

Agenda

Public Facilities Committee

July 18, 2022, 4:00 p.m., Legislative Chambers

Livestreamed on Facebook

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (06/13/22)
- C. Privilege of the Floor
 - 1. Local Law Intro 7-22 – A Local Law Establishing The Chautauqua County Landfill Commission
 - 2. Proposed Resolution – Create Capital Budget for Retaining Wall at Ellery Transfer Station
 - 3. Proposed Resolution – Calling a Public Hearing Pursuant to County Law §268 Upon a Proposal to Rehabilitate the North County Industrial Water District No. 1 Water Storage Tower
 - 4. Other -

LOCAL LAW
INTRODUCTORY NO.7-22
CHAUTAUQUA COUNTY

A LOCAL LAW ESTABLISHING THE CHAUTAUQUA COUNTY LANDFILL
COMMISSION

BE IT ENACTED, by the County Legislature of the County of Chautauqua, New York as follows:

SECTION I. INTENT

It is the intent of this Local Law to create a Chautauqua County Landfill Commission to serve as an advisory body to the government of the County of Chautauqua concerning solid waste disposal and solid waste related activities in which the County of Chautauqua is currently or hereafter engaged.

SECTION II. ESTABLISHMENT AND MEMBERSHIP

There is hereby established a Chautauqua County Landfill Commission which shall be composed of seven (7) members appointed by the County Executive, subject to confirmation by the County Legislature. Two (2) of the members so appointed shall be County Legislators, one (1) of whom shall be designated as chairperson of the Commission by the County Executive. The remaining members should include representatives (one each) of the government of the Town of Ellery, a large municipal customer, a large private customer, a waste hauler, and a representative of a community hosting a County transfer station.

SECTION III. TERM OF OFFICE

The term of office of each person appointed to the Chautauqua County Landfill Commission shall be two (2) years, except that the term of each member initially appointed shall expire on December 31, 2024. Any vacancy during a term of office shall be filled by appointment for the remainder of the term in which the vacancy occurred.

SECTION IV. POWERS AND DUTIES

The Chautauqua County Landfill Commission shall have the following powers and duties:

A. To review and make recommendations concerning proposed agreements, regulations, fees and related matters to the County Executive, the County Legislature and other appropriate county officers and bodies.

B. To advise the County Executive and the County Legislature on proposed matters relating to the construction, renovation, operation, or discontinuation of any solid waste disposal and solid waste related facility owned and/or operated by the County of Chautauqua.

C. To submit to the appropriate committee of the County Legislature proposed rules and regulations governing the use and operations of solid waste disposal and solid waste related facilities owned and/or operated by the County of Chautauqua.

D. To serve as a liaison between the government of the County of Chautauqua and persons or parties interested in solid waste disposal and solid waste related operation and activities in which the County of Chautauqua is or may become involved.

E. To perform such other tasks and assignments as may be assigned to the Commission by the County Executive, the County Legislature or any other authorized county officers or body.

F. To prepare and send to the Clerk of the Chautauqua County Legislature summary minutes of each meeting of the Commission.

G. To submit an annual report to the Public Facilities Committee of the Chautauqua County Legislature describing the actions of the Commission during the year and describing the plans and concerns identified for future consideration.

SECTION V. MEETINGS, COMPENSATION

The members of the Chautauqua County Landfill Commission shall meet at least bi-monthly. The members shall not be entitled to compensation for the performance of their powers and duties as members of the Commission but shall be entitled to reimbursement for reasonable and necessary expenses incurred in the performing said powers and duties.

SECTION VI. EFFECTIVE DATE

This Local Law shall take effect upon filing with the Secretary of State.

Sponsors: Chagnon, Davis, Harmon, Muldowney, Pavlock, Penhollow

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Create Capital Budget for Retaining Wall at Ellery Transfer Station

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, the Landfill needs access to funds for capital improvements to repair a retaining wall at the Ellery Transfer Station; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following change to the 2022 Adopted Budget:

ESTABLISH AND INCREASE APPROPRIATION ACCOUNT:

	Contractual – Environment-	
EL.8160.24401.4	Repair Ellery Retaining Wall (2022)	\$400,000

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

REQUEST FOR LEGISLATION AND MEMORANDUM IN SUPPORT

TO CLERK OF THE LEGISLATURE

DATE July 7, 2022
MONTH DAY YEAR

TITLE OF PROPOSED RESOLUTION OR LOCAL LAW: Create Create Capital Budget for Retaining Wall at Ellery Transfer Station

DEPARTMENT OR AGENCY REQUESTING LEGISLATION: LANDFILL – ENVIRONMENT

CONTACT PERSON Pantelis Panteli, Chad Marx TEL: 661-8456

PURPOSE OF LEGISLATION: Establish and increase Appropriation Account

IS EMERGENCY ACTION REQUIRED? YES NO

STATE THE EMERGENCY NATURE OF THE PROPOSED LEGISLATION: _____

FISCAL IMPLICATIONS

IS A TRANSFER* OF FUNDS NECESSARY? YES NO
IF YES, ARE THE FUNDS BEING TRANSFERRED WITHIN THE SAME DEPARTMENT/AGENCY? YES NO
IF YES, IS TRANSFER FROM .8 ACCOUNT? YES NO
IS A NEW ACCOUNT BEING ESTABLISHED? YES NO

*NOTE: ADDING TO, OR SUBTRACTING FROM, EXISTING BUDGET CLASSIFICATIONS OR ACCOUNTS IS **NOT** A TRANSFER. MOVING FUNDS **BETWEEN** NEW OR EXISTING CLASSIFICATIONS OR ACCOUNTS **IS** A TRANSFER.

SOURCE OF FUNDS

LOCAL FEDERAL STATE OTHER

LEGISLATIVE HISTORY

OFFICE USE ONLY
COMMITTEE(S) ASSIGNMENT

DATE RECEIVED 7/12/22
FROM County Executive

ADMINISTRATIVE SERVICES PLANNING & ECONOMIC DEVELOPMENT
AUDIT & CONTROL PUBLIC FACILITIES
HUMAN SERVICES PUBLIC SAFETY

DATE OF INITIAL COMMITTEE CONSIDERATION P.F. 7/18/22

TIME AND LOCATION OF COMMITTEE MEETING 4:00 p.m. Legislative Chambers

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

ACTION REQUIRED BY ANOTHER COMMITTEE YES NO

2ND COMMITTEE AND DATE OF MEETING A.C. 07/21/22

TIME AND LOCATION OF COMMITTEE MEETING 8:35 a.m. Legislative Chambers

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

COMMITTEE ACTION

PRE-FILE AS A RESOLUTION FOR NEXT REGULAR MEETING
PRE-FILE AS A MOTION FOR NEXT REGULAR MEETING
APPROVED - REFER TO OTHER COMMITTEE
REJECTED - NOTIFY SPONSOR
TABLED - PENDING INFORMATION
TABLED OR REFERRED

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Calling a Public Hearing Pursuant to County Law §268
Upon a Proposal to Rehabilitate the North County Industrial Water District No. 1
Water Storage Tower

BY: Public Facilities Committee:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr. and
Legislature Chairman Pierre E. Chagnon

WHEREAS, Resolution 303-76 established the North County Industrial Water District No. 1 (NCIWD) in accordance with County Law Article 5-A; and

WHEREAS, Resolution 411-76 authorized construction of a water storage tower for the District, which tower was subsequently constructed; and

WHEREAS, the water storage tower is in need of maintenance and repair including exterior painting, installation of an interior coating system, level control and safety upgrades, and repair of steel and foundation elements (the Project); and

WHEREAS, this legislature has caused a Project map and plan together with an estimate of the cost to be prepared by CPL Architects, Engineers, Landscape Architect and Surveyor, D.P.C., engineers duly licensed by the State of New York; and

WHEREAS, County Law §268 requires that this Legislature call a public hearing on the map and plan; now therefore be it

RESOLVED, That a public hearing will be held by the Chautauqua County Legislature at the Legislative Chambers, Gerace Office Building, 3 North Erie Street in the Village of Mayville, Chautauqua County, New York on August 24, 2022 at 6:35 PM, prevailing time, on the proposed rehabilitation of the water storage tower as set forth in the Map, Plan and Report; and be it further

RESOLVED, That the Clerk of the Legislature is hereby authorized and directed to cause a copy of the below Notice of Public Hearing to be published once in the official newspapers of the County; and be it further

RESOLVED, That pursuant to County Law §254(2)(a), the Clerk of the Legislature is directed to cause a certified copy of the below Notice of Public Hearing to be filed with the New York State Comptroller on or about the date of the publication of such notice; and be it further

RESOLVED, That the Notice of Public Hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the County Legislature of the County of Chautauqua, New York will meet in the Legislative Chambers, Gerace Office Building, 3 North Erie Street, Mayville, New York on August 24, 2022 at 6:35 PM, prevailing time, for the purpose of conducting a public hearing concerning the proposed rehabilitation of the North County Industrial Water District No. 1's water storage tower. The proposed rehabilitation includes exterior painting, installation of an interior coating system, level control and safety upgrades, and repair of steel and foundation elements, as detailed in the map and plan prepared by CPL Architects, Engineers, Landscape Architect and Surveyor, D.P.C. which is on file for inspection in the office of the Clerk of the County Legislature, 3 North Erie Street, Mayville, New York,

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

and available on-line at <https://chggov.com/legislature/Legislature>.

The estimated cost of the rehabilitation project is \$863,000.00. Implementation of the project is contingent upon the receipt of grant funding sufficient to cover the entire cost of the project. The local costs to property owners associated with this project will be zero dollars. At such public hearing, the Chautauqua County Legislature will hear all persons interested in this matter.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

REQUEST FOR LEGISLATION AND MEMORANDUM IN SUPPORT

TO CLERK OF THE LEGISLATURE

DATE 7/8/2022
MONTH DAY YEAR

TITLE OF PROPOSED RESOLUTION OR LOCAL LAW: Calling a Public Hearing Pursuant to County Law §268
Upon a Proposal to Rehabilitate the North County Industrial Water District No. 1 Water Storage Tower

DEPARTMENT OR AGENCY REQUESTING LEGISLATION: North County Industrial Water District No. 1

CONTACT PERSON: Matt Oehlbeck TEL: 716-753-4717

PURPOSE OF LEGISLATION: Proposal to Rehabilitate the North County Industrial Water District No. 1 Water Storage Tower

IS EMERGENCY ACTION REQUIRED? YES NO

STATE THE EMERGENCY NATURE OF THE PROPOSED LEGISLATION:

FISCAL IMPLICATIONS

IS A TRANSFER* OF FUNDS NECESSARY? YES NO
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SOURCE OF FUNDS

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LEGISLATIVE HISTORY

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