

WAYS & MEANS COMMITTEE
March 18, 2022

Committee Members Present: B. Harris, D. Fanton, P. Curran, K. Demick, S. Havey, J. Ricci, D. Root, P. Stockin, (Absent: J. Burdick)

Others Present: G. Barnes, A. Carrow, A. Cyr, K. Dirlam, G. Hanchett, D. Healy, K. Hooker, C. Knapp, T. Linn, B. Riehle, T. Ross, J. Rumpfelt

Call to Order: The meeting was called to order at 2:37 p.m. by Ways & Means Committee Chairman Brooke Harris.

Approval of Minutes

A motion was made by Legislator Root, seconded by Legislator Curran, and carried to approve the March 9, 2022, Ways and Means Committee meeting minutes.

Aid and Incentives for Municipalities (AIM)

Committee Chairman Brooke Harris requested a resolution calling on the Governor and the New York Stated Legislature to increase funding for the Aid and Incentives for Municipalities (AIM) local revenue sharing program. The request was approved on a motion made by Legislator Fanton, seconded by Legislator Root, and carried. **Prepare Resolution**

Request for Authorization to Employ Phillips Lytle as Outside Counsel

The County Attorney requested authorization to employ Phillips Lytle, LLP as outside counsel to review tax searches required for the enforcement of delinquent taxes for the 2020 and 2021 tax foreclosure proceedings, under such terms as the County Attorney deems reasonable and in the County's best interests, and within the limits of the appropriations set by this Board.

The County Attorney also requested authorization to enter into an agreement with Phillips Lytle, LLP to provide legal services for the enforcement of the 2020 and 2021 Article 11 tax enforcement process, and for the Chairman of the Board to sign said agreement.

Lastly, the County Attorney requested that the signature of the County Treasurer on the 2019 agreement between Allegany County and Phillips Lytle, LLP to review tax searches required for the enforcement of delinquent taxes and to provide legal services for the enforcement of the 2019 Article 11 tax enforcement process be ratified.

There is a long standing relationship between Allegany County and Phillips Lytle, LLP for the provision of these services. The County Attorney is permitted to employ outside counsel to assist in any civil action or proceeding brought by or against the County within the limits of the appropriation pursuant to County Law § 501.

FISCAL IMPACT: The costs for the services provided that are listed in the attached agreement are charged to the delinquent parcels per the applicable sections of Real Property Tax Law and, therefore, are pass through costs. There is no cost to the County for the services provided by Phillips Lytle, LLC.

The request was approved on a motion made by Legislator Demick, seconded by Legislator Fanton, and carried. **Prepare Resolution**

Resolution Changing the Second Board Meeting in July

Board Rule 110.A and 110.F indicate that our Legislative Board meetings are held in the Board Chambers on the second and fourth Monday of each calendar month unless the Board designates a

different day and/or location by resolution. Resolution No. 13-22 changed the date of the regular Board meetings to the second and fourth Wednesday of each calendar month and anticipates amending Board Rule 110.A accordingly.

This will be the 13th year the Board has conducted a Board meeting at the County Fair. This not only creates an historical event, but it provides an opportunity for our youth and citizens to observe and participate in local government.

Clerk of the Board Brenda Rigby Riehle requests a resolution changing the second Board meeting in July from Wednesday, July 27, 2022, to Thursday, July 21, 2022, and the location from the Board Chambers to the Allegany County Fairgrounds in Angelica so that our Legislative Board meeting can be held in conjunction with the Allegany County Fair. The request was approved on a motion made by Legislator Havey, seconded by Legislator Curran, and carried. **Prepare Resolution**

Good of the Order

Committee Chairman Harris referenced the Special Public Works Committee meeting earlier that day and asked County Treasurer Terri Ross where the legislative body was at with the approval process for the proposed Friendship Shop Capital Project. Ms. Ross stated that Department of Public Works Superintendent Justin Henry indicated in that earlier meeting that there would be a review of the plans at the next monthly Public Works Committee. Ms. Ross explained that at that time the Public Works Committee and the Board will review those plans and decide whether to move forward. Ms. Ross stated that if they decide to move forward with construction, then we will be charged with securing funding for construction of that project. Ms. Ross explained that bids will be required to obtain an estimate of what the project would cost based on what is approved for the project. Committee Chairman Harris stated that we have not approved the construction of a shop in Friendship. Ms. Ross confirmed that construction was not approved, and that they have approved an agreement along with the budget adjustments with Hunt Engineering for the engineering phases including the preparation of the information for the bid, but have not authorized the bidding process. Committee Chairman Harris stated that not having been through a large capital project like this with the County before, he asked how actively involved the County Legislature will be with the planning process with what will be built. County Administrator Carissa Knapp explained that in the past there had been a separate sub-committee that would oversee the design of the building as well as whether you want a building. Ms. Knapp stated that she was familiar with the new jail construction and the courthouse addition, and that if you look through the minutes, there had been special sub-committees that handled many of those items. Committee Chairman Harris asked if that was something that is recommended for the Friendship Shop Project. Ms. Knapp stated that she would recommend more than just a single committee to review the plans. Committee Chairman Harris asked if the Chairman of the Board would create the sub-committee. Ms. Knapp stated that only the Chairman of the Board can create a sub-committee, but that she recommended that they review the plans at next month's Public Works Committee and decide as a Board, where to go from there. Committee Chairman Harris asked if a majority of the sub-committee members would be from the Public Works Committee. Ms. Knapp replied, "probably." County Attorney Allison Carrow stated that in addition to the Chairman of the Board potentially forming a sub-committee, whomever is on that sub-committee would need to be cognizant of all of the requirements of the legal bidding process, and would need to work with the County Administrator and County Attorney to ensure they were following the guidelines and understood the decisions that would need to be made while reviewing the plans. Ms. Ross stated that when the funding is presented, they will have to discuss the many options that are available. Legislator Healy asked if it was appropriate to start the bonding process now while the bonding rates are still fairly reasonable. Ms. Ross explained that they would need to know the entire project scope before going to the bonding market.

Adjournment

There being no further business to come before the Committee, the meeting was adjourned at 2:48 p.m. following a motion by Legislator Havey, seconded by Legislator Demick, and carried.

Respectfully submitted,

Tiffany Linn, Confidential Secretary
Allegany County Board of Legislators