

PLANNING COMMITTEE & FINANCE COMMITTEE
MONDAY, MAY 9, 2022, 7:00 PM
COUNCIL CHAMBERS
HURLEY BUILDING, 205 SALTONSTALL STREET
VIRTUAL: <https://us06web.zoom.us/j/89079597597>

Planning Committee: Thomas Lyon, Chair
Nick Cutri
Steve Uebbing
Dan Unrath

1. Canandaigua LDC Bylaws Amendment

The CLDC recommended amendments to the CLDC's bylaws that were originally adopted in 2019. The Planning Committee last reviewed and requested changes, specifically related to any expansion of the Board of Directors. Attached are proposed bylaw amendments that reflect the feedback provided by the Planning Committee.

2. No Left Hand Turn – City Pier

During the summer season and certain events, traffic leaving the City Pier be congested due to vehicles attempting to turn left onto Lakeshore Drive heading toward Main Street. This can also cause potential pedestrian hazards. Some residents have requested that the City change its ordinance to prohibit left hand turns off the City Pier.

3. West Ave Bridge

Despite fourteen signs from Buffalo Street Extension in the Town of Canandaigua warning of a low bridge and the existence of the bypass, the West Ave Rail Bridge is impacted on occasion by vehicles over 10 feet in height (trucks). Some within the community would like the City to prevent trucks from impacting the bridge. This item was added per the request of Councilmember Thomas Lyon for an overview and general discussion.

Finance Committee: Steve Uebbing, Chair
Nick Cutri
Thomas Lyon
Dan Unrath

1. Baker Park Tennis and Basketball Courts Resurfacing

The 2022 Capital Budget included funding to re-paint the Baker Park tennis and basketball courts as part of on-going maintenance of City parks. Bids were received on April 19th with four contractors submitting bids. The lowest bid that met all bid specifications was submitted by E-Z Paving from Fulton, NY for a total bid of \$61,700. The bid is \$11,700 more than budgeted for in the 2022 Capital Budget and the City Manager recommends appropriating \$11,700 from the Capital Reserve to fund the difference and awarding the contract to E-Z Paving.

2. Garbage and Recycling Toters

The 2022 Adopted Budget included funding to being a phased in approach to provide every location that the City collected refuse from with a garbage toter which was to be followed by replacing the recycling toters. Unfortunately, due to severe failures of current recycling toters and some privately

owned garbage totes that have caused injury, this plan needs to be adjusted to prevent property damage, injury and/or worse from occurring. The City Manager is recommending appropriating \$580,000 of the 2021 surplus for the purchase of 7,200 totes (3,600 of each) made from 100% recycled materials with a 12 year warrantee (amount will provide us with an inventory for each collection location as well as additional totes and replacements if one is damaged or defective), delivery to every location that we collect from of one 96-gallon garbage toter and one 96-gallon recycling toter each; the collection and recycling of all current City recycling totes, and an RFID tag system to facilitate/manage the repair and replacement when/if totes break during the 12 year warrantee period (the company will come once annually to collect and replace defective totes).

3. Solid Waste and Recycling Collection Fund

City Staff has been contemplating the creation of an Enterprise Fund (like the Water Fund and Sewer Fund) for Solid Waste and Recycling Collection, removing the costs of this service from the tax base and adding a quarterly fee for garbage and recycling on the quarterly water and sewer bill. Prior to preparing a detailed proposal, the City Manager is requesting feedback from the City Council regarding this idea.

4. New York State Budget Impacts

Councilmember Uebbing requested a general discussion regarding the impact that the 2022-2023 New York State Budget has on the City. Attached is the NYCOM summary of the enacted State Budget.

Next Meeting: May 3, 2022

Proposed amendments to the Canandaigua Local Development Corporation Bylaws

~~August 2021~~ April, 2022

ARTICLE 3: MEMBERS; VOTING AND MEETINGS

(A) MEMBERS. The Members of the Corporation shall be: The Town of Canandaigua, represented by the Town Board, the City of Canandaigua, represented by the City Council, and the Canandaigua Chamber of Commerce, represented by the Chamber Board. Consent of the members shall be by a majority vote of their respective governing bodies: Town of Canandaigua, Town Board; City of Canandaigua, City Council; Chamber of Commerce, Chamber Board of Directors.

(B) MEETINGS OF THE CORPORATION. Meetings of the Corporation shall be held at such place within Ontario County, New York as the Board of Directors may determine.

(C) ANNUAL MEETINGS. Annual meetings of the Members shall be held on such date as the Board of Directors shall determine.

(D) SPECIAL MEETINGS. A special meeting of the Members shall be held (i) upon the call of the President of the Corporation or the Board of Directors, or (ii) if any Member signs, dates and delivers to an officer of the Corporation a written demand for a special meeting describing the purpose for which it is to be held. If the time and place for a special meeting demanded under (ii) is not given within thirty (30) days of the date the written demand is properly delivered to an officer of the Corporation, a Member signing the demand may set the time and place of the meeting in Ontario County, New York and give notice in accordance with these Bylaws. Only those matters that are within the purposes described in the meeting notice may be conducted at a special meeting.

(E) NOTICE OF MEETINGS. The Corporation shall notify Members of the place, date and time of each meeting at least ten (10) days prior thereto. Notice shall be given in accordance with the procedures set forth in these Bylaws. A Member may waive any notice required by these Bylaws or applicable law by written waiver, signed by the Member, delivered to the Secretary or President of the Corporation or the Board of Directors, either before or after the event. Attendance by a Member at a meeting waives objection to lack of notice or defective notice thereof unless the Member, prior to the end of the meeting, submits a written objection to the meeting.

(F) VOTING BY MEMBERS.

i. One Vote Per Member. In all votes by the Members, each Member shall have the right to cast one (1) vote.

ii. Percentage Required for Approval. Unless otherwise expressly stated in these Bylaws, any act or decision approved by a majority of all of the votes entitled to be cast by the Members present or represented by a valid proxy at a legally constituted meeting at which a quorum is present shall be regarded as the act or decision of the Members.

iii. Delegation of Authority. The Members may delegate to the Board of Directors or any officer of the Corporation the authority to determine and implement such details as the Members authorize.

iv. Quorum of Members. The presence of all of the Members (whether in person or by proxy) shall constitute a quorum for the transaction of business at any meeting or vote of the Members. A meeting may also be conducted by any means that permits all Members participating to communicate simultaneously (such as a telephone conference call or video conference), and the votes of any such Members participating by telephone conference call, video conference or other means that permits all Members participating to communicate simultaneously shall be counted for purposes of determining a quorum.

v. Proxies and Authority of Person Voting. The Person entitled to cast the vote of a Member shall be as designated in writing and signed by an appropriate official of the legal entity constituting the Member, as satisfactory in the reasonable opinion of the Secretary of the Corporation. A Member may also be represented by a written proxy that in the reasonable opinion of the President or Secretary of the Corporation evidences the intention of the Member to permit the holder of the proxy to vote on such Member's behalf. A proxy may be held by any Person, including, without limitation, any officer, director or any authorized representative of the Corporation. Each proxy shall be in writing, dated, signed and delivered to the Secretary prior to the meeting or the vote to which it applies.

vi. Adjournment of Meeting. If any meeting of the Corporation cannot be held because a quorum is not present, the Members present at such meeting may, by majority vote of such Members in attendance, adjourn the meeting to a date not less than two (2) nor more than thirty (30) days from the time the original meeting was called. At the reconvened meeting, if a quorum is present, any business may be transacted which might have been transacted at the meeting originally called. If a time and place for reconvening the meeting is not fixed by those in attendance at the original meeting or if for any reason a new date is fixed for reconvening the meeting after adjournment, notice of the time and place for reconvening the meeting shall be given to Members in the manner prescribed for regular meetings.

ARTICLE IV: BOARD OF DIRECTORS

(A) NUMBER OF DIRECTORS. The Board of Directors shall consist of a minimum of five (5) and a maximum of nine (9) voting directors and three (3) ex-officio non-voting members. At any regular meeting of the Board of Directors, the Board may, by resolution of the majority of Directors present, set the total number of voting directors of the Corporation, so long as that number is not less than, and does not exceed the maximum allowable in this section. The Board of Directors may only increase the number of directors in pairs (two at a time), and may only reduce the total number of voting directors in cases of vacancy. The following individuals shall serve as ex-officio non-voting members of the Board of Directors: (1) Town Manager of the Town of Canandaigua; (2) City Manager of the City of Canandaigua; (3) ~~Executive Director~~President of the Canandaigua Chamber of Commerce.

(C) APPOINTMENT OF DIRECTORS. The Town Board of the Town of Canandaigua shall appoint one (1) elected member of the Town Board and one (1) ~~Town resident~~additional director; the City Council of the City of Canandaigua shall appoint one (1) elected member of

the City Council of the City of Canandaigua and one (1) ~~City resident~~additional director, and the Board of Directors of the Canandaigua Chamber of Commerce shall appoint one (1) director from its Board of Directors. ~~All other directors shall be appointed by resolution of the majority of directors present at a regular or special meeting for which a purpose of the meeting is appointment of directors~~As/If Board expansion occurs, one additional seat each shall be appointed by the Town Board and City Council -respectively. Vacancies will be filled in the same manner in which the vacated seat was originally appointed.

(D) TERM OF DIRECTORS. The Term of each appointment to the Board of Directors shall be three (3) years. No director shall serve more than three (3) consecutive terms. Notwithstanding the term length spelled out in this section, each director's term will conclude on December 31st of the final calendar year of the term of appointment.

(E) REMOVAL/TERMINATION OF DIRECTORS AND FILLING OF ASSOCIATED VACANCY. A director shall be automatically terminated by death or when a director moves his/her residence from, or no longer has a business interest in, the City or Town of Canandaigua without action or approval of the Board of Directors. A director appointed as the elected official of the Town or City, shall be terminated when no longer legally holding the office from which they were appointed, and a director appointed by the Chamber shall be terminated at the end of their Chamber Board services, without action or approval of the Board of Directors. A director may be removed for cause, including violation of Article 18 of the New York General Municipal Law. Failure to attend three (3) consecutive meetings of the Board of Directors shall constitute just cause for the removal of a director when approved by two-thirds majority vote of the Board of Directors. Vacancies created by activities described in this section shall be filled in the same manner as the vacated director's initial appointment, and carried out in the manner prescribed in Section C of this Article.

(K) ACTION BY DIRECTORS WITHOUT A MEETING. *Remove. Re-letter current sections (L) and (M) to (K) and (L) respectively.*

(L) EXECUTIVE AND OTHER COMMITTEES. The Board of Directors, by resolution adopted by majority vote of voting directors present, may designate from among its members an executive committee or other committees. The Board of Directors may appoint non-directors with relevant expertise to committees other than the executive committee. Each committee shall serve at the pleasure of the Board of Directors.

ARTICLE V: OFFICERS

(A) ELECTION; TERM. The Board of Directors shall elect from its voting membership a President, Vice President, Secretary, and Treasurer, and such other officers as it may determine who shall have such duties, powers, and functions, as hereinafter provided. All officers shall be elected at January organizational meeting of the Board of Directors, excepting in cases of removal or resignation, as noted in Section B of this Article. The term of office for each officer is one (1) year. If an officer's term expires prior to the January organizational meeting of the Board of Directors, that officer shall hold office until the organizational meeting is held and a successor is elected. No officer shall be re-elected after serving six (6) consecutive terms. The Secretary may be an ex-officio member of the Board of Directors.

(B) REMOVAL AND RESIGNATION. Any officer elected by the Board of Directors may be removed by the Board of Directors with or without cause. In the event of the death, resignation or removal of an officer, the Board of Directors may elect a successor to fill the unexpired term. Any two or more offices may be held by the same person, except the offices of President and Treasurer. In the event of resignation, removal, or other such vacancy in any office, the vacancy may be filled by a qualified director at the next regular meeting of the Board of Directors. The newly elected officer will serve for the duration of the remaining officer's term, unless he/she is removed or resigns.

ARTICLE VI: PROHIBITION AGAINST SHARING IN CORPORATE EARNINGS

(A) All income and earnings of the Corporation shall be used exclusively for its corporate purposes, or shall either accrue to the City of Canandaigua and Town of Canandaigua in equal distribution or, if no such distribution is made, to the New York Job Development Authority. Distributions shall be made on resolution of the Board of Directors, or on dissolution of the Corporation.

ARTICLE VII: MISCELLANEOUS

(D) FISCAL YEAR. The fiscal year of the Corporation shall run from January 1st through December 31st.

ORDINANCE #2022-003

**AN ORDINANCE AMENDING CHAPTER 648-9
PROHIBITION OF LEFT TURNS**

WHEREAS, the City of Canandaigua is committed to protecting the general health, safety, and welfare of its residents and visitors; and

WHEREAS, the City has determined left hand turns off of the City Pier causes unnecessary traffic back-up and creates potentially hazardous conditions for pedestrians and motorists;

NOW, THEREFORE, BE IT ENACTED by the City Council of the City of Canandaigua, that:

SECTION 1. Chapter §648-9 is hereby amended as follows (new language in italics, deleted language in strikethrough):

The left turning of vehicles is hereby prohibited as follows:

- A. Vehicles proceeding west on Phoenix Street to proceed south on Main Street.
- B. Vehicles proceeding west on Lakeshore Drive to proceed south on City Pier (westerly leg).
- C. Lakeshore Drive (west bound) at the Kershaw (west) parking lot exit.
- D. *Vehicles proceeding north on the City Pier roadway to Lakeshore Drive*

SECTION 2. All other provisions of the aforementioned sections not revised as provided here shall not be amended, continue to exist, and be in full force and effect.

SECTION 3. This ordinance shall be effective thirty (30) days following its enactment.

ADOPTED this ___ day of _____, 2022

ATTEST:

Erin VanDamme
City Clerk

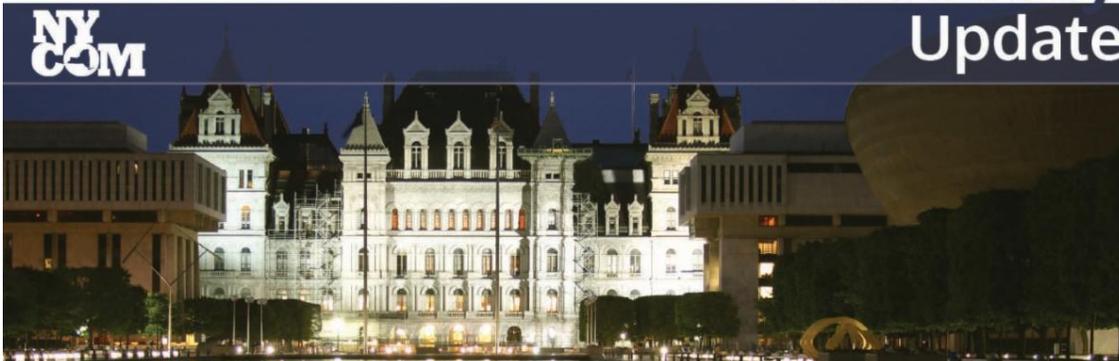
CITY OF CANANDAIGUA

BID TABULATION

Baker Park Tennis and Basketball Court Re-Painting RFP
 Bid Opening: Tuesday, April 19, 2022 at 2:00 p.m.

<u>BIDDER</u>	<u>Bid Amount</u>
<p>Nagle Athletic Surfaces 6597 Joy Road Syracuse, NY 13057 800-388-5713 Paul Brown IV pbiv@nagleathletic.com</p>	<p>No bid</p>
<p>Seal Master Buffalo 555 Ludwig Avenue Buffalo, NY 14227 716-891-4197 Diana Diana@sealmasterwny.com</p>	<p>No Bid</p>
<p>Super Seal Sealcoating PO Box 925 Penfield, NY 14526 585-248-5770 585-248-5951 (fax) info@supersealco.com</p>	<p>Bid bond 5% Non-collusion- yes No exceptions w/notes \$65,860.00</p>
<p>E-Z Paving 1860 State Roue 3, Suite B Fulton, NY 13069 315-593-2279 315-952-0365 info@e-zpaving.com ezpaving@gmail.com</p>	<p>Bid Bond 5% Non-collusion- yes No exceptions w/notes \$61,700.00</p>
<p>Copeland Coating & Sport Surface CrafcO, Inc. Supply Center- Nassau 3600 US Route 20, PO Box 595 Nassau, NY 12123 Stephanie Slater 518-766-2932 518-766-3603 Stephanie.slater@crafco.com</p>	<p>Bid Bond- no Non-collusion- no Exception sheet- not included \$49,900.00 Bid excluded due to non- conformance w/bid specifications.</p>

<p>Louis DelPrince & Sons Inc. 580 Cayuga Road Cheektowaga, NY 14225-1312 716-633-6944 716-633-1053 office@louisdelprince.com accounting@louisdelprince.com</p>	<p>Bid Bond 5% Non-collusion- yes No Exceptions \$67,750.00</p>
<p>Construction Journal Erica France Efrance@constructionjournal.com</p>	
<p>Jeff Solomon projectdata@construction.com fax 800-768-5594</p>	<p>Plan holder list sent</p>



Summary of the 2022-23 Enacted State Budget

May 2, 2022

As promised, below is NYCOM's comprehensive summary of the 2022-23 Enacted State Budget. If you have any questions, please contact NYCOM Deputy Executive Director Barbara Van Epps at Barbara@nycom.org or (518) 463-1185.

AIM Funding – Even though both the Senate and Assembly one-house budgets included increases in AIM funding (\$210 million and \$150 million, respectively), the 2022-23 State Budget maintains the AIM program at its current level. It should be noted that the Budget does put an end to the intercept of local sales tax to pay the \$59 million in AIM-Related payments for 479 villages and 846 towns.

Despite the lack of an AIM increase, the Budget does contain a number of items that will benefit our members, several of which NYCOM strongly advocated for.

Transportation Funding – The Budget preserves last year's increases in transportation funding amounts, including: \$538 million for the CHIPS program, \$100 million in Extreme Winter Recovery funding, \$100 million for State Touring Routes aid, and \$150 million for PAVE-NY. The Budget also increases BRIDGE-NY from \$100 million to \$200 million and includes an additional \$100 million for a new Pave Our Potholes (POP) program, which will be allocated according to the CHIPS formula.

Water and Sewer Infrastructure Funding – The Budget includes an additional \$500 million for drinking water and wastewater infrastructure funding, similar to what was proposed in the Executive Budget.

Restore New York – The Budget includes a total of \$250 million to restart the Restore New York program which will help combat blight by supporting municipal efforts to address vacant and abandoned properties. Specifically this program will provide grants to municipalities and other entities for the demolition, deconstruction, rehabilitation or reconstruction of buildings. The Budget adds new language to increase per project funding amounts and to clarify that residential apartments and affordable housing are eligible for such grant money.

Regional Economic Development Councils (REDC) – The Budget includes core funding of \$225 million in grants and tax credits to fund high value regional priority projects, which is anticipated to be made available throughout the year to ensure that projects that are shovel-ready can be advanced in a timely fashion.

Downtown Revitalization Initiative and NY Forward – The Budget includes \$100 million for a sixth round of the Downtown Revitalization Initiative (DRI) where 10 communities will each receive \$10 million. In addition, the Budget includes \$100 million for a new NY Forward program to help revitalize smaller, more rural downtowns. In both cases, the communities will be selected in partnership with the State's ten Regional Economic

Land Banks – The Budget include \$50 million for the services and expenses associated with land banks. Up to 5% of this amount can be used for administrative purposes.

EMS Fees – The Budget gives local governments the option to impose fees for emergency medical and transport services rendered by members of their volunteer fire departments. Providers may only charge fees for service when responding to emergencies within their primary response area and they are prohibited from directly billing patients who do not have health insurance. This initiative has been a priority of NYCOM's for several years.

Distressed Provider Assistance Program – The Budget ends the practice of intercepting \$50 million annually in local sales tax from counties outside of New York City to fund the Distressed Provider Assistance Program (DPA). However, the intercept will remain in place for New York City, although it is reduced from \$200 million to \$150 million per year.

Bail Reform – The Budget expands the number of offenses for which bail may be considered. The list of additional crimes include those involving the use of a firearm, repeat offenses (while the defendant is awaiting trial or arraignment) involving harm to a person or property, or the theft of property. In addition, all hate crimes that are currently not arrest-eligible will now be arrest-eligible if committed by someone who is 18 or older. The Budget also directs the court to consider the following list of factors when setting bail: the individual's activities and history; the charges facing the defendant; past criminal conviction record and/or adjudication as a juvenile delinquent; potential flight risk; ability to post bail without undue hardship; any previous violation of an order of protection; history of use or possession of a firearm; and whether the charge is alleged to have caused serious harm to an individual or group of individuals.

Discovery Reform – The Budget amends some of the 2019 criminal procedure discovery reforms. Specifically, prosecutors are no longer required to provide automatic discovery for cases involving a) a simplified information charging traffic infraction or b) an information charging one or more petty offenses defined by a village, town, city, or county municipal code that do not carry a statutorily authorized sentence of imprisonment. Defendants may still file a motion for disclosure of evidence in such cases and courts must inform defendants of this right to file a motion for disclosure at their first court appearance. In addition, prosecutors will be allowed to file a supplemental certificate of compliance for delayed disclosure of discovery materials. The supplemental certificate will not impact the validity of the original certificate so long as it was filed in "good faith" and "after exercising due diligence."

Violent Crime – In addition to establishing an Office for Gun Violence Protection, the Budget includes a variety of program funding to address gun violence, including among others:

- \$18.2 million for the Gun Involved Violence Elimination (GIVE) initiative;
- \$13.1 million to expand the use of Community Stabilization Units that partner State Troopers with local law enforcement agencies;
- \$21 million for community-based gun violence response programs (SNUG);
- \$25 million for the Securing Communities Against Hate Crimes (SCAHC) program;
- \$10 million in new funding for pretrial services to help divert people from unnecessary detention while also keeping communities safe; and
- \$20 million in new funding for crime reduction programming in those communities most impacted by gun violence.

Housing – While it is possible that additional housing issues will be addressed between now and the end of session on June 2, the Budget includes a \$25 billion, five-year housing plan to create and preserve 100,000 affordable homes, including 10,000 homes with support services for vulnerable populations and the electrification of an additional 50,000 homes. Of the \$25 billion, \$11 billion will support the operation of shelters, supportive housing units and rental subsidies. The \$85 million to create and update Accessory Dwelling Units (ADU) that was included in the Executive Budget was also maintained as part of the Adopted Budget.

Expansion of Broadband Services – The “Working to Implement Reliable and Equitable Deployment of Broadband (WIRED Broadband Act)” that was included in the Budget is intended to address the digital divide and develop a more robust and competitive internet marketplace within New York State. The law creates the Division of Broadband Access within the Department of Economic Development which, among other objectives, will provide advisory assistance to municipalities to expand local access to high-speed, reliable, and affordable broadband. The Budget also establishes four ConnectALL grant programs to assist in the deployment of broadband infrastructure and support digital equity. Among these initiatives is the “ConnectAll Municipal Assistance Program,” to provide grant funding to local governments to plan and construct the infrastructure necessary to provide broadband services. The WIRED Broadband Act also amends the General Municipal Law to specifically authorize cities, villages, towns and counties to establish, construct, and maintain broadband and telecommunications infrastructure when the local governing body finds that such facilities are necessary.

NYPA and Municipal Broadband – The Budget authorizes the New York State Power Authority (NYPA) to enter into lease agreements with municipalities for the use of excess capacity in the Authority’s fiber optic communications infrastructure to provide affordable, high-speed broadband in unserved and underserved communities in the State. The lease agreement cannot exceed the cost of maintaining such fiber optic communications infrastructure. Additionally, this provision authorizes municipalities to enter into sublease agreements with internet service providers to provide affordable, high-speed broadband to unserved and underserved communities in the State.

Elimination of Fiber Optic Right-of-Way Fee – The Budget eliminates the State’s fiber optic right-of-way fee which will facilitate broadband build-out, especially in rural areas.

Extension and Enhancement of Brownfield Programs – The Budget updates and enhances the State’s brownfield programs to encourage the redevelopment of contaminated properties that are blighting communities. Specifically, the Budget improves upon the Brownfield Cleanup Program (BCP) by adding new categories of eligibility for tangible property credits, establishing a program fee to pay for staff, and extending the site preparation and groundwater remediation credits for work delayed due to the COVID-19 pandemic. It also extends the sunset date of the program by ten years, until December 31, 2032. The Budget also authorizes brownfield opportunity area (BOA) funding for activities that support job growth, reduce greenhouse gas emissions, increase climate resilience, and achieve environmental justice.

Clean Air Bond Act – The Budget includes a \$1.2 billion increase to the “Clean Water, Clean Air and Green Jobs Environmental Bond Act,” which brings its total to \$4.2 billion. If approved by the public in November, the Bond Act will fund projects to restore habitats and reduce flood risk, improve water quality (including \$100 million for municipal storm water grants), protect open space and invest in resilient infrastructure, expand the use of renewable energy, and other initiatives that preserve, enhance, and restore the quality of the State's environment. The Bond Act also imposes new labor standards and requires compliance with prevailing wage requirements. Moreover, municipalities that receive at least \$25 million for projects costing more than \$50 million are required to use apprenticeship agreements, and municipalities receiving at least \$25 million for a project that involves the construction, reconstruction, alteration, maintenance, moving, demolition, excavation, development or other improvement of any building, structure or land must utilize Project Labor Agreements.

Environmental Protection Fund – The Environmental Protection Fund is increased from \$300 million to \$400 million. This is comprised of \$54 million for solid waste programs, \$118 million for parks and recreation, \$185 million for open space programs, and \$43 million for climate change programs.

Drinking Water State Revolving Fund Federal Investment – The Budget includes \$300 million in federal drinking water appropriation authority to provide additional resources made available under the federal Infrastructure Investment and Jobs Act. These new dollars will provide the opportunity to improve public water systems, specifically those in communities disproportionately impacted by lead in drinking water, including debt retirement and no-interest loans for public water system projects, lead line replacements, and activities to address emerging contaminants.

Consolidation and Restructuring Programs – The Budget continues to provide \$39 million in funding to support the Citizen Empowerment Tax Credits, the Citizen Reorganization Empowerment Grants and Local Government Efficiency Grants. This funding is intended to incentivize local government consolidation, dissolution and the sharing of services.

Suspension of the State Gas Tax – The Budget will suspend a portion of the State's gas tax (sixteen cents per gallon) from June 1, 2022 through December 31, 2022. For those local governments that also impose a sales tax on gasoline, they will have the option to suspend a portion of the local share as well.

Videoconferencing by Public Bodies – The Budget includes amendments to the Open Meetings Law which, among other things, provide for the expanded use of videoconferencing by public bodies (at local option), as long as there is a quorum of members gathered at a physical location or locations which are open to the public. For more information on this topic, please [see guidance from NYCOM and the Committee on Open Government](#).

Pension Changes – Members who joined the State retirement system after January 1, 2010, would now be vested after five years instead of ten. In addition, for two years, overtime and extraordinary pay will not be included in the calculation that determines the employee contribution rate for Tier 6 members. (The contribution rate ranges from 3% to 6% and is based upon the member's salary.) According to the Retirement System Actuary, this will increase the present value of these benefits and result in a minor increase in employer contributions.

Utility Arrears – The Budget creates a new \$250 million program to address pandemic-related utility arrears (that accrued between March 7, 2020 and March 1, 2022) for residential customers. These funds will be administered by the Department of Public Service (DPS) and will first be disbursed to utilities and municipalities on behalf of low-income customers based on their proportionate share of statewide eligible utility arrears, as determined by DPS.

Cyber Security Defense – The Budget includes \$62 million to strengthen State and local cyber defense efforts. As part of this, \$30 million will go toward a shared services program to help local governments and other regional partners acquire and deploy high quality cybersecurity services to bolster their cyber defenses.

COVID-19 Capital Costs Small Business Tax Credit – The Budget includes \$250 million for a tax credit for small businesses of up to \$25,000 to cover 50% of its COVID-19 capital costs. To be eligible for the tax credit, the small business must have \$2.5 million or less of gross receipts in the taxable year that includes December 31, 2021, be independently owned and operated within New York State, not be dominant in its field, and employ one hundred people or less with at least \$2,000 in qualifying COVID-19 capital costs. Additionally, the business must be in substantial compliance with any public health or emergency orders or regulations and may not owe past due state taxes or local property taxes.

Public Schools Access to the Clean Water State Revolving Fund – The Budget allows the Environmental Facilities Corporation to offer school districts financing through the Clean Water State Revolving Fund. They are already eligible for financing through the Drinking Water State Revolving Fund.

To-Go Drinks – The Budget includes amendments to the Alcoholic Beverage Control Law to allow establishments that are licensed to sell liquor or wine on-premises to also sell these products for off-premises consumption. To-Go drinks must be sold in the same manner and at the same price as on premises, during licensed hours of operation, in a sealed container and purchased with a substantial food item. The State Liquor Authority (SLA) maintains the ability to adopt additional rules and regulations regarding these sales.

College Campus Polling Locations – In instances where a college/university campus has 300 or more students who are registered to vote, the Budget requires that the polling place designated within that election district be located at the college/university or at an

alternative location recommended by the college/university and approved by the Board of Elections. This provision takes effect January 1, 2024.

Telecommunications Assessment Ceiling Extender – The Budget extends the telecommunications assessment ceiling through 2027 and provides local governments with the ability to have any valuation assessment challenges consolidated with the challenge against the State’s ceiling/valuation on the same property.

Economic Development Benefits Database – The Budget requires the New York State Urban Development Corporation to establish and update quarterly a searchable database of economic development benefits such as State grants, loans, loan guarantees, tax credits, tax exemptions and other tax incentives that a qualified participant was awarded by a State agency in connection with an economic development project. The database will include additional information such as public-private investments made to a project, State funds received, project status and number of jobs created.






Community Revitalization Conference

June 8-9, 2022 | Marriott Syracuse Downtown

Presented in partnership with City of Syracuse • Onondaga County Mayors' Association • New York Land Bank Association • New York Main Street Alliance • New York Business Improvement District Managers' Association

TENTATIVE AGENDA

WEDNESDAY, JUNE 8	THURSDAY, JUNE 9	
<p>10:00 a.m. - 2:00 p.m. PRE-CONFERENCE WALKING TOURS</p> <p>2:30 p.m. - 3:30 p.m. CONCURRENT SESSIONS</p> <ul style="list-style-type: none"> • Thinking Creatively: Art and Cultural Strategies to Grow Your Local Economy • A Primer on Dealing with Vacant and Abandoned Properties • Financing Redevelopment <p>4:00 p.m. - 5:00 p.m. CONCURRENT SESSIONS</p> <ul style="list-style-type: none"> • Main Street Roundtable • Lessons Learned From New York's Vacant Properties Initiative • The Role of Local Officials in Economic & Community Development <p>5:00 p.m. - 6:00 p.m. NETWORKING MIXER Shaughnessy's Irish Pub</p>	<p>8:00 a.m. - 8:45 a.m. ROUNDTABLE DISCUSSIONS</p> <ul style="list-style-type: none"> • New York's Zombie Law, Six Years On • Ebikes, Scooters and Bike Shares <p>9:00 a.m. - 9:45 a.m. PLENARY SESSION New York State's Growing Investment in Downtowns</p> <p>10:15 a.m. - 11:15 a.m. CONCURRENT SESSIONS</p> <ul style="list-style-type: none"> • The Local Model for Main Street Redevelopment • Land Banks 101 • New York Main Street Grant Program <p>11:30 a.m. - 12:30 p.m. CONCURRENT SESSIONS</p> <ul style="list-style-type: none"> • Main Street Post-Pandemic: Figuring It Out • Taking Title to Abandoned Properties Using RPAPL Article 19A • DRI Success Stories 	<p>12:30 p.m. LUNCH</p> <p>1:30 p.m. - 2:30 p.m. CONCURRENT SESSIONS</p> <ul style="list-style-type: none"> • Successful Communication and Marketing of Downtowns and Main Streets • Foreclosing on Contaminated Properties • Creating and Implementing a Vision with ARPA Funds <p>2:45 p.m. - 3:45 p.m. CONCURRENT SESSIONS</p> <ul style="list-style-type: none"> • The Importance of Placemaking and the Experience Economy • Code Enforcement: Effective Approaches to this Integral Function • Adult-Use Cannabis in Your Downtown and Beyond

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