

# Chautauqua County Legislature

**4:00 P.M.**

**CALL TO ORDER  
ROLL CALL  
PRAYER BY LEGISLATOR DAVIS  
PLEDGE OF ALLEGIANCE**

---

**Swearing in New Legislators  
By  
Judge Stephen Cass**

---

**Nominations for Chairman of the Legislature  
Seconding of Nominations  
Roll Call Vote for Chairman  
Clerk Tampio Announces Chairman**

---

**ACCEPTANCE SPEECH BY CHAIRMAN**

---

**PRIVILEGE OF THE FLOOR**

---

**(REPUBLICAN) DESIGNATE NEWSPAPER**

We, the undersigned members of the Chautauqua County Legislature, and representing the Republican party, one of the two principal parties into which the people of Chautauqua County are divided, do hereby designate for the year 2020 the POST JOURNAL as the Republican newspaper to publish the concurrent resolutions, election notices and official canvas, all pursuant to Section 214, paragraph 1, of the County Law. Signed: Chagnon, Gould, Scudder, Davis, Pavlock, Hemmer, Muldowney, Harmon, Vanstrom, Odell, Rankin, Niebel

---

**(DEMOCRATIC) DESIGNATE NEWSPAPER**

We, the undersigned members of the Chautauqua County Legislature, and representing the Democratic party, one of the two principal parties into which the people of Chautauqua County are divided, do hereby designate for the year 2020 the OBSERVER as the Democratic newspaper to publish the concurrent resolutions, election notices and official canvas, all pursuant to Section 214, paragraph 1, of the County Law. Signed: Bankoski, Nazzaro, Starks, Whitney, Whitford

---

**CHAUTAUQUA COUNTY LEGISLATURE – ORGANIZATIONAL MEETING  
01/2/20**

**APPOINTMENT OF MAJORITY LEADER AND ASSISTANT**

We, the undersigned being the Republican members of the Chautauqua County Legislature hereby designate Legislator Frank “Jay” Gould as the Leader of the Chautauqua County Legislature for the year 2020 in accordance with Local Law No. 6-1969 adopted on the 2<sup>nd</sup> day of January 1970. And appoint, as the Assistant Leader, Legislator Lisa Vanstrom  
Signed: Chagnon, Gould, Scudder, Davis, Pavlock, Hemmer, Muldowney, Harmon, Vanstrom, Odell, Rankin, Niebel

---

**APPOINTMENT OF MINORITY LEADER AND ASSISTANT**

We, the undersigned being the Democratic members of the Chautauqua County Legislature hereby designate Legislator Chuck Nazzaro as the Leader of the Chautauqua County Legislature for the year 2020 in accordance with Local Law No. 6-1969 adopted on the 2<sup>nd</sup> day of January 1970. And appoint, as the Assistant Leader, Legislator Robert K. Bankoski  
Signed: Bankoski, Nazzaro, Starks, Whitford, Whitney

---

**RESOLUTIONS:**

- 1-20 Filling Vacancy – County Executive**
  - 2-20 Appointing Clerk to the Legislature**
  - 3-20 Appointing Deputy Clerk/Secretary to the Legislature**
  - 4-20 Confirm Appointment – Public Defender**
  - 5-20 Designation of Official Newspapers – 2020**
  - 6-20 Delegate Authority to Chairman of Legislature to Correct Errors on Tax Rolls and to Provide Refunds and Credits of Taxes Pursuant to Section 554 and 556 of the Real Property Tax Law**
  - 7-20 Authorize Public Hearing on FBO and Hangar Lease Agreement at the Chautauqua County Dunkirk Airport**
  - 8-20 Authorize Public Hearing on FBO and Hangar Lease Agreement at the Chautauqua County Jamestown Airport**
- 

**ANNOUNCEMENTS**

---

**PRIVILEGE OF THE FLOOR**

(Members of the public may speak on any subject relating to any local law, resolution, or motion appearing on the agenda.

An individual is limited to 3 minutes and a person representing a group shall be limited to 5 minutes)

---

CHAUTAUQUA COUNTY LEGISLATURE

1/2/20

RES. NO. 1-20

Filling Vacancy – County Executive

At the Request of County Legislators Pierre Chagnon and Frank Gould:

WHEREAS, the office of County Executive became vacant on November 24, 2019 due to the resignation of former County Executive George Borrello; and

WHEREAS, pursuant to Section 3.05 of the Chautauqua County Charter, the vacancy shall be filled by the County Legislature until the commencement of the political year next succeeding the first general election after the happening of the vacancy at which a successor may be elected, in this case until January 1, 2021; and

WHEREAS, a Certificate to Fill Vacancy for Chautauqua County Executive has been received by the County Legislature that contains the nomination of Paul M. Wendel, Jr. as the nominee of the Chautauqua County Republican Committee to fill the vacancy in the office of County Executive; therefore be it

RESOLVED, That the County Legislature does hereby appoint Paul M. Wendel, Jr., 20 Hern Avenue, Lakewood, NY 14750, as County Executive of the County of Chautauqua to serve until January 1, 2021.

Signed: Chagnon, Gould

---

RES. NO. 2-20

Appointing Clerk of the Legislature

At the Request of Legislators: Chairman Paul M. Wendel:

WHEREAS, pursuant to Resolution 179-14, the hours of the Clerk of the County Legislature were expanded to perform the duties of the Financial Analyst; and

WHEREAS, it would be advantageous to continue having the Clerk perform the duties of the Financial Analyst in 2020; therefore be it

RESOLVED, That Katherine K. Tampio, 39 Hanover Street, Silver Creek, New York, is hereby appointed Clerk of the Chautauqua County Legislature effective January 1, 2020, to serve at the pleasure of the Chairman of the Legislature at an annual salary of \$41,543 for 100% time.

Signed: Wendel, Chagnon, Gould, Scudder, Davis, Proctor, Pavlock, Hemmer, Muldowney, Vanstrom, Odell, Rankin, Niebel, Nazzaro, Bankoski, Whitford, Starks

CHAUTAUQUA COUNTY LEGISLATURE

1/2/20

RES. NO. 3-20

Appointing Deputy Clerk/Secretary to the Legislature

At the Request of Chairman Paul M. Wendel:

RESOLVED, That Olivia L. Ames, 7266 North Hill Road, Sinclairville, New York, is hereby appointed Secretary to the Chautauqua County Legislature for the year 2020 at a salary of \$ 18.29 per hour; and be it further

RESOLVED, That in addition to Secretary to the Legislature, Olivia L. Ames be, and hereby is, appointed Deputy Clerk for the Chautauqua County Legislature for the year 2020, and shall be additionally compensated for her duties as Deputy Clerk at an annual salary of \$4,000, effective January 1, 2020.

Signed: Wendel, Chagnon, Gould, Scudder, Davis, Proctor, Pavlock, Hemmer, Muldowney, Vanstrom, Odell, Rankin, Niebel, Nazzaro, Bankoski, Whitford, Starks

---

RES. NO. 4-20

Confirm Appointment – Public Defender

At the Request of Legislature Chairman Paul M. Wendel:

RESOLVED, That Nathaniel L. Barone, II, 600-3 Baker St. Ext., Jamestown, New York, be and hereby is appointed Public Defender of Chautauqua County for two (2) years effective January 1, 2020, to be compensated as follows:

2020 – Annual base salary of \$81,978.00 for 100% time, with an additional salary supplement of \$62,055.00 to the extent of available grant funds received from the New York State Office of Indigent Legal Services (OILS) pursuant to Resolution 161-19.

2021 – Annual base salary of \$83,618.00 for 100% time, with an additional salary supplement subject to confirmation by the County Legislature to the extent of available grant funds received from OILS or another source.

Signed: Wendel, Chagnon, Gould, Scudder, Davis, Proctor, Pavlock, Hemmer, Muldowney, Vanstrom, Odell, Rankin, Niebel, Nazzaro, Bankoski, Whitford, Starks, Wilfong

CHAUTAUQUA COUNTY LEGISLATURE

1/2/20

RES. NO. 5-20

Designation of Official Newspapers – 2020

Chairman Paul M. Wendel:

RESOLVED, That the Post Journal, 15 West Second Street, Jamestown, NY and the Observer, 10 East Second Street, Dunkirk, NY be and hereby are designated, pursuant to Section 214, paragraph 2 of the County Law, to be the official newspapers of Chautauqua County during the year 2020 for the publication of all local laws, notices, and other matters required by law to be published.

Signed: Wendel

---

RES. NO. 6-20

Delegate Authority to Chairman of Legislature to Correct Errors on Tax Rolls and to Provide Refunds and Credits of Taxes Pursuant to Section 554 and 556 of the Real Property Tax Law

At the Request of Chairman Paul M. Wendel:

WHEREAS, Sections 554 and 556 of the Real Property Tax Law authorize a tax levying body to delegate its authority to correct errors on tax rolls and to provide refunds and credits of taxes where the recommended correction, refund, or credit is Twenty Five Hundred Dollars (\$2,500.00) or less; and

WHEREAS, such delegation would only apply when the County's Director of Real Property Tax Services has investigated an application for correction, refund, or credit and recommended approval based upon that investigation; and

WHEREAS, the delegation of authority would afford the taxpayers of Chautauqua County a mechanism for prompt approval of such applications for correction, refund, or credit; now therefore be it

RESOLVED, That pursuant to Sections 554 and 556 of the Real Property Tax Law, the County Legislature hereby delegates to the Chairman of the Legislature its authority to correct errors on tax rolls and to provide refunds and credits of taxes where the recommended correction, refund, or credit is Twenty Five Hundred Dollars (\$2,500.00) or less; and be it further

RESOLVED, That pursuant to the delegation of authority granted herein, the Chairman of the Legislature is hereby empowered to authorize such correction of errors on tax rolls and to provide refunds and credits of taxes where the recommended correction, refund, or credit is Twenty Five Hundred Dollars (\$2,500.00) or less, without prior audit by the County Legislature; and be it further

RESOLVED, That this resolution will be in effect from this date until December 31, 2020.

Signed: Wendel

CHAUTAUQUA COUNTY LEGISLATURE

1/2/20

RES. NO. 7-20

Authorize Public Hearing on FBO and Hangar Lease Agreement at the Chautauqua County Dunkirk Airport

At the Request of Acting County Executive Stephen M. Abdella and County Legislator John Hemmer:

WHEREAS, the County owns and operates the Chautauqua County Dunkirk Airport in the Town of Sheridan and is in need of fixed base operator (FBO) services for the general use of the public and to enhance current and future economic development in the County; and

WHEREAS, the County issued a Request for Proposals (RFP) and has selected Centric Aviation to provide FBO services at the Chautauqua County Dunkirk Airport, to include the lease of hangars and other facilities and the operation of flight line services at the Chautauqua County Dunkirk Airport; and

WHEREAS, a public hearing pursuant to Article 14 of the General Municipal Law is required prior to approval of a lease of airport facilities; therefore be it

RESOLVED, That pursuant to General Municipal Law, a public hearing shall be held on the proposed lease agreement at the Chautauqua County Dunkirk Airport with Centric Aviation at 6:35 p.m. during the regular meeting of the Chautauqua County Legislature to occur on January 22, 2020, in the Legislative Chambers, Gerace Office Building, Mayville, New York 14757, to include substantially the following terms and conditions:

1. Term. Up to twenty (20) years commencing on March 1, 2020.
2. Premises. Up to 58,500 square feet of property located at the Chautauqua County Dunkirk Airport.
3. Payment. Centric Aviation shall pay County a monthly fixed rental fee of \$2,500; a fuel flowage fee of \$0.15 per gallon of aviation fuel sold; 5% of hangar rental revenue; and 5% of gross revenue received for flight line services.
4. Other. As negotiated by the County Executive;

and be it further

RESOLVED, That the Clerk of the Legislature is authorized and directed to publish notice of this hearing at least ten (10) days prior thereto in the official newspapers of the County of Chautauqua.

Signed: Hemmer

---

CHAUTAUQUA COUNTY LEGISLATURE

1/2/20

RES. NO. 8-20

Authorize Public Hearing on FBO and Hangar Lease Agreement at the Chautauqua County  
Jamestown Airport

At the Request of Acting County Executive Stephen M. Abdella and County Legislator John Hemmer:

WHEREAS, the County owns and operates the Chautauqua County Jamestown Airport in the Town of Ellicott and is in need of fixed base operator (FBO) services for the general use of the public and to enhance current and future economic development in the County; and

WHEREAS, the County issued a Request for Proposals (RFP) and has selected Centric Aviation to provide FBO services at the Chautauqua County Jamestown Airport, to include the lease of hangars and other facilities and the operation of flight line services at the Chautauqua County Jamestown Airport; and

WHEREAS, a public hearing pursuant to Article 14 of the General Municipal Law is required prior to approval of a lease of airport facilities; therefore be it

RESOLVED, That pursuant to General Municipal Law, a public hearing shall be held on the proposed lease agreement at the Chautauqua County Dunkirk Airport with Centric Aviation at 6:35 p.m. during the regular meeting of the Chautauqua County Legislature to occur on January 22, 2020, in the Legislative Chambers, Gerace Office Building, Mayville, New York 14757, to include substantially the following terms and conditions:

1. Term. Up to twenty (20) years commencing on February 1, 2020.
2. Premises. Up to 65,000 square feet of property located at the Chautauqua County Jamestown Airport.
3. Payment. Centric Aviation shall pay County a monthly fixed rental fee of \$2,500; a fuel flowage fee of \$0.15 per gallon of aviation fuel sold; 5% of hangar rental revenue; and 5% of gross revenue received for flight line services.
4. Other. As negotiated by the County Executive;

and be it further

RESOLVED, That the Clerk of the Legislature is authorized and directed to publish notice of this hearing at least ten (10) days prior thereto in the official newspapers of the County of Chautauqua.

Signed: Hemmer