

Cayuga County Industrial Development Authority
Regular Meeting
2 State St. Auburn NY 13021
June 21st, 2022 @ 4:00pm

Present: Ray Lockwood, Paul Lattimore, Herb Marshall, John Latanyshyn, Andrew Rindfleisch, Gina Speno, Bob Shea

Others Present: Taylor Symes, Maureen Riester (CEDA), Riccardo Galbato (Galbato Law Firm), Mark Chambers (C&S Companies), Amie Gabriel, Kelly O'Hara, Neil Raymond, Rod Ives, (CMI), Charles Randall (IEBW).

Mr. Lockwood called the meeting to order at 4:01pm, noting the presence of a quorum. Mr. Lockwood requested each member give an introduction on who they are and where they are from.

MEETING MINUTES:

Mr. Rindfleisch motioned to approve the meeting minutes, seconded by Mr. Shea. All member present voted in favor; motion was carried.

BILLS AND COMMUNICATION:

Ms. Symes presented the following bills: The Citizen bill for the EDA Public Notice in amount of \$75.82

Mr. Marshall stated that he got a call from the contractor that was the low bidder. He stated that he got the bill for the pipe that is being stored. Mr. Marshall said that he would bring it to the boards attention but wasn't sure if it would be paid at this meeting. Ms. Symes stated that she received the bill but has not had time to review it. Mr. Marshall said the bill was for \$12,000. Mr. Lockwood asked what was the \$12,000 for? Ms. Symes corrected Mr., Marshall and stated the bill was for \$10,571.44. Mr. Marshall stated this is for the storage of materials for the pump station. Mr. Lockwood stated that we would not act on the bill at this meeting.

Mr. Rindfleisch motioned to accept the bills, seconded by Mr. Marshall. All members present voted in favor; motion was carried.

REPORT OF THE TREASURER:

Ms. Symes reviewed the Budget Report for May. Ms. Symes stated that for the month of May, our income for the month was \$3,580.77. Our total expenses for the month was \$60,140.38 which included audit charges, contract services, and postage. The net income for the month of May was (\$56,559.61). Ms. Symes stated that there was a breakdown on the account balances at the bottom of the report.

Mr. Marshall motioned to accept the Treasurer's Report, seconded by Mr. Rindfleisch. All members present voted in favor; motion was carried.

UNFINISHED BUSINESS:

IEBW Update: Mr. Randall stated that he was back due to the project on Countyhouse Rd. He stated that he has been out there on site numerous times. The contractors doing the work for the racking and solar panel install were from North Carolina, Ohio, Pennsylvania, Delaware. The electrical contractors are mainly connecting counties due to the company reaching out to the IEBW. Mr. Randall asked why the IDA was allowing the company to have contractors from out of state when it's IDA money tied to it. He

stated that he was unaware if they were paying prevailing wage. Mr. Randall stated that he sent a FOIL Request but has not heard anything back yet. Mr. Randall stated that he was in contact with Mr. Michael Bruno from the Department of Labor and the IDA didn't have paperwork that was filed for prevailing wage purposes. Mr. Randall was trying to figure out what was happening with the project and why they were allowed to have outside companies when they were using IDA and tax payer money. Ms. Symes explained to Mr. Randall that both of the IDA's Legal and Transactional Counsel were aware of this. The IDA does not require companies to pay prevailing wage. Also, at a previous meeting it was discussed that Mr. Randall and the company would exchange contact information and they would set up a meeting to discuss their differences and the IDA would remove themselves from the situation. Ms. Symes stated that there granted a waiver for the electrical work. Mr. Randall asked if they were allowed to have contractors from the next county or from anywhere? He stated that it would be from 2 counties away and that they couldn't guarantee to have contractors from neighboring counties but could get people from 2 counties away. Mr. Randall stated that he visited the site and no one was from New York. He stated that being a tax payer, he is upset that the money is leaving New York State. Mr. Rindfleisch stated that the board is also upset and he is not too sure what we could do for this situation at this time. Mr. Rindfleisch stated that going forward he would like to work with the IBEW for workers when projects come along and cannot secure employees within the county. Mr. Marshall stated that the company had a logical reason why they couldn't get the workers. Mr. Marshall stated that the board will learn from this process. Mr. Randall stated that he doesn't want to put more rules and regulations in place but he would like to be involved when IDA projects can't secure local labor.

Mr. Galbato recommend that Mr. Randall bring in information that outlines what the Department of Labor in writing that would cover the classified workers of when we would use them. If a document could be dropped off to the board and it could be kept on file when needed for reference.

Update of Sewer Line: Ms. Gabriel stated that the letter that was requested from the County was submitted. A proposal was sent to Mr. Miller. Mr. Galbato said the board hasn't reviewed it but a response would most likely happen within the week. Mr. Marshall asked if it would be reviewed with CMI? Mr. Galbato stated it would be just the board reviewing it. Mr. O'Hara asked moving forward, would the discussions be between the attorney's? Mr. Galbato stated the lead person would be Mr. Miller. The board made the decision a few months ago.

Mr. Marshall stated that July 1st was the date they would give the contractors the ok to start construction. Mr. Galbato stated that if a special meeting needs to happen it could be planned.

Mr. Marshall asked if the extension from the sewer line to the addition to the plant. Mr. Marshall asked if there were plans for the extension of the line? Mr. Ives stated that he took a better look at what it will take. Mr. Ives reviewed the plans with the board.

Mr. Raymond stated that in the future they will have questions in regards to the water rate. Mr. Raymond discussed their discharge plan. They are working with the City of Auburn and may potential work with DEC to get a direct discharge. Mr. Raymond asked if they get permitting for their own discharge, what point would they hit a problem? Mr. Raymond stated that in the end they would need access. Mr. Lockwood wanted clarification if they would be discharging to Cranebrook. Ms. Riester asked how much water on a daily basis do they discharge? Mr. O'Hara stated after the expansion it would be 475,000 gallons. As of right now it is 300,000 gallons a day. He stated the current line can hold 450,000.

Mr. Galbato recommended the representatives of CMI to wait until after the executive session to discuss the outcome. Without the majority of the board and without counsel.

Cayuga County Water and Sewer Authority Agreement: Mr. Galbato explained that the agreement would give CCWSA the rights the sewer line once completed by CCIDA.

Mr. Rindfleisch motioned to approve the agreement; seconded by Mr. Shea. All members present voted in favor; motion was carried.

CEDA Staff Update: Ms. Symes stated that she has been working diligently on moving forward with the DRI projects that are taking place downtown. Also that Ms. Riester has been working with business owners in the community in hopes to have one relocate here to our area.

NEW BUSINESS:

Upcoming Events:

Ms. Symes reviewed upcoming events.

BOARD MEMBER DISCUSSION:

EXECUTIVE SESSION:

Mr. Latanyshyn motioned to enter executive session at 4:40pm for contract negotiations and purchase of sale of real property seconded by Mr. Marshall All member present voted in favor; motion was carried.

Mr. Latanyshyn motioned to exit the executive session at 5:05pm, seconded by Mr. Rindfleisch. All members present voted in favor; motion was carried.

ADJOURNMENT:

Ms. Latanyshyn moved to adjourn at 5:16pm seconded by Mr. Marshall. All members present voted in favor; motion was carried.

Respectfully Submitted,
Taylor Symes