

**The Fiscal Committee
meeting of the Board of Trustees was held
on November 8, 2022 at 2:30 p.m.
in the Academic Affairs Conference Room
at Niagara County Community College
and via ZOOM**

Fiscal Committee Board Members in Person

Mr. Kevin Clark, Chairperson

Fiscal Committee Board Members via ZOOM

Ms. Gina Virtuoso, Vice Chairperson

Mr. Jason Cafarella

Mr. David Haylett, Jr.

Administration Present

Dr. William J. Murabito, President

Mr. John Eichner, Director of Business Services

Ms. Patrice Elnicki, Director of Financial Reporting and Accounting

Mr. Wayne Lynch, Vice President of Administration

Ms. Barbara Walck, Assistant to the President

FISCAL COMMITTEE MINUTES

Chairperson Clark called the meeting to order at 2:32 p.m. and stated the meeting was being recorded. A roll call acknowledged the following were present: Chairperson Kevin Clark, President Murabito, Wayne Lynch, and Patrice Elnicki. Those on zoom were Vice Chairperson Gina Virtuoso, Trustees David Haylett, Jr and Jason Cafarella.

Chairperson Clark stated that a revised agenda was presented to the committee.

It was moved by Trustee Cafarella and seconded by Vice Chairperson Virtuoso to approve the Fiscal Committee Meeting minutes of October 14, 2022 as presented. Motion carried unanimously.

Chairperson Clark read the following resolution:

BOARD RESOLUTION

SUPPORT OF NCCC CAPITAL FUNDING REQUEST TO NEW YORK STATE

WHEREAS, the Niagara County Legislature has consistently recognized the importance of Niagara County Community College as an invaluable asset to Niagara County, and

WHEREAS, the administration of Niagara County Community College has identified several areas of need to remain competitive within the Western New York higher education arena, and

WHEREAS, the proposed additional capital funding total of \$2,000,000 which includes construction of a new Criminal Justice Facility supporting and expanding our Criminal Justice curriculum, and

WHEREAS, the County of Niagara will provide \$1,000,000 as the local sponsor funding to address the shortfall in existing funding due to current economic conditions that have created both inflationary and labor pressures which have escalated the initial investment needed from a \$4,540,000 total to a \$6,540,000 total investment, therefore be it

RESOLVED, that the Niagara County Community College Board of Trustees, as governing board of the college, does hereby support the proposed capital funding for construction of a new Criminal Justice Facility also known as the Niagara County Law Enforcement Academy (NCLEA); and be it further

RESOLVED, that Niagara County Community College is requesting SUNY to provide a 50% match of the additional capital amount of \$2,000,000. The amount requested from SUNY is \$1,000,000.

Vice President Lynch provided information/discussion pertaining to the capital funding request for the criminal justice facility known as Niagara County Law Enforcement Academy. It was moved by Chairperson Clark and seconded by Vice Chairperson Virtuoso to move the resolution to the full board as presented. Motion carried unanimously.

Chairperson Clark read the following resolution:

BOARD RESOLUTION

SUPPORT OF NCCC CAPITAL FUNDING REQUEST TO NEW YORK STATE

WHEREAS, the Niagara County Legislature has consistently recognized the importance of Niagara County Community College as an invaluable asset to Niagara County, and

WHEREAS, the administration of Niagara County Community College has identified several areas of need to remain competitive within the Western New York higher education arena, and

WHEREAS, the proposed additional capital funding total of \$1,500,000 which includes renovation of the C-Annex to support Welding, Clean Manufacturing Technology and Associated programs, and

WHEREAS, the County of Niagara will provide \$750,000 as the local sponsor funding to address the shortfall in existing funding due to current economic conditions that have created both inflationary and labor pressures which have escalated the initial investment needed from a \$2,000,000 total to a \$3,500,000 total investment, therefore be it

RESOLVED, that the Niagara County Community College Board of Trustees, as governing board of the college, does hereby support the proposed capital funding for renovations to the C-Annex to support Welding, Clean Manufacturing Technology and Associated Programs; and be it further

RESOLVED, that Niagara County Community College is requesting SUNY to provide a 50% match of the additional capital amount of \$1,500,000. The amount requested from SUNY is \$750,000

Vice President Lynch provided information/discussion pertaining to the capital funding request for the renovations in C-Annex to support welding, clean manufacturing technology and associated program. It was moved by Chairperson Clark and seconded by Trustee Cafarella to move the resolution to the full board as presented. Motion carried unanimously.

Chairperson Clark read the following resolution:

BOARD RESOLUTION

SUPPORT OF NCCC CAPITAL FUNDING REQUEST TO NEW YORK STATE

WHEREAS, the Niagara County Legislature has consistently recognized the importance of Niagara County Community College as an invaluable asset to Niagara County, and

WHEREAS, the administration of Niagara County Community College has identified several areas of need to provide safe and reliable infrastructure systems, and

WHEREAS, the proposed capital funding total of \$750,000 which includes purchasing of equipment to replace an existing HVAC system with a new HVAC system that incorporates infection control means such as UV lighting systems, and

WHEREAS, the use of HEERF/ARP funds as the local sponsor share in support of this investment, now therefore be it

RESOLVED, that the Niagara County Community College Board of Trustees, as governing board of the college, does hereby support the proposed capital funding for replacement of an existing HVAC unit in the C-Annex building; and be it further

RESOLVED, that Niagara County Community College is requesting SUNY to provide a 50% match of the total capital amount of \$750,000. The amount requested from SUNY is \$375,000.

Vice President Lynch provided information/discussion pertaining to the capital funding request for the replacement of an existing HVAC unit in the C-Annex building. It was moved by Chairperson Clark and seconded by Trustee Haylett to move the resolution to the full board as presented. Motion carried unanimously.

Chairperson Clark read the following resolution:

BOARD RESOLUTION

CONSENT AUTHORIZING EXECUTION OF A FIRST AMENDMENT TO THE GROUND LEASE BETWEEN NIAGARA STUDENT HOUSING DEVELOPMENT CORPORATION AND STUDENT HOUSING VILLAGE CORPORATION

WHEREAS, Niagara Student Housing Development Corporation (“NSHDC”) is the owner of approximately 12 acres property located on the campus of Niagara County Community College (the “College”); and

WHEREAS, under a ground lease agreement between NSHDC and Student Housing Village Corporation (“SHVC”) dated September 1, 2007, SHVC agreed to build and operate an approximately 309-bed student housing facility on NSHDC’s property; and

WHEREAS, the initial term of the ground lease expires August 31, 2048; and

WHEREAS, student housing attracts students and helps Niagara County Community College (“College”) offer a more fulfilling experience; and

WHEREAS, the College’s Board believes that an extension of the ground lease is in its best interests.

NOW, THEREFORE, LET IT BE RESOLVED by the Niagara County Community College Board of Trustees that it hereby consents to a first amendment to the ground lease between Niagara Student Housing Development Corporation and Student Housing Village Corporation to extend the ground lease term to August 31, 2060.

Director John Eichner provided information/discussion pertaining to extending the lease agreement to 2060 for the Student Housing Development Corporation. It was moved by Chairperson Clark and seconded by Trustee Haylett to move the resolution to the full board as presented. Motion carried unanimously.

Vice President Lynch provided the business and finance update. Discussed the welding project, as only one bid was received for each of the following: general contractor, plumbing, HVAC, and electrical. It was moved by Vice Chairperson Virtuoso and seconded by Trustee Haylett to approve the bid results as presented and move to the full board. Motion carried unanimously.

Chairperson Clark thanked Vice President Lynch and his staff for the work done in their office.

There were no other questions from the committee.

It was moved by Trustee Cafarella and seconded by Trustee Haylett to adjourn at 3:09 p.m.