

WAYS & MEANS COMMITTEE
AUGUST 19, 2015
NOT APPROVED

Committee Members Present: C. Jessup, P. Curran, K. Graves, D. Healy, T. Hopkins, LaForge, D. Pullen, D. Root, C. Crandall (Absent: D. Fanton)

Others Present: J. Adams, M. Alger, L. Ballengee, H. Budinger, S. Burt, J. Dennis, L. Gridley, R. Hollis, T. Miner, B. Riehle, T. Ross, C. Santora, R. Sobeck-Lynch

Media Present: No media present

Call to Order: The meeting was called to order at 3:00 p.m. by Ways & Means Committee Chairman Charles Jessup.

Approval of Minutes

A motion was made by Legislator Graves, seconded by Legislator Root, and carried to approve the Ways & Means Committee minutes of August 5, and August 10, 2015.

Contract with Alfred State College

County Administrator Mitch Alger requested approval to enter into a contract between Allegany County and Alfred State College whereby the College will provide assistance for the development and implementation of an economic and industrial development program for Allegany County with an emphasis on attracting businesses and industries to locate within the County and promoting expansion of existing businesses and industries. The relationship of ASC to the County arising out of this agreement shall be that of an independent contractor. The initial term of this agreement shall begin September 1, 2015, and end on August 31, 2016, unless earlier terminated by either party in accordance with this agreement. Notwithstanding such initial term, the agreement shall automatically renew for two additional one-year terms unless either party provides written notice to the other party at least 60 days prior to said renewal date that the party does not wish to renew this agreement. This resolution will come off the floor at Monday's (August 24) Board meeting. Approval of this contract was granted on a motion by Legislator Hopkins, seconded by Legislator Healy, and carried. **Prepare Resolution**

Budget Transfer

County Administrator Mitch Alger sought approval to enter into an agreement with Alfred State College for economic development services. The following budget adjustment to fund the above initiative for the remainder of the year in the amount of \$41,700 would be required:

FROM	TO
A6430.101 (Economic Development-Regular Pay)	A6430.477 (Economic Development-Contractual)

There are currently funds available in the 2015 Economic Development budget (due to the vacant Director of Development position) to fund the obligations of the proposed contract for the remainder of 2015. If approved, \$100,000 will be budgeted in the 2016 budget and then annually thereafter according to the terms of the agreement. This resolution will come off the

floor at Monday's (August 24) Board meeting. Approval was granted on a motion by Legislator Hopkins, seconded by Legislator Root, and carried. **Prepare Resolution**

CDBG Grant Application Authorization

Community Action of Cattaraugus County (CACC) in partnership with ACCORD Corporation wishes to apply for a New York State Homes and Community Renewal (HCR) 2015 Community Development Block Grant Program (CDBG). As required by the funder, the County will serve as the grantee and Cattaraugus Community Action Agency will write and administer the grant.

If funded, the grant will serve eight-10 low-income residents of Allegany County currently living in owner-occupied dilapidated manufactured homes. The grant addresses health and safety issues by ensuring properties meet Housing Quality Standards (HQS) by replacing dilapidated housing with new Energy Star rated single-wide manufactured homes. Septic and well systems are addressed also. With \$850,000 in state funding, seven-eight mobile homes will be replaced, targeting the most vulnerable populations (elderly, disabled, Veterans). Referrals will come from OFA, DSS, Veterans' Services, and ACCORD Corporation. Costs to the service recipients are limited to payment of the taxes associated with the new manufactured home, estimated at approximately \$2,000.

Cattaraugus Community Action is located in Salamanca, but has a history of serving Allegany County residents with Weatherization services. The agency has successfully operated a similar mobile home replacement program in Cattaraugus County. In preparation for this project, CCA staff has reached out to the ACCORD Corporation, who is supporting this proposal.

FISCAL IMPACT: The total County share of grant will be \$850,000 with no local County share. The Revenue: # will be established when awarded. The grant fiscal year: 2015-17.

The major benefits of applying for this grant include elimination of blight, improved health and safety living standards, and the replacement of seven-eight mobile homes in Allegany County, targeting the most vulnerable populations (elderly, disabled, Veterans). Approval to apply for the grant was granted on a motion by Legislator Pullen, seconded by Legislator Graves, and carried. **Prepare Resolution**

Establish Public Hearing

Subsequently, Community Action of Cattaraugus County (CACC) in partnership with ACCORD Corporation, sought authorization to establish a public hearing for the New York State Homes and Community Renewal (HCR) 2015 Community Development Block Grant Program (CDBG) grant application as required by HCR. The public hearing will be held on September 14, 2015, during the scheduled Legislative Board Meeting to allow for public comments, questions, and concerns. As required by the funder, the County will serve as the grantee and Cattaraugus Community Action Agency will write and administer the grant. If funded, the grant will serve eight-10 low income residents of Allegany County currently living in owner occupied dilapidated manufactured homes. Approval to set the public hearing for September 14, 2015, was granted on a motion by Legislator Graves, seconded by Legislator Healy, and carried. This resolution will come off the floor at Monday's (August 24) Board meeting. **Prepare Resolution**

Amendment to Board Rules to Add Administrative Oversight of LDC to Facilities and Communications Committee

RESOLUTION AMENDING BOARD RULES TO PROVIDE ADMINISTRATIVE OVERSIGHT OF THE ALLEGANY COUNTY TELECOMMUNICATIONS DEVELOPMENT CORP. BY THE FACILITIES AND COMMUNICATIONS COMMITTEE

RESOLVED:

1. That County Board Rule 220.B.2 is amended to reflect material added as shown by material underlined as follows:

g. General supervision of the Allegany County Telecommunications Development Corp. and governing board.

2. That County Board Rule 220.B.3 is amended to reflect material added as shown by material underlined as follows:

d. Allegany County Telecommunications Development Corp.

3. This resolution shall take effect immediately.

Legislator Pullen noted that the LDC will have a lot going on, and will need to be under the jurisdiction of some Committee of Jurisdiction. Because the LDC is a new entity, it didn't "fall" under a particular committee. Hence, what is being said is that this new entity, the LDC, will have a committee home to which it will report (Facilities and Communications Committee), he added. Approval of the amendment was granted on a motion by Legislator Pullen, seconded by Legislator Graves, and carried. **Prepare Resolution**

REFERRALS FROM OTHER COMMITTEES

Affordable Government Committee

Local Law & Amended Purchasing Policy

At the previous meeting (Planning & Economic Development), the proposed amended Local Law authorizing the use of "Best Value" in the competitive bidding process was presented. Best value purchasing involves using a scoring or rating scale to acquire goods and/or services. Best value is defined as the basis for awarding certain service and purchase contracts to the offerer that optimizes quality, cost, and efficiency, among responsive and responsible offerers. Such basis shall be, wherever possible, quantifiable (State Finance Law §163 (1) (j)).

At that time, Legislator LaForge explained that this change would take advantage of some of the changes the State made a couple of years ago by adding best practices in our purchasing policy. As a separate matter, our Procurement Policy should be amended to reflect the use of best value once the local law goes into effect. County Attorney Tom Miner added that the blue highlighted portion of the document is the modification of our procurement policy by addition of that language. As the consensus of the Committee was that this is a good idea, they approved the amendment and referred it to Ways & Means for additional action.

At the Ways & Means Committee, a motion was made by Legislator Hopkins, seconded by Legislator LaForge, to adopt the new policy. However, County Attorney Miner indicated that the Committee is "getting ahead of itself," and that we are not yet ready to vote on the procurement policy. Thus, Legislator Hopkins withdrew his motion.

It was then determined that first, the Committee needed to establish a public hearing for a local law for best value. According to statute, said Mr. Miner, we have to adopt best value by way of local law so we need to set up a public hearing for a local law; that's the first step. Once that occurs, we have best value, and we can amend our procurement policy.

Thus, a public hearing prior to the Board meeting on September 26, 2015, was established on a motion by Legislator LaForge, seconded by Legislator Healy and carried.

Prepare Resolution

Mr. Miner explained that piggybacking off County bids needs to be adopted as a separate policy; this allows for other municipalities to purchase off our low bids. The County Law requires that we adopt some rules prior to allowing piggybacking. Subsequently, the Committee agreed to adopt the piggybacking policy on a motion by Legislator LaForge, seconded by Legislator Graves, and carried. **Prepare Resolution**

Approval of Legislators' Expense Vouchers

The Committee reviewed the Legislative expense vouchers for the month of July 2015. A motion was made by Legislator Hopkins, seconded by Legislator Root, and carried to approve the vouchers for payment.

Attorney/Client Session

The Committee entered attorney/client session at 3:25 p.m., on a motion by Legislator Hopkins, seconded by Legislator Root, and carried. The Committee exited attorney/client session at 3:35 p.m., following a motion by Legislator Hopkins, seconded by Legislator Healy, and carried.

Property Easement

Following attorney/client session, it was determined that County Attorney Tom Miner would create a contract allowing for the easement on the driveway owned by the County at a cost of \$500 with appropriate conditions per Mr. Miner's discretion. This was approved on a motion by Legislator Graves, seconded by Legislator Hopkins, and carried. **Prepare Resolution**

New Business

Chairman Crandall wanted to give Committee members a heads-up regarding issues surrounding Rushford Lake, such as access, gate fees, and DEC stocking, etc. He noted that he had attended a meeting at Senator Young's office in July regarding these issues. He noted that the fees for entrance to Rushford lake are much higher than fees to get into state boat launches on other lakes. The figures that he heard are \$7 for access to state boat access launches and \$40 on Rushford Lake. Rushford Lake also limits times for fishermen, so those who wish to fish early in the morning or late in the evening are denied access. There had also been discussion about invasive species and, he said, the DEC addressed those concerns well and the concern ended up being unfounded. Mr. Crandall said he wanted to get a feel for how the other Legislators feel about these issues and determine whether or not the County should take an official stand. It is his concern, he said, that a County that promotes itself as a spot for sportsmen and recreation as part of its tourism appeal to have its largest body of water so restricted cannot be a good thing. So, he requested a special Resource Management meeting on September 2 to discuss these issues more fully and come up with a stand on these issue if that's what the Committee deems necessary.

Adjournment

There being no further business to come before the Committee, the meeting was adjourned at 3:37 p.m. following a motion by Legislator Graves, seconded by Legislator Curran, and carried.

Respectfully submitted,
Cynthia Santora, Secretary to the Clerk of the Board
Allegany County Board of Legislators