

WARREN COUNTY BOARD OF SUPERVISORS

COMMITTEE: **FINANCE**

DATE: **MAY 12, 2010**

Committee Members Present:

Supervisors Stec
 Goodspeed
 Belden
 Bentley
 Taylor
 VanNess
 Kenny
 Merlino
 Conover

Others Present:

Fred Monroe, Chairman of the Board
Paul Dusek, County Attorney/Commissioner of
 Administrative & Fiscal Services
Joan Sady, Clerk of the Board
Kevin Geraghty, Budget Officer
Supervisor Champagne
Supervisor McCoy
Supervisor Pitkin
Supervisor Sokol
Supervisor Strainer
Supervisor Thomas
Frank O'Keefe, Treasurer
Rob Lynch, Deputy Treasurer
Todd Lunt, Director, Human Resources
William Lamy, DPW, Superintendent
Barbara Taggart, Administrator, Westmount
 Health Facility
William Long, Vice President of Adirondack
 Community College (ACC)
Don Lehman, *The Post Star*
Thom Randall, *Adirondack Journal*
Nicole Livingston, Deputy Clerk

Mr. Stec called the meeting of the Finance Committee to order at 10:05 a.m.

Motion was made by Mr. Kenny, seconded by Mr. Belden and carried unanimously to approve the minutes of the April 7, 2010 Committee meeting, subject to correction by the Clerk of the Board.

Copies of the Finance Agenda were provided to the Committee members, and a copy of same is on file with the minutes.

Commencing the Agenda review, Mr. Stec stated Item 1 were the requests for Transfer of Funds which were attached for Committee approval. He noted that Supervisory Committee approval had been obtained as necessary.

Motion was made by Mr. Belden, seconded by Mr. Bentley and carried unanimously to approve Item 1 as outlined above. The necessary resolution was authorized for the next board meeting.

Mr. Stec advised Item 2 was a referral from the Community College Committee, requesting approval of the Capital Improvement Plan requests for Adirondack Community College (ACC) for 2010 and 2011 for a total amount of \$1,456,338, with 50% of the project cost paid by State of New York and the 50% Local Share to be paid from chargebacks.

Motion was made by Mr. Taylor and seconded by Mr. Goodspeed to approve the request as presented.

Mr. Belden questioned if the contract had been executed by the State of New York confirming their 50% contribution and Mr. Champagne replied in the negative and explained in order for the contract to be executed, both Counties had to provide resolutions approving the Plan. He further stated that if the State did not sign the contract, the County would rescind the resolution and William Long, Vice President of ACC, confirmed. Mr. Long asserted the 50% Local Share came from chargebacks accumulated from those attending the college that live out of town and there was no actual cost to the County. He affirmed that the allotted funds were capital chargebacks to be used solely for capital projects.

Following discussion, Mr. Stec called the question and the motion was carried unanimously to approve Item 2 as outlined above, and the necessary resolution was authorized for the next board meeting.

Mr. Stec asserted Item 3 was a referral from the Health Services Committee, Westmount Health Facility, requesting to amend the 2010 County budget to increase estimated revenues and appropriations in the amount of \$144,201 to amend the Unrestricted Fund Balance for various Nursing over time and per diem salary appropriations.

Motion was made by Mr. Belden and seconded by Mr. Conover to approve the request as presented.

Mr. Kenny requested an explanation for this item. Barbara Taggart, Administrator of Westmount Health Facility, stated these were part-time and per diem salaries requested at the year end and this was resultant of an accounting error in salary codes that were not transferred for the 2010 budget.

Mr. Stec called the question and the motion was carried unanimously to approve Item 3 as outlined above, and the necessary resolution was authorized for the next board meeting.

Mr. Stec added that Item 4 was a referral from the Public Safety Committee, Office of Emergency Services, requesting to amend the 2010 County budget to increase

estimated revenues and appropriations in the amount of \$6,994 to reflect receipt of all remaining grant funds through 2009.

Motion was made by Mr. Taylor, seconded by Mr. Bentley and carried unanimously to approve Item 4 as outlined above, and the necessary resolution was authorized for the next board meeting.

Mr. Stec stated Items 5A and B were referrals from the Public Works Committee, DPW. Item 5A, he said, was a request to increase Capital Project No. H258.9550 280 - Tannery Road Bridge Replacement, in the amount of \$29,906, to reflect receipt of Supplemental Agreement #4. He stated the source of funding shall be 80% Federal Share in the amount of \$23,925; State Marchiselli Share in the amount of \$5,000; and Local Share in the amount of \$981 which had already been funded in the Capital Project with Federal Stimulus funds.

Motion was made by Mr. Bentley, seconded by Mr. Conover and carried unanimously to approve Item 5A as outlined above, and the necessary resolution was authorized for the next board meeting.

Mr. Stec apprised Item 5B was a request to increase Capital Project No. H259.9550 280 - Grist Mill Bridge Replacement, in the amount of \$25,879, to reflect receipt of Supplemental Agreement #4. He noted the source of funding shall be 80% Federal Share in the amount of \$20,704; State Marchiselli Share in the amount of \$4,000; and Local Share in the amount of \$1,175 which had already been funded in the Capital Project with Federal Stimulus funds.

Motion was made by Mr. Merlino, seconded by Mr. Goodspeed and carried unanimously to approve Item 5B as outlined above, and the necessary resolution was authorized for the next board meeting.

Mr. Stec reported that Item 6 was a referral from the Social Services Committee, Youth Bureau, requesting to amend the 2010 County budget to increase estimated revenues and appropriations in the amount of \$11,000 to reflect receipt of State funds included in the approved Amended 2010 Resource Allocation Plan.

Motion was made by Mr. Bentley, seconded by Mr. VanNess and carried unanimously to approve Item 6 as outlined above, and the necessary resolution was authorized for the next board meeting.

Mr. Stec advised Item 7 was a referral from the Personnel Officer, requesting a Transfer of Funds from Contingent Fund (A.1990 469) due to underfunding the 2010 budget for the Personnel Officer position and for the final payout upon the retirement of the former Personnel Officer, in the amount of \$23,000.

Motion was made by Mr. VanNess, seconded by Mr. Kenny and carried by majority vote, with Mr. Belden voting in opposition, to approve Item 7 as outlined above, and the necessary resolution was authorized for the next board meeting.

Mr. Stec asserted Item 8 was a referral from the County Treasurer. He said the 2009 Annual Financial Report Update is on file with the Clerk of the Board's Office. He added the Treasurer's Office was available to answer any questions concerning the Report. He noted that the 2009 General Fund's Unappropriated Fund Balance is \$3,546,482.

Mr. Stec reported Item 9 was the response to the Budget Analysis Report from the County Treasurer as prepared by JoAnn McKinstry, Deputy Commissioner of Administrative & Fiscal Services, attached for review.

Mr. Stec referred to the addendum to the Agenda. He noted Items 1A and B were requests from Paul Dusek, County Attorney/Commissioner of Administrative & Fiscal Services, to address the Committee. Item 1A, he said, was regarding an ACC land acquisition. Mr. Dusek presented a subdivision map that showed the land donation being offered for the benefit of the Committee. He advised that this was a subdivision that the Michaels Group had put together and as part of that subdivision proposal, they were originally going to donate the property to the Town of Queensbury as part of the Recreation Program; however, he said, the Town declined the gift. The Michaels Group, he continued, then offered the property to ACC. Mr. Dusek apprised both Warren and Washington Counties would need to agree to this acquisition and the property would then be deeded to Warren and Washington Counties, with the property being administered or managed by ACC. Mr. Belden asked how many acres were included in the property and Mr. Dusek replied it was twelve acres. In response to an inquiry, Mr. Dusek said he had an Environmental Site Assessment Report that was performed on the property that showed the site to be clean.

Motion was made by Mr. Belden, seconded by Mr. Bentley and carried unanimously to accept the gift of twelve acres of property from the Michaels Group to ACC. The necessary resolution was authorized for the next board meeting.

Mr. Dusek expounded Item 1B was a draft of a proposed Local Law regarding publication of local laws. He reported that the personnel Committee had briefly discussed this earlier and reiterated that the legislative intent of this local law was to move away from publishing local laws in their entirety for two successive weeks in each of the official newspapers for the purpose of reducing costs. He added this would allow for the requirement of a Notice of Adoption and an abstract to be published instead. Mr. Dusek noted this also allowed the County to reserve the right to publish the entire local law if desired.

Motion was made by Mr. Goodspeed, seconded by Mr. Belden and carried unanimously to approve the proposed Local Law No. 3 of 2010 regarding publication of local laws as outlined above. The necessary resolution was authorized for the next board meeting. *(Please note: Subsequent to the meeting, it was determined that this would be Local Law No. 2 of 2010.)*

Mr. Stec advised Item 2 of the Addendum was a request from Chairman Monroe to discuss resolutions supporting the extension of FMAP to June 30, 2011 and opposing Assembly Bill A.9911, Amending the Public Officers Law.

Chairman Monroe announced that FMAP funding was scheduled to expire on December 31, 2010 and the Federal Legislature was supporting a six month extension, which would be a great benefit to counties. He added that NYSAC (New York State Association of Counties) was urging the support of this extension, as well.

Motion was made by Mr. Bentley, seconded by Mr. Goodspeed and carried unanimously to support a temporary extension of enhanced Federal Medicaid Matching Funds provided under the American Recovery and Reinvestment Act (ARRA). The necessary resolution was authorized for the next board meeting.

Chairman Monroe stated the next item for discussion was pertaining to opposing Assembly Bill A.9911, Amending the Public Officers Law. He advised that he had spoken to Assemblywoman Sayward and asked that she oppose this. He explained that this Bill would require the posting of certain agency records or County records regarding any proposed resolution, law, regulation policy or any amendment prior to the time the matter was being discussed. He reported most of that information was available upon request; however, he continued, mandating the posting of such would be an undue burden, without much benefit.

Motion was made by Mr. Belden, seconded by Mr. Goodspeed and carried unanimously to oppose Assembly Bill No. A.9911, Amending the Public Officers Law, in relation to requiring certain records which are the subject of a discussion conducted at an open meeting be made available to the public. The necessary resolution was authorized for the next board meeting.

Prior to adjourning, Mr. Bentley suggested that a resolution be adopted opposing the New York State Department of Environmental Conservation (NYS DEC) closure of State roads, including closure of campsites and ponds, which would cost the County and Towns a significant amount of money. Chairman Monroe agreed and referred to the Moose River Plains area which consisted of forty miles of roads, and the NYS DEC was proposing to close all of the roads. He noted it was not in Warren County but it was a neighboring county. He recommended that this resolution reference the

Governor's moratorium on State land acquisition as it was clear the State was not able to manage the land it already had.

Motion was made by Mr. Bentley, seconded by Mr. Merlino and carried unanimously to oppose the New York State Department of Environmental Conservation (NYS DEC) closure of State roads, including closure of campsites and ponds and subsequently referencing support for the Governor's proposed moratorium on State land purchases. The necessary resolution was authorized for the next board meeting.

Frank O'Keefe, County Treasurer, encouraged everyone to utilize on-line banking because his Office has had a series of checks that had not reached their destinations.

Mr. McCoy provided an update relative to the Gaslight Village property and noted that the Lake George Town Board held a meeting on Monday evening, at which the Board voted unanimously to reject the proposal offered by the Mayor of the Village of Lake George. He added that the Town Board members reserved the right for legal action. He noted he was waiting for receipt of an estimated cost from Lincoln Logs for the development of a plan.

There being no further business to come before the Committee, on motion made by Mr. Goodspeed and seconded by Mr. Belden, Mr. Stec adjourned the meeting at 10:35 a.m.

Respectfully submitted,

Nicole Livingston, Deputy Clerk