Livingston County sponsored the first Job Fair in Livingston County in 1997; and

WHEREAS, these organizations have scheduled the 2004 Job Fair for Tuesday, May 11, 2004 at the Genesee River Hotel and Reception Center in Mt. Morris, New York from noon to 4:00 p.m., now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors supports the 2004 Livingston County Job Fair on May 11, 2004 and urges area employers and job seekers to attend.

Dated at Geneseo, New York

April 14, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004- 140. APPOINTING MEMBER TO LIVINGSTON COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL – KRAMER**

RESOLVED, that Constance Kramer, 748 Stilson Road, Hunt, 14846, is appointed to the Livingston County Environmental Council, as a General Citizen member, for a term expiring December 31, 2005.

Dated at Geneseo, New York

April 14, 2004

Legislative and Agricultural Affairs Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Kennison and seconded by Mr. Schuster to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**MOTION FROM HIGHWAY & PUBLIC WORKS TO MOVE ORDER NO. 1 OF 2004 ORDER ESTABLISHING THE CREATION OF GROVELAND STATION COUNTY SEWER DISTRICT – ORDER NO. 1 OF 2004**

Cathy Muscarella, Director of Public Works, explained the Order has been approved by State Audit and Control and now the Board must approve the Order to proceed with the project.

*Mr. Moore moved and Mr. Schuster seconded to approve Order No. 1 of 2004. Carried.*

**ORDER OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS ESTABLISHING GROVELAND STATION COUNTY SEWER DISTRICT**

**ORDER NO. 1 OF 2004**

WHEREAS, following a public hearing duly called and conducted in accordance with Section 254 of the County Law, and based upon the evidence given thereat, the Board of Supervisors of the County of Livingston, New York duly adopted Resolution No. 2003-147 on April 23, 2003, determining in the affirmative all of the questions set forth in Section 256 of the County Law and approving the establishment of Groveland Station County Sewer District in and for said County, which resolution was adopted subject to permissive referendum; and

WHEREAS, the period for the time for the submission of a valid petition requesting a referendum on this matter has expired with no petition being filed; and

WHEREAS, in response to an application duly made pursuant to Section 258 of the County Law for the permission of the State Comptroller for the establishment of said District, an Order of the State Comptroller dated March 23, 2004, granting his permission therefore has been duly made; NOW, THEREFORE, BE IT

ORDERED, by the Board of Supervisors of the County of Livingston, New York, as follows:

Section 1. The establishment of Groveland Station County Sewer District is hereby authorized and approved in accordance with the aforesaid Order of the State Comptroller, to be bounded and described as set forth in Appendix A attached hereto and made a part hereof.

Section 2. The Clerk of the Board of Supervisors is hereby authorized and directed to cause a certified copy of this Order to be recorded in the Office of the Clerk of the County of Livingston in accordance with the provisions of Section 259 of the County Law.

Section 3. This Order shall take effect immediately.

Dated: Geneseo, New York

April 14, 2004

**APPENDIX A**

**GROVELAND STATION SANITARY SEWER PROPOSED DISTRICT DESCRIPTION**

The boundaries of the Groveland Station Sewer District shall be as shown on the final approved District General Map for the Hamlet of Groveland Station Sanitary Sewer Project, prepared by Fraser-Willey & Associates, P.C. in March of 2002. The District lies within in Town Lots 32, 33 and 34 in the Town of Groveland, and Town Lot 13 in the Town of Sparta, County of Livingston, State of New York, and are further bounded and described as follows:

Beginning at a point in the centerline of New York State Route 63, at its intersection with the centerline of Wise Road;

- 1) Thence northeasterly, along the centerline of Wise Road, to a point which lies 200 feet, as measured at right angles, from the centerline of NYS Route 63;
- 2) Thence southeasterly, running parallel to and 200 feet distant from the centerline of NYS Route 63, to a point which lies 200 feet northwesterly, as measured at right angles, from the centerline of Church Street;

- 3) Thence northeasterly, running parallel to and 200 feet distant from the centerline of Church Street, to a point on the southwesterly boundary of Tax Map Parcel 135.00-1-19;
- 4) Thence running northwesterly, northerly, and easterly, along the boundaries of Tax Map Parcel 135.00-1-19, and continuing on the projection of northerly boundary, to a point in the centerline of Groveland Hill Road;
- 5) Thence southerly, along the centerline of Groveland Hill Road, to a point which lies 200 feet southeasterly, as measured at right angles, from the centerline of Church Street;
- 6) Thence southwesterly, running parallel to and 200 feet distant from the centerline of Church Street, to a point which lies 200 feet northeasterly, as measured at right angles, from the centerline of Scottsburg Road;
- 7) Thence southeasterly, running parallel to and 200 feet distant from the centerline of Scottsburg Road, to a point which lies 200 feet northwesterly, as measured at right angles, from the centerline of Groveland Hill Road;
- 8) Thence northeasterly, running parallel to and 200 feet distant from the centerline of Groveland Hill Road, to a point on the northerly boundary of Tax Map Parcel 135.00-1-21;
- 9) Thence easterly, along the northerly boundary of Tax Map Parcel 135.00-1-21, and continuing on the extension of said boundary, to the centerline of Groveland Hill Road;
- 10) Thence southwesterly, along the centerline of Groveland Hill Road, to a point on the northwesterly projection of the southwest boundary of Tax Map Parcel 135.16-2-20;
- 11) Thence southeasterly, along said southwest boundary, and continuing on the extension thereof, to a to a point which lies 200 feet southeasterly, as measured at right angles, from the centerline of Groveland Hill Road;
- 12) Thence southwesterly, running parallel to and 200 feet distant from the centerline of Groveland Hill Road, to a point which lies 200 feet northeasterly, as measured at right angles, from the centerline of Scottsburg Road;
- 13) Thence southeasterly, running parallel to and 200 feet distant from the centerline of Scottsburg Road, to a point on the southeast boundary of Tax Map Parcel 135.16-2-27.1;
- 14) Thence southwesterly, along the southeast boundary of Tax Map Parcel 135.16-2-27.1, and continuing on the projection of said boundary, to a point in the centerline of Scottsburg Road;
- 15) Thence southeasterly, along the centerline of Scottsburg Road, to a point on the Town Line between Groveland on the north and Sparta on the south;
- 16) Thence westerly, along said Town Line, to a point which lies 200 feet northeasterly, as measured at right angles, from the centerline of NYS Route 63;
- 17) Thence southeasterly, running parallel to and 200 feet distant from the centerline of NYS Route 63, to a point which lies 200 feet westerly, as measured at right angles, from the centerline of Caldwell Road;
- 18) Thence northeasterly, running parallel to and 200 feet distant from the centerline of Caldwell Road, to a point on the northeasterly boundary of Tax Map Parcel 136.17-1-16.1;
- 19) Thence southeasterly, along the northeasterly boundary of Tax Map Parcel 135.17-1-16.1, and continuing on the projection of said boundary, to a point in the centerline of Caldwell Road;
- 20) Thence southwesterly, along the centerline of Caldwell Road, to a point on the northwesterly projection of the northeast boundary of Tax Map Parcel 148.00-1-5.12;
- 21) Thence running southeasterly and southwesterly along the boundaries of Tax Map Parcel 148.00-1-5.12, and continuing on the projection of the southeasterly boundary, to a point in the centerline of NYS Route 63;
- 22) Thence southeasterly, along the centerline of NYS Route 63, to a point on the northeasterly projection of the southeasterly boundary of Tax Map Parcel 148.00-1-5.114;
- 23) Thence southwesterly, along the southeasterly boundary of 148.00-1-5.114, to a point which lies 200 feet southwesterly, as measured at right angles, from the centerline of NYS Route 63;
- 24) Thence northwesterly, to the southwest corner of Tax Map Parcel 136.17-1-22;
- 25) Thence northeasterly, along the northwest boundary of Tax Map Parcel 136.17-1-22, and continuing on the projection thereof, to the centerline of NYS Route 63;
- 26) Thence northwesterly, along the centerline of NYS Route 63; to a point on the northeasterly projection of the southeast boundary of Tax Map Parcel 148.00-1-5.2;
- 27) Thence southwesterly, along the southeast boundary of Tax Map Parcel 148.00-1-5.2, to a point which lies 200 feet southwesterly, as measured at right angles, from the centerline of NYS Route 63;
- 28) Thence northwesterly, running parallel to and 200 feet distant from the centerline of NYS Route 63, to a point in the southeasterly boundary of Tax Map Parcel 136.17-1-2;
- 29) Thence running westerly and northerly along the boundaries of Tax Map Parcels 136.17-1-2 and 136.17-1-1, to a point on the Town Line between Groveland on the north and Sparta on the south;

- 30) Thence easterly, along said Town Line, to a point which lies 200 feet southwesterly, as measured at right angles, from the centerline of NYS Route 63;
- 31) Thence northwesterly, running parallel to and 200 feet distant from the centerline of NYS Route 63, to a point on the easterly projection of the most southerly boundary of Tax Map Parcel 135.12-1-6.1;
- 32) Thence running westerly, northwesterly and northeasterly, along the boundaries of Tax Map Parcels 135.12-1-6.1 and 135.12-1-4.1, to a point which lies 200 feet southwesterly, as measured at right angles, from the centerline of NYS Route 63;
- 33) Thence northwesterly, running parallel to and 200 feet distant from the centerline of NYS Route 63, to a point in the northwesterly boundary of Tax Map Parcel 135.00-1-8;
- 34) Thence northeasterly, along the northwesterly boundary of Tax Map Parcel 135.00-1-8, and continuing along the extension thereof, to a point in the centerline of NYS Route 63;
- Thence southeasterly, along the centerline of NYS Route 63, to its intersection with the centerline of Wise Road, being the Point of Beginning.

The question of the adoption of the foregoing Order was duly put to a vote on roll call, which resulted as follows:

| SUPERVISORS AND TOWNS                                |     | AYES | NOES | ABSTAIN | ABSENT |
|------------------------------------------------------|-----|------|------|---------|--------|
| David L. LeFeber, Supervisor, Town of Avon           | 175 | X    |      |         |        |
| Daniel L. Pangrazio, Supervisor, Town of Caledonia   | 126 | X    |      |         |        |
| Christine Rumble, Supervisor, Town of Conesus        | 66  | X    |      |         |        |
| Weston L. Kennison, Supervisor, Town of Geneseo      | 247 | X    |      |         |        |
| James C. Merrick, Supervisor, Town of Groveland      | 107 | X    |      |         |        |
| Gary D. Moore, Supervisor, Town of Leicester         | 64  | X    |      |         |        |
| J. Peter Yendell, Supervisor, Town of Lima           | 125 | X    |      |         |        |
| Timothy R. Wahl, Supervisor, Town of Livonia         | 195 | X    |      |         |        |
| James F. Olverd, Supervisor, Town of Mt. Morris      | 126 |      |      |         | X      |
| Dennis P. Mahus, Supervisor, Town of North Dansville | 157 | X    |      |         |        |
| Philip S. Brooks, Supervisor, Town of Nunda          | 84  | X    |      |         |        |
| Domenick J. Martello, Supervisor, Town of Ossian     | 21  | X    |      |         |        |
| Ivan C. Davis, Supervisor, Town of Portage           | 24  |      |      |         | X      |
| Mark J. Schuster, Supervisor, Town of Sparta         | 46  | X    |      |         |        |
| Mark E. Walker, Supervisor, Town of Springwater      | 65  | X    |      |         |        |
| Marjorie Cansdale, Supervisor, Town of West Sparta   | 34  | X    |      |         |        |
| Gerald L. Deming, Supervisor, Town of York           | 90  | X    |      |         |        |

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted. The Order was thereupon declared duly adopted.

Chairman Merrick and Sparta Supervisor Schuster thanked the Board for adopting the Order.

**RESOLUTION NO. 2004-141. AUTHORIZING BID FOR BOILER INSTALLATION, PHASE 2 AND DISTRICT HEATING PLANT MODIFICATIONS AT THE LIVINGSTON COUNTY CAMPUS**

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

WHEREAS, after proper legal advertisement for bids for Boiler Installation, Phase 2 and District Heating Plant Modifications at the Livingston County Campus, seven bids were received, then opened on March 23, 2004, now, therefore, be it

RESOLVED, that the bid of HMI Mechanical Systems, Inc. of 345 Route 14 South, Lyons, New York 14489 in an amount not to exceed Two Hundred Fifteen Thousand Nine Hundred Dollars (\$215,900.00) be and hereby is accepted as the lowest responsible bid, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with HMI Mechanical Systems, Inc., subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

April 14, 2004

Central Services Committee

Chairman Merrick acknowledged Mr. Schuster and stated it was a pleasure to have him in attendance. Mr. Schuster had been out on medical leave for a back operation.

Mr. Schuster stated it seemed good to be back. He mentioned the resolution had not been through the Central Services Committee, however, the Committee had signed the resolution.

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-142.      AUTHORIZING TRANSFER OF FUNDS – CENTRAL SERVICES, OFFICE FOR THE AGING**

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

RESOLVED, that the County Treasurer 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 14, 2004

Finance & Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-143.      AMENDING 2004 COUNTY BUDGET – HIGHWAY**

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

RESOLVED, that the 2004 Highway budget be amended as follows:

| <b>DEPARTMENT</b>                     | <b>REVENUE</b> | <b>DESCRIPTION</b>                      | <b>AMOUNT</b>      |
|---------------------------------------|----------------|-----------------------------------------|--------------------|
| <b>Increase Revenue Account</b>       |                |                                         |                    |
| D5118                                 | 4960           | Federal Disaster Aid                    | \$514,286.00       |
| D5118                                 | 3960           | NYS Disaster Aid                        | <u>\$85,714.00</u> |
|                                       |                |                                         | \$600,000.00       |
| <b>Increase Appropriation Account</b> |                |                                         |                    |
| D5118                                 | 4130           | Special Flood Damage/Lease of Equipment | \$20,000.00        |
|                                       | 4170           | Special Flood Damage/Contractual Exp.   | \$380,000.00       |
|                                       | 4410           | Special Flood Damage/Pay Other Govts.   | \$50,000.00        |
|                                       | 4421           | Special Flood Damage/Aggregates         | \$75,000.00        |
|                                       | 4424           | Special Flood Damage/Bituminous         | \$50,000.00        |
|                                       | 4429           | Special Flood Damage/Other              | <u>\$25,000.00</u> |
|                                       |                |                                         | \$600,000.00       |

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-144.      AMENDING 2004 COUNTY BUDGET – OFFICE FOR THE AGING**

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



RESOLVED, that the 2004 Office for the Aging budget be amended as follows:

| <u>Department</u>                     | <u>Revenue</u> | <u>Description</u> | <u>Amount</u>   |
|---------------------------------------|----------------|--------------------|-----------------|
| <b>Increase Revenue Account</b>       |                |                    |                 |
| A6781                                 | 4772           | Federal Funds      | \$4,800.00      |
| <b>Increase Appropriation Account</b> |                |                    |                 |
| A6781                                 | 2050           | Office Equipment   | \$3,850.00      |
|                                       | 4060           | Office Supplies    | \$450.00        |
|                                       | 4200           | Advertising        | <u>\$500.00</u> |
|                                       |                |                    | \$4,800.00      |

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent –Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-145. AMENDING 2004 COUNTY BUDGET – SHERIFF**

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

RESOLVED, that the 2004 Sheriff budget be amended as follows:

| <u>Department</u>                     | <u>Revenue</u> | <u>Description</u>               | <u>Amount</u> |
|---------------------------------------|----------------|----------------------------------|---------------|
| <b>Increase Revenue Account</b>       |                |                                  |               |
| A3110                                 | 3395           | Sheriff's Homeland Defense Grant | \$99,585.00   |
| <b>Increase Appropriation Account</b> |                |                                  |               |
| A3110                                 | 1951           | Sheriff's Overtime               | \$99,585.00   |

and, be it further

RESOLVED, that the 2004 Sheriff budget be amended as follows:

| <u>Department</u>                     | <u>Revenue</u> | <u>Description</u>                      | <u>Amount</u> |
|---------------------------------------|----------------|-----------------------------------------|---------------|
| <b>Increase Revenue Account</b>       |                |                                         |               |
| A3110                                 | 3392           | Sheriff's Child Seat Grant              | \$4,540.00    |
| <b>Increase Appropriation Account</b> |                |                                         |               |
| A3110                                 | 2400           | Sheriff's Law Enforcement Fire & Safety | \$4,540.00    |

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-146. CORRECTING TAX ROLL – TOWN OF NORTH DANSVILLE**

Mr. Yendell 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 parcel) application for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Town of North Dansville on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcel was 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| <u>Year, Town &amp; Premises</u> | <u>Taxing Jurisdiction</u> | <u>Original Tax Bill</u> | <u>Corrected Tax Bill</u> | <u>Refunds</u> | <u>Chargebacks to Taxing Jurisdictions</u> |
|----------------------------------|----------------------------|--------------------------|---------------------------|----------------|--------------------------------------------|
| 1. 2004 N. DANSVILLE             | Livingston County          | \$ 358.82                | \$358.82                  | \$ 0.00        | \$ 0.00                                    |

|                   |                        |               |               |             |             |
|-------------------|------------------------|---------------|---------------|-------------|-------------|
| GRAY, Jeremy A. & | Liv. Co. Penalties     | 59.12         | 23.03         | 36.09       | 36.09       |
| Christina M.      | N. Dansville Town Tax  | 141.34        | 141.34        | 0.00        | 0.00        |
| Tax Map Number    | N. Dansville Penalties | 44.69         | 33.65         | 11.04       | 11.04       |
| 203.10-1-43       | Dansville Sch. Relevy  | 844.53        | 328.93        | 515.60      | 515.60      |
|                   | Vill. Dansville Relevy | <u>832.60</u> | <u>832.60</u> | <u>0.00</u> | <u>0.00</u> |
|                   | Total                  | \$2281.10     | \$1718.37     | \$562.73    | \$562.73    |

Dated at Geneseo, New York

April 14, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-147.      AUTHORIZING PERMISSION TO PURCHASE MOBILE RADIO – SHERIFF**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Sheriff desires to purchase the following items:

| <b><u>VENDOR</u></b>                    | <b><u>ITEM</u></b>                  | <b><u>COST</u></b> |
|-----------------------------------------|-------------------------------------|--------------------|
| <b>Flower City Communications, Inc.</b> | Astro Digital Motorola Mobile Radio | \$4,342.65         |
| 1848 Lyell Avenue                       |                                     |                    |
| Rochester, NY 14606                     |                                     |                    |
| and                                     |                                     |                    |

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Sheriff's Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Livingston County Sheriff is authorized to purchase the above items at a total cost not to exceed Four Thousand Three Hundred Forty-Two Dollars and Sixty-Five Cents (\$4,342.65).

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-148.      AUTHORIZING PERMISSION TO PURCHASE TWO TAHOE VEHICLES – SHERIFF**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Sheriff desires to purchase the following items:

| <b><u>VENDOR</u></b>                  | <b><u>ITEM</u></b>                       | <b><u>COST</u></b> |
|---------------------------------------|------------------------------------------|--------------------|
| <b>Whiteside Chevrolet Olds, Inc.</b> | 2004 Chevrolet Tahoe SSV, Black (Adm.)   | \$31,076.28        |
| 50714 National Road                   | 2004 Chevrolet Tahoe SSV, White (marked) | <u>\$28,768.00</u> |
| St. Clairsville, OH 43950             | <b>TOTAL</b>                             | \$59,844.28        |
| and                                   |                                          |                    |

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Sheriff's Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Livingston County Sheriff is authorized to purchase the above items at a total cost not to exceed Fifty Nine Thousand Eight Hundred Forty-Four Dollars and Twenty-Eight Cents (\$59,844.28).

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-149. AUTHORIZING PERMISSION TO PURCHASE RADAR UNIT AND MISCELLANEOUS EQUIPMENT FOR STOP-DWI PROGRAM - SHERIFF**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Sheriff desires to purchase the following items:

| <u>VENDOR</u>                                                        | <u>ITEM</u>                      | <u>COST</u> |
|----------------------------------------------------------------------|----------------------------------|-------------|
| <b>Applied Concepts, Inc.</b><br>P.O. Box 972943<br>Dallas, TX 75397 | Stalker Dual Counting Radar Unit | \$2,451.80  |
| and                                                                  |                                  |             |

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Sheriff's Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Livingston County Sheriff is authorized to purchase the above items at a total cost not to exceed Two Thousand Four Hundred Fifty-One Dollars and Eight Cents (\$2,451.80).

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-150. AUTHORIZING PERMISSION TO PURCHASE EQUIPMENT FOR THE OFFICE FOR THE AGING FOSTER GRANDPARENT PROGRAM**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Director of the Office for the Aging desires to purchase the following items for the Office for the Aging:

| <u>VENDOR</u>                                                | <u>ITEM</u>                                                  | <u>COST</u>       |
|--------------------------------------------------------------|--------------------------------------------------------------|-------------------|
| <b>ATEC Group</b> Vendor # 1836,<br>State Contract #PT 00369 | Epson Powerlite 54C Power Point Projector                    | \$1,560.00        |
|                                                              | Spare Projector Bulb                                         | \$314.80          |
|                                                              | Samsonite soft Wheeled Case                                  | \$157.39          |
| <b>CDWG Vendor</b> #2509,<br>State Contract # PT58424        | HP Deskjet 2300 DTN Laserjet Printer                         | \$1,161.41        |
| <b>Wal-Mart</b><br>Geneseo, NY                               | Toshiba 20" TV, VCR / DVD Capable,<br>No state bid available | \$389.00          |
| <b>American Red Cross</b>                                    | First Aid Kits @\$9.00 ea. x 45 Kits                         | \$405.00          |
|                                                              | Recruitment and Advertising                                  | <u>\$812.00</u>   |
|                                                              | <b>TOTAL</b>                                                 | <b>\$4,800.00</b> |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Office for the Aging and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Director of Office for the Aging is authorized to purchase the above items at a total cost not to exceed Four Thousand Eight Hundred Dollars (\$4,800.00).

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-151. AUTHORIZING PERMISSION TO PURCHASE EQUIPMENT FOR THE GENESEO SKILLED NURSING FACILITY**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Director of Long-Term Care desires to purchase the following items for the Geneseo Skilled Nursing Facility:

| <b><u>VENDOR</u></b>                  | <b><u>ITEM</u></b>                       | <b><u>COST</u></b>        |
|---------------------------------------|------------------------------------------|---------------------------|
| <b>Emerald Resources</b>              | Therapeutic Safety Glider                | \$6,252.62                |
| 320 Gateway Park Drive                | Quantity: 11                             | <u>+ freight</u> \$360.00 |
| N. Syracuse, New York 3212            | Unit price: \$568.42                     | \$6,612.62                |
| <b>Invacare Continuing Care Group</b> | Low height, Electric bed                 | \$18,105.60               |
| 1644 Lotsie Blvd.                     | Quantity: 20                             | <u>+ freight</u> \$940.00 |
| St. Louis, MO 63132                   | Unit price: \$905.28                     | \$19,045.60               |
| <b>Wascomat</b> - State Contract      | 50 lb. Institutional Washer – W655       | \$3,525.00                |
| <b>Wascomat</b> – State Contract      | 50 lb. Institutional Gas Dryer – TD50GAS | <u>\$1,576.00</u>         |
|                                       | <b>TOTAL</b>                             | <b>\$30,759.22</b>        |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Geneseo Skilled Nursing Facility and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Director of Long-Term Care is authorized to purchase the above items at a total cost not to exceed Thirty Thousand Seven Hundred Fifty-Nine Dollars and Twenty-Two Cents (\$30,759.22).

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

Mr. Yendell announced the foregoing equipment will be able to be used at the new nursing facility.

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olver, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-152. AWARDING BID FOR TONER AND INK CARTRIDGES**

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

WHEREAS, after proper legal advertisement for bids for toner and ink cartridges, twelve bids were received, then opened on March 15, 2004, now, therefore, be it

RESOLVED, that the bid of Staples Business Advantage, 25 Hazelwood Drive, Amherst, New York 14228, be and hereby is accepted as the lowest responsible bid according to prices on file in the Office of the County Administrator for a term commencing April 1, 2004 and expiring March 31, 2005, and, it is further

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

Dated at Geneseo, New York

April 14, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olver, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-153. APPROVING TOWER LEASE AGREEMENT WITH THE CITY OF ROCHESTER**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a tower lease agreement with the City of Rochester commencing April 14, 2004 and expiring April 13, 2005 with the option to renew for four additional one year periods, at an annual rental fee of One Hundred Dollars (\$100.00), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

April 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olver, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-154. AUTHORIZING A BOND RESOLUTION FOR THE CONSTRUCTION OF THE GROVELAND STATION COUNTY SEWER DISTRICT IN THE COUNTY OF LIVINGSTON, NEW YORK, AT A MAXIMUM ESTIMATED COST OF \$1,891,750, AND AUTHORIZING THE ISSUANCE OF \$1,891,750 BONDS OF SAID COUNTY TO PAY THE COST THEREOF**

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

WHEREAS, by proceedings heretofore duly had and taken pursuant to the County Law, the Board of Supervisors of the County of Livingston, New York, has duly established Groveland Station County Sewer District in said County; and

WHEREAS, it is now desired to provide for the financing of the construction of a sanitary sewer system, including incidental improvements, to serve such District; and

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; now, therefore, be it

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the Board of Supervisors of the County of Livingston, New York, as follows:

Section 1. The construction of a sanitary sewer system to serve Groveland Station County Sewer District in the County of Livingston, New York, consisting of a sanitary sewer lines, including original furnishings, equipment, machinery, apparatus, appurtenances and incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$1,891,750.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$1,891,750 bonds of said County hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law; provided, however, that the amount of serial bonds ultimately to be issued shall be reduced by any state or federal grants-in-aid received therefore, of which \$865,000 grants is currently committed for this project.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law. It is hereby further determined that the maximum maturity of the bonds herein authorized will exceed five years.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said County of Livingston, New York, are hereby irrevocably pledged to the payment of the principal of and interest on such bonds as the same respectively become due and payable. There shall be annually assessed upon and collected from the several lots and parcels of land within said Groveland Station County Sewer District in the manner provided by law, an amount sufficient to pay the principal and interest on said bonds as the same become due, but if not paid from such source, all the taxable real property in said Town shall be subject to the levy of ad valorem taxes without limitation as to rate or amount sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, and to issue and sell bonds to the New York State Environmental Facilities Corporation shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The power to issue and sell notes to the New York State Environmental Facilities Corporation pursuant to Section 169.00 of the Local Finance Law is hereby delegated to the County Treasurer. Such notes shall be of

such terms, form and contents as may be prescribed by said County Treasurer consistent with the provisions of the Local Finance Law.

Section 8. The County Treasurer is hereby further authorized, at his sole discretion, to execute a project financing and loan agreement, and any other agreements with the New York State Department of Health and/or the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the specific object or purpose described in Section 1 hereof, or a portion thereof, by a serial bond, and, or note issue of said County in the event of the sale of same to the New York State Environmental Facilities Corporation.

Section 9. The intent of this resolution is to give the County Treasurer sufficient authority to execute those applications, agreements, instruments or to do any similar acts necessary to effect the issuance of the aforesaid bonds and, or notes without resorting to further action of this Board of Supervisors.

Section 10. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150 - 2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 11. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 12. This resolution, which takes effect immediately, shall be published in full in *The Lake and Valley Clarion* and *The Livingston County News*, the official newspapers, together with a notice of the Clerk of the Board of Supervisors in substantially the form provided in Section 81.00 of the Local Finance Law.

Dated at Geneseo, New York

April 14, 2004

Finance & Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution. The Clerk announced this resolution was approved by the Highway and Public Works Committee.

The 2/3 roll was called as follows: Ayes - 1,678; Noes - 0; Absent – Olverd, 129, Davis, 24, Total 153; Adopted.

**RESOLUTION NO. 2004-155. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH AS FOLLOWS: HEALTH RESEARCH INC. (HRI), UNIVERSITY OF ROCHESTER, INTERACTIVE THERAPY GROUP CONSULTANT, INC., PREFERRED CARE, NEW YORK STATE DEPARTMENT OF HEALTH**

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

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

| <u>Contractor</u>                                                      | <u>Term Commencing</u> | <u>Term Ending</u> | <u>Rate</u> |
|------------------------------------------------------------------------|------------------------|--------------------|-------------|
| <b>Health Research Inc. (HRI)</b>                                      |                        |                    |             |
| One University Place                                                   | 9/1/03                 | 8/31/04            |             |
| Rensselaer, NY 12144-3455                                              |                        |                    |             |
| For Bioterrorism Program                                               |                        |                    |             |
| <b>University of Rochester</b>                                         |                        |                    |             |
| 601 Elmwood Ave., Rochester, NY 14642                                  | 9/1/03                 | 8/31/04            |             |
| For Epidemiology                                                       |                        |                    |             |
| Adding Addendum to above contract to include Confidentiality Statement |                        |                    |             |

**Interactive Therapy Group Consultants Inc.**

4615 North St. 5/1/04 4/30/07  
 Jamesville, NY 13078

For provision of speech, occupational and physical therapy services

**Preferred Care**

259 Monroe Ave. 4/1/04 3/31/05  
 Rochester, NY 14607

Amendment to existing contract lowering rates and eliminating prior authorizations. Rates are reviewed annually.

**New York State Department of Health**

Immunization Program 4/1/04 3/31/05

Attn: Michele Cefferillo

Room 649, Corning Tower, ESP

Albany, NY 12237-0627

Dated at Geneseo, New York

April 7, 2004

Health Committee

For Immunization Action Plan

Dated at Geneseo, New York

April 14, 2004

Health Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004 –156. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE COMMUNITY SERVICES DEPARTMENT – HEALTH ASSOCIATION, HILLSIDE CHILDREN’S CENTER (2), LIVINGSTON/WYOMING ARC, INC., MENTAL HEALTH ASSOCIATION, LAKEVIEW MENTAL HEALTH SERVICES, STEUBEN CHURCH PEOPLE AGAINST POVERTY, COMPEER, CATHOLIC CHARITIES OF LIVINGSTON COUNTY, LIVINGSTON COUNTY COUNCIL ON ALCOHOL AND SUBSTANCE ABUSE (2)**

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

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

| <b>Contractor</b>                                                                                                                                                                            | <b>Term Commencing</b> | <b>Term Ending</b> | <b>Rate</b>  |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|--------------------|--------------|
| <b>Health Association</b>                                                                                                                                                                    |                        |                    |              |
| One Mount Hope                                                                                                                                                                               | January 2004           | December 2004      | \$224,048.00 |
| Rochester, NY 14620                                                                                                                                                                          |                        |                    |              |
| For “Psychosocial Club”, Transportation to the Program and Vocational Services, Integrated Supported Employment for Mentally Ill Program Targets the Seriously and Persistently Mentally Ill |                        |                    |              |
| <b>Hillside Children’s Center</b>                                                                                                                                                            |                        |                    |              |
| P O Box 326                                                                                                                                                                                  | January 1, 2003        | December 31,2003   | \$354,666.00 |
| Bath, NY 14810                                                                                                                                                                               |                        |                    |              |
| For Family Support Program                                                                                                                                                                   |                        |                    |              |
| <b>Hillside Children’s Center</b>                                                                                                                                                            |                        |                    |              |
| P O Box 326                                                                                                                                                                                  | January 2004           | December 2004      | \$157,996.00 |
| Bath, NY 14810                                                                                                                                                                               |                        |                    |              |
| For Family Support Program for Families with Children with Serious Emotional Disturbance                                                                                                     |                        |                    |              |
| <b>Livingston/Wyoming ARC, Inc.</b>                                                                                                                                                          |                        |                    |              |
| 18 Main Street                                                                                                                                                                               | January 2004           | December 2004      | \$33,305.00  |
| Mt. Morris NY 14510                                                                                                                                                                          |                        |                    |              |
| Vocational Services Sheltered Workshop Services for Mentally Ill, Integrated Supported Employment for Mentally Ill                                                                           |                        |                    |              |
| <b>Mental Health Association of Livingston</b>                                                                                                                                               |                        |                    |              |
| 339 East Avenue                                                                                                                                                                              | January 2004           | December 2004      | \$36,333.00  |

Rochester, NY 14604

**Lakeview Mental Health Services**

280 South Main Street

Canandaigua, NY 14424

For supported Housing Services

**Steuben Church People Against Poverty (SCAP)**

P O Box 31

Bath, NY 14810

For supported Housing Services

**Catholic Charities of Livingston County**

10 Chapel Street

Mt. Morris, NY 14510

Provide Youth Mentoring Services for Children with Mental or Emotional Illness. Hispanic Outreach, Interpreter and outreach to Hispanic Populations, Community of Care (case management for pregnant and parenting teens)

**Livingston County Council on Alcohol and Substance Abuse**

Big Tree Road

Livonia, NY

Amendment for Substance Abuse Prevention and Treatment Services to reflect an additional \$10,000 from Office of Substance Abuse Services to the Council for their move.

**Livingston County Council on Alcohol and Substance Abuse**

Big Tree Road

Livonia, NY

For Substance Abuse Prevention and Treatment Services

Dated at Geneseo, New York

April 14, 2004

Health Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-157. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT FOR THE GENESEO SKILLED NURSING FACILITY WITH DEPARTMENT OF VETERANS AFFAIRS, STRATTON VA MEDICAL CENTER**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Geneseo Skilled Nursing Facility, according to the term designated, subject to review by the County Attorney and County Administrator:

| <b><u>Contractor</u></b>              | <b><u>Term Commencing</u></b> | <b><u>Term Ending</u></b> | <b><u>Rate</u></b> |
|---------------------------------------|-------------------------------|---------------------------|--------------------|
| <b>Department of Veterans Affairs</b> |                               |                           |                    |
| Stratton VA Medical Center            | 5/1/04                        | 4/30/05                   |                    |
| 113 Holland Avenue, Albany, NY 12208  |                               |                           |                    |

Dated at Geneseo, New York

April 14, 2004

Health Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-158. CLASSIFYING THE EXTENDING OF THE DISTRICT ADMINISTERING, DESIGNING AND CONSTRUCTING A SEWER PROJECT TO THE HAMLET OF CONESUS AND POSSIBLY THE PURCHASE OF PROPERTY OR EASEMENT TO FACILITATE THE PROJECT AS AN UNLISTED ACTION, DETERMINING THE SIGNIFICANCE OF SUCH UNLISTED ACTION AND ISSUING A NEGATIVE DECLARATION**

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

WHEREAS, pursuant to Resolution No. 2004-092, Livingston County became lead agency, and directed that staff prepare all documents and information specified in SEQRA relative to the determination of environmental



significance regarding the extending of the District administering, designing and constructing a sewer project to the Hamlet of Conesus and possibly the purchase of property or easement to facilitate the project, and

WHEREAS, all documents and information regarding the determination of significance was distributed to the Livingston County Board of Supervisors on April 2, 2004, and

WHEREAS, the Board of Supervisors has considered, reviewed and analyzed all such documents and information, now, therefore, be it

RESOLVED, Livingston County as lead agency hereby determines that the proposed actions is an unlisted action for purposes of SEQRA, and, be it further

RESOLVED, Livingston County finds and declares the identified environmental effects regarding the unlisted action, will not be significant, and, be it further

RESOLVED, that as a consequence of such finding and declaration the County hereby issues the attached negative declaration and that it be filed and made available the same in accordance with the requirements of SEQRA, and, be it further

RESOLVED, that copies of this resolution be forwarded to the appropriate officials as required by SEQRA.

Dated at Geneseo, New York

April 14, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-159.     AUTHORIZING AMENDED CONTRACT WITH LIVINGSTON COUNTY SOIL AND WATER CONSERVATION DISTRICT – CLAWS XIII**

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

WHEREAS, Resolution No. 2002-274 authorized the Chairman to sign a contract with the Livingston County Soil and Water Conservation District; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign an amended contract with the Livingston County Soil and Water Conservation District, after review by the County Attorney and County Administrator.

Dated at Geneseo, New York

April 14, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

**RESOLUTION NO. 2004-160.     AUTHORIZING CONTRACT FOR CONESUS LAKE WATERSHED MANAGER**

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

WHEREAS, Livingston County, in cooperation with involved municipalities and other public and private agencies, was the lead agency for the development of the Conesus Lake Watershed Management Plan; and

WHEREAS, Livingston County and the Villages of Avon, Geneseo and Livonia, and the Towns of Conesus, Geneseo, Groveland, Livonia and Sparta signed an Intermunicipal Agreement establishing the Conesus Lake Watershed Council to oversee implementation of the Conesus Lake Watershed Management Plan; and

WHEREAS, Livingston County and the Conesus Lake Watershed Council desire professional assistance in the implementation of the Watershed Management Plan; and

WHEREAS, a Request For Proposal was issued for a Conesus Lake Watershed Manager; and

WHEREAS, the Conesus Lake Watershed Council, after reviewing proposals and interviewing candidates, has recommended the selection of Donald G. Wetzel as Conesus Lake Watershed Manager; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Donald G. Wetzel of 4256 East Lake Road, Livonia, New York 14487 for Conesus Lake Watershed Manager services, at an annual cost not to exceed Twenty Five Thousand Dollars (\$25,000.00) plus reimbursable expenses not to exceed Five Thousand Dollars (\$5,000.00).

Dated at Geneseo, New York

April 14, 2004

Legislative and Agricultural Affairs Committee

Supervisor Kennison, Chairman of the Watershed Council, reported the Council advertised in December to seeking individuals or firms to provide services for implementing the issues identified in the Watershed Management Plan. The Council initially received two applications for the Watershed Manager position at the end of January, the Council decided since they had advertised during the holidays, they would extend the application deadline for one month. During that time, one more application was submitted. The Interview Committee interviewed all three candidates and the Council unanimously recommended Donald Wetzel. Mr. Kennison stated that all three candidates were good, however, Mr. Wetzel was selected because the proposal he submitted was the most advantageous with respect to the generous amount of time he planned on providing, his professional and personal skills, his experience with the Conesus Lake Association, lake issues and his involvement in the Watershed Management Plan. Mr. Kennison requested Don Wetzel to come forward and introduce himself.

Donald Wetzel thanked the Board of Supervisors in advance for considering his appointment. He stated he understands the challenges and complexities of the job, and he is convinced he will accomplish the goals established. He stated he did intend to retire, but this is the only job that would have taken him out of retirement. He again thanked the Board for their consideration. Chairman Merrick stated he was involved in the interview process and he feels there were three good candidates and the committee has recommended the best candidate for the position. Livonia Supervisor Wahl stated he is also confident the right candidate has been chosen for this position. He indicated D. Wetzel brings a lot of public and private experience to the position and it is beneficial that he is very familiar with the Conesus Lake Watershed Management Plan, as he volunteered and assisted in writing the Plan.

Conesus Supervisor Rumble stated she also was on the Interview Committee, and concurs with everything that has been said, and she is pleased that D. Wetzel intends to be dedicated and work full time on this new endeavor. She looks forward to him providing the services needed.

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent –Olverd, 126, Davis, 24, Total 150; Adopted.

Chairman Merrick congratulated Donald Wetzel. Donald Wetzel thanked the Board for the appointment.

### **CLOSE PUBLIC HEARING**

The Chairman asked if anyone wished to speak at this time regarding the Public Hearing.

Conesus Supervisor Rumble commented that she supports the sewer project and encouraged the Supervisors to do the same. She indicated this project enhanced the expansion of the business district and several property sales are contingent on the approval of the sewer project.

Vice Chairman Moore stated he is in support of this project, and indicated that it is never an easy time to pay for such a project, however, the grants are available at this time, and they may not be in the future.

Chairman Merrick asked if anyone else cared to comment. No one wished to comment.

The Chairman declared the public hearing closed.

### **RESOLUTIONS cont.**

#### **RESOLUTION NO. 2004-161. APPROVING THE EXTENSION OF THE CONESUS LAKE COUNTY SEWER DISTRICT EXTENSION 9 – HAMLET OF CONESUS**

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

WHEREAS, the Livingston County Board of Supervisors by Resolution No. 2004 – 045 accepted maps, plans and reports for the extension of Conesus Lake County Sewer District (CLCSD) – Extension 9 – Hamlet of Conesus, and

WHEREAS, the proposal for the development in the CLCSD Extension – 9 Hamlet of Conesus is based upon the receipt of \$1,468,000.00 in grant funds from the NYS Clean Water/Clean Air Bond Act Grant to be used to defray the costs of the construction of the project, and

WHEREAS, a public hearing on said district extension was held on April 14, 2004, and

WHEREAS, the Livingston County Board of Supervisors heard and considered comments regarding the extension of the CLCSD Extension 9 – Hamlet of Conesus, now, therefore, be it

RESOLVED, the Livingston County Board of Supervisors find that all property and property owners within the proposed District are benefited by the extension of the CLCSD Extension 9 – Hamlet of Conesus, and, be it further

RESOLVED, that all property and property owners benefited are included within the limits of the proposed extension, and be it further,

RESOLVED, that the Livingston County Board of Supervisors finds that it is in the public interest to create the district, and, be it further

RESOLVED, that the Livingston County Board of Supervisors finds that the maps, plans and reports, are appropriate and sufficient, and, be it further

RESOLVED, that the Livingston County Board of Supervisors approves the extension of the CLCSD Extension 9 – Hamlet of Conesus, which approval is subject to permissive referendum, and, be it further

RESOLVED, that no construction will proceed on the proposed sewer project, until such time as the County or Town has received a commitment for the NYS Clean Water Clean Air Bond Act grant in an amount not less than \$1,468,000.00 for the construction of such facilities, or equal financing alternative which maintains the unit pricing for the project as published for the extension, and, be it further

RESOLVED, that the Clerk of the Board of Supervisors shall file an application with the New York State Department of Audit and Control for the permission to extend the aforementioned district 45 days after this resolution becomes effective provide no referendum is requested.

Dated at Geneseo, New York

April 14, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126, Davis, 24, Total 150; Adopted.

### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Walker to adjourn until Wednesday, April 28, 2004 at 1:30 p.m. Carried.

The Board adjourned at 2:37 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, APRIL 28, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

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

The Pledge of Allegiance.

**MINUTES**

Minutes of 4/14/2004 Regular Board Meeting were approved as presented.

**COMMUNICATIONS**

1. Mark Your Calendar
  - Teen Recognition Award Banquet, May 5, 2004, Genesee River Hotel, Mt. Morris, 6:00 PM.
  - Household Hazardous Waste Collection to be held Saturday, May 15, 2004 in Pavilion open to residents in Genesee, Livingston and Wyoming Counties free of charge.
  - Seniorama, May 8, 2004, York Central School, 1:30 P.M. - 3:30 P.M.
2. Acknowledgement from Assemblyman Joseph A. Errigo regarding receipt of Res. No. 2004-115, 2004-116, 2004-117.
3. Notice of Claim in the matter of Civil Service Employees Association, Inc., Local 1000 AFSCME, AFL-CIO, Livingston County Local 826, Livingston County Part-Time/Seasonal Employees Unit 7300-02 versus the County of Livingston
4. Acknowledgement from Assemblyman Joseph A. Errigo for receipt of Res. No. 2004-138 regarding "No Double Taxation".
5. Invitation to Women's Health Partnership Legislative Breakfast, May 7, 2004, 8:00 a.m. – 9:30 a.m., Brass Chandelier Room of Monroe Community Hospital presenting an overview of the Women's Health Partnership progress and discussion of new outreach strategies. RSVP to 274-6978 by May 3, 2004.
6. Letters from Assemblyman Joseph A. Errigo regarding support for the Finger Lakes Lake Ontario Watershed Protection Alliance, and the 2004 Small Cities Grant Program.
7. Letter from Assemblyman Daniel J. Burling regarding support for the 2004 Small Cities Grant Program.
8. Visitor Information Booth Ribbon Cutting Ceremony, Tuesday, May 11, 2004 at 10:00 a.m. located at Exit 4 of I390 at Logan's Inn supported by the Dansville and Livingston County Chamber of Commerce.
9. Reminder to submit your United Way donation to the Clerk by April 30, 2004, and to file Ethics Disclosure statements by May 15, 2004.

**INTRODUCTION OF LOCAL LAW**

**LOCAL LAW NO. A – 2004 - PROVIDING PROCEDURES FOR THE ISOLATION AND QUARANTINE OF PERSONS WITH COMMUNICABLE DISEASES**

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF LIVINGSTON AS FOLLOWS:

**Section 1. Name:** This local law shall be known as the Livingston County Law Providing Procedures for the Isolation and Quarantine of Persons with Communicable Diseases.

**Section 2. Authority:** This local law is enacted under authority of Section 10 of the Municipal Home Rule Law of the state of New York, Article IX of the State Constitution of New York, the County Law, New York State Public Health Law Article 21 and Title 10 of the New York Code of Rules and Regulations and other applicable statutory and decisional law.

**Section 3. Findings and Declaration of Intent:** This Board of Supervisors recognizes the paramount importance of the health, safety and welfare of the citizens of the County and further recognizes that when the lives of its citizens are in imminent danger that appropriate assistance must be rendered as expeditiously as possible.

This Board of Supervisors further finds and declares that, by the enactment of the provisions of this local law, it is the intent of the Board of Supervisors to fulfill its obligation to provide for the health, safety and welfare of the people of this County by providing procedures to isolate and/or quarantine persons having or suspected of having communicable diseases.

**Section 4. Policy:** To protect the public, the Livingston County Department of Health (hereafter “LCDH”) may need to isolate individuals or quarantine a premise. Initially, isolation or quarantine should be attempted on a voluntary basis. If this is not effective, the Livingston County Public Health Director (hereafter “Director”) (or his/her designee) may need to exercise the legal authority for non-voluntary isolation or quarantine.

**Section 5. Definitions:**

A case is defined as an incident in which a person has been diagnosed to have a particular disease or condition. The diagnosis may be based on clinical judgment; laboratory evidence, or both. (10 NYCRR 2.2(b))

A suspected case is defined as an incident in which a person has been diagnosed to be likely to have a particular disease or condition. The suspected diagnosis may be based on clinical judgment; laboratory evidence, or both. (10 NYCRR 2.2(c))

An outbreak is defined as an increased incidence of disease above its expected or baseline level. While an outbreak usually involves several cases of illness (e.g., food-borne poisoning, influenza), it may consist of just one case for certain rare and/or serious diseases (e.g., botulism, measles). (10 NYCRR 2.2(d))

Isolation is defined as the separation of a person or persons from other persons, in such places, under such circumstances, and for such time, as will prevent transmission of the infectious agent, of persons known to be ill or suspected of being infected. (10 NYCRR 2.25(d).)

Quarantine, except as specifically modified in other sections of this chapter, is defined as the:

1. Prohibition of entrance into or exit from premises, as designated by the health officer, where a case of communicable disease exists of any person other than medical attendants and such others as may be authorized by the health officer; and
2. Prohibition, without permission and instructions from the health officer, of the removal from such premises of any article liable to be contaminated with infective material through contact with the patient or with his secretions or excretions, unless such article has been disinfected. (10 NYCRR 2.25(e).)

Personal quarantine is defined as the restriction of household contacts and/or incidental contacts from premises designated by the health officer. (10 NYCRR 2.25(f).)

**Section 6. Voluntary Isolation and Quarantine:**

Request for Voluntary Isolation or Quarantine

Depending on the clinical diagnosis, the organism, the mode of transmission and the behavior of a patient, community providers or LCDH staff may request that the Director or his/her designee notify a patient and request that the patient remain in isolation or that a premises be quarantined.

Determination of Need for Voluntary Isolation or Quarantine

Upon receipt of a request for voluntary isolation or quarantine, the Director or his/her designee will perform an investigation. This investigation will review the clinical diagnosis, the organism, the mode of transmission and the reported behavior of the patient. The Director or his/her designee will consult with the Livingston County Attorney or his/her designee about the appropriateness of voluntary isolation or quarantine.

Notification for Voluntary Isolation or Quarantine

If the Director or his/her designee determines that the patient or the premise poses a significant public health risk and that voluntary isolation or quarantine substantially reduces the risk, the Director will formally communicate this request. Depending on the circumstances, the request for voluntary isolation may be communicated to the patient, a family member, a parent or guardian, or other responsible person. A request for quarantine will be made to the owner of the premise, the manager of the property or other responsible person. Under ideal circumstances the request will be transmitted in the form of a letter that is personally delivered or sent via certified mail. To assure prompt communication, the request may be made verbally but then will be followed-up with a formal written request, a copy of which will be forwarded to the Livingston County Attorney or his/her designee.

Methods of Isolation or Quarantine

The method of voluntary isolation or quarantine will be specified and will be made in accordance with best practices or guidelines from the NYS Department of Health or the Centers for Disease Control.

#### Transportation of Patients

The Director or his/her designee will arrange for necessary transportation of patients in voluntary isolation.

#### Protection of Health Workers

The Director or his/her designee will define the appropriate practices and personal protective equipment necessary for protection of health workers providing care to patients in voluntary isolation or facilities that are voluntarily quarantined.

#### Compliance Monitoring Plan (see Section 7 below)

The Director or his/her designee will define a plan for monitoring compliance with the request for voluntary isolation or voluntary personal quarantine. This plan will define compliance and non-compliance in specific terms. The Director or his/her designee will assign LCDH staff to monitor compliance

#### Non-compliance

If LCDH staff assigned to a particular case assess that there is non-compliance with voluntary isolation or quarantine, they will notify the Director or his/her designee. Under such circumstances, the Director may then seek involuntary isolation or quarantine under the procedures set forth in Section 7 of this Local Law.

### **Section 7. Involuntary Isolation and Quarantine:**

#### Request for Involuntary Isolation or Quarantine

Depending on the clinical diagnosis, the organism, the mode of transmission and the behavior of a patient, the state of compliance with a voluntary isolation or quarantine, community providers or LCDH staff may request that the Director or his/her designee place a patient in involuntary isolation or that a premises be involuntarily quarantined.

#### Determination of Need for Involuntary Isolation or Quarantine

Upon receipt of such a request, the Director or his/her designee will perform an investigation. This investigation will review the clinical diagnosis, the organism, the mode of transmission and the reported behavior of the patient. The Director or his/her designee will consult with the Livingston County Attorney or his/her designee about the appropriateness of involuntary isolation or quarantine. The Livingston County Attorney or his/her designee will recommend the appropriate legal approach to assure that the civil rights of the patient or owner of a premise are protected and that the public health is also protected. (10 NYCRR 2.29)

#### Determination of Need for Involuntary Isolation or Quarantine Before a Court Order is Issued

If the Director or his/her designee determines that there is a need for involuntary isolation or quarantine, before a court order is obtained, the following approach will be used:

##### *If there is more than a single case of*

- a communicable disease as defined in NYS Sanitary Code 10 NYCRR 2.1(a) or
- a non-designated or emergent communicable disease or
- a suspect case of a communicable disease as defined in NYS Sanitary Code 10 NYCRR 2.1(a) or
- a suspect case of a non-designated or emergent communicable disease or
- persons exposed to a communicable disease, defined in the NYS Sanitary Code 10 NYCRR 2.1(a) or to a non designated emergent communicable disease, who may be infected and contagious, but not yet exhibiting any signs of illness,

the Director will assess whether the county is experiencing an outbreak or a probable outbreak.

If the Director assesses that there is an outbreak or a probable outbreak and the public can only be protected by the use of involuntary isolation and quarantine, the director will request that the Chairman of the Livingston County Board of Supervisors declare a state of emergency.

The declaration of the state of emergency will authorize the Director to order involuntary isolation and quarantine.

##### *If there is a single case of*

- a communicable disease as defined in NYS Sanitary Code 10 NYCRR 2.1(a) or
- a non-designated or emergent communicable disease or
- a suspect case of a communicable disease as defined in NYS Sanitary Code 10 NYCRR 2.1(a) or
- a suspect case of a non-designated or emergent communicable disease or

- persons exposed to a communicable disease, defined in the NYS Sanitary Code 10 NYCRR 2.1(a) or to a non designated emergent communicable disease, who may be infected and contagious, but not yet exhibiting any signs of illness,
- and the Director assesses that the public can only be protected by the use of involuntary isolation and quarantine, the Director will consult with the Livingston County Attorney or his/her designee and prepare an order for isolation or quarantine.

#### Decision to Order Involuntary Isolation or Quarantine

If the Director or his/her designee determines that the patient or the premise poses a significant public health risk and that involuntary isolation or quarantine substantially reduces the risk, and that voluntary isolation or quarantine does not substantially reduce the risk to the public, the Director will begin the process to order involuntary isolation or quarantine.

The Director or his/her designee will contact the Livingston County Attorney or his/her designee to prepare an order for involuntary isolation or quarantine.

If the Director or his/her designee determines that petitioning the court to obtain a court order for isolation or quarantine will result in a delay that would pose an immediate and serious threat to the public health, the Director or his designee may issue a Director's Order for Isolation or Quarantine.

#### Issuing a Director's Order for Involuntary Isolation or Quarantine

1. The Director or his/her designee may issue an order for isolation or quarantine without first obtaining court approval if any delay in the isolation or quarantine of the person/premises would pose an immediate and serious threat to the public health (see Exhibit A: DIRECTOR'S ORDER FOR ISOLATION OR QUARANTINE).

2. The Director's Order will specify the identity of the person(s) subject to isolation or quarantine, the premises subject to isolation or quarantine, the date and time at which isolation/quarantine commences, the suspected highly contagious and fatal disease, if known.

3. The Director's Order will contain provisions advising person(s) of legal authority, of purpose for isolation/quarantine, procedure for court hearing and rights available to isolated person(s).

The Director's Order is served upon person(s) to be isolated or quarantined. If the order applies to groups of persons and it is impractical to provide individual copies, the order may be posted in a conspicuous place in the isolated/quarantined premises.

Within 5 days after service of Director's order, the Livingston County Attorney or his/her designee will file an order to show cause/petition with the Livingston County Supreme or County Court for a court order authorizing the initial or continued isolation or quarantine and an expedited hearing to continue isolation/quarantine.

#### Obtaining a Court Order for Involuntary Isolation or Quarantine

If the Director or his/her designee determines that obtaining a court order for isolation or quarantine will not result in delay that would pose an immediate and serious threat to the public health, the Director will request that the Livingston County Attorney or his/her designee prepare

1. a Request for Judicial Intervention (see Exhibit B),
2. a Motion for Order to Schedule an Expedited Hearing (see Exhibit C),
3. an Order for the Respondent to Show Cause Why an Order for Isolation or Quarantine Should Not Be Made or Continued (see Exhibit D), and
4. an Order for Continuing Isolation or Quarantine (see Exhibit E).

The Petition shall provide the following:

Identity of person or group of persons subject to isolation or quarantine.

Premises subject to isolation or quarantine.

Date and time at which isolation or quarantine commences.

The suspected communicable disease.

A statement of compliance with the conditions and principles for isolation and quarantine.

A statement of the basis on which isolation or quarantine is justified.

The petition must be accompanied by the sworn affidavit of the Director or his/her designee attesting to the facts asserted in the petition, together with further information that may be relevant and material to the Court's consideration.

The petition and supporting papers must be served upon person(s) so isolated/quarantined within 24 hours (excluding weekends and holidays) of filing the petition and in accordance with the New York State Civil Practice Law and Rules.

A hearing must be scheduled within 10 business days after filing of the petition, and held within 30 days after filing.

The court shall grant the petition if, by a preponderance of the evidence, isolation or quarantine is shown to be reasonably necessary to protect the public health.

A court order authorizing isolation or quarantine may do so for a period not to exceed 60 days. The order will:

1. Identify the isolated or quarantined person(s) by name or shared or similar characteristics or circumstances.
2. Specify factual findings warranting isolation or quarantine, including any conditions necessary to ensure that isolation or quarantine is carried out within the stated purposes of this procedure.

The Court order shall be served upon the affected person(s)/premises within 24 hours (excluding weekends and holidays) of filing of order.

Prior to the expiration of the isolation/quarantine order, LCDH may move to continue said isolation or quarantine for an additional period, not to exceed 60 days. The court shall grant the motion if, by a preponderance of the evidence, isolation or quarantine is shown to be reasonably necessary to protect the public health.

A person(s) isolated or quarantined pursuant to this protocol may apply to the court for an order to show cause seeking a hearing as to why the person(s) should not be released. If the court grants the application, the court must schedule a hearing on the order to show cause within 3 business days after it issues the order to show cause. The issuance of an order to show cause does not stay or enjoin an isolation or quarantine order.

The person(s) being isolated/quarantined shall be advised by LCDH that he/she has the right to arrange to be represented by counsel or to have counsel provided if the Court determines them to be indigent and that, if he/she qualifies to have counsel provided, such counsel will be provided under Livingston County's indigent defense program established under section 722-b of the County Law of the State of New York.

The LCDH will advise the person(s) to be detained that he/she may supply addresses and/or telephone numbers of friends and/or relatives to receive notification of the person's isolation/quarantine and that LCDH shall, at the person's request, provide notice to a reasonable number of such people that the person is being isolated/quarantined.

In any proceedings brought pursuant to this protocol, to promote the fair and efficient operation of justice and having given due regard to the rights of the affected person(s), the protection of the public's health, the severity of the emergency and the availability of necessary witnesses and evidence, the court may order the consolidation of individual claims into groups of claims if:

1. The number of persons involved or to be affected is so large as to render individual participation impractical.
2. There are questions of law or fact, to the individual claims or rights to be determined.
3. The group claims or rights to be determined are typical of the affected person's claims or rights.
4. The entire group will be adequately represented in the consolidation.

#### Procedure for Petitioning the Court

The Livingston County Attorney's Office will contact the clerk of the Supreme or County Court at the time and arrange for delivery and filing of the petition and order with the Livingston County Clerk. No filing fee shall be collected by the Livingston County Clerk for the filing of documents in these proceedings. In an emergency the Judge or Justice can be contacted directly at home and in such a case, the petition and order may be filed directly with the Judge or Justice

#### Procedure for Serving the Order

The Director's Order shall be served in person by the Livingston County Sheriff's Department and the person(s) shall be physically brought to the place of detention or the Livingston County Sheriff's Department shall be contacted to provide assistance in enforcing the isolation of person(s) at specific premises, or enforcing quarantine of specific premises.

#### Methods of Isolation or Quarantine

The method of involuntary isolation or quarantine will be specified and will be made in accordance with best practices or guidelines from the NYS Department of Health or the Centers for Disease Control.

#### Transportation of Patients

The Director or his/her designee will arrange for necessary transportation of patients in involuntary isolation.

#### Protection of Health Workers



The Director or his/her designee will define the appropriate practices and personal protective equipment necessary for protection of health workers providing care to patients in involuntary isolation or facilities that are involuntarily quarantined.

#### Compliance Monitoring Plan

The Director or his/her designee will define a plan for monitoring compliance with the request for voluntary isolation or voluntary quarantine. This plan will define compliance and non-compliance in specific terms. The Director or his/her designee will assign LCDH staff to monitor compliance. The plan will also define the role for law enforcement agencies in the event of non-compliance.

#### Law Enforcement Agency

The Director or his/her designee will request the assistance of the Livingston County Sheriffs Department to participate in Compliance Monitoring Plan

#### Non-compliance

If staff assigned assess that there is non-compliance with involuntary isolation or quarantine, they will notify the Director or his/her designee.

### **Section 8. Role of Law Enforcement Agencies in Isolation and Quarantine:**

#### Identification of Law Enforcement Agency and Officer Protection of Law Enforcement Agencies

The Livingston County Sheriff's Department will provide law enforcement services related to orders for isolation and quarantine

#### Role of Law Enforcement Agencies

The Director or his/her designee will contact a law enforcement agency for the following:

1. Serve orders for isolation or quarantine
2. Enforce orders for isolation or quarantine if there is non-compliance
3. Transport of non-compliant patients.

#### Serving Orders for Isolation or Quarantine

In advance of obtaining a court order for isolation or quarantine the Director or his/her designee will alert the Livingston County Sheriff's Department.

Upon the receipt of a court order for isolation or quarantine, the Livingston County Attorney or his/her designee will meet with a representative of the Livingston County Sheriff's Department and the LCDH to;

1. explain the nature of the order,
2. determine the most appropriate method of serving the order,
3. identify the name of the LCDH staff person responsible for monitoring compliance,
4. identify the role of the Livingston County Sheriff's Department in the event of non-compliance and
5. identify the appropriate personal protective equipment to protect the health of all parties.

After serving the order, the Livingston County Sheriff's Department will report this to the Livingston County Attorney or his/her designee and the LCDH.

#### Enforcement of Orders for Isolation or Quarantine

In the event that the LCDH staff responsible for monitoring compliance determines that non-compliance is occurring, the Livingston County Attorney or his/her designee will meet with a representative of the Livingston County Sheriff's Department and the LCDH to:

1. determine the best plan of action to be sure that compliance resumes,
2. determine the role of the Livingston County Sheriff's Department and the staff of the LCDH
3. identify the appropriate personal protective equipment to protect the health of all parties.

#### Transportation of non-compliant patients.

Under certain circumstances, the LCDH may determine that they need the assistance from the Livingston County Sheriff's Department to assist with transportation of patients under court order.

### **Section 9. Compliance Monitoring:**

#### Compliance Monitoring Plan

The Director or his/her designee will define a plan for monitoring compliance with the request for voluntary isolation or voluntary quarantine. This plan will define compliance and non-compliance in specific terms. The Director or his/her designee will assign LCDH staff to monitor compliance. The plan will also define the role for the Livingston County Sheriff's Department in the event of non-compliance.

#### Compliance Monitoring Staffing

The Director or his/her designee will make assignments of staff to perform compliance monitoring. These staff will be drawn from the various disease control programs and will be based on workloads, skill and experience with patient compliance monitoring. If many patients are placed in isolation or quarantine or isolation, the Director or his/her designee will create teams of compliance monitors headed by a team leader.

In a large-scale incident, if the needs for staff exceed the capacity of the LCDH, the Director or his/her designee will request assistance from other county health departments and local home health agencies.

#### Methods of Compliance Monitoring

The methods of compliance monitoring that will be utilized based on the type of the disease, the site at which the patient is isolated or the location is quarantined, the number of other cases of disease present at the same time, the history of compliance of the patient. The most dependable method of assuring compliance with isolation or quarantine is to post a permanent compliance monitor. Other options include:

1. home visiting,
2. assigning neighbors, friend or relatives responsible for compliance monitoring
3. periodic telephone contact.

#### Documentation of Compliance

The Director or his/her designee will determine the method of documentation of Compliance. Options include utilizing the Clinical Information System used by the Division of Communicable Disease Prevention and Control, a system provided by NYSDOH or CDC or a system devised for this purpose.

#### **10. Section 10. Effective Date:**

This local law shall be effective upon its filing in the Office of the Secretary of State.

Dated at Geneseo

April 28, 2004 – Introduced

#### **EXHIBIT A**

#### **Director's Order for Isolation or Quarantine**

TO: \_\_\_\_\_

NAME

ADDRESS

SIR/MADAM:

Effective upon your receipt of this order you are hereby directed by the Public Health Director of the Livingston County Department of Public Health ("Director") to be isolated and/or quarantined at \_\_\_\_\_, due to the belief of the Livingston County Department of Public Health that you suffer from a communicable disease as defined in the New York State Sanitary Code 10 N.Y.C.R.R. 2.1/suffer from a suspect case of a communicable disease as defined in the New York State Sanitary Code 10 N.Y.C.R.R. 2.1/suffer from a non-designated communicable disease/suffer from a suspect case of a non-designated communicable disease.

You are ordered to remain at \_\_\_\_\_ by the authority vested in the Director under the New York State Public Health Law, regulations and Livingston County Local Law No. \_\_\_\_\_ of the year \_\_\_\_\_. The Livingston County Department of Public Health has been advised that you possess \_\_\_\_\_ and that you have been unwilling or unable to voluntarily comply with the request for isolation or quarantine. The Department of Public Health finds that there is a substantial likelihood, based on your past and present behavior, that you cannot be relied upon to voluntarily remain in isolation/quarantine until such time as your disease/suspected disease can be diagnosed or treated. The disease which you are suspected of having is highly contagious/fatal/\_\_\_\_\_.

In view of your inability or unwillingness to voluntarily remain isolated/quarantined in a less-restrictive setting, the Livingston County Department of Public Health finds there is no appropriate, less restrictive alternative for you than \_\_\_\_\_ at the present time.

Except as described below, you may not leave \_\_\_\_\_ without further order of the Director or a court of proper jurisdiction. This order will remain in effect until otherwise ordered by the court; or until the Livingston County Department of Public Health has received notice that you are no longer contagious.

Please be advised that within five (5) business days of service of this Director's order and your isolation/quarantined at \_\_\_\_\_, the Livingston County Department of Public Health shall submit by affidavit and other supporting documents, an order to show cause and petition seeking a court order authorizing your initial and/or continued isolation or quarantine and an expedited hearing to continue said isolation/quarantine on the grounds that you possess a health threat to yourself and to the general public. Your detention shall not continue for more than 10 business days after the

filing of the petition in the absence of the scheduling of a hearing for a court order authorizing such isolation/quarantine. Moreover, the Director must obtain a court order authorizing your continuing isolation/quarantine.

Please be advised that you have a right to be represented by legal counsel or to have counsel provided, and that if you qualify to have counsel provided, such counsel will be made available. Moreover, you may supply to the Livingston County Department of Public Health the addresses and/or telephone numbers of friends and/or relatives to receive notification of your isolation/quarantine. At your request, the Livingston County Department of Public Health shall provide notice to a reasonable number of such persons that you are being isolation/quarantined.

Dated: \_\_\_\_\_

Joan H. Ellison, Public Health Director

### **EXHIBIT B**

#### **Request for Judicial Intervention**

**UCS-840 (REV 1/96)**

|                                                                                                                                                                                                                |                          |                  |             |                       |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|------------------|-------------|-----------------------|
| <b>SUPREME COURT,<br/>PURCHASED</b>                                                                                                                                                                            | <b>Livingston COUNTY</b> | <b>INDEX NO.</b> | <b>DATE</b> | <b>For Clerk Only</b> |
| <b>PETITIONER(S): In the Matter of the Application of the Livingston County<br/>Department of Public Health,</b><br><br><b>For an Order of Isolation/Quarantine against</b><br><br><b>RESPONDENT(S): _____</b> |                          |                  |             | <b>IAS entry date</b> |
|                                                                                                                                                                                                                |                          |                  |             | <b>Judge Assigned</b> |
|                                                                                                                                                                                                                |                          |                  |             | <b>RJI Date</b>       |

Date issue joined: \_\_\_\_\_ Bill of particulars served: ☐ Yes ☒ No

NATURE OF JUDICIAL INTERVENTION (check ONE box only AND enter information)

☐ Request for preliminary conference ☐ Notice of petition (return date \_\_\_\_\_)

☐ Note of issue and/or certificate of readiness Relief sought

☐ Notice of medical or dental malpractice

☐ Notice of motion (return date \_\_\_\_\_) action (specify \_\_\_\_\_)

Relief sought \_\_\_\_\_ ☐ Statement of net worth

☒ Order to show cause ☐ Writ of habeas corpus

(clerk enter return date \_\_\_\_\_) ☐ Other (specify \_\_\_\_\_)

Relief sought Isolation/Quarantine & Expedited Hearing

☐ Other ex parte application (specify \_\_\_\_\_)

NATURE OF ACTION OR PROCEEDING (Check ONE box only)

MATRIMONIAL TORTS

☐ Contested -CM

Malpractice

☐ Uncontested -UM

☐ Medical/Podiatric

-MM

COMMERCIAL

☐ Dental -DM

☐ Contract -CONT

☐ \*Other Professional

-OPM

☐ Corporate -CORP

☐ Motor Vehicle

-MV

☐ Insurance (where insurer is a party, except arbitration)-INS

☐ \*Products Liability

-PL

☐ UCC (including sales, negotiable instruments) -UCC

☐ Environmental

-EN

☐ Asbestos

-ASB

☐ Breast Implant -BI  
☐ \*Other Commercial -OC

☐ \*Other Negligence -OTN

**REAL PROPERTY**

☐ \*Other Tort (including intentional) -OT  
☐ Tax Certiorari -TAX  
☐ Foreclosure -FOR

**SPECIAL PROCEEDINGS**

☐ Condemnation Claim for damages for real estate -COND  
☐ Art. 75 (Arbitration)-ART75  
☐ Landlord/Tenant -LT  
☐ \*Other Real Property -ORP

☐ Art. 77 (Trusts) -ART77  
☐ Art. 78 -ART78

**OTHER MATTERS**

☐ Election Law -ELEC  
☐ \* -OTH  
☐ \*Other Mental Hygiene \_\_\_\_\_ -MHYG

☐ Guardianship (MHL Art. 81) GUARD81

\*If asterisk used, please specify further.

☐ \*Other Special Proceeding \_\_\_\_\_ -OSP

Check \_YES\_ or \_NO\_ for each of the following questions. Is this action/proceeding against a:

☐ YES ☐ NO Municipality: (Specify \_\_\_\_\_) ☐ YES ☒ NO Public Authority:  
(Specify \_\_\_\_\_)

☒ YES ☐ NO Does this action/proceeding seek equitable relief?

☐ YES ☒ NO Does this action/proceeding seek recovery for personal injury?

☐ YES ☒ NO Does this action/proceeding seek recovery for property damage?

All Cases Except Contested Matrimonials:

Estimated time period for case to be ready for trial (from filing of RJ1 to filing of Note of Issue):

☐ 0-12 months ☐ 12-15 months

Contested Matrimonial Cases Only: (Check and give date)

Has summons been served? ☐ No ☐ Yes, Date

Was a Notice of No Necessity filed? ☐ No ☐ Yes, Date

ATTORNEY(S) FOR PETITIONER(S):

| <u>NAME</u>                      | <u>ADDRESS</u>                                                      | <u>PHONE</u> |
|----------------------------------|---------------------------------------------------------------------|--------------|
| David J. Morris, County Attorney | Room 302, Livingston County Gov't Center<br>Geneseo, New York 14454 | 585-243-7033 |

ATTORNEY(S) FOR RESPONDENT(S):

| <u>NAME</u> | <u>ADDRESS</u> | <u>PHONE</u> |
|-------------|----------------|--------------|
| None        |                |              |

Parties appearing pro se (without attorney) should enter information in space provided above for attorneys.

**INSURANCE CARRIERS:**

**RELATED CASES:** (if NONE, write \_NONE\_ below)

| <u>Title</u> | <u>Index #</u> | <u>Court</u> | <u>Nature of Relationship</u> |
|--------------|----------------|--------------|-------------------------------|
| None         |                |              |                               |

I affirm under penalty of perjury that, to my knowledge, other than as noted above, there are and have been no related actions or proceedings, nor has a request for judicial intervention previously been filed in this action or proceeding.

Dated: \_\_\_\_\_

(Signature)

(Print or type name)

(Attorney for Livingston County)

Attach rider sheet if necessary to provide required information

**EXHIBIT C****Order to Show Cause**

**(Schedule an Expedited Hearing)**

SUPREME COURT

COUNTY OF Livingston STATE OF NEW YORK

IN THE MATTER OF THE APPLICATION OF THE  
LIVINGSTON COUNTY DEPARTMENT OF PUBLIC  
HEALTH,

EXPARTE APPLICATION FOR AN  
ORDER TO SHOW CAUSE

Petitioner,

Index No. \_\_\_\_\_

For an Order of Isolation/Detention Against  
Respondent.

Motion By: \_\_\_\_\_ Livingston County Department of Public Health through the  
County of Livingston, Petitioner,

Relief Requested: An Order of this Court:

- 1) Directing that the order of the Director of the Livingston County Department of Public Health, \_\_\_\_\_, remain in effect pending further order of the Court;
- 2) Scheduling of an expedited hearing on the merits of the petition within \_\_\_\_\_; and
- 3) Such other and further relief as to this Court may seem just and proper.

Supporting Papers: \_\_\_\_\_ Petition of David J. Morris, Esq.

Affidavit of Joan H. Ellison, R.N., M.P.H.

DAVID J. MORRIS, COUNTY ATTORNEY

*Attorney for Petitioner*

Room 302, Livingston County Gov't Center

6 Court Street, Geneseo, New York 14454

Telephone: (585) 243-7033

Dated: \_\_\_\_\_

To: \_\_\_\_\_

**EXHIBIT D**

Order for the Respondent to Show Cause Why an Order for Isolation or Quarantine Should Not Made or Continued

At a Special Term of the Supreme Court of the State of New York, County of Livingston, held at the County  
Courthouse, Geneseo, New York, on the \_\_\_\_ day of \_\_\_\_\_

Present: \_\_\_\_\_ Hon. \_\_\_\_\_

Supreme Court Justice

SUPREME COURT

COUNTY OF LIVINGSTON: STATE OF NEW YORK

IN THE MATTER OF THE APPLICATION OF LIVINGSTON  
COUNTY DEPARTMENT OF PUBLIC HEALTH,

Petitioner,

ORDER

For an ORDER of Isolation/Quarantine Against

\_\_\_\_\_,

Index No. \_\_\_\_\_

Respondent.

STATE OF NEW YORK)

COUNTY OF LIVINGSTON) ss.

Upon reading and filing the petition of the Livingston County Department of Public Health, through the County of  
Livingston by its counsel, David J. Morris, Esq., dated \_\_\_\_\_; and the Affidavit of Joan H. Ellison, R.N.,  
M.P.H., Public Health Director of the Livingston County Department of Public Health, dated \_\_\_\_\_; and the

Respondent appearing pro se, and a hearing having been held before the undersigned and testimony having been given therein by Joan H. Ellison, R.N. and the Respondent,

Now, pursuant to the Order to Show Cause brought by the Livingston County Department of Public Health, through the County of Livingston,

It is hereby Ordered and adjudged:

1. That a hearing shall be held on \_\_\_\_\_, at \_\_\_\_\_ upon the Petitioner's petition seeking the involuntary isolation/quarantine of the above named Respondent.

2. That Respondent shall remain in isolation/quarantine at \_\_\_\_\_ as determined by the Director of the Livingston County Health Department until the date fixed above for a hearing and until further Order of this Court.

\_\_\_\_\_  
The Honorable \_\_\_\_\_

Justice of the Supreme Court

### **EXHIBIT E**

#### **Order for Continuing Isolation or Quarantine**

At a Special Term of the Supreme Court of the State of New York, County of Livingston, held at the County Courthouse, Geneseo, New York, on the \_\_\_\_ day of \_\_\_\_\_

Present: Hon. \_\_\_\_\_  
Supreme Court Justice

SUPREME COURT

COUNTY OF LIVINGSTON STATE OF NEW YORK

IN THE MATTER OF THE APPLICATION OF LIVINGSTON  
COUNTY DEPARTMENT OF PUBLIC HEALTH,

Petitioner,

ORDER

For an ORDER of Isolation/Quarantine Against

\_\_\_\_\_,

Index No. \_\_\_\_\_

Respondent.

\_\_\_\_\_  
STATE OF NEW YORK)

COUNTY OF Livingston) ss.

Upon reading and filing the petition of the Livingston County Department of Public Health, through the County of Livingston by its counsel, David J. Morris, Esq., dated \_\_\_\_\_; and the Affidavit Joan H. Ellison, R.N., M.P.H., Public Health Director of the Livingston County Department of Public Health, dated \_\_\_\_\_; and the Respondent appearing pro se, and a hearing having been held before the undersigned and testimony having been given therein by Joan H. Ellison, R.N. and the Respondent,

Now, pursuant to the Order to Show Cause brought by the Livingston County Department of Public Health, through the County of Livingston,

It is hereby Ordered and adjudged:

1. That Respondent shall remain in isolation/quarantine at \_\_\_\_\_ as determined by the Director of the Livingston County Department of Health for a period of \_\_\_\_\_, or until further Order of this Court; and

2. \_\_\_\_\_

Honorable \_\_\_\_\_

Justice of the Supreme Court

Chairman Merrick called J. Ellison, Director of Public Health to explain the local law. J. Ellison indicated this local law will provide guidance in the event we have a communicable disease.

**RESOLUTION NO. 2004-162.      APPROVING ABSTRACT OF CLAIMS #4B – APRIL 28, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #4B dated April 28, 2004 in the total amount of \$837,779.88.

Dated at Geneseo, New York

April 28, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**PRIVILEGE OF THE FLOOR**

Privilege of the Floor was deferred until later in the meeting.

**RESOLUTION NO. 2004-163.      DECLARING SURPLUS PROPERTY – CENTRAL SERVICES**

WHEREAS, the County of Livingston owns 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 declares the following items as surplus property to be disposed of as determined by the County Administrator.

**CENTRAL SERVICES**

All-use dry chemical fire extinguishers located in the Livingston County Government Center

2 Each – 2-1/2 Lb.

6 Each – 5 Lb.

30 Each – 6 Lb.

These fire extinguishers will be transferred to Emergency Management Services for training purposes only as they have not been pressure tested.

Dated at Geneseo, New York

April 28, 2004

Finance and Administration Committee

**RESOLUTION NO. 2004-164.      PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. A - 2004 - PROVIDING PROCEDURES FOR THE ISOLATION AND QUARANTINE OF PERSONS WITH COMMUNICABLE DISEASES**

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on April 28, 2004 a proposed Local Law entitled Local Law No. A – 2004 Providing Procedures For The Isolation And Quarantine Of Persons With Communicable Diseases, it is hereby

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 12th day of May, 2004 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 shall be given by 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

April 28, 2004

Health Committee

**RESOLUTION NO. 2004-165.      PROCLAIMING APRIL AS CHILD ABUSE PREVENTION MONTH IN LIVINGSTON COUNTY**

WHEREAS, our children represent our greatest hope for the future and New York State is steadfast in its commitment to insuring the safety, health and well-being of our children, families and communities; and

WHEREAS, of paramount concern are the problems of child abuse, neglect, and maltreatment, which jeopardize vulnerable lives and cause long-lasting damage to a child's physical, emotional and cognitive well-being; and

WHEREAS, it is the moral responsibility of all individuals to report suspected acts of abuse, both physical and emotional, to the State Central Register for Child Abuse and Maltreatment (1-800-342-3720) and communities are encouraged to support efforts that promote a safe and nurturing environment in which families can best raise their children; and

WHEREAS, the prevention of child abuse and neglect relies on strong partnerships among organizations, businesses, law enforcement and government agencies and their full cooperation at the local, state and federal levels to combat this problem through tough legal action, stringent penalties and punishment, and effective initiatives for deterring child abuse; and

WHEREAS, the leading cause of death among children who are victims of abuse is head trauma, often due to Shaken Baby Syndrome which occurs when a caregiver loses control and abusively shakes a baby, usually less than one year of age, possibly causing loss of vision, permanent and irreparable brain damage, paralysis, seizures and death; and

WHEREAS, Livingston County is steadfast in its dedication to protecting our children, especially those who are in the defenseless and vulnerable state of infancy, and the most effective way to address child abuse is through educational and preventive programs that raise greater awareness of the problem of child abuse and help restore hope to the lives of victims, thereby strengthening our families and communities; and

WHEREAS, Livingston County continues to make sound investments in education and awareness programs that seek to reduce and ultimately end child abuse and neglect, and all Livingston County residents should be aware of the dangers of child abuse within our society and its threat as a public health issue, working together to strengthen initiatives that protect infants and children of all ages from abuse and neglect; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims April as Child Abuse Prevention Month.

Dated at Geneseo, New York

April 28, 2004

Intergovernmental Affairs Committee

**RESOLUTION NO. 2004-166.      APPOINTING MEMBER TO THE LIVINGSTON COUNTY FIRE ADVISORY BOARD – WOLFANGER**

RESOLVED, that the following person is hereby appointed to the Livingston County Fire Advisory Board for a three-year term commencing January 1, 2004 and expiring December 31, 2006:

Timothy R. Wolfanger, 58 Liberty Street, Dansville, NY 14437

Dated at Geneseo, New York

April 28, 2004

Public Safety and Criminal Justice Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Martello and seconded by Mr. Olverd to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-167.      AUTHORIZING TRANSFER OF FUNDS – BOARD OF SUPERVISORS, CENTRAL SERVICES, DOG CONTROL, INFORMATION & TECHNOLOGY SERVICES, PLANNING, PUBLIC DEFENDER, PUBLIC HEALTH, REAL PROPERTY TAX SERVICES, VETERAN'S SERVICE AGENCY**



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

RESOLVED, that the County Treasurer 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 28, 2004

Finance & Administration Committee

Mr. Yendell announced that these resolutions were not presented at a Finance & Administration Committee meeting; however, the Committee has signed all the resolutions.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-168.      AMENDING 2004 COUNTY BUDGET – SHERIFF**

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

RESOLVED, that the 2004 Sheriff budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b>                    | <b>Amount</b> |
|---------------------------------------|----------------|---------------------------------------|---------------|
| <b>Increase Revenue Account</b>       |                |                                       |               |
| A3110                                 | 3393           | STEP Enforcement Grant                | \$23,032.00   |
|                                       | 3393           | STEP Enforcement Grant                | <u>\$7.00</u> |
|                                       |                |                                       | \$23,039.00   |
| <b>Increase Appropriation Account</b> |                |                                       |               |
| A3110                                 | 1951           | Sheriff's Overtime                    | \$23,032.00   |
|                                       | 2400           | Sheriff's Law Enforcement Fire Safety | <u>\$7.00</u> |
|                                       |                |                                       | \$23,039.00   |

and, be it further

RESOLVED, that the 2004 Sheriff budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b>                   | <b>Amount</b>   |
|---------------------------------------|----------------|--------------------------------------|-----------------|
| <b>Increase Revenue Account</b>       |                |                                      |                 |
| A3112                                 | 3394           | STOP/DWI Deterrence Grant            | \$12,600.00     |
|                                       | 3394           | STOP/DWI Deterrence Grant            | <u>\$292.00</u> |
|                                       |                |                                      | \$12,892.00     |
| <b>Increase Appropriation Account</b> |                |                                      |                 |
| A3112                                 | 1951           | STOP/DWI Overtime                    | \$12,600.00     |
|                                       | 2400           | STOP/DWI Law Enforcement Fire Safety | <u>\$292.00</u> |
|                                       |                |                                      | \$12,892.00     |

Dated at Geneseo, New York

April 28, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-169.      AMENDING 2004 COUNTY BUDGET – OFFICE FOR THE AGING**

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

RESOLVED, that the 2004 Office for the Aging budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b>   | <b>Amount</b> |
|---------------------------------------|----------------|----------------------|---------------|
| <b>Increase Revenue Account</b>       |                |                      |               |
| A6781                                 | 2770           | Unclassified Revenue | \$2,000.00    |
| <b>Increase Appropriation Account</b> |                |                      |               |
| A6781                                 | 4020           | Travel, Training     | \$2,000.00    |

and, be it further

RESOLVED, that the 2004 Office for the Aging budget be amended as follows:

| <b>Department</b> | <b>Revenue</b> | <b>Description</b> | <b>Amount</b> |
|-------------------|----------------|--------------------|---------------|
|-------------------|----------------|--------------------|---------------|

**Increase Revenue Account**

|       |      |                 |            |
|-------|------|-----------------|------------|
| A6783 | 4772 | Federal Revenue | \$4,000.00 |
|-------|------|-----------------|------------|

**Increase Appropriation Account**

|       |      |                   |                |
|-------|------|-------------------|----------------|
| A6783 | 1000 | Personal Services | \$420.00       |
|       | 4060 | Office Supplies   | \$96.00        |
|       | 4111 | Weatherization    | \$3,449.00     |
|       | 8100 | FICA              | <u>\$35.00</u> |
|       |      |                   | \$4,000.00     |

Dated at Geneseo, New York

April 28, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-170.      AWARDING BID FOR DOG CONTROL TRUCK WITH CAP**

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

WHEREAS, after proper legal advertisement for bids for a truck with cap for the Dog Control office, four bids were received, then opened on April 19, 2004, now, therefore, be it

RESOLVED, that the bid of K. Barrett Chevrolet of 229 W. Main Street, Batavia, NY 14020 in an amount not to exceed Eleven Thousand Dollars (\$11,000.00) which includes a trade in allowance of a 1999 Ford Ranger (\$4,000.00) be and hereby is accepted as the lowest responsible bid, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a purchase contract with K. Barrett Chevrolet, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

April 28, 2004

Health Committee

Mr. Walker announced that this resolution was not presented at a Health Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-171.      APPROVING AMENDMENT TO ENGINEERING CONTRACT FOR THE SCOTTSBURG PROJECT**

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

WHEREAS, two new contracts were added to the Scottsburg water project for the installation of a radio telemetry system and for the design and construction of two chlorine booster stations, and

WHEREAS, there are sufficient grant funds remaining in the project to accommodate additional engineering and construction costs to cover the additional projects, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors approves an amendment to the engineering contract with Clark Patterson Associates for the Scottsburg water project in an amount not to exceed \$22,100.00, and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign said contract amendment, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

April 28, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-172.      ADOPTING SEQR POSITIVE DECLARATION FOR PROPOSED ALUM TREATMENT PROGRAM FOR CONESUS LAKE**

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

WHEREAS, Recommendation No. G-3 in the Conesus Lake Watershed Management Plan is to, "Initiate effort to determine if alum treatment to control release of phosphorus from deep lake sediments would be effective in

Conesus Lake. Proceed with plans for implementation, if effectiveness is warranted, and monitor for environmental impacts;" and

WHEREAS, on February 10, 2004, the Conesus Lake Watershed Council voted to recommend that the Board of Supervisors initiate the SEQR process for a potential alum application; and

WHEREAS, Resolution No. 2004-108 declared Livingston County's intent to be Lead Agency for the SEQR review of the proposed alum treatment program in Conesus Lake; and

WHEREAS, letters were sent to other potentially involved agencies and no other agency expressed interest in being Lead Agency for the SEQR review of the proposed alum treatment program in Conesus Lake; and

WHEREAS, the Livingston County Board of Supervisors desires to thoroughly value any potential adverse environmental impacts of the proposed alum treatment program in Conesus Lake; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby declare itself to be Lead Agency for the SEQR review of the proposed alum treatment program in Conesus Lake; and, be it further

RESOLVED, that, pursuant to the New York State Environmental Quality Review Act (SEQR), 6 NYCRR Part 617, the Livingston County Board of Supervisors does hereby adopt a SEQR Positive Declaration for the proposed alum treatment program in Conesus Lake; and, be it further

RESOLVED, that the Board of Supervisors directs that a Draft Environmental Impact Statement be prepared for the proposed alum treatment program in Conesus Lake.

Dated at Geneseo, New York

April 28, 2004

Legislative and Agricultural Affairs Committee

Mr. Kennison, Chairman of the Watershed Council, stated this is one more step in the process we began a month ago. For the benefit of the press, he clarified that this continues to be a study to gain information to determine if it will be cost effective to apply alum to Conesus Lake. If we decide not to apply the alum to Conesus Lake, we will still consider this a valued process.

The roll was called as follows: Ayes - 1,682; Noes - Davis, 24; Absent - Schuster, 46; Adopted.

**RESOLUTION NO. 2004-173.      AUTHORIZING CONTRACT WITH SUNY RESEARCH FOUNDATION FOR CONESUS LAKE MONITORING PROGRAM - CLAWS XIII AND CLAWS XIV**

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

WHEREAS, Livingston County receives funding from the New York State Department of Environmental Conservation under the Finger Lakes/Lake Ontario Watershed Protection Alliance Program; and

WHEREAS, Livingston County has been the Lead Agency for the development of the Conesus Lake Watershed Management Plan; and

WHEREAS, Recommendation G-3 in the Conesus Lake Watershed Management Plan recommends the consideration of alum treatment to control the release of phosphorous from deep lake sediments; and

WHEREAS, Recommendation H-1 in the Conesus Lake Watershed Management Plan recommends an annual monitoring program for Conesus Lake and in the watershed; and

WHEREAS, Dr. Isidro Bosch of SUNY Geneseo and Dr. Joseph Makarewicz of SUNY Brockport have the required professional expertise and experience to undertake this monitoring; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the Research Foundation of the State University of New York, at a cost not to exceed Twenty-five Thousand Six Hundred and Thirty-four Dollars (\$25,634.00), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

April 28, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,682; Noes - Davis, 24; Absent - Schuster, 46; Adopted.

**RESOLUTION NO. 2004-174.      AUTHORIZING COUNTY ADMINISTRATOR TO ENTER INTO MEMORANDUM OF AGREEMENT REGARDING DEPARTMENT OF HEALTH WEEKEND COORDINATOR**

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

WHEREAS, the County's Department of Health employs James Vitale, Registered Professional Nurse, to perform weekend coordination duties;

WHEREAS, an alternative work schedule would be advantageous to the County and to Vitale; and

WHEREAS, a Memorandum of Agreement with the New York State Nurses Association is needed to permit such a schedule; now, therefore, be it

RESOLVED, that the County Administrator is hereby authorized to enter into a Memorandum of Agreement with the New York State Nurses Association consistent with the terms of the agreement which is attached hereto.

Dated at Geneseo, New York

April 28, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-175.      AMENDING THE LIVINGSTON COUNTY FAMILY AND MEDICAL LEAVE POLICY**

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

WHEREAS, the County has in place a Family and Medical Leave ("FMLA") Policy;

WHEREAS, this policy requires employees on an approved FMLA leave for their own serious health condition to use sick leave accruals before using other leave time;

WHEREAS, this requirement has caused certain employees to lose vacation accruals while on FMLA leave;

WHEREAS, the County wishes to modify the policy to reduce the likelihood of the loss of vacation accruals; now, therefore, be it

RESOLVED, that the attached, revised County FMLA policy is hereby adopted effective immediately, replacing the prior FMLA policy.

Dated at Geneseo, New York

April 28, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-176.      AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR GENESEO SKILLED NURSING FACILITY, SHERIFF'S DEPARTMENT, SOCIAL SERVICES, WORKFORCE DEVELOPMENT SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Geneseo Skilled Nursing Facility**

Laundry Worker (1), full-time

Laundry Worker (2), part-time

**Sheriff's Department**

Corrections Officer (1), part-time

Deputy Sheriff/Sergeant (Road Patrol) (1), seasonal

Deputy Sheriff/Road Patrol (1), seasonal

**Social Services**

Summer Camp Worker (1), seasonal

Workforce Development Services**Account Clerk/Typist (1), full-time**

Employment and Training Activities Supervisor (6), seasonal

Employment and Training Counselor (4), seasonal

Dated at Geneseo, New York

April 28, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-177. AMENDING THE 2004 HOURLY EMPLOYEE SALARY SCHEDULE - DEPARTMENT OF HEALTH, HISTORIAN'S OFFICE**

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

RESOLVED, that the 2004 Hourly Employee Salary Schedule is amended as follows:

**Department of Health**

Create with permission to fill one Account Clerk/typist position.

Delete one Clerk/Typist position effective June 1, 2004.

Create with permission to fill one temporary Intern position.

**Historian's Office**

Create with permission to fill one temporary Typist position.

Dated at Geneseo, New York

April 28, 2004

Personnel and Employee Relations Committee

Chairman Merrick mentioned for the benefit of people in the audience that all resolutions are processed through the Committee system and have been discussed at length in the committee meetings.

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-178. AMENDING THE 2004 DEPARTMENT HEAD SALARY SCHEDULE AND APPOINTING PART-TIME VETERANS SERVICES DIRECTOR - HOLLISTER**

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

RESOLVED, that the 2004 Department Head Salary Schedule is amended as follows:

**Veterans' Services**

Create with permission to fill one Veterans Services Director, part-time, position; and it is further

RESOLVED, that Frank Hollister of 42 South Avenue, Warsaw, New York 14569, is appointed to the position of Part Time Veterans Services Director effective May 17, 2004 with an annual salary of \$11,800.00.

Dated at Geneseo, New York

April 28, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-179. APPOINTING DIRECTOR OF SOCIAL SERVICES - CORNELL**

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

RESOLVED, that James Cornell of 5925 Cleary Road, Livonia, New York, 14487, is hereby appointed to the position of Director of Social Services effective May 3, 2004, with an annual salary of \$52,000.00.

Dated at Geneseo, New York

April 28, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

**RESOLUTION NO. 2004-180. AUTHORIZING GRANT APPLICATION FOR THE MITIGATION PLANNING GRANT PROGRAM**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a grant application with State Emergency Management Office (SEMO) for the Mitigation Planning Grant Program, subject to review by the County Attorney and County Administrator, and, it is further

RESOLVED, that the Livingston County Board of Supervisors agrees to pay \$9,000.00 which represents 25% of the total cost of \$36,000.00.

Dated at Geneseo, New York

April 28, 2004

Public Safety and Criminal Justice Committee

The roll was called as follows: Ayes - 1,706; Noes - 0; Absent – Schuster, 46; Adopted.

### **OTHER BUSINESS**

1. Supervisor Ivan Davis – 2003 Deer Harvest

Mr. Davis reported that overall the 2003 deer harvest was down 18% from 2002. The complete report is on file.

### **PRIVILEGE OF THE FLOOR**

1. David Woods, Planning Director – May 14<sup>th</sup> Local Government Workshop & Presentation of 2004 EMC Earth Day Award

D. Woods reported that the Genesee/Finger Lakes Regional Planning Council is again sponsoring the Spring 2004 Regional Local Government Workshop on Friday, May 14, 2004 to be held at the Genesee River Restaurant and Reception Center, Mt. Morris, NY, and he asked the Supervisors to encourage municipal officials to attend these workshops. Brochure is on file.

### **EMC Earth Day Award Presentation**

D. Woods requested Bill McCleary, Chairman of the Livingston County Environmental Management Council, to join him at the podium.

Bill McCleary described the purpose and make up of the Environmental Management Council. Mr. McCleary explained Earth Day and the purpose of the Earth Day Award. He announced the 2003-2004 Award Recipient as Douglas Bassett, Environmental Educator I, of Letchworth State Park.

Chairman Merrick, Bill McCleary, and David Woods presented the 2003-2004 award to Brian Scriven, Historic Site Manager, on behalf of Douglas Bassett.

Brian Scriven, who Supervises Douglas Bassett, stated Mr. Bassett sends his apologies for not being able to attend the ceremony, and thanked the EMC on his behalf for bestowing this award to him.

### **OTHER BUSINESS**

1. Geneseo Supervisor Kennison mentioned that 11 counties still do not have an Empire Zone and encouraged the County to continue lobbying the legislature to designate an Empire Zone to Livingston County. He indicated there is a lot of controversy in Albany, and it is extremely important that it does not get lost in the debate. The County is also experiencing the pressure of companies moving out of the County to seek an area that has an Empire Zone. He stated that recently the Town of Geneseo and a Livingston County team was involved with a company that was seeking a site, and the company chose to move out of state. He thanked the Board of Supervisors, the County Administrator, Patrick Rountree and others who worked together on this project. Chairman Merrick thanked everyone for their hard work as well.

### **SEVENTH EMPLOYEE RECOGNITION CEREMONY – HONORING EMPLOYEES WITH 10 AND 25 YEARS OF FULL-TIME SERVICE**

Chairman Merrick welcomed everyone in attendance and thanked those employees who are being honored for their years of service.

The County Administrator began his opening remarks by thanking Clerk of the Board Virginia Amico and Secretary to the Clerk of the Board Theresa Schettine for organizing this event. He continued by thanking the employees for being committed to public service and thanked their families for the sacrifices they have given over the years. The employees recognized today have over 700 years of service. Mr. Mazza stated he will be starting his 15<sup>th</sup> year with the County, and over the years he has believed there is one common thread and that is the quality of service provided by dedicated County employees. Mr. Mazza thanked Joan Ellison for seeking our keynote speaker today, and he introduced Fran Pullano, President of Pullano & Company.

Fran Pullano provided heartfelt and motivational remarks and words of encouragement.

The County Administrator, Chairman Merrick and Vice Chairman Moore recognized the Department Head with 10 years of service.

### **10 YEARS**

Records Management Supervisor Katherine Montemarano

The County Administrator called forward those Department Heads who have employees being recognized for 10 & 25 years of service and the Clerk of the Board proceeded to call the names of those being recognized. Chairman Merrick, Vice Chairman Moore and the County Administrator presented the awards as follows:

### **10 YEARS**

**Community Services** - Pamela Lamont, Gail A. Long

**Department of Social Services** - Sharon Deming, Michelle Driscoll-Read, Lori Scala

**Department of Health** - Lisa M. Beardsley, James J. Peraino, Carol Thompson

**District Attorney** - Geraldine Ehrmentraut

**Highway** - Fred R. Shutt

**Planning** - Darlene Essler

**Sheriff** - Daniel P. Deleeuw, Frank Radesi Jr., Jeffrey Wiedrick

**Skilled Nursing Facility–Campus** - Linda Barnhardt, Michelle Bonadonna, Terre J. Mann, Valerie Provorse,  
Crystal Rudgers, Phyllis Stevens, Deborah Stom

**Skilled Nursing Facility-Geneseo** - Sharon McGinnis, Eileen Searchfield

### **25 YEARS**

**Department of Social Services** - Charles Argenna, Claudia Dieffenbacher, Nancy Park, Beverly Rizzo,  
Darla M. Stanley-Jones, Sharon Tinelli

**Highway** - John Kenney Jr., Daniel Walkley

**Planning** - Martha K. Linsner

**Real Property Tax Services** - Beverly Covert

**Sheriff** - Laurence Tetamore

Vice Chairman Moore again thanked those employees for their years of service and announced that a reception will be held at the Genesee River & Reception Center, Mt. Morris, New York immediately following the Board meeting to honor the employees. Individual photographs were taken of all employees recognized as well as departmental group photographs with the Chairman, Vice Chairman and County Administrator in each picture.

Chairman Merrick again congratulated everyone and thanked them for coming to the ceremony.

### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Mahus to adjourn until Wednesday, May 12, 2004 at 1:30 p.m.  
Carried.

The meeting adjourned at 2:47 p.m.



**REGULAR BOARD MEETING  
WEDNESDAY, MAY 12, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

**WELCOME YORK STUDENTS**

Chairman Merrick welcomed several York students who were attending the Board meeting for a local government class.

**MINUTES**

Minutes of 4/28/2004 Regular Board Meeting were approved as presented.

**PUBLIC HEARING – 1:35 P.M.**

Chairman Merrick opened the public hearing to receive comments on the proposed Local Law No. A – 2004 Providing Procedures For The Isolation And Quarantine Of Persons With Communicable Diseases, in accordance with the notices published in the official newspapers.

Chairman Merrick asked Joan Ellison, Director of Public Health, to comment. Joan Ellison stated this local law sets procedures for the voluntary and involuntary isolation of individuals with communicable diseases and the quarantine of buildings and provides for court hearings and representation by counsel in the case of involuntary isolation and quarantine.

Chairman Merrick asked that anyone wishing to speak on Local Law No. A - 2004, please come to podium and sign in and state your comments. No one wished to speak.

The Chairman stated that the Public Hearing would remain open until the end of the meeting.

**COMMUNICATIONS**

1. Mark Your Calendar
  - 8<sup>th</sup> Annual Mental Health Fair/Open House, at the Community Services Department, May 12, 2004, 3:00 – 5:00 p.m. to be held in support and awareness of May as Mental Health Month.
  - Household Hazardous Waste Collection to be held Saturday, May 15, 2004 in Pavilion open to residents in Genesee, Livingston and Wyoming Counties free of charge.
2. Letter from Senator Patricia K. McGee and Assemblyman Joseph A. Errigo acknowledging receipt of Res. No. 2004-138 requesting support for funding under the Health Care Reform Act for financially distressed nursing homes.
3. Letter from Assemblyman Daniel J. Burling regarding Medicaid Reform and relief for counties.
4. Letter from Assemblyman Daniel J. Burling regarding a grant award in the amount of \$95,483 to Livingston County to purchase and update E-911 equipment.
5. Notice of Claim in the matter of Carlos Diaz versus the Village of Mt. Morris, Village of Mt. Morris Police Department, Livingston County Sheriff's Department, Livingston County District Attorney's Office, and the County of Livingston.
6. Thank you notes from James Peraino, Martha Linsner, and Linda Barnhardt regarding the 7<sup>th</sup> Annual Employee Recognition ceremony and reception.

7. Inter-County Association of Western New York meeting to be held in Wyoming County on May 21, 2004, 9:30 a.m., at the Glen Iris Inn, Letchworth State Park, Castile, NY. PROGRAM: "Canyon Lights" presented by Ray Minnick, sponsored by Wyoming County Bank of Warsaw
8. Letter from Senator Joseph L. Bruno acknowledging receipt of letter expressing concern over the escalating costs of the State's Medicaid Program.

**RESOLUTION NO. 2004-181.      APPROVING ABSTRACT OF CLAIMS #5A – MAY 12, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #5A dated May 12, 2004 in the total amount of \$2,993,575.84.

Dated at Geneseo, New York

May 12, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**PRIVILEGE OF THE FLOOR**

1. Mark Brown, Director of Community Services – Mental Health Fair & Community Services 2003 Annual Report

Mark Brown reported that the 2003 Annual Report will be forthcoming and filed in the Clerk's office. He encouraged the Board to attend the Mental Health Fair that is scheduled for today from 3:00 p.m. – 5:00 p.m. at the Mental Health office to show their support to the staff and various agencies.

M. Brown indicated the department continues to provide services locally according to their mission statement. He reported on the new program in the Geneseo Central School District that provides services to students with mental health needs, and other related programs within the department. He thanked the Board of Supervisors for their ongoing support to the department.

Geneseo Supervisor Kennison stated that if a teenager had a concern about his/her peer, where would the teen seek help. Mark Brown answered that if a teen believes his/her peer to be withdrawn, moody, engaging in risky behaviors, isolating him or herself, these are key symptoms of a teen that may need assistance. M. Brown indicated that teen suicide is very serious and the concerned teen should inform an adult (teacher or parent) or call the hotline at 241-3000.

2. Carolyn Taylor, County Treasurer – 2003 Annual Report

C. Taylor reported that 13 properties were sold on May 11, 2004 at auction, and there were 34 registered bidders. The net loss amount is \$120.00. The former Dog Control office in the Town of Groveland was surplus property and sold for \$23,000.00.

Geneseo Supervisor Kennison asked the County Treasurer to explain to the teenagers in attendance today when a piece of property is sold at auction. C. Taylor explained.

The County Treasurer summarized the 2003 Annual Report that is on file. Overall, she reported the fund balances are financially sound. The General Fund balance at year-end was \$15,645,073. She indicated that her Annual Report as of this date is not audited.

Vice Chairman Moore asked where the bond payments for the Government Center were being reported. C. Taylor indicated these payments are paid through the Tobacco Securitization and are reported on the financial statements of the Local Development Corporation.

3. Patrick Rountree, Frank Bassett – 2004 United Way County Workers Campaign Final Report

P. Rountree proudly reported that the County employees exceeded the goal of \$26,000 by 5% and the campaign total reached \$27,264. A 9% increase over last year. Report on file.

F. Bassett stated he was impressed by the response from the County employees, and commended the Building Coordinators for their efforts.

P. Rountree thanked the Board of Supervisors and the County workforce for making this a successful campaign.

### **PREFERRED AGENDA**

#### **RESOLUTION NO. 2004-182.      DECLARING SURPLUS PROPERTY – DEPARTMENT OF HEALTH**

WHEREAS, the County of Livingston owns 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 declares the following items as surplus property to be disposed of as determined by the County Administrator.

#### **DEPARTMENT OF HEALTH**

MicREData BOOK Microfiche machine; County tag # A-0175

Refrigerator with no identifying information (from when the building was part of the TB hospital)

2 Pamphlet Racks, located in the basement of Bldg. 2; County Tag # 005457; 005458

Dated at Geneseo, New York

May 12, 2004

Finance and Administration Committee

#### **RESOLUTION NO. 2004-183.      PROCLAIMING THE WEEK OF MAY 16-21, 2004 AS EMERGENCY MEDICAL SERVICES WEEK**

WHEREAS, the Emergency Medical Services community in Livingston County volunteers many hours to save lives and minimize the effects of unforeseen injuries; and

WHEREAS, EMS services are available 365 days a year, now therefore be it

RESOLVED, that the Livingston County Board of Supervisors does hereby declare the week of May 16-21, 2004 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 12, 2004

Health Committee

### **PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Yendell and seconded by Mrs. Rumble to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

Chairman Merrick mentioned for the benefit of people in the audience that all resolutions are processed through the Committee system and have been discussed at length in the committee meetings.

#### **RESOLUTION NO. 2004-184.      AUTHORIZING TRANSFER OF FUNDS – CENTRAL SERVICES, OFFICE FOR THE AGING, PUBLIC HEALTH**

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

RESOLVED, that the County Treasurer 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 12, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-185.      SETTING GENERAL ACCOUNTING STANDARDS BOARD #34 LIMITS**

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

WHEREAS, the General Accounting Standards Board (GASB) sets the generally accepted accounting practices for municipalities; and

WHEREAS, municipalities are required to set dollar limits for equipment acquisitions and infrastructure projects which when exceeded require the municipality to detail depreciation of such acquisitions and projects on the municipality's financial statements, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby sets the GASB #34 limits as follows:

**EQUIPMENT**

All equipment with an acquisition cost of Fifteen Thousand Dollars (\$15,000.00) or more and a useful life of three (3) or more years will be included.

**INFRASTRUCTURE**

All infrastructure with a total project cost of Fifty Thousand Dollars (\$50,000.00) or more will be included.

Dated at Geneseo, New York

May 12, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-186.      APPROVING APPORTIONMENT OF MORTGAGE TAX RECEIPTS  
FOR PERIOD OF 10/01/03-03/31/04**

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

| <b>TAX DISTRICT</b> | <b>AMOUNT</b>     | <b>DISTRIBUTED<br/>TO TOWNS</b> | <b>DISTRIBUTED<br/>TO VILLAGES</b> |
|---------------------|-------------------|---------------------------------|------------------------------------|
| AVON                | 75,792.48         | 59,115.71                       | 16,676.92                          |
| CALEDONIA           | 41,282.58         | 32,383.89                       | 8,898.77                           |
| CONESUS             | 31,900.00         | 31,900.06                       |                                    |
| GENESEO             | 83,591.92         | 64,702.63                       | 18,889.45                          |
| GROVELAND           | 15,454.00         | 15,454.03                       |                                    |
| LEICESTER           | 17,053.58         | 15,565.68                       | 1,487.93                           |
| LIMA                | 49,784.03         | 40,490.07                       | 9,294.06                           |
| LIVONIA             | 81,425.06         | 75,789.12                       | 5,636.10                           |
| MT. MORRIS          | 22,791.51         | 16,217.96                       | 6,573.59                           |
| N. DANSVILLE        | 37,150.47         | 22,853.11                       | 14,297.43                          |
| NUNDA               | 28,436.96         | 23,671.92                       | 4,765.10                           |
| OSSIAN              | 8,247.15          | 8,247.17                        |                                    |
| PORTAGE             | 6,417.58          | 6,417.59                        |                                    |
| SPARTA              | 14,459.50         | 14,459.53                       |                                    |
| SPRINGWATER         | 14,696.50         | 14,696.53                       |                                    |
| WEST SPARTA         | 11,939.50         | 11,939.52                       |                                    |
| YORK                | 33,513.23         | 33,513.30                       |                                    |
| <b>TOTAL</b>        | <b>573,936.05</b> | <b>487,417.82</b>               | <b>86,519.35</b>                   |

Dated at Geneseo, New York

May 12, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-187. AMENDING 2004 COUNTY BUDGET – PUBLIC HEALTH**

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

RESOLVED, that the 2004 Public Health budget be amended as follows:

| Department                            | Revenue | Description         | Amount   |
|---------------------------------------|---------|---------------------|----------|
| <b>Increase Revenue Account</b>       |         |                     |          |
| A3510                                 | 2680    | Insurance Recovery  | \$855.10 |
| <b>Increase Appropriation Account</b> |         |                     |          |
| A3510                                 | 4120    | Vehicle Maintenance | \$855.10 |

Dated at Geneseo, New York

May 12, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-188. AUTHORIZING PERMISSION TO PURCHASE EQUIPMENT FOR DEPARTMENT OF HEALTH**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Director of the Department of Health desires to purchase the following items for the Public Health-BioTerrorism:

| VENDOR                                                                              | ITEM                                            | COST              |
|-------------------------------------------------------------------------------------|-------------------------------------------------|-------------------|
| <b>The Hon Company c/o of Boise</b><br>200 Oak Street<br>Muscatine, IA 52761-1109   | Multi-Task Swivel Pneumatic                     | \$2,201.10        |
|                                                                                     | Quantity: 22                                    |                   |
|                                                                                     | Unit price: \$100.05                            |                   |
|                                                                                     | Non-Adjustable T-Post Arms                      | \$478.50          |
| <b>BERCO, Inc. c/o of Boise</b><br>1120 Montrose Avenue<br>St. Louis, MO 63104-1828 | Quantity: 22                                    |                   |
|                                                                                     | Unit price: \$21.75                             |                   |
|                                                                                     | 60" X 240" Conference Table w/Extensions & Base | \$3,186.59        |
| <b>Total</b>                                                                        |                                                 | <b>\$5,866.19</b> |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Department of Health and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Director of the Department of Health is authorized to purchase the above items at a total cost not to exceed Five Thousand Eight Hundred Sixty-six Dollars and Nineteen Cents (\$5,866.19).

Dated at Geneseo, New York

May 12, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-189. AUTHORIZING PERMISSION TO PURCHASE EQUIPMENT FOR RECORDS MANAGEMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Records Management Supervisor desires to purchase the following items:

| <u><b>VENDOR</b></u>                                                        | <u><b>ITEM</b></u>                                 | <u><b>COST</b></u> |
|-----------------------------------------------------------------------------|----------------------------------------------------|--------------------|
| <b>Biel's ITS</b><br>1201 Indian Church Rd.<br>Buffalo, New York 14224-1383 | Microfilm Reader Printer Canon MP90<br>Quantity: 1 | \$6,017.00         |
|                                                                             | <b>Total</b>                                       | <b>\$6,017.00</b>  |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Records Management Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Records Management Supervisor is authorized to purchase the above items at a total cost not to exceed Six Thousand Seventeen Dollars (\$6,017.00).

Dated at Geneseo, New York

May 12, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent - Deming 90; Adopted.

**RESOLUTION NO. 2004-190. AUTHORIZING PERMISSION TO PURCHASE VEHICLES FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Sheriff desires to purchase the following items:

| <u><b>VENDOR</b></u>                                       | <u><b>ITEM</b></u>                                    | <u><b>COST</b></u> |
|------------------------------------------------------------|-------------------------------------------------------|--------------------|
| <b>Motors Fleet</b><br>P.O. Box 638<br>New Banks, NJ 07701 | Two 2004 Chevrolet Impalas, unmarked<br>@ \$15,491.00 | \$30,982.00        |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Sheriff's Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Livingston County Sheriff is authorized to purchase the above items at a total cost not to exceed Thirty Thousand Nine Hundred Eighty Two Dollars (\$30,982.00).

Dated at Geneseo, New York

May 12, 2004

Finance and Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent - Deming 90; Adopted.

**RESOLUTION NO. 2004-191. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH - NEW YORK STATE DEPARTMENT OF HEALTH (4) FOR TOBACCO CONTROL PROGRAM, TOBACCO CONTROL PROGRAM/YOUTH EMPOWERMENT, FAMILY PLANNING, CHILDHOOD LEAD POISONING PREVENTION PROGRAM**

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

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

| <b>CONTRACTOR</b>                          | <b>TERM COMMENCEMENT</b> | <b>TERM ENDING</b> |
|--------------------------------------------|--------------------------|--------------------|
| <b>New York State Department of Health</b> | 6/1/03                   | 7/31/04            |

Division of Chronic Disease Prevention & Adult Health

Empire State Plaza

Corning Tower, Room 515

Albany, NY 12237-0675

For Renewal of existing Tobacco Control Community Mobilization Program Contract

|                                            |        |         |
|--------------------------------------------|--------|---------|
| <b>New York State Department of Health</b> | 4/1/03 | 7/31/04 |
|--------------------------------------------|--------|---------|

Division of Chronic Disease Prevention & Adult Health

Empire State Plaza

Corning Tower, Room 515

Albany, NY 12237-0675

For Renewal of existing Youth Empowerment Against Tobacco Use Program Contract

|                                            |        |         |
|--------------------------------------------|--------|---------|
| <b>New York State Department of Health</b> | 4/1/03 | 6/30/04 |
|--------------------------------------------|--------|---------|

Division of Family Health, Fiscal Unit

Empire State Plaza

Corning Tower, Room 878

Albany, NY 12237-0657

For Family Planning Contract

|                                            |        |         |
|--------------------------------------------|--------|---------|
| <b>New York State Department of Health</b> | 4/1/04 | 3/31/05 |
|--------------------------------------------|--------|---------|

Division of Family Health, Fiscal Unit

Empire State Plaza

Corning Tower, Room 878

Albany, NY 12237-0657

For Childhood Lead Poisoning Prevention Program

Dated at Geneseo, New York

May 12, 2004

Health Committee

Mr. Walker indicated all these are renewal contracts.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

#### **RESOLUTION NO. 2004-192.      AWARDING BID FOR MEDICAL SUPPLIES FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH**

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

WHEREAS, bids were received and opened on April 5, 2004 for medical supplies used by the Livingston County Department of Health, now, therefore be it,

RESOLVED, that the bid of Interboro Packaging Corporation of 114 Bracken Road, Montgomery, NY 12549 be and hereby is accepted as the lowest responsible bid for gloves and the bid of Buffalo Hospital Supply Co., Inc. of 4039 Genesee Street, Buffalo, New York 14225 be and hereby is accepted as the lowest responsible bid for all other items according to prices on file in the Office of the County Administrator. This award shall be effective May 1, 2004 and terminate April 30, 2005 with an option to renew for two additional twelve-month periods, and be it further

RESOLVED, that the Livingston County Chairman of the Board of Supervisors is authorized to sign a contract with Interboro Packaging Corporation and Buffalo Hospital Supply Co., Inc., subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

May 12, 2004

Health Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-193. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH NOYES MEMORIAL HOSPITAL FOR THE LIFELINE EMERGENCY ALERT RESPONSE SYSTEM (EARS)**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Noyes Memorial Hospital for the Lifeline Emergency Alert Response System (EARS) for the Office for the Aging, for a term commencing April 1, 2004 and terminating March 31, 2005, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

May 12, 2004

Health Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-194. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH NEW YORK STATE INDUSTRIES FOR THE DISABLED, INC. FOR THE LIVINGSTON COUNTY SKILLED NURSING FACILITIES LAUNDRY SERVICES**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the New York State Industries for the Disabled, Inc. of 155 Washington Avenue, Suite 400, Albany, NY 12210 (member agency: Livingston/Wyoming ARC—Hilltop Industries, Mt. Morris, NY) for the Livingston County Skilled Nursing Facilities laundry services, for a term commencing June 1, 2004 and terminating May 31, 2005, at an annual cost of Fifty Six Thousand Six Hundred Eighteen Dollars and Fifteen Cents (\$56,618.15), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

May 12, 2004

Health Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-195. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN WORKSITE SPONSOR CONTRACTS**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign Worksite Sponsor contracts with various sponsors, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

May 12, 2004

Intergovernmental Affairs Committee

Mr. Martello indicated those clients receiving public assistance report to these worksites to work off their public assistance grant.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-196. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH CATHOLIC CHARITIES OF LIVINGSTON COUNTY FOR EMERGENCY TEMPORARY HOUSING**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Catholic Charities of Livingston County to provide emergency housing at two locations for clients of the Livingston County Department of Social Services at the rate of \$1,550.00 per month, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

May 12, 2004



Intergovernmental Affairs Committee

Conesus Supervisor Rumble requested permission to abstain from voting on this resolution because she is currently on the Board of Directors of Catholic Charities of Livingston County.

MOTION: Mr. Moore moved and Mr. Walker seconded to authorize Conesus Supervisor Rumble to abstain. Carried. The roll was called as follows: Ayes - 1,596; Noes - 0; Abstain – Rumble 66; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-197. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH GENESEE COUNTY ON BEHALF OF THE GLOW WORKFORCE INVESTMENT BOARD FOR THE WORKFORCE INVESTMENT ACT YEAR-ROUND YOUTH FUNDS**

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

WHEREAS, the GLOW Youth Council made funding recommendations to the GLOW Workforce Investment Board which were approved, and

WHEREAS, the Livingston County Workforce Development Office received additional Youth Program funding for youth services in the amount of \$10,000.00 for a total of \$83,638.50 now, therefore, be it

RESOLVED, the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Genesee County on behalf of the GLOW Workforce Investment Board for the Workforce Investment Act Year-Round Youth Funds for youth services for a term commencing April 15, 2003 and terminating June 30, 2004, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

May 12, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-198. AWARDING BID FOR WEATHERIZATION MATERIALS - HOME WEATHERIZATION ASSISTANCE PROGRAM**

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

WHEREAS, after due advertisement, bids were opened on April 16, 2004 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:

**Smith Lumber & Hardware**  
5833 Big Tree Road  
Lakeville, NY 14480

**Temple Products of PA**  
Rt. 522  
Selinsgrove, PA 17870

**Harris Supply Co., Inc.**  
36 Central Place  
Wellsville, NY 14895

**Ace General Hardware**  
21 Chapel Street  
Mt. Morris, NY 14510

**Raubers, Inc.**  
P.O. Box 427  
Wayland, NY 145722

**J & R Products, Inc.**  
4695 E. 200 N  
Craigville, IN 46731

**Blevins, Inc.**  
4657 Crossroads Park Drive  
Liverpool, NY 13088

NOW, THEREFORE, BE IT RESOLVED, that upon execution of a purchase contract with the successful bidders, the Livingston County Weatherization Department is hereby authorized to purchase weatherization materials from the bidders hereinbefore set forth, according to prices on file, for a term beginning May 1, 2004 and ending April 30, 2005, and it is further

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

Dated at Geneseo, New York

May 12, 2004

Legislative & Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**RESOLUTION NO. 2004-199.      AUTHORIZING CONTRACT WITH STUART I. BROWN ASSOCIATES, INC. FOR CONESUS LAKE WATERSHED MANAGER SERVICES AND RESCINDING RESOLUTION NO. 2004-160**

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

WHEREAS, Livingston County, in cooperation with involved municipalities and other public and private agencies, was the lead agency for the development of the Conesus Lake Watershed Management Plan; and

WHEREAS, Livingston County and the Villages of Avon, Geneseo and Livonia, and the Towns of Conesus, Geneseo, Groveland, Livonia and Sparta signed an Intermunicipal Agreement establishing the Conesus Lake Watershed Council to oversee implementation of the Conesus Lake Watershed Management Plan; and

WHEREAS, Livingston County and the Conesus Lake Watershed Council desire professional assistance in the implementation of the Watershed Management Plan; and

WHEREAS, a Request For Proposals was issued for a Conesus Lake Watershed Manager; and

WHEREAS, the Conesus Lake Watershed Council, after reviewing proposals and interviewing candidates, has recommended the selection of Donald G. Wetzel as Conesus Lake Watershed Manager; and

WHEREAS, Livingston County desires to contract with Stuart I. Brown Associates, Inc. for the provision of his services; now, therefore, be it

RESOLVED, that Resolution No. 2004-160 is hereby rescinded; and be it further

RESOLVED, that the Livingston County Chairman of the Board of Supervisors is authorized to sign a contract with Stuart I. Brown Associates, Inc., of 640 Crosskeys Office Park, Fairport, NY 14450 for the services of Donald G. Wetzel as Conesus Lake Watershed Manager, at an annual cost not-to-exceed \$25,000 plus reimbursable expenses not-to-exceed \$5,000.

Dated at Geneseo, New York

May 12, 2004

Legislative and Agricultural Affairs Committee

Chairman Merrick asked County Attorney David Morris to comment. The County Attorney indicated it is necessary to rework the working relationship between the County and Wetzel. The relationship appeared to be too close to an employer/employee relationship. The County's desire is to have the services provided by an independent contractor, not an employee. David Morris said the contract with Stuart I. Brown Associates, Inc. would provide the necessary independent contractor relationship. Stuart I. Brown Associates, Inc. has agreed to contract Donald G. Wetzel. The scope of services and compensation will remain the same as discussed with the Conesus Lake Watershed Council. Mr. Kennison, Chairman of the Conesus Lake Watershed Council, indicated his support for the foregoing resolution.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

**CLOSE PUBLIC HEARING**

The Chairman asked if anyone wished to speak at this time regarding the Public Hearing. No one wished to speak.

The Chairman declared the public hearing closed.

**MOTION TO MOVE LOCAL LAW A - 2004 FOR A ROLL CALL VOTE**

Mr. Schuster moved Mrs. Rumble seconded to call Local Law No. A - 2004 to the table. Carried.

**VOTE ON LOCAL LAW NO. 2 – 2004**

LOCAL LAW NO. 2 – 2004 - PROVIDING PROCEDURES FOR THE ISOLATION AND QUARANTINE OF PERSONS WITH COMMUNICABLE DISEASES

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

**Section 1. Name:** This local law shall be known as the Livingston County Law Providing Procedures for the Isolation and Quarantine of Persons with Communicable Diseases.

**Section 2. Authority:** This local law is enacted under authority of Section 10 of the Municipal Home Rule Law of the state of New York, Article IX of the State Constitution of New York, the County Law, New York State Public Health Law Article 21 and Title 10 of the New York Code of Rules and Regulations and other applicable statutory and decisional law.

**Section 3. Findings and Declaration of Intent:** This Board of Supervisors recognizes the paramount importance of the health, safety and welfare of the citizens of the County and further recognizes that when the lives of its citizens are in imminent danger that appropriate assistance must be rendered as expeditiously as possible.

This Board of Supervisors further finds and declares that, by the enactment of the provisions of this local law, it is the intent of the Board of Supervisors to fulfill its obligation to provide for the health, safety and welfare of the people of this County by providing procedures to isolate and/or quarantine persons having or suspected of having communicable diseases.

**Section 4. Policy:** To protect the public, the Livingston County Department of Health (hereafter “LCDH”) may need to isolate individuals or quarantine a premise. Initially, isolation or quarantine should be attempted on a voluntary basis. If this is not effective, the Livingston County Public Health Director (hereafter “Director”) (or his/her designee) may need to exercise the legal authority for non-voluntary isolation or quarantine.

**Section 5. Definitions:**

A case is defined as an incident in which a person has been diagnosed to have a particular disease or condition. The diagnosis may be based on clinical judgment; laboratory evidence, or both. (10 NYCRR 2.2(b))

A suspected case is defined as an incident in which a person has been diagnosed to be likely to have a particular disease or condition. The suspected diagnosis may be based on clinical judgment; laboratory evidence, or both. (10 NYCRR 2.2(c))

An outbreak is defined as an increased incidence of disease above its expected or baseline level. While an outbreak usually involves several cases of illness (e.g., food-borne poisoning, influenza), it may consist of just one case for certain rare and/or serious diseases (e.g., botulism, measles). (10 NYCRR 2.2(d))

Isolation is defined as the separation of a person or persons from other persons, in such places, under such circumstances, and for such time, as will prevent transmission of the infectious agent, of persons known to be ill or suspected of being infected. (10 NYCRR 2.25(d).)

Quarantine, except as specifically modified in other sections of this chapter, is defined as the:

1. Prohibition of entrance into or exit from premises, as designated by the health officer, where a case of communicable disease exists of any person other than medical attendants and such others as may be authorized by the health officer; and
2. Prohibition, without permission and instructions from the health officer, of the removal from such premises of any article liable to be contaminated with infective material through contact with the patient or with his secretions or excretions, unless such article has been disinfected. (10 NYCRR 2.25(e).)

Personal quarantine is defined as the restriction of household contacts and/or incidental contacts from premises designated by the health officer. (10 NYCRR 2.25(f).)

**Section 6. Voluntary Isolation and Quarantine:**

**Request for Voluntary Isolation or Quarantine**

Depending on the clinical diagnosis, the organism, the mode of transmission and the behavior of a patient, community providers or LCDH staff may request that the Director or his/her designee notify a patient and request that the patient remain in isolation or that a premises be quarantined.

**Determination of Need for Voluntary Isolation or Quarantine**

Upon receipt of a request for voluntary isolation or quarantine, the Director or his/her designee will perform an investigation. This investigation will review the clinical diagnosis, the organism, the mode of transmission and the reported behavior of the patient. The Director or his/her designee will consult with the Livingston County Attorney or his/her designee about the appropriateness of voluntary isolation or quarantine.

**Notification for Voluntary Isolation or Quarantine**

If the Director or his/her designee determines that the patient or the premise poses a significant public health risk and that voluntary isolation or quarantine substantially reduces the risk, the Director will formally communicate this request. Depending on the circumstances, the request for voluntary isolation may be communicated to the patient, a family member, a parent or guardian, or other responsible person. A request for quarantine will be made to the owner of the premise, the manager of the property or other responsible person. Under ideal circumstances the request will be

transmitted in the form of a letter that is personally delivered or sent via certified mail. To assure prompt communication, the request may be made verbally but then will be followed-up with a formal written request, a copy of which will be forwarded to the Livingston County Attorney or his/her designee.

#### Methods of Isolation or Quarantine

The method of voluntary isolation or quarantine will be specified and will be made in accordance with best practices or guidelines from the NYS Department of Health or the Centers for Disease Control.

#### Transportation of Patients

The Director or his/her designee will arrange for necessary transportation of patients in voluntary isolation.

#### Protection of Health Workers

The Director or his/her designee will define the appropriate practices and personal protective equipment necessary for protection of health workers providing care to patients in voluntary isolation or facilities that are voluntarily quarantined.

#### Compliance Monitoring Plan (see Section 7 below)

The Director or his/her designee will define a plan for monitoring compliance with the request for voluntary isolation or voluntary personal quarantine. This plan will define compliance and non-compliance in specific terms. The Director or his/her designee will assign LCDH staff to monitor compliance

#### **Non-compliance**

If LCDH staff assigned to a particular case assess that there is non-compliance with voluntary isolation or quarantine, they will notify the Director or his/her designee. Under such circumstances, the Director may then seek involuntary isolation or quarantine under the procedures set forth in Section 7 of this Local Law.

### **Section 7. Involuntary Isolation and Quarantine:**

#### Request for Involuntary Isolation or Quarantine

Depending on the clinical diagnosis, the organism, the mode of transmission and the behavior of a patient, the state of compliance with a voluntary isolation or quarantine, community providers or LCDH staff may request that the Director or his/her designee place a patient in involuntary isolation or that a premises be involuntarily quarantined.

#### Determination of Need for Involuntary Isolation or Quarantine

Upon receipt of such a request, the Director or his/her designee will perform an investigation. This investigation will review the clinical diagnosis, the organism, the mode of transmission and the reported behavior of the patient. The Director or his/her designee will consult with the Livingston County Attorney or his/her designee about the appropriateness of involuntary isolation or quarantine. The Livingston County Attorney or his/her designee will recommend the appropriate legal approach to assure that the civil rights of the patient or owner of a premise are protected and that the public health is also protected. (10 NYCRR 2.29)

#### Determination of Need for Involuntary Isolation or Quarantine Before a Court Order is Issued

If the Director or his/her designee determines that there is a need for involuntary isolation or quarantine, before a court order is obtained, the following approach will be used:

*If there is more than a single case of*

- a communicable disease as defined in NYS Sanitary Code 10 NYCRR 2.1(a) or
- a non-designated or emergent communicable disease or
- a suspect case of a communicable disease as defined in NYS Sanitary Code 10 NYCRR 2.1(a) or
- a suspect case of a non-designated or emergent communicable disease or
- persons exposed to a communicable disease, defined in the NYS Sanitary Code 10 NYCRR 2.1(a) or to a non designated emergent communicable disease, who may be infected and contagious, but not yet exhibiting any signs of illness,

the Director will assess whether the county is experiencing an outbreak or a probable outbreak.

If the Director assesses that there is an outbreak or a probable outbreak and the public can only be protected by the use of involuntary isolation and quarantine, the director will request that the Chairman of the Livingston County Board of Supervisors declare a state of emergency.

The declaration of the state of emergency will authorize the Director to order involuntary isolation and quarantine.

*If there is a single case of*

- a communicable disease as defined in NYS Sanitary Code 10 NYCRR 2.1(a) or

- a non-designated or emergent communicable disease or
- a suspect case of a communicable disease as defined in NYS Sanitary Code 10 NYCRR 2.1(a) or
- a suspect case of a non-designated or emergent communicable disease or
- persons exposed to a communicable disease, defined in the NYS Sanitary Code 10 NYCRR 2.1(a) or to a non designated emergent communicable disease, who may be infected and contagious, but not yet exhibiting any signs of illness,

and the Director assesses that the public can only be protected by the use of involuntary isolation and quarantine, the Director will consult with the Livingston County Attorney or his/her designee and prepare an order for isolation or quarantine.

#### Decision to Order Involuntary Isolation or Quarantine

If the Director or his/her designee determines that the patient or the premise poses a significant public health risk and that involuntary isolation or quarantine substantially reduces the risk, and that voluntary isolation or quarantine does not substantially reduce the risk to the public, the Director will begin the process to order involuntary isolation or quarantine.

The Director or his/her designee will contact the Livingston County Attorney or his/her designee to prepare an order for involuntary isolation or quarantine.

If the Director or his/her designee determines that petitioning the court to obtain a court order for isolation or quarantine will result in a delay that would pose an immediate and serious threat to the public health, the Director or his designee may issue a Director's Order for Isolation or Quarantine.

#### Issuing a Director's Order for Involuntary Isolation or Quarantine

1. The Director or his/her designee may issue an order for isolation or quarantine without first obtaining court approval if any delay in the isolation or quarantine of the person/premises would pose an immediate and serious threat to the public health (see Exhibit A: DIRECTOR'S ORDER FOR ISOLATION OR QUARANTINE).

2. The Director's Order will specify the identity of the person(s) subject to isolation or quarantine, the premises subject to isolation or quarantine, the date and time at which isolation/quarantine commences, the suspected highly contagious and fatal disease, if known.

3. The Director's Order will contain provisions advising person(s) of legal authority, of purpose for isolation/quarantine, procedure for court hearing and rights available to isolated person(s).

The Director's Order is served upon person(s) to be isolated or quarantined. If the order applies to groups of persons and it is impractical to provide individual copies, the order may be posted in a conspicuous place in the isolated/quarantined premises.

Within 5 days after service of Director's order, the Livingston County Attorney or his/her designee will file an order to show cause/petition with the Livingston County Supreme or County Court for a court order authorizing the initial or continued isolation or quarantine and an expedited hearing to continue isolation/quarantine.

#### ***Obtaining a Court Order for Involuntary Isolation or Quarantine***

If the Director or his/her designee determines that obtaining a court order for isolation or quarantine will not result in delay that would pose an immediate and serious threat to the public health, the Director will request that the Livingston County Attorney or his/her designee prepare

1. a Request for Judicial Intervention (see Exhibit B),
2. a Motion for Order to Schedule an Expedited Hearing (see Exhibit C),
3. an Order for the Respondent to Show Cause Why an Order for Isolation or Quarantine Should Not Be Made or Continued (see Exhibit D), and
4. an Order for Continuing Isolation or Quarantine (see Exhibit E).

The Petition shall provide the following:

Identity of person or group of persons subject to isolation or quarantine.

Premises subject to isolation or quarantine.

Date and time at which isolation or quarantine commences.

The suspected communicable disease.

A statement of compliance with the conditions and principles for isolation and quarantine.

A statement of the basis on which isolation or quarantine is justified.

The petition must be accompanied by the sworn affidavit of the Director or his/her designee attesting to the facts asserted in the petition, together with further information that may be relevant and material to the Court's consideration.

The petition and supporting papers must be served upon person(s) so isolated/quarantined within 24 hours (excluding weekends and holidays) of filing the petition and in accordance with the New York State Civil Practice Law and Rules.

A hearing must be scheduled within 10 business days after filing of the petition, and held within 30 days after filing.

The court shall grant the petition if, by a preponderance of the evidence, isolation or quarantine is shown to be reasonably necessary to protect the public health.

A court order authorizing isolation or quarantine may do so for a period not to exceed 60 days. The order will:

1. Identify the isolated or quarantined person(s) by name or shared or similar characteristics or circumstances.
2. Specify factual findings warranting isolation or quarantine, including any conditions necessary to ensure that isolation or quarantine is carried out within the stated purposes of this procedure.

The Court order shall be served upon the affected person(s)/premises within 24 hours (excluding weekends and holidays) of filing of order.

Prior to the expiration of the isolation/quarantine order, LCDH may move to continue said isolation or quarantine for an additional period, not to exceed 60 days. The court shall grant the motion if, by a preponderance of the evidence, isolation or quarantine is shown to be reasonably necessary to protect the public health.

A person(s) isolated or quarantined pursuant to this protocol may apply to the court for an order to show cause seeking a hearing as to why the person(s) should not be released. If the court grants the application, the court must schedule a hearing on the order to show cause within 3 business days after it issues the order to show cause. The issuance of an order to show cause does not stay or enjoin an isolation or quarantine order.

The person(s) being isolated/quarantined shall be advised by LCDH that he/she has the right to arrange to be represented by counsel or to have counsel provided if the Court determines them to be indigent and that, if he/she qualifies to have counsel provided, such counsel will be provided under Livingston County's indigent defense program established under section 722-b of the County Law of the State of New York.

The LCDH will advise the person(s) to be detained that he/she may supply addresses and/or telephone numbers of friends and/or relatives to receive notification of the person's isolation/quarantine and that LCDH shall, at the person's request, provide notice to a reasonable number of such people that the person is being isolated/quarantined.

In any proceedings brought pursuant to this protocol, to promote the fair and efficient operation of justice and having given due regard to the rights of the affected person(s), the protection of the public's health, the severity of the emergency and the availability of necessary witnesses and evidence, the court may order the consolidation of individual claims into groups of claims if:

1. The number of persons involved or to be affected is so large as to render individual participation impractical.
2. There are questions of law or fact, to the individual claims or rights to be determined.
3. The group claims or rights to be determined are typical of the affected person's claims or rights.
4. The entire group will be adequately represented in the consolidation.

#### Procedure for Petitioning the Court

The Livingston County Attorney's Office will contact the clerk of the Supreme or County Court at the time and arrange for delivery and filing of the petition and order with the Livingston County Clerk. No filing fee shall be collected by the Livingston County Clerk for the filing of documents in these proceedings. In an emergency the Judge or Justice can be contacted directly at home and in such a case, the petition and order may be filed directly with the Judge or Justice

#### Procedure for Serving the Order

The Director's Order shall be served in person by the Livingston County Sheriff's Department and the person(s) shall be physically brought to the place of detention or the Livingston County Sheriff's Department shall be contacted to provide assistance in enforcing the isolation of person(s) at specific premises, or enforcing quarantine of specific premises.

#### Methods of Isolation or Quarantine

The method of involuntary isolation or quarantine will be specified and will be made in accordance with best practices or guidelines from the NYS Department of Health or the Centers for Disease Control.

#### Transportation of Patients

The Director or his/her designee will arrange for necessary transportation of patients in involuntary isolation.

#### Protection of Health Workers

The Director or his/her designee will define the appropriate practices and personal protective equipment necessary for protection of health workers providing care to patients in involuntary isolation or facilities that are involuntarily quarantined.

#### Compliance Monitoring Plan

The Director or his/her designee will define a plan for monitoring compliance with the request for voluntary isolation or voluntary quarantine. This plan will define compliance and non-compliance in specific terms. The Director or his/her designee will assign LCDH staff to monitor compliance. The plan will also define the role for law enforcement agencies in the event of non-compliance.

#### Law Enforcement Agency

The Director or his/her designee will request the assistance of the Livingston County Sheriffs Department to participate in Compliance Monitoring Plan

#### Non-compliance

If staff assigned assess that there is non-compliance with involuntary isolation or quarantine, they will notify the Director or his/her designee.

### **Section 8. Role of Law Enforcement Agencies in Isolation and Quarantine:**

Identification of Law Enforcement Agency and Officer Protection of Law Enforcement Agencies

The Livingston County Sheriff's Department will provide law enforcement services related to orders for isolation and quarantine

#### Role of Law Enforcement Agencies

The Director or his/her designee will contact a law enforcement agency for the following:

1. Serve orders for isolation or quarantine
2. Enforce orders for isolation or quarantine if there is non-compliance
3. Transport of non-compliant patients.

#### Serving Orders for Isolation or Quarantine

In advance of obtaining a court order for isolation or quarantine the Director or his/her designee will alert the Livingston County Sheriff's Department.

Upon the receipt of a court order for isolation or quarantine, the Livingston County Attorney or his/her designee will meet with a representative of the Livingston County Sheriff's Department and the LCDH to:

1. explain the nature of the order,
2. determine the most appropriate method of serving the order,
3. identify the name of the LCDH staff person responsible for monitoring compliance,
4. identify the role of the Livingston County Sheriff's Department in the event of non-compliance and
5. identify the appropriate personal protective equipment to protect the health of all parties.

After serving the order, the Livingston County Sheriff's Department will report this to the Livingston County Attorney or his/her designee and the LCDH.

#### Enforcement of Orders for Isolation or Quarantine

In the event that the LCDH staff responsible for monitoring compliance determines that non-compliance is occurring, the Livingston County Attorney or his/her designee will meet with a representative of the Livingston County Sheriff's Department and the LCDH to:

1. determine the best plan of action to be sure that compliance resumes,
2. determine the role of the Livingston County Sheriff's Department and the staff of the LCDH
3. identify the appropriate personal protective equipment to protect the health of all parties.

#### Transportation of non-compliant patients.

Under certain circumstances, the LCDH may determine that they need the assistance from the Livingston County Sheriff's Department to assist with transportation of patients under court order.

### **Section 9. Compliance Monitoring:**

Compliance Monitoring Plan

The Director or his/her designee will define a plan for monitoring compliance with the request for voluntary isolation or voluntary quarantine. This plan will define compliance and non-compliance in specific terms. The Director or his/her designee will assign LCDH staff to monitor compliance. The plan will also define the role for the Livingston County Sheriff's Department in the event of non-compliance.

Compliance Monitoring Staffing

The Director or his/her designee will make assignments of staff to perform compliance monitoring. These staff will be drawn from the various disease control programs and will be based on workloads, skill and experience with patient compliance monitoring. If many patients are placed in isolation or quarantine or isolation, the Director or his/her designee will create teams of compliance monitors headed by a team leader.

In a large-scale incident, if the needs for staff exceed the capacity of the LCDH, the Director or his/her designee will request assistance from other county health departments and local home health agencies.

Methods of Compliance Monitoring

The methods of compliance monitoring that will be utilized based on the type of the disease, the site at which the patient is isolated or the location is quarantined, the number of other cases of disease present at the same time, the history of compliance of the patient. The most dependable method of assuring compliance with isolation or quarantine is to post a permanent compliance monitor. Other options include:

1. home visiting,
2. assigning neighbors, friend or relatives responsible for compliance monitoring
3. periodic telephone contact.

Documentation of Compliance

The Director or his/her designee will determine the method of documentation of Compliance. Options include utilizing the Clinical Information System used by the Division of Communicable Disease Prevention and Control, a system provided by NYSDOH or CDC or a system devised for this purpose.

**10. Section 10. Effective Date:**

This local law shall be effective upon its filing in the Office of the Secretary of State.

**EXHIBIT A****Director's Order for Isolation or Quarantine**

TO: \_\_\_\_\_

NAME

ADDRESS

SIR/MADAM:

Effective upon your receipt of this order you are hereby directed by the Public Health Director of the Livingston County Department of Public Health ("Director") to be isolated and/or quarantined at \_\_\_\_\_, due to the belief of the Livingston County Department of Public Health that you suffer from a communicable disease as defined in the New York State Sanitary Code, 10 N.Y.C.R.R. 2.1/suffer from a suspect case of a communicable disease as defined in the New York State Sanitary Code, 10 N.Y.C.R.R. 2.1/suffer from a non-designated communicable disease/suffer from a suspect case of a non-designated communicable disease.

You are ordered to remain at \_\_\_\_\_ by the authority vested in the Director under the New York State Public Health Law, regulations and Livingston County Local Law No. \_\_\_\_\_ of the year \_\_\_\_\_. The Livingston County Department of Public Health has been advised that you possess \_\_\_\_\_ and that you have been unwilling or unable to voluntarily comply with the request for isolation or quarantine. The Department of Public Health finds that there is a substantial likelihood, based on your past and present behavior, that you cannot be relied upon to voluntarily remain in isolation/quarantine until such time as your disease/suspected disease can be diagnosed or treated. The disease which you are suspected of having is highly contagious/fatal/\_\_\_\_\_.

In view of your inability or unwillingness to voluntarily remain isolated/quarantined in a less-restrictive setting, the Livingston County Department of Public Health finds there is no appropriate, less restrictive alternative for you than \_\_\_\_\_ at the present time.



Except as described below, you may not leave \_\_\_\_\_ without further order of the Director or a court of proper jurisdiction. This order will remain in effect until otherwise ordered by the court; or until the Livingston County Department of Public Health has received notice that you are no longer contagious.

Please be advised that within five (5) business days of service of this Director's order and your isolation/quarantined at \_\_\_\_\_, the Livingston County Department of Public Health shall submit by affidavit and other supporting documents, an order to show cause and petition seeking a court order authorizing your initial and/or continued isolation or quarantine and an expedited hearing to continue said isolation/quarantine on the grounds that you possess a health threat to yourself and to the general public. Your detention shall not continue for more than 10 business days after the filing of the petition in the absence of the scheduling of a hearing for a court order authorizing such isolation/quarantine. Moreover, the Director must obtain a court order authorizing your continuing isolation/quarantine.

Please be advised that you have a right to be represented by legal counsel or to have counsel provided, and that if you qualify to have counsel provided, such counsel will be made available. Moreover, you may supply to the Livingston County Department of Public Health the addresses and/or telephone numbers of friends and/or relatives to receive notification of your isolation/quarantine. At your request, the Livingston County Department of Public Health shall provide notice to a reasonable number of such persons that you are being isolation/quarantined.

Dated: \_\_\_\_\_

Joan H. Ellison, Public Health Director

**EXHIBIT B**

**Request for Judicial Intervention**

**UCS-840 (REV 1/96)**

|                                                                                                                                                                                                         |                          |                  |             |                       |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|------------------|-------------|-----------------------|
| <b>SUPREME COURT,<br/>PURCHASED</b>                                                                                                                                                                     | <b>Livingston COUNTY</b> | <b>INDEX NO.</b> | <b>DATE</b> | <b>For Clerk Only</b> |
| <b>PETITIONER(S): In the Matter of the Application of the Livingston County<br/>Department of Public Health,</b><br><br>For an Order of Isolation/Quarantine against<br><br><b>RESPONDENT(S):</b> _____ |                          |                  |             | <b>IAS entry date</b> |
|                                                                                                                                                                                                         |                          |                  |             | <b>Judge Assigned</b> |
|                                                                                                                                                                                                         |                          |                  |             | <b>RJI Date</b>       |

Date issue joined: \_\_\_\_\_ Bill of particulars served: ☐ Yes ☒ No

NATURE OF JUDICIAL INTERVENTION (check ONE box only AND enter information)

☐ Request for preliminary conference ☐ Notice of petition (return date \_\_\_\_\_)

☐ Note of issue and/or certificate of readiness Relief sought

☐ Notice of medical or dental malpractice

☐ Notice of motion (return date \_\_\_\_\_) action (specify \_\_\_\_\_)

Relief sought \_\_\_\_\_ ☐ Statement of net worth

☒ Order to show cause ☐ Writ of habeas corpus

(clerk enter return date \_\_\_\_\_) ☐ Other (specify \_\_\_\_\_)

Relief sought Isolation/Quarantine & Expedited Hearing

☐ Other ex parte application (specify \_\_\_\_\_)

NATURE OF ACTION OR PROCEEDING (Check ONE box only)

MATRIMONIAL TORTS

☐ Contested -CM

Malpractice

☐ Uncontested -UM

COMMERCIAL

☐ Dental -DM

☐ Contract -CONT

☐ Corporate -CORP

☐ Insurance (where insurer is a party, except arbitration)-INS

☐ UCC (including sales, negotiable instruments) -UCC

☐ Breast Implant -BI

☐ \*Other Commercial -OC

REAL PROPERTY

☐ \*Other Tort (including intentional) -OT

☐ Tax Certiorari -TAX

☐ Foreclosure -FOR

SPECIAL PROCEEDINGS

☐ Condemnation Claim for damages for real estate -COND

☐ Art. 75 (Arbitration)-ART75

☐ Landlord/Tenant -LT

☐ \*Other Real Property -ORP

OTHER MATTERS

☐ Election Law -ELEC

☐ \* -OTH

☐ \*Other Mental Hygiene \_\_\_\_\_-MHYG

\*If asterisk used, please specify further.

☐ \*Other Special Proceeding \_\_\_\_\_-OSP

Check \_YES\_ or \_NO\_ for each of the following questions. Is this action/proceeding against a:

☐ YES ☐ NO Municipality: (Specify \_\_\_\_\_) ☐ YES ☒ NO Public Authority: (Specify \_\_\_\_\_)

☒ YES ☐ NO Does this action/proceeding seek equitable relief?

☐ YES ☒ NO Does this action/proceeding seek recovery for personal injury?

☐ YES ☒ NO Does this action/proceeding seek recovery for property damage?

All Cases Except Contested Matrimonials:

Estimated time period for case to be ready for trial (from filing of RJI to filing of Note of Issue):

☐ 0-12 months ☐ 12-15 months

Contested Matrimonial Cases Only: (Check and give date)

Has summons been served?

☐ No

☐ Yes, Date

Was a Notice of No Necessity filed?

☐ No

☐ Yes, Date

ATTORNEY(S) FOR PETITIONER(S):

| NAME                             | ADDRESS                                                             | PHONE        |
|----------------------------------|---------------------------------------------------------------------|--------------|
| David J. Morris, County Attorney | Room 302, Livingston County Gov't Center<br>Geneseo, New York 14454 | 585-243-7033 |

ATTORNEY(S) FOR RESPONDENT(S):

| NAME | ADDRESS | PHONE |
|------|---------|-------|
| None |         |       |

Parties appearing pro se (without attorney) should enter information in space provided above for attorneys.

INSURANCE CARRIERS:

RELATED CASES: (if NONE, write \_NONE\_ below)

| Title | Index # | Court | Nature of Relationship |
|-------|---------|-------|------------------------|
| None  |         |       |                        |

I affirm under penalty of perjury that, to my knowledge, other than as noted above, there are and have been no related actions or proceedings, nor has a request for judicial intervention previously been filed in this action or proceeding.

Dated: \_\_\_\_\_

(Signature)

(Print or type name)

(Attorney for Livingston County)

Attach rider sheet if necessary to provide required information

### **EXHIBIT C**

#### **Order to Show Cause**

#### **(Schedule an Expedited Hearing)**

SUPREME COURT

COUNTY OF Livingston STATE OF NEW YORK

IN THE MATTER OF THE APPLICATION OF THE  
LIVINGSTON COUNTY DEPARTMENT OF PUBLIC  
HEALTH,

Petitioner,

Index No. \_\_\_\_\_

For an Order of Isolation/Detention Against  
Respondent.

EXPARTE APPLICATION FOR AN  
ORDER TO SHOW CAUSE

Motion By: \_\_\_\_\_ Livingston County Department of Public Health through the  
County of Livingston, Petitioner,

Relief Requested: An Order of this Court:

- 1) Directing that the order of the Director of the Livingston County Department of Public Health, \_\_\_\_\_, remain in effect pending further order of the Court;
- 2) Scheduling of an expedited hearing on the merits of the petition within \_\_\_\_\_; and
- 3) Such other and further relief as to this Court may seem just and proper.

Supporting Papers: \_\_\_\_\_ Petition of David J. Morris, Esq.

Affidavit of Joan H. Ellison, R.N., M.P.H.

DAVID J. MORRIS, COUNTY ATTORNEY

*Attorney for Petitioner*

Room 302, Livingston County Gov't Center

6 Court Street, Geneseo, New York 14454

Telephone: (585) 243-7033

Dated: \_\_\_\_\_

To: \_\_\_\_\_

### **EXHIBIT D**

Order for the Respondent to Show Cause Why an Order for Isolation or Quarantine Should Not Made or Continued

At a Special Term of the Supreme Court of the State of New York, County of Livingston, held at the County Courthouse, Geneseo, New York, on the \_\_\_\_ day of \_\_\_\_\_

Present: Hon. \_\_\_\_\_

Supreme Court Justice

SUPREME COURT

COUNTY OF LIVINGSTON: STATE OF NEW YORK

IN THE MATTER OF THE APPLICATION OF LIVINGSTON  
COUNTY DEPARTMENT OF PUBLIC HEALTH,

Petitioner,

ORDER

For an ORDER of Isolation/Quarantine Against

\_\_\_\_\_,

Index No. \_\_\_\_\_

Respondent.

\_\_\_\_\_  
STATE OF NEW YORK)

COUNTY OF LIVINGSTON) ss.

Upon reading and filing the petition of the Livingston County Department of Public Health, through the County of Livingston by its counsel, David J. Morris, Esq., dated \_\_\_\_\_; and the Affidavit of Joan H. Ellison, R.N., M.P.H., Public Health Director of the Livingston County Department of Public Health, dated \_\_\_\_\_; and the Respondent appearing pro se, and a hearing having been held before the undersigned and testimony having been given therein by Joan H. Ellison, R.N. and the Respondent,

Now, pursuant to the Order to Show Cause brought by the Livingston County Department of Public Health, through the County of Livingston,

It is hereby Ordered and adjudged:

1. That a hearing shall be held on \_\_\_\_\_, at \_\_\_\_\_ upon the Petitioner's petition seeking the involuntary isolation/quarantine of the above named Respondent.

2. That Respondent shall remain in isolation/quarantine at \_\_\_\_\_ as determined by the Director of the Livingston County Health Department until the date fixed above for a hearing and until further Order of this Court.

\_\_\_\_\_  
The Honorable \_\_\_\_\_

Justice of the Supreme Court

### **EXHIBIT E**

#### **Order for Continuing Isolation or Quarantine**

At a Special Term of the Supreme Court of the State of New York, County of Livingston, held at the County Courthouse, Geneseo, New York, on the \_\_\_\_ day of \_\_\_\_\_

Present: Hon. \_\_\_\_\_

Supreme Court Justice

SUPREME COURT

COUNTY OF LIVINGSTON STATE OF NEW YORK

\_\_\_\_\_  
IN THE MATTER OF THE APPLICATION OF LIVINGSTON

COUNTY DEPARTMENT OF PUBLIC HEALTH,

Petitioner,

ORDER

For an ORDER of Isolation/Quarantine Against

\_\_\_\_\_,

Index No. \_\_\_\_\_

Respondent.

\_\_\_\_\_  
STATE OF NEW YORK)

COUNTY OF Livingston) ss.

Upon reading and filing the petition of the Livingston County Department of Public Health, through the County of Livingston by its counsel, David J. Morris, Esq., dated \_\_\_\_\_; and the Affidavit Joan H. Ellison, R.N., M.P.H., Public Health Director of the Livingston County Department of Public Health, dated \_\_\_\_\_; and the Respondent appearing pro se, and a hearing having been held before the undersigned and testimony having been given therein by Joan H. Ellison, R.N. and the Respondent,

Now, pursuant to the Order to Show Cause brought by the Livingston County Department of Public Health, through the County of Livingston,

It is hereby Ordered and adjudged:

1. That Respondent shall remain in isolation/quarantine at \_\_\_\_\_ as determined by the Director of the Livingston County Department of Health for a period of \_\_\_\_\_, or until further Order of this Court; and

2. \_\_\_\_\_

Honorable \_\_\_\_\_

Justice of the Supreme Court

Dated at Geneseo, New York

April 28, 2004 – Introduced

May 12, 2004 - Adopted

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming 90; Adopted.

#### **OTHER BUSINESS**

1. The County Administrator respectfully announced the passing of Alexander “Tom” Galloway on March 26, 2004. Mr. Galloway served as the County’s bond counsel and has been a bond attorney for over 26 years.

2. Discussion of Ambulance Emergency Response

The County Administrator stated that emergency response time has been an ongoing issue throughout the county, and he has asked William Sheahan, Emergency Medical Services Coordinator; Kevin Niedermaier, Director of Emergency Management Services; and Joan Ellison, Director of Public Health, to brief the Board of Supervisors on the status of this issue. He indicated that Kevin Niedermaier and William Sheahan hosted workshops early in 2004 to set the stage for developing a sustainable and reliable emergency medical response system. He stated he received a letter from Monroe Ambulance indicating they are not withdrawing their services from the County but they are in financial distress. The County Administrator stated that our concern is the quality of life in Livingston County and thanked the Board for their indulgence today while they receive an update from the team.

William Sheahan explained the function of the current system and the challenges it brings. He indicated the County will be distributing a Request For Proposal (RFP) to inquire about the financial feasibility for various municipal models, best practices, how corps are reimbursed, etc. The RFP should be returned by the first week of June. The County will determine if it is financially feasible to get a Certificate of Need for ambulance services. The County Administrator indicated that it is not the County’s choice to do nothing about this problem, so we are moving forward with the assumption we are going to do something, and we must seek information and data in order to make a sound decision.

Geneseo Supervisor Kennison and Nunda Supervisor Brooks supported the RFP and the intent to seek a Certificate of Need from the NYS Department of Health. Ossian Supervisor Martello clarified, at this time, the County is exploring options and the team will bring this issue back to the Board of Supervisors, and the County Administrator agreed. Lima Supervisor Yendell questioned whether the corps was aware that a RFP was going to be sent out. William Sheahan indicated that we have resounding support from the ambulance corps. Vice

Chairman Moore indicated that with a Certificate of Need, the County will be eligible to provide and bill for the services rendered.

William Sheahan indicated that he is hopeful we have something finalized by October 2004, in order to incorporate the costs into the 2005 County Budget. The goal is to improve the services by making them reliable.

Joan Ellison indicated that she believes it is very important that we ask for a Request for Proposal to address what is necessary in the system. We know we need to fix response times, and we will find out what it will take to do that.

Kevin Niedermaier stated we need to rebuild our resources. When Rural Metro withdrew their services, it opened a gap and we need reliable services throughout the County.

William Sheahan indicated that if any Board member had any questions or concerns to please contact him.

The County Administrator indicated this update was to provide information to each Supervisor in order for them to know that we are addressing this issue, and he thanked the Supervisors for their time.

2. Ossian Supervisor Martello commended Kaaren Smith, Director of the Office for the Aging, for the wonderful Seniorama Program. He stated the program was very well done.
3. Geneseo Supervisor Kennison commended Keith Mitchell, Director of Workforce Development & Youth Bureau for the Teen Recognition Ceremony.
4. Lima Supervisor Yendell stated that at the last Board meeting he shared a letter regarding the relocation of Swans Home Service Inc. He announced a public hearing will be held on June 3, 2004 at 7:00 p.m. at the Lima Town Hall for those who are interested in attending.

### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Walker to adjourn until Wednesday, May 26, 2004 at 1:30 p.m. Carried.

The Board adjourned at 3:02 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, MAY 26, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Olverd and Mr. Walker.

The Pledge of Allegiance.

**MOMENT OF SILENCE**

The Chairman requested a moment of silence in memory of Lizabeth DeWispelaere, Director of Nursing, Campus SNF. The Clerk of the Board announced that the wake will be held on Thursday, May 27, 2004 at the Sparta Center Methodist Church, Route 256, Dansville, NY from 12:00 p.m. to 2:00 p.m., and the funeral and burial service will follow.

**MINUTES**

Minutes of 5/12/2004 Regular Board Meeting were approved as amended.

**COMMUNICATIONS**

1. Letter from Senator Dale M. Volker regarding the County's Medicaid burden and the loss of the Intergovernmental Transfer Program funding.
2. Acknowledgement from NYSAC Legislative Director Stephen J. Acquario for receipt of Res. No. 2004-115 Urging the Restoration of CHIPS.
3. Congressman Thomas Reynolds will be at the Caledonia Sheriff Substation on Thursday, May 27, 2004 at 11:00 a.m. to announce grant awards to the Towns of Avon, Geneseo, and Mt. Morris and the County of Livingston for bullet proof vests.

**RESOLUTION NO. 2004-200.      APPROVING ABSTRACT OF CLAIMS #5B – MAY 26, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #5B dated May 26, 2004 in the total amount of \$1,284,084.01.

Dated at Geneseo, New York

May 26, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-201.      AWARDING BID FOR EMERGENCY GENERATORS FOR THE GROVELAND COMMUNICATIONS TOWER AND THE ANIMAL CONTROL FACILITY**

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

WHEREAS, after proper legal advertisement for bids for the Emergency Generator Project Animal Control Facility and Groveland Communication Tower, three bids were received, then opened on April 30, 2004, now, therefore, be it

RESOLVED, that the bid of Blackmon-Farrell Electric, Inc., 57 Halstead Street, Rochester, New York 14610 in an amount not to exceed Thirty Six Thousand Five Hundred Ninety Dollars (\$36,590.00) be and hereby is accepted as the lowest responsible bid, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Blackmon-Farrell Electric, Inc., subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

May 26, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-202.      AUTHORIZING TRANSFER OF FUNDS – CONTINGENCY,  
DEPARTMENT OF HEALTH, OFFICE FOR THE AGING**

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

RESOLVED, that the County Treasurer 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 26, 2004

Finance & Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-203.      AMENDING 2004 COUNTY BUDGET – COUNTY CLERK**

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

RESOLVED, that the 2004 County Clerk budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b> | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|---------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                           |                      |
| 1410      3089                        |                       | State Aid - Other         | \$7,000.00           |
| <b>Increase Appropriation Account</b> |                       |                           |                      |
| 1410                      4070        |                       | Service Contract          | \$7,000.00           |

Dated at Geneseo, New York

May 26, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-204.      AMENDING 2004 COUNTY BUDGET – DEPARTMENT OF HEALTH –  
PUBLIC HEALTH**

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

RESOLVED, that the 2004 Department of Health – Public Health budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b> | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|---------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                           |                      |
| A4113      4489                       |                       | Other Federal Health      | \$15,541.00          |
| <b>Increase Appropriation Account</b> |                       |                           |                      |
| A4113                      4200       |                       | DP Equipment              | \$4,800.00           |
|                                       | 4020                  | Training                  | \$4,741.00           |
|                                       | 4025                  | Conference                | \$2,000.00           |
|                                       | 4200                  | Ads                       | \$4,000.00           |
|                                       |                       | <b>TOTAL</b>              | <b>\$15,541.00</b>   |

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b> | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|---------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                           |                      |
| A4035      3472                       |                       | State Aid Special Health  | \$13,702.00          |
| <b>Increase Appropriation Account</b> |                       |                           |                      |
| A4035                      2250       |                       | Medical Equipment         | \$930.00             |
|                                       | 4440                  | Medical Supplies          | \$12,772.00          |
|                                       |                       | <b>TOTAL</b>              | <b>\$13,702.00</b>   |

Dated at Geneseo, New York

May 26, 2004



Finance and Administration Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-205. AMENDING 2004 COUNTY BUDGET – PLANNING**

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

RESOLVED, that the 2004 Planning budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b> | <b>Amount</b> |
|---------------------------------------|----------------|--------------------|---------------|
| <b>Increase Revenue Account</b>       |                |                    |               |
| A6317                                 | 2770           | Other Unclaimed    | \$4,460.00    |
| <b>Increase Appropriation Account</b> |                |                    |               |
| A6317                                 | 4080           | Professional Svcs. | \$4,460.00    |

Dated at Geneseo, New York

May 26, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-206. AUTHORIZING CONVEYANCE OF COUNTY PROPERTIES ACQUIRED BY TAX DEEDS**

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

WHEREAS, the County of Livingston acquired title to the following parcels of land, and

WHEREAS, the Livingston County Board of Supervisors' Finance & Administration Committee auctioned said parcels on May 11, 2004, it is hereby

RESOLVED, that the following conveyances be approved:

**Tax Map No.203.10-1-48 & 203.10-1-47.21**

Village of Dansville; Town of N. Dansville  
Formerly owned by and/or assessed to:  
Murphy, Philip R. & Nancy J.  
Conveyed to: Dan Wensel  
Amt. \$500.00

**Tax Map No.203.7-5-28**

Village of Dansville; Town of N. Dansville  
Formerly owned by and/or assessed to:  
Hall, Donald F.  
Conveyed to: Zeno P. Lazaroff  
Amt. \$16,500.00

**Tax Map No.145.-1-35**

Town of Mt. Morris  
Formerly owned by and/or assessed to:  
Moffatt, Randy E.  
Conveyed to: Michael V. Berry  
Amt. \$300.00

**Tax Map No.203.11-1-4**

Village of Dansville; Town of N. Dansville  
Formerly owned by and/or assessed to:  
Fronk, Adam C. & Charlotte G.  
Conveyed to: Richard June & Edith June  
Amt. \$11,000.00

**Tax Map No.135.-1-5**

Town of Groveland  
Formerly owned by and/or assessed to:  
Livingston County  
Conveyed to: Charles Comer & Elaine Comer  
Amt. \$23,000.00

**Tax Map No.204.-1-22**

Town of N. Dansville  
Formerly owned by and/or assessed to:  
Bourgoine, Leonard Jr.  
Conveyed to: James R. Vogel II  
Amt. \$16,900.00

**Tax Map No.203.-1-5.11**

Town of N. Dansville  
Formerly owned by and/or assessed to:  
Houtz, Raymond  
Conveyed to: Gordon Windsor  
Amt. \$600.00

**Tax Map No.204.-1-47**

Town of N. Dansville  
Formerly owned by and/or assessed to:  
Pyle, Walter D.  
Conveyed to: David K. Kuhn & Susan L. Kuhn  
Amt. \$3,100.00

**Tax Map No.138.-2-68 & 138.0-2-95**

Town of Springwater  
 Formerly owned by and/or assessed to:  
 Chubchuwong, Eleanor M.  
 Conveyed to: Gary Partsch  
 Amt. \$1,100.00

**Tax Map No.138.-2-86**

Town of Springwater  
 Formerly owned by and/or assessed to:  
 Vincent, Viola  
 Conveyed to: Gary Partsch  
 Amt. \$100.00

**Tax Map No.186.-1-12**

Town of West Sparta  
 Formerly owned by and/or assessed to:  
 Bonner, Maynard & Wife  
 Conveyed to: Keith A. Wilcox & Barbara A.  
 Wilcox  
 Amt. \$7,000.00

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 26, 2004

Finance & Administration Committee

Mr. Yendell thanked the County Clerk and County Treasurer for the work that was done to prepare for this auction. Chairman Merrick also thanked them for their efforts.

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-207. AUTHORIZING PERMISSION TO PURCHASE VEHICLES FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Sheriff desires to purchase the following vehicles off of New York State Contract:

| <b><u>VENDOR</u></b>             | <b><u>ITEM</u></b>                     | <b><u>COST</u></b> |
|----------------------------------|----------------------------------------|--------------------|
| <b>Warnock Chrysler Plymouth</b> | Five 2004 Ford Crown Victoria          |                    |
| PO Box 524                       | Patrol Vehicles (marked) @ \$21,871.97 | \$109,359.85       |
| East Hanover, NJ 07936-0524      | State Contract No. PC 57346            |                    |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Sheriff's Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Livingston County Sheriff is authorized to purchase the above items at a total cost not to exceed One Hundred Nine Thousand Three Hundred Fifty Nine Dollars And Eighty-Five Cents (\$109,359.85).

Dated at Geneseo, New York

May 12, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-208. AUTHORIZING PERMISSION TO PURCHASE VARIOUS EQUIPMENT FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Sheriff desires to purchase the following items:

| <u>ITEM</u>                                                       | <u>COST</u>        |
|-------------------------------------------------------------------|--------------------|
| GPS Tracking System                                               | \$6,193.00         |
| Imaging Scanner with interface                                    | \$1,062.76         |
| 1 Training bite suit for K-9                                      | \$1,423.00         |
| IBM Think Center Personal Computer                                | \$1,065.00         |
| Assorted ammunition along with 3 Remington shotguns               | \$6,461.32         |
| Nikon Total Station (Pulse Laser) includes training of 2 officers | \$9,850.00         |
| EKG machine with case and hemoglobin meter                        | <u>\$1,737.19</u>  |
| <b>TOTAL</b>                                                      | <b>\$27,792.27</b> |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Sheriff's Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Livingston County Sheriff is authorized to purchase the above items at a total cost not to exceed Twenty Seven Thousand Nine Hundred Ninety-Two Dollars and Twenty-Seven Cents (\$27,792.27).

Dated at Geneseo, New York

May 26, 2004

Finance and Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

Chairman Merrick acknowledged several Keshequa Central School students who were in attendance as a requirement of a Government class. Chairman Merrick asked each student to introduce themselves. Chairman Merrick mentioned that all resolutions are processed through the Committee system and have been discussed at length in the committee meetings.

**RESOLUTION NO. 2004-209. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH BECKNER ENTERPRISES FOR RADIO COMMUNICATIONS SYSTEM FOR THE HAMLET OF CONESUS WATER SYSTEM**

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

WHEREAS, after proper legal advertisement for bids for the radio communication system for the Hamlet of Conesus water project, one bid was received, then opened on May 3, 2004, and

WHEREAS, the Livingston County Water and Sewer Authority has agreed to pay the total costs of the alternate bids received being \$10,226.13, now, therefore, be it

RESOLVED, that the bid of Beckner Enterprises, PO Box 220, 5408 Havlin Street, Elbridge, NY 13060 for an amount not to exceed Thirty Six Thousand One Hundred Forty Dollars And One Cent (\$36,140.01) be and hereby is the lowest responsible bid, and be it further

RESOLVED, that the Chairman of the Board is hereby authorized to sign a contract with Beckner Enterprises, subject to review by the County Attorney and County Administrator, and contingent upon approval of the USDA – Rural Development – Rural Utility Service.

Dated at Geneseo, New York

May 26, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-210. APPROVING HOURLY RATE TO BE PAID FOR TOWN 10-WHEEL DUMP TRUCKS WHILE ENGAGED IN COUNTY HIGHWAY MAINTENANCE & CONSTRUCTION WORK THROUGH 2004**

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

WHEREAS, Resolution No. 2003-107 approved hourly rates to be paid for Town dump trucks while engaged in County maintenance and construction work through 2003 and the County desires to continue those rates through 2004, now, therefore, be it

RESOLVED, that an hourly rate of \$52.00 (regular time) and \$60.00 (overtime) is established for reimbursement to Towns for use of all 10-Wheel Dump Trucks, including operator, while engaged in local County Highway maintenance and construction work, and, be it further

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

RESOLVED, that said hourly rates of \$52.00 and \$60.00 shall remain in effect through the end of 2004.

Dated at Geneseo, New York

May 26, 2004

Highway and Public Works Committee

Supervisor Martello asked if the rates are the same as last year, and County Highway Superintendent Don Higgins responded yes.

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent - Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004- 211. AUTHORIZING A SUPPLEMENTAL PAYMENT TO FISHER ASSOCIATES ENGINEERS & SURVEYORS FOR ENGINEERING & DESIGN SERVICES FOR FEDERAL/STATE-AID BRIDGE REPLACEMENT PROJECT (NYSDOT PIN 475310); BIN 3316310), COVINGTON ROAD OVER GENESEE & WYOMING RAILROAD, TOWN OF LEICESTER**

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

WHEREAS, Resolution No. 2002-307 authorized a contract with Fisher Associates Engineers & Surveyors of Henrietta, NY for Engineering, Design, ROW Incidentals/Acquisition and Construction Support for the above-noted project, in an amount not to exceed \$130,000.00, and

WHEREAS, extra effort beyond the original scope of work has been required due to issues and requirements of the NYS Historic Preservation Office (SHPO) and the Genesee & Wyoming Railroad, as well as associated design changes, and

WHEREAS, Fisher Associates has submitted a request for a supplemental fee not to exceed \$21,000.00 to cover said additional costs, and NYSDOT Region 4 officials have reviewed and approved this increase, now, therefore, be it

RESOLVED, that a Supplemental Fee for Fisher Associates Engineers & Surveyors of Henrietta, NY in an amount not to exceed \$21,000.00, for the design and engineering services contract for the above-noted project, is hereby approved.

Dated at Geneseo, New York

May 26, 2004

Highway and Public Works Committee

County Highway Superintendent Donald Higgins distributed and reviewed a handout regarding the Highway resolutions that are on the agenda for today.

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent - Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-212. AUTHORIZING A SUPPLEMENTAL AGREEMENT WITH FISHER ASSOCIATES ENGINEERS & SURVEYORS FOR CONSTRUCTION INSPECTION SERVICES FOR FEDERAL/STATE-AID BRIDGE REPLACEMENT PROJECT (NYSDOT PIN 475310, BIN 3316310), COVINGTON ROAD OVER GENESEE & WYOMING RAILROAD, TOWN OF LEICESTER**

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

WHEREAS, Resolution No. 2002-307 authorized a contract with Fisher Associates Engineers & Surveyors of Henrietta, NY for Engineering, Design, ROW Incidentals/Acquisition and Construction Support for the above-noted project, and

WHEREAS, said contract provided for Construction Inspection Services to be added as a Supplemental Agreement at a later date, and

WHEREAS, Fisher Associates has submitted a "Cost Plus Fixed Fee" proposal in an amount not to exceed \$96,000.00 for Construction Inspection Services, and said cost proposal has been reviewed and approved by NYSDOT Region 4 officials, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign a Supplemental Agreement with Fisher Associates Engineers & Surveyors of Henrietta, NY, for Construction Inspections Services for the above-noted Federal/State-Aid project, at a maximum fee not to exceed \$96,000.00 (of which the County share will be 5%), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

May 26, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent - Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-213. AWARDING BID AND AUTHORIZING A CONSTRUCTION CONTRACT FOR FEDERAL/STATE-AID BRIDGE REPLACEMENT PROJECT (NYSDOT PIN 475310; BIN 3316310), COVINGTON ROAD OVER GENESEE & WYOMING RAILROAD, TOWN OF LEICESTER**

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

WHEREAS, after legal advertisement, and following Federal-Aid bid regulations and requirements, bids for the Covington Road Bridge Replacement project were received and opened on May 14, 2004 in Room 303B of the Livingston County Government Center, and

WHEREAS, the bid of Ramsey Constructors, Inc. of Lakeville, New York in the amount of \$727,638.00 was the lowest of nine (9) bid proposals received, and said bid meets all bid specifications, and

WHEREAS, the bid of Ramsey Constructors, Inc. has been reviewed and approved by Fisher Associates Engineers & Surveyors, as well as NYSDOT Region 4 officials, and

WHEREAS, due to the volatile steel market, it is necessary to include an additional amount of approximately \$50,000.00 (+/-) for a NYSDOT-approved steel price adjustment contingency, now, therefore be it

RESOLVED, that the bid of Ramsey Constructors, Inc. in the amount of \$727,638.00 be accepted, and a contingency for a steel price adjustment of \$50,000.00 (+/-) be provided, for a total approved amount not to exceed \$778,000.00, and the Chairman of the Board of Supervisors is hereby authorized to sign a construction contract for said amount, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

May 26, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent - Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-214. AUTHORIZING THE IMPLEMENTATION AND SUPPLEMENTAL AGREEMENT WITH NYSDOT FOR DESIGN, CONSTRUCTION & CONSTRUCTION INSPECTION PHASES -- AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFOR: REPLACEMENT OF COVINGTON ROAD BRIDGE OVER THE GENESEE & WYOMING RAILROAD, TOWN OF LEICESTER.**

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

WHEREAS, a project for the Replacement of the Covington Road Bridge over the Genesee & Wyoming Railroad, Town of Leicester, Livingston County (NYSDOT PIN 475310; BIN 3316310) (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 the Engineering, Design, Construction and Construction Inspection phases; and

WHEREAS, Livingston County Resolution No. 2001-419 authorized and funded \$131,000 for the costs of Preliminary Engineering and ROW Incidentals, now, therefore be it

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

be it, further

RESOLVED, that the Board of Supervisors hereby authorizes the Chairman of the Board to pay in the first instance 100% of the Federal and non-Federal share of the cost of engineering, design, construction, and construction inspection work for the Project or portions thereof, and be it further

RESOLVED, the total sum of \$1,026,000 is hereby appropriated from the Board of Supervisors and made available to cover the cost of participation in the following phases of the Project:

\$ 131,000.00 – Original Preliminary Engineering and ROW Incidentals (Res. 2001-419)

\$ 21,000.00 – Engineering & Design Supplement #1

\$ 96,000.00 – Construction Inspection

\$ 778,000.00 – Construction (Low bid of \$727,638 + \$50,000 +/- steel contingency),

and, be it further

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

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

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

RESOLVED, that this Resolution shall take effect immediately.

Dated at Geneseo, New York

May 26, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

#### **RESOLUTION NO. 2004-215.      DECLARING THREE YEAR MORATORIUM ON COUNTY TAKEOVER OF TOWN ROADS**

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

RESOLVED, The Livingston County Board Of Supervisors hereby declares a moratorium for a period of three years on any addition to the county road system resulting from the take over of any town road.

Dated at Geneseo, New York

May 26, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

#### **RESOLUTION NO. 2004-216.      ADOPTING SEQR NEGATIVE DECLARATION SNOWMOBILE TRAILS GRANT**

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

WHEREAS, the Caledonia Trailblazers Snowmobile Club is seeking to add 8.6 of new trail miles on the Genesee Valley Greenway to the existing 16.3-mile snowmobile trail system; and

WHEREAS, Livingston County is applying to fund these proposed trails through the NYS Office of Parks, Recreation and Historic Preservation Snowmobile Grant-In-Aid and Trail Approval Program; and

WHEREAS, the maintenance activities and seasonal usage of the proposed trails will not significantly disturb the acreage along the trail route; and

WHEREAS, potential impacts on the environment have been identified and will not result in any large and important impacts; now therefore be it

RESOLVED, that the Livingston County Board of Supervisors hereby classifies 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 does hereby determine that the proposed project will not have a significant effect on the environment, a draft Environmental Impact Statement will not be prepared, and the Livingston County Board of Supervisors does hereby adopt the Negative Declaration for the project and authorizes the Chairman to sign the Negative Declaration form prepared for the project and file according to law.

Dated at Geneseo, New York

May 26, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-217.      AUTHORIZING SUBMISSION OF TRAIL PLAN & TRAIL SYSTEM APPROVAL AND APPLICATION TO NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION FOR SNOWMOBILE TRAILS GRANT PROGRAM**

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

WHEREAS, the Caledonia Trailblazers Snowmobile Club has requested that Livingston County apply on its behalf to the New York State Office of Parks, Recreation and Historic Preservation for a Snowmobile Trails Grant; now, therefore, be it

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

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

Dated at Geneseo, New York

May 26, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004- 218.      ADOPTING LIVINGSTON COUNTY POLICY PROHIBITING THE COMBINATION OF AGRICULTURAL DISTRICT PARCELS WITH NON-AGRICULTURAL DISTRICT PARCELS AND RESCINDING RESOLUTION NO. 2004-072**

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

WHEREAS, Livingston County has four (4) Agricultural Districts created and renewed pursuant to Article 25-AA of the NYS Agriculture and Markets Law; and

WHEREAS, the Agriculture and Markets Law requires that whole parcels be used when creating or renewing an Agricultural District; and

WHEREAS, the Livingston County Agricultural and Farmland Protection Board has recommended the adoption of a policy prohibiting the combination of Agricultural District parcels with non-Agricultural District parcels; now, therefore, be it

RESOLVED, that Resolution No. 2004-072 is hereby rescinded; and be it further

RESOLVED, that it shall be Livingston County policy to prohibit the combination of tax parcels in Agricultural Districts with non-Agricultural District parcels; and be it further

RESOLVED, that the Livingston County Agricultural & Farmland Protection Board shall have the power to grant waivers to this policy in cases of demonstrated serious financial hardship.

Dated at Geneseo, New York

May 26, 2004

Legislative and Agricultural Affairs Committee

Mr. LeFeber stated that the Legislative & Agricultural Affairs Committee held a special meeting this morning to consider the foregoing resolution. He indicated the Agricultural & Farmland Protection Board met on 5/20/04, to discuss the power of the Agricultural & Farmland Protection Board to grant waivers to the policy in cases of demonstrated serious financial hardship.

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-219.      APPOINTING PROBATION DIRECTOR II – ERHARD**

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

RESOLVED, that Edward Erhard of 6276 Woodland Drive, Conesus, New York 14435, is hereby appointed to the position of Probation Director II effective May 30, 2004, with an annual salary of \$60,000.

Dated at Geneseo, New York

May 26, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

Chairman Merrick congratulated Edward Erhard, and asked the County Administrator to explain the interview process that was conducted to fill this position.

The County Administrator explained that Edward Erhard could not be in attendance today, however, he does intend to address the Board of Supervisors at a later date. The County Administrator indicated Ed Erhard has been acting in this position for several months. There were three strong candidates that applied for this Civil Service position, and all three candidates were interviewed. He stated the Committee had a difficult decision to make and the Committee unanimously recommended the appointment of Ed Erhard. He will have a six-month probation period. The County Administrator stated he was pleased to recommend Ed Erhard to the position of Probation Director II.

**RESOLUTION NO. 2004-220.      AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE - HIGHWAY DEPARTMENT**

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

RESOLVED, that the 2004 Hourly Employee Salary Schedule is amended as follows:

**Highway Department**

Convert one part-time Account Clerk/Typist position to full-time effective May 30, 2004.

Dated at Geneseo, New York

May 26, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-221.      AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR COUNTY CLERK'S OFFICE, DEPARTMENT OF HEALTH, SHERIFF'S DEPARTMENT, SOCIAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Clerk's Office**

Index Clerk, full-time (1)

**Department of Health**

Caseworker Trainee/Caseworker, full-time (1)

**Sheriff's Department**

Civilian Dispatcher, full-time (1)

Corrections Officer, full-time temporary (1)

Deputy Sheriff/Road Patrol, full-time temporary (1)



**Social Services**

Coordinator – Child Support Unit, full-time (1)

Dated at Geneseo, New York

May 26, 2004

Personnel and Employee Relations Committee

Mr. Davis questioned whether these are new positions or just filling vacant positions. The County Administrator explained that the County Clerk Index Clerk position is vacant due to a resignation. The Department of Health Caseworker position is vacant due to that person moving to another position. The Sheriff Dispatcher position is vacant and the other two positions are temporary due to illness or injury.

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-222.      AWARDING BID FOR DIGITAL RECORDING EQUIPMENT FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

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

WHEREAS, after proper legal advertisement for bids for digital recording equipment for the Livingston County Sheriff's Department, four bids were received, then opened on March 30, 2004, now, therefore, be it

RESOLVED, that the bid of Wilmac Company of 73 State Street, Rochester, New York 14614, in an amount not to exceed Forty Three Thousand Six Hundred Five Dollars (\$43,605.00), is hereby accepted as the lowest responsible bid, and, it is further

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

Dated at Geneseo, New York

May 26, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**RESOLUTION NO. 2004-223.      AWARDING BID FOR DRY CLEANING FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

Mr. Mahus 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, two bids were received, then opened on May 11, 2004, now, therefore, be it

RESOLVED, that the bid of Nunda Cleaners, Box 233, Nunda, New York 14417, be awarded according to prices on file in the Office of the County Administrator. This award shall be effective June 1, 2004 and terminate May 31, 2005 with an option to renew for one additional year, and, be it further

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

Dated at Geneseo, New York

May 26, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Olverd 126, Walker 65, Total 191; Adopted.

**OTHER BUSINESS**

1. Chairman Of The Board Appointment To GLOW WIB

Thomas Manko, York School Superintendent, to represent School Superintendents to serve at the pleasure of Livingston County.

2. Introduction Frank Hollister, Veterans Service Director

The County Administrator stated that he has already received unsolicited compliments for his efforts since his appointment just a few weeks ago. Frank Hollister addressed the Board and encouraged each Supervisor to refer any veteran to his office. Chairman Merrick welcomed Frank Hollister as a County employee.

3. Catherine "Kit" Potwora, Information & Technology Services Computer Training Coordinator/Operator

announced that Shawn Mullen of BOCES was job shadowing her. His interest include computer programming, and he plans to join the Navy to be a criminologist.

4. Chairman Merrick announced that administration from Hilltop Industries will be at the Health Committee meeting scheduled for June 2, 2004 to answer any questions regarding the laundry services contract.

5. Lima Supervisor Yendell reminded the Board that a public hearing will be held on Thursday June 3, regarding the relocation of Swan Food Services, Inc. into Monroe County Empire Zone.

6. Nunda Supervisor Brooks announced that Nunda Fun Days will be held June 3-5, 2004 and invited everyone to come and enjoy the fun.

#### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Schuster to adjourn until Wednesday, June 9, 2004 at 1:30 p.m. Carried.

The meeting adjourned at 2:17 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, JUNE 9, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

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

The Pledge of Allegiance.

**MINUTES**

Minutes of 5/26/2004 Regular Board Meeting were approved as amended.

**COMMUNICATIONS**

1. Departmental 2003 Annual Reports are on file in the Office of the Clerk of the Board.
2. Thank you note from Carrie DeWispelaere in memory of her mother Lizabeth DeWispelaere for the donation of money.
3. A petition has been submitted to the Livingston County Board of Supervisors regarding Extension No. 9 of the Conesus Lake County Sewer District – Hamlet of Conesus.
4. Notification from the Office of the State Comptroller that the Order for the Establishment of the Groveland Station County Sewer District has been filed on April 19, 2004.
5. Acknowledgment from Assemblyman Joseph A. Errigo regarding Assembly Bill A10271 and Senate Bill S6557 regarding the Tobacco Master Settlement Agreement.
6. Correspondence from the State of New York Public Service Commission regarding a petition of Rochester Gas and Electric Corporation to Transfer by Auction Sale the R.E. Ginna Nuclear Generating Plant and Related Assets for Related Approvals.
7. Notification from the New York State Office of Parks, Recreation and Historic Preservation that the National Hotel, Cuylerville, NY will be considered for nomination to the National and State Registers of Historic Places.
8. Notification from the Village of Geneseo regarding a public hearing that will be held on June 16, 2004 at 8:00 p.m. in the Geneseo Building, 119 Main Street, Geneseo, regarding the Wal-Mart project on Volunteer Road.
9. Correspondence from Charles A. Gargano, Chairman of Empire State Development Corporation, to Lima Supervisor J. Peter Yendell regarding support for an Empire Zone in Livingston County.
10. Correspondence from Senator Dale Volker to Senator Joseph Bruno regarding the undistributed HCRA funding and financially distressed nursing homes.
11. 2003 Space Occupancy Cost Analysis prepared by Jack Venesky, CPA.
12. 2003 Indirect Cost Recovery Project prepared by Jack Venesky, CPA.
13. Various Press Releases from Senator Dale Volker.
14. Correspondence from Senator Dale Volker regarding Senate Bill S.6557 which protects New York's Tobacco Master Settlement Agreement funds.
15. Notice of Claim in the matter of Laura M. Kelley versus the County of Livingston.
16. Inter-County Association of Western New York meeting to be held in Monroe County on Friday, June 18, 2004 at 9:30 a.m. at the Seneca Park Zoo. Please inform the Clerk of the Board by today if you plan to attend this meeting. PROGRAM: Overview of Monroe County Parks by Frank X. Allkofer, Director of Monroe County Department of Parks, Presentation of Seneca Park Zoo by Lawrence Sorel, Director of Seneca Park Zoo

**RESOLUTION NO. 2004-224.      APPROVING ABSTRACT OF CLAIMS #6A - JUNE 9, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #6A dated June 9, 2004 in the total amount of \$3,044,882.10.

Dated at Geneseo, New York

June 9, 2004

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Pangrazio, 126; Adopted.

### **PRIVILEGE OF THE FLOOR**

1. Edward Erhard, Probation Director II

Edward Erhard thanked the Board of Supervisors for their confidence and stated the Probation Department will continue to provide professional services and will continue to manage the Intensive Supervision Program and Electronic Monitoring Program in order to reduce the population in the County Jail. Chairman Merrick congratulated Edward Erhard and welcomed him as a County Department Head.

2. Patrick Rountree, Director of Economic Development and Julie Marshall, Deputy Director of Economic Development – Presentation of Awards

Patrick Rountree stated that the department received some awards as a result of the efforts of Julie Marshall and asked Julie to comment.

Julie Marshall proudly announced that the Livingston County Economic Development Office recently received recognition for the Economic Development's marketing literature and promotional materials. The announcement was made at the New York State Economic Development Council's Annual meeting held in Cooperstown.

Marketing and promotional materials were submitted from economic development organizations throughout the State. Representatives from the New York City based advertising firms of Development Counselors International, Eric Mower & Associates, and Travers Collins judged the materials on overall creativity and impact, clarity of wording, and design & layout. The Livingston County Economic Development office worked with Katydid Creative Resources of Geneseo, and Krause LeFever Studios of Rochester to develop these award-winning materials.

Livingston County Economic Development received the Best of Class Award (1<sup>st</sup> place) for the newsletter, *Progressions*. A Best of Class Award for the pocket folder with the informational step-pages, and the separate four-color fold-out brochure received an Honorable Mention Award (3<sup>rd</sup> place).

Julie and Pat thanked the Board for their support.

Chairman Merrick congratulated Julie and Pat for receiving these awards.

3. Livingston County Dairy Princesses – 2003-2004 Heather Mark and 2004-2005 Kelly Hull

Heather Mark from the Town of Ossian commented that she has enjoyed her year as Livingston County Dairy Princess. She indicated she attended several events throughout the year and commented that agriculture is the number one industry in the County. She mentioned she thoroughly enjoys milking the cows on her family farm. In closing, she thanked the Supervisors for allowing her the privilege to speak and reminded them that June 11<sup>th</sup> is Dairy Day. Heather introduced the 2004-2005 Livingston County Dairy Princess, Kelly Hull.

Kelly Hull from the Town of Leicester briefly mentioned that she is the daughter of Darlene and Jerry Hull, and she is finishing her year at Roberts Wesleyan College with a concentration in math.

Ossian Supervisor Martello announced refreshments would be available in the Board lounge immediately following the Board meeting.

### **PREFERRED AGENDA**

#### **RESOLUTION NO. 2004-225. OPPOSING LEGISLATION SEEKING TO AMEND PUBLIC HEALTH LAW RELATING TO THE REGULATION OF RESIDENTIAL SEPTIC SYSTEMS**

WHEREAS, the New York Assembly Bill A4080-A and New York State Senate Bill S887-A

are now pending and if enacted would have a detrimental effect on the development and economy of most rural areas of New York State; and

WHEREAS, passage of said bills could affect millions of acres of land Statewide without compensating Landowner's as the language of such laws restricts the potential for residential development by changing applicable design parameters for individual septic systems which would prohibit the construction of residential septic systems on any site where:

1. There is not at least five feet of useable soil above impermeable deposits, bedrock, or clay and five feet above high seasonal groundwater;
2. Within 200 feet of any stream, river, lake, or wetland; and
3. On sites with a slope that exceeds fifteen (15%) percent.

NOW, THEREFORE, BE IT RESOLVED, that the Livingston County Board of Supervisors opposes passage of Assembly Bill A4080-A and Senate Bill S887-A in their entirety, or in any form, the passage of which would be detrimental to the economy of Livingston County and rural New York State; and be it further

RESOLVED, that copies of this resolution shall be forwarded to New York State Governor George Pataki, Senator Patricia K. McGee, Senator Dale M. Volker, Assemblyman Joseph A. Errigo, Assemblyman Daniel J. Burling, to each County Legislative body within New York State, New York State Association of Counties, and the Inter-County Association of Western New York.

Dated at Geneseo, New York

June 9, 2004

Health Committee

**RESOLUTION NO. 2004-226.      APPOINTING MEMBER TO LIVINGSTON COUNTY PLANNING BOARD – CRUNDEN**

Mr. LeFeber 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 June 9, 2004, and expiring December 31, 2006:

Town of Caledonia – C. Joan Crunden, 562 Feeley Road, Caledonia, NY 14423

Dated at Geneseo, New York

June 9, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-227.      APPOINTING MEMBERS TO THE LIVINGSTON COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD – STURM & SCHUSTER**

RESOLVED, that the following person is hereby reappointed to the Livingston County Agricultural and Farmland Protection Board for a term to expire June 1, 2008:

Active Farmer

Robert Sturm, 1488 Federal-McEwen Road, Caledonia, NY 14423

and, be it further

RESOLVED, that the following person is hereby appointed to the Livingston County Agricultural and Farmland Protection Board for a term to expire June 1, 2007:

Active Farmer

Mark Schuster, 6464 Liberty Pole Road, Dansville, NY 14473

Dated at Geneseo, New York

June 9, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-228.      SUPPORTING PROPOSED BILL EXPANDING THE RETURNABLE CONTAINER ACT – S.1696-B/A.3922**

WHEREAS, New York State enacted legislation in 1983 mandating that consumers be charged a \$.05 deposit per container by retailers when purchasing carbonated beverages; and

WHEREAS, the volume of containers not charged a deposit, such as bottled water and non-carbonated flavored drinks, has increased greatly since said legislation; and

WHEREAS, said legislation, while conceived of as a litter control measure, has also enhanced and encouraged recycling efforts; and

WHEREAS, legislation has been introduced in the New York State Senate and Assembly that would expand the definition of beverages covered by the Returnable Container Act to include non-carbonated flavored drinks and bottled water; and

WHEREAS, this legislation would also provide for the recapture of unclaimed deposits and allocate these proceeds to the Environmental Protection Fund (EPF); and

WHEREAS, the Livingston County Environmental Management Council has recommended that Livingston County endorse legislation expanding the Returnable Container Act; and

WHEREAS, the GLOW Region Solid Waste Management Committee has endorsed proposed bill S.1696-B /A.3922 expanding the Returnable Container Act; now therefore be it

RESOLVED, that the Livingston County Board of Supervisors does hereby endorse proposed bill S.1696-B /A.3922 expanding the Returnable Container Act; and be it further

RESOLVED, that certified copies of this resolution be forwarded to Governor George Pataki, the State legislators representing Livingston County, DEC Commissioner Erin Crotty, the GLOW Region Solid Waste Management Committee, and the New York State Association of Counties.

Dated at Geneseo, New York

June 9, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-229. SUPPORTING APPLICATION TO NEW YORK STATE DEPARTMENT OF STATE FOR ENVIRONMENTAL PROTECTION FUND GRANT FOR IMPLEMENTATION OF CONESUS LAKE WATERSHED MANAGEMENT PLAN**

WHEREAS, the Livingston County Planning Department serves as the lead agency for the implementation of the Conesus Lake Watershed Management Plan; and

WHEREAS, the "State of Conesus Lake: Watershed Characterization Report" identified erosion and sediment as a significant contributor to water quality problems in Conesus Lake, including problems of weed and algae growth; and

WHEREAS, the Conesus Lake Watershed Management Plan recommends the remediation of roadside ditches as a means to reduce the amount of sediment and nutrients that enter Conesus Lake; and

WHEREAS, the Town of Conesus, in cooperation with the Town of Sparta, is applying for a grant from the NYS Department of State under the Local Waterfront Revitalization grant program to remediate roadside ditches; and

WHEREAS, the remediation of roadside ditches in the Towns of Conesus and Sparta will help to protect and improve the water quality of Conesus Lake; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby endorse and support the application of the Town of Conesus to the New York State Department of State for an Environmental Protection Fund grant to implement the Conesus Lake Watershed Management Plan.

Dated at Geneseo, New York

June 9, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-230. SUPPORTING ACTIONS OF THE LIMA TOWN BOARD – SCHWAN'S HOME SERVICE, INC.**

WHEREAS, Schwan's Home Service, Inc. (the Company) will be moving from Lima to a location in Town of Gates, Monroe County Empire Zone, and

WHEREAS, the Company has requested a resolution for a shift of operation into an Empire Zone, and

WHEREAS, the Lima Town Board heard public comments that extraordinary circumstances existed to warrant the relocation of the Company to the Monroe County Empire Zone, and

WHEREAS, the Lima Town Board unanimously opposed the relocation of the company from the Town of Lima to the Monroe County Empire Zone in the Town of Gates, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors supports the actions of the Lima Town Board.

Dated at Geneseo, New York

June 9, 2004

Legislative and Agricultural Affairs Committee

### **PREFERRED AGENDA VOTE**

Chairman Merrick asked if there was any comment regarding the foregoing resolutions. Geneseo Supervisor Kennison thanked the Legislative and Agricultural Affairs Committee for supporting the Lima Town Board. He commented that the situation of a company leaving our towns to relocate in an Empire Zone could happen to anyone of the towns, and this is an opportunity to take a stand.

Lima Supervisor Yendell thanked the Board of Supervisors for their support and stated that hopefully we are sending a message.

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Kennison and seconded by Mr. Yendell to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Pangrazio, 126; Adopted.

### **RESOLUTION NO. 2004-231. AWARDING BID FOR ROOF REPLACEMENTS – CAMPUS BUILDINGS 2, 4 & 9**

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

WHEREAS, after proper legal advertisement for bids for roof replacements for Campus Buildings 2, 4 & 9, four bids were received, then opened on May 17, 2004, now, therefore, be it

RESOLVED, that the bid of Spring Sheet Metal & Roofing of 678 South Clinton Avenue, Rochester, New York 14620 in an amount not to exceed One Hundred Seventy Three Thousand Nine Hundred Ten Dollars (\$173,910.00) be and hereby is accepted as the lowest responsible bid, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Spring Sheet Metal & Roofing, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

June 9, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Pangrazio, 126; Adopted.

### **RESOLUTION NO. 2004-232. AUTHORIZING TRANSFER OF FUNDS – BOARD OF SUPERVISORS, DEPARTMENT OF HEALTH, ECONOMIC DEVELOPMENT, SHERIFF, VETERANS**

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

RESOLVED, that the County Treasurer 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 9, 2004

Finance & Administration Committee

Mr. Yendell announced that Finance & Administration Committee resolutions were not presented at a Committee meeting; however, the Committee has signed all the resolutions.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Pangrazio, 126; Adopted.

### **RESOLUTION NO. 2004-233. AMENDING 2004 COUNTY BUDGET – EMERGENCY MANAGEMENT SERVICES**

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

RESOLVED, that the 2004 Emergency Management Services budget be amended as follows:

| <b>Department</b>               | <b>Revenue</b> | <b>Description</b> | <b>Amount</b> |
|---------------------------------|----------------|--------------------|---------------|
| <b>Increase Revenue Account</b> |                |                    |               |

|       |      |                   |              |
|-------|------|-------------------|--------------|
| A3642 | 4396 | Federal WMD grant | \$150,000.00 |
|-------|------|-------------------|--------------|

**Increase Appropriation Account**

|       |      |                       |                     |
|-------|------|-----------------------|---------------------|
| A3642 | 2100 | Automobile            | \$35,879.00         |
|       | 2400 | Fire/Safety Equipment | <u>\$114,121.00</u> |
|       |      | <b>TOTAL</b>          | <b>\$150,000.00</b> |

Dated at Geneseo, New York

June 9, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Pangrazio, 126; Adopted.

**RESOLUTION NO. 2004-234. AUTHORIZING REAPPROPRIATION OF FUNDS – DEPARTMENT OF SOCIAL SERVICES**

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

WHEREAS, the Department of Social Services has received additional insurance recovery revenue for outside repairs, it is hereby

RESOLVED, that the 2004 Department of Social Services Budget be amended as follows:

|                                       |                    |
|---------------------------------------|--------------------|
| <b>Increase Revenue Account</b>       | <b>A 6010.2680</b> |
| Social Services/Insurance Recovery    | \$1,110.39         |
| <b>Increase Appropriation Account</b> | <b>A 6010.4127</b> |
| Social Services/Outside Repairs       | \$1,110.39         |

Dated at Geneseo, New York

June 9, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Pangrazio 126, Davis 24, Total 150; Adopted.

**RESOLUTION NO. 2004-235. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH AS FOLLOWS: NEW YORK STATE DEPARTMENT OF HEALTH FOR RURAL HEALTH NETWORK DEVELOPMENT NO COST EXTENSION**

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

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

| <b><u>Contractor</u></b>                   | <b><u>Term Commencement</u></b> | <b><u>Term Ending</u></b> |
|--------------------------------------------|---------------------------------|---------------------------|
| <b>New York State Department of Health</b> | <b>1/1/03</b>                   | <b>6/30/04</b>            |

Office of Rural Health

Corning Tower

Room 1119, ESP

Albany, NY 12237

For Rural Health Network Development No Cost Extension

Dated at Geneseo, New York

June 9, 2004

Health Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Pangrazio, 126; Adopted.

**RESOLUTION NO. 2003-236. ESTABLISHING THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH CERTIFIED HOME HEALTH AGENCY FEES EFFECTIVE JULY 1, 2004**

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

WHEREAS, after a review of the Agency's 2004 projected cost/unit of service, the estimated cost/unit of service, the Medicare and Medicaid cost limits, as well as the 2004 Medicaid Rates, it has been determined that the



Agency charge structure, to maximize all remaining 2004 third-party revenue, should remain as follows, now, therefore, be it

RESOLVED, that the following schedule of charges for the Livingston County Certified Home Health Agency be effective July 1, 2004:

| <b>Discipline</b>       | <b>Billing</b> | <b>1999</b> | <b>2000</b> | <b>2001</b> | <b>2002</b> | <b>2003</b> | <b>1/1/04</b> | <b>7/1/04</b>   |
|-------------------------|----------------|-------------|-------------|-------------|-------------|-------------|---------------|-----------------|
| Skilled Nursing         | Per Visit      | \$82.00     | \$85.00     | \$90.00     | \$105.00    | \$115.00    | \$130.00      | <b>\$140.00</b> |
| Physical Therapy        | Per Visit      | \$70.00     | \$83.00     | \$93.00     | \$93.00     | \$95.00     | \$100.00      | <b>\$100.00</b> |
| Speech Pathology        | Per Visit      | \$83.00     | \$83.00     | \$100.00    | \$100.00    | \$100.00    | \$110.00      | <b>\$120.00</b> |
| Occupational Therapy    | Per Visit      | \$66.00     | \$83.00     | \$100.00    | \$100.00    | \$100.00    | \$110.00      | <b>\$110.00</b> |
| Medical Social Services | Per Visit      | \$83.00     | \$83.00     | \$100.00    | \$100.00    | \$100.00    | \$110.00      | <b>\$110.00</b> |
| Home Health Aide        | Per Visit      | \$54.00     | \$54.00     | \$60.00     | \$60.00     | \$63.00     | \$65.00       | <b>\$70.00</b>  |
| Home Health Aide        | Per Hour       |             |             | \$35.00     | \$35.00     | \$37.00     | \$40.00       | <b>\$45.00</b>  |
| Nutrition               | Per Visit      |             | \$120.00    | \$120.00    | \$120.00    | \$120.00    | \$120.00      | <b>\$120.00</b> |

Dated at Geneseo, New York

June 9, 2004

Health Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Pangrazio, 126; Adopted.

**RESOLUTION NO. 2004-237. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH HOME & HEALTH CARE SERVICES, INC., FOR EXPANDED IN-HOME SERVICES TO THE ELDERLY PROGRAM**

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

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

**Contractor**

**Home & Health Care Services, Inc.**

137 Chemung Street

Corning, NY 14830

for Expanded In-Home Services To The Elderly Program

Dated at Geneseo, New York

June 9, 2004

Health Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Pangrazio, 126; Adopted.

**Term**

4/1/04 – 3/31/05

**RESOLUTION NO. 2004-238. AUTHORIZING FFY 2005 CSBG CONTRACT WITH NEW YORK STATE DEPARTMENT OF STATE**

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

WHEREAS, the New York State Department of State has awarded Federal Fiscal Year 2005 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 is hereby authorized to sign the FFY 2005 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 is hereby authorized to sign FFY 2005 Delegate Agency Agreements with CSBG delegate agencies and amendments thereto, 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, Vouchers, and other required Certifications.

Dated at Geneseo, New York

June 9, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Pangrazio, 126; Adopted.

### **OTHER BUSINESS**

1. County Administrator Mazza announced that Friday, June 11<sup>th</sup> has been declared a National Day of Mourning throughout the United States to pay tribute to the memory of President Ronald Reagan. He indicated that Governor Pataki has closed State offices for non-essential personnel and essential personnel will receive compensatory time. The County Administrator stated that our neighboring counties are not closing their offices. Seneca County has decided to close their offices. He indicated that NYSAC sent an announcement that 32 counties are not closing, 7 counties are closing and 14 have not made a determination. The County Administrator stated his intent would be to have a moment for quiet reflection and stated he would notify the department heads to encourage all county employees to take a moment on Friday, June 11th at 9:00 A.M. and reflect on the life of President Ronald W. Reagan if they so choose. He asked the Board if they concurred. Mr. Brooks commented that he thought this decision was appropriate. The County Administrator stated a memorandum would be sent to all Department Heads immediately following the Board meeting.

2. Chairman of Central Services Committee James Olverd commented that at the last Central Services committee meeting there was discussion of the possibility of a change order to install oxygen and vacuum pumps in the new nursing facility, and he referred to a packet that was on the desks for the committee to review. The County Administrator referred to the packet and stated that he just received this information the day before this Board meeting, and he would like some time to review the information. The County Administrator stated that an estimated cost of \$280,000 was provided, and the NYS Department of Health has encouraged us to consider this change order to improve the quality of care. Supervisor Olverd stated that if we do a portion of the change order it could cost nearly \$175,000.

The County Administrator announced that we have received an attractive interest rate of 1.6% for the bond anticipation notes for the new nursing facility, and to date we have received seven bids. This interest rate is well under our original estimate.

### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Olverd to adjourn until Wednesday, June 23, 2004 at 1:30 p.m. Carried.

The meeting adjourned at 2:03 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, JUNE 23, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Kennison and Mr. Olverd.

The Pledge of Allegiance.

**MINUTES**

Minutes of 7/9/2004 Regular Board Meeting were approved as presented.

**COMMUNICATIONS**

1. Notice of Claim in the matter of State Farm Mutual Automobile Insurance Company versus Livingston County Department of Social Services.
2. Copy of a letter from Katherine C. Grant of Mills Race Restaurant that was sent to the Mt. Morris Village Board regarding the sewer project.
3. Letter co-signed by Assemblymen Daniel J. Burling and Joseph Errigo regarding the Assembly Republican Medicaid Restructuring Plan
4. Letter from Congressman Thomas M. Reynolds notifying the Chairman of the Board that the Small Cities Grant application is being considered.
5. Letters from Assemblyman Daniel J. Burling regarding acknowledge of receipt of resolutions 2004-115, 116, 117, 138.
6. Letter from Assemblyman Daniel J. Burling regarding the Tobacco Master Settlement Agreement.
7. Press Release from Senator Dale M. Volker announcing Senate Passage of Massive Billion Dollar Tax Cut Package.

**RESOLUTION NO. 2004-239. APPROVING ABSTRACT OF CLAIMS #6B – JUNE 23, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #6B dated June 23, 2004 in the total amount of \$1,110,931.55.

Dated at Geneseo, New York

June 23, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,379; Noes - 0; Absent – Kennison, 247; Olverd, 126; Total 373; Adopted.

**PRIVILEGE OF THE FLOOR**

1. Patrick Rountree, Director of Economic Development - Honoring CPAC, Inc. - Thomas Hendrickson, President & CEO; Tom Weldgen, VP of Finance; Wendy Clay, VP of Administration

P. Rountree announced that the Livingston County Board of Supervisors has honored those who have had achievement in the past, particularly Cal-Mum Football team for their NYS Championship award and youth recognition. He indicated it is a pleasure to honor those deserving of recognition, and he announced that today the Livingston County Board of Supervisors will honor CPAC, Inc. of Leciester, New York for 35 years of operation in Livingston County. CPAC, Inc. is an international company founded in 1969 by Thomas Hendrickson, which conducts their headquarters in Livingston County. CPAC, Inc. specializes in computerized pollution abatement. P. Rountree requested the presence of Chairman Merrick and Vice Chairman Moore to bestow the award to Thomas Hendrickson. Julie Marshall, Deputy Director of Economic Development read the language on the award from Res. No. 2004-240. Chairman Merrick presented the award to Mr. Hendrickson.

Thomas Hendrickson announced that CPAC, Inc. employs more than 500 employees and has corporate offices worldwide. He also mentioned he is proud of our local athletes particularly the York Central School girls soccer and basketball teams. He thanked the Board of Supervisors and the Office of Economic Development for their support.

2. Dansville Airport Presentation – Randal Wiedemann, President of R.A. Wiedemann & Associates, Inc.

President Randal Wiedemann reported that R.A. Wiedemann & Associates, Inc. is under contact with NYSDOT to present business plans for municipal airports, and the company has prepared a business plan for the Town of North Dansville for the Dansville Municipal Airport. The purpose of the business plan is to recommend potential means to improve the airport's financial performance, economic development, and operation.

Mr. Olverd entered.

Mr. Wiedemann presented a power-point presentation (on file). He reviewed the following four primary strategic initiatives: Airfield Improvements, Attraction Of Corporate Aviation, Adjustment Of Fees And Hangar Development. He concluded by reviewing the timeframe of specific recommendations to be conducted immediately and through 2008, as well as, the management structure and accounting practices. He indicated that a marketing brochure will be developed. He asked if anyone had any questions, and there were none.

### **PREFERRED AGENDA**

#### **RESOLUTION NO. 2004-240. EXPRESSING APPRECIATION AND HONORING CPAC, INC. ON THEIR 35 YEARS OF OPERATIONS IN LIVINGSTON COUNTY**

WHEREAS, CPAC, Inc. located at 2364 Leicester Road in Leicester, New York 14481, a manufacturer of silver recovery equipment, is the only publicly traded company with its world headquarters located in Livingston County, and

WHEREAS, CPAC, Inc. has been in operations for 35 years and celebrated their anniversary on March 27, 2004, it is now, hereby

RESOLVED, The Livingston County Board of Supervisors recognizes CPAC, Inc. for maintaining and promoting economic health and well being in Livingston County and congratulates CPAC, Inc. for 35 years of successful business operations.

Dated at Geneseo, New York

June 23, 2004

Legislative and Agricultural Affairs Committee

#### **RESOLUTION NO. 2004-241. REAPPOINTING MEMBER TO THE LIVINGSTON COUNTY TRAFFIC SAFETY BOARD – SINSABAUGH**

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

|         | <b>Representative</b> | <b>Alternate</b>                                           | <b>Term Expires</b> |
|---------|-----------------------|------------------------------------------------------------|---------------------|
| PORTAGE |                       | Richard Sinsabaugh<br>1700 Main Street<br>Dalton, NY 14836 | 12/31/06            |

Dated at Geneseo, New York

June 23, 2004

Public Safety & Criminal Justice Committee

### **PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Moore and seconded by Mr. Walker to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,348; Noes - 0; Absent - Kennison, 247; Mahus, 157; Total 404; Adopted.

**RESOLUTION NO. 2004-242.      AUTHORIZING TRANSFER OF FUNDS – CENTRAL SERVICES, PUBLIC HEALTH, RECORDS MANAGEMENT**

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

RESOLVED, that the County Treasurer 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 23, 2004

Finance & Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-243.      AMENDING 2004 COUNTY BUDGET – DEPARTMENT OF HEALTH – PUBLIC HEALTH**

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

RESOLVED, that the 2004 Department of Health – Public Health budget be amended as follows:

| Department                            | Revenue | Description       | Amount            |
|---------------------------------------|---------|-------------------|-------------------|
| <b>Increase Revenue Account</b>       |         |                   |                   |
| A4010                                 | 2705    | Gifts & Donations | \$6,850.00        |
| <b>Increase Appropriation Account</b> |         |                   |                   |
| A4010                                 | 4060    | Office Supplies   | \$82.00           |
|                                       | 4200    | Print & Ads       | <u>\$6,768.00</u> |
|                                       |         | <b>TOTAL</b>      | <b>\$6,850.00</b> |

Dated at Geneseo, New York

June 23, 2004

Finance and Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-244.      AMENDING 2004 COUNTY BUDGET – DEPARTMENT OF HEALTH – PUBLIC HEALTH**

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

RESOLVED, that the 2004 Department of Health – Public Health budget be amended as follows:

| Department                            | Revenue | Description              | Amount             |
|---------------------------------------|---------|--------------------------|--------------------|
| <b>Increase Revenue Account</b>       |         |                          |                    |
| A4112                                 | 3472    | State Aid Special Health | \$36,170.00        |
| <b>Increase Appropriation Account</b> |         |                          |                    |
| A4112                                 | 2200    | DP Equipment             | \$12,743.00        |
|                                       | 2250    | Medical Equipment        | \$4,130.00         |
|                                       | 4020    | Training                 | \$10,882.00        |
|                                       | 4080    | Professional Services    | \$1,368.00         |
|                                       | 4110    | Renovations              | \$4,169.00         |
|                                       | 4440    | Medical Supplies         | <u>\$2,878.00</u>  |
|                                       |         | <b>TOTAL</b>             | <b>\$36,170.00</b> |

Dated at Geneseo, New York

June 23, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-245.      AMENDING 2004 COUNTY BUDGET – PLANNING**

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

RESOLVED, that the 2004 Planning budget be amended as follows:

| Department                            | Revenue | Description                   | Amount      |
|---------------------------------------|---------|-------------------------------|-------------|
| <b>Increase Revenue Account</b>       |         |                               |             |
| A6311                                 | 4752    | Portability/Fraud             | \$10,000.00 |
| <b>Increase Appropriation Account</b> |         |                               |             |
| A6311                                 | 4410    | Payments to Other Governments | \$10,000.00 |

Dated at Geneseo, New York

June 23, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

#### **RESOLUTION NO. 2004-246. CORRECTING TAX ROLL – TOWN OF LEICESTER**

Mr. Yendell 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 parcel) application for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Town of Leicester on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcel was 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| Year, Town & Premises | Taxing Jurisdiction | Original<br>Tax Bill | Corrected<br>Tax Bill | Refunds  | Chargebacks to<br>Taxing<br>Jurisdictions |
|-----------------------|---------------------|----------------------|-----------------------|----------|-------------------------------------------|
| 1. 2004 LEICESTER     | Livingston County   | \$ 715.25            | \$ 619.03             | \$ 96.22 | \$ 96.22                                  |
| Kelley, William J.    | Leicester Town Tax  | 525.40               | 454.72                | 70.68    | 70.68                                     |
| Christina M.          | Leicester Fire 1    | 89.69                | 89.69                 | 0.00     | 0.00                                      |
| Tax Map Number        | Leicester Light 1   | 68.73                | 68.73                 | 0.00     | 0.00                                      |
| 203.10-1-43           | Leicester Water 1   | 93.70                | 93.70                 | 0.00     | 0.00                                      |
|                       | Total               | \$1492.77            | \$1325.87             | \$166.90 | \$166.90                                  |

Dated at Geneseo, New York

June 23, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

#### **RESOLUTION NO. 2004-247. AMENDING THE LIVINGSTON COUNTY HIRING AND EQUIPMENT PURCHASE FREEZE POLICY ADOPTED ON FEBRUARY 26, 2003**

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

WHEREAS, by Resolution No. 2003-081, the Livingston County Board of Supervisors adopted a hiring and equipment purchase freeze policy which required Board of Supervisor approval for any purchases exceeding \$1,000.00; and

WHEREAS, the Livingston County Board of Supervisors desired to modify the equipment purchase freeze policy in instances where the equipment purchase is made with 100% grant funds; now, therefore, be it

RESOLVED, that notwithstanding the provisions of Resolution No. 2003-081, effective immediately, all equipment purchases made with 100% grant funding shall not require prior approval of the Livingston County Board of Supervisors.

Dated at Geneseo, New York

June 23, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-248. AUTHORIZING PERMISSION TO PURCHASE DIGITAL VIDEO RECORDING EQUIPMENT FOR CENTRAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Supervisor of Buildings and Grounds desires to purchase the following item:

| <b><u>VENDOR</u></b>           | <b><u>ITEM</u></b>             | <b><u>COST</u></b> |
|--------------------------------|--------------------------------|--------------------|
| <b>West Fire Systems, Inc.</b> | Digital Video Recording System | \$1,675.00         |
| - Vendor #2097                 |                                |                    |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Central Services Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Supervisor of Buildings and Grounds is authorized to purchase the above item at a total cost not to exceed One Thousand Six Hundred Seventy Five Dollars (\$1,675.00).

Dated at Geneseo, New York

June 23, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-249. AUTHORIZING PERMISSION TO PURCHASE COMPUTER EQUIPMENT FOR DEPARTMENT OF HEALTH**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Director of Public Health desires to purchase the following items:

| <b><u>VENDOR</u></b>                 | <b><u>ITEM</u></b>      | <b><u>COST</u></b> |
|--------------------------------------|-------------------------|--------------------|
| <b>Finger Lakes Technology Group</b> | Cisco Network Equipment | \$8,884.20         |
| - Vendor #66362097                   |                         |                    |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Department of Health and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Director of Public Health is authorized to purchase the above item at a total cost not to exceed Eight Thousand Eight Hundred Eighty Four Dollars and Twenty Cents (\$8,884.20).

Dated at Geneseo, New York

June 23, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-250. AUTHORIZING PERMISSION TO PURCHASE LAPTOP COMPUTERS FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Sheriff desires to purchase the following items:

| <u>VENDOR</u>                           | <u>ITEM</u>                     | <u>COST</u>       |
|-----------------------------------------|---------------------------------|-------------------|
| <b>ICP – Vendor #175</b>                | IBM Thinkpad laptop computers   | \$7,393.40        |
| State Contract #PT55524                 | Quantity: 4                     |                   |
| <b>Dell Computer Corp. Vendor #1685</b> | MS Office Professional Licenses | \$1,139.32        |
| State Contract #PT54156                 | Quantity: 4                     |                   |
|                                         | <b>Total</b>                    | <b>\$8,532.72</b> |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Sheriff's Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Livingston County Sheriff is authorized to purchase the above items at a total cost not to exceed Eight Thousand Five Hundred Thirty Two Dollars and Seventy Two Cents (\$8,532.72).

Dated at Geneseo, New York

June 23, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

#### **RESOLUTION NO. 2004-251.      AWARDING BID FOR COUNTY VEHICLE MAINTENANCE**

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

WHEREAS, after due advertisement, four (4) bids were received and opened on June 7, 2004 by the Office of the Livingston County Administrator for maintenance of vehicles, now, therefore be it

RESOLVED, that the bid of Jimmy's Sales and Service of 2871 Jones Bridge Road, Mt. Morris, NY 14510 be and hereby is accepted as the lowest responsible bid according to prices on file in the Office of the County Administrator, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Jimmy's Sales and Service commencing July 1, 2004 and terminating June 30, 2006 with an option to renew for one additional year, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

June 23, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

#### **RESOLUTION NO. 2004-252.      SETTING SPECIAL ELECTION TO VOTE ON THE EXTENSION OF THE CONESUS LAKE COUNTY SEWER DISTRICT – EXTENSION NO. 9 – HAMLET OF CONESUS**

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

WHEREAS, by Resolution No. 2004-161, the Livingston County Board of Supervisors approved the extension of the Conesus Lake County Sewer District Extension 9 – Hamlet of Conesus, which resolution was subject to a permissive referendum; and

WHEREAS, the Clerk of the Livingston County Board of Supervisors has certified that petitions have been filed requesting a referendum, which petitions comply with all requirements of the Law; now, therefore, be it

RESOLVED, that Resolution No. 2004-161, approving the extension of the Conesus Lake County Sewer District Extension 9, Hamlet of Conesus shall be submitted to the qualified electors at a special election to be held on August 24, 2004; and, be it further

RESOLVED, that the proposition to be submitted shall read as follows:

SHALL LIVINGSTON COUNTY BOARD OF SUPERVISORS RESOLUTION NO. 2004-161, APPROVING THE EXTENSION OF THE CONESUS LAKE COUNTY SEWER DISTRICT EXTENSION 9 – HAMLET OF CONESUS BE APPROVED?

Dated at Geneseo, New York

June 23, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.



**RESOLUTION NO. 2004-253. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS AGREEMENTS FOR THE PURCHASE OF RESIDENTIAL TREATMENT CENTER SERVICES FOR CHILDREN FOR DEPARTMENT OF SOCIAL SERVICES**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the purchase of Residential Treatment Center Services for children for the Livingston County Department of Social Services, for a term commencing July 1, 2004 and ending June 30, 2005, subject to review by the County Attorney and County Administrator:

**Contractors**

Adelphoi Village  
Beacon Light  
Berkshire Farm Center and Services for Youth  
Children's Home of Jefferson County  
Conifer Park  
Crestwood Children's Center  
Elmira Glove House  
Gateway-Longview Youth and Family Services  
Gustavus Adolphus Children's Home  
Hopevale  
Kinship Family and Youth Services  
Wyndam Lawn Home for Children  
Park Ridge  
St. Anne Institute

Baker-Victory Services  
Beacon Light Behavioral Health Systems  
Cayuga Home for Children  
Children's Home of Wyoming Conference  
Conners Children's Center  
Elmcrest Children's Center  
Four Winds  
George Jr. Republic  
Hillside Children's Center  
Kidspace  
New Directions  
New Life Homes-Snell Farms, Inc.  
Pathway REACH  
St. Joseph's Villa

Dated at Geneseo, New York

June 9, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-254. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN REIMBURSEMENT AGREEMENTS FOR SUMMER CAREER EXPLORATION PROGRAM WITH CORNELL COOPERATIVE EXTENSION OF LIVINGSTON COUNTY AND GENESEE VALLEY BOCES FOR THE WORKFORCE DEVELOPMENT OFFICE**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to execute a contract with Cornell Cooperative Extension of Livingston County and Genesee Valley BOCES to implement the Summer Career Exploration Programs for a term commencing July 1, 2004 and terminating September 1, 2004, in an amount not to exceed Eight Thousand Dollars each (\$8,000.00), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

June 23, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-255. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE WORKFORCE INVESTMENT BOARD CHIEF ELECTED OFFICIAL AGREEMENT**

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

WHEREAS, Res. No. 2002-210 authorized the Chairman of the Livingston County Board of Supervisors to sign the Workforce Investment Board (WIB) Chief Elected Official (CEO) Agreement expiring June 30, 2004, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the Workforce Investment Board CEO Agreement commencing July 1, 2004 and terminating June 30, 2006, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

June 23, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-256. AMENDING THE DEPARTMENT HEAD SALARY SCHEDULE-  
CAMPUS SKILLED NURSING FACILITY – DIANE DEMBIK**

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

WHEREAS, Diane Dembik, Assistant Director of Nursing at the Campus Skilled Nursing Facility, has been serving as the acting Director of Nursing Services since May 24, 2004; and

WHEREAS, it is expected that Ms. Dembik will continue to serve in this capacity until a permanent appointment is made to the Director of Nursing Services position; and

WHEREAS, the County believes it is necessary and appropriate to compensate Ms. Dembik for the additional duties she is performing; now, therefore, be it

RESOLVED, that the salary of Diane Dembik, Assistant Director of Nursing, shall be increased to \$55,200 effective June 27, 2004, and shall continue at this level until the appointment of a permanent Director of Nursing Services at the Campus Skilled Nursing Facility or until Ms. Dembik no longer serves as the acting Director of Nursing Services, whichever occurs first, at which time the salary shall return to its present level of \$51,375.

Dated at Geneseo, New York

June 23, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-257. AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR  
CAMPUS SKILLED NURSING FACILITY, CENTRAL SERVICES, SHERIFF'S DEPARTMENT, SOCIAL  
SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Campus Skilled Nursing Facility**

Activities Aide, full-time temporary (1)

Director of Nursing Services, full-time (1)

**Central Services**

Building Maintenance Person, part-time (1)

**Sheriff's Department**

Courier, part-time (1)

**Social Services**

Senior Social Welfare Examiner, full-time (1)

Dated at Geneseo, New York

June 23, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-258. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH LYNN ASSOCIATES, INC. FOR POWERWARE PLUS 50 UNINTERRUPTIBLE POWER SYSTEMS – SHERIFF DEPARTMENT**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Lynn Associates, Inc. for Powerware Plus 50 uninterruptible power system used by the Livingston County Sheriff's Department, for a period commencing October 30, 2004 and expiring on October 29, 2007 at a cost not to exceed Six Thousand One Hundred Thirty Two Dollars (\$6,132.00), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

June 23, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**RESOLUTION NO. 2004-259. AWARDING BID FOR UNIFORMS AND ACCESSORIES FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

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

WHEREAS, after due advertisement, five (5) bids were received and opened on May 18, 2004 by the Office of the Livingston County Administrator for uniforms and accessories to be used by the Livingston County Sheriff's Department, now, therefore be it

RESOLVED, that the Livingston County Sheriff is hereby authorized to purchase uniforms (pants & shirts), work boots, shoes and accessories from Starr Uniform Center of 207 Center Street, Scranton, PA 18503 according to prices on file upon the signing of an approved contract, and it is further

RESOLVED, that the Livingston County Sheriff is hereby authorized to purchase coats and hats from North Eastern Uniforms of 88 Benbro Drive, Cheektowaga, NY 14225 according to prices on file upon the signing of an approved contract, and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign said contracts for the period June 1, 2004 through May 31, 2005 with an option to renew for one additional year, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

June 23, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,505; Noes - 0; Absent - Kennison, 247; Adopted.

**AMENDING RESOLUTION NO. 2004-247.**

The County Attorney recommended to amend Res. No. 2004-247 to add the following language after the word Supervisors in the Resolved statement: "unless such approval is otherwise required by the County's Purchasing Policy or competitive bidding statutes."

**RESOLUTION NO. 2004-247. AMENDING THE LIVINGSTON COUNTY HIRING AND EQUIPMENT PURCHASE FREEZE POLICY ADOPTED ON FEBRUARY 26, 2003**

WHEREAS, by Resolution No. 2003-081, the Livingston County Board of Supervisors adopted a hiring and equipment purchase freeze policy which required Board of Supervisor approval for any purchases exceeding \$1,000.00; and

WHEREAS, the Livingston County Board of Supervisors desired to modify the equipment purchase freeze policy in instances where the equipment purchase is made with 100% grant funds; now, therefore, be it

RESOLVED, that notwithstanding the provisions of Resolution No. 2003-081, effective immediately, all equipment purchases made with 100% grant funding shall not require prior approval of the Livingston County Board of

Supervisors, unless such approval is otherwise required by the County's Purchasing Policy or competitive bidding statutes.

Dated at Geneseo, New York

June 23, 2004

Finance & Administration Committee

*MOTION: Mr. Olverd moved and Mr. Schuster seconded to amend the resolution as recommended by the County Attorney. The Chairman of the Board called for those in favor and opposed. Motion carried.*

### **OTHER BUSINESS**

1. Chairman of the Board Appointment – Appointing Carrie Malone, to the Livingston County Youth Board to represent the Business Education Alliance, filling the unexpired term of Cynthia Oswald ending 8/31/05.

### **EXECUTIVE SESSION**

Motion made by Mr. Brooks and seconded by Mr. Deming that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing collective negotiations pursuant to Article 24 of the Civil Service Law (the Taylor Law); and that James C. Merrick act as Chairman, Virginia O. Amico as Secretary, and Dominic F. Mazza, County Administrator remain present. Carried.

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

### **REPORT OF EXECUTIVE SESSION**

The Board of Supervisors having met in Executive Session for the purpose of discussing collective negotiations pursuant to Article 24 of the Civil Service Law (the Taylor Law), hereby reports as follows:

No action taken.

Dated June 23, 2004

James C. Merrick, Chairman

Virginia O. Amico, Clerk/Secretary

Motion made by Mr. Schuster and seconded by Mr. Martello that the Report of the Executive Session be accepted. Carried.

### **OTHER BUSINESS cont.**

2. Discussion of letter from Monroe Ambulance Vice President Thomas C. Coyle dated June 4, 2004 and received June 22, 2004

The County Administrator reported that William Sheahan, Emergency Medical Services Coordinator, provided him a copy of the above letter (on file) on 6/22/04, and the County Administrator thought it was imperative that the Board of Supervisors be apprised of the letter and to conduct some discussion regarding this matter. He apologized to the Health Committee that this matter was not brought before the Committee but the timing of the letter did not allow that to happen, but he reassured the Board that the Health Committee would be discussing the matter in detail. In summary, Monroe Ambulance requested that Livingston County would be responsible for closing the financial difference between the actual sales versus revenue needed for operating costs with a subsidy. Monroe Ambulance had IKC, accounting firm, to provide an estimated operating cost, which totaled \$8,532.12 per week with an average weekly revenue of \$5,554.54 resulting in a necessary subsidy of \$2,670.69. Monroe Ambulance indicated that if Livingston County did not provide a resolution to this request, the letter would serve as their notice of intent to cease providing advanced life support services in Livingston County effective Saturday, July 31, 2004 at 2400 hours. The County Administrator asked the Emergency Medical Services Coordinator William Sheahan and the Director of Public Health Joan Ellison to comment.

William Sheahan explained that Monroe Ambulance has responded to some calls that would have been answered by Rural Metro, and Rural Metro had approximately 1,400 calls a year. W. Sheahan expressed concern that he is not confident that this caseload could be absorbed by the volunteer services throughout the communities. W. Sheahan indicated that Caledonia and Geneseo have paid paramedics during the daytime hours.

Joan Ellison indicated the process that Monroe Ambulance is taking is different than Rural Metro, and due to Rural Metro ceasing services in Livingston County, J. Ellison indicated it would be critical if Monroe Ambulance did the same. She suggested that the Board of Supervisors direct staff to obtain an emergency CON from the NYS Department of Health, which will need prior Monroe/Livingston EMS Council approval. She indicated it is imperative to address this matter prior to the development of a crisis in order to serve the residents of Livingston County.

Kevin Niedermaier, Director of Emergency Management Services, commented that we are approaching a busy season for ambulance services, and concurred with J. Ellison that we need to move forward to obtain an emergency CON.

W. Sheahan again explained the request of Monroe Ambulance.

County Attorney David Morris indicated that the County does not have the authority to subsidize Monroe Ambulance; however, the County can provide an emergency medical service. He stated that this service does not have to be bid but it will need to be contracted according to the purchasing policy and a Request For Proposal be prepared.

Vice Chairman Moore asked how Wyoming County is handling their emergency medical services. W. Sheahan explained Wyoming County is handling their emergency medical services through volunteers and they are considering bringing in an ALS unit.

The Board discussed the call volume and costs.

Ossian Supervisor Martello commented that ALS saves lives and believes it is a vital service, and he asked whether we would have access to data that would show the success rate. W. Sheahan responded that due to HIPPA regulations we do not have access to this information

There was continued discussion regarding the call volume before Rural Metro ceasing its services in Livingston County and the calls that volunteers have absorbed.

Ossian Supervisor Martello asked if the County has requested a meeting since the receipt of this letter. The County Administrator responded that a meeting was conducted, and the letter is the end result of the meeting. In that meeting, we encouraged them to continue to provide services to the County pending the recommendations of the study currently underway. However, they have chosen to cease services as of July 31, 2004 if the County does not provide subsidy.

The County Administrator stated this is a serious matter and we cannot put the community at risk.

The County Administrator read a follow-up letter that he sent to Monroe Ambulance after the meeting.

W. Sheahan explained the status of the EMS study currently underway that would provide the Board of Supervisors with a series of options for a long-term solution to the EMS problems we have been faced with in recent months. It is hoped that this study will give us direction towards the development of a sustainable and reliable EMS system in the County. It is expected that we will have this report within six to eight weeks.

Nunda Supervisor Brooks asked whether there was any way to shorten the timetable for the study. W. Sheahan explained the timeframe for the study is currently six weeks and that is already a very tight timeframe.

J. Ellison again stated that it is imperative we move forward to request an emergency CON to operate an ALS unit in Livingston County and seek approval from the Monroe/Livingston EMS Council, and develop a RFP for providing emergency ALS services in Livingston County in the short-term pending a decision on the long-term options study.

There was discussion of leasing vehicles from municipalities.

Ossian Supervisor Martello asked if the County could contract with municipalities for ALS services. W. Sheahan responded the municipalities do not staff 24/7, and also, we would be relying on the volunteer system that has struggled in the past.

*MOTION: Mr. Moore moved to proceed to obtain an emergency CON and develop a RFP to provide Advanced Life Support services in Livingston County, and, additionally seek any necessary approvals from the Monroe/Livingston EMS Council.*

There was continued discussion of Monroe Ambulance's increased call volume as a result of the departure of Rural Metro. The County Administrator stated that the challenge facing Livingston County is not a lack of vehicles or infrastructure but a lack of manpower.

*Mr. Brooks seconded the motion. Carried.*

3. Public Safety & Criminal Justice Committee Chairman Dennis Mahus announced that a special Public Safety & Criminal Justice committee meeting will be held immediately following the Board of Supervisors meeting today to authorize personnel requests from the Probation Department and District Attorney and to forward the requests to the Personnel & Employee Relations Committee.

#### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Deming to adjourn until Wednesday, July 14, 2004 at 1:30 p.m. Carried.

The Board adjourned at 3:12 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, JULY 14, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Olverd and Mr. Deming.

The Pledge of Allegiance.

**MINUTES**

Minutes of 6/23/2004 Regular Board Meeting were approved as presented.

**COMMUNICATIONS**

1. The Board of Supervisors is invited to tour the new nursing facility at the regular meeting of the Central Services Committee on Friday, July 23, 2004 at 10:00 a.m. Please confirm your attendance with the Office of the Clerk of the Board.
2. News correspondence from Senator Dale M. Volker announcing Senate passage of massive billion-dollar tax cut package, to extend power for jobs legislation, and Medicaid reform.
3. Acknowledgement from Senator Patricia K. McGee regarding receipt of Res. No. 2004-225 opposing legislation to amend regulation of residential septic systems and 2004-228 expanding returnable container act.
4. Acknowledgement from NYS DEC Commissioner Crotty regarding Res. No. 2004-228 expanding returnable container act.
5. Letter from the Humane Society of Livingston County announcing their goal to protect animals and their plan to develop a comprehensive public awareness and education campaign.
6. Inter-County Association of Western New York meeting to be held in Livingston County on August 20, 2004 at the Springbrook Inn, Caledonia, New York. Registration is at 9:30 a.m.  
PROGRAM: New York Municipal Insurance Reciprocal (NYMIR) Presentation, Brian Custer, Peter Kelley, Brett Carruthers; and New York State Association of Counties Update – Stephen J. Acquario, Esq. Tour of the Fish Hatchery following the meeting. The Board is encouraged to attend this meeting. Please inform the Clerk if you plan to attend and your choice of lunch.

**RESOLUTION NO. 2004-260.      APPROVING ABSTRACT OF CLAIMS #7A – JULY 14, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #7A dated July 14, 2004 in the total amount of \$5,637,791.27.

Dated at Geneseo, New York

July 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes – 1,536; Noes - 0; Absent – Olverd, 126, Deming, 90, Total 216; Adopted.

Mr. Olverd entered.

**PRIVILEGE OF THE FLOOR**

1. Sheriff John M. York and Peter Kehoe, Executive Director of the New York State Sheriffs' Association – Presentation of Reaccreditation Awards for the Civil Office and County Jail.

Chairman Merrick introduced Sheriff York.

Sheriff York thanked those in attendance, especially Chairman Merrick, County Administrator Mazza and the entire Board of Supervisors for the ongoing support of the Sheriff's Department. Sheriff York thanked Executive Director

Peter Kehoe for coming from Albany to present the awards today. Sheriff York thanked the personnel in attendance from the Sheriff's Department and the Jail and stated, "This personnel here today sets the highest goals and standards and then maintains this quality of service and objectives daily even while overburdened". Sheriff York stated P. Kehoe would be handing out awards to those directly responsible for this achievement. Peter Kehoe stated he is honored to present the awards on behalf of the New York State Sheriff's Association for reaccreditation of the Livingston County Sheriff Department for maintaining the highest standards in Civil Division and the Jail Division of the Livingston County Sheriff's Office. The Livingston County Sheriff Office is the first to meet every facet of accreditation standards in all four divisions in NYS. There are 129 standards that must be met in the Civil Division and 166 standards that must be met in the jail division. The four divisions available for accreditation are the Civil, Corrections, Emergency Communications and Law Enforcement.

Mr. Kehoe presented the Civil Office Certificate of Accreditation to Sheriff York. He stated there are 121 standards of excellence for the civil office. This department passed all standards with flying colors, which is a great testament of Sheriff York's leadership. Sheriff York stated we are very proud of the service we provide and to meet these standards.

For Civil Recognition, certificate award plaques were then presented to Corporal Laurence Tettamore, Deputy Gary Miller and Senior Account Clerk Ellen Smith.

Mr. Kehoe presented the Corrections Division Certificate of Accreditation to Sheriff York. Sheriff York stated he wishes to thank those here today who continually work hard behind the scenes. Mr. Kehoe then presented certificate award plaques to Major James Rose and Corporal Donald Lubanski.

Mr. Kehoe thanked the Board and those present for the opportunity to be here today and stated it was a great pleasure.

Chairman Merrick thanked Mr. Kehoe for traveling here for this honorable occasion. He congratulated all, and he stated we are lucky to have such a fine department. Chairman Merrick continued stating the Board of Supervisors is indeed committed to the Sheriff Department.

## 2. John Smigelski, Marketing Manager for Community Energy, Inc. and Bernie Zapf from RG&E - Wind Energy Presentation

Mr. Smigelski explained the history and background of Community Energy, Inc. (CEI). He highlighted the positives of utilizing wind for energy stating it is a renewable source. He reported Hobart is the first college to be 100% and there are several towns, villages and businesses participating in the program. He proposed Livingston County be the first county to contract for wind energy benefits.

A Power Point presentation was given. A Marketing Conference is being planned for October 2004 in Albany along with a press event.

A presentation was made to Chairman James Merrick of wind turbine model. On behalf of the Board of Supervisors, Chairman Merrick thanked him for the informative presentation.

## **PREFERRED AGENDA**

### **RESOLUTION NO. 2004-261. PROCLAIMING THE WEEK OF JULY 18-24, 2004 AS YOUTH WEEK**

WHEREAS, the Youth of Livingston County make contributions each day to the quality of life in New York State, and

WHEREAS, through their activities with various organizations, the Youth of our county contribute greatly to many appreciated causes including but not limited to the raising of funds for charitable organizations, enhancement of local community life, improving the natural environment, and

WHEREAS, the desire of the Youth to learn encourages the enthusiasm and desire of adults to help teach our Youth and become more involved in activities with Youth, and



WHEREAS, the care, consideration, and good mannerisms of our Youth make those they come in contact with proud to have them as part of our community, and

WHEREAS, many of our county Youth have demonstrated their commitment to these activities as indicated by our annual Teen Recognition recipients, and

WHEREAS, the accomplishments of young people often makes the difference between success and failure of a cause because of the enthusiasm, dedication, and energy they bring to the challenges and goals which they take up; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims the week of July 18-24 as Youth Week 2004.

Dated at Geneseo, New York

July 14, 2004

Intergovernmental Affairs Committee

**RESOLUTION NO. 2004-262. DESIGNATING THE FINGER LAKES TOURISM ALLIANCE AS THE OFFICIAL TOURISM PROMOTION AGENCY**

WHEREAS, the New York State Grants Program is designed to encourage tourism promotion through out the regions of New York State, and

WHEREAS, the Finger Lakes Tourism Alliance, 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 Tourism Alliance, 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 2005, now, therefore, be it

RESOLVED, that the Finger Lakes Tourism Alliance, be and hereby is designated by the Livingston County Board of Supervisors as their Tourism Promotion Agency under this program and is 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 a certified copy of this resolution be filed by the Clerk of this Board with the Finger Lakes Tourism Alliance.

Dated at Geneseo, New York

July 14, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-263. APPOINTING REPRESENTATIVES TO LIVINGSTON/WYOMING COUNTY DOWNTOWN REVITALIZATION PROGRAM REVIEW COMMITTEE - ROUNTREE, TINDELL, SNELL, ENGLISH, SICHERMAN**

RESOLVED, that the following persons are hereby appointed to the Livingston/Wyoming County Downtown Revitalization Program Review Committee to serve at the pleasure of the Livingston County Board of Supervisors:

**Patrick Rountree, Livingston County Economic Development**

Livingston County Government Center, 6 Court Street, Geneseo, NY 14454

**Richard Tindell, Wyoming County Economic Development & Planning**

6470 Route 20A, Perry, NY 14530

**Keirsten Snell, Livingston/Wyoming County Downtown Revitalization Program**

1 College Circle, Geneseo, NY 14454

**Kathleen English, Livingston/Wyoming County Microenterprise Program**

1 College Circle, Geneseo, NY 14454

**Harry Sicherman, H. Sicherman & Co.**

5852 Forest Creek Drive, East Amherst, NY 14051

Dated at Geneseo, New York

July 14, 2004

Legislative and Agricultural Affairs Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Kennison and seconded by Mr. Yendell to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-264.      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH ROCHESTER GAS & ELECTRIC FOR WIND ENERGY**

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

WHEREAS, the Livingston County Board of Supervisors finds that polluting, non-renewable energy sources account for the majority of the energy fuel mix for power generation in general, and electricity generation specifically, both nationally (94%) and in New York (83%); and

WHEREAS, the price and overall cost to society of using polluting, non-renewable energy production continues to escalate each year; and

WHEREAS, the cost of clean, renewable energy, such as wind power, had declined steadily relative to fossil-fuel energy and is expected to remain stable into the future, and, therefore, decline even further relative to non-renewable sources; and

WHEREAS, the Livingston County Board of Supervisors recognizes further that the use of clean, renewable energy sources such as the wind and the sun have many benefits including domestic energy production opportunities like offshore wind turbines or solar technology, few environmental impacts, additional income for local producers including small farms, and dramatic air quality improvements; and

WHEREAS, the New York State Energy Research and Development Authority provides significant technical and financial assistance for energy efficient improvements in commercial, residential and institutional buildings; and

WHEREAS, the Livingston County Board of Supervisors recognizes that local government leadership is essential in changing national priorities and national energy policy, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors authorizes the Chairman of the Board to sign a contract with Rochester Gas & Electric commencing August 1, 2004 and expiring July 31, 2009 to obtain wind energy with an initial yearly amount of up to 10% of the County's total electric usage, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 14, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-265.      AUTHORIZING PARTICIPATION AGREEMENT WITH NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION AND CONTRACT WITH ERDMAN ANTHONY**

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

WHEREAS, Livingston County is constructing a new 266-bed Skilled Nursing Facility in Mount Morris; and

WHEREAS, the New York State Energy Research and Development Administration (NYSERDA) has programs available which would provide funding for commissioning studies for energy systems in the new Skilled Nursing Facility; now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is hereby authorized to sign a Participation Agreement with the New York State Energy Research and Development Administration, at a County cost not-to-exceed Eleven Thousand Dollars (\$11,000.00), subject to review by the County Attorney and County Administrator; and, be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Erdman Anthony and Associates pursuant to said NYSERDA Participation Agreement, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 14, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-266.      AUTHORIZING TRANSFER OF FUNDS – CENTRAL SERVICES,**

**HIGHWAY, INFORMATION & TECHNOLOGY SERVICES, PUBLIC HEALTH, SHERIFF**

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

RESOLVED, that the County Treasurer 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 14, 2004

Finance & Administration Committee

Mr. Yendell reported this resolution was not through committee but has been reviewed and signed by those committee members present today.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-267. AMENDING 2004 COUNTY BUDGET – SEWER**

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

RESOLVED, that the 2004 Sewer budget be amended as follows:

| <b>Department Revenue</b>             |      | <b>Description</b>         | <b>Amount</b>     |
|---------------------------------------|------|----------------------------|-------------------|
| <b>Increase Revenue Account</b>       |      |                            |                   |
| C9710                                 | 1028 | Special Assess. Ad valorem | \$18,591.22       |
| <b>Increase Appropriation Account</b> |      |                            |                   |
| C9710                                 | 6000 | Principal                  | \$10,000.00       |
|                                       | 7000 | Interest                   | <u>\$8,591.22</u> |
|                                       |      |                            | \$18,591.22       |

Dated at Geneseo, New York

July 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-268. AMENDING 2004 COUNTY BUDGET – DEPARTMENT OF HEALTH – PUBLIC HEALTH**

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

RESOLVED, that the 2004 Department of Health – Public Health budget be amended as follows:

| <b>Department Revenue</b>             |      | <b>Description</b>    | <b>Amount</b>      |
|---------------------------------------|------|-----------------------|--------------------|
| <b>Increase Revenue Account</b>       |      |                       |                    |
| A4013                                 | 4489 | Other Federal Health  | \$11,850.00        |
| <b>Increase Appropriation Account</b> |      |                       |                    |
| A4013                                 | 2250 | Medical Equipment     | \$10,500.00        |
|                                       | 4020 | Training              | \$350.00           |
|                                       | 4080 | Professional Services | <u>\$1,000.00</u>  |
|                                       |      | <b>TOTAL</b>          | <b>\$11,850.00</b> |

Dated at Geneseo, New York

July 14, 2004

Finance and Administration Committee

Mr. Yendell reported this resolution was not through committee but has been reviewed and signed by those committee members present today.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-269. CORRECTING TAX ROLL – CANCELLATION OF VOID TAXES FOR THE TOWNS OF AVON AND PORTAGE**

Mr. Yendell 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 parcels) for correction of the tax roll, pursuant to the Real Property Tax Law, for the purpose of canceling void taxes for the Towns of Avon and Portage on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcels 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| Year, Town & Premises  | Taxing Jurisdiction      | Original<br>Tax Bill | Corrected<br>Tax Bill | Refunds     | Chargebacks<br>to Taxing<br>Jurisdictions |
|------------------------|--------------------------|----------------------|-----------------------|-------------|-------------------------------------------|
| 1. 2004 AVON           | Livingston County        | \$ 773.97            | \$ 773.97             | \$0.00      | \$0.00                                    |
| Ellsworth, Floyd D. II | Avon Town Tax            | 383.62               | 383.62                | 0.00        | 0.00                                      |
| Tax Map Number         | Avon Central Sch. Relevy | 1944.75              | 0.00                  | 0.00        | 0.00                                      |
| 45.-1-17               | Avon Fire 1              | 202.69               | 202.69                | 0.00        | 0.00                                      |
|                        | Unpaid Avon Water        | <u>276.03</u>        | <u>276.03</u>         | <u>0.00</u> | <u>0.00</u>                               |
|                        | Total                    | \$3581.06            | \$1636.31             | \$0.00      | \$0.00                                    |
| 2. 2004 PORTAGE        | Livingston County        | \$380.80             | \$0.00                | \$0.00      | \$380.80                                  |
| The People of the      | Portage Town Tax         | 467.66               | 0.00                  | 0.00        | 467.66                                    |
| State of New York      | Portage Fire 1           | <u>35.77</u>         | <u>0.00</u>           | <u>0.00</u> | <u>35.77</u>                              |
| Tax Map Number         | Total                    | \$884.23             | \$0.00                | \$0.00      | \$884.23                                  |
| 169.-1-8               |                          |                      |                       |             |                                           |

Dated at Geneseo, New York

July 14, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-270. AUTHORIZING LIVINGSTON COUNTY INFORMATION AND TECHNOLOGY SERVICES DEPARTMENT TO PURCHASE NETWORK EQUIPMENT FOR THE COUNTY HISTORIAN'S OFFICE**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, Livingston County Information and Technology Services Department desires to purchase the following item from Finger Lakes Technology Group, Inc. (State Contract #PT59009):

Cisco Catalyst 2950 12 Port Network Switch \$1,560.60

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Information and Technology Services Department and the Finance and Administration Committee has recommended approval of the purchases; now, therefore, be it

RESOLVED, that the Information and Technology Services Director is authorized to purchase the above item at a total cost not to exceed One Thousand Five Hundred Sixty Dollars and Sixty Cents (\$1,560.60).

Dated at Geneseo, New York

July 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-271. AUTHORIZING LIVINGSTON COUNTY INFORMATION AND TECHNOLOGY SERVICES DEPARTMENT TO PURCHASE TELEPHONE CONTROL BOARD FOR HAMPTON'S CORNERS**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, Livingston County Information and Technology Services Department desires to purchase the following item from Mitel Telecommunications, Inc. (State Contract #PT54087):

|                     |            |
|---------------------|------------|
| ONS Class Line Card | \$1,580.00 |
|---------------------|------------|

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Information and Technology Services Department and the Finance and Administration Committee has recommended approval of the purchases; now, therefore, be it

RESOLVED, that the Information and Technology Services Director is authorized to purchase the above item at a total cost not to exceed One Thousand Five Hundred Eighty Dollars (\$1,580.00).

Dated at Geneseo, New York

July 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

#### **RESOLUTION NO. 2004-272.      AUTHORIZING PERMISSION TO PURCHASE RECLINERS AND WHEELCHAIRS FOR THE LIVINGSTON COUNTY SKILLED NURSING FACILITIES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Director of Long-Term Care desires to purchase the following items for the Livingston County Skilled Nursing Facilities:

| <b><u>VENDOR</u></b>                                                        | <b><u>ITEM</u></b>                                               | <b><u>QUANTITY</u></b> | <b><u>UNIT COST</u></b> | <b><u>TOTAL COST</u></b>        |
|-----------------------------------------------------------------------------|------------------------------------------------------------------|------------------------|-------------------------|---------------------------------|
| <b>Buffalo Hospital Supply</b><br>PO Box 407<br>Buffalo, NY 14225-0407      | Tilt In Space Recliner                                           | 2                      | \$1,143.50              | \$2,287.00                      |
| <b>Medline Industries, Inc.</b><br>One Medline Place<br>Mundelein, Illinois | 18" standard w/c<br>w/ detachable arms<br>& swing away footrests | 10                     | \$144.00                | <u>\$1,440.00</u><br>\$3,727.00 |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Livingston County Skilled Nursing Facilities and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Director of Long-Term Care is authorized to purchase the above items at a total cost not to exceed Three Thousand Seven Hundred Twenty Seven Dollars (\$3,727.00).

Dated at Geneseo, New York

July 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

#### **RESOLUTION NO. 2004-273.      AUTHORIZING REAPPROPRIATION OF FUNDS – SHERIFF DEPARTMENT**

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

WHEREAS, the Livingston County Sheriff Department has received additional insurance recovery revenue for outside repairs, it is hereby

RESOLVED, that the 2004 Livingston County Sheriff Department Budget be amended as follows:

|                                 |                    |
|---------------------------------|--------------------|
| <b>Increase Revenue Account</b> | <b>A 3110.2680</b> |
|---------------------------------|--------------------|

|                                       |             |
|---------------------------------------|-------------|
| Sheriff/Insurance Recovery            | \$5,709.58  |
| <b>Increase Appropriation Account</b> | A 3110.4127 |
| Sheriff/Outside Repairs               | \$5,709.58  |

Dated at Geneseo, New York

July 14, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-274. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH AS FOLLOWS: NICHOLAS H. NOYES MEMORIAL HOSPITAL FOR PHYSICAL AND OCCUPATIONAL THERAPY AND SPEECH AND LANGUAGE PATHOLOGY SERVICES, GLENN BAUGHMAN FOR OCCUPATIONAL THERAPY SERVICES, NEW YORK STATE DEPARTMENT OF HEALTH FOR DRINKING WATER ENHANCEMENT PROGRAM AND RURAL HEALTH CARE NETWORK DEVELOPMENT GRANT**

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

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

| <b>Contractor</b>                                                                                                                                                                      | <b>Term Commencement</b> | <b>Term Ending</b> |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|--------------------|
| <b>Nicholas H. Noyes Memorial Hospital</b><br>111 Clara Barton St.<br>Dansville, NY 14437<br>For Physical and Occupational Therapy and<br>Speech and Language Pathology Services       | 9/23/03                  | 9/22/05            |
| <b>Glenn Baughman</b><br>5048 Lima Rd.<br>Geneseo, NY 14454<br>For Occupational Therapy                                                                                                | 8/1/04                   | 7/31/07            |
| <b>New York State Department of Health</b><br>Bureau of Water Supply Protection<br>547 River St., Flanigan Square Room 400<br>Troy, NY 12180<br>For Drinking Water Enhancement Program | 4/1/04                   | 3/31/05            |
| <b>New York State Department of Health</b><br>Office of Rural Health<br>Corning Tower Room 1119, ESP<br>Albany, NY 12237<br>For Rural Health Care Network Development Program          | 4/1/04                   | 1/31/05            |

Dated at Geneseo, New York

July 14, 2004

Health Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-275. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH UNLIMITED CARE FOR EXPANDED IN-HOME SERVICES TO THE ELDERLY PROGRAM**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Unlimited Care for Expanded In-Home Services to the Elderly Program (personal care and housekeeper chore services) for a term commencing April 1, 2004 and terminating March 31, 2005, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 14, 2004

Health Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-276. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN AN AMENDED CONTRACT WITH COMPEER FOR THE ADVOCACY PROGRAM**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign an amended contract with Compeer for the Advocacy Program for the January 1, 2004 through December 31, 2004 contract period to reflect an increase of \$6,000 (prorated) to support expansion of the existing contract program, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 14, 2004

Health Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-277. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO EXECUTE A RIGHT OF ENTRY AGREEMENT WITH THE GENESEE AND WYOMING RAILROAD COMPANY FOR THE GROVELAND STATION SEWER PROJECT**

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

WHEREAS, to complete the SEQRA process the archeologist must conduct certain Investigations of the proposed sewage treatment plant site of the Groveland Station County Sewer District, and

WHEREAS, the proposed site is currently owned by the Genesee and Wyoming Railroad Company and they require that a Right of Entry agreement be executed prior to allowing entry onto the property, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to execute the Right of Entry agreement with the Genesee & Wyoming Railroad Company, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 14, 2004

Highway and Public Works Committee

Chairman Merrick stated he is happy another \$600,000.00 came in from DEC for this project. We will be moving ahead now and will not have to wait for Rural Development.

Supervisor Schuster stated he is also grateful that DEC obliged us with this grant.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-278. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN QUIT CLAIM DEED AND RELATED DOCUMENTS TO TRANSFER PARCEL ON WEST LAKE ROAD – KENJARSKI – TOWN OF GENESEO**

Mr. Moore 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 Superintendent of Highways has determined that the following parcels of property is of no further use for highway purposes for the County of Livingston, and

WHEREAS, the Superintendent of Highways has recommended that the following parcels be abandoned to the adjoining landowner, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a quit claim deed and related documents to transfer the following parcels to the party listed upon payment to the County of Livingston of \$100.00:

Joanne F. Kenjarski

**Parcel “A”**

ALL THAT TRACT OR PARCEL OF LAND, situate in part of Town Lot 153, Town of Geneseo, County of Livingston, State of New York, and being particularly bounded and described as follows:

Commencing at a point on the east right of way line of West Lake Road (Scottsburg-Upper Lakeville) at the intersection of the south line of lands conveyed to Robert H. and Patricia S. Jones by Liber 1043 of Deeds, Page 86; thence,

- 1) South 72-39'-25" East, along the south line of said Jones, a distance of 55.09 feet to a point on the approximate location of the easterly right of way line of highway boundary of Old West Lake Road; thence
- 2) South 18-11'-47" West, along the approximate old east highway boundary of West Lake Road, a distance of 59.47 feet to a point; thence
- 3) North 35-36'-06" West, along the easterly right of way line of the New West lake Road, a distance of 68.00 feet to a point; thence
- 4) North 17-31'-49" East, continuing along the east right of way line of New West Lake Road, a distance of 18.48 feet to the point of beginning.

Intending to describe a parcel of land containing 0.049 acres.

**Parcel "B"**

ALL THAT TRACT OR PARCEL OF LAND, situate in part of Town Lot 153, Town of Geneseo, County of Livingston, State of New York, and being more particularly bounded and described as follows:

Commencing at a point on the east right of way line of West Lake Road (Scottsburg-Upper Lakeville) at the intersection of the north line of lands conveyed to William G. & Nancy L. Irwin by Liber 844 of Deeds, Page 313; thence

- 1) North 15-56'-56" East, along the easterly right of way line of West Lake Road (Scottsburg-Upper Lakeville Road), a distance of 22.02 feet to a point; thence
- 2) North 51-40'-00" East, continuing along the east right of way line of West Lake Road, to a point on the approximate east highway boundary of Old West Lake Road, a distance of 94.00 feet to a point; thence
- 3) South 18-00'-16" West, along the approximate east highway boundary of Old West Lake Road, a distance of 99.13 feet to a point; thence
- 4) North 73-14'-15" West, along the north line of the aforementioned Irwin, a distance of 51.33 feet to the point of beginning.

Intending to describe a parcel of land containing 0.072 acres.

This conveyance is made and accepted subject to such grants, easements, reservations, covenants, agreements, leases and restrictions of record in the Livingston County Clerk's Office as may pertain to or affect the above described premises.

Dated at Geneseo, New York

July 14, 2004

Highway & Public Works Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-279. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE DEPARTMENT OF SOCIAL SERVICES – HILLSIDE CHILDREN'S CENTER, GENESEE COMMUNITY COLLEGE**

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

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

| <u>Contractor</u>                                                                       | <u>Term Commencement</u> | <u>Term Ending</u> |
|-----------------------------------------------------------------------------------------|--------------------------|--------------------|
| <b>Hillside Children's Center</b>                                                       | 1/1/04                   | 12/31/04           |
| For community services for youth program                                                |                          |                    |
| <b>Genesee Community College</b>                                                        | 8/1/04                   | 7/31/05            |
| For employee training, workshops, credit and non-credit courses, and a resource library |                          |                    |

Dated at Geneseo, New York

July 14, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-280. AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO**



**SIGN CONTRACTS WITH VARIOUS PROVIDERS FOR TRANSLATOR/INTERPRETER SERVICES**

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

RESOLVED, that the Commissioner of Social Services is hereby authorized to sign contracts with various providers for translator/interpreter services, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 14, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-281. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN CONTRACTS WITH GENESEE COUNTY ON BEHALF OF THE GLOW WORKFORCE INVESTMENT BOARD FOR THE WORKFORCE INVESTMENT ACT YEAR-ROUND YOUTH FUNDS**

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

WHEREAS, the GLOW Youth Council made funding recommendations to the GLOW Workforce Investment Board which were approved, and

WHEREAS, the Livingston County Workforce Development Office received Youth Program funding for youth services in the amount of \$90,915.00 now, therefore, be it

RESOLVED, the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign contracts with Genesee County on behalf of the GLOW Workforce Investment Board for the Workforce Investment Act Year-Round Youth Funds for youth services for a term commencing May 18, 2004 and terminating June 30, 2005, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 14, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-282. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN AN AGREEMENT BETWEEN THE COUNTY AND THE LIVINGSTON COUNTY DEVELOPMENT CORPORATION FOR THE ADMINISTRATION OF THE 2003 GOSC DOWNTOWN REVITALIZATION PROGRAM**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign an agreement between the County and the Livingston County Development Corporation for the administration of the 2003 HUD GOSC Downtown Revitalization Program, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 14, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-283. AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW YORK STATE DIVISION OF VETERANS' AFFAIRS**

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

RESOLVED, that the Veterans Service Director is hereby authorized to submit a grant application to the New York State Division of Veterans' Affairs, and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the New York State Division of Veterans' Affairs pending approval of the grant application, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 14, 2004

Legislative & Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**RESOLUTION NO. 2004-284. AMENDING RES. NO. 2004-259 AWARDING BID FOR UNIFORMS AND ACCESSORIES FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

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

WHEREAS, pursuant to Res. No. 2004-259, Livingston County was authorized to enter into a contract with North Eastern Uniforms of 88 Benbro Drive, Cheektowaga, NY 14225 for the purchase of coats and hats for the Livingston County Sheriff's Department, and

WHEREAS, North Eastern Uniforms has withdrawn their bid, it is hereby

RESOLVED, that the Livingston County Sheriff is hereby authorized to purchase coats and hats from Starr Uniform Center of 207 Center Street, Scranton, PA 18503 according to prices on file upon the signing of an approved contract, and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign said contract for the period June 1, 2004 through May 31, 2005 with an option to renew for one additional year, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 14, 2004

Public Safety & Criminal Justice Committee

Mr. Mahus stated this resolution was not through committee but has been reviewed and signed here today by the members present.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

**OTHER BUSINESS**

1. Monroe Ambulance Update – Dominic Mazza, William Sheahan

County Administrator Mazza reported the Emergency Medical Coordinator William Sheahan has been working feverishly to accommodate the county in arranging ambulance services should Monroe Ambulance decided to pull their services from Livingston County. County Administrator Mazza apologized on the timing of this, and stated this is a very fluid situation with new developments on a daily basis. He informed the Board that Department of Health Director Joan Ellison is not in attendance today, however, W. Sheahan will update the Board on the status.

W. Sheahan reported since the last Board meeting he has received additional correspondence from Monroe Ambulance, which has caused concern. Back in June, a letter was sent to Monroe Ambulance stating clearly the County could not provide subsidy to them as they requested. A letter dated July 8, 2004 from them clearly indicates lack of understanding of previous conversations and correspondence. Therefore, it appears that on July 31, 2004 at midnight Monroe Ambulance would no longer be taking calls in Livingston County. This means 1200-1400 calls will have to be picked up.

W. Sheahan explained he participated in a conference call with the State authorities and Emergency Operating authority could be activated for a period of 60-days, a reprieve never before exercised. Further difficulty lies in the fact this is only 60 days, and then that agency is no longer able to provide services. We will have to go through CON process. County Administrator Mazza has drafted a resolution to move forward with operating a Certificate Of Need. This resolution would have to be sent on to state.

W. Sheahan continued informing the Board on the processes required to maintain operations. He offered possible solutions, such as utilizing the Emergency Medical vehicle. He stated this vehicle could be changed over to a fly car and the equipment costs in the amount of \$25,500.00. He suggested we could potentially hire seasonal employees in the short term. The billing options were discussed and B. Sheahan reported we would have to apply to the Authorities for authorization to seek revenues from Medicaid and insurance companies. This solution would be sustainable for a longer time frame.

County Administrator Mazza stated he hopes the communities that have ambulance service will come forward and help the County. He stated he has concern for public health and safety of our county residents and because of this, we are looking for municipalities or fire companies able to loan equipment, or whatever is helpful. County Administrator Mazza stated this is not a situation created by the County. It has been served to us abruptly and is very unfortunate. He reported he sent a letter that urged Monroe Ambulance to stay in Livingston County. County Administrator Mazza

stated residual payments have stopped coming in from the tobacco settlement, however, \$250,000 was reserved for a situations like this, and he feels perhaps this would be a good use for the tobacco monies.

Supervisor Martello asked if we would still be able to bill once the 60-day expires. W. Sheahan reported that if this resolution is passed, we have the ability to bill from this point forward. This would take the 60-day action off the table. W. Sheahan stated he plans on calling all agencies and maybe having an informational meeting this weekend to update them.

Supervisor Olverd asked if we purchase new equipment it may be a liability to us if we determine to utilize a third party for services. W. Sheahan stated we could still utilize the equipment for education and training.

Supervisor Moore stated he is aware of a fly car in Caledonia and wondered if they could be of service. B. Sheahan stated there is one there and it does cover parts of York, Caledonia, and Avon. This is not a countywide unit. He continued they are not up all the time and do not have operating authority outside their jurisdiction.

Supervisor Kennison stated that for Geneseo, mutual aid isn't really the case and actually, it is way out of balance. In terms of external coverage, it is also out of balance and it is creating stress on Geneseo resources. There is so much coverage outside the community and it seems there are really only one or two towns bearing the burden.

Supervisor Olverd asked what would a 24-hour on call and hire do on down time. W. Sheahan stated there would not be much down time and when there is, there are things such as equipment maintenance, paperwork review, and cleaning duties to fill any gaps.

Supervisor Olverd stated perhaps there is potential for partnership with the nursing home--shared personnel instead of just floating in between calls. W. Sheahan stated 60% of the time would be committed to taking calls.

Supervisor Olverd questioned if this would be set up as a second call. B. Sheahan responded that generally it is policy that the closest available service respond. Discussion of options continued in general on peak times of service and financial resources available.

Supervisor Olverd asked for summary and County Administrator Mazza stated we are proposing to replace Monroe Ambulance services, as it currently exists in response to their decision to terminate their services here. We need to move forward and be prepared for this transition if it takes effect. We will also be working with the Personnel Department for seasonal temporary positions to be established.

Mr. Moore moved and Mr. Schuster seconded to move the following resolution. Carried.

**RESOLUTION NO. 2004-285. REQUESTING OPERATING AUTHORITY FOR THE COUNTY OF LIVINGSTON TO ESTABLISH AND OPERATE AN AMBULANCE SERVICE**

WHEREAS, the County of Livingston is experiencing a serious shortage of commercial and volunteer ambulance service within the County; and

WHEREAS, such shortage has the potential to adversely affect the health and safety of the residents of Livingston County; and

WHEREAS, the Livingston County Board of Supervisors has determined that a County-operated ambulance service would best overcome the shortage and serve the needs of the residents of Livingston County; and

WHEREAS, the County of Livingston must first obtain operating authority from the State Emergency Medical Services Council (SEMSCO) in order to operate an ambulance service; now, therefore, be it

RESOLVED, that the County of Livingston has the need to establish and operate an ambulance service to meet a serious shortage of such services within the County; and be it further

RESOLVED, the County of Livingston seeks authority to establish and operate an ambulance service; and be it further

RESOLVED, that the County of Livingston seeks such authority to operate said service within the entire geographical area of the County of Livingston; and be it further

RESOLVED, that this resolution shall take effect July 31, 2004, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to SEMSCO in care of the Bureau of Emergency Medical Services.

Dated at Geneseo, New York

July 14, 2004

Committee of the Whole

County Administrator Mazza stated he hopes Monroe Ambulance would change their decision on withdrawing services.

The roll was called as follows: Ayes - 1,662; Noes - 0; Absent – Deming, 90; Adopted.

Mr. Walker & Mrs. Cansdale departed.

### **Discussion of Exemption of Sales Tax on Clothing and Footwear**

County Administrator Mazza stated the Finance and Administration Committee discussed and voted not to exempt sales tax on clothing and footwear for the period commencing on August 31, 2004 and ending on September 6, 2004. The County Administrator stated that we only have until Friday to take action and after speaking with Supervisor Yendell, it was determined the Board as a whole should be aware of the committees decision on the County Exemption of Sales Tax. The pros and cons were shared.

Supervisor Wahl reported it had been a lengthy discussion. There was some support, and it was the majority of committee that the County really should collect sales tax as usual.

County Administrator Mazza stated we do not have a lot of businesses in the county selling clothing. Wal-Mart covers about 90%, and a couple of other establishments in Geneseo. There was a letter from Dansville Chamber of Commerce, and a phone call from Swain Ski and Sport stating their support of the tax-free week. The County Administrator stated we wanted to give the Board the opportunity to discuss this matter in open forum.

Supervisor Kennison stated if we do not sell a high volume of clothes, it may not be worth doing.

Supervisor Brooks stated he feels if the State cannot pass a budget, but keeps passing down more costs to the County, he feels we should not participate. He is aware of the issues on both sides but feels it is all politics.

Supervisor Martello questioned if there is a way to find out what we would gain or lose. County Administrator Mazza stated it would have to happen today because of the Friday deadline. He explained the method of reporting makes it very difficult to determine because the numbers are not reported that way.

Supervisor Yendell stated the citizens already feel overtaxed, and this is a way of making them feel good. This perception is worth having the tax exemption week.

Supervisor Rumble stated businesses look at not only how the Tax Exemption week affects clothing purchases, but how it effects other purchases bought while clothes shopping.

Supervisor Moore stated he feels it is not a big gain for anyone and that people do not clothes shop for 2-3 days to warrant how it effects other purchases.

Supervisor LeFeber stated he opposed. It was discussed extensively and the sales tax percentage saved is not going to be that much.

Chairman Merrick stated he feels this is not going to break us. He feels it is good public relations and a good gesture in time for back to school shopping.

Supervisor Mahus asked if we could have just one week versus two. County Administrator explained it is usually done as one week in the fall and the other week in January.

Mr. Martello moved and Mr. Yendell seconded to move the following resolution. Carried.

**RESOLUTION NO. 2004-286. ELECTING THE FALL 2004 ONE-WEEK CLOTHING AND FOOTWEAR EXEMPTION FROM SALES AND COMPENSATING USE TAXES**

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF LIVINGSTON AS FOLLOWS:

SECTION ONE: The Board of Supervisors of the County of Livingston hereby elects the clothing and footwear exemption for the period commencing on August 31, 2004 and ending on September 6, 2004.

SECTION TWO: This resolution shall take effect July 16, 2004, and shall apply in accordance with applicable transitional provisions of the Tax Law.

Dated at Geneseo, New York

July 14, 2004

Committee of the Whole

The roll was called as follows: Ayes - 1,240; Noes – LeFeber, 175; Moore, 64; Brooks, 84; Total - 323; Absent – Walker, 65; Cansdale, 34; Deming, 90; Total - 189; Adopted.

2. Chairman Merrick announced that he will be re-establishing the Ad Hoc E-911 Committee to review our existing system and develop any plans necessary for system improvements. He appointed the County Administrator as Chairperson of this Committee.

3. Supervisor Martello announced the 8<sup>th</sup> Annual Ossian Picnic on August 1, 2004 from 2-5 p.m. and extended an invitation to the Board of Supervisors and encouraged their attendance.

**ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Olverd to adjourn until Wednesday, July 28, 2004 at 1:30 p.m. Carried.

The Board adjourned at 3:20 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, JULY 28, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mrs. Rumble (Conesus), Mr. Martello (Ossian), Mr. Davis (Portage), and Mr. Schuster (Sparta).

The Pledge of Allegiance.

**MINUTES**

Minutes of 7/14/2004 Regular Board Meeting were approved as presented.

**COMMUNICATIONS**

1. Please inform the Office of the Clerk of the Board if you plan to attend the Inter-County Association of Western New York meeting on August 20, 2004 at the Springbrook Inn.
2. Please inform the Office of the Clerk of the Board if you will not be at the September 22 and October 13 Board meeting. We will schedule one of those dates for the 2004 Board picture.
3. NYSAC Fall Conference will be held in Syracuse, New York at the OnCenter Complex, September 21-24, 2004. Please inform the Office of the Clerk of the Board if you plan to attend this conference.
4. Thank you letter from Carolyn M. Thompson, RN, for the April 28, 2004 Employee Recognition Ceremony.
5. Acknowledgement letter from Assemblyman Daniel J. Burling regarding receipt of Res. Nos. 2004-225 and 228.
6. Acknowledgement letter from Assemblyman Daniel J. Burling regarding Livingston County's Medicaid burden and the need for Medicaid Relief.
7. Senior Information Day will be held Saturday, August 14, 2004, 9:00 a.m. - 3:00 p.m., Livingston County Highway Facility, Hampton Corners.

**RESOLUTION NO. 2004-287.      APPROVING ABSTRACT OF CLAIMS #7B – JULY 28, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #7B dated July 28, 2004 in the total amount of \$1,305,444.25.

Dated at Geneseo, New York

July 28, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,595; Noes – 0; Absent – Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**PRIVILEGE OF THE FLOOR**

1. Geneseo Supervisor Wes Kennison – Participants of Parlando Americano 2004

Geneseo Supervisor Kennison stated that 26 years ago he was a 19 year old student in Siena and didn't speak much Italian. A family took him home and since that time, he has been enjoying Siena hospitality. Mr. Kennison reported that approximately 150 residents of Livingston County, that we know, have traveled to Siena. Beginning this summer, an opportunity has been provided to people in Siena to come to America to learn the English language. It is possible that 30-40 people will participate in the program each year. Mr. Kennison stated those participants are attending a Board meeting today to observe a local government meeting. Mr. Kennison asked the visitors to come forward. He acknowledged the following Group Leaders: Lavinia Bracci and daughter Arianna Giorgi; Roni Kennison, Coordinator and English Instructor; Aaron Gutter, English Instructor. He also acknowledged the following participants and presented a small token to each: Marina Pagni, Marina Rocchigiani and daughter Margherita Garosi, Elisa Trastullo, Francesca Semplici, Olmo Bisigato, Guuseppina Leo and visitor Adriana Leo, member of the Ulisse Cultural

Association and potential collaborator in future Parlando Americano projects bringing Italian entrepreneurs to the area. Mr. Kennison indicated these people had a choice to visit several places in America and they chose Livingston County.

Chairman Merrick thanked the participants of Parlando Americano 2004 for attending the Board meeting and wished them good luck in their endeavors.

### **PREFERRED AGENDA**

#### **RESOLUTION NO. 2004-288.      APPOINTING HEARING BOARD MEMBER FOR THE ADMINISTRATION OF THE LIVINGSTON COUNTY SOURCE SEPARATION LAW – APPLIN**

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 the Local Law, now, therefore, be it

RESOLVED, that Ken Applin, 8806 NYS Rte 256, Dansville, NY 14437, be appointed to the Hearing Board as an alternate for a term commencing January 1, 2004 and terminating December 31, 2005.

Dated at Geneseo, New York

July 28, 2004

Highway and Public Works Committee

#### **RESOLUTION NO. 2004-289.      PROVIDING FOR PUBLIC HEARING TO CONSIDER OBJECTIONS TO SPECIAL ASSESSMENT ROLL**

RESOLVED, that the Clerk of the Livingston County Board of Supervisors shall cause the necessary notice to be published in the official newspapers, and be it further

RESOLVED, that notices of the public hearing be mailed to property owners in the districts, and be it further

RESOLVED, that a public hearing be held on October 27, 2004 at 1:35 pm. in the Livingston County Government Center, 6 Court Street, Board Assembly Room, Geneseo, NY 14454, to consider objections to the special assessment roll.

Dated at Geneseo, New York

July 28, 2004

Highway and Public Works Committee

#### **RESOLUTION NO. 2004-290.      ESTABLISHING THE ADMINISTRATIVE BODY FOR THE GROVELAND STATION COUNTY SEWER DISTRICT**

RESOLVED, that the Livingston County Board of Supervisors designates the members of the Highway and Public Works Committee as the administrative body for the Groveland Station County Sewer District.

Dated at Geneseo, New York

July 28, 2004

Highway and Public Works Committee

#### **RESOLUTION NO. 2004-291.      SCHEDULING PUBLIC HEARING ON DRAFT ENVIRONMENTAL IMPACT STATEMENT FOR PROPOSED ALUM TREATMENT PROGRAM FOR CONESUS LAKE**

WHEREAS, Recommendation No. G-3 in the Conesus Lake Watershed Management Plan is to, "Initiate effort to determine if alum treatment to control release of phosphorus from deep lake sediments would be effective in Conesus Lake. Proceed with plans for implementation, if effectiveness is warranted, and monitor for environmental impacts;" and

WHEREAS, on February 10, 2004, the Conesus Lake Watershed Council voted to recommend that the Board of Supervisors initiate the SEQR process for a potential alum application; and

WHEREAS, Resolution No. 2004-108 declared Livingston County's intent to be Lead Agency for the SEQR review of the proposed alum treatment program in Conesus Lake; and

WHEREAS, Resolution No. 2004-172 adopted a SEQR Positive Declaration for the proposed alum treatment program in Conesus Lake and directed that a Draft Environmental Impact Statement be prepared; and

WHEREAS, on June 14, 2004, SEQR Scoping Sessions were held to solicit public input on issues to be considered in the Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake; now, therefore, be it

RESOLVED, that a Public Hearing on the Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake is hereby scheduled for August 31, 2004, at 2:00 p.m. and 7:00 p.m., in Room 205 of the Livingston County Government Center in Geneseo, New York; and be it further

RESOLVED, that at least fourteen (14) days notice of this Public Hearing shall be given by 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, and as provided by law.

Dated at Geneseo, New York

July 28, 2004

Legislative and Agricultural Affairs Committee

### **PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Moore and seconded by Mr. Walker to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

Mr. Yendell informed the Board that the Finance and Administrative Committee meeting was changed to August 9, 2004. Mr. Yendell announced that the Finance and Administration resolutions were not presented at a Finance & Administration Committee meeting; however, the Committee had signed the resolutions.

### **RESOLUTION NO. 2004-292. AUTHORIZING TRANSFER OF FUNDS – BOARD OF SUPERVISORS, CENTRAL SERVICES, HIGHWAY, HISTORIAN, PLANNING, RECORDS MANAGEMENT, SHERIFF**

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

RESOLVED, that the County Treasurer 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 28, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

### **RESOLUTION NO. 2004-293. AUTHORIZING REAPPROPRIATION OF FUNDS – SHERIFF DEPARTMENT**

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

WHEREAS, the Livingston County Sheriff Department has received additional insurance recovery revenue, it is hereby

RESOLVED, that the 2004 Livingston County Sheriff Department Budget be amended as follows:

|                                       |                    |
|---------------------------------------|--------------------|
| <b>Increase Revenue Account</b>       | <b>A 3110.2680</b> |
| Sheriff/Insurance Recovery            | \$723.81           |
| <b>Increase Appropriation Account</b> | <b>A 3110.4127</b> |
| Sheriff/Outside Repairs               | \$723.81           |

Dated at Geneseo, New York

July 28, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.



**RESOLUTION NO. 2004-294. AUTHORIZING PERMISSION TO PURCHASE A TIRE BALANCER FOR THE LIVINGSTON COUNTY HIGHWAY DEPARTMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the County Highway Superintendent desires to purchase the following item for the Livingston County Highway Department:

| <b><u>VENDOR</u></b>              | <b><u>ITEM</u></b>       | <b><u>QUANTITY</u></b> | <b><u>UNIT COST</u></b> | <b><u>TOTAL COST</u></b> |
|-----------------------------------|--------------------------|------------------------|-------------------------|--------------------------|
| <b>Myers Tire Supply-Syracuse</b> | Coats 6401 Tire          | 1                      | \$7,964.00              | \$7,964.00               |
| P.O. Box 181                      | Balancer & wheel adapter |                        |                         |                          |

Eastwood Station

Syracuse, NY 13206-0181

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Livingston County Highway Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the County Highway Superintendent is authorized to purchase the above item at a total cost not to exceed Seven Thousand Nine Hundred Sixty Four Dollars (\$7,964.00).

Dated at Geneseo, New York

July 28, 2004

Finance and Administration Committee

D. Higgins, County Highway Superintendent, reported that the computer board for the existing tire balances was struck by lightening and there have been problems with it in the past. He indicated that a tire balancer is very important to the highway operations.

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**AMBULANCE SERVICE UPDATE - WILLIAM SHEAHAN, EMERGENCY MEDICAL SERVICES COORDINATOR**

W. Sheahan explained that he received a letter from Thomas Coyle, Vice President of Monroe Ambulance, expressing they would be able to provide 12 hours of service a day 7 days a week to Livingston County until September 1, 2004. W. Sheahan indicated that Chairman Merrick responded in writing that it was necessary to have 24-hour coverage through October 15, 2004, because the long-term study should be completed by then, and gave a deadline of 4:00 p.m. on July 26, 2004 to respond. Monroe Ambulance asked for an extension in order to take this request to their Board, and they were to respond to us by noon on July 28, 2004. A letter was faxed to Chairman Merrick indicating Monroe Ambulance would cease services as of July 31, 2004.

W. Sheahan stated that we have continued to move forward with our plan to establish an ambulance service. The paperwork to request a New York State Department of Health Operating Certificate authorizing a Livingston County certified ambulance service was submitted to the New York State Department of Health on July 21, 2004. The Personnel & Employee Relations Committee approved ten temporary positions for a six-month period, and 16 applications have been received (13 in-county residents). The vehicle is in the process of getting striped and equipment will be installed and will be ready to operate by August 1, 2004.

W. Sheahan explained the billing procedure and indicated we will be able to starting billing immediately. He indicated we will not receive our Medicare number for six to eight weeks; however, we will be allowed to bill retroactively when the number is received.

The County Administrator acknowledged Joan Ellison, Director of Public Health, William Sheahan, Emergency Medical Services Coordinator and Kevin Niedermaier, Director of Emergency Management Services, the Personnel Office for stepping up to the plate and getting the ambulance service established. He indicated our goal is to keep the community safe and respond to their needs and at the same time seek a county-wide solution to this problem. He expressed his appreciation to the Board of Supervisors for allowing them to react without going through the committee system.

Livonia Supervisor Wahl stated he was impressed that those involved put this ambulance service together within two weeks and commended their efforts. Mr. Wahl asked where the equipment will be stored. W. Sheahan stated his office.

The County Administrator stated he has had a few inquiries from the public, but once he explained the facts, there were positive responses. When the long-term study is complete, the Board will be informed of the recommendations.

Mt. Morris Supervisor Olverd stated that he has some concerns regarding how the services will be billed through MedEx and the Avon Rotary-Lions Ambulance and Genesee Valley Emergency Medical Services. W. Sheahan reassured Mr. Olverd that those issues would be resolved.

Chairman Merrick thanked everyone for putting this all together.

**RESOLUTION NO. 2004-295. ESTABLISHING A NEW ACCOUNT – EMERGENCY MANAGEMENT SERVICES**

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

RESOLVED, that the County Treasurer is authorized to establish Revenue Account A3641.4395 Homeland Defense in the amount of \$37,369.00, and establish the following Appropriation Accounts:

|            |                                          |                    |
|------------|------------------------------------------|--------------------|
| A3641.2200 | Data Processing                          | \$10,000.00        |
| A3641.2400 | Law Enforcement, Fire & Safety Equipment | <u>\$27,369.00</u> |
|            |                                          | \$37,369.00        |

Dated at Geneseo, New York

July 28, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,595; Noes – 0; Absent – Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-296. AUTHORIZING PERMISSION TO PURCHASE EQUIPMENT FOR EMERGENCY MEDICAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Emergency Medical Services Coordinator desires to purchase the following items:

| <b><u>VENDOR</u></b>            | <b><u>ITEM</u></b>     | <b><u>QUANTITY</u></b> | <b><u>UNIT COST</u></b> | <b><u>TOTAL COST</u></b> |
|---------------------------------|------------------------|------------------------|-------------------------|--------------------------|
| <b>Medtronic Physio-Control</b> | Reconditioned Lifepak  | 1                      | \$16,125.00             | \$16,125.00              |
| 1181 Willows Road NE            | 12 Cardiac Monitor     |                        |                         |                          |
| P.O. Box 97023                  | Battery Support System | 1                      | \$1,339.00              | \$1,339.00               |
| Redmond WA 98073-9723           | Lifepak NiCad Battery  | 2                      | \$268.00                | <u>\$536.00</u>          |
|                                 |                        |                        |                         | \$18,000.00              |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Emergency Medical Services and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Emergency Medical Services Coordinator is authorized to purchase the above items at a total cost not to exceed Eighteen Thousand Dollars (\$18,000.00).

Dated at Geneseo, New York

July 28, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-297. ESTABLISHING A NEW ACCOUNT - EMERGENCY MEDICAL SERVICES**

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

WHEREAS, the Livingston County Board of Supervisors desires to establish a Livingston County Ambulance Service, it is hereby

RESOLVED, that the County Treasurer is authorized to establish Revenue Account A4014.1610 Emergency Medical Services in the amount of \$132,000.00 and A4014.2690 Emergency Medical Services/Other Comp. for Losses in the amount of \$16,145.000 for a total amount of \$148,145.00 and establish the following Appropriation Accounts:

|                                |                   |
|--------------------------------|-------------------|
| A4014 .1950 Temporary Services | \$69,552.00       |
| .2250 Medical Equipment        | \$21,200.00       |
| .4055 Telephone                | \$500.00          |
| .4080 Professional Services    | \$20,000.00       |
| .4090 Insurance                | \$1,110.00        |
| .4120 Automobile Repairs       | \$1,000.00        |
| .4124 Gasoline                 | \$5,040.00        |
| .4280 Uniforms                 | \$2,500.00        |
| .4440 Medical Supplies         | \$12,600.00       |
| .8100 FICA                     | \$5,321.00        |
| .8200 Retirement               | \$7,930.00        |
| .8400 Workers Compensation     | <u>\$1,392.00</u> |
|                                | \$148,145.00      |

Dated at Geneseo, New York

July 28, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-298. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH - HEALTH RESEARCH INC. FOR RURAL AUTOMATIC EXTERNAL DEFIBRILLATOR (AED) PROGRAM**

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

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

| <u>Contractor</u>           | <u>Term Commencement</u> | <u>Term Ending</u> |
|-----------------------------|--------------------------|--------------------|
| <b>Health Research Inc.</b> | 9/1/03                   | 7/31/04            |

1 University Place

Rensselaer, NY 12144

For Rural AED Contract

Dated at Geneseo, New York

July 28, 2004

Health Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-299. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN QUIT CLAIM DEED AND RELATED DOCUMENTS TO TRANSFER PARCEL ON WEST LAKE ROAD – WILKINS – TOWN OF GENESEO**

Mr. Moore 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 Superintendent of Highways has determined that the following parcel of property is of no further use for highway purposes for the County of Livingston, and

WHEREAS, the Superintendent of Highways has recommended that the following parcel be abandoned to the adjoining landowner, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a quit claim deed and related documents to transfer the following parcel to the party listed upon payment to the County of Livingston of \$100.00:

Laverne H. Wilkins & Jerold C. Wilkins

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Geneseo, County of Livingston, State of New York, and being a portion of Discontinuance Parcel No. 8A, bounded and described as follows:

Commencing at a point on the easterly side of West Lake Road, Scottsburg-Upper Lakeville, Part 2, S.H. No. 8397, NYS Route 256, said point being on the retention line and new highway line, as shown on the New York State Department of Transportation Discontinuance Maps, dated April 11, 1990, approved April 13, 1990 and designated as Sheet 8 of 10, Parcel 8A, and filed in the Livingston County Clerk's Office as microfilm No. BO2135, said point also being 42.00 feet easterly, measured at right angles from base line Station 276 + 17.00; thence

- 1) North 65° 56' 31" East for a distance of 54.00 feet to a point, said point being 85± feet easterly, measured at right angles from baseline Station 276 + 50±; thence
- 2) South 22°08'58" West and along the westerly line of lands now or formerly of Laverne H. Wilkins and Grace R. Wilkins (Liber 716 of Deeds at page 295) for a distance of 20.14 feet to an angle point; thence
- 3) South 19° 43'42" West and continuing along the westerly line of lands of said Wilkins for a distance of 76.94 feet to an angle point; thence
- 4) South 14°57'00" West and continuing along the westerly line of lands of said Wilkins for a distance of 25.06 feet to a point marked by an iron pin; thence
- 5) North 76°12'29" West for a distance of 31.25 feet to a point marked by an iron pin on the retention line and new highway boundary line, as shown on the aforementioned Discontinuance Maps; thence
- 6) North 13° 47' 31" East and along the retention line and new highway boundary line for a distance of 88.38 feet to the point of beginning.

Containing: 0.084 acres.

Being and intending to convey a portion of lands designated as Discontinuance Parcel 8A, Sheet 8 of 10, on a set of Discontinuance Maps by the New York State Department of Transportation dated April 11, 1990 and approved April 13, 1990. Said parcels are also part of an Official Order No. H2302 dated March 16, 1993 wherein the New York State Department of Transportation released their jurisdiction of lands that were no longer needed for highway purposes by document entitled "Abandonment of Portions of Scottsburg-Upper Lakeville, Part 2, S.H. No. 8397, Towns of Conesus, Groveland, and Geneseo, Livingston County".

This conveyance is made and accepted subject to such grants, easements, reservations, covenants, agreements, leases and restrictions of record in the Livingston County Clerk's Office as may pertain to or affect the above described premises.

Dated at Geneseo, New York

July 28, 2004

Highway & Public Works Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-300. APPROVING MAXIMUM WAGE RATES FOR TOWN, VILLAGE AND COUNTY HIGHWAY EMPLOYEES WHILE ENGAGED IN SNOW AND ICE WORK ON STATE HIGHWAYS FROM 01/01/2004 TO 12/31/2004 AND FOR WORK DONE FOR THE COUNTY DURING THAT PERIOD**

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

RESOLVED, that the maximum wage rates shown on the attached schedules 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 01/01/2004 to 12/31/2004.

Dated at Geneseo, New York

July 28, 2004

Highway and Public Works Committee

Schedules on file in Clerk's office.

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-301. AUTHORIZING EXTENSION OF SNOW AND ICE AGREEMENT BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND LIVINGSTON COUNTY THROUGH THE 2005-2006 SEASON**

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

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

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

WHEREAS, it would be in the interest of Livingston County to extend the Agreement as modified and updated, for an additional one year, through the 2005-2006 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, subject to review by the County Administrator and County Attorney.

Dated at Geneseo, New York

July 28, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-302. APPROVING EXTENSION AND RATE PER MILE FOR COUNTY SNOW & ICE CONTROL CONTRACT THROUGH AUGUST 31, 2005**

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

WHEREAS, the current County Snow & Ice Contract is effective August 31, 1999, but allows for annual extension's through September 1, 2007, under the same terms and conditions, and

WHEREAS, the Contract also provides for the "Rate Per Mile" to be negotiated each year, and

WHEREAS, Resolution 2002- 305 approved a Rate Per Mile of \$3,100.00, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors agrees to extend the County Snow & Ice Contract through August 31, 2005, and be it, further

RESOLVED, that the "Rate Per Mile" for said Contract Extension Period remain at \$3,100.00.

Dated at Geneseo, New York

July 28, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-303. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE STATE ASSISTANCE CONTRACT PURSUANT TO THE CLEAN WATER/CLEAN AIR BOND ACT OF 1996 - HAMLET OF GROVELAND STATION SEWER PROJECT**

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

WHEREAS, Livingston County, herein called the municipality, after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its

application and attachments herein called the Project is desirable, is the public interest, and is required in order to implement the Project, and

WHEREAS, Article 56 of the Environmental Conservation Law Authorized State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into contract therewith; now, therefore, be it

RESOLVED, by Livingston County

1. That the Chairman of the Board or such person's successor in office, is the representative authorized to act on behalf of the Municipality's governing body in all matters related to State assistance under ECL Article 56, Title 3. The representative is also authorized to make application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality's governing body in all matters related to the project and to State assistance;
2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project's field work within twelve (12) months of written approval of its application by the Department of Environment Conservation;
3. That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation;
4. That this Resolution take effect immediately.

Dated at Geneseo, New York

July 28, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-304.      AMENDING THE DEPARTMENT HEAD SALARY SCHEDULE - DISTRICT ATTORNEY**

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

RESOLVED, that the 2004 Department Head Salary Schedule is amended as follows:

**District Attorney**

Increase the salary of Eric Schiener, Assistant District Attorney, to \$57,313 effective July 1, 2004.

Dated at Geneseo, New York

July 28, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-305.      AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE - DEPARTMENT OF HEALTH**

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

RESOLVED, that the 2004 Hourly Employee Salary Schedule is amended as follows:

**Public Health**

Create three Account Clerk/Typist positions.

Create one per diem Registered Professional Nurse position.

Create ten temporary Advanced Life Support Technician positions.

Dated at Geneseo, New York

July 28, 2004

Personnel and Employee Relations Committee

Supervisor Olverd questioned if the salary had been established for the temporary Advanced Life Support Technician positions. The County Administrator responded the salary will be \$15.00 per hour. Mr. Olverd stated he would be voting no on this resolution because the County is paying a higher salary than if those people had to drive to Rochester. Rochester area is paying \$14.00 per hour. He indicated the calls are much more severe (gun shot wounds) in Rochester than the calls in Livingston County.

The roll was called as follows: Ayes - 1,469; Noes - Olverd, 126; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-306. AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR OFFICE FOR THE AGING, CENTRAL SERVICES, PROBATION, PUBLIC HEALTH, SHERIFF'S DEPARTMENT, SOCIAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Office for the Aging**

Foster Grandparent Program Director, full-time (1)

**Central Services**

Courier, full-time (1)

**Probation**

Probation Officer/Probation Officer Trainee, full-time (1) (permission to fill when it becomes vacant)

Probation Supervisor, full-time (1)

**Public Health**

Registered Professional Nurse, per diem (1)

**Sheriff's Department**

Corrections Officer, part-time (2)

Corrections Officer, part-time temporary (1)

**Social Services**

Clerk/Typist, full-time (2)

Senior Typist, full-time (1)

Case Supervisor, Grade B, full-time (1)

Dated at Geneseo, New York

July 28, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46;

Total - 157; Adopted.

**RESOLUTION NO. 2004-307. RECOGNIZING THE NEW YORK STATE LAW ENFORCEMENT OFFICERS UNION COUNCIL 82, AFSCME, AFL-CIO AS THE NEGOTIATING REPRESENTATIVE UNDER THE NEW YORK STATE TAYLOR LAW FOR THE LIVINGSTON COUNTY DEPUTY SHERIFF'S ASSOCIATION**

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

WHEREAS, the Livingston County Board of Supervisors has previously recognized the Livingston County Deputy Sheriff's Association as the negotiating representative for certain employees of the Livingston County Sheriff Department; and

WHEREAS, the New York State Law Enforcement Officers Union Council 82, AFSCME, AFL-CIO ("Council 82") has filed a Petition with the New York State Public Employment Relations Board seeking certification as the exclusive negotiating representative for employees within the bargaining unit currently represented by the Livingston County Deputy Sheriff's Association; and

WHEREAS, Council 82 has provided proof to the County that more than 50 percent of the employees within the bargaining unit have submitted statements indicating they wish to be represented for bargaining purposes by Council 82; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby recognizes the New York State Law Enforcement Officers Union Council 82, AFSCME, AFL-CIO as the negotiating representative under the New York State Taylor Law for the bargaining unit described below as of July 28, 2004:

All titles within the Livingston County Sheriff's Department which are not classified as managerial or confidential under the Taylor Law except: the Sheriff, Undersheriff, Confidential Secretary to the Sheriff, Majors, Deputy Sheriff/Communications Officer, all Road Patrol job titles, and each new position or job title created by the Employer during the term of this Agreement which by job description reports to the Board of Supervisors or the County Administrator.

Dated at Geneseo, New York

July 28, 2004

Personnel & Employee Relations Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-308.      AUTHORIZING ACCEPTANCE OF JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT FOR THE LIVINGSTON COUNTY PROBATION DEPARTMENT**

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

WHEREAS, the County of Livingston has applied to the New York State Division of Criminal Justice Services for continued funding of the Juvenile Offender Accountability Program, and

WHEREAS, the State has approved funding in the amount of \$11,683.00 to provide continuation of program services, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign an agreement to accept the Juvenile Accountability Incentive Block Grant for the period commencing October 1, 2004 and terminating September 30, 2005 in an amount of \$11,683.00, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 28, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-309.      AWARDING BID FOR MEAT USED BY THE LIVINGSTON COUNTY JAIL**

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

WHEREAS, after proper legal advertisement for bids for meat for the Livingston County Jail, two (2) bids were received, then opened on June 20, 2004, now, therefore, be it

RESOLVED, that the bid of Leon Kastner Meats of 25 Pixley Industrial Parkway, Rochester, New York 14624, be awarded according to prices on file in the Office of the County Administrator. This award shall be effective July 1, 2004 and terminate June 30, 2005 with an option to renew for one additional year, and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Leon Kastner Meats, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 28, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-310.      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN CONTRACTS WITH THE AVON ROTARY-LIONS AMBULANCE,**



**TOWN OF MT. MORRIS AND GENESEE VALLEY EMERGENCY MEDICAL SERVICES FOR BILLING OF AMBULANCE SERVICES**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign contracts with the Avon Rotary-Lions Ambulance, Town of Mt. Morris and Genesee Valley Emergency Medical Services for billing of ambulance services according to terms to be negotiated, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 28, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**RESOLUTION NO. 2004-311. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH MEDEX BILLING INC. FOR AMBULANCE BILLING SERVICES**

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

WHEREAS, the Livingston County Board of Supervisors established a Livingston County Ambulance Service, and

WHEREAS, it is the desire of the Livingston County Board of Supervisors to receive reimbursement for services rendered, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract and all other necessary documents with the MedEx Billing Inc. for ambulance billing services for a period commencing August 1, 2004 and expiring February 1, 2005 at a cost of \$35.00 per Pre-Hospital Care Report, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

July 28, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,595; Noes - 0; Absent - Rumble, 66; Martello, 21; Davis, 24; Schuster, 46; Total - 157; Adopted.

**EXECUTIVE SESSION**

Motion made by Mr. Brooks and seconded by Mr. Yendell that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing collective negotiations pursuant to Article 24 of the Civil Service Law (the Taylor Law); and that James C. Merrick act as Chairman, Virginia O. Amico as Secretary, and Dominic F. Mazza, County Administrator remain present. Carried.

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

**REPORT OF EXECUTIVE SESSION**

The Board of Supervisors having met in Executive Session for the purpose of discussing collective negotiations pursuant to Article 24 of the Civil Service Law (the Taylor Law), hereby reports as follows:

No action taken.

Dated July 28, 2004

James C. Merrick, Chairman

Virginia O. Amico, Clerk/Secretary

Motion made by Mr. Kennison and seconded by Mr. Mahus that the Report of the Executive Session be accepted. Carried.

**OTHER BUSINESS**

1. Chairman Merrick extended birthday wishes to Clerk of the Board Virginia Amico and York Supervisor Gerald Deming.
2. Caledonia Supervisor Pangrazio invited the Board to attend the Caledonia Fair August 3-7, 2004.

**ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Walker to adjourn until Wednesday, August 22, 2004 at 1:30 p.m.  
Carried.

The Board adjourned at 2:37p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, AUGUST 11, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Wahl (Livonia), Mr. Olverd (Mt. Morris), Mr. Martello (Ossian), and Mr. Deming (York).

The Pledge of Allegiance.

Mr. Olverd entered.

**MINUTES**

Minutes of 7/28/2004 Regular Board Meeting were approved as presented.

**COMMUNICATIONS**

1. Please inform the Office of the Clerk of the Board if you plan to attend the Inter-County Association of Western New York meeting on August 20, 2004 at the Springbrook Inn.
2. Please inform the Office of the Clerk of the Board if you will not be at the October 13 Board meeting. We would like to schedule this date for the 2004 Board picture.
3. Mark Your Calendar:
  - Public Hearing on the Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake is scheduled for August 31, 2004, at 2:00 p.m. and 7:00 p.m., in Room 205 of the Livingston County Government Center in Geneseo, New York.
  - Conesus Lake Association, Inc. is conducting a boat tour of Conesus Lake on Monday, August 16, 2004 at 3:00 p.m. – 6:00 p.m., meet at Long Point Park. RSVP to 346-6864 if you plan to attend.

**RESOLUTION NO. 2004-312.      APPROVING ABSTRACT OF CLAIMS #8A – AUGUST 11, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #8A dated August 11, 2004 in the total amount of \$4,000,557.63.

Dated at Geneseo, New York

August 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,446; Noes – 0; Absent – Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

**PREFERRED AGENDA**

**RESOLUTION NO. 2004-313.      APPOINTING MEMBERS TO THE LIVINGSTON COUNTY COMMUNITY SERVICES BOARD – LOCKHART III, HERKIMER, BRAUN, DERBY, SWEET, O’HEARN, WETTEREAU**

RESOLVED, that the following members are hereby appointed to the Livingston County Community Services Board and Sub-Committees for a four-year term commencing January 1, 2004 and expiring December 31, 2007:

**Community Services Board**

John Lockhart III of Box 157, Geneseo, NY 14454 to represent Slot #3

Marty Herkimer of Livingston County Sheriff’s Department, Geneseo, NY 14454 to represent Slot #6

**Mental Health Subcommittee**

Sandra Braun of 1959 Pole Bridge Road, Avon, NY 14414

**Developmental Disabilities Subcommittee**

William Derby of 64 Second Street, Geneseo, NY 14454

Marie Lynn Sweet of 121 Big Tree Street, Livonia, NY 14487

Vacancy

**Chemical Dependency Subcommittee**

Maria O'Hearn of 10148 State Street, Dalton, NY

Norman Wettureau, M.D of 6 Clinton Street, Dansville, NY 14437

Dated at Geneseo, New York

August 11, 2004

Health Committee

**RESOLUTION NO. 2004-314. PROCLAIMING THE WEEK OF SEPTEMBER 5-11, 2004 AS EMERGENCY SERVICES PROVIDER WEEK**

WHEREAS, on April 24, 2002 the Livingston County Board of Supervisors adopted Res. No. 2002-173 Honoring Livingston County Emergency Services Providers On An Annual Basis During The Week Of September 11<sup>th</sup>, and

WHEREAS, the Livingston County Board of Supervisors desires to acknowledge the invaluable services provided to the residents of Livingston County by Law Enforcement, Fire and Emergency Medical Service providers, it is hereby

RESOLVED, that the Livingston County Board of Supervisors proclaims the week of September 5-11, 2004 as Emergency Services Provider Week to honor and thank the Law Enforcement, Fire and Emergency Medical Service providers throughout Livingston County.

Dated at Geneseo, New York

August 11, 2004

Health Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Moore and seconded by Mr. Walker to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

Mr. Yendell informed the Board the Finance and Administrative Committee meeting was changed to August 9, 2004. Mr. Yendell announced that the Finance and Administration resolutions were not presented at a Finance & Administration Committee meeting; however, the Committee members present have signed the resolutions presented here today.

**RESOLUTION NO. 2004-315. AUTHORIZING TRANSFER OF FUNDS - CENTRAL SERVICES**

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

RESOLVED, that the County Treasurer is authorized and directed to make the requested transfers per the Budget Transfer Request Form on file in the Office of the Clerk of the Board which has been approved by the County Administrator.

Dated at Geneseo, New York

August 11, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

**RESOLUTION NO. 2004-316. AUTHORIZING REAPPROPRIATION OF FUNDS - SHERIFF DEPARTMENT**

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

WHEREAS, the Livingston County Sheriff Department has received additional insurance recovery revenue, it is hereby

RESOLVED, that the 2004 Livingston County Sheriff Department Budget be amended as follows:

|                                       |                    |
|---------------------------------------|--------------------|
| <b>Increase Revenue Account</b>       | <b>A 3110.2680</b> |
| Sheriff/Insurance Recovery            | \$2,554.79         |
| <b>Increase Appropriation Account</b> | <b>A 3110.4127</b> |
| Sheriff/Outside Repairs               | \$2,554.79         |

Dated at Geneseo, New York

August 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

**RESOLUTION NO. 2004-317. AUTHORIZING LIVINGSTON COUNTY INFORMATION AND TECHNOLOGY SERVICES DEPARTMENT TO PURCHASE HARD DRIVE EQUIPMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, Livingston County Information and Technology Services Department desires to purchase the following hard drive equipment from SCS, Inc. (vendor number 4088) under State Contract P006142:

|                       |            |            |
|-----------------------|------------|------------|
| Two, 17GB Hard Drives | Total Cost | \$1,600.00 |
|-----------------------|------------|------------|

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Information and Technology Services Department and the Finance and Administration Committee has recommended approval of the purchases; now, therefore, be it

RESOLVED, that the Information and Technology Services Director is authorized to purchase the above items at a total cost not to exceed One Thousand Six Hundred Dollars (\$1,600.00).

Dated at Geneseo, New York

August 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

**RESOLUTION NO. 2004-318. AUTHORIZING THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES TO PURCHASE VARIOUS EQUIPMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Department of Social Services Department desires to purchase the following equipment from either NYS Contract, Staples or SNF Buying program:

- Air conditioner, replacement
- Mail machine, replacement
- Five Chairs for Building #1, replacement
- Three Chairs for Building #3 Lobby, replacement
- Two Wheelchairs, replacement
- Shelving for record storage in basement of Building #3, new
- Three Desk chairs, replacement
- Desk, replacement
- File Cabinet, new
- Five PC's, replacement
- Tape Drive for sever backup, replacement

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Department of Social Services and the Finance and Administration Committee has recommended approval of the purchases; now, therefore, be it

RESOLVED, that the Commissioner of Social Services is authorized to purchase the above items at a total cost not to exceed Nineteen Thousand Two Hundred Five Dollars (\$19,205.00).

Dated at Geneseo, New York

August 11, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

**RESOLUTION NO. 2004-319. ACCEPTING THE REPORT OF COMMITTEE ON WORKERS' COMPENSATION INSURANCE ESTIMATE AND APPORTIONMENT OF COUNTY SELF-INSURANCE FOR THE YEAR 2005**

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

WHEREAS, the Finance & Administration Committee has submitted the annual estimate and apportionment of expenses for the Livingston County Self-Insurance Plan for the fiscal year beginning January 1, 2005, and ending December 31, 2005, pursuant to Section 67 Paragraph 1 of the Workers Compensation Law.

**LIVINGSTON COUNTY SELF INSURANCE PLAN  
ANNUAL ESTIMATE AND APPORTIONMENT OF EXPENSES  
JANUARY 1, 2005**

|                              |                |  |          |                       |                |
|------------------------------|----------------|--|----------|-----------------------|----------------|
| AWARDS:                      | \$1,310,000.00 |  |          |                       |                |
| MEDICAL                      | \$715,000.00   |  |          |                       |                |
| CLAIM EXP:                   | \$120,000.00   |  |          |                       |                |
|                              |                |  | SUBTOTAL | \$2,145,000.00        |                |
| ADMINISTRATIVE COSTS:        |                |  |          |                       |                |
| .4 - Contractual Expenses    |                |  |          |                       |                |
| Administration (RMSCO)       | \$71,000.00    |  |          |                       |                |
| Legal Fees                   | \$18,000.00    |  |          |                       |                |
| W.C. Board Assessments       | \$410,000.00   |  |          |                       |                |
| Insurance                    | \$77,000.00    |  |          |                       |                |
| Office Supplies              | \$1,000.00     |  |          |                       |                |
| Public Goods Pool            | \$17,000.00    |  | SUBTOTAL | \$594,000.00          |                |
| CONTRIBUTION TO RESERVE FUND |                |  | SUBTOTAL | \$300,000.00          |                |
|                              |                |  |          | TOTAL                 | \$3,039,000.00 |
| LESS: RECOVERIES             | \$175,000.00   |  |          |                       |                |
| LESS: INTEREST INCOME        | \$10,000.00    |  |          |                       |                |
| LESS: INTERFUND REVENUES     | \$1,450,000.00 |  |          |                       |                |
|                              |                |  | LESS:    | <u>\$1,635,000.00</u> |                |
| AMOUNT TO BE RAISED BY TAX   |                |  |          |                       | \$1,404,000.00 |

**APPORTIONMENT OF WORKERS' COMPENSATION  
INSURANCE FOR THE YEAR 2005**

| PARTICIPANTS | RATIO  | ASSESSED VALUES | FULL          | % OF       | 2004                 | 2005                 |
|--------------|--------|-----------------|---------------|------------|----------------------|----------------------|
|              |        | 2003            | VALUES        | TOTAL COST | SHARE OF PARTICIPANT | SHARE OF PARTICIPANT |
| <u>TOWNS</u> |        |                 |               |            |                      |                      |
| Avon         | 97.00% | \$292,546,802   | \$301,594,641 | 5.06%      | \$66,991             | \$71,042             |
| Caledonia    | 97.00% | \$197,443,155   | \$203,549,644 | 3.42%      | \$45,382             | \$48,017             |
| Conesus      | 97.00% | \$121,672,885   | \$125,435,964 | 2.10%      | \$27,840             | \$29,484             |
| Geneseo      | 97.00% | \$347,261,401   | \$358,001,444 | 6.01%      | \$79,311             | \$84,380             |
| Groveland    | 97.00% | \$94,749,360    | \$97,679,753  | 1.64%      | \$21,590             | \$23,026             |

|                 |         |                        |                        |               |                  |                  |
|-----------------|---------|------------------------|------------------------|---------------|------------------|------------------|
| Leicester       | 97.00%  | \$94,407,322           | \$97,327,136           | 1.63%         | \$21,706         | \$22,885         |
| Lima            | 100.00% | \$197,078,423          | \$197,078,423          | 3.31%         | \$42,318         | \$46,472         |
| Livonia         | 97.00%  | \$362,031,696          | \$373,228,553          | 6.26%         | \$82,600         | \$87,890         |
| Mt. Morris      | 97.00%  | \$132,403,474          | \$136,498,427          | 2.29%         | \$30,597         | \$32,152         |
| North Dansville | 100.00% | \$170,893,302          | \$170,893,302          | 2.87%         | \$38,528         | \$40,295         |
| Nunda           | 97.00%  | \$91,442,146           | \$94,270,254           | 1.58%         | \$20,889         | \$22,183         |
| Ossian          | 100.00% | \$38,028,135           | \$38,028,135           | 0.64%         | \$8,524          | \$8,986          |
| Portage         | 97.00%  | \$29,802,362           | \$30,724,085           | 0.52%         | \$6,916          | \$7,301          |
| Sparta          | 97.00%  | \$58,215,586           | \$60,016,068           | 1.01%         | \$13,167         | \$14,180         |
| Springwater     | 97.00%  | \$89,416,474           | \$92,181,932           | 1.55%         | \$20,421         | \$21,762         |
| West Sparta     | 100.00% | \$50,245,039           | \$50,245,039           | 0.84%         | \$11,382         | \$11,794         |
| York            | 97.00%  | \$164,335,172          | \$169,417,703          | 2.84%         | \$37,145         | \$39,874         |
| <b>TOTALS</b>   |         | <b>\$2,531,972,734</b> | <b>\$2,596,170,503</b> | <b>43.57%</b> | <b>\$575,307</b> | <b>\$611,723</b> |

**COUNTY**

|                      |  |                 |                 |        |           |           |
|----------------------|--|-----------------|-----------------|--------|-----------|-----------|
| Livingston<br>County |  | \$2,531,972,734 | \$2,596,170,503 | 43.57% | \$575,307 | \$611,723 |
|----------------------|--|-----------------|-----------------|--------|-----------|-----------|

**VILLAGES**

|                     |        |                        |                        |                |                    |                    |
|---------------------|--------|------------------------|------------------------|----------------|--------------------|--------------------|
| Avon                | 97.00  | \$128,851,540          | \$132,836,639          | 2.23%          | \$29,766           | \$31,309           |
| Caledonia           | 97.00  | \$85,126,668           | \$87,759,452           | 1.47%          | \$19,668           | \$20,639           |
| Dansville           | 100.00 | \$131,541,667          | \$131,541,667          | 2.21%          | \$30,017           | \$31,028           |
| Geneseo             | 97.00  | \$156,956,344          | \$161,810,664          | 2.72%          | \$36,070           | \$38,189           |
| Leicester           | 97.00  | \$16,478,153           | \$16,987,787           | 0.28%          | \$3,823            | \$3,931            |
| Lima                | 100.00 | \$73,584,027           | \$73,584,027           | 1.23%          | \$15,805           | \$17,269           |
| Livonia             | 97.00  | \$50,139,859           | \$51,690,576           | 0.87%          | \$11,468           | \$12,215           |
| Mt. Morris          | 97.00  | \$76,378,702           | \$78,740,930           | 1.32%          | \$17,671           | \$18,533           |
| Nunda               | 97.00  | \$30,888,016           | \$31,843,315           | 0.53%          | \$7,098            | \$7,441            |
| <b>TOTALS</b>       |        | <b>\$749,944,976</b>   | <b>\$766,795,057</b>   | <b>12.86%</b>  | <b>\$171,386</b>   | <b>\$180,554</b>   |
| <b>GRAND TOTALS</b> |        | <b>\$5,813,890,444</b> | <b>\$5,959,136,063</b> | <b>100.00%</b> | <b>\$1,322,000</b> | <b>\$1,404,000</b> |

and

WHEREAS, the Finance & Administration 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 11, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306;  
Adopted.

**RESOLUTION NO. 2004-320.      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY  
BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY  
DEPARTMENT OF HEALTH - UNIVERSITY OF ROCHESTER, NEW YORK STATE DEPARTMENT OF  
HEALTH, AMIC-GROUP, WELCO, INC.**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to  
sign the following contracts for the Livingston County Department of Health, according to the terms designated,

subject to review by the County Attorney and County Administrator:

| <u>Contractor</u>                                                                                                                                                                                                                                                                                                                                                           | <u>Term Commencement</u> | <u>Term Ending</u> |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|--------------------|
| <b>University of Rochester</b><br>5 <sup>th</sup> Floor, Hylan Bldg.<br>PO Box 270140<br>Rochester, NY 14627-0140<br>For breast cancer screening outreach services; Komen Breast Cancer Fund                                                                                                                                                                                | 4/1/04                   | 3/31/05            |
| <b>New York State Department of Health</b><br>Div. of Nutrition, Bureau of Supplemental Foods<br>Riverview Ctr, 150 Broadway<br>Albany, NY 12204-2719<br>Attention: Michelle Thornhill<br>For WIC Contract Renewal                                                                                                                                                          | 10/1/04                  | 9/30/05            |
| <b>AMIC-Group</b><br>125 Wolf Road, Suite 503-7<br>Albany, NY 12205<br>To conduct a Strategic National Stockpile (SNS) functional drill                                                                                                                                                                                                                                     | 8/1/04                   | 9/30/04            |
| <b>Welco, Inc.</b><br>Laurie Adams, Director<br>1869 Camp St. Ext.<br>Jamestown, NY 14701<br>For implementation of the Adolescent Tobacco Use Prevention Act (ATUPA)<br>Dated at Geneseo, New York<br>August 11, 2004<br>Health Committee<br>The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306;<br>Adopted. | 8/13/04                  | 9/30/05            |

**RESOLUTION NO. 2004-321. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE OFFICE FOR THE AGING WITH LIVINGSTON AREA TRANSPORTATION SERVICE, INC. AND SYNERGY SOFTWARE TECHNOLOGIES, INC.**

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

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

| <u>Contractor</u>                                                                                                                                                                                                                                                                                 | <u>Term Commencement</u> | <u>Term Ending</u> |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|--------------------|
| <b>Livingston Area Transportation Service, Inc.</b><br>Rochester-Genesee Regional Transportation Authority<br>1372 East Main Street<br>Rochester, NY 14609                                                                                                                                        | 4/1/04                   | 3/31/05            |
| <b>Synergy Software Technologies, Inc.</b><br>159 Pearl Street<br>Essex Junction, VT 05452<br>Dated at Geneseo, New York<br>August 11, 2004<br>Health Committee<br>The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306;<br>Adopted. | 8/1/04                   | 7/31/05            |

**RESOLUTION NO. 2004-322. AWARDING BID FOR TEMPORARY STAFFING - PERSONAL LAUNDRY SERVICES FOR THE GENESEO SKILLED NURSING FACILITY**

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



WHEREAS, after due advertisement, two (2) bids were received and opened on July 30, 2004 by the Office of the Livingston County Administrator for Temporary Staffing - Personal Laundry Services for the Livingston County Skilled Nursing Facility (Geneseo), now, therefore, be it

RESOLVED, that the bid of Livingston/Wyoming ARC—Hilltop Industries, Mt. Morris, NY in an amount not to exceed Four Thousand Five Hundred Five Dollars 03/100 (\$4,505.03) per month for the first year and Four Thousand Seven Hundred Eighty Four Dollars 33/100 (\$4,784.33) per month for the second year be, and hereby is accepted as the lowest responsible bid, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Livingston/Wyoming ARC—Hilltop Industries for Temporary Staffing - Personal Laundry Services, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

August 11, 2004

Health Committee

The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

**RESOLUTION NO. 2004-323. ESTABLISHING THE NAME 'LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION' AS THE NAME FOR THE NEW 266-BED COUNTY OPERATED NURSING HOME**

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

WHEREAS, pursuant to Res. No. 2001-435 adopted on December 19, 2001, the Livingston County Board of Supervisors authorized consolidation of the existing county operated nursing homes into a new nursing home to be constructed in Mt. Morris, New York, and

WHEREAS, the Livingston County Board of Supervisors wish to establish a name for the new 266-bed nursing home, now, therefore, be it

RESOLVED, that the Director of Long Term Care is directed to submit the name 'LIVINGSTON COUNTY CENTER FOR NURSING AND REHABILITATION' to the New York State Department of Health for approval and use in all subsequent communications regarding said project.

Dated at Geneseo, New York

August 11, 2004

Health Committee

The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

**RESOLUTION NO. 2004-324. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE DEPARTMENT OF SOCIAL SERVICES - CHANCES & CHANGES, INC. FOR NON-RESIDENTIAL AND RESIDENTIAL SERVICES FOR VICTIMS OF DOMESTIC VIOLENCE**

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

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

| <u>Contractor</u>                                                                                       | <u>Term Commencement</u> | <u>Term Ending</u> |
|---------------------------------------------------------------------------------------------------------|--------------------------|--------------------|
| <b>Chances &amp; Changes, Inc.</b><br>P.O. Box 326<br>Geneseo, NY 14454<br>For non-residential services | 1/1/04                   | 12/31/04           |
| <b>Chances &amp; Changes, Inc.</b><br>P.O. Box 326<br>Geneseo, NY 14454<br>For residential services     | 1/1/04                   | 12/31/04           |
| Dated at Geneseo, New York                                                                              |                          |                    |

August 11, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

**RESOLUTION NO. 2004-325.      ACCEPTING DRAFT ENVIRONMENTAL IMPACT STATEMENT ON PROPOSED ALUM TREATMENT PROGRAM FOR CONESUS LAKE AND RELEASING IT FOR PUBLIC REVIEW AND COMMENT**

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

WHEREAS, Recommendation No. G-3 in the Conesus Lake Watershed Management Plan is to, "Initiate effort to determine if alum treatment to control release of phosphorus from deep lake sediments would be effective in Conesus Lake. Proceed with plans for implementation, if effectiveness is warranted, and monitor for environmental impacts;" and

WHEREAS, on February 10, 2004, the Conesus Lake Watershed Council voted to recommend that the Board of Supervisors initiate the SEQR process for a potential alum application; and

WHEREAS, Resolution No. 2004-108 declared Livingston County's intent to be Lead Agency for the SEQR review of the proposed alum treatment program in Conesus Lake; and

WHEREAS, Resolution No. 2004-172 adopted a SEQR Positive Declaration for the proposed alum treatment program in Conesus Lake and directed that a Draft Environmental Impact Statement be prepared; and

WHEREAS, on June 14, 2004, SEQR Scoping Sessions were held to solicit public input on issues to be considered in the Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake; and

WHEREAS, a Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake has been prepared; and

WHEREAS, a Public Hearing on the Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake has been scheduled for August 31, 2004, at 2:00 p.m. and 7:00 p.m., in Room 205 of the Livingston County Government Center in Geneseo, New York; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors, as Lead Agency, hereby accepts the Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake as adequate with respect to its scope and content for the purpose of commencing public review; and be it further

RESOLVED, that a Notice of Completion shall be prepared, filed and published, and copies of the Draft Environmental Impact Statement shall be filed, as provided by law.

Dated at Geneseo, New York

August 11, 2004

Legislative and Agricultural Affairs Committee

Supervisor Kennison stated he feels we need to be clear about what we are voting on. He continued to inform those present that this is not approving an alum treatment. This is just one more step in review of the proposal. This draft is very thorough, clear, and it is painstakingly precise. He encouraged all of the Supervisors to review this report and to support this next step.

Supervisor LeFeber stated he has received many questions on what this really means today and asked D. Woods to clarify further.

D. Woods stated according to law this is the next SEQR step. As the lead agency, we must offer this draft for public review and comment. The Public Hearing will be held on August 31, 2004 at 2 :00 p.m. and one at 7:00 p.m. in Room 205 of the Government Center. This resolution if approved is only stating the board gives approval that the draft is adequate for public review. He clarified further this is not a resolution to accept the treatment proposed.

There were no further questions.

The roll was called as follows: Ayes - 1,446; Noes - 0; Absent - Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

**RESOLUTION NO. 2004-326. AUTHORIZING SUBORDINATION OF MARY TOMPKINS HOME REHABILITATION PROGRAM MORTGAGE**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign an agreement subordinating the Mary Tompkins – Livingston County Rehab I mortgage after review by the County Attorney and County Administrator.

Dated at Geneseo, New York

August 11, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,446; Noes – 0; Absent – Wahl, 195; Martello, 21; Deming, 90; Total - 306; Adopted.

**OTHER BUSINESS**

1. The Chairman of the Board announced he has spoken to Supervisor Martello and he is doing better. Supervisor Martello is hoping to return to business by September 1, 2004.

2. County Administrator Mazza asked Emergency Management Services Director Kevin Niedermaier, Emergency Medical Coordinator William Sheahan, and Public Health Director Joan Ellison to come forward at this time to present and update and answer any questions on the first week of the Livingston County Ambulance Service operations.

W. Sheahan reviewed the hiring process, the wages and fringe benefits. He reviewed the estimated weekly expenses and the number of calls eligible for billing stating at this time we are in the black. He feels the first week was handled very smoothly. W. Sheahan stated in regard to the hiring, 9 out of 10 hired are credentialed and the tenth will be done at the end of the week

Supervisor Kennison thanked them for pulling things together very quickly.

Supervisor Brooks asked what has been the response of the fire departments and the other ambulance services. W. Sheahan stated all concerned are positive with the knowledge that this is a short-term solution and with the understanding we are seeking long-term solutions. K. Niedermaier affirmed the Fire Chiefs have the same sentiments.

W. Sheahan informed the Board the long-term study consultant rescheduled his appointment. He will update the Board after that meeting has been held.

Supervisor Olverd asked if there has been any contact with Monroe Ambulance. W. Sheahan reported there has been no further contact with Monroe Ambulance since July 31st.

There were no other questions.

3. County Administrator Mazza distributed articles (on file) to the Board from the D&C in regard to the upcoming budget. He stated most counties in the state are in dire straits. And Monroe County's situation clearly shows the financial condition of most of the counties. This article is well spoken and addresses the issues of Medicaid in Albany. He stated in spite of the efforts of NYSAC and its President Virginia Amico, Medicaid is still a very unmanageable burden.

County Administrator Mazza reported county finances can change quickly, and we need to continue and maintain moderation while keeping our sights set on long-term management. With the Federal and State deficits we need to maintain self-reliance. He continued stating things are okay currently, however there is no growth and we are in a stagnant phase.

County Administrator Mazza informed the Board he has started conducting budget meetings, those meetings would continue over the next few weeks.

Supervisor Kennison reported Moody's Investor's Service did a Bond Rating for the Town of Geneseo. They asked many questions about how dependent we are on Monroe County and indicated our close proximity to Monroe could impact Livingston County. This is an example of the concerns associated with fiscal operations in the state and reaffirms the Democrat and Chronicle articles the Administrator shared.

4. Supervisor Moore reported the tentative agreement and authorization to execute Council 82 CBA vote was 26 to 25.

#### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Walker to adjourn until Wednesday, August 22, 2004 at 1:30 p.m. Carried.

The Board adjourned at 2:10 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, AUGUST 25, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Messrs. Martello (Ossian), Davis (Portage), and Schuster (Sparta).

The Pledge of Allegiance.

**MINUTES**

Minutes of 8/11/2004 Regular Board Meeting were approved as presented.

**COMMUNICATIONS**

1. The Board picture will be October 13, 2004 at 11:00 a.m. in the Board Assembly Room.
2. The Public Hearing on the Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake is hereby scheduled for August 31, 2004, at 2:00 p.m. and 7:00 p.m., in Room 205 of the Livingston County Government Center in Geneseo, New York.
3. Letter from Senator Dale M. Volker regarding the grant award of \$600,000 to the Town of Groveland for the Groveland Station Sewer project and that he is aggressively pursuing an Empire Zone for Livingston County.
4. Letters from Senator Patricia K. McGee regarding the amendment to the Empire Zone law extending zone benefits to Agricultural Cooperatives and Agri-Businesses, and support for creating an Empire Zone for Livingston County.
5. State of New York Public Service Commission notice extending time for comments on a joint proposal regarding a motion of the Commission as to the rates, charges, rules and regulations of New York State Electric & Gas Corporation for gas service.
6. Livingston County has been awarded \$40,000 from the Housing Trust Fund Corporation for the RESTORE Program.
7. Acknowledgement from Senator Dale M. Volker for receipt of Res. No. 2004-225 entitled Opposing Legislation Seeking to Amend Public Health Law Relating to the Regulation of Residential Septic Systems.
8. Letter from Senator Dale M. Volker responding to our request for local Medicaid relief.
9. Notification from the New York State Office of Parks, Recreation and Historic Preservation that the First Presbyterian Church of Avon, Avon, New York, has been considered for nomination to the National and State Registers of Historic Places
10. Livingston County has been awarded \$400,000 from the Housing Trust Fund Corporation for the HOME Program.

**RESOLUTION NO. 2004-327. APPROVING ABSTRACT OF CLAIMS #8A – AUGUST 11, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #8B dated August 25, 2004 in the total amount of \$1,359,023.31.

Dated at Geneseo, New York

August 25, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,661; Noes - 0; Absent – Martello, 21; Davis, 24; Schuster, 46; Total, 91-Adopted.

Mr. Davis entered.

**RESOLUTION NO. 2004-328.      AUTHORIZING TRANSFER OF FUNDS – CENTRAL SERVICES, ECONOMIC DEVELOPMENT/CONTINGENCY, HISTORIAN**

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

RESOLVED, that the County Treasurer 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

August 25, 2004

Finance & Administration Committee

Supervisor Yendell stated the committee did not meet prior to the board meeting today, however, the committee members present have signed all resolutions.

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-329.      AUTHORIZING REAPPROPRIATION OF FUNDS – SHERIFF DEPARTMENT**

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

WHEREAS, the Livingston County Sheriff Department has received additional insurance recovery revenue, it is hereby

RESOLVED, that the 2004 Livingston County Sheriff Department Budget be amended as follows:

**Increase Revenue Account      A 3020.2680**

E-911 Telephone System/Insurance      \$10,676.20

Recovery

**Increase Appropriation Account      A 3020.4140**

E-911 Telephone System/      \$10,676.20

Equipment Repair

Dated at Geneseo, New York

August 25, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-330.      AUTHORIZING REAPPROPRIATION OF FUNDS – ECONOMIC DEVELOPMENT**

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

WHEREAS, the Economic Development Department has received additional insurance recovery revenue, it is hereby

RESOLVED, that the 2004 Economic Development Department Budget be amended as follows:

**Increase Revenue Account      A 6989.2680**

Econ. Dev./Insurance Recovery      \$5,000.15

**Increase Appropriation Account      A 6989.4127**

Econ. Dev./Outside Repairs      \$5,000.15

Dated at Geneseo, New York

August 25, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-331.      AUTHORIZING ACCEPTANCE OF GRANT AND AMENDING THE 2004 COUNTY BUDGET - RECORDS MANAGEMENT**

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

WHEREAS, Livingston County has been awarded a grant in the amount of \$25,992.00 by the New York State Archives to be divided between the years 2004 and 2005, and

WHEREAS, the County of Livingston is honored that it has been selected to receive this grant, now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to accept said grant from the New York State Archives, and, be it further

RESOLVED, that the 2004 Livingston County Budget is hereby amended by increasing Account 3060 Revenues State Aid in the amount of \$12,996.00 and by increasing the following Appropriation Accounts:

1665 Records Management

|      |                    |                 |
|------|--------------------|-----------------|
| 1950 | Temporary Services | \$2,588.00      |
| 2050 | Office Equipment   | \$10,208.00     |
| 8100 | FICA               | <u>\$200.00</u> |
|      |                    | \$12,996.00     |

Dated at Geneseo, New York

August 25, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-332. AUTHORIZING ACCEPTANCE OF GRANT AND AMENDING THE 2004 COUNTY BUDGET - RECORDS MANAGEMENT**

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

WHEREAS, Livingston County has been awarded a grant in the amount of \$31,350.00 by the New York State Archives to be divided between the years 2004 and 2005, and

WHEREAS, the County of Livingston is honored that it has been selected to receive this grant, now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to accept said grant from the New York State Archives, and, be it further

RESOLVED, that the 2004 Livingston County Budget is hereby amended by increasing Account 3060 Revenues State Aid in the amount of \$15,675.00 and by increasing the following Appropriation Accounts:

1665 Records Management

|      |                       |                    |
|------|-----------------------|--------------------|
| 4020 | Travel, Training      | \$375.00           |
| 4060 | Office Supplies       | \$125.00           |
| 4080 | Professional Services | <u>\$15,175.00</u> |
|      |                       | \$15,675.00        |

Dated at Geneseo, New York

August 25, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-333. AMENDING RES. NO. 2003-270 AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH HILLSIDE CHILDREN'S SERVICES TO PROVIDE MENTAL HEALTH SERVICES IN THE GENESEO CENTRAL SCHOOL FOR CHILDREN WITH SPECIAL MENTAL NEEDS**

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

WHEREAS, Res. No. 2003-270 authorized two contracts with Hillside Children's Services to provide Mental Health Services in the Geneseo Central School for children with special mental needs; and

WHEREAS, one contract term commenced January 1, 2004 and expired June 30, 2004 and should have commenced January 1, 2004 and expired on December 31, 2004; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Hillside Children's Services to provide mental health services in the Geneseo Central School for children with special mental needs for a term commencing January 1, 2004 and expiring December 31, 2004, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

August 25, 2004

Health Committee

Supervisor Walker stated this resolution was not presented to committee for approval; however, the members present signed the resolution here today.

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-334. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT FOR THE PURCHASE OF PROPERTY FROM JACK BISHOP FOR USE AS A MATERIAL STOCKPILE AREA**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract for the purchase of approximately three acres of land on Tabor Corners Road, Springwater, New York from Jack Bishop, for use as a gravel/highway material stockpile site, subject to review and preparation of the contract by the County Attorney and County Administrator.

Dated at Geneseo, New York

August 25, 2004

Highway & Public Works Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-335. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES FOR PERSONAL CARE SERVICES – GENESEE REGION HOME CARE, HOME CARE PLUS, UNLIMITED CARE**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Department of Social Services for personal care services, according to the terms designated, subject to review by the County Attorney and County Administrator:

| <b><u>Contractor</u></b>        | <b><u>Term Commencement</u></b> | <b><u>Term Ending</u></b> |
|---------------------------------|---------------------------------|---------------------------|
| <b>Genesee Region Home Care</b> | 01/01/04                        | 06/12/04                  |
| <b>Home Care Plus</b>           | 06/13/04                        | 12/31/04                  |
| <b>Unlimited Care</b>           | 01/01/04                        | 12/31/04                  |

Dated at Geneseo, New York

August 25, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-336. AMENDING THE DEPARTMENT HEAD SALARY SCHEDULE - PUBLIC WORKS**

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

RESOLVED, that the 2004 Department Head Salary Schedule is amended as follows:

**Public Works**

Delete the Director of Operations position effective September 4, 2004.

Dated at Geneseo, New York

August 25, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-337. AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE - COUNTY HISTORIAN, DEPARTMENT OF HEALTH, PUBLIC WORKS, VETERANS OFFICE**

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

RESOLVED, that the 2004 Hourly Employee Salary Schedule is amended as follows:

**County Historian**

Create one part-time, permanent Clerk/Typist position.

**Department of Health**

Delete one full-time, permanent Public Health Educator position.

**Public Works**

Create two full-time, permanent Water/Wastewater Maintenance Person positions.



**Veterans Office**

Create one part-time, permanent Senior Typist position.

Dated at Geneseo, New York

August 25, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-338.      AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR CENTRAL SERVICES, DEPARTMENT OF HEALTH**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Central Services**

Building Maintenance Mechanic, full-time (1)

Custodial worker, full-time (1)

**Department of Health**

Assistant Dog Control Officer, part-time (1)

Public Health Educator, part-time (retroactive to August 2, 2004) (1)

Dated at Geneseo, New York

August 25, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-339.      RATIFYING TENTATIVE COLLECTIVE BARGAINING AGREEMENT WITH THE NEW YORK STATE LAW ENFORCEMENT OFFICERS UNION, COUNCIL 82, AFSCME, AFL-CIO AND AUTHORIZING EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT**

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

WHEREAS, the collective bargaining agreement between the Livingston County Deputy Sheriffs Association and Livingston County expired on December 31, 2003; and

WHEREAS, the employees previously represented by that Association have elected to leave the Association and seek representation by the New York State Law Enforcement Officers Union, Council 82, AFSCME, AFL-CIO; and

WHEREAS, the County has recognized the New York State Law Enforcement Officers Union, Council 82, AFSCME, AFL-CIO as the bargaining representative for this group of employees; and

WHEREAS, the negotiating teams for the parties have reached a tentative agreement for a new collective bargaining agreement; and

WHEREAS, the New York State Law Enforcement Officers Union, Council 82, AFSCME, AFL-CIO has ratified this tentative agreement; and

WHEREAS, the Personnel and Employee Relations Committee recommends the ratification of this agreement by the County; now, therefore, be it

RESOLVED, that the tentative agreement, a copy of which is attached hereto, is hereby ratified; and, be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors and the County Administrator are hereby authorized to execute a collective bargaining agreement consistent with the terms of the tentative agreement.

Dated at Geneseo, New York

August 25, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-340. AMENDING RESOLUTION NO. 2004-305 AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE - DEPARTMENT OF HEALTH (TEMPORARY ADVANCED LIFE SUPPORT TECHNICIAN POSITIONS)**

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

WHEREAS, resolution 2004-305 created ten temporary Advanced Life Support Technician positions; and

WHEREAS, it had been the recommendation of the Personnel & Employee Relations Committee to create fifteen temporary Advanced Life Support Technicians; and

WHEREAS, the Personnel & Employee Relations Committee is recommending correction of said resolution to make the number of such positions consistent with its prior recommendation; it is hereby

RESOLVED, that Resolution No. 2004-305 is hereby corrected to create fifteen temporary Advanced Life Support Technician positions; and, it is further

RESOLVED, that the remainder of Resolution No. 2004-305 shall remain unchanged.

Dated at Geneseo, New York

August 25, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-341. AUTHORIZING THE COUNTY ADMINISTRATOR TO SIGN A MEMORANDUM OF AGREEMENT – EXTENSION OF HEALTH INSURANCE BENEFITS TO DANIEL HERR'S SURVIVING SPOUSE**

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

WHEREAS, Daniel Herr, a CSEA full-time bargaining unit member and a County employee, died unexpectedly on August 16, 2004, leaving a surviving spouse; and

WHEREAS, the surviving spouse has been covered under Mr. Herr's County health insurance policy; and

WHEREAS, such insurance will terminate, subject to COBRA requirements, effective at the end of August, 2004; and

WHEREAS, CSEA and the County desire to enter into this agreement in order to allow bargaining unit employees to donate sick leave that will be converted into funds to purchase continued health insurance coverage for Mr. Herr's spouse; now, therefore, be it

RESOLVED, that the County Administrator is hereby authorized to enter into a Memorandum of Agreement consistent in substance with the agreement attached hereto; and, it is further

RESOLVED, that employees on the Department Head Salary Schedule shall also be permitted to donate up to four (4) hours of sick leave on the same basis as provided by the Memorandum of Agreement.

Dated at Geneseo, New York

August 25, 2004

Personnel and Employee Relations Committee

Portage Supervisor Davis questioned the duration of this Memorandum of Agreement. The County Administrator indicated that the Memorandum of Agreement states that coverage shall be continued either until there are insufficient funds to purchase coverage, or for a period of six months, whichever occurs first.

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-342. APPROVING 2005 STOP-DWI PLAN FOR LIVINGSTON COUNTY**

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

RESOLVED, that the Livingston County Board of Supervisors hereby approves the 2005 STOP-DWI Plan for Livingston County, and it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the 2005 STOP-DWI Plan for Livingston County and forward the Plan to the N.Y.S. Department of Motor Vehicles Governor's Traffic Safety Committee, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

August 25, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**RESOLUTION NO. 2004-343.      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH THE GOVERNOR’S TRAFFIC SAFETY COMMITTEE FOR THE CHILD PASSENGER SAFETY PROGRAM GRANT**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the Governor’s Traffic Safety Committee for the Child Passenger Safety Program grant for a term commencing October 1, 2004 and terminating September 30, 2005 in the amount of \$5,060.00, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

August 25, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,685; Noes - 0; Absent – Martello, 21; Schuster, 46; Total, 67 - Adopted.

**OTHER BUSINESS**

1.      Chairman of the Board Appointment

Genesee Transportation Committee – Donald Higgins and Heather Hogarty as alternates to David Woods on the Genesee Transportation Council Planning Committee for the year 2004.

**ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Mahus to adjourn until Wednesday, September 8, 2004 at 1:30 p.m. Carried.

The Board adjourned at 1:57 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, SEPTEMBER 8, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mrs. Rumble (Conesus) and Mr. Yendell (Lima).

The Pledge of Allegiance.

**MINUTES**

Minutes of 8/25/2004 Regular Board Meeting were approved as presented.

**COMMUNICATIONS**

1. Letter from the Citizens Campaign for the Environment congratulating Livingston County Board of Supervisors for passing a resolution for the purchase of 10% of electricity from pollution-free wind energy.
2. Thank you note from Ossian Supervisor Domenick J. Martello for the Tops gift certificate and cards.
3. Letter from Senator Dale M. Volker regarding the redirection of the fine revenue proposed by Governor Pataki in the 2004-2005 Executive Budget.
4. Letter from Mike Smith of Geneseo, New York opposing the alum treatment in Conesus Lake.

**RESOLUTION NO. 2004-344.      APPROVING ABSTRACT OF CLAIMS #9A – SEPTEMBER 8, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #9A dated September 8, 2004 in the total amount of \$3,387,960.94.

Dated at Geneseo, New York

September 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**PREFERRED AGENDA**

**RESOLUTION NO. 2004-345.      DECLARING SURPLUS PROPERTY – COUNTY CLERK**

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

WHEREAS, such item 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 item as surplus property to be disposed of as determined by the County Administrator.

**COUNTY CLERK**

One Panasonic Fax Machine – Panafax UF880

Dated at Geneseo, New York

September 8, 2004

Finance and Administration Committee

**RESOLUTION NO. 2004-346.      APPOINTING MEMBER TO LIVINGSTON COUNTY PLANNING BOARD – WITTE**

RESOLVED, that the following person is hereby appointed to the Livingston County Planning Board for a term commencing September 8, 2004, and expiring December 31, 2004:

Alternate at Large #3 – Dennis L. Witte, 5305 East Lake Road, Conesus, NY 14435

Dated at Geneseo, New York

September 8, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-347. PROCLAIMING SEPTEMBER 14, 2004 AS NATIONAL POW/MIA RECOGNITION DAY**

WHEREAS, the Federal government has designated the second Tuesday in September as National POW/MIA Recognition Day, and

WHEREAS, numerous members of our Armed forces are still listed as POW/MIAs and we demand an accurate accounting of those still listed as POW/MIAs, and

WHEREAS, the members of the Livingston County Board of Supervisors and the citizens of Livingston County strongly support our Veterans who sacrificed so much to insure our freedom, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby proclaim September 14, 2004 as National POW/MIA Recognition Day, and be it further

RESOLVED, that the Clerk of the Board is hereby directed to forward certified copies of this resolution to President George W. Bush, U.S. Senators Charles Schumer and Hillary Clinton, Congressman Thomas M. Reynolds and all others deemed appropriate and necessary.

Dated at Geneseo, New York

September 8, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-348. PROCLAIMING THE WEEK OF SEPTEMBER 11-18, 2004 AS SHERIFF'S WEEK**

WHEREAS, Governor George Pataki and the New York State Sheriff's Association declared the week of September 12, 2004 through September 18, 2004 as Sheriff's Week, and

WHEREAS, this celebration is in honor of the significant traditional and contemporary contributions made by the Office of Sheriff in county government and in the statewide criminal justice system, and

WHEREAS, the Livingston County Sheriff's Office is an essential part of the law enforcement community, and

WHEREAS, the Sheriff is the highest ranking law enforcement officer in the County; and the Sheriff's Office provides the community with traditional and high profile police protection through road patrol; criminal investigation and traffic control; and patrols our lakes and waterways; provides security in our courts and in our airports; maintains our County Jail and coordinates the dispatching of all emergency services in the County, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby proclaims the week of September 12, 2004 through September 18, 2004 as Sheriff's Week.

Dated at Geneseo, New York

September 8, 2004

Public Safety & Criminal Justice Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Walker and seconded by Mr. Martello to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent - Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004-349. DECLARING LIVINGSTON COUNTY INTENT TO BE LEAD AGENCY FOR THE SEQR REVIEW OF PROPOSED EXPANSION OF GOVERNMENT CENTER PARKING LOT**

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

WHEREAS, Livingston County is proposing to expand the parking lot of the Livingston County Government Center; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors hereby declares Livingston County's intent to be Lead Agency for the SEQR review of the proposed expansion of the Government Center parking lot; and, be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign letters to other potentially involved public agencies requesting concurrence with the designation of Livingston County as Lead Agency.

Dated at Geneseo, New York

September 8, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004-350. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH LADD ARCHAEOLOGICAL SERVICES, LLC FOR SEQR REVIEW FOR THE GOVERNMENT CENTER PARKING LOT**

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

WHEREAS, Livingston County is proposing to expand the parking lot of the Livingston County Government Center; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Ladd Archaeological Services, LLC, of 10900 East Road, Pavilion, New York, for the Phase I Cultural Resources Investigation/Archaeological Survey for the proposed expansion of the Government Center parking lot, at a cost not-to-exceed Three Thousand Five Hundred Dollars (\$3,500.00), after review by the County Attorney and County Administrator.

Dated at Geneseo, New York

September 8, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004-351. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT INCREASE FOR CLARK PATTERSON ASSOCIATES TO PERFORM ADDITIONAL SERVICES FOR UNIT MODIFICATIONS FOR BARIATRIC RESIDENTS**

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

WHEREAS, the Central Services Committee directed Clark Patterson Associates to perform additional services for unit modifications for bariatric residents, and

WHEREAS, Clark Patterson Associates performed these additional services, now, therefore, be it

RESOLVED, that Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Clark Patterson Associates for additional services for unit modifications for bariatric residents in an amount not to exceed Six Thousand Seven Hundred Thirty Two Dollars (\$6,732.00), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

September 8, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004-352. AUTHORIZING TRANSFER OF FUNDS – PUBLIC HEALTH**

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

RESOLVED, that the County Treasurer 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 8, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004- 353. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH JACK VENESKY CPA FOR INDIRECT COST RECOVERY FOR 2004-2006**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Jack Venesky CPA for Indirect Cost Recovery for 2004-2006 in an amount not to exceed Twelve Thousand Dollars (\$12,000.00) for each year, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

September 8, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004-354. AUTHORIZING PERMISSION FOR THE SHERIFF'S DEPARTMENT TO PURCHASE VARIOUS EQUIPMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Sheriff desires to purchase the following items:

| <u>VENDOR</u>                                                                                  | <u>ITEM</u>                                                                               | <u>COST</u>              |
|------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------|--------------------------|
| <b>Leisure Time Marina</b><br>5364 E. Lake Road<br>Conesus, NY 14435                           | Two Lowrance LCX18C Sonar GPS units &<br>Installation                                     | \$1,690.00<br>\$200.00   |
| <b>Amchar Wholesale, Inc.</b><br>100 Airpark Drive<br>Rochester, NY 14624                      | Forty Streamlight stinger XT Flashlights &<br>Forty Leather Streamlight stinger X holders | \$3,089.20<br>\$626.80   |
| <b>SCS, Inc.</b><br>P.O. Box 2893<br>Syracuse, NY 13220                                        | Four Hard Drive Upgrades                                                                  | \$3,880.00               |
| <b>Kustom Signals, Inc.</b><br>9325 Pflumm Road<br>Lenexa, KS 66215                            | One Digital eyewitness DVD-RAM in cab camera<br>External DVD ram drive                    | \$4,945.00<br>\$595.00   |
| <b>Buffalo Hospital Supply</b><br>Concourse Center<br>4039 Genesee Street<br>Buffalo, NY 14225 | One Spot Vital Signs NIBP/Temp., Nellcor pulse<br>Oximeter with stand                     | \$1,708.34               |
| <b>Leaks Fix It Shop</b><br>2726 Chestnut Street<br>York, NY 14592                             | Two Leaf Blowers<br>Three Weedeaters                                                      | \$620.00<br>\$675.00     |
| <b>Taser International</b><br>7860 E. McClain Drive<br>Scottsdale, AZ 85260                    | Six Advanced Taser (holsters & battery packs inc.)<br>Three Training cartridges           | \$4,799.70<br>\$1,425.48 |
|                                                                                                | <b>Total</b>                                                                              | <b>\$24,254.52</b>       |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Sheriff's Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Livingston County Sheriff is authorized to purchase the above items at a total cost not to exceed Twenty Four Thousand Two Hundred Fifty Four Dollars and 52/100 (\$24,254.52).

Dated at Geneseo, New York

September 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004-355. ACCEPTING A DONATION ON BEHALF OF THE LIVINGSTON COUNTY WOMEN, INFANTS AND CHILDREN'S (WIC) PROGRAM**

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

WHEREAS, the Estate of Margaret E. Paulsen has named the Livingston County Women's, Infants, and Children (WIC) Program in her last Will and Testament, and

WHEREAS, the last Will and Testament of Margaret E. Paulsen stipulates a donation to the Livingston County WIC Program, and

WHEREAS, Livingston County has been notified by Charlotte Smallwood-Cook, Esq. that the final amount to be donated to the Livingston County WIC Program is \$76,625.98, now, therefore, be it

RESOLVED, that Livingston County accepts this donation in the amount of \$76,625.98 for enhancement of the Livingston County WIC Program, to promote the program, educate the public, and provide services per the guidelines developed, and be it further

RESOLVED, that this donation is to be used solely for the Livingston County WIC Program, and be it further

RESOLVED, that this donation fund is not to be used to supplant the current budget, and staffing, nor shall it be used to adversely affect the future grant eligibility of this program, and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to accept this donation on behalf of the Livingston County WIC Program.

Dated at Geneseo, New York

September 8, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004-356. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH - NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS, PREFERRED CARE, NEW YORK STATE DEPARTMENT OF HEALTH, ROBERTS WESLEYAN COLLEGE**

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

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

| <b><u>Contractor</u></b>                                                                                                                                                                                                                             | <b><u>Term Commencement</u></b> | <b><u>Term Ending</u></b> |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|---------------------------|
| <b>New York State Dept. of Agriculture and Markets</b><br>10B Airline Drive<br>Albany, NY 12235<br>For: Petroleum Quality Testing Program                                                                                                            | 4/1/04                          | 3/31/09                   |
| <b>Preferred Care</b><br>Network Management<br>259 Monroe Ave.<br>Rochester, NY 14607<br>For: Flu and Pneumococcal Vaccination Contract                                                                                                              | 9/1/04                          | 6/30/05                   |
| <b>New York State Department of Health</b><br>Division of Family Health, Fiscal Unit<br>Empire State Plaza, Corning Tower, Room 878<br>Albany, NY 12237-0657<br>For Extension of current Women's Health Center<br>Family Planning Grant dated 4/1/03 | 6/30/04                         | 12/31/04                  |
| <b>Roberts Wesleyan College</b><br>2301 Westside Drive<br>Rochester, NY 14624<br>For Contract Renewal for clinical experience                                                                                                                        | 7/1/04                          | 6/30/05                   |

Dated at Geneseo, New York

September 8, 2004

Health Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.



**RESOLUTION NO. 2004-357.      AWARDING BID FOR PHARMACEUTICAL AND CONSULTANT PHARMACIST SERVICES FOR THE LIVINGSTON COUNTY SKILLED NURSING FACILITIES**

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

WHEREAS, after due advertisement, four (4) bids were received and opened on August 19, 2004 by the Office of the Livingston County Administrator for pharmaceutical and consultant pharmacist services for the Livingston County Skilled Nursing Facilities, now, therefore, be it

RESOLVED, that the bid of Omnicare Pharmacy of Western New York of 2410 North America Drive, West Seneca, New York 14224, for pharmaceutical and consultant pharmacist services for the Livingston County Skilled Nursing Facilities be awarded according to prices on file in the Office of the County Administrator. This award shall be effective November 1, 2004 and terminate October 31, 2007 with an option to renew for two additional twelve-month periods, and be it further

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

Dated at Geneseo, New York

September 8, 2004

Health Committee

Portage Supervisor Davis asked whether the County or the pharmaceutical company provides the insurance bond. The County Administrator responded the pharmaceutical company must provide the performance bond and the contractor must name the County as additional insured transferring the risk to the contractor.

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004-358.      EXTENDING A MEMORANDUM OF AGREEMENT WITH CSEA REGARDING EXTENSION OF MEAL VOUCHER PROGRAM FOR THE SKILLED NURSING FACILITIES**

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

WHEREAS, on March 14, 2002, CSEA and the County entered into a Memorandum of Agreement to create a meal voucher program for employees working in the Livingston County Skilled Nursing Facilities; and

WHEREAS, this program has been extended for six-month periods with the current period expiring on September 23, 2004; and

WHEREAS, the parties wish to extend the program again for a one-year period, now, therefore be it

RESOLVED, that the County Administrator and the Director of Long Term Care are hereby authorized to sign a Memorandum Of Agreement consistent with the terms of the agreement attached hereto for the purpose of extending the meal voucher program for the Skilled Nursing Facilities for a one-year period commencing September 24, 2004 and terminating September 23, 2005, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

September 8, 2004

Health Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004-359.      INCREASING THE LIVINGSTON COUNTY SKILLED NURSING FACILITIES PRIVATE PAY DAILY ROOM AND BOARD RATE TO \$230 PER DAY (EXCLUDING THE NYS CASH RECEIPTS ASSESSMENT) EFFECTIVE 1/01/05**

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

RESOLVED, that the Livingston County Board of Supervisors hereby establishes a single price system for all beds in the Livingston County Skilled Nursing Facilities, irrespective of room occupancy, effective January 1, 2005 and hereby establishes a daily room rate of \$230.00 to be charged to private paying residents effective January 1, 2005, excluding a 5% cash receipts assessment imposed by New York State the collection of such assessment to remain in effect until such time as it is modified or repealed by the State of New York.

Dated at Geneseo, New York

September 8, 2004

Health Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004- 360      AUTHORIZING CONTRACT WITH NEW YORK STATE HOUSING TRUST FUND CORPORATION - RESTORE GRANT**

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

WHEREAS, Livingston County applied to the New York State Housing Trust Fund Corporation and the New York State Division of Housing and Community Renewal for a grant for the Residential Emergency Services To Offer Home Repair For The Elderly (RESTORE) program; and

WHEREAS, the New York State Housing Trust Fund Corporation has awarded Livingston County \$40,000.00 in RESTORE program grant funds; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign all necessary

RESTORE contract documents, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

September 8, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**RESOLUTION NO. 2004-361.      RATIFYING TENTATIVE COLLECTIVE BARGAINING AGREEMENT WITH THE CSEA PART-TIME EMPLOYEES UNIT AND AUTHORIZING EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT**

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

WHEREAS, the collective bargaining agreement between the CSEA Part-time employees unit and Livingston County expired on December 31, 2003; and

WHEREAS, the negotiating teams for the parties have reached a tentative agreement for a new collective bargaining agreement; and

WHEREAS, the CSEA Part-time employees unit has ratified this tentative agreement; and

WHEREAS, the Personnel and Employee Relations Committee recommends the ratification of this agreement by the County; now, therefore, be it

RESOLVED, that the tentative agreement, a copy of which is attached hereto, is hereby ratified; and be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors and the County Administrator are hereby authorized to execute a collective bargaining agreement consistent with the terms of the tentative agreement.

Dated at Geneseo, New York

September 8, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,561; Noes - 0; Absent – Rumble, 66, Yendell, 125, Total 191; Adopted.

**OTHER BUSINESS**

There was no further business to come before the Board.

**ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Walker to adjourn until Wednesday, September 22, 2004 at 1:30 p.m. Carried. The Board adjourned at 1:55 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, SEPTEMBER 22, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

**MINUTES**

Minutes of 9/8/2004 Regular Board Meeting were approved as presented.

**COMMUNICATIONS**

1. Reminder that the 2004 Board Picture is scheduled for October 13, 2004 at 11:00 a.m.
2. Republican Chairman Lowell Conrad submitted an Election Commissioner Certification recommending Gerald L. Smith to be reappointed to the Office of Commission of Elections for a term beginning January 1, 2005 and ending December 31, 2008.
3. Summons in a Civil Case in the matter of New York Jail (4) Judges, Victor A. Deponceau, Rene Canute, Richard Gentile, William Paul Schryver, David Goodwin versus several names listed on the complaint.
4. Summons and Complaint in the matter of Kristen Stangle versus the County of Livingston, the Livingston County Sheriff's Department and Deputy Michael Dougherty.
5. Letter from U.S. Department of Housing and Urban Development reporting no findings as a result of the report on audit for the fiscal year ended December 31, 2003 for the Community Development Block Grant, Home Rehabilitation and Section 8 Housing Choice Voucher Programs.
6. Justice Court Summons in the matter of Carl A. Gutzmer versus the Livingston County Department of Social Services.
7. The Report of Examination of the Court and Trust Funds for Livingston County for the period January 1, 2003 to January 1, 2004 is on file.
8. The County Treasurer has scheduled a tax auction on foreclosed real property to be held October 19, 2004 at 7:00 p.m. to be held in the Livingston County Highway Facility conference room. A booklet describing the parcels may be obtained from the County Treasurer's office in the Livingston County Government Center.
9. Audited Financial Statements on file for the Finger Lakes Health Systems Agency as of March 31, 2004.

**RESOLUTION NO. 2004-362.      APPROVING ABSTRACT OF CLAIMS #9B – SEPTEMBER 22, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #9B dated September 22, 2004 in the total amount of \$1,394,549.74.

Dated at Geneseo, New York

September 22, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**PREFERRED AGENDA**

**RESOLUTION NO. 2004-363.      DECLARING      SURPLUS      PROPERTY      –      WORKFORCE DEVELOPMENT**

WHEREAS, the County of Livingston owns 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 declares the following items as surplus property to be disposed of as determined by the County Administrator.

**WORKFORCE DEVELOPMENT**

One Apollo Overhead Projector Model A1-1000 Serial Number 0050674-LC0003

Two Lexmark WinWriter Printers, Serial Numbers LC-06514 and LC-06534

Dated at Geneseo, New York

September 22, 2004

Finance and Administration Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Pangrazio and seconded by Mr. Wahl to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-364. AUTHORIZING TRANSFER OF FUNDS – CENTRAL SERVICES, COUNTY CLERK, HIGHWAY, SHERIFF**

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

RESOLVED, that the County Treasurer 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 22, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-365. CORRECTING TAX ROLL – TOWN OF AVON**

Mr. Yendell 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 parcel) application for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Town of Avon on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcel was 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| Year, Town & Premises | Taxing Jurisdiction  | Original<br>Tax Bill | Corrected<br>Tax Bill | Refunds       | Chargebacks to          |
|-----------------------|----------------------|----------------------|-----------------------|---------------|-------------------------|
|                       |                      |                      |                       |               | Taxing<br>Jurisdictions |
| 1. 2004 AVON          | Livingston County    | \$ 521.50            | \$ 260.75             | \$ 260.75     | \$ 260.75               |
| MACLEOD, Donna Marie  | Liv. Co. Penalties   | 66.25                | .34                   | 65.91         | 65.91                   |
| MACLEOD, Bonnie Sue   | Avon Town Tax        | 183.89               | 82.92                 | 100.97        | 100.97                  |
| c/o MACLEOD, MARY H.  | (includes penalties) |                      |                       |               |                         |
| Tax Map Number        | Avon Sch. Relevy     | <u>946.45</u>        | <u>4.88</u>           | <u>941.57</u> | <u>941.57</u>           |
| 34.10-3-18            | Total                | \$1718.09            | \$348.89              | \$1369.20     | \$1369.20               |

Dated at Geneseo, New York

September 22, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-366. AUTHORIZING PERMISSION TO PURCHASE 15-PASSENGER VAN, JOHN DEERE LAWNMOWER, PROXIMA M2+ PROJECTOR W/ CARRYING CASE FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Sheriff desires to purchase the following items:

| <b><u>VENDOR</u></b>                           | <b><u>ITEM</u></b>                                                                                               | <b><u>COST</u></b> |
|------------------------------------------------|------------------------------------------------------------------------------------------------------------------|--------------------|
| Hoselton Chevrolet, Inc.<br>State Bid #PC60708 | One Chevrolet Express Van 3500                                                                                   | \$20,218.00        |
| Lakeland Equipment                             | One John Deere 757 Z-Track Riding Lawnmower with<br>48" deck (minus trade in of \$2,200 for 1998 John Deere 325) | \$4,200.00         |
| Infocus Corporation                            | Proxima M2+ Projector with carrying case                                                                         | \$1,928.00         |
|                                                | <b>Total</b>                                                                                                     | <b>\$26,346.00</b> |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Sheriff's Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Livingston County Sheriff is authorized to purchase the above items at a total cost not to exceed Twenty Six Thousand Three Hundred Forty Six Dollars (\$26,346.00).

Dated at Geneseo, New York

September 22, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-367. AUTHORIZING PERMISSION TO PURCHASE A GPS SYSTEM FOR THE ENGINEERING DEPARTMENT IN THE LIVINGSTON COUNTY HIGHWAY DEPARTMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the County Highway Superintendent desires to purchase the following items:

| <b><u>VENDOR</u></b>      | <b><u>ITEM</u></b>                                                       | <b><u>COST</u></b> |
|---------------------------|--------------------------------------------------------------------------|--------------------|
| Waypoint Technology Group | Trimble Pathfinder Pro-XR GPS System<br>through NYSOGS contract #PC54349 | \$10,300.00        |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Highway Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the County Highway Superintendent is authorized to purchase the above items at a total cost not to exceed Ten Thousand Three Hundred Dollars (\$10,300.00).

Dated at Geneseo, New York

September 22, 2004

Highway and Public Works Committee

Donald Higgins, County Highway Superintendent, explained the following types of field information/location could be gathered: traffic signs, bridges, crossover culverts, catch-basins, tile outlets, utilities (aboveground and underground), guide rail, roadway features (curves, intersections, widths, right-of-way, etc.), motor vehicle accident locations, trees,

sewer manholes & water valves, streams, ditches, drainage patterns, stream bank improvements etc. D. Higgins stated this software will improve efficiency and can be downloaded and integrated with the Planning Department GIS system. The Information & Technology Services department and the Planning Department support the purchase of said GPS machine.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-368. AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE OF THE NEW YORK STATE MULTI-MODAL 3 PROGRAM-AID ELIGIBLE COSTS, OF A CAPITAL ROAD RECONSTRUCTION PROJECT (EAST LAKE ROAD, TOWN OF CONESUS), AND APPROPRIATING FUNDS THEREFOR**

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

WHEREAS, a Project for the Reconstruction of East Lake Road (CR 8), Town of Conesus, P.I.N. S4182 (the Project) is eligible for funding under New York State's Multi-Modal 3 Program administered by the NYS Department of Transportation, and

WHEREAS, the County of Livingston desires to advance the Project by making a commitment of advance funding of the non-local share and funding of the full local share of the costs of the Project, now, therefore, be it

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

RESOLVED, that the Board of Supervisors of the County of Livingston hereby authorizes the Livingston County Treasurer to pay in the first instance 100% of the local and non-local share of the cost of all work for the Project or portions thereof, and, be it, further

RESOLVED, that the total sum of Five Hundred and Fifty Thousand Dollars [(\$550,000) (\$250,000 MM-3 funding plus \$300,000 local funding)], is hereby appropriated from the County Road Fund and made available to cover the cost of participation in all phases of the above Project, and, be it, further

RESOLVED, that in the event the full local and non-local share costs of the project exceeds the amount appropriated above, the Livingston County Board of Supervisors shall convene as soon as possible to appropriate said excess amount immediately upon notification of the County Highway Superintendent, and, be it further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Multi-Modal 3 Program Funding on behalf of Livingston County with NYSDOT in connection with the advancement or approval of the Project and providing administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of all Project costs that are not so eligible, and, be it, further

RESOLVED, that a Certified Copy of this Resolution be filed with the Commissioner of Transportation of the State of New York by attaching it to any required and/or appropriate agreements executed in connection with the Project between the County of Livingston and the State of New York, and, be it, further

RESOLVED, that this Resolution shall take effect immediately.

Dated at Geneseo, New York

September 22, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-369. AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFOR: REPLACEMENT OF EAST SWAMP ROAD BRIDGE OVER CONESUS LAKE INLET, TOWN OF SPARTA**

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

WHEREAS, a project for the Replacement of the East Swamp Road Bridge over Conesus Lake Inlet, Town of Sparta, Livingston County (NYSDOT PIN 475325; BIN 2210970) (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 East Swamp Road Bridge is under the jurisdiction of the Town of Sparta, but the County of Livingston has agreed to oversee and administer the Project for the Town, 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 the Preliminary Engineering/Design and ROW Incidentals phases; now, therefore, be it

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

RESOLVED, that the Livingston County Board of Supervisors hereby authorizes the Chairman of the Board to pay in the first instance 100% of the Federal and non-Federal share of the cost of Preliminary engineering/design and ROW Incidentals work for the Project or portions thereof, and be it further

RESOLVED, the total sum of \$60,000 is hereby appropriated from the Board of Supervisors and made available to cover the cost of participation in the above phases of the Project (of which the final County share will be 20% = \$12,000); and, be it further

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

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

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

RESOLVED, that this Resolution shall take effect immediately.

Dated at Geneseo, New York

September 22, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-370. AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE MARCHISELLI PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFOR: REPLACEMENT OF WHITE BRIDGE ROAD BRIDGE OVER CANASERAGA CREEK, TOWNS OF SPARTA AND WEST SPARTA**

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

WHEREAS, a project for the Replacement of the White Bridge Road Bridge over Canaseraga Creek, Towns of Sparta and West Sparta, Livingston County (NYSDOT PIN 475311; BIN 3316770) (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 the Preliminary Engineering/Design and ROW Incidentals phases; now, therefore, be it

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

RESOLVED, that the Livingston County Board of Supervisors hereby authorizes the Chairman of the Board to pay in the first instance 100% of the Federal and non-Federal share of the cost of Preliminary engineering/design and ROW Incidentals work for the Project or portions thereof, and, be it further

RESOLVED, the total sum of One hundred sixty-five thousand dollars (\$165,000.00) is hereby appropriated from the Livingston County Board of Supervisors and made available to cover the cost of participation in the above phases of the Project (of which the final County share will be 20% = \$33,000.00); and, be it further

RESOLVED, that in the event the full Federal and non-Federal share costs of the Project exceeds the amount appropriated above, the Livingston County Board of Supervisors shall convene as soon as possible to appropriate said

excess amount immediately upon notification by the New York State Department of Transportation thereof, be it, further

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

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

RESOLVED, that this Resolution shall take effect immediately.

Dated at Geneseo, New York

September 22, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-371. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF SOCIAL SERVICES – AVON, CAL-MUM, LIVONIA, DANSVILLE CENTRAL SCHOOLS, HEAD START, LIVINGSTON AREA TRANSPORTATION SERVICES (LATS), NEW DIRECTIONS YOUTH & FAMILY SERVICES, AND VARIOUS TRAINING & EMPLOYMENT ASSISTANCE PROGRAMS (TEAP)**

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

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

| <b><u>Contractor</u></b>                                                                          | <b><u>Term</u></b> | <b><u>Rate</u></b> |
|---------------------------------------------------------------------------------------------------|--------------------|--------------------|
| <b>Avon, Cal-Mum, Livonia, Dansville Central Schools</b>                                          | 9/1/04- 8/31/05    |                    |
| For: Preventive Case Management                                                                   |                    |                    |
| <b>Head Start Program</b>                                                                         | 6/1/04- 5/30/05    |                    |
| For: Promoting services and referrals                                                             |                    |                    |
| <b>Various Contracts</b>                                                                          |                    |                    |
| For: Training Employment & Assistance Program (TEAP)                                              |                    |                    |
| <b>Livingston Area Transportation Service (LATS)</b>                                              | 5/1/04-3/31/05     | \$5.31/one-way     |
| For: Transportation service with Livingston County Adult Day Health Care Program                  |                    |                    |
| <b>Livingston Area Transportation Service (LATS)</b>                                              | 4/1/04-3/31/05     | \$0.47/mile        |
| For: Medicaid Clients transportation services                                                     |                    |                    |
| <b>Livingston Area Transportation Service (LATS)</b>                                              | 4/1/04-3/31/05     |                    |
| For: Transportation service to Strong and Highland Medical and Dental facilities in Monroe County |                    |                    |
| <b>New Directions Youth &amp; Family Services</b>                                                 | 7/1/04-6/30/05     | \$219/day          |
| For: Secure and Non-Secure Detention                                                              |                    |                    |

Dated at Geneseo, New York

September 22, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-372. AUTHORIZING CONTRACT FOR GIS NEEDS ASSESSMENT – BERGMANN ASSOCIATES**

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

WHEREAS, Livingston County has received a grant from the New York State Archives and Records Administration for the development of a GIS Needs Assessment; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract and amendments thereto with Bergmann Associates, Rochester, New York, for the development of a GIS



Needs Assessment, at a cost not-to-exceed Thirty-One Thousand Three Hundred Fifty dollars (\$31,350.00), after review by the County Attorney and County Administrator.

Dated at Geneseo, New York

September 22, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-373. AUTHORIZING AMENDED CONTRACT WITH SUNY RESEARCH FOUNDATION – CLAWS XIII AND XIV**

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

WHEREAS, Resolution No. 2004-173 authorized a contract with the SUNY Research Foundation for professional services in support of the implementation of the Conesus Lake Watershed Management Plan; now, therefore, be it

RESOLVED that the Chairman of the Livingston County Board of Supervisors is authorized to sign an amended contract with the Research Foundation of the State University of New York, after review by the County Attorney and County Administrator.

Dated at Geneseo, New York

September 22, 2004

Legislative and Agricultural Affairs Committee

Geneseo Supervisor Kennison commented this is a fruitful partnership and urged the Board of Supervisors to adopt this resolution.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-374. APPOINTING DIRECTOR OF NURSING SERVICES FOR THE CAMPUS SKILLED NURSING FACILITY - DEMBIK**

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

RESOLVED, that Diane Dembik of 29 Lake Street, Perry, New York 14530 is hereby appointed to the position of Director of Nursing Services for the Campus Skilled Nursing Facility at an annual salary of \$55,200 effective October 3, 2004.

Dated at Geneseo, New York

September 22, 2004

Personnel and Employee Relations Committee

*MOTION: Mr. Brooks moved and Mr. Wahl seconded to amend the salary in Res. No. 374 and Res. No. 375 to read \$55,200. Carried.*

The roll was called as follows as amended: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-375. APPOINTING DIRECTOR OF NURSING SERVICES FOR THE GENESEO SKILLED NURSING FACILITY – SHAY**

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

RESOLVED, that Mary Theresa Shay of 12 Clark Street, Canaseraga, New York 14822 is hereby appointed to the position of Director of Nursing Services for the Geneseo Skilled Nursing Facility at an annual salary of \$55,200.00 effective October 3, 2004.

Dated at Geneseo, New York

September 22, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

Frank Bassett, Director of Long-Term Care, introduced Diane Dembik and Theresa Shay and explained their work experience and congratulated them on their appointment to Director of Nursing. He stated he understands the challenges they will face and indicated he believes they will obtain support from the staff.

Chairman Merrick congratulated both of them on their appointment to Director of Nursing.

**RESOLUTION NO. 2004-376. APPOINTING FOSTER GRANDPARENT PROGRAM DIRECTOR FOR THE OFFICE FOR THE AGING – GAGE**

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

RESOLVED, that Deborah Gage of 148 West Main Street, Avon, New York 14414 is hereby appointed to the position of Foster Grandparent Program Director at an annual salary of \$38,000.00 effective October 3, 2004.

Dated at Geneseo, New York

September 22, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-377. AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE - RECORDS MANAGEMENT, AND SOCIAL SERVICES**

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

RESOLVED, that the 2004 Hourly Employee Salary Schedule is amended as follows:

**Records Management**

Create one part-time, permanent Records Inventory Clerk position.

**Social Services**

Create one part-time, permanent Caseworker position.

Dated at Geneseo, New York

September 22, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-378. AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR CAMPUS SKILLED NURSING FACILITY, CENTRAL SERVICES, DEPARTMENT OF HEALTH, GENESEO SKILLED NURSING FACILITY, AND SOCIAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Campus Skilled Nursing Facility**

Assistant Director of Nursing, full-time (1)

Senior Typist, full-time (1)

**Central Services**

Building Maintenance Mechanic, full-time temporary (1)

Building Maintenance Person, full-time temporary (1)

Building Maintenance Person, full-time permanent (1)

**Department of Health**

Public Health Sanitarian, full-time (1)

**Geneseo Skilled Nursing Facility**

Assistant Director of Nursing Services, full-time (1)

Director of Nursing Services, full-time (1)

**Social Services**

HEAP Examiner, seasonal (1)

Senior Caseworker, full-time (1)

Dated at Geneseo, New York

September 22, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-379. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN AN EMPLOYMENT AGREEMENT WITH THE DIRECTOR OF LONG-TERM CARE**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign an employment agreement with Franklin N. Bassett, Director of Long-Term Care which shall include salary and benefits, as approved by the Livingston County Board of Supervisors. Said employment agreement to be first reviewed as to form by the County Attorney.

Dated at Geneseo, New York

September 22, 2004

Personnel and Employee Relations Committee

County Administrator Mazza recommended a five-year contract with a 4% annual salary increase and explained the contract language under Section 7b was changed to allow other employment activity subject to prior approval by the County Administrator. All other terms and conditions of the existing agreement would be carried forward.

**EXECUTIVE SESSION**

Motion made by Mr. Brooks and seconded by Mr. Yendell that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing the employment history of a particular person; and that James C. Merrick act as Chairman, Virginia O. Amico as Secretary, and Dominic F. Mazza, County Administrator remain present. Carried.

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

**REPORT OF EXECUTIVE SESSION**

The Board of Supervisors having met in Executive Session for the purpose of discussing the employment history of a particular person, hereby reports as follows:

No action taken.

Dated September 22, 2004

James C. Merrick, Chairman

Virginia O. Amico, Clerk/Secretary

Motion made by Mr. Deming and seconded by Mr. Moore that the Report of the Executive Session be accepted. Carried.

The roll for Res. No. 2004-379 was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-380. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH THE NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES FOR HOUSING OF STATE READY INMATES**

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

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

| <b><u>Contractor</u></b>                                  | <b><u>Term</u></b> | <b><u>Rate</u></b> |
|-----------------------------------------------------------|--------------------|--------------------|
| <b>New York State Department of Correctional Services</b> | 4/1/04-5/31/06     | \$108.30 per day   |

For: Housing of State-ready inmates

Dated at Geneseo, New York

September 22, 2004

Public Safety Criminal Justice Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-381. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN CONTRACTS WITH LIVONIA CENTRAL SCHOOL DISTRICT AND THE TOWNS OF LIVONIA AND CONESUS AND WITH YORK CENTRAL SCHOOL DISTRICT AND THE TOWNS OF LEICESTER AND YORK FOR SCHOOL RESOURCE OFFICERS**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Sheriff's Department, according to the term designated, subject to review by the County Attorney and County Administrator:

| <u>Contractors</u>                     | <u>Term</u>      | <u>Rate</u> |
|----------------------------------------|------------------|-------------|
| <b>Livonia Central School District</b> | 7/1/04 – 6/30/05 |             |
| <b>Towns of Livonia and Conesus</b>    |                  |             |
| <b>York Central School District</b>    |                  |             |
| <b>Towns of Leicester and York</b>     |                  |             |

For: School Resource Officers

Dated at Geneseo, New York

September 22, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,728; Noes - 0; Absent – Davis (Portage), 24; Adopted.

**RESOLUTION NO. 2004-382. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH THE U.S. DEPARTMENT OF JUSTICE OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS) FOR THE LAW ENFORCEMENT TECHNOLOGY GRANT**

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

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

| <u>Contractor</u>                                            | <u>Term</u>     | <u>Rate</u> |
|--------------------------------------------------------------|-----------------|-------------|
| <b>U.S. Department Of Justice</b>                            | 1/23/04-1/22/05 | \$49,474.00 |
| <b>Office of Community Oriented Policing Services (COPS)</b> |                 |             |

For: Law Enforcement Technology Grant

Dated at Geneseo, New York

September 22, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,728; Noes - 0; Absent – Davis (Portage), 24; Adopted.

**OTHER BUSINESS**

1. Chairman of the Board Appointment to Livingston County Youth Board – Ted Saunders, representing the Town of Groveland for a term commencing September 1, 2004 and terminating August 31, 2006.

**ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Olverd to adjourn until Wednesday, October 13, 2004 at 1:30 p.m. Carried.

The Board adjourned at 2:30 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, OCTOBER 13, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Olverd and Mr. Davis.

The Pledge of Allegiance.

**MINUTES**

Minutes of 9/22/2004 Regular Board Meeting were approved as presented.

**COMMUNICATIONS**

1. A County Highway Tour has been scheduled for Thursday, October 21, 2004, from 8:30 a.m. – 5:00 p.m. The group will meet at the Highway Facility. Please respond whether you plan to attend by returning the memorandum on your desks.
2. If a Supervisor desires to serve on the Groveland Correctional Facility Advisory Board/Task Force, you may obtain an application to apply from the Office of the Clerk of the Board.
3. Notification from the Governor's Office for Small Cities that the Community Development Block Grant application was not approved.
4. Letter from Assemblyman Daniel J. Burling responding to a letter from Chairman Merrick regarding the county's strong need for an Empire Zone.
5. Notification from American Rock Salt Company LLC that mining operations are within ½ mile of County properties, buildings and/or structures.
6. Letter from Deborah C. Gage thanking the Board of Supervisors for her appointment to the position of Foster Grandparent Program Director.
7. Notification from State of New York Department of Agriculture and Markets awarding a grant in the amount of \$50,000 for Agricultural & Farmland Protection Board to complete various tasks.
8. NYSAC & New York State Economic Development Council sponsors the 2004 Economic Development Academy, December 1-3, 2004 at the Prime Hotel & Conference Center in Saratoga Springs, New York. If you wish to register for this conference, please contact the Clerk.
9. Inter-County Association of Western New York meeting to be held October 15, 2004 in Genesee County at the Pavilion Fire Hall, 9:30 a.m. Please notify the Clerk if you plan to attend. PROGRAM: Annual Conversation with member County New York State Elected Representatives focusing on Medicaid, especially the Family Health Plus take-back, and other County concerns such as HAVA and the Brennan Report.

**INTRODUCTION OF LOCAL LAW**

**LOCAL LAW NO. B - 2004 AUTHORIZING EASEMENT TO THE LIVINGSTON COUNTY CHAMBER OF COMMERCE**

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

**Section 1:**

The Board of Supervisors of Livingston County intends by this Local Law to supersede the provisions of County Law §215 (5) and §215 (6), which limit conveyances of interests in County real property only to the highest responsible bidder after public advertisement. The Board of Supervisors has determined that the conveyance of an easement for sewer and water line purposes along Millennium Drive, Geneseo, New York to the Livingston County Chamber of Commerce is not appropriate to convey by sale to the highest bidder after public advertisement.

**Section 2:**

The Livingston County Board of Supervisors hereby determines that it is in the best interest of the County of Livingston to supersede the provisions of §215 (5) and §215 (6) of the County Law and therefore authorizes the conveyance of an easement for sewer and water line purposes along Millennium Drive, Geneseo, New York to the Livingston County Chamber of Commerce. The terms of such conveyance shall nevertheless be subject to the prior approval of the Livingston County Board of Supervisors.

**Section 3:**

This Local Law is subject to a permissive referendum.

**Section 4:**

This Local Law shall be effective upon filing with the New York State Secretary of State.

Dated at Geneseo, New York

October 13, 2004 (Introduction)

Mr. Olverd entered.

County Attorney David Morris stated this law allows the Livingston County Chamber of Commerce to have an easement for sewer lines. The Chamber of Commerce has agreed to pay the County \$2,000 for the easement. The Board will authorize the easement through a conveyance of property once the local law has been adopted and filed with the Secretary of State. This local law is subject to permissive referendum.

Mr. Davis entered.

**RESOLUTION NO. 2004-383.      APPROVING ABSTRACT OF CLAIMS #10A – OCTOBER 13, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #10A dated October 13, 2004 in the total amount of \$3,762,677.27.

Dated at Geneseo, New York

October 13, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**PRIVILEGE OF THE FLOOR**

1. Terry Lattimore, Public Affairs Specialist for RG&E – Presentation of “Voice Your Choice” Program

Terry Lattimore introduced Bernie Zaps who is the RG&E Senior Marketing Engineer for the Geneseo region.

Terry Lattimore distributed a handout of frequently asked questions regarding the Voice Your Choice program (on file). He explained there are changes that will take place in the energy business and specifically the user must choose an electricity supply pricing option (fixed or variable) by December 30, 2004. Mr. Lattimore stated he felt it was important for the Board to be made aware of this program in case they were questioned. He suggested going to [www.rge.com](http://www.rge.com) if more information was needed. He indicated it is absolutely paramount that the customers make a choice by December 30<sup>th</sup>.

Mr. Kennison commented that he received information in the mail regarding the wind energy price and asked for a clarification on the cost. Mr. Zaps will provide Supervisor Kennison with this information at a later date.

2. Joan Ellison, Director of Public Health – Flu Vaccine Update

J. Ellison explained there are approximately 85 million people in the high-risk category and enough vaccine for 50% of those high-risk people. The Department of Health is asking people who are healthy not to get a flu shot. She distributed a handout that provides an update on the flu vaccine dated October 13, 2004 and a poster to help prevent the flu (on file). She indicated that an emergency immunization meeting was held yesterday to prioritize those high-risk people who should receive the vaccine. She encouraged everyone to wash his or her hands.

**PREFERRED AGENDA****RESOLUTION NO. 2004-384. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. B - 2004 - AUTHORIZING EASEMENT TO THE LIVINGSTON COUNTY CHAMBER OF COMMERCE**

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on October 13, 2004, a proposed Local Law No. B- 2004 - Authorizing Easement To The Livingston County Chamber Of Commerce, it is hereby,

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 27th day of October, 2004 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 shall be given by 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  
October 13, 2004  
Central Services Committee

**RESOLUTION NO. 2004-385. PROVIDING FOR PUBLIC HEARING ON PROPOSED LIVINGSTON COUNTY BUDGET FOR 2005 PURSUANT TO SECTION 359 OF THE COUNTY LAW**

RESOLVED, that the Livingston County Board of Supervisors, pursuant to Section 359 of the County Law, will hold a public hearing on the proposed Livingston County Budget for the fiscal year 2005 at 1:35 p.m. in the afternoon and also at 7:00 p.m. in the evening on Wednesday, November 17, 2004 in the Board of Supervisors Assembly Room in the Livingston County Government Center in the Village of Geneseo, New York, and, be it further

RESOLVED, that the Clerk of the Board will cause a Notice of Public Hearing to be published in the official newspapers of the County in a manner required by Section 359 of the County Law.

Dated at Geneseo, New York  
October 13, 2004  
Finance & Administration Committee

**RESOLUTION NO. 2004-386. DECLARING SURPLUS PROPERTY - INFORMATION & TECHNOLOGY SERVICES, WORKFORCE DEVELOPMENT**

WHEREAS, the County of Livingston owns 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 declares the following items as surplus property to be disposed of as determined by the County Administrator.

**INFORMATION & TECHNOLOGY SERVICES**

| UNIT            | S/N        | ASSET | DEPT. | UNIT            | S/N         | ASSET | DEPT.     |
|-----------------|------------|-------|-------|-----------------|-------------|-------|-----------|
| UPS             |            |       | ITS   | IBM 15" MONITOR | 232421P     | NONE  | SO        |
| HP 890          | SG87A1H1DP | 6695  | SNF   | OPTRA 1650      | 11F6369     | 6113  | ADMIN     |
| HP 890          | US77S110C6 | 6459  | SNF   | TP 770          | 78GB253     | 6615  | SO        |
| IBM 15" MONITOR | 232414T    | NONE  | SO    | WYSE PC         | 1KAM1303793 | 6154  | PERSONNEL |
| HP 1600         | USB502780  | 6480  | SEWER | HP 2600         | SG225270BT  | 7553  | HWY       |
| OPTRA 1650      | 11FB344    | 6073  | OFA   | IBM 15" MONITOR | 232415B     | NONE  | SO        |
| OPTRA R+        | 11GPF84    | 6483  | SEWER | IBM 15" MONITOR | 66MD292     | NONE  | SO        |

|                         |            |      |          |                        |         |      |       |
|-------------------------|------------|------|----------|------------------------|---------|------|-------|
| <b>HP 680</b>           | USG5L1C0NT | 6124 | ADMIN    | <b>IBM 17" MONITOR</b> | 5547955 | 7215 | ADMIN |
| <b>OPTRA LX</b>         | 11DDR94    | 6094 | PLANNING | <b>LEXMARK INKJET</b>  | 1183224 | 6482 | SO    |
| <b>ELO TOUCH SCREEN</b> | NONE       | NONE | SO       | <b>IBM 17" MONITOR</b> | 23WR394 | 6802 | ADMIN |
| <b>IBM 15" MONITOR</b>  | 232419P    | NONE | SO       |                        |         |      |       |

**WORKFORCE DEVELOPMENT**

|                                        |                               |
|----------------------------------------|-------------------------------|
| One Canon Desktop                      | One Quasar 19-inch television |
| One Panasonic Inkjet Fax machine       | One Hitachi VCR machine       |
| Copier One Panasonic Laser Fax machine |                               |

Dated at Geneseo, New York

October 13, 2004

Finance and Administration Committee

**RESOLUTION NO. 2004-387. APPOINTING MEMBERS TO THE LIVINGSTON COUNTY COMMUNITY SERVICES BOARD SUBCOMMITTEES – BRAUN, IRWIN**

RESOLVED, that the following members are hereby appointed to the Livingston County Community Services Board Sub-Committees for the term designated:

**Mental Health Subcommittee**

Sandra Braun of 1959 Pole Bridge Road, Avon, NY 14414; commencing January 1, 2004 and expiring December 31, 2007

**Developmental Disabilities Subcommittee**

Pastor Edwin Irwin of 23 Franklin Street, Dansville, NY 14437; to fill an unexpired term expiring December 31, 2004

Dated at Geneseo, New York

October 13, 2004

Health Committee

**RESOLUTION NO. 2004-388. PROCLAIMING OCTOBER 23 THROUGH OCTOBER 31, 2004 AS RED RIBBON CAMPAIGN WEEK**

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 proclaims October 23 through October 31, 2004, as Red Ribbon Campaign Week.

Dated at Geneseo, New York

October 13, 2004

Intergovernmental Affairs Committee

**RESOLUTION NO. 2004-389. APPOINTING MEMBER TO THE LIVINGSTON COUNTY BOARD OF ETHICS – ESSLER**

WHEREAS, Richard J. Essler was appointed to the Livingston County Board of Ethics pursuant to Res. No. 2003-400 for a term expiring December 31, 2004, it is hereby

RESOLVED, that Richard J. Essler of 23 South Walnut Street, Nunda, NY 14517 is hereby appointed to the Livingston County Board of Ethics for a term commencing January 1, 2005 and expiring December 31, 2007.

Dated at Geneseo, New York

October 13, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-390. SCHEDULING PUBLIC HEARING FOR AGRICULTURAL DISTRICT #1**



**AND REFERRING IT TO THE LIVINGSTON COUNTY PLANNING BOARD AND THE LIVINGSTON COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD**

WHEREAS, Livingston County Agricultural District #1 is up for review and renewal; and

WHEREAS, a public hearing on the proposed modification of Agricultural District #1 is required by NYS Agriculture & Markets Law Section 303-a; now, therefore, be it

RESOLVED, that a public hearing concerning the renewal and modification of Agricultural District #1 will be held at 1:35 PM on November 17, 2004, in the Board Room at the Livingston County Government Center, Geneseo; and be it, further

RESOLVED, that a notice of the public hearing be published in the County's official newspaper, and written notice of said hearing be mailed to the Town Clerks of Caledonia, York, and Leicester and the Village Clerks of Caledonia and Leicester, all persons owning land within the proposed district, the Commissioner of Agriculture & Markets, the Commissioner of Environmental Conservation, the Secretary of State, the Advisory Council on Agriculture, and as otherwise provided for by law; and be it, further

RESOLVED, that the 30-day review period will run from October 14 through November 13; and be it, further

RESOLVED, that the proposed modification of Agricultural District #1 be referred to the Livingston County Planning Board and the Livingston County Agricultural & Farmland Protection Board, as provided for by law; and be it, further

RESOLVED, that the proposed modification of Agricultural District #1 is available for public inspection at the office of the Livingston County Planning Department, Room 305, Livingston County Government Center, Geneseo.

Dated at Geneseo, New York

October 13, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-391. SCHEDULING PUBLIC HEARING ON PETITIONS TO JOIN EXISTING AGRICULTURAL DISTRICTS AND REFERRING THEM TO THE LIVINGSTON COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD**

WHEREAS, Section 303-b of the Agriculture and Markets Law provides for the inclusion of viable agricultural land within a certified Agricultural District; and

WHEREAS, Livingston County has received petitions from landowners requesting the inclusion of their land in Agricultural Districts; now, therefore, be it

RESOLVED, that a public hearing on the inclusion of viable agricultural land within existing Agricultural Districts will be held at 1:35 PM on November 17, 2004, in the Board Room at the Livingston County Government Center, Geneseo; and be it, further

RESOLVED, that a notice of the public hearing be published in the County's official newspaper, and written notice of said hearing be mailed to the Town Clerks of Avon, Conesus, Mt. Morris, and Springwater, and as otherwise provided for by law; and be it, further

RESOLVED, that the petitions shall be referred to the Livingston County Agricultural and Farmland Protection Board, as provided for by law.

Dated at Geneseo, New York

October 13, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-392. APPOINTING MEMBER TO THE LIVINGSTON COUNTY TRAFFIC SAFETY BOARD – GRIFFITH**

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

|                 | Representative | Alternate                                                 | Term Expires |
|-----------------|----------------|-----------------------------------------------------------|--------------|
| NORTH DANSVILLE |                | Jay Griffith<br>94Crestwood Circle<br>Dansville, NY 14437 | 12/31/04     |

Dated at Geneseo, New York

October 13, 2004

Public Safety & Criminal Justice Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mrs. Rumble and seconded by Mr. Yendell to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-393.      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT INCREASE FOR CLARK PATTERSON ASSOCIATES TO PERFORM ADDITIONAL SERVICES FOR MURRAY HILL WATER MAIN LOOP**

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

WHEREAS, the Central Services Committee directed Clark Patterson Associates to perform additional services for the Murray Hill Water Main Loop, and

WHEREAS, Clark Patterson Associates performed these additional services, now, therefore, be it

RESOLVED, that Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Clark Patterson Associates for additional services for Murray Hill Water Main Loop in an amount not to exceed Fifteen Thousand Five Hundred Dollars (\$15,500.00), with the potential increase of \$8,000-\$10,000 if SEQR is required, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

October 13, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - Brooks, 94; Adopted.

**RESOLUTION NO. 2004-394.      AUTHORIZING TRANSFER OF FUNDS – DEPARTMENT OF HEALTH – PUBLIC HEALTH, HIGHWAY, OFFICE FOR THE AGING, PUBLIC WORKS, SHERIFF**

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

RESOLVED, that the County Treasurer 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 13, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-395.      CORRECTING TAX ROLL – TOWN OF GENESEO**

Mr. Yendell 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 parcel) application for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Town of Geneseo on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcel was 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| Year, Town & Premises | Taxing Jurisdiction | Original<br>Tax Bill | Corrected<br>Tax Bill | Refunds  | Chargebacks to<br>Taxing<br>Jurisdictions |
|-----------------------|---------------------|----------------------|-----------------------|----------|-------------------------------------------|
| 1. 2004 GENESEO       | Livingston County   | \$514.13             | \$268.93              | \$245.20 | \$245.20                                  |

|                       |                  |               |              |              |              |
|-----------------------|------------------|---------------|--------------|--------------|--------------|
| PINECREST ASSOCIATES  | Geneseo Town Tax | <u>137.64</u> | <u>72.00</u> | <u>65.64</u> | <u>65.64</u> |
| WOLF, Wallace J., Jr. | Total            | \$651.77      | \$340.93     | \$310.84     | \$310.84     |
| Tax Map Number        |                  |               |              |              |              |
| 81.13-1-23            |                  |               |              |              |              |

Dated at Geneseo, New York

October 13, 2004

Finance &amp; Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-396. CHANGING NOVEMBER 2004 BOARD MEETING**

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

WHEREAS, the Rules of Order of the Livingston County Board of Supervisors set the regular meetings of the Board on the second and fourth Wednesday of each month at 1:30 p.m., and

WHEREAS, the Rules of Order allow the Board of Supervisors to change the regularly scheduled meetings by resolution approved by a two-thirds majority vote, now, therefore, be it

RESOLVED, there will be only one Board of Supervisors' meeting during the month of November 2004 to be held on November 17, 2004 at 1:30 p.m., and the Highway & Public Works and Personnel & Employee Relations Committee meetings scheduled for November 17, 2004 will be held on November 10, 2004 at their regularly scheduled time.

Dated at Geneseo, New York

October 13, 2004

Finance and Administration Committee

The roll was called as follows (2/3 vote): Ayes – 1,831; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-397. AMENDING 2004 COUNTY BUDGET – DEPARTMENT OF HEALTH – PUBLIC HEALTH**

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

RESOLVED, that the 2004 Department of Health – Public Health budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b>     | <b>Amount</b>     |
|---------------------------------------|----------------|------------------------|-------------------|
| <b>Increase Revenue Account</b>       |                |                        |                   |
| A4010                                 | 1601           | Public Health          | <b>\$3,000.00</b> |
| <b>Increase Appropriation Account</b> |                |                        |                   |
| A4010                                 | 4440           | Medical Supplies       | <b>\$3,000.00</b> |
| <b>Increase Revenue Account</b>       |                |                        |                   |
| A4013                                 | 1601           | Public Health Fees     | \$2,226.00        |
|                                       | 2680           | Insurance Recovery     | <u>\$7,304.90</u> |
|                                       |                |                        | <b>\$9,530.90</b> |
| <b>Increase Appropriation Account</b> |                |                        |                   |
| A4013                                 | 4120           | Motor Equipment Repair | \$8,304.90        |
|                                       | 4045           | MLR                    | <u>\$1,226.00</u> |
|                                       |                |                        | <b>\$9,530.90</b> |
| <b>Increase Revenue Account</b>       |                |                        |                   |
| A4010                                 | 2680           | Insurance Recovery     | <b>\$4,499.00</b> |
| <b>Increase Appropriation Account</b> |                |                        |                   |
| A4010                                 | 2050           | Office Equipment       | \$1,083.00        |
|                                       | 4020           | Training/Development   | \$595.00          |
|                                       | 4060           | Office Supplies        | \$1,723.00        |
|                                       | 4110           | Building Repair        | \$1,036.00        |
|                                       | 4200           | Print & Ads            | \$50.00           |
|                                       | 4440           | Medical Supplies       | <u>\$12.00</u>    |
|                                       |                |                        | <b>\$4,499.00</b> |

Dated at Geneseo, New York

October 13, 2004

Finance and Administration Committee

Mr. Yendell announced that this resolution was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-398. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH AS FOLLOWS: NEW YORK STATE DEPARTMENT OF HEALTH, NEWEARTH CREATIONS**

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

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

| <u>Contractor</u>                            | <u>Term Commencement</u> | <u>Term Ending</u> |
|----------------------------------------------|--------------------------|--------------------|
| <b>New York State Department of Health</b>   | 10/01/04                 | 9/30/05            |
| Center for Environmental Health              |                          |                    |
| Flanigan Square, 547 River St., Room 515     |                          |                    |
| Troy, NY 12180-2216                          |                          |                    |
| For Youth Tobacco Enforcement and Prevention |                          |                    |
| <b>NewEarth Creations</b>                    | 10/01/04                 | 9/30/05            |
| PO Box 2787                                  |                          |                    |
| Prescott, AZ 86302                           |                          |                    |

For Hospice Renewal Program (4 Workshops for Hospice staff and upon completion of the first session, it will be determined if the remainder of the three sessions will be carried out.)

Dated at Geneseo, New York

October 13, 2004

Health Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-399. AMENDING RESOLUTION 2004-032, ESTABLISHING HOSPICE FEES FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH**

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

WHEREAS, review of RESOLUTION 2004-032, ESTABLISHING HOSPICE FEES FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH, determined a discrepancy in the per hour versus per day Proposed Fee rates for the services provided by Continuous Home Care, now, therefore, be it

RESOLVED, that the Hospice Program of the Livingston County Department of Health will establish their Daily Insurance Reimbursement Rates as follows, effective January 1, 2004:

| <u>Service</u>       | <u>Previous Fee</u> | <u>Proposed Fee</u> |
|----------------------|---------------------|---------------------|
| Continuous Home Care | \$35.00 per hour    | \$ 35.00 per hour   |

Dated at Geneseo, New York

October 13, 2004

Health Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-400. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH THE TOWN OF CONESUS FOR ADDITIONAL WORK ON COUNTY ROAD 8 (EAST LAKE ROAD), TOWN OF CONESUS**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the Town of Conesus for additional work on County Road 8 (East Lake Road), Town of Conesus, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

October 13, 2004

Highway & Public Works Committee

Conesus Supervisor Rumble stated that the Town of Conesus was successful in receiving \$40,000 in grant funding to complete a traffic safety study. One recommendation of study was to create additional parking on East Lake Road. With the recent reconstruction of East Lake Road, it was a terrific opportunity and cost effective way to provide the additional parking. Supervisor Rumble thanked the County for the work that has been completed, and stated this is the formal agreement for these services.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-401. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH THE TOWN OF SPARTA REGARDING THE TOWN'S EAST SWAMP ROAD BRIDGE FEDERAL/STATE-AID REPLACEMENT PROJECT**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the Town of Sparta regarding the Town's East Swamp Road Bridge Federal/State-Aid Replacement Project, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

October 13, 2004

Highway & Public Works Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-402. AWARDING BIDS AND AUTHORIZING PURCHASE OF UNTREATED AND PRETREATED BULK SODIUM CHLORIDE (CRUSHED ROCK SALT) FOR LIVINGSTON COUNTY AGENCIES**

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

WHEREAS, after legal advertisement, bids for Crushed Rock Salt were received and opened on September 27, 2004 in Room 303A, of the Livingston County Government Center, and

WHEREAS, submittals were received from 3 companies, and the following 2 bids are the lowest bids which meet all specifications dated September 13, 2004.

|          |                                             |                 |
|----------|---------------------------------------------|-----------------|
| BID#1 -  | UNTREATED                                   |                 |
|          | DELIVERED TO ANY POINT IN LIVINGSTON COUNTY |                 |
|          | American Rock Salt                          | \$24.22         |
| BID #2 - | UNTREATED                                   |                 |
|          | F.O.B STOCKPILE SITE                        | Hampton Corners |
|          | American Rock Salt                          | \$22.75         |
| BID #3 - | PRETREATED with Liquid Magnesium Chloride   |                 |
|          | DELIVERED TO ANY POINT IN LIVINGSTON COUNTY |                 |
|          | I.M.U.S.                                    | \$34.09         |
| BID #4 - | PRETREATED with Liquid Magnesium Chloride   |                 |
|          | F.O.B STOCKPILE SITE                        | Hampton Corners |
|          | I.M.U.S.                                    | \$32.69         |

Now, therefore, be it

RESOLVED, that said bids be accepted, and authorization be given to purchase said material for said prices, contingent upon American Rock Salt and I.M.U.S. signing contracts with the County of Livingston, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

October 13, 2004

Highway & Public Works Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-403. APPROVING APPLICATION OF THE EXTENSION OF THE CONESUS LAKE COUNTY SEWER DISTRICT EXT. #9 – HAMLET OF CONESUS**

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

WHEREAS, the Livingston County Board of Supervisors by Resolution No. 2004-261 approved the extension of the Conesus Lake County Sewer District Ext. #9 – Hamlet of Conesus and authorized the Clerk of the Board of Supervisors to file an application with the State Comptroller, and, now, therefore, be it

RESOLVED, that the application for permission of the State Comptroller to extend the Conesus Lake County Sewer District Ext. #9 – Hamlet of Conesus was prepared at the direction of the Livingston County Board of Supervisors, and, be it further

RESOLVED, that the Livingston County Board of Supervisors believes the contents of the application to be accurate, and, be it further

RESOLVED, that the Livingston County Board of Supervisors has determined that the district is in the public interest and will not constitute an undue burden on the property which will bear the cost thereof.

Dated at Geneseo, New York

October 13, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-404.      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN QUIT CLAIM DEED AND RELATED DOCUMENTS TO TRANSFER PARCEL ON WEST LAKE ROAD – PROL – TOWN OF GENESEO**

Mr. Moore 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 Superintendent of Highways has determined that the following parcel of property is of no further use for highway purposes for the County of Livingston, and

WHEREAS, the Superintendent of Highways has recommended that the following parcel be abandoned to the adjoining landowner, now, therefore, be it

RESOLVED, that the Chairman of the Board of Supervisors is authorized to sign a quit claim deed and related documents to transfer the following parcel to the party listed upon payment to the County of Livingston of \$100.00:

Henry Prol and Doris Prol

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Geneseo, County of Livingston, State of New York, being more particularly described as follows:

Beginning at the southwest corner of lands now or formerly of the County of Livingston (235 Deeds 280), said corner being marked by a concrete monument on the former east right-of-way line of Old West Lake Road, and said point being the true point and place of beginning; thence

- 1) Southerly for a distance of 102.92 feet along the former east right-of-way line of Old West Lake Road; thence
- 2) North 76° 00' 00" West for a distance of 24.77 feet along the northerly line of lands now or formerly of Howe (710 Deeds 233) to a point on the former centerline of Old West Lake Road; thence
- 3) North 16° 11' 30" East for a distance of 103.84 feet along the former centerline of Old West Lake Road; thence
- 4) South 73° 52' 21" East for a distance of 24.75 feet back to the true point and place of beginning.

Being and intending to describe and convey lands shown on an instrument survey map prepared by Gary L. Dutton, dated September 7, 2004, and styled "Map of a Survey of Lands to be Conveyed by Roland Boller, being Part of Lot 160, Town of Geneseo, Livingston County, New York.

Dated at Geneseo, New York

October 13, 2004

Highway & Public Works Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-405.      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH NAZARETH COLLEGE FOR INTERNSHIP PLACEMENT OF UNDERGRADUATE STUDENTS IN SOCIAL WORK**

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

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

**Contractor**

Nazareth College

**Term Commencement**

1/1/04

**Term Ending**

12/31/08

For: Internship placement of undergraduate students in social work

Dated at Geneseo, New York

October 13, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-406. APPOINTING THE COMMISSIONER OF ELECTIONS - SMITH**

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

WHEREAS, Lowell Conrad, Chairman of the Republican Committee, has filed with the Board of Supervisors a certificate recommending the appointment of Gerald L. Smith, a resident and qualified voter of the Town of Geneseo, as a Commissioner of Elections of the County of Livingston, now, therefore, be it

RESOLVED, that pursuant to the provisions of Section 31 of the Election Law of the State of New York, Gerald L. Smith, Republican, of 258 Lima Road, Geneseo, New York 14454, is hereby appointed as Commissioner of Elections for a four-year term commencing January 1, 2005 and terminating December 31, 2008.

Dated at Geneseo, New York

October 13, 2004

Legislative &amp; Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-407. AUTHORIZING 2004 AGREEMENT WITH LIVINGSTON COUNTY CHAMBER OF COMMERCE, INC. FOR THE PROMOTION OF TOURISM**

Mr. LeFeber 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 Livingston County Chamber of Commerce has agreed to promote tourism for Livingston County, and

WHEREAS, the funds in the amount of \$76,000.00 have been budgeted in the 2004 County budget, now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract commencing January 1, 2004 and expiring on December 31, 2004, in an amount not to exceed Seventy Six Thousand Dollars (\$76,000.00), payable quarterly, with the Livingston County Chamber of Commerce, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

October 13, 2004

Legislative &amp; Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-408. AUTHORIZING CONTRACT WITH NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS FOR PLANNING GRANT FOR AGRICULTURAL AND FARMLAND PROTECTION PLAN**

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

WHEREAS, Article 25-AAA of the Agriculture and Markets Law provides for the development of county agricultural and farmland protection plans; and

WHEREAS, the New York State Department of Agriculture and Markets has approved Livingston County's application for a planning grant for the development of an agricultural and farmland protection plan; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with the New York State Department of Agriculture and Markets, after review by the County Attorney and County Administrator.

Dated at Geneseo, New York

October 13, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-409. CORRECTING RESOLUTION NO. 2004-305 REGARDING THE CREATION OF A REGISTERED PROFESSIONAL NURSE FOR THE DEPARTMENT OF HEALTH**

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

WHEREAS, Resolution No. 2004-305 created a per diem Registered Professional Nurse position within the Department of Health; and

WHEREAS, the resolution should have instead created a full-time Registered Professional Nurse position; and

WHEREAS, Resolution No. 2004-305 must be corrected to accurately reflect the intent of the Board of Supervisors, now, therefore, be it

RESOLVED, that Resolution No. 2004-305 is hereby corrected to provide for the creation of a full-time Registered Professional Nurse position within the Department of Health rather than a per diem position.

Dated at Geneseo, New York

October 13, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**OTHER BUSINESS**

1. Chairman of the Board announced the following appointments to the Livingston County Youth Board for a term commencing September 1, 2004 and expiring August 31, 2006  
Tina Ingersoll-Avon, Darlene Hunt-Geneseo, Jean Lacey-Lima, Marcia Ayers-Nunda, Patricia Levey-West Sparta, Tom Taylor-LCCSA, Donna Horton-CCE, Edward Erhard-Conesus, Alise Rounsville-Sparta
2. County Administrator Dominic F. Mazza – 2005 Proposed County Budget Message

County Administrator Dominic Mazza read the following 2005 Budget Message:

**2005 Budget Message**

*To the Livingston County Board of Supervisors:*

*I am pleased to submit the 2005 Budget for Livingston County. The \$107 Million plan contains a property tax rate of \$8.25 per thousand of assessed value, which represents a 3.7% increase over the 2004 rate. Livingston County's sales tax rate remains at 4%. The proposed budget will continue to fund all existing services at present levels. The 2005 spending plan provides for full funding of all agreed upon and anticipated employee wages and benefits, no employee layoffs are anticipated. Even with this modest increase, Livingston County's property tax rate remains well below the average for comparable western New York counties. The ten- year average increase in the property tax rate has been 1.8 %. The 2005 spending plan continues to meet our goal of maintaining sound financial practices, with reasonable tax rates, along with providing predictable and high quality services to the public.*

*Livingston County and all other counties continue to deal with the problem of unfunded mandates. The Medicaid Program, which funds a variety of health care costs for State residents, continues to have a negative impact on our budget. We regret that for 2005, an additional \$625,000 of local dollars will be needed to meet the County obligations to this program. Nearly, \$10 million of local property tax will need to be raised. This single mandate alone represents over 52 % of the County's total property tax levy.*

*\$710,00 or 75% of the proposed tax levy increase is needed to fund the operations of the two County nursing facilities. Ultimately, with the completion of the new nursing home project, slated for late 2005 or early 2006, the financial situation with the nursing facilities will greatly improve and the County subsidy will be greatly reduced in the 2008 budget year.*



*Funding for the Livingston County Highway Department remains at \$9.5 million, the same as 2004. It is anticipated that Livingston County will continue to improve its road and bridge system at its present pace.*

*On the positive side, the 2005 budget maintains sound surpluses in all funds and a strong cash flow position. Our credit rating remains excellent. Sales tax revenue remains stable. With the anticipated opening of the Wal-Mart Super Store in Geneseo and additional interest in retail development in the Dansville area, future growth in sales tax revenue has strong potential. Recent growth in the retail automotive sector, particularly in the Avon area, has also stabilized the sales tax area.*

*New housing and population growth continue. Property values have grown by \$37 Million or 1.6 % over 2004.*

*County departments have continued to maintain sound financial practices with realistic budgeting, while focusing on outside revenue maximization. The 2005 budget proposes capital projects and new initiatives for the following:*

- Agricultural & Farmland Protection Plan – Among the goals of this effort will be to identify target areas for farmland preservation. Develop goals and strategies and recommended action for preserving farmland and promoting agricultural economic development - \$50,000.*
- Tax Map Digitalization – This long overdue project will convert the existing Mylar tax maps into a standard digitized format for automated use by a variety of users. This effort will greatly improve the accessibility of real property tax information, ease in updating of changes, and provide data for GIS and E911 operations, along with a number of other applications - \$200,000.*
- Emergency Operations Center (Hampton Corners) – This project will provide funding for the construction of a shell addition to the current Haz Mat building. It is expected that, with the use of grants and in kind services, the County will be able to completely finish and outfit a fully operational Emergency Operations Center. There are a number of benefits that will be derived from this cooperative effort - \$250,000.*
- E911 Upgrades and Engineering – This project will continue the modernization of the County's emergency communications system. Particular emphasis will be placed on improving service in the Caledonia and Nunda areas. The E911 Advisory Committee has been reformed and all sectors of the emergency response community are participating - \$ 250,000.*
- Ambulance Service – In response to the recent withdrawal of the private ambulance services from Livingston County and the soon to expected completion of the Fitch Associates Study, an appropriation has been set-aside in the 2005 budget for a yet to be determined role in this service area - \$ 100,000.*

*Livingston County, along with every other county, will continue to face heavy financial pressure to reduce services and increase local taxes as long as the dysfunction in Albany continues. County government has to stop being the ATM machine for policy and program decisions made by others. We must continue to pressure our state government at all levels to take full financial responsibility for state run programs like Medicaid.*

*I look forward to a positive and productive budget process.*

*The goal is to maintain quality services, sound financial operations and fairness to the taxpaying public.*

*Thank you.*

*Respectfully submitted,  
Dominic F. Mazza  
County Administrator*

The County Administrator announced he intends to have a 2005 Budget Workshop on October 25, 2004 and asked the Board if they prefer the morning or afternoon. The consensus was to conduct the workshop at 1:30 p.m.

The County Administrator mentioned the newspaper article that recently appeared in the Democrat & Chronicle entitled "Medicaid Costs Fastest Rising". He stated several counties have financial problems, and he is glad to say we are not.

The County Administrator recognized Virginia Amico for the efforts of NYSAC under her leadership as President, and stated we must keep the pressure on the State Legislature.

The County Administrator thanked department heads for their leadership role in preparing their 2005 budgets.

The County Administrator stated he would be glad to answer any questions.

Nunda Supervisor Brooks asked if there was an Executive Summary for the EMS study provided by Fitch Associates. The County Administrator responded he has some concerns about the report, and he will report back to the Board within 30 days or so. The County Administrator stated he does not want to create a large taxpayer program, however, we need to respond to the needs of the community. J. Ellison was directed to provide copies of the Fitch Report to the Board of Supervisors.

Geneseo Supervisor Kennison thanked the County Administrator, administration staff, and department heads for their work on the 2005 County Budget, and he stated he appreciates the vision and the fiscal planning that is provided to the Board.

Vice Chairman Moore questioned whether any funding has been budgeted for the jail expansion project, and the County Administrator stated there is some funding built into the budget. He added that the overall debt service should be reduced by the time the jail project will be bonded. The bonds for the Courthouse project will retire in 2009.

The County Administrator thanked the Board.

3. Chairman Merrick reminded the Board of Supervisors to complete the survey that is placed on their desks regarding the Highway Tour and Board Dinner.
4. Mt. Morris Supervisor Olverd asked when the November Personnel & Employee Relations Committee will be held. The Clerk of the Board responded the committee meeting will be held on November 10, 2004 at 1:30 p.m.
5. Geneseo Supervisor Kennison distributed an invitation to the Livingston County Association of Village Boards Dinner Meeting on October 20, 2004 at the Big Tree Inn, beginning at 6:00 p.m. He asked Lima Supervisor Yendell to comment. Mr. Yendell reported the Livingston County Association of Village Boards meets every other month and would like the Board to attend if they desire.

### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Walker to adjourn until Wednesday, October 27, 2004 at 1:30 p.m. Carried.

The Board adjourned at 2:32 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, OCTOBER 27, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present.

The Pledge of Allegiance.

**APPROVAL OF MINUTES**

Minutes of 10/13/04 Regular Meeting were approved as presented.

**PUBLIC HEARINGS – 1:35 P.M.**

1. LOCAL LAW NO. B – 2004 – AUTHORIZING EASEMENT TO THE LIVINGSTON COUNTY CHAMBER OF COMMERCE

2. TO CONSIDER OBJECTIONS TO SPECIAL ASSESSMENT ROLL

The Chairman opened the Public Hearings to receive comments on the Local Law No. B 2004 and to consider objections to Special Assessment Roll (Livingston County Water & Sewer Authority) in accordance with the notices published in the official newspapers.

Chairman Merrick asked the County Attorney to comment. County Attorney David Morris stated the first public hearing relates to a local law superceding portions of the County Law to allow the County to grant an easement to the Livingston County Chamber of Commerce to install water and sewer lines. The local law would allow the County to grant the easement through a private sale as opposed to the highest bidder after public advertisement. The second public hearing relates to objections to special assessment rolls for the County Water District and Sewer District. In the past, the notice was done through advertisement in the newspaper and the law now requires this notice be delivered to each property owner to provide an opportunity for objections to be heard. The County Attorney indicated the objections do not relate to the amount of money that is charged but to the number of units or to the property class within the district. The purpose of the public hearing is to allow people to voice objections whether their property is assessed with the appropriate number of units and the appropriate classification. The County Attorney stated that if there is an error on the January property tax bill, a correction can be made at that point as well.

The Chairman asked if anyone wished to comment to please come forward and sign in at the podium. He also asked if any Supervisor wished to comment. No one wished to speak.

The Chairman stated that the Public Hearings would remain open until the end of the meeting.

**COMMUNICATIONS**

1. The County Administrator filed the 2005 Proposed County Budget on October 13, 2004.
2. The Historian's Office is conducting an Open House today from 1:00 p.m. to 4:30 p.m.
3. When you submit your 2005 Town Budget to the Clerk of the Board, please provide your tax rate figure (General including Highway).
4. For your information, the Highway Tour scheduled for October 21, 2004 was canceled and will not be rescheduled.
5. Letter from William M. Flynn, Chairman of the State of New York Department of Public Service commending the County of Livingston to become the first county government in the state to purchase wind energy.

**INTRODUCTION OF RESOLUTION**

**RESOLUTION NO. 2004-429. INCREASING MAXIMUM INCOME ELIGIBILITY FOR TAX EXEMPTION PURSUANT TO SECTION 467 OF THE REAL PROPERTY TAX LAW**

WHEREAS, the County of Livingston, by Res. No. 2003-331 set \$15,500.00 as the maximum income eligibility for tax exemption under section 467 of the Real Property Tax Law and by Res. No. 94-339 adopted the income eligibility sliding scale set forth under section 467(2) of the Real Property Tax Law for incomes above the maximum income eligibility; 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 \$16,000.00 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 \$16,000.00 income eligibility level, and it is further

RESOLVED, that this increase shall be effective with the 2005 assessment roll.

Dated at Geneseo, New York

October 27, 2004 (Introduced)

Finance and Administration Committee

### **INTRODUCTION OF LOCAL LAW**

#### **LOCAL LAW NO. C – 2004 AMENDING LOCAL LAW NO. 2-1998 INCREASING THE MAXIMUM INCOME ELIGIBILITY FOR TAX EXEMPTION FROM REAL PROPERTY TAXES TO PERSONS WITH DISABILITIES WHO HAVE LIMITED INCOME**

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

##### **Section 1.**

Section 3 of Local Law No. 2 – 1998 entitled “A Local Law Providing a Partial Exemption from Real Property Taxes to Persons with Disabilities who have Limited Income” is amended to read as follows:

##### **Section 3.**

To be eligible for the exemption authorized by Real Property Tax Law §459-c and implemented by this Local Law, the maximum income of such person shall not exceed \$16,000.00. Any such person having a higher income shall be eligible for an exemption in accordance with the following schedule:

| <b><u>ANNUAL INCOME</u></b>                     | <b><u>PERCENTAGE ASSESSED<br/>VALUATION EXEMPT FROM TAXATION</u></b> |
|-------------------------------------------------|----------------------------------------------------------------------|
| More than \$16,000.00 but less than \$17,000.00 | 45 per centum                                                        |
| \$17,000.00 or more but less than \$18,000.00   | 40 per centum                                                        |
| \$18,000.00 or more but less than \$19,000.00   | 35 per centum                                                        |
| \$19,000.00 or more but less than \$19,900.00   | 30 per centum                                                        |
| \$19,900.00 or more but less than \$20,800.00   | 25 per centum                                                        |
| \$20,800.00 or more but less than \$21,700.00   | 20 per centum                                                        |
| \$21,700.00 or more but less than \$22,600.00   | 15 per centum                                                        |
| \$22,600.00 or more but less than \$23,500.00   | 10 per centum                                                        |
| \$23,500.00 or more but less than \$24,400.00   | 5 per centum                                                         |

##### **Section 2.**

This Local Law shall take affect immediately upon its filing in the Office of the Secretary of State.

Dated at Geneseo, New York

October 27, 2004 (Introduced)

#### **RESOLUTION NO. 2004-410. APPROVING ABSTRACT OF CLAIMS #10B – OCTOBER 27, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #10B dated October 27, 2004 in the total amount of \$1,364,425.23.

Dated at Geneseo, New York

October 27, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**PRIVILEGE OF THE FLOOR**

1. Mark Aesch, Chief Executive Officer of RGRTA provided an update of the Fixed-Route System and Proposed Bus Garage at Hampton Corners. He indicated that the Fixed-Route ridership has grown over the years. He presented a power-point presentation on the various transportation systems provided by LATS and their economic impact and cost. He indicated that officials are continuing to work on the proposed bus garage to be located at Hampton Corners.

Geneseo Supervisor Kennison commented that the Geneseo shuttle bus system provides safe transportation for the students and the community.

**PREFERRED AGENDA****RESOLUTION NO. 2004-411. DECLARING SURPLUS PROPERTY – SHERIFF’S DEPARTMENT**

WHEREAS, the County of Livingston owns 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 declares the following items as surplus property to be disposed of as determined by the County Administrator.

**SHERIFF’S DEPARTMENT**

|                               |       |                    |
|-------------------------------|-------|--------------------|
| 1996 Ford Taurus Wagon        |       | 1FALP57UOTG220142  |
| 2000 Ford Crown Victoria (UM) | Green | 2FAFP71W3YX174858  |
| 1999 Ford Crown Victoria (UM) | Blue  | 2FAFP71W8XX231439  |
| 1997 Ford Crown Victoria (UM) | Blue  | 2FALP71W1VX210013  |
| 1995 Ford Crown Victoria (UM) | Green | 2FALP71W5SX183491  |
| 2002 Ford Crown Victoria (MK) |       | 2FAFP71W12X1104573 |
| 2000 Ford Crown Victoria (MK) |       | 2FAFP71WXYX174856  |
| 2001 Ford Crown Victoria (MK) |       | FAFP71WX1X184227   |

Dated at Geneseo, New York

October 27, 2004

Finance and Administration Committee

**RESOLUTION NO. 2004-412. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. C - 2004 AMENDING LOCAL LAW NO. 2 1998 INCREASING THE MAXIMUM INCOME ELIGIBILITY FOR TAX EXEMPTION FROM REAL PROPERTY TAXES TO PERSONS WITH DISABILITIES WHO HAVE LIMITED INCOME**

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on October 27, 2004, a proposed Local Law entitled Local Law No. C - 2004 Amending Local Law No. 2 1998 Increasing the Maximum Income Eligibility for the Exemption From Real Property Taxes To Persons With Disabilities Who Have Limited Income, it is hereby

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 17<sup>th</sup> day of November, 2004 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

October 27, 2004

Finance & Administration Committee

**RESOLUTION NO. 2004-413. PROVIDING FOR PUBLIC HEARING FOR INCREASING MAXIMUM INCOME ELIGIBILITY FOR TAX EXEMPTION PURSUANT TO SECTION 467 OF THE REAL PROPERTY TAX LAW**

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on October 27, 2004, a proposed resolution Increasing Maximum Income Eligibility For Tax Exemption Pursuant To Section 467 Of The

Real Property Tax Law, it is hereby

RESOLVED, that a public hearing shall be held on the said proposed Resolution by this Board on the 17th day of November, 2004 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 shall be given by 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  
October 27, 2004  
Finance and Administration Committee

**RESOLUTION NO. 2004-414. MAKING SEQR NEGATIVE DECLARATION FOR PROPOSED PURCHASE OF REAL PROPERTY FOR HIGHWAY DEPARTMENT MATERIALS STORAGE**

WHEREAS, the Livingston County Highway Department intends to purchase 3.0 acres on Tabor Corners Road for gravel storage; and

WHEREAS, the proposed action is not listed as a Type I or Type II action according to the New York State Environmental Quality Review Act (SEQR), and

WHEREAS, the SEQR Short Environmental Assessment Form has been completed; and

WHEREAS, potential impacts on the environment have been identified and will not result in any large and important impacts; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby classify this proposed action as an Unlisted Action pursuant to the State Environmental Quality Review Act; and, be it, further

RESOLVED, that the Livingston County Board of Supervisors does hereby determine that the proposed project will not have a significant impact on the environment, a draft Environmental Impact Statement will not be prepared, and the Livingston County Board of Supervisors does hereby adopt the SEQR Negative Declaration for the project and authorizes the Highway Superintendent to sign the Negative Declaration form prepared for the project and file it according to law.

Dated at Geneseo, New York  
October 27, 2004  
Highway and Public Works Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Moore and seconded by Mrs. Rumble` to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-415. AMENDING LIVINGSTON COUNTY GOVERNMENT CENTER POLICIES AND PROCEDURES MANUAL**

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

RESOLVED, that the Livingston County Board of Supervisors hereby approves the amendments to the Livingston County Government Center Policies and Procedures Manual, as follows:

**LIVINGSTON COUNTY GOVERNMENT CENTER  
POLICIES & PROCEDURES  
APRIL 2001  
(Revised October 2004)**

EMERGENCY TELEPHONE NUMBERS .....1

EMERGENCY EVACUATION .....1

BREAK ROOM / VENDING.....2

|                                                       |   |
|-------------------------------------------------------|---|
| BUILDING LAYOUT .....                                 | 3 |
| BUILDING USE / OF CONFERENCE ROOMS AND BUILDING ..... | 3 |
| COPIERS .....                                         | 3 |
| CUSTODIAL SERVICES .....                              | 3 |
| FIRST AID.....                                        | 4 |
| GARBAGE/RECYCLING .....                               | 4 |
| GENERATOR .....                                       | 4 |
| HEATING AND AIR CONDITIONING .....                    | 4 |
| MAIL .....                                            | 5 |
| PARKING.....                                          | 5 |
| RULES-GENERAL.....                                    | 6 |
| SECURITY .....                                        | 7 |
| SMOKING.....                                          | 7 |
| TELEPHONE PROBLEMS .....                              | 7 |
| WORK ORDERS.....                                      | 7 |

## EMERGENCY TELEPHONE NUMBERS

911 FIRE  
 911 AMBULANCE  
 911 SHERIFF

## EMERGENCY EVACUATION

The response to a fire or any other life threatening condition within the Livingston County Government Center will be the immediate evacuation of the building. When you hear the fire alarm horn or see the alarm stroboscopic lamp, evacuate the building immediately.

- X All departments on the basement level will exit out the Employee Entrance doors.  
 The assembly point for this group will be the west side of the lower parking lot, directly opposite the outside stairs leading down from the Shipping and Receiving doors.
- X All departments on the north end of the first floor (Lower Level) will exit out the North Security door, or exit down the center stairs to the basement and out the Employee Entrance doors.  
 The assembly point for the group is the west side of the lower parking lot, directly opposite the Employee Entrance.
- X All departments on the south end of the first floor (Lower Level) will exit out the South Security door.  
 The assembly point for this group is the area outside of the county jail garage.
- X All departments on the second floor (Main Level) will exit the building through the public entrance.  
 The assembly point for this group is the extreme east portion of the East Public Parking Lot opposite the public entrance.
- X All departments on the north end of the third floor (Upper Level) will exit down the center stairs to the second floor

(Main Level) and exit through the Main Entrance, or exit down the North Stairs to the first floor (Lower Level) and exit through the North Security door.

The assembly point for this group is the northeast corner of the East Public Parking Lot.

- X All departments on the south end of the third floor (Upper Level) will exit down the South Stairs to the first floor (Lower Level) and out through the South Security door, or exit down the center stairs to the first floor and exit through the South Security door.

The assembly point for this group is the area outside of the county jail garage.

If any of the designated evacuation routes are blocked, refer to the Emergency Evacuation plaques (located on the walls at each stair entrance and elevator lobby), for instructions and directions to alternate evacuation routes:

1. Stay calm and do not run.
2. Use the exit plan that has been posted for your department.
3. Move to that exit and then quickly to the parking lot.
4. Meet with your department head or person in charge for an attendance check. Do not leave the parking lot.
5. Help any persons that may be unfamiliar with your department or the building outside.
6. Notify emergency response personnel of the location of any physically challenged person who would need assistance evacuating the building.

### **RESPONSIBILITY:**

It is the responsibility of each department head or person in charge to:

1. Insure that all employees and public have evacuated their department areas.
2. Take an attendance check of those people working in their departments and notify Emergency Response Personnel if anyone is missing.

You will be notified by Emergency Response Personnel when it is safe to reenter the building.

### **BREAK ROOM / VENDING**

The Central staff break room is located at the end of the north corridor on the main level. Vending machines for soda and candy are available.

Coffee is available at .254 per cup. Bottled water is available for employees at no charge. The Telephone Operator has been designated to maintain coffee supplies. If you notice the supply getting low, please notify the Operator.

### **BUILDING LAYOUT - TELEPHONES, TOILETS, & FOUNTAINS**

Public telephones: Public telephones are located on the main level and on the basement level near the elevators.

Staff toilets: Staff toilets are located on the lower level across from Dispute Settlement and across the hall from the Public Defender. Staff toilets are located on the main level in the break room and near the public entrance to the County Treasurer. Employees working on the upper level may use the toilet facilities adjacent to the Board Room entrance or staff toilet facilities within the Board lounge area.

Drinking Fountains: There is a drinking fountain located in the elevator lobby on each floor.

### **BUILDING USE / USE OF CONFERENCE ROOMS AND BUILDING**

The Room Reservation calendar is on Lotus Notes. All departments should submit their request for a room electronically. If you have questions about how to access the calendar, call the Information & Technology Services Help Desk at 7933.

All electronic requests must be followed up with Room Request Form. A Request for Use of Conference Room in Livingston County Government Center form (Exhibits A-1 & A-2) must be received at least 6 working days prior to the meeting date. Forms can be obtained from the County Administrator's office. The form is to be sent to the County Administrator's office for assignment of room and final approval. You must notify the County Administrator's office as soon as possible if a meeting is canceled.

### **COPIERS**

There are central copy rooms located on each floor of the building.

Lower level: Across the hall from Board of Elections

Main level: Near the public entrance to the County Treasurer

Upper level: First door on the right on the north corridor

Board of Elections: has two high-speed digital copiers to be used for large volume copying.

Contact Board of Elections for details.

Notify the County Administrator's office when a problem occurs and when supplies are needed.

### **CUSTODIAL SERVICES**



The County has entered into a contract for custodial services. If you have any problems or questions, please contact the Supervisor of Central Services.

### **FIRST AID**

First aid kits are available at the following locations in the building:

- Basement - Maintenance
- 1<sup>st</sup> Floor - Employment & Training
- 2<sup>nd</sup> Floor - Information Desk
- 3<sup>rd</sup> Floor - Board of Supervisors

An Automated External Defibrillator (AED) machine is located in the 2<sup>nd</sup> floor lobby near the pay phones in a wall mounted cabinet. If you are in the area of the defibrillator cabinet and hear the alarm go off, please check that the cabinet door was not opened in error. If the door was opened in error, please shut the door and call 7100 and let the Sheriff's Department know that the alarm can be reset. Note: The Alarm will continue to sound for 30 seconds after the door is shut.

### **GARBAGE/RECYCLING**

There are special recycling containers that can be attached directly to the wastebaskets in each office. All recycling is to be placed in this container. All regular garbage (food, tissues, cups, etc.) is to be placed in the wastebasket. If the recycling containers become full, please utilize the large recycling containers located in the copy rooms.

Cardboard boxes - any large cardboard boxes to be disposed of should be placed in the hall outside your office door at the end of the working day with a note instructing the cleaning staff to dispose of them.

### **GENERATOR TESTING**

The diesel generator will be tested on the first Wednesday of each month. This test will cause a brief interruption of power at 7:40 a.m. until 8:00 a.m. Please check electrical equipment in your department and take the necessary precautions to insure that this loss of power has minimum impact.

### **HEATING AND AIR CONDITIONING**

Thermostats, dampers, and other HVAC equipment may be adjusted and serviced only by authorized personnel. If the heating and air conditioning is not comfortable within your department, have your Department Head contact Central Services.

### **MAIL**

**All mail should be sorted in zip code order. If the mail is not sealed all flaps should be up (#10 envelopes only).**

**All Flyers and Postcards please see Switchboard prior to doing.**

The mailroom is located on the main level behind the switchboard. The following guidelines have been established (10/11/00).

**Pre-stamped mail** will leave the building once a day - 3:30 P.M. Outgoing metered mail (mail that needs postage) is sent to the Post Office once a day at approximately 3:30 P.M. It needs to be down to the mailroom no later than 2:00 P.M. Bulk mail or pre-sort is to be down either the day before it is to be sent out or by 8:30 A.M. of the day it is to be sent out. (REMEMBER TO CALL AS SOON AS YOU KNOW YOU WILL BE HAVING PRE-SORT).

**Bulk or a pre-sort mailing** is available for letters (#10 size envelope) when the total pieces of mail in a department or building is 500 or more. To run the postage at the lower cost per letter, a few guidelines must be followed by each department.

1. All letters must be sorted in exact zip code order. (By Mail Code) Rubber band exact zip codes together if there is an odd zip put a rubber band around that to show the difference.
2. Please inform the mail room person in advance as soon as you know you will be doing a pre-sort of 50 or more pieces of mail, the mailroom will supply you with boxes. These large mailings will enable us to come up with the 500 minimum pieces needed to use the lower postage rate.
3. All #10 size envelopes unless they are bulky can be sealed by the system. The flaps should be left open in the upright position not tucked under. Large or bulky envelopes are to be sealed by the department. These envelopes will not go through the meter and must have postage manually put on them.

Inter-office/courier mail needs to be kept separate from other mail. Please use inter-office envelopes or mark under the persons name and department courier or interoffice. Feel free to contact the mailroom with any questions or need for clarification. Any unresolved situations will be directed through the county administrator's office.

### **PARKING**

The lower parking lot (behind the Government Center) is designated for employee parking. In the event the lower lot is full, employees are to utilize St. Mary's Church parking lot next to Genesee Valley Title Services at 2 North Street for overflow parking. The upper parking lot (behind Court House) is designated for public and court staff parking. The public should also be directed to the overflow parking lot in the event the upper parking area is full. With the exception of reserved spaces, all parking at the building is on a first-come, first-serve basis. Please be cautious of pedestrians.

Employee handicap parking is only for employees with a handicapping condition or for those employees with a short or long-term medical condition that warrants a need for handicap parking. Any employee needing to use these spaces must be in possession of a legally issued handicap-parking permit.

If you are away on County business and must leave your personal vehicle overnight, notify Central Services and park the vehicle in the southeast corner of the lower parking lot next to the County vehicles.

Snow Removal/Ice Control – The County Highway Department will be cleaning all parking lots and driveways around the building prior to 7:30 a.m. If you come in prior to 7:30 a.m., park your vehicle in the southeast corner of the lower parking lot next to the County vehicles to allow for the plowing.

### **RULES - GENERAL**

Do not tape decals or decorations on interior and/or exterior windows of the building.

1. No eating at workstations or in conference rooms. Beverages with lids will be allowed at workstations. Lids will be available for the coffee cups provided by the County.
2. No refrigerators in individual departments. Staff lunches may be stored in the refrigerator in the break room. Please label your lunch should you leave it in the refrigerator. The refrigerators in the break room, Room 106 and the Strong Room will be cleaned the last Friday of every month of any perishable items.
3. Only designated coffee makers are allowed in the building.
4. Tackboards have been provided. Do not tape, staple, tack or glue anything to the walls or from the fire protection sprinkler system.
5. Work orders are required to hang pictures on walls.
6. Uniformity within the Government Center. Uniformity means maintaining the usage of the same materials to the extent possible as when the building was constructed. Uniformity means not deviating from color schemes and/or office layout established for the building. Any requests for alterations should be made to Supervisor of Central Services who will obtain final approval.

### **SECURITY**

The employee entrance to the Government Center is opened at 8:00 a.m. by Central Services staff and locked at 5:00 p.m. by the cleaning staff. The public entrance is unlocked in the morning and locked at the end of the day by the switchboard staff. The cleaning staff will unlock doors for meetings scheduled after normal business hours. However, the person in charge of the meeting must be sure the doors are locked after the meeting is over. All Department Heads whose offices are in the Government Center have been provided a key to enter the building. The Government Center will be closed at 10:00 p.m.

### **SMOKING**

No smoking is allowed in the building. Smoking is permitted outside away from the building, not near entrances or fresh-air intakes.

### **TELEPHONE PROBLEMS**

Any changes pertaining to telephones within the department should be requested on ARequest for Phone Changes form, which can be obtained from the County Administrator's Office. See exhibit B.

### **WORK ORDERS**

It has been the policy of Central Services to require work order forms when a department is in need of maintenance services. These services include the moving of furniture, hanging of pictures, electrical work, plumbing work, carpentry work, etc. It is important that the work orders be submitted with enough time in advance so that the work can be appropriately scheduled. See exhibit C.

When keys are requested via the work order, the work order must be signed by the Department Head or authorized personnel before it will be processed.

For emergencies (plumbing problems, lights out over a desk, etc.), please call Central Services' office and explain what/where the problem is, and they will send someone to take care of it. A work order should then be filled out to follow-up the telephone call.

ANY ITEMS OF CONCERN NOT COVERED IN THIS MANUAL SHOULD BE DIRECTED TO THE COUNTY ADMINISTRATOR FOR CONSIDERATION.

THANK YOU FOR YOUR COOPERATION.

**Livingston County Government Center &  
Highway Facility Conference Room Request Form**

Exhibit A-1

NOTE: Requests for use of these buildings is granted to non-profit organizations on a first come first serve basis. Please call 585-243-7040 to reserve a room. In order to confirm a reservation a completed form must be returned to the Office of the County Administrator, Livingston County Government Center, 6 Court Street, Room 302, Geneseo, NY 14454.

REQUESTED BY: \_\_\_\_\_ CONTACT: \_\_\_\_\_

ADDRESS: \_\_\_\_\_ WORK PHONE: \_\_\_\_\_

\_\_\_\_\_ HOME PHONE: \_\_\_\_\_

NUMBER OF PERSONS ATTENDING: \_\_\_\_\_ TIME FROM: \_\_\_\_\_ TO: \_\_\_\_\_

DATE(S) ROOM IS NEEDED: \_\_\_\_\_

PURPOSE FOR USE OF ROOM: \_\_\_\_\_

SPECIAL INSTRUCTIONS FOR SETTING UP ROOM: \_\_\_\_\_

**RESPONSIBILITIES OF PERSON COMPLETING THIS REQUEST**

- 1) *Expense of the coffee used, either as individuals or a group. Payment must be submitted with conference room request form (\$1.00 per pot).*
- 2) The front door of the Livingston County Government Center and the meeting room will be opened for night meetings by designated personnel with the exception of Room 100T and the Highway Facility. These keys can only be obtained from the County Administrator's Office during normal working hours prior to the meeting date/time. If for any reason the main door is not unlocked, this person must go to the Sheriff's Department for a key.
- 3) *Direct all persons attending meetings at the Government Center to park in upper parking lot (behind Courthouse).*
- 4) *There is no designated smoking area for night meetings.*
- 5) *All requirements for Livingston County conference room usage must be followed for continued use of these rooms. Refer to the separate usage requirement sheet.*



**Please indicate if you are confirming a prior request for a specific room.**

SIGNATURE OF REQUESTOR \_\_\_\_\_ DATE \_\_\_\_\_

**DO NOT WRITE BELOW THIS LINE**

ROOM ASSIGNED: \_\_\_\_\_

APPROVAL: \_\_\_\_\_ DATE: \_\_\_\_\_

A copy of the approved form will be sent to the County Administrator (white), Central Services/Highway (yellow), Sheriff (pink) and Department (gold).

Exhibit A-2

**Conference Room Usage Requirements for Livingston County**

As the person requesting use of a Livingston County Conference room, you are responsible for the following:

1. Hours of usage – Government Center 8:00 a.m. – 10:00 p.m. June 1-Sept. 30 and 8:30 a.m.-10:00 p.m. Oct. 1-May 31; Highway Facility 7:00 a.m. – 10:00 p.m. Please be advised that the buildings are not unlocked in the morning until the specified times. Meeting attendees will not be admitted into the building until that time.
2. Food is not allowed in any conference room without prior approval.
3. All night meetings MUST end and the building vacated and secured by 10:00 p.m. If you unlock the building, you must be sure to lock the building before leaving.
4. All persons attending your meeting must leave the building prior to your leaving the building.
5. Children shall not be left unsupervised in the building at any time.

Failure to meet the above requirements will restrict your usage of the conference rooms in the future. Thank you in advance for your compliance to these requirements.

Dated at Geneseo, New York

October 27, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-416. AUTHORIZING TRANSFER OF FUNDS – CENTRAL SERVICES, COUNTY ADMINISTRATOR, COUNTY AMBULANCE SERVICES, DEPARTMENT OF HEALTH/PUBLIC HEALTH**

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

RESOLVED, that the County Treasurer 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 27, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-417. AUTHORIZING PERMISSION TO PURCHASE A JEEP GRAND CHEROKEE TO BE USED AS A FLY CAR FOR EMERGENCY MEDICAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Director of Emergency Management Services desires to purchase the following item:

| <b><u>VENDOR</u></b>     | <b><u>ITEM</u></b>                  | <b><u>COST</u></b> |
|--------------------------|-------------------------------------|--------------------|
| <b>Hoselton Chrysler</b> | One Jeep Grand Cherokee Laredo, 4x4 | \$18,057.00        |
| 50 March Road            | (State Contract PLG0958)            |                    |
| East Rochester, NY 14445 |                                     |                    |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Emergency Medical Services department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Director of Emergency Management Services is authorized to purchase the above items at a total cost not to exceed Eighteen Thousand Fifty Seven Dollars (\$18,057.00).

Dated at Geneseo, New York

October 27, 2004

Finance and Administration Committee

Chairman Merrick commented that the repairs to the Ford Taurus would be very costly and the Committee determined it was cost effective to purchase a new vehicle.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-418. AUTHORIZING LIVINGSTON COUNTY INFORMATION AND TECHNOLOGY SERVICES DEPARTMENT TO PURCHASE A TAPE DRIVE FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Information and Technology Services Department desires to purchase a tape drive from SCS, Inc. (State Contract #P006142)

|                                     |                   |
|-------------------------------------|-------------------|
| IBM 3580-L23 Tape Drive             | \$5,313.00        |
| IBM 5702 Tape Drive Controller Card | \$658.00          |
| <b>Total</b>                        | <b>\$5,971.00</b> |

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Information and Technology Services Department and the Finance and Administration Committee has recommended approval of the purchases; now, therefore, be it

RESOLVED, that the Information and Technology Services Director is authorized to purchase the above item at a total cost not to exceed Five Thousand Nine Hundred Seventy-one Dollars (\$5,971.00).

Dated at Geneseo, New York

October 27, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-419. AMENDING 2004 COUNTY BUDGET – PUBLIC WORKS-WATER ADMINISTRATION**

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

RESOLVED, that the 2004 Public Works- Water Administration Department budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b>   | <b>Amount</b>     |
|---------------------------------------|----------------|----------------------|-------------------|
| <b>Increase Revenue Account</b>       |                |                      |                   |
| F8310                                 | 2401           | Interest             | <b>\$1,000.00</b> |
| <b>Increase Appropriation Account</b> |                |                      |                   |
| F8310                                 | 4080           | Professional Service | <b>\$1,000.00</b> |

Dated at Geneseo, New York

October 27, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-420. AMENDING 2004 COUNTY BUDGET – INFORMATION AND TECHNOLOGY SERVICES**

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

RESOLVED, that the 2004 Information and Technology Department budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b>       | <b>Amount</b>      |
|---------------------------------------|----------------|--------------------------|--------------------|
| <b>Increase Revenue Account</b>       |                |                          |                    |
| A1680                                 | 2802           | Interfund Reimbursement  | <b>\$35,000.00</b> |
| <b>Increase Appropriation Account</b> |                |                          |                    |
| A1680                                 | 2050           | Office Machine/Equipment | <b>\$35,000.00</b> |

Dated at Geneseo, New York

October 27, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-421. CORRECTING TAX ROLL – TOWN OF CONESUS AND LIVONIA**

Mr. Yendell 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 six (6 parcels) applications for correction of the tax roll, pursuant to the Real Property Tax Law, prepared by the Assessor for the Towns of Conesus and Livonia on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcel was 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| Year, Town & Premises   | Taxing Jurisdiction | Original<br>Tax Bill | Corrected<br>Tax Bill | Refunds       | Chargebacks to<br>Taxing<br>Jurisdictions |
|-------------------------|---------------------|----------------------|-----------------------|---------------|-------------------------------------------|
| 1. 2002 CONESUS         | Livingston County   | \$477.40             | \$477.40              | \$0.00        | \$0.00                                    |
| EAKIN, James & Linda K. | Conesus Town Tax    | 434.08               | 434.08                | 0.00          | 0.00                                      |
| EAKIN, Thomas P.        | Conesus Fire 1      | 49.97                | 49.97                 | 0.00          | 0.00                                      |
| Tax Map Number          | Co. Water 1 Zone 1  | <u>479.00</u>        | <u>10.00</u>          | <u>469.00</u> | <u>469.00</u>                             |
| 110.62-1-2              | Total               | \$1440.45            | \$971.45              | \$469.00      | \$469.00                                  |
| 2. 2003 CONESUS         | Livingston County   | \$504.54             | \$504.54              | \$0.00        | \$0.00                                    |
| EAKIN, James & Linda K. | Conesus Town Tax    | 446.34               | 446.34                | 0.00          | 0.00                                      |
| EAKIN, Thomas P.        | Conesus Fire 1      | 62.66                | 62.66                 | 0.00          | 0.00                                      |
| Tax Map Number          | Co. Water 1 Zone 1  | <u>479.00</u>        | <u>10.00</u>          | <u>469.00</u> | <u>469.00</u>                             |
| 110.62-1-2              | Total               | \$1492.54            | \$1023.54             | \$469.00      | \$469.00                                  |
| 3. 2004 CONESUS         | Livingston County   | \$511.81             | \$511.81              | \$0.00        | \$0.00                                    |
| EAKIN, James & Linda K. | Conesus Town Tax    | 446.08               | 446.08                | 0.00          | 0.00                                      |
| EAKIN, Thomas P.        | Conesus Fire 1      | 61.96                | 61.96                 | 0.00          | 0.00                                      |
| Tax Map Number          | Co. Water 1 Zone 1  | <u>479.00</u>        | <u>10.00</u>          | <u>469.00</u> | <u>469.00</u>                             |
| 110.62-1-2              | Total               | \$1498.85            | \$1029.85             | \$469.00      | \$469.00                                  |
| 4. 2002 LIVONIA         | Livingston County   | \$528.20             | \$528.20              | \$0.00        | \$0.00                                    |
| VONGLIS, John W. &      | Livonia Town Tax    | 348.52               | 348.52                | 0.00          | 0.00                                      |
| Deborah G.              | Livonia Int. & Fees | 23.46                | 23.26                 | 0.20          | 0.20                                      |
| Tax Map Number          | Livonia Fire 3      | 186.28               | 186.28                | 0.00          | 0.00                                      |
| 66-1-10.1               | Co. Water 1 Zone 4  | <u>10.00</u>         | <u>0.00</u>           | <u>10.00</u>  | <u>10.00</u>                              |
|                         | Total               | \$1096.46            | \$1086.26             | \$10.20       | \$10.20                                   |
| 5. 2003 LIVONIA         | Livingston County   | \$563.73             | \$563.73              | \$0.00        | \$0.00                                    |
| VONGLIS, John W. &      | Livonia Town Tax    | 361.51               | 361.51                | 0.00          | 0.00                                      |
| Deborah G.              | Livonia Int. & Fees | 23.82                | 23.62                 | 0.20          | 0.20                                      |
| Tax Map Number          | Livonia Fire 3      | 155.89               | 155.89                | 0.00          | 0.00                                      |
| 66-1-10.1               | Co. Water 1 Zone 4  | <u>10.00</u>         | <u>0.00</u>           | <u>10.00</u>  | <u>10.00</u>                              |
|                         | Total               | \$1114.95            | \$1104.75             | \$10.20       | \$10.20                                   |
| 6. 2004 LIVONIA         | Livingston County   | \$568.19             | \$568.19              | \$0.00        | \$0.00                                    |
| VONGLIS, John W. &      | Livonia Town Tax    | 362.07               | 362.07                | 0.00          | 0.00                                      |
| Deborah G.              | Livonia Int. & Fees | 23.95                | 23.75                 | 0.20          | 0.20                                      |
| Tax Map Number          | Livonia Fire 3      | 157.41               | 157.41                | 0.00          | 0.00                                      |
| 66-1-10.1               | Co. Water 1 Zone 4  | <u>10.00</u>         | <u>0.00</u>           | <u>10.00</u>  | <u>10.00</u>                              |

Total \$1121.62 \$1111.42 \$10.20 \$10.20

Dated at Geneseo, New York

October 27, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-422. AUTHORIZING REAL PROPERTY TAX DIRECTOR TO ADD TAXES ON 2005 VARIOUS TOWN TAX ROLLS**

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

WHEREAS, the Assessors of the various Towns of the County of Livingston pursuant to Section 520 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 2005 various town tax rolls, the following taxes as provided by the town assessors as listed on his report attached hereto:

| OWNER & PARCEL                                                                                                                                                                                     | TOWN ROLL | AMOUNT<br>TO BE LEVIED |           | TOTAL<br>PER TOWN |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|------------------------|-----------|-------------------|
| GEORGE, Mariann A.<br>15 South Avenue, Avon, NY 14414<br>Tax Map Number 34.6-1-16<br>SWIS Code 242001<br>(prior owner: Frederick E. & Mary Lou Farrell)                                            | Avon      | Town                   | \$ 35.18  |                   |
|                                                                                                                                                                                                    |           | County                 | \$ 124.23 |                   |
|                                                                                                                                                                                                    |           | Total                  | \$ 159.41 |                   |
| ABBEY, Rebecca<br>4 Valley Lane, Avon, NY 14414<br>Tax Map Number 34.6-3-47<br>SWIS Code 242001<br>(prior owner: Francis W. Kelly)                                                                 | Avon      | Town                   | \$ 34.58  |                   |
|                                                                                                                                                                                                    |           | County                 | \$ 121.65 |                   |
|                                                                                                                                                                                                    |           | Total                  | \$ 156.23 |                   |
| HILLEBRANT, Scott & Lynda<br>162 High Street, Avon, NY 14414<br>Tax Map Number 34.7-1-3<br>SWIS Code 242001<br>(prior owner: Estate of Phyllis L. Light)                                           | Avon      | Town                   | \$ 158.91 |                   |
|                                                                                                                                                                                                    |           | County                 | \$ 560.22 |                   |
|                                                                                                                                                                                                    |           | Total                  | \$ 719.13 |                   |
| VAHUE, Margaret G.<br>126 High Street, Avon, NY 14414<br>Tax Map Number 34.7-1-8<br>SWIS Code 242001<br>(prior owner: Annie C. Carrick/Frances J. Carrick, Jr.<br>Harry Carrick/Elizabeth Cole)    | Avon      | Town                   | \$ 57.60  |                   |
|                                                                                                                                                                                                    |           | County                 | \$ 202.89 |                   |
|                                                                                                                                                                                                    |           | Total                  | \$ 260.49 |                   |
| RUTER, Russell R. & Suzanne S.<br>86 High Street, Avon, NY 14414<br>Tax Map Number 34.7-1-41<br>SWIS Code 242001<br>(prior owner: Lynda Hillebrant/ former<br>exemption holder: Lucille Morrissey) | Avon      | Town                   | \$ 11.63  |                   |
|                                                                                                                                                                                                    |           | County                 | \$ 41.51  |                   |
|                                                                                                                                                                                                    |           | Total                  | \$ 53.14  |                   |
| ERDLE, Robert J.<br>39 Fisk Place, Avon, NY 14414<br>Tax Map Number 34.10-1-2                                                                                                                      | Avon      | Town                   | \$ 17.52  |                   |
|                                                                                                                                                                                                    |           | County                 | \$ 62.54  |                   |
|                                                                                                                                                                                                    |           | Total                  | \$ 80.06  |                   |

SWIS Code 242001

(prior owner: Estate of William D. Tabor)

ENGSTROM, L. Johan & Kathleen M.  
 33 Clinton Street, Avon, NY 14414  
 Tax Map Number 34.10-2-90

Avon

|        |    |               |
|--------|----|---------------|
| Town   | \$ | 54.15         |
| County | \$ | <u>190.50</u> |
| Total  | \$ | 244.65        |

SWIS Code 242001

(prior owner: Brett R. &amp; Amy J. Hill)

PANGRAZIO, Scott G.  
 122 Linden Street, Avon, NY 14414  
 Tax Map Number 34.13-1-6

Avon

|        |    |              |
|--------|----|--------------|
| Town   | \$ | 23.97        |
| County | \$ | <u>85.43</u> |
| Total  | \$ | 109.40       |

SWIS Code 242001

(prior owner: Julianne L. Walter)

GREENWOOD, Kenneth W. & Lisa L.  
 355 Genesee Street, Avon, NY 14414  
 Tax Map Number 34.14-1-18

Avon

|        |    |               |
|--------|----|---------------|
| Town   | \$ | 63.06         |
| County | \$ | <u>222.16</u> |
| Total  | \$ | 285.22        |

SWIS Code 242001

(prior owner: Laurence H. &amp; Kathryn N. Schongar)

DAVIS, James & Soonkyu  
 33 Hickory Hill Road, Avon, NY 14414  
 Tax Map Number 34.14-1-60

Avon

|        |    |               |
|--------|----|---------------|
| Town   | \$ | 47.63         |
| County | \$ | <u>168.22</u> |
| Total  | \$ | 215.85        |

SWIS Code 242001

(prior owner: Robert R. &amp; Christine Weiss)

TEMPERATO, Mark  
 1333 West Henrietta Road, Avon, NY 14414  
 Tax Map Number 25-1-20

Avon

|        |    |               |
|--------|----|---------------|
| Town   | \$ | 94.68         |
| County | \$ | <u>190.57</u> |
| Total  | \$ | 285.25        |

SWIS Code 242089

(prior owner: John T. &amp; Angie M. Temperato)

MCCAA, Pamela  
 MARKWITZ, Paul R.  
 4105 Fowlerville Road, Avon, NY 14414  
 Tax Map Number 33-2-2

Avon

|        |    |               |
|--------|----|---------------|
| Town   | \$ | 92.54         |
| County | \$ | <u>186.65</u> |
| Total  | \$ | 279.19        |

SWIS Code 242089

(prior owner: Robert A. Crandall)

COYNE, Robert B.  
 4652 Linden Street, Avon, NY 14414  
 Tax Map Number 34.17-1-19.1

Avon

|        |    |               |
|--------|----|---------------|
| Town   | \$ | 140.77        |
| County | \$ | <u>283.77</u> |
| Total  | \$ | 424.54        |

SWIS Code 242089

(prior owner: Ruth L. Worden & Lena K. Erskine  
exemption holder: Lona T. Harris)

PURVIS, Duane E. & Jessica K.B.  
 4914 Mary Jane Lane, Avon, NY 14414  
 Tax Map Number 34.17-1-46

Avon

|        |    |               |
|--------|----|---------------|
| Town   | \$ | 142.01        |
| County | \$ | <u>285.70</u> |
| Total  | \$ | 427.71        |

SWIS Code 242089

(prior owner: John S. &amp; Cindy J. Thompson)



|                                                                                                                                                                                                                                 |           |                         |                                      |                                        |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|-------------------------|--------------------------------------|----------------------------------------|
| AREND, Edward A.<br>PO Box 295, Leicester, NY 14481<br>Tax Map Number 35.9-1-37<br>SWIS Code 242089<br>(prior owner: Daniel Landers, John V. Landers,<br>Jr., Mary Anne Landers)                                                | Avon      | Town<br>County<br>Total | \$ 58.86<br>\$ 118.49<br>\$ 177.35   | \$ 1033.09<br>\$ 2844.53<br>\$ 3877.62 |
| BARRETT, Robert K.<br>RAINER, Stephanie L.<br>37 Stoney Oak Circle, Caledonia, NY 14423<br>Tax Map Number 2.16-1-44<br>SWIS Code 242201<br>(prior owner: Estate of Anna M. Hardman /<br>Phyllis Walsh/Ruth Sisson/Martha Curts) | Caledonia | Town<br>County<br>Total | \$ 66.48<br>\$ 292.98<br>\$ 359.46   |                                        |
| ROBIN, Melvin D.<br>BASS-ROBIN, Helena<br>3248 East Avenue, Caledonia, NY 14423<br>Tax Map Number 8.5-1-43<br>SWIS Code 242201<br>(prior owner: Craig G. & Susan R. Czerkas)                                                    | Caledonia | Town<br>County<br>Total | \$ 183.43<br>\$ 823.96<br>\$ 1007.39 |                                        |
| COLES, King P. & Eileen<br>3220 Philmore Avenue, Caledonia, NY 14423<br>Tax Map Number 8.9-3-35<br>SWIS Code 242201<br>(prior owner: Mary Elizabeth Fellows)                                                                    | Caledonia | Town<br>County<br>Total | \$ 81.65<br>\$ 364.37<br>\$ 446.02   |                                        |
| COLES, Bryan<br>3212 Philmore Avenue, Caledonia, NY 14423<br>Tax Map Number 8.9-3-37<br>SWIS Code 242201<br>(prior owner: Joseph H. & Grace A. Sullivan)                                                                        | Caledonia | Town<br>County<br>Total | \$ 22.68<br>\$ 105.38<br>\$ 128.06   |                                        |
| HILL, Christopher R. & Laura L.<br>603 Leicester Road, Caledonia, NY 14423<br>Tax Map Number 7-1-21.115<br>SWIS Code 242289<br>(prior owner: Thomas Fisher)                                                                     | Caledonia | Town<br>County<br>Total | \$ 73.88<br>\$ 143.09<br>\$ 216.97   |                                        |
| SEITZ, Sharon<br>614 Middle Road, Caledonia, NY 14423<br>Tax Map Number 13-1-6.1<br>SWIS Code 242289<br>(prior owner: Eleanor Emery)                                                                                            | Caledonia | Town<br>County<br>Total | \$ 45.37<br>\$ 92.58<br>\$ 137.95    | \$ 473.49<br>\$ 1822.36<br>\$ 2295.85  |
| LEVERSON, John S. & Angela<br>5707 East Lake Road, Conesus, NY 14435<br>Tax Map Number 101-1-96.1<br>SWIS Code 242400<br>(prior owner: Florence Woodworth)                                                                      | Conesus   | Town<br>County<br>Total | \$ 9.50<br>\$ 10.86<br>\$ 20.36      |                                        |

1000 HOWARD ROAD INC.  
 1000 Howard Road, Rochester, NY 14624  
 Tax Map Number 101.62-1-1  
 SWIS Code 242400  
 (prior owner: James L. & Phyllis Lynch)

|         |        |    |               |
|---------|--------|----|---------------|
| Conesus | Town   | \$ | 239.95        |
|         | County | \$ | <u>273.93</u> |
|         | Total  | \$ | 513.88        |

STRINGER, William  
 STRINGER, William, Jr.  
 STRINGER, Concetta  
 6822 West Swamp Road, Conesus, NY 14435  
 Tax Map Number 128-1-3.1  
 SWIS Code 242400  
 (prior owner: Roscoe J. Shull)

|         |        |    |               |
|---------|--------|----|---------------|
| Conesus | Town   | \$ | 274.98        |
|         | County | \$ | <u>314.29</u> |
|         | Total  | \$ | 589.27        |

BLACKMAR, Jennifer J.  
 MANN, Bryan R.  
 7170 West Swamp Road, Conesus, NY 14435  
 Tax Map Number 128-1-13.1  
 SWIS Code 242400  
 (prior owner: James W. & Sharon J. Andrews)

|         |        |    |               |
|---------|--------|----|---------------|
| Conesus | Town   | \$ | 140.08        |
|         | County | \$ | <u>160.46</u> |
|         | Total  | \$ | 300.54        |

WEST, Matthew W.  
 6419 Conesus-Sparta Townline Road  
 Conesus, NY 14435  
 Tax Map Number 129-1-14.2  
 SWIS Code 242400  
 (prior owner: William P. Vogt)

|         |        |    |              |    |               |
|---------|--------|----|--------------|----|---------------|
| Conesus | Town   | \$ | 69.70        | \$ | 734.21        |
|         | County | \$ | <u>79.77</u> | \$ | <u>839.31</u> |
|         | Total  | \$ | 149.47       | \$ | 1573.52       |

CARUSO, Sean & Andrea  
 41 Westview Crescent, Geneseo, NY 14454  
 Tax Map Number 80.8-1-20  
 SWIS Code 242601  
 (prior owner: Muttaniyil E. & Sosamma Idiculla)

|         |        |    |              |
|---------|--------|----|--------------|
| Geneseo | Town   | \$ | 4.12         |
|         | County | \$ | <u>15.31</u> |
|         | Total  | \$ | 19.43        |

CARMAN, Douglas  
 SCOVILLE, Lisa  
 30 Highland Road, Geneseo, NY 14454  
 Tax Map Number 80.12-1-44  
 SWIS Code 242601  
 (prior owner: Gloria L. Love)

|         |        |    |               |
|---------|--------|----|---------------|
| Geneseo | Town   | \$ | 137.61        |
|         | County | \$ | <u>513.69</u> |
|         | Total  | \$ | 651.30        |

CSAPO, Frank  
 2050 Oak Hill Drive, Avon, NY 14414  
 Tax Map Number 80.12-3-13.111  
 (f/k/a tax map number 80.12-3-11)  
 SWIS Code 242601  
 (prior owner: Mary J. Orlando)

|         |        |    |               |
|---------|--------|----|---------------|
| Geneseo | Town   | \$ | 113.11        |
|         | County | \$ | <u>420.87</u> |
|         | Total  | \$ | 533.98        |

SCHILLINGER, James & Sandra  
 42 Valley Lane, Avon, NY 14414  
 Tax Map Number 80.16-2-33

|         |        |    |              |
|---------|--------|----|--------------|
| Geneseo | Town   | \$ | 22.24        |
|         | County | \$ | <u>81.71</u> |
|         | Total  | \$ | 103.95       |

SWIS Code 242601  
(prior owner: Estate of Richard A. Dudley)

|                                 |         |        |                 |
|---------------------------------|---------|--------|-----------------|
| HARVEY, Brian & Jodi            | Geneseo | Town   | \$ 8.05         |
| 9 Elm Street, Geneseo, NY 14454 |         | County | \$ <u>29.57</u> |
| Tax Map Number 80.16-2-60       |         | Total  | \$ 37.62        |

SWIS Code 242601  
(prior owner: Estate of Elvira V. Scondras)

|                                    |         |        |                 |
|------------------------------------|---------|--------|-----------------|
| MCMASTER, Gregory P. & Eileen M.   | Geneseo | Town   | \$ 11.59        |
| 73 North Street, Geneseo, NY 14454 |         | County | \$ <u>42.57</u> |
| Tax Map Number 80.16-3-16          |         | Total  | \$ 54.16        |

SWIS Code 242601  
(prior owner: Estate of Joseph Quirk)

|                                  |         |        |                  |
|----------------------------------|---------|--------|------------------|
| WALTER, Jessica R.               | Geneseo | Town   | \$ 87.77         |
| 200 Lima Road, Geneseo, NY 14454 |         | County | \$ <u>325.68</u> |
| Tax Map Number 81.9-2-34         |         | Total  | 413.45           |

SWIS Code 242601  
(prior owner: Lea & Angella Weber)

|                                 |         |        |                  |
|---------------------------------|---------|--------|------------------|
| COTTONE, Lisa K.                | Geneseo | Town   | \$ 40.82         |
| PO Box 213, Leicester, NY 14481 |         | County | \$ <u>152.05</u> |
| Tax Map Number 81.13-1-24.1     |         | Total  | \$ 192.87        |

SWIS Code 242601  
(prior owner: Marilyn S. Matthes)

|                                       |         |        |                  |
|---------------------------------------|---------|--------|------------------|
| SCHWARTZ, Heidi L.                    | Geneseo | Town   | \$ 40.39         |
| 2 Tuscarora Avenue, Geneseo, NY 14454 |         | County | \$ <u>150.30</u> |
| Tax Map Number 81.17-1-18             |         | Total  | \$ 190.69        |

SWIS Code 242601  
(prior owner: Mary B. Mignemi)

|                                     |         |        |                  |
|-------------------------------------|---------|--------|------------------|
| SHAFFER, Thomas S. & Leah           | Geneseo | Town   | \$ 52.94         |
| 15 Seneca Avenue, Geneseo, NY 14454 |         | County | \$ <u>197.74</u> |
| Tax Map Number 81.17-2-49           |         | Total  | \$ 250.68        |

SWIS Code 242601  
(prior owner: John L. Walsh / Karen L. Starry)

|                                |         |        |                 |
|--------------------------------|---------|--------|-----------------|
| COSIMANO, James J. & Mary      | Geneseo | Town   | \$ 6.90         |
| 7534 Dansville-Mt. Morris Road |         | County | \$ <u>14.77</u> |
| Dansville, NY 14437            |         | Total  | \$ 21.67        |

Tax Map Number 74.77-1-12  
SWIS Code 242689

(prior owner: Thomas Hactor)

|                              |         |        |                  |
|------------------------------|---------|--------|------------------|
| POSTE, Linda                 | Geneseo | Town   | \$ 94.70         |
| PO Box 68, Geneseo, NY 14454 |         | County | \$ <u>203.15</u> |
| Tax Map Number 81-1-10.2     |         | Total  | \$ 297.85        |

SWIS Code 242689  
(prior owner: Michael & Susanne M. Bono)

HYNES, James V. & Judy D.  
 5352 North Point Drive, Geneseo, NY 14454  
 Tax Map Number 91.36-1-17.12  
 SWIS Code 242689  
 (prior owner: Marguerite E. Henderson)

|         |        |    |               |
|---------|--------|----|---------------|
| Geneseo | Town   | \$ | 326.96        |
|         | County | \$ | <u>700.17</u> |
|         | Total  | \$ | 1027.13       |

HARTNETT, Timothy & Mary Lou  
 CROSS, Kevin & Lisa  
 74 Sweetwood Drive, Amherst, NY 14228  
 Tax Map Number 91.52-1-4  
 SWIS Code 242689  
 (prior owner: Daniel A. Damon as Trustee of  
 The Damon Family Trust UTD)

|         |        |    |               |
|---------|--------|----|---------------|
| Geneseo | Town   | \$ | 58.88         |
|         | County | \$ | <u>126.31</u> |
|         | Total  | \$ | 185.19        |

RINAUDO, Salvatore & Carmela M., Trustees  
 5003 West Lake Road, Geneseo, NY 14454  
 Tax Map Number 91.60-1-1  
 SWIS Code 242689  
 (prior owner: The Nancy J. & Kenneth W.  
 Gunther, Trust)

|         |        |    |               |    |                |
|---------|--------|----|---------------|----|----------------|
| Geneseo | Town   | \$ | 113.57        | \$ | 1119.65        |
|         | County | \$ | <u>243.05</u> | \$ | <u>3216.94</u> |
|         | Total  | \$ | 356.62        | \$ | 4336.59        |

WEAVER, Cynthia J.  
 5538 Groveland Road, PO Box 484  
 Tax Map Number 99-1-18  
 SWIS Code 242800  
 (prior owner: Ronald Biondolillo)

|           |        |    |               |
|-----------|--------|----|---------------|
| Groveland | Town   | \$ | 105.10        |
|           | County | \$ | <u>201.61</u> |
|           | Total  | \$ | 306.71        |

MERRIMAN, Donald R. & Diane G.  
 5629 West Lake Road, Conesus, NY 14435  
 Tax Map Number 100.75-1-8  
 SWIS Code 242800  
 (prior owner: Indulis Pommers/former exemption  
 holder: Aleksandris & Anna Sirakas)

|           |        |    |               |
|-----------|--------|----|---------------|
| Groveland | Town   | \$ | 178.76        |
|           | County | \$ | <u>345.11</u> |
|           | Total  | \$ | 523.87        |

JONES, R. Benson & Nancy  
 5825 Barber Hill Road, Geneseo, NY 14454  
 Tax Map Number 109-1-64.21  
 SWIS Code 242800  
 (prior owner: Geoffrey F. & Marie Christine  
 Presson)

|           |        |    |               |
|-----------|--------|----|---------------|
| Groveland | Town   | \$ | 104.93        |
|           | County | \$ | <u>201.29</u> |
|           | Total  | \$ | 306.22        |

DEGRAFF, Douglas F.  
 STREICHER, Lynn Ann  
 6946 Bailey Road, Groveland, NY 14462  
 Tax Map Number 126-1-15.22  
 SWIS Code 242800  
 (prior owner: Florence Gilligan)

|           |        |    |               |
|-----------|--------|----|---------------|
| Groveland | Town   | \$ | 137.37        |
|           | County | \$ | <u>264.49</u> |
|           | Total  | \$ | 401.86        |

HALE, Mark  
 7078 Barber Hill Road, Groveland, NY 14462  
 Tax Map Number 127-1-15.12  
 SWIS Code 242800

|           |        |    |              |
|-----------|--------|----|--------------|
| Groveland | Town   | \$ | 23.54        |
|           | County | \$ | <u>44.56</u> |
|           | Total  | \$ | 68.10        |

(prior owner: Estate of John H. Rodgers  
Gordon Bruce Rodgers, Administrator)

|                                    |           |        |           |            |
|------------------------------------|-----------|--------|-----------|------------|
| LAVIGNE, Danielle                  | Groveland | Town   | \$ 39.69  | \$ 589.39  |
| 7321 Route 63, Groveland, NY 14462 |           | County | \$ 75.13  | \$ 1132.19 |
| Tax Map Number 135-1-11.112        |           | Total  | \$ 114.82 | \$ 1721.58 |

SWIS Code 242800

(prior owner: Keith W. Hollis & Lucy C.  
Cotton)

|                                      |           |        |           |
|--------------------------------------|-----------|--------|-----------|
| MURPHY, Rebecca                      | Leicester | Town   | \$ 11.85  |
| 29 North Street, Leicester, NY 14481 |           | County | \$ 424.99 |
| Tax Map Number 87.16-1-35            |           | Total  | \$ 436.84 |

SWIS Code 243001

(prior owner: Rebecca R. Murphy &  
Shirley J. Peffers / former exemption holder:  
Ruth Harmon)

|                                      |           |        |          |
|--------------------------------------|-----------|--------|----------|
| STIVERS, Lisa C.                     | Leicester | Town   | \$ 24.85 |
| 27 South Street, Leicester, NY 14481 |           | County | \$ 55.13 |
| Tax Map Number 87.16-2-27.113        |           | Total  | \$ 79.98 |

SWIS Code 243001

(prior owner: Gweneth N. & Salvatore Constantino)

|                                      |           |        |          |
|--------------------------------------|-----------|--------|----------|
| WOLFANGER, Timothy T.                | Leicester | Town   | \$ 33.52 |
| 30 South Street, Leicester, NY 14481 |           | County | \$ 48.79 |
| Tax Map Number 88.11-1-30.1          |           | Total  | \$ 82.31 |

SWIS Code 243089

(prior owner: Estate of James Argennia)

|                                        |           |        |           |           |
|----------------------------------------|-----------|--------|-----------|-----------|
| CIPRIANO, Frank J.                     | Leicester | Town   | \$ 137.70 | \$ 207.92 |
| 45 Blackwell Lane, Henrietta, NY 14467 |           | County | \$ 188.65 | \$ 717.56 |
| Tax Map Number 97-1-55                 |           | Total  | \$ 326.35 | \$ 925.48 |

SWIS Code 243089

(prior owner: Rose Cipriano)

|                                     |      |        |           |
|-------------------------------------|------|--------|-----------|
| VACCARO, Julie A.                   | Lima | Town   | \$ 118.06 |
| VANDEMAR, John H.                   |      | County | \$ 302.31 |
| 7122 College Street, Lima, NY 14485 |      | Total  | \$ 420.37 |

Tax Map Number 37.9-1-70

SWIS Code 243201

(prior owner: Evelyn Klink)

|                                      |      |        |           |
|--------------------------------------|------|--------|-----------|
| BARRETT, Francis M. & Nancy          | Lima | Town   | \$ 62.98  |
| 1980 Michigan Avenue, Lima, NY 14485 |      | County | \$ 161.12 |
| Tax Map Number 37.13-1-29.2          |      | Total  | \$ 224.10 |

SWIS Code 243201

(prior owner: Marvin , Jr. & Linda C. Guffey)

|                                   |      |        |           |
|-----------------------------------|------|--------|-----------|
| BORDEAU, John L. & Wendy C.       | Lima | Town   | \$ 58.61  |
| 2014 Rainbow Lane, Lima, NY 14485 |      | County | \$ 149.98 |
| Tax Map Number 37.17-1-4.50       |      | Total  | \$ 208.59 |

SWIS Code 243201  
(prior owner: Daniel A. & Julie R. Strom)

|                                  |      |        |    |               |  |
|----------------------------------|------|--------|----|---------------|--|
| CARTER, Austin                   | Lima | Town   | \$ | 168.56        |  |
| TREUTHART, Denise                |      | County | \$ | <u>270.88</u> |  |
| 7820 Martin Road, Lima, NY 14485 |      | Total  | \$ | 439.44        |  |

Tax Map Number 27-1-35  
SWIS Code 243289  
(prior owner: Deutsche Bank National Trust  
Company /former exemption holder: Leo Johnson)

|                                      |      |        |    |               |  |
|--------------------------------------|------|--------|----|---------------|--|
| PIPER, Brian                         | Lima | Town   | \$ | 178.71        |  |
| 2269 Michigan Avenue, Lima, NY 14485 |      | County | \$ | <u>265.33</u> |  |
| Tax Map Number 46-1-13               |      | Total  | \$ | 444.04        |  |

SWIS Code 243289  
(prior owner: Rosalie K. Brisbane)

|                                       |      |        |    |               |  |
|---------------------------------------|------|--------|----|---------------|--|
| SCHWEITZER, Jeffrey R. & Katie N.     | Lima | Town   | \$ | 143.86        |  |
| 2400 Poplar Hill Road, Lima, NY 14485 |      | County | \$ | <u>231.48</u> |  |
| Tax Map Number 46-1-32.2              |      | Total  | \$ | 375.34        |  |

SWIS Code 243289  
(prior owner: Estella E. Cleary)

|                                         |      |        |    |              |  |
|-----------------------------------------|------|--------|----|--------------|--|
| FARRON, Deborah                         | Lima | Town   | \$ | 53.12        |  |
| 6747 East Swamp Road, Conesus, NY 14435 |      | County | \$ | <u>85.57</u> |  |
| Tax Map Number 56-1-64                  |      | Total  | \$ | 138.69       |  |

SWIS Code 243289  
(prior owner: Sandra Farron)

|                                  |      |        |    |               |    |                |
|----------------------------------|------|--------|----|---------------|----|----------------|
| KLINK, Barbara                   | Lima | Town   | \$ | 182.56        | \$ | 966.46         |
| 2721 Clay Street, Lima, NY 14485 |      | County | \$ | <u>293.22</u> | \$ | <u>1759.89</u> |
| Tax Map Number 58.-1-1.11        |      | Total  | \$ | 475.78        | \$ | 2726.35        |

SWIS Code 243289  
(prior owner: Manufacturers and Traders  
Trust Company / former exemption holder:  
Randall C. & Yvonne E. Pierson)

|                                      |         |        |    |               |  |
|--------------------------------------|---------|--------|----|---------------|--|
| DAVIN, Timothy F., Jr. & Patricia J. | Livonia | Town   | \$ | 46.91         |  |
| 37 North Street, Livonia, NY 14487   |         | County | \$ | <u>119.50</u> |  |
| Tax Map Number 75.5-1-59.12          |         | Total  | \$ | 166.41        |  |

SWIS Code 243401  
(prior owner: William & Jeanette Clinton)

|                                         |         |        |    |               |  |
|-----------------------------------------|---------|--------|----|---------------|--|
| DUDLEY, Brian S. & Jacinda L.           | Livonia | Town   | \$ | 314.44        |  |
| 14 Washington Street, Livonia, NY 14487 |         | County | \$ | <u>806.39</u> |  |
| Tax Map Number 75.5-2-11                |         | Total  | \$ | 1120.83       |  |

SWIS Code 243401  
(prior owner: Matthew Catholic Church  
Society of Livonia New York)

|                                  |         |        |    |               |  |
|----------------------------------|---------|--------|----|---------------|--|
| MILLER, Mark E. & Renee A.       | Livonia | Town   | \$ | 57.54         |  |
| 5 West Avenue, Livonia, NY 14487 |         | County | \$ | <u>147.27</u> |  |

|                                                                                                                                                                 |         |                         |                |                                          |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|-------------------------|----------------|------------------------------------------|
| Tax Map Number 75.9-1-15<br>SWIS Code 243401<br>(prior owner: John & Jennifer Johnson /<br>Donald E. & Janice H. Jones)                                         |         | Total                   | \$             | <u>204.81</u>                            |
| ESSEX PROPERTY MANAGEMENT, LLC<br>760 Brooks Avenue, Rochester, NY 14619<br>Tax Map Number 75.9-1-18<br>SWIS Code 243401<br>(prior owner: Dorothy Flanagan)     | Livonia | Town<br>County<br>Total | \$<br>\$<br>\$ | <u>37.63</u><br><u>74.98</u><br>112.61   |
| CASE, Jeffrey A. & Heather C.<br>20 High Street, Livonia, NY 14487<br>Tax Map Number 75.9-3-13.2<br>SWIS Code 243401<br>(prior owner: Marilyn J. Skuse)         | Livonia | Town<br>County<br>Total | \$<br>\$<br>\$ | <u>58.75</u><br><u>150.39</u><br>209.14  |
| MINTSCHENKO, Patricia R.<br>29 East Avenue, Livonia, NY 14487<br>Tax Map Number 75.9-3-46<br>SWIS Code 243401<br>(prior owner: Donald E. & Linda L. Snell)      | Livonia | Town<br>County<br>Total | \$<br>\$<br>\$ | <u>101.84</u><br><u>88.32</u><br>190.16  |
| WALLMAN HOMES<br>38 West Avenue, Livonia, NY 14487<br>Tax Map Number 75.13-1-21<br>SWIS Code 243401<br>(prior owner: Ruth McMartin)                             | Livonia | Town<br>County<br>Total | \$<br>\$<br>\$ | <u>17.17</u><br><u>32.80</u><br>49.97    |
| PERRY, Steven D. & Jane M.<br>29 Spring Street, Livonia, NY 14487<br>Tax Map Number 75.13-1-42<br>SWIS Code 243401<br>(prior owner: Richard W. & Susan B. Finn) | Livonia | Town<br>County<br>Total | \$<br>\$<br>\$ | <u>53.32</u><br><u>136.44</u><br>189.76  |
| SHEFLIN, Stephen R.<br>23 Shelly Road, Livonia, NY 14487<br>Tax Map Number 75.14-1-3.9<br>SWIS Code 243401<br>(prior owner: Charles L. & Susan M.<br>Ostrander) | Livonia | Town<br>County<br>Total | \$<br>\$<br>\$ | <u>52.65</u><br><u>134.90</u><br>187.55  |
| MICELI, Fred A. & Karen A.<br>7335 Barber Hill Road, Groveland, NY 14462<br>Tax Map Number 65-1-13<br>SWIS Code 243489<br>(prior owner: Wallace Edmonds)        | Livonia | Town<br>County<br>Total | \$<br>\$<br>\$ | <u>21.12</u><br><u>33.14</u><br>54.26    |
| HOLUB, David J.<br>6195 Stone Hill Road, Livonia, NY 14487<br>Tax Map Number 65-1-58.42<br>SWIS Code 243489                                                     | Livonia | Town<br>County<br>Total | \$<br>\$<br>\$ | <u>177.90</u><br><u>278.44</u><br>456.34 |

(prior owner: John D. Romano &  
Patricia J. Riger-Romano)

BERTRAM, Maureen J.  
6065 Stone Hill Road, Lakeville, NY 14480  
Tax Map Number 65-1-69.1  
SWIS Code 243489  
(prior owner: Richard Kinman)

|         |        |    |               |
|---------|--------|----|---------------|
| Livonia | Town   | \$ | 113.62        |
|         | County | \$ | <u>178.30</u> |
|         | Total  | \$ | 291.92        |

GALLOWAY, Robert C. & Kimberly A.  
5725 Big Tree Road, Lakeville, NY 14480  
Tax Map Number 65.62-1-7  
SWIS Code 243489  
(prior owner: Frances Farrell)

|         |        |    |               |
|---------|--------|----|---------------|
| Livonia | Town   | \$ | 179.78        |
|         | County | \$ | <u>282.39</u> |
|         | Total  | \$ | 462.17        |

MCNAUGHT, Thomas, Jr. & Mary L.  
3527 Pebble Beach Rd., Lakeville, NY 14480  
Tax Map Number 65.70-1-14  
SWIS Code 243489  
(prior owner: Gwendolyn Messner)

|         |        |    |               |
|---------|--------|----|---------------|
| Livonia | Town   | \$ | 119.15        |
|         | County | \$ | <u>186.48</u> |
|         | Total  | \$ | 305.63        |

BATZEL, William  
3307 Poplar Hill Road, Livonia, NY 14487  
Tax Map Number 66-1-47.21  
SWIS Code 243489  
(prior owner: Thomas & Leah Shaffer)

|         |        |    |               |
|---------|--------|----|---------------|
| Livonia | Town   | \$ | 156.81        |
|         | County | \$ | <u>245.54</u> |
|         | Total  | \$ | 402.35        |

JESSE, Scott D. & Stacy S.  
6215 Wilkins Tract, Livonia, NY 14487  
Tax Map Number 74-1-13.218  
SWIS Code 243489  
(prior owner: Brian G. & Samantha D. Baer)

|         |        |    |               |
|---------|--------|----|---------------|
| Livonia | Town   | \$ | 116.85        |
|         | County | \$ | <u>182.90</u> |
|         | Total  | \$ | 299.75        |

NEYHART, Michael & Christine  
4210 Pennemite Road, Livonia, NY 14487  
Tax Map Number 74-1-20.41 (f/k/a 74-1-20.4)  
SWIS Code 243489  
(prior owner: Dorothy D. Murphy)

|         |        |    |             |
|---------|--------|----|-------------|
| Livonia | Town   | \$ | 37.16       |
|         | County | \$ | <u>0.00</u> |
|         | Total  | \$ | 37.16       |

BATTAGLIA, Paul J. & Mary  
45 Ellicott Avenue, Batavia, NY 14020  
Tax Map Number 74.22-1-11  
SWIS Code 243489  
(prior owner: Jack R. & Marion B. Caulkins)

|         |        |    |               |
|---------|--------|----|---------------|
| Livonia | Town   | \$ | 105.01        |
|         | County | \$ | <u>164.43</u> |
|         | Total  | \$ | 269.44        |

MILLET, Christine  
3600 Pebble Beach Road, Lakeville, NY  
14480  
Tax Map Number 74.22-1-19  
SWIS Code 243489  
(prior owner: Estate of Alice E. Riley)

|         |        |    |                   |
|---------|--------|----|-------------------|
| Livonia | Town   | \$ | 78.86             |
|         | County |    | 122.97            |
|         |        | \$ | <u>          </u> |
|         | Total  | \$ | 201.83            |



|                                        |         |        |    |               |  |
|----------------------------------------|---------|--------|----|---------------|--|
| MORRELL, John G.                       | Livonia | Town   | \$ | 107.54        |  |
| 6040 Millard Avenue, Livonia, NY 14487 |         | County | \$ | <u>168.47</u> |  |
| Tax Map Number 74.25-1-25              |         | Total  | \$ | 276.01        |  |
| SWIS Code 243489                       |         |        |    |               |  |
| (prior owner: Eleanor J. Morrell)      |         |        |    |               |  |

|                                        |         |        |    |               |  |
|----------------------------------------|---------|--------|----|---------------|--|
| ROGALSKY, Jennifer Lynn                | Livonia | Town   | \$ | 65.70         |  |
| 6043 Millard Avenue, Livonia, NY 14487 |         | County | \$ | <u>102.90</u> |  |
| Tax Map Number 74.25-1-29              |         | Total  | \$ | 168.60        |  |
| SWIS Code 243489                       |         |        |    |               |  |
| (prior owner: Richard & Edith Brian)   |         |        |    |               |  |

|                                             |         |        |    |               |  |
|---------------------------------------------|---------|--------|----|---------------|--|
| BARNHART, Duane                             | Livonia | Town   | \$ | 204.86        |  |
| 3593 Shoreline Drive, Livonia, NY 14487     |         | County | \$ | <u>320.94</u> |  |
| Tax Map Number 74.25-1-55                   |         | Total  | \$ | 525.80        |  |
| SWIS Code 243489                            |         |        |    |               |  |
| (prior owner: Benjamin E. & Sharon J. Wilt) |         |        |    |               |  |

|                                       |         |        |    |               |  |
|---------------------------------------|---------|--------|----|---------------|--|
| DEPREZ, Michael R. & Claudette M.     | Livonia | Town   | \$ | 482.59        |  |
| 4944 Firenza Drive, Cypress, CA 90630 |         | County | \$ | <u>755.90</u> |  |
| Tax Map Number 74.56-1-2.11           |         | Total  | \$ | 1238.49       |  |
| SWIS Code 243489                      |         |        |    |               |  |
| (prior owner: Estate of June Ross)    |         |        |    |               |  |

|                                                    |         |        |    |               |  |
|----------------------------------------------------|---------|--------|----|---------------|--|
| MILLER, Robert & Alverna                           | Livonia | Town   | \$ | 136.15        |  |
| PO Box 100, Atlanta, NY 14808                      |         | County | \$ | <u>213.47</u> |  |
| Tax Map Number 74.56-1-12                          |         | Total  | \$ | 349.62        |  |
| SWIS Code 243489                                   |         |        |    |               |  |
| (prior owner: Craig Reitmeier & Charles Reitmeier) |         |        |    |               |  |

|                                                   |         |        |    |               |  |
|---------------------------------------------------|---------|--------|----|---------------|--|
| CALL, Patricia                                    | Livonia | Town   | \$ | 213.85        |  |
| 4015 Graywood South, Geneseo, NY 14454            |         | County | \$ | <u>201.35</u> |  |
| Tax Map Number 74.69-1-6                          |         | Total  | \$ | 415.20        |  |
| SWIS Code 243489                                  |         |        |    |               |  |
| (prior owner: Edward F., Jr. & Joan R. Feldbauer) |         |        |    |               |  |

|                                                 |         |        |    |               |  |
|-------------------------------------------------|---------|--------|----|---------------|--|
| MCENERNEY, Daniel J. & Jennifer D.              | Livonia | Town   | \$ | 94.88         |  |
| 6649 Richmond Mills Road, Livonia, NY 14487     |         | County | \$ | <u>148.64</u> |  |
| Tax Map Number 75.11-1-1                        |         | Total  | \$ | 243.52        |  |
| SWIS Code 243489                                |         |        |    |               |  |
| (prior owner: Thomas J. & Patricia L. McNamara) |         |        |    |               |  |

|                                     |         |        |    |              |  |
|-------------------------------------|---------|--------|----|--------------|--|
| COLE, Sarah E.                      | Livonia | Town   | \$ | 21.14        |  |
| 4862 Main Street, Hemlock, NY 14466 |         | County | \$ | <u>33.14</u> |  |
| Tax Map Number 85-1-40              |         | Total  | \$ | 54.28        |  |
| SWIS Code 243489                    |         |        |    |              |  |
| (prior owner: Sylvia C. Wood)       |         |        |    |              |  |

|                                                     |         |        |    |               |    |                |
|-----------------------------------------------------|---------|--------|----|---------------|----|----------------|
| GRAF, Michael S.                                    | Livonia | Town   | \$ | 93.78         | \$ | 3267.00        |
| 4566 Clay Street, Hemlock, NY 14466                 |         | County | \$ | <u>147.14</u> | \$ | <u>5457.53</u> |
| Tax Map Number 85.11-1-5                            |         | Total  | \$ | 240.92        | \$ | 8724.53        |
| SWIS Code 243489                                    |         |        |    |               |    |                |
| (prior owner: Michael J. Vallone & Joan S. Vallone) |         |        |    |               |    |                |

|                                                                                                                                                                                                                      |            |                         |                                     |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|-------------------------|-------------------------------------|
| BURKHARD, Christopher<br>9 Lackawanna Avenue, Mt. Morris, NY 14510<br>Tax Map Number 106.15-1-7<br>SWIS Code 243601<br>(prior owner: Marie V. Zingerella)                                                            | Mt. Morris | Town<br>County<br>Total | \$ 123.11<br>\$ 295.42<br>\$ 418.53 |
| LAYLAND, James R. & Mary K.<br>11 Glen Morris Ave., Mt. Morris, NY 14510<br>Tax Map Number 106.18-5-7<br>SWIS Code 243601<br>(prior owner: John R. Haywood, Jr.)                                                     | Mt. Morris | Town<br>County<br>Total | \$ 90.60<br>\$ 217.59<br>\$ 308.19  |
| RODRIQUEZ, Kathleen<br>WADE, Dale<br>27 Genesee Street, Mt. Morris, NY 14510<br>Tax Map Number 106.19-4-45<br>SWIS Code 243601<br>(prior owner: Gweneth Nichols Constantino<br>former exemption holder: Mary Mastin) | Mt. Morris | Town<br>County<br>Total | \$ 4.64<br>\$ 10.91<br>\$ 15.55     |
| BIONDOLILLO, Anthony J.<br>17 Clark Street, Mt. Morris, NY 14510<br>Tax Map Number 115.7-2-2<br>SWIS Code 243601<br>(prior owner: Thomas A. & Linda S. Biondolillo)                                                  | Mt. Morris | Town<br>County<br>Total | \$ 8.18<br>\$ 19.67<br>\$ 27.85     |
| GENOVA, Samuel J. & Laura<br>3015 Ridge Road, Mt. Morris, NY 14510<br>Tax Map Number 124-1-22.117<br>SWIS Code 243689<br>(prior owner: Donald J. & Rebecca A.<br>Kearney)                                            | Mt. Morris | Town<br>County<br>Total | \$ 134.17<br>\$ 156.61<br>\$ 290.78 |
| HAYNES, Richard E. & Sharon A.<br>8232 Creek Road, Nunda, NY 14517<br>Tax Map Number 157-1-24<br>SWIS Code 243689<br>(prior owner: Doris Mallaber)                                                                   | Mt. Morris | Town<br>County<br>Total | \$ 119.49<br>\$ 136.17<br>\$ 255.66 |
| MAYO, Tracy<br>7322 Begole Road, Mt. Morris, NY 14510<br>Tax Map Number 133-1-22<br>SWIS Code 243689<br>(prior owner: Ziby Robert<br>McDowell(deceased)<br>& Kathleen Diane McDowell)                                | Mt. Morris | Town<br>County<br>Total | \$ 35.53<br>\$ 40.49<br>\$ 76.02    |
| MCMASTER, Shirley A.<br>PO Box 541, Geneseo, NY 14454<br>Tax Map Number 115.7-3-53<br>SWIS Code 243601                                                                                                               | Mt. Morris | Town<br>County<br>Total | \$ 26.56<br>\$ 64.03<br>\$ 90.59    |

(prior owner: Carol J. Scorsone & Ruth Scorsone)  
 BAILEY, Paul E. & Deborah A.  
 1096 McKenzie Road, Caledonia, NY 14423  
 Tax Map Number 158-1-35.1  
 SWIS Code 243689  
 (prior owner: Paul A. Bailey)

Mt. Morris

|        |    |        |    |         |
|--------|----|--------|----|---------|
| Town   | \$ | 75.21  | \$ | 617.49  |
| County | \$ | 85.71  | \$ | 1026.60 |
| Total  | \$ | 160.92 | \$ | 1644.09 |

KELLER, Lawrence  
 57 Caversham Woods, Pittsford, NY 14534  
 Tax Map Number 189.18-2-9  
 SWIS Code 243801  
 (prior owner: Dansville Central School District)

North Dansville

|        |    |        |
|--------|----|--------|
| Town   | \$ | 243.36 |
| County | \$ | 641.02 |
| Total  | \$ | 884.38 |

SYLOR, Tammy Marie  
 13 Sylor Street, Dansville, NY 14437  
 Tax Map Number 189.19-2-43  
 SWIS Code 243801  
 (prior owner: Eleanor Hartman)

North Dansville

|        |    |        |
|--------|----|--------|
| Town   | \$ | 108.65 |
| County | \$ | 282.62 |
| Total  | \$ | 391.27 |

KENNEDY, Tamara  
 3 Sonnsyde Drive, Dansville, NY 14437  
 Tax Map Number 189.19-2-53  
 SWIS Code 243801  
 (prior owner: Marjorie A. Hassman)

North Dansville

|        |    |        |
|--------|----|--------|
| Town   | \$ | 111.76 |
| County | \$ | 296.50 |
| Total  | \$ | 408.26 |

LEVEE, James J.  
 10192 Main Street, Dansville, NY 14437  
 Tax Map Number 203.6-2-22  
 SWIS Code 243801  
 (prior owner: Mary Lou Kiesl & Luella Crowell)

North Dansville

|        |    |        |
|--------|----|--------|
| Town   | \$ | 61.45  |
| County | \$ | 159.91 |
| Total  | \$ | 221.36 |

JACOBS, Kristina A.  
 20 VanCampen Street, Dansville, NY 14437  
 Tax Map Number 203.7-1-35.1  
 SWIS Code 243801  
 (prior owner: Estate of Vera M. Kennedy)

North Dansville

|        |    |        |
|--------|----|--------|
| Town   | \$ | 95.39  |
| County | \$ | 245.73 |
| Total  | \$ | 341.12 |

AUSTIN, Derran P. & Fay P.  
 1 Eagle Street, Dansville, NY 14437  
 Tax Map Number 203.7-1-38  
 SWIS Code 243801  
 (prior owner: Estate of Ruth C. Derrenbacher)

North Dansville

|        |    |        |
|--------|----|--------|
| Town   | \$ | 89.58  |
| County | \$ | 230.81 |
| Total  |    | 320.39 |

DANIEL, Norman J.  
 3 Elm Street, Dansville, NY 14437  
 Tax Map Number 203.7-1-45  
 SWIS Code 243801  
 (prior owner: Estate of Veronica A. Keysaw)

North Dansville

|        |    |        |
|--------|----|--------|
| Town   | \$ | 211.81 |
| County | \$ | 552.77 |
| Total  | \$ | 764.58 |

CANUTE, Kasey L.  
 53 Perine Street, Dansville, NY 14437

North Dansville

|        |    |        |
|--------|----|--------|
| Town   | \$ | 79.46  |
| County | \$ | 206.64 |

|                                                                                                                                                                                                              |                 |                         |                                     |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|-------------------------|-------------------------------------|
| Tax Map Number 203.7-2-16<br>SWIS Code 243801<br>(prior owner: James Earner)                                                                                                                                 |                 | Total                   | \$ 286.10                           |
| MILLER, Jeffrey A. & Diana<br>19 Chestnut Street, Dansville, NY 14437<br>Tax Map Number 203.7-4-51<br>SWIS Code 243801<br>(prior owner: Jacqueline E. Bowers<br>former exemption holder: June S. Weirich)    | North Dansville | Town<br>County<br>Total | \$ 138.27<br>\$ 359.99<br>\$ 498.26 |
| JORDAN, Linda P.<br>39 Perine Street, Dansville, NY 14437<br>Tax Map Number 203.7-5-17<br>SWIS Code 243801<br>(prior owner: Arthur W. & Susan M. LaSalle)                                                    | North Dansville | Town<br>County<br>Total | \$ 55.21<br>\$ 143.17<br>\$ 198.38  |
| MOORE, Robert L.<br>WHEATON, Sandra J.<br>4658 Kirkwood Road, Cohocton, NY 14826<br>Tax Map Number 203.7-7-29<br>SWIS Code 243801<br>(prior owner: Robert L. Moore<br>former exemption holder: Wesley Moore) | North Dansville | Town<br>County<br>Total | \$ 33.28<br>\$ 91.95<br>\$ 125.23   |
| BUTTERS, Dennis J.<br>56 Seward Street, Dansville, NY 14437<br>Tax Map Number 203.8-2-3<br>SWIS Code 243801<br>(prior owner: Estate of Harold Young)                                                         | North Dansville | Town<br>County<br>Total | \$ 130.41<br>\$ 344.72<br>\$ 475.13 |
| WILLIAMS, Fred & Georgia M.<br>37 Jefferson Street, Dansville, NY 14437<br>Tax Map Number 203.10-2-41<br>SWIS Code 243801<br>(prior owner: Estate of Arthur J. Burley)                                       | North Dansville | Town<br>County<br>Total | \$ 7.63<br>\$ 21.08<br>\$ 28.71     |
| MULLEY, Isabell G.<br>145 Ross Street, Batavia, NY 14020<br>Tax Map Number 203.11-3-19<br>SWIS Code 243801<br>(prior owner: Estate of Patricia Knapp)                                                        | North Dansville | Town<br>County<br>Total | \$ 17.66<br>\$ 48.80<br>\$ 66.46    |
| BERRY, Lee M.<br>GIBSON-BERRY, Kimberly A.<br>22 Leonard Street, Dansville, NY 14437<br>Tax Map Number 203.11-4-9<br>SWIS Code 243801<br>(prior owner: International Church of the<br>Foursquare Gospel)     | North Dansville | Town<br>County<br>Total | \$ 268.57<br>\$ 696.60<br>\$ 965.17 |
| LEHMAN-MALLORY, Tracey                                                                                                                                                                                       | North Dansville | Town                    | \$ 16.72                            |

|                                     |        |    |       |  |
|-------------------------------------|--------|----|-------|--|
| 17 Park Avenue, Dansville, NY 14437 | County | \$ | 43.44 |  |
| Tax Map Number 203.11-4-30          | Total  | \$ | 60.16 |  |
| SWIS Code 243801                    |        |    |       |  |
| (prior owner: Lanny S. Burns)       |        |    |       |  |

|                                                                                             |                 |        |    |        |  |
|---------------------------------------------------------------------------------------------|-----------------|--------|----|--------|--|
| HAINES, Linda B.                                                                            | North Dansville | Town   | \$ | 66.94  |  |
| 21 Seward Street, Dansville, NY 14437                                                       |                 | County | \$ | 172.38 |  |
| Tax Map Number 203.11-7-35                                                                  |                 | Total  | \$ | 239.32 |  |
| SWIS Code 243801                                                                            |                 |        |    |        |  |
| (prior owner: Richard Wallace & Betty Wolfe<br>former exemption holder: Dorothy I. Wallace) |                 |        |    |        |  |

|                                            |                 |        |    |        |  |
|--------------------------------------------|-----------------|--------|----|--------|--|
| MANUFACTURERS AND TRADERS<br>TRUST COMPANY | North Dansville | Town   | \$ | 43.34  |  |
| One M & T Plaza, Buffalo, NY 14203         |                 | County | \$ | 111.60 |  |
| Tax Map Number 203.15-1-53.1               |                 | Total  | \$ | 154.94 |  |
| SWIS Code 243801                           |                 |        |    |        |  |
| (prior owner: Paul D. & Ruth W. Hicks)     |                 |        |    |        |  |

|                                              |                 |        |    |       |  |
|----------------------------------------------|-----------------|--------|----|-------|--|
| CARRIER, Sally E.                            | North Dansville | Town   | \$ | 14.78 |  |
| 18 Greenmount Avenue, Dansville, NY 14437    |                 | County | \$ | 40.85 |  |
| Tax Map Number 203.16-1-14.2                 |                 | Total  | \$ | 55.63 |  |
| SWIS Code 243801                             |                 |        |    |       |  |
| (prior owner: Donald D. & Phyllis N. Hayton) |                 |        |    |       |  |

|                                                                   |                 |        |    |        |  |
|-------------------------------------------------------------------|-----------------|--------|----|--------|--|
| COFFEY, Joel D.                                                   | North Dansville | Town   | \$ | 252.97 |  |
| TRAXLER, Tara M.                                                  |                 | County | \$ | 665.27 |  |
| 18 Gibson Street, Dansville, NY 14437                             |                 | Total  | \$ | 918.24 |  |
| Tax Map Number 203.19-1-9                                         |                 |        |    |        |  |
| SWIS Code 243801                                                  |                 |        |    |        |  |
| (prior owner: Winifred Carlini/<br>Donald Carlini/Robert Carlini) |                 |        |    |        |  |

|                                                                                   |                 |        |    |        |    |         |
|-----------------------------------------------------------------------------------|-----------------|--------|----|--------|----|---------|
| LAFAYE, Gregory A. & Tammy L.                                                     | North Dansville | Town   | \$ | 92.78  | \$ | 2140.02 |
| 5565 Hartman Road, Dansville, NY 14437                                            |                 | County | \$ | 169.86 | \$ | 5525.71 |
| Tax Map Number 189.17-1-2.1                                                       |                 | Total  | \$ | 262.64 | \$ | 7665.73 |
| SWIS Code 243889                                                                  |                 |        |    |        |    |         |
| (prior owner: Robert Lynn Reagle/<br>Marsha A. Backus/Mary K. Mastin/Lon R. Ames) |                 |        |    |        |    |         |

|                                        |       |        |    |        |  |
|----------------------------------------|-------|--------|----|--------|--|
| KERNAHAN, Gerald N.                    | Nunda | Town   | \$ | 128.49 |  |
| KERNAHAN, James W.                     |       | County | \$ | 232.61 |  |
| 534 East Lake Road, Penn Yan, NY 14527 |       | Total  | \$ | 361.10 |  |
| Tax Map Number 184.9-2-36              |       |        |    |        |  |
| SWIS Code 244001                       |       |        |    |        |  |
| (prior owner: Charlotte W. Kernahan)   |       |        |    |        |  |

|                                       |       |        |    |        |  |
|---------------------------------------|-------|--------|----|--------|--|
| COOK, Thomas C. & Anne W.             | Nunda | Town   | \$ | 102.18 |  |
| PO Box 177, Nunda, NY 14517           |       | County | \$ | 184.57 |  |
| Tax Map Number 184.10-1-4             |       | Total  | \$ | 286.75 |  |
| SWIS Code 244001                      |       |        |    |        |  |
| (prior owner: John F. Douglass, Jr. & |       |        |    |        |  |

Sharon S. Fitzgerald)

DOWNS, Roland & Ida H.  
38 South State Street, Nunda, NY 14517  
Tax Map Number 184.13-1-22  
SWIS Code 244001  
(prior owner: Elizabeth T. Sanford)

|       |        |    |              |
|-------|--------|----|--------------|
| Nunda | Town   | \$ | 28.36        |
|       | County | \$ | <u>52.05</u> |
|       | Total  | \$ | 80.41        |

JOHNSON, Lois G.  
MANN, James R., Sr.  
18 West Avenue, Dansville, NY 14437  
Tax Map Number 170-1-71.112  
SWIS Code 244089  
(prior owner: Joan Livingston)

|       |        |    |               |
|-------|--------|----|---------------|
| Nunda | Town   | \$ | 397.34        |
|       | County | \$ | <u>400.21</u> |
|       | Total  | \$ | 797.55        |

PALMER, Ronald V. & Elaine M.  
9066 State Route 408, Nunda, NY 14517  
Tax Map Number 184-1-2.21  
SWIS Code 244089  
(prior owner: Roger L. Smith)

|       |        |    |              |
|-------|--------|----|--------------|
| Nunda | Town   | \$ | 61.17        |
|       | County | \$ | <u>61.91</u> |
|       | Total  | \$ | 123.08       |

WILLIAMS, William D., Jr.  
WILLIAMS, Tina M.  
9414 Nunda-Dalton Road, Nunda, NY 14517  
Tax Map Number 184-1-45  
SWIS Code 244089  
(prior owner: Paul W. & Melva A. Thompson)

|       |        |    |               |
|-------|--------|----|---------------|
| Nunda | Town   | \$ | 446.37        |
|       | County | \$ | <u>450.06</u> |
|       | Total  | \$ | 896.43        |

VERNAM, Monica L.  
10061 State Street, Dalton, NY 14836  
Tax Map Number 207.12-1-43  
SWIS Code 244089  
(prior owner: Patricia Wirt)

|       |        |    |              |
|-------|--------|----|--------------|
| Nunda | Town   | \$ | 42.05        |
|       | County | \$ | <u>42.56</u> |
|       | Total  | \$ | 84.61        |

VANDORN, Adam J.  
10210 State Street, Dalton, NY 14836  
Tax Map Number 207.12-2-20  
SWIS Code 244089  
(prior owner: Richard E. Burt)

|       |        |    |              |    |                |
|-------|--------|----|--------------|----|----------------|
| Nunda | Town   | \$ | 12.06        | \$ | 1218.02        |
|       | County | \$ | <u>12.21</u> | \$ | <u>1436.18</u> |
|       | Total  | \$ | 24.27        | \$ | 2654.20        |

BRANDT, Robert  
80 Main Street, PO Box 361  
Canaseraga, NY 14822  
Tax Map Number 224-1-27  
SWIS Code 244200  
(prior owner: Estate of Edward E. Corlett)

|        |        |    |               |    |               |
|--------|--------|----|---------------|----|---------------|
| Ossian | Town   | \$ | 418.49        | \$ | 418.49        |
|        | County | \$ | <u>410.73</u> | \$ | <u>410.73</u> |
|        | Total  | \$ | 829.22        | \$ | 829.22        |

GRAHAM, Rodney J.  
126 Bailey Road, Nunda, NY 14517  
Tax Map Number 205-1-9  
SWIS Code 244400  
(prior owner: Town of Portage)

|         |        |    |               |    |               |
|---------|--------|----|---------------|----|---------------|
| Portage | Town   | \$ | 130.81        | \$ | 130.81        |
|         | County | \$ | <u>107.46</u> | \$ | <u>107.46</u> |
|         | Total  | \$ | 238.27        | \$ | 238.27        |

|                                                                                                                             |        |        |    |              |  |
|-----------------------------------------------------------------------------------------------------------------------------|--------|--------|----|--------------|--|
| THOMPSON, James & Rozella                                                                                                   | Sparta | Town   | \$ | 8.98         |  |
| 7682 Kysorville Road, Dansville, NY 14437                                                                                   |        | County | \$ | <u>10.16</u> |  |
| Tax Map Number 137.9-1-6                                                                                                    |        | Total  | \$ | <u>19.14</u> |  |
| SWIS Code 244689                                                                                                            |        |        |    |              |  |
| (prior owner: Rozella Thompson/Linda Hartzell/<br>James Halpenny, Jr. / former exemption holder:<br>James D. Halpenny, Sr.) |        |        |    |              |  |

|                                                                                                                              |        |        |    |              |  |
|------------------------------------------------------------------------------------------------------------------------------|--------|--------|----|--------------|--|
| PIFER, Samuel V.                                                                                                             | Sparta | Town   | \$ | 39.32        |  |
| 7357 Route 256, Scottsburg, NY 14545                                                                                         |        | County | \$ | <u>44.17</u> |  |
| Tax Map Number 137.9-1-39                                                                                                    |        | Total  | \$ | <u>83.49</u> |  |
| SWIS Code 244689                                                                                                             |        |        |    |              |  |
| (prior owner: Shirley Mulvaney/<br>Mary Lee Pifer / Nancy Pifer / Samuel V. Pifer<br>former exemption holder: Sara D. Pifer) |        |        |    |              |  |

|                                     |        |        |    |                |    |                |
|-------------------------------------|--------|--------|----|----------------|----|----------------|
| GILBERT, Freeman J.                 | Sparta | Town   | \$ | 547.71         | \$ | 596.01         |
| 8862 Route 256, Dansville, NY 14437 |        | County | \$ | <u>619.07</u>  | \$ | <u>673.40</u>  |
| Tax Map Number 175-1-37             |        | Total  | \$ | <u>1166.78</u> | \$ | <u>1269.41</u> |
| SWIS Code 244689                    |        |        |    |                |    |                |
| (prior owner: Evelyn J. Gilbert)    |        |        |    |                |    |                |

|                                   |             |        |    |               |  |
|-----------------------------------|-------------|--------|----|---------------|--|
| YATES, Michael E.                 | Springwater | Town   | \$ | 114.85        |  |
| 7613 Wheaton Hill Road            |             | County | \$ | <u>118.77</u> |  |
| Springwater, NY 14560             |             | Total  | \$ | <u>233.62</u> |  |
| Tax Map Number 140-1-35           |             |        |    |               |  |
| SWIS Code 244800                  |             |        |    |               |  |
| (prior owner: William F. Collins) |             |        |    |               |  |

|                                                                 |             |        |    |               |  |
|-----------------------------------------------------------------|-------------|--------|----|---------------|--|
| ENGLERT, Eugene H. & Dorothy E.                                 | Springwater | Town   | \$ | 406.39        |  |
| 7790 Harpers Ferry Road                                         |             | County | \$ | <u>420.82</u> |  |
| Springwater, NY 14560                                           |             | Total  | \$ | <u>827.21</u> |  |
| Tax Map Number 151.20-1-31                                      |             |        |    |               |  |
| SWIS Code 244800                                                |             |        |    |               |  |
| (prior owner: The Advisory Board of the<br>Upstate NY District) |             |        |    |               |  |

|                                                                                 |             |        |    |               |  |
|---------------------------------------------------------------------------------|-------------|--------|----|---------------|--|
| MILITELLO, Robin L.                                                             | Springwater | Town   | \$ | 164.53        |  |
| PO Box 123, Springwater, NY 14560                                               |             | County | \$ | <u>170.60</u> |  |
| Tax Map Number 151.20-1-50.1                                                    |             | Total  | \$ | <u>335.13</u> |  |
| SWIS Code 244800                                                                |             |        |    |               |  |
| (prior owner: Bank One, NA / former<br>exemption holder: Thomas W. Stallabrass) |             |        |    |               |  |

|                                             |             |        |    |               |  |
|---------------------------------------------|-------------|--------|----|---------------|--|
| ADAMS, Franklin C. & Ann R.                 | Springwater | Town   | \$ | 113.71        |  |
| 483 Burritt Road, Hilton, NY 14468          |             | County | \$ | <u>146.83</u> |  |
| Tax Map Number 152-1-51.21                  |             | Total  | \$ | <u>260.54</u> |  |
| SWIS Code 244800                            |             |        |    |               |  |
| (prior owner: Robert D. & M. Kelley Janson) |             |        |    |               |  |

|                          |             |        |    |              |    |               |
|--------------------------|-------------|--------|----|--------------|----|---------------|
| WILGUS, Joan S.          | Springwater | Town   | \$ | 0.00         | \$ | 799.48        |
| 7858 Tabors Corners Road |             | County | \$ | <u>70.53</u> | \$ | <u>927.55</u> |

|                                                                                                                                                                                                       |             |                         |                                     |                                      |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|-------------------------|-------------------------------------|--------------------------------------|
| Wayland, NY 14572<br>Tax Map Number 153-1-19<br>SWIS Code 244800<br>(prior owner: Gertrude M. Arntsen)                                                                                                |             | Total                   | \$ 70.53                            | \$ 1727.03                           |
| MOFFIT, Joseph A. & Leah J.<br>4034 Rock Spring Road<br>Dansville, NY 14437<br>Tax Map Number 160-1-47<br>SWIS Code 245000<br>(prior owner: Estate of Maynard Moffit)                                 | West Sparta | Town<br>County<br>Total | \$ 160.65<br>\$ 140.99<br>\$ 301.64 |                                      |
| FOSTER, Chad M. & Margaret<br>4499 McKay Road, Nunda, NY 14517<br>Tax Map Number 173-1-17.21<br>SWIS Code 245000<br>(prior owner: John & Bunnie Sue Russell)                                          | West Sparta | Town<br>County<br>Total | \$ 163.01<br>\$ 140.88<br>\$ 303.89 |                                      |
| WELCH, Craig E. & Arlene J.<br>1528 Fahnstock Street, Eustis, FL 32726<br>Tax Map Number 186-2-1<br>SWIS Code 245000<br>(prior owner: Walter G. & Marilyn M. Connor)                                  | West Sparta | Town<br>County<br>Total | \$ 301.05<br>\$ 261.15<br>\$ 562.20 | \$ 624.71<br>\$ 543.02<br>\$ 1167.73 |
| CHASSE, Jeffrey W. & Michele M.<br>2117 Linwood Road North, Linwood, NY 14486<br>Tax Map Number 29-1-28<br>SWIS Code 245200<br>(prior owner: Estate of Gertrude M. Forman)                            | York        | Town<br>County<br>Total | \$ 26.28<br>\$ 49.69<br>\$ 75.97    |                                      |
| HOUSEHOLD FINANCE REALTY<br>CORPORATION OF NEW YORK<br>931 Corporate Center Drive<br>Pomona, CA 91768<br>Tax Map Number 40-1-7.11<br>SWIS Code 245200<br>(prior owner: Ellsworth G. & Mary E. Kiefer) | York        | Town<br>County<br>Total | \$ 129.90<br>\$ 250.46<br>\$ 380.36 |                                      |
| WEYLMAN, James<br>PO Box 461, York, NY 14592<br>Tax Map Number 51.5-1-3<br>SWIS Code 245200<br>(prior owner: Robert McMinn)                                                                           | York        | Town<br>County<br>Total | \$ 41.82<br>\$ 80.73<br>\$ 122.55   |                                      |
| HULBURT, Scott C.<br>2624 York Road West, York, NY 14592<br>Tax Map Number 51.5-1-45<br>SWIS Code 245200<br>(prior owner: Anna Mae Hulburt)                                                           | York        | Town<br>County<br>Total | \$ 174.05<br>\$ 334.23<br>\$ 508.28 |                                      |
| DEFREZE, David J. & Cinda M.<br>3496 Main Street, Piffard, NY 14533                                                                                                                                   | York        | Town<br>County          | \$ 131.52<br>\$ 252.91              |                                      |



|                                            |       |    |               |
|--------------------------------------------|-------|----|---------------|
| Tax Map Number 61-1-57                     | Total | \$ | <u>384.43</u> |
| SWIS Code 245200                           |       |    |               |
| (prior owner: Arnold K. & Jean A. Bernard) |       |    |               |

|                                              |      |        |    |               |
|----------------------------------------------|------|--------|----|---------------|
| PERRY, Jennifer L.                           | York | Town   | \$ | 216.04        |
| PO Box 73, Retsof, NY 14539                  |      | County | \$ | <u>415.82</u> |
| Tax Map Number 61-1-95                       |      | Total  | \$ | <u>631.86</u> |
| SWIS Code 245200                             |      |        |    |               |
| (prior owner: Roderick S. & Doreen C. Smith) |      |        |    |               |

|                                     |      |        |    |               |
|-------------------------------------|------|--------|----|---------------|
| SWEZEY, Roger E. & Denise J.        | York | Town   | \$ | 55.64         |
| 3840 Main Street, Piffard, NY 14533 |      | County | \$ | <u>107.38</u> |
| Tax Map Number 69.12-1-40           |      | Total  | \$ | <u>163.02</u> |
| SWIS Code 245200                    |      |        |    |               |
| (prior owner: Edith A. George)      |      |        |    |               |

|                                                                              |      |        |    |               |    |                |
|------------------------------------------------------------------------------|------|--------|----|---------------|----|----------------|
| MORRISSEY, Karen J.                                                          | York | Town   | \$ | 124.10        | \$ | 899.35         |
| 4160 River Road, Piffard, NY 14533                                           |      | County | \$ | <u>238.00</u> | \$ | <u>1729.22</u> |
| Tax Map Number 71-1-24.21                                                    |      | Total  | \$ | <u>362.10</u> | \$ | <u>2628.57</u> |
| SWIS Code 245200                                                             |      |        |    |               |    |                |
| (prior owner: Ida M. Chandler                                                |      |        |    |               |    |                |
| Dated at Geneseo, New York                                                   |      |        |    |               |    |                |
| October 27, 2004                                                             |      |        |    |               |    |                |
| Finance & Administration Committee                                           |      |        |    |               |    |                |
| The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted. |      |        |    |               |    |                |

**RESOLUTION NO. 2004-423.      AUTHORIZING      CONVEYANCE      OF      COUNTY      PROPERTIES**  
**ACQUIRED BY TAX DEEDS**

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

WHEREAS, the County of Livingston acquired title to the following parcels of land, and

WHEREAS, the Livingston County Board of Supervisors' Finance & Administration Committee auctioned said parcels on October 19, 2004, it is hereby

RESOLVED, that the following conveyances be approved:

**Tax Map No. 84.-10-55.214 & 85.215**  
Town of Livonia  
Formerly owned by and/or assessed to:  
Beecher, Robert C.  
Conveyed to: NRLL East, A Florida  
LLC  
Amt. \$7,000.00

**Tax Map No. 110.55-1-18**  
Town of Conesus  
Formerly owned by and/or assessed to:  
Marullo, Thomas  
Conveyed to: Prince, Michael  
Amt. \$3,800.00

**Tax Map No. 200.-1-8**  
Town of Ossian  
Formerly owned by and/or assessed to:  
West, Gail E.  
Conveyed to: NRLL East, A Florida  
LLC  
Amt. \$2,500.00

**Tax Map No. 66.-1-41.7 & 66.-1-41.8**  
Town of Livonia  
Formerly owned by and/or assessed to:  
Beecher, Robert C.  
Conveyed to: Noragong, Jennifer  
Amt. \$11,750.00

**Tax Map No. 173.-1-29.11**  
Town of West Sparta  
Formerly owned by and/or assessed to:  
Clark, Ralph  
Conveyed to: Cady, Leon  
Amt. \$2,500.00

**Tax Map No. 183.-1-55**  
Town of Portage  
Formerly owned by and/or assessed to:  
Perham, Sally Ann  
Conveyed to: Gates, Jonathan  
Amt. \$14,500.00

**Tax Map No. 203.7-7-59**  
 Village of Dansville, Town of N.  
 Dansville  
 Formerly owned by and/or assessed to:  
 Sylor, Henrietta  
 Conveyed to: Guilian, Joseph  
 Amt. \$3,100.00

**Tax Map No. 109.-1-42**  
 Town of Groveland  
 Formerly owned by and/or assessed to:  
 Dieffenbach, William  
 Conveyed to: Prince, Michael  
 Amt. \$30,500.00

**Tax Map No. 66.-1-29.111,66.-1-29.112 &66.-1-29.113**  
 Town of Livonia  
 Formerly owned by and/or assessed to:  
 Beecher, Robert C..  
 Conveyed to: Panipinto, Theodore  
 Amt. \$37,400.00

**Tax Map No. 189.17-1-46**  
 Town of N. Dansville  
 Formerly owned by and/or assessed to:  
 McKinney, Diane Y.  
 Conveyed to: McKinney, Darrell  
 Amt. \$2,200.00

**Tax Map No. 202.-1-7.11**  
 Town of Ossian  
 Formerly owned by and/or assessed to:  
 Sylor, Demerle  
 Conveyed to: Avery, David  
 Amt. \$42,000.00

**Tax Map No. 196.20-1-31**  
 Town of Portage  
 Formerly owned by and/or assessed to:  
 Hendryx, Mary AKA: Gelser, Mary  
 Conveyed to: Cady, Leon  
 Amt. \$4,000.00

**Tax Map No. 148.-1-12.1**  
 Town of Sparta  
 Formerly owned by and/or assessed to:  
 Derti, Din  
 Conveyed to: Pettrone, Paul  
 Amt. \$13,000.00

**Tax Map No. 137.-1-55**  
 Town of Sparta  
 Formerly owned by and/or assessed to:  
 Gaddy, Michael  
 Conveyed to: Comer, Charles  
 Amt. \$7,250.00

**Tax Map No. 173.-1-21**  
 Town of West Sparta  
 Formerly owned by and/or assessed to:  
 Relyea, Robert  
 Conveyed to: Esserine, David  
 Amt. \$2,000.00

**GRAND TOTAL**  
**\$183,500**

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

October 27, 2004

Finance & Administration Committee

Supervisor Yendell thanked County Treasurer Carolyn Taylor and her staff for preparing the paperwork for the auction. The County Treasurer commented that the auction was successful and thanked Supervisor Moore and Supervisor Yendell for attending.

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-424. DIRECTING THE REAL PROPERTY TAX DIRECTOR TO SPREAD UNPAID WATER CHARGES AND UNPAID SEWER CHARGES ON 2005 TAX ROLLS – LIVINGSTON COUNTY WATER & SEWER AUTHORITY**

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

WHEREAS, the Livingston County Water and Sewer Authority, pursuant to Section 1199-yyyy (2) of the Public Authorities Law, has reported to this board a statement of unpaid sewer and water charges in the district serviced by Livingston County Water and Sewer Authority, and

WHEREAS, such statements of unpaid charges are on file with the Clerk of the Board, now, therefore, be it

RESOLVED, that pursuant to said Section 1199-yyyy (2) of the Public Authorities Law, the Real Property Tax Director is hereby authorized and directed to levy the sums stated in said statements against property liable, and state the amount of the tax in a separate column in the 2005 annual tax rolls of the County under the heading "Water Charge" or "Sewer Disposal Charge," as applicable, and to pay such amounts, excluding penalties and interest, to the Livingston County Water and Sewer Authority.

Dated at Geneseo, New York

October 27, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-425. AUTHORIZING CWSRF APPLICATION AND AGREEMENT FOR PROJECT FINANCING NEW YORK CLEAN WATER STATE REVOLVING FUND**

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

WHEREAS, Livingston County herein called the "Applicant", after thorough consideration of the various aspects of the problems and study of available data, has hereby determined that the project generally described as: The Conesus Lake County Sewer District Extension No. 9 project and identified as CWSRF Project C8-6449-03-00, herein called the "Project", is desirable and in the public interest, and to that end it is necessary that action preliminary to the construction of said Project be taken immediately; and

WHEREAS, the United States, pursuant to the Federal Water Quality Act of 1987 (as such may be amended from time to time, the "Water Quality Act"), requires each State to establish a water pollution control revolving fund to be administered by an instrumentality of the state before the state may receive capitalization grants under the Water Quality Act; and

WHEREAS, the State of New York has, pursuant to the State Water Pollution Control Revolving Fund Act, Chapter 565 of the Laws of New York 1989, as amended (the "CWSRF Act") established in the custody of the New York State Environmental Facilities Corporation (the "Corporation") a water pollution control revolving fund (the "Fund") to be used for purposes of the Water Quality Act; and

WHEREAS, the Corporation has been created, reconstituted and continued pursuant to the New York State Environmental Facilities Corporation Act, as amended, being Chapter 744 of the Laws of 1970, as amended, and constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated Laws of the State of New York, and constitutes a public benefit corporation under the laws of the State of New York, being a body corporate and politic with full and lawful power and authority to provide financial assistance from the Fund; and

WHEREAS, the Corporation has the responsibility to administer the Fund and to provide financial assistance from the Fund to municipalities for eligible projects, as provided in the CWSRF Act; and

WHEREAS, the CWSRF Act authorizes the establishment of a program for financial assistance for planning, design and construction of eligible projects; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors takes the following actions:

1. The filing of an application for CWSRF assistance in the form required by the Corporation in conformity with the CWSRF Act is hereby authorized, including all understandings and assurances contained in said application.
2. The following person is directed and authorized as the official representative of the Applicant to execute and deliver an application for CWSRF assistance, to execute and deliver the Project financing agreement and any other documents necessary to receive financial assistance from the Fund for the Project, to act in connection with the Project and to provide such additional information as may be required and to make such agreements on behalf of the Applicant as may be required: James C. Merrick Chairman of the Livingston County Board of Supervisors.
3. The official designated above is authorized to make application for financial assistance under the CWSRF Program for either short-term or long-term financing or both.
4. One (1) certified copy of this Resolution shall be prepared and sent to the New York State Environmental Facilities Corporation, 625 Broadway, Albany, New York 12207-2997.
5. This Resolution shall take effect immediately.

Dated at Geneseo, New York

October 27, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-426. AWARDING THE CHLORINE BOOSTER PUMP STATION BID TO DAKKSCO PIPELINE CORPORATION**

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

WHEREAS, after proper legal advertisement for bids for the construction of the Chlorine Booster Pump Stations, two bids were received, then opened on September 30, 2004, now, therefore, be it

RESOLVED, that the bid of Dakksco Pipeline Corporation, PO Box 27, Leicester, NY 14481 in an amount not to exceed Ninety Nine Thousand Eight Hundred Eighty Eight Dollars (\$99,888.00), be and hereby is the lowest responsible bid and, be it, further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Dakksco Pipeline Corporation, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

October 27, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004- 427. AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE: CAMPUS SKILLED NURSING FACILITY, PROBATION, PUBLIC WORKS, SHERIFF'S DEPARTMENT, SOCIAL SERVICES.**

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

RESOLVED, that the 2004 Hourly Employee Salary Schedule is amended as follows:

**Campus Skilled Nursing Facility**

Create one full-time, temporary Senior Typist position.

**Probation**

Create one part-time, temporary Probation Officer Trainee/Probation Officer position.

**Public Works**

Create two full-time, permanent Water/Wastewater Maintenance Person positions.

**Sheriff's Department**

Create one full-time, temporary Civilian Dispatcher position.

**Social Services**

Delete one full-time Clerk/Typist position.

Dated at Geneseo, New York

October 27, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**RESOLUTION NO. 2004-428. AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR CAMPUS SKILLED NURSING FACILITY, CENTRAL SERVICES, OFFICE FOR THE AGING, PLANNING, RECORDS MANAGEMENT, SHERIFF'S DEPARTMENT, SOCIAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Campus Skilled Nursing Facility**

Activities Aide, part-time (1)

Clerk/Typist, part-time (1)

**Central Services**

Building Maintenance Person, full-time temporary (1)

**Office for the Aging**

Aging Services Caseworker, part-time (1)

Senior Nutrition Program Site Manager, part-time (1)

**Planning**

Senior Account Clerk Typist, full-time (1)

**Records Management**

Records Inventory Clerk, part-time (1)

**Sheriff's Department**

Civilian Dispatcher, full-time (1)

Deputy Sheriff/Road Patrol, part-time (1)

**Social Services**

Case Management Aide, full-time (1)

Senior Typist, full-time (1)

Social Welfare Examiner, full-time (1)

Dated at Geneseo, New York

October 27, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

**CLOSE PUBLIC HEARING**

The Chairman asked if anyone wished to speak at this time regarding the Public Hearing. No one wished to speak.

The Chairman declared the public hearing closed.

**MOTION TO MOVE LOCAL LAW NO. B - 2004 FOR A ROLL CALL VOTE**

Mr. Kennison moved Mr. Schuster seconded to call Local Law No. B - 2003 to the table. Carried.

**VOTE ON LOCAL LAW NO. B - 2004****LOCAL LAW NO. 4 - 2004 AUTHORIZING EASEMENT TO THE LIVINGSTON COUNTY CHAMBER OF COMMERCE**

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

**Section 1:**

The Board of Supervisors of Livingston County intends by this Local Law to supersede the provisions of County Law §215 (5) and §215 (6), which limit conveyances of interests in County real property only to the highest responsible bidder after public advertisement. The Board of Supervisors has determined that the conveyance of an easement for sewer and water line purposes along Millennium Drive, Geneseo, New York to the Livingston County Chamber of Commerce is not appropriate to convey by sale to the highest bidder after public advertisement.

**Section 2:**

The Livingston County Board of Supervisors hereby determines that it is in the best interest of the County of Livingston to supersede the provisions of §215 (5) and §215 (6) of the County Law and therefore authorizes the conveyance of an easement for sewer and water line purposes along Millennium Drive, Geneseo, New York to the Livingston County Chamber of Commerce. The terms of such conveyance shall nevertheless be subject to the prior approval of the Livingston County Board of Supervisors.

**Section 3:**

This Local Law is subject to a permissive referendum.

**Section 4:**

This Local Law shall be effective upon filing with the New York State Secretary of State.

Dated at Geneseo, New York

October 13, 2004 (Introduction)

October 27, 2004 (Adoption)

The roll was called as follows (2/3 vote): Ayes - 1,831; Noes - 0; Absent - 0; Adopted.

**OTHER BUSINESS**

1. Chairman Merrick asked Real Property Tax Director Richard Sheflin to comment on the deer he shot with his bow this morning. R. Sheflin explained.
2. Ossian Supervisor Martello, Chairman of the Intergovernmental Affairs Committee, reminded the Board of the Historian's Office Open House today from 1:30 p.m. to 4:30 p.m.
3. Acquisition Of Strong Property North Of Government Center Parking Lot

The County Attorney reported that the County of Livingston and Corrin Strong have negotiated a final contract for the County to acquire property north of the Government Center parking lot in order to expand the existing public parking area. The contract authorizes the purchase of 3.4 to 4 acres of property. He stated that the seller and the County both has appraisals done. The County Attorney proposed that the Board authorize the purchase agreement today to allow the SEQRA process to proceed. The agreement states that the price per acre is \$20,000 if the property is closed before December 31, 2004, and if the property is closed between January and March 31, 2005, the price is \$21,000 per acre. If the property is not closed by the end of March 2005, Corrin Strong may terminate the contract.

Conesus Supervisor stated the County clearly needs the additional parking area, and asked how many parking spaces will be provided. The County administrator stated he did not have that information with him, but estimated 40-50 spaces.

Ossian Supervisor Martello asked the County Attorney to report the outcome of the two appraisals. The seller's appraisal resulted in \$32,000 per acre and the County's appraisal was \$10,000 per acre. The County Attorney stated they agreed on a price in the middle.

The County Administrator indicated the County does not have any other option to solve the parking problem than to purchase this property and stated that money will be withdrawn from contingency.

The County Attorney apologized for not including this item on the Board agenda.

Conesus Supervisor Rumble asked what would prevent the County from closing on this property by the end of the year. The County Attorney stated that it may take longer than two months to do the SEQR process. D. Woods, Planning Director, stated that they cannot begin this process until a contract is signed. He indicated that the storm water regulations may also have an impact on the timeliness.

*MOTION: Geneseo Supervisor Kennison moved and Lima Supervisor Yendell seconded to authorize the Chairman of the Board of Supervisors to sign a purchase agreement with Corrin Strong, subject to review by the County Attorney and County Administrator.*

The roll was called as follows: Ayes - 1,752; Noes - 0; Absent - 0; Adopted.

### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Kennison to adjourn until Wednesday, November 10, 2004 at 1:30 p.m. Carried.

The Board adjourned at 2:10 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, NOVEMBER 17, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Olverd (Mt. Morris).

The Pledge of Allegiance.

**MINUTES**

Minutes of 10/27/2004 Regular Board Meeting were approved as presented.

**PUBLIC HEARINGS – 1:35 P.M.**

The Chairman opened the Public Hearings #1,2,3,4,5 to receive comments in accordance with the notices published in the official newspapers.

1. Increasing Maximum Eligibility for Tax Exemption Pursuant to Section 467 of the Real Property Tax Law
2. Local Law No. C – 2004 Amending Local Law No. 2 1998 Increasing the Maximum Income Eligibility for Tax Exemption from Real Property Taxes to Persons with Disabilities Who Have Limited Income
3. Petitions to Join Existing Agricultural Districts
4. Eight-year review and renewal of Agricultural District #1
5. Proposed Livingston County Budget for 2005 Pursuant to Section 359 of the County Law

Chairman Merrick asked County Attorney David Morris to comment on Public Hearing #1 and #2.

The County Attorney stated that the Local Law and Resolution are issues that are done on an annual basis. They both raise the maximum income that a person can have for aged and disability exemption. The proposed resolution and local law indicates that in order for a person to be eligible for the exemption, the maximum income of such person (aged or disabled) shall not exceed \$16,000.00. He reviewed the sliding scale as outlined in the local law (on file).

Chairman Merrick asked Planning Director David Woods to comment on Public Hearing #3 and #4.

David Woods stated there are materials on each Supervisor's desks for both hearings, which relate to the eight-year review and renewal of Agricultural District #1 and the Petitions to Join Existing Agricultural Districts. He indicated there is no need for action today.

He explained that the State Legislature amended the Agricultural District law to create a procedure whereby owners can petition to be added into an agricultural district prior to the eight-year review.

Six landowners in four towns have petitioned to join their parcels into Agricultural Districts 2, 3 or 4. The Agricultural Farmland Protection Board has recommended inclusion of five out of the six parcels—recommending the exclusion of the parcel in the Town of Conesus because they did not believe it met the criteria in the Agricultural District Law.

David Woods continued to explain the proposed renewal and modification of Agricultural District #1 in the Towns of Caledonia, York and Leicester.

David Woods indicated there would be four resolutions presented at the December 8, 2004 Board meeting regarding Public Hearing #3 and #4.

Chairman Merrick asked County Administrator Dominic F. Mazza to present information on Public Hearing #5 the Proposed Livingston County Budget for 2005 Pursuant to Section 359 of the County Law.

The County Administrator stated he was pleased to propose the 2005 budget, and stated he is delighted he is not presenting a budget like our fellow counties. He indicated if we do not get relief on State mandates and Medicaid growth, we would eventually face those same challenges.

He continued by presenting the following budget message:

**2005 Budget Message**

*To the Livingston County Board of Supervisors:*

*I am pleased to submit the 2005 Budget for Livingston County. The \$107 Million plan contains a property tax rate of \$8.25 per thousand of assessed value, which represents a 3.7% increase over the 2004 rate. Livingston County's sales tax rate remains at 4%. The proposed budget will continue to fund all existing services at present levels. The 2005 spending plan provides for full funding of all agreed upon and anticipated employee wages and benefits, no employee layoffs are anticipated. Even with this modest increase, Livingston County's property tax rate remains well below the average for comparable western New York counties. The ten- year average increase in the property tax rate has been 1.8 %. The 2005 spending plan continues to meet our goal of maintaining sound financial practices, with reasonable tax rates, along with providing predictable and high quality services to the public.*

*Livingston County and all other counties continue to deal with the problem of unfunded mandates. The Medicaid Program, which funds a variety of health care costs for State residents, continues to have a negative impact on our budget. We regret that for 2005, an additional \$625,000 of local dollars will be needed to meet the County obligations to this program. Nearly, \$10 million of local property tax will need to be raised. This single mandate alone represents over 52 % of the County's total property tax levy.*

*\$710,00 or 75% of the proposed tax levy increase is needed to fund the operations of the two County nursing facilities. Ultimately, with the completion of the new nursing home project, slated for late 2005 or early 2006, the financial situation with the nursing facilities will greatly improve and the County subsidy will be greatly reduced in the 2008 budget year.*

*Funding for the Livingston County Highway Department remains at \$9.5 million, the same as 2004. It is anticipated that Livingston County will continue to improve its road and bridge system at its present pace.*

*On the positive side, the 2005 budget maintains sound surpluses in all funds and a strong cash flow position. Our credit rating remains excellent. Sales tax revenue remains stable. With the anticipated opening of the Wal-Mart Super Store in Geneseo and additional interest in retail development in the Dansville area, future growth in sales tax revenue has strong potential. Recent growth in the retail automotive sector, particularly in the Avon area, has also stabilized the sales tax area.*

*New housing and population growth continue. Property values have grown by \$37 Million or 1.6 % over 2004.*

*County departments have continued to maintain sound financial practices with realistic budgeting, while focusing on outside revenue maximization. The 2005 budget proposes capital projects and new initiatives for the following:*

- Agricultural & Farmland Protection Plan – Among the goals of this effort will be to identify target areas for farmland preservation. Develop goals and strategies and recommended action for preserving farmland and promoting agricultural economic development - \$50,000.*
- Tax Map Digitalization – This long overdue project will convert the existing Mylar tax maps into a standard digitized format for automated use by a variety of users. This effort will greatly improve the accessibility of real property tax information, ease in updating of changes, and provide data for GIS and E911 operations, along with a number of other applications - \$200,000.*
- Emergency Operations Center (Hampton Corners) – This project will provide funding for the construction of a shell addition to the current Haz Mat building. It is expected that, with the use of grants and in kind services, the County will be able to completely finish and outfit a fully operational Emergency Operations Center. There are a number of benefits that will be derived from this cooperative effort - \$250,000.*
- E911 Upgrades and Engineering – This project will continue the modernization of the County's emergency communications system. Particular emphasis will be placed on improving service in the Caledonia and*



*Nunda areas. The E911 Advisory Committee has been reformed and all sectors of the emergency response community are participating - \$ 250,000.*

- *Ambulance Service – In response to the recent withdrawal of the private ambulance services from Livingston County and the soon to expected completion of the Fitch Associates Study, an appropriation has been set-aside in the 2005 budget for a yet to be determined role in this service area - \$ 100,000.*

*Livingston County, along with every other county, will continue to face heavy financial pressure to reduce services and increase local taxes as long as the dysfunction in Albany continues. County government has to stop being the ATM machine for policy and program decisions made by others. We must continue to pressure our state government at all levels to take full financial responsibility for state run programs like Medicaid.*

*I look forward to a positive and productive budget process.*

*The goal is to maintain quality services, sound financial operations and fairness to the taxpaying public.*

*Thank you.*

*Respectfully submitted,  
Dominic F. Mazza  
County Administrator*

The County Administrator presented a power-point presentation and the charts are on file.

He thanked the Board of Supervisors and department heads for their support.

The Chairman asked if anyone wished to comment to please come forward and sign in at the podium. He also asked if any Supervisor wished to comment.

1. Kelly Jo Landers, Conesus, commended the Board of Supervisors for the decision to hire Dominic Mazza as the first County Administrator and indicated the Board should consider increasing the salary of the County Administrator from 1.2% to 3%. She indicated she is thankful that Livingston County is not in the same position as Erie County and it is attributed to the County Administrator's guidance throughout the year.

2. Sheriff John M. York commented that he has looked around the State and realized the financial difficulties of other counties and he stated he is proud of our County leadership and proud of Nick Mazza for the job he has done. He also stated he is proud to live in Livingston County.

The Chairman stated that the Public Hearings would remain open until the end of the meeting.

The County Administrator thanked Kelly Jo Landers for her comments and stated that spending in his total personnel budget went up 1.2% and that was due to change in the cost allocation formula and that the wage increases in his department were in line with the rest of the County.

### **COMMUNICATIONS**

1. A Supervisors' dinner has been scheduled for Wednesday, November 17, 2004 at 4:30 p.m. at the Villa on the Green.
2. Inter-County Association of Western New York meeting to be held in Chemung County on November 19, 2004 at the Wings of Eagles Museum, 17 Aviation Drive, Horseheads, New York. Registration at 9:30 a.m. PROGRAM: Mike Hall, President of Wings of Eagles Museum; Peter Smith, President of the National Soaring Museum; Brief Tour of the Wings of Eagles Museum.
3. Summons and Complaint in the matter of National City Mortgage Company, D/B/A Commonwealth United Mortgage Company versus Maxine L. Borden, Bankers Trust Company of California N.A. as Custodian and Trustee, the County of Livingston, John Doe
4. 2005 Livingston County Industrial Development Agency Adopted Budget
5. Award of Excellence presented to the employees of Livingston County for the 2004 Livingston County United Way Campaign

6. Letter from Eliot Spitzer, Attorney General, commending the Board of Supervisors for their decision to purchase electricity generated by wind power.
7. Notification from the New York State Office of Parks, Recreation and Historic Preservation that the Conesus Town Hall is considered for nomination to the National and State Registers of Historic Places.
8. Notification from the New York State Office of Parks, Recreation and Historic Preservation that the Avon United Methodist Church is considered for nomination to the National and State Registers of Historic Places
9. Mark Your Calendar: You are invited to the Livingston County Law Enforcement Christmas Party scheduled for December 4, 2004 at Peter's Party Complex, 6:00 p.m., dinner served at 7:00 p.m., \$25.00 per person. Contact Brent Mistretta by November 26, 2004 to make your reservation.

**RESOLUTION NO. 2004-430.      APPROVING ABSTRACT OF CLAIMS #11A – NOVEMBER 10, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #11A dated November 10, 2004 in the total amount of \$3,954,672.81.

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**PREFERRED AGENDA**

**RESOLUTION NO. 2004-431.      REAPPOINTING MEMBER TO LIVINGSTON COUNTY PLANNING BOARD – WITTE**

RESOLVED, that the following person is hereby appointed to the Livingston County Planning Board for a term commencing September 8, 2004, and expiring December 31, 2004:

Alternate at Large #3 – Dennis L. Witte, 5305 East Lake Road, Conesus, NY 14435

Dated at Geneseo, New York

November 17, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004-432.      DESIGNATING THE LIVINGSTON COUNTY 911 CENTER AS THE PUBLIC SAFETY ANSWERING POINT TO RECEIVE ALL WIRELESS 911 CALLS IN LIVINGSTON COUNTY**

WHEREAS, the Livingston County Board of Supervisors wishes to designate the Livingston County 911 Center as the local public safety answering point to receive all wireless 911 calls from wireless telephone service suppliers that own, operate or control wireless telecommunications facilities in Livingston County; and

WHEREAS, the Livingston County 911 Center desires to submit an application for Expedited Deployment Funding to the New York State 911 Board; now, therefore, be it

RESOLVED, that the Livingston County 911 Center is designated as the public safety answering point to receive all wireless 911 calls from wireless telephone service suppliers that own, operate or control wireless telephone communication facilities located in the County of Livingston; and be it further

RESOLVED, that the Livingston County Board of Supervisors finds that the Livingston County 911 Center will be in full compliance with the standards of the New York State 911 Board in 21 NYCRR Parts 5200, 5201, 5202, 5203, 5204 and 5250 following the acquisition of the items for which Expedited Deployment Funding is requested; and be it further

RESOLVED, that the County of Livingston supports the request for Expedited Deployment Funding as available through the New York State 911 Board.

Dated at Geneseo, New York

November 17, 2004

Public Safety Criminal Justice Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Moore and seconded by Mr. Kennison to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-433. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH L. ROBERT KIMBALL & ASSOCIATES FOR ARCHITECTURAL/ENGINEERING SERVICES FOR THE JAIL RENOVATION PROJECT**

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

WHEREAS, the County Administrator solicited a Request for Proposal for architectural/engineering services for the jail renovation project, and

WHEREAS, two proposals were received, and

WHEREAS, L. Robert Kimball & Associates of 160 Linden Oaks Drive, Rochester, New York 14625 was determined to be the most qualified to provide architectural/engineering services for the jail renovation project, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with L. Robert Kimball & Associates for architectural/engineering services for the jail renovation project at a cost not to exceed Seven Hundred Ninety Two Thousand Two Hundred Fifty Six Dollars (\$792,256.00), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

November 17, 2004

Central Services Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-434. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH ERDMAN, ANTHONY AND ASSOCIATES, INC. FOR ARCHITECTURAL/ENGINEERING SERVICES FOR THE GOVERNMENT CENTER PARKING LOT EXPANSION PROJECT**

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

WHEREAS, the County Administrator solicited a Request for Proposal for architectural/engineering services for the Government Center parking lot expansion project, and

WHEREAS, two proposals were received, and

WHEREAS, Erdman, Anthony and Associates, Inc. of 2165 Brighton Henrietta Town Line Road, Rochester, New York 14623-2755 was determined to be the most qualified to provide architectural/engineering services for the Government Center parking lot expansion project, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Erdman, Anthony and Associates, Inc. for architectural/engineering services for the Government Center parking lot expansion project at a cost not to exceed Fifteen Thousand Nine Hundred Ninety Dollars (\$15,990.00), subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

November 17, 2004

Central Services Committee

Mr. Yendell announced that all resolutions were not presented at a Finance & Administration Committee meeting except Res. No. 2004-444; however, the Committee has signed the resolutions.

Mr. Yendell thanked the Department Heads for their hard work on the 2005 budget, and he extended his utmost thanks to the County Administrator for guiding us through this process.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-435. AUTHORIZING TRANSFER OF FUNDS – CENTRAL SERVICES, DEPARTMENT OF HEALTH/PUBLIC HEALTH, HIGHWAY, OFFICE FOR THE AGING, PLANNING, SHERIFF**

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

RESOLVED, that the County Treasurer 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 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-436. AMENDING 2004 COUNTY BUDGET – CENTRAL STOREROOM**

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

RESOLVED, that the 2004 Central Storeroom budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b>                 | <b>Amount</b>     |
|---------------------------------------|----------------|------------------------------------|-------------------|
| <b>Increase Revenue Account</b>       |                |                                    |                   |
| A1660                                 | 2222           | Board of Elections Copier          | \$1,600.00        |
| A1660                                 | 2219           | Government Center Copier           | <u>\$7,000.00</u> |
|                                       |                |                                    | <b>\$8,600.00</b> |
| <b>Increase Appropriation Account</b> |                |                                    |                   |
| A1660                                 | 4164           | Board of Elections Copier Expense  | \$1,600.00        |
| A1660                                 | 4160           | Government Center Copier Expense   | \$1,200.00        |
| A1660                                 | 2050           | Government Center Copier/Equipment | <u>\$5,800.00</u> |
|                                       |                |                                    | <b>\$8,600.00</b> |

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-437. AMENDING 2004 COUNTY BUDGET – COUNTY TREASURER**

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

RESOLVED, that the 2004 County Treasurer budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b> | <b>Amount</b>      |
|---------------------------------------|----------------|--------------------|--------------------|
| <b>Increase Revenue Account</b>       |                |                    |                    |
| A1362                                 | 1236           | Buyer's Premium    | <b>\$18,360.00</b> |
| <b>Increase Appropriation Account</b> |                |                    |                    |
| A1362                                 | 4200           | Advertising Fees   | <b>\$18,360.00</b> |

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-438. AMENDING 2004 COUNTY BUDGET – DEPARTMENT OF HEALTH – PUBLIC HEALTH**

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

RESOLVED, that the 2004 Department of Health – Public Health budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b>    | <b>Amount</b>     |
|---------------------------------------|----------------|-----------------------|-------------------|
| <b>Increase Revenue Account</b>       |                |                       |                   |
| A4013                                 | 1601           | Public Health Fees    | <b>\$5,000.00</b> |
| <b>Increase Appropriation Account</b> |                |                       |                   |
| A4013                                 | 4080           | Professional Services | <b>\$5,000.00</b> |

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-439. AMENDING 2004 COUNTY BUDGET – SHERIFF**

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

RESOLVED, that the 2004 Sheriff budget be amended as follows:

| <b>Department</b>                     | <b>Revenue</b> | <b>Description</b>          | <b>Amount</b>      |
|---------------------------------------|----------------|-----------------------------|--------------------|
| <b>Increase Revenue Account</b>       |                |                             |                    |
| A3020                                 | 3389           | E-911/State Aid Other       | <b>\$20,000.00</b> |
| <b>Increase Appropriation Account</b> |                |                             |                    |
| A3020                                 | 2050           | E-911/Furniture & Equipment | <b>\$20,000.00</b> |

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-440. AUTHORIZING REAPPROPRIATION OF FUNDS – SHERIFF DEPARTMENT & INFORMATION & TECHNOLOGY SERVICES**

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

WHEREAS, the Livingston County Sheriff Department has received additional insurance recovery revenue, it is hereby

RESOLVED, that the 2004 Livingston County Sheriff Department Budget be amended as follows:

|                                           |             |                    |
|-------------------------------------------|-------------|--------------------|
| <b>Increase Revenue Account</b>           | A 3020.2680 |                    |
| E-911 Telephone System/Insurance Recovery |             | \$9,436.00         |
| <b>Increase Revenue Account</b>           | A1680.2680  |                    |
| ITS/Insurance Recoveries                  |             | <u>\$27,037.00</u> |
|                                           |             | <b>\$36,473.00</b> |
| <b>Increase Appropriation Account</b>     | A 3020.4140 |                    |
| E-911 Telephone System/Equipment Repair   |             | \$9,441.00         |
| <b>Increase Appropriation Account</b>     | A1680.4070  |                    |
| ITS/Service Contracts                     |             | \$5,955.00         |
| <b>Increase Appropriation Account</b>     | A1680.2050  |                    |
| ITS/Equipment                             |             | <u>\$21,077.00</u> |
|                                           |             | <b>\$36,473.00</b> |

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-441. PROVIDING FOR LEVY OF ERRONEOUS TAXES TO BE CHARGED TO TOWNS**

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

RESOLVED, that 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:

| <b>TOWN</b>     | <b>CHARGEBACK</b> |
|-----------------|-------------------|
| AVON            | \$1,316.23        |
| CALEDONIA       | \$960.87          |
| CONESUS         | \$1,535.34        |
| GENESEO         | \$501.03          |
| GROVELAND       | \$54.45           |
| LEICESTER       | \$554.91          |
| LIMA            | \$1,213.51        |
| LIVONIA         | \$2,033.26        |
| MT. MORRIS      | \$486.92          |
| NORTH DANSVILLE | \$11.67           |

|             |            |
|-------------|------------|
| NUNDA       | \$242.84   |
| OSSIAN      | \$194.87   |
| PORTAGE     | \$1,147.37 |
| SPARTA      | \$ -.21    |
| SPRINGWATER | \$604.41   |
| WEST SPARTA | 0          |
| YORK        | \$8,556.18 |

TOTAL \$19,413.65

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,580; Noes - 0; Absent – Olverd, 126; Schuster, 46 Total 172; Adopted.

**RESOLUTION NO. 2004-442.      APPROVING ESTIMATED 2005 SALES TAX DISTRIBUTION**

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

RESOLVED, that the list below of 2005 Sales Tax Distribution be, and the same hereby is, approved:

| <u>TOWN</u>     | <u>SALES TAX CREDIT</u> |
|-----------------|-------------------------|
| AVON            | \$60,000.00             |
| CALEDONIA       | \$40,000.00             |
| CONESUS         | \$42,000.00             |
| GENESEO         | \$80,000.00             |
| GROVELAND       | \$45,000.00             |
| LEICESTER       | \$27,000.00             |
| LIMA            | \$42,000.00             |
| LIVONIA         | \$115,000.00            |
| MT. MORRIS      | 0.00                    |
| NORTH DANSVILLE | \$ 20,000.00            |
| NUNDA           | 0.00                    |
| OSSIAN          | \$ 11,000.00            |
| PORTAGE         | \$ 10,000.00            |
| SPARTA          | 0.00                    |
| SPRINGWATER     | \$ 35,000.00            |
| WEST SPARTA     | \$ 17,000.00            |
| YORK            | \$ 55,000.00            |

TOTAL \$599,000.00

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,580; Noes - 0; Absent – Olverd, 126; Schuster, 46 Total 172; Adopted.

**RESOLUTION NO. 2004-443.      ESTABLISHING RATIOS FOR THE YEAR 2004**

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

RESOLVED, the Committee on Finance and Administration presents the following equalization ratios for each township of the County for the apportionment of the 2005 County Tax Levy.

|           |      |                 |       |
|-----------|------|-----------------|-------|
| Avon      | 92.0 | North Dansville | 97.0  |
| Caledonia | 92.0 | Nunda           | 92.0  |
| Conesus   | 92.0 | Ossian          | 100.0 |
| Geneseo   | 92.0 | Portage         | 92.0  |
| Groveland | 92.0 | Sparta          | 92.0  |
| Leicester | 92.0 | Springwater     | 92.0  |
| Lima      | 97.0 | West Sparta     | 97.0  |

Livonia 92.0

York 92.0

Mt. Morris 92.0

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,580; Noes - 0; Absent – Olverd, 126; Schuster, 46 Total 172; Adopted.

**RESOLUTION NO. 2004- 444. AUTHORIZING ASSESSMENT ROLL FOOTINGS FOR 2004**

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

WHEREAS, the Finance and Administration Committee has verified and corrected the footings of the Assessment Rolls referred to it, as made by the Assessors for each tax district:

**2004 ASSESSMENT ROLL FOOTINGS – COUNTY PURPOSES**

| Towns                      | Town Totals<br>Real Property<br>Exc.<br>Exemptions    | Town<br>Special<br>Franchises    | Town Totals<br>Real Property &<br>Special Franchise    | Grand Totals<br>Village & Town<br>Real Property &<br>Special Franchise |
|----------------------------|-------------------------------------------------------|----------------------------------|--------------------------------------------------------|------------------------------------------------------------------------|
| Avon                       | \$147,543,226                                         | 3,917,880                        | \$151,461,106                                          | \$275,984,960                                                          |
| Caledonia                  | 96,608,640                                            | 2,555,576                        | 99,164,216                                             | 180,053,447                                                            |
| Conesus                    | 115,552,497                                           | 2,577,165                        | 118,129,662                                            | 118,129,662                                                            |
| Geneseo                    | 167,642,392                                           | 4,170,410                        | 171,812,802                                            | 326,131,072                                                            |
| Groveland                  | 79,128,643                                            | 2,583,602                        | 81,712,245                                             | 81,712,245                                                             |
| Leicester                  | 66,440,645                                            | 1,706,922                        | 68,147,567                                             | 83,950,937                                                             |
| Lima                       | 110,669,270                                           | 2,162,476                        | 112,831,746                                            | 183,211,271                                                            |
| Livonia                    | 296,540,112                                           | 6,221,509                        | 302,761,621                                            | 352,432,155                                                            |
| Mount Morris               | 45,285,223                                            | 1,392,929                        | 46,678,152                                             | 119,702,319                                                            |
| North Dansville            | 37,078,537                                            | 809,640                          | 37,888,177                                             | 160,105,737                                                            |
| Nunda                      | 53,439,682                                            | 1,274,693                        | 54,714,375                                             | 83,926,789                                                             |
| Ossian                     | 34,062,394                                            | 597,981                          | 34,660,375                                             | 34,660,375                                                             |
| Portage                    | 24,942,639                                            | 822,980                          | 25,765,619                                             | 25,765,619                                                             |
| Sparta                     | 52,740,224                                            | 1,003,991                        | 53,744,215                                             | 53,744,215                                                             |
| Springwater                | 83,099,410                                            | 1,115,406                        | 84,214,816                                             | 84,214,816                                                             |
| West Sparta                | 43,021,743                                            | 2,189,067                        | 45,210,810                                             | 45,210,810                                                             |
| York                       | 137,224,664                                           | 3,137,119                        | 140,361,783                                            | 140,361,783                                                            |
|                            | \$1,591,019,941                                       | \$38,239,346                     | \$1,629,259,287                                        | \$2,349,298,212                                                        |
| Villages                   | Village Totals<br>Real Property<br>Exc.<br>Exemptions | Village<br>Special<br>Franchises | Village Totals<br>Real Property &<br>Special Franchise |                                                                        |
| Avon                       | \$122,109,277                                         | \$2,414,577                      | \$124,523,854                                          |                                                                        |
| Caledonia                  | 78,454,555                                            | 2,434,676                        | 80,889,231                                             |                                                                        |
| Dansville<br>(N.Dansville) | 117,811,228                                           | 4,406,332                        | 122,217,560                                            |                                                                        |
| Dansville<br>(Sparta)      | 0                                                     | 0                                | 0                                                      |                                                                        |
| Geneseo                    | 152,125,409                                           | 2,192,861                        | 154,318,270                                            |                                                                        |
| Leicester                  | 15,464,970                                            | 338,400                          | 15,803,370                                             |                                                                        |

|              |               |              |               |  |
|--------------|---------------|--------------|---------------|--|
| Lima         | 69,032,097    | 1,347,428    | 70,379,525    |  |
| Livonia      | 47,288,355    | 2,382,179    | 49,670,534    |  |
| Mount Morris | 69,169,484    | 3,854,683    | 73,024,167    |  |
| Nunda        | 28,541,349    | 671,065      | 29,212,414    |  |
| TOTALS       | \$699,996,724 | \$20,042,201 | \$720,038,925 |  |

**2004 ASSESSMENT ROLL FOOTINGS – TOWN PURPOSES**

| Towns                      | Town Totals<br>Real Property<br>Exc.<br>Exemptions    | Town<br>Special<br>Franchises    | Town Totals<br>Real Property &<br>Special Franchise    | Grand Totals<br>Village & Town<br>Real Property &<br>Special Franchise |
|----------------------------|-------------------------------------------------------|----------------------------------|--------------------------------------------------------|------------------------------------------------------------------------|
| Avon                       | \$ 145,249,144                                        | \$ 3,917,880                     | \$ 149,167,024                                         | \$ 273,690,878                                                         |
| Caledonia                  | 96,608,640                                            | 2,555,576                        | 99,164,216                                             | 180,053,447                                                            |
| Conesus                    | 115,547,825                                           | 2,577,165                        | 118,124,990                                            | 118,124,990                                                            |
| Geneseo                    | 167,505,837                                           | 4,170,410                        | 171,676,247                                            | 325,821,859                                                            |
| Groveland                  | 79,254,458                                            | 2,583,602                        | 81,838,060                                             | 81,838,060                                                             |
| Leicester                  | 66,542,945                                            | 1,706,922                        | 68,249,867                                             | 84,224,809                                                             |
| Lima                       | 110,878,376                                           | 2,162,476                        | 113,040,852                                            | 183,799,151                                                            |
| Livonia                    | 296,612,751                                           | 6,221,509                        | 302,834,260                                            | 352,507,652                                                            |
| Mount Morris               | 45,386,762                                            | 1,392,929                        | 46,779,691                                             | 120,532,715                                                            |
| North Dansville            | 37,078,537                                            | 809,640                          | 37,888,177                                             | 160,105,737                                                            |
| Nunda                      | 53,337,875                                            | 1,274,693                        | 54,612,568                                             | 83,824,982                                                             |
| Ossian                     | 37,141,859                                            | 597,981                          | 37,739,840                                             | 37,739,840                                                             |
| Portage                    | 24,942,639                                            | 822,980                          | 25,765,619                                             | 25,765,619                                                             |
| Sparta                     | 52,740,224                                            | 1,003,991                        | 53,744,215                                             | 53,744,215                                                             |
| Springwater                | 83,589,439                                            | 1,115,406                        | 84,704,845                                             | 84,704,845                                                             |
| West Sparta                | 43,021,743                                            | 2,189,067                        | 45,210,810                                             | 45,210,810                                                             |
| York                       | 137,224,664                                           | 3,137,119                        | 140,361,783                                            | 140,361,783                                                            |
| TOTALS                     | \$1,592,663,718                                       | \$38,239,346                     | \$1,630,903,064                                        | \$2,352,051,392                                                        |
|                            |                                                       |                                  |                                                        |                                                                        |
| Villages                   | Village Totals<br>Real Property<br>Exc.<br>Exemptions | Village<br>Special<br>Franchises | Village Totals<br>Real Property &<br>Special Franchise |                                                                        |
| Avon                       | \$122,109,277                                         | \$ 2,414,577                     | \$124,523,854                                          |                                                                        |
| Caledonia                  | 78,454,555                                            | 2,434,676                        | 80,889,231                                             |                                                                        |
| Dansville<br>(N.Dansville) | 117,811,228                                           | 4,406,332                        | 122,217,560                                            |                                                                        |
| Dansville<br>(Sparta)      | 0                                                     | 0                                | 0                                                      |                                                                        |
| Geneseo                    | 151,952,751                                           | 2,192,861                        | 154,145,612                                            |                                                                        |
| Leicester                  | 15,636,542                                            | 338,400                          | 15,974,942                                             |                                                                        |
| Lima                       | 69,410,871                                            | 1,347,428                        | 70,758,299                                             |                                                                        |
| Livonia                    | 47,291,213                                            | 2,382,179                        | 49,673,392                                             |                                                                        |
| Mount Morris               | 69,898,341                                            | 3,854,683                        | 73,753,024                                             |                                                                        |
| Nunda                      | 28,541,349                                            | 671,065                          | 29,212,414                                             |                                                                        |



|        |               |              |               |  |
|--------|---------------|--------------|---------------|--|
| TOTALS | \$701,106,127 | \$20,042,201 | \$721,148,328 |  |
|--------|---------------|--------------|---------------|--|

**2004 EXEMPTIONS - COUNTY**

| EXEMPTIONS: Veteran, Agricultural, Clergy, Business, etc. |                 |                    |                  |
|-----------------------------------------------------------|-----------------|--------------------|------------------|
| Towns                                                     | Town Exemptions | Village Exemptions | Total Exemptions |
| Avon                                                      | \$15,475,925    | \$5,916,724        | \$21,392,649     |
| Caledonia                                                 | 13,463,855      | 2,936,540          | 16,400,395       |
| Conesus                                                   | 3,888,727       |                    | 3,888,727        |
| Geneseo                                                   | 21,473,750      | 4,530,164          | 26,003,914       |
| Groveland                                                 | 13,410,619      |                    | 13,410,619       |
| Leicester                                                 | 9,972,944       | 557,109            | 10,530,053       |
| Lima                                                      | 10,506,289      | 2,957,198          | 13,463,487       |
| Livonia                                                   | 12,625,824      | 1,062,513          | 13,688,337       |
| Mount Morris                                              | 9,798,271       | 4,184,388          | 13,982,659       |
| North Dansville                                           | 1,116,138       | 7,501,741          | 8,617,879        |
| Nunda                                                     | 6,043,371       | 1,529,515          | 7,572,886        |
| Ossian                                                    | 5,391,199       |                    | 5,391,199        |
| Portage                                                   | 4,611,143       |                    | 4,611,143        |
| Sparta                                                    | 4,464,770       |                    | 4,464,770        |
| Springwater                                               | 5,593,838       |                    | 5,593,838        |
| West Sparta                                               | 5,882,833       |                    | 5,882,833        |
| York                                                      | 23,781,915      |                    | 23,781,915       |
| TOTALS                                                    | \$167,501,411   | \$31,175,892       | \$198,677,303    |

## EXEMPTIONS: Senior Citizen

| Towns           | Town Senior Citizen Exemptions | Village Senior Citizen Exemptions | Total Senior Citizen Exemptions |
|-----------------|--------------------------------|-----------------------------------|---------------------------------|
| Avon            | \$1,280,976                    | \$1,953,242                       | \$3,234,218                     |
| Caledonia       | 802,101                        | 1,467,618                         | 2,269,719                       |
| Conesus         | 1,619,370                      |                                   | 1,619,370                       |
| Geneseo         | 804,815                        | 567,332                           | 1,372,147                       |
| Groveland       | 513,747                        |                                   | 513,747                         |
| Leicester       | 798,593                        | 214,253                           | 1,012,846                       |
| Lima            | 1,484,322                      | 653,650                           | 2,137,972                       |
| Livonia         | 3,723,212                      | 806,050                           | 4,529,262                       |
| Mount Morris    | 272,791                        | 1,288,155                         | 1,560,946                       |
| North Dansville | 317,806                        | 1,917,367                         | 2,235,173                       |
| Nunda           | 651,850                        | 355,680                           | 1,007,530                       |
| Ossian          | 638,181                        |                                   | 638,181                         |
| Portage         | 421,803                        |                                   | 421,803                         |
| Sparta          | 401,955                        |                                   | 401,955                         |
| Springwater     | 715,908                        |                                   | 715,908                         |
| West Sparta     | 408,469                        |                                   | 408,469                         |
| York            | 1,837,647                      |                                   | 1,837,647                       |
| TOTALS          | \$16,693,546                   | \$9,223,347                       | \$25,916,893                    |

**2004 EXEMPTIONS - TOWN**

| EXEMPTIONS: Veteran, Agricultural, Clergy, Business, etc. |                 |                    |                  |
|-----------------------------------------------------------|-----------------|--------------------|------------------|
| Towns                                                     | Town Exemptions | Village Exemptions | Total Exemptions |
| Avon                                                      | \$17,770,007    | \$5,916,724        | \$23,686,731     |
| Caledonia                                                 | 13,463,855      | 2,936,540          | 16,400,395       |
| Conesus                                                   | 3,504,551       |                    | 3,504,551        |
| Geneseo                                                   | 21,481,310      | 4,530,164          | 26,011,474       |
| Groveland                                                 | 13,278,087      |                    | 13,278,087       |
| Leicester                                                 | 9,870,644       | 365,187            | 10,235,831       |
| Lima                                                      | 10,217,178      | 2,553,439          | 12,770,617       |
| Livonia                                                   | 12,155,292      | 984,829            | 13,140,121       |
| Mount Morris                                              | 9,696,732       | 3,411,524          | 13,108,256       |
| North Dansville                                           | 1,116,138       | 7,501,741          | 8,617,879        |
| Nunda                                                     | 6,145,178       | 1,529,515          | 7,674,693        |
| Ossian                                                    | 5,905,234       |                    | 5,905,234        |
| Portage                                                   | 4,611,143       |                    | 4,611,143        |
| Sparta                                                    | 4,464,770       |                    | 4,464,770        |
| Springwater                                               | 5,454,787       |                    | 5,454,787        |
| West Sparta                                               | 5,882,833       |                    | 5,882,833        |
| York                                                      | 23,781,915      |                    | 23,781,915       |
| TOTALS                                                    | \$168,799,654   | \$29,729,663       | \$198,529,317    |

## EXEMPTIONS: Senior Citizen

| Towns           | Town Senior Citizen Exemptions | Village Senior Citizen Exemptions | Total Senior Citizen Exemptions |
|-----------------|--------------------------------|-----------------------------------|---------------------------------|
| Avon            | \$1,280,976                    | \$1,953,242                       | \$3,234,218                     |
| Caledonia       | 802,101                        | 1,467,618                         | 2,269,719                       |
| Conesus         | 2,008,218                      |                                   | 2,008,218                       |
| Geneseo         | 933,810                        | 739,990                           | 1,673,800                       |
| Groveland       | 520,464                        |                                   | 520,464                         |
| Leicester       | 798,593                        | 234,603                           | 1,033,196                       |
| Lima            | 1,564,327                      | 678,635                           | 2,242,962                       |
| Livonia         | 4,121,105                      | 880,876                           | 5,001,981                       |
| Mount Morris    | 272,791                        | 1,332,162                         | 1,604,953                       |
| North Dansville | 317,806                        | 1,917,367                         | 2,235,173                       |
| Nunda           | 651,850                        | 355,680                           | 1,007,530                       |
| Ossian          | 638,181                        |                                   | 638,181                         |
| Portage         | 421,803                        |                                   | 421,803                         |
| Sparta          | 401,955                        |                                   | 401,955                         |
| Springwater     | 364,930                        |                                   | 364,930                         |
| West Sparta     | 408,469                        |                                   | 408,469                         |
| York            | 1,837,647                      |                                   | 1,837,647                       |
| TOTALS          | \$17,345,026                   | \$9,560,173                       | \$26,905,199                    |

and,

WHEREAS, the Finance and Administration Committee recommends to adopt the Assessment Roll Footings for 2004, it is hereby

RESOLVED, that the report be accepted and that the several amounts herein be adopted by the Livingston County Board of Supervisors 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

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-445.      AUTHORIZING DIRECTOR OF REAL PROPERTY TAX SERVICES TO APPLY CORRECTIONS FOR TAXES ON 2005 VARIOUS TOWN TAX ROLLS**

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

WHEREAS, the Director of Real Property Tax Services has attached fifteen (15) applications and recommendations to correct the various 2004-2005 School Tax Rolls (Real Property Tax Law Sections 554, 556 and 733). The following corrections are hereby recommended for the 2005 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 2005 Tax Rolls.

1. Town of Avon

Charlie R. Endza

Tax Map Number      33.-2-4.122

Reason for correction: Due to a clerical error, the taxable assessed value is erroneously listed at \$9,100 instead of \$4,100. The taxable assessed value should be corrected from \$9,100 to \$4,100.

2. Town of Avon

Mary H. MacLeod-Life Tenant

Tax Map Number      34.10-3-18

Donna Marie MacLeod

Bonnie Sue MacLeod

Reason for correction: Due to a clerical error, this parcel did not receive a 50% senior citizen exemption. This exemption should be applied, which will correct the taxable assessed value from \$65,700 to \$32,850.

3. Town of Caledonia

Mary Ann Merritt

Tax Map Number      8.9-1-37

Reason for correction: Due to a clerical error, the senior citizen exemption was erroneously listed at \$8,802 instead of \$13,203. This exemption should be corrected, which will correct the taxable assessed value from \$20,539 to \$16,138.

4. Town of Conesus

John J. Jaroszewski

Tax Map Number      110.55-1-25

Reason for correction: Due to an error in essential fact, this parcel is erroneously assessed for a structure that was demolished in October of 2003. The value of this structure (\$14,400) should be deleted, which will correct the taxable assessed value from \$45,200 to \$30,800.

5. Town of Conesus

Jerald R. & Bonnie M. Haller

Tax Map Number      110.22-1-17

Reason for correction: Due to a clerical error, the taxable assessed value of this parcel does not agree with the assessor's records. The taxable assessed value should be corrected from \$286,800 to \$200,000.

6. Town of Geneseo

Pinecrest Associates

Tax Map Number      81.13-1-23

Wallace J. Wolf, Jr.

c/o Geneseo Heights

Reason for correction: Due to an error in essential fact, the taxable assessed value of this parcel includes the value of a residence that does not exist. The taxable assessed value should be corrected from \$65,000 to \$34,000.

7. Town of Leicester

Village of Leicester (Owner)

Tax Map Number      88.13-1-59

Reason for correction: Due to an unlawful entry, this parcel is erroneously listed as taxable property. The taxable status of this parcel should be corrected to be wholly exempt.

8. Town of Lima

Ronald & Elizabeth Coleman

Tax Map Number      27.-2-38.11

Reason for correction: Due to a clerical error, the agricultural ceiling exemption is erroneously listed at \$18,904 instead of \$47,351. This exemption should be corrected, which will correct the taxable assessed value from \$45,896 to \$17,449 for town and county purposes.

9. Town of Mt. Morris

Douglas N. & Susan C. Akin

Tax Map Number 133.-1-13.113

Reason for correction: Due to a clerical error, the agricultural ceiling exemption is erroneously listed at \$117,657 instead of \$5,457. This exemption should be corrected, which will correct the taxable assessed value from \$38,643 to \$150,843 for town and county purposes.

10. Town of Springwater

Patrick J. & Sandra R. Bourgoine

Tax Map Number 176.-2-1.1

Reason for correction: Due to a clerical error, the agricultural ceiling exemption is erroneously listed at \$80,189 instead of \$34,989. The exemption should be corrected, which will correct the taxable assessed value from \$51,811 to \$97,011 for town and county purposes.

11. Town of Springwater

Donald Walker

Tax Map Number 177.-1-66.3

Reason for correction: Due to a clerical error, the agricultural ceiling exemption and the agricultural building exemption are erroneously listed. The agricultural ceiling exemption should be corrected from \$137,569 to \$52,469 and the agricultural building exemption should be corrected from \$85,100 to \$98,500. Effectively, the taxable assessed value should be corrected from \$254,331 to \$326,031 for town and county purposes.

12. Town of West Sparta

Gary K. & Sandra L. Beardsley

Tax Map Number 173.-1-20.313

Reason for correction: Due to a clerical error, the property listed with this parcel is a duplicate entry. This parcel should be deleted.

13. Town of West Sparta

David M. Rittenhouse

Tax Map Number 174.-1-53.1

Reason for correction: Small claims hearing officer lowered the taxable assessed value from \$115,000 to \$99,500.

14. Town of West Sparta

Virginia M. Roby

Tax Map Number 173.-1-8.21

Reason for correction: Small claims hearing officer lowered the taxable assessed value from \$63,400 to \$57,000.

15. Town of York

Mary J. MacDonald

Tax Map Number 42.5-1-32

Reason for correction: Due to a clerical error, this parcel did not receive a 45% senior citizen exemption. This exemption should be applied, which will correct the taxable assessed value from \$84,100 to \$46,255 for town and county purposes.

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent - Olverd, 126; Adopted.

**RESOLUTION NO. 2004-446. CLOSING CAPITAL PROJECT ACCOUNTS**

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

WHEREAS, Capital Projects H1410.2900 Clerk Imaging Project, H 6410.2900 Millennium Book Project, and H5010.2900 Hampton Corners Project have been completed, it is hereby

RESOLVED, that the County Treasurer be authorized to close said Capital Fund Projects and return any unexpended balances to the General Fund.

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent - Olverd, 126; Adopted.

**RESOLUTION NO. 2004-447. AUTHORIZING THE CHAIRMAN TO FILE APPLICATIONS FOR GRANT ASSISTANCE UNDER THE LOCAL GOVERNMENT RECORDS MANAGEMENT IMPROVEMENT FUND (LGRMIF)**

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

WHEREAS, Livingston County has been awarded numerous grants from the New York State Archives Grants Unit, and

WHEREAS, the New York State Archives is receiving applications for the award of additional Records Management Grants, and

WHEREAS, the County of Livingston intends to utilize additional State funding to assist in carrying out Records Management proposals and initiatives now, therefore, be it

RESOLVED, that the Livingston County Chairman of the Board of Supervisors is hereby authorized to file applications for grant assistance under the Local Government Records Management Improvement Fund (LGRMIF) to help continue the County's Records Management Program.

Dated at Geneseo, New York

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-448. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH AS FOLLOWS: LIFE SCIENCES LABORATORY, INC., EXCELLUS HEALTH PLAN, INC.**

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

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

| <b><u>Contractor</u></b>                                                                                | <b><u>Term Commencement</u></b> | <b><u>Term Ending</u></b> |
|---------------------------------------------------------------------------------------------------------|---------------------------------|---------------------------|
| <b>Life Science Laboratories, Inc.</b>                                                                  | November 10, 2004               | November 10, 2005         |
| Jacqueline M. O'Neal, Technical Director FLL<br>16 North Main Street<br>PO Box 424<br>Wayland, NY 14572 |                                 |                           |
| <b>Excellus Health Plan, Inc.</b>                                                                       | Upon both signatures            | December 31, 2005         |
| Excellus BlueCross BlueShield<br>165 Court Street<br>Rochester, NY 14647                                |                                 |                           |

Dated at Geneseo, New York

November 17, 2004

Health Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-449. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT FOR THE LIVINGSTON COUNTY SKILLED NURSING FACILITY CAMPUS – LORETTA'S BEAUTY SHOP**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contract for the Livingston County Skilled Nursing Facility Campus, according to the terms designated, subject to review by the County Attorney and County Administrator.

| <b><u>Contractor</u></b>     | <b><u>Term</u></b>         | <b><u>Rate</u></b> |
|------------------------------|----------------------------|--------------------|
| <b>Loretta's Beauty Shop</b> | 12/01/04 – Closure of CSNF | \$50.00 per month  |

19 Spring Street

Mt. Morris, New York 14510

Dated at Geneseo, New York

November 17, 2004

Health Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-450.      ADDING NEW COUNTY CAMPUS DRIVE AS COUNTY ROAD 85 TO THE LIVINGSTON COUNTY ROAD SYSTEM**

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

WHEREAS, a new road was constructed in 2004 by the Livingston County Highway Department, in the Town of Mt. Morris, connecting Parker Road (Village of Mt. Morris) to the Livingston County Campus (Murray Hill, Mt. Morris), said road being 0.322 mile in length, and

WHEREAS, said road has not yet been formally named, and

WHEREAS, pursuant to Section 115 of the Highway Law, the County Superintendent of Highways has recommended the addition of said new road to the County Road System, now, therefore, be it

RESOLVED, that said new road, being 0.322 mile in length, from Parker Road to Murray Hill Drive in the Town of Mt. Morris, is added to the County Road System, and, be it further

RESOLVED, that the Livingston County Map is now amended to include said mileage, which mileage shall be designated as County Road 85.

Dated at Geneseo, New York

November 17, 2004

Highway and Public Works Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-451.      APPROVING THE 2005 RESOURCE ALLOCATION PACKAGE AND AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE 2005 RESOURCE ALLOCATION PACKAGE FOR YDDP AND SDPP FUNDING**

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

WHEREAS, the Livingston County Youth Board recommended the 2005 Resource Allocation Package based on the needs and interest of local youth, and

WHEREAS, this package includes programs to be operated by private not-for-profit agencies and Village, Town and County Departments on behalf of county youth using State Office of Children and Family Services funds, and

WHEREAS, the Livingston County Treasurer is hereby authorized to maintain Account No. 7313.4 for the Youth Development and Delinquency Prevention Program and Account No. 7314.4 for the Special Delinquency Prevention Program funds, now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors approves the 2005 Livingston County Resource Allocation Package, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors and appropriate Youth Bureau/Board officials are authorized to execute the agreement with the State and any other Youth Development and Delinquency Prevention Program documents and Special Delinquency Prevention Program documents, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

November 17, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**RESOLUTION NO. 2004-452.      AUTHORIZING CONTRACT WITH BRX GLOBAL RESEARCH SERVICES, INC. FOR CSBG COMMUNITY NEEDS SURVEY**

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

WHEREAS, Livingston County received Federal Community Services Block Grant (CSBG) funding; and

WHEREAS, the Livingston County Community Initiatives Council allocates CSBG funds to not-for-profit human services agencies in Livingston County that serve lower income people; and

WHEREAS, as a condition of receiving CSBG funds, Livingston County is required by the New York State Department of State and the United States Department of Health and Human Services to prepare every four years a Community Action Plan including a Community Needs Survey; now, therefore, be it

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with BRX Global Research Services, Inc. to conduct the CSBG Community Needs Survey at a not-to-exceed cost of \$5,000.00, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

November 17, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**RESOLUTION NO. 2004-453. AUTHORIZING YEAR 2005 SECTION 8 CONTRACT EXTENSION AGREEMENT WITH THE NEW YORK STATE DIVISION OF HOUSING AND COMMUNITY RENEWAL**

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

RESOLVED, that the Local Administrator of the Planning Department's Office of Housing Assistance is authorized to sign the Section 8 Contract Extension Agreement with the NYS Housing and Finance Agency and the NYS Division of Housing and Community Renewal, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

November 17, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**RESOLUTION NO. 2004-454. APPOINTING ASSISTANT DIRECTOR OF NURSING CAMPUS SKILLED NURSING FACILITY - HOWE**

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

RESOLVED, that Barbara Howe of 9060 State Route 408, Nunda, New York 14517, is hereby appointed to the position of Assistant Director of Nursing for the Campus Skilled Nursing Facility effective November 21, 2004 with an annual salary of \$51,125.00.

Dated at Geneseo, New York

November 17, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**RESOLUTION NO. 2004-455. APPOINTING ASSISTANT DIRECTOR OF NURSING GENESEO SKILLED NURSING FACILITY - CALNAN**

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

RESOLVED, that Barbara Calnan of 6 Circle Road, Dansville, New York 14437, is hereby appointed to the position of Assistant Director of Nursing for the Geneseo Skilled Nursing Facility effective December 5, 2004 with an annual salary of \$51,125.00.

Dated at Geneseo, New York

November 17, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**RESOLUTION NO. 2004-456. AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE - DEPARTMENT OF HEALTH, GENESEO SKILLED NURSING FACILITY**

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

RESOLVED, that the 2004 Hourly Employee Salary Schedule is amended as follows:

Department of Health

Delete one 3/5, permanent Registered Professional Nurse position.

Geneseo Skilled Nursing Facility

Create one full-time, temporary Clerk/Typist position.

Dated at Geneseo, New York

November 17, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**RESOLUTION NO. 2004-457. AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR DEPARTMENT OF HEALTH, CAMPUS SKILLED NURSING FACILITY**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**Campus SNF**

Activities Aide, temporary full-time (1)

**Department of Health**

Public Health Technician, full-time (1)

Registered Professional Nurse, per-diem (1)

Dated at Geneseo, New York

November 17, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**RESOLUTION NO. 2004-458. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN CONTRACTS WITH NEW WORLD SYSTEMS CORPORATION FOR MOBILE COMPUTER SOFTWARE UPGRADE AND DATA ANALYSIS/MAPPING SOFTWARE**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign the following contracts for the Livingston County Sheriff's Department, subject to review by the County Attorney and County Administrator:

| <b><u>Contractor</u></b>              | <b><u>Amount</u></b> |
|---------------------------------------|----------------------|
| <b>New World Systems Corporation</b>  |                      |
| For: Mobile Computer Software Upgrade | \$15,000.00          |
| Funded through Technology Grant       |                      |
| <b>New World Systems Corporation</b>  |                      |
| For: Data Analysis/Mapping            | \$10,000.00          |
| Funded through LETTP grant            |                      |

Dated at Geneseo, New York

November 17, 2004

Public Safety Criminal Justice Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**CLOSE PUBLIC HEARINGS (#1, 2, 3 and 4)**

The Chairman asked if anyone wished to speak at this time regarding Public Hearing #1,2,3,4,5. No one wished to speak.

The Chairman declared public hearing #1,2,3,4 closed.

**MOTION TO MOVE LOCAL LAW NO. C – 2004 FOR A ROLL CALL VOTE**

Mr. Kennison moved Mr. Yendell seconded to call Local Law No. C - 2004 to the table. Carried.



**VOTE ON LOCAL LAW NO. C – 2004****LOCAL LAW NO. 3 – 2004 – AMENDING LOCAL LAW NO. 2 - 1998 INCREASING THE MAXIMUM INCOME ELIGIBILITY FOR TAX EXEMPTION FROM REAL PROPERTY TAXES TO PERSONS WITH DISABILITIES WHO HAVE LIMITED INCOME**

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

**Section 1.**

Section 3 of Local Law No. 2 – 1998 entitled “A Local Law Providing a Partial Exemption from Real Property Taxes to Persons with Disabilities who have Limited Income” is amended to read as follows:

**Section 3.**

To be eligible for the exemption authorized by Real Property Tax Law §459-c and implemented by this Local Law, the maximum income of such person shall not exceed \$16,000.00. Any such person having a higher income shall be eligible for an exemption in accordance with the following schedule:

| <b><u>ANNUAL INCOME</u></b>                     | <b><u>PERCENTAGE ASSESSED<br/>VALUATION EXEMPT FROM TAXATION</u></b> |
|-------------------------------------------------|----------------------------------------------------------------------|
| More than \$16,000.00 but less than \$17,000.00 | 45 per centum                                                        |
| \$17,000.00 or more but less than \$18,000.00   | 40 per centum                                                        |
| \$18,000.00 or more but less than \$19,000.00   | 35 per centum                                                        |
| \$19,000.00 or more but less than \$19,900.00   | 30 per centum                                                        |
| \$19,900.00 or more but less than \$20,800.00   | 25 per centum                                                        |
| \$20,800.00 or more but less than \$21,700.00   | 20 per centum                                                        |
| \$21,700.00 or more but less than \$22,600.00   | 15 per centum                                                        |
| \$22,600.00 or more but less than \$23,500.00   | 10 per centum                                                        |
| \$23,500.00 or more but less than \$24,400.00   | 5 per centum                                                         |

**Section 2.**

This Local Law shall take affect immediately upon its filing in the Office of the Secretary of State.

Dated at Geneseo, New York

October 27, 2004 (Introduced)

November 17, 2004 (Adopted)

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**RESOLUTIONS cont.****RESOLUTION NO. 2004-429. INCREASING MAXIMUM INCOME ELIGIBILITY FOR TAX EXEMPTION PURSUANT TO SECTION 467 OF THE REAL PROPERTY TAX LAW**

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

WHEREAS, the County of Livingston, by Res. No. 2003-331 set \$15,500.00 as the maximum income eligibility for tax exemption under section 467 of the Real Property Tax Law and by Res. No. 94-339 adopted the income eligibility sliding scale set forth under section 467(2) of the Real Property Tax Law for incomes above the maximum income eligibility; 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 \$16,000.00 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 \$16,000.00 income eligibility level, and it is further

RESOLVED, that this increase shall be effective with the 2005 assessment roll.

Dated at Geneseo, New York

October 27, 2004 (Introduced)

November 17, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**OTHER BUSINESS**

1. Chairman of the Board Appointment to the Livingston County Youth Board  
Betty McClenney, representing the Town of Caledonia, term commencing 9/1/04 and expiring 8/31/06
2. Geneseo Supervisor Kennison and Chairman of the Conesus Lake Watershed Council called attention to the information on each Supervisor's desk that included the Final Environmental Impact Statement and Statement of Findings for the Proposed Alum Treatment Program on Conesus Lake. He indicated that this does not mean the Watershed Council has recommended treatment. There will be a resolution at the December 8, 2004 Board of Supervisors' meeting to adopt the Final Environmental Impact Statement and Findings.

Mr. Moore moved and Mr. Schuster seconded to adjourn at 2:49 p.m. and reconvene at 7:00 p.m. Carried.

\*\*\*\*\*

**EVENING PUBLIC HEARING  
WEDNESDAY, NOVEMBER 17, 2004  
7:00 P.M.**

**ROLL CALL**

The roll was called showing all members present except Mr. Olverd (Mt. Morris) and Mr. Davis (Portage).

**PUBLIC HEARING – 7:00 P.M.**

Proposed Livingston County Budget for 2005 Pursuant to Section 359 of the County Law – Presentation by  
County Administrator Dominic F. Mazza

The Chairman opened the Public Hearing to receive comments on the Proposed Livingston County Budget for 2005 in accordance with the notices published in the official newspapers.

Chairman Merrick asked County Administrator Mazza to present the 2005 Proposed County Budget. The County Administrator indicated he would provide an abridged version because the Supervisors heard this presentation this afternoon and there were only two people from the public present.

The County Administrator personally thanked the department heads for their hard work and dedication to their careers throughout the year to make the operation run as sufficiently as possible and to provide the best services to the community.

The County Administrator stated that the 2005 Budget has a \$107.2 million dollar spending plan, and he reviewed the Budget Message on Page 280.

The County Administrator again thanked the department heads and acknowledged Commissioner of Social Services Sandra Wright. He indicated that there was an increase in the local share of \$650,000 in the Medicaid line, and thanks to Commissioner Wright for her hard work, the overall share only went up \$200,000 (2%).

The Chairman asked if anyone wished to comment to please come forward and sign in at the podium. He also asked if any Supervisor wished to comment.

Geneseo Supervisor Kennison recognized former Conesus Supervisor Donna Avery who was in attendance.

**CLOSE PUBLIC HEARING**

The Chairman asked if anyone wished to speak at this time regarding the Public Hearing. No one wished to speak.

The Chairman declared the public hearing closed.

**RESOLUTIONS**

**RESOLUTION NO. 2004-459.      ADOPTING BUDGET FOR FISCAL YEAR 2005**

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

RESOLVED, that the Proposed Budget for the County of Livingston for the year 2005 is hereby approved and adopted as the final budget for the County of Livingston for the year 2005.

Dated at Geneseo, New York

November 17, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**RESOLUTION NO. 2004-460.      AUTHORIZING APPROPRIATIONS OF 2005 ADOPTED BUDGET**

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

RESOLVED, that the adopted Livingston County Budget for the year 2005, be appropriated by the County Treasurer.

Dated at Geneseo, New York

November 17, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,602; Noes - 0; Absent – Olverd, 126; Davis, 24 Total 150; Adopted.

**ADJOURNMENT**

Chairman Merrick thanked the County Administrator, and stated he feels we are moving in the right direction. He indicated that Wayne County is proposing an 18% increase.

Motion made by Mr. Moore and seconded by Mrs. Rumble to adjourn until Wednesday, December 8, 2004 at 1:30 p.m. Carried.

The Board adjourned at 7:15 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, DECEMBER 8, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Olverd (Mt. Morris), Mr. Davis (Portage), and Mr. Deming (York).

The Pledge of Allegiance.

**MINUTES**

Minutes of 11/17/2004 Regular Board Meeting were approved as presented.

**COMMUNICATIONS**

1. Thank you note from Avon Preservation Historical Society for the donation in memory of Mary Ellen Burke, wife of former Avon Supervisor Albert Burke.
2. Notification from the Villages of Avon, Caledonia, Dansville, Geneseo, Leicester, Lima, Livonia, Mt. Morris and Nunda to authorize the County Treasurer to Collect and Relevy Delinquent Village Taxes.
3. Mark Your Calendar:
  - The Board is invited to the Government Center Social Club Holiday Party scheduled on December 10, 2004 at Peter's Party Complex, 5:30 p.m., dinner served at 6:30 p.m., \$10.00 per person. Contact Kathy Guarino by December 8<sup>th</sup> to purchase your ticket.

**INTRODUCTION OF LOCAL LAWS**

1. **LOCAL LAW NO. D - 2004 SANITARY CODE OF THE COUNTY OF LIVINGSTON**

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

**SECTION ONE** – The Livingston County Board of Supervisors hereby adopts the following as the Sanitary Code of the County of Livingston:

**ARTICLE I - DEFINITIONS AND GENERAL PROVISIONS**

**Section 1. Title.** The rules and regulations herein contained shall be known as the "Livingston County Sanitary Code."

**Section 2. Definitions.** Whenever used in this Code, unless otherwise expressly stated or the context or subject matter requires a different meaning, the following terms shall have the respective meanings hereinafter set forth or indicated:

- 2.1 "Department of Health" shall mean the Livingston County Department of Health established on November 19, 1968 by Resolution Number 68-171 of the County of Livingston.
- 2.2 "Board of Health" shall mean the Board of Health of Livingston County.
- 2.3 "Chief Executive Officer" shall mean the Public Health Director of the Department of Health who, with appropriate medical and other technical consultation as approved by the New York State Department of Health, serves as primary administrator of all health programs in the Department of Health provided, however, in the event that the County of Livingston establishes the position of county health commissioner, then, in such event, and upon the effective date of the creation of such position, the term "Chief Executive Officer" shall mean the county health commissioner of the Department of Health. The powers and duties of the Chief Executive Officer as herein defined, shall be those conferred upon such officer by applicable provisions of the Public Health Law and State Sanitary Code.
- 2.4 "Sanitary Code" shall mean and comprise the Rules and Regulations now or hereinafter formulated, promulgated, and adopted by the Board of Health of Livingston County pursuant to Section 347 of the New York State Public Health Law.
- 2.5 "State Sanitary Code" shall mean the sanitary code established by the Public Health Council of the State of New York.

- 2.6 "Person" shall mean an individual, group of individuals, partnership, firm, corporation, association, county, city, town or village or improvement district.
- 2.7 "Violation" shall mean non-compliance or non-conformance with any provision of the Sanitary Code, State Sanitary Code or Public Health Law.
- 2.8 "Public Health Council" shall mean the Public Health Council of the New York State Department of Health.
- 2.9 "Public Health Law" shall mean an act in relation to public health, constituting chapter forty-five of the consolidated laws.
- 2.10 "Permit" shall mean written approval to engage in specific activities regulated by the Sanitary Code.
- 2.11 "Complaint" shall mean a written or oral allegation by one party against another.

**Section 3. Sanitary Code.** The provisions of the Sanitary Code shall be in force throughout Livingston County. The enforcement of provisions of the Sanitary Code shall be subject to the restrictions imposed by Article 25-AA of the Agriculture and Markets Law of the State of New York.

**Section 4. Enforcement.** Civil and Criminal Penalties; Hearings; Procedures.

- 4.1 It shall be the duty of the Board of Health to enforce the provisions of the Public Health Law, the applicable parts of the State Sanitary Code and the Sanitary Code and the Board of Health shall have such powers and duties as conferred upon it by the provisions of the Public Health Law or New York State.
- 4.2 Pursuant to the provisions of the Public Health Law, the Board of Health may:
  - (i) issue subpoenas which shall be regulated by the Civil Practice Law and Rules;
  - (ii) compel the attendance of witnesses;
  - (iii) administer oaths to witnesses and compel them to testify;
  - (iv) issue warrants to any peace officer in the County or a municipality within the County to apprehend and remove any person or persons as cannot otherwise be subjected to their orders and regulations, and to the Sheriff of Livingston County to bring to its aid the power of the County whenever it shall be necessary to do so; and
  - (v) prescribe and impose penalties for the violation of or failure to comply with any of its orders or regulations, or any of the provisions of the Sanitary Code, or any of the provisions of the State Sanitary Code, after holding a hearing thereon. Such penalties shall not exceed one thousand dollars (\$1,000) for each violation to be sued for and recovered by the Board of Health in any court of competent jurisdiction. Nothing herein contained shall be construed to exempt an offender from any other prosecution or penalty provided by law.
- 4.3 Every warrant issued by the Board of Health shall be forthwith executed by the officer to whom directed, who shall have the same powers and be subject to the same duties in the execution thereof, as if it had been duly executed out of a court record of the State.
- 4.4 Nothing contained in this Section shall be construed to alter or repeal any existing provisions of law declaring such violations or any of them misdemeanors or felonies or prescribing a penalty therefore.
- 4.5 Pursuant to the provisions of Section 348 of the Public Health Law:
  - (i) provisions of the Sanitary Code shall have the force and effect of law.
  - (ii) certified copies of the Sanitary Code shall be received in evidence in all courts and proceedings in New York State.
- 4.6 Hearing.

The Board of Health may cause to have issued and served upon the person complained against a written notice, together with a copy of the complaint made against him, which shall specify the provisions of the Code, Rule or Regulation of which such person is said to be in violation and a statement of the manner in which that person is said to violate it and shall require the person so complained against to answer the charges of such complaint at a public hearing before the Board of Health or its designated hearing officer at a time not less than fifteen (15) days after the date of service of notice.

The Board of Health may serve, together with a copy of the complaint, a stipulation offer to the person complained against. The stipulation offer shall allow the person complained against to enter into a stipulation with the Department of Health, agreeing to correct the violations set forth in the complaint under the terms and conditions as set forth in the stipulation offer. The person complained against shall have the option of entering into the stipulation or proceeding with a formal hearing.
- 4.7 Complaints; Conduct of hearing.

- (i) The respondent to such complaint may file a written answer thereto and shall appear at such hearing in person with or without counsel, and may submit testimony, or may do both.
- (ii) and upon behalf of the respondent requiring the attendance of witnesses and the production for examination of any book or paper relating to the matter at any hearing or investigation.
- (iii) The testimony at the hearing shall be under oath and recorded.

#### 4.8 Order or Determination.

After due consideration of the written and oral statements, the testimony and arguments that shall be submitted under the provisions of sub-section (g) above, or default in appearance of the respondent on the return day which shall be specified on the notice given in subsection (f) above, the Board of Health or designated Hearing Officer may issue and enter such final order, or make such final determination as it shall deem appropriate under the circumstances, and it shall notify the respondent thereof in writing by certified mail or by personal service.

#### 4.9 Review.

Any final order or determination or other final action by the Board of Health or designated Hearing Officer and the validity or reasonableness of any code, rule or regulation or the Board of Health shall be subject to review as provided in Article 78 of the Civil Practice Law and Rules.

**Section 5. Interference with Notices.** No person shall remove, mutilate, or conceal any notice or placard of the Department of Health posted in or on any premises or public place except by permission of the Chief Executive Officer.

**Section 6. Special Provisions.** The regulations of this code shall be supplemental to the regulations, rules and orders of the Applicable Parts of the State Sanitary Code, Public Health Law, and other New York State Laws relating to public health.

#### **Section 7. Inspections.**

- 7.1.1 All premises covered by the regulations of the Sanitary Code located in Livingston County shall be subject to inspection by the Chief Executive Officer or duly authorized representative. Inspections may include but not be limited to investigations, observations, interviews, review of written materials, and samples and testing.
- 7.2 No person shall refuse to allow the Chief Executive Officer or duly authorized representative to fully inspect any and all premises and no person shall molest or resist the Chief Executive Officer or duly authorized representative in the discharge of their duties.

#### **Section 8. Permits.**

- 8.1 Applications - All applications for permits or written approval herein required shall be made upon forms prescribed and furnished by the Department of Health, and shall be signed by the applicant, who shall be the person responsible for compliance with the conditions of the permit or approval applied for, or legally authorized agent thereof. Such application shall contain or have attached thereto such date, information, documents and plans as may be required.
- 8.2 Permits; Nontransferable - A permit issued to a particular person or for a designated place, purpose, or vehicle shall not be valid for use by any other person, or for any other place, purpose or vehicle than that designated therein.
- 8.3 Permits; Conditions - Such permits or written approvals may contain general and specific conditions and every person who shall have obtained a permit or written approval, as herein required, shall conform to the conditions prescribed in said permit or written approval and to the provisions of the Sanitary Code. Each such permit shall expire on the date stated in the permit or until revoked, and may be renewed or extended by the Chief Executive Officer after due notice and review, or temporarily suspended pending a hearing. Notwithstanding the foregoing provisions, in the event that any of the terms, conditions and provisions of a permit issued or written approval granted is or may subsequently be less restrictive than the Public Health Law or the State Sanitary Code, then the more restrictive provisions of the Public Health Law or State Sanitary Code shall govern.
- 8.4 Permits; Property of the Department of Health - All permits issued hereunder shall remain the property of the Department of Health and shall, on demand, be surrendered to an authorized representative of the Department of Health, whenever any such permit expires, is suspended or revoked. Permits shall be posted conspicuously on the premises or carried in the vehicle for which they are issued and shall be produced on request of the Chief Executive Officer, or duly authorized representative.

- 8.5 Permits; Authority Not to Renew – Notwithstanding any other provision of law, the Department of Health shall not be required to issue and/or renew any license, permit or certificate of qualification, authority or operation of any business, individual or other entity if such business, individual or other entity has failed to pay any outstanding fees, civil fines or penalties assessed by the Department of Health or Board of Health for licensing or regulatory matters.

**Section 9. Fees.**

- 9.1 The Board of Health may determine and set fees for any permits issued or services provided by the Department of Health. The fee shall be set to defray the cost of services provided in connection with the permit issued.
- 9.2 All fees shall be payable to the Livingston County Department of Health.

**Section 10. Effective Date.** This Sanitary Code and any amendments or additions thereto as well as every rule, regulation, order and direction adopted by the Board of Health shall take effect on the respective date of approval of such items by the New York State Department of Health.

**Section 11. Separability Clause.** In the event that any section, paragraph, sentence, clause or phrase of this Sanitary Code shall be declared unconstitutional or invalid for any reason, the remainder of said Sanitary Code shall not be affected thereby and shall remain in full force and effect.

**ARTICLE II - SEWAGE TREATMENT—INDIVIDUAL SYSTEMS**

**Section 1. Applicability.** This article shall apply to the construction and maintenance of all individual sewage treatment systems located within Livingston County which are designed and installed to discharge sewage without admixture of industrial or other waste to the ground waters of New York State, from a dwelling designed to house less than three families, or any other establishment from which the sewage flow is determined to be less than one thousand gallons per day.

**Section 2. Definitions.**

- 2.1 “Sewage” means human excreta or the water-carried discharge of the human body and/or the liquid wastes from residences, business, recreation or trade establishments or other places, without the admixture of industrial or other wastes. It is understood that sewage in this article refers only to those effluents from premises not required to have New York State Department of Environmental Conservation approval. The Livingston County Department of Health may require written verification of New York State Department of Environmental Conservation jurisdiction.
- 2.2 “Individual Sewage Treatment System” means a complete or incomplete system of piping, tanks and other facilities for the on-site collection, treatment and disposal of sewage, or other liquid wastes into the soil of one or more parcels of land (applicability defined in Section 1).
- 2.3 “Chief Executive Officer” shall mean the Public Health Director of the Livingston County Department of Health.
- 2.4 “Director” shall mean the Director of the Environmental Health Division of the Livingston County Department of Health.
- 2.5 “Community Sewerage System” shall mean a system utilized for the collection and disposal of sewage or other waste of a liquid nature, including the various devices for the treatment of such waste serving more than 1 lot whether owned by a municipal corporation or private utility.
- 2.6 “State Standards” shall mean Appendix 75-A, Wastewater Treatment Standards—Individual Household Systems, pursuant to the authority vested in the New York State Commissioner of Health by Section 201(1)(1) of the Public Health Law.
- 2.7 “Part 75” will remain Part 75 of Title 10 of the Official Compilation of Codes, Rules and Regulations of the State of New York.
- 2.8 “Department of Health” shall mean the Livingston County Department of Health established on November 19, 1968 by Resolution Number 68-171 of the County of Livingston.

**Section 3. Disposal Requirements.**

- 3.1 No person shall discharge, or permit or cause to be discharged untreated sewage, the overflow effluent or contents of a septic tank, or other putrescible, impure, or offensive wastes into an abandoned well, sink hole, crevice or opening extending into limestone, sandstone, or other rock or shale formation, or any water course or surface body of water in Livingston County or into any storm water sewer or drain or roadside ditch or onto

the surface of the ground, unless otherwise permitted by the New York State Department of Environmental Conservation.

- 3.2 Each residence provided with a water supply, plumbing fixtures, or provided with a receptacle to create a sanitary flow, where no approved community sanitary sewerage system is available, shall be provided with an individual sewage treatment system. Greywater systems shall not be excluded.
- 3.3 No permits for construction or repair of an individual sewage treatment system shall be issued for property accessible to a public or municipal sanitary sewerage system.
- 3.4 Any person who is engaged, in whole or part, in the business of installing septic tanks or private sewage treatment systems shall obtain approval from the Department of Health in accordance with the provisions of Appendix A, which is incorporated herein. Such registration and approval shall be on a form prescribed and furnished by the Director. Any person who installs septic tanks or individual sewage treatment systems and who fails or refuses to register and obtain approval shall be in violation of the Sanitary Code and shall be subject to the penalties set forth in Section 4, Article I of the Sanitary Code. Any sewage treatment system installed by a non-approved installer will not be approved by the Department of Health.

#### **Section 4. Installation Permit.**

- 4.1 The property owner or designated agent shall make application for a permit to the Chief Executive Officer for construction or installation of an individual sewage treatment system prior to the start of work.
- 4.2 The applications shall be made in writing on a form prescribed by the Chief Executive Officer and shall For all new individual sewage treatment systems, plans prepared by a licensed professional engineer shall be submitted to the Department of Health for review and approval, in accordance with the State Standards. A licensed professional engineer may be required for designing repairs to an existing individual sewage treatment system if deemed necessary by the Chief Executive Officer or designee.
- 4.3 For all new individual sewage treatment systems, plans prepared by a licensed professional engineer shall be submitted to the Department of Health for review and approval, in accordance with the State Standards. A licensed professional engineer may be required for designing repairs to an existing individual sewage treatment system if deemed necessary by the Chief Executive Officer or designee.
- 4.4 No person shall construct, install, or modify an individual sewage treatment system within Livingston County without having filed for and received a written permit from the Chief Executive Officer.
- 4.5 An individual sewage treatment system shall be constructed or installed within two years from the date of issuance of the permit therefore except as provided in subdivision "g" of this section. If the individual sewage treatment system has not been constructed or installed within two years from the date of issuance of the permit, the permit shall automatically expire. No additional periods of time will be granted to the permittee to complete his system unless, upon good cause shown by the permittee to the Chief Executive Officer, an additional period of time (not to exceed one year) is granted.
- 4.6 An individual sewage treatment system required in order to correct a violation shall be constructed or installed within 45 days from the date of issuance of the permit unless, upon good cause shown by the permittee to the Chief Executive Officer, an additional period of time is granted. The permittee is required to apply for the permit within two weeks of the date of the notice of violation letter issued to the permittee unless upon good cause, an additional period of time is granted.
- 4.7 Any person who constructs, provides, or begins construction of an individual sewage treatment system without first obtaining a permit to construct such system or facility according to the terms or conditions of the permit or approved amendments thereto is in violation of the Sanitary Code.
- 4.8 The Chief Executive Officer may refuse issuance of an installation permit or renewal thereof, to construct, or install an individual sewage treatment system, or, after notice and/or a hearing, revoke or suspend same, if, upon investigation and/or review of submitted information, he determines the site does not comply with State Standards, or if false or erroneous information is furnished to him.
- 4.9 The Chief Executive Officer may allow for the transfer and/or modification of a valid permit to another party upon receipt of an application by the parties seeking the transfer. The date of expiration of the permit being transferred shall not be extended except as provided in subdivision "f". A fee set by the Chief Executive Officer, will be charged to process such a transfer and/or modification.

#### **Section 5. Design, Construction and Installation.**

- 5.1 All new individual sewage treatment systems shall be designed, constructed and installed in accordance with the State Standards. The specifications of any new individual sewage treatment system shall be based on the



results of at least three percolation tests and one deep hole test. The Department of Health or its designated representative may be required to witness the deep hole. Additional deep hole tests may be required by the Department of Health as deemed necessary. The design flow per bedroom shall be in accordance with Section 75-A.3 of the State Standards.

- 5.2 A homeowner who chooses to install an aerobic unit instead of a septic tank must meet all requirements prescribed in the State Standards.
- 5.3 The Department of Health or its designated representative, or licensed professional engineer, as deemed necessary, shall be present at the site of a private sewage treatment system during final inspection. Any person who has constructed or installed a septic tank or private sewage treatment system shall also be present at the time of the final inspection.

**Section 6. Specific Waiver in Accordance with Part 75.** Where a violation exists and the site conditions exist which makes strict conformance with State Standards impossible or impractical, the Chief Executive Officer may waive specific code requirements. Approval or denial of such a waiver will be based upon completion of a waiver application form and with documentation which supports that the granting of such a waiver will not pose an unacceptable health and/or environmental risk. All new construction shall adhere to the State Standards and shall not be eligible for a Specific Waiver.

**Section 7. Inspections**

- 7.1 A final inspection of the individual sewage treatment system must be conducted to verify correct installation in accordance with plan requirements and permit conditions. The inspection must be performed by a professional engineer or Department of Health representative.
- 7.2 No portion of the individual sewage treatment system shall be covered with soil or be placed into operation until the system has been inspected and approved by the Chief Executive Officer or designated representatives. The Chief Executive Officer may require the system to be uncovered if back filled without such authorization.
- 7.3 The Chief Executive Officer or representatives may make inspections during the course of construction of the individual sewage treatment system to verify compliance with this regulation.
- 7.4 No individual sewage treatment system shall be put into service until a written approval is issued by the Chief Executive Officer, and final grading of the system has been completed. The Chief Executive Officer or representatives may authorize a system's use pending issuance of the written approval and final grading if necessary to correct existing health hazards, provided a new health hazard would not be created. Approval for an individual sewage treatment system use may be granted on a conditional basis by the CEO or designee when final grading has not been completed due to weather conditions. A written agreement between the permittee and the Department of Health which identifies an acceptable date for completion shall be required.

**Section 8. Exposure of Discharge of Sewage.** No person shall maintain or operate any individual sewage treatment system, so as to expose or discharge sewage or sewage effluent there from onto the surface of the ground, or any water course or surface body of water in Livingston County or into any storm water sewer or drain or roadside ditch or in any manner potentially hazardous to the health of others. Any individual sewage treatment system so maintained or operated shall be corrected to prevent the exposure or discharge of sewage or sewage effluent onto the surface of the ground, or any water course or surface body of water in Livingston County or into any storm water sewer, drain or roadside ditch or hazard to the health of others. The provisions of this Section shall not apply to those discharges of sewage effluents duly approved and permitted under Article 17 or the Environmental Conservation Law.

**Section 9. Installers of Individual Sewage Treatment Systems.**

- 9.1 No person shall install an individual sewage treatment system in Livingston County unless there is a valid permit issued by the Chief Executive Officer pursuant to this article.
- 9.2 Livingston County Department of Health. To obtain approval an Installer must demonstrate the ability to install individual sewage treatment systems in accordance with State Standards, as that term is defined in the Sanitary Code of The County of Livingston. An installer must also demonstrate ability to install individual sewage treatment systems by provided the Department of Health with a list of previously installed and approved individual sewage treatment systems or by other relevant experience in installing individual sewage treatment systems.
- 9.3 All installers agree to be subject to performance checks by the Department of Health. An Installer's Approval may be revoked by the Department of Health if it is determined that the Installer is not complying with Article II of the Sanitary Code of The County of Livingston, this Appendix of State Standards.

- 9.4 Approvals shall be valid for a three year period and may be renewed if the Installer demonstrates to compliance with Sections 9.1 and 9.2 of this appendix.
- 9.5 An Installer, after obtaining approval to install an individual sewage treatment system, shall install the system according to the installation permit.
- 9.6 An Installer shall cease installation if it is determined that the system cannot be installed according to the permit and Part 75-A Standards and shall contact the Livingston County Department of Health immediately.
- 9.7 The Department of Health, it's designee or design engineer will serve as a consultant to the Installer should a question/problem occur on site regarding the installation of the system. All Installers must have the ability to adjust the individual sewage treatment system in accordance with any suggested changes by the consultant.
- 9.8 An Installer shall be present during the final inspection.
- 9.9 If additional field visits are required (excluding initial percolation test and initial final inspection), the Installer will be billed at \$25 per visit.
- 9.10 Any individual sewage treatment system installed by a non approved Installer will not be approved by the Livingston County Department of Health.

**Section 10. Sewage Treatment System Cleaners.** Collection, transportation and final disposal of material removed, drained or flushed from sewage treatment systems shall be performed in a safe, sanitary manner and in accordance with the New York State Environmental Conservation Law, Section 27-0301 et seq. and Part 364 of Title 6 of the Official Compilation of Codes, Rules and Regulations of the State of New York.

### **ARTICLE III - NUISANCE ABATEMENT**

#### **Section 1. Definitions**

- 1.1 Approved Disposal Area shall mean a specific area, site or location operated under a permit or approval of the New York State Department of Environmental Conservation or a location using a generally acceptable method of waste management.
- 1.2 A Public Health Nuisance is a condition that causes a common injury adversely affecting the health and/or safety of the residents of the local community.
- 1.3 Offensive Material as used in this Article means any offal, sewage, fecal matter, urine, refuse, rubbish, garbage, dead animals, meat wastes, body fluids, or any putrescible matter or any solid, liquid or gaseous material which the Public Health Director or designee determines may be dangerous to or adversely affect health.

#### **Section 2. Policy**

- 2.1 It is the policy of the Livingston County Department of Health to prevent the transmission of communicable diseases to residents of Livingston County by preventing exposure to sources or potential sources of such diseases. It is the policy of the Livingston County Department of Health to prevent or have abated all public health nuisances that may be detrimental to the life and health of the citizens of Livingston County.
- 2.2 Any person who causes a public health nuisance or condition that may adversely affect health to occur is in violation of the Sanitary Code of Livingston County

#### **Section 3. Filing Complaints**

- 3.1 Complaints shall be received in any form so that prejudice with regard to literacy, language, religion, ethnicity or other cause may be avoided. Complaints must include a description of the concern or incident, a description of the public health impact and other relevant information such as the location or facility so that the person who may be responsible for the public health nuisance can be identified.
- 3.2 Complaints shall be evaluated as to their merit, cause for, and source to determine their validity. Complaints determined to be valid shall be provided to the Public Health Director or designee to determine if an investigation is warranted.

#### **Section 4. Investigation**

- 4.1 Whenever any establishment, building, premises, place of business or residence becomes or is maintained or operated in such a manner so as to emit, discharge, dispose, release or cause an accumulation of offensive material that would constitute a public health nuisance, may adversely affect health or is the cause of a nuisance elsewhere, the situation shall be investigated.
- 4.2 An investigation may be conducted in response to a complaint or when the Public Health Director or designee becomes aware of a condition that may adversely affect health.

- 4.3 The Public Health Director, or designee, may enter to investigate upon or within any building, premises or place where public health nuisances or conditions identified in a complaint that may affect health are known or believed to exist, or which are the cause of public health nuisances known or believed to exist elsewhere.
- 4.4 The investigation may include visual observation, conducting tests, and the collection of materials for testing, and/or the review of documentation on or off of the premises related to the public health nuisance.
- 4.5 The results of the investigation shall be documented in a written statement describing the findings of the investigation, testing or review conducted in response to the complaint.
- 4.6 The documentation shall indicate: the date and time of the investigation; the conditions found; cite the regulations that were violated; contain a sufficiently descriptive statement to support a conclusion of whether a public health nuisance or a condition that may adversely affect health exists at the location or has been caused to exist elsewhere. The health official performing the investigation shall also document actions, if any, already taken to abate the condition and indicate if the nuisance has been abated by the actions taken.

#### **Section 5. Abatement**

- 5.1 The Public Health Director or designee shall evaluate the complaint and investigation results to determine if a public health nuisance or a condition that may adversely affect health continues to exist. If the condition requires further abatement, the Public Health Director or designee shall order its abatement through the delivery of orders to abate the condition to the owner, operator or person responsible for causing the public health nuisance. The abatement of a nuisance or condition that may adversely affect health shall be completed within 72 hours of receipt of the order for abatement, or the order will include a deadline for abatement that may allow additional time.
- 5.2 Abatement shall be the responsibility of the operator of the facility, owner of the premises or person responsible for causing the condition in need of abatement. All costs for abatement shall be borne by the responsible person, operator or owner.
- 5.3 The actions of abatement shall include the removal and proper disposal in an approved disposal area of the offensive material. The area where the offensive material was staged, released or traveled to will also be abated and/or decontaminated, if deemed necessary by the Public Health Director or designee, to remove the potential for remaining residues to result in conditions that may adversely affect health.
- 5.4 If abatement is not conducted within 72 hours, or the time allowed in the abatement order, the Public Health Director shall issue a summons and notice of citation for the owner, operator, and or the person responsible for causing the public health nuisance to appear at a Formal Hearing to answer to the charges against them.

#### **Section 6. Control of Offensive Material**

- 6.1 Any person who generates, stores, or holds offensive materials on or in any premises shall ensure that the material is stored or handled in a manner that will not result in creation of a nuisance or adversely effect health. No person, operator or facility shall store any offensive material in any place or in any building or structure unless the material is treated, screened, covered, or placed so as not to create a nuisance or adversely effect health. All structures or containers for storage shall completely confine the material and hold it without a release. All containers for storage or staging shall be kept in a sanitary condition.
- 6.2 Offensive materials shall not be deposited, thrown, discharged, dumped or otherwise allowed to enter into streams, ponds or other bodies of water or onto the surface of the ground or into the ground or groundwater, except in such a manner which is consistent with any and all applicable Federal, State and Local laws rules, regulations, and ordinances.
- 6.3 No person, operator, or owner shall remove or transport or permit the removal or transport of any offensive material except in a manner which is consistent with any and all applicable Federal, State and Local laws, rules, regulations and ordinances and in such a manner that will prevent the creation of a nuisance or condition that may adversely affect health. All materials shall be handled, packaged, covered, or treated so that it cannot escape or be accessible to vectors and vermin or create a public health nuisance, or condition which may adversely affect health.
- 6.4 All dead domestic or farm animals shall be buried, or disposed of in a sanitary manner by the owner, operator, or person responsible for the animal, within 72 hours of its death or after its carcass has been discovered.

#### **Section 7. Liability**

- 7.1 Any person, operator or owner that has caused a release of offensive material or is holding, staging or storing offensive material that is causing a nuisance or may adversely affect health shall be liable for all costs associated with the clean-up, removal and disposal of offensive materials.

- 7.2 If the owner, operator, or person responsible for the release, holding, staging or storage of offensive material does not complete abatement within the time allowed by the order of the Public Health Director or designee, to protect the health and safety of the public, the Department of Health may take whatever action is deemed appropriate to remediate and abate the condition. Any and all costs incurred in the course of abatement shall be the responsibility of the owner, operator or person responsible for creating the public health nuisance.

#### **Section 8. Enforcement**

- 8.1 Any person, operator or owner who has been deemed responsible for creation of a nuisance, that may adversely affect health is in violation of the Sanitary Code of Livingston County and may be charged a penalty.
- 8.2 Pursuant to the provisions of Sections 309, 347, and 348 of the New York State Public Health Law, any non-compliance or non-conformance with any provision of this Sanitary Code or of a rule or regulation, duly made hereunder, or order by the Public Health Director or Board of Health shall constitute a violation, punishable for a first offense by a fine of not more than one thousand dollars \$1000, or by imprisonment for not more than fifteen days, or both.

#### **Section 9. Condemnation**

- 9.1 Whenever it is found by the Public Health Director or designee, that a residence, place of business or part thereof has become unsanitary and may adversely affect health or is unfit for human habitation or other type of occupancy, the premises will be considered to be a public health nuisance. The Public Health may issue an order requiring the occupant, operator, or owner to abate the nuisance or condition that may adversely affect health by placing the residence or place of business into a habitable and sanitary condition within a time period specified by the Public Health Director or designee.
- 9.2 Upon failure of the occupant, operator, or owner, or agent thereof to comply with such an order for abatement, the Public Health Director or Board of Health may issue an additional order, to be affixed conspicuously upon the residence or place of business, to discontinue its use at such a time as identified in the order, until the time that the residence or place of business or part thereof can be placed in a sanitary and habitable condition and the nuisance abated.
- 9.3 Upon failure of such a residence or place of business to be vacated within the time specified, the Public Health Director or Board of Health may issue a warrant to the Livingston County Sheriff, directing that such residence or place of business be vacated, and the Livingston County Sheriff shall forthwith execute such warrant pursuant to the law.

### **ARTICLE IV - COMMUNICABLE DISEASE CONTROL**

#### **Section 1. Definitions**

- 1.1 Confinement is the control of a domesticated rabies vector species so that the subject animal remains on or within the premises of the owner or harbinger ordered to confine or the facility that has agreed to or has been contracted to confine the animal for a period of observation. Confinement is conducted when a domesticated rabies vector species has been involved in an incident where the transmission of rabies may have occurred. The animal is observed to determine if it has rabies in a transmissible state. The confinement observation period usually lasts for ten days from the date of the incident.
- 1.2 Quarantine is the housing of a domesticated rabies vector species that has been in direct contact or is suspected of having been in contact with a rabid animal or an animal that is suspected of having rabies in a transmissible state. Quarantine is conducted within a structure designed to prevent any contact or exposure to any person or other animal and is conducted for six months from the potential exposure incident.
- 1.3 Seizure is the removal of the domestic rabies vector species from the premises of the owner, harbinger, or facility confining the animal.

#### **Section 2. Policy**

- 2.1 It is the policy of the Livingston County Department of Health to prevent the potential for the transmission of rabies to residents of Livingston County by preventing exposure to animals that have been ordered to be confined or quarantined and have been found to be off of the premises or not properly quarantined.
- 2.2 It is the policy of the Livingston County Department of Health to prevent the potential for the transmission of communicable diseases to residents of Livingston County by reducing the potential for exposure at facilities under the regulation of the Livingston County Department of Health.

**Section 3. Inspection**

- 3.1 In accordance with New York State Sanitary Code Part 2.13, inspection of animals ordered to be confined or quarantined shall be conducted during the confinement or quarantine periods.
- 3.2 In accordance with the provisions of the New York State Sanitary Code, the Livingston County Department of Health may make inspections to determine compliance with applicable provisions of the sanitary code.

**Section 4. Seizure**

- 4.1 If during the course of inspection, the confined or quarantined animals are found out of compliance with confinement orders or quarantine agreements, the animals may be seized to prevent the potential for individuals or other animals to be exposed to the rabies virus.
- 4.2 Any and all costs incurred in the course of placing the seized animals into an acceptable confinement or quarantine facility shall be the responsibility of the animal owner, or harborer.

**Section 5. Training**

- 5.1 To reduce the potential for the transmission of communicable diseases to residents of Livingston County and visitors to regulated food service establishments in Livingston County, it shall be required that at least one employee of every regulated food service establishment shall have a current certificate of training from a food service training program approved by the Livingston County Department of Health. The receipt of a training certificate shall be based upon attendance at an approved course and achieving a passing grade on testing associated with the course.
- 5.2 A training certificate shall be obtained within six months of opening a new food service establishment.

**Section 6. Posting**

- 6.1 To communicate correct practices for food or utensil handling and assist in the continued implementation of those practices, posters identifying the desired handling methods shall be posted at each food service establishment. The posters will be created and provided by the Livingston County Department of Health and must be placed in a location readily observable by food service workers during their work activities.

**Section 7. Enforcement**

- 7.1 Pursuant to the provisions of Sections 309, 347, and 348 of the New York State Public Health Law, any non-compliance or non-conformance with any provision of this Sanitary Code or of a rule or regulation, duly made hereunder, or order by the Public Health Director or Board of Health shall constitute a violation, punishable for a first offense by a fine of not more than one thousand dollars \$1000, or by imprisonment for not more than fifteen days, or both.

**SECTION TWO** – All prior enactments of the Sanitary Code of the County of Livingston are hereby repealed.

**SECTION THREE** – This Local Law shall be effective upon filing with the New York State Secretary of State.

Dated at Geneseo, New York  
December 8, 2004 (Introduction)

Chairman Merrick stated there is not to be any action today and asked J. Ellison and J. Mazurowski to come forward to comment on the proposed Sanitary Code.

J. Ellison, Director of Public Health, stated that the local law has been revised to incorporate current practices. J. Ellison stated revisions were made to Articles 2 and 8, and Articles 3 and 4 are new. The Board will vote on this local law on 12/22/04.

**2. LOCAL LAW NO. E – 2004 SUPERSEDING COUNTY LAW §215 (4) and §215 (6) RELATING TO A LEASE OF COUNTY PROPERTY TO ROCHESTER GENESEE REGIONAL TRANSPORTATION AUTHORITY**

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

**Section 1:**

The Board of Supervisors of Livingston County intends by this Local Law to supersede the provisions of County Law §215 (4) and §215 (6), which limit leases of County property to 5 year terms and only to the highest

responsible bidders after public advertisement. The Board of Supervisors has determined that the lease of a parcel of property to Rochester Genesee Regional Transportation Authority for the construction of a centralized transportation facility at the Hampton Corners Complex should not be limited to a 5 year period nor is it appropriate to lease to the highest bidder after public advertisement.

**Section 2:**

The Livingston County Board of Supervisors hereby determines that it is in the best interest of the County of Livingston to supersede the provisions of §215 (4) and §215 (6) of the County Law and therefore authorizes the lease of a parcel of property at the Hampton Corners Complex to Rochester Genesee Regional Transportation Authority for a period of up to 35 years. The terms of such lease shall nevertheless be subject to the prior approval of the Livingston County Board of Supervisors.

**Section 3:**

This Local Law is subject to a permissive referendum.

**Section 4:**

This Local Law should take effect on the date of filing in the Office of the Secretary of State of the State of New York.

Dated at Geneseo, New York

December 8, 2004

County Attorney David Morris stated that most of the Supervisors are aware the county is discussing with RGRTA a lease of property at Hampton Corners to allow them to put up a transportation facility. The Authority is seeking a lease of property for up to 35 years. The County can only lease up to 5 years pursuant to County Law, and this local law will supersede that law.

**RESOLUTION NO. 2004-461.      APPROVING ABSTRACT OF CLAIMS #11B – NOVEMBER 24, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #11B dated November 24, 2004 in the total amount of \$1,065,540.29.

Dated at Geneseo, New York

December 8, 2004

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-462.      APPROVING ABSTRACT OF CLAIMS #12A – DECEMBER 8, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #12A dated December 8, 2004 in the total amount of \$2,872,178.66.

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**PRIVILEGE OF THE FLOOR**

1. Thomas P. Wamp – Update on Western Regional Off Track Betting

Thomas P. Wamp greeted the Board of Supervisors and stated he is proud to be the County representative on the Western Regional Off Track Betting Corporation Board. T. Wamp reviewed the History of Municipality Membership and the Revenue Summary (on file). He reported that Batavia Downs was reopened in 2002 and the corporation lost approximately \$2.5 million, and in 2003, they lost roughly \$3 million, and as a result closed the operation in 2004. T. Wamp distributed and reviewed the 2003 Annual Report (on file). The corporation is hopeful that the Video Lottery Terminal (VLT) will provide additional revenue.

The County Administrator asked if there will be racing again in Batavia, and T. Wamp responded that the track may open in August 2005.

Vice Chairman Moore asked when the Video Lottery Terminals could be expected, and T. Wamp responded that the corporation is in the design phase at this time, and they are working with the Division of Lottery to get a permit authorized. It is expected to be ready by March 15, 2005.

Chairman Merrick thanked Thomas P. Wamp for attending the meeting and providing an update to the Board.

2. Cynthia Oswald, President of the Livingston County Chamber of Commerce; Lisa Burns, Tourism Director; Carrie Malone, BEA Director

Cynthia Oswald distributed a packet of correspondence (on file). She indicated that the Livingston County Chamber of Commerce has moved into their new offices on Route 20A, Geneseo, New York and thanked the Board of Supervisors for supporting this endeavor. C. Oswald introduced Lisa Burns, Tourism Director and Carrie Malone, Business Education Alliance (BEA) Director.

Lisa Burns, Tourism Director, stated she appreciates the support of the Livingston County Board of Supervisors. She stated that a National Ice Fishing Competition will be held in January 2005 and other events have been planned in conjunction with the Volunteer Tourism Committee. She again thanked the Board for their support.

Carrie Malone, BEA Director, provided an overview of what the BEA has been doing in 2004. She stated the BEA has been in existence since 2000 and the BEA established a Schoolhouse Award and honored the Livingston County Board of Supervisors and presented the award to Chairman James Merrick.

Chairman Merrick thanked the BEA and stated it is a pleasure to work with the BEA.

Cynthia Oswald thanked the Board of Supervisors for their time.

### **PREFERRED AGENDA**

#### **RESOLUTION NO. 2004-463. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. E - 2004 - SUPERSEDING COUNTY LAW §215 (4) AND §215 (6) RELATING TO A LEASE OF COUNTY PROPERTY TO ROCHESTER GENESEE REGIONAL TRANSPORTATION AUTHORITY**

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on December 8, 2004, a proposed Local Law No. E- 2004 - Superseding County Law §215 (4) And §215 (6) Relating To A Lease Of County Property To Rochester Genesee Regional Transportation Authority, it is hereby,

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 22<sup>nd</sup> day of December, 2004 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 shall be given by 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  
December 8, 2004  
Central Services Committee

#### **RESOLUTION NO. 2004-464. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. D - 2004 - SANITARY CODE OF THE COUNTY OF LIVINGSTON**

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on December 8, 2004, a proposed Local Law No. D- 2004 - Sanitary Code of the County of Livingston, it is hereby

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 22<sup>nd</sup> day of December, 2004 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 shall be given by 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

December 8, 2004

Health Committee

**RESOLUTION NO. 2004-465. PROVIDING FOR PUBLIC HEARING FOR 2005 GOVERNOR'S OFFICE FOR SMALL CITIES (GOSC) APPLICATION**

WHEREAS, Livingston County Board of Supervisors wishes to submit the 2005 Governor's Office for Small Cities (GOSC) application with Wyoming County for the continuation of the Microenterprise Assistance and Downtown Revitalization Programs, and

WHEREAS, a public hearing is required to provide residents with information about the programs, it is hereby

RESOLVED, that the Livingston County Board of Supervisors hereby schedules public hearings to be held on Wednesday, January 12, 2005 and Wednesday, February 9, 2005 at 1:35 PM in the Board of Supervisors Assembly Room, Livingston County Government Center, Third Floor, Geneseo, New York, and at least six (6) days notice shall be given by 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

December 8, 2004

Legislative & Agricultural Affairs Committee

**RESOLUTION NO. 2004- 466. ADOPTING SEQR NEGATIVE DECLARATION FOR EIGHT-YEAR REVIEW AND RENEWAL OF AGRICULTURAL DISTRICT #1**

WHEREAS, the Department of Agriculture & Markets, as lead agency for Agricultural Districts program, has conducted a programmatic review of the environmental effects of agricultural districting and has concluded that there is little likelihood of significant adverse impacts resulting from the formation or modification of such districts; and

WHEREAS, no unique circumstances exist in Livingston County which would increase the likelihood of adverse environmental impacts from the renewal and modification of Agricultural District #1; and

WHEREAS, the NYS Department of Agriculture & Markets and the Livingston County Board of Supervisors are the only agencies required to undertake actions in this case; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby find the renewal and modification of Agricultural District #1 to be an unlisted action pursuant to the State Environmental Quality Review Act; and, be it, further

RESOLVED, that it is hereby determined that the renewal and modification of Agricultural District #1 will not have a significant effect on the environment and that a Draft Environmental Impact Statement will not be prepared.

Dated at Geneseo, New York

December 8, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004- 467. APPROVING EIGHT-YEAR REVIEW AND RENEWAL OF AGRICULTURAL DISTRICT #1**

WHEREAS, the eight-year anniversary of Agricultural District #1 is January 2, 2005; and

WHEREAS, the Livingston County Agricultural & Farmland Protection Board reviewed and recommended approving the renewal and modification of District #1 at its meeting on October 21, 2004; and

WHEREAS, the Livingston County Planning Board reviewed and recommended approval of the renewal and modification of District #1 at its meeting on October 14, 2004; and

WHEREAS, the Livingston County Board of Supervisors held a public hearing on Agricultural District #1 on November 17, 2004; and



WHEREAS, the Livingston County Board of Supervisors has determined pursuant to the State Environmental Quality Review Act, that the proposed modification and renewal of Agricultural District #1 will not have a significant impact on the environment; now, therefore, be it

RESOLVED, that the Board of Supervisors hereby makes the findings contained in the Renewal and Modification Plan for Agricultural District #1 dated December 8, 2004; and, be it, further

RESOLVED, that the proposed modification and renewal of Livingston County Agricultural District #1 is hereby approved and a copy of the proposed plan will be forwarded to the Commissioner of Agriculture and Markets.

Dated at Geneseo, New York

December 8, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-468.      ADOPTING SEQR NEGATIVE DECLARATION FOR ADDITIONS TO EXISTING AGRICULTURAL DISTRICTS**

WHEREAS, Section 303-b of the New York State Agriculture and Markets Law provides for the inclusion of viable agricultural land within a certified agricultural district prior to the county established review period; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors does hereby determine that the addition of parcels to existing Agricultural Districts is an Unlisted Action pursuant to the State Environmental Quality Review Act; and, be it, further

RESOLVED, that it is hereby determined that the addition of parcels to existing Agricultural Districts will not have a significant effect on the environment, and that a Draft Environmental Impact Statement will not be prepared.

Dated at Geneseo, New York

December 8, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-469.      APPROVING ADDITIONS TO EXISTING AGRICULTURAL DISTRICTS**

WHEREAS, Section 303-b of the New York State Agriculture and Markets Law provides for the inclusion of viable agricultural land within a certified agricultural district prior to the county established review period; and

WHEREAS, upon recommendation of the Agricultural & Farmland Protection Board, the Livingston County Board of Supervisors established the month of September as the 30-day period in which landowners may petition Livingston County for the inclusion of parcels within existing agricultural districts; and

WHEREAS, Livingston County received six petitions for inclusion of land within an existing agricultural district; and

WHEREAS, the Livingston County Agricultural & Farmland Protection Board determined that five of the parcels proposed for inclusion in the agricultural districts consist predominately of viable agricultural land, and that the inclusion of such land would serve the public interest by assisting in maintaining a viable agricultural industry within the agricultural districts; and

WHEREAS, the Agricultural & Farmland Protection Board recommended the inclusion of five parcels in the agricultural districts as viable agricultural land, including parcels #33.2-1-3.1 and #35.17-1-1 in the Town of Avon, parcels #177.-1-61.11 and #12.-1-80.7 in the Town of Springwater, and parcel #143.-1-3 in the Town of Mount Morris, and excluding parcel #101.-1-5.116 in the Town of Conesus; and

WHEREAS, the Livingston County Board of Supervisors held a public hearing on November 17, 2004; and

WHEREAS, the Livingston County Board of Supervisors has determined pursuant to the State Environmental Quality Review Act, that the proposed action will not have a significant impact on the environment; now, therefore, be it

RESOLVED, that the Board of Supervisors does hereby approve the inclusion of five parcels in the agricultural districts as viable agricultural land, including parcels #33.2-1-3.1 and #35.17-1-1 in the Town of Avon, parcels #177.-1-61.11 and #12.-1-80.7 in the Town of Springwater, and parcel #143.-1-3 in the Town of Mount Morris.

Dated at Geneseo, New York

December 8, 2004

Legislative and Agricultural Affairs Committee

**PREFERRED AGENDA VOTE**

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Mahus and seconded by Mrs. Rumble to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90 Total 240; Adopted.

**RESOLUTION NO. 2004-470. AUTHORIZING TRANSFER OF FUNDS – CONTINGENCY/CENTRAL SERVICES, CONTINGENCY/GRANTS/DEPARTMENT OF HEALTH/PUBLIC HEALTH, HIGHWAY, HISTORIAN, PUBLIC DEFENDER, SHERIFF, SOCIAL SERVICES, VETERANS**

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

RESOLVED, that the County Treasurer 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 8, 2004

Finance and Administration Committee

Mr. Yendell announced that all of these transfers were not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-471. AMENDING 2004 COUNTY BUDGET – CENTRAL STOREROOM**

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

RESOLVED, that the 2004 Central Storeroom budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b>         | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|-----------------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                                   |                      |
| A1660                                 | 2222                  | Board of Elections Copier         | \$2,000.00           |
| <b>Increase Appropriation Account</b> |                       |                                   |                      |
| A1660                                 | 4164                  | Board of Elections Copier Expense | \$2,000.00           |

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-472. AMENDING 2004 COUNTY BUDGET – HIGHWAY**

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

RESOLVED, that the 2004 Highway budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b> | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|---------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                           |                      |
| DM5130                                | 2770                  | Other Unclassified        | \$11,600.00          |
| <b>Increase Appropriation Account</b> |                       |                           |                      |
| DM5130                                | 4124                  | Gasoline                  | \$5,800.00           |
|                                       | 4125                  | Diesel                    | <u>\$5,800.00</u>    |
|                                       |                       |                           | \$11,600.00          |

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-473. AMENDING 2004 COUNTY BUDGET – SHERIFF / HOMELAND SECURITY AND SHERIFF’S UNIFORMS**

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

RESOLVED, that the 2004 Sheriff budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b> | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|---------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                           |                      |
| A3110 3390                            |                       | Sheriff’s Body Armor      | \$4,039.84           |
| <b>Increase Appropriation Account</b> |                       |                           |                      |
| A3110                                 | 4280                  | Sheriff’s Uniforms        | \$4,039.84           |

and, be it further

RESOLVED, that the 2004 Sheriff / Homeland Security budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b>           | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|-------------------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                                     |                      |
| A3645                                 | 4306                  | Federal Technology Grant            | \$49,474.00          |
| <b>Increase Appropriation Account</b> |                       |                                     |                      |
| A3645                                 | 2499                  | E-911 Law Enforcement Fire & Safety | \$49,474.00          |

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-474. AMENDING 2004 COUNTY BUDGET – WATER DISTRICT #1 / CAPITAL PROJECT (SCOTTSBURG ZONE V WATER DISTRICT)**

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

RESOLVED, that the 2004 Water District #1 / Capital Project budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b>     | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|-------------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                               |                      |
| H8312                                 | 5031                  | Interfund Transfer            | \$20,000.00          |
| F8310                                 | 1028                  | Special Assessment Ad Valorem | \$20,000.00          |
| <b>Increase Appropriation Account</b> |                       |                               |                      |
| H8312                                 | 2900                  | Capital Outlay \$20,000.00    |                      |
| F9901                                 | 9000                  | Interfund Transfer            | \$20,000.00          |

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-475. AWARDING BID FOR LASER FORM GENERATION SOFTWARE**

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

WHEREAS, after proper legal advertisement for bids for laser form generation software, one bid was received, then opened on October 8, 2004, now, therefore, be it

RESOLVED, that the bid of Quadrant Software, Inc., P.O. Box 200, Mansfield, MA 01048, in an amount not to exceed Nineteen Thousand Nine Hundred Sixty Two Dollars (\$19,962.00), be and hereby is accepted as the lowest responsible bid for the project, and, it is further

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

Dated at Geneseo, New York

December 8, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-476. AUTHORIZING PERMISSION TO PURCHASE PCS FOR VARIOUS COUNTY DEPARTMENTS**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, Livingston County Information and Technology Services Department desires to purchase PCs for various departments from Jade Systems Corporation of 337 Route 9, Cold Spring, NY 10516 under State Contract PT55524:

|                                             |            |             |
|---------------------------------------------|------------|-------------|
| 30, IBM PCs part #8187-48U at \$798.00 each | Total Cost | \$23,940.00 |
|---------------------------------------------|------------|-------------|

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the various departments and the Finance and Administration Committee has recommended approval of the purchases; now, therefore, be it

RESOLVED, that the Information and Technology Services Director is authorized to purchase the above items at a total cost not to exceed Twenty Three Thousand Nine Hundred Forty Dollars (\$23,940.00).

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent - Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-477. AUTHORIZING PERMISSION TO PURCHASE NETWORK ATTACHED STORAGE SYSTEM**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, Livingston County Information and Technology Services Department desires to purchase a network storage system from Jade Systems Corporation of 337 Route 9, Cold Spring, NY 10516:

|                                             |            |            |
|---------------------------------------------|------------|------------|
| Network Attached Storage System (by Iomega) | Total Cost | \$2,981.00 |
|---------------------------------------------|------------|------------|

WHEREAS, the County Administrator has determined that the purchase is necessary to carry out the essential functions of the Information & Technology Services Department and the Finance and Administration Committee has recommended approval of the purchase; now, therefore, be it

RESOLVED, that the Information and Technology Services Director is authorized to purchase the above item at a total cost not to exceed Two Thousand Nine Hundred Eighty One Dollars (\$2,981.00).

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent - Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-478. AUTHORIZING PERMISSION TO PURCHASE VARIOUS EQUIPMENT FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires Board of Supervisors' approval for purchases costing \$1,000.00 or more which were not made in accordance with approved policies prior to January 6, 2003; and

WHEREAS, the Livingston County Sheriff desires to purchase the following items:

| <b><u>VENDOR</u></b>                              | <b><u>ITEM</u></b>                                 | <b><u>COST</u></b> |
|---------------------------------------------------|----------------------------------------------------|--------------------|
| Flower City Communications<br>State Bid #PC 60612 | One Astro Digital Motorola Mobile Radio            | \$4,342.65         |
| Comprosec                                         | Sabre Bar Lightbar (including diamond coating)     | \$3,600.00         |
| Taser International                               | Advanced Taser (holsters & battery packs included) | \$3,999.75         |

|           |                                                                  |                    |
|-----------|------------------------------------------------------------------|--------------------|
| Powerware | Full battery replacement for UPS system<br>(Powerware batteries) | \$8,200.00         |
|           | <b>Total</b>                                                     | <b>\$20,142.40</b> |

and

WHEREAS, the County Administrator has determined that the purchases are necessary to carry out the essential functions of the Sheriff's Department and the Finance and Administration Committee has recommended approval of the purchases, now, therefore, be it

RESOLVED, that the Livingston County Sheriff is authorized to purchase the above items at a total cost not to exceed Twenty Thousand One Hundred Forty Two Dollars 40/100 (\$20,142.40).

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240;

Adopted.

**RESOLUTION NO. 2004-479.      APPROVING APPORTIONMENT OF MORTGAGE TAX RECEIPTS  
FOR PERIOD OF 04/01/04-09/30/04**

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

WHEREAS, the Finance & Administration Committee submits the following report on Apportionment of the Mortgage Tax receipts for the period April 1, 2004 through September 30, 2004, among the several Towns and Villages of the County, it is hereby

RESOLVED, that the County Treasurer is hereby directed to pay to the various municipalities the amount set forth herein:

| <b>TAX DISTRICT</b> | <b>AMOUNT</b>       | <b>DISTRIBUTED<br/>TO TOWNS</b> | <b>DISTRIBUTED<br/>TO VILLAGES</b> |
|---------------------|---------------------|---------------------------------|------------------------------------|
| AVON                | \$84,528.00         | \$65,888.98                     | \$18,606.53                        |
| CALEDONIA           | \$42,745.00         | \$33,558.89                     | \$9,169.68                         |
| CONESUS             | \$36,665.00         | \$36,650.91                     |                                    |
| GENESEO             | \$86,642.15         | \$67,080.51                     | \$19,528.34                        |
| GROVELAND           | \$18,962.50         | \$18,955.21                     |                                    |
| LEICESTER           | \$19,059.50         | \$17,398.74                     | \$1,653.43                         |
| LIMA                | \$41,266.59         | \$33,574.77                     | \$7,675.96                         |
| LIVONIA             | \$106,777.00        | \$99,315.11                     | \$7,420.85                         |
| MT. MORRIS          | \$28,424.50         | \$20,167.95                     | \$8,245.62                         |
| N. DANSVILLE        | \$28,838.50         | \$17,729.00                     | \$11,098.42                        |
| NUNDA               | \$20,039.00         | \$16,664.40                     | \$3,366.90                         |
| OSSIAN              | \$5,525.00          | \$5,522.88                      |                                    |
| PORTAGE             | \$3,574.50          | \$3,573.13                      |                                    |
| SPARTA              | \$12,566.50         | \$12,561.67                     |                                    |
| SPRINGWATER         | \$21,880.00         | \$21,871.59                     |                                    |
| WEST SPARTA         | \$10,225.00         | \$10,221.07                     |                                    |
| YORK                | \$28,997.50         | \$28,986.34                     |                                    |
| <b>TOTAL</b>        | <b>\$596,716.24</b> | <b>\$509,721.15</b>             | <b>\$86,765.73</b>                 |

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240;

Adopted.

**RESOLUTION NO. 2004-480. AUTHORIZING RELEVY OF UNPAID VILLAGE TAXES**

Mr. Yendell 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 relevied against the properties which such taxes were originally levied upon and include the proper total in the 2005 warrants for the respective towns:

| <b><u>TOWNS</u></b> | <b><u>VILLAGES</u></b> | <b><u>AMOUNT</u></b> |
|---------------------|------------------------|----------------------|
| AVON                | AVON                   | \$28,265.32          |
| CALEDONIA           | CALEDONIA              | \$28,005.29          |
| GENESE0             | GENESE0                | \$35,326.55          |
| LEICESTER           | LEICESTER              | \$2,619.60           |
| LIMA                | LIMA                   | \$23,477.35          |
| LIVONIA             | LIVONIA                | \$31,831.35          |
| MT. MORRIS          | MT. MORRIS             | \$114,842.12         |
| NORTH DANSVILLE     | NORTH DANSVILLE        | \$166,426.16         |
| NUNDA               | NUNDA                  | \$16,308.96          |
| <b>TOTAL</b>        |                        | <b>\$447,102.70</b>  |

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-481. AUTHORIZING RELEVY OF RETURNED SCHOOL TAXES**

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

WHEREAS, 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 2004 - 2005 school taxes amount to \$3,811,429.89. Since the receipt of such returns, the County Treasurer has collected the sum of \$831,175.01, leaving the balance of \$2,980,254.88 as of November 30, 2004, which is the last day of school tax collection by the County, a relevy figure including the seven per centum required to be added of \$3,188,873.00 will be added to the 2005 Town and County tax rolls.

| <b>TOWN</b> | <b>DISTRICT</b>    | <b>AMOUNT</b> | <b>TOTAL</b>        |
|-------------|--------------------|---------------|---------------------|
| AVON        | AVON CENTRAL       | \$414,154.37  |                     |
|             | LIVONIA CENTRAL    | \$10,987.64   |                     |
|             | HONEOYE FALLS/LIMA | \$6,130.26    |                     |
|             | <b>TOWN TOTAL</b>  |               | <b>\$431,272.27</b> |
| CALEDONIA   | LEROY CENTRAL      | \$1,105.67    |                     |
|             | AVON CENTRAL       | \$21,261.69   |                     |
|             | CALEDONIA CENTRAL  | \$164,902.77  |                     |
|             | <b>TOWN TOTAL</b>  |               | <b>\$187,270.13</b> |
| CONESUS     | LIVONIA CENTRAL    | \$176,243.85  |                     |

|                    |                            |              |            |              |
|--------------------|----------------------------|--------------|------------|--------------|
|                    | DANSVILLE CENTRAL          | \$11,370.90  |            |              |
|                    | WAYLAND CENTRAL            | \$1,699.18   |            |              |
|                    |                            |              | TOWN TOTAL | \$189,313.93 |
| GENESEO            | GENESEO CENTRAL            | \$267,434.52 |            |              |
|                    | LIVONIA CENTRAL            | \$41,501.05  |            |              |
|                    |                            |              | TOWN TOTAL | \$308,935.57 |
| GROVELAND          | GENESEO CENTRAL            | \$74,298.67  |            |              |
|                    | MT. MORRIS CENTRAL         | \$7,771.53   |            |              |
|                    | DANSVILLE                  | \$19.14      |            |              |
|                    |                            |              | TOWN TOTAL | \$82,089.34  |
| LEICESTER          | MT. MORRIS CENTRAL         | \$377.67     |            |              |
|                    | YORK CENTRAL               | \$96,963.53  |            |              |
|                    | PERRY CENTRAL              | \$7,803.64   |            |              |
|                    |                            |              | TOWN TOTAL | \$105,144.84 |
| LIMA               | LIVONIA CENTRAL            | \$18,442.65  |            |              |
|                    | HONEOYE FALLS LIMA CENTRAL | \$180,627.83 |            |              |
|                    |                            |              | TOWN TOTAL | \$199,070.48 |
| LIVONIA            | LIVONIA CENTRAL            | \$462,778.09 |            |              |
|                    | HONEOYE FALLS LIMA CENTRAL | \$2,571.76   |            |              |
|                    | HONEOYE CENTRAL            | \$1,099.11   |            |              |
|                    |                            |              | TOWN TOTAL | \$466,448.96 |
| MT. MORRIS         | MT. MORRIS CENTRAL         | \$212,975.15 |            |              |
|                    | KESHEQUA CENTRAL           | \$50,259.41  |            |              |
|                    |                            |              | TOWN TOTAL | \$263,234.56 |
| NORTH<br>DANSVILLE | DANSVILLE CENTRAL          | \$191,277.06 |            |              |
|                    |                            |              | TOWN TOTAL | \$191,277.06 |
| NUNDA              | KESHEQUA CENTRAL           | \$174,503.05 |            |              |
|                    |                            |              | TOWN TOTAL | \$174,503.05 |
| OSSIAN             | CANASERAGA CENTRAL         | \$5,911.39   |            |              |
|                    | DANSVILLE CENTRAL          | \$41,517.21  |            |              |
|                    |                            |              | TOWN TOTAL | \$47,428.60  |
| PORTAGE            | KESHEQUA CENTRAL           | \$116,722.30 |            |              |
|                    |                            |              | TOWN TOTAL | \$116,722.30 |

|             |                  |              |            |                |
|-------------|------------------|--------------|------------|----------------|
| SPARTA      | GENESEO CENTRAL  | \$1,219.19   |            |                |
|             | DANVILLE CENTRAL | \$62,657.82  |            |                |
|             |                  |              | TOWN TOTAL | \$63,877.01    |
| SPRINGWATER | LIVONIA CENTRAL  | \$4,042.49   |            |                |
|             | DANVILLE CENTRAL | \$2,581.17   |            |                |
|             | NAPLES CENTRAL   | \$6,600.30   |            |                |
|             | WAYLAND CENTRAL  | \$108,805.03 |            |                |
|             |                  |              | TOWN TOTAL | \$122,028.99   |
| WEST SPARTA | DANVILLE CENTRAL | \$83,492.30  |            |                |
|             | KESHEQUA CENTRAL | \$6,581.50   |            |                |
|             |                  |              | TOWN TOTAL | \$90,073.80    |
| YORK        | PAVILION CENTRAL | \$6,621.06   |            |                |
|             | YORK CENTRAL     | \$143,561.05 |            |                |
|             |                  |              | TOWN TOTAL | \$150,182.11   |
| TOTAL       |                  |              |            | \$3,188,873.00 |

It is hereby,

RESOLVED, that the Director of Real Property Tax Services 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 2005 warrants for the respective towns.

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-482. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH SIBLEY NURSING FOR NURSING SERVICES FOR THE PRE-K PROGRAM**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Sibley Nursing for Nursing Services for the Pre-K Program according to the terms of the contract, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

December 8, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-483. DIRECTING THE REAL PROPERTY TAX DIRECTOR TO SPREAD UNPAID WATER CHARGES ON 2005 TOWNS OF AVON, CALEDONIA, GENESEO, GROVELAND, LEICESTER, LIMA, MT. MORRIS AND SPRINGWATER TAX ROLLS**

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

WHEREAS, the Town Supervisors of Avon, Caledonia, Geneseo, Groveland, Leicester, Lima, Mt. Morris 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, Geneseo, Groveland, Leicester, Lima, Mt. Morris and Springwater Water Districts, and



WHEREAS, such statements of unpaid charges are on file with the Clerk of the Board, now, therefore, be it

RESOLVED, that pursuant to Section 198 of the Town Law, the Real Property Tax Director is hereby 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 2005 Towns of Avon, Caledonia, Geneseo, Groveland, Leicester, Lima, Mt. Morris and Springwater tax roll under the name of "Water Rents".

Dated at Geneseo, New York

December 8, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-484. DIRECTING THE REAL PROPERTY TAX DIRECTOR TO SPREAD UNPAID WATER CHARGES AND UNPAID SEWER CHARGES ON 2005 TOWN OF YORK TAX ROLLS**

Mr. Yendell 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 York Water Districts # 1 and #2, Retsof Sewer District, and York Sewer District #1 and York Sewer District #2, and

WHEREAS, such statements of unpaid charges are on file with the Clerk of the Board, now, therefore, be it

RESOLVED, that pursuant to Section 198 of the Town Law, the Real Property Tax Director is hereby 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 2005 Town of York tax roll under the name of "Water Rents" and "Sewer Rents".

Dated at Geneseo, New York

December 8, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-485. AUTHORIZING A CONTRACT WITH THOMAS P. WAMP, REALTOR TO CONDUCT PUBLIC AUCTIONS OF THE COUNTY'S REAL PROPERTY ACQUIRED THROUGH TAX SALE PROCEEDINGS**

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

WHEREAS, a Request for Proposal was issued and proposals were received and reviewed by the Finance & Administration Committee of the Livingston County Board of Supervisors for a firm to conduct public auctions of the county's real property acquired through tax sale proceedings, and

WHEREAS, Thomas P. Wamp of 126 Main Street, Dansville, New York was determined to be the most qualified to conduct public auctions of the county's real property acquired through tax sale proceedings, it is hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Thomas P. Wamp according to the terms of the contract commencing January 1, 2005 and expiring December 31, 2006, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

December 8, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-486. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR COMMUNITY SERVICES AS FOLLOWS: DEPAUL-HEALTH ASSOCIATION, HILLSIDE CHILDREN'S CENTER, LIVINGSTON WYOMING ARC, MENTAL HEALTH ASSOCIATION OF LIVINGSTON, LAKEVIEW MENTAL HEALTH SERVICES, STEUBEN CHURCHPEOPLE AGAINST POVERTY (SCAP), COMPEER, CATHOLIC CHARITIES OF LIVINGSTON COUNTY, LIVINGSTON COUNTY COUNCIL ON ALCOHOL & SUBSTANCE ABUSE**

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

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

| <u><b>Contractor</b></u>                                                                                                                                                                           | <u><b>Term</b></u> | <u><b>Amount</b></u> |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------|----------------------|
| <b>DePaul-Health Association</b><br>Rochester, NY 14620<br>For: Psychosocial Club                                                                                                                  | 1/105-12/31/05     | \$205,048.00         |
| <b>Hillside Children's Center</b><br>P O Box 326<br>Bath, NY 14810<br>For: School Based Initiatives                                                                                                | 1/1/2005-12/31/05  | \$45,042.00          |
| <b>Hillside Children's Center</b><br>P O Box 326<br>Bath, NY 14810<br>For: Family Support Program for families with children with serious emotional disturbance.                                   | 1/1/05 12/31/05    | \$157,996.00         |
| <b>Livingston Wyoming ARC</b><br>18 Main Street<br>Mt. Morris, NY 14510<br>For: Vocational Services Sheltered Workshop Services for Mentally Ill, Integrated Supported Employment for Mentally Ill | 1/1/05-12/31/05    | \$33,305.00          |
| <b>Mental Health Association of Livingston</b><br>339 East Avenue<br>Rochester, NY 14604<br>For: Educational program for the public                                                                | 1/1/05-12/31/05    | \$36,333.00          |
| <b>Lakeview Mental Health Services</b><br>280 South Main Street<br>Canandaigua, NY 14424<br>For: Supported Housing Services to provide rental stipends                                             | 1/1/05-12/31/05    | \$32,765.00          |
| <b>Steuben Churchpeople Against Poverty (SCAP)</b><br>P O Box 31<br>Bath, NY 14810<br>For: Supported Housing Services to provide rental stipends                                                   | 1/1/05-12/31/05    | \$68,963.00          |
| <b>Compeer</b><br>259 Monroe Avenue, Suite B1<br>Rochester, NY 14607<br>For: One to One contact between community volunteers and people with chronic mental illness                                | 1/1/05-12/31/05    | \$47,981.00          |
| <b>Catholic Charities of Livingston County</b><br>10 Chapel Street<br>Mt. Morris, NY 14510<br>For: Provide Youth Mentoring Services for Children with Mental or Emotional Illness                  | 1/1/05-12/31/05    | \$66,288.00          |
| <b>Livingston County Council on Alcohol &amp; Substance Abuse</b><br>Holcomb Building, Suite 2<br>Geneseo, NY 14454<br>For: Substance Abuse Prevention and Treatment Services                      | 1/1/05-12/31/05    | \$356,035.00         |

Dated at Geneseo, New York  
December 8, 2004

Health Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent - Olver, 126; Davis, 24; Deming, 90; Total 240;  
Adopted.

**RESOLUTION NO. 2004-487. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY DEPARTMENT OF HEALTH AS FOLLOWS: UNIVERSITY OF ROCHESTER MEDICAL CENTER, NEW**

**YORK STATE DEPARTMENT OF HEALTH, STEVE CONIGLIO, TOM CLARK, RUSH INTERPET, MERCY FLIGHT CENTRAL, STATE UNIVERSITY OF NEW YORK AT BUFFALO**

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

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

| <b><u>Contractor</u></b>                                                                                                                                                                                                 | <b><u>Term Commencement</u></b> | <b><u>Term Ending</u></b> |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------|---------------------------|
| <b>University of Rochester Medical Center</b><br>601 Elmwood Ave., Box 655<br>Rochester, NY 14642<br>For EMS Medical Director Services                                                                                   | 7/1/04                          | 6/30/05                   |
| <b>University of Rochester</b><br>601 Elmwood Ave.<br>Rochester, NY 14642<br>For Epidemiology                                                                                                                            | 9/1/04                          | 8/31/05                   |
| <b>New York State Department of Health</b><br>ESP, Corning Tower, Room 515<br>Albany, New York 12237-0675<br>For Community Partnerships for Tobacco Control Program                                                      | 8/1/04                          | 7/31/05                   |
| <b>New York State Department of Health</b><br>ESP, Corning Tower<br>Albany, NY 12237<br>For Early Intervention Administration and Children with Special Health Care Needs Program                                        | 10/1/04                         | 9/30/05                   |
| <b>Stephen Coniglio</b><br>71 Ayrshire Lane<br>Henrietta, NY 14467-9382<br>For Pharmacist Consulting Services                                                                                                            | 11/1/04                         | 10/31/09                  |
| <b>New York State Department of Health</b><br>Attention: John C. Sterling<br>Division of Family Health, Fiscal Unit<br>Room 878 Corning Tower Bldg, ESP<br>Albany, NY 12237-0657<br>For Title X Family Planning Contract | 1/1/05                          | 12/31/05                  |
| <b>Rush Inter Pet</b><br>139 West Rush Road<br>Rush, NY 14543<br>For establishing a mechanism to dispose of the carcasses of dogs that are euthanized in Dog Control.                                                    | 1/2/05                          | 12/31/05                  |
| <b>Tom Clark P.E.</b><br>282 Buckman Road<br>Rochester, NY 14615<br>For the review and approval of engineering plans for the construction of permitted facilities, water utility infrastructure and septic systems.      | 1/2/05                          | 12/31/05                  |
| <b>Mercy Flight Central</b><br>2420 Brickyard Rd.<br>Canandaigua, NY 14424                                                                                                                                               | 1/1/04                          | 12/31/04                  |
| <b>State University of New York at Buffalo</b><br>685 Baldy Hall<br>Buffalo, NY 14260-1050<br>For: Educational experience for social work interns<br>Dated at Geneseo, New York<br>December 8, 2004<br>Health Committee  | 1/1/05                          | 12/31/05                  |

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-488. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN THE OFFICE FOR THE AGING ANNUAL IMPLEMENTATION PLAN FOR FISCAL YEAR APRIL 1, 2005 THROUGH MARCH 31, 2006**

Mr. Walker 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 for the fiscal year April 1, 2005 through March 31, 2006, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

December 8, 2004

Health Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-489. INCREASING THE LIVINGSTON COUNTY CAMPUS SKILLED NURSING FACILITY ADULT DAY HEALTH CARE PROGRAM DAILY PRIVATE PAY RATE TO \$98.00 PER DAY (EXCLUDING THE NYS CASH RECEIPTS ASSESSMENT) EFFECTIVE 1/01/05**

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

RESOLVED, that the Livingston County Board of Supervisors hereby establishes a daily private pay rate for the Campus Skilled Nursing Facility Adult Day Health Care Program effective January 1, 2005 and hereby establishes a daily private pay rate of \$98.00 to be charged to private paying registrants effective January 1, 2005, excluding a 5% cash receipts assessment imposed by New York State.

Dated at Geneseo, New York

December 8, 2004

Health Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

**RESOLUTION NO. 2004-490. APPROVING SEQR FINAL ENVIRONMENTAL IMPACT STATEMENT AND FINDINGS STATEMENT FOR THE PROPOSED ALUM TREATMENT PROGRAM FOR CONESUS LAKE**

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

WHEREAS, Recommendation No. G-3 in the Conesus Lake Watershed Management Plan is to, “Initiate effort to determine if alum treatment to control release of phosphorus from deep lake sediments would be effective in Conesus Lake. Proceed with plans for implementation, if effectiveness is warranted, and monitor for environmental impacts;” and

WHEREAS, on February 10, 2004, the Conesus Lake Watershed Council voted to recommend that the Board of Supervisors initiate the SEQR process for a potential alum application; and

WHEREAS, Resolution No. 2004-108 declared Livingston County’s intent to be Lead Agency for the SEQR review of the proposed alum treatment program in Conesus Lake; and

WHEREAS, Resolution No. 2004-172 adopted a SEQR Positive Declaration for the proposed alum treatment program in Conesus Lake and directed that a Draft Environmental Impact Statement be prepared; and

WHEREAS, on June 14, 2004, SEQR Scoping Sessions were held to solicit public input on issues to be considered in the Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake; and

WHEREAS, a Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake was prepared; and

WHEREAS, a Public Hearing on the Draft Environmental Impact Statement for the proposed alum treatment program in Conesus Lake was held on August 31, 2004, at 2:00 p.m. and 7:00 p.m., in Room 205 of the Livingston County Government Center in Geneseo, New York; and

WHEREAS, on November 9, 2004, the Conesus Lake Watershed Council voted to recommend that the Board of Supervisors approve the Final Environmental Impact Statement and Findings Statement; now, therefore, be it

RESOLVED, that the Livingston County Board of Supervisors, as Lead Agency, does hereby approve the Final Environmental Impact Statement and Findings Statement for the proposed alum treatment program in Conesus Lake; and, be it, further

RESOLVED, that a Notice of Completion shall be prepared, filed and published, and copies of the Final Environmental Impact Statement and Findings Statement shall be filed, as provided by law.

Dated at Geneseo, New York

December 8, 2004

Legislative and Agricultural Affairs Committee

Legislative & Ag. Committee Chairman LeFeber thanked David Woods and Liz Morgan of EcoLogic LLC for their work on the Final Environmental Impact Statement and Findings Statement. He reassured the Board that this resolution is by no means a vote to apply alum to Conesus Lake.

Chairman Merrick asked David Woods to come forward to explain this resolution. He stated this is not a vote to apply alum treatment despite an article in the Democrat and Chronicle, but rather the final step of the SEQR process. D. Woods congratulated Liz Moran and her staff and stated this was a long process and it was thoroughly done. He asked if the Board had any questions.

Geneseo Supervisor Kennison and Chairman of the Conesus Lake Watershed Council thanked those who participated in the public hearing and added that there was no stone unturned during the review of this environmental impact statement. He also thanked Liz Moran, David Woods and the Conesus Lake Watershed Council for their efforts.

Chairman Merrick thanked everyone who worked on this and indicated that Ray Rogers requested Privilege of the Floor to speak regarding this matter and Chairman Merrick denied the request. Mr. Roger spoke at the public hearing and also provided a written statement that was distributed to the entire Board of Supervisors in the SEQR packet.

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

#### **RESOLUTION NO. 2004-491. AUTHORIZING MEMORANDUM OF UNDERSTANDING WITH RURAL OPPORTUNITIES, INC. FOR SECTION 8 HOME OWNERSHIP PROGRAM**

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

WHEREAS, the Livingston County Planning Department's Office of Housing Assistance is submitting an application to the New York State Division of Housing and Community Renewal for the Section 8 Home Ownership Program; and

WHEREAS, Rural Opportunities, Inc. provides assistance in the areas of mortgage financing, grant assistance and financial education; now, therefore, be it

RESOLVED, that the Local Administrator of the Planning Department's Office of Housing Assistance is hereby authorized to sign a Memorandum of Understanding with Rural Opportunities, Inc. for the Section 8 Home Ownership Program, after review by the County Attorney and County Administrator.

Dated at Geneseo, New York

December 8, 2004

Legislative and Agricultural Affairs Committee

The roll was called as follows: Ayes - 1,512; Noes - 0; Absent – Olverd, 126; Davis, 24; Deming, 90; Total 240; Adopted.

#### **OTHER BUSINESS**

##### **1. Update on the Livingston County Ambulance Service**

County Administrator Mazza stated that he asked Joan Ellison, Director of Public Health; Kevin Niedermaier, Emergency Management Services Director; and William Sheahan, Emergency Medical Services Coordinator to attend this meeting today to provide an update on the activities of the Livingston County Ambulance Service and the role and commitment of Noyes Memorial Hospital as we move forward. He stated there has been an impact on the southern part of the County due to the departure of Rural Metro.

William Sheahan reported the current system has been very successful over the last four months; call volume and revenue estimates have been met. He stated that the County should be soon receiving the number from Medicare in order for the County to submit its bills for reimbursement. As a result of Rural Metro departing, the County has moved the fly car farther south with some success, however, response times are still 18-25 minutes, which is unacceptable. He indicated there is not enough call volume for a 24-hour service, but an additional fly car would be advantageous with availability from 7 a.m. to 11 p.m. W. Sheahan stated that advanced life support services are currently at their maximum, and the County is relying on surrounding agencies from Monroe, Wyoming and Ontario counties to come in and assist.

Joan Ellison reported she has been dialoguing with Noyes Memorial Hospital regarding the possibility of their involvement in the ambulance service, and she is hopeful that recommendations will be brought before the Health Committee at their regular meeting in January 2005.

County Administrator Mazza indicated the County will probably have to provide a second fly car but it may not be for 24 hours a day and 7 days a week. He stated that more information will be provided to the Health Committee in January 2005.

Vice Chairman Moore asked if communication has been provided to the ambulance corps with regard to providing services to an individual in need of medical attention. He indicated that with the hospital so close to our area, it may be better if the ambulances go directly to the hospital.

N. Dansville Supervisor Mahus asked if there was a regional policy in place with regard to the ambulance corps waiting for the advanced life support services. The ambulance corps has been instructed to wait in the past but there has been discussion of changing the policy.

Nunda Supervisor Brooks indicated that the Nunda Ambulance Corp is contracted by the Towns of Nunda and Portage and Village of Nunda and also the Towns of Grove, and Granger. He questioned whether the County fly car would be responding to the Towns of Grove and Granger, and if not, is someone communicating that to the Nunda Ambulance Corp. W. Sheahan explained the County fly car can respond under mutual aid and he was not sure of what the liability was for refusing to service the area. This matter will be researched further.

### **ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Walker to adjourn until Wednesday, December 22, 2004 at 1:30 p.m. Carried.

The Board adjourned at 3:02 p.m.

**REGULAR BOARD MEETING  
WEDNESDAY, DECEMBER 22, 2004  
1:30 P.M.**

The Board met pursuant to adjournment.

The roll was called showing all members present except Mr. Olverd (Mt. Morris).

The Pledge of Allegiance.

**MINUTES**

Minutes of 12/8/2004 Regular Board Meeting were approved as presented.

**PUBLIC HEARING – 1:35 P.M.**

**1. LOCAL LAW NO. D – 2004 SANITARY CODE OF THE COUNTY OF LIVINGSTON**

**2. LOCAL LAW NO. E – 2004 SUPERSEDING COUNTY LAW §215 (4) and §215 (6) RELATING TO A LEASE OF COUNTY PROPERTY TO ROCHESTER GENESEE REGIONAL TRANSPORTATION AUTHORITY**

The Chairman opened the Public Hearings to receive comments on Local Law No. D and Local Law No. E of 2004 in accordance with the notices published in the official newspapers.

Joan Ellison, Director of Public Health, indicated the Sanitary Code has not been revised since 1992, and this local law brings the code up to current practices and puts in writing the resolutions the Livingston County Board of Health has adopted in the past.

The County Attorney stated that Local Law No. E authorizes the County to enter into a lease with Rochester Genesee Regional Transportation Authority for a period over 5 years for a parcel of property at the Hampton Corners Complex, Route 63. This local law supersedes County Law to allow this provision and this law allows a lease up to 35 years. The terms of lease will be brought before the Board for adoption at a later date. This local law will not be voted on today because a correction was made to the law to add Section 3 and 4 indicating this local law is subject to permissive referendum and County Law requires the law to set on the desks for 5 additional days. The law will be voted on at the 1/12/05 Board meeting.

The Chairman asked if anyone wished to speak on Local Law No. D and Local Law No. E of 2004 to please come forward and sign in at the podium. No one wished to speak.

The Chairman stated that the Public Hearings would remain open until the end of the meeting.

**COMMUNICATIONS**

1. Notice of Claim in the matter of Shiela M. Piper, et al. on behalf of Ariel Brie Piper versus the State of New York, The New York State Education Department and the Nunda-Dalton Central School District
2. Notice of Complaint in the matter of Susan D. Pratt versus the County of Livingston
3. Notification from the New York State Office of Parks, Recreation and Historic Preservation that the National Hotel in Cuylerville, has been listed on the State Register of Historic Places and is nominated to the National Register of Historic Places.
4. Notification from the New York State Office of Parks, Recreation and Historic Preservation that the Presbyterian Church of Avon, Avon, New York, has been listed on the State Register of Historic Places and is nominated to the National Register of Historic Places.
5. NYSAC 2005 Legislative Conference will be held at the Desmond Hotel in Albany January 31 through February 2, 2005. If you plan to attend the conference, please inform the Clerk of the Board by January 7, 2005.

6. A Legislative Forum has been scheduled for Thursday, January 20, 2005 from 10:00 a.m. to 12:00 p.m. in the Board Assembly Room. All State representatives have indicated they will attend and Congressman Reynolds is expected to send a designee. The County Administrator will provide an update on County finances and activities. Patrick Rountree will provide an update on economic development and David Woods will report on the Conesus Lake Watershed Management Plan. The County Administrator stated that if there are other topics that board members want to contribute, please let him know. The Chairman concurred that he welcomes the Supervisors' input.

### **INTRODUCTION OF LOCAL LAW**

#### **LOCAL LAW NO. F - 2004 - COUNTY OF LIVINGSTON PROVIDING SALARIES FOR CERTAIN COUNTY OFFICERS FOR THE YEAR 2005**

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 \$1,475.00.

Section 2. Effective as hereinafter provided, the annual salary of the Commissioner of Social Services shall be increased by \$2,975.00.

Section 3. Effective as hereinafter provided, the annual salary of the Director of Real Property Tax Services shall be increased by \$2,075.00.

Section 4. Effective as hereinafter provided, the annual salary of the County Highway Superintendent shall be increased by \$2,400.00.

Section 5. Effective as hereinafter provided, the annual salary of the County Treasurer shall be increased by \$2,200.00.

Section 6. Effective as hereinafter provided, the annual salary of the Personnel Officer shall be increased by \$2,400.00.

Section 7. Effective as hereinafter provided, the annual salary of the County Attorney shall be increased by \$2,075.00.

Section 8. Effective as hereinafter provided, the annual salary of the County Auditor shall be increased by \$5,425.00.

Section 9. Effective as hereinafter provided, the annual salary of the Public Defender shall be increased by \$2,500.00.

Section 10. All salaries set forth herein shall be effective as of January 1, 2005.

Section 11. 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 12. This Local Law is subject to permissive referendum.

Dated at Geneseo, New York

December 22, 2004 (introduced)

*This local law was reintroduced at the 1/3/05 Organizational Meeting.*

#### **RESOLUTION NO. 2004-492. APPROVING ABSTRACT OF CLAIMS #12B – DECEMBER 22, 2004**

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

RESOLVED, that the Livingston County Board of Supervisors approves the Abstract of Claims #12B dated December 22, 2004 in the total amount of \$2,690,646.84.

Dated at Geneseo, New York

December 22, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olver, 126; Adopted.

### **PREFERRED AGENDA**



**RESOLUTION NO. 2004-493. ADOPTING TOWN BONDED INDEBTEDNESS REPORTS**

RESOLVED, that the report 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 2004 Proceedings.

**2004 REPORT OF TOWN BONDED INDEBTEDNESS INCLUDING SPECIAL DISTRICTS**

| <b>Town</b>  | <b>Purpose or Title of Obligations</b> | <b>Method of Payment</b> | <b>Rate of Interest</b> | <b>Unpaid Balance as of 12/31/04</b> | <b>Due in Next Fiscal Year 2005</b> |
|--------------|----------------------------------------|--------------------------|-------------------------|--------------------------------------|-------------------------------------|
| AVON         | * = Estimated amount                   |                          |                         |                                      |                                     |
|              | Water Tank                             | Serial Bond              | 5.0%                    | \$60,000.00                          | \$12,000.00                         |
|              | Town Highway Facility                  | Serial Bond              | 5.3%                    | \$380,000.00                         | \$35,000.00                         |
|              | Capital Water Project                  | Serial Bond              | 3.3066%                 | *\$1,100,000.00                      | \$65,000.00                         |
| <b>TOTAL</b> |                                        |                          |                         | <b>\$1,540,000.00</b>                | <b>\$112,000.00</b>                 |
| CALEDONIA    | Water Dist. #1 Water Line              | Serial Bond              | 4.9 %                   | \$65,000.00                          | \$8,062.50                          |
| <b>TOTAL</b> |                                        |                          |                         | <b>\$65,000.00</b>                   | <b>\$8,062.50</b>                   |
| CONESUS      | Grader                                 | BAN                      | 2.39%                   | \$54,534.00                          | \$27,267.00                         |
|              | Flowboy                                | BAN                      | 1.55%                   | \$76,560.00                          | 25,520.00                           |
| <b>TOTAL</b> |                                        |                          |                         | <b>\$131,094.00</b>                  | <b>\$52,787.00</b>                  |
| GENESE0      | Long Point Park                        | Serial Bond              | 6.45%                   | \$50,000.00                          | \$50,000.00                         |
|              | Water District #1                      | Serial Bond              | 4.4%                    | \$520,000.00                         | \$40,000.00                         |
|              | Water District #2                      | Serial Bond              | 4.4%                    | \$920,000.00                         | \$70,000.00                         |
|              | Gateway Road Project                   | Serial Bond              | 1.5%                    | \$700,000.00                         | \$100,000.00                        |
|              | Water District # 4                     | BAN                      | 1.25%                   | \$128,510.00                         | \$9,654.00                          |
| <b>TOTAL</b> |                                        |                          |                         | <b>\$2,318,510.00</b>                | <b>\$269,654.00</b>                 |
| GROVELAND    | Water District                         | BOND                     | 1.79%                   | \$849,620.00                         | \$36,940.00                         |
|              | Truck                                  | BAN                      | 1.79%                   | \$100,000.00                         | \$35,000.00                         |
| <b>TOTAL</b> |                                        |                          |                         | <b>\$949,620.00</b>                  | <b>\$71,940.00</b>                  |
| LEICESTER    | 2004 Ten Wheel Truck                   | BAN                      | 2.75%                   | \$130,000.00                         | \$39,765.00                         |
| <b>TOTAL</b> |                                        |                          |                         | <b>\$130,000.00</b>                  | <b>\$39,765.00</b>                  |
| LIMA         | Water District #2                      | Serial Bond              | 7.00%                   | \$94,000.00                          | \$6,000.00                          |
| <b>TOTAL</b> |                                        |                          |                         | <b>\$94,000.00</b>                   | <b>\$6,000.00</b>                   |
| LIVONIA      | S. Livonia Water Dist.                 | Serial Bond              | 5.00%                   | \$19,000.00                          | \$1,000.00                          |
|              | Lakeville Water Dist.                  |                          |                         |                                      |                                     |
|              | Improvements                           | Serial Bond              | 4.875%                  | \$680,300.00                         | \$44,900.00                         |
|              | East Lake Road Water Dist.             | Serial Bond              | 4.4%                    | \$1,625,000.00                       | \$100,000.00                        |
|              | Hemlock Sewer Dist.                    | Serial Bond              | T/B/D                   | \$1,650,000.00                       | \$41,334.00                         |
|              | Cadyville Water Dist. Ext.             | Serial Bond              | T/B/D                   | \$85,000.00                          | \$5,118.00                          |

|                    |                                  |             |       |                |              |
|--------------------|----------------------------------|-------------|-------|----------------|--------------|
|                    | Land Purchase<br>Vital Park Ext. | BAN         | 1.61% | \$350,000.00   | \$70,000.00  |
| <u>TOTAL</u>       |                                  |             |       | \$4,409,300.00 | \$262,352.00 |
| MT. MORRIS         | Water District #1                | BAN         | 1.61% | \$35,000.00    | \$2,000.00   |
| <u>TOTAL</u>       |                                  |             |       | \$35,000.00    | \$2,000.00   |
| NORTH              |                                  |             |       |                |              |
| DANSVILLE          | Town Hall Renovation/Addition    | Serial Bond | 5.25% | \$1,200,000.00 | \$60,000.00  |
|                    | Property Purchase                | Serial Bond | 2.50% | \$85,000.00    | \$17,000.00  |
| <u>TOTAL</u>       |                                  |             |       | \$1,285,000.00 | \$77,000.00  |
| NUNDA              | 2002 Truck                       | BAN         | 1.42% | \$10,000.00    | \$10,000.00  |
|                    | 2003 Flood FEMA                  | BAN         | 1.6%  | \$400,000.00   | \$400,000.00 |
|                    | 1999 Grader                      | BAN         | 1.63% | \$65,000.00    | \$65,000.00  |
| <u>TOTAL</u>       |                                  |             |       | \$475,000.00   | \$475,000.00 |
| OSSIAN             | Caterpillar Pay Loader           | BAN         | 1.72% | \$29,000.00    | \$29,000.00  |
| <u>TOTAL</u>       |                                  |             |       | \$29,000.00    | \$29,000.00  |
| PORTAGE            | 2000 Truck                       | BAN         | 4.3%  | \$22,800.00    | \$22,800.00  |
|                    | 2005 Loader                      | BAN         | 3.2%  | \$80,328.00    | \$16,066.00  |
| <u>TOTAL</u>       |                                  |             |       | \$103,128.00   | \$38,866.00  |
| SPARTA             | 2004 Sterling                    | BAN         | 1.67% | \$70,000.00    | \$70,000.00  |
| <u>TOTAL</u>       |                                  |             |       | \$70,000.00    | \$70,000.00  |
| <u>SPRINGWATER</u> |                                  |             |       |                | NONE         |
| <u>WEST SPARTA</u> |                                  |             |       |                | NONE         |
| YORK               |                                  |             |       |                |              |
|                    | *Consolidated Debt               | BAN         | 1.55% | \$1,053,775.73 | \$37,980.00  |
| * = Consisting of: | *Water Dist. #1 (Retsof Ave.)    |             |       | \$181,720.00   | \$4,355.00   |
|                    | *Water Dist. #1 (Rt. 36/63)      |             |       | \$209,195.00   | \$4,000.00   |
|                    | *Water Dist. #2, Ext. 1          |             |       | \$13,685.00    | \$125.00     |
|                    | *Water Dist. #3                  |             |       | \$78,000.00    | \$1,000.00   |
|                    | *Trans Line                      |             |       | \$571,175.73   | \$28,500.00  |

|                        |             |        |                       |                    |
|------------------------|-------------|--------|-----------------------|--------------------|
| Water Dist. #2, Ext. 4 | BAN         | 1.50%  | \$85,100.00           | \$400.00           |
| Water Dist. #2, Ext. 3 | BAN         | 1.60%  | \$31,940.00           | \$765.00           |
| Water Dist. #4         | BAN         | 1.80%  | \$485,000.00          | \$15,000.00        |
| Water Dist. #4, Ext. 1 | BAN         | 1.95%  | \$323,000.00          | \$0.00             |
| York Sewer #1          | BAN         | 1.74%  | \$2,600,000.00        | \$0.00             |
| Water Dist. #1         | Serial Bond | 5.00%  | \$47,000.00           | \$6,000.00         |
| Water Dist. #1         | Serial Bond | 7.125% | \$169,000.00          | \$6,000.00         |
| Water Dist. #2         | Serial Bond | 4.375% | \$92,400.00           | \$2,800.00         |
| Water Dist. #2         | Serial Bond | 4.375% | \$247,500.00          | \$7,500.00         |
| <b>TOTAL</b>           |             |        | <b>\$5,134,715.73</b> | <b>\$76,495.00</b> |

Dated at Geneseo, New York

December 22, 2004

Finance and Administration Committee

#### **RESOLUTION NO. 2004-494. PROVIDING LEVY FOR TOWN BUDGETS FOR 2005**

WHEREAS, the Finance & Administration 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:

| <b><u>TOWN LEVY AMOUNTS FOR 2005</u></b> |                       |                     |                     |                       |                     |                     |
|------------------------------------------|-----------------------|---------------------|---------------------|-----------------------|---------------------|---------------------|
|                                          | <b>Avon</b>           | <b>Caledonia</b>    | <b>Conesus</b>      | <b>Geneseo</b>        | <b>Groveland</b>    | <b>Leicester</b>    |
| Town General Fund                        | \$340,009.00          | \$292,002.00        | \$251,386.00        | \$388,000.00          | \$43,942.00         | \$206,160.00        |
| General Outside Village                  | 39,952.00             | 50,862.00           |                     | 6,000.00              |                     |                     |
| Highway-Townwide                         | 205,301.00            |                     | 520,089.00          | 228,111.00            | 269,100.00          | 129,550.00          |
| Highway-Outside Village                  | 181,752.00            | 173,317.00          |                     | 229,661.00            |                     | 141,465.00          |
| Public Library                           |                       |                     |                     |                       |                     |                     |
| Capital Reserve                          |                       |                     |                     |                       |                     |                     |
| <b>SPECIAL DISTRICTS</b>                 |                       |                     |                     |                       |                     |                     |
| Light District                           | 8,200.00              |                     |                     | 4,000.00              | 7,700.00            | 5,600.00            |
| Water District                           |                       |                     |                     | 241,768.50            | 74,431.00           | 18,000.00           |
| Drainage District                        | 2,500.00              |                     |                     |                       |                     |                     |
| Fire District                            | 331,920.00            | 207,219.00          | 107,000.00          | 80,000.00             | 75,315.00           |                     |
| Fire Protection                          |                       |                     |                     |                       |                     | 68,200.00           |
| Total Levy-Town Purposes                 | \$1,109,634.00        | \$723,400.00        | \$878,475.00        | \$1,177,540.50        | \$470,488.00        | \$568,975.00        |
| Chargebacks/Credits                      | 1,316.23              | 960.87              | 1,535.34            | 501.03                | 54.45               | 554.91              |
| Compensation                             | 71,042.00             | 48,017.00           | 29,484.00           | 84,380.00             | 23,026.00           | 22,885.00           |
| <b>TOTAL TOWN LEVY - 2005</b>            | <b>\$1,181,992.23</b> | <b>\$772,377.87</b> | <b>\$909,494.34</b> | <b>\$1,262,421.53</b> | <b>\$493,568.45</b> | <b>\$592,414.91</b> |
|                                          | <b>Lima</b>           | <b>Livonia</b>      | <b>Mount Morris</b> | <b>N. Dansville</b>   | <b>Nunda</b>        | <b>Ossian</b>       |
| Town General Fund                        | \$240,474.00          | \$403,800.00        | \$183,800.00        | \$339,328.00          | \$139,680.00        | \$112,881.00        |
| General Outside Village                  | 20,574.00             | 153,228.00          | 24,000.00           | 6,641.00              | 36,021.00           |                     |
| Highway-Townwide                         | 152,016.00            | 444,405.00          | 211,200.00          | 91,555.00             | 225,114.00          | 185,003.00          |
| Highway-Outside Village                  | 162,520.00            | 355,900.00          | 155,300.00          | 38,506.00             | 156,615.00          |                     |

|                          |                |                |                    |                    |                |              |
|--------------------------|----------------|----------------|--------------------|--------------------|----------------|--------------|
| Public Library           | 125,345.00     | 173,445.00     |                    |                    |                |              |
| Capital Reserve          |                |                |                    |                    |                |              |
| SPECIAL DISTRICTS        |                |                |                    |                    |                |              |
| Light District           |                | 28,100.00      |                    |                    | 5,100.00       |              |
| Water District           |                | 85,098.00      |                    |                    |                |              |
| Sewer District           |                | 41,334.00      |                    |                    |                |              |
| Fire District            | 86,500.00      | 600,738.00     |                    |                    | 47,275.00      | 14,685.00    |
| Fire Protection          |                |                | 30,000.00          | 8,774.00           |                |              |
| Total Levy-Town Purposes | \$787,429.00   | \$2,286,048.00 | \$604,300.00       | \$484,804.00       | \$609,805.00   | \$312,569.00 |
| Chargebacks/Credits      | 1,213.51       | 2,033.26       | 486.92             | 11.67              | 242.84         | 194.87       |
| Compensation             | 46,472.00      | 87,890.00      | 32,152.00          | 40,295.00          | 22,183.00      | 8,986.00     |
| TOTAL TOWN LEVY - 2005   | \$835,114.51   | \$2,375,971.26 | \$636,938.92       | \$525,110.67       | \$632,230.84   | \$321,749.87 |
|                          | <b>Portage</b> | <b>Sparta</b>  | <b>Springwater</b> | <b>West Sparta</b> | <b>York</b>    |              |
| Town General Fund        | \$91,669.00    | \$105,100.00   | \$184,600.00       | \$159,929.00       | \$199,705.00   |              |
| General Outside Village  |                |                |                    |                    |                |              |
| Highway-Townwide         | 184,647.00     | 255,850.00     | 401,000.00         | 229,300.00         | 381,996.00     |              |
| Highway-Outside Village  |                |                |                    |                    |                |              |
| Public Library           |                |                |                    |                    |                |              |
| Capital Reserve          |                |                |                    |                    |                |              |
| SPECIAL DISTRICTS        |                |                |                    |                    |                |              |
| Light District           | 2,950.00       | 1,600.00       |                    |                    | 25,000.00      |              |
| Water District           |                |                |                    |                    | 271,578.00     |              |
| Sewer District           |                |                |                    |                    | 157,500.00     |              |
| Fire District            | 23,774.00      | 56,666.00      | 88,792.00          | 45,055.00          | 141,960.00     |              |
| Fire Protection          |                |                |                    |                    |                |              |
| Total Levy-Town Purposes | \$303,040.00   | \$419,216.00   | \$674,392.00       | \$434,284.00       | \$1,177,739.00 |              |
| Chargebacks/Credits      | 1,147.37       | -0.21          | 604.41             | 0.00               | 8,556.18       |              |
| Compensation             | 7,301.00       | 14,180.00      | 21,762.00          | 11,794.00          | 39,874.00      |              |
| TOTAL TOWN LEVY - 2005   | \$311,488.37   | \$433,395.79   | \$696,758.41       | \$446,078.00       | \$1,226,169.18 |              |

it is hereby

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/her according to law.

Dated at Geneseo, New York

December 22, 2004

Finance & Administration Committee

**RESOLUTION NO. 2004-495. ADOPTING 2005 OFFICIAL LIST OF COUNTY OFFICIALS REQUIRED TO FILE AN ANNUAL STATEMENT OF FINANCIAL DISCLOSURE UNDER SECTION 2F OF LOCAL LAW NO. 4 OF THE YEAR 1990**

WHEREAS, the Ethics Board of Livingston County has recommended to the Chairman of the Board of Supervisors the 2005 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 following list which constitutes the 2005 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

**2005 OFFICIAL LIST OF COUNTY OFFICIALS**

| <b>DEPARTMENT</b>                | <b>FIRST NAME</b> | <b>LAST NAME</b> | <b>TITLE</b>                        |
|----------------------------------|-------------------|------------------|-------------------------------------|
| BOARD OF ELECTIONS               | SUSAN N.          | GUENTHER         | ELECTION COMMISSIONER               |
| BOARD OF ELECTIONS               | NANCY L.          | LEVEN            | DEPUTY COMMISSIONER                 |
| BOARD OF ELECTIONS               | LAURA M.          | SCHOONOVER       | DEPUTY COMMISSIONER                 |
| BOARD OF ELECTIONS               | GERALD L.         | SMITH            | ELECTION COMMISSIONER               |
| BOARD OF SUPERVISORS             | VIRGINIA O.       | AMICO            | CLERK OF THE BOARD                  |
| BOARD OF SUPERVISORS             | PHILIP S.         | BROOKS           | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | MARJORIE          | CANSDALE         | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | IVAN C.           | DAVIS            | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | GERALD L.         | DEMING           | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | WESTON L.         | KENNISON         | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | DAVID L.          | LEFEVER          | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | DENNIS P.         | MAHUS            | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | DOMENICK J.       | MARTELLO         | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | JAMES C.          | MERRICK          | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | GARY D.           | MOORE            | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | JAMES F.          | OLVERD           | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | DANIEL L.         | PANGRAZIO        | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | CHRISTINE M.      | RUMBLE           | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | THERESA M.        | SCHETTINE        | CONF. SECRETARY                     |
| BOARD OF SUPERVISORS             | MARK J.           | SCHUSTER         | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | TIMOTHY R.        | WAHL             | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | MARK E.           | WALKER           | SUPERVISOR                          |
| BOARD OF SUPERVISORS             | J. PETER          | YENDELL          | SUPERVISOR                          |
| CENTRAL SERVICES - BLDG & GROUND | DAVID             | ALLEN            | SUPERVISOR                          |
| CENTRAL SERVICES                 | LAIRD             | SIMONS           | WORKING FOREMAN                     |
| COMMUNITY SERVICES               | MARK              | BROWN            | DIRECTOR                            |
| COMMUNITY SERVICES               | BONNIE            | DIETZ            | BOARD CHAIRPERSON                   |
| COUNTY ADMINISTRATION            | LISA M.           | GROSSE           | ADMIN ASSISTANT                     |
| COUNTY ADMINISTRATION            | DOMINIC F.        | MAZZA            | COUNTY ADMINISTRATOR                |
| COUNTY ADMINISTRATION            | MICHELE           | REES             | CONFIDENTIAL SECRETARY              |
| COUNTY ATTORNEY                  | DENNIS            | COHEN            | ASST COUNTY ATTORNEY                |
| COUNTY ATTORNEY                  | DAVID             | MORRIS           | COUNTY ATTORNEY                     |
| COUNTY AUDITOR                   | TERRENCE P.       | DONEGAN          | COUNTY AUDITOR                      |
| COUNTY CLERK                     | JAMES             | CULBERTSON       | COUNTY CLERK                        |
| COUNTY CLERK                     | DIANA             | MOFFAT           | 2 <sup>nd</sup> DEPUTY COUNTY CLERK |
| COUNTY CLERK                     | MARY              | STRICKLAND       | DEPUTY COUNTY CLERK                 |
| COUNTY TREASURER                 | AMY               | MANN             | DEP. COUNTY TREASURER               |
| COUNTY TREASURER                 | CAROLYN           | TAYLOR           | COUNTY TREASURER                    |
| DEPARTMENT OF HEALTH - DOG       | ROXANNE           | CLARK            | OFFICER                             |

## CONTROL

DEPARTMENT OF HEALTH – WTS.  
& MEASURES

MICHAEL

CLOONAN

DIRECTOR

DEPARTMENT OF HEALTH

JOAN H.

ELLISON

PUBLIC HEALTH DIRECTOR

DEPARTMENT OF HEALTH –  
ENVIRON HEALTH

JAMES

MAZUROWSKI

DIRECTOR

DEPARTMENT OF HEALTH

ERIK

HENDERSON

FINANCE SUPERVISOR

DEPARTMENT OF HEALTH

JAMES

PERAINO

FISCAL MANAGER

DEPARTMENT OF HEALTH –  
PATIENT SERVICES

BETHANY

WADSWORTH

DIRECTOR

DEPARTMENT OF HEALTH

NORMAN

WETTERAU M.D.

MEDICAL CONSULTANT

DEPARTMENT OF HEALTH -  
BOARD OF HEALTH

DAVID

BREEN M.D.

MEMBER

DEPARTMENT OF HEALTH -  
BOARD OF HEALTH

CAROL

CAREY

MEMBER

DEPARTMENT OF HEALTH -  
BOARD OF HEALTH

BRUCE

GODSAVE ED. D.

MEMBER

DEPARTMENT OF HEALTH -  
BOARD OF HEALTH

JEFFERY

HANSEN M.D.

MEMBER

DEPARTMENT OF HEALTH -  
BOARD OF HEALTH

GREGORY

LIPTAK M.D.

MEMBER

DEPARTMENT OF HEALTH -  
BOARD OF HEALTHMARY  
MARGARET

STALLONE

MEMBER

DEPARTMENT OF HEALTH -  
BOARD OF HEALTH

MARK E.

WALKER

MEMBER

DEPARTMENT OF SOCIAL  
SERVICES

MICHAEL

ALLEN

DSS ASST. ATTORNEY  
STAFF DEVELOPMENT  
COORD.DEPARTMENT OF SOCIAL  
SERVICES

MICHELE

DAVIDSON

DEPARTMENT OF SOCIAL  
SERVICES

DIANE

DEANE

DIR. OF ADMIN. SERVICES

DEPARTMENT OF SOCIAL  
SERVICES

KRISTINE

GULESANO

SEC. TO THE COMMISSIONER

DEPARTMENT OF SOCIAL  
SERVICES

DENNIS

MEISSEL

EMPLOYMENT COORDINATOR

DEPARTMENT OF SOCIAL  
SERVICES

JOHN

SYLVESTER

SOCIAL SERVICES ATTORNEY  
HEAD SOCIAL WELFARE  
EXAMINERDEPARTMENT OF SOCIAL  
SERVICES

SHARON

TINELLI

DEPARTMENT OF SOCIAL  
SERVICES

SANDRA K.

WRIGHT

COMMISSIONER

DEPARTMENT OF SOCIAL  
SERVICES

GINNY

RAWLEIGH

CHILD SUPPORT COORD.

DEPARTMENT OF SOCIAL  
SERVICES

JAMES

CORNELL

DIRECTOR OF SERVICES

DISTRICT ATTORNEY

KYLE

MACKAY

ASSISTANT

DISTRICT ATTORNEY

THOMAS E.

MORAN

DISTRICT ATTORNEY

DISTRICT ATTORNEY

VICTOR D.

ROWCLIFFE

ASSISTANT

DISTRICT ATTORNEY

ERIC

SCHIENER

ASSISTANT

DISTRICT ATTORNEY

BONITA J.

STUBBLEFIELD

ASSISTANT

|                                      |            |             |                            |
|--------------------------------------|------------|-------------|----------------------------|
| DISTRICT ATTORNEY                    | ROBERT     | WIGGINS     | ASSISTANT                  |
| ECONOMIC DEVELOPMENT                 | JULIE      | MARSHALL    | DEP. DIR. OF ECONOMIC DEV. |
| ECONOMIC DEVELOPMENT                 | PATRICK    | ROUNTREE    | ADMINISTRATIVE DIRECTOR    |
| ECONOMIC DEVELOPMENT - IDA           | WILLIAM    | BACON       | MEMBER                     |
| ECONOMIC DEVELOPMENT - IDA           | PHILIP S.  | BROOKS      | MEMBER                     |
| ECONOMIC DEVELOPMENT - IDA           | SUSAN      | DOERFLINGER | MEMBER                     |
| ECONOMIC DEVELOPMENT - IDA           | WALT       | ISAAC       | MEMBER                     |
| ECONOMIC DEVELOPMENT - IDA           | RICHARD A. | ASH         | MEMBER                     |
| ECONOMIC DEVELOPMENT - IDA           | GEORGE     | TRABER      | MEMBER                     |
| ECONOMIC DEVELOPMENT - IDA           | J. PETER   | YENDELL     | MEMBER                     |
| EMERGENCY MANAGEMENT SERVICES        | KEVIN      | NIEDERMAIER | SERVICES DIRECTOR          |
| EMERGENCY MANAGEMENT SERVICES        | WILLIAM    | SHEAHAN     | EMS COORDINATOR            |
| HIGHWAY                              | DENNIS J.  | BAREFOOT    | DEP. SUPERINTENDENT        |
| HIGHWAY                              | DONALD N.  | HIGGINS     | SUPERINTENDENT             |
| HIGHWAY                              | ELAINE D.  | SZOCZEI     | ADMIN. HIGHWAY MANAGER     |
| HISTORIAN                            | AMIE       | ALDEN       | COUNTY HISTORIAN           |
| HISTORIAN                            | VACANCY    |             | DEPUTY COUNTY HISTORIAN    |
| INFORMATION & TECHNOLOGY SERVICES    | DALE       | NIESWIADOMY | DIRECTOR                   |
| INFORMATION & TECHNOLOGY SERVICES    | ELAINE     | VANSON      | DEPUTY DIRECTOR            |
| L. C. WATER & SEWER AUTHORITY        | PHILIP S.  | BROOKS      | MEMBER                     |
| L. C. WATER & SEWER AUTHORITY        | GARY D.    | MOORE       | MEMBER                     |
| L. C. WATER & SEWER AUTHORITY        | CATHERINE  | MUSCARELLA  | DIRECTOR OF PUBLIC WORKS   |
| L. C. WATER & SEWER AUTHORITY        | VACANT     |             | DIRECTOR OF OPERATIONS     |
| L. C. WATER & SEWER AUTHORITY        | FRANK      | RIEDMAN     | MEMBER                     |
| L. C. WATER & SEWER AUTHORITY        | JOHN       | SAWYER      | MEMBER                     |
| L. C. WATER & SEWER AUTHORITY        | W. HAROLD  | STEWART     | MEMBER                     |
| L. C. WATER & SEWER AUTHORITY        | JUDITH     | TRAVIS      | FINANCIAL MANAGER          |
| L. C. WATER & SEWER AUTHORITY        | TIMOTHY R. | WAHL        | MEMBER                     |
| L. C. WATER & SEWER AUTHORITY        | DENNIS L.  | WITTE       | MEMBER                     |
| LOCAL CONDITIONAL RELEASE COMMISSION | DAVID      | BOVARD      | MEMBER                     |
| LOCAL CONDITIONAL RELEASE COMMISSION | MARK       | BROWN       | CHAIRPERSON                |
| LOCAL CONDITIONAL RELEASE COMMISSION | PAUL       | METZGER     | REVEREND                   |
| LOCAL CONDITIONAL RELEASE            | FRANK      | REEDER      | MEMBER                     |

## COMMISSION

LOCAL CONDITIONAL RELEASE  
COMMISSION

JOHN

SYLVESTER

MEMBER

OFFICE FOR THE AGING – FOSTER  
GRANDPARENT

DEBORAH

GAGE

DIRECTOR

OFFICE FOR THE AGING

EDIE

PHILIPSON

FINANCE MANAGER

OFFICE FOR THE AGING

KAAREN

SMITH

DIRECTOR

OFFICE FOR THE AGING –SENIOR  
NUTRITION

KATHY

VANWAGNEN

DIRECTOR

PERSONNEL

LAURINE M.

BEACH

PERSONNEL ASSISTANT

PERSONNEL

TISH E.

LYNN

PERSONNEL OFFICER

PLANNING

HEATHER

FERRERO

PLANNER

PLANNING - ENERGY PROGRAMS

DONALD

HUFF

SUPERVISOR

PLANNING – HOUSING

PROGRAMS

RUTH

SWIFT

COORDINATOR

PLANNING

DAVID

WOODS

DIRECTOR

PLANNING – AG. & FARMLAND  
PROTECTION BD.

VACANCY

VICE CHAIRPERSON

PLANNING – AG. & FARMLAND  
PROTECTION BD.

JON

WHITE

CHAIRPERSON

PLANNING - COMMUNITY  
INITIATIVES COUNCIL

ROBERT

MARTIN

CHAIRPERSON

PLANNING - COMMUNITY  
INITIATIVES COUNCIL

BRENDA

WEAVER

VICE CHAIRPERSON

PLANNING - COUNTY PLANNING  
BOARD

BARRY

CAPLAN

VICE CHAIRPERSON

PLANNING - COUNTY PLANNING  
BOARD

DIANE

FOWLER

CHAIRPERSON

PLANNING – ENVIRON.  
MANAGEMENT COUNCIL

WILLIAM J.

MCCLEARY

CHAIRPERSON

PLANNING – ENVIRON.  
MANAGEMENT COUNCIL

ERIC

GRACE

VICE CHAIRPERSON

PROBATION

EDWARD

ERHARD

PROBATION DIRECTOR

PUBLIC DEFENDER

MARCEA

CLARK

PUBLIC DEFENDER

PUBLIC DEFENDER

KELLY

DONOHUE BURNS

ASSISTANT

PUBLIC DEFENDER

CHRISTOPHER

LARAGY

ASSISTANT

PUBLIC DEFENDER

JOHN

LOCKHART III

ASSISTANT

PUBLIC DEFENDER

JAMES

MCCANN

ASSISTANT

PUBLIC DEFENDER

MARY KAY

YANIK

ASSISTANT

REAL PROPERTY TAX

RICHARD J.

SHEFLIN

DIRECTOR

RECORDS MANAGEMENT

KATHERINE

MONTEMARANO

SUPERVISOR

SHERIFF

RAYMOND

ELLIS

MAJOR

SHERIFF

MARTIN

HERKIMER

UNDERSHERIFF

SHERIFF

JAMES

ROSE

MAJOR

SHERIFF

JAMES

SZCZESNIAK

MAJOR

SHERIFF

JOHN M.

YORK

SHERIFF

SKILLED NURSING FACILITY -  
CAMPUS

CHERYL

BEACH

HOUSEKEEPER

SKILLED NURSING FACILITY -

PETER

CARTER

SENIOR FISCAL MANAGER



## CAMPUS

SNF - CAMPUS ADULT DAY  
HEALTH CARE

COLLEEN

DEBUYSER R.N.

COORD.

SKILLED NURSING FACILITY -  
CAMPUS

DIANE

DEMBIK

DIRECTOR OF NURSING

SKILLED NURSING FACILITY -  
CAMPUS

BARBARA

HOWE

ASST. DIR. OF NURSING SERV.

SKILLED NURSING FACILITY -  
CAMPUS

ANTHONY

JARZYNA

OCCUPATIONAL THERAPIST

SKILLED NURSING FACILITY -  
CAMPUS

PAUL

KESSELRING

ADMINISTRATOR

SKILLED NURSING FACILITY -  
CAMPUS

MARY KAYE

MEEHAN

SENIOR SOCIAL WORK ASST.

SKILLED NURSING FACILITY -  
CAMPUS

MARCEA

NEGROTTO

PHYSICAL THERAPIST

SKILLED NURSING FACILITY -  
CAMPUS

MONICA

RIMLINGER

TIME ACTIVITIES DIRECTOR

SKILLED NURSING FACILITY -  
CAMPUS

WANDA

SCHILLINGER

ADMISSIONS COORDINATOR

SKILLED NURSING FACILITY -  
GENESEO

FRANKLIN

BASSETT

DIR. OF LONG-TERM CARE

SKILLED NURSING FACILITY -  
GENESEO

KATHERINE

BAUMGARDNER

LEISURE TIME ACTIVITIES  
DIR.

SKILLED NURSING FACILITY -  
GENESEO

RICHARD

BAUMGARDNER

PHYSICAL THERAPIST

SNF – GENESEO BLDG &  
GROUNDS

TOM

HELLES

WORKING FOREPERSON

SKILLED NURSING FACILITY -  
GENESEO

LAUREE

KENYON

ASSISTANT ADMINISTRATOR

SKILLED NURSING FACILITY -  
GENESEO

BARBARA

CALNAN

ASST DIR. OF NURSING SERV.

SKILLED NURSING FACILITY -  
GENESEO

TRICIA

RULIFFSON

OCCUPATIONAL THERAPIST

SKILLED NURSING FACILITY -  
GENESEO

THERESA

SHAY

ASST DIRECTOR OF NURSING

VETERANS AFFAIRS

FRANK

HOLLISTER

DIRECTOR - PART TIME

WORKFORCE DEVELOPMENT &  
YOUTH BUREAU

C. KEITH

MITCHELL

DIRECTOR

Dated at Geneseo, New York

December 22, 2004

Legislative and Agricultural Affairs Committee

**RESOLUTION NO. 2004-496. PROVIDING FOR PUBLIC HEARING ON PROPOSED LOCAL LAW NO. F - 2004 - COUNTY OF LIVINGSTON PROVIDING SALARIES FOR CERTAIN COUNTY OFFICERS FOR THE YEAR 2005**

WHEREAS, there has been duly presented and introduced at a meeting of this Board, held on December 22, 2004, a proposed Local Law entitled Local Law No. F – 2004 County Of Livingston Providing Salaries For Certain County Officers For The Year 2005, it is hereby

RESOLVED, that a public hearing shall be held on the said proposed Local Law by this Board on the 12th day of January, 2005 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 shall be given by 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

December 22, 2004

Personnel & Employee Relations Committee

#### **PREFERRED AGENDA VOTE**

Motion made by Mr. Schuster and seconded by Mr. Walker that Res. 2004-493 be amended to change the Avon total amount to \$1,540,000. Carried.

There being no further discussion on the foregoing resolutions, Chairman Merrick asked for a motion to present the preferred Agenda.

Motion made by Mr. Schuster and seconded by Mr. Walker to move the Preferred Agenda. Carried.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

#### **RESOLUTION NO. 2004-497. AUTHORIZING TRANSFER OF FUNDS – CAMPUS SNF, CENTRAL SERVICES, GENESEO SNF, HIGHWAY, MENTAL HEALTH, OFFICE FOR THE AGING, PROBATION, PUBLIC HEALTH, SHERIFF, SOCIAL SERVICES, WORKFORCE DEVELOPMENT, VARIOUS YEAR END**

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

RESOLVED, that the County Treasurer 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 22, 2004

Finance and Administration Committee

Mr. Yendell announced that Res. No. 2004-506 Correcting Tax Roll was not presented at a Finance & Administration Committee meeting; however, the Committee has signed the resolution.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

#### **RESOLUTION NO. 2004-498. REPORTING NAMES FOR THE MEMORIAL PAGE FOR THE 2004 PROCEEDINGS**

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

RESOLVED, that the Clerk of the Board call the roll and each Supervisor report the names of any former supervisors who have died during the year:

Anthony Pagano, Town of Mt. Morris, 1982-1983

Dated at Geneseo, New York

December 22, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

#### **RESOLUTION NO. 2004-499. ESTABLISHING ORGANIZATIONAL MEETING FOR THE YEAR 2005**

Mr. Yendell 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 Monday, January 3, 2005, for the purpose of organizing the Board for the year 2005 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 22, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-500. PROVIDING FOR 2005 APPORTIONMENT OF COUNTY TAXES**

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

WHEREAS, the Finance and Administration Committee submits the following table, based on assessed full valuation for the various towns of the County:

| <b><u>2005 EQUALIZATION AND APPORTIONMENT</u></b> |                                                      |                                     |                                     |                                                |
|---------------------------------------------------|------------------------------------------------------|-------------------------------------|-------------------------------------|------------------------------------------------|
| Towns                                             | Total Assessed Valuation<br>(Res.#85-210 & 2003-368) | Ratios                              | Full Values Real Property Equalized | Taxable Assessed Value Real Property Franchise |
| Avon                                              | \$300,414,431                                        | 92.00                               | \$326,537,425                       | \$275,984,960                                  |
| Caledonia                                         | 198,682,928                                          | 92.00                               | 215,959,704                         | 180,053,447                                    |
| Conesus                                           | 123,637,759                                          | 92.00                               | 134,388,869                         | 118,129,662                                    |
| Geneseo                                           | 353,476,579                                          | 92.00                               | 384,213,673                         | 326,131,072                                    |
| Groveland                                         | 95,570,150                                           | 92.00                               | 103,880,598                         | 81,712,245                                     |
| Leicester                                         | 95,418,207                                           | 92.00                               | 103,715,442                         | 83,950,937                                     |
| Lima                                              | 198,812,730                                          | 97.00                               | 204,961,577                         | 183,211,271                                    |
| Livonia                                           | 370,556,834                                          | 92.00                               | 402,779,167                         | 352,432,155                                    |
| Mount Morris                                      | 135,211,047                                          | 92.00                               | 146,968,529                         | 119,702,319                                    |
| North Dansville                                   | 170,954,193                                          | 97.00                               | 176,241,436                         | 160,105,737                                    |
| Nunda                                             | 92,356,404                                           | 92.00                               | 100,387,396                         | 83,926,789                                     |
| Ossian                                            | 40,689,755                                           | 100.00                              | 40,689,755                          | 34,660,375                                     |
| Portage                                           | 30,396,802                                           | 92.00                               | 33,040,002                          | 25,765,619                                     |
| Sparta                                            | 58,608,298                                           | 92.00                               | 63,704,672                          | 53,744,215                                     |
| Springwater                                       | 90,524,562                                           | 92.00                               | 98,396,263                          | 84,214,816                                     |
| West Sparta                                       | 51,492,012                                           | 97.00                               | 53,084,548                          | 45,210,810                                     |
| York                                              | 165,853,591                                          | 92.00                               | 180,275,642                         | 140,361,783                                    |
| TOTALS                                            | \$2,572,656,282                                      |                                     | \$2,769,224,698                     | \$2,349,298,212                                |
|                                                   |                                                      |                                     |                                     |                                                |
| Towns                                             | Amount of Levy                                       | Tax Rate Per \$M of Assessed Values |                                     | % of County Tax Based on Equalized Values      |
| Avon                                              | \$2,278,299.27                                       | .008 255 157                        |                                     | 11.791655                                      |
| Caledonia                                         | 1,506,782.39                                         | .008 368 528                        |                                     | 7.798562                                       |
| Conesus                                           | 937,650.75                                           | .007 937 471                        |                                     | 4.852942                                       |
| Geneseo                                           | 2,680,714.88                                         | .008 219 747                        |                                     | 13.874413                                      |
| Groveland                                         | 724,790.09                                           | .008 870 030                        |                                     | 3.751252                                       |
| Leicester                                         | 723,637.77                                           | .008 619 770                        |                                     | 3.745288                                       |
| Lima                                              | 1,430,046.94                                         | .007 805 453                        |                                     | 7.401407                                       |
| Livonia                                           | 2,810,249.02                                         | .007 973 872                        |                                     | 14.544835                                      |
| Mount Morris                                      | 1,025,420.98                                         | .008 566 425                        |                                     | 5.307209                                       |
| North Dansville                                   | 1,229,662.22                                         | .007 680 313                        |                                     | 6.364288                                       |
| Nunda                                             | 700,417.45                                           | .008 345 577                        |                                     | 3.625108                                       |
| Ossian                                            | 283,898.46                                           | .008 190 865                        |                                     | 1.469356                                       |
| Portage                                           | 230,524.96                                           | .008 946 999                        |                                     | 1.193114                                       |
| Sparta                                            | 444,476.69                                           | .008 270 224                        |                                     | 2.300451                                       |
| Springwater                                       | 686,525.06                                           | .008 152 070                        |                                     | 3.553206                                       |
| West Sparta                                       | 370,378.60                                           | .008 192 258                        |                                     | 1.916946                                       |
| York                                              | 1,257,809.47                                         | .008 961 196                        |                                     | 6.509968                                       |

|                 |                 |              |            |
|-----------------|-----------------|--------------|------------|
| TOTALS          | \$19,321,285.00 |              | 100.000000 |
| COUNTY TAX RATE |                 | .008 224 279 |            |
| AVERAGE RATIO   |                 | .929 016 805 |            |

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.

Dated at Geneseo, New York

December 22, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-501.      AUTHORIZING THE CHAIRMAN, THE CLERK OF THE BOARD AND THE REAL PROPERTY TAX DIRECTOR TO EXECUTE TAX WARRANTS FOR COLLECTION OF TAXES OF DECEMBER 31, 2004**

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

RESOLVED, that warrants for the collection of taxes levied on the 2005 town tax rolls signed by the Chairman, Clerk of the Board and Real Property Tax Director with the seal affixed thereto, be issued under the date of December 31, 2004, 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, 2005.

Dated at Geneseo, New York

December 22, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-502.      AUTHORIZING REAPPROPRIATION OF FUNDS—EMERGENCY MANAGEMENT SERVICES**

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

WHEREAS, the Emergency Management Services Department has received additional insurance recovery revenue, it is hereby

RESOLVED, that the 2004 Emergency Management Services Department budget be amended as follows:

**Increase Revenue Account**

A3640.2680 EMS/Insurance Recoveries      \$1,941.04

**Increase Appropriation Account**

A3640.4127 EMS/Outside Repairs      \$1,941.04

Dated at Geneseo, New York

December 22, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-503.      AUTHORIZING REAPPROPRIATION OF FUNDS – SHERIFF DEPARTMENT**

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

WHEREAS, the Livingston County Sheriff Department has received additional insurance recovery revenue, it is hereby

RESOLVED, that the 2004 Livingston County Sheriff Department Budget be amended as follows:

**Increase Revenue Account**

A3110.2680 Sheriff/Insurance Recoveries      \$3,147.22

**Increase Appropriation Account**

A3110.4127 Sheriff/Outside Repairs

\$3,147.22

Dated at Geneseo, New York

December 22, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-504. ESTABLISHING RESERVE ACCOUNT – CONESUS LAKE WATERSHED MANAGEMENT RESERVE**

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

WHEREAS, Livingston County was the Lead Agency for the development of the Conesus Lake Watershed Management Plan; and

WHEREAS, implementation of the recommendations in the Conesus Lake Watershed Management Plan will involve programs and projects to improve and protect the water quality of Conesus Lake; and

WHEREAS, a yet undetermined portion of the costs of such programs and projects will require a local share; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to establish Conesus Lake Watershed Management Reserve Account A0879.0000 in the amount of \$25,000 from Unappropriated Fund Balance A0909.0000 due to available surpluses in appropriation account A8090.4160 Conesus Lake Watershed Program Contractual Expense.

Dated at Geneseo, New York

December 22, 2004

Finance &amp; Administration Committee

The County Administrator reported that \$25,000 was budgeted in 2004 for anticipated local share and matching funds for the Conesus Lake Management Plan and this money has not been spent. Consequently, he proposed a reserve account be established to encumber these funds. An additional \$25,000 has been budgeted in 2005. It is imperative that the County appropriate funding for this project to enhance our chance of getting additional state and/or federal assistance.

The County Administrator reported on the next resolution. He indicated that Livingston County is unique in establishing a reserve account for Medicaid. The County Administrator commended the Department of Social Services administration for doing a fine job to reduce costs and as a result \$600,000 will be placed in a reserve account.

Mr. Martello, Chairman of the Intergovernmental Affairs Committee, concurred with the County Administrator and commended the Department of Social Services for doing a fine job of reducing costs, which created a surplus of money.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-505. ESTABLISHING RESERVE ACCOUNT – MEDICAID RESERVE**

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

WHEREAS, the new Livingston County Nursing Home facility reimbursement structure will require an increased local share for future Medicaid costs, and

WHEREAS, the cost of the increased local share is yet to be determined; now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to establish Medicaid Reserve Account A0877.0000 in the amount of \$600,000 from Unappropriated Fund Balance A909.0000 due to available surpluses in appropriation account A6102.4160 Medical Assistance Payments—MMIS.

Dated at Geneseo, New York

December 22, 2004

Finance &amp; Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-506. CORRECTING TAX ROLL – TOWN OF AVON**

Mr. Yendell 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 parcel) application for correction of the tax roll, pursuant to the Real Property

Tax Law, prepared by the Assessor for the Town of Avon on the tax roll for the years hereinafter set forth, and

WHEREAS, said parcel was 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 roll so that the roll can be corrected; and a notice of approval to the applicant, 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 the application.

| Year, Town & Premises | Taxing Jurisdiction | Original<br>Tax Bill | Corrected<br>Tax Bill | Refunds     | Chargebacks to<br>Taxing<br>Jurisdictions |
|-----------------------|---------------------|----------------------|-----------------------|-------------|-------------------------------------------|
| 1. 2005 AVON          | Livingston County   | \$ 73.09             | \$0.00                | \$0.00      | \$ 73.09                                  |
| MILLER, Michael P.    | Avon Town Tax       | 34.81                | 0.00                  | 0.00        | 34.81                                     |
| & Jennifer K.         | Avon Fire 1         | <u>18.42</u>         | <u>0.00</u>           | <u>0.00</u> | <u>18.42</u>                              |
| Tax Map Number        | Total               | \$126.32             | \$0.00                | \$0.00      | \$126.32                                  |
| 36-1-64.2             |                     |                      |                       |             |                                           |

Dated at Geneseo, New York

December 22, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

#### **RESOLUTION NO. 2004-507.      AMENDING 2004 COUNTY BUDGET – HIGHWAY**

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

RESOLVED, that the 2004 Highway budget be amended as follows:

| <b><u>Department</u></b>              | <b><u>Revenue</u></b> | <b><u>Description</u></b>               | <b><u>Amount</u></b> |
|---------------------------------------|-----------------------|-----------------------------------------|----------------------|
| <b>Increase Revenue Account</b>       |                       |                                         |                      |
| D5144                                 | 2302                  | Snow Removal Other                      | \$18,141.76          |
| <b>Increase Appropriation Account</b> |                       |                                         |                      |
| D5144                                 | 4410                  | Payments to Other Govt's.               | \$18,141.76          |
| <b>Increase Revenue Account</b>       |                       |                                         |                      |
| D5113                                 | 2771                  | Reimbursements<br>from other Local Gov. | \$27,000.00          |
| <b>Increase Appropriation Account</b> |                       |                                         |                      |
| D5113                                 | 4410                  | Payments to Other Govt's.               | \$27,000.00          |
| <b>Increase Revenue Account</b>       |                       |                                         |                      |
| D5115                                 | 2771                  | Local Share                             | \$1,940.64           |
| D5115                                 | 4591                  | Federal Highway Capital Grant           | <u>\$36,872.10</u>   |
|                                       |                       |                                         | \$38,812.74          |
| <b>Increase Appropriation Account</b> |                       |                                         |                      |
| D5115                                 | 4170                  | Contract Expense                        | \$38,812.74          |

Dated at Geneseo, New York

December 22, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

#### **RESOLUTION NO. 2004-508.      AMENDING 2004 COUNTY BUDGET – DEPARTMENT OF HEALTH/PUBLIC HEALTH**

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

RESOLVED, that the 2004 Department of Health budget be amended as follows:

| <b><u>Department</u></b> | <b><u>Revenue</u></b> | <b><u>Description</u></b> | <b><u>Amount</u></b> |
|--------------------------|-----------------------|---------------------------|----------------------|
|--------------------------|-----------------------|---------------------------|----------------------|

**Increase Revenue Account**

|       |      |                         |            |
|-------|------|-------------------------|------------|
| A4112 | 4489 | Estimated/Grant Revenue | \$4,200.00 |
|-------|------|-------------------------|------------|

**Increase Appropriation Account**

|       |      |          |            |
|-------|------|----------|------------|
| A4112 | 1951 | Overtime | \$4,200.00 |
|-------|------|----------|------------|

**Increase Revenue Account**

|       |      |                               |             |
|-------|------|-------------------------------|-------------|
| A4099 | 3489 | State Aid/Other Grant Revenue | \$95,900.00 |
|-------|------|-------------------------------|-------------|

**Increase Appropriation Account**

|       |      |                  |             |
|-------|------|------------------|-------------|
| A4099 | 4160 | Contract Expense | \$95,900.00 |
|-------|------|------------------|-------------|

**Increase Revenue Account**

|       |      |                                      |              |
|-------|------|--------------------------------------|--------------|
| A4083 | 1605 | Third Party<br>Reimbursement/Hospice | \$117,918.00 |
|-------|------|--------------------------------------|--------------|

**Increase Appropriation Account**

|       |      |                      |                 |
|-------|------|----------------------|-----------------|
| A4083 | 1000 | Personal Services    | \$13,000.00     |
|       | 1950 | Temp Services        | \$15,000.00     |
|       | 1952 | Sched. Overtime      | \$500.00        |
|       | 4190 | Agency Contracts     | \$73,821.00     |
|       | 4340 | Mileage              | \$3,970.00      |
|       | 4440 | Medical Supplies     | \$5,673.00      |
|       | 8100 | FICA                 | \$1,800.00      |
|       | 8300 | Health Insurance     | \$3,167.00      |
|       | 8400 | Workers Compensation | <u>\$987.00</u> |
|       |      |                      | \$117,918.00    |

Dated at Geneseo, New York

December 22, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-509. AMENDING 2004 COUNTY BUDGET – MENTAL HEALTH**

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

RESOLVED, that the 2004 Mental Health budget be amended as follows:

| <u>Department</u>                     | <u>Revenue</u> | <u>Description</u>  | <u>Amount</u> |
|---------------------------------------|----------------|---------------------|---------------|
| <b>Increase Revenue Account</b>       |                |                     |               |
| A4323                                 | 3492           | GLOW Family Support | \$48,367.00   |
| <b>Increase Appropriation Account</b> |                |                     |               |
| A4323                                 | 4198           | GLOW Family Support | \$48,367.00   |
| <b>Increase Revenue Account</b>       |                |                     |               |
| A4325                                 | 3490           | Mental Health       | \$90,741.00   |
| <b>Increase Appropriation Account</b> |                |                     |               |
| A4325                                 | 4190           | Agency Contracts    | \$90,741.00   |
| <b>Increase Revenue Account</b>       |                |                     |               |
| A4322                                 | 3490           | Mental Health       | \$6,798.69    |
| <b>Increase Appropriation Account</b> |                |                     |               |
| A4322                                 | 4190           | Agency Contracts    | \$6,798.69    |

Dated at Geneseo, New York

December 22, 2004

Finance and Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-510. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH USA/TPA, INC. TO ADMINISTER THE SELF-INSURED WORKERS' COMPENSATION PROGRAM**

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

WHEREAS, the Office of the County Administrator has sought Request for Proposals for the administration of the Livingston County Self-Insured Workers' Compensation fund, and

WHEREAS, two proposals were received and interviews were held with each of the firms, and

WHEREAS, the interview committee unanimously endorses an agreement with USA/TPA, Inc., it is, hereby

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a three-year contract between the County of Livingston and USA/TPA, Inc. of P.O. Box 3309, Syracuse, New York 13220, to administer the Self-Insured Workers Compensation Fund, commencing February 15, 2005 and terminating February 15, 2008 at a price not to exceed Sixty Nine Thousand Two Hundred Dollars (\$69,200.00) for 2005/2006; Seventy One Thousand Four Hundred Dollars (\$71,400.00) for 2006/2007 and Seventy Four Thousand Dollars (\$74,000.00) for 2007/2008, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

December 22, 2004

Finance & Administration Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent - Olverd, 126; Adopted.

**RESOLUTION NO. 2004-511. AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFOR: REPLACEMENT OF KNOX STREET BRIDGE OVER MILL CREEK, VILLAGE OF DANSVILLE, LIVINGSTON COUNTY**

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

WHEREAS, a project for the Replacement of the Knox Street Bridge over Mill Creek, Village of Dansville, Livingston County (NYSDOT PIN 475363; BIN 3359080) (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 the Preliminary Engineering/Design and ROW Incidentals phases; now, therefore, be it

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

RESOLVED, that the Board of Supervisors hereby authorizes the Chairman of the Board to pay in the first instance 100% of the Federal and non-Federal share of the cost of Preliminary engineering/design and ROW Incidentals work for the Project or portions thereof, and be it further

RESOLVED, the total sum of \$190,000 is hereby appropriated from the Board of Supervisors and made available to cover the cost of participation in the above phases of the Project (of which the final County share will be 20% totaling \$38,000); and be it further

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

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

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

RESOLVED, that this Resolution shall take effect immediately.

Dated at Geneseo, New York

December 22, 2004

Highway and Public Works Committee

Mr. Moore stated the County local share is \$38,000 for this project.



The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-512. AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFOR: REPLACEMENT OF HUNTS HOLLOW ROAD BRIDGE OVER NORFOLK-SOUTHERN RAILROAD, TOWN OF PORTAGE, LIVINGSTON COUNTY**

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

WHEREAS, a project for the Replacement of the Hunts Hollow Road Bridge over Norfolk-Southern Railroad, Town of Portage, Livingston County (NYSDOT PIN 475366; BIN 3316570) (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 the Preliminary Engineering/Design and ROW Incidentals phases; now, therefore, be it

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

RESOLVED, that the Board of Supervisors hereby authorizes the Chairman of the Board to pay in the first instance 100% of the Federal and non-Federal share of the cost of Preliminary engineering/design and ROW Incidentals work for the Project or portions thereof, and be it further

RESOLVED, the total sum of \$210,000 is hereby appropriated from the Board of Supervisors and made available to cover the cost of participation in the above phases of the Project (of which the final County share will be 20% totaling \$42,000); and be it further

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

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

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

RESOLVED, that this Resolution shall take effect immediately.

Dated at Geneseo, New York

December 22, 2004

Highway and Public Works Committee

Mr. Moore stated the County local share is approximately \$42,000 for this project.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-513. AWARDING BID FOR HEAVY-DUTY PICKUP, 4-WHEEL-DRIVE, WITH DIESEL ENGINE AND SNOWPLOW PACKAGE FOR LIVINGSTON COUNTY HIGHWAY DEPARTMENT**

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

WHEREAS, after proper legal advertisement for a heavy-duty pickup, 4-wheel-drive, with diesel engine and snowplow package for the Livingston County Highway Department, ten bids were received, then opened on December 20, 2004, now, therefore, be it

RESOLVED, that the bid of Hoselton Chevrolet, Inc. of East Rochester New York for a 2005 Chevrolet K2500 heavy-duty pickup, 4-wheel-drive, with diesel engine and snowplow package in an amount not to exceed Thirty Thousand Eight Hundred Forty Dollars and 54/100 (\$30,840.54) be and hereby is accepted as the lowest responsible bid, and, it is further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is authorized to sign a contract with Hoselton Chevrolet, Inc., subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York

December 22, 2004

Highway & Public Works Committee

Mr. Moore reported that the price of the truck did not exceed the amount the Finance Committee authorized.

Chairman Merrick asked what the price difference is between a gas versus diesel fuel truck. D. Higgins, County Highway Superintendent, responded \$3,500-\$5,000. D. Higgins stated that diesel fueled trucks last longer and requires less maintenance, and the Shop Foreman recommended this type of truck. D. Higgins stated the bid specifications required a bid on both diesel and gas fueled trucks.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-514. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE DEPARTMENT OF SOCIAL SERVICES AS FOLLOWS: CATHOLIC CHARITIES FOR THE HOPE YOUTH MENTORING SERVICES; THE LIVINGSTON COUNTY FUNERAL DIRECTORS FOR INDIGENT BURIALS; THE CHILD CARE COUNCIL, INC. FOR INSPECTION OF REGISTERED DAY CARE PROVIDERS**

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

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

| <b><u>Contractor</u></b>                         | <b><u>Term</u></b>             | <b><u>Amount</u></b>      |
|--------------------------------------------------|--------------------------------|---------------------------|
| <b>Catholic Charities</b>                        | 1/1/04 – 12/31/04              | \$20,000.00               |
| For: Hope Mentoring Services                     |                                |                           |
| <b>Catholic Charities</b>                        | 1/1/05 – 12/31/05              | \$20,000.00               |
| For: Hope Mentoring Services                     |                                |                           |
| <b>Livingston County Funeral Directors</b>       |                                |                           |
| For: Indigent Burials                            | 1/1/05 - 12/31/07              |                           |
|                                                  | According to terms of contract |                           |
| <b>The Child Care Council, Inc.</b>              | 2/1/04 – 12/31/04              | Not to exceed \$70,076.00 |
| For: Inspection of registered day care providers |                                |                           |

Dated at Geneseo, New York

December 22, 2004

Intergovernmental Affairs Committee

Conesus Supervisor Rumble asked for permission to abstain from voting on this resolution, pursuant to the Rules of Order, because she serves on the Catholic Charities Board of Directors.

Motion made by Mr. Deming and seconded by Mr. Kennison that permission be granted to allow Mrs. Rumble to abstain from voting. Carried

The roll was called as follows: Ayes - 1,560; Noes - 0; Abstain – Rumble, 66; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-515. AUTHORIZING THE COMMISSIONER OF SOCIAL SERVICES TO SIGN A CONTRACT WITH THE LIVINGSTON COUNTY PLANNING DEPARTMENT FOR THE WEATHERIZATION REFERRAL AND PACKAGING (WRAP) PROGRAM FOR 2004-2005 PROGRAM YEAR**

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

RESOLVED, that the Commissioner of Social Services is hereby authorized to sign a contract with the Livingston County Planning Department for the Weatherization Referral and Packaging (WRAP) Program for 2004-2005, subject to review by the County Attorney and County Administrator:

Dated at Geneseo, New York

December 22, 2004

Intergovernmental Affairs Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**EXECUTIVE SESSION**

Motion made by Mr. Brooks and seconded by Mr. Wahl that the Board adjourn and reconvene as a Committee of the Whole for the purpose of discussing information regarding collective negotiations pursuant to Article 24 of the Civil Service Law (the Taylor Law); and that James C. Merrick act as Chairman and Virginia O. Amico act as Secretary, and David Morris act as County Attorney, Dominic Mazza act as County Administrator and Tish Lynn act as Personnel Officer remain present. Carried.

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

**REPORT OF EXECUTIVE SESSION**

The Board of Supervisors having met in Executive Session for the purpose of discussing information regarding Collective negotiations pursuant to Article 24 of the Civil Service law (the Taylor Law); hereby reports as follows:  
No action taken.

Dated December 22, 2004

James C. Merrick, Chairman

Motion made by Mr. Moore and seconded by Mr. Schuster that the Report of the Executive Session be accepted. Carried.

**RESOLUTION NO. 2004-516.      AUTHORIZING PERMISSION TO FILL VARIOUS POSITIONS FOR COUNTY CLERK'S OFFICE, DEPARTMENT OF HEALTH, GENESEO SKILLED NURSING FACILITY, MENTAL HEALTH, SHERIFF'S DEPARTMENT, SOCIAL SERVICES**

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

WHEREAS, by Res. No. 2003-081, the Livingston County Board of Supervisors adopted a Hiring and Equipment Purchase Freeze Policy, which requires approval from the County Administrator before a request may proceed to the Personnel and Employee Relations Committee for filling a vacancy which was not made in accordance with approved policies prior to January 6, 2003, and

WHEREAS, several department heads have requested permission to fill various vacancies, and

WHEREAS, the County Administrator has determined that filling these vacancies is necessary to carry out the essential functions of these departments and the Personnel and Employee Relations Committee has determined that there are extraordinary circumstances that justify the filling of the vacancies, and

WHEREAS, the Board of Supervisors has carefully reviewed these circumstances and determined that it concurs that exceptional circumstances exist which warrant filling the vacancies, now, therefore, be it

RESOLVED, that the Board of Supervisors authorizes the filling of the following vacancies:

**County Clerk's Office**

Index Clerk, full-time seasonal (1)

**Department of Health**

Home Health Aide, full-time (1)

Public Health Educator, full-time (1)

Senior Account Clerk/Typist, full-time (1)

**Geneseo Skilled Nursing Facility**

Activities Aide, part-time (1)

**Mental Health**

Psychiatric Social Work Assistant, full-time temporary (1)

**Sheriff's Department**

Corrections Officer, part-time (1)

**Social Services**

Caseworker/Caseworker Trainee, full-time (1)

Employment Coordinator, full-time (1)

Social Welfare Examiner, full-time (1)

Dated at Geneseo, New York

December 22, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-517. AMENDING THE HOURLY EMPLOYEE SALARY SCHEDULE: SHERIFF'S DEPARTMENT, SOCIAL SERVICES**

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

RESOLVED, that the 2004 Hourly Employee Salary Schedule is amended as follows:

**Sheriff's Department**

Create one full-time, temporary Corrections Officer position for a period of three months from the date the position is filled.

**Social Services**

Create one full-time Support Investigator position.

Dated at Geneseo, New York

December 22, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-518. AMENDING THE DEFERRED COMPENSATION PLAN FOR EMPLOYEES OF LIVINGSTON COUNTY EFFECTIVE DECEMBER 22, 2004 AND ADOPTING THE AMENDED AND RESTATED MODEL PLAN**

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

WHEREAS, the New York State Deferred Compensation Board (the "*Board*"), pursuant to Section 5 of the New York State Finance Law ("*Section 5*") and the Regulations of the New York State Deferred Compensation Board (the "*Regulations*"), has promulgated the Plan Document of the Deferred Compensation Plan for Employees of Livingston County (the "*Model Plan*") and offers the Model Plan for adoption by local employers;

WHEREAS, Livingston County, pursuant to Section 5 and the Regulations, has adopted and currently administers the Model Plan known as the Deferred Compensation Plan for Employees of Livingston County;

WHEREAS, effective May 21, 2004, the Board amended the Model Plan to adopt provisions relating to

- Authorization to reject a participant investment request if the request is contrary to the rules, regulations or prospectus of the affected investment fund.
- Authorization to distribute assets that have been rolled into the plan from another qualified retirement plan in accordance with the distribution rules of the plan that previously held the assets.
- Limitations on a participant's eligibility to obtain a loan in the event that the participant has previously defaulted on a loan.
- Modifications related to comments provided by the Internal Revenue Service in response to the Board's request for a private letter ruling stating that the Model Plan document constitutes an "eligible deferred compensation plan."
- Technical amendments pertaining to plan loan rules and the status of plan loans and other withdrawals upon the death of a participant.

WHEREAS, the Board has offered for adoption the amended and restated Model Plan to each Model Plan sponsored by a local employer in accordance with the Regulations; and

WHEREAS, upon due deliberation, Livingston County has concluded that it is prudent and appropriate to amend the Deferred Compensation Plan for Employees of Livingston County by adopting the amended and restated Model Plan, now, therefore, be it

RESOLVED, that Livingston County hereby amends the Deferred Compensation Plan for Employees of Livingston County effective December 22, 2004 by adopting the amended and restated Model Plan effective May 21, 2004, in the form attached hereto as Exhibit A.

Dated at Geneseo, New York

December 22, 2004

Personnel and Employee Relations Committee

Amended Plan on file in the Clerk's office.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-519. EXTENDING MILITARY LEAVE BENEFITS PROVIDED BY RESOLUTION 2001-427**

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

WHEREAS, Resolution 2001-427 was adopted in order to provide supplementary pay and continuation of benefits to eligible employees on military leaves; and

WHEREAS, said resolution was scheduled to expire on December 31, 2002 unless extended; and

WHEREAS, Resolution 2002-466 was adopted to extend Resolution 2001-427 for a period of one year and was scheduled to expire on December 31, 2003, if not extended; and

WHEREAS, Resolution 2003-445 was adopted to extend Resolution 2001-427 for another year and is scheduled to expire on December 31, 2004 if not extended; and

WHEREAS, the Personnel and Employee Relations Committee supports another extension; now, therefore, be it

RESOLVED, that the provisions of resolution 2001-427 are hereby extended through December 31, 2005.

Dated at Geneseo, New York

December 22, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-520. RATIFYING TENTATIVE COLLECTIVE BARGAINING AGREEMENT WITH THE LIVINGSTON COUNTY COALITION OF PATROL SERVICES AND AUTHORIZING EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT**

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

WHEREAS, the collective bargaining agreement between the Livingston County Coalition of Patrol Services and Livingston County is scheduled to expire on December 31, 2004; and

WHEREAS, the negotiating teams for the parties have reached a tentative agreement for a new collective bargaining agreement; and

WHEREAS, the Personnel and Employee Relations Committee recommends the ratification of this agreement by the County; now, therefore, be it

RESOLVED, that the tentative agreement, a copy of which is attached hereto, is hereby ratified; and, be it, further

RESOLVED, that the Chairman of the Livingston County Board of Supervisors and the County Administrator are hereby authorized to execute a collective bargaining agreement consistent with the terms of the tentative agreement commencing January 1, 2005 and expiring December 31, 2008.

Dated at Geneseo, New York

December 22, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-521. ADOPTING 2005 LIVINGSTON COUNTY DEPARTMENT HEAD SALARY SCHEDULE**

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

RESOLVED, the 2005 Livingston County Department Head salary schedule is hereby approved effective January 1, 2005, and is incorporated herein by reference; and

RESOLVED, all salaried employees shall be paid the annual salary specified in said Department Head salary schedule for work in calendar year 2005. Salaried employees will be paid every two weeks on a Friday immediately following the end of the pay period. If the pay period covers days in 2004 and 2005, the employee will receive compensation for work in 2005 based upon his/her 2005 salary and compensation for work in 2006 based upon his/her 2005 salary, with payment being made to the employee on the Friday immediately following the end of the pay period.

|  | Dept. | Dept Code | Title | Pos. # | Name | GR | FT/PT | DOH | 2005 Rate | Long. | Step |
|--|-------|-----------|-------|--------|------|----|-------|-----|-----------|-------|------|
|--|-------|-----------|-------|--------|------|----|-------|-----|-----------|-------|------|

|    |      |       |                                                      |     |                       |     |    |          |            |     |     |
|----|------|-------|------------------------------------------------------|-----|-----------------------|-----|----|----------|------------|-----|-----|
| 1  | BOS  | A1010 | Chairman of the Board                                | 014 | N/A                   | N/A | PT | N/A      | 35,000.00  | N/A | N/A |
| 2  | BOS  | A1010 | Vice Chairman of the Board                           | 018 | N/A                   | N/A | PT | N/A      | 15,650.00  | N/A | N/A |
| 3  | BOS  | A1010 | Members of the Board                                 | 015 | N/A                   | N/A | PT | N/A      | 12,875.00  | N/A | N/A |
| 4  | BOS  | A1230 | County Administrator                                 | 121 | Dominic F. Mazza      | N/A | FT | 5/15/89  | 109,500.00 | N/A | N/A |
| 5  | BOS  | A1345 | Administrative Assistant to the County Administrator | 324 | Lisa Grosse           | N/A | FT | 1/22/90  | 48,650.00  | N/A | N/A |
| 6  | BOS  | A1010 | Clerk to the Board of Supervisors                    | 005 | Virginia Amico        | N/A | FT | 3/12/90  | 48,650.00  | N/A | N/A |
| 7  | BOS  | A1010 | Confidential Secretary to the Clerk                  | 140 | Theresa Schettine     | N/A | FT | 11/26/99 | 32,650.00  | N/A | N/A |
| 8  | BOS  | A1230 | Secretary to the Co. Administrator                   | 323 | Michele Rees          | N/A | FT | 12/27/94 | 38,450.00  | N/A | N/A |
| 9  | BOS  | A1320 | County Auditor                                       | 124 | Terrence Donegan      | N/A | FT | 9/17/90  | 57,575.00  | N/A | N/A |
| 10 | BOS  | A1665 | Records Inventory Supervisor                         | 129 | Katherine Montemarano | N/A | FT | 1/1/93   | 37,750.00  | N/A | N/A |
| 11 | AGIN | A6773 | Office for the Aging Director                        | 132 | Kaaren Smith          | N/A | FT | 12/15/79 | 58,900.00  | N/A | N/A |
| 12 | AGIN | A6780 | Aging Services Caseworker                            | 289 | Anne DeMarte          | N/A | FT | 9/10/97  | 36,750.00  | N/A | N/A |
| 13 | AGIN | A6780 | Case Manager                                         | 290 | Lynda Robinson        | N/A | FT | 7/30/01  | 37,200.00  | N/A | N/A |
| 14 | AGIN | A6774 | Finance Supervisor                                   | 138 | Edyth Philipson       | N/A | FT | 8/1/93   | 43,925.00  | N/A | N/A |
| 15 | AGIN | A6781 | Foster Grandparent Program Director                  | 133 | Deborah Gage          | N/A | FT | 10/4/04  | 39,350.00  | N/A | N/A |
| 16 | AGIN | A6774 | Nutrition Program/ HEAP Coordinator                  | 134 | Kathleen VanWagnen    | N/A | FT | 4/25/77  | 47,700.00  | N/A | N/A |
| 17 | BOE  | A1450 | Commissioner                                         | 002 | Susan Guenther        | N/A | FT | 7/23/84  | 43,325.00  | N/A | N/A |
| 18 | BOE  | A1450 | Commissioner                                         | 002 | Gerald L. Smith       | N/A | FT | 12/18/91 | 43,325.00  | N/A | N/A |

|    |      |       |                                           |     |                        |     |    |          |            |     |     |
|----|------|-------|-------------------------------------------|-----|------------------------|-----|----|----------|------------|-----|-----|
| 19 | BOE  | A1450 | Deputy<br>Commissioner                    | 003 | Nancy Leven            | N/A | FT | 7/18/94  | 38,300.00  | N/A | N/A |
| 20 | BOE  | A1450 | Deputy<br>Commissioner                    | 003 | Laura Schoonover       | N/A | FT | 7/13/87  | 38,300.00  | N/A | N/A |
| 21 | CSNF | R6120 | Nursing Home<br>Administrator             | 231 | Paul R. Kesselring     | N/A | FT | 10/1/00  | 74,625.00  | N/A | N/A |
| 22 | CSNF | R6120 | Director of Nursing<br>Services           | 216 | Diane Dembik           | N/A | FT | 7/27/01  | 57,150.00  | N/A | N/A |
| 23 | CSNF | R6120 | Assistant Director of<br>Nursing          | 335 | Barbara Howe           | N/A | FT | 11/21/04 | 51,375.00  | N/A | N/A |
| 24 | CSNF | R6120 | Sr. Fiscal Manager                        | 247 | Peter Carter           | N/A | FT | 3/7/83   | 63,975.00  | N/A | N/A |
| 25 | CS   | A1620 | Supervisor of<br>Buildings & Grounds      | 128 | David Allen            | N/A | FT | 8/24/92  | 64,500.00  | N/A | N/A |
| 26 | CS   | A1610 | Buildings & Grounds<br>Working Foreperson | 286 | Laird Simons           | N/A | FT | 6/20/77  | 53,325.00  | N/A | N/A |
| 27 | CS   | R6120 | Buildings & Grounds<br>Working Foreperson | 286 | Thomas R. Helles       | N/A | FT | 1/31/02  | 50,550.00  | N/A | N/A |
| 28 | CLER | A1410 | County Clerk                              | 007 | James A.<br>Culbertson | N/A | FT | 1/1/86   | 67,500.00  | N/A | N/A |
| 29 | CLER | A1410 | Deputy County Clerk                       | 211 | Mary Strickland        | N/A | FT | 3/2/83   | 54,100.00  | N/A | N/A |
| 30 | CLER | A1410 | Second Deputy<br>County Clerk             | 145 | Diana Moffat           | N/A | FT | 4/20/81  | 45,075.00  | N/A | N/A |
| 31 | ATNY | A1420 | County Attorney                           | 104 | David Morris           | N/A | PT | 1/1/92   | 60,675.00  | N/A | N/A |
| 32 | ATNY | A1420 | Assistant County<br>Attorney              | 202 | Dennis Cohen           | N/A | PT | 3/17/78  | 50,125.00  | N/A | N/A |
| 33 | DA   | A1165 | District Attorney                         | 011 | Thomas Moran           | N/A | FT | 12/29/92 | 119,800.00 | N/A | N/A |
| 34 | DA   | A1166 | Assistant District<br>Attorney            | 203 | Victor Rowcliffe       | N/A | FT | 4/6/98   | 55,300.00  | N/A | N/A |
| 35 | DA   | A1165 | Assistant District<br>Attorney            | 203 | Eric R. Schiener       | N/A | FT | 11/29/99 | 63,350.00  | N/A | N/A |
| 36 | DA   | A1165 | Assistant District<br>Attorney            | 203 | Kyle Mackay            | N/A | PT | 5/9/93   | 37,925.00  | N/A | N/A |

|    |      |       |                                  |     |                       |     |    |          |           |     |     |
|----|------|-------|----------------------------------|-----|-----------------------|-----|----|----------|-----------|-----|-----|
| 37 | DA   | A1165 | Assistant District Attorney      | 203 | Bonita Stubblefield   | N/A | PT | 6/23/03  | 46,175.00 | N/A | N/A |
| 38 | DA   | A1165 | Assistant District Attorney      | 203 | Robert Wiggins        | N/A | PT | 12/27/76 | 40,250.00 | N/A | N/A |
| 39 | DA   | A1165 | Secretary to the DA              | 012 | Geraldine Ehrmentraut | N/A | FT | 1/7/93   | 44,675.00 | N/A | N/A |
| 40 | DA   | A1165 | Victim/Witness Asst. Coordinator | 294 | Richard Corrigan      | N/A | FT | 11/1/95  | 37,050.00 | N/A | N/A |
| 41 | ECOD | A6989 | Economic Developer               | 112 | Patrick Rountree      | N/A | FT | 9/30/88  | 75,050.00 | N/A | N/A |
| 42 | ECOD | A6989 | Deputy Economic Developer        | 017 | Julie Marshall        | N/A | FT | 9/18/00  | 58,675.00 | N/A | N/A |
| 43 | EMS  | A3640 | E.M.S. Director                  | 135 | Kevin Niedermaier     | N/A | FT | 11/20/95 | 54,925.00 | N/A | N/A |
| 44 | EMS  | A4013 | E.M.S. Coordinator               | 274 | William Sheahan       | N/A | FT | 4/9/01   | 44,625.00 | N/A | N/A |
| 45 | GSNF | N6120 | Dir. of Long Term Care           | 141 | Franklin Bassett      | N/A | FT | 7/13/92  | 99,000.00 | N/A | N/A |
| 46 | GSNF | N6120 | Asst. Nursing Home Administrator | 347 | Lauree Jean Meehan    | N/A | FT | 9/30/02  | 44,800.00 | N/A | N/A |
| 47 | GSNF | N6120 | Director of Nursing Services     | 216 | Mary Theresa Shay     | N/A | FT | 3/3/03   | 57,150.00 | N/A | N/A |
| 48 | GSNF | N6120 | Assistant Director of Nursing    | 335 | Barbara Calnan        | N/A | FT | 12/6/04  | 51,375.00 | N/A | N/A |
| 49 | GSNF | N6120 | Administrative Secretary         | 602 | Lorri Pearson         | N/A | FT | 10/31/03 | 26,775.00 | N/A | N/A |
| 50 | GSNF | N6120 | Medical Director                 | 144 | Cynthia Hadley, MD    | N/A | PT | 3/1/01   | 120.00    | N/A | N/A |
| 51 | DOH  | A4010 | Public Health Dir.               | 117 | Joan H. Ellison       | N/A | FT | 8/6/79   | 85,950.00 | N/A | N/A |
| 52 | DOH  | A4010 | Dir. of Environmental Health     | 275 | James Mazurowski      | N/A | FT | 8/14/00  | 61,675.00 | N/A | N/A |
| 53 | DOH  | A4010 | Dir. of Patient Services         | 217 | Bethany Wadsworth     | N/A | FT | 10/20/87 | 53,000.00 | N/A | N/A |
| 54 | DOH  | A4010 | Dir. of Patient Services         | 217 | Mary M. Stallone      | N/A | FT | 4/13/92  | 61,975.00 | N/A | N/A |



|    |      |       |                                                    |     |                   |     |    |          |           |     |     |
|----|------|-------|----------------------------------------------------|-----|-------------------|-----|----|----------|-----------|-----|-----|
| 55 | DOH  | A3510 | Dog Control Officer                                | 111 | Roxanne Clark     | N/A | FT | 10/17/94 | 41,550.00 | N/A | N/A |
| 56 | DOH  | A4010 | Financial Manager                                  | 131 | James J. Peraino  | N/A | FT | 8/2/93   | 57,575.00 | N/A | N/A |
| 57 | DOH  | A4010 | Finance Supervisor                                 | 138 | Erik Henderson    | N/A | FT | 2/25/99  | 36,375.00 | N/A | N/A |
| 58 | DOH  | A4010 | Physician                                          | 264 | Norman Wetterau   | N/A | PT | 10/1/03  | 80.00     | N/A | N/A |
| 59 | HWAY | D5010 | Co. Highway<br>Superintendent                      | 105 | Donald N. Higgins | N/A | FT | 4/20/87  | 70,925.00 | N/A | N/A |
| 60 | HWAY | D5010 | Deputy Highway<br>Superintendent                   | 214 | Dennis Barefoot   | N/A | FT | 6/30/97  | 59,425.00 | N/A | N/A |
| 61 | HWAY | D5010 | Highway<br>Administrative<br>Manager               | 336 | Elaine Szoczei    | N/A | FT | 10/5/98  | 44,300.00 | N/A | N/A |
| 62 | HIST | A7510 | County Historian                                   | 106 | Amie Alden        | N/A | FT | 1/1/04   | 33,125.00 | N/A | N/A |
| 63 | ITS  | A1680 | Director of I.T.S.                                 | 139 | Dale Nieswiadomy  | N/A | FT | 5/2/88   | 73,875.00 | N/A | N/A |
| 64 | ITS  | A1680 | Dep. Director of<br>I.T.S.                         | 340 | Elaine VanSon     | N/A | FT | 1/22/90  | 64,700.00 | N/A | N/A |
| 65 | MH   | A4310 | Director of<br>Community Mental<br>Health Services | 107 | Mark Brown        | N/A | FT | 5/28/91  | 83,500.00 | N/A | N/A |
| 66 | MH   | A4310 | Financial Manager                                  | 131 | Barbara Goodness  | N/A | FT | 12/19/02 | 40,525.00 | N/A | N/A |
| 67 | PERS | A1430 | Personnel Officer                                  | 114 | Tish E. Lynn      | N/A | FT | 9/5/95   | 70,925.00 | N/A | N/A |
| 68 | PERS | A1430 | Personnel Asst.                                    | 318 | Lauraine Beach    | N/A | FT | 3/31/82  | 35,725.00 | N/A | N/A |
| 69 | PERS | A1430 | Principal Clerk                                    | 615 | Marlene Hamilton  | N/A | FT | 8/29/88  | 33,800.00 | N/A | N/A |
| 70 | PERS | A1430 | Administrative<br>Secretary                        | 602 | Amy Griffith      | N/A | FT | 7/13/95  | 32,875.00 | N/A | N/A |
| 71 | PERS | A1430 | Clerk/Typist                                       | 604 | Tammy Peck        | N/A | FT | 6/12/00  | 23,925.00 | N/A | N/A |
| 72 | PLAN | A8020 | Planning Director                                  | 115 | David O. Woods    | N/A | FT | 1/5/81   | 66,325.00 | N/A | N/A |

|    |      |       |                                          |     |                       |     |     |          |           |     |     |
|----|------|-------|------------------------------------------|-----|-----------------------|-----|-----|----------|-----------|-----|-----|
| 73 | PROB | A3140 | Probation Director II                    | 116 | Edward Erhard         | N/A | FT  | 2/23/76  | 62,100.00 | N/A | N/A |
| 74 | PD   | A1170 | Public Defender                          | 125 | Marcea Clark          | N/A | FT  | 7/27/00  | 73,875.00 | N/A | N/A |
| 75 | PD   | A1170 | Asst. Public Defender                    | 280 | James McCann          | N/A | 3/4 | 3/16/92  | 46,575.00 | N/A | N/A |
| 76 | PD   | A1170 | Asst. Public Defender                    | 280 | Kelly Donohue         | N/A | PT  | 1/1/96   | 24,650.00 | N/A | N/A |
| 77 | PD   | A1170 | Asst. Public Defender                    | 280 | Christopher Laragy    | N/A | PT  | 11/27/00 | 28,450.00 | N/A | N/A |
| 78 | PD   | A1170 | Asst. Public Defender                    | 280 | John M. Lockhart, III | N/A | PT  | 3/9/98   | 23,200.00 | N/A | N/A |
| 79 | PD   | A1170 | Asst. Public Defender                    | 280 | Mary Kay Yanik        | N/A | PT  | 12/1/00  | 28,450.00 | N/A | N/A |
| 80 | PD   | A1170 | Confidential Secretary                   | 322 | Lisa P. Dugan         | N/A | FT  | 9/8/00   | 32,800.00 | N/A | N/A |
| 81 | PW   | A8037 | Public Works Dir.                        | 136 | Catherine Muscarella  | N/A | FT  | 3/19/90  | 65,550.00 | N/A | N/A |
| 82 | PW   | A8037 | Financial Manager                        | 131 | Judy Travis           | N/A | FT  | 7/28/89  | 49,600.00 | N/A | N/A |
| 83 | RPTS | A1355 | Director of Real Property Tax Services I | 109 | Richard J. Sheflin    | N/A | FT  | 4/25/77  | 61,300.00 | N/A | N/A |
| 84 | SHER | A3110 | Sheriff                                  | 013 | John York             | N/A | FT  | 1/9/69   | 76,450.00 | N/A | N/A |
| 85 | SHER | A3112 | Stop DWI Coord.                          | 276 | John York             | N/A | PT  | 1/9/69   | 17,550.00 | N/A | N/A |
| 86 | SHER | A3110 | Undersheriff                             | 259 | Martin D. Herkimer    | N/A | FT  | 10/19/76 | 69,450.00 | N/A | N/A |
| 87 | SHER | A3150 | D.S./Major (Corrections)                 | 227 | James Rose            | N/A | FT  | 9/18/90  | 57,650.00 | N/A | N/A |
| 88 | SHER | A3110 | D.S./Major (Investigations)              | 191 | Ray R. Ellis          | N/A | FT  | 2/10/77  | 66,175.00 | N/A | N/A |
| 89 | SHER | A3110 | D.S./Major (Criminal-Rd. Patrol)         | 190 | James Szczesniak      | N/A | FT  | 6/1/86   | 63,900.00 | N/A | N/A |
| 90 | SHER | A3110 | Secretary to the Sheriff                 | 016 | Brenda Smith          | N/A | FT  | 10/7/88  | 45,500.00 | N/A | N/A |

|     |      |       |                                                    |     |                      |     |    |          |           |     |     |
|-----|------|-------|----------------------------------------------------|-----|----------------------|-----|----|----------|-----------|-----|-----|
| 91  | DSS  | A6010 | Commissioner of Social Services                    | 103 | Sandra Wright        | N/A | FT | 5/21/70  | 87,975.00 | N/A | N/A |
| 92  | DSS  | A6010 | Director of Social Services                        | 218 | James Cornell        | N/A | FT | 5/10/76  | 53,825.00 | N/A | N/A |
| 93  | DSS  | A6010 | Dir. of Administrative Services                    | 215 | Diane M. Deane       | N/A | FT | 10/17/88 | 57,650.00 | N/A | N/A |
| 94  | DSS  | A6010 | Employment Coordinator (JOBS FIRST)                | 291 | Dennis L. Meissel    | N/A | FT | 4/23/79  | 48,350.00 | N/A | N/A |
| 95  | DSS  | A6010 | Head Social Welfare Examiner                       | 221 | Sharon Tinelli       | N/A | FT | 6/1/78   | 57,650.00 | N/A | N/A |
| 96  | DSS  | A6010 | Secretary to the Commissioner of Social Services   | 630 | Kristine L. Gulesano | N/A | FT | 3/19/01  | 34,150.00 | N/A | N/A |
| 97  | DSS  | A6010 | Social Services Attorney                           | 120 | John T. Sylvester    | N/A | FT | 8/24/87  | 87,450.00 | N/A | N/A |
| 98  | DSS  | A6010 | Social Services Attorney                           | 120 | Michael T. Allen     | N/A | FT | 4/15/01  | 63,350.00 | N/A | N/A |
| 99  | TRAF | A3110 | Traffic Safety Board Executive Secretary           | 646 | Patricia Johnston    | N/A | PT | 12/1/96  | 5,700.00  | N/A | N/A |
| 100 | TREA | A1325 | County Treasurer                                   | 008 | Carolyn Taylor       | N/A | FT | 10/5/87  | 64,700.00 | N/A | N/A |
| 101 | TREA | A1325 | Deputy County Treasurer                            | 010 | Amy Mann             | N/A | FT | 1/1/00   | 39,450.00 | N/A | N/A |
| 102 | VET  | A6510 | Veterans Services Director                         | 147 | Frank Hollister      | N/A | PT | 5/17/04  | 12,225.00 | N/A | N/A |
| 103 | W&M  | A6610 | Director of Weights & Measures I                   | 110 | Michael Cloonan      | N/A | FT | 3/18/91  | 43,300.00 | N/A | N/A |
| 104 | WDS  | J6292 | Workforce Development Serv. Dir./Youth Bureau Dir. | 142 | C. Keith Mitchell    | N/A | FT | 4/30/90  | 57,575.00 | N/A | N/A |

Dated at Geneseo, New York

December 22, 2004

Personnel and Employee Relations Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent - Olver, 126; Adopted.

**RESOLUTION NO. 2004-522.** ADOPTING SALARIES OF THE EMPLOYEES OF THE COUNTY COVERED BY THE CIVIL SERVICE EMPLOYEES ASSOCIATION FULL-TIME EMPLOYEE UNIT CONTRACT, THE CIVIL SERVICE EMPLOYEES ASSOCIATION PART-TIME/SEASONAL EMPLOYEE UNIT CONTRACT, THE NEW YORK STATE LAW ENFORCEMENT OFFICERS UNION COUNCIL 82 LIVINGSTON COUNTY DEPUTY SHERIFFS' ASSOCIATION CONTRACT, THE LIVINGSTON COUNTY

**COALITION OF PATROL SERVICES CONTRACT, AND THE NEW YORK STATE NURSES ASSOCIATION CONTRACT FOR THE YEAR 2005, AND ESTABLISHING CERTAIN COMPENSATION AND BENEFITS FOR OTHER EMPLOYEES**

Mr. Brooks 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 Full-time Employee Unit Contract, the Civil Service Employees Association Part-Time/Seasonal Employee Unit Contract, the New York State Law Enforcement Officers Union Council 82 Livingston County Deputy Sheriffs' Association Contract, the Livingston County Coalition of Patrol Services 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, plus any applicable longevities for the CSEA Part-time/Seasonal employees. Such salaries shall be effective January 1, 2005, and, be it, further
2. RESOLVED, that the contract between the County of Livingston and the Livingston County Civil Service Employees Association Full-time Employee Unit for the period January 1, 2003 through December 31, 2005, and the contract between the County of Livingston and the Civil Service Employees Association Part-Time/Seasonal Employee Unit for the period January 1, 2004 through December 31, 2006, and the contract between the County of Livingston and the New York State Law Enforcement Officers Union Council 82 Livingston County Deputy Sheriffs' Association for the period January 1, 2004 through December 31, 2007, and the contract between the County of Livingston and the Livingston County Coalition of Patrol Services for the period January 1, 2000 through December 31, 2004, and the contract between the County of Livingston and the New York State Nurses Association for the period January 1, 2003 through December 31, 2004, be and they hereby are, made a part hereof to the effect that all of the provisions of the five contracts shall become a part of the 2005 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 Full-time Employee Unit shall inure to the benefit of all Livingston County positions which are included in the Civil Service Employees Association Full-time Employee Unit, and, be it, further
4. RESOLVED, that the provisions of said contract between the County of Livingston and the Livingston County Civil Service Employees Association Part-time/Seasonal Employee Unit shall inure to the benefit of all Livingston County positions which are included in that unit, and, be it, further
5. RESOLVED, that the provisions of said contract between the County of Livingston and the New York State Law Enforcement Officers Union Council 82 Livingston County Deputy Sheriffs' Association shall inure to the benefit of all positions in the Sheriff's Department which are included in the that unit, and, be it further
6. RESOLVED, that the provisions of said contract between the County of Livingston and the Livingston County Coalition of Patrol Services shall inure to the benefit of all positions in the Sheriff's Department which are included in that unit, and, be it, further
7. 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 unit, and, be it, further
8. RESOLVED, that the mileage rate of 37.5¢ per mile as authorized by Section 203 of the County Law shall be effective for the year 2005 and the mileage rate adjustments for the year 2005 will be governed by Resolution No. 2002-452 and, be it, further
9. 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 2005 plus allowable mileage, upon audit of their claims by the County Auditor, and, be it, further
10. RESOLVED, that the members of the Community Services Board, who are not receiving County salaries, shall be reimbursed for mileage at 37.5¢ per mile and expenses are paid for meals according to the rates established in the Travel Policy effective June 26, 2002, upon audit of their claims by the County Auditor, and, be it, further
11. 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
12. RESOLVED, that effective November 24, 1999, the compensation for services of the four County coroners be fixed at \$100.00 per call, plus allowable mileage, and, be it, further

13. RESOLVED, that physical examinations for all Geneseo Skilled Nursing employees, Campus Skilled Nursing employees and Public Health nurses, where required by law to have same, be provided at County expense, and, be it, further
- 14 a. RESOLVED, that employee benefits, as granted in the Civil Service Employees Association full-time employee unit contract to wit: retirement, sick leave, bereavement leave, holiday and personal leave, shall be granted to all the department heads set forth in the department head list except for the Traffic Safety Board Executive Secretary, the Public Health Director, the Directors of Patient Services, the WIC Program Coordinator, and the Deputy Sheriff/Majors. The Public Health Director, Directors of Patient Services, and the WIC Program Coordinator shall receive retirement, sick leave, bereavement leave, holiday and personal leave as granted in the New York State Nurses' Association contract. The Deputy Sheriff/Majors in road patrol, investigations and corrections shall receive the same health insurance and vacation benefits as provided to other department heads, but shall receive other benefits pursuant to the New York State Law Enforcement Officers Union Council 82 Livingston County Deputy Sheriff's Association contract. Department heads will be granted a one-week vacation after six months employment with the County; 15 working days on the first 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. Department heads set forth in the department head list shall be entitled to health insurance, except that the following officers shall not be entitled to health insurance: Supervisors, County Attorney, part-time assistant District Attorneys, Assistant County Attorney, Assistant Public Defenders, the Traffic Safety Board Executive Secretary, and any other part-time positions on the list. Eligible department heads shall have the following health insurance options: Blue Choice Select and Preferred Care Community. Department heads hired prior to June 1, 2003 shall not contribute to the cost of their health insurance coverage. Department heads hired on or after June 1, 2003, shall contribute 25 percent of the cost of their health insurance coverage. Department heads who dropped or who forego County health insurance coverage shall be entitled to a "drop payment" after they have been without County health insurance for at least one year. In order to receive a drop payment, a department head must:
1. Submit a written request for the payment and provide an affidavit proving that he/she has health insurance coverage through another source to Personnel during the open enrollment period, and
  2. He/she must have been without County health insurance coverage from June 1st of the preceding year until May 30th of the year in which the payment is requested.
- Drop payments will be made in the first pay period of June each year. The amount of the drop payment will be 50 percent of the cost of the Blue Choice Select coverage that would have been appropriate for the department head and his/her family, if applicable, and be it, further
- 14 b. RESOLVED, the Blue Cross/Blue Shield Blue Million health insurance plan ("Blue Million") will be available to any department head named on the department head list who qualifies for paid health insurance at the time of retirement and subsequently establishes permanent residency outside of the HMO service area. Any department head who is entitled to Blue Million coverage and elects such coverage shall contribute to the cost of said plan in accordance with the contribution rates set forth in the following table:

| Date of Hire                                    | Employee Contribution Rate                                                                                                                           |
|-------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------|
| On or before April 26, 1975                     | 0% of the cost of the plan.                                                                                                                          |
| After April 26, 1975, but before April 27, 1980 | 50% of the difference between the cost of the Blue Million plan and the plan provided to the employee immediately preceding the change in coverage.  |
| On April 27, 1980 or thereafter                 | 100% of the difference between the cost of the Blue Million plan and the plan provided to the employee immediately preceding the change in coverage. |

The County will pay the remaining cost of such coverage.

- 14 c. RESOLVED, in the event that a department head dies in service, health insurance benefits for covered family members will be continued on the same basis as provided to CSEA full-time unit employees by Memorandum of Agreement dated November 4, 2004.
15. 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 be it, further
16. RESOLVED, that effective January 1, 2005, 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.

## SALARY SCHEDULE

### INDEX 2005

#### DEPARTMENT HEAD

|                                                            |          |
|------------------------------------------------------------|----------|
| Aging, Office for the (AGIN) .....                         | #11-16   |
| Board of Elections (BOE) .....                             | #17-20   |
| Board of Supervisors (BOS) .....                           | #1-10    |
| Campus Skilled Nursing Facility (CSNF) .....               | #21-24   |
| Central Services (CS) .....                                | #25-27   |
| Clerk's Office (CLER) .....                                | #28-30   |
| County Attorney (ATNY) .....                               | #31-32   |
| County Highway (see Highway)                               |          |
| County Historian (see Historian)                           |          |
| District Attorney (DA) .....                               | #33-40   |
| Economic Development (ECOD) .....                          | #41-42   |
| Emergency Management Services (EMS) .....                  | #43-44   |
| Employment & Training (See Workforce Development Services) |          |
| Geneseo Skilled Nursing Facility (GSNF) .....              | #45-50   |
| Health, Department of (DOH) .....                          | #51-58   |
| Highway (HWAY) .....                                       | #59-61   |
| Historian (HIST) .....                                     | #62      |
| Information Technology Services (ITS) .....                | #63-64   |
| Mental Health (MH) .....                                   | #65-66   |
| Personnel (PERS) .....                                     | #67-71   |
| Planning (PLAN) .....                                      | #72      |
| Probation (PROB) .....                                     | #73      |
| Public Defender (PD) .....                                 | #74-80   |
| Public Health Department (See Health, Department of)       |          |
| Public Works (PW) .....                                    | #81-82   |
| Real Property Tax Services (RPTS) .....                    | #83      |
| Records Management Department (See Board of Supervisors)   |          |
| Sheriff's Department (SHER) .....                          | #84-90   |
| Social Services (DSS) .....                                | #91-98   |
| Traffic Safety (TRAF) .....                                | #99      |
| Treasurer (TREA) .....                                     | #100-101 |
| Veterans Affairs Service Agency (VET) .....                | #102     |
| Weights & Measures (W & M) .....                           | #103     |
| Workforce Development Services (WDS) .....                 | #104     |

#### OTHERS/HOURLY FULL TIME

|                                              |          |
|----------------------------------------------|----------|
| Campus Skilled Nursing Facility (CSNF) ..... | #105-239 |
| Central Services (CS) .....                  | #240-259 |
| Clerk's Office (CLER) .....                  | #260-274 |
| County Highway (see Highway)                 |          |
| District Attorney (DA) .....                 | #275-276 |

|                                                            |          |
|------------------------------------------------------------|----------|
| Economic Development (ECOD) .....                          | #277     |
| Emergency Management Services (EMS) .....                  | #278     |
| Employment & Training (See Workforce Development Services) |          |
| Geneseo Skilled Nursing Facility (GSNF) .....              | #279-384 |
| Health, Department of (DOH) .....                          | #385-459 |
| Highway (HWAY).....                                        | #460-489 |
| Information Technology Services (ITS) .....                | #490-495 |
| Mental Health (MH) .....                                   | #496-515 |
| Planning (PLAN) .....                                      | #516-527 |
| Probation (PROB).....                                      | #528-539 |
| Public Defender (PD).....                                  | #540     |
| Public Health Department (See Health, Department of)       |          |
| Public Works (PW).....                                     | #541-555 |
| Real Property Tax Services (RPTS) .....                    | #556-558 |
| Sheriff's Department (SHER).....                           | #559-650 |
| Social Services (DSS) .....                                | #651-784 |
| Treasurer (TREA) .....                                     | #785-789 |
| Workforce Development Services (WDS).....                  | #790-799 |

#### OTHERS/HOURLY PART TIME

|                                               |            |
|-----------------------------------------------|------------|
| Aging, Office for the (AGIN) .....            | #800-835   |
| Campus Skilled Nursing Facility (CSNF) .....  | #836-967   |
| Central Services (CS).....                    | #968-976   |
| Clerk's Office (CLER).....                    | #977-980   |
| County Highway (see Highway)                  |            |
| County Historian (see Historian)              |            |
| Geneseo Skilled Nursing Facility (GSNF) ..... | #981-1094  |
| Health, Department of (DOH) .....             | #1095-1178 |
| Highway (HWAY).....                           | #1179-1201 |
| Historian (HIST) .....                        | #1202-1203 |
| Mental Health (MH) .....                      | #1204-1205 |
| Personnel (PERS).....                         | #1206      |
| Probation (PROB).....                         | #1207      |
| Public Works (PW).....                        | #1208-1209 |
| Records Management Department .....           | #1210-1212 |
| Sheriff's Department.....                     | #1213-1261 |
| Social Services (DSS) .....                   | #1262-1265 |
| Veterans Affairs Service Agency (VET) .....   | #1266      |
| Workforce Development Services (WDS).....     | #1267-1277 |

#### RATE SCHEDULES

|                                                       |     |
|-------------------------------------------------------|-----|
| Aging, Office for the, substitute positions .....     | i   |
| CSEA Full-time Rate Schedule .....                    | ii  |
| CSEA Part-time Rate Schedule .....                    | ii  |
| CSEA Part-time Nursing Assistants Rate Schedule ..... | ii  |
| Council 82 Rate Schedule .....                        | iii |
| LCCOPS Rate Schedule .....                            | iii |
| Miscellaneous Pay Rates.....                          | i   |
| Public Health Nursing Rate Schedule.....              | iv  |

**2005 MISCELLANEOUS PAY RATES**

| <b>Title</b>                      | <b>2004</b> | <b>2005</b> |
|-----------------------------------|-------------|-------------|
| Advanced Life Support Technicians | 15.00 hr.   | 15.00 hr.   |
| Summer Laborer                    | 8.45 hr.    | 8.75 hr.    |
| CNA Trainee                       | 7.28 hr.    | 7.53 hr.    |

Substitute Office for the Aging Positions

Increase the 2004 rate of pay for each substitute Office for the Aging employee by 3.5% to become effective January 1, 2005.

i

**2005 CSEA FULL-TIME RATE SCHEDULE**

| <b>Grade</b> | <b>New Hire</b> | <b>Base</b> | <b>Step 1</b> | <b>Step 2</b> | <b>Step 3</b> | <b>Step 4</b> | <b>Step 5</b> | <b>Increment</b> | <b>Longevity</b> |
|--------------|-----------------|-------------|---------------|---------------|---------------|---------------|---------------|------------------|------------------|
| 1            | 9.70            | 10.79       | 11.19         | 11.61         | 12.05         | 12.44         | 12.83         | .39              | .32              |
| 2            | 9.79            | 10.88       | 11.36         | 11.78         | 12.32         | 12.79         | 13.27         | .42              | .35              |
| 3            | 10.15           | 11.26       | 11.73         | 12.15         | 12.68         | 13.13         | 13.61         | .42              | .35              |
| 4            | 10.28           | 11.42       | 12.02         | 12.47         | 13.00         | 13.44         | 13.95         | .43              | .36              |
| 5            | 10.77           | 11.97       | 12.43         | 12.92         | 13.41         | 13.88         | 14.37         | .43              | .36              |
| 6            | 10.94           | 12.14       | 12.79         | 13.31         | 13.81         | 14.33         | 14.84         | .46              | .37              |
| 7            | 11.44           | 12.72       | 13.27         | 13.79         | 14.30         | 14.81         | 15.32         | .46              | .37              |
| 8            | 11.73           | 13.04       | 13.59         | 14.17         | 14.72         | 15.30         | 15.82         | .50              | .39              |
| 9            | 12.39           | 13.77       | 14.30         | 14.85         | 15.39         | 16.01         | 16.53         | .50              | .39              |
| 10           | 12.79           | 14.21       | 14.81         | 15.41         | 16.05         | 16.65         | 17.25         | .60              | .40              |
| 11           | 13.64           | 15.16       | 15.80         | 16.44         | 17.08         | 17.72         | 18.36         | .64              | .41              |
| 12           | 14.48           | 16.08       | 16.79         | 17.49         | 18.19         | 18.90         | 19.63         | .70              | .46              |
| 13           | 15.50           | 17.22       | 17.99         | 18.74         | 19.52         | 20.26         | 21.05         | .74              | .49              |
| 14           | 16.55           | 18.40       | 19.19         | 20.01         | 20.84         | 21.65         | 22.50         | .78              | .52              |
| 15           | 17.81           | 19.79       | 20.63         | 21.47         | 22.28         | 23.13         | 23.96         | .80              | .53              |
| 16           | 18.96           | 21.07       | 21.93         | 22.85         | 23.70         | 24.56         | 25.48         | .84              | .55              |
| 17           | 20.36           | 22.62       | 23.65         | 24.55         | 25.51         | 26.44         | 27.39         | .90              | .58              |
| 18           | 21.86           | 24.29       | 25.38         | 26.45         | 27.52         | 28.59         | 29.66         | 1.07             | .65              |
| 19           | 23.29           | 25.87       | 27.08         | 28.26         | 29.44         | 30.63         | 31.85         | 1.17             | .71              |



**2005 CSEA PART-TIME RATE SCHEDULE**

| Grade | Rate  |
|-------|-------|
| 1     | 7.50  |
| 1A    | 8.70  |
| 1B    | 9.70  |
| 2     | 9.79  |
| 2A    | 10.02 |
| 3     | 10.15 |
| 4     | 10.28 |
| 5     | 10.77 |
| 5A    | 10.88 |
| 6     | 10.94 |
| 6A    | 11.19 |
| 7     | 11.44 |
| 8     | 11.73 |
| 9     | 12.39 |
| 10    | 12.79 |

| Grade | Rate          |
|-------|---------------|
| 11    | 13.64         |
| 12    | 14.48         |
| 13    | 15.50         |
| 13A   | 16.42         |
| 14    | 16.55         |
| 15    | 17.81         |
| 16    | 18.96         |
| 16A   | 19.38         |
| 17    | 20.36         |
| 17A   | 20.90         |
| 18    | 21.86         |
| 18A   | 22.41         |
| 18B   | 23.96         |
| 18C   | 28.14         |
| 19    | 33.76-42.21 1 |

**2005 NURSING ASSISTANTS RATE SCHEDULE**

| Grade | New Hire | Base  | 1     | 2     | 3     | 4     | 5     |
|-------|----------|-------|-------|-------|-------|-------|-------|
| 4A    | 10.28    | 11.42 | 12.02 | 12.47 | 13.00 | 13.44 | 13.95 |

ii

**2004 LCCOPS RATE SCHEDULE**

| Grade | Base  | 1     | 2     | 3     | 4     | 5     | Increment |
|-------|-------|-------|-------|-------|-------|-------|-----------|
| 12    | 16.19 | 17.00 | 17.78 | 18.57 | 19.37 | 20.15 | .75       |
| 13    | 16.59 | 17.43 | 18.37 | 19.16 | 19.95 | 20.74 | .79       |
| 14    | 17.74 | 18.62 | 19.46 | 20.30 | 21.15 | 22.01 | .84       |
| 15    | 18.88 | 19.82 | 20.72 | 21.63 | 22.53 | 23.46 | .89       |

**2005 COUNCIL 82 RATE SCHEDULE**

| Grade | New Hire | Base    | 1       | 2       | 3       | 4       | 5       | Increment |
|-------|----------|---------|---------|---------|---------|---------|---------|-----------|
| 1     | N/A      | \$11.04 | \$11.46 | \$11.89 | \$12.34 | \$12.74 | \$13.18 | \$0.38    |
| 2     | \$9.80   | \$10.90 | \$11.38 | \$11.82 | \$12.34 | \$12.83 | \$13.29 | \$0.43    |
| 3     | N/A      | \$11.53 | \$12.03 | \$12.49 | \$13.00 | \$13.46 | \$13.93 | \$0.41    |
| 4     | N/A      | \$11.74 | \$12.31 | \$12.81 | \$13.27 | \$13.80 | \$14.32 | \$0.42    |
| 5     | N/A      | \$12.25 | \$12.74 | \$13.22 | \$13.75 | \$14.24 | \$14.74 | \$0.43    |
| 6     | N/A      | \$13.05 | \$13.58 | \$14.08 | \$14.54 | \$15.05 | \$15.50 | \$0.45    |
| 7     | N/A      | \$13.60 | \$14.15 | \$14.68 | \$15.18 | \$15.70 | \$16.21 | \$0.49    |
| 7A    | \$11.48  | \$12.75 | \$13.29 | \$13.82 | \$14.34 | \$14.84 | \$15.35 | \$0.47    |
| 9     | \$12.42  | \$13.79 | \$14.34 | \$14.88 | \$15.43 | \$16.05 | \$16.57 | \$0.51    |
| 10    | \$12.83  | \$14.25 | \$14.84 | \$15.43 | \$16.09 | \$16.69 | \$17.28 | \$0.59    |

---

1 May hire at any rate within this range.

|     |     |         |         |         |         |         |         |        |
|-----|-----|---------|---------|---------|---------|---------|---------|--------|
| 11  | N/A | \$15.10 | \$15.82 | \$16.54 | \$17.26 | \$17.97 | \$18.70 | \$0.72 |
| 12A | N/A | \$15.75 | \$16.56 | \$17.30 | \$18.06 | \$18.83 | \$19.58 | \$0.74 |
| 12B | N/A | \$16.44 | \$17.27 | \$18.21 | \$19.00 | \$19.79 | \$20.58 | \$0.79 |
| 13  | N/A | \$16.76 | \$17.62 | \$18.57 | \$19.37 | \$20.17 | \$20.97 | \$0.80 |
| 14  | N/A | \$17.92 | \$18.82 | \$19.67 | \$20.52 | \$21.39 | \$22.24 | \$0.85 |
| 15  | N/A | \$19.10 | \$20.03 | \$20.95 | \$21.87 | \$22.78 | \$23.70 | \$0.89 |
| 16  | N/A | \$20.38 | \$21.33 | \$22.28 | \$23.30 | \$24.27 | \$25.20 | \$0.92 |
| 17  | N/A | \$21.95 | \$23.01 | \$24.11 | \$25.19 | \$26.28 | \$27.37 | \$1.05 |

iii

### PUBLIC HEALTH NURSING RATE SCHEDULE SCHEDULE A

#### Base Compensation Rates

A-1.01 Effective January 1, 2004, a regular employee's base compensation rate (hourly) will be:

| Title                                                | Step 1 | Step 2 | Step 3 | Step 4 | Step 5 |
|------------------------------------------------------|--------|--------|--------|--------|--------|
| Registered Professional Nurse                        | 17.63  | 17.74  | 18.24  | 18.96  | 19.14  |
| Registered Professional Nurse with Bachelor's Degree | 18.66  | 19.06  | 19.50  | 19.91  | 20.36  |
| Registered Professional Nurse with Master's Degree   | 18.97  | 19.37  | 19.81  | 20.22  | 20.67  |
| Supervising Public Health Nurse                      | 19.35  | 20.02  | 20.69  | 21.38  | 22.07  |
| Supervising Public Health Nurse with Master's Degree | 19.66  | 20.33  | 21.00  | 21.69  | 22.38  |
| Nurse Practitioner                                   | 26.72  | 27.32  | 27.90  | 28.51  | 29.10  |

iv

|     | Dept. | Dept Code | Title                | Pos. # | Name             | GR | FT/ PT | DOH        | 2005 Rate | Long | Step | Note                |
|-----|-------|-----------|----------------------|--------|------------------|----|--------|------------|-----------|------|------|---------------------|
| 105 | CSNF  | R6120     | Account Clerk        | 600    | Linda Anderson   | 6  | FT     | 4/9/1984   | 16.32     | **** | 5    |                     |
| 106 | CSNF  | R6120     | Account Clerk/Typist | 601    | Wendy Detmer     | 7  | FT     | 4/9/1990   | 16.06     | **   | 5    | 4/17/05<br>16.43*** |
| 107 | CSNF  | R6120     | Activities Aide      | 500    | Sarah E. Hopkins | 4  | FT     | 7/27/1981  | 15.39     | **** | 5    |                     |
| 108 | CSNF  | R6120     | Activities Aide      | 500    | Dawn Lubanski    | 4  | FT     | 5/11/1986  | 15.03     | ***  | 5    |                     |
| 109 | CSNF  | R6120     | Activities Aide      | 500    | Marianne Oney    | 4  | AT     | 11/2/2004  | 10.28     | N/A  | NH   |                     |
| 110 | CSNF  | R6120     | Activities Aide      | 500    | Pearl Runfola    | 4  | FT     | 7/14/1980  | 15.39     | **** | 5    |                     |
| 111 | CSNF  | R6120     | Activities Aide      | 500    | Sharon Tusio     | 4  | FT     | 10/21/1974 | 15.39     | **** | 5    |                     |

|     |      |       |                          |     |                       |    |    |            |       |      |    |                    |
|-----|------|-------|--------------------------|-----|-----------------------|----|----|------------|-------|------|----|--------------------|
| 112 | CSNF | R6120 | Administrative Secretary | 602 | Patricia L. Murray    | 10 | FT | 5/15/1972  | 18.85 | **** | 5  |                    |
| 113 | CSNF | R6120 | Admissions Coordinator   | 337 | Wanda Schillinger     | 14 | FT | 2/22/1999  | 23.02 | *    | 5  |                    |
| 114 | CSNF | R6120 | Charge Nurse             | 208 | Kathy J. Baehr        | 15 | FT | 3/5/1984   | 26.08 | **** | 5  |                    |
| 115 | CSNF | R6120 | Charge Nurse             | 208 | Colleen DeBuyser      | 15 | FT | 6/30/2002  | 23.13 | N/A  | 4  |                    |
| 116 | CSNF | R6120 | Charge Nurse             | 208 | Kathleen Mehlenbacher | 15 | FT | 10/11/1988 | 25.55 | ***  | 5  |                    |
| 117 | CSNF | R6120 | Charge Nurse             | 208 | Lisa Reynolds         | 15 | FT | 8/28/1990  | 24.19 | **   | 4  | 9/4/05<br>24.72*** |
| 118 | CSNF | R6120 | Charge Nurse             | 208 | Amanda Spencer        | 15 | FT | 5/18/2003  | 22.28 | N/A  | 3  |                    |
| 119 | CSNF | R6120 | Charge Nurse             | 208 | Phyllis Stevens       | 15 | FT | 9/24/1993  | 25.02 | **   | 5  |                    |
| 120 | CSNF | R6120 | Cleaner                  | 804 | Michelle Bonadonna    | 2  | FT | 11/29/1993 | 13.97 | **   | 5  |                    |
| 121 | CSNF | R6120 | Cleaner                  | 804 | Sharon Cobb           | 2  | FT | 12/27/1983 | 14.67 | **** | 5  |                    |
| 122 | CSNF | R6120 | Cleaner                  | 804 | Dorothy A. Cramer     | 2  | FT | 2/10/1984  | 14.67 | **** | 5  |                    |
| 123 | CSNF | R6120 | Cleaner                  | 804 | Kimberly Ebert        | 2  | FT | 8/5/1974   | 14.67 | **** | 5  |                    |
| 124 | CSNF | R6120 | Cleaner                  | 804 | Rhonda Gill           | 2  | FT | 7/25/1982  | 14.67 | **** | 5  |                    |
| 125 | CSNF | R6120 | Cleaner                  | 804 | Susan Reid            | 2  | FT | 4/19/1982  | 14.67 | **** | 5  |                    |
| 126 | CSNF | R6120 | Cleaner                  | 804 | Bonnie Stamp          | 2  | FT | 6/29/1981  | 14.67 | **** | 5  |                    |
| 127 | CSNF | R6120 | Cleaner                  | 804 | Deborah J. Tucker     | 2  | FT | 6/4/1989   | 14.32 | ***  | 5  |                    |
| 128 | CSNF | R6120 | Cleaner                  | 804 | vacant                | 2  | FT | N/A        | 9.79  | N/A  | NH |                    |

|     |      |       |                                  |     |                     |    |    |            |       |       |    |                     |
|-----|------|-------|----------------------------------|-----|---------------------|----|----|------------|-------|-------|----|---------------------|
| 129 | CSNF | R6120 | Clerk/Typist                     | 604 | Donna Huff          | 2  | FT | 11/9/1998  | 13.62 | *     | 5  |                     |
| 130 | CSNF | R6120 | Clerk/Typist                     | 604 | Renee Westfall      | 2  | FT | 11/15/1999 | 13.62 | *     | 5  |                     |
| 131 | CSNF | R6120 | Custodial Worker                 | 805 | Brenda Stevens      | 3  | FT | 7/2/1979   | 15.01 | ***** | 5  |                     |
| 132 | CSNF | R6120 | Hairdresser                      | 704 | vacant              | 4  | FT | N/A        | 10.28 | N/A   | NH |                     |
| 133 | CSNF | R6120 | Housekeeper                      | 509 | Cheryl Beach        | 12 | FT | 9/2/1974   | 21.47 | ***** | 5  |                     |
| 134 | CSNF | R6120 | Leisure Time Activities Director | 504 | Monica S. Rimlinger | 6  | FT | 6/28/2003  | 14.84 | N/A   | 5  |                     |
| 135 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Vincenne Acito      | 9  | FT | 10/27/2003 | 14.85 | N/A   | 2  |                     |
| 136 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Donna Albanese      | 9  | FT | 2/12/2002  | 16.01 | N/A   | 4  |                     |
| 137 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Cheryl R. Bentley   | 9  | FT | 9/20/1998  | 16.92 | *     | 5  |                     |
| 138 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Theresa Cartwright  | 9  | FT | 1/15/1990  | 17.31 | **    | 5  | 1/23/05<br>17.70*** |
| 139 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Laurie Davis        | 9  | FT | 5/2/2004   | 14.85 | N/A   | 2  |                     |
| 140 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Margaret DioGuardi  | 9  | FT | 7/19/1987  | 17.70 | ***   | 5  |                     |
| 141 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Sheila Duryee       | 9  | FT | 1/1/1994   | 17.31 | **    | 5  |                     |
| 142 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Susan Edwards       | 9  | FT | 1/27/1992  | 17.31 | **    | 5  |                     |
| 143 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Jill R. Fry         | 9  | FT | 1/27/1992  | 17.31 | **    | 5  |                     |
| 144 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Chere' L. Gillmer   | 9  | FT | 7/14/2000  | 16.53 | N/A   | 5  | 7/24/05<br>16.92*   |
| 145 | CSNF | R6120 | Licensed Practical Nurse         | 302 | Bonnie Goodwin      | 9  | FT | 12/27/1999 | 16.53 | N/A   | 5  | 16.92*<br>1/9/05    |

|     |      |       |                             |     |                       |   |    |                |       |      |    |                     |
|-----|------|-------|-----------------------------|-----|-----------------------|---|----|----------------|-------|------|----|---------------------|
| 146 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Virginia A.<br>Graham | 9 | FT | 1/26/1989      | 17.70 | ***  | 5  |                     |
| 147 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Deborah L.<br>Herman  | 9 | FT | 8/30/2004      | 14.30 | N/A  | 1  |                     |
| 148 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Donna L. James        | 9 | FT | 2/3/1985       | 17.70 | **** | 5  | 2/6/05<br>18.09**** |
| 149 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Rebecca Levey         | 9 | FT | 7/27/2001      | 16.01 | N/A  | 4  |                     |
| 150 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Mary E. Liberti       | 9 | FT | 5/10/1974      | 18.09 | **** | 5  |                     |
| 151 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Terre J. Mann         | 9 | FT | 4/25/1993      | 17.31 | **   | 5  |                     |
| 152 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Theresa Owens         | 9 | FT | 9/14/1987      | 17.70 | **** | 5  |                     |
| 153 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Tonya C. Palmer       | 9 | FT | 4/18/1998      | 16.92 | *    | 5  |                     |
| 154 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Valerie Powers        | 9 | FT | 9/11/1992      | 17.31 | **   | 5  |                     |
| 155 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Donald H. Simpson     | 9 | FT | 11/25/198<br>4 | 18.09 | **** | 5  |                     |
| 156 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | vacant                | 9 | FT | N/A            | 14.30 | N/A  | 1  |                     |
| 157 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | vacant                | 9 | FT | N/A            | 14.30 | N/A  | 1  |                     |
| 158 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Julie Arena           | 4 | FT | 1/1/1994       | 14.67 | **   | 5  |                     |
| 159 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Linda Barnhardt       | 4 | FT | 8/23/1993      | 14.67 | **   | 5  |                     |
| 160 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Judith Bentley        | 4 | FT | 6/30/2002      | 13.00 | N/A  | 3  |                     |
| 161 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Tracy Burkhard        | 4 | FT | 10/17/200<br>4 | 10.28 | N/A  | NH |                     |
| 162 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Lindsay Carey         | 4 | FT | 11/30/200<br>2 | 12.47 | N/A  | 2  |                     |

|     |      |       |                   |     |                  |   |    |            |       |      |    |                      |
|-----|------|-------|-------------------|-----|------------------|---|----|------------|-------|------|----|----------------------|
| 163 | CSNF | R6120 | Nursing Assistant | 505 | Pamela Clark     | 4 | FT | 5/2/2004   | 12.02 | N/A  | 1  |                      |
| 164 | CSNF | R6120 | Nursing Assistant | 505 | Linda Conway     | 4 | FT | 6/22/1997  | 14.31 | *    | 5  |                      |
| 165 | CSNF | R6120 | Nursing Assistant | 505 | Rachel Coon      | 4 | FT | 10/3/2004  | 10.28 | N/A  | NH |                      |
| 166 | CSNF | R6120 | Nursing Assistant | 505 | Kelly Craft      | 4 | FT | 10/13/1996 | 14.31 | *    | 5  |                      |
| 167 | CSNF | R6120 | Nursing Assistant | 505 | Wendy L. Deaton  | 4 | FT | 8/17/2003  | 13.44 | N/A  | 4  |                      |
| 168 | CSNF | R6120 | Nursing Assistant | 505 | Phyllis DeCramer | 4 | FT | 8/1/2004   | 12.47 | N/A  | 2  |                      |
| 169 | CSNF | R6120 | Nursing Assistant | 505 | Shirete Derti    | 4 | FT | 4/25/1999  | 14.31 | *    | 5  |                      |
| 170 | CSNF | R6120 | Nursing Assistant | 505 | Joyce M. Fisher  | 4 | FT | 2/17/1985  | 15.03 | **** | 5  | 2/20/05<br>15.39**** |
| 171 | CSNF | R6120 | Nursing Assistant | 505 | Michelle Force   | 4 | FT | 5/26/2000  | 13.95 | N/A  | 5  | 5/29/05<br>14.31*    |
| 172 | CSNF | R6120 | Nursing Assistant | 505 | Laura Genova     | 4 | FT | 8/29/1999  | 14.31 | *    | 5  |                      |
| 173 | CSNF | R6120 | Nursing Assistant | 505 | Nathan Genova    | 4 | FT | 10/22/2001 | 13.00 | N/A  | 3  |                      |
| 174 | CSNF | R6120 | Nursing Assistant | 505 | Lori Gibson      | 4 | FT | 8/25/1996  | 14.31 | *    | 5  |                      |
| 175 | CSNF | R6120 | Nursing Assistant | 505 | Clyde Green      | 4 | FT | 8/1/2004   | 11.42 | N/A  | B  |                      |
| 176 | CSNF | R6120 | Nursing Assistant | 505 | Jennifer Hoehn   | 4 | FT | 4/25/1999  | 14.31 | *    | 5  |                      |
| 177 | CSNF | R6120 | Nursing Assistant | 505 | Pamela Hordatt   | 4 | FT | 5/17/2004  | 12.02 | N/A  | 1  |                      |
| 178 | CSNF | R6120 | Nursing Assistant | 505 | Heidi Hurlbut    | 4 | FT | 6/30/2002  | 13.00 | N/A  | 3  |                      |
| 179 | CSNF | R6120 | Nursing Assistant | 505 | Erin Illerbrun   | 4 | FT | 10/14/2001 | 13.44 | N/A  | 4  |                      |

|     |      |       |                   |     |                    |   |    |            |       |     |    |                   |
|-----|------|-------|-------------------|-----|--------------------|---|----|------------|-------|-----|----|-------------------|
| 180 | CSNF | R6120 | Nursing Assistant | 505 | Dawn Kern          | 4 | FT | 6/10/2001  | 13.44 | N/A | 4  |                   |
| 181 | CSNF | R6120 | Nursing Assistant | 505 | Patricia Kerr      | 4 | FT | 2/20/2000  | 13.95 | N/A | 5  | 2/20/05<br>14.31* |
| 182 | CSNF | R6120 | Nursing Assistant | 505 | Kathleen Kinney    | 4 | FT | 6/30/2002  | 13.00 | N/A | 3  |                   |
| 183 | CSNF | R6120 | Nursing Assistant | 505 | Janis Leach        | 4 | FT | 6/22/1997  | 14.31 | *   | 5  |                   |
| 184 | CSNF | R6120 | Nursing Assistant | 505 | Cindy Lewis        | 4 | FT | 6/22/1986  | 15.03 | *** | 5  |                   |
| 185 | CSNF | R6120 | Nursing Assistant | 505 | Katrina Marble     | 4 | FT | 2/13/2000  | 13.95 | N/A | 5  | 2/20/05<br>14.31* |
| 186 | CSNF | R6120 | Nursing Assistant | 505 | Jolene Matusak     | 4 | FT | 10/3/2004  | 10.28 | N/A | NH |                   |
| 187 | CSNF | R6120 | Nursing Assistant | 505 | Jacquelyn Mongillo | 4 | FT | 6/29/2003  | 13.00 | N/A | 3  |                   |
| 188 | CSNF | R6120 | Nursing Assistant | 505 | Laurie Mosko       | 4 | FT | 11/21/2004 | 10.28 | N/A | NH |                   |
| 189 | CSNF | R6120 | Nursing Assistant | 505 | Shannin L. Newland | 4 | FT | 11/3/2002  | 12.47 | N/A | 2  |                   |
| 190 | CSNF | R6120 | Nursing Assistant | 505 | Bonnie M. Parsons  | 4 | FT | 8/24/2003  | 13.95 | N/A | 5  |                   |
| 191 | CSNF | R6120 | Nursing Assistant | 505 | Shirley Pifer      | 4 | FT | 3/31/2002  | 13.00 | N/A | 3  |                   |
| 192 | CSNF | R6120 | Nursing Assistant | 505 | Donna M. Pike      | 4 | FT | 7/27/1998  | 14.31 | *   | 5  |                   |
| 193 | CSNF | R6120 | Nursing Assistant | 505 | Ronda Pragle       | 4 | FT | 1/2/2000   | 13.95 | N/A | 5  | 1/9/05<br>14.31*  |
| 194 | CSNF | R6120 | Nursing Assistant | 505 | Elise Prevost      | 4 | FT | 3/1/1992   | 14.67 | **  | 5  |                   |
| 195 | CSNF | R6120 | Nursing Assistant | 505 | Valerie Provorse   | 4 | FT | 8/22/1993  | 14.67 | **  | 5  |                   |
| 196 | CSNF | R6120 | Nursing Assistant | 505 | Danielle Robson    | 4 | FT | 4/29/2004  | 12.02 | N/A | 1  |                   |

|     |      |       |                   |     |                   |   |    |            |       |     |    |                     |
|-----|------|-------|-------------------|-----|-------------------|---|----|------------|-------|-----|----|---------------------|
| 197 | CSNF | R6120 | Nursing Assistant | 505 | Ariel Rodriguez   | 4 | FT | 5/18/2003  | 13.00 | N/A | 3  |                     |
| 198 | CSNF | R6120 | Nursing Assistant | 505 | Heather Rodriguez | 4 | FT | 11/19/2000 | 13.44 | N/A | 4  | 11/27/05<br>13.80*  |
| 199 | CSNF | R6120 | Nursing Assistant | 505 | Rebecca Routly    | 4 | FT | 10/3/2004  | 10.28 | N/A | NH |                     |
| 200 | CSNF | R6120 | Nursing Assistant | 505 | William Russell   | 4 | FT | 10/27/2003 | 12.02 | N/A | 1  |                     |
| 201 | CSNF | R6120 | Nursing Assistant | 505 | Melissa Sapetko   | 4 | FT | 5/18/2003  | 13.00 | N/A | 3  |                     |
| 202 | CSNF | R6120 | Nursing Assistant | 505 | Danielle E. Savoy | 4 | FT | 3/31/2002  | 13.00 | N/A | 3  |                     |
| 203 | CSNF | R6120 | Nursing Assistant | 505 | Brenda Shaw       | 4 | FT | 8/17/1997  | 14.31 | *   | 5  |                     |
| 204 | CSNF | R6120 | Nursing Assistant | 505 | Susan Sylvester   | 4 | FT | 10/15/1995 | 14.31 | *   | 5  | 10/16/05<br>14.67** |
| 205 | CSNF | R6120 | Nursing Assistant | 505 | Stella Vazquez    | 4 | FT | 6/1/1991   | 14.67 | **  | 5  |                     |
| 206 | CSNF | R6120 | Nursing Assistant | 505 | Steven Vondell    | 4 | FT | 4/8/1991   | 14.67 | **  | 5  |                     |
| 207 | CSNF | R6120 | Nursing Assistant | 505 | Karen Webster     | 4 | FT | 10/4/1999  | 14.31 | *   | 5  |                     |
| 208 | CSNF | R6120 | Nursing Assistant | 505 | Billie Jo Wilkins | 4 | FT | 12/24/2000 | 13.44 | N/A | 4  | 12/25/05<br>13.80*  |
| 209 | CSNF | R6120 | Nursing Assistant | 505 | Bambi Witherow    | 4 | FT | 10/24/1999 | 14.31 | *   | 5  |                     |
| 210 | CSNF | R6120 | Nursing Assistant | 505 | Colleen Wood      | 4 | FT | 12/11/2000 | 13.44 | N/A | 4  | 12/11/05<br>13.80*  |
| 211 | CSNF | R6120 | Nursing Assistant | 505 | Penny Wood        | 4 | FT | 11/1/1998  | 14.31 | *   | 5  |                     |
| 212 | CSNF | R6120 | Nursing Assistant | 505 | Julie Wray        | 4 | FT | 6/22/1997  | 14.31 | *   | 5  |                     |
| 213 | CSNF | R6120 | Nursing Assistant | 505 | vacant            | 4 | FT | N/A        | 10.28 | N/A | NH |                     |



|     |      |       |                               |     |                         |    |    |            |       |      |    |                   |
|-----|------|-------|-------------------------------|-----|-------------------------|----|----|------------|-------|------|----|-------------------|
| 214 | CSNF | R6120 | Nursing Assistant             | 505 | vacant                  | 4  | FT | N/A        | 10.28 | N/A  | NH |                   |
| 215 | CSNF | R6120 | Nursing Assistant             | 505 | vacant                  | 4  | FT | N/A        | 10.28 | N/A  | NH |                   |
| 216 | CSNF | R6120 | Nursing Assistant             | 505 | vacant                  | 4  | FT | N/A        | 10.28 | N/A  | NH |                   |
| 217 | CSNF | R6120 | Nursing Assistant             | 505 | vacant                  | 4  | FT | N/A        | 10.28 | N/A  | NH |                   |
| 218 | CSNF | R6120 | Nursing Assistant-Transport   | 515 | Melanie Follett         | 4  | FT | 10/22/1989 | 15.03 | ***  | 5  |                   |
| 219 | CSNF | R6120 | Nursing Assistant-Transport   | 515 | Sandra Miller           | 4  | FT | 1/14/1979  | 15.39 | **** | 5  |                   |
| 220 | CSNF | R6120 | Occupational Therapist        | 270 | Anthony Jarzyna         | 17 | FT | 10/20/1997 | 27.97 | *    | 5  |                   |
| 221 | CSNF | R6120 | Physical Therapist            | 233 | Marc Negrotto           | 17 | FT | 1/27/1997  | 27.97 | *    | 5  |                   |
| 222 | CSNF | R6120 | Physical Therapy Assistant    | 333 | Debra Anne McNicholas   | 11 | FT | 10/19/1998 | 18.77 | *    | 5  |                   |
| 223 | CSNF | R6120 | Registered Professional Nurse | 242 | Terri Lynne Brockington | 14 | FT | 4/24/2000  | 22.50 | N/A  | 5  | 5/1/05<br>23.02*  |
| 224 | CSNF | R6120 | Registered Professional Nurse | 242 | Barbara Jones           | 14 | FT | 3/5/1995   | 23.02 | *    | 5  | 3/6/05<br>23.54** |
| 225 | CSNF | R6120 | Registered Professional Nurse | 242 | Cindy J. Kuhn           | 14 | FT | 9/6/1994   | 23.54 | **   | 5  |                   |
| 226 | CSNF | R6120 | Registered Professional Nurse | 242 | Gary Mann               | 14 | FT | 11/1/2004  | 19.19 | N/A  | 1  |                   |
| 227 | CSNF | R6120 | Registered Professional Nurse | 242 | Deborah Stom            | 14 | FT | 8/2/1993   | 23.54 | **   | 5  |                   |
| 228 | CSNF | R6120 | Senior Account Clerk          | 619 | Linda Goodwin           | 9  | FT | 10/10/1979 | 18.09 | **** | 5  |                   |
| 229 | CSNF | R6120 | Senior Account Clerk          | 619 | Jane Maloney            | 9  | FT | 12/19/1988 | 17.70 | ***  | 5  |                   |
| 230 | CSNF | R6120 | Senior Account Clerk          | 619 | Carol Rittenhouse       | 9  | FT | 5/1/1989   | 17.70 | ***  | 5  |                   |

|     |      |       |                               |     |                    |    |    |           |       |      |    |  |
|-----|------|-------|-------------------------------|-----|--------------------|----|----|-----------|-------|------|----|--|
| 231 | CSNF | R6120 | Senior Account Clerk          | 619 | Marie Sobel        | 9  | FT | 2/22/1972 | 18.09 | **** | 5  |  |
| 232 | CSNF | R6120 | Senior Social Work Assistant  | 268 | Mary Kaye Meehan   | 15 | FT | 1/5/1987  | 25.55 | ***  | 5  |  |
| 233 | CSNF | R6120 | Senior Typist                 | 627 | Robin Hooker       | 7  | FT | 6/8/1987  | 16.43 | ***  | 5  |  |
| 234 | CSNF | R6120 | Senior Typist                 | 627 | Ann Schwenzer      | 7  | FT | 7/17/1989 | 16.43 | ***  | 5  |  |
| 235 | CSNF | R6120 | Senior Typist                 | 627 | vacant             | 7  | FT | N/A       | 11.44 | N/A  | NH |  |
| 236 | CSNF | R6120 | Senior Typist                 | 627 | Mary VanHorn       | 7  | AT | 9/13/2001 | 12.72 | N/A  | B  |  |
| 237 | CSNF | R6120 | Social Work Assistant         | 254 | Lynne Heather      | 14 | FT | 5/31/1994 | 23.54 | **   | 5  |  |
| 238 | CSNF | R6120 | Social Work Assistant         | 254 | Vicki Putney       | 14 | FT | 4/7/1980  | 24.58 | **** | 5  |  |
| 239 | CSNF | R6120 | Telephone Operator            | 633 | Wendy Smith        | 4  | FT | 5/22/1989 | 15.03 | ***  | 5  |  |
| 240 | CS   | A1610 | Administrative Secretary      | 602 | Sally A. MacIntyre | 10 | FT | 1/31/1983 | 18.85 | **** | 5  |  |
| 241 | CS   | A1610 | Building Maintenance Mechanic | 701 | Elaine Ellis       | 11 | FT | 8/11/1975 | 20.00 | **** | 5  |  |
| 242 | CS   | A1620 | Building Maintenance Mechanic | 701 | Richard Emerson    | 11 | FT | 9/16/1994 | 17.90 | **   | 3  |  |
| 243 | CS   | R6120 | Building Maintenance Mechanic | 701 | Randy Gill         | 11 | FT | 11/1/1979 | 20.00 | **** | 5  |  |
| 244 | CS   | A1610 | Building Maintenance Mechanic | 701 | Gary Green         | 11 | FT | 11/6/1989 | 19.59 | ***  | 5  |  |
| 245 | CS   | A1610 | Building Maintenance Mechanic | 701 | Brenda Green       | 11 | AT | 9/26/2004 | 18.08 | **** | 2  |  |
| 246 | CS   | A1610 | Building Maintenance Mechanic | 701 | Bruce Hitchcock    | 11 | FT | 7/22/1996 | 18.77 | *    | 5  |  |
| 247 | CS   | N6120 | Building Maintenance Mechanic | 701 | John D. Stewart    | 11 | FT | 1/23/1984 | 20.00 | **** | 5  |  |

|     |      |       |                               |     |                         |    |    |            |       |      |    |                    |
|-----|------|-------|-------------------------------|-----|-------------------------|----|----|------------|-------|------|----|--------------------|
| 248 | CS   | A1620 | Building Maintenance Mechanic | 701 | Aaron D. Weaver         | 11 | FT | 10/23/2000 | 16.44 | N/A  | 2  | 10/30/05<br>16.85* |
| 249 | CS   | A1610 | Building Maintenance Person   | 801 | Darrin Graham           | 7  | AT | 10/4/2004  | 11.44 | N/A  | NH |                    |
| 250 | CS   | A1610 | Building Maintenance Person   | 801 | Brenda Green            | 7  | FT | 2/22/1977  | 16.80 | **** | 5  |                    |
| 251 | CS   | R6120 | Building Maintenance Person   | 801 | Maximino Rodriquez, III | 7  | FT | 10/11/1998 | 15.18 | *    | 4  |                    |
| 252 | CS   | N6120 | Building Maintenance Person   | 801 | Todd Valentino          | 7  | FT | 6/4/2001   | 14.81 | N/A  | 4  |                    |
| 253 | CS   | N6120 | Building Maintenance Person   | 801 | vacant                  | 7  | FT | N/A        | 11.44 | N/A  | NH |                    |
| 254 | CS   | A1610 | Carpenter                     | 702 | Robert Ellis            | 13 | FT | 3/22/1982  | 23.01 | **** | 5  |                    |
| 255 | CS   | A1610 | Courier                       | 832 | Laural Nice             | 5  | FT | 11/2/1977  | 15.81 | **** | 5  |                    |
| 256 | CS   | A1610 | Custodial Worker              | 805 | Tammi Minnehan          | 3  | FT | 8/3/1990   | 14.31 | **   | 5  | 8/7/05<br>14.66*** |
| 257 | CS   | A1610 | Custodial Worker              | 805 | Crystal Rudgers         | 3  | FT | 5/28/1993  | 14.31 | **   | 5  |                    |
| 258 | CS   | A1610 | Electrician                   | 703 | Gary G. Peffers         | 13 | FT | 4/3/1972   | 23.01 | **** | 5  |                    |
| 259 | CS   | A1610 | Plumber                       | 709 | Daniel C. Keenan        | 13 | FT | 12/7/1998  | 21.54 | *    | 5  |                    |
| 260 | CLER | A1410 | Index Clerk                   | 611 | Diane Piampiano         | 8  | FT | 1/16/1998  | 16.21 | *    | 5  |                    |
| 261 | CLER | A1410 | Index Clerk                   | 611 | A. Marie Scollon        | 8  | FT | 3/1/2004   | 13.59 | N/A  | 1  |                    |
| 262 | CLER | A1410 | Index Clerk                   | 611 | Margaret Thomas         | 8  | FT | 7/6/2004   | 11.73 | N/A  | NH |                    |
| 263 | CLER | A1410 | Motor Vehicle Clerk           | 612 | Dawn Johnston           | 8  | FT | 5/9/1999   | 16.21 | *    | 5  |                    |
| 264 | CLER | A1410 | Motor Vehicle Clerk           | 612 | Erica Mike              | 8  | FT | 1/4/1999   | 16.21 | *    | 5  |                    |

|     |      |       |                            |     |                     |    |    |            |       |      |   |                  |
|-----|------|-------|----------------------------|-----|---------------------|----|----|------------|-------|------|---|------------------|
| 265 | CLER | A1410 | Motor Vehicle Clerk        | 612 | Pamella Minnehan    | 8  | FT | 4/26/1982  | 17.38 | **** | 5 |                  |
| 266 | CLER | A1410 | Motor Vehicle Clerk        | 612 | Sally A. Morris     | 8  | FT | 7/7/1997   | 16.21 | *    | 5 |                  |
| 267 | CLER | A1410 | Motor Vehicle Clerk        | 612 | Kathleen Olson      | 8  | FT | 1/2/1996   | 16.21 | *    | 5 |                  |
| 268 | CLER | A1410 | Motor Vehicle Clerk        | 612 | Michelle Post       | 8  | FT | 11/18/1996 | 16.21 | *    | 5 |                  |
| 269 | CLER | A1410 | Motor Vehicle Clerk        | 612 | Lois Shero          | 8  | FT | 1/31/2000  | 15.82 | N/A  | 5 | 2/6/05<br>16.21* |
| 270 | CLER | A1410 | Senior Index Clerk         | 644 | Diane Fusco         | 10 | FT | 5/2/1983   | 18.85 | **** | 5 |                  |
| 271 | CLER | A1410 | Senior Index Clerk         | 644 | Toni Teresa         | 10 | FT | 2/11/1981  | 18.85 | **** | 5 |                  |
| 272 | CLER | A1410 | Senior Motor Vehicle Clerk | 645 | Linda Arndt         | 10 | FT | 10/1/1984  | 18.85 | **** | 5 |                  |
| 273 | CLER | A1410 | Senior Motor Vehicle Clerk | 645 | Brenda Peters       | 10 | FT | 5/27/1980  | 18.85 | **** | 5 |                  |
| 274 | CLER | A1410 | Telephone Operator         | 633 | Kathleen Guarino    | 4  | FT | 3/14/1994  | 14.67 | **   | 5 |                  |
| 275 | DA   | A1165 | Clerk/Typist               | 604 | Dorothy Thompson    | 2  | FT | 3/6/2000   | 13.27 | N/A  | 5 | 3/6/05<br>13.62* |
| 276 | DA   | A1165 | Senior Legal Typist        | 643 | Barbara VanIngen    | 11 | FT | 1/19/1996  | 18.77 | *    | 5 |                  |
| 277 | ECOD | A6989 | Administrative Secretary   | 602 | Mary LaPoma         | 10 | FT | 10/4/1999  | 17.65 | *    | 5 |                  |
| 278 | EMS  | A3640 | Senior Typist              | 627 | Karol Thomas        | 7  | FT | 2/24/1994  | 16.06 | **   | 5 |                  |
| 279 | GSNF | N6120 | Activities Aide            | 500 | Pamela Farruggia    | 4  | FT | 5/31/1977  | 15.39 | **** | 5 |                  |
| 280 | GSNF | N6120 | Activities Aide            | 500 | Saysamone Kettavong | 4  | FT | 4/28/1986  | 15.03 | ***  | 5 |                  |
| 281 | GSNF | N6120 | Charge Nurse               | 208 | Paula C. Bartoo     | 15 | FT | 12/13/2004 | 20.63 | N/A  | 1 |                  |

|     |      |       |                                  |     |                         |    |    |            |       |      |    |                      |
|-----|------|-------|----------------------------------|-----|-------------------------|----|----|------------|-------|------|----|----------------------|
| 282 | GSNF | N6120 | Charge Nurse                     | 208 | Linda McCauley          | 15 | FT | 8/24/1992  | 25.02 | **   | 5  |                      |
| 283 | GSNF | N6120 | Charge Nurse                     | 208 | Carolyn Ozzello         | 15 | FT | 4/27/1998  | 24.49 | *    | 5  |                      |
| 284 | GSNF | N6120 | Charge Nurse                     | 208 | Cynthia Pender-Canarvis | 15 | FT | 10/1/1990  | 25.02 | **   | 5  | 10/2/05<br>25.55**** |
| 285 | GSNF | N6120 | Charge Nurse                     | 208 | Gail Yunker             | 15 | FT | 11/3/2003  | 21.47 | N/A  | 2  |                      |
| 286 | GSNF | N6120 | Cleaner                          | 804 | Carolyn Aldrich         | 2  | FT | 4/28/1986  | 14.32 | ***  | 5  |                      |
| 287 | GSNF | N6120 | Cleaner                          | 804 | Debra Barney            | 2  | FT | 7/10/1988  | 14.32 | ***  | 5  |                      |
| 288 | GSNF | N6120 | Cleaner                          | 804 | Linda Craun             | 2  | FT | 10/2/1995  | 13.62 | *    | 5  | 10/2/05<br>13.97**   |
| 289 | GSNF | N6120 | Cleaner                          | 804 | Nancy Harper            | 2  | FT | 8/9/1979   | 14.67 | **** | 5  |                      |
| 290 | GSNF | N6120 | Cleaner                          | 804 | Lou Ann Weidman         | 2  | FT | 11/17/1977 | 14.67 | **** | 5  |                      |
| 291 | GSNF | N6120 | Clerk/Typist                     | 604 | Margaret Arnold         | 2  | FT | 3/1/1979   | 14.67 | **** | 5  |                      |
| 292 | GSNF | N6120 | Clerk/Typist                     | 604 | Mary VanHorn            | 2  | FT | 9/13/2001  | 12.32 | N/A  | 3  |                      |
| 293 | GSNF | N6120 | Clerk/Typist                     | 604 | vacant                  | 2  | AT | N/A        | 9.79  | N/A  | NH |                      |
| 294 | GSNF | N6120 | Hairdresser                      | 704 | Barbara M. Beardsley    | 4  | FT | 6/2/1986   | 15.03 | ***  | 5  |                      |
| 295 | GSNF | N6120 | Laundry Worker                   | 812 | vacant                  | 3  | FT | N/A        | 10.15 | N/A  | NH |                      |
| 296 | GSNF | N6120 | Laundry Worker                   | 812 | vacant                  | 3  | FT | N/A        | 10.15 | N/A  | NH |                      |
| 297 | GSNF | N6120 | Leisure Time Activities Director | 504 | Katherine Baumgardner   | 6  | FT | 6/8/1970   | 16.32 | **** | 5  |                      |
| 298 | GSNF | N6120 | Licensed Practical Nurse         | 302 | Bobbi Jo Babbitt        | 9  | FT | 5/1/1995   | 14.81 | *    | 2  | 5/1/05<br>14.67**    |

|     |      |       |                             |     |                         |   |    |                |       |      |   |                    |
|-----|------|-------|-----------------------------|-----|-------------------------|---|----|----------------|-------|------|---|--------------------|
| 299 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | William<br>Baierschmitt | 9 | FT | 11/6/2000      | 16.53 | N/A  | 5 | 11/13/05<br>16.92* |
| 300 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Dorsy Caudill           | 9 | FT | 9/21/1987      | 17.70 | ***  | 5 |                    |
| 301 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Pamela Denby            | 9 | FT | 6/26/2000      | 14.85 | N/A  | 2 | 6/26/05<br>15.24*  |
| 302 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Sheila Fox              | 9 | FT | 1/10/1981      | 18.09 | **** | 5 |                    |
| 303 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Elaine Garwood          | 9 | FT | 10/26/200<br>4 | 14.30 | N/A  | 1 |                    |
| 304 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Naomi Hess              | 9 | FT | 6/29/2000      | 16.53 | N/A  | 5 | 7/10/05<br>16.92*  |
| 305 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Claudia Houtz           | 9 | FT | 3/16/1987      | 17.70 | ***  | 5 |                    |
| 306 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Crystal Howe            | 9 | FT | 9/21/1987      | 17.70 | ***  | 5 |                    |
| 307 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Patricia Macomber       | 9 | FT | 9/20/1977      | 18.09 | **** | 5 |                    |
| 308 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Sharon McGinnis         | 9 | FT | 8/5/1993       | 17.31 | **   | 5 |                    |
| 309 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Christine Rowan         | 9 | FT | 5/4/2003       | 15.39 | N/A  | 3 |                    |
| 310 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Edith Wester            | 9 | FT | 8/27/1979      | 18.09 | **** | 5 |                    |
| 311 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Donna Zabrocki          | 9 | FT | 9/5/1995       | 16.92 | *    | 5 | 9/18/05<br>17.31** |
| 312 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | vacant                  | 9 | FT | N/A            | 14.30 | N/A  | 1 |                    |
| 313 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | vacant                  | 9 | FT | N/A            | 14.30 | N/A  | 1 |                    |
| 314 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | vacant                  | 9 | FT | N/A            | 14.30 | N/A  | 1 |                    |
| 315 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | vacant                  | 9 | FT | N/A            | 14.30 | N/A  | 1 |                    |

|     |      |       |                   |     |                       |   |    |            |       |      |    |                       |
|-----|------|-------|-------------------|-----|-----------------------|---|----|------------|-------|------|----|-----------------------|
| 316 | GSNF | N6120 | Medical Typist    | 613 | Cheryl A. Rossborough | 7 | FT | 10/9/1985  | 16.43 | ***  | 5  | 10/16/05<br>16.80**** |
| 317 | GSNF | N6120 | Nursing Assistant | 505 | Lillian Allen         | 4 | FT | 8/4/1969   | 15.39 | **** | 5  |                       |
| 318 | GSNF | N6120 | Nursing Assistant | 505 | Erin Barber           | 4 | FT | 9/15/2004  | 11.42 | N/A  | B  |                       |
| 319 | GSNF | N6120 | Nursing Assistant | 505 | Patricia Berkes       | 4 | FT | 10/12/2004 | 11.42 | N/A  | B  |                       |
| 320 | GSNF | N6120 | Nursing Assistant | 505 | Wanda Berrios         | 4 | FT | 6/23/2003  | 12.47 | N/A  | 2  |                       |
| 321 | GSNF | N6120 | Nursing Assistant | 505 | Debra Blair           | 4 | FT | 10/12/2001 | 13.00 | N/A  | 3  |                       |
| 322 | GSNF | N6120 | Nursing Assistant | 505 | Brandy Bosley         | 4 | FT | 1/14/2002  | 13.00 | N/A  | 3  |                       |
| 323 | GSNF | N6120 | Nursing Assistant | 505 | Donna Brooks          | 4 | FT | 9/28/1997  | 14.31 | *    | 5  |                       |
| 324 | GSNF | N6120 | Nursing Assistant | 505 | Ellen Cross           | 4 | FT | 3/7/2004   | 12.02 | N/A  | 1  |                       |
| 325 | GSNF | N6120 | Nursing Assistant | 505 | Tammy Cuthbertson     | 4 | FT | 10/2/2001  | 13.00 | N/A  | 3  |                       |
| 326 | GSNF | N6120 | Nursing Assistant | 505 | Patricia Donovan      | 4 | FT | 8/19/1981  | 15.39 | **** | 5  |                       |
| 327 | GSNF | N6120 | Nursing Assistant | 505 | Rosemarie Durnion     | 4 | FT | 12/21/2003 | 12.02 | N/A  | 1  |                       |
| 328 | GSNF | N6120 | Nursing Assistant | 505 | Stacy Emerson         | 4 | FT | 12/21/2003 | 12.02 | N/A  | 1  |                       |
| 329 | GSNF | N6120 | Nursing Assistant | 505 | Brenda Faulkner       | 4 | FT | 10/10/1995 | 14.31 | *    | 5  | 10/16/05<br>14.67**   |
| 330 | GSNF | N6120 | Nursing Assistant | 505 | Teresa Gilbert        | 4 | FT | 6/13/2004  | 12.02 | N/A  | 1  |                       |
| 331 | GSNF | N6120 | Nursing Assistant | 505 | Marcia Gorny          | 4 | FT | 10/1/2000  | 13.44 | N/A  | 4  | 10/2/05<br>13.80*     |
| 332 | GSNF | N6120 | Nursing Assistant | 505 | Martha Gorton         | 4 | FT | 10/1/2004  | 10.28 | N/A  | NH |                       |

|     |      |       |                   |     |                     |   |    |            |       |     |   |  |
|-----|------|-------|-------------------|-----|---------------------|---|----|------------|-------|-----|---|--|
| 333 | GSNF | N6120 | Nursing Assistant | 505 | Tina Hamsher        | 4 | FT | 7/1/2003   | 12.02 | N/A | 1 |  |
| 334 | GSNF | N6120 | Nursing Assistant | 505 | Jennifer Hoffman    | 4 | FT | 11/7/2003  | 13.00 | N/A | 3 |  |
| 335 | GSNF | N6120 | Nursing Assistant | 505 | Lynne J. Leary      | 4 | FT | 12/21/2003 | 12.02 | N/A | 1 |  |
| 336 | GSNF | N6120 | Nursing Assistant | 505 | Jonathan Lee        | 4 | FT | 8/27/2004  | 11.42 | N/A | B |  |
| 337 | GSNF | N6120 | Nursing Assistant | 505 | Carol Loop          | 4 | FT | 7/7/2002   | 12.47 | N/A | 2 |  |
| 338 | GSNF | N6120 | Nursing Assistant | 505 | Laura Losey         | 4 | FT | 6/13/2004  | 12.02 | N/A | 1 |  |
| 339 | GSNF | N6120 | Nursing Assistant | 505 | Jennifer Mann       | 4 | FT | 8/15/2004  | 11.42 | N/A | B |  |
| 340 | GSNF | N6120 | Nursing Assistant | 505 | Trevor Martin       | 4 | FT | 3/7/2004   | 12.02 | N/A | 1 |  |
| 341 | GSNF | N6120 | Nursing Assistant | 505 | Kimberly Morey      | 4 | FT | 1/7/2002   | 13.95 | N/A | 5 |  |
| 342 | GSNF | N6120 | Nursing Assistant | 505 | Margaret Mott       | 4 | FT | 8/20/2003  | 12.02 | N/A | 1 |  |
| 343 | GSNF | N6120 | Nursing Assistant | 505 | Deanna Munger       | 4 | FT | 3/26/2004  | 12.02 | N/A | 1 |  |
| 344 | GSNF | N6120 | Nursing Assistant | 505 | Laura Ortiz         | 4 | FT | 10/2/2001  | 13.00 | N/A | 3 |  |
| 345 | GSNF | N6120 | Nursing Assistant | 505 | Wanda Parsons       | 4 | FT | 11/25/1996 | 14.31 | *   | 5 |  |
| 346 | GSNF | N6120 | Nursing Assistant | 505 | Timothy Patanella   | 4 | FT | 3/7/2004   | 12.02 | N/A | 1 |  |
| 347 | GSNF | N6120 | Nursing Assistant | 505 | Amy Patterson       | 4 | FT | 3/19/2004  | 12.02 | N/A | 1 |  |
| 348 | GSNF | N6120 | Nursing Assistant | 505 | Jeff Schmidt        | 4 | FT | 9/15/2002  | 13.44 | N/A | 4 |  |
| 349 | GSNF | N6120 | Nursing Assistant | 505 | Jacqueline Schuster | 4 | FT | 1/8/2002   | 13.00 | N/A | 3 |  |



|     |      |       |                   |     |                    |   |    |            |       |     |    |                    |
|-----|------|-------|-------------------|-----|--------------------|---|----|------------|-------|-----|----|--------------------|
| 350 | GSNF | N6120 | Nursing Assistant | 505 | Eileen Searchfield | 4 | FT | 10/8/1993  | 14.67 | **  | 5  |                    |
| 351 | GSNF | N6120 | Nursing Assistant | 505 | Jin States         | 4 | FT | 4/11/1988  | 15.03 | *** | 5  |                    |
| 352 | GSNF | N6120 | Nursing Assistant | 505 | Melissa Tarbell    | 4 | FT | 12/3/2000  | 13.44 | N/A | 4  | 12/11/05<br>13.80* |
| 353 | GSNF | N6120 | Nursing Assistant | 505 | Wendy Teeter       | 4 | FT | 10/12/2001 | 13.00 | N/A | 3  |                    |
| 354 | GSNF | N6120 | Nursing Assistant | 505 | Deborah Thompson   | 4 | FT | 2/11/2002  | 13.00 | N/A | 3  |                    |
| 355 | GSNF | N6120 | Nursing Assistant | 505 | Kelly Utley-Chisom | 4 | FT | 6/13/2004  | 12.02 | N/A | 1  |                    |
| 356 | GSNF | N6120 | Nursing Assistant | 505 | Bobbie L. Weston   | 4 | FT | 10/19/2003 | 13.00 | N/A | 3  |                    |
| 357 | GSNF | N6120 | Nursing Assistant | 505 | Rachel Williams    | 4 | FT | 9/29/2002  | 13.95 | N/A | 5  |                    |
| 358 | GSNF | N6120 | Nursing Assistant | 505 | Neil Wormuth       | 4 | FT | 8/2/2004   | 11.42 | N/A | B  |                    |
| 359 | GSNF | N6120 | Nursing Assistant | 505 | Matina Yencer      | 4 | FT | 11/19/2000 | 13.95 | N/A | 5  | 11/27/05<br>14.31* |
| 360 | GSNF | N6120 | Nursing Assistant | 505 | Tiffany Young      | 4 | FT | 10/12/2004 | 10.28 | N/A | NH |                    |
| 361 | GSNF | N6120 | Nursing Assistant | 505 | vacant             | 4 | FT | N/A        | 10.28 | N/A | NH |                    |
| 362 | GSNF | N6120 | Nursing Assistant | 505 | vacant             | 4 | FT | N/A        | 10.28 | N/A | NH |                    |
| 363 | GSNF | N6120 | Nursing Assistant | 505 | vacant             | 4 | FT | N/A        | 10.28 | N/A | NH |                    |
| 364 | GSNF | N6120 | Nursing Assistant | 505 | vacant             | 4 | FT | N/A        | 10.28 | N/A | NH |                    |
| 365 | GSNF | N6120 | Nursing Assistant | 505 | vacant             | 4 | FT | N/A        | 10.28 | N/A | NH |                    |
| 366 | GSNF | N6120 | Nursing Assistant | 505 | vacant             | 4 | FT | N/A        | 10.28 | N/A | NH |                    |

|     |      |       |                               |     |                     |    |    |            |       |      |    |  |
|-----|------|-------|-------------------------------|-----|---------------------|----|----|------------|-------|------|----|--|
| 367 | GSNF | N6120 | Nursing Assistant             | 505 | vacant              | 4  | FT | N/A        | 10.28 | N/A  | NH |  |
| 368 | GSNF | N6120 | Nursing Assistant             | 505 | vacant              | 4  | FT | N/A        | 10.28 | N/A  | NH |  |
| 369 | GSNF | N6120 | Nursing Assistant             | 505 | vacant              | 4  | FT | N/A        | 10.28 | N/A  | NH |  |
| 370 | GSNF | N6120 | Nursing Assistant             | 505 | vacant              | 4  | FT | N/A        | 10.28 | N/A  | NH |  |
| 371 | GSNF | N6120 | Nursing Assistant             | 505 | vacant              | 4  | FT | N/A        | 10.28 | N/A  | NH |  |
| 372 | GSNF | N6120 | Nursing Assistant             | 505 | vacant              | 4  | FT | N/A        | 10.28 | N/A  | NH |  |
| 373 | GSNF | N6120 | Nursing Assistant             | 505 | vacant              | 4  | FT | N/A        | 10.28 | N/A  | NH |  |
| 374 | GSNF | N6120 | Nursing Assistant             | 505 | vacant              | 4  | FT | N/A        | 10.28 | N/A  | NH |  |
| 375 | GSNF | N6120 | Nursing Assistant-Transport   | 515 | Melody Robinson     | 4  | FT | 6/8/1987   | 15.03 | ***  | 5  |  |
| 376 | GSNF | N6120 | Occupational Therapist        | 270 | Tricia A Ruliffson  | 17 | FT | 9/8/1998   | 27.97 | *    | 5  |  |
| 377 | GSNF | N6120 | Physical Therapist            | 233 | Richard Baumgardner | 17 | FT | 7/2/1973   | 29.71 | **** | 5  |  |
| 378 | GSNF | N6120 | Registered Professional Nurse | 242 | Kathleen Crye       | 14 | FT | 12/20/1987 | 24.06 | ***  | 5  |  |
| 379 | GSNF | N6120 | Registered Professional Nurse | 242 | Christine Mastin    | 14 | FT | 6/17/1979  | 24.58 | **** | 5  |  |
| 380 | GSNF | N6120 | Registered Professional Nurse | 242 | Diane Nelson        | 14 | FT | 11/6/2003  | 20.01 | N/A  | 2  |  |
| 381 | GSNF | N6120 | Registered Professional Nurse | 242 | Ruth Shear          | 14 | FT | 5/18/2004  | 20.01 | N/A  | 2  |  |
| 382 | GSNF | N6120 | Social Work Assistant         | 254 | Anne Campfield      | 14 | FT | 3/12/2001  | 21.65 | N/A  | 4  |  |
| 383 | GSNF | N6120 | Social Work Assistant         | 254 | Erin Randall        | 14 | FT | 6/18/2001  | 21.65 | N/A  | 4  |  |

|     |      |       |                               |     |                      |    |    |            |       |      |    |                     |
|-----|------|-------|-------------------------------|-----|----------------------|----|----|------------|-------|------|----|---------------------|
| 384 | GSNF | N6120 | Telephone Operator            | 633 | Renee Chichester     | 4  | FT | 5/13/1991  | 14.67 | **   | 5  |                     |
| 385 | DOH  | A4088 | Account Clerk/Typist          | 601 | Roberta Gibson       | 7  | FT | 9/10/2004  | 11.44 | N/A  | NH |                     |
| 386 | DOH  | A4010 | Account Clerk/Typist          | 601 | Debra Ann Hendershot | 7  | FT | 2/23/2001  | 13.79 | N/A  | 2  |                     |
| 387 | DOH  | A4010 | Account Clerk/Typist          | 601 | Barbara Lima         | 7  | FT | 9/10/2004  | 11.44 | N/A  | NH |                     |
| 388 | DOH  | A4010 | Account Clerk/Typist          | 601 | vacant               | 7  | FT | N/A        | 11.44 | N/A  | NH |                     |
| 389 | DOH  | A4010 | Administrative Secretary      | 602 | Linda Jordan         | 10 | FT | 6/18/1990  | 18.05 | **   | 5  | 6/26/05<br>18.45*** |
| 390 | DOH  | A3510 | Assistant Dog Control Officer | 400 | Kathleen Tewksbury   | 1  | FT | 11/13/1995 | 13.15 | *    | 5  | 11/13/05<br>13.47** |
| 391 | DOH  | A4035 | Caseworker                    | 206 | Susan Jansch         | 14 | FT | 7/26/2004  | 18.40 | N/A  | B  |                     |
| 392 | DOH  | A4010 | Clerk/Typist                  | 604 | Lois S. Basar        | 2  | FT | 2/4/2002   | 12.32 | N/A  | 3  |                     |
| 393 | DOH  | A4010 | Clerk/Typist                  | 604 | Maruth Dieter        | 2  | FT | 12/11/2000 | 12.79 | N/A  | 4  | 12/11/05<br>13.14*  |
| 394 | DOH  | A4082 | Clerk/Typist                  | 604 | Kathryn Nixon        | 2  | FT | 4/26/2004  | 11.36 | N/A  | 1  |                     |
| 395 | DOH  | A4010 | Clerk/Typist                  | 604 | vacant               | 2  | FT | N/A        | 9.79  | N/A  | NH |                     |
| 396 | DOH  | A4088 | Clerk/Typist                  | 604 | vacant               | 2  | FT | N/A        | 9.79  | N/A  | NH |                     |
| 397 | DOH  | A4035 | Clinical Aide                 | 501 | Kathleen Magee       | 4  | FT | 2/17/1981  | 15.39 | **** | 5  |                     |
| 398 | DOH  | A4082 | Clinical Aide                 | 501 | Lynne Martindale     | 4  | FT | 5/10/1982  | 15.39 | **** | 5  |                     |
| 399 | DOH  | A4035 | Clinical Aide                 | 501 | Kathleen Smith       | 4  | FT | 2/26/1996  | 14.31 | *    | 5  |                     |
| 400 | DOH  | A4010 | Home Health Aide              | 502 | Mary Aronhalt        | 4  | FT | 2/2/1995   | 14.31 | *    | 5  | 2/6/05<br>14.67**   |

|     |     |       |                             |     |                  |     |    |            |       |     |    |                    |
|-----|-----|-------|-----------------------------|-----|------------------|-----|----|------------|-------|-----|----|--------------------|
| 401 | DOH | A4010 | Home Health Aide            | 502 | Linda Broadwell  | 4   | FT | 7/18/1997  | 14.31 | *   | 5  |                    |
| 402 | DOH | A4010 | Home Health Aide            | 502 | Jo Buchinger     | 4   | FT | 2/9/1995   | 14.31 | *   | 5  | 2/20/05<br>14.67** |
| 403 | DOH | A4083 | Home Health Aide            | 502 | Patricia Cooper  | 4   | FT | 9/12/2000  | 13.44 | N/A | 4  | 9/18/05<br>13.80*  |
| 404 | DOH | A4010 | Home Health Aide            | 502 | Karen A. McGee   | 4   | FT | 3/2/1998   | 14.31 | *   | 5  |                    |
| 405 | DOH | A4035 | Nurse Practitioner          | 230 | Darlene Taylor   | N/A | FT | 1/4/1999   | 29.55 | *   | 5  |                    |
| 406 | DOH | A4010 | Nursing Team Assistant      | 342 | Rodney Clements  | 9   | FT | 1/18/2000  | 16.53 | N/A | 5  | 1/23/05<br>16.92*  |
| 407 | DOH | A4103 | Outreach Worker             | 506 | Melisa Fowler    | 7   | FT | 9/1/1999   | 15.18 | *   | 4  |                    |
| 408 | DOH | A4010 | Public Health Educator      | 240 | Tina Bloom       | 13  | FT | 6/14/2004  | 17.99 | N/A | 1  |                    |
| 409 | DOH | A4093 | Public Health Educator      | 240 | Linda Motz       | 13  | FT | 3/22/2000  | 21.05 | N/A | 5  | 4/3/05<br>21.54*   |
| 410 | DOH | A4010 | Public Health Educator      | 240 | vacant           | 13  | FT | N/A        | 15.50 | N/A | NH |                    |
| 411 | DOH | A4010 | Public Health Sanitarian    | 305 | James Kanouse    | 14  | FT | 6/6/1988   | 24.06 | *** | 5  |                    |
| 412 | DOH | A4106 | Public Health Sanitarian    | 305 | Cathy MacPherson | 14  | FT | 9/5/1995   | 19.71 | *   | 1  | 9/18/05<br>20.23** |
| 413 | DOH | A4010 | Public Health Sanitarian    | 305 | George Sisak     | 14  | FT | 3/16/2001  | 21.65 | N/A | 4  |                    |
| 414 | DOH | A4083 | Public Health Social Worker | 338 | Serena Kniffin   | 18  | FT | 10/12/1999 | 26.03 | *   | 1  |                    |
| 415 | DOH | A4093 | Public Health Technician    | 307 | Jason Neus       | 11  | FT | 1/26/2004  | 15.80 | N/A | 1  |                    |
| 416 | DOH | A4010 | Public Health Technician    | 307 | Barbara Rogers   | 11  | FT | 9/2/1997   | 18.77 | *   | 5  |                    |
| 417 | DOH | A4010 | Public Health Technician    | 307 | vacant           | 11  | FT | N/A        | 13.64 | N/A | NH |                    |

|     |     |       |                                     |     |                      |     |     |            |       |      |   |                     |
|-----|-----|-------|-------------------------------------|-----|----------------------|-----|-----|------------|-------|------|---|---------------------|
| 418 | DOH | A4010 | Registered Professional Nurse       | 243 | Marsha Abe           | N/A | FT  | 2/22/2000  | 19.14 | N/A  | 5 | 3/6/05<br>19.59*    |
| 419 | DOH | A4010 | Registered Professional Nurse       | 243 | Luanne Britton       | N/A | 1/2 | 2/19/2001  | 19.14 | N/A  | 5 |                     |
| 420 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Laurie Calnan        | N/A | FT  | 7/7/1988   | 21.88 | ***  | 5 |                     |
| 421 | DOH | A4083 | Registered Professional Nurse w/ BS | 250 | Wendy Chapman        | N/A | FT  | 8/2/1999   | 20.81 | *    | 5 |                     |
| 422 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Tami Coburn          | N/A | FT  | 5/5/1998   | 20.81 | *    | 5 |                     |
| 423 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Gretchen Coleman     | N/A | FT  | 3/29/1982  | 22.42 | **** | 5 |                     |
| 424 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Phyllis Dewhirst     | N/A | FT  | 7/31/2000  | 20.36 | N/A  | 5 | 8/7/05<br>20.81*    |
| 425 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Judi Ferries         | N/A | 1/2 | 4/9/2001   | 20.36 | N/A  | 5 |                     |
| 426 | DOH | A4010 | Registered Professional Nurse       | 243 | Theresa A. Gilliland | N/A | FT  | 2/6/1985   | 20.66 | ***  | 5 | 2/6/05<br>21.20**** |
| 427 | DOH | A4091 | Registered Professional Nurse w/ BS | 250 | Peggy D. Hamilton    | N/A | FT  | 7/1/1997   | 20.81 | *    | 5 |                     |
| 428 | DOH | A4010 | Registered Professional Nurse       | 243 | Lisa Hewitt          | N/A | FT  | 12/15/2003 | 18.24 | N/A  | 3 |                     |
| 429 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Sheila Hunter        | N/A | FT  | 12/31/2001 | 20.36 | N/A  | 5 |                     |
| 430 | DOH | A4082 | Registered Professional Nurse       | 243 | Gail Johnson         | N/A | 3/5 | 3/26/2001  | 19.14 | N/A  | 5 |                     |
| 431 | DOH | A4010 | Registered Professional Nurse       | 243 | Prudence King        | N/A | FT  | 12/11/2000 | 19.14 | N/A  | 5 | 12/11/05<br>19.59*  |
| 432 | DOH | A4010 | Registered Professional Nurse       | 243 | Janet Lewis          | N/A | FT  | 4/1/1982   | 21.20 | **** | 5 |                     |
| 433 | DOH | A4082 | Registered Professional Nurse       | 243 | Deborah Ludwig       | N/A | FT  | 3/20/2001  | 19.14 | N/A  | 5 |                     |
| 434 | DOH | A4010 | Registered Professional Nurse       | 243 | Judy Meyers          | N/A | FT  | 11/12/2002 | 19.14 | N/A  | 5 |                     |

|     |     |       |                                     |     |                     |     |     |            |       |      |     |                     |
|-----|-----|-------|-------------------------------------|-----|---------------------|-----|-----|------------|-------|------|-----|---------------------|
| 435 | DOH | A4035 | Registered Professional Nurse       | 243 | Catherine Oakes     | N/A | FT  | 3/31/2003  | 18.69 | N/A  | 4   |                     |
| 436 | DOH | A4091 | Registered Professional Nurse w/ BS | 250 | Kathleen Root       | N/A | 3/5 | 11/29/2000 | 20.36 | N/A  | 5   | 12/11/05<br>20.81*  |
| 437 | DOH | A4083 | Registered Professional Nurse       | 243 | Jerrilyn Rounsville | N/A | FT  | 9/27/2004  | 18.24 | N/A  | 3   | 7/1/05<br>18.69 (4) |
| 438 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Susan Rountree      | N/A | FT  | 8/3/1992   | 21.34 | **   | 5   |                     |
| 439 | DOH | A4010 | Registered Professional Nurse       | 243 | Tina Truax          | N/A | FT  | 3/9/1998   | 19.59 | *    | 5   |                     |
| 440 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | James Vitale        | N/A | FT  | 3/20/2002  | 19.91 | N/A  | 4   |                     |
| 441 | DOH | A4010 | Registered Professional Nurse       | 243 | vacant              | N/A | FT  | N/A        | N/A   | N/A  | N/A |                     |
| 442 | DOH | A4010 | Registered Professional Nurse       | 243 | Linda Hamilton      | N/A | JS  | 9/18/1990  | 20.12 | **   | 5   | 9/18/05<br>20.66*** |
| 443 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Claire Anne Wood    | N/A | JS  | 8/19/2002  | 20.36 | N/A  | 5   |                     |
| 444 | DOH | A4010 | Senior Account Clerk/Typist         | 621 | Deirdre Bartholomew | 9   | FT  | 1/3/2004   | 14.30 | N/A  | 1   |                     |
| 445 | DOH | A4035 | Senior Account Clerk/Typist         | 621 | Tamara A. Gullo     | 9   | FT  | 10/26/1981 | 18.09 | **** | 5   |                     |
| 446 | DOH | A4035 | Senior Public Health Educator       | 331 | Lisa M. Beardsley   | 15  | FT  | 7/12/1993  | 25.02 | **   | 5   |                     |
| 447 | DOH | A4097 | Senior Public Health Sanitarian     | 330 | Richard Davin       | 16  | FT  | 6/10/1987  | 27.13 | ***  | 5   |                     |
| 448 | DOH | A4010 | Senior Public Health Sanitarian     | 330 | Deborah Farberman   | 16  | FT  | 6/18/1973  | 27.68 | **** | 5   |                     |
| 449 | DOH | A4010 | Senior Typist                       | 627 | Janice Boss         | 7   | FT  | 1/10/1994  | 16.06 | **   | 5   |                     |
| 450 | DOH | A4035 | Senior Typist                       | 627 | Mary Gibson         | 7   | FT  | 7/5/1989   | 16.43 | ***  | 5   |                     |
| 451 | DOH | A4010 | Senior Typist                       | 627 | Susan Ladley        | 7   | FT  | 1/4/1999   | 15.18 | *    | 4   |                     |

|     |      |       |                                                     |     |                        |     |    |           |       |      |    |                     |
|-----|------|-------|-----------------------------------------------------|-----|------------------------|-----|----|-----------|-------|------|----|---------------------|
| 452 | DOH  | A4010 | Senior Typist                                       | 627 | Alise E. Rounsville    | 7   | FT | 8/13/1984 | 16.80 | **** | 5  |                     |
| 453 | DOH  | A4010 | Supervising<br>Public Health<br>Nurse               | 256 | Sandra Bradt           | N/A | FT | 7/13/1992 | 23.05 | **   | 5  |                     |
| 454 | DOH  | A4010 | Supervising<br>Public Health<br>Nurse               | 256 | Jill Burley            | N/A | FT | 5/7/1997  | 22.52 | *    | 5  |                     |
| 455 | DOH  | A4010 | Supervising<br>Public Health<br>Nurse w/<br>Masters | 271 | Karen Hansford         | N/A | FT | 2/14/2001 | 22.38 | N/A  | 5  |                     |
| 456 | DOH  | A4010 | Supervising<br>Public Health<br>Nurse               | 256 | Cynthia Sheflin        | N/A | FT | 2/13/1990 | 23.05 | **   | 5  | 2/20/05<br>23.59*** |
| 457 | DOH  | A4083 | Supervising<br>Public Health<br>Nurse               | 256 | Carol Thompson         | N/A | FT | 9/20/1993 | 23.05 | **   | 5  |                     |
| 458 | DOH  | A4035 | Supervising<br>Public Health<br>Nurse               | 256 | Colleen Vokes          | N/A | FT | 5/14/1984 | 24.13 | **** | 5  |                     |
| 459 | DOH  | A4082 | WIC Program<br>Nutritionist                         | 262 | Nancy M. Reding        | 16  | FT | 9/22/1980 | 27.68 | **** | 5  |                     |
| 460 | HWAY | D5010 | Account<br>Clerk/Typist                             | 601 | Mary Kim<br>VanScooter | 7   | FT | 5/30/2004 | 13.79 | N/A  | 2  |                     |
| 461 | HWAY | M5130 | Automotive<br>Mechanic                              | 700 | Carl Guldenschuh       | 12  | FT | 5/24/1999 | 20.09 | *    | 5  |                     |
| 462 | HWAY | M5130 | Automotive<br>Mechanic                              | 700 | John Kenney, Jr.       | 12  | FT | 5/22/1978 | 21.47 | **** | 5  |                     |
| 463 | HWAY | D5110 | Bridge<br>Construction<br>Foreman                   | 713 | Richard H. Paul, Jr.   | 14  | FT | 4/18/1979 | 24.58 | **** | 5  |                     |
| 464 | HWAY | D5020 | Engineering<br>Tech.                                | 315 | Gary Gelser            | 13  | FT | 1/13/2003 | 19.52 | N/A  | 3  |                     |
| 465 | HWAY | D5020 | Engineering<br>Tech.                                | 315 | vacant                 | 13  | FT | N/A       | 15.50 | N/A  | NH |                     |
| 466 | HWAY | D5110 | Motor<br>Equipment<br>Operator II                   | 706 | Kevin Barnhart         | 10  | FT | 4/1/1996  | 17.65 | *    | 5  |                     |
| 467 | HWAY | D5110 | Motor<br>Equipment<br>Operator II                   | 706 | Michael Donovan        | 10  | FT | 5/13/1996 | 17.65 | *    | 5  |                     |

|     |      |       |                              |     |                       |    |    |            |       |      |    |              |
|-----|------|-------|------------------------------|-----|-----------------------|----|----|------------|-------|------|----|--------------|
| 468 | HWAY | D5110 | Motor Equipment Operator II  | 706 | Howard A. Guldenschuh | 10 | FT | 5/8/1989   | 18.45 | ***  | 5  |              |
| 469 | HWAY | D5110 | Motor Equipment Operator II  | 706 | Charles Hamsher, Jr.  | 10 | FT | 6/27/1994  | 18.05 | **   | 5  |              |
| 470 | HWAY | D5110 | Motor Equipment Operator II  | 706 | William F. Henry      | 10 | FT | 5/15/1989  | 18.45 | ***  | 5  |              |
| 471 | HWAY | D5110 | Motor Equipment Operator II  | 706 | vacant                | 10 | FT | N/A        | 12.79 | N/A  | NH |              |
| 472 | HWAY | D5110 | Motor Equipment Operator II  | 706 | vacant                | 10 | FT | N/A        | 12.79 | N/A  | NH |              |
| 473 | HWAY | D5110 | Motor Equipment Operator III | 707 | Dean Bourgoine        | 11 | FT | 5/8/1989   | 19.59 | ***  | 5  |              |
| 474 | HWAY | D5110 | Motor Equipment Operator III | 707 | Thomas L. Canute, Jr. | 11 | FT | 8/15/1988  | 19.59 | ***  | 5  |              |
| 475 | HWAY | D5110 | Motor Equipment Operator III | 707 | Raymond L. Clark      | 11 | FT | 12/7/1987  | 19.59 | ***  | 5  |              |
| 476 | HWAY | D5110 | Motor Equipment Operator III | 707 | Christopher J. Grosse | 11 | FT | 4/29/1996  | 18.77 | *    | 5  |              |
| 477 | HWAY | D5110 | Motor Equipment Operator III | 707 | Fred R. Shutt         | 11 | FT | 3/1/1993   | 19.18 | **   | 5  |              |
| 478 | HWAY | D5110 | Motor Equipment Operator III | 707 | David D. Wilkins      | 11 | FT | 5/18/1987  | 19.59 | ***  | 5  |              |
| 479 | HWAY | D5110 | Motor Equipment Operator III | 707 | vacant                | 11 | FT | N/A        | 13.64 | N/A  | NH |              |
| 480 | HWAY | D5010 | Principal Clerk              | 615 | Cynthia Dennison      | 10 | FT | 1/1/1971   | 19.28 | **** | 5  | .43 included |
| 481 | HWAY | D5110 | Road Construction Supervisor | 715 | Stephen M. Cowley     | 14 | FT | 6/24/1986  | 24.06 | ***  | 5  |              |
| 482 | HWAY | D5110 | Road Maintenance Supervisor  | 710 | David Crawford        | 14 | FT | 8/24/1987  | 24.06 | ***  | 5  |              |
| 483 | HWAY | D5110 | Road Maintenance Supervisor  | 710 | David C. Wentworth    | 14 | FT | 11/7/1988  | 24.06 | ***  | 5  |              |
| 484 | HWAY | D5010 | Senior Account Clerk/Typist  | 621 | Michelle Lunn         | 9  | FT | 11/21/1988 | 17.70 | ***  | 5  |              |



|     |      |       |                                        |     |                      |    |    |            |       |      |    |                    |
|-----|------|-------|----------------------------------------|-----|----------------------|----|----|------------|-------|------|----|--------------------|
| 485 | HWAY | D5110 | Senior Sign Technician                 | 314 | Steven P. Widener    | 11 | FT | 6/4/1980   | 20.00 | **** | 5  |                    |
| 486 | HWAY | M5130 | Shop Manager                           | 711 | Michael J. Gridley   | 14 | FT | 6/2/1980   | 24.58 | **** | 5  |                    |
| 487 | HWAY | D5110 | Sign Shop Technician                   | 714 | Stephen Williams     | 10 | FT | 5/3/1999   | 17.65 | *    | 5  |                    |
| 488 | HWAY | D5110 | Welder Fabricator                      | 317 | Brian Mastin         | 13 | FT | 9/5/1989   | 22.52 | **** | 5  |                    |
| 489 | HWAY | D5110 | Working Foreperson                     | 712 | vacant               | 12 | FT | N/A        | 14.48 | N/A  | NH |                    |
| 490 | ITS  | A1680 | Computer Training Coordinator/Operator | 327 | Judith Miller        | 17 | FT | 5/8/2000   | 27.39 | N/A  | 5  | 5/15/05<br>27.97*  |
| 491 | ITS  | A1680 | Computer Training Coordinator/Operator | 327 | Catherine A. Potwora | 17 | FT | 12/13/1999 | 27.97 | *    | 5  |                    |
| 492 | ITS  | A1680 | Computer Training Coordinator/Operator | 327 | Steven Struble, II   | 17 | FT | 1/8/2001   | 26.44 | N/A  | 4  |                    |
| 493 | ITS  | A1680 | Computer Training Coordinator/Operator | 327 | Thomas Q. Taylor     | 17 | FT | 5/4/1998   | 27.97 | *    | 5  |                    |
| 494 | ITS  | A1680 | Programmer                             | 292 | Martin R. DeMarte    | 17 | FT | 1/19/1987  | 29.13 | **** | 5  |                    |
| 495 | ITS  | A1680 | Programmer                             | 292 | vacant               | 17 | FT | N/A        | 20.36 | N/A  | NH |                    |
| 496 | MH   | A4310 | Case Management Supervisor             | 194 | Michael Allen        | 17 | FT | 11/4/1996  | 27.97 | *    | 5  |                    |
| 497 | MH   | A4310 | Clerk/Typist                           | 604 | Nichole Gailey       | 2  | FT | 11/5/2001  | 12.32 | N/A  | 3  |                    |
| 498 | MH   | A4310 | Community Mental Health Nurse          | 209 | Pamela Boyd          | 17 | FT | 5/21/1991  | 28.55 | **   | 5  |                    |
| 499 | MH   | A4310 | Community Mental Health Nurse          | 209 | Laurel Daise         | 17 | FT | 11/6/2000  | 27.39 | N/A  | 5  | 11/13/05<br>27.97* |
| 500 | MH   | A4310 | Intensive Case Manager                 | 296 | Elizabeth Doty       | 15 | FT | 1/2/2003   | 21.47 | N/A  | 2  |                    |

|     |      |       |                                   |     |                    |    |    |            |       |      |   |                   |
|-----|------|-------|-----------------------------------|-----|--------------------|----|----|------------|-------|------|---|-------------------|
| 501 | MH   | A4310 | Intensive Case Manager            | 296 | Andrew Kershner    | 15 | FT | 1/19/2000  | 23.96 | N/A  | 5 | 1/23/05<br>24.49* |
| 502 | MH   | A4310 | Mental Health Clinical Supervisor | 283 | Gail Long          | 19 | FT | 1/11/1993  | 33.27 | **   | 5 |                   |
| 503 | MH   | A4310 | Mental Health Clinical Therapist  | 228 | Cathy Granita      | 16 | FT | 7/14/1980  | 27.68 | **** | 5 |                   |
| 504 | MH   | A4310 | Mental Health Clinical Therapist  | 228 | Jennifer Henderson | 16 | FT | 9/24/2001  | 23.70 | N/A  | 3 |                   |
| 505 | MH   | A4310 | Mental Health Clinical Therapist  | 228 | Kevin J. Lewis     | 16 | FT | 8/11/1986  | 27.13 | ***  | 5 |                   |
| 506 | MH   | A4310 | Mental Health Clinical Therapist  | 228 | Brenda MacDonald   | 16 | FT | 11/4/2003  | 21.93 | N/A  | 1 |                   |
| 507 | MH   | A4310 | Mental Health Clinical Therapist  | 228 | Ann Miller         | 16 | FT | 9/24/2001  | 24.56 | N/A  | 4 |                   |
| 508 | MH   | A4310 | Mental Health Clinical Therapist  | 228 | Alice Rogstad      | 16 | FT | 5/11/1992  | 26.58 | **   | 5 |                   |
| 509 | MH   | A4310 | Mental Health Social Work Aide    | 229 | Patrick Cayouette  | 13 | FT | 9/25/2000  | 20.26 | N/A  | 4 | 10/2/05<br>20.75* |
| 510 | MH   | A4310 | Principal Typist                  | 640 | Pamela LaMont      | 10 | FT | 5/24/1993  | 18.05 | **   | 5 |                   |
| 511 | MH   | A4310 | Psychiatric Social Work Assistant | 263 | Sarah A. Surasky   | 14 | FT | 3/9/1998   | 23.02 | *    | 5 |                   |
| 512 | MH   | A4310 | Psychiatric Social Work Assistant | 263 | Anne Valentino     | 14 | FT | 2/5/1996   | 23.02 | *    | 5 |                   |
| 513 | MH   | A4310 | Senior Account Clerk/Typist       | 621 | Patricia Merowsky  | 9  | FT | 3/28/2001  | 16.01 | N/A  | 4 |                   |
| 514 | MH   | A4310 | Senior Account Clerk/Typist       | 621 | Lee Schneider      | 9  | FT | 1/29/1996  | 16.92 | *    | 5 |                   |
| 515 | MH   | A4310 | Senior Typist                     | 627 | Susan D. Pratt     | 7  | FT | 10/21/1981 | 16.80 | **** | 5 |                   |
| 516 | PLAN | A8020 | Administrative Secretary          | 602 | Darlene Essler     | 10 | FT | 12/6/1993  | 18.05 | **   | 5 |                   |
| 517 | PLAN | A8020 | Planner                           | 234 | Heather Ferrero    | 17 | FT | 10/5/1998  | 27.02 | *    | 4 |                   |

|     |      |       |                                   |     |                   |    |    |            |       |      |    |                  |
|-----|------|-------|-----------------------------------|-----|-------------------|----|----|------------|-------|------|----|------------------|
| 518 | PLAN | A8020 | Planning Assistant                | 328 | Brian Kehoe       | 13 | FT | 11/12/2003 | 17.99 | N/A  | 1  |                  |
| 519 | PLAN | A8020 | Senior Account Clerk              | 619 | Martha K. Linsner | 9  | FT | 8/21/1978  | 18.09 | **** | 5  |                  |
| 520 | PLAN | A6311 | Housing Assistance Representative | 610 | Christina M. Cox  | 12 | FT | 8/22/1980  | 20.74 | **** | 4  |                  |
| 521 | PLAN | A6311 | Housing Programs Coordinator      | 222 | Ruth Swift        | 15 | FT | 9/7/1982   | 26.08 | **** | 5  |                  |
| 522 | PLAN | A6311 | Senior Typist                     | 627 | Meredith Lockman  | 7  | FT | 5/6/1998   | 15.69 | *    | 5  |                  |
| 523 | PLAN | A6310 | Energy Programs Supervisor        | 220 | Donald E. Huff    | 15 | FT | 12/15/1980 | 26.08 | **** | 5  |                  |
| 524 | PLAN | A6310 | Senior Account Clerk/Typist       | 621 | vacant            | 9  | FT | N/A        | 12.39 | N/A  | NH |                  |
| 525 | PLAN | A6310 | Winterization Aide                | 818 | Charles Carney    | 9  | FT | 5/24/2002  | 15.39 | N/A  | 3  |                  |
| 526 | PLAN | A6310 | Winterization Aide                | 818 | vacant            | 9  | FT | N/A        | 12.39 | N/A  | NH |                  |
| 527 | PLAN | A6310 | Winterization Foreperson          | 819 | Mark Robinson     | 11 | FT | 8/31/2001  | 17.08 | N/A  | 3  |                  |
| 528 | PROB | A3140 | Principal Typist                  | 640 | Terri Parsons     | 10 | FT | 4/16/1979  | 18.85 | **** | 5  |                  |
| 529 | PROB | A3140 | Probation Officer                 | 238 | Michelle Cassata  | 14 | FT | 8/27/2002  | 20.01 | N/A  | 2  |                  |
| 530 | PROB | A3140 | Probation Officer                 | 238 | Mary Clark        | 14 | FT | 8/11/1976  | 24.58 | **** | 5  |                  |
| 531 | PROB | A3140 | Probation Officer                 | 238 | Colleen Fronk     | 14 | FT | 12/27/1999 | 22.50 | N/A  | 5  | 23.02*<br>1/9/05 |
| 532 | PROB | A3140 | Probation Officer                 | 238 | Dennis Jasinski   | 14 | FT | 8/12/1996  | 23.02 | *    | 5  |                  |
| 533 | PROB | A3140 | Probation Officer                 | 238 | Debra Johnston    | 14 | FT | 6/30/1997  | 23.02 | *    | 5  |                  |
| 534 | PROB | A3140 | Probation Officer Trainee         | 237 | Jason Varno       | 13 | FT | 9/5/2004   | 15.50 | N/A  | NH |                  |

|     |      |       |                                        |     |                    |    |    |            |       |       |    |                   |
|-----|------|-------|----------------------------------------|-----|--------------------|----|----|------------|-------|-------|----|-------------------|
| 535 | PROB | A3141 | Probation Officer                      | 238 | William Wuertzer   | 14 | FT | 6/25/2002  | 20.84 | N/A   | 3  |                   |
| 536 | PROB | A3140 | Probation Supervisor                   | 239 | Lynne C. Mignemi   | 17 | FT | 11/27/1987 | 26.29 | ***   | 2  |                   |
| 537 | PROB | A3140 | Probation Supervisor                   | 239 | Karen Sue Weidman  | 17 | FT | 2/14/1984  | 29.71 | ***** | 5  |                   |
| 538 | PROB | A3140 | Senior Probation Officer               | 248 | vacant             | 15 | FT | N/A        | 17.81 | N/A   | NH |                   |
| 539 | PROB | A3140 | Senior Typist                          | 627 | Beverly Bauer      | 7  | FT | 9/19/1983  | 16.80 | ***** | 5  |                   |
| 540 | PD   | A1170 | Clerk/Typist                           | 604 | Agatha Zittel      | 2  | FT | 11/4/2001  | 12.32 | N/A   | 3  |                   |
| 541 | PW   | A8037 | Account Clerk/Typist                   | 601 | Rene Lewis         | 7  | FT | 2/14/2000  | 15.32 | N/A   | 5  | 2/20/05<br>15.69* |
| 542 | PW   | A8037 | Account Clerk/Typist                   | 601 | Carole Rewald      | 7  | FT | 3/19/2001  | 14.30 | N/A   | 3  |                   |
| 543 | PW   | A8037 | Principal Account Clerk                | 235 | vacant             | 15 | FT | N/A        | 17.81 | N/A   | NH |                   |
| 544 | PW   | A8037 | Senior Sewage Treatment Plant Operator | 309 | Michael K. Shaver  | 15 | FT | 4/1/1983   | 26.08 | ***** | 5  |                   |
| 545 | PW   | A8037 | Sewage Plant Maintenance Person        | 817 | Eric B. Marshall   | 11 | FT | 3/1/1986   | 19.59 | ***   | 5  |                   |
| 546 | PW   | A8037 | Sewage Plant Maintenance Person        | 817 | Richard Stone      | 11 | FT | 11/17/1983 | 20.00 | ***** | 5  |                   |
| 547 | PW   | A8037 | Sewage Plant Operator/Trainee          | 816 | vacant             | 12 | FT | N/A        | 14.48 | N/A   | NH |                   |
| 548 | PW   | A8037 | Sewage Treatment Plant Operator        | 310 | Steven Carroll     | 13 | FT | 3/11/2002  | 19.52 | N/A   | 3  |                   |
| 549 | PW   | A8037 | Sewage Treatment Plant Operator        | 310 | vacant             | 13 | FT | N/A        | 15.50 | N/A   | NH |                   |
| 550 | PW   | A8037 | Water Treatment Plant Operator         | 350 | Mark Kosakowski    | 13 | FT | 6/27/1987  | 22.52 | ***   | 5  |                   |
| 551 | PW   | A8037 | Water/Wastewater Maintenance Person    | 836 | Christopher Cicora | 11 | FT | 8/27/2001  | 17.08 | N/A   | 3  |                   |

|     |      |       |                                     |     |                    |    |    |            |       |      |    |                       |
|-----|------|-------|-------------------------------------|-----|--------------------|----|----|------------|-------|------|----|-----------------------|
| 552 | PW   | A8037 | Water/Wastewater Maintenance Person | 836 | Matthew Gascon     | 11 | FT | 12/18/1989 | 19.18 | **   | 5  |                       |
| 553 | PW   | A8037 | Water/Wastewater Maintenance Person | 836 | Todd Marsh         | 11 | FT | 11/12/1996 | 18.77 | *    | 5  |                       |
| 554 | PW   | A8037 | Water/Wastewater Maintenance Person | 836 | vacant             | 11 | FT | N/A        | 13.64 | N/A  | NH |                       |
| 555 | PW   | A8037 | Water/Wastewater Maintenance Person | 836 | vacant             | 11 | FT | N/A        | 13.64 | N/A  | NH |                       |
| 556 | RPTS | A1355 | Real Property Tax Services Aide     | 618 | Beverly Covert     | 9  | FT | 1/31/1978  | 18.09 | **** | 5  |                       |
| 557 | RPTS | A1355 | Senior Tax Map Technician           | 251 | Joseph Pukos       | 15 | FT | 2/1/1982   | 26.08 | **** | 5  |                       |
| 558 | RPTS | A1355 | Senior Typist                       | 627 | Sandra Johnson     | 7  | FT | 10/9/1985  | 16.43 | ***  | 5  | 10/16/05<br>16.80**** |
| 559 | SHER | A3020 | Civilian Dispatcher                 | 605 | Brad Austin        | 11 | AT | 11/5/2004  | 15.10 | N/A  | B  |                       |
| 560 | SHER | A3020 | Civilian Dispatcher                 | 605 | Christine M. Bovee | 11 | FT | 7/1/1988   | 19.38 | ***  | 5  |                       |
| 561 | SHER | A3020 | Civilian Dispatcher                 | 605 | William Boyd       | 11 | FT | 7/14/1997  | 18.85 | *    | 5  |                       |
| 562 | SHER | A3020 | Civilian Dispatcher                 | 605 | Jennifer Dougherty | 11 | FT | 12/5/1999  | 18.85 | *    | 5  |                       |
| 563 | SHER | A3020 | Civilian Dispatcher                 | 605 | Andrew Eve         | 11 | FT | 3/26/1998  | 18.85 | *    | 5  |                       |
| 564 | SHER | A3020 | Civilian Dispatcher                 | 605 | Heather L. Gross   | 11 | FT | 10/24/1994 | 19.08 | **   | 5  |                       |
| 565 | SHER | A3020 | Civilian Dispatcher                 | 605 | Wendy Hopkins      | 11 | FT | 6/9/1991   | 19.08 | **   | 5  |                       |
| 566 | SHER | A3020 | Civilian Dispatcher                 | 605 | Frank Radesi, Jr.  | 11 | FT | 8/9/1993   | 19.08 | **   | 5  |                       |
| 567 | SHER | A3020 | Civilian Dispatcher                 | 605 | Wayne Rose, Jr.    | 11 | FT | 7/10/2001  | 17.26 | N/A  | 3  |                       |
| 568 | SHER | A3020 | Civilian Dispatcher                 | 605 | Kelley Switzer     | 11 | FT | 5/10/1999  | 18.85 | *    | 5  |                       |

|     |      |       |                         |     |                          |     |    |                |       |      |   |                           |
|-----|------|-------|-------------------------|-----|--------------------------|-----|----|----------------|-------|------|---|---------------------------|
| 569 | SHER | A3020 | Civilian<br>Dispatcher  | 605 | Leon B. Worden           | 11  | FT | 7/24/1989      | 19.38 | ***  | 5 |                           |
| 570 | SHER | A3020 | Civilian<br>Dispatcher  | 605 | Stephen Zabrocki         | 11  | FT | 9/19/2000      | 18.70 | N/A  | 5 | 10/2/05<br>18.85*         |
| 571 | SHER | A3020 | Civilian<br>Dispatcher  | 605 | vacant                   | 11  | FT | N/A            | 15.10 | N/A  | B |                           |
| 572 | SHER | A3112 | Clerk/Typist            | 604 | Joan E. Emery            | 2   | FT | 4/13/1984      | 14.69 | **** | 5 |                           |
| 573 | SHER | A3110 | Clerk/Typist            | 604 | Margaret Woodruff        | 2   | FT | 8/25/2003      | 11.38 | N/A  | 1 |                           |
| 574 | SHER | A3150 | Cook                    | 808 | Craig Howe               | 9   | FT | 4/24/2000      | 16.57 | N/A  | 5 | 5/1/05<br>16.96*          |
| 575 | SHER | A3150 | Cook                    | 808 | Bradley<br>Shellenbarger | 9   | FT | 12/27/198<br>9 | 17.35 | **   | 5 | 1/9/05<br>17.74***<br>(5) |
| 576 | SHER | A3150 | Corrections<br>Corporal | 197 | Mark Cole                | 13  | FT | 11/19/199<br>6 | 21.14 | *    | 5 |                           |
| 577 | SHER | A3150 | Corrections<br>Corporal | 197 | Jamie Kelley             | 13  | FT | 9/14/1994      | 21.39 | **   | 5 |                           |
| 578 | SHER | A3150 | Corrections<br>Corporal | 197 | Donald Lubanski          | 13  | FT | 1/27/1991      | 21.39 | **   | 5 |                           |
| 579 | SHER | A3150 | Corrections<br>Corporal | 197 | Rodney Schirmer          | 13  | FT | 9/26/1987      | 21.72 | ***  | 5 |                           |
| 580 | SHER | A3150 | Corrections<br>Officer  | 199 | Michael L. Anne          | 12A | FT | 10/13/200<br>0 | 19.58 | N/A  | 5 | 10/16/05<br>19.74*        |
| 581 | SHER | A3150 | Corrections<br>Officer  | 199 | Frederick K.<br>Cutcher  | 12A | FT | 7/5/1991       | 19.97 | **   | 5 |                           |
| 582 | SHER | A3150 | Corrections<br>Officer  | 199 | Daniel P. deLeeuw        | 12A | FT | 3/31/1993      | 19.97 | **   | 5 |                           |
| 583 | SHER | A3150 | Corrections<br>Officer  | 199 | Andrew P.<br>Eichhorn    | 12A | FT | 2/2/2001       | 18.83 | N/A  | 4 |                           |
| 584 | SHER | A3150 | Corrections<br>Officer  | 199 | Peter Fox                | 12A | FT | 3/18/2002      | 18.06 | N/A  | 3 |                           |
| 585 | SHER | A3150 | Corrections<br>Officer  | 199 | George P. Frisiras       | 12A | FT | 12/21/199<br>7 | 19.74 | *    | 5 |                           |

|     |      |       |                        |     |                      |     |    |            |       |     |   |                           |
|-----|------|-------|------------------------|-----|----------------------|-----|----|------------|-------|-----|---|---------------------------|
| 586 | SHER | A3116 | Corrections Officer    | 199 | Aaron C. Galvin      | 12A | FT | 10/13/2000 | 18.83 | N/A | 4 | 10/16/05<br>18.99*        |
| 587 | SHER | A3150 | Corrections Officer    | 199 | Jeffrey Hammond      | 12A | FT | 12/1/1996  | 19.74 | *   | 5 |                           |
| 588 | SHER | A3150 | Corrections Officer    | 199 | Michael Hillier      | 12A | FT | 9/1/1997   | 19.74 | *   | 5 |                           |
| 589 | SHER | A3150 | Corrections Officer    | 199 | Lawrence Kennedy     | 12A | FT | 9/30/1997  | 19.74 | *   | 5 |                           |
| 590 | SHER | A3150 | Corrections Officer    | 199 | Boe Langless         | 12A | FT | 9/5/2000   | 19.58 | N/A | 5 | 9/18/05<br>19.74*         |
| 591 | SHER | A3150 | Corrections Officer    | 199 | Michael Malone, Jr.  | 12A | FT | 12/10/1998 | 19.74 | *   | 5 |                           |
| 592 | SHER | A3150 | Corrections Officer    | 199 | Randall Newton       | 12A | FT | 5/12/2000  | 19.58 | N/A | 5 | 5/15/05<br>19.74*         |
| 593 | SHER | A3150 | Corrections Officer    | 199 | Donald J. Plank      | 12A | FT | 1/8/1998   | 19.74 | *   | 5 |                           |
| 594 | SHER | A3150 | Corrections Officer    | 199 | Matthew Polizzi      | 12A | FT | 4/26/1998  | 19.74 | *   | 5 |                           |
| 595 | SHER | A3150 | Corrections Officer    | 199 | Michael C. Quibell   | 12A | FT | 7/8/2002   | 17.30 | N/A | 2 |                           |
| 596 | SHER | A3150 | Corrections Officer    | 199 | Patricia Rose        | 12A | FT | 11/4/1999  | 19.74 | *   | 5 |                           |
| 597 | SHER | A3150 | Corrections Officer    | 199 | William Sackett      | 12A | FT | 11/7/1984  | 20.29 | *** | 5 |                           |
| 598 | SHER | A3150 | Corrections Officer    | 412 | Matthew Templeton    | 12A | FT | 12/27/1989 | 19.97 | **  | 5 | 1/9/05<br>20.29***<br>(5) |
| 599 | SHER | A3150 | Corrections Officer    | 199 | Marvin Yamonaco, Jr. | 12A | FT | 4/1/2001   | 18.83 | N/A | 4 |                           |
| 600 | SHER | A3150 | Corrections Officer    | 199 | vacant               | 12A | AT | N/A        | 15.75 | N/A | B |                           |
| 601 | SHER | A3150 | Corrections Sergeant   | 195 | Jack Conklin         | 14  | FT | 11/1/1983  | 23.05 | *** | 5 |                           |
| 602 | SHER | A3116 | Court Security Officer | 196 | Patrick Lynch        | 12B | FT | 11/23/1997 | 20.74 | *   | 5 |                           |

|     |      |       |                                               |     |                            |          |    |            |       |            |   |                           |
|-----|------|-------|-----------------------------------------------|-----|----------------------------|----------|----|------------|-------|------------|---|---------------------------|
| 603 | SHER | A3116 | Court Security Officer                        | 196 | Linda J. Macaluso          | 12B      | FT | 10/4/1999  | 20.74 | *          | 5 |                           |
| 604 | SHER | A3116 | Court Security Officer                        | 196 | Brent Mistretta            | 12B      | FT | 12/26/1992 | 20.99 | **         | 5 |                           |
| 605 | SHER | A3116 | Court Security Sergeant                       | 192 | David Provo                | 14       | FT | 5/13/1984  | 23.05 | ****       | 5 |                           |
| 606 | SHER | A3020 | Deputy Sheriff/<br>Communication<br>s Officer | 401 | Jody Giglio-<br>Richardson | 12       | FT | 3/21/1983  | 20.87 | *****      | 5 |                           |
| 607 | SHER | A3110 | Deputy Sheriff/<br>Corporal (Rd.<br>Patrol)   | 269 | Laurence Tetamore          | 14<br>RP | FT | 9/10/1978  | 22.97 | *****<br>* | 5 |                           |
| 608 | SHER | A3147 | Deputy Sheriff/<br>Investigator               | 224 | Brian Applin               | 15<br>RP | FT | 6/6/1994   | 23.77 | **         | 5 |                           |
| 609 | SHER | A3110 | Deputy Sheriff/<br>Investigator               | 224 | Matthew Burgess            | 15<br>RP | FT | 10/14/1994 | 23.77 | **         | 5 |                           |
| 610 | SHER | A3110 | Deputy Sheriff/<br>Investigator               | 224 | Ronald Huff, Jr.           | 15<br>RP | FT | 12/27/1989 | 23.77 | **         | 5 | 1/9/05<br>23.96***<br>(5) |
| 611 | SHER | A3147 | Deputy Sheriff/<br>Investigator               | 224 | Gerald H. Kane             | 15<br>RP | FT | 8/31/1985  | 23.96 | ***        | 5 | 9/4/05<br>24.18****       |
| 612 | SHER | A3110 | Deputy Sheriff/<br>Investigator               | 224 | Kimberly S. Moran          | 15<br>RP | FT | 5/10/1986  | 23.96 | ****       | 5 |                           |
| 613 | SHER | A3110 | Deputy Sheriff/<br>Investigator               | 224 | Douglas E. Morsch          | 15<br>RP | FT | 1/26/1979  | 24.42 | *****<br>* | 5 |                           |
| 614 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol                 | 402 | Phyllis Applin             | 13<br>RP | FT | 9/2/1996   | 20.88 | *          | 5 |                           |
| 615 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol                 | 402 | Matthew Bean               | 13<br>RP | FT | 5/28/1998  | 20.88 | *          | 5 |                           |
| 616 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol                 | 402 | Rodrick J. Bennett         | 13<br>RP | FT | 1/27/1991  | 21.05 | **         | 5 |                           |
| 617 | SHER | A3112 | Deputy Sheriff/<br>Rd. Patrol                 | 402 | Joseph Breu                | 13<br>RP | FT | 7/25/2001  | 19.16 | N/A        | 3 |                           |
| 618 | SHER | A3111 | Deputy Sheriff/<br>Rd. Patrol                 | 402 | Daniel Burk                | 13<br>RP | FT | 1/27/1991  | 21.05 | **         | 5 |                           |
| 619 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol                 | 402 | William Cartwright         | 13<br>RP | FT | 2/1/1990   | 21.05 | **         | 5 | 2/6/05<br>21.24***        |



|     |      |       |                               |     |                        |          |    |                |       |            |   |                            |
|-----|------|-------|-------------------------------|-----|------------------------|----------|----|----------------|-------|------------|---|----------------------------|
| 620 | SHER | A3111 | Deputy Sheriff/<br>Rd. Patrol | 402 | Gene E. Chichester     | 13<br>RP | FT | 5/26/1997      | 20.88 | *          | 5 |                            |
| 621 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | William Clarke         | 13<br>RP | FT | 7/24/1995      | 20.88 | *          | 5 | 7/24/05<br>21.05**         |
| 622 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | John N. Curtiss        | 13<br>RP | FT | 1/26/1983      | 21.46 | *****      | 5 |                            |
| 623 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Michael Dougherty      | 13<br>RP | FT | 2/21/2001      | 19.95 | N/A        | 4 |                            |
| 624 | SHER | A3112 | Deputy Sheriff/<br>Rd. Patrol | 402 | Chad Draper            | 13<br>RP | FT | 6/29/1999      | 20.88 | *          | 5 |                            |
| 625 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Michael W. Duby        | 13<br>RP | FT | 1/24/1977      | 21.70 | *****<br>* | 5 |                            |
| 626 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Kevin Geer             | 13<br>RP | FT | 7/26/1999      | 20.88 | *          | 5 |                            |
| 627 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Ross Gerace            | 13<br>RP | FT | 10/24/200<br>2 | 18.37 | N/A        | 2 |                            |
| 628 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Joseph Granita         | 13<br>RP | FT | 11/1/1982      | 21.46 | *****      | 5 |                            |
| 629 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Bryan Mann             | 13<br>RP | FT | 7/25/1999      | 20.88 | *          | 5 |                            |
| 630 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Casey McLaughlin       | 13<br>RP | FT | 2/11/2002      | 19.16 | N/A        | 3 |                            |
| 631 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | A. Gary Miller         | 13<br>RP | FT | 6/1/2002       | 19.16 | N/A        | 3 |                            |
| 632 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Theodore J.<br>Miskell | 13<br>RP | FT | 1/17/1980      | 21.46 | *****      | 5 | 1/23/05<br>21.70*****<br>* |
| 633 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Cory Noto              | 13<br>RP | FT | 9/30/1997      | 20.88 | *          | 5 |                            |
| 634 | SHER | A3112 | Deputy Sheriff/<br>Rd. Patrol | 402 | Menzo Peck             | 13<br>RP | FT | 2/18/2002      | 19.16 | N/A        | 3 |                            |
| 635 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Daniel Rittenhouse     | 13<br>RP | FT | 7/3/1997       | 20.88 | *          | 5 |                            |
| 636 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol | 402 | Bradley Schneider      | 13<br>RP | FT | 8/2/1999       | 20.88 | *          | 5 |                            |

|     |      |       |                                             |     |                         |          |    |                |       |           |   |                    |
|-----|------|-------|---------------------------------------------|-----|-------------------------|----------|----|----------------|-------|-----------|---|--------------------|
| 637 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol               | 402 | Jeffrey Wiedrick        | 13<br>RP | FT | 9/9/1993       | 21.05 | **        | 5 |                    |
| 638 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol               | 402 | Michael Yencer          | 13<br>RP | FT | 7/3/1997       | 20.88 | *         | 5 |                    |
| 639 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol               | 402 | Joseph Zambito          | 13<br>RP | FT | 10/16/200<br>0 | 19.95 | N/A       | 4 | 10/16/05<br>20.09* |
| 640 | SHER | A3110 | Deputy Sheriff/<br>Rd. Patrol               | 402 | vacant                  | 13<br>RP | FT | N/A            |       | N/A       |   |                    |
| 641 | SHER | A3110 | Deputy Sheriff/<br>Sergeant (Rd.<br>Patrol) | 252 | Irving J. Barkan        | 15<br>RP | FT | 5/8/1972       | 24.42 | ****<br>* | 5 |                    |
| 642 | SHER | A3110 | Deputy Sheriff/<br>Sergeant (Rd.<br>Patrol) | 252 | Tamara Bingham          | 15<br>RP | FT | 3/30/1992      | 23.77 | **        | 5 |                    |
| 643 | SHER | A3020 | Deputy Sheriff/<br>Sergeant (Rd.<br>Patrol) | 252 | Michael Bradley         | 15<br>RP | FT | 7/31/1988      | 23.96 | ****      | 5 |                    |
| 644 | SHER | A3110 | Deputy Sheriff/<br>Sergeant (Rd.<br>Patrol) | 252 | Frederick W.<br>Ingalls | 15<br>RP | FT | 2/28/1987      | 23.96 | ****      | 5 |                    |
| 645 | SHER | A3110 | Deputy Sheriff/<br>Sergeant (Rd.<br>Patrol) | 252 | Robin Maloney           | 15<br>RP | FT | 11/26/197<br>3 | 24.42 | ****<br>* | 5 |                    |
| 646 | SHER | A3110 | Deputy Sheriff/<br>Sergeant (Rd.<br>Patrol) | 252 | Randall Morris          | 15<br>RP | FT | 12/19/197<br>9 | 24.42 | ****<br>* | 5 |                    |
| 647 | SHER | A3110 | Deputy Sheriff/<br>Sergeant (Rd.<br>Patrol) | 252 | Christopher L.<br>Smith | 15<br>RP | FT | 8/16/1986      | 23.96 | ****      | 5 |                    |
| 648 | SHER | A3110 | Principal Clerk                             | 615 | Pamela B.<br>Rychlicki  | 10       | FT | 8/23/1976      | 18.88 | ****      | 5 |                    |
| 649 | SHER | A3110 | Senior Account<br>Clerk                     | 619 | Ellen K. Smith          | 9        | FT | 4/3/1989       | 17.74 | ***       | 5 |                    |
| 650 | SHER | A3147 | Senior Typist                               | 627 | Stephanie Little        | 7A       | FT | 8/30/1999      | 15.21 | *         | 4 |                    |
| 651 | DSS  | A6010 | Account<br>Clerk/Typist                     | 601 | Kristie Hanna           | 7        | FT | 12/2/2002      | 13.79 | N/A       | 2 |                    |
| 652 | DSS  | A6010 | Account<br>Clerk/Typist                     | 601 | Tammie Sliker           | 7        | FT | 5/6/2002       | 14.30 | N/A       | 3 |                    |
| 653 | DSS  | A6010 | Accounting<br>Supervisor                    | 200 | George Macomber         | 15       | FT | 10/4/1984      | 26.08 | ****      | 5 |                    |

|     |     |       |                        |     |                     |    |    |            |       |      |   |                     |
|-----|-----|-------|------------------------|-----|---------------------|----|----|------------|-------|------|---|---------------------|
| 654 | DSS | A6010 | Case Management Aide   | 503 | Vivian C. Buchinger | 7  | FT | 12/7/1981  | 16.80 | **** | 5 |                     |
| 655 | DSS | A6010 | Case Management Aide   | 503 | Linda Haynes        | 7  | FT | 3/9/1998   | 15.69 | *    | 5 |                     |
| 656 | DSS | A6010 | Case Management Aide   | 503 | Lori Scala          | 7  | FT | 2/8/1993   | 16.06 | **   | 5 |                     |
| 657 | DSS | A6010 | Case Management Aide   | 503 | Maureen Schneider   | 7  | FT | 1/17/1982  | 16.80 | **** | 5 |                     |
| 658 | DSS | A6010 | Case Management Aide   | 503 | Ann Templeton       | 7  | FT | 10/29/2001 | 14.30 | N/A  | 3 |                     |
| 659 | DSS | A6010 | Case Supervisor -Gr. B | 205 | Sharon Deming       | 16 | FT | 5/24/1993  | 26.58 | **   | 5 |                     |
| 660 | DSS | A6010 | Case Supervisor -Gr. B | 205 | Laird Gelser        | 16 | FT | 1/4/1982   | 27.68 | **** | 5 |                     |
| 661 | DSS | A6010 | Case Supervisor -Gr. B | 205 | Audrey Rapp         | 16 | FT | 8/5/1985   | 27.13 | ***  | 5 | 8/7/05<br>27.68**** |
| 662 | DSS | A6010 | Case Supervisor -Gr. B | 205 | Patricia Schwegler  | 16 | FT | 9/29/1980  | 27.68 | **** | 5 |                     |
| 663 | DSS | A6010 | Case Supervisor -Gr. B | 205 | Marilyn Simons      | 16 | FT | 6/12/1974  | 27.68 | **** | 5 |                     |
| 664 | DSS | A6010 | Caseworker Trainee     | 207 | Gretchen Bailey     | 13 | FT | 1/26/2004  | 17.99 | N/A  | 1 |                     |
| 665 | DSS | A6010 | Caseworker             | 206 | Marcia Barber       | 14 | FT | 6/5/2000   | 22.50 | N/A  | 5 | 6/12/05<br>23.02*   |
| 666 | DSS | A6010 | Caseworker             | 206 | Kathleen Carr       | 14 | FT | 1/4/1982   | 24.58 | **** | 5 |                     |
| 667 | DSS | A6010 | Caseworker             | 206 | Marchelle Cole      | 14 | FT | 9/3/2002   | 20.01 | N/A  | 2 |                     |
| 668 | DSS | A6010 | Caseworker             | 206 | Douglas Czyryca     | 14 | FT | 1/20/2004  | 19.19 | N/A  | 1 |                     |
| 669 | DSS | A6010 | Caseworker             | 206 | Barbara DeMay       | 14 | FT | 4/2/1990   | 23.54 | **   | 5 | 4/3/05<br>24.06***  |
| 670 | DSS | A6010 | Caseworker             | 206 | Rene Dietz          | 14 | FT | 1/3/2000   | 21.65 | N/A  | 4 | 1/9/05<br>22.17*    |

|     |     |       |            |     |                        |    |    |            |       |     |   |                   |
|-----|-----|-------|------------|-----|------------------------|----|----|------------|-------|-----|---|-------------------|
| 671 | DSS | A6010 | Caseworker | 206 | Michelle Driscoll-Read | 14 | FT | 6/28/1993  | 23.54 | **  | 5 |                   |
| 672 | DSS | A6010 | Caseworker | 206 | Jean Kidder            | 14 | FT | 2/14/2000  | 22.50 | N/A | 5 | 2/20/05<br>23.02* |
| 673 | DSS | A6010 | Caseworker | 206 | Linda Leake Beard      | 14 | FT | 1/6/2003   | 20.01 | N/A | 2 |                   |
| 674 | DSS | A6010 | Caseworker | 206 | Julie Luther           | 14 | FT | 5/3/2001   | 21.65 | N/A | 4 |                   |
| 675 | DSS | A6010 | Caseworker | 206 | Jeanne Matossian       | 14 | FT | 7/2/2001   | 20.84 | N/A | 3 |                   |
| 676 | DSS | A6010 | Caseworker | 206 | Heather Mitchell       | 14 | FT | 9/30/1996  | 23.02 | *   | 5 |                   |
| 677 | DSS | A6010 | Caseworker | 206 | Mary K. Murphy         | 14 | FT | 4/7/1986   | 24.06 | *** | 5 |                   |
| 678 | DSS | A6010 | Caseworker | 206 | Dianne Orban           | 14 | FT | 9/15/1999  | 23.02 | *   | 5 |                   |
| 679 | DSS | A6010 | Caseworker | 206 | Joni Quackenbush       | 14 | FT | 11/24/1999 | 23.02 | *   | 5 |                   |
| 680 | DSS | A6010 | Caseworker | 206 | Stephen Rapp           | 14 | FT | 12/19/1999 | 23.54 | **  | 5 |                   |
| 681 | DSS | A6010 | Caseworker | 206 | Deborah Ross           | 14 | FT | 1/6/2003   | 20.01 | N/A | 2 |                   |
| 682 | DSS | A6010 | Caseworker | 206 | Kimberlee S. Schifino  | 14 | FT | 9/15/1997  | 23.02 | *   | 5 |                   |
| 683 | DSS | A6010 | Caseworker | 206 | Christina Schneider    | 14 | FT | 3/8/1999   | 23.02 | *   | 5 |                   |
| 684 | DSS | A6010 | Caseworker | 206 | Erin Stanley           | 14 | FT | 9/10/2003  | 19.19 | N/A | 1 |                   |
| 685 | DSS | A6010 | Caseworker | 206 | Debra Terry            | 14 | FT | 6/14/1999  | 23.02 | *   | 5 |                   |
| 686 | DSS | A6010 | Caseworker | 206 | Daniel R. Thompson     | 14 | FT | 1/12/1987  | 24.06 | *** | 5 |                   |
| 687 | DSS | A6010 | Caseworker | 206 | Rebecca Torpey         | 14 | FT | 6/5/2000   | 22.50 | N/A | 5 | 6/12/05<br>23.02* |

|     |     |       |                                         |     |                         |    |    |                |       |      |    |  |
|-----|-----|-------|-----------------------------------------|-----|-------------------------|----|----|----------------|-------|------|----|--|
| 688 | DSS | A6010 | Caseworker                              | 206 | Susanne Turner          | 14 | FT | 8/8/1988       | 24.06 | ***  | 5  |  |
| 689 | DSS | A6010 | Caseworker                              | 206 | Michelle Weaver         | 14 | FT | 9/2/1997       | 23.02 | *    | 5  |  |
| 690 | DSS | A6010 | Caseworker                              | 206 | Carol Woodruff          | 14 | FT | 12/3/2001      | 20.84 | N/A  | 3  |  |
| 691 | DSS | A6010 | Caseworker<br>Trainee                   | 207 | vacant                  | 13 | FT | N/A            | 15.50 | N/A  | NH |  |
| 692 | DSS | A6010 | Clerk/Typist                            | 604 | Patricia Avery          | 2  | FT | 11/19/200<br>1 | 12.32 | N/A  | 3  |  |
| 693 | DSS | A6010 | Clerk/Typist                            | 604 | Tracy Bartlett          | 2  | FT | 8/31/2004      | 9.79  | N/A  | NH |  |
| 694 | DSS | A6010 | Clerk/Typist                            | 604 | Barbara Hanna-<br>Brown | 2  | FT | 8/30/2004      | 9.79  | N/A  | NH |  |
| 695 | DSS | A6010 | Clerk/Typist                            | 604 | Patricia Cassidy        | 2  | FT | 3/17/1986      | 14.32 | ***  | 5  |  |
| 696 | DSS | A6010 | Clerk/Typist                            | 604 | Debbie L. Patrick       | 2  | FT | 10/29/200<br>1 | 12.32 | N/A  | 3  |  |
| 697 | DSS | A6010 | Clerk/Typist                            | 604 | Brianne Stalker         | 2  | FT | 10/21/200<br>2 | 11.78 | N/A  | 2  |  |
| 698 | DSS | A6010 | Clerk/Typist                            | 604 | Joyce Zambito           | 2  | FT | 5/14/2001      | 12.79 | N/A  | 4  |  |
| 699 | DSS | A6010 | Coordinator -<br>Child Support<br>Unit  | 285 | Ginny Rawleigh          | 15 | FT | 5/11/1981      | 23.59 | **** | 2  |  |
| 700 | DSS | A6010 | Coordinator of<br>Volunteer<br>Services | 210 | Maureen Randall         | 14 | FT | 9/17/1979      | 24.58 | **** | 5  |  |
| 701 | DSS | A6010 | Courier                                 | 832 | Colleen Crawford        | 5  | FT | 9/14/1984      | 15.81 | **** | 5  |  |
| 702 | DSS | A6010 | Courier                                 | 832 | Darla Stanley<br>Jones  | 5  | FT | 9/11/1978      | 15.81 | **** | 5  |  |
| 703 | DSS | A6010 | Housing<br>Programs<br>Coordinator      | 222 | Andrew Timm             | 15 | FT | 4/23/2001      | 23.13 | N/A  | 4  |  |
| 704 | DSS | A6010 | Legal Assistant                         | 226 | Janis Bassett           | 13 | FT | 3/26/1984      | 23.01 | **** | 5  |  |

|     |     |       |                                   |     |                      |    |    |            |       |      |   |                      |
|-----|-----|-------|-----------------------------------|-----|----------------------|----|----|------------|-------|------|---|----------------------|
| 705 | DSS | A6010 | Mobile Work Crew Supervisor       | 326 | Steven Paddock       | 10 | FT | 7/13/1998  | 17.65 | *    | 5 |                      |
| 706 | DSS | A6010 | Network Administrator             | 343 | Daniel T. Bielaski   | 17 | FT | 5/15/2000  | 27.39 | N/A  | 5 | 5/15/05<br>27.97*    |
| 707 | DSS | A6010 | Principal Clerk                   | 615 | Bambi Nobles         | 10 | FT | 12/1/1982  | 18.85 | **** | 5 |                      |
| 708 | DSS | A6010 | Principal Social Welfare Examiner | 236 | Donna Adamson        | 15 | FT | 1/9/1985   | 25.55 | ***  | 5 | 1/9/05<br>26.08****  |
| 709 | DSS | A6010 | Principal Social Welfare Examiner | 236 | Charles Argenna      | 15 | FT | 7/10/1978  | 26.08 | **** | 5 |                      |
| 710 | DSS | A6010 | Principal Social Welfare Examiner | 236 | Marilyn Hally        | 15 | FT | 5/21/1979  | 23.59 | **** | 2 |                      |
| 711 | DSS | A6010 | Principal Social Welfare Examiner | 236 | Marianne Hilderbrant | 15 | FT | 8/13/1984  | 24.40 | **** | 3 |                      |
| 712 | DSS | A6010 | Principal Social Welfare Examiner | 236 | Howard Mankoff       | 15 | FT | 2/1/1982   | 26.08 | **** | 5 |                      |
| 713 | DSS | A6010 | Principal Typist                  | 640 | Eileen Hynes         | 10 | FT | 12/1/1980  | 18.85 | **** | 5 |                      |
| 714 | DSS | A6010 | Principal Typist                  | 640 | Wendy Preston        | 10 | FT | 8/28/1995  | 17.65 | *    | 5 | 9/4/05<br>18.05**    |
| 715 | DSS | A6010 | Senior Account Clerk              | 619 | Linda Cole           | 9  | FT | 10/11/1994 | 17.31 | **   | 5 |                      |
| 716 | DSS | A6010 | Senior Account Clerk              | 619 | Brenda Haywood       | 9  | FT | 10/30/1995 | 16.92 | *    | 5 | 10/30/05<br>17.31**  |
| 717 | DSS | A6010 | Senior Account Clerk              | 619 | Wendy Howell         | 9  | FT | 5/24/1999  | 16.92 | *    | 5 |                      |
| 718 | DSS | A6010 | Senior Account Clerk              | 619 | Joan Loop            | 9  | FT | 9/16/1985  | 17.70 | ***  | 5 | 9/18/05<br>18.09**** |
| 719 | DSS | A6010 | Senior Account Clerk              | 619 | Francine LoVerde     | 9  | FT | 6/9/1980   | 18.09 | **** | 5 |                      |
| 720 | DSS | A6010 | Senior Account Clerk              | 619 | Barbara Muscato      | 9  | FT | 12/8/1980  | 18.09 | **** | 5 |                      |
| 721 | DSS | A6010 | Senior Account Clerk              | 619 | Sandra Sanderson     | 9  | FT | 1/12/2004  | 14.30 | N/A  | 1 |                      |

|     |     |       |                                |     |                       |    |    |            |       |      |    |                      |
|-----|-----|-------|--------------------------------|-----|-----------------------|----|----|------------|-------|------|----|----------------------|
| 722 | DSS | A6010 | Senior Caseworker              | 245 | Jane Bourgoine        | 15 | FT | 9/11/1989  | 25.55 | ***  | 5  |                      |
| 723 | DSS | A6010 | Senior Caseworker              | 245 | Donna Mankoff         | 15 | FT | 9/30/1995  | 25.55 | ***  | 5  | 10/2/05<br>26.08**** |
| 724 | DSS | A6010 | Senior Caseworker              | 245 | Marsha Mitchell-James | 15 | FT | 6/12/2000  | 24.49 | *    | 5  | 6/12/05<br>25.02**   |
| 725 | DSS | A6010 | Senior Caseworker              | 245 | Tracy McCaughey       | 15 | FT | 11/14/1994 | 25.02 | **   | 5  |                      |
| 726 | DSS | A6010 | Senior Caseworker              | 245 | Gayla Morris          | 15 | FT | 11/10/1980 | 26.08 | **** | 5  |                      |
| 727 | DSS | A6010 | Senior Caseworker              | 245 | Nancy Park            | 15 | FT | 11/6/1978  | 26.08 | **** | 5  |                      |
| 728 | DSS | A6010 | Senior Clerk                   | 622 | Diane Campfield       | 7  | FT | 8/13/1980  | 16.80 | **** | 5  |                      |
| 729 | DSS | A6010 | Senior Clerk                   | 622 | Joyce Hagan           | 7  | FT | 11/18/2002 | 13.79 | N/A  | 2  |                      |
| 730 | DSS | A6010 | Senior Social Welfare Examiner | 624 | Donna Chasey          | 12 | FT | 5/31/1988  | 21.01 | ***  | 5  |                      |
| 731 | DSS | A6010 | Senior Social Welfare Examiner | 624 | Christine Clark       | 12 | FT | 11/2/1979  | 21.47 | **** | 5  |                      |
| 732 | DSS | A6010 | Senior Social Welfare Examiner | 624 | Linda Gray            | 12 | FT | 5/20/1974  | 21.47 | **** | 5  |                      |
| 733 | DSS | A6010 | Senior Social Welfare Examiner | 624 | Mary Ann Marsh        | 12 | FT | 3/2/1981   | 21.47 | **** | 5  |                      |
| 734 | DSS | A6010 | Senior Social Welfare Examiner | 624 | Virginia Palone       | 12 | FT | 7/20/1989  | 21.01 | ***  | 5  |                      |
| 735 | DSS | A6010 | Senior Social Welfare Examiner | 624 | Tracy Thompson        | 12 | FT | 11/13/1989 | 21.01 | ***  | 5  |                      |
| 736 | DSS | A6010 | Senior Social Welfare Examiner | 624 | Robert Wright         | 12 | FT | 2/1/1982   | 21.47 | **** | 5  |                      |
| 737 | DSS | A6010 | Senior Support Investigator    | 626 | vacant                | 12 | FT | N/A        | 14.48 | N/A  | NH |                      |
| 738 | DSS | A6010 | Senior Typist                  | 627 | Tina Beardsley        | 7  | FT | 4/11/2000  | 14.81 | N/A  | 4  | 4/17/05<br>15.18*    |

|     |     |       |                         |     |                       |    |    |            |       |      |    |                       |
|-----|-----|-------|-------------------------|-----|-----------------------|----|----|------------|-------|------|----|-----------------------|
| 739 | DSS | A6010 | Senior Typist           | 627 | Marguerite Chapman    | 7  | FT | 12/9/1985  | 16.43 | ***  | 5  | 12/11/05<br>16.80**** |
| 740 | DSS | A6010 | Senior Typist           | 627 | Mary Lou Chapman      | 7  | FT | 9/28/1987  | 16.43 | ***  | 5  |                       |
| 741 | DSS | A6010 | Senior Typist           | 627 | Claudia Dieffenbacher | 7  | FT | 3/14/1978  | 16.80 | **** | 5  |                       |
| 742 | DSS | A6010 | Senior Typist           | 627 | Nancy Gray            | 7  | FT | 9/14/1987  | 16.43 | ***  | 5  |                       |
| 743 | DSS | A6010 | Senior Typist           | 627 | Elaine Harclerod      | 7  | FT | 11/13/1990 | 16.06 | **   | 5  | 11/13/05<br>16.43***  |
| 744 | DSS | A6010 | Senior Typist           | 627 | Rebecca A. Hughes     | 7  | FT | 4/3/1984   | 16.80 | **** | 5  |                       |
| 745 | DSS | A6010 | Senior Typist           | 627 | Bernita Kelley        | 7  | FT | 6/28/1999  | 14.67 | *    | 3  |                       |
| 746 | DSS | A6010 | Senior Typist           | 627 | Barbara Kemnitz       | 7  | FT | 5/26/1981  | 16.80 | **** | 5  |                       |
| 747 | DSS | A6010 | Senior Typist           | 627 | Patricia Muscato      | 7  | FT | 2/19/1975  | 16.80 | **** | 5  |                       |
| 748 | DSS | A6010 | Senior Typist           | 627 | Mary Seeley           | 7  | FT | 12/27/1999 | 14.30 | N/A  | 3  |                       |
| 749 | DSS | A6010 | Senior Typist           | 627 | Heidi Spaulding       | 7  | FT | 7/22/1996  | 15.69 | *    | 5  |                       |
| 750 | DSS | A6010 | Senior Typist           | 627 | Becky Turybury        | 7  | FT | 8/20/1986  | 16.43 | ***  | 5  |                       |
| 751 | DSS | A6010 | Senior Typist           | 627 | vacant                | 7  | FT | N/A        | 11.44 | N/A  | NH |                       |
| 752 | DSS | A6010 | Senior Typist           | 627 | vacant                | 7  | FT | N/A        | 11.44 | N/A  | NH |                       |
| 753 | DSS | A6010 | Social Welfare Examiner | 631 | Deborah Beardsley     | 11 | FT | 4/15/1991  | 19.18 | **   | 5  |                       |
| 754 | DSS | A6010 | Social Welfare Examiner | 631 | Paula Christiano      | 11 | FT | 4/25/1995  | 18.77 | *    | 5  | 5/1/05<br>19.18**     |
| 755 | DSS | A6010 | Social Welfare Examiner | 631 | Nancy Cimino          | 11 | FT | 11/20/1995 | 18.77 | *    | 5  | 11/27/05<br>19.18**   |



|     |     |       |                         |     |                    |    |    |            |       |       |   |                        |
|-----|-----|-------|-------------------------|-----|--------------------|----|----|------------|-------|-------|---|------------------------|
| 756 | DSS | A6010 | Social Welfare Examiner | 631 | Janet Claud        | 11 | FT | 8/31/1987  | 19.59 | ***   | 5 |                        |
| 757 | DSS | A6010 | Social Welfare Examiner | 631 | Cathlyn DeMitry    | 11 | FT | 8/31/1987  | 19.59 | ***   | 5 |                        |
| 758 | DSS | A6010 | Social Welfare Examiner | 631 | Kelly Didas        | 11 | FT | 1/11/1994  | 19.18 | **    | 5 |                        |
| 759 | DSS | A6010 | Social Welfare Examiner | 631 | Barbara Dutton     | 11 | FT | 4/18/1990  | 18.54 | **    | 4 | 5/1/05<br>18.95***     |
| 760 | DSS | A6010 | Social Welfare Examiner | 631 | Debra Fox          | 11 | FT | 1/3/1994   | 17.90 | **    | 3 |                        |
| 761 | DSS | A6010 | Social Welfare Examiner | 631 | Aleta Hamilton     | 11 | FT | 2/23/1987  | 19.59 | ***   | 5 |                        |
| 762 | DSS | A6010 | Social Welfare Examiner | 631 | Holley Hillier     | 11 | FT | 10/30/2000 | 16.44 | N/A   | 2 | 10/30/05<br>16.85*     |
| 763 | DSS | A6010 | Social Welfare Examiner | 631 | Donna Least        | 11 | FT | 2/17/1976  | 20.00 | ***** | 5 |                        |
| 764 | DSS | A6010 | Social Welfare Examiner | 631 | Michelle LeFave    | 11 | FT | 2/5/1999   | 16.85 | *     | 2 |                        |
| 765 | DSS | A6010 | Social Welfare Examiner | 631 | Tamara A. Macomber | 11 | FT | 12/11/1985 | 19.59 | ***   | 5 | 12/11/05<br>20.00***** |
| 766 | DSS | A6010 | Social Welfare Examiner | 631 | Jeanette Patrick   | 11 | FT | 10/30/1995 | 18.77 | *     | 5 | 10/30/05<br>19.18**    |
| 767 | DSS | A6010 | Social Welfare Examiner | 631 | Anita J. Perovich  | 11 | FT | 11/12/1975 | 20.00 | ***** | 5 |                        |
| 768 | DSS | A6010 | Social Welfare Examiner | 631 | Judy Rohrbaugh     | 11 | FT | 10/30/1989 | 19.59 | ***   | 5 |                        |
| 769 | DSS | A6010 | Social Welfare Examiner | 631 | Marian Sisson      | 11 | FT | 4/23/1979  | 20.00 | ***** | 5 |                        |
| 770 | DSS | A6010 | Social Welfare Examiner | 631 | Carol Smith        | 11 | FT | 5/31/1979  | 20.00 | ***** | 5 |                        |
| 771 | DSS | A6010 | Social Welfare Examiner | 631 | Linda Taylor       | 11 | FT | 8/16/1976  | 20.00 | ***** | 5 |                        |
| 772 | DSS | A6010 | Social Welfare Examiner | 631 | Mary Jo Tubbs      | 11 | FT | 10/27/1986 | 19.59 | ***   | 5 |                        |

|     |      |       |                               |     |                     |    |    |            |       |      |    |                      |
|-----|------|-------|-------------------------------|-----|---------------------|----|----|------------|-------|------|----|----------------------|
| 773 | DSS  | A6010 | Social Welfare Examiner       | 631 | Marie L. Vanbuskirk | 11 | FT | 5/26/1981  | 20.00 | **** | 5  |                      |
| 774 | DSS  | A6010 | Social Welfare Examiner       | 631 | Cara Wilkinson      | 11 | FT | 1/14/2002  | 16.44 | N/A  | 2  |                      |
| 775 | DSS  | A6010 | Social Welfare Examiner       | 631 | Dora M. Williams    | 11 | FT | 6/20/1994  | 19.18 | **   | 5  |                      |
| 776 | DSS  | A6010 | Social Welfare Examiner       | 631 | vacant              | 11 | FT | N/A        | 13.64 | N/A  | NH |                      |
| 777 | DSS  | A6010 | Staff Development Coordinator | 255 | Michelle Davidson   | 16 | FT | 1/19/1981  | 27.68 | **** | 5  |                      |
| 778 | DSS  | A6010 | Support Investigator          | 632 | Melody Carlin       | 11 | FT | 6/28/1996  | 19.59 | ***  | 5  | (8/24/86)            |
| 779 | DSS  | A6010 | Support Investigator          | 632 | Donna Erwin         | 11 | FT | 1/7/1980   | 20.00 | **** | 5  |                      |
| 780 | DSS  | A6010 | Support Investigator          | 632 | Jodel Quick         | 11 | FT | 1/5/1998   | 18.77 | *    | 5  |                      |
| 781 | DSS  | A6010 | Support Investigator          | 632 | vacant              | 11 | FT | N/A        | 13.64 | N/A  | NH |                      |
| 782 | DSS  | A6010 | Telephone Operator            | 633 | June Argenti        | 4  | FT | 10/26/1992 | 14.67 | **   | 5  |                      |
| 783 | DSS  | A6010 | Telephone Operator            | 633 | Christine Strobel   | 4  | FT | 9/30/1985  | 15.03 | ***  | 5  | 10/2/05<br>15.39**** |
| 784 | DSS  | A6010 | Transportation Broker         | 346 | Denise Bentley      | 16 | FT | 4/23/1979  | 27.68 | **** | 5  |                      |
| 785 | TREA | A1325 | Account Clerk/Typist          | 601 | Polly Nothnagle     | 7  | FT | 11/25/2002 | 13.79 | N/A  | 2  |                      |
| 786 | TREA | A1325 | Senior Account Clerk          | 619 | Evelyn Faulkner     | 9  | FT | 2/7/1975   | 18.09 | **** | 5  |                      |
| 787 | TREA | A1325 | Senior Account Clerk          | 619 | Patricia A. Gardner | 9  | FT | 6/6/1988   | 17.70 | ***  | 5  |                      |
| 788 | TREA | A1325 | Senior Account Clerk/Typist   | 621 | Sharon Mark         | 9  | FT | 4/25/1988  | 17.70 | ***  | 5  |                      |
| 789 | TREA | A1325 | Senior Account Clerk/Typist   | 621 | Beverly Rauber      | 9  | FT | 3/11/2002  | 15.39 | N/A  | 3  |                      |

|     |      |       |                                                    |     |                   |     |    |            |       |      |     |                    |
|-----|------|-------|----------------------------------------------------|-----|-------------------|-----|----|------------|-------|------|-----|--------------------|
| 790 | WDS  | J6292 | Account Clerk/Typist                               | 601 | Kristine Langless | 7   | FT | 9/15/2003  | 13.27 | N/A  | 1   |                    |
| 791 | WDS  | J6292 | Account Clerk/Typist                               | 601 | Jennifer Watkins  | 7   | FT | 5/24/2004  | 13.27 | N/A  | 1   |                    |
| 792 | WDS  | J6292 | Employment & Training Counselor                    | 219 | Donna M. Bigger   | 13  | FT | 7/11/1977  | 23.01 | **** | 5   |                    |
| 793 | WDS  | J6292 | Employment & Training Counselor                    | 219 | Jennifer Duby     | 13  | FT | 3/5/2001   | 20.26 | N/A  | 4   |                    |
| 794 | WDS  | J6292 | Employment & Training Counselor                    | 219 | Sheryl Hoag       | 13  | FT | 1/2/2001   | 20.26 | N/A  | 4   |                    |
| 795 | WDS  | J6292 | Employment & Training Counselor                    | 219 | John Jaeger       | 13  | FT | 11/13/2000 | 20.26 | N/A  | 4   | 11/13/05<br>20.75* |
| 796 | WDS  | J6292 | Employment & Training Counselor                    | 219 | Helen P. Terry    | 13  | FT | 12/1/1997  | 21.54 | *    | 5   |                    |
| 797 | WDS  | J6292 | Employment & Training Counselor                    | 219 | vacant            | 13  | FT | N/A        | 15.50 | N/A  | NH  |                    |
| 798 | WDS  | J6292 | Senior Account Clerk                               | 619 | vacant            | 9   | FT | N/A        | 12.39 | N/A  | NH  |                    |
| 799 | WDS  | J6290 | Workforce Development Services/Youth Bureau Coord. | 143 | Nita Rae Hawkins  | 15  | FT | 10/2/2000  | 23.13 | N/A  | 4   | 10/2/05<br>23.66*  |
| 800 | AGIN | A6773 | Account Clerk                                      | 642 | Denise Kline      | N/A | PT | 3/11/2002  | 10.18 | *(2) | N/A |                    |
| 801 | AGIN | A6781 | Account Clerk                                      | 642 | M. Margaret Lemen | N/A | PT | 4/1/1994   | 9.25  | N/A  | N/A |                    |
| 802 | AGIN | A6773 | Aging Services Aide                                | 512 | vacant            | N/A | PT | N/A        | N/A   | N/A  | N/A |                    |
| 803 | AGIN | A6780 | Aging Services Caseworker                          | 289 | vacant            | N/A | PT | N/A        | N/A   | N/A  | N/A |                    |
| 804 | AGIN | A6773 | Caregiver                                          | 511 | vacant            | N/A | PT | N/A        | N/A   | N/A  | N/A |                    |
| 805 | AGIN | A6780 | Case Manager                                       | 290 | vacant            | N/A | PT | N/A        | N/A   | N/A  | N/A |                    |
| 806 | AGIN | A6782 | Cleaner                                            | 804 | Samuel Gervase    | N/A | PT | 10/30/2000 | 6.00  | N/A  | N/A | Title V            |

|     |      |       |                     |     |                     |     |     |            |       |      |     |         |
|-----|------|-------|---------------------|-----|---------------------|-----|-----|------------|-------|------|-----|---------|
| 807 | AGIN | A6782 | Cleaner             | 804 | Robert L. Glenn     | N/A | PT  | 10/6/2003  | 6.00  | N/A  | N/A | Title V |
| 808 | AGIN | N/A   | Cleaner             | 804 | vacant              | N/A | PT  | N/A        | 6.00  | N/A  | N/A |         |
| 809 | AGIN | A6774 | Courier             | 832 | Neil Barager        | N/A | PT  | 4/1/1994   | 8.84  | *(4) | N/A |         |
| 810 | AGIN | A6778 | Courier             | 832 | Lynne Giaver        | N/A | PT  | 12/22/2003 | 6.02  | N/A  | N/A |         |
| 811 | AGIN | A6774 | Courier             | 832 | Herb Jones          | N/A | sub | 1/14/2003  | 6.00  | N/A  | N/A |         |
| 812 | AGIN | A6778 | Courier             | 832 | Michael Ludwig      | N/A | PT  | 4/1/1994   | 10.41 | *(4) | N/A |         |
| 813 | AGIN | A6774 | Courier             | 832 | John Mahoney        | N/A | sub | 3/14/2003  | 6.00  | N/A  | N/A |         |
| 814 | AGIN | A6774 | Courier             | 832 | Peter Pagano        | N/A | PT  | 4/15/2002  | 6.33  | *(1) | N/A |         |
| 815 | AGIN | A6774 | Courier             | 832 | John J. Pappas, Sr. | N/A | PT  | 3/22/1999  | 6.42  | N/A  | N/A |         |
| 816 | AGIN | A6774 | Courier             | 832 | Everette Strain     | N/A | PT  | 7/9/2001   | 6.33  | *(1) | N/A |         |
| 817 | AGIN | A6774 | Courier             | 832 | Stephen Wells       | N/A | sub | 4/6/2004   | 6.00  | N/A  | N/A |         |
| 818 | AGIN | A6778 | Courier             | 832 | vacant              | N/A | PT  | N/A        | N/A   | N/A  | N/A |         |
| 819 | AGIN | A6774 | Courier             | 832 | vacant              | N/A | sub | N/A        | N/A   | N/A  | N/A |         |
| 820 | AGIN | N/A   | Courier             | 832 | vacant              | N/A | sub | N/A        | N/A   | N/A  | N/A |         |
| 821 | AGIN | A6782 | Food Service Helper | 809 | Helen Peritore      | N/A | PT  | 4/1/1994   | 6.00  | N/A  | N/A | Title V |
| 822 | AGIN | A6782 | Food Service Helper | 809 | Donna Rathbun       | N/A | PT  | 10/6/2003  | 6.00  | N/A  | N/A | Title V |
| 823 | AGIN | A6774 | Food Service Helper | 809 | Thelma Shute        | N/A | PT  | 4/1/1994   | 8.13  | *(4) | N/A |         |

|     |      |       |                              |     |                    |     |     |           |       |      |     |  |
|-----|------|-------|------------------------------|-----|--------------------|-----|-----|-----------|-------|------|-----|--|
| 824 | AGIN | A6781 | Foster Grandparent Assistant | 295 | Margaret Jones     | N/A | PT  | 7/25/1994 | 11.92 | *(3) | N/A |  |
| 825 | AGIN | A6774 | Ombudsman Coordinator        | 831 | vacant             | N/A | PT  | N/A       | N/A   | N/A  | N/A |  |
| 826 | AGIN | A6774 | SNP Site Manager             | 409 | Irene Bowers       | N/A | sub | 9/1/1998  | 6.39  | N/A  | N/A |  |
| 827 | AGIN | A6774 | SNP Site Manager             | 409 | Saundra Fox        | N/A | PT  | 12/6/2004 | 7.00  | N/A  | N/A |  |
| 828 | AGIN | A6774 | SNP Site Manager             | 409 | Minnie Fusco       | N/A | sub | 9/3/2002  | 6.00  | N/A  | N/A |  |
| 829 | AGIN | A6774 | SNP Site Manager             | 409 | Philomena LaGeorge | N/A | PT  | 4/1/1994  | 10.38 | *(4) | N/A |  |
| 830 | AGIN | A6774 | SNP Site Manager             | 409 | Barbara Torregiano | N/A | PT  | 4/1/1994  | 8.25  | *(4) | N/A |  |
| 831 | AGIN | A6774 | SNP Site Manager             | 409 | vacant             | N/A | sub | N/A       | N/A   | N/A  | N/A |  |
| 832 | AGIN | A6774 | SNP Site Manager             | 409 | vacant             | N/A | sub | N/A       | N/A   | N/A  | N/A |  |
| 833 | AGIN | A6773 | Typist                       | 634 | Joyce Ebert        | N/A | PT  | 7/3/2000  | 9.20  | *(3) | N/A |  |
| 834 | AGIN | A6780 | Typist                       | 634 | Doris Wilcox       | N/A | PT  | 4/1/1994  | 9.48  | *(2) | N/A |  |
| 835 | AGIN | N/A   | Typist                       | 634 | vacant             | N/A | sub | N/A       | N/A   | N/A  | N/A |  |
| 836 | CSNF | R6120 | Activities Aide              | 500 | Gloria Buell       | 4   | PT  | 9/27/1999 | 11.22 | *(4) | N/A |  |
| 837 | CSNF | R6120 | Activities Aide              | 500 | Nahtanha Castner   | 4   | PT  | 6/11/1998 | 11.22 | *(4) | N/A |  |
| 838 | CSNF | R6120 | Activities Aide              | 500 | Anna Durbin        | 4   | PT  | 11/1/2004 | 10.28 | N/A  | N/A |  |
| 839 | CSNF | R6120 | Activities Aide              | 500 | vacant             | 4   | PT  | N/A       | 10.28 | N/A  | N/A |  |
| 840 | CSNF | R6120 | CNA Trainee                  | 834 | vacant             | N/A | AT  | N/A       | 7.53  | N/A  | N/A |  |

|     |      |       |             |     |        |     |    |     |      |     |     |  |
|-----|------|-------|-------------|-----|--------|-----|----|-----|------|-----|-----|--|
| 841 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 842 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 843 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 844 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 845 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 846 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 847 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 848 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 849 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 850 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 851 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 852 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 853 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 854 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 855 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 856 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |
| 857 | CSNF | R6120 | CNA Trainee | 834 | vacant | N/A | AT | N/A | 7.53 | N/A | N/A |  |

|     |      |       |                                                   |     |             |     |    |          |       |     |     |  |
|-----|------|-------|---------------------------------------------------|-----|-------------|-----|----|----------|-------|-----|-----|--|
| 858 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 859 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 860 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 861 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 862 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 863 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 864 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 865 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 866 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 867 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 868 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 869 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 870 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 871 | CSNF | R6120 | CNA Trainee                                       | 834 | vacant      | N/A | AT | N/A      | 7.53  | N/A | N/A |  |
| 872 | CSNF | R6120 | Certified<br>Occupational<br>Therapy<br>Assistant | 334 | vacant      | N/A | PT | N/A      | N/A   | N/A | N/A |  |
| 873 | CSNF | R6120 | Charge Nurse                                      | 208 | David Marsh | 18B | PT | 8/1/2003 | 23.96 | N/A | N/A |  |
| 874 | CSNF | R6120 | Charge Nurse                                      | 208 | vacant      | N/A | PT | N/A      | N/A   | N/A | N/A |  |

|     |      |       |                             |     |                  |     |    |           |       |      |     |  |
|-----|------|-------|-----------------------------|-----|------------------|-----|----|-----------|-------|------|-----|--|
| 875 | CSNF | R6120 | Charge Nurse                | 208 | vacant           | N/A | PT | N/A       | N/A   | N/A  | N/A |  |
| 876 | CSNF | R6120 | Charge Nurse                | 208 | vacant           | N/A | PT | N/A       | N/A   | N/A  | N/A |  |
| 877 | CSNF | R6120 | Charge Nurse                | 208 | vacant           | N/A | PT | N/A       | N/A   | N/A  | N/A |  |
| 878 | CSNF | R6120 | Charge Nurse                | 208 | vacant           | N/A | PT | N/A       | N/A   | N/A  | N/A |  |
| 879 | CSNF | R6120 | Charge Nurse                | 208 | vacant           | N/A | PT | N/A       | N/A   | N/A  | N/A |  |
| 880 | CSNF | R6120 | Charge Nurse                | 208 | vacant           | N/A | PT | N/A       | N/A   | N/A  | N/A |  |
| 881 | CSNF | R6120 | Cleaner                     | 804 | Karen Essler     | 2   | PT | 3/13/2000 | 10.73 | *(4) | N/A |  |
| 882 | CSNF | R6120 | Cleaner                     | 804 | Toby Pukas       | 2   | PT | 4/4/1994  | 10.73 | *(4) | N/A |  |
| 883 | CSNF | R6120 | Cleaner                     | 804 | Gregory Wilson   | 2   | PT | 10/7/2002 | 10.10 | *(1) | N/A |  |
| 884 | CSNF | R6120 | Clerk/Typist                | 604 | Donna Frate      | 2   | PT | 9/11/2000 | 10.52 | *(3) | N/A |  |
| 885 | CSNF | R6120 | Clerk/Typist                | 604 | vacant           | 2   | PT | N/A       | 9.79  | N/A  | N/A |  |
| 886 | CSNF | R6120 | Laundry Worker              | 812 | Connie Davis     | 3   | PT | 6/26/2001 | 10.67 | *(2) | N/A |  |
| 887 | CSNF | R6120 | Laundry Worker              | 812 | Sharlinda Eddy   | 3   | PT | 6/25/2003 | 10.46 | *(1) | N/A |  |
| 888 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Deanne Brown     | 16A | PT | 8/4/1991  | 20.32 | *(4) | N/A |  |
| 889 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Tammy Deuel      | 16A | PT | 3/5/1996  | 19.69 | *(1) | N/A |  |
| 890 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Sarina R. Ludlow | 16A | PT | 5/29/1996 | 20.11 | *(3) | N/A |  |
| 891 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Cristina Mess    | 16A | PT | 1/12/2004 | 19.38 | N/A  | N/A |  |



|     |      |       |                             |     |                  |     |    |           |       |      |     |      |
|-----|------|-------|-----------------------------|-----|------------------|-----|----|-----------|-------|------|-----|------|
| 892 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Connie Metcalf   | 13A | PT | 8/25/2003 | 16.42 | N/A  | N/A | w/HI |
| 893 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Gabriella Ortner | 16A | PT | 8/25/2003 | 19.38 | N/A  | N/A |      |
| 894 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Robin Pappas     | 16A | PT | 8/11/1997 | 20.32 | *(4) | N/A |      |
| 895 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Johanna Powers   | 16A | PT | 1/16/2001 | 20.11 | *(3) | N/A |      |
| 896 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Barbara A. Price | 16A | PT | 1/30/1991 | 19.90 | *(2) | N/A |      |
| 897 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Barbara J. Price | 16A | PT | 12/4/1995 | 20.32 | *(4) | N/A |      |
| 898 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | Vickie Wolfer    | 16A | PT | 8/25/2003 | 19.38 | N/A  | N/A |      |
| 899 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | vacant           | N/A | PT | N/A       | N/A   | N/A  | N/A |      |
| 900 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | vacant           | N/A | PT | N/A       | N/A   | N/A  | N/A |      |
| 901 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | vacant           | N/A | PT | N/A       | N/A   | N/A  | N/A |      |
| 902 | CSNF | R6120 | Licensed<br>Practical Nurse | 302 | vacant           | N/A | PT | N/A       | N/A   | N/A  | N/A |      |
| 903 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Karen Burnell    | 4A  | PT | 3/13/2000 | 13.44 | N/A  | 4   |      |
| 904 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Laurie Button    | 4A  | PT | 1/24/2000 | 13.44 | N/A  | 4   |      |
| 905 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Nicole Favo      | 4A  | PT | 6/21/2004 | 11.42 | N/A  | B   |      |
| 906 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Amber Halbert    | 4A  | PT | 1/24/2000 | 13.44 | N/A  | 4   |      |
| 907 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Elizabeth Horr   | 4A  | PT | 3/12/2001 | 13.00 | N/A  | 3   |      |
| 908 | CSNF | R6120 | Nursing<br>Assistant        | 505 | Leslie Magee     | 4A  | PT | 6/17/1998 | 13.95 | N/A  | 5   |      |

|     |      |       |                   |     |                      |    |    |           |       |     |    |  |
|-----|------|-------|-------------------|-----|----------------------|----|----|-----------|-------|-----|----|--|
| 909 | CSNF | R6120 | Nursing Assistant | 505 | Angela Shay          | 4A | PT | 9/10/2004 | 11.42 | N/A | B  |  |
| 910 | CSNF | R6120 | Nursing Assistant | 505 | Amber L. Tersigni    | 4A | PT | 8/13/2004 | 11.42 | N/A | B  |  |
| 911 | CSNF | R6120 | Nursing Assistant | 505 | Barbara VanDerwerken | 4A | PT | 4/27/1993 | 13.95 | N/A | 5  |  |
| 912 | CSNF | R6120 | Nursing Assistant | 505 | Brenda Vondell       | 4A | PT | 2/7/2000  | 13.44 | N/A | 4  |  |
| 913 | CSNF | R6120 | Nursing Assistant | 505 | Jaclyn Wolfanger     | 4A | PT | 1/24/2000 | 13.44 | N/A | 4  |  |
| 914 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 915 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 916 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 917 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 918 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 919 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 920 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 921 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 922 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 923 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 924 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |
| 925 | CSNF | R6120 | Nursing Assistant | 505 | vacant               | 4A | PT | N/A       | 10.28 | N/A | NH |  |

|     |      |       |                         |     |                      |    |    |            |       |      |     |  |
|-----|------|-------|-------------------------|-----|----------------------|----|----|------------|-------|------|-----|--|
| 926 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 927 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 928 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 929 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 930 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 931 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 932 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 933 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 934 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 935 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 936 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 937 | CSNF | R6120 | Nursing Assistant       | 505 | vacant               | 4A | PT | N/A        | 10.28 | N/A  | NH  |  |
| 938 | CSNF | R6120 | Personal Care Assistant | 510 | Sandra L. Beardsley  | 1  | PT | 11/28/2001 | 8.02  | *(2) | N/A |  |
| 939 | CSNF | R6120 | Personal Care Assistant | 510 | Amy Bugman           | 1  | PT | 7/6/2003   | 7.50  | N/A  | N/A |  |
| 940 | CSNF | R6120 | Personal Care Assistant | 510 | Carrie Isaman        | 1  | PT | 6/24/1998  | 7.50  | N/A  | N/A |  |
| 941 | CSNF | R6120 | Personal Care Assistant | 510 | LaVina Masten        | 1  | PT | 6/24/2002  | 7.81  | *(1) | N/A |  |
| 942 | CSNF | R6120 | Personal Care Assistant | 510 | Collette McTarnaghan | 1  | PT | 8/9/2004   | 7.50  | N/A  | N/A |  |

|     |      |       |                         |     |                    |   |    |            |      |      |     |  |
|-----|------|-------|-------------------------|-----|--------------------|---|----|------------|------|------|-----|--|
| 943 | CSNF | R6120 | Personal Care Assistant | 510 | Chad Mehlenbacher  | 1 | PT | 7/29/1998  | 8.23 | *(3) | N/A |  |
| 944 | CSNF | R6120 | Personal Care Assistant | 510 | Cheryl Y. Newland  | 1 | PT | 10/22/2001 | 8.02 | *(2) | N/A |  |
| 945 | CSNF | R6120 | Personal Care Assistant | 510 | Mary Rankin        | 1 | PT | 4/29/2004  | 7.50 | N/A  | N/A |  |
| 946 | CSNF | R6120 | Personal Care Assistant | 510 | Debra Wilcox       | 1 | PT | 10/23/2000 | 7.50 | N/A  | N/A |  |
| 947 | CSNF | R6120 | Personal Care Assistant | 510 | Jacqueline Withers | 1 | PT | 2/1/1999   | 8.44 | *(4) | N/A |  |
| 948 | CSNF | R6120 | Personal Care Assistant | 510 | Vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 949 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 950 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 951 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 952 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 953 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 954 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 955 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 956 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 957 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 958 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |
| 959 | CSNF | R6120 | Personal Care Assistant | 510 | vacant             | 1 | PT | N/A        | 7.50 | N/A  | N/A |  |

|     |      |       |                               |     |                   |     |      |           |       |      |     |  |
|-----|------|-------|-------------------------------|-----|-------------------|-----|------|-----------|-------|------|-----|--|
| 960 | CSNF | R6120 | Registered Professional Nurse | 242 | Marie A. Martello | 18A | PT   | 4/12/2000 | 22.41 | N/A  | N/A |  |
| 961 | CSNF | R6120 | Registered Professional Nurse | 242 | Clara McMaster    | 18A | PT   | 11/1/2004 | 22.41 | N/A  | N/A |  |
| 962 | CSNF | R6120 | Registered Professional Nurse | 242 | vacant            | N/A | PT   | N/A       | N/A   | N/A  | N/A |  |
| 963 | CSNF | R6120 | Registered Professional Nurse | 242 | vacant            | N/A | PT   | N/A       | N/A   | N/A  | N/A |  |
| 964 | CSNF | R6120 | Registered Professional Nurse | 242 | vacant            | N/A | PT   | N/A       | N/A   | N/A  | N/A |  |
| 965 | CSNF | R6120 | Registered Professional Nurse | 242 | vacant            | N/A | PT   | N/A       | N/A   | N/A  | N/A |  |
| 966 | CSNF | R6120 | Typist                        | 634 | vacant            | 2   | PT   | N/A       | 9.79  | N/A  | N/A |  |
| 967 | CSNF | R6120 | Typist                        | 634 | vacant            | 2   | PT   | N/A       | 9.79  | N/A  | N/A |  |
| 968 | CS   | R6120 | Building Maintenance Person   | 801 | Kevin Case        | 7   | PT   | 8/30/2004 | 11.44 | N/A  | N/A |  |
| 969 | CS   | N/A   | Cleaner                       | 804 | vacant            | 2   | PT   | N/A       | 9.79  | N/A  | N/A |  |
| 970 | CS   | A1620 | Custodial Worker              | 805 | David Linton      | 3   | PT   | 8/7/1992  | 11.09 | *(4) | N/A |  |
| 971 | CS   | A1610 | Laborer                       | 820 | vacant            | N/A | seas | N/A       | N/A   | N/A  | N/A |  |
| 972 | CS   | A1610 | Laborer                       | 820 | vacant            | N/A | seas | N/A       | N/A   | N/A  | N/A |  |
| 973 | CS   | A1610 | Laborer                       | 820 | vacant            | N/A | seas | N/A       | N/A   | N/A  | N/A |  |
| 974 | CS   | A1610 | Laborer                       | 820 | vacant            | N/A | seas | N/A       | N/A   | N/A  | N/A |  |
| 975 | CS   | A1610 | Laborer                       | 820 | vacant            | N/A | seas | N/A       | N/A   | N/A  | N/A |  |
| 976 | CS   | A1610 | Typist                        | 634 | Holly Martin      | 2   | PT   | 2/28/1996 | 10.73 | *(4) | N/A |  |

|     |      |       |                 |     |                          |     |      |          |       |     |     |  |
|-----|------|-------|-----------------|-----|--------------------------|-----|------|----------|-------|-----|-----|--|
| 977 | CLER | A1665 | Index Clerk     | 611 | vacant                   | N/A | PT   | N/A      | N/A   | N/A | N/A |  |
| 978 | CLER | A1665 | Index Clerk     | 611 | vacant                   | N/A | PT   | N/A      | N/A   | N/A | N/A |  |
| 979 | CLER | A1665 | Index Clerk     | 611 | vacant                   | N/A | PT   | N/A      | N/A   | N/A | N/A |  |
| 980 | CLER | A1665 | Index Clerk     | 611 | vacant                   | N/A | seas | N/A      | N/A   | N/A | N/A |  |
| 981 | GSNF | N6120 | Activities Aide | 500 | Phitkaisone<br>Kettavong | 4   | PT   | 5/1/2004 | 10.28 | N/A | N/A |  |
| 982 | GSNF | N6120 | Activities Aide | 500 | vacant                   | 4   | PT   | N/A      | 10.28 | N/A | N/A |  |
| 983 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |
| 984 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |
| 985 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |
| 986 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |
| 987 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |
| 988 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |
| 989 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |
| 990 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |
| 991 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |
| 992 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |
| 993 | GSNF | N6120 | CNA Trainee     | 834 | vacant                   | N/A | AT   | N/A      | 7.53  | N/A | N/A |  |

|      |      |       |                                                   |     |                 |     |    |           |       |      |     |                        |
|------|------|-------|---------------------------------------------------|-----|-----------------|-----|----|-----------|-------|------|-----|------------------------|
| 994  | GSNF | N6120 | CNA Trainee                                       | 834 | vacant          | N/A | AT | N/A       | 7.53  | N/A  | N/A |                        |
| 995  | GSNF | N6120 | CNA Trainee                                       | 834 | vacant          | N/A | AT | N/A       | 7.53  | N/A  | N/A |                        |
| 996  | GSNF | N6120 | CNA Trainee                                       | 834 | vacant          | N/A | AT | N/A       | 7.53  | N/A  | N/A |                        |
| 997  | GSNF | N6120 | CNA Trainee                                       | 834 | vacant          | N/A | AT | N/A       | 7.53  | N/A  | N/A |                        |
| 998  | GSNF | N6120 | CNA Trainee                                       | 834 | vacant          | N/A | AT | N/A       | 7.53  | N/A  | N/A |                        |
| 999  | GSNF | N6120 | CNA Trainee                                       | 834 | vacant          | N/A | AT | N/A       | 7.53  | N/A  | N/A |                        |
| 1000 | GSNF | N6120 | CNA Trainee                                       | 834 | vacant          | N/A | AT | N/A       | 7.53  | N/A  | N/A |                        |
| 1001 | GSNF | N6120 | CNA Trainee                                       | 834 | vacant          | N/A | AT | N/A       | 7.53  | N/A  | N/A |                        |
| 1002 | GSNF | N6120 | Certified<br>Occupational<br>Therapy<br>Assistant | 334 | vacant          | N/A | PT | N/A       | N/A   | N/A  | N/A |                        |
| 1003 | GSNF | N6120 | Charge Nurse                                      | 208 | Amy Lee         | 18B | PT | 2/20/2003 | 24.27 | *(1) | N/A |                        |
| 1004 | GSNF | N6120 | Charge Nurse                                      | 208 | Pamela Leonard  | 18B | PT | 6/18/2004 | 23.96 | N/A  | N/A |                        |
| 1005 | GSNF | N6120 | Charge Nurse                                      | 208 | Terri Vetter    | 17A | PT | 2/4/2004  | 20.90 | N/A  | N/A | w/ health<br>insurance |
| 1006 | GSNF | N6120 | Charge Nurse                                      | 208 | vacant          | N/A | PT | N/A       | N/A   | N/A  | N/A |                        |
| 1007 | GSNF | N6120 | Charge Nurse                                      | 208 | vacant          | N/A | PT | N/A       | N/A   | N/A  | N/A |                        |
| 1008 | GSNF | N6120 | Charge Nurse                                      | 208 | vacant          | N/A | PT | N/A       | N/A   | N/A  | N/A |                        |
| 1009 | GSNF | N6120 | Charge Nurse                                      | 208 | vacant          | N/A | PT | N/A       | N/A   | N/A  | N/A |                        |
| 1010 | GSNF | N6120 | Cleaner                                           | 804 | Carolyn Casteel | 2   | PT | 1/4/1999  | 10.73 | *(4) | N/A |                        |

|      |      |       |                          |     |                   |     |    |            |       |      |     |      |
|------|------|-------|--------------------------|-----|-------------------|-----|----|------------|-------|------|-----|------|
| 1011 | GSNF | N6120 | Cleaner                  | 804 | Jennifer Eddy     | 2   | PT | 8/27/1998  | 10.73 | *(4) | N/A |      |
| 1012 | GSNF | N6120 | Cleaner                  | 804 | Linda LaGeorge    | 2   | PT | 10/7/2002  | 10.10 | *(1) | N/A |      |
| 1013 | GSNF | N6120 | Cleaner                  | 804 | vacant            | 2   | PT | N/A        | 9.79  | N/A  | N/A |      |
| 1014 | GSNF | N6120 | Clerk                    | 603 | Carol Arney       | 2   | PT | 2/11/2000  | 10.73 | *(4) | N/A |      |
| 1015 | GSNF | N6120 | Clerk                    | 603 | Kathleen Sullivan | 2   | PT | 5/1/2000   | 10.52 | *(3) | N/A |      |
| 1016 | GSNF | N6120 | Clerk                    | 603 | Joan Tallman      | 2   | PT | 4/1/1999   | 10.73 | *(4) | N/A |      |
| 1017 | GSNF | N6120 | Clerk/Typist             | 604 | Doris Bailor      | 2   | PT | 10/22/1993 | 10.73 | *(4) | N/A |      |
| 1018 | GSNF | N6120 | Laundry Worker           | 812 | vacant            | 3   | PT | N/A        | 10.15 | N/A  | N/A |      |
| 1019 | GSNF | N6120 | Laundry Worker           | 812 | vacant            | 3   | PT | N/A        | 10.15 | N/A  | N/A |      |
| 1020 | GSNF | N6120 | Licensed Practical Nurse | 302 | Elyn Brundege     | 16A | PT | 11/27/1995 | 20.32 | *(4) | N/A |      |
| 1021 | GSNF | N6120 | Licensed Practical Nurse | 302 | Diann Burnette    | 16A | PT | 11/1/2004  | 19.38 | N/A  | N/A |      |
| 1022 | GSNF | N6120 | Licensed Practical Nurse | 302 | Elizabeth Doyle   | 16A | PT | 9/25/2003  | 19.38 | N/A  | N/A |      |
| 1023 | GSNF | N6120 | Licensed Practical Nurse | 302 | Debra Gross       | 16A | PT | 9/19/2002  | 19.69 | *(1) | N/A |      |
| 1024 | GSNF | N6120 | Licensed Practical Nurse | 302 | Cynthia Johnston  | 16A | PT | 4/11/2001  | 19.38 | N/A  | N/A |      |
| 1025 | GSNF | N6120 | Licensed Practical Nurse | 302 | Lacey Joy         | 13A | PT | 6/24/2004  | 16.42 | N/A  | N/A | w/HI |
| 1026 | GSNF | N6120 | Licensed Practical Nurse | 302 | Kristie Mann      | 16A | PT | 1/6/2003   | 19.69 | *(1) | N/A |      |
| 1027 | GSNF | N6120 | Licensed Practical Nurse | 302 | Krista Mason      | 16A | PT | 3/23/2003  | 19.69 | *(1) | N/A |      |



|      |      |       |                             |     |                          |     |    |                |       |      |     |  |
|------|------|-------|-----------------------------|-----|--------------------------|-----|----|----------------|-------|------|-----|--|
| 1028 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Janette Moore            | 16A | PT | 4/7/2003       | 19.69 | *(1) | N/A |  |
| 1029 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Jennifer Riggerello      | 16A | PT | 6/9/2001       | 19.38 | N/A  | N/A |  |
| 1030 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Rose Staley              | 16A | PT | 7/29/1996      | 20.32 | *(4) | N/A |  |
| 1031 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Karen Wellman            | 16A | PT | 6/24/2004      | 19.38 | N/A  | N/A |  |
| 1032 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | Donna Wolfanger          | 16A | PT | 8/19/2004      | 19.38 | N/A  | N/A |  |
| 1033 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | vacant                   | N/A | PT | N/A            | N/A   | N/A  | N/A |  |
| 1034 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | vacant                   | N/A | PT | N/A            | N/A   | N/A  | N/A |  |
| 1035 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | vacant                   | N/A | PT | N/A            | N/A   | N/A  | N/A |  |
| 1036 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | vacant                   | N/A | PT | N/A            | N/A   | N/A  | N/A |  |
| 1037 | GSNF | N6120 | Licensed<br>Practical Nurse | 302 | vacant                   | N/A | PT | N/A            | N/A   | N/A  | N/A |  |
| 1038 | GSNF | N6120 | Nursing<br>Assistant        | 505 | Lauren Baker             | 4A  | PT | 5/25/2003      | 12.47 | N/A  | 2   |  |
| 1039 | GSNF | N6120 | Nursing<br>Assistant        | 505 | Milton Bauer             | 4A  | PT | 8/4/2003       | 12.02 | N/A  | 1   |  |
| 1040 | GSNF | N6120 | Nursing<br>Assistant        | 505 | Barbara Benedict         | 4A  | PT | 11/24/200<br>4 | 10.28 | N/A  | NH  |  |
| 1041 | GSNF | N6120 | Nursing<br>Assistant        | 505 | Brandy Canfield          | 4A  | PT | 9/25/2003      | 12.02 | N/A  | 1   |  |
| 1042 | GSNF | N6120 | Nursing<br>Assistant        | 505 | Jennipher R.<br>Cullinan | 4A  | PT | 12/29/200<br>4 | 10.28 | N/A  | NH  |  |
| 1043 | GSNF | N6120 | Nursing<br>Assistant        | 505 | Kelly Emerson            | 4A  | PT | 1/22/1997      | 13.95 | N/A  | 5   |  |
| 1044 | GSNF | N6120 | Nursing<br>Assistant        | 505 | Kellie Estruch           | 4A  | PT | 2/3/2003       | 12.02 | N/A  | 1   |  |

|      |      |       |                   |     |                  |    |    |            |       |     |    |  |
|------|------|-------|-------------------|-----|------------------|----|----|------------|-------|-----|----|--|
| 1045 | GSNF | N6120 | Nursing Assistant | 505 | Heather Hamsher  | 4A | PT | 7/12/2004  | 11.42 | N/A | B  |  |
| 1046 | GSNF | N6120 | Nursing Assistant | 505 | Mandy Little     | 4A | PT | 10/13/2004 | 10.28 | N/A | NH |  |
| 1047 | GSNF | N6120 | Nursing Assistant | 505 | Dona Jean McLean | 4A | PT | 12/21/1999 | 13.95 | N/A | 5  |  |
| 1048 | GSNF | N6120 | Nursing Assistant | 505 | Amanda Merrick   | 4A | PT | 9/10/2004  | 11.42 | N/A | B  |  |
| 1049 | GSNF | N6120 | Nursing Assistant | 505 | Holly Murray     | 4A | PT | 8/19/2004  | 11.42 | N/A | B  |  |
| 1050 | GSNF | N6120 | Nursing Assistant | 505 | Jamie Newton     | 4A | PT | 9/15/2004  | 11.42 | N/A | B  |  |
| 1051 | GSNF | N6120 | Nursing Assistant | 505 | Felicia Powell   | 4A | PT | 10/19/2004 | 10.28 | N/A | NH |  |
| 1052 | GSNF | N6120 | Nursing Assistant | 505 | JoAnne Quait     | 4A | PT | 8/29/2004  | 12.47 | N/A | 2  |  |
| 1053 | GSNF | N6120 | Nursing Assistant | 505 | Mandy Root       | 4A | PT | 11/29/2004 | 10.28 | N/A | NH |  |
| 1054 | GSNF | N6120 | Nursing Assistant | 505 | Tatyana Rubakha  | 4A | PT | 12/15/2003 | 12.02 | N/A | 1  |  |
| 1055 | GSNF | N6120 | Nursing Assistant | 505 | Debra Russell    | 4A | PT | 2/3/2004   | 11.42 | N/A | B  |  |
| 1056 | GSNF | N6120 | Nursing Assistant | 505 | Amanda Siebert   | 4A | PT | 5/16/2004  | 13.00 | N/A | 3  |  |
| 1057 | GSNF | N6120 | Nursing Assistant | 505 | Laurie Travis    | 4A | PT | 7/25/2004  | 11.42 | N/A | B  |  |
| 1058 | GSNF | N6120 | Nursing Assistant | 505 | Helena Vasquez   | 4A | PT | 6/7/2004   | 11.42 | N/A | B  |  |
| 1059 | GSNF | N6120 | Nursing Assistant | 505 | Amber Willis     | 4A | PT | 12/6/2004  | 10.28 | N/A | NH |  |
| 1060 | GSNF | N6120 | Nursing Assistant | 505 | vacant           | 4A | PT | N/A        | 10.28 | N/A | NH |  |
| 1061 | GSNF | N6120 | Nursing Assistant | 505 | vacant           | 4A | PT | N/A        | 10.28 | N/A | NH |  |

|      |      |       |                         |     |                     |    |    |           |       |     |     |  |
|------|------|-------|-------------------------|-----|---------------------|----|----|-----------|-------|-----|-----|--|
| 1062 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1063 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1064 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1065 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1066 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1067 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1068 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1069 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1070 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1071 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1072 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1073 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1074 | GSNF | N6120 | Nursing Assistant       | 505 | vacant              | 4A | PT | N/A       | 10.28 | N/A | NH  |  |
| 1075 | GSNF | N6120 | Personal Care Assistant | 510 | Samantha Buchholz   | 1  | PT | 3/26/2004 | 7.50  | N/A | N/A |  |
| 1076 | GSNF | N6120 | Personal Care Assistant | 510 | Phillip Butterfield | 1  | PT | 5/19/2003 | 7.50  | N/A | N/A |  |
| 1077 | GSNF | N6120 | Personal Care Assistant | 510 | Elma Cole           | 1  | PT | 7/26/2004 | 7.50  | N/A | N/A |  |
| 1078 | GSNF | N6120 | Personal Care Assistant | 510 | Diane Gould         | 1  | PT | 5/19/2003 | 7.50  | N/A | N/A |  |

|      |      |       |                               |     |                |   |    |            |       |     |     |  |
|------|------|-------|-------------------------------|-----|----------------|---|----|------------|-------|-----|-----|--|
| 1079 | GSNF | N6120 | Personal Care Assistant       | 510 | Julia Hilligus | 1 | PT | 11/24/2004 | 7.50  | N/A | N/A |  |
| 1080 | GSNF | N6120 | Personal Care Assistant       | 510 | Mary Nicastro  | 1 | PT | 11/1/2004  | 7.50  | N/A | N/A |  |
| 1081 | GSNF | N6120 | Personal Care Assistant       | 510 | Nancy Simpson  | 1 | PT | 10/23/2003 | 7.50  | N/A | N/A |  |
| 1082 | GSNF | N6120 | Personal Care Assistant       | 510 | Jennifer Terry | 1 | PT | 12/13/2004 | 7.50  | N/A | N/A |  |
| 1083 | GSNF | N6120 | Personal Care Assistant       | 510 | vacant         | 1 | PT | N/A        | 7.50  | N/A | N/A |  |
| 1084 | GSNF | N6120 | Personal Care Assistant       | 510 | vacant         | 1 | PT | N/A        | 7.50  | N/A | N/A |  |
| 1085 | GSNF | N6120 | Personal Care Assistant       | 510 | vacant         | 1 | PT | N/A        | 7.50  | N/A | N/A |  |
| 1086 | GSNF | N6120 | Personal Care Assistant       | 510 | vacant         | 1 | PT | N/A        | 7.50  | N/A | N/A |  |
| 1087 | GSNF | N6120 | Personal Care Assistant       | 510 | vacant         | 1 | PT | N/A        | 7.50  | N/A | N/A |  |
| 1088 | GSNF | N6120 | Personal Care Assistant       | 510 | vacant         | 1 | PT | N/A        | 7.50  | N/A | N/A |  |
| 1089 | GSNF | N6120 | Personal Care Assistant       | 510 | vacant         | 1 | PT | N/A        | 7.50  | N/A | N/A |  |
| 1090 | GSNF | N6120 | Personal Care Assistant       | 510 | vacant         | 1 | PT | N/A        | 7.50  | N/A | N/A |  |
| 1091 | GSNF | N6120 | Personal Care Assistant       | 510 | vacant         | 1 | PT | N/A        | 7.50  | N/A | N/A |  |
| 1092 | GSNF | N6120 | Registered Professional Nurse | 242 | vacant         | 1 | PT | N/A        | N/A   | N/A | N/A |  |
| 1093 | GSNF | N6120 | Registered Professional Nurse | 242 | vacant         | 1 | PT | N/A        | N/A   | N/A | N/A |  |
| 1094 | GSNF | N6120 | Registered Professional Nurse | 242 | vacant         | 1 | PT | N/A        | N/A   | N/A | N/A |  |
| 1095 | DOH  | A4082 | Account Clerk                 | 600 | vacant         | 6 | PT | N/A        | 10.94 | N/A | N/A |  |

|      |     |       |                                  |     |                     |     |    |            |       |      |     |  |
|------|-----|-------|----------------------------------|-----|---------------------|-----|----|------------|-------|------|-----|--|
| 1096 | DOH | A4014 | Advanced Life Support Technician | 277 | Donna Bailey        | N/A | AT | 8/23/2004  | 15.00 | N/A  | N/A |  |
| 1097 | DOH | A4014 | Advanced Life Support Technician | 277 | Richard Barner      | N/A | AT | 8/1/2004   | 15.00 | N/A  | N/A |  |
| 1098 | DOH | A4014 | Advanced Life Support Technician | 277 | Edward Bennett      | N/A | AT | 8/23/2004  | 15.00 | N/A  | N/A |  |
| 1099 | DOH | A4014 | Advanced Life Support Technician | 277 | Hector Camacho, Jr. | N/A | AT | 8/2/2004   | 15.00 | N/A  | N/A |  |
| 1100 | DOH | A4014 | Advanced Life Support Technician | 277 | June D'Agostino     | N/A | AT | 8/2/2004   | 15.00 | N/A  | N/A |  |
| 1101 | DOH | A4014 | Advanced Life Support Technician | 277 | Beth Harris         | N/A | AT | 8/1/2004   | 15.00 | N/A  | N/A |  |
| 1102 | DOH | A4014 | Advanced Life Support Technician | 277 | Francis Manzo       | N/A | AT | 8/1/2004   | 15.00 | N/A  | N/A |  |
| 1103 | DOH | A4014 | Advanced Life Support Technician | 277 | James Mullin        | N/A | AT | 8/1/2004   | 15.00 | N/A  | N/A |  |
| 1104 | DOH | A4014 | Advanced Life Support Technician | 277 | Gordon Phillips     | N/A | AT | 8/13/2004  | 15.00 | N/A  | N/A |  |
| 1105 | DOH | A4014 | Advanced Life Support Technician | 277 | Nicholas Regoni     | N/A | AT | 8/6/2004   | 15.00 | N/A  | N/A |  |
| 1106 | DOH | A4014 | Advanced Life Support Technician | 277 | Rebecca Snedeker    | N/A | AT | 8/1/2004   | 15.00 | N/A  | N/A |  |
| 1107 | DOH | A4014 | Advanced Life Support Technician | 277 | Joanne Wilkinson    | N/A | AT | 8/1/2004   | 15.00 | N/A  | N/A |  |
| 1108 | DOH | A4014 | Advanced Life Support Technician | 277 | vacant              | N/A | AT | N/A        | 15.00 | N/A  | N/A |  |
| 1109 | DOH | A4014 | Advanced Life Support Technician | 277 | vacant              | N/A | AT | N/A        | 15.00 | N/A  | N/A |  |
| 1110 | DOH | A4014 | Advanced Life Support Technician | 277 | vacant              | N/A | AT | N/A        | 15.00 | N/A  | N/A |  |
| 1111 | DOH | A3510 | Assistant Dog Control Officer    | 400 | Crystal S. Davis    | 1B  | PT | 11/22/2004 | 9.70  | N/A  | N/A |  |
| 1112 | DOH | A4035 | Caseworker                       | 206 | Marian Sackett      | 14  | PT | 2/24/1997  | 17.49 | *(4) | N/A |  |

|      |     |       |                                |     |                    |     |    |            |       |      |     |  |
|------|-----|-------|--------------------------------|-----|--------------------|-----|----|------------|-------|------|-----|--|
| 1113 | DOH | A4035 | Caseworker                     | 206 | vacant             | 14  | PT | N/A        | 16.55 | N/A  | N/A |  |
| 1114 | DOH | A4010 | Clerk                          | 603 | Jeanette Gelser    | 2   | PT | 11/4/1996  | 10.73 | *(4) | N/A |  |
| 1115 | DOH | A4010 | Clerk/Typist                   | 604 | Marian Kennell     | 2   | PT | 4/28/1997  | 10.73 | *(4) | N/A |  |
| 1116 | DOH | A4082 | Clinical Aide                  | 501 | Elizabeth Nowak    | 4   | PT | 9/28/1999  | 11.22 | *(4) | N/A |  |
| 1117 | DOH | A4094 | Clinical Aide                  | 501 | Judy Magee         | 4   | PT | 6/15/1995  | 11.22 | *(4) | N/A |  |
| 1118 | DOH | A4082 | Clinical Aide                  | 501 | Theresa Sacher     | 4   | PT | 4/10/2000  | 10.28 | N/A  | N/A |  |
| 1119 | DOH | N/A   | Clinical Aide                  | 501 | vacant             | 4   | PT | N/A        | 10.28 | N/A  | N/A |  |
| 1120 | DOH | N/A   | Clinical Aide                  | 501 | vacant             | 4   | PT | N/A        | 10.28 | N/A  | N/A |  |
| 1121 | DOH | A4010 | Environmental Health Assistant | 329 | vacant             | N/A | PT | N/A        | N/A   | N/A  | N/A |  |
| 1122 | DOH | A4083 | Home Health Aide               | 502 | Vivian Buckley     | 4   | PT | 7/21/2000  | 10.28 | N/A  | N/A |  |
| 1123 | DOH | A4010 | Home Health Aide               | 502 | Ruth Mary Coffey   | 4   | PT | 6/28/2002  | 10.28 | N/A  | N/A |  |
| 1124 | DOH | A4010 | Home Health Aide               | 502 | Crystal A. Davis   | 4   | PT | 2/22/1999  | 10.59 | *(1) | N/A |  |
| 1125 | DOH | A4010 | Home Health Aide               | 502 | Barbara French     | 4   | PT | 2/25/1990  | 10.28 | N/A  | N/A |  |
| 1126 | DOH | A4010 | Home Health Aide               | 502 | Penny Guerin       | 4   | PT | 12/10/1999 | 11.22 | *(4) | N/A |  |
| 1127 | DOH | A4010 | Home Health Aide               | 502 | Catherine Hamilton | 4   | PT | 12/10/1999 | 11.01 | *(3) | N/A |  |
| 1128 | DOH | A4010 | Home Health Aide               | 502 | Laura Harter       | 4   | PT | 5/30/2003  | 10.28 | N/A  | N/A |  |
| 1129 | DOH | A4010 | Home Health Aide               | 502 | Thomas LaMonte     | 4   | PT | 7/7/1997   | 11.22 | *(4) | N/A |  |

|      |     |       |                               |     |                     |     |    |            |       |      |     |  |
|------|-----|-------|-------------------------------|-----|---------------------|-----|----|------------|-------|------|-----|--|
| 1130 | DOH | A4010 | Home Health Aide              | 502 | Merry Patterson     | 4   | PT | 2/25/1990  | 10.28 | N/A  | N/A |  |
| 1131 | DOH | A4010 | Home Health Aide              | 502 | Dorothy Pierce      | 4   | PT | 12/3/2001  | 10.80 | *(2) | N/A |  |
| 1132 | DOH | A4010 | Home Health Aide              | 502 | Cynthia Smith       | 4   | PT | 5/30/2003  | 10.28 | N/A  | N/A |  |
| 1133 | DOH | A4083 | Home Health Aide              | 502 | Stephen Young       | 4   | PT | 10/3/1997  | 11.22 | *(4) | N/A |  |
| 1134 | DOH | A4010 | Home Health Aide              | 502 | vacant              | 4   | PT | N/A        | 10.28 | N/A  | N/A |  |
| 1135 | DOH | A4083 | Home Health Aide              | 502 | vacant              | 4   | PT | N/A        | 10.28 | N/A  | N/A |  |
| 1136 | DOH | A4010 | Home Health Aide              | 502 | vacant              | 4   | PT | N/A        | 10.28 | N/A  | N/A |  |
| 1137 | DOH | A4083 | Home Health Aide              | 502 | vacant              | 4   | PT | N/A        | 10.28 | N/A  | N/A |  |
| 1138 | DOH | A4083 | Home Health Aide              | 502 | vacant              | 4   | PT | N/A        | 10.28 | N/A  | N/A |  |
| 1139 | DOH | A4083 | Home Health Aide              | 502 | vacant              | 4   | PT | N/A        | 10.28 | N/A  | N/A |  |
| 1140 | DOH | A4083 | HOSPICE Volunteer Coordinator | 282 | Roberta MacLean     | 14  | PT | 3/1/1994   | 17.49 | *(4) | N/A |  |
| 1141 | DOH | A4083 | Licensed Practical Nurse      | 302 | Betty Youmans       | 9   | PT | 8/27/2002  | 12.70 | *(1) | N/A |  |
| 1142 | DOH | A4035 | Nurse Practitioner            | 230 | Cheryl Messing      | n/a | PT | 10/14/1998 | 29.00 | N/A  | N/A |  |
| 1143 | DOH | A4035 | Nurse Practitioner            | 230 | Nancy Wilk          | n/a | PT | 6/4/1999   | 29.00 | N/A  | N/A |  |
| 1144 | DOH | A4035 | Nurse Practitioner            | 230 | vacant              | n/a | PD | N/A        | N/A   | N/A  | N/A |  |
| 1145 | DOH | A4035 | Nurse Practitioner            | 230 | vacant              | n/a | PD | N/A        | N/A   | N/A  | N/A |  |
| 1146 | DOH | A4082 | Nutrition Aide                | 508 | Jessica Lynn Fluker | 4   | PT | 8/9/2004   | 10.28 | N/A  | N/A |  |

|      |     |       |                                     |     |                      |     |    |           |       |     |     |  |
|------|-----|-------|-------------------------------------|-----|----------------------|-----|----|-----------|-------|-----|-----|--|
| 1147 | DOH |       | Occupational Therapist              | 270 | vacant               | N/A | PT | N/A       | N/A   | N/A | N/A |  |
| 1148 | DOH | A4103 | Outreach Worker                     | 506 | vacant               | 7   | PT | N/A       | 11.44 | N/A | N/A |  |
| 1149 | DOH | A4035 | Public Health Educator              | 240 | vacant               | 13  | PT | N/A       | 15.50 | N/A | N/A |  |
| 1150 | DOH | A4090 | Public Health Educator              | 240 | vacant               | 13  | PT | N/A       | 15.50 | N/A | N/A |  |
| 1151 | DOH | A4010 | Registered Professional Nurse       | 243 | Beth Allen           | n/a | PD | 9/21/2001 | 19.00 | N/A | N/A |  |
| 1152 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Barbara J. Barnhardt | n/a | PD | 5/26/1995 | 21.00 | N/A | N/A |  |
| 1153 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Deborah Brown        | n/a | PD | 3/2/2004  | 21.00 | N/A | N/A |  |
| 1154 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Anita Buchinger      | n/a | PD | 1/3/2004  | 21.00 | N/A | N/A |  |
| 1155 | DOH | A4035 | Registered Professional Nurse       | 243 | Elaine Dearcop       | n/a | PD | 6/16/2001 | 19.00 | N/A | N/A |  |
| 1156 | DOH | A4010 | Registered Professional Nurse       | 243 | Lynn DeRitter        | n/a | PD | 4/16/2001 | 19.00 | N/A | N/A |  |
| 1157 | DOH | A4083 | Registered Professional Nurse       | 243 | Debra Dieter         | n/a | PD | 6/19/2003 | 19.00 | N/A | N/A |  |
| 1158 | DOH | A4010 | Registered Professional Nurse       | 243 | Margaret Faisst      | n/a | PD | 1/3/2001  | 19.00 | N/A | N/A |  |
| 1159 | DOH | A4010 | Registered Professional Nurse       | 243 | Gloria Hall          | n/a | PD | 6/28/2002 | 19.00 | N/A | N/A |  |
| 1160 | DOH | A4010 | Registered Professional Nurse       | 243 | Kathryn Link         | n/a | PD | 4/1/1996  | 19.00 | N/A | N/A |  |
| 1161 | DOH | A4083 | Registered Professional Nurse w/ BS | 250 | JoAnn McKeown        | n/a | PD | 8/18/1998 | 21.00 | N/A | N/A |  |
| 1162 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Karen Navagh         | n/a | PD | N/A       | 21.00 | N/A | N/A |  |
| 1163 | DOH | A4035 | Registered Professional Nurse       | 243 | Christine Phelps     | n/a | PD | 1/20/2003 | 19.00 | N/A | N/A |  |



|      |     |       |                                     |     |                |     |      |           |       |     |     |  |
|------|-----|-------|-------------------------------------|-----|----------------|-----|------|-----------|-------|-----|-----|--|
| 1164 | DOH | A4083 | Registered Professional Nurse       | 243 | Karen Rinere   | n/a | PD   | 4/2/2003  | 19.00 | N/A | N/A |  |
| 1165 | DOH | A4010 | Registered Professional Nurse w/ BS | 250 | Desire Watkins | n/a | PD   | 9/17/1997 | 21.00 | N/A | N/A |  |
| 1166 | DOH | A4010 | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | N/A   | N/A | N/A |  |
| 1167 | DOH | A4083 | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1168 | DOH | N/A   | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1169 | DOH | N/A   | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1170 | DOH | N/A   | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1171 | DOH | N/A   | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1172 | DOH | N/A   | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1173 | DOH | N/A   | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1174 | DOH | N/A   | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1175 | DOH | N/A   | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1176 | DOH | N/A   | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1177 | DOH | N/A   | Registered Professional Nurse       | 243 | vacant         | n/a | PD   | N/A       | 19.00 | N/A | N/A |  |
| 1178 | DOH | N/A   | Supervising Public Health Nurse     | 256 | vacant         | N/A | PT   | N/A       | N/A   | N/A | N/A |  |
| 1179 | HWY |       | Laborer                             | 811 | vacant         | 5A  | seas | N/A       | 10.88 | N/A | N/A |  |
| 1180 | HWY |       | Laborer                             | 811 | vacant         | 5A  | seas | N/A       | 10.88 | N/A | N/A |  |

|      |     |  |                                  |     |        |    |      |     |       |     |     |  |
|------|-----|--|----------------------------------|-----|--------|----|------|-----|-------|-----|-----|--|
| 1181 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1182 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1183 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1184 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1185 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1186 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1187 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1188 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1189 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1190 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1191 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1192 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1193 | HWY |  | Laborer                          | 811 | vacant | 5A | seas | N/A | 10.88 | N/A | N/A |  |
| 1194 | HWY |  | Motor<br>Equipment<br>Operator I | 705 | vacant | 6A | seas | N/A | 11.19 | N/A | N/A |  |
| 1195 | HWY |  | Motor<br>Equipment<br>Operator I | 705 | vacant | 6A | seas | N/A | 11.19 | N/A | N/A |  |
| 1196 | HWY |  | Motor<br>Equipment<br>Operator I | 705 | vacant | 6A | seas | N/A | 11.19 | N/A | N/A |  |
| 1197 | HWY |  | Motor<br>Equipment<br>Operator I | 705 | vacant | 6A | seas | N/A | 11.19 | N/A | N/A |  |

|      |      |       |                                                 |     |                    |     |      |            |       |      |     |  |
|------|------|-------|-------------------------------------------------|-----|--------------------|-----|------|------------|-------|------|-----|--|
| 1198 | HWY  |       | Motor Equipment Operator I                      | 705 | vacant             | 6A  | seas | N/A        | 11.19 | N/A  | N/A |  |
| 1199 | HWY  |       | Motor Equipment Operator I                      | 705 | vacant             | 6A  | seas | N/A        | 11.19 | N/A  | N/A |  |
| 1200 | HWY  |       | Motor Equipment Operator I                      | 705 | vacant             | 6A  | seas | N/A        | 11.19 | N/A  | N/A |  |
| 1201 | HWY  |       | Motor Equipment Operator I                      | 705 | vacant             | 6A  | seas | N/A        | 11.19 | N/A  | N/A |  |
| 1202 | HIST | A7510 | Clerk/Typist                                    | 604 | Sally Schmoldt     | 2   | PT   | 9/21/2004  | 9.79  | N/A  | N/A |  |
| 1203 | HIST | A7510 | Deputy County Historian                         | 212 | vacant             | 2A  | PT   | N/A        | 10.02 | N/A  | N/A |  |
| 1204 | MH   | A4310 | Clerk/Typist                                    | 604 | Lisa Rivera        | 2   | PT   | 3/22/2004  | 9.79  | N/A  | N/A |  |
| 1205 | MH   | A4310 | Mental Health Social Work Aide Spanish Speaking |     | vacant             | N/A | PT   | N/A        | N/A   | N/A  | N/A |  |
| 1206 | PERS | A1430 | Exam Monitor                                    | 833 | Constance Mothorpe | N/A | PT   | 5/5/2001   | 9.70  | N/A  | N/A |  |
| 1207 | PROB | A3140 | Probation Officer Trainee                       | 237 | David T. Carman    | 13  | AT   | 10/12/2004 | 15.50 | N/A  | NH  |  |
| 1208 | PW   |       | Laborer                                         | 835 | vacant             | N/A | seas | N/A        | N/A   | N/A  | N/A |  |
| 1209 | PW   |       | Laborer                                         | 835 | vacant             | N/A | seas | N/A        | N/A   | N/A  | N/A |  |
| 1210 | REC  | A1665 | Records Inventory Clerk                         | 638 | Linda Dodd         | 7   | PT   | 11/1/2004  | 11.44 | N/A  | N/A |  |
| 1211 | REC  | A1665 | Records Inventory Clerk                         | 638 | Lorie Stewart      | 7   | PT   | 12/13/2002 | 12.38 | *(4) | N/A |  |
| 1212 | REC  | A1665 | Records Inventory Clerk                         | 638 | vacant             | 7   | PT   | N/A        | 11.44 | N/A  | N/A |  |
| 1213 | SHER | A3020 | Civilian Dispatcher                             | 605 | Brad Austin        | 11  | PT   | 11/10/2003 | 15.10 | N/A  | N/A |  |
| 1214 | SHER | A3020 | Civilian Dispatcher                             | 605 | Floyd Feather, Jr. | 11  | PT   | 5/7/2004   | 15.10 | N/A  | N/A |  |

|      |      |       |                     |     |                   |     |    |            |       |     |     |                   |
|------|------|-------|---------------------|-----|-------------------|-----|----|------------|-------|-----|-----|-------------------|
| 1215 | SHER | A3020 | Civilian Dispatcher | 605 | vacant            | 11  | PT | N/A        | 15.10 | N/A | N/A |                   |
| 1216 | SHER | A3020 | Civilian Dispatcher | 605 | Vacant            | 11  | PT | N/A        | 15.10 | N/A | N/A |                   |
| 1217 | SHER | A3020 | Civilian Dispatcher | 605 | Vacant            | 11  | PT | N/A        | 15.10 | N/A | N/A |                   |
| 1218 | SHER | A3110 | Clerk               | 603 | Lois Sliker       | 2   | PT | 7/1/1993   | 12.59 | **  | N/A |                   |
| 1219 | SHER | A3150 | Typist              | 634 | Donna L. Miller   | 2   | PT | 1/31/1994  | 12.59 | **  | N/A |                   |
| 1220 | SHER | N/A   | Cook                | 808 | Vacant            | 9   | PT | N/A        | 12.42 | N/A | N/A |                   |
| 1221 | SHER | A3150 | Corrections Officer | 199 | William Baker     | 12A | PT | 6/13/2000  | 15.75 | N/A | N/A | 6/13/05<br>16.54* |
| 1222 | SHER | A3150 | Corrections Officer | 199 | Melinda Class     | 12A | PT | 12/1/2001  | 15.75 | N/A | N/A |                   |
| 1223 | SHER | A3150 | Corrections Officer | 199 | Alan Derrenbacher | 12A | PT | 12/12/2003 | 15.75 | N/A | N/A |                   |
| 1224 | SHER | A3150 | Corrections Officer | 199 | Chantel Gordon    | 12A | PT | 8/2/2004   | 15.75 | N/A | N/A |                   |
| 1225 | SHER | A3150 | Corrections Officer | 199 | Craig Howe        | 12A | PT | 4/24/2000  | 15.75 | N/A | N/A | 4/24/05<br>16.54* |
| 1226 | SHER | A3150 | Corrections Officer | 199 | Matthew Orman     | 12A | PT | 2/4/2002   | 15.75 | N/A | N/A |                   |
| 1227 | SHER | A3150 | Corrections Officer | 199 | William Rowan     | 12A | PT | 2/2/2003   | 15.75 | N/A | N/A |                   |
| 1228 | SHER | A3150 | Corrections Officer | 199 | Zachary Scott     | 12A | PT | 6/2/2004   | 15.75 | N/A | N/A |                   |
| 1229 | SHER | A3150 | Corrections Officer | 199 | Jeremy Slocum     | 12A | PT | 4/1/2001   | 15.75 | N/A | N/A |                   |
| 1230 | SHER | A3150 | Corrections Officer | 199 | Joseph Stella     | 12A | PT | 3/22/1999  | 16.54 | *   | N/A |                   |
| 1231 | SHER | A3150 | Corrections Officer | 199 | vacant            | 12A | PT | N/A        | 15.75 | N/A | N/A |                   |

|      |      |       |                                |     |                    |     |    |            |       |     |     |                    |
|------|------|-------|--------------------------------|-----|--------------------|-----|----|------------|-------|-----|-----|--------------------|
| 1232 | SHER | A3020 | Courier                        | 832 | Christine Bovee    | 5   | PT | 3/25/1993  | 13.35 | **  | N/A |                    |
| 1233 | SHER | A3116 | Court Attendant                | 407 | Anthony G. Cicoria | 10  | PT | 6/8/1998   | 13.47 | *   | N/A |                    |
| 1234 | SHER | N/A   | Court Security Officer         | 189 | Vacant             | 12A | PT | N/A        | 15.75 | N/A | N/A |                    |
| 1235 | SHER | N/A   | Court Security Officer         | 189 | Vacant             | 12A | PT | N/A        | 15.75 | N/A | N/A |                    |
| 1236 | SHER | N/A   | Court Security Officer         | 189 | Vacant             | 12A | PT | N/A        | 15.75 | N/A | N/A |                    |
| 1237 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | Kevin Barrett      | N/A | PT | 11/10/2003 | 11.91 | N/A | N/A |                    |
| 1238 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | Albert Brinkerhoff | N/A | PT | 7/30/1990  | 13.10 | **  | N/A |                    |
| 1239 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | Joseph Calourie    | N/A | PT | 4/30/1992  | 13.10 | **  | N/A |                    |
| 1240 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | Andrew Chanler     | N/A | PT | 8/16/1991  | 13.10 | **  | N/A |                    |
| 1241 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | Gary A. Cicoria    | N/A | PT | 8/16/1991  | 13.10 | **  | N/A |                    |
| 1242 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | James Clark        | N/A | PT | 6/9/1987   | 13.10 | **  | N/A |                    |
| 1243 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | Jeffrey Faugh      | N/A | PT | 12/22/2003 | 11.91 | N/A | N/A |                    |
| 1244 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | Robert Jaus        | N/A | PT | 10/4/1983  | 13.10 | **  | N/A |                    |
| 1245 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | Robert Keeley      | N/A | PT | 3/26/2001  | 11.91 | N/A | N/A |                    |
| 1246 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | John W. Morgan     | N/A | PT | 8/28/1995  | 12.51 | *   | N/A | 8/28/05<br>13.10** |
| 1247 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | Donald Richards    | N/A | PT | 6/28/1966  | 13.10 | **  | N/A |                    |
| 1248 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol | 402 | Raymond Slattery   | N/A | PT | 9/6/1994   | 12.51 | *   | N/A |                    |

|      |      |       |                                              |     |                  |     |      |                |       |     |     |  |
|------|------|-------|----------------------------------------------|-----|------------------|-----|------|----------------|-------|-----|-----|--|
| 1249 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | William Smith    | N/A | PT   | 10/10/200<br>2 | 11.91 | N/A | N/A |  |
| 1250 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | Clark Young, Jr. | N/A | PT   | 1/1/1981       | 13.10 | **  | N/A |  |
| 1251 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | vacant           | N/A | PT   | N/A            | N/A   | N/A | N/A |  |
| 1252 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | Vacant           | N/A | PT   | N/A            | N/A   | N/A | N/A |  |
| 1253 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | Vacant           | N/A | PT   | N/A            | N/A   | N/A | N/A |  |
| 1254 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | Vacant           | N/A | PT   | N/A            | N/A   | N/A | N/A |  |
| 1255 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | Vacant           | N/A | PT   | N/A            | N/A   | N/A | N/A |  |
| 1256 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | Vacant           | N/A | PT   | N/A            | N/A   | N/A | N/A |  |
| 1257 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | Vacant           | N/A | PT   | N/A            | N/A   | N/A | N/A |  |
| 1258 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | Vacant           | N/A | seas | N/A            | N/A   | N/A | N/A |  |
| 1259 | SHER | A3110 | Deputy Sheriff/<br>Road Patrol               | 402 | Vacant           | N/A | seas | N/A            | N/A   | N/A | N/A |  |
| 1260 | SHER | A3110 | Deputy Sheriff/<br>Sergeant (Road<br>Patrol) | 252 | Vacant           | N/A | seas | N/A            | N/A   | N/A | N/A |  |
| 1261 | SHER | A3110 | Deputy Sheriff/<br>Sergeant (Road<br>Patrol) | 252 | Vacant           | N/A | seas | N/A            | N/A   | N/A | N/A |  |
| 1262 | DSS  | A6010 | Caseworker<br>Trainee                        | 207 | vacant           | N/A | PT   | N/A            | N/A   | N/A | N/A |  |
| 1263 | DSS  | A6010 | HEAP<br>Examiner                             | 608 | Nancy Stein      | 7   | seas | 10/25/200<br>4 | 11.44 | N/A | N/A |  |
| 1264 | DSS  | A6010 | HEAP<br>Examiner                             | 608 | vacant           | 7   | seas | N/A            | 11.44 | N/A | N/A |  |
| 1265 | DSS  | A6010 | Summer Camp<br>Worker                        | 822 | vacant           | N/A | seas | N/A            | N/A   | N/A | N/A |  |
| 1266 | VET  | A6510 | Senior Typist                                | 627 | Shauna Adamson   | N/A | PT   | 12/1/2004      | 11.44 | N/A | N/A |  |

|      |     |       |                                             |     |        |     |      |     |     |     |     |  |
|------|-----|-------|---------------------------------------------|-----|--------|-----|------|-----|-----|-----|-----|--|
| 1267 | WDS | J6295 | Employment & Training Activities Supervisor | 637 | vacant | N/A | seas | N/A | N/A | N/A | N/A |  |
| 1268 | WDS | J6295 | Employment & Training Activities Supervisor | 637 | vacant | N/A | seas | N/A | N/A | N/A | N/A |  |
| 1269 | WDS | J6295 | Employment & Training Activities Supervisor | 637 | vacant | N/A | seas | N/A | N/A | N/A | N/A |  |
| 1270 | WDS | J6295 | Employment & Training Activities Supervisor | 637 | vacant | N/A | seas | N/A | N/A | N/A | N/A |  |
| 1271 | WDS | J6295 | Employment & Training Activities Supervisor | 637 | vacant | N/A | seas | N/A | N/A | N/A | N/A |  |
| 1272 | WDS | J6295 | Employment & Training Activities Supervisor | 637 | vacant | N/A | seas | N/A | N/A | N/A | N/A |  |
| 1273 | WDS | J6295 | Employment & Training Counselor             | 219 | vacant | N/A | PT   | N/A | N/A | N/A | N/A |  |
| 1274 | WDS | J6295 | Employment & Training Counselor             | 219 | vacant | N/A | seas | N/A | N/A | N/A | N/A |  |
| 1275 | WDS | J6295 | Employment & Training Counselor             | 219 | vacant | N/A | seas | N/A | N/A | N/A | N/A |  |
| 1276 | WDS | J6295 | Employment & Training Counselor             | 219 | vacant | N/A | seas | N/A | N/A | N/A | N/A |  |
| 1277 | WDS | J6295 | Employment & Training Counselor             | 219 | vacant | N/A | seas | N/A | N/A | N/A | N/A |  |

Dated at Geneseo, New York

December 22, 2004

Personnel & Employee Relations Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-523. AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN VARIOUS CONTRACTS FOR THE LIVINGSTON COUNTY SHERIFF'S DEPARTMENT AS FOLLOWS: ONEIDA COUNTY FOR THE HOUSING OF PRISONERS AT THE CENTRAL NEW YORK PSYCHIATRIC CENTER, UNIFIED COURT SYSTEM 7<sup>TH</sup> JUDICIAL DISTRICT FOR SECURITY SERVICES; GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR THE CHILD PASSENGER SAFETY PROGRAM; GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR BUCKLE UP NEW YORK CAMPAIGN**

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

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

| <u>Contractor</u>                                                                                                                                                                             | <u>Term</u>     | <u>Amount</u>                    |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|----------------------------------|
| <b>County of Oneida</b><br>6075 Judd Road<br>Oriskany, New York 13424<br>For: Housing of Prisoners at the Central New York Psychiatric Center, with option to renewal for one additional year | 1/1/05-12/31/06 | \$125.00<br>per day – per inmate |
| <b>Unified Court System 7<sup>th</sup> Judicial District</b><br>161 Hall of Justice<br>Rochester, NY 14614<br>For: Security Services                                                          | 4/1/04-3/31/09  | \$333,500.00                     |
| <b>Governor's Traffic Safety Committee</b><br>6 Empire State Plaza<br>Albany, NY 12228<br>For: Child Passenger Safety Program                                                                 | 10/1/04-9/30/05 | \$5,060.00                       |
| <b>Governor's Traffic Safety Committee</b><br>6 Empire State Plaza<br>Albany, NY 12228<br>For: Buckle Up                                                                                      | 10/1/04-9/30/05 | \$5,000.00                       |

Dated at Geneseo, New York  
December 22, 2004

Public Safety & Criminal Justice Committee

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**RESOLUTION NO. 2004-524.      AUTHORIZING THE CHAIRMAN OF THE LIVINGSTON COUNTY BOARD OF SUPERVISORS TO SIGN A CONTRACT WITH GENESEE FINGER LAKES REGIONAL PLANNING COUNCIL TO PREPARE THE MITIGATION PLAN FOR EMERGENCY MANAGEMENT SERVICES**

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

RESOLVED, that the Chairman of the Livingston County Board of Supervisors is hereby authorized to sign a contract with Genesee Finger Lakes Regional Planning Council to prepare the Mitigation Plan for Emergency Management Services, subject to review by the County Attorney and County Administrator.

Dated at Geneseo, New York  
December 22, 2004

Public Safety & Criminal Justice Committee

Conesus Supervisor Rumble stated that she had attended a workshop and she was of the understanding that each Town was supposed to develop their own Mitigation Plan. The County Administrator directed her to talk to David Woods, Planning Director or Kevin Niedermaier, Director of Emergency Management Services, on this matter. Mr. Mahus, Chairman of the Public Safety & Criminal Justice Committee, stated that the Mitigation Plan that is done by the County will include the Towns. He indicated that K. Niedermaier intends to meeting with each Town Highway Superintendent on this matter.

The roll was called as follows: Ayes - 1,626; Noes - 0; Absent – Olverd, 126; Adopted.

**CLOSE PUBLIC HEARINGS**

The Chairman asked if anyone wished to speak at this time regarding the Public Hearings.

Sparta Supervisor Schuster stated he has concerns regarding this Article III – Nuisance Abatement as it relates to the potential adverse impact on agricultural areas that is not in Agricultural districts, which could affect the farms in Livingston County. He mentioned that Schuyler County has a law, which would protect those farms not in an Agricultural District. Mr. Schuster noted that this law did not come out of committee with unanimous consent.



Avon Supervisor LeFeber stated he has concerns regarding Article III – Nuisance Abatement as well as concurs with Mr. Schuster. He mentioned further concern with regard to the disposal of domestic and farm animals and stated his concern regarding this affecting the current farm practices.

Springwater Supervisor Walker and Chairman of the Health Committee stated these issues were discussed at Health Committee meetings and language referring to comfort and convenience of residents was omitted.

Joan Ellison, Director of Public Health, reported that Article III is new language that was added to the Sanitary Code to put in writing the current practices of the Department of Health. This law puts in place the ability to move forward more quickly when the department has an unhealthy situation without going to the Board of Health. She indicated that most of the complaints are regarding rats, bats and garbage and not related to farming issues.

Geneseo Supervisor Kennison stated it is his understanding that the only time the Department of Health would enforce the law is when there is a threat to public health and someone may be harmed, and he asked for a clarification. J. Ellison responded that this law puts in writing the current practices, therefore, the Department will not be obligated to contact the Board of Health on such matters.

Vice Chairman Moore stated this law does establish procedures for nuisance complaints, however, he believes we should maintain our existing Sanitary Code.

James Mazurowski, Director of Environmental Health, addressed the issues of improper disposal of dead animals. He stated the department is not changing their methods, however, the law provides them the authority to resolve the matter if a dead animal is on said property for more than 72 hours. He added the law also provides authority to deal with trash complaints.

Sparta Supervisor Schuster stated he is also concerned about the Section 5 – Abatement (5.3) that relates to the disposal of manure. He indicated there are enough pressures on the agriculture industry now, and he is concerned that this law will generate more complaints and added pressures unless we adopt a countywide farming law.

Chairman Merrick stated the Health Committee reviewed this law several times.

Geneseo Supervisor Kennison stated he supports the proposed law. He stated he shares Mr. Schuster's concerns, and he is hopeful that the department will use common sense when enforcing this law.

The County Attorney commented that any local law that is adopted, the Board has to rely on common sense of those investigating and enforcing the law.

Portage Supervisor Davis commented that he is tired of overlapping enforcement agencies and paperwork and suggested to propose a law for rats, bats and garbage only and leave the farmers alone.

Sparta Supervisor Schuster commented that he does have confidence in Department of Health, however, he does agree with Mr. Davis' foregoing comments.

#### **PUBLIC HEARINGS DECLARED CLOSED**

The Chairman asked if anyone wished to speak regarding the Public Hearings. No one wished to speak. The Chairman declared the public hearings closed.

#### **MOTION TO MOVE LOCAL LAW NO. D – 2004**

Mrs. Rumble moved and Mr. Walker seconded to move Local Law No. D – 2004 to the table for a vote. Mr. Schuster opposed. Carried.

**VOTE ON LOCAL LAW NO. D – 2004**

This law is published on Page 300.

The roll was called as follows: Ayes – Rumble, 66, Kennison, 247, Merrick, 107, Yendell, 125, Wahl, 195, Walker, 65, Cansdale, 34, Total - 839; Noes – LeFeber, 175, Pangrazio, 126, Moore, 64, Mahus, 157, Brooks, 84, Davis, 24, Schuster, 46, Deming 90, Total - 766; Absent – Olverd, 126, Martello, 21, Total - 147; Lost.

**VOTE ON LOCAL LAW NO. E - 2004**

The vote on this local law will be conducted at the 1/12/05 board meeting.

Chairman Merrick declared a 10-minute recess in order to conduct the Republican and Democratic caucuses.

**OTHER BUSINESS****1. REPUBLICAN & DEMOCRATIC CAUCUSES****REPORT OF THE REPUBLICAN CAUCUS**

To the Board of Supervisors of Livingston County:

At a meeting of the Board of Supervisors of the County of Livingston, the Undersigned, being the Republican members of such Board, designate the following newspapers for publication of the designated matters:

|                              |                                                                                  |
|------------------------------|----------------------------------------------------------------------------------|
| A. Genesee Country Express   | Local Laws, Notices, and other matters required to be published (Official Paper) |
| B. Livingston County News    | Concurrent Resolutions, Tax Sale Notices                                         |
| C. The Lake & Valley Clarion | Election Notices, Official Canvas                                                |

We certify that in designating the above newspapers we have considered the newspapers' advocacy of the principles of the Republican Party, the newspapers' support of the parties' nominees and the circulation of the newspaper in Livingston County.

Dated at Geneseo, New York  
December 22, 2004

|                              |                     |                               |                 |
|------------------------------|---------------------|-------------------------------|-----------------|
| Mark J. Schuster, Chairman   | James C. Merrick    | Gary Moore                    | Dennis P. Mahus |
| Marjorie Cansdale, Secretary | Ivan C. Davis       | Philip Brooks                 |                 |
| Timothy Wahl                 | Christine M. Rumble | Mark E. Walker (absent)       |                 |
| David LeFeber                | Daniel Pangrazio    | Domenick J. Martello (absent) |                 |

**REPORT OF THE DEMOCRATIC CAUCUS**

To the Board of Supervisors of Livingston County:

At a meeting of the Board of Supervisors of the County of Livingston, the Undersigned, being the Democratic members of such Board, designate the following newspapers for publication of the designated matters:

|                              |                                                                                  |
|------------------------------|----------------------------------------------------------------------------------|
| A. Livingston County News    | Local Laws, Notices, and other matters required to be published (Official Paper) |
| B. The Lake & Valley Clarion | Concurrent Resolutions, Tax Sale Notices                                         |
| C. Genesee Country Express   | Election Notices, Official Canvas                                                |

We certify that in designating the above newspapers we have considered the newspapers' advocacy of the principles of the Democratic Party, the newspapers' support of the parties' nominees and the circulation of the newspaper in Livingston County.

Dated at Geneseo, New York  
December 22, 2004

|                              |                          |
|------------------------------|--------------------------|
| Weston L. Kennison, Chairman | J. Peter Yendell         |
| Gerald L. Deming, Secretary  | James F. Olverd (absent) |

Chairman Merrick thanked the Board and commented there were a lot of accomplishments throughout 2004, and he stated he looks forward to working with them during the coming year.

**ADJOURNMENT**

Motion made by Mr. Moore and seconded by Mr. Schuster to adjourn until Monday, January 3, 2005 at 1:30 p.m. Carried.

The Board adjourned at 3:34 p.m.