

CHAUTAUQUA COUNTY LEGISLATURE

07/28/2021

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This meeting is open to the public and subject to all current COVID-19 guidelines.

Chautauqua County Legislature

6:30 p.m.

CALL TO ORDER

ROLL CALL

PRAYER BY LEGISLATOR MULDOWNEY

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 06/23/2021

PRIVILEGE OF THE FLOOR

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

Individual comments are limited to 3 minutes and comments representing a group shall be limited to 5 minutes.

**VETO MESSAGES FROM COUNTY EXECUTIVE WENDEL
NO VETOES FROM 06/23/2021**

COMMUNICATIONS:

- 1. Letter – Legislator Mark Odell – Resignation Effective August 17, 2020**
- 2. Letter – NYS Department of State – Ack. Receipt of Local Law 4-21 (A Local Law Adopting a Pilot Youth Deer Hunting Program)**
- 3. Letter - Chautauqua County Department of Law – Chautauqua County Purchasing Policy**
- 4. Minutes – Conewango Watershed Commission – July 14, 2021 Meeting**
- 5. Invitation – WNY Regional Off-Track Betting Corporation – Annual Legislative Night**
- 6. Affidavit of Publication – Post-Journal – Re: Local Law 4-21 (A Local Law Adopting a Pilot Youth Deer Hunting Program)**
- 7. Affidavit of Publication – Observer – Re: Local Law 4-21 (A Local Law Adopting a Pilot Youth Deer Hunting Program)**
- 8. Report - Chautauqua County Ethics Board – 2020 Annual Report**
- 9. Report – Finance Director Crow, Re: May 2021 Investment Report**

COMMENDATIONS:

**Officer Mark Conklin
Jamestown Police Department
By
Chairman Pierre E. Chagnon
County Executive Paul M. Wendel, Jr.
Senator George Borrello
Congressman Tom Reed**

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Department of Public Facilities Employees

Dunkirk Airport

Joe Majkut, Chris Fred, Garrett Storer, and Bryan Woleben

By

Chairman Pierre E. Chagnon

Legislator Mark Odell

County Executive Paul M. Wendel, Jr.

Ashley Gotowka

City of Dunkirk High School Athlete

By

Legislators Bob Bankoski and Kevin Muldowney

Legislator Mark Odell

By

Chairman Pierre E. Chagnon

County Executive Paul M. Wendel, Jr.

TABLED RES 135-21 – Designating the North Chautauqua County Water District as the Administrative Head of the North County Industrial Water District No. 1

RESOLUTIONS:

- 145-21 Confirm Appointment - Chautauqua County Health Board**
- 146-21 Confirm Appointment - Chautauqua County Food Policy Council**
- 147-21 Authorize South Chautauqua Lake Sewer District Funding Applications for West Side Extension Phase II, from Stow to Prendergast Creek**
- 148-21 Modification of Membership of North Chautauqua Lake Sewer District Board and Portland-Pomfret-Dunkirk Sewer District Board**
- 149-21 Authorize County to Apply for Grants on Behalf of the North Chautauqua Lake Sewer District for an Inflow and Infiltration Study**
- 150-21 Authorize County to Apply for Grants on Behalf of the Portland Pomfret Dunkirk Sewer District for Inflow and Infiltration (I&I) Studies**
- 151-21 Authorize Agreement for the Purchase and Removal of County Owned Timber from the Thomas Erlandson Park in the Town of Carroll**
- 152-21 Authorize Agreement with NY State DOT for Performance of Federal-Aid Project PIN 5762.56**
- 153-21 Acceptance of funds from the FAA for the Rehabilitation of Runway 7-25 (Construction Phase) at the Chautauqua County Jamestown Airport**

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- 154-21 Authorizing Contract for 2022 Administration of Chautauqua County Self-Insurance Plan (Workers' Compensation)**
- 155-21 Authorizing 2022 Levy of Participant's Share of Chautauqua County Self-Insurance Plan (Workers' Compensation) Costs**
- 156-21 Authorize Early Voting Expansion Grant Award from the New York State Board of Elections**
- 157-21 Authorize Technology Innovations and Election Resource Grant Award from the New York State Board of Elections**
- 158-21 Amend 2021 Budget–District Attorney Crime Victims**
- 159-21 Authorize Acceptance of the Gun Involved Violence Elimination (“GIVE”) Grant funds for 2021-2022**
- 160-21 Authorize Execution of New York State Office of Homeland Security Grant for Public Safety Answering Point (PSAP) FY20**
- 161-21 Authorize Memorandum of Understanding with the City of Jamestown**
- 162-21 Consolidated Appropriations Act Funding for Older Adults in Chautauqua County**
- 163-21 American Rescue Plan Funding for Older Adults in Chautauqua County**
- 164-21 Authorize Use of Lake Erie Management Commission Capital Project H.8020.37011 Funds to Co-Fund Barcelona Harbor Dredging**
- 165-21 Amend Rules and Regulations of the Chautauqua County Legislature**
- 166-21 Quit Claim Deeds**

MOTION:

-
- A. Urging Preservation of Existing Boundaries of New York State 23rd Congressional District**

ANNOUNCEMENTS

PRIVILEGE OF THE FLOOR

Members of the public may comment on any subject.

A member of the legislature may speak on any subject.

Individual comments are limited to 3 minutes and comments representing a group shall be limited to 5 minutes.

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TABLED RES. 135-21

Designating the North Chautauqua County Water District as the Administrative Head of the North County Industrial Water District No. 1

By Public Facilities Committee:

At the Request of County Executive Paul M. Wendel, Jr. and Legislative Chairman Pierre Chagnon

WHEREAS, Pursuant to County Law section 261 and Resolution 245-78, a district board was established as the administrative body of the North County Industrial Water District No. 1 (NCIWD); and

WHEREAS, with no water treatment works in the NCIWD and no future district extensions or large new infrastructure installations anticipated within the district, the work required of the administrative body of the district is limited; and

WHEREAS, the North Chautauqua County Water District (NCCWD) Board administers all other County water district operations, in part via contract with the same contractor as is used by the NCIWD; and

WHEREAS, water district operations will be streamlined, district activities better coordinated, and duplication of effort eliminated, by having one board serve both districts; now therefore be it

RESOLVED, That effective July 1, 2021 the NCCWD Board shall be the administrative body of the NCIWD, and, with respect to the NCIWD, have all the powers conferred on, and be subject to all the duties imposed on, heads of administrative units under New York State County Law Article 5-a, including without limitation the power to execute contracts and effect real estate transactions, including contracts and transactions with the NCCWD and other municipalities; and be it further

RESOLVED, That the Operation and Maintenance Services Agreement between the NCIWD and the North Chautauqua Lake Sewer District (20-28-01) which ends December 31, 2024, and the Water Purchase and Field Services Agreement between the NCIWD and CBI Water Works (20-28-02) which ends December 31, 2023, are not affected by this Resolution, and remain in effect subject to their terms and conditions; and be it further

RESOLVED, That Resolution 40-16 is amended to appoint as a NCCWD Board member, in place of "Chairman, North County Industrial Water District No. 1, ex officio"

Brian Purol
3681 New Road
Dunkirk, New York 14048
Term to Expire 12/31/21

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RES. NO. 145-21
Confirm Appointment - Chautauqua County Health Board

By Human Services Committee:

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

WHEREAS, County Executive Paul M. Wendel, Jr. has submitted the following appointment for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointment to the Chautauqua County Health Board.

Nancy Rosario
198 E. Second St.
Dunkirk, N.Y. 14048
Term Expires: 12/31/26

Signed: Pavlock, Whitney, Whitford

RES. NO. 146-21
Confirm Appointment - Chautauqua County Food Policy Council

By Planning & Economic Development Committee:

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

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, County Executive Paul M. Wendel, Jr., has submitted the following initial appointment for action by the Chautauqua County Legislature; therefore be it

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

Molly Harvey
198 South Lake Street
North East, PA 16428
Term Expires: 12/31/23
(Filling Term of Kate Ewer)

Signed: Odell, Starks, Rankin, Harmon, Ward

RES. NO. 147-21

Authorize South Chautauqua Lake Sewer District Funding Applications for West Side Extension Phase II, from Stow to Prendergast Creek

By Public Facilities Committee:

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

WHEREAS, Chautauqua Lake experiences nuisance algal blooms and excessive weed growth in part as a result of excessive phosphorus inputs; and

WHEREAS, in 2004, Chautauqua Lake was officially designated as an impaired water body by the NYS DEC pursuant to Section 303(d) of the federal Clean Water Act due to phosphorus loadings; and

WHEREAS, a Total Maximum Daily Load (TMDL) phosphorus allocation for Chautauqua Lake was completed in 2012, which provides an official regulatory plan for reducing phosphorus inputs and restoring the impaired water body, and requires substantial reductions in phosphorus inputs to Chautauqua Lake; and

WHEREAS, approximately 1,200 septic systems still exist surrounding Chautauqua Lake, and **failed septic systems** have been identified as **one of the** a point sources of phosphorus inputs to Chautauqua Lake, and **failed septic systems can also be a threat to the quality of groundwater resources close to Chautauqua Lake, including water wells; and**

WHEREAS, Resolution 164-18 extended the South Chautauqua Lake Sewer District (the "District") through the Hamlet of Stow; and

WHEREAS, implementation of a Phase II sewer extension from the Hamlet of Stow through Prendergast Creek (the "Project") will result in an estimated combined total of 773 properties being converted from private septic systems to District sewer infrastructure; and

WHEREAS, government loan and grant funds for the Project may be available from numerous sources including without limitation the New York State Environmental Facilities Corporation (EFC)- EPA Clean Water State Revolving Fund (CWSRF) program, the USDA Rural Development Program, EFC's Water Infrastructure Improvement Act (WIIA) program, the New York State Department of Environmental Conservation's Water Quality Improvement Project (WQIP) program, the DEC-EFC Engineering Planning Grant (EPG) program, and Empire State Development's Empire State Economic Development Fund Program; and

WHEREAS, it is in the best interest of the County and of property owners within the Project area to apply for funding assistance when available; now therefore be it

RESOLVED, That the County Executive is authorized to submit Project funding applications to federal and state government entities, to execute related documents, and to represent the County in connection with such funding applications; and be it further

RESOLVED, That when a Project funding application is successful, upon the County Legislature's approval of the funding and allocation of any required matching funds, the County Executive is authorized to execute and submit the contracts and documents necessary to secure funds, and to represent the County in all matters related to Project funding.

Signed: Scudder, Nazzaro, Hemmer, Davis, Gould (P.F. Amended by addition of text indicated by bold and underline)

RES. NO. 148-21

Modification of Membership of North Chautauqua Lake Sewer District Board and Portland-Pomfret-Dunkirk Sewer District Board

By Public Facilities Committee:

At the Request of Chairman Pierre Chagnon:

WHEREAS, pursuant to County Legislature Resolutions 38-76 and 263-19, a district board of five (5) members who serve for terms of six (6) years is currently established as the administrative head of the North Chautauqua Lake Sewer District (NCLSD) in accordance with New York County Law §261; and

WHEREAS, pursuant to County Legislature Resolution 345-77, a district board consisting of seven (7) members who serve for terms of six (6) years is currently established as the administrative head of the Portland-Pomfret-Dunkirk Sewer District (PPDSD) in accordance with New York County Law §261; and

WHEREAS, county districts established under Article 5-A of New York County Law are county agencies and not separate legal entities, and pursuant to numerous provisions of New York law, the County Legislature has extensive ongoing responsibility for the oversight of all county districts, including, but not limited to the following:

1. Designates the administrative head and their tenure – can be an officer, board, or other body;
2. Approves all district budgets and amendments, including capital projects;
3. Approves all financing/bonding of district projects, which are guaranteed by the full faith and credit of the County;
4. Approves all user charges and assessments;
5. Approves all employee compensation and benefits, including the management salary plan and collective bargaining agreements governing district employees pursuant to the Taylor Law;
6. Provides for all general liability insurance and defense of district officers and employees, including the administrative head;
7. Provides workers' compensation coverage and administration for all County agencies, including the districts;
8. Approves all policies (including procurement policies) applicable to County agencies, including the districts;
9. Adopts the Code of Ethics governing district officers and employees, including the administrative head;
10. Authorizes the delegation of contract approval to the district administrative heads;
11. Approves rules and regulations for the operation of county districts, including the manner of making connections and the construction of the facilities; and

WHEREAS, New York County Law §261 provides that a member of the county legislative body may be appointed as a member of a county district administrative body, and in furtherance of the County Legislature's oversight role, it would be advantageous to appoint county legislators to be members of the NCLSD and PPDSD boards; and

WHEREAS, Rule 2(a) of Section III of the Rules and Regulations of the Chautauqua County Legislature provides that the Chairman of the County Legislature appoints legislative

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representation to all boards and commissions that are the responsibility of the County Legislature; now therefore be it

RESOLVED, That Resolution 38-76, as amended by Resolution 263-19, is further amended to provide that the NCLSD Board shall consist of six (6) members, with five (5) members serving terms of six (6) years, and one (1) member being a county legislator appointed by and serving at the pleasure of the Chairman of the County Legislature; and be it further

RESOLVED, That Resolution 345-77 is amended to provide that the PPDS Board shall consist of eight (8) members, with seven (7) members serving terms of six (6) years, and one (1) member being a county legislator appointed by and serving at the pleasure of the Chairman of the County Legislature.

Signed: Scudder, Nazzaro, Hemmer, Davis, Gould

RES. NO. 149-21

Authorize County to Apply for Grants on Behalf of the North Chautauqua Lake Sewer District for an Inflow and Infiltration Study

By Public Facilities and Audit & Control Committees:

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

WHEREAS, North Chautauqua Lake Sewer District (NCLSD) infrastructure was initially installed in the 1950's and 1970's, and much of the NCLSD's collection system infrastructure has not been updated or repaired since that time; and

WHEREAS, old infrastructure is likely to have cracks and leaks, which can lead to infiltration and inflow (I & I) of storm and ground water into, and leakage of sewage out of, collection system pipes; and

WHEREAS, sewage leaking out of pipes can result in an improper discharge of sewage to the ground, and such sewage can migrate to Chautauqua Lake; and

WHEREAS, storm and ground water entering into collection system pipes is unnecessarily processed through a treatment plant; and

WHEREAS, studies of the Orchard Terrace and Chautauqua Shores regions of the district showed numerous areas in need of repair to eliminate I & I, and studies of the remaining collection system infrastructure is needed to identify additional areas in need of repair; and

WHEREAS, grant funds provide an opportunity to significantly leverage local resources, and available grants include the New York State Department of Environmental Conservation / Environmental Facilities Corporation's Wastewater Infrastructure Engineering Planning Grant (EPG), which provides reimbursement for up to 80% of the cost of a water quality improvement study with a maximum award of \$30,000.00, with applicants providing the remaining local match contribution of at least 20% of the total grant award; and

WHEREAS, the Chautauqua County Department of Planning and Development (CCPD), the Chautauqua Lake and Watershed Management Alliance (Alliance), and the North Chautauqua Lake Sewer District periodically partner on EPG funding assistance grant applications for I & I studies; and

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WHEREAS, the estimated project budget for an I & I study is \$36,000, for which \$30,000 will be sought in grant funding, with the NCLSD committing to a minimum cash match of \$6,000; and

WHEREAS, it is in the best interest of the County and of district users to apply for grant assistance when available, and when supported by the administrative heads of the districts; therefore be it

RESOLVED, That the County Executive is authorized to submit applications in the years 2021-2023 for a NYS EPG program grant on behalf of NCLSD for funding assistance for a NCLSD Board-approved I & I study, to execute related documents, and to represent the County in connection with such funding applications; and be it further

RESOLVED, That if a grant is awarded, the County Executive is authorized to execute and submit the necessary contract and associated documents to secure grant funds, and to represent the County in all matters related to the project and state grant assistance.

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

RES. NO. 150-21

Authorize County to Apply for Grants on Behalf of the Portland Pomfret Dunkirk Sewer District for Inflow and Infiltration (I&I) Studies

By Public Facilities and Audit & Control Committees:

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

WHEREAS, Portland Pomfret Dunkirk Sewer District (PPDSD) infrastructure was initially installed in the 1930's, 1950's and 1980's, and much of the District's collection system infrastructure has not been updated or repaired since that time; and

WHEREAS, old infrastructure is likely to have cracks and leaks, which can lead to infiltration and inflow (I & I) of storm and ground water into, and leakage of sewage out of, collection system pipes; and

WHEREAS, sewage leaking out of pipes can result in an improper discharge of sewage to the ground, and such sewage can migrate to Lake Erie; and

WHEREAS, storm and ground water entering into collection system pipes is unnecessarily processed through a treatment plant; and

WHEREAS, New York State has available grant funds, that can be used to identify locations at which I & I problems have developed, and can provide an opportunity to significantly leverage local resources; and

WHEREAS, available grants include the New York State Department of Environmental Conservation (DEC) / Environmental Facilities Corporation (EFC) Wastewater Infrastructure Engineering Planning Grant (EPG) which provides reimbursement for up to 80% of the cost of a water quality improvement study with a maximum award of \$30,000.00, with applicants providing the remaining local match contribution of at least 20% of the total grant award; and

WHEREAS, the Chautauqua County Department of Planning and Development (CCPD) and the Portland Pomfret Dunkirk Sewer District (PPDSD) partner on EPG funding assistance grant applications; and

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WHEREAS, the estimated project budget for an I & I study is \$36,000, for which \$30,000 will be sought in state grant funding, with the PPDSD committing to a minimum cash match of \$6,000; and

WHEREAS, it is in the best interest of the County and of District users to apply for grant assistance when available, and when supported by the administrative heads of the Districts; therefore be it

RESOLVED, That the County Executive is authorized to submit applications in the years 2021-2023 for EPG grants on behalf of the PPDSD for funding assistance for District-approved I & I studies, to execute related documents, and to represent the County in connection with such funding applications; and be it further

RESOLVED, That if a grant is successful, the County Executive is authorized to execute and submit the necessary contract and associated documents to secure grant funds, and to represent the County in all matters related to the project and state grant assistance.

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

RES. NO. 151-21

Authorize Agreement for the Purchase and Removal of County Owned Timber from the Thomas Erlandson Park in the Town of Carroll

By Public Facilities and Audit & Control Committees:

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

WHEREAS, the County of Chautauqua Purchasing Division solicited competitive bids on behalf of the Department of Public Facilities Parks Division to sell sawtimber located on approximately twelve acres of the Thomas Erlandson Overlook Park, SBLs 424.00-2-27, 424.00-2-28, 424.00-2-29, 425.00-1-44 and 425.00-1-45; and

WHEREAS, Marvin Troyer & Sons Lumber, 2059 Clymer-Sherman Road, Clymer, NY 14724 submitted the highest bid with an amount of \$10,250; and

WHEREAS, the total sale amount payable to Chautauqua County is \$10,250 and pursuant to Resolution 164-02, revenue from the sale of timber rights will be dedicated to the capital improvements of the County Parks system; and

WHEREAS, it is appropriate to accept the bid submitted by Marvin Troyer & Sons Lumber, as the offered price exceeds the fair market appraisal; now, therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute agreements with Marvin Troyer & Sons Lumber for the sale and removal of sawtimber on the above-noted property at the above-stated price, with the proceeds placed in the Parks Capital Account; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted budget:

INCREASE APPROPRIATION ACCOUNT:

H.7110.25002.4	Contractual—Parks Capital Improvements	\$10,250
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INCREASE REVENUE ACCOUNT:

H.7110.25002.R265.2000 Sale of Property/Compensa—Sale of Forest Products \$10,250
Signed: Scudder, Nazzaro, Hemmer, Davis, Gould, Niebel, Harmon

RES. NO. 152-21

Authorize Agreement with NY State DOT for Performance of Federal-Aid Project PIN 5762.56

By Public Facilities and Audit & Control Committees:

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

WHEREAS, the painting of bridges with BINS 3324170, ~~3324790~~ **3325940**, and ~~3367230~~ **3325830** (the Project) is eligible for funding under Title 23 U.S. Code, as amended, which calls for the apportionment of the costs of such program, now estimated to be \$315,000, to be \$252,000 Federal funds, \$47,250 State Marchiselli funds, and \$15,750 Local funds; and

WHEREAS, the County of Chautauqua desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Project (PIN 5762.56); and

WHEREAS; the local share is currently calculated to be \$15,750 and can be covered with existing funding in organization D.5112.390; now therefore be it

RESOLVED, that the County Legislature of the County of Chautauqua hereby approves the above-subject Project; and it is further

RESOLVED, That the County Legislature of the County of Chautauqua hereby authorizes the County of Chautauqua to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Project or portions thereof; and it is further

RESOLVED, That in the event the full federal and nonfederal share costs of the Project exceeds the amount appropriated above, the County of Chautauqua shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and it is further

RESOLVED, That the County Executive of the County of Chautauqua be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid on behalf of the County of Chautauqua with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal-Aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, That a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and it is further

RESOLVED, That this Resolution shall take effect immediately and that the Director of Finance is directed to make the following changes to the Capital Budget:

INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.389.4 Contractual – Capital Improvements, Funded Bridge Program \$315,000

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DECREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.390.4 Contractual – Capital Improvements, County Bridge Program \$ 15,750

INCREASE CAPITAL REVENUE ACCOUNTS:

D.5112.389.R458.9002	Federal Aid--Surface Transp Program	\$252,000
D.5112.389.R358.9003	New York State Aid—Marchiselli Funds	<u>\$ 47,250</u>
	Total	\$299,250

Signed: Scudder, Nazzaro, Hemmer, Davis, Gould, Niebel, Harmon (P.F. typo correction of BINS numbers in first WHEREAS clause)

RES. NO. 153-21

Acceptance of funds from the FAA for the Rehabilitation of Runway 7-25 (Construction Phase)
at the Chautauqua County Jamestown Airport

By Audit & Control Committee:

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

WHEREAS, Chautauqua County submitted to the Federal Aviation Administration (FAA) a project application and received a grant from the FAA to pay allowable costs incurred in accomplishing the following project at the Chautauqua County/Jamestown Airport: Rehabilitate 5,300' of the existing Runway 7-25 pavement including stub taxiway, associated drainage & remarking (Construction) & Rehabilitate the existing Runway 7-25 edge lighting system (Construction), Airport Improvement Program (AIP) Project 3-36-0048-056-2021, (herein called the "Project"); and

WHEREAS, the FAA has approved the Project for the Chautauqua County/Jamestown Airport consisting of rehabilitating 5,300' of the existing Runway 7-25 pavement including stub taxiway, associated drainage & remarking (Construction), and rehabilitating the existing Runway 7-25 edge lighting system (Construction), which is more fully described in the Project agreement; and

WHEREAS, pursuant to Resolution 18-20, Chautauqua County approved the Project as part of the five year Airport Capital Improvement Plan ("ACIP") and approved submission of an application for FAA and NYSDOT grant funds for Rehabilitate Runway 7-25 (Construction) under ACIP; and

WHEREAS, under provisions of the Department of Transportation Appropriations Act of 2021 and as further amended by the American Rescue Plan Act of 2021, the Federal funding share for the Project shall be 100 percent; more specifically, funding shares for the Project are as follows:

Federal	\$6,240,272
State	\$ 0
Local	\$ 0

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; and

WHEREAS, the Airport Commission has considered and recommend that the County seek this funding as the Project is crucial for the safe and sustained operation of the Chautauqua County/ Jamestown Airport; now therefore be it

RESOLVED, That Chautauqua County enter into agreements with the FAA for financial assistance for the Project at the Chautauqua County Jamestown Airport described above; and be it further

RESOLVED, That the County Executive is hereby authorized to execute all necessary documents on behalf of Chautauqua County with the FAA and NYSDOT in connection with this Project; and be it further

RESOLVED, That a certified copy of the resolution be filed with the FAA and the New York Commissioner of Transportation by attaching it to any necessary documents in connection with this Project; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget:

ESTABLISH AND INCREASE APPROPRIATAION ACCOUNT:

H.5610.25218.4	Contractual—Chautauqua County Airport, Rehab Runway 7-25—Construction Phase (2021)	\$6,240,272
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ESTABLISH AND INCREASE REVENUE ACCOUNT:

H.5610. 25218.R459.2000	Federal Aid-Airport Federal Capital Grants	\$6,240,272
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Signed: Nazzaro, Gould, Niebel, Harmon

RES. NO. 154-21

Authorizing Contract for 2022 Administration of Chautauqua County Self-Insurance Plan
(Workers' Compensation)

By Administrative Services and Audit & Control Committees:

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

BE IT HEREBY RESOLVED, That the Administrative Services Committee of the Chautauqua County Legislature be authorized and empowered to contract with the County of Chautauqua for the administration of the Self-Insurance Plan to be accomplished by the Chautauqua County Department of Finance during the year 2022; and be it further

RESOLVED, That the consideration for this contract be in the amount of One Hundred Ninety-Eight Thousand Two Hundred Fifty-Four Dollars (\$198,254) for the 2022 year, and to include personnel services and office expenses; and be it further

RESOLVED, That the Chairman of the Administrative Services Committee, on behalf of the Administrative Services Committee, and the County Executive, on behalf of the County of Chautauqua, be and hereby are authorized to execute such contract.

Signed: Scudder, Vanstrom, Davis, Starks, Niebel, Nazzaro, Harmon, Gould

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RES. NO. 155-21
Authorizing 2022 Levy of Participant's Share of Chautauqua County Self-Insurance Plan
(Workers' Compensation) Costs

By Administrative Services and Audit & Control Committees:
At the Request of County Executive Paul M. Wendel, Jr.:

RESOLVED, That pursuant to the Workers' Compensation Law and Chautauqua County Local Law 11-79, as amended by Local Laws 1-82, 4-84, 3-89, 7-93, 4-06, 4-07 and 5-14, the following amounts shall be apportioned in 2022 to each municipal participant, forty percent (40%) of such amounts being based on of the total value of the participant's taxable real property in the proportion that the full valuation of its taxable real property bears to the aggregate full valuation of all participants; and sixty percent (60%) of such amounts being based on the loss-percentile experience of the participant as provided in said plan and by the Workers' Compensation Law; and be it further

RESOLVED, That the amount set forth against the county be levied in the next tax levy and that the Self-Insurance Plan be hereby directed to bill all other participants for the amounts set forth against them for the year 2022:

<u>Towns</u>			
Arkwright	\$34,709.89	Harmony	\$53,446.03
Busti	\$40,128.84	Kiantone	\$11,946.07
Carroll	\$19,197.59	Mina	\$28,360.99
Charlotte	\$10,839.01	N Harmony	\$66,331.98
Chautauqua	\$124,304.25	Poland	\$50,957.50
Cherry Creek	\$15,644.64	Pomfret	\$81,735.57
Clymer	\$11,329.34	Portland	\$52,802.59
Dunkirk	\$22,381.64	Ripley	\$32,358.06
Ellery	\$61,842.83	Sheridan	\$55,890.13
Ellicott	\$124,435.35	Sherman	\$10,807.09
Ellington	\$13,168.52	Stockton	\$12,499.46
French Creek	\$15,357.10	Villanova	\$28,410.43
Gerry	\$15,404.50	Westfield	\$22,247.49
Hanover	\$54,000.97		
Subtotal Towns			\$1,070,537.88

<u>Villages / Cities</u>			
Bemus Point	\$9,624.45	Panama	\$1,923.37
Brocton	\$36,732.24	Sherman	\$2,475.18
Cassadaga	\$4,490.67	Silver Creek	\$33,625.56
Celoron	\$4,996.07	Sinclairville	\$2,249.40
Falconer	\$13,916.00	Westfield	\$96,832.14
Fredonia	\$199,170.75		

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Lakewood	\$32,049.54	Dunkirk (City)	\$275,154.20
Mayville	\$15,502.74	Jamestown (City)	\$789,666.72
Subtotal Villages / Cities			\$1,518,409.03
Chautauqua County			\$2,102,723.08
Grand Total			\$4,691,670.00

Signed: Scudder, Vanstrom, Davis, Starks, Niebel, Nazzaro, Harmon, Gould

RES. NO. 156-21

Authorize Early Voting Expansion Grant Award from the New York State Board of Elections

By Administrative Services and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Board of Elections received notice that the New York State Board of Elections approved the Early Voting Expansion Grant; and

WHEREAS, the New York State Board of Elections will provide funding for a grant in the amount of \$21,605.12 for the performance period of April 7, 2021 through January 28, 2022; and

WHEREAS, these funds will be used by the Chautauqua County Board to offset expenses related to developing or implementing early voting; and

WHEREAS, revenues and expenditures associated with this grant were not included in the 2021 Adopted Budget; now therefore be it

RESOLVED, That Chautauqua County Legislature accepts the \$21,605.12 from the New York State Board of Elections; and be it further

RESOLVED, That the County Executive is hereby authorized to execute contract # T004407 with New York State Board of Elections to obtain these funds; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.1450.----.4	Contractual—Board of Elections	\$21,606
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INCREASE REVENUE ACCOUNT:

A.1450.----.R308.9007	NYS Aid—Other St Aid: Elections Grt	\$21,606
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Signed: Scudder, Vanstrom, Davis, Starks, Niebel, Nazzaro, Harmon, Gould

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RES. NO. 157-21

Authorize Technology Innovations and Election Resource Grant Award from the New York
State Board of Elections

By Administrative Services and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Board of Elections received notice that the New York State Board of Elections approved the Technology Innovations and Election Resource Grant; and

WHEREAS, the State of New York will provide funding for a grant in the amount of \$123,460.23 for Contract #C004349-1110000 for the performance period of April 7, 2021 through January 27, 2023; and

WHEREAS, these funds will be used by the Chautauqua County Board of Elections for the implementation of early voting in Chautauqua County, specifically for actual expenses related to upgrades of software, technology updates and equipment; and

WHEREAS, revenues and expenditures associated with this grant were not included in the 2021 Adopted Budget; now therefore be it

RESOLVED, That Chautauqua County Legislature accepts the \$123,460.33 from the New York State Board of Elections Technology Innovations and Election Resource Grant; and be it further

RESOLVED, That the County Executive is hereby authorized to execute Contract #C004349-111000 with New York State to obtain these funds; and be it further

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.1450.----.2	Equipment—Board of Elections	\$123,461
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INCREASE REVENUE ACCOUNT:

A.1450.R308.9007	NYS Aid—Other State Aid: Elections Grt Signed: Scudder, Vanstrom, Davis, Starks, Niebel, Nazzaro, Harmon, Gould	\$123,461
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RES. NO. 158-21

Amend 2021 Budget—District Attorney Crime Victims

By Public Safety and Audit & Control Committees:

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

WHEREAS, the District Attorney Crime Victims Unit was awarded the Victim Assistance Through Attorney Services grant through the New York State Office of Victim Services (OVS); and

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WHEREAS, a line for equipment purchases was included in the grant budget, but revenue and appropriations for equipment purchases were not included in Chautauqua County's 2021 Adopted Budget; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.1165.1169.2	Equipment - District Attorney-Crime Victims	\$4,500
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INCREASE REVENUE ACCOUNTS:

	New York State Aid-OTH ST AID: CRIME	
A.1165.1169.R308.9003	VICTIMS	\$900
A.1165.1169.R408.9003	Federal Aid-OTH FED AID: CRIME VICTIMS	<u>\$3,600</u>
	Total	\$4,500

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

RES. NO. 159-21

Authorize Acceptance of the Gun Involved Violence Elimination ("GIVE") Grant funds for 2021-2022

By Public Safety and Audit & Control Committees:

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

WHEREAS, the New York State Division of Criminal Justice Services (DCJS) has awarded \$193,463.00 to Chautauqua County through multiple agencies included in the Gun Involved Violence Elimination ("GIVE") Task Force to reduce gun violence, drug offenses, and other violent crimes in the primary jurisdiction of the City of Jamestown and as well as throughout Chautauqua County; and

WHEREAS, the funded GIVE partnership consists of the City of Jamestown Police Department, and the Chautauqua County agencies of the District Attorney, Office of the Sheriff and the Probation Department; and

WHEREAS, the City of Jamestown Police Department has been awarded \$72,221.00 of the total GIVE funding and will sign and administer a separate contract with the New York State DCJS for its portion of said funding; and

WHEREAS, the Chautauqua County agencies will share the balance of such funds as follows: the District Attorney's office \$83,306.00; the Chautauqua County Office of the Sheriff \$27,436.00; and the Probation Department \$10,500.00; and

WHEREAS, the offices of the District Attorney, Sheriff and Probation have included a portion of these grant funds in their 2021 Adopted Budgets, with the balance to be included in their proposed 2022 budgets; now, therefore be it

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RESOLVED, That the County of Chautauqua accepts the grant and authorizes the County Executive to execute the Gun Involved Violence Elimination Grant (GIVE) contract with the New York State DCJS in the amount of \$121,242.00 for the term of July 1, 2021 to June 30, 2022.

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

RES. NO. 160-21

Authorize Execution of New York State Office of Homeland Security Grant for Public Safety Answering Point (PSAP) 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 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 \$165,857.00 with no local funds required for the contract period from January 1, 2021 to December 31, 2021; and

WHEREAS, this grant is included in the 2021 Adopted Budget but needs to be amended to reflect the actual amount, as the original was an estimate; 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 Director of Finance is hereby authorized and directed to make the following change to the 2021 Adopted Budget:

INCREASE EXPENSE ACCOUNT:

A.3110.GRNT.1 Personal Services – Sheriff – Sheriff Grants \$14,890

INCREASE REVENUE ACCOUNT:

A.3110.GRNT.R338.9002 Oth Publ Safty: Dispatch Grant \$14,890

DECREASE EXPENSE ACCOUNT:

A.3020.DISP.1 Personal Services – Consolidating Dispatch \$14,890

and also be it;

RESOLVED, That the A fund balance is appropriated as follows:

DECREASE USE GENERAL FUND BALANCE:

A.----.----.917.0000 Unassigned Fund Balance \$14,890

Signed: Niebel, Bankoski, Hemmer, Pavlock, Whitford, Nazzaro, Harmon, Gould (P.S. amended by additional text indicated by bold and underline)

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RES. NO. 161-21
Authorize Memorandum of Understanding with the City of Jamestown

By Public Safety and Audit & Control Committees:

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

WHEREAS, the County of Chautauqua subscribes to various Tyler Public Safety software modules via a longstanding contract with Tyler Technologies; and

WHEREAS, the City of Jamestown is seeking to utilize the Fire Records Module of Tyler Public Safety software and would like to enter into a Memorandum of Understanding governing purchase of said software; and

WHEREAS, the County will purchase the Fire Records module and the City of Jamestown will then reimburse, within sixty (60) days, the County for the cost of said module; and

WHEREAS, this expense is not included in the 2021 Adopted Budget; now therefore be it

RESOLVED, That the Chautauqua County Executive is authorized to execute the Memorandum of Understanding with the City of Jamestown as specified above; and be it also

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following change to the 2021 Adopted Budget:

INCREASE EXPENSE ACCOUNT:

A.3020.W911.4 Contractual – Publ Safety Communication – W911-E911 Wireless \$111,581

INCREASE REVENUE ACCOUNTS:

A.3020.W911.R114.0000	Non-Property Tax Items-Surchg: Emerg Phone Sys	\$11,441
A.3020.W911.R226.0000	Shared Services-Chrgs: Oth Gov-Pub Safety	<u>\$100,140</u>
	Total:	\$111,581

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

RES. NO. 162-21
Consolidated Appropriations Act Funding for Older Adults in Chautauqua County

By Human Services and Audit & Control Committees:

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

WHEREAS, Chautauqua County Offices for Aging Service (OFAS) will receive new funding under Consolidated Appropriations Act from the New York State Office for the Aging (NYSOFA) and the Administration for Community Living to address ongoing nutrition and vaccine access issues for older adults; and

WHEREAS, such funds are to be utilized to provide additional services that correspond to allowable services under the Older Americans Act with maximum flexibility while the Major Disaster Declaration (MDD) is in effect; and

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WHEREAS, Chautauqua County OFAS will receive the following funds to be utilized from 12/27/2020 until 9/30/2022, all with no local share requirement:

- HDC5 (Corresponds to IIC2) = \$70,254.00; \$40,145.00 to be used in 2021; and,

WHEREAS, Chautauqua County OFAS will receive the following funds to be utilized from 4/01/2021 until 9/30/2022, all with no local share requirement:

- VAC5 Expand Access to Vaccines = \$20,859.00; \$10,430.00 to be used in 2021
 - ADRC funding to Access vaccines = \$22,076.00; \$11,038.00 to be used in 2021
- ; and

WHEREAS, such funds have not been included in the 2021 Adopted Budget; now therefore be it

RESOLVED, That the County Executive be and hereby is authorized to accept said funding; and be it further

RESOLVED, That the Director of Finance is authorized to establish the appropriate accounts and directed to make the following changes to the 2021 Adopted Budget:

INCREASE REVENUE ACCOUNT:

A.6772.R477.2000 Federal Aid—OFA Programs \$61,613

INCREASE APPROPRIATION ACCOUNT:

A.6772.----.4 Contractual—Office for Aging Services \$61,613

Signed: Pavlock, Whitney, Whitford, Niebel, Nazzaro, Harmon, Gould

RES. NO. 163-21

American Rescue Plan Funding for Older Adults in Chautauqua County

By Human Services and Audit & Control Committees:

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

WHEREAS, Chautauqua County Office for Aging Service (OFAS) will receive new funding under the American Rescue Plan from the New York State Office for the Aging (NYSOFA) and the Administration for Community Living to meet the increasing and ongoing needs of Older Adults who were impacted by the COVID-19 pandemic; and

WHEREAS, such funds are to be utilized to provide additional services that correspond to allowable services under the Older Americans Act with maximum flexibility while the Major Disaster Declaration (MDD) is in effect; and

WHEREAS, Chautauqua County OFAS will receive the following funds to be utilized from 4/1/2021 until 9/30/2024, all with no local share requirement:

- SSC6 (Corresponds to IIIB) = \$191,198.00; \$40,971.00 to be used in 2021
- CMC6 (corresponds to IIC1) = \$125,125.00; \$26,813.00 to be used in 2021
- HDC6 (Corresponds to IIC2) = \$187,265.00; \$40,128.00 to be used in 2021
- PHC6 (Corresponds to IIID) = \$19,250.00; \$4,125.00 to be used in 2021
- FCC6 (Corresponds to IIIE) = \$64,004.00; \$13,715.00 to be used in 2021

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; and

WHEREAS, such funds have not been included in the 2021 budget; now therefore be it
RESOLVED, That the County Executive be and hereby is authorized to accept said
funding; and be it further

RESOLVED, That the Director of Finance is authorized to establish the appropriate
accounts and directed to make the following change to the 2021 Adopted Budget:

INCREASE REVENUE ACCOUNT:

A.6772.R477.2000 Federal Aid—OFA Programs \$125,752

INCREASE APPROPRIATION ACCOUNT:

A.6772.----.4 Contractual—Office for Aging Services \$125,752

Signed: Pavlock, Whitney, Whitford, Niebel, Nazzaro, Harmon, Gould

RES. NO. 164-21

Authorize Use of Lake Erie Management Commission Capital Project H.8020.37011 Funds to
Co-Fund Barcelona Harbor Dredging

By Planning & Economic Development and Audit & Control Committees:

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

WHEREAS, pursuant to Resolution 178-11, the Lake Erie Management Commission
(LEMC) was created by the Chautauqua County Legislature to prioritize and select Lake Erie
watershed projects for funding; 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, over the last ten years, the LEMC has effectively identified, prioritized, and
recommended and delivered 2% Occupancy Tax Funding to stakeholders and municipalities in
the Lake Erie Watershed; and

WHEREAS, Barcelona Harbor is located on Lake Erie and within the Town of Westfield,
and is economically important to the Town of Westfield, Chautauqua County, and Western New
York; and

WHEREAS, historically high Lake Erie water levels and severe weather events during
2019 and 2020 caused Barcelona Harbor's breakwaters to be overtopped by damaging waves;
and

WHEREAS, tens of thousands of cubic yards of sediment and storm debris were
deposited within the Federal Navigation Channel of Barcelona Harbor, rendering it useless as a
Harbor of Refuge on the Great Lakes Navigation System, and severely diminished for
recreational boating and sport fishing; and

WHEREAS, the United States Army Corps of Engineers Buffalo District is actively
working to identify funding to restore the full functionality of Barcelona Harbor; however, it is
unlikely that a federally funded dredging project can be implemented in 2021; and

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WHEREAS, The Town of Westfield approached the LEMC with a plan to obtain the proper permits and to utilize shared services and rental equipment to dredge approximately 5,000 cubic yards of sediment from Barcelona Harbor's inlet to ensure that the harbor is accessible and usable for recreational boating and sportfishing in 2021; and

WHEREAS, On March 15, 2021, the LEMC unanimously approved a resolution to co-fund the Town of Westfield's local effort to dredge the inlet of Barcelona Harbor at a cost not to exceed \$20,000; and

WHEREAS, using 2% Occupancy Tax Funding, capital project H.8020.37011 Lake Erie Mgmt Comm (2020) was created to facilitate projects consistent with the goals of the LEMC, and the capital project has a budget of \$62,522; therefore be it

RESOLVED, That the Chautauqua County Legislature authorizes the use of up to \$20,000 from capital project H.8020.37011 to reimburse the Town of Westfield for dredging costs in Barcelona Harbor; and be it further

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

Signed: Odell, Starks, Rankin, Harmon, Ward, Nazzaro, Gould, Niebel

RES. NO. 165-21

Amend Rules and Regulations of the Chautauqua County Legislature

By Administrative Services Committee:

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, the County Legislature's current rules and regulations were enacted and amended pursuant to Resolutions 142-02, 243-02, 74-03, 160-03, 216-03, 55-05, 86-06, 09-06, 224-07, 82-09, 88-10 and 203-18; and

WHEREAS, Chairman Chagnon has reviewed the current rules and regulations and has recommended amendments to Section II and Section IV; and

WHEREAS, Rule 5(B) of Section II in the rules and regulations currently requires that the minutes of committee meetings shall be verbatim; and

WHEREAS, Rule 1(e) of Section IV in the rules and regulations sets forth the procedures for reimbursement of claims for the expenses of County Legislators; now therefore be it

RESOLVED, That the County Legislature's Rules and Regulations are hereby amended with ~~strikeout~~ and inserted underlined text in Sections II and IV as follows:

Rule 5(B) of Section II - COMMITTEES

Each committee Chairman shall be responsible for keeping the minutes of his or her committee and may delegate the duty. The minutes shall be kept in a uniform minute book provided by the Clerk of the Legislature. The minutes shall contain ~~verbatim~~ of the business conducted by the committee, together with a record of the decisions made by the committee and the time and place and persons present at the committee meeting. Copies of the minutes shall be filed with the Clerk of the Legislature and made available to the County Executive within ten days after each meeting to the extent practicable.

Rule 1(e) of Section IV – EXPENSES AND OTHER UNSPECIFIED PROCEDURES

All claims for the actual and necessary expenses of members of the County Legislature shall be made upon properly executed County claim vouchers, with proper documentation and within applicable guidelines as set forth in the Chautauqua County Executive Policy Bulletin B-5-048 for Travel and Expense Claims, which and shall be subject to the review and approval of the Chairman of the Legislature.

Signed: Scudder, Vanstrom, Davis, Starks

RES. NO. 166-21
Quit Claim Deeds

By Administrative Services and Audit & Control Committees:
At the Request of County Executive Paul M Wendel Jr.:

WHEREAS, the Administrative Services Committee of the County Legislature has received and hereby recommends acceptance, pursuant to Section 1166 of the Real Property Tax Law, the following offers for the County's Tax Liens as detailed on the attached Schedule 1 under tax sale certificates noted on original papers on file in the office of the Director of Finance; and

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-75-2016	City of Jamestown	060800-387.12-2-21	Christina & Mark Phanco	Roanld Parra	\$250.00	\$4,679.35
				Total	\$250.00	\$4,679.35

Signed: Scudder, Vanstrom, Davis, Starks, Niebel, Nazzaro, Harmon, Gould

CHAUTAUQUA COUNTY
MOTION NO. _____



TITLE: Urging Preservation of Existing Boundaries of New York State 23rd Congressional District

AT THE REQUEST OF: Chairman Pierre E. Chagnon:

WHEREAS, redistricting in the State of New York is the process of drawing new congressional and state legislative district boundaries wherein the process is completed every ten (10) years following the completion of the United State Census, and New York’s 26 United States Representatives and 213 State Legislators are all elected from political divisions called districts; and

WHEREAS, federal law dictates that districts must have equal populations and must not discriminate on the basis of race or ethnicity; and

WHEREAS, New York State Law requires that State Legislative Districts be contiguous and compact, and must also take into account the “historic and traditional significance of counties;” and

WHEREAS, the history and tradition of Chautauqua County is that it has been included within a congressional district encompassing New York State’s Southern Tier Region; and

WHEREAS, the counties along New York State’s Southern Tier constitute a substantial community of interest, with a common and integrated regional economy; and

WHEREAS, the residents of the Southern Tier counties have common concerns about access to quality health care and the sustainability of rural health care providers; and

WHEREAS, in 2014, New Yorkers voted to give the responsibility of redistricting to an Independent Redistricting Commission with input from citizens to devise the best possible redistricting plan; and

WHEREAS, citizen participation will help ensure that no region of the state, special interest or political party gains an unfair advantage in the redistricting process; and

WHEREAS, the Independent Redistricting Commission of New York State and the New York State Legislature should continue the State’s longstanding practice of combining the Southern Tier counties in a single congressional district because they constitute a community of interest whose residents are best represented by having a unified voice in the United States House of Representatives; and

WHEREAS, as the current construction of New York's 23rd Congressional District has well served the residents of the Southern Tier and it is generally compact, contiguous and respects municipal boundaries, the Independent Redistricting Commission of New York State and the New York State Legislature should make every effort to preserve the District's existing boundaries to the greatest extent practicable; now therefore be it

KNOWN, That the Chautauqua County Legislature strongly urges the Independent Redistricting Commission of New York State and the New York State Legislature to make every effort to preserve New York's 23rd Congressional District's existing boundaries; and be it further

MOVED, That a certified copy of this motion be sent to the Independent Redistricting Commission, Senate Temporary President Andrea Stewart-Cousins, Senate Minority Leader Robert Ort, Assembly Speaker Carl Heastie, Assembly Minority Leader William Barclay, Senate Local Government Committee Chair James Gaughran, Assembly Local Government Committee Chair Fred Thiele, Senator George Borrello, Assemblyman Andrew Goodell, the New York State Association of Counties, and all others deemed necessary and proper.