

Minutes

Audit & Control Committee

May 16, 2019, 8:35 a.m., Room 331

Gerace Office Building, Mayville, NY

Members Present: Chagnon, Nazzaro, Muldowney, Gould

Member Absent: Niebel

Others: Tampio, Ames, Crow, Bentley, Geise, Borrello, Dennison, Griffith, Braley, McCoy
Caflich, Lis, Melquist, McCord

Chairman Chagnon called the meeting to order at 8:35 a.m.

Approval of Minutes (04/18/19)

MOVED by Legislator Nazzaro, SECONDED by Legislator Gould

Unanimously Carried

Privilege of the Floor

No one chose to speak at this time

Local Law Intro. 2-19 – A Local Law Amending Local Law 6-13 of the County of
Chautauqua Imposing a Tax on the Occupancy of Hotel or Motel Rooms

Ms. Crow: This is the resolution that we have been discussing the last couple months in this committee to amend the local law so that the booking companies can remit the taxes for the property owner. I don't know if you have any questions. We have talked about this before but I'd be happy to elaborate further if you would like.

Chairman Chagnon: Kitty did a very nice job of explaining this at Planning & Economic Development Committee last night because they had not participated in the discussions that we have been ongoing for the last couple of months. They asked good questions. Kitty addressed their concerns and questions very well. So they were all in favor of proceeding. There were actually some compliments given out. Coming from that committee – o.k., any other questions or comments on the local law?

Ms. Crow: Maybe I will just add one thing. It's the next step after this will be to engage with Airbnb to begin the process to enter into an agreement with them. I'm not sure how long that will take. I would hope that it wouldn't be too long but that will be the next step.

Chairman Chagnon: A positive step forward. Anything else?

Unanimously Carried

Proposed Resolution - Adjust D5112 – Capital Improvement Accounts

Mr. Bentley: This is a capital improvement account. This reconciles the official State numbers for CHIPS and PAVE NY. It's a slight decrease. It's kind of a trend I'm hearing that's happened year after year. They give us a slightly less amount. It's all formula based from the State so we do an estimation based on their early numbers and this is really just the true up to that. It's about \$9,000 less total between the two. This is for 2019.

Chairman Chagnon: Questions, comments?

Unanimously Carried

Proposed Resolution – Authorize Supplemental Agreement No. 2 w/ NYSDOT for
PIN 5759.84

Mr. Bentley: This is for the Harrison Street bridge over the Chadakoin River. This is a bridge replacement project that we're going to try and get done this year. It's out for bid. It's going to be a little tight so we're going to wait to see what the contractor says as far as their schedule. If they say that it's too late in the year, I may defer it to 2020. If it happens – I don't want a bridge out for the middle of winter in Jamestown again so our goal is to get it done during a construction season. If the right thing to do is to defer it to 2020, there is no issues there. It's \$3.4 million dollar project. Eighty percent funded through Federal, 20% through State so it's 100% funded project. So it's something very good. Timing will be part of it and another point will be to make sure that we're out in the public in letting people know when the bridge will be out, where the detours are, and when we expect it to be back. Our goal would be to have it done during one construction season.

Chairman Chagnon: Any questions or comments? Brad, I think that this bridge has some unique challenges to you because it has a district heating pipe hung from the bridge which is relatively a unique situation. That will be a great challenge, I imagine, in this bridge replacement.

Mr. Bentley: Yes, that's actually - and the design. It's not just the heat but there is also electric, water, I think every utility that is in Jamestown is on that side of the bridge. So if you are over the railing, it's there. So we'll have to shore up those facilities and be mindful during the construction activities. The good part is that it's a pretty standard design bridge. It's going to be a box or – very straight forward, I'll put it that way.

Chairman Chagnon: If there are no other questions or comments? All those in favor?

Unanimously Carried

Proposed Resolution – Authorize Agreement w/ NYSDOT for Performance of Federal-Aid Project PIN 5762.49

Mr. Bentley: Each year the State give us money to go out and maintain our bridges by painting. They fund that through Federal and State so right now we're looking at 6 bridges in the Towns of Sherman, Villenova, Chautauqua, Stockton, and Sinclairville. Total cost is estimated to be \$680,000 with 80% borne by Federal share, \$544,000, another 15% through State Marchiselli for \$102,000 and then our local share would be \$34,000 or 5%. We have 308 bridges so we try to do what we can with what we have. This will help maintain our bridges and make them last longer. It's a very good thing to have especially to have funding for .

Chairman Chagnon: Questions, comments? We're awfully easy on you this morning.

Mr. Bentley: I told you this was easy today.

Chairman Chagnon: Don't get a feeling that this is a trend or anything. All in favor?

Unanimously Carried

Proposed Resolution - Accepting Donation of Funds from the Chautauqua County Health Network (CCHN) for Complete Streets Projects

Mr. Bentley: Mr. Nazzaro was at the Public Facilities meeting where I explained a little bit more of how this came to fruition. I've been working with the Chautauqua County Health Network. They have some grant funding that they originally had slated for, for buying what they call, rubber form products, which are basically temporary (*inaudible*) that you place in the roadway to designate separate of bike lanes or crosswalks or traffic calming, any types of those. Originally they were going to buy \$13,000 worth of products. Give them to me to extend out to the communities to try and see what a complete street would look like. In discussions with them, \$13,000 in rubber products is a lot of stuff. Well, I thought in discussions, instead of buying a lot of stuff that might sit in the warehouse, is there anything else we can use with that money. They said yes, we could actually put it towards the construction of some of those activities so furthering those discussions, we said, why don't we do a combination of rubber form products and also allocating that money towards some of the projects where it further their goals for creating healthy schools and communities. So there are only certain communities that those would be available to be put in. Jamestown, Dunkirk, and Cassadaga are the areas that we're looking at. So they are going to help pay for crosswalk just on the other side of the South Main Street bridge. Also in Cassadaga, it will help pay for the paint for the striping of the bike lanes on Dale Drive. Central Avenue striping as well for the bike lanes on Central Avenue in Dunkirk. We're putting together that. This resolution is the means to accept those gifts of the product as well as the money that would go towards those projects. Another easy one, good one.

Chairman Chagnon: Any questions or comments? I have two questions. You listed the three communities that are eligible for this and why is it that they are the only three that are eligible?

Mr. Bentley: It's through the and I think that Lisa would be probably best to answer that but I'm going to take a stab at it.

County Executive Borrello: The Complete Streets program, something that we have been very focused on. Each municipality has to adopt a Complete Streets program themselves and we have a few that have. This is kind of the intersection of where we have projects and where we have Complete Streets programs. So they have adopted a Complete Streets policy and we have a project that fits it.

Chairman Chagnon: Got it because I know that there are other Complete Street communities so at that intersection – (*cross talk*)..

Mr. Bentley: Actually there is another vehicle at the intersection which is actually, it has to be in the Chautauqua creating healthy schools districts. I think that it has to do with low income so that is why you have Jamestown and Dunkirk.

Chairman Chagnon: So it's a three way intersection.

Mr. Bentley: Yes, it comes through the Public Facilities.

County Executive Borrello: This is all about really working to find the most resources to dedicate to this type of a program. We're really doing a lot to expand the Complete Streets around the County. I think it's super important for a number of reasons and this is just another opportunity for us to maximize those intersections and get as much funding to these projects as possible.

Chairman Chagnon: Great. Thank you for that explanation George. My second question is really for Kathleen. No budget amendment needed for this?

Mrs. Dennison: Brad and I already had this discussion. The reason why we're not doing a budget amendment at this time is that the way the grant is structured, we may just receive product and so we might not have to expend money. So we're waiting to see, in what form, the gift will be presented. So, if Brad's department has to purchase something then we'll do an amendment at that time to increase expense and increase revenues but if he's just receiving a product, I don't think that we need an amendment because there will be no money exchanged.

Chairman Chagnon: You are good with that.

Mr. Bentley: More to follow. It isn't something that is common so we'll adjust as we need to.

Mrs. Dennison: I may have to defer to the CPA's on this. I don't know if we – maybe Chuck knows, if we receive a product, I don't know if we have to recognize that as a revenue?

Legislator Nazzaro: Technically yes.

Mrs. Dennison: So we might have to make an adjustment either way.

Chairman Chagnon: When it becomes apparent what we're receiving then we'll deal with that accordingly.

Mrs. Dennison: Yes.

Legislator Nazzaro: As I said at Public Facilities, I just want to thank CCHN for providing us with the funding. This is a great projects.

Chairman Chagnon: Any other questions or comments?

Unanimously Carried

Proposed Resolution – Support of Vehicle Leasing and Fleet Management Service Agreements

Ms. Crow: We have been looking at leasing vehicles and we've done an RFP and selected the successful proposer. I know that you are looking to support the move in this direction to lease vehicles in the future. I did put together some talking points, reasons why we believe this is a good move. We have done quite a bit of analysis, Kathleen, myself, and others in looking at this model and we feel it would be beneficial to the County. Certainly would reduce the total cost of ownership over the life of the vehicle and improve our cash position. Our budget for vehicles right now is that we amortize the cost over four years. So compared with other counties, there are many other counties that have moved to leasing and they might have seen a more dramatic change in their budget because they would expense the full cost in the year that they purchase the vehicle where as we amortize it so we'll see a more gradual reduction in our budget for the vehicle itself but we do expect to see savings on the maintenance, fuel –

County Executive Borrello: Down time from when the employees have to have a car in the shop.

Ms. Crow: Right. It will give us a more predicable budget because we'll know the actual payment. Safer, we talked to Dennis on the insurance side and with the safer vehicles, would balance out the insurance of a newer vehicle so that should be about cost neutral. As far as maintenance goes, we have the option with the vendor that we're finalizing the agreement with, that we could do maintenance through them. We're not intending to do that right now but it could be an option if found that to be something in our interest but there is no concern right now that this is not going to involve reduction and positions. I think that we have more than enough work for the mechanics as it is. In other counties too, they have gone with share service agreements even add – because their mechanic time has been freed up, they could engage in

shared service agreements with other municipalities to do their maintenance. That would be a separate discussion.

County Executive Borrello: The good thing is that with the newer vehicles, warranty work can be done at a dealership but the basic maintenance, oil changes, tire rotations, brake pads can be done and those are similar things that take less time. It's going to be less of a burden on our maintenance department to do basic maintenance. Major stuff can be covered under warranty because now we'll have vehicles that are low miles so it will be covered under the manufacturer warranty.

Ms. Crow: As far as business that we do with the local dealerships, we would still go with those dealerships for repairs and maintenance that we're already outsourcing. Then delivery of the vehicle can also be done through a local dealership. So, we kept in mind the impact that would be to the communities. We do have an opportunity to maximize equity but based on the expertise of the vendor that we selected to give us the knowledge of when might be the best time to turn over the vehicle in the lease to maximize that resale value at that time.

County Executive Borrello: It's important to point out that this is – this is not just about leasing vehicles, this is also about fleet management and that's really important. It's something that was unique to Enterprise's bid. What was it, 14 other counties that they are currently working with?

Ms. Crow Yes, at least, in New York.

County Executive Borrello: We've seen them up at NYSAC so this is a business that they really are specializing in, dealing with municipalities. But the fleet management part of this the part that is really going to help us maximize the opportunity for savings. It's not just simply leasing vehicles. I think that is important because we did have other local bidders but they were not providing that fleet management component.

Ms. Crow: I would just like to qualify the term fleet management because we do have in-house – we'll still have a coordinator of our fleet, so to speak, as a point person in managing with the departments their budget, so that component of fleet management would still be in-house but the knowledge of the market place, the financial side, where we can get the most for our money basically in every sale as well.

Legislator Gould: Are there any advantages to owning them?

County Executive Borrello: In some cases.

Legislator Gould: You talk all about leasing, I want to know if there is any advantages in owning (*cross talk*) fleet?

County Executive Borrello: There are some situations where we will. Like for example, we have pick-up trucks that work road crews and they get beat up or up at the landfill. Those would be more to our advantage to own. It's not every vehicle, it's not the heavy equipment.

You have Sheriff vehicles which get high mileage. If you exclude the Sheriff's, our mileage is relatively low, our annual mileage. So you are buying a vehicle and you're not really utilizing it

Legislator Gould: To its fullest.

County Executive Borrello: Exactly.

Ms. Crow: Each vehicle will be an individual lease and so each vehicle will look at it to, what is the use of this vehicle, what are the specifications that we're looking for, and so each time we look at leasing a vehicle, they'll be that analysis. Right now we're not looking to do this with the Sheriff's. They do have an option to include Sheriff vehicles. We're just kind of setting that aside for now but this is all non CDL vehicles that could come under this program.

Chairman Chagnon: That was the one point that really is missing from the talking points is that this is not all vehicles. This is a select group of vehicles that we're pursuing. Jay, I appreciate your question. Do you have anything else?

Legislator Gould: Nope, they did a good job answering it.

Legislator Nazzaro: As the County Executive, Kitty, and Legislator Chagnon are aware, we have had many discussions on this. This was gone well over a year, what two years?

County Executive Borrello: It started before I was County Executive.

Legislator Nazzaro: This was not a hasty decision by any means. Over two years probably since this was discussed and Legislator Chagnon and myself wanted to bring this before the Legislature. It's not required technically. This is just to show that we're supporting the concept of fleet management and leasing vehicles. It doesn't have to all or nothing like we just discussed. I think it has a lot of positive benefits but also, we're not bound by anything by doing this. This is just saying we support the concept, we're letting the full Legislature and the public know that we're following good business practice by having fleet management for select vehicles.

County Executive Borrello: If I could also say, I appreciate the both of you getting so deeply involved in this yourselves. It was a long process but I think that we did great due diligence. We really, really did and we sat and analyzed this, we talked about the legal end of it, we talked about the financial aspects, so I appreciate both of you being involved and then being able to share that knowledge with your fellow Legislators so we can kind of move this forwards. So thanks for your participation in this.

Chairman Chagnon: It was a good project. Just took a little too long.

Ms. Crow: It was first brought to me by Vince to look into it so that's how long I've been circling around with it.

Chairman Chagnon: You can check this one off your list.

Ms. Crow: There are two other things and I'll revise or add a couple of – you might get questions from constituents and things like that. But, also, we had discussed this with the Planning Board as well. They were very supportive of the idea and then, to the point of it's not necessarily all vehicles but it's also not binding that we have to - we don't have any specific commitment of number of vehicles to lease. It's the agreement that we're working. It's just that we can lease with them.

Chairman Chagnon: Any other questions or comments? Thank you very much.

Unanimously Carried

Proposed Resolution – Authorize Transfer of Tax Foreclosure Properties to Jamestown
Urban Renewal Agency (JURA)

Mr. Caflisch: The Chautauqua County IDA made a timely request during the redemption period.

Mr. Geise: This is the JURA one.

Mr. Caflisch: Oh, I'm sorry. JURA made a timely request during the redemption period for this property. It's for local economic development in the City of Jamestown. The City has substantial investment in the property in demolition and I think that they have a good plan for redevelopment so I would recommend the resolution be passed as presented.

Chairman Chagnon: Just to elaborate a little bit. You indicate that JURA has already concluded demolition of one of the parcels at a cost of \$33,000. To put that in perspective, the delinquent taxes owing on that parcel are just under \$6,000?

Mr. Caflisch: Correct.

Chairman Chagnon: If you (*inaudible*) the County's contribution to this effort and the other parcel is ready or almost ready for demolition and the taxes owing on that just a shade over \$6,000. So again that puts in perspective the contribution that the County is making to this effort in comparison to the cost that JURA has incurred in the demolition.

Mr. Caflisch: Correct and cost that they will incur in the future.

Chairman Chagnon: Any questions or comments on the proposed resolution?

Unanimously Carried

Proposed Resolution – Authorize Transfer of Tax Foreclosure Property in the Village of
Westfield

Mr. Caflisch: I'll start by saying the Chautauqua County IDA made a timely request to acquire the building as the mortgage holder in Westfield and I'll let Mark continue from there.

Mr. Geise: This building in 2004 the owners, Chautauqua Energy, secured a loan from the IDA in an amount approaching \$500,000. They paid that down to about \$300,000 owed to the IDA on that building. Our interest is a couple of things. To recoup at least some of that back after pay the \$80,000 taxes owed.

Mr. Caflisch: Eighty seven.

Mr. Geise: Eighty seven thousand dollars owed on it, the penalties and everything. Then actively market that. We've had discussions with the leadership in Westfield. Martha Bills specifically. They are happy that if you so choose to send it over to the IDA, that the IDA is going to keep the tenants in place, actively market that and work with the Village to find a good tenant for that. That is where we are at with that one.

Legislator Nazzaro: The building is in good shape?

Mr. Geise: It's in good shape.

Legislator Nazzaro: At least on the outside.

Mr. Geise: Yes. There are two tenants, Value Hearing and then there is an art gallery on the ground floor.

Legislator Muldowney: How many more perspective tenants will the building hold?

Mr. Geise: I don't know the answer to that exactly.

Legislator Muldowney: Is the upstairs vacant?

Mr. Geise: I think there is some of that that has been rented but I don't know.

Chairman Chagnon: Other questions or comments?

Unanimously Carried

Proposed Resolution – Distribution of Mortgage Taxes

Mr. Caflisch: I received the information from the County Clerk and prepared the distribution as per our policy. I can't give you a perspective of where they are in budget or anything. Kathleen could or Kitty could. I can just tell you it is what it is.

Chairman Chagnon: And compared to the same period of time last year, it's in total, 13% lower from the same period last year. Of course that varies by town, village, and city. Some are up, some are down. Apparently the majority of them are down.

Mr. Caflisch: Yes.

Chairman Chagnon: Any questions or comments?

Legislator Nazzaro: You answered my question.

Chairman Chagnon: Of course,

Legislator Nazzaro: I knew that you had the answer.

Chairman Chagnon: Don't act surprised.

Legislator Nazzaro: I'm not surprised. I'm just complimenting you.

Legislator Muldowney: And that could not just be the market, that could be interest rates or people refinancing like they did last year.

Mr. Caflisch: There is no big drop in interest rates. When there is a drop, usually we get a lot more activity or you have big sales going on. We don't probably have the activity that we did last year.

Legislator Muldowney: We do notice in our town prices are going up.

Mr. Caflisch: Property values in general, yes. They are jumping up. Vacant land, residential, Countywide.

Legislator Muldowney: Good to hear that.

Chairman Chagnon: Good comment Legislator Muldowney, thank you.

Mrs. Dennison: As Jim eluded, there was a question at Administrative Services, how does this compare to our budget. Our budget this year for mortgage taxes is \$1.4 million so obviously this is less than half. It's in the ballpark for achieving the budget for this year.

Chairman Chagnon: Thank you. Other questions or comments?

Unanimously Carried

Proposed Resolution – Authorize Execution of Agreement with Cattaraugus County Sheriff

Under Sheriff Braley: Chautauqua and Cattaraugus County Sheriff's departments have carried on a joint bomb squad operation for a number of years now. This is funding from the Department of Homeland Security. We administer the grant and Cattaraugus County shares in the proceeds. This agreement is simply to allow us to reimburse them for costs.

Chairman Chagnon: Questions or comments?

Unanimously Carried

Proposed Resolution – Authorize Execution of New York State Division of Criminal Justice Services Grant – Southern Tier Regional Drug Task Force FY18

Under Sheriff Braley: This again is grant funding that we received from DCJS to offset the cost of the drug investigator assigned to our narcotics taskforce.

Chairman Chagnon: Questions, comments?

Unanimously Carried

Chairman Chagnon: I will point out for the Committee that the next two proposed resolutions were reviewed by the Human Services Committee but since they did not have a quorum, they did not vote on these. They did sign them forward but they have not been voted upon by Human Services. Just for your information.

Proposed Resolution – Authorize Acceptance of Funds from New York State Office for the Aging to Address Unmet Customer Needs

Mr. Melquist: This resolution ends up being straightforward but there is some background to it. Governor Cuomo, he included \$50 million dollars in his overall budget to tackle unmet needs in the State so all Office for the Aging that had a wait list, which most of them kept (*inaudible*), but either way they distributed the money based on the need. So we have an “x” amount people, I think a little over 200, and we got \$478,000 between April 1st of this year and March 31st of next year. Then the breakdown on the resolution, the amounts differ on the bottom because we’re only going to spend estimated that amount in 2019 so that is the amount that we have to actually cover. Then the rest of it will come through between January and March in 2020. But, good thing about it is, there is no local share so everything we spend we get reimbursed, 100%, so that is a plus. We are moving forward right now, we’re starting the process of getting registered nurses hired through and RFP and hopefully hire a couple of case managers to kind of take on the caseloads. There will be 200 plus extra people. That is pretty much the background on it.

Chairman Chagnon: Questions, comments? Is it my understanding that if we utilize these funds this year that they will be available to us again next year?

Mr. Melquist: What they have told us is yes. They said that it was going to continue rolling forward. So it’s going to end March 31, 2020 and then they are going to start a new year April 1st and the funds are going to continue. That is what they have told us. You know how the State goes but that is what they told us.

Chairman Chagnon: I would imagine that that would be based upon the number of individuals on the waiting list after these funds are used because this should reduce the waiting list via the expectation.

Mr. Melquist: So they estimated it, the amount we got, they estimated to be able to eliminate the wait list that we currently have. So you are right, if there is additional wait list after that, then I don't know if they will increase that. What they want to do is maintain these people. I know they want to maintain so if they are out the next fiscal year and whatnot, they want to keep these people on the services. If people get added, they haven't addressed that yet. So I'm not sure it will increase or more people get added after the fact, but I know they want to maintain who we serve this year.

Chairman Chagnon: That's helpful so then the expectation is, even if this eliminates the wait list, we would still expect funds to maintain those individuals.

Mr. Melquist: At the very least. Hopefully they'll get more but at least we'll be able to maintain them.

Chairman Chagnon: Thank you, that's helpful. Any other questions or comments?

Unanimously Carried

Proposed Resolution – To Accept New York State Department of Health 2019-20
Maternal and Infant Community Health Collaboratives Community
Health Worker Expansion Project Grant

Ms. Lis: This is a grant that we just received. The Governor has an initiative to improve mortality and birthing outcomes so he is doing this as an expansion of the MITCH program. This is a grant that goes into next year but the amount I believe for the budget this year is a proportionate amount for 2019. What we are going to do with this is, we're going to subcontract with UPMC which is our largest Obstetric department and birthing hospital in the area to improve prenatal education. They are probably going to bring like one and a half FTE's to be able to fund with that. We do not know if this will continue in the future but if it does not, we'll stop the program, if it does, we'll continue it.

Chairman Chagnon: Questions, comments? Val, is there any local match to this grant?

Ms. Lis: No.

Chairman Chagnon: O.k., that's the key word.

Ms. Lis: A lot of ours don't really have -

Chairman Chagnon: O.k., no other questions or comments?

Unanimously Carried

Proposed Resolution - Amend 2019 Budget Appropriations – Emergency Services

Mr. Griffith: This is a grant to remove State funding from the Homeland Security grant from the revenue and expense accounts to purchase new ipads for the staff. Ipad will be used with our product called DLAN which is a reporting software program that links into New York Response in the event of an emergency. No local share.

Chairman Chagnon: Any questions or comments?

Unanimously Carried

Proposed Resolution – Accept New York State Department of State Local Waterfront Revitalization Program Grant Funds for Kayak Launches

Mr. McCord: The resolution you have before you is a resolution to accept funding from the New York State Local Waterfront Revitalization program. In 2018, we put in an application for five communities to receive handicap accessible kayak launches. We were successful in that. The portion of the funding that you see in the resolution, the cash portion, all comes from municipalities. We are providing staff support to administer the grant through our department.

Chairman Chagnon: No local share?

Mr. McCord: No local share. At least, no County local share.

Chairman Chagnon: Thank you for clarification. Any questions or comments? Last night you shared with us the communities or the areas that were benefitting from this. Could you explain that?

Mr. McCord: Sure. It's the Town of Westfield, City of Dunkirk, the Village of Silver Creek, the Town of Hanover at Cattaraugus Creek, and we will also be working with CWC to put one at Goose Creek on Chautauqua Lake.

Chairman Chagnon: So good spread throughout the County.

Mr. Geise: Did you say Cassadaga Lake at all?

Mr. McCord: No, Cassadaga Lake actually already has one, I've been told.

Chairman Chagnon: Other questions or comments?

Unanimously Carried

Proposed Resolution – Acceptance of New York State Energy Research and Development Authority Clean Energy Community Grant

Mr. McCord: This resolution is to accept a NYSERDA grant for \$150,000. The Department of Planning worked with Department of Public Facilities as well as with Legislator Odell to move forward a program where we had to, as a County, perform four out of ten items.

We were successful in doing the Solar Chautauqua program, the PACE program, a building benchmark program, and there is one other that escapes me at the moment. This grant will fund relighting of the airport tunnel with LED lights as well as two electric vehicles for the Engineering Division at DPF and hopefully there will be adequate funds to begin to put some LED lights in the parking lot when the parking lot here at GOB is redone. All of those should reduce operating costs and this is a no local share grant except for the implementation of it.

Legislator Nazzaro: You said two electric vehicles?

Mr. McCord: Yes.

Legislator Nazzaro: And those will be utilized by?

Mr. McCord: The Engineering Division. When they go out into the field.

Chairman Chagnon: Other questions or comments?

Unanimously Carried

Proposed Resolution - Authorizing SEQRA Review of Waterways Panel 2020 2% Occupancy Tax Recommendations

Mr. McCoy: We do this every year and this is the culmination of the efforts of the Waterways panel to review the applications submitted in connection with our award winning 2% occupancy tax grant program for lakes and waterways. This year we received 31 applications for around a million dollars. Because these monies come from the 2020 budget for construction in 2020, we go on anticipated revenues in historic funding levels. This year we believe that we'll be able to fund seven projects for an aggregate value of around \$234,000, which is in line of where we have been in the past. We have some great projects. We are excited about that and we'd like very much at this point and time to have the approval to begin the environmental review for these projects.

Chairman Chagnon: Any questions or comments?

Unanimously Carried

Proposed Resolution – Authorize Use of 3% Occupancy Tax Monies to Support the Chautauqua Lake Pops by the Shore Series in Mayville

Chairman Chagnon: I will point out to the Committee that last night we had a typo change to this resolution. The last WHEREAS clause and the first RESOLVED clause as presented referred to the occupancy tax reserve. Actually, that is the reserve for undesignated off cycle projects. So the WHEREAS clause refers to a balance in the occupancy tax fund of \$30,000. That's actually the balance in the reserve for undesignated off cycle projects because the balance of the total 3% occupancy tax fund is much higher than that. So we made that typo last night and that is just for your information.

Mr. Geise: So this as the Chairman discussed, this is to authorize the use of 3% undesignated off cycle project reserve funding which there is a balance of about \$30,000 in the account for the Mayville Pops. It's called the Lake Pops by the Shore Series in Mayville. This was, as you recall, the Bemus Bay Pops, when the Italian Fisherman was sold, the new owner decided he did not want to continue with that and they have been looking for a home. We met with the leadership in Mayville several times over the course of several months to talk about the concept of having it in Mayville and pledge our support for the project. I don't know if you want to talk about that a little bit and then I can continue.

County Executive Borrello: This year especially, we're going to see the return of the ferry and we're going to see now the return of the Pops to Chautauqua Lake. It's really about kind of creating an even broader more diverse opportunity here. We're going to bring this to Mayville and Mayville to me is one of those kind of hidden little gems of Chautauqua Lake. It fits well in this community for a number of reasons. First of all, this is the County seat here in Mayville. I think that we need to do what we can to support projects here in the County seat as County government. We've been doing a lot of – I think a lot of good things along the way as well. We have the trail system, Barcelona to Chautauqua trail, things like that but here is an opportunity for us to do something that's really supporting the return of a major event that draws people from all over. Well outside of Chautauqua County and having this floating stage, one of the only floating stages in the world, back and operating here on Chautauqua Lake, here in Mayville, I think is a great opportunity. Like I said, it's a year for us to return some things that we lost for a bit and certainly the Pops is one of those things.

Mr. Geise: The location of this will be in front of the train depot which is a facility that is currently under used and this will put this into active use. It runs June through August. They have concerts, they have free movies, so they have a number of venues. The reason why this funding is so important right now is that, upfront there is a lot of deposits that need to be made for the bands and the lineup of the shows. They are seeking sponsorship and actively out there working but there is a crunch in the front end of this. This will help them with that and it will also – they want to put on a full venue here over those three months so this will allow it to stay at that high level at well or at least help.

Chairman Chagnon: Any questions or comments? This certainly continues a fine tradition of the Bemus Bay Pops in a new location for hopefully new audiences. There are some of us that remember the genesis of the Bemus Bay Pops that was many years ago for the 4th of July celebration. The Bemus community got together and arranged for the Buffalo Philharmonic to come and perform on the roof of the Italian Fisherman and they played rousing music, very appropriate for the time and season. That was a wonderful community experience and that was the beginning of the Bemus Bay Pops. So that tradition has obviously grown and developed with the development of a floating stage and it's nice to see that continue for the area and for Chautauqua Lake community.

Mr. Geise: If I could add one more thing. The economic impact is huge. They have done a couple of economic impacts studies and it's in the multi-millions of dollars impact annually over those three months. So, I think that is important to point out as well.

Chairman Chagnon: It is, thank you. Any other questions or comments?

Legislator Gould: Is it going to be renamed the Mayville Pops or are we going to continue to call it the Bemus Bay Pops.

Mr. Geise: They are doing business as the Chautauqua Lake Pops but it's a 501C3 that was created under the Bemus Bay Pops. So it really is the Chautauqua Lake Pops.

County Executive Borrello: Chautauqua Lake Pops by the Shore.

Legislator Gould: Thank you.

Chairman Chagnon: Other questions or comments?

Unanimously Carried

Proposed Resolution - A Resolution Authorizing Various Capital Projects in and for the County of Chautauqua, New York, at a Total Maximum Estimated Cost of \$5,260,363, and Authorizing the Issuance of \$3,242,863 Bonds of said County to Pay Costs Thereof

Ms. Crow: This resolution is required and it's following projects that were adopted in both the 17' and 18' capital budgets. Those projects were to be funded with serial bonds. The law requires separate legislation to approve the actual borrowing. I'll point out in the resolution it states that the total cost are \$5 million were borrowing for little over \$3 million. That is due to the total cost of the JCC projects that are listed in here. As you know the County's contribution to those projects is 25% but it's necessary to list the full cost of the project in the resolution.

Chairman Chagnon: Any questions or comments?

Unanimously Carried

Ms. Crow: I just want to follow up too on a question that Legislator Nazzaro asked in another committee. A question on our current bond rating. So we did issue a BAN at the end of last year and they always do a rating call at the time of issuance. So our rating with - there was two ratings that were stated in that issuance. One is from Moody's and the other from S&P. the Moody's rating was an A1 rating and S&P's rating was A+. Then at the time of - a secondary - the purchaser of the BAN also did a rating call and that rating call is a different rating scale. It's on shorter term borrowing and it's a Mig 1 rating. I haven't heard of that one before so I did look it up. It has to do with the short term rating but it is the highest rating for short term ratings that they do. There is Mig 1, 2, and 3 and they gave us Mig 1. If you wanted a copy of what their notes were I can share them. Right now, we're doing pretty good as far as our rating are.

Legislator Nazzaro: Thank you for the follow-up.

Proposed Resolution - Investment Policy for the County of Chautauqua

Ms. Crow: It is required to adopt the policy annually but that was necessarily the main purpose of me submitting it this month. It was that there is a couple of changes with - we have one broker firm that we have been working with for a number of years. That was First Empire and they recently purchased by Stifel so there was a name change so that is one of the changes in the resolution. It's just to update the resolution to include Stifel now instead of First Empire. The other change is a proposed addition to the list of firms that we might buy securities with. The reason for that is that a former employee of First Empire is now with The Baker Group and has reached out to me. I said, maybe some time in the future I'd at least propose it to our Legislature to add them as on the list. The reason I'm interested in doing that is just to - we might decide further down the road to go into the direction of having a fiduciary but until that time I - because I'd like to establish a relationship with another group and this would be somebody that I'd be familiar with because I've worked with them in the past and now with another group. The other two brokers we have, I imagine at some point in time they are going to retire and this just kind of broadens our scope in terms of firms that we might do business with in the future. So that was the other change in the resolution.

Chairman Chagnon: Thank you for that explanation. Questions, comments?

Unanimously Carried

Proposed Resolution - Authorize Review of Current Investment Holdings

Ms. Crow: As we have been discussing for not quite as long as the vehicle leases but we've had - this resolution was prepared at the direction of the Committee from last month's meeting. That the committee wanted to engage in an agreement to do a one-time review of the investment holdings to comply with the policy and recommendations from the State Comptroller's audit a few years back. There are sufficient funds within the internal audit account. So it was discussed last month to utilize those funds. There is no amendment necessary. I assumed that this would kind of come under the internal audit type of function so I thought that it would be o.k. for it to stay as an expense under that new department that was added for this year's budget. You'll have to consider later what other items that you want to be done under the remaining budget for the internal audit.

Chairman Chagnon: Questions?

Legislator Nazzaro: Just a brief comment. Again, as we discussed previously the purpose of this resolution is to show that this committee here in the Legislature is taking action and responding to the State Comptroller's report to have this review done.

Chairman Chagnon: Thank you. Other questions or comments?

Unanimously Carried

Chairman Chagnon: Before we get to the discussions items on the agenda, we have three late arriving resolutions. The first is:

Other

Proposed Resolution - Amend and Close Capital Project Accounts – Office of the Sheriff

UnderSheriff Braley: I will try and be brief as I was but this is going to take a little more explanation. We received capital funding project award for \$240,000 in the current year for roof repairs to the administrative and 911 center sections of the Jail. We also were applying for some repair costs for the taller section, the three story tower section of the Jail where we had some deterioration of the roofing material. The project cost for that initially started out at about \$5,000. Unfortunately we had an inspection completed just this spring and the update on the cost, the funding on that is going to be required to be considerably higher. Probably \$300,000 as opposed to the \$245,000 that we were thinking. So what we would like to do because the potential for additional damage and high winds or anything like that, if we wait to do these repairs is pretty great. We'd like to try and get that project started. The proposals that we made before the Planning Board were accepted and they made a motion at the time to approve that funding. So, we have two projects that we're completed. One was a 2014 project and the other one I think is 2016 that we can return to capital reserves about \$14,000 out of those two projects now that they are completed. What we would like to do is increase the cost to cover that \$300,000 anticipated bill so that we can do the roofing for the new section. Get rid of those leaks and also fix that repair before it becomes any worse.

Chairman Chagnon: Just to be clear then, this additional work and this additional capital expense has been reviewed with the Planning Board and approved?

UnderSheriff Braley: Yes.

Chairman Chagnon: Wanted to be clear on that, thank you. Any other questions or comments?

Legislator Nazzaro: Just a financial question. Maybe this would be for Kathleen. Wouldn't the \$14,000 for the under reserve, where we were under budget, has that been accounted for in the reserve yet? Has that project been completed? I thought I heard it was completed.

Mrs. Dennison: They have been completed. The projects have not been closed from an accounting standpoint. So when they are reviewed closed capitalized, any balance will be returned to the capital reserve. In the resolution itself, we're not reflecting the exact amount of that increase to the reserve because we don't know the precise amount at this time.

Chairman Chagnon: Because it hasn't been closed.

Mrs. Dennison: Yea, it has not been closed.

Legislator Nazzaro: The word it's been completed but it hasn't been closed?

Mrs. Dennison: Correct. So this resolution will close it and return, we said approximately \$14,000 to the reserve but we don't know the exact amount at this time.

Legislator Nazzaro: Thank you.

Legislator Muldowney: Is this over the old section or is this the middle section?

UnderSheriff Braley: The repair?

Legislator Muldowney: Yes.

UnderSheriff Braley: If you look at the front of the Jail where the carving is above the door, it's directly behind that. The tallest section of the Jail. That's the original 1938 construction.

Chairman Chagnon: Other questions or comments?

Unanimously Carried

Proposed Resolution - Amend 2019 Budget for State Homeland Security Program Grant Award

Mr. Griffith: This is for the 2016 Homeland Security grant and the reason we wanted to get it in here late is that we found out that we can purchase a new Life Back 15 Cardiac Monitor with this funding to the cost of \$32,689 with zero local share. We just wanted to move forward with that and get it coming.

Chairman Chagnon: The reason it's urgent now is –

Mr. Griffith: To put it in a new ambulance.

Chairman Chagnon: Is because we will use it to outfit the new ambulance that -

Mr. Griffith: Which is here.

Chairman Chagnon: It is here.

Mr. Griffith: Yes.

Chairman Chagnon: O.k., other questions or comments?

Mrs. Dennison: I actually have a comment that pertains to the previous resolution number 14, but also the comments applies to this one as well. In this one, we are adding revenue and adding appropriations because we will be using the grant revenue in this year and it was not budgeted. But I just want to make a clarifying comment about the previous resolution for

Emergency Services resolution number 14. Director Griffith mentioned that we would be increasing revenue and in that resolution, number 14, there is actually no change to the revenues. I just wanted to clarify for the record. That one is just a reallocation of the appropriation budget from contractual to equipment. I'm sorry, the other way around. From equipment to contractual but with no change in revenues.

Chairman Chagnon: As indicated in the resolution, it was just a misspeak during the discussion.

Mrs. Dennison: Yes.

Chairman Chagnon: Thank you. Other questions or comments on the proposed resolution for the Homeland Security grant?

Unanimously Carried

Proposed Resolution - Allocation of 2% Occupancy Tax Funding from 2019 Reserve Account to Provide Additional Funding to the Chautauqua Lake & Watershed Management Alliance

County Executive Borrello: I guess I will kick it off a little bit just in general terms. I think we can all agree that we've all come a very long way with the Chautauqua Lake overall situation. The MOA certainly brought together various stakeholders around the lake. You probably read in the paper that we're going to do a record amount of herbicide treatment in Chautauqua Lake with, knock on wood, no lawsuits at this point and everybody generally agreeing that this is a good thing. Constraints that we put in the MOA and the areas of agreement and a consensus strategy that developed the MOA are allowing not only a record amount of herbicide use but a record amount of participation. We received a lot of funding. As I said before, money that was sitting on the sidelines because people did not want to get involved in the infighting and the lawsuits and everything else that we had. An additional \$100,000 in a matter of days, literally, that appeared to help us with these efforts. Of course, we have the collaboration in Burtis Bay. County crews working with the Village and Town and even the Town of North Harmony participating to help clean that area up and now we have a great plan moving forward to use a combination of harvesting and herbicides to hopefully control the situation so we don't have a repeat of what happened last year in Burtis Bay. That's part of what we're talking about today. One of the key tenants of the consensus strategy, the thing that everyone agreed on the most when we interviewed everyone is that we needed to have independent third party monitoring of treatments in Chautauqua Lake. Not just herbicides but any weed management treatments. Several things came out of that. The most important thing was the hiring of – or the most immediate thing I should say, not necessarily the most important, is the hiring of Princeton Hydro, third party company that does this all over. They have come in now to provide that piece of mind and that double check of the herbicide treatments. We're also moving forward in that we have a requirement of putting GPS monitors on the harvesters so we know historically where they were so if there is ever any issues. Same thing with Princeton Hydro. This is all about having information to give everybody a level of comfort but also data going forward that's independent and available to anyone who needs it. Same thing with the GPS

monitoring. It's independent, it's information that we're going to need going forward because there have been questions in the past that could not be answered because we did not have data. So, \$35,000 of the \$65,000 that's in this resolution goes to support the payment of Princeton Hydro in their independent third party monitoring. Again, key, key component of the consensus strategy. The other \$30,000 is to help close the gap for herbicide treatments, largely in Burtis Bay.

Chairman Chagnon: Entirely in Burtis Bay.

County Executive Borrello: Excuse me, entirely at Burtis Bay because we came up with this strategy. I say we, I really didn't come up with this strategy, I just said it. There was a strategy was created to do this large swath all the way across that hits really three municipalities, if I'm not mistaken. Celoron, Ellicott, I guess technically, and don't we have someone on the other side?

Chairman Chagnon: Lakewood is the other side.

County Executive Borrello: O.k., that will create kind of a swath across and working with DEC, the plan is to go – that's about a third of Burtis Bay and they would like to over the next two years do another third and then another third after that. Hopefully that will give us some clear areas combined with the potential of creating a underwater hedge so to speak to help capture some of the debris and cuttings and so forth from getting all the way down to the bottom of the Bay. So that is what this other \$30,000 will support. A truly collaborative effort that is going to involve both the use of herbicides and harvesting. An important part of the key tenants of the consensus strategy in the MOA. That is kind of my summary. I hope that I didn't steal anybody's thunder.

Mr. McCoy: Well said George.

Legislator Gould: This says \$65,000. You said \$30,000 and \$30,000, that's \$60,000. Where is the other \$5,000 going?

County Executive Borrello: I said \$30,000 and \$35,000. I'm sorry. Thirty five is for Princeton Hydro and \$30,000 is for the herbicide treatments. So it's \$65,000. Sorry if I misspoke.

Legislator Nazzaro: As you pointed out George, I think that it's great that we're all working together and definitely come a long way and I'm certainly going to support this. I just have a question on the email that we had received from you. I was under the impression that the amounts we were going to use was \$30,000 out of reserve. Maybe I miss read it. I understand how you covered the \$30,000. I was not aware – I thought that we were going to be taking \$30,000 out of the reserve, not \$65,000.

County Executive Borrello: We actually asked for the \$35,000 previously.

Chairman Chagnon: That was last month.

County Executive Borrello: Yes. We're combining it into one resolution.

Chairman Chagnon: Thirty five was discussed last month with no resolution so rather than bringing in two separate resolutions, it was combined into one that we have in front of us now.

Legislator Nazzaro: That clarifies that. I just want to point out and I'm sure you are aware that the reserve is getting smaller. We had \$210,000 according to the resolution before \$65,000 so now we're going to be approximately at \$145,000 in reserve. I don't know how that compares to past levels of the reserve for the 2% but it is getting smaller. We're using it for a good cause. Again, we've come a long way. Eventually the pot won't be there.

County Executive Borrello: This is an investment really if you think about it. This money comes from the bed tax and one of the key places this year now, new really for this year, is going to be the Chautauqua Harbour Hotel and all the bed tax revenue that they will bring in. A big part of Burtis Bay strategy is going to be involved in front of Chautauqua Harbour Hotel. So really we're investing and improving that area so that they hopefully get, in the end, more use and more bed tax pay. So I think that is a good use of the reserve.

Mr. McCoy: We are focusing to the extent that we can on the areas that are revenue generators. This year of course, as George mentioned, doing the area around Celoron Harbour Hotel which is \$30 million dollar plus investment. It's going to continue to pay occupancy tax revenue forward but also we're focusing on Bemus Point. An area from the casino all the way down to below the boat launch is going to be treated this year which certainly one of the more used areas of the lake by the public. When you magnify that by all the businesses in Bemus Point that benefit from tourism of the lake, I think that it is a good investment that you'll see a return on.

County Executive Borrello: Sales tax and bed tax and property tax.

Legislator Nazzaro: Again, I'm very supportive of this. I just wanted to point that out. As always, Mr. Executive, you brought out good comments. Thank you.

Chairman Chagnon: Other questions or comments?

Legislator Gould: We could have the same expense another year correct? And another year.

County Executive Borrello: That's a good point. We are working, as you know – we have the –

Legislator Gould: I don't like calling it an expense. Investment.

County Executive Borrello: Going forward, we're going to replenish those reserves with the increase in bed tax from the new – we have quite a few new hotels in Chautauqua County.

Not just the Chautauqua Harbour Hotel. You have the Double Tree, we have others that are in the works so it's going to help replenish that. Anything that we can do to support those businesses obviously is returned to us in bed tax. The bigger picture, the County right now is stepping in to provide some support. A bridge in a lot of ways. A bridge in leadership and a bridge in financial support. But eventually with the potential of a lake district which would create consistent revenue, I'm hoping that that bridge of financial support is going to be short term, not long term.

Legislator Gould: You almost answered the question.

Mr. McCoy: With that being said, the Chautauqua Lake municipalities have been very involved in this process and I believe now they have a better understanding of the amount of work and the magnitude of the investment that is going to be needed to maintain lake maintenance at this level. It's our hope that they will budget accordingly for 2020 and 2021.

County Executive Borrello: We got through this new era of cooperation and one of the results of that was being able to get more permitting to allow for more treatments and that's the, we'll call, the peace dividend.

Mr. Geise: And for sure I think there is more money on the sideline as you explained earlier that could come into play in the following years as well. After they see how this works out and goes smoothly –

County Executive Borrello: More people will step forward.

Chairman Chagnon: Other questions or comments? I would just like to elaborate a little bit more about the independent monitoring that Princeton Hydro is doing. As you are all aware, there is great concern by some members of the community in the past about the efficacy and the effects of herbicide treatments. So one of the tenants of the memorandum of understanding was that we wanted to get independent monitoring of the herbicide treatments. Once we got the memorandum agreement executed and in place, the Alliance jumped in and put together on a very short notice, proposal to do that independent monitoring, did the request for proposals, and selected Princeton Hydro to do the work. Aaron Brickley, the Executive Director of the Alliance and Randall (*inaudible*) the Project Manager of the Alliance, did fantastic work on a very short notice on putting this all together. That independent monitoring is ongoing. That started a couple of days ago. The monitoring will be - was pretreatment. It will be during treatment and it will be post treatment and it will evaluate not only the effects on the vegetation in the areas of the herbicide treatment, but will also be monitoring to see what drift occurs outside of the area of herbicide treatment and looking at control areas beyond that anticipated drift area to see what other constituents there might be in the water from other activities in the water or on land, aka, lawn herbicides and things like that. So, they're doing a very comprehensive review. They are also evaluating and monitoring the applicator doing the treatment to make sure the herbicide permit requirements are being properly adhered to. They will produce a report which George said earlier, will be public, available widely, that will explain what their observations were, what their findings were, what their conclusions are, and probably more importantly a recommendation of what we should be doing in the future going forward. As I said, we put this

together on very short notice, this is the first time that we have ever done this. There are certainly going to be opportunities to improve and so all of that will be public information when it's concluded.

County Executive Borrello: Very good points, thank you.

Chairman Chagnon: Other questions or comments on the proposed resolution?

Unanimously Carried

Discussion - Internal Audit Results – Legislator Nazzaro

Discussion - Amend Administrative Code – “Definition of Capital Project”

MOVED by Legislator Gould, SECONDED by Legislator Nazzaro to adjourn.

Unanimously Carried (10:20 a.m.)

Respectfully submitted and transcribed,
Olivia Ames, Deputy Clerk/ Lori J. Foster, Sr. Stenographer