

Chautauqua County Legislature

6:30 p.m.

**CALL TO ORDER
ROLL CALL
PRAYER BY LEGISLATOR HARMON
PLEDGE OF ALLEGIANCE
APPROVAL OF THE MINUTES FOR 12/18/19 & 01/02/20
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)

**VETO MESSAGES FROM ACTING COUNTY EXECUTIVE ABDELLA AND
COUNTY EXECUTIVE WENDEL
NO VETOES FROM 12/18/2019 & 01/02/2020**

COMMENDATION:

**CLYMER- SHERMAN- PANAMA
WOLFPACK
FOOTBALL TEAM
by
LEGISLATOR WARD**

**HANNAH ROSING
By
LEGISLATOR BANKOSKI**

6:35 P.M.

PUBLIC HEARINGS

**REGARDING A PROPOSED FIXED BASE OPERATOR (FBO) AND
HANGAR LEASE AGREEMENT WITH CENTRIC AVIATION AT THE
CHAUTAUQUA COUNTY AIRPORT AT JAMESTOWN**

6:35 P.M.

**REGARDING A PROPOSED FIXED BASE OPERATOR (FBO) AND
HANGAR LEASE AGREEMENT WITH CENTRIC AVIATION AT THE
CHAUTAUQUA COUNTY AIRPORT AT DUNKIRK**

CHAUTAUQUA COUNTY LEGISLATURE

01/22/2020

COMMUNICATIONS:

- 1. Certificate – District Committee of the Chautauqua County Republican Committee - Certificate to Fill Vacancy for Chautauqua County Legislature**
- 2. Letter – Kenneth J. Lawton – Certificate of Acceptance – District 10 Legislator**
- 3. Letter – Chautauqua County Clerk – Jamestown DMV Parking**
- 4. Letter – Paul M. Wendel Jr. – Resignation as District 10 Legislator**
- 5. Letter – Co. Exec. Wendel – Designation of Acting Co. Executive**
- 6. Letters (4) – Acting Co. Exec. Abdella – Appointments To Various Boards**
- 7. Letter – County Attorney – Legal Services for County Legislature – 2020**
- 8. Letter – District Attorney – Appointment of Assistant District Attorneys**
- 9. Letter – District Attorney – Oath of Office**
- 10. Letter – NYS Agriculture and Markets – District No. 1 Review**
- 11. Letter – NYS Office of State Comptroller – Acknowledgement of Local Law 7-19**
- 12. Letter/ Report – NYS Sheriff’s Association Inc.**

RESOLUTIONS:

- 10-20 Appointment of Kenneth J. Lawton as Legislator from District 10, Southwest City of Jamestown, Village of Lakewood and Part Town of Busti, NY**
- 11-20 Confirm Appointments – Portland-Pomfret-Dunkirk Sewer District Board**
- 12-20 Confirm Re-Appointments - Chautauqua County Ethics Board**
- 13-20 Confirm Re-Appointments – STOP DWI Advisory Board**
- 14-20 Confirm Appointment and Re-Appointments - Chautauqua County Food Policy Council**
- 15-20 Confirm Re-Appointments - Chautauqua County Youth Board**
- 16-20 Confirmation of County’s Independent External Auditor**
- 17-20 Amend Resolution 164-19 – Close, Modify and Create Petty Cash Funds**
- 18-20 Authorize Federal and State Aid Applications for the Chautauqua County Jamestown Airport Five-Year Capital Improvement Plan (ACIP) for FY 2020-2025**
- 19-20 Authorize Federal and State Aid Applications for the Chautauqua County Dunkirk Airport Five-Year Capital Improvement Plan (ACIP) for FY 2020 2025**
- 20-20 Authorize FBO and Hangar Lease Agreement at the Chautauqua County Jamestown Airport**
- 21-20 Authorize FBO and Hangar Lease Agreement at the Chautauqua County Dunkirk Airport**
- 22-20 Authorize Agreement for Purchase and Removal of County Owned Timber from Property # 11 on North Hill Road in Town of Charlotte**
- 23-20 Authorize Execution for New York State Office of Homeland Security Grant**

CHAUTAUQUA COUNTY LEGISLATURE

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- For Public Safety Answering Point (PSAP) FY19**
- 24-20 Amend 2020 Budget for Capital Project: Video System & Camera Upgrade**
 - 25-20 Authorize Execution of New York State Governor’s Traffic Safety Committee Grant for the Child Passenger Safety Program FY20**
 - 26-20 Authorize Execution of New York State Governor’s Traffic Safety Committee Grant for the Police Traffic Services Program FY20**
 - 27-20 Authorize Execution of United States Department of Justice Grant – Organized Crime Drug Enforcement Task Forces (OCDETF) FY20**
 - 28-20 Authorize Use of Chautauqua County 3% Occupancy Tax Undesignated Off Cycle Project Funding for the Chadakoin River Business Plan**
 - 29-20 Authorize Use of Occupancy Tax Monies for Chautauqua County to Retain Professional Services to Advocate for Federal Projects and Funding**
 - 30-20 Confirming 2019 County Sponsorship Contribution for JCC**
 - 31-20 Confirm Appointment and Amend Salary Range - Chautauqua County Coroners**
 - 32-20 Setting Salary for Wastewater Maintenance Mechanic III**
 - 33-20 Quit Claim Deed**
 - 34-20 Authorize Transfer of Tax Foreclosure Property to Chautauqua County Land Bank Corporation**

MOTIONS:

- A. Proclaiming February Black History Month**
- B. Supporting a Permanent Funding Floor for Community College Base State Aid Formula – Fiscal Year 2020**

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

01/22/2020

RES. NO. 10-20

Appointment of Kenneth J. Lawton as Legislator from District 10, Southwest City of Jamestown, Village of Lakewood and Part Town of Busti, NY

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, there exists a vacancy in the Chautauqua County Legislature due to the resignation of Paul M. Wendel, Jr., District 10; and

WHEREAS, a Certificate of Recommendation has been received from the Legislative District 10, (Southwest City of Jamestown, Village of Lakewood and Part Town of Busti, NY) Committee recommending the appointment of Kenneth J. Lawton, 30 Sunset Avenue, Lakewood, NY 14750; and

WHEREAS, a Certificate of Acceptance has been received from Kenneth J. Lawton; now therefore be it

RESOLVED, That in accordance with Section 2.03 of the Chautauqua County Charter, Kenneth J. Lawton is hereby appointed Legislator from District 10, comprised of the Southwest City of Jamestown, Village of Lakewood and Part Town of Busti, NY.

Signed: Chagnon

RES. NO. 11-20

Confirm Appointments – Portland-Pomfret-Dunkirk Sewer District Board

By Public Facilities Committee:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the Portland-Pomfret-Dunkirk Sewer District was established as a county sewer district of the County of Chautauqua by Legislative Resolution 272-77; and

WHEREAS, a County Sewer Board consisting of seven (7) members was established as the administrative body of the District by Resolution 345-77; and

WHEREAS, two (2) Board members whose terms expired at the end of 2019 chose to retire from the Board; and

WHEREAS, County Sewer Board members recommend appointment to the Board of the individuals named below; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby appoints the following members to the Board of the Portland-Pomfret-Dunkirk Sewer District effective January 1, 2020.

Sally A. Kuzon
10117 Patterson Lane
Fredonia, New York 14063
Term to Expire: December 31, 2025
Signed: Hemmer, Nazzaro, Scudder, Davis

Douglas K. Newell
5566 Wilson Blvd.
Fredonia, NY 14063
Term to Expire: December 31, 2025

CHAUTAUQUA COUNTY LEGISLATURE

01/22/2020

RES. NO. 12-20

Confirm Re-Appointments - Chautauqua County Ethics Board

By Administrative Services Committee:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, Stephen M. Abdella, Acting County Executive, has submitted the following re-appointments for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the Chautauqua County Ethics Board.

David Rowe
3740 Westman Road
Bemus Point, NY 14712
Term Expires: 1/31/23

Rose Sebouhian
6 Ventura Circle
Fredonia, NY 14063
Term Expires: 1/31/23

Signed: Scudder, Vanstrom, Muldowney, Starks, Davis

RES. NO. 13-20

Confirm Re-Appointments – STOP DWI Advisory Board

By Public Safety Committee:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, Stephen M. Abdella, Acting County Executive, has submitted the following re-appointments for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the STOP-DWI Advisory Board:

William L. Ohnmeiss Jr.
215 South Work Street
Falconer, NY 14733
Term Expires: 7/31/21

Frederick Johnson
8419 West Main Street
Westfield, NY 14787
Term Expires: 7/31/22

Signed: Niebel, Bankoski, Hemmer, Pavlock, Whitford

CHAUTAUQUA COUNTY LEGISLATURE

01/22/2020

RES. NO. 14-20

Confirm Appointment and Re-Appointments - Chautauqua County Food Policy Council

By Planning & Economic Development Committee:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the Chautauqua County Food Policy Council was created by Resolution 119-19; and

WHEREAS, a food policy council serves as a network to bring stakeholders both directly and indirectly involved in a food system together to increase communication between sectors and to strengthen and build healthy, sustainable communities; and,

WHEREAS, Resolution 119-19 provides that the membership of the Council will consist of a minimum of thirteen members, comprising seven reserved seats and six community seats; and

WHEREAS, additional seats may be added as recommended by the Council, but total membership will not exceed fifteen members; and

WHEREAS, Acting County Executive Stephen M. Abdella, has submitted the following initial appointments for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointment and re-appointments to the Chautauqua County Food Policy Council:

Kate Ewer
106 Hoag Road
Ashville, NY 14710
Term Expires: 12/31/20
(Filling Term of Emily Reynolds)

Patricia Hammond
760 Deer St.
Dunkirk, NY 14048
Term Expires: 12/31/22

Linnea Carlson
301 E. Second Street STE 301
Frewsburg, NY 14738
Term Expires: 12/31/22

Elizabeth Margarito
139 Broadhead Ave.
Jamestown, NY 14701
Term Expires: 12/31 /22

Signed: Odell, Ward, Muldowney, Starks, Harmon

RES. NO. 15-20

Confirm Re-Appointments - Chautauqua County Youth Board

By Human Services Committee:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, Stephen M. Abdella, Acting County Executive, has submitted the following re-appointments for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the Chautauqua County Youth Board.

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Patricia Munson
4425 Chautauqua Blvd.
Lakewood, NY 14750
Term Expires: 12/31/21

Nicole Roma
702 Washington Street
Dunkirk, NY 14048
Term Expires: 12/31/22

Susan Drago
9 Brook Street
Lakewood, NY 14750
Term Expires: 12/31/22

Raymond Rushboldt
3719 Middle Road
Dunkirk, NY 14048
Term Expires: 12/31/22

Leah Marsala-Chase
8 South Gale Street
Westfield, NY 14787
Term Expires: 12/31/22
Signed: Pavlock, Rankin, Whitney, Whitford

RES. NO. 16-20

Confirmation of County's Independent External Auditor

By Audit and Control Committee:

At the Request of Legislative Chairman Chagnon and Legislators Nazzaro, Gould and Niebel:

WHEREAS, pursuant to §4.04(2) of the Chautauqua County Charter, as amended by Local Law 4-16, the Audit and Control Committee of the County Legislature selects the County's independent external auditors, subject to confirmation by the County Legislature; and

WHEREAS, the County issued a Request For Proposals (RFP) for audit services for the years 2019, 2020 and 2021, and the Audit and Control Committee recommends the firm of Bonadio & Company, LLP for the provision of such services; therefore be it

RESOLVED, That Bonadio & Company, LLP, is approved as the County's independent external auditor for the County for the years 2019, 2020 and 2021.

Signed: Nazzaro, Niebel, Odell, Harmon

CHAUTAUQUA COUNTY LEGISLATURE

01/22/2020

RES. NO. 17-20

Amend Resolution 164-19 – Close, Modify and Create Petty Cash Funds

By Human Services and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

RESOLVED, That Resolution 164-19 of the Chautauqua County Legislature, adopted on June 26, 2019, is hereby amended as follows, with deletions shown in ~~strikethrough~~ and additions underlined:

RES. NO. 164-19

Close, Modify and Create Petty Cash Funds

WHEREAS, Resolution No. 391-80 established a revolving petty cash fund in the amount of \$100.00 to be used by the South Chautauqua Lake Sewer District; and

WHEREAS, Resolution No. 249-94 established two revolving petty cash funds in the amount of \$50.00 each to be used by the Division of Family, Children, and Adult Services in Dunkirk and Jamestown; and

WHEREAS, Resolution No. 312-82 established revolving petty cash funds in the amount of \$25.00 each to be used in the Jamestown and Dunkirk offices of the Health Department; and pursuant to Resolution 213-97, these fund were increased to \$75.00 each and a third fund of \$75.00 was added for use in the Mayville office of the Health Department; and pursuant to Resolution 175-99, the fund in the Jamestown office was increased to \$125.00; and pursuant to Resolution 186-16, the fund in the Jamestown office was moved to Mayville to form a second Mayville fund, and the fund in the Dunkirk office was abolished; and

WHEREAS, the petty cash funds established by Resolution Nos. 391-80 and 249-94 are no longer necessary; and

WHEREAS, the \$125.00 petty cash fund for the Mayville office of the Health Department will be abolished and redistributed as follows: \$50.00 to a new petty cash fund to make change at the check-in desk in the Hall R. Clothier Building (HRC); ~~and~~ \$25.00 to increase the \$75.00 Mayville petty cash fund to \$100.00; and \$50 returned to the general fund; now therefore be it

RESOLVED, That the petty cash funds established by Resolution Nos. 391-80 and 249-94 are hereby abolished; and be it further

RESOLVED, That the amount of the Health Department's Mayville petty cash fund is hereby increased by \$25.00 to a total amount of \$100.00; a new petty cash account at the Health Department's HRC desk is hereby established in the amount of \$50.00; and be it further

RESOLVED, That the Director of Finance is hereby directed to make any and all necessary accounting adjustments to establish these changes

Signed:Pavlock, Rankin, Harmon, Whitney, Whitford, Niebel, Nazzaro, Odell

CHAUTAUQUA COUNTY LEGISLATURE

01/22/2020

RES. NO. 18-20

Authorize Federal and State Aid Applications for the Chautauqua County Jamestown Airport
Five-Year Capital Improvement Plan (ACIP) for FY 2020-2025

By Public Facilities and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the Chautauqua County Jamestown Airport is designated a national air transportation facility within the U.S. National Plan for Integrated Airport Systems (“NPIAS”); and

WHEREAS, inclusion in the NPIAS makes the Chautauqua County Jamestown Airport eligible for Federal grant funding under the Airport Capital Improvement Program (“ACIP”), a grant-in-aid program, to assist local airport sponsors to maintain aviation facilities in exchange for certain grant assurances and obligations; and

WHEREAS, these Federal grants when combined with New York State Department of Transportation (“NYSDOT”) matching funds provide ninety-five percent (95%) of the capital expense necessary to maintain the Chautauqua County Jamestown Airport; and

WHEREAS, the NYSDOT also offers grant funding opportunities separate from Federal grant programs, which may be suitable for some projects and will provide up to ninety percent (90%) of the capital expense necessary for accepted projects; and

WHEREAS, the County of Chautauqua has an established program to annually review and update the Federal five-year ACIP plan and the six-year Chautauqua County Capital Project plan to identify essential requirements for maintenance of airport runways, taxiways, and other facilities as outlined in the Airport Master Plan; and

WHEREAS, the Capital Budget of Chautauqua County includes appropriations to supply the local share of such grants in the past and may do so in the future; and

WHEREAS, the Airport Commission has reviewed and approved these projects; therefore be it

RESOLVED, That the County Executive be and hereby is authorized to apply for Federal and State aid for the following projects at the Chautauqua County Jamestown Airport which are included in the current five-year ACIP plan:

FY 2020	Environmental assessment for on and off airport obstruction removal.
FY 2020	Purchase de-icing equipment (NYS DOT/Aviation Division funding)
FY 2021	Rehabilitate Runway 7-25 (Construction)
FY 2022	Rehabilitate airport perimeter fence (Phase 1 Construction)
FY 2022	Avigation easement purchase for management of off-airport obstructions
FY 2022	Purchase replacement snow removal equipment (Loader)
FY 2023	Rehabilitate runway perimeter fence (Phase 2 Construction)
FY 2024	On & Off airport obstruction removal (Design & Permitting)
FY 2024	Purchase Replacement Airport Rescue and Fire Fighting (ARFF) Vehicle
FY 2024	Airport terminal apron reconstruction.
FY 2025	Runway 13/31 rehabilitation (Design phase)

Signed: Hemmer, Nazzaro, Davis, Niebel, Odell, Harmon

CHAUTAUQUA COUNTY LEGISLATURE

01/22/2020

RES. NO. 19-20

Authorize Federal and State Aid Applications for the Chautauqua County Dunkirk Airport Five-Year Capital Improvement Plan (ACIP) for FY 2020-2025

By Public Facilities and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the Chautauqua County Dunkirk Airport is designated a national air transportation facility within the U.S. National Plan for Integrated Airport Systems (NPIAS); and

WHEREAS, inclusion in the NPIAS makes the Chautauqua County Dunkirk Airport eligible for Federal grant funding under the Airport Capital Improvement Program (ACIP), a grant-in-aid program, to assist local airport sponsors to maintain aviation facilities in exchange for certain grant assurances and obligations; and

WHEREAS, these Federal grants when combined with New York State Department of Transportation (NYSDOT) matching funds provide ninety-five percent (95%) of the capital expense necessary to maintain the Chautauqua County Dunkirk Airport; and

WHEREAS, the NYSDOT also offers grant funding opportunities separate from Federal grant programs, which may be suitable for some projects and will provide up to ninety percent (90%) of the capital expense necessary for accepted projects; and

WHEREAS, the County of Chautauqua has an established program to annually review and update the Federal five-year ACIP plan and the six-year Chautauqua County Capital Project plan to identify essential requirements for maintenance of airport runways, taxiways, and other facilities as outlined in the Airport Master Plan; and

WHEREAS, the Capital Budget of Chautauqua County includes appropriations to supply the local share of such grants in the past and may do so in the future; and

WHEREAS, the Airport Commission has reviewed and approved these projects; therefore be it

RESOLVED, That the County Executive be and hereby is authorized to apply for Federal and State aid for the following projects at the Chautauqua County Dunkirk Airport which are included in the current five-year ACIP plan:

FY 2020	Runway 15/33 Lighting Improvements (MIRL/PAPI/REIL/Wind Cone) design and construction
FY 2020	Rehabilitate Hangar No. 1 & 2 (NYS DOT funding)
<u>FY 2020</u>	<u>Displacement of Dunkirk Runway 24 Threshold</u>
FY 2021	Update or acquire Avigation Easements and Land Acquisition for 06/24 approaches and Runway Protection Area (RPZ).
FY 2021	Update or acquire Avigation Easements and Land Acquisition for Runway 15/33 approaches and RPZ
FY 2021	Acquire replacement Snow Removal Equipment (Blower)
FY 2021	Rehabilitate Taxiway A East (Design)
<u>FY 2021</u>	<u>15/33 Lighting Improvements and Construction Phase</u>
FY 2022	Runway 06/24 On & Off Airport Obstruction Removal (Design & Construction)
FY 2022	Rehabilitate Taxiway A East (Construction)
FY 2023	Runway 15/33 Obstruction Removal (Design & Construction)
FY 2023	T-Hangar Taxi lane (Design)
FY 2024	Acquire replacement Snow Removal Equipment (Loader)
FY 2024	T-hangar taxi lane (Construction)
FY 2025	Rehabilitate Taxiway A West (Design)

Signed: Hemmer, Nazzaro, Davis, Niebel, Odell, Harmon (P.F. Amended by Strikethrough and new text indicated by underline)

CHAUTAUQUA COUNTY LEGISLATURE

01/22/2020

RES. NO. 20-20

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

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

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 has been held regarding the proposed agreement; therefore be it

RESOLVED, That the County Executive is authorized and empowered to execute an agreement with 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, and 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;

Signed: Hemmer, Nazzaro, Scudder, Davis, Niebel, Odell, Harmon

RES. NO. 21-20

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

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

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 has been held regarding the proposed agreement; therefore be it

CHAUTAUQUA COUNTY LEGISLATURE

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RESOLVED, That the County Executive is authorized and empowered to execute an agreement with 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, and 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;

Signed: Hemmer, Nazzaro, Scudder, Davis, Odell, Harmon

RES. NO. 22-20

Authorize Agreement for Purchase and Removal of County Owned Timber from Property # 11 on North Hill Road in Town of Charlotte

By Public Facilities and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the County of Chautauqua solicited competitive bids to sell approximately 62,354.3 board feet of marked hardwood sawtimber located on County owned property in the Town of Charlotte, and designated on the Chautauqua County Tax Map for the Town of Charlotte as Section 217.00 Block 1 Lot 17 (Reforestation Parcel # 11); and

WHEREAS, bid invitations were sent to reliable bidders and three bids were received in response thereto; and

WHEREAS, Ram Forest Products Inc., 532 PA-44, Shinglehouse Pennsylvania, 16748, submitted the highest bid for Reforestation Parcel #11 with a bid in the amount of \$31,610; and

WHEREAS, the ~~total net total~~ sale amount payable to Chautauqua County is ~~\$31,610~~ **\$29,081** **\$31,610**, and pursuant to Resolution 164-02, revenue from the sale of timber rights will be dedicated to capital improvements to the County parks system; and

WHEREAS, it is appropriate to accept the bid submitted by Ram Forest Product, Inc., as the offered prices exceed the fair market appraisal; now, therefore, be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute agreements with Ram Forest Products, Inc for the sale and removal of sawtimber on the above-noted property at the above-stated price, with proceeds placed in the Parks Capital account; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make changes to the 2020 Adopted Budget:

INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.7110.25002.4	Contractual—Parks-Parks Capital Improvements	\$31,610
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CHAUTAUQUA COUNTY LEGISLATURE

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~~\$29,081~~

\$31,610

INCREASE CAPITAL REVENUE ACCOUNT:

H.7110.25002.R265.2000 Sale of Property/Compensa—Sale of Forest Products ~~\$31,610~~

~~\$29,081~~

\$31,610

Signed: Hemmer, Nazzaro, Scudder, Davis, Niebel, Odell, Harmon (P.F.: Amended by strikethrough and new text indicated by bold. A.C. Amended back to original version by strikethrough and new text indicated by bold and underline)

RES. NO. 23-20

Authorize Execution for New York State Office of Homeland Security Grant for Public Safety Answering Point (PSAP) FY19

By Public Safety and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Sheriff received notice the State of New York Office of Homeland Security approved the application submitted to the Office of Homeland Security and Emergency Services Program Grant for the further implementation of the Public Safety Answering Point (PSAP); and

WHEREAS, the State of New York will provide funding in the amount of \$150,967.00 with no local matching funds required for the contract period from January 1, 2020 to December 31, 2020; and

WHEREAS, revenue from this grant is included in the 2020 Adopted Budget, but the budget needs to be reduced to reflect the actual grant revenue; now therefore be it

RESOLVED, That the Chautauqua County Executive is authorized to execute the appropriate agreement with the New York State Office Homeland Security; and be it also

RESOLVED, That the A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.917.0000 Unassigned Fund Balance—Unassigned Fund Balance \$23,386

;and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2020 Adopted Budget:

DECREASE REVENUE ACCOUNT:

A.3020.DISP.R338.9002 NYS Aid--Oth Publ Safty: Dispatch Grant \$23,386

Signed: Niebel, Bankoski, Hemmer, Pavlock, Whitford, Nazzaro, Odell, Harmon

RES. NO. 24-20

CHAUTAUQUA COUNTY LEGISLATURE

01/22/2020

Amend 2020 Budget for Capital Project: Video System & Camera Upgrade

By Public Safety and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the County established a capital project for Video System and Camera Upgrades in 2018; and

WHEREAS, the total project expenses will exceed initial budgetary estimates due to additional installation requirements, and

WHEREAS, the Roof Replacement Capital Project has a surplus; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2020 Adopted Budget:

INCREASE CAPITAL REVENUE ACCOUNT:

H.3110.06001.R503.1000 Interfund Transfer – Interfund Transfer \$30,000

INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.3110.06001.4 Contractual—Video Sys & Camera Upgrade \$30,000

DECREASE CAPITAL REVENUE ACCOUNT:

H.3110.06003.R503.1000 Interfund Transfer – Interfund Transfer \$30,000

DECREASE CAPITAL APPROPRIATION ACCOUNT:

H.3110.06003.4 Contractual—Roof Replacement \$30,000

Signed: Niebel, Bankoski, Hemmer, Pavlock, Whitford, Nazzaro, Odell, Harmon

RES. NO. 25-20

Authorize Execution of New York State Governor’s Traffic Safety Committee Grant for the Child Passenger Safety Program FY20

By Public Safety and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Sheriff received notice the State of New York Governor’s Traffic Safety Committee has approved the application submitted for the Highway Safety Program; and

WHEREAS, the State of New York will provide funding in the amount of \$1,050.00 with no local funds required for the contract period from October 1, 2019 to September 30, 2020; and

WHEREAS, the grant funds were not used during the 2019 budget period, and this grant is included in the 2020 Adopted Budget so no budget amendments are necessary; now therefore be it

RESOLVED, The Chautauqua County Executive is authorized to execute the appropriate agreement with the New York State Governor’s Traffic Safety Committee.

Signed: Niebel, Bankoski, Hemmer, Pavlock, Whitford, Nazzaro, Odell, Harmon

CHAUTAUQUA COUNTY LEGISLATURE

01/22/2020

RES. NO. 26-20

Authorize Execution of New York State Governor's Traffic Safety Committee Grant for the Police Traffic Services Program FY20

By Public Safety and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Sheriff received notice the State of New York Governor's Traffic Safety Committee has approved the application submitted for the Police Traffic Services Program; and

WHEREAS, the State of New York will provide funding in the amount of \$16,875 with no local funds required for the contract period from October 1, 2019 to September 30, 2020; and

WHEREAS, this grant is new to the Chautauqua County Office of the Sheriff and is not currently included in the 2019 and 2020 Adopted Budgets; now therefore be it

RESOLVED, That the Chautauqua County Executive is authorized to execute the appropriate agreement with the New York State Governor's Traffic Safety Committee to secure the grant funding as set forth above; and also be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2019 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3110.GRNT.1 Personal Services – Sheriff, Sheriff Grants \$798

INCREASE REVENUE ACCOUNT:

A.3110.GRNT.R338.9000 NYS Aid—Other Public Safety \$798

; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2020 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3110.GRNT.1 Personal Services – Sheriff, Sheriff Grants \$16,077

INCREASE REVENUE ACCOUNT:

A.3110.GRNT.R338.9000 NYS Aid—Other Public Safety \$16,077

Signed: Niebel, Bankoski, Hemmer, Pavlock, Whitford, Nazzaro, Odell, Harmon

CHAUTAUQUA COUNTY LEGISLATURE

01/22/2020

RES. NO. 27-20

Authorize Execution of United States Department of Justice Grant – Organized Crime Drug Enforcement Task Forces (OCDETF) FY20

By Public Safety and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Office of the Sheriff received notice the United States Department of Justice has approved an agreement for compensation of State and Local Overtime directly related to specific Drug Task Force operations; and

WHEREAS, the United States Department of Justice will provide funding in the amount of \$6,000.00, with no local funds, for contract period from October 1, 2019 to September 30, 2020; and

WHEREAS, this grant is not currently included in the 2019 or 2020 Adopted Budgets; now therefore be it

RESOLVED, the County Executive is authorized to execute an agreement with the United States Department of Justice to secure the grant funding as set forth above; and also be it

RESOLVED, the Director of Finance is hereby authorized and directed to make the following changes to the 2019 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3110.----.1	Personal Services – Sheriff	\$2,500
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INCREASE REVENUE ACCOUNT:

A.3110.----.R432.4000	Federal Aid--Drug Control Programs	\$2,500
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; and be it further

RESOLVED, the Director of Finance is hereby authorized and directed to make the following changes to the 2020 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3110.----.1	Personal Services – Sheriff	\$3,500
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INCREASE REVENUE ACCOUNT:

A.3110.----.R432.4000	Federal Aid--Drug Control Programs	\$3,500
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Signed: Niebel, Bankoski, Hemmer, Pavlock, Whitford, Nazzaro, Odell, Harmon

CHAUTAUQUA COUNTY LEGISLATURE

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RES. NO. 28-20

Authorize Use of Chautauqua County 3% Occupancy Tax Undesignated Off-Cycle Project Funding for the Chadakoin River Business Plan

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Legislators Mark Odell and Pierre Chagnon:

WHEREAS, the Chautauqua County Department of Planning & Development - Division of Economic Development recently collaborated with local stakeholders (the County of Chautauqua Industrial Development Agency (“CCIDA”), the Gebbie Foundation, and the Roger Tory Peterson Institute (“RTPI”)) to complete a bathymetric survey (measure of water depths) of the Chadakoin River from McCrea Point to the Warner Dam in Jamestown to determine if it was plausible for watercraft to navigate from Chautauqua Lake downstream to the basin adjacent to the National Comedy Center; and

WHEREAS, the influx of boaters from around Chautauqua Lake and from outside of the region into downtown Jamestown by way of the Chadakoin River will benefit downtown businesses and the overall commerce of the City of Jamestown and the County; and

WHEREAS, the results of the survey revealed there are no major obstructions, meaning that non-motorized watercraft and small-to-medium sized motorized boats could navigate downstream to the basin provided the appropriate infrastructure and related improvements are developed; and

WHEREAS, the next phase of this initiative is to determine what economic and environmental-related infrastructure projects need to be undertaken to make this a reality, which are to be identified and conceptualized as part of a strategic business plan; and

WHEREAS, the Chautauqua County Department of Planning & Development - Division of Economic Development, the CCIDA, and the Gebbie Foundation, working with local partners including the RTPI, City of Jamestown, and the Jamestown Board of Public Utilities (“BPU”), developed a scope of work, which will be a component of a Request for Proposals (RFP) to solicit qualified firms to develop a Strategic Business Plan (hereinafter referred to as “the Plan”) for that portion of the Chadakoin River from McCrea Point downstream to the Warner Dam; and

WHEREAS, the CCIDA, the Gebbie Foundation, and the BPU, working with other local partners, recently sent out letters to prospective private and public funders to cover a portion of the cost of developing the Plan, and several commitments have already been pledged in the amount of \$35,000 with more financial commitments expected; and

WHEREAS, the CCIDA and the Chautauqua Region Economic Development Corporation (“CREDC”), who will be managing the project, seek to hire a qualified consultant to assist in the completion of the Plan, which details projects needed to be undertaken that will provide the means by which the Chadakoin River can be navigable by small-to-medium sized motorized watercraft from the McCrea Point boat launch to the basin behind the National Comedy Center; and

WHEREAS, the Plan, with a cost estimated not to exceed \$60,000, will identify projects (both economic and environmental-related) and marketing recommendations, resulting in conceptual drawings, costing, a proposed timeline, suggested partnerships, and the identification of funding sources in order to implement prioritized projects over a time frame of three (3) to five (5) years; and

CHAUTAUQUA COUNTY LEGISLATURE

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WHEREAS, this Plan involves both water quality and tourism development components, and will establish the groundwork for guiding the ultimate activation of the Chadakoin River for greater public use; and

WHEREAS, it is anticipated that approximately 75% of the project's cost will be borne by the support of area businesses, foundations, the City of Jamestown, the BPU, the CCIDA, and CREDC; and

WHEREAS, the 2020 Adopted Budget includes an appropriation of \$38,144 for projects proposed outside the application cycle for the 3% Occupancy Tax Tourism Promotion Fund, and all of said appropriation is currently available; and

WHEREAS, the County desires to designate \$10,000 of the 3% Occupancy Tax Tourism Promotion appropriation for undesignated off-cycle projects to assist the CCIDA and CREDC with advancing this project; now therefore be it

RESOLVED, That the Chautauqua County Legislature designates \$10,000 from the 3% Occupancy Tax Tourism Promotion fund for undesignated off-cycle projects to assist the CCIDA and CREDC in advancing the Chadakoin River Business Plan; and be it further

RESOLVED, That the County Executive is hereby authorized to enter into any and all contracts necessary to implement the terms of this resolution.

Signed: Odell, Ward, Muldowney, Starks, Harmon, Nazzaro, Niebel

RES. NO. 29-20

Authorize Use of Occupancy Tax Monies for Chautauqua County to Retain Professional Services to Advocate for Federal Projects and Funding

By Planning & Economic Development and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella and Legislator Pierre Chagnon:

WHEREAS, Chautauqua County's Lake and Waterways are invaluable assets for Chautauqua County that enhance the environment and quality of life, provide recreational and tourism opportunities, and spur economic development; and

WHEREAS, the health and usability of Chautauqua County's Lakes and Waterways have been threatened by numerous factors at various times including, but not limited to, decreased water quality, point source pollution, introduction of non-native species, excessive erosion, sedimentation, flooding and drainage issues, and the decreased ability to launch and navigate watercraft within harbors and waterways; and

WHEREAS, pursuant to Resolution 178-11, the Chautauqua County Legislature authorized the establishment of the Lake Erie Management Commission (LEMC) to prioritize and select Lake Erie watershed projects for funding that conform to the recommendations outlined in the Lake Erie Management Plan, seek additional funding for Lake Erie watershed projects, and undertake such other initiatives and coordination activities for the betterment of the Lake Erie watershed; and

WHEREAS, projects undertaken by the United States Army Corps of Engineers (USACE), such as the much needed maintenance dredging and rehabilitation of breakwaters at Chautauqua County's shallow draft recreational harbors in Barcelona, Dunkirk and Cattaraugus

CHAUTAUQUA COUNTY LEGISLATURE

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Creek, are of low priority when compared to large deep draft commercial harbors with significant shipping tonnage; and

WHEREAS, federal funds, such as those appropriated under the Water Resources Development Act (WRDA), are initially prioritized by the USACE staff located in Buffalo, Cleveland and Washington D.C. for inclusion in the President's budget, which is then allocated by members of the United States Senate and House of Representatives during federal budget negotiations, and Chautauqua County, as a small rural county, is at a distinct disadvantage with respect to its ability to advocate for its fair share of federal funds; and

WHEREAS, pursuant to Resolutions 106-16, 266-16, 282-17 and 298-18, Chautauqua County has retained the professional services of NEXUS Government Relations (NEXUS), a consultant specializing in water resources, programming, federal projects, and obtaining federal funding, since 2016 at a cost not to exceed \$15,000 each year; and

WHEREAS, NEXUS has helped to deliver \$1.875 million in Federal funding to Chautauqua County for maintenance dredging in the recreational harbors in Barcelona and Dunkirk; and

WHEREAS, NEXUS has collaborated with Chautauqua County to facilitate Congressional authorization for Chautauqua Lake flood control and environmental restoration; supported increased funding levels and a number of projects eligible for the United States Army Corps of Engineers (USACE), Section 107, Small River & Harbor Improvement Projects program promoting funding availability for the Dunkirk Harbor improvement projects; supported increased funding levels and a number of projects eligible for USACE Section 205 Small Flood Control Projects program including promoting funding availability for Cattaraugus Creek ice jam remediation efforts, authorization for Cattaraugus Creek for the flood control project, and authorization for Silver Creek for the flood control project; and

WHEREAS, Chautauqua County desires to extend its agreement for professional services with NEXUS throughout the 2020 calendar year at a cost not to exceed \$15,000; and

WHEREAS, LEMC shall provide one-third (\$5,000) of the cost to retain NEXUS from LEMC's annual 2% allocation and Chautauqua County shall provide the remaining two-thirds (\$10,000) of the cost from the 2% Occupancy Tax Reserve; and

WHEREAS, the fund balance in the 2% Occupancy Tax Lakes and Waterways Reserve Fund is approximately \$145,424; therefore be it

RESOLVED, That the Chautauqua County Legislature hereby authorizes LEMC to represent Chautauqua County's interests in advocating for increased federal funding and projects and that LEMC will provide one-third (\$5,000) of the cost to retain NEXUS from LEMC's annual 2% allocation; and be it further

RESOLVED, That the County Legislature hereby authorizes the use of the 2% Occupancy Tax Reserve to provide the remaining two-thirds (\$10,000) of the cost to retain NEXUS; and be it further

RESOLVED, That Fund Balance be appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.889.WATR Fund Bal, Rsvd Fund Bal-MISC RES: Lakes & Watrway \$10,000

;and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following amendments to the 2020 Adopted Budget:

CHAUTAUQUA COUNTY LEGISLATURE

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INCREASE APPROPRIATION ACCOUNT:

A.8020.WTRS.4 Contractual—Planning—Watershed Administration \$10,000
Signed: Odell, Ward, Muldowney, Starks, Harmon, Nazzaro, Niebel

RES. NO. 30-20

Confirming 2019 County Sponsorship Contribution for JCC

By Audit & Control Committee:

At the Request of Chairman Pierre Chagnon and Legislator Charles Nazzaro:

WHEREAS, Chautauqua County is one of three regional sponsors for Jamestown Community College (“JCC”); and

WHEREAS, the County and JCC are reviewing the methodology of determining the County’s annual sponsorship contribution to JCC, and desire to confirm the County’s 2019 sponsorship contribution as a lump sum pending further negotiations regarding future modification of the contribution methodology; now therefore be it

RESOLVED, That the Director of Finance is authorized and directed to provide JCC a total 2019 sponsorship contribution in the amount of \$4,061,781 from the existing 2019 A.2490 budget appropriation.

Signed: Nazzaro, Niebel, Odell, Harmon

RES. NO. 31-20

Confirm Appointment and Amend Salary Range - Chautauqua County Coroners

By Human Services and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, Local Law 8-18 amended the Chautauqua County Charter to increase the number of Coroner positions to up to six; and

WHEREAS, County Executive Wendel has submitted the following proposed appointment for action by the County Legislature; and

WHEREAS, the County Charter has vested in the County Legislature the power to approve the appointment of Coroners; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the appointment of the following person as Chautauqua County Coroner to serve at the pleasure of the supervising authority:

Kenneth A. Haley
4925 Stoneledge Rd.
Ashville, NY 14710

CHAUTAUQUA COUNTY LEGISLATURE

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WHEREAS, that unless otherwise noted, the County Tax Enforcement Officer has confirmed that the offers received are in compliance with the County's policy regarding tax foreclosure as set forth in Resolution No. 110-17; now therefore be it

RESOLVED, That the Executive and Chairman of this Legislature be hereby authorized to execute Quitclaim Deeds conveying to the offers herein mentioned, the interest of Chautauqua County in said properties under said tax sale certificates; and be it further

RESOLVED, That the Director of Finance of Chautauqua County be hereby authorized to cancel any outstanding taxes, fees, interest and other charges. In adopting this resolution, the Legislature intends to adopt each transaction separately, in the usual form of Resolution, and the failure of any particular transaction to be completed shall in no manner affect the validity of any of the others.

Offer Number	Municipality	S/B/L	Purchaser	Foreclosed Owner	Offer Amount	Taxes Owning
PA-78-2017	City of Jamestown	060800-387.08-4-51	William Soto	Jody A Peterson	\$300.00	\$3,973.84
				Total	\$300.00	\$3,973.84

Signed: Scudder, Vanstrom, Muldowney, Starks, Davis, Nazzaro, Niebel, Odell, Harmon

RES. NO. 34-20

Authorize Transfer of Tax Foreclosure Property to Chautauqua County Land Bank Corporation

By Administrative Services Committee:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, New York State's land bank legislation was enacted to address the negative impacts of distressed or at-risk structures and abandoned vacant property in New York's communities; and

WHEREAS, the Chautauqua County Land Bank Corporation (CCLBC) has also received three substantial grants from the New York State Office of the Attorney General (OAG) in part to fund the demolition of distressed structures; and

WHEREAS, a deteriorating structure on 46 Babcock Ave.in the Village Silver Creek was previously designated for demolition under the OAG grant and retained by the County for such purpose, but CCLBC has received a proposal for restoration of the property for a future owner-occupied residence; therefore be it

RESOLVED, That the County Executive is authorized and empowered to execute all necessary documents to transfer the following tax foreclosure property containing a distressed or at risk structure to the Chautauqua County Land Bank Corporation, for no monetary consideration and upon such terms and conditions negotiated by the County Executive:

City/Town	Village	Parcel ID Number	Property Location
Hanover	Silver Creek	49.06-2-32	46 Babcock Ave.

Signed: Scudder, Vanstrom, Muldowney, Starks, Davis

CHAUTAUQUA COUNTY
MOTION NO. _____



TITLE: Proclaiming February Black History Month

AT THE REQUEST OF: Chairman Pierre E. Chagnon:

WHEREAS, the idea to observe and honor the accomplishments of Black Americans was first established as Negro History Week in 1926 at the suggestion of one of the greatest Black historians of all time, Dr. Carter Woodson; and

WHEREAS, February was first proclaimed Black History Month in 1979 and sponsored as such by the Association for the Study of Afro-American Life and History; and

WHEREAS, Black Americans contributed to the development of Chautauqua County as slaves and as free men and women since the county's inception and continue to contribute to the richness and vitality of our County community today; and

WHEREAS, the observance of Black History Month affords the special opportunity to become more knowledgeable concerning our Black heritage in this County and our country and to honor the many black leaders who have contributed to the progress of our nation; and

WHEREAS, the knowledge and awareness of the many and varied contributions of Black men and women can strengthen the insight of all our citizens regarding the issues of human rights, the great strides that have been made in the crusade to eliminate the barriers to equality for minority groups, and the continuing struggle against racial discrimination and poverty; therefore be it

KNOWN, The Chautauqua County Legislature, with great pride, hereby proclaims February 2020 Black History Month in Chautauqua County; and let it be

MOVED, The County Legislature urges all residents to familiarize themselves with the significant contributions made by Black Americans in the field of science, industry, religion, entertainment, and others, and to join together to make this a period when all of us rededicate ourselves to the principles of justice and equality for all people.

CHAUTAUQUA COUNTY
MOTION NO. _____

TITLE: Supporting a Permanent Funding Floor for Community College Base State Aid Formula – Fiscal Year 2020

AT THE REQUEST OF: Chairman Pierre Chagnon and Legislator Chuck Nazzaro:

WHEREAS, community colleges serve as economic engines that provide a trained workforce and educated citizenry for the State of New York and the local communities in which they are located; and

WHEREAS, community colleges are anchor institutions that help keep their communities strong and vibrant by serving as major employers, community hubs, and social centers; and

WHEREAS, community colleges are the primary catalyst to the middle class by serving more low-income students than any other sector of higher education; and

WHEREAS, community colleges anticipate and respond to the emerging needs of their local communities and remain the most adaptable sector of higher education; and

WHEREAS, community colleges serve nearly half of all undergraduates enrolled in the SUNY system along with nearly as many life-long learners through non-credit classes; and

WHEREAS, a level of predictability in State funding is essential to provide community colleges the ability to plan and budget accordingly and recognizes each college's annual fixed costs; and

WHEREAS, the funding floor of 98% of the previous year or \$100 increase per FTE, whichever is greater, which was added to the State community college funding model for fiscal year 2019, was a step in the right direction and appreciated; and

WHEREAS, the funding floor should be further modified in State statute at 100% of the previous year or \$100 increase per FTE, whichever is greater; now therefore

LET IT BE KNOWN, that the Chautauqua County Legislature fully supports the proposal that New York State change the base State aid formula allocation for each community college to be permanently set at 100% of the previous year or \$100 increase per FTE, whichever is greater; and be it further

MOVED, that a certified copy of this motion be sent to Governor Andrew Cuomo, State Senate Majority Leader Andrea Stewart-Cousins, State Assembly Speaker Carl Heastie, State Senator George Borrello, State Assemblyman Andrew Goodell, and the Jamestown Community College Board of Trustees.