

Regular Meeting
Chautauqua County Legislature
Live Streamed on Social Media
Wednesday, May 25, 2022 6:30 p.m.
Mayville, N.Y. 14757

Chairman Chagnon called the meeting to order at 6:36 p.m.

Chairman Chagnon: I will call to order the meeting of the Chautauqua County Legislature on May 25, 2022. Would the clerk please call the roll?

Clerk Lee called the roll and announced a quorum present (Absent: Muldowney)

Legislator Harmon delivered the prayer and pledge of allegiance.

Chairman Chagnon: I will now request a moment of silence for the passing of John Jack Gleanser. Jack served 4 terms on the Chautauqua County Legislature and was served as County Executive for Chautauqua County for 6 years. So I would like you to join me in a moment of silence for the passing of this fine gentleman. Thank you.

MOVED by Legislator Bankoski, SECONDED by Legislator Harmon and duly carried the minutes were approved. (4/27/22)

1st Privilege of the Floor

Chairman Chagnon: That brings us to our first 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 three minutes and comments representing a group shall be limited to five minutes. Is there anyone to address the first privilege of the floor?

Good Evening. Sandra Lewis, 25 Curtis Place Fredonia. I would like to address the Juneteenth resolution that's being looked at tonight. I am here this evening representing the Juneteenth Committee of Northern Chautauqua to speak on the Juneteenth proclamation. As you may know, Juneteenth was first celebrated in Texas as Emancipation Day. It spread from Texas to neighboring states as African American Texans migrated. Today its recognized by many Americans. It is a day of celebration. We have been celebrating Juneteenth in Chautauqua County for almost 30 years. Dunkirk and Fredonia residents were convened by Jessie Thomas, a Dunkirk Native an advocate for African American history. We started our first year with a car caravan to Wright Park with Roosevelt and Lapearl Haynes as our parade marshals. The Dunkirk Fredonia Juneteenth committee offers a family friendly, alcohol free, 2 day event that entails an education fair, a health fair, history, storytelling, music, children's activities and a gospel fest on Sunday. If you have never attended a Juneteenth festival, I invite you to join us on June 18th and 19th at Memorial Park, Lakeshore Drive, Dunkirk. The program starts at noon on both days. Hope to see you there and I hope you pass the resolution showing that you support what your constituents supports, thank you.

Chairman Chagnon: Thank you Sandra. Anyone else wishing to address the first privilege of the floor?

My name is Marsha Johnson and I live at 138 Cushing Street in Fredonia, New York. On January 1st, 1863 our greatest president Abraham Lincoln issued the Emancipation Proclamation freeing those slaves in the rebellion areas but some planters and other slave holders from the confederacy migrated into Texas to escape the fighting and the pending Emancipation. Many brought enslaved people with them increasing by the thousands, the enslaved population in the state by the end of the Civil War. Since the Emancipation Proclamation, only (*inaudible*) to the rebellion states. The slaves in Texas were not affected. Freedom did not come to Texas until Major General Gordon Granger went there in June 1865 to free the enslaved people. On June 19th, 1866 1 year after that announcement, freed men in Texas organized the first of what became the annual celebration which later became Juneteenth. I encourage this body to support the Juneteenth motion. In doing so you are affirming equity, equality and justice for all people who are formally enslaved in our Country. We should also reflect on the recent shooting in Buffalo, only 70 miles from where we stand today. We must condemn the hate that fills many in our County enough to drive hundreds of miles to kill people for the color of their skin. As a County, through the passing of this motion and other efforts, we need to dedicate ourselves to working to ensure a safe and healthy future exists for all of our citizens, thank you.

Chairman Chagnon: Anyone else wishing to address the first privilege of the floor?

Hi Carrol (?), West Ellicott. Who's who and who elected the WHO? I'm referring to the World Health Organization. When I say WHO just say boo, no kidding. Anyways, as I speak, the WHO are holding their 75th annual –

Chairman Chagnon: Excuse me, does this represent – are you addressing anything on the agenda tonight?

Carrol (?): Actually I haven't looked at the agenda.

Chairman Chagnon: Okay, it sounds like your comments would be appropriate for the second privilege of the floor which occurs at the end of the meeting. So you're welcome to stay and speak to us at that point. Is there anyone else wishing to address the first privilege of the floor?

Hello, I'm Kitty Crow, Director of Finance for Chautauqua County and under my responsibility as the Administrator of the workers compensation plan and a change to the local law has been proposed for your action tonight. I wanted to clarify a few possible misunderstandings around the information that I had sent out to all of you on May 13th. First off, there were 2 attachments included with my email. One provided a comparison of the actual current year assessments to what the current year assessment would be under the proposed model. So that was taking the 2022 budget assessments and comparing that under the proposed formula for the same current 2022 year. The second compared the actual current year assessments to the projected 2023 budget allocated using the proposed new methodology. I've updated 2022 vs. 2023 comparison with two additional columns and have laid a copy of it on

your desk. The two new columns to the right of the page show the % of total costs each municipality pays now and what their share in 2023 would be. I added those 2 columns because I think it is relevant to your decision and it also would be a comparison to what each participant's experiences as a percent of the plan which was previously provided. The 2023 budget is projected to be \$700,000 less than the 2022 budget. Changing the method by which the plan costs are allocated has no impact on the total budget for 2023. The planned reductions in the plan cost are independent of changing the methodology that is proposed. So I think there might have been some misunderstanding about this proposed being the reason that the budget is being reduced. That is not the case. The plan cost is projected to decrease regardless if this local law amendment is passed or not. I also wanted to clarify and point out as was done in the text in my message of the 13th that there are some municipalities that do see an increase from 2022 to 2023. Those were highlighted on the original attachments that I sent to you. These include the Village of Westfield, and cities of Dunkirk and Jamestown whose increases are projected to be \$7,766, \$86,139 and \$157,315 respectively. All others would see a decrease. I wanted to make sure this was clear because the other attachments that I sent you, showed the comparison for just recalculating the current year and that was a much different number so I wanted to make clear that the change from 2022 to 2023 are the figures that I just mentioned and are on the handout that I laid on your desk tonight. As a reminder 60% of plan costs are allocated based on claims experience. That factor is not changing in the proposed amendment. After this onetime change if it's passed, in the allocation method, year to year changes are mainly driven by claims experience. Administrative costs are generally stable from year to year. Lastly, in a follow up email to you on May 20th, I mentioned that on May 19th I sent the same information provided to you on the 13th to the representative of each municipality with whom we normally communicate Workers Comp matters. The distribution included more than 40 email recipients. As of yesterday, I had not received any comments or questions about the information from any of the recipients. Today I received one call only to confirm amount of the change for their municipality. As always I will be here for the meeting so if any further questions you have of me during your discussion I would be happy to try and answer, thank you.

Chairman Chagnon: Thank you Kitty. Anyone else wishing to address the first privilege of the floor? Seeing no one I will now entertain a motion to approve the minutes of the Legislature meeting on July 27th, 2022. Any discussion on the motion? All those in favor please say "aye". They are approved. Clerk, take us away.

**VETO MESSAGES FROM COUNTY EXECUTIVE WENDEL
NO VETOES FROM 4/27/2022**

COMMUNICATIONS:

- 1. Letters (2) – NYS Agriculture and Markets Law – Re: Agriculture Districts**
- 2. Report – Finance Director Crow – February 2022 Investment Report**
- 3. Letter – Tom Harmon – Western Regional Off – Track Betting Corporation Resignation**
- 4. Minutes – Conewango Watershed Commission – May 11th, 2022 Meeting**

5. **Affidavit of Publication (2) – Legal Notice of Public Hearing – Re: 2022 CDBG – CV Funding (Observer and Post Journal)**
6. **Affidavit of Publication (2) – Legal Notice of Public Hearing – Re: Cooperative Agreement with NYS Department of Agriculture and Markets Related to SEQRA Procedures for the Agricultural Districts Program (Observer and Post Journal)**
7. **Affidavit of Publication (2) – Legal Notice of Public Hearing – Re: Extension of the North Chautauqua Lake Sewer District (Observer and Post Journal)**
8. **Letter – NYS Department of Environmental Conservation – Public Notice Fact Sheet**
9. ***Letter – City of Jamestown and City of Dunkirk – Re: Workers Compensation Local Law***

Clerk Lee: On the agenda there are 8 Communications listed. We have received 1 additional communication after the agenda was printed. This item will be #9 and titled “Letter – City of Jamestown and City of Dunkirk – Re: Workers Compensation Local Law” Are there any items you wish to have read aloud? Please contact our office if you would like a copy of any of these.

Chairman Chagnon: Thank you. On our agenda tonight we have 3 public hearings scheduled so I will convene the first public hearing.

6:35 P.M.

PUBLIC HEARINGS

Opened 6:51 p.m.

Regarding Agricultural District State Environmental Quality Review Act (SEQRA) Cooperative Agreement with NYS Department of Agriculture & Markets

Chairman Chagnon: Is there anyone here to speak to the public hearing? Anyone to speak to the public hearing? Hearing none, I will close the public hearing.

Closed 6:52 p.m.

Opened 6:52 p.m.

Pursuant to County Law §254 Upon a Proposal to Extend North Chautauqua Lake Sewer District Bounds in the Town of Chautauqua to Encompass the Mandolin Ridge Development, a Chautauqua Institution Property, and an Adjacent Property

Chairman Chagnon: Is there anyone here to speak to the public hearing? Anyone to speak to the public hearing? Hearing none, I will close the public hearing.

Closed 6:53 p.m.

Opened 6:53 p.m.

**Regarding a Potential Application for 2022 CDBG-CV
Funding – COI Affordable Housing Unit Improvement Project**

Chairman Chagnon: Is there anyone here to speak to the public hearing? Anyone to speak to the public hearing? Hearing none, I will now close the public hearing.

Closed 6:54 p.m.

LOCAL LAW INTRO. 4-22 – A Local Law Amending the Chautauqua County Self-Insurance Plan and Providing for the Administration thereof Pursuant to Article 5 of the Workers’ Compensation Law

Chairman Chagnon: Is there any discussion or debate on the Local Law?

Legislator Bankoski: Yeah I would like to move to amend by substitution Local Law Introductory 4-22 with print #2 of the Local Law that’s been placed on every Legislators desk.

Chairman Chagnon: Okay, we have a motion to amend by Legislator Bankoski and a second by Legislator Parker. Discussion on the motion to amend the Local Law?

Legislator Niebel: Mr. Chairman, the proposed self-insurance Local Law amendment – I guess now we are discussing print 2. Print 1 I think was last week. Print 2 I just received here this evening but it looks like we would still be basing municipal payments on property valuation, wages and loss experience. Okay, the fact is, there is not and never has been a coloration between property valuation and loss experience or risk exposure related to workmen compensation plans. You won’t find a private insurance plan that would base their premium payments on property valuation. In recent emails to Legislators, one of our emails contained admonishment from the New York State Public Service Commission to the Jamestown Board of Public Utilities and that said and I quote “Allocating workers compensation based on property is not reasonable because property has no direct relationship with workers compensation”. For many years now, inequity has existed. Towns and villages have paid more than they should have and the cities less than they should have. And that’s no one’s fault, that’s just the way the plan was set up. But with the amendment tonight, we’re asked to extend this inequity. That however is not fair to the villages and towns who have been subsidizing the cities for years. The inequity needs to end and I believe it needs to end this evening. I will be voting “no” on this amendment.

Legislator Wilfong: Thank you Mr. Chairman. I can understand why the new workers comp plan is something that the county government is embracing and pushing for. The savings for many municipalities and county government will be substantial but the proposed fee for the City of Jamestown is unrealistic for that municipality. \$157,000 is a lot of money to come up with from a city that has had financial issues in the past. Can you imagine how shocked the Jamestown City Council was to hear that they may have to come up with an additional \$157,000 in their budget? I don’t know about you but I certainly did hear about it. I just want to remind

everybody that sometimes the people in the City of Jamestown get overlooked and by the way, the people that live in the City of Jamestown also live in Chautauqua County and I don't believe this body is doing us any favor if they don't go ahead with this local law, thank you.

Legislator Rankin: Thank you Mr. Chairman. I understand the need to make the changes that we're moving towards. I'd like to support the City of Jamestown by supporting this amendment to give them a chance to phase this in a fashion that feels like they have some control and some say in how they can budget it so I will be voting "yes" for this amendment.

Legislator Bankoski: Yes, Mr. Chairman. As I've spoken earlier today, I understand that our workmen's compensation plan has been broken for a lot of years and we were doing it the wrong way. I understand that and I agree that we need to fix it to make it fair and equitable to all our tax payers in Chautauqua County but I just feel that what the amended print 2 that I proposed it's not going to be that drastic of an effect on everyone and it phases in over a course of 2 years. Everything should be fine and it gives Jamestown and Dunkirk some time to actually get their ducks in a row and be able to make adjustments in their budget and if they have to raise taxes then so be it but I just think that what we're asking for just a 2 year extension on this to roll this out over a short period of time is not that much to ask.

Legislator Parker: Yeah I would like to support this because I believe that part of the job of the Chautauqua County Legislature is to give consideration to the many municipalities that make up the county and that includes Jamestown, Dunkirk and Westfield who are being asked to pay more. Now no one is saying and I think we're pretty much in agreement that changing this formula as Mr. Niebel said is needed. The County attorney also said this is no longer a reasonable thing to keep this formula of 40% valuation however, as the other Legislators have pointed out we consider all municipalities and the cost increases that come to them and in doing this over a period of 2 years, we allowing those municipalities of Westfield, of Jamestown and Dunkirk to make a jump the first year and then finish that – it's like a staggered way of allowing them to adjust and I think we would actually allow any other municipality the same consideration and I think that's part of our job.

Chairman Chagnon: Thank you. Anyone else to speak to the amendment that's been proposed? Seeing no one, would the clerk please call the roll on the proposed amendment?

Motion to Amend Local Law Intro. 4-22 by Substitution R/C Vote: 6 YES – 12 NO (Davis, Gould, Harmon, Hemmer, Lawton, Niebel, Pavlock, Penhollow, Proctor, Scudder, Vanstrom, Chagnon voting "No") – 1 Absent (Legislator Muldowney) – DEFEATED

Chairman Chagnon: Okay, now back to discussion on the local law as presented. Any discussion on the local law as presented?

Legislator Bankoski: Since we couldn't agree on print 2, I would like to make a motion to table this proposed local law for further discussion.

MOVED by Legislator Bankoski to Table, SECONDED by Legislator Parker

Chairman Chagnon: There is no discussion on a motion to table so would the clerk please call the roll on the motion to table Local Law Introductory 4-22?

Motion to Table Local Law Intro. 4-22 R/C Vote: 6 YES – 12 NO (Davis, Gould, Harmon, Hemmer, Lawton, Niebel, Pavlock, Penhollow, Proctor, Scudder, Vanstrom, Chagnon voting “No”) – 1 Absent (Legislator Muldowney) – DEFEATED

Chairman Chagnon: Okay, back on Local Law Introductory 4-22 as presented. Any further discussion on the Local Law as presented?

Legislator Niebel: Let's not forget that in going forward, the County may save I guess up to \$700,000 in the 2023 budget and I think that's because of the hard work of our finance director, Kitty Crow, the self-insurance plan administrator, Dennis Brooks in settling and cleaning up some of the past outstanding claims so compliments to the finance department and self-insurance plan administrator.

Chairman Chagnon: Well said, thank you. I second that. Any further discussion on the Local Law Introductory 4-22?

Legislator Wilfong: Mr. Chairman, it would seem like this body – if this body was going to save \$700,000 that they could actually pick up the tab for both the City of Jamestown and the City of Dunkirk and still come out in the black, thank you.

Chairman Chagnon: Those savings are already reflected in the new rates. Okay, any other discussion on the Local Law?

Legislator Whitford: I voted for the amendment and I voted for tabling the local law as its written but primarily I represent the City of Jamestown and their taking a hit and I can understand their objection to this and also mine. We need to keep in mind that workmen's comp has always been based on wages and experience in any form that I've ever seen in any municipality and I represented a lot of contracts and we have to try and remember that over the I don't know how many years this has been in effect with the property values but the City of Jamestown and the City of Dunkirk have been recipients of that value to them and now they have to pay the amount that probably they should have been paying over the years so you know I have to support this. I think it's the fair way to go. If you've been doing something wrong for many many years and you realize that now is the time to rectify it so I will support this, thank you.

Legislator Parker: I just wanted to say again that this is not about the fairness of the change in the formula. This is about allowing 2 municipalities, 2 large municipalities, one being Jamestown, the other being Dunkirk and then the third being Westfield. They are a big part of our County. The 2 mayors are asking for consideration and this isn't about anything anyone did wrong, it's about rolling out this process differently and I think it would be fair to allow the tabling and more discussion, thank you.

Chairman Chagnon: Thank you. Any further discussion on the Local Law? Hearing none, would the clerk please call the roll on Local Law Introductory 4-22 as presented?

Local Law Intro 4-22 R/C Vote: 15 YES – 3 NO (Bankoski, Parker, Torres voting “No”) – 1 Absent (Legislator Muldowney) – ADOPTED

RESOLUTIONS:

RES. NO. 133-22 Confirm Appointment – Chautauqua County Office for the Aging Advisory Committee, by Human Services Committee - UNANIMOUSLY ADOPTED

RES. NO. 134-22 Appointing a Chautauqua County Director to the Western Regional Off-Track Betting Corporation, by Planning and Economic Development Committee

Legislator Vanstrom: Good Evening Chairman, I've been aware of Mr. Smith's tremendous capability's, with his extensive private sector experience and excellent financial and business acumen. Making him apart of OTB in the future of the organization will be an asset and I fully support his appointment, thank you.

RES. NO. 134-22 – UNANIMOUSLY ADOPTED

RES. NO. 135-22 Amend Budgets for Landfill Capital Projects, by Public Facilities and Audit & Control Committees - UNANIMOUSLY ADOPTED

RES. NO. 136-22 Amend 2022 Adopted Budget Due to Office Relocations in the City of Dunkirk, by Public Facilities, Public Safety, Human Services and Audit & Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 137-22 Authorize Lease of Office Space at 3988 Vineyard Drive, Dunkirk for the Chautauqua County DMV, by Public Facilities, Administrative Services and Audit & Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 138-22 Adjust D5112-Capital Improvement Accounts, by Public Facilities and Audit & Control Committees - UNANIMOUSLY ADOPTED

RES. NO. 139-22 Calling a Public Hearing Pursuant to County Law §254 Upon a Proposal to Extend the South Chautauqua Lake Sewer District from the Hamlet of Stow to the South Bounds of the North Chautauqua Lake Sewer District on the West Side of Chautauqua Lake, by Public Facilities and Audit and Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 140-22 Approving SEQRA Findings and Determinations for the North Chautauqua Lake Sewer District Boundary Extension in the Town of Chautauqua, by Public Facilities Committee – UNANIMOUSLY ADOPTED

RES. NO. 141-22 Determinations in Relation to Extension of North Chautauqua Lake Sewer District Bounds to encompass the Mandolin Ridge Development and Adjacent Parcels in the Town of Chautauqua, by Public Facilities Committee

Chairman Chagnon: Are there any questions or comments on the resolution? Hearing none, under the recommendation of the County attorney, would the clerk please call the roll?

RES. NO. 141-22 R/C Vote: 18 YES – 0 NO – 1 Absent (Legislator Muldowney) – UNANIMOUSLY ADOPTED

RES. NO. 142-22 Authorize Supplemental Agreement No.3 with NY State DOT for Performance of Federal Aid Project PIN 5761.82, by Public Facilities and Audit & Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 143-22 Authorize Agreement Between Chautauqua County EMS and Celoron Fire District for ALS-BLS Joint Prehospital Service Agreement, by Public Safety and Audit & Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 144-22 Authorize Agreements with Various School Districts for School Resource Officer Services 2022-2023, by Public Safety and Audit & Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 145-22 Amend 2022 Budget for Office of the Sheriff, by Public Safety and Audit & Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 146-22 Amend Chautauqua County Health & Human Services 2022 Adopted Budget for Equipment and Contractual Costs, by Human Services and Audit & Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 147-22 Accept Grant Funding from the New York State Department of State for Chautauqua County Consolidated Code Enforcement Study, by Planning and Economic Development and Audit & Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 148-22 Amend 2022 Budget to Implement the Broadband Infrastructure Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan, by Planning and Economic Development and Audit & Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 149-22 Authorizing the Submittal of a New York State CDBG-CV Grant to Repair and Renovate Affordable Housing, by Planning and Economic Development and Audit & Control Committees – UNANIMOUSLY ADOPTED

MOVED by Legislator Bankoski to Block Resolutions 150-22 - 159-22, SECONDED by Legislator Vanstrom

Unanimously Carried to Block Resolutions 150-22 through 159-22

RES. NO. 150-22 Authorizing Approval of Agricultural District State Environmental Quality Review Act (SEQRA) Cooperative Agreement with NYS Department of

Agriculture & Markets, by Planning and Economic Development Committee –
UNANIMOUSLY ADOPTED

RES. NO. 151-22 Accept State Environmental Quality Review (SEQR) for the Adoption of the Chautauqua County Agricultural Development and Enhancement Strategy, by Planning and Economic Development Committee – UNANIMOUSLY ADOPTED

RES. NO. 152-22 Adoption of Chautauqua County Agricultural Development and Enhancement Strategy, by Planning and Economic Development and Audit & Control Committees – UNANIMOUSLY ADOPTED

RES. NO. 153-22 Accept State Environmental Quality Review (SEQR) Determination for the New York State Snowmobile Trails Grant-in-Aid Program for Lake Effect Trail Breakers, Inc. Proposed Trail TBD – Harris Hill State Forest, by Planning and Economic Development Committee – UNANIMOUSLY ADOPTED

RES. NO. 154-22 Accept State Environmental Quality Review (SEQR) Determination for the New York State Snowmobile Trails Grant-in-Aid Program for Lake Effect Trail Breakers, Inc. Trail C1D GPS Update, by Planning and Economic Development Committee – UNANIMOUSLY ADOPTED

RES. NO. 155-22 Accept State Environmental Quality Review (SEQR) Determination for the New York State Snowmobile Trails Grant-in-Aid Program for Cherry Creek Sno-Goers, Inc. Trail S16A GPS Update, by Planning and Economic Development Committee – UNANIMOUSLY ADOPTED

RES. NO. 156-22 Accept State Environmental Quality Review (SEQR) Determination for the New York State Snowmobile Trails Grant-in-Aid Program for Lake Effect Trail Breakers, Inc. Proposed Trail TBD – Cockaigne, by Planning and Economic Development Committee – UNANIMOUSLY ADOPTED

RES. NO. 157-22 Accept State Environmental Quality Review (SEQR) Determination for the New York State Snowmobile Trails Grant-in-Aid Program for Cherry Creek Sno-Goers, Inc. Trail C1/C4 GPS Update, by Planning and Economic Development Committee – UNANIMOUSLY ADOPTED

RES. NO. 158-22 Accept State Environmental Quality Review (SEQR) Determination for the New York State Snowmobile Trails Grant-in-Aid Program for Cherry Creek Sno-Goers, Inc. Trail C1F GPS Update, by Planning and Economic Development Committee – UNANIMOUSLY ADOPTED

RES. NO. 159-22 Authorizing SEQRA Review of Waterways Panel 2023 2% Occupancy Tax Recommendations, by Planning and Economic Development and Audit & Control Committees - UNANIMOUSLY ADOPTED

Chairman Chagnon: Okay, are there any questions or comments on any of the resolutions 150-22 through 159-22? Any questions or comments on any of the resolutions? Hearing none, all those in favor of the blocked resolutions 150-22 through 159-22 please say "aye". Opposed?
UNANIMOUSLY ADOPTED

MOTION:

A. Proclaiming June 19, 2022 as JUNETEENTH in Chautauqua County

Clerk Lee: The motion on the agenda has received the required amount of signatures to bring to the floor.

Chairman Chagnon: Are there any comment on the motion?

Legislator Rankin: We heard at the beginning of the meeting at the first privilege of the floor about a celebration up in Fredonia area. I also wanted to make sure you know that there's one in Jamestown on the same weekend at the Jackson Taylor Park on Washington Street and I think this is where taking the opportunity if anybody can to celebrate this event. I think it's important that it's been named a national and state celebration and I'm grateful for that. Take advantage of this opportunity and I am happy to support this motion.

Legislator Wilfong: I would just like to comment on what Mrs. Rankin said was that, that event is a 3 day event. It's the 17th, 18th and 19th of June at the Chadakoin Park.

Legislator Parker: I just wanted to read a small portion of it "whereas Juneteenth's profound weight and power also recognizes and celebrates the strengthen and dominable spirit of black Americans especially and is a day of opportunity for all Americans to recommit ourselves to the work of equity, equality and justice and continues to make real the ideals of our founding documents", thank you.

Legislator Torres: Yes, I just wanted to recognize Vickie James. This will be the first time without her for this event and she was one (*inaudible*) for a very long time. That was like her little thing everything year and you know, we miss her dearly down in Jamestown and across Chautauqua County and I just wanted to mention her.

Chairman Chagnon: Any other comments regarding the motion? Hearing none, all those in favor please say "aye". Opposed? Carried.

ANNOUNCEMENTS

Chairman Chagnon: Okay that brings us to Announcements on the agenda. Are there any announcements from the Legislators?

Legislator Harmon: Yes, I have one announcement. On June 4th of this month, Silver Creek (*inaudible*) with the village of Silver Creek, we always sponsor a 4 ½ hour fair for the young children in our area. We want everyone to come down. There are bounce houses, vendors,

concession, and pony rides. It's fun for all. It is very inexpensive. We only charge \$1.00 per wrist band and that gets you a train ride, carriage ride, bounce houses and there are some food items for that dollar so please come, thank you.

Legislator Vanstrom: I would just like to welcome everybody to come down to the Celoron Rib Fest 2022, it's back after all of the pandemic bad news and spoilers and it will be going on from June 8th, 9th, 10th and 11th, thank you.

Legislator Rankin: The Blue Star Mothers are holding a Veterans acknowledgement at Veterans Park on 3rd Street – on 3rd and Logan and it gives us an opportunity to acknowledgement the veterans current and past who have served our Country so effortlessly and the sacrifices that they've made. Come and join us at 10 o'clock in the morning on Saturday, this coming Saturday.

Legislator Bankoski: I'd like to welcome everybody to Dunkirk on Memorial Day Monday for our annual Memorial Day parade which hasn't happened in the last 2 years because of the pandemic. There will be a memorial service in Memorial Park at 10 a.m. and the parade will follow shortly thereafter at about 11 a.m.

Legislator Harmon: I know Forestville is having a parade on that Monday as well on Memorial Day. I don't know what the time is but I know that it's happening.

County Executive Wendel: Yes, thank you. First of all, I'd like to announce that on Friday, sponsored by (*inaudible*) from the City of Jamestown will be having a community healing event following the tragedy that took place in Buffalo. Unfortunately, I'm sure the tragedy that took place in Uvalde Texas yesterday will be mentioned as well where 21 lives were lost. So I urge everyone at noon if you're available, I know it's the middle of the day at Tracy Plaza there will be a community wide healing event. Secondly, you passed the resolution tonight for the move of 2 of our departments. I urge every Legislator to please visit 60 and 62 Franklin Street in the City of Dunkirk. The excitement on the faces of the employees of that new facility – I had one person say that "this was the best office they've had in 23 years of County Government" and mental hygiene is excited to what they can do, what they can offer and the impact that this is going to make in the future so I think the official opening is going to be next week. Any time after next Friday, I urge everyone to get there and look at it. It's an amazing transformation and a much much better place so thank you.

Chairman Chagnon: Any other announcements? This is refreshing to have all the announcements tonight. We've been having a dearth of announcements the last couple of months.

PRIVILEGE OF THE FLOOR

Chairman Chagnon: That brings us to the second 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. Is there anyone wishing to address the second privilege of the floor?
Welcome back.

Thank you, Carol Winham(?), West Ellicott. So I just wanted to talk a little bit about the WHO and who elected the WHO. So when I say the WHO, I mean the world health organization. They are meeting as I speak for their 75th assembly in Geneva Switzerland to discuss handing over our national sovereignty. Are you aware of the proposed international health regulations on their agenda? Did you know that the international health regulations tells the WHO members what they're binding obligations around outbreaks will be. To very quickly summarize, in the event of another pandemic, the United States of America will not be permitted to determine our own pandemic protocols. These determinations will be made by the WHO unelected. It was bad enough to be part of this COVID history with 2 governors that failed us siting the WHO and CDC. For protocols and refusing to acknowledge therapeutics and inexpensive treatments. By the way, these amendments do not need to be approved by 2/3's of the US Senate. Apparently we have already agreed to obey the international health regulations by virtue of membership and the United Nations and the WHO. Florida's governor has said "no" to the WHO in his state. I'm hoping that all of the Legislators here who I do think and our Sheriff that you guys have all decided for personal reasons to serve and uphold the constitution and I personally love our county, I love my country and I I'm just saying regardless of who the WHO thinks that they are, they really can't rule the world. We're not the United States of the world but the United States of American and we will remain a (*inaudible*). If Sheriff Quattrone was here I was going to say "right?" I'd like to thank each and every veteran that has passed on and those that are still serving us like Legislator Vanstrom, your son. I really appreciate those honorable members who are so selfless to protect the rest of us and to all of our loved ones who we hold near and dear to our hearts. May each of you have a great Memorial Day weekend.

Good evening, I am Emily Reynolds with Cornell Cooperative Extension. I live in Sherman, New York. I just wanted to remind you that we're grateful and thankful for your support for agriculture and we're very excited to have an updated agricultural plan and a special thank you to the planning department for all of the tireless work that they put into it as well so thank you.

Hi I am James Feldman from Silver Creek, New York. I have just one other quick announcement, this coming Saturday from 9 to noon there is going to be a food drive at Cabana Sam's in the Sunset Bay Beach Club at Sunset. All the proceeds are going to benefit the community in Buffalo that was effected from last week's shooting. You can also – if you wanted to donate cash or check it could be made out to the Buffalo Creek (*inaudible*).

Legislator Vanstrom: Thank you Chairman. I just wanted to give a positive shout out to the Chautauqua County Soil and Water Conservation District. This group turns \$1.00 into \$12.00 preserving our environment, stabilizing creek beds, fortifying farms to make them better, stronger and more efficient. This group does a fantastic job. Their meetings are open to the public every month is more than 4 of you want to come, let us know and we can change the venue. We have a small place to meet but its well worth it and they are a tiny powerhouse of resources. So I just want to say thank you to David Spann and his tiny team of mighty mites, thank you.

Good evening my name is Anthony Toda and I live at 144 Clifton Avenue in Jamestown, New York. I want to address the tragedy at Tops Market in Buffalo and the expected fallout associated with mass murders. The opinions I am expressing are based on information stated in the media including the Jamestown Post Journal. The day after the shooting a former FBI agent stated that the agency missed the threatening information on internet sites by the alleged shooter. First, you have an internet exposed detailed plan expressly stating where, when and what was going to occur. You have a 180 page manifesto detailing, regardless of the author, plans to murder. Based on all of this public prior information it is just not believable that the FBI and the department of homeland security could not have monitored this behavior over the 6 week period when it was stated on the internet directly and plainly. Further as stated by the media, agency track records are exceptionally poor even when they were warned by people that a potential shooter was going to kill. This is not about destroying the first and second amendment as Kathy Hochul has advocated after the fact. This is about determining responsibility for the loss of life and the subsequent debate that persistently offers no remedies. What this body should consider is why in many of these mass murders, have public warnings and threats been repeatedly ignored by the FBI and the resulting liability of FBI for this reoccurring negligence. Certainly an investigation of the FBI is warranted in this situation. Consideration must be given for the establishment of an independent nonpartisan over site group or groups to hold all law enforcement agencies from the federal agencies down to the county and localities accountable for improper behavior. The basis for the FBI (*inaudible*) in negligence may reveal the reasons for such negligence because the result of this negligence is a loud (*inaudible*) to remove constitutional protections from all Americans. I just want to say something about the school shooting. Why were the doors open at the schools? Just telling people not to overlook the obvious. How did that kid get into the school? Did they leave the doors open, is that it? We should have lockdowns for all of our schools.

Chairman Chagnon: Anyone else wishing to address the second privilege of the floor?
Seeing no one.

Legislator Gould: Thank you Mr. Chairman. At this time I would like to make a motion to adjourn.

MOVED by Legislator Gould, SECONDED by Legislator Bankoski to adjourn.

Unanimously Carried (7:34 p.m.)

Respectfully submitted and transcribed,
Olivia Lee, Clerk of the Legislature/Kristi R. Zink, Deputy Clerk