Agenda

Public Facilities Committee

TUESDAY - January 19, 2021, 4:00 p.m., Virtual Meeting via Zoom

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (12/7/20)
- C. Privilege of the Floor
- 1. <u>Proposed Resolution Confirm Appointment & Re-Appointments New York Fish & Wildlife Management Board</u>
- 2. <u>Proposed Resolution Continuation of Interim Funding for North Chautauqua County</u>
 Water District
- 3. <u>Proposed Resolution NCLSD SEQR Determination for Chautauqua Shores and Orchard Terrace I & I Repair</u>
- 4. <u>Proposed Resolution Amend Resolution 99-18 Authorizing Sale and Option Agreements</u> for Redevelopment of Roberts Road Properties in the City of Dunkirk
- 5. Other

CHAUTAUQUA COUNTY RESOLUTION NO.

PMW	1/13/21	

TITLE: Confirm Appointment and Re-Appointments – New York Fish &

Wildlife Management Board

BY: Public Facilities Committee:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, County Executive, Paul M. Wendel, Jr., has submitted the following appointment and re-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 New York State Fish and Wildlife Management Board.

New Appointment Legislator Tom Harmon 72 Lake Ave. Ext. Silver Creek, N.Y. 14136 Term Expires: 12/31/21

Re-Appointments
Zenon Olow
23 Bernett Drive
Fredonia, N.Y. 14063
Term Expires: 12/31/21

Andrew Joy 4619 Berry Rd. Fredonia, N.Y. 14063 Term Expires: 12/31/22

APPROVED	
VETOES (VETO N	MESSAGE ATTACHED)
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County Executive	Date

KMD 01/12/21 KLC 1/12/21 SMA 1/12/21 PMW 1/13/21

CHAUTAUQUA COUNTY RESOLUTION NO._

TITLE: Continuation of Interim Funding for North Chautauqua County Water District

BY: Public Facilities and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr., Chairman Pierre Chagnon and Legislator Terry Niebel:

WHEREAS, pursuant to Resolutions 39-16, 81-16, and 231-17, the Chautauqua County Legislature established the North Chautauqua County Water District (the "District"), to comprise an area in Chautaugua County consisting of parts of the towns of Portland, Pomfret, Sheridan and Hanover and all of the town of Dunkirk, and authorized bonding in a maximum amount of \$11,750,000 for the cost of the initial capital improvements for the District; and

WHEREAS, pursuant to Resolution 22-18, the County Legislature authorized the advance on an "as needed" basis of up to \$1 million to the District to be repaid to the County on or before December 31, 2018 at an interest rate to be determined by the Director of Finance equivalent to the County's lost investment earnings rate during the term of the advances; and

WHEREAS, pursuant to Resolution 111-18, the County Legislature authorized a continuation of Interim Funding of up to \$3 million to the District to be repaid to the County on or before December 2019 at an interest rate to be determined by the Director of Finance equivalent to the County's lost investment earnings rate during the term of the advances; and

WHEREAS, pursuant to Resolution 236-19, the County Legislature authorized a continuation of Interim Funding of up to \$4 million to the District to be repaid to the County on or before December 31, 2020 at an interest rate to be determined by the Director of Finance equivalent to the County's lost investment earnings rate during the term of the advances; and

WHEREAS, it is necessary for the District to extend the interim funding from the County through 2021 until the long-term bonding is completed; therefore be it

RESOLVED, That the County Executive is authorized and empowered to continue to advance on an "as needed" basis up to \$4 million to the District that is intended to be repaid to the County on or before December 31, 2021, at an interest rate to be determined by the Director of Finance equivalent to the County's lost investment earnings rate during the term of the advances.

APPROVED		
VETOES (VETO	MESSAGE ATTACHED)	
County Executive	Date	
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CHAUTAUQUA COUNTY RESOLUTION NO. _____

TITLE: NCLSD SEQR Determination for Chautauqua Shores and Orchard Terrace I & I Repair

SDC 12-22-20 KMD 12/22/20 KMW 12.22.20 SMA 12/30/20 KLC 12/30/20 PMW 1/8/21

BY: Public Facilities Committee:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, Chautauqua County, by its North Chautauqua Lake Sewer District (District), engaged an engineering firm to study parts of the District's collection system in the Town of Chautauqua, Chautauqua County, New York and has as a result developed a proposed North Chautauqua Lake Sewer District Sanitary System Improvements Project (Project); and

WHEREAS, the Project consists of maintenance or repair involving no substantial changes in an existing structure or facility and replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site; now therefore be it

RESOLVED That the County Legislature of the County of Chautauqua hereby determines that the proposed North Chautauqua Lake Sewer District Sanitary System Improvements Project is a Type II action in accordance with the implementing regulations for Article 8 of the Environmental Conservation Law, New York State Environmental Quality Review Act, 6 NYCRR §617.5(c), and that the Project is therefore not subject to further review under 6 NYCRR Part 617.

APPROVED		
VETOES (VETO N	MESSAGE ATTACHED)	
County Executive	Date	

SMA 1/12/21 MRG 1/13/21 KMD 01/13/21 KLC 01/13/21 PMW 01/13/21

CHAUTAUQUA COUNTY RESOLUTION NO. _____

TITLE: Amend Resolution 99-18 Authorizing Sale and Option Agreements for Redevelopment of Roberts Road Properties in the City of Dunkirk

BY: Public Facilities, Administrative Services, and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, pursuant to Resolution 99-18, the County entered into sale and option agreements with Roberts Road Freezer LLC for the redevelopment of the former Edgewood, Roblin, and Alumax properties in the City of Dunkirk; and

WHEREAS, the sale of the Edgewood property was completed, and Roberts Road Freezer LLC demolished the former Edgewood structure and constructed a large refrigerated warehouse on the site; and

WHEREAS, at the request of Roberts Road Freezer LLC, the option for purchase of the Roblin and Alumax properties, as originally authorized in Resolution 99-18, only included the portion of the properties north of Progress Drive; and

WHEREAS, for purposes of future development, Roberts Road Freezer LLC has now advised the County that if it exercised the option, it would be willing to take the remainder of the property south of Progress Drive to enhance the potential opportunities for a project at the site; and

WHEREAS, it would be beneficial for the County to convey the tax foreclosed remainder of the properties south of Progress Drive to remove County responsibility for the vacant land, facilitate future development, and place the properties back on the tax rolls if the option is exercised; therefore be it

RESOLVED, That Paragraph "B" of the last RESOLVED clause of Resolution 99-18 regarding the option for purchase of the Alumax and Roblin properties is hereby amended as follows:

- B. Option for Purchase of Alumax and Roblin (Part of Tax Parcels 79.16-2-5, 79.12-4-29, 79.12-4-30)
 - 1. Acreage. Approximately 9.92 17.5 acres
 - 2. Option Term. 10 years
 - 3. <u>Purchase Price</u>. \$1.00, provided, however, that during years 6 through 10 the Purchaser shall be required to match any other offer received by the County
 - 4. <u>Environmental</u>. To be negotiated upon exercise of option
 - 5. Investment. To be negotiated upon exercise of option
 - 6. Other. As negotiated by the County Executive

APPROVEDVETOES (VETO ME	MESSAGE ATTACHED)	
County Executive	Date	