

Agenda

Planning & Economic Development Committee

September 15, 2021, 6:00 p.m., Rm #331
Livestreamed on Facebook

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (8/18/21)
- C. Privilege of the Floor
- 1. Proposed Resolution – Authorize Use of Chautauqua County 2% Occupancy Tax Reserve Funds for Mallard Cove Repairs
- 2. Proposed Resolution – Amend 2021 Budget – Village of Lakewood Loan
- 3. Discussion – Decommissioning of Solar Arrays – Decommissioning Plan – Rebecca Wurster
- 4. Discussion – American Rescue Plan Money Projects
- 5. Proposed Resolution – American Rescue Plan Act (ARPA) Spending Plan
- 6. Other

DLM 8/25/21
KMD 08/27/21
ABC 08/27/21
SMA 08/27/21
KLC 8/31/21
PMW 9/1/21

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Use of Chautauqua County 2% Occupancy Tax Reserve Funds for Mallard Cove Repairs

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

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

WHEREAS, Chautauqua Lake is an invaluable asset to Chautauqua County but has been designated as an impaired water body and its health and usability are threatened; and

WHEREAS, in 2017 a 2% Occupancy Tax grant-funded streambank stabilization project was implemented on an unnamed tributary to Chautauqua Lake that adjoins the Mallard Cove Subdivision; and

WHEREAS, the severe storm event of July 17-18, 2021 resulted in the failure of the streambank and streambed immediately upstream of the 2017 project, and the failing streambank and streambed will eventually cause the 2017 project to also fail unless remedial measures are implemented; and

WHEREAS, the Chautauqua County Soil & Water Conservation District recommends a remedy whereby large rock riprap will be used to stabilize the failing streambed and the existing streambank stabilization materials will be re-oriented in a manner that better protects the adjoining properties and extends the useful life of the project, at a cost not to exceed \$8,500; and

WHEREAS, the 2% Occupancy Tax Program Reserve has a balance of \$235,634 for projects of special opportunity and need; therefore be it

RESOLVED, That the Chautauqua County Legislature designates \$8,500 from the 2% Occupancy Tax Program Reserve to be dispersed to the Chautauqua County Soil & Water Conservation District for implementation of the remedy; 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; and be it further

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

INCREASE THE USE OF FUND BALANCE:

A.-----889.WATR Reserved Fund Balance-MISC RES: Lakes & Watrway \$8,500

; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

A.8020.WTRS.4 Contractual—Planning, Watershed Administration \$8,500

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

DLM 8/23/21
KMD 08/27/21
ABC 08/27/21
SMA 08/30/21
KLC 8/31/21
PMW 9/1/21

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2021 Budget – Village of Lakewood Loan

BY: Planning & Development and Audit & Control Committees:

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

WHEREAS, Chautauqua Lake is an invaluable asset to Chautauqua County but has been designated as an impaired water body and its health and usability are threatened; and

WHEREAS, the Chautauqua County Department of Planning and Development (CCDPD), the Chautauqua Lake and Watershed Management Alliance (Alliance), the Village of Lakewood, and the Town of Busti successfully partnered in 2016 to procure previous state funding pursuant to Resolution No. 193-16, which produced a stormwater engineering study and report completed May 2018, identifying stormwater projects located within the Village of Lakewood and Town of Busti that were then pursued through 2018 CFA grant funding, implementation of which will have a positive impact on the environmental health of Chautauqua Lake; and

WHEREAS, the Chautauqua County Legislature committed to extending a 0% loan for up to \$450,000 in Resolution 22-19, with a term no longer than the corresponding state assistance contracts between the Village of Lakewood and New York State granting agencies, generally 5 years in length, to assist the Village of Lakewood in accessing working capital to offset the burden of the reimbursable nature of these two grants; and

WHEREAS, revenues and expenditures associated with the loan were not included in the 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.8020.----.4	Contractual—Planning	\$450,000
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ESTABLISH & INCREASE REVENUE ACCOUNT:

A.8020.----.R238.9002	Shared Services—Oth Home & Community Svcs- Oth Govts	\$450,000
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

_____	_____
County Executive	Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

MRG 9-9-21 KMD 09/09/21 ABC 09/09/21 SMA 09/09/21 PMW 9/9/21

TITLE: American Rescue Plan Act (ARPA) Spending Plan

BY: Public Facilities, Administrative Services, Public Safety, Human Services, Planning & Economic Development, and Audit & Control Committees:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, as part of the \$1.9 trillion package, \$350 billion was allocated into a State and Local Fiscal Recovery fund to help offset revenue losses and address specific public health and economic initiatives; and

WHEREAS, the U.S. Treasury Department issued detailed guidelines for the allowable use of this funding by county governments, which include four categories:

- Respond to COVID-19 and its economic effects
- Provide premium pay to essential workers
- Restore lost revenue
- Water, Sewer, and Broadband Infrastructure Projects; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, the ARPA funding is to be committed in two equal tranches of \$12,300,000, and unexpended funds are not subject to recapture or return until December 31, 2026; and

WHEREAS, an ARPA Committee consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Plan (Plan) consisting of projects that will be implemented to address the key strategic categories as defined by the Department of Treasury; and

WHEREAS, a request for projects addressing the key strategic categories as defined by the Department of Treasury was sent to all County department heads; and

WHEREAS, the County Executive and the ARPA committee are placing a special emphasis on Public Health, Infrastructure, Economic/Workforce Development, Clean Water, and Public Safety projects; and

WHEREAS, a work group session, open to the public, was held on September 8, 2021 with the County Legislature wherein the Plan was presented and discussed; and

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

WHEREAS, the Plan has been thoroughly reviewed by the ARPA Committee who recommended its adoption to the County Executive, who, in turn, is recommending approval of this Plan to the County Legislature; and

WHEREAS, the projects in the Plan identified in the table below, and recommended for approval by County Legislature, are sustainable, and have a County-wide impact; and

Public Health	
Healthy Housing/Lead-based Paint Remediation (Yr. 1)	\$700,000
Strong Starts Chautauqua (Yr. 1)	\$378,000
IT Upgrades for PH (Yr. 1)	\$110,000
Ag Bldg Upgrades/Building Consolidations/Relocation Costs (Yr. 1)	\$1,100,000
Replenish PPE (Yr. 1)	\$90,000
Purchase Deterra Pouches (Yr. 1)	\$45,000
Address Isolation/Quarantine Housing (Yr. 1)	\$100,000
HVAC/Indoor Quality Improvements for County-owned Properties (Yr. 1)	\$640,000
Paving Project at EOC for drive through PH Clinic (Yr. 1)	\$250,000
Community Contracts/ PH Emergency Response Planning & Preparation (Yr. 1)	\$200,000
Infrastructure	
Provide Broadband to Unserved or Under-served Communities (Yr. 2)	\$2,500,000
County Internet Bandwidth Upgrades (Yr. 1)	\$173,000
Water/Sewer Infrastructure for Shovel-Ready Site(s) (Yr. 2)	\$1,400,000
Purchase 60 Ton Crane (Yr. 1)	\$650,000
Purchase 2 new dump/plow Trucks (Yr. 1)	\$480,000
Purchase 1 new snow blower (Yr. 1)	\$810,000
Purchase Long Arm Excavator (Yr. 1)	\$400,000
Air Service Development Study (Yr. 1)	\$72,000
Economic/Workforce Development	
Site Acquisition for Shovel-Ready Site(s) (Yr. 1)	\$1,400,000
Occupancy Tax Program Bolster (Yr. 1)	\$800,000
CCPEG - Multitude of Economic Development Initiatives (Yr. 1)	\$500,000
Workforce Dev. Initiative - WIB, JCC, CCVB, and other workforce partners (Yr. 1)	\$352,000
Environmental Permit Fee Waiver Program (Yr. 1)	\$240,000
CCE Agricultural Improvement Program (Yr. 1)	\$232,540
Marketing Assistance to Businesses & NFPs via CCCC & CCIDA (Yr. 1)	\$400,000
Clean Water	
Phase 2 of the S&CCLSD west side extension from Stow to the terminus of the NCLSD at Prendergast Creek (Yr. 1: \$108,342 & Yr. 2: \$8,300,000)	\$8,408,342
Soil & Water Conservation District (Yr. 1)	\$250,000
Chautauqua Lake District Work Plan (Yr. 1)	\$150,000
Jefferson Project County Contribution (Yr. 1)	\$250,000
Public Safety	
Remodel Print Shop to expand Dist. Att. Office (Yr. 1)	\$70,000
New Handguns (Yr. 1)	\$64,610
Personal Ballistic Vests (Yr. 1)	\$30,000
Body & Mail Scanners (Yr. 1)	\$318,000
Communications (Yr. 1)	\$175,000
Message Board (Yr. 1)	\$30,000
EOC Upgrades (Yr. 1)	\$41,500
Replace Dive Boat (Yr. 1)	\$135,000
EMS Equipment (Yr. 1)	\$121,200

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

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Miscellaneous	
Digitize County Records (Yr. 1)	\$33,808
Upgrade County Trails (Yr. 1)	\$250,000
ARPA Administrator (Part-Time) (Yr. 1)	\$250,000

WHEREAS, that while the descriptions and funding amounts for projects recommended in the Plan have been ascertained, they are subject to change in terms of the scope of each project, funding amounts, or in other ways, and maximum flexibility needs to be granted to the Department Heads managing these projects so that legislative review is not required every time a project undergoes a non-substantive change; therefore be it

RESOLVED, That the Chautauqua County Legislature hereby approves the projects in the ARPA Plan; and it is further

RESOLVED, That projects that change substantively or are removed from the ARPA Plan, and/or the introduction of new projects using ARPA funds, will require the Department Head responsible for managing the project to propose an amendment to the ARPA Plan; and be it further

RESOLVED, That the Director of Finance is authorized to make any technical adjustments necessary to facilitate this resolution.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date