

## Agenda

Planning & Economic Development Committee

**September 19, 2018, 6:00 pm, Room 331**

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (7/18/18)
- C. Privilege of the Floor
  - 1. Proposed Resolution- Authorize Allocation of 3% Occupancy Tax Funding from the 2018 Reserve Account for Ripley Gateway/Commerce Center Feasibility Study
  - 2. Proposed Resolution- Formation of Chautauqua County Food Policy Council
  - 3. Proposed Resolution- Authorize Agreement with County of Cattaraugus to Extend Term Of the Conewango Watershed Commission
  - 4. Proposed Resolution- Joint Funding Agreement with U.S. Department of Interior – Geological Survey
  - 5. Proposed Resolution- Authorize Use of Chautauqua County 2% Occupancy Tax Reserve Funds for Mitigating Dredging Impacts in Dunkirk Harbor
  - 6. Discussion- 2% Occupancy Tax Program Updated Grant Application- Dave McCoy Watershed Coordinator
  - 7. Other-

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

<b>MRG 9/5/18</b>
<b>ABC 9/6/18</b>
<b>SMA 9/6/18</b>
<b>KMD 9/7/18</b>
<b>KLC 9/7/18</b>
<b>GMB 9/10/18</b>

**TITLE:** Authorize Allocation of 3% Occupancy Tax Funding from the 2018 Reserve Account for Ripley Gateway/Commerce Center Feasibility Study

**BY:** Planning & Economic Development and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive George M. Borrello:

WHEREAS, Chautauqua County has established a 3% Occupancy Tax program for the purposes of promoting, developing, and protecting the area’s tourism industry; and

WHEREAS, the concept of developing a Gateway/Commerce Center along the New York State Thruway in Ripley has been contemplated for many years; and

WHEREAS, millions of travelers annually traverse the New York State Thruway, and it has been recognized that this area is a prime location for the siting of such a facility; and

WHEREAS, Tamarac, a welcome/commerce center facility located in West Virginia which attracts hundreds of thousands of people annually, is a model to emulate here in Chautauqua County; and

WHEREAS, it is essential to undertake a study that will not only investigate the feasibility of establishing a Gateway/Commerce center, but will also result in the development of a conceptual plan that reveals the size, scope, and configuration of the facility along with cost estimates; and

WHEREAS, such a study needs to be undertaken in order to convince stakeholders that such a facility is needed and feasible, and to seek funding to construct the facility; and

WHEREAS, Chautauqua County’s tourism industry would benefit from supporting this effort as it will ultimately lead to significantly more tourists spending money in the County, and visitors being educated about what we have to offer, thus enticing them to spend time here; and

WHEREAS, as of August 2018, the balance of the 3% Occupancy Tax Reserve Account is \$105,758; and

WHEREAS, the Chautauqua County Department of Planning & Development is requesting \$45,000 of the 3% Occupancy Tax Reserve funding, which will be matched with \$5,000 of CCIDA funding, to contract with a firm to undertake the feasibility study; therefore be it

RESOLVED, That the Chautauqua County Legislature authorizes \$45,000 from the 2018 3% Occupancy Tax Reserve to undertake a feasibility study for the Ripley Gateway/Commerce Center; and be it further

RESOLVED, That the County Executive is authorized and empowered to enter into any and all contracts necessary to undertake a feasibility study for the Ripley Gateway/Commerce Center; and be it further

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.883.0000 Fund Bal., Reserved Fund Bal. – Reserve for Occupancy Tax \$45,000

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**APPROVED**

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**VETOES (VETO MESSAGE ATTACHED)**

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**County Executive**

\_\_\_\_\_  
**Date**

; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following change to the 2018 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6420.TOUR.4	Contractual – Promotion of Industry, Tourism	\$45,000
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**APPROVED**

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**VETOES (VETO MESSAGE ATTACHED)**

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**County Executive**

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**Date**

**DWM 9-5-18**  
**ABC 9/7/18**  
**KMD 9/7/18**  
**KLC 9/10/18**  
**GMB 9/10/18**

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_**

**TITLE:** Formation of Chautauqua County Food Policy Council

**BY:** Planning & Economic Development and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive George M. Borrello:

WHEREAS, the Growing Foods Connections (“GFC”) Committee was formed in 2015 to enhance community food security in Chautauqua County while ensuring sustainable and economically viable agriculture and food production; and

WHEREAS, the Chautauqua County Legislature received a presentation on Chautauqua County’s food system by students from the University at Buffalo of the State of New York (“UB”) graduate program in the Fall of 2017, which outlined an action plan to strengthen the local food system; and

WHEREAS, the Chautauqua County Health Network (“CCHN”), which is part of the GFC Committee, secured grant funding through the “Creating Healthy Schools and Communities” program to implement recommendations from the food system study completed by UB; and

WHEREAS, CCHN and the Chautauqua County Division of Planning and Community Development (CCDPCD) seek to enter into an agreement to form a County Food Policy Council to strengthen and sustain the local food system; and

WHEREAS, such efforts fit into the CCDPCD’s mission of ensuring community development and an improved quality of life for all residents and visitors; and

WHEREAS, revenue and expenditures associated with this grant are already included in the tentative 2019 budget; therefore, be it

RESOLVED, That the County Executive is authorized to enter into an agreement with CCHN to accept \$ 15,000 in grant funding for the formation of the Chautauqua County Food Policy Council.

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**APPROVED**

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**VETOES (VETO MESSAGE ATTACHED)**

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**County Executive**

\_\_\_\_\_  
**Date**

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

SMA 9/4/18
KMD 9/4/18
KLC 9/4/18
GMB 9/7/18

**TITLE:** Authorize Agreement with County of Cattaraugus to Extend Term  
Of the Conewango Watershed Commission

**BY:** Planning & Economic Development and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive George M. Borrello :

WHEREAS, pursuant to Resolution 222-13, the County Legislature authorized an agreement with the County of Cattaraugus to extend the term of the Conewango Watershed Commission until December 31, 2018 to manage the flood control structures in the Conewango Creek Watershed and to manage the 12.5 mile New York State Drainage Ditch, otherwise known as the Dredge; and

WHEREAS, the Conewango Watershed Commission and the County of Cattaraugus wish to extend the term of the Conewango Watershed Commission to continue its management of the watershed infrastructure; therefore be it

RESOLVED, That the County Executive is authorized and empowered to enter into an extension agreement with the County of Cattaraugus as described above to extend the term of the Conewango Watershed Commission to December 31, 2023 upon the following terms and conditions:

1. Term: January 1, 2019 to December 31, 2023.
2. Operation, Cleanup and Maintenance Expense: Subject to appropriation, to be shared equally by the counties for both Conewango Watershed Protection Projects and the Dredge. Each County agrees to continue to budget \$7,500.00 per year for Commission work.
3. Capital Expense: Subject to appropriation, counties are each responsible for capital improvements located within their borders.
4. Termination. Upon ninety (90) days written notice.
5. Other. As negotiated by the County Executive

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**APPROVED**

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**VETOES (VETO MESSAGE ATTACHED)**

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**County Executive**

\_\_\_\_\_  
**Date**

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

DWM 8/20/18
ABC 8/24/18
SMA 8/24/18
KMD 8/24/18
KLC 8/26/18
GMB 8/29/18

**TITLE:** Joint Funding Agreement with U.S. Department of Interior – Geological Survey

**BY:** Planning and Economic Development Committee:

**AT THE REQUEST OF:** County Executive George M. Borrello:

WHEREAS, Chautauqua County, through its support of the County Sewer Agency, has caused to have constructed a gauge station on Chautauqua Lake and gauge instrumentation on the Dow Street Bridge in the Village of Falconer (Resolution No.537-73); and

WHEREAS, the operation and maintenance of these stations is recognized by Chautauqua County as an integral part of not only a flood prevention program on the shores of Chautauqua Lake and within the Village of Falconer, but also as an integral part of a low flow program concerning the maintenance of the Chadakoin River system; and

WHEREAS, the United States Department of Interior periodically offers a Joint Funding Agreement between the U.S. Geological Survey and the County of Chautauqua requiring a local share for the operation and maintenance of the lake gauge; and

WHEREAS, the County annually budgets to pay the local share portion of the Joint Funding Agreement; therefore be it

RESOLVED, That the County Executive be and hereby is authorized to enter into annual Joint Funding Agreements with the U.S. Geological Survey within annual budget appropriations.

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**APPROVED**

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**VETOES (VETO MESSAGE ATTACHED)**

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**County Executive**

\_\_\_\_\_  
**Date**

**CHAUTAUQUA COUNTY  
EMERGENCY RESOLUTION NO. \_\_\_\_\_**

DWM 8/23/18
ABC 8/24/18
SMA 8/24/18
KMD 8/24/18
KLC 8/26/18
GMB 8/29/18

**TITLE:** Authorize Use of Chautauqua County 2% Occupancy Tax Reserve Funds for Mitigating Dredging Impacts in Dunkirk Harbor

**BY:** Planning & Economic Development and Audit & Control Committees

**AT THE REQUEST OF:** County Executive George M. Borrello

WHEREAS, Lake Erie and the City of Dunkirk’s Waterfront and Harbor are invaluable assets to Chautauqua County and the City of Dunkirk; and

WHEREAS, Chautauqua County and the City of Dunkirk have worked together to develop tourism-related activities on the City of Dunkirk Waterfront and in the Harbor; and

WHEREAS, Chautauqua County and the City of Dunkirk have been strong advocates for increased Federal Investment in Dunkirk Harbor including maintenance dredging of the Federal Navigation Channels; and

WHEREAS, the United States Army Corps of Engineers is currently dredging the Federal Navigation Channel of Dunkirk Harbor, and the project has resulted in an unanticipated increase in the amount of nuisance aquatic vegetation in the Harbor; and

WHEREAS, the nuisance vegetation is having a negative impact on the Harbor’s marinas and was anticipated to have a negative impact on the nationally televised Offshore Powerboat Racing event which occurred on August 17-19, 2018; and

WHEREAS, the 2% Occupancy Tax Reserve fund has an unobligated balance of approximately \$232,382; therefore, be it

RESOLVED, That the Chautauqua County Legislature designates up to \$5,000 from the 2% Occupancy Tax Reserve to reimburse the City of Dunkirk for mitigation of dredging impacts in Dunkirk Harbor; and be it further

RESOLVED, That the County Executive is hereby authorized to establish accounts and enter into any and all contracts necessary to implement the terms of this resolution; and be it further

RESOLVED, That the Fund Balance be appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.-----889.WATR Fund Bal, Rsvd Fund Bal-MISC RES: Lakes & Watrway \$5,000

;and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following amendment to the 2018 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.WTRS.4 Contractual—Planning—Watershed Administration \$5,000

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**APPROVED**

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**VETOES (VETO MESSAGE ATTACHED)**

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**County Executive**

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**Date**