

CHAUTAUQUA COUNTY LEGISLATURE

02/22/2023

To View the Meeting on-line go to

<https://www.youtube.com/@ChautauquaCounty/streams>

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 VANSTROM

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 01/25/2023

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 01/25/2023**

COMMUNICATIONS:

1. Letter – County Attorney – Designation of Order of Succession
 2. Affidavit of Publication (2) – Legal Notice - Publication of Local Law 1-23 (Post Journal and Observer)
 3. Affidavit of Publication (2) – Legal Notice - Publication of Local Law 2-23 (Post Journal and Observer)
 4. Report – Small Business Development Center – Business Permit Center Quarterly Report
 5. Minutes – Conewango Watershed Commission – February 8, 2023 Meeting
 6. Report – Finance Director Crow, Re: December, 2022 Investment Report
-

6:35 P.M.

Public Hearing

**Public Hearing on Technical Amendments To Local Law 10-22 Regarding
The Reapportionment Of County Legislature Districts**

**LOCAL LAW INTRO. 3-23 – A Local Law Amending Local Law 10-22
Establishing A County Legislature For The County
Of Chautauqua Reapportioned On The Basis Of The
2020 Federal Census**

CHAUTAUQUA COUNTY LEGISLATURE

02/22/2023

To View the Meeting on-line go to

<https://www.youtube.com/@ChautauquaCounty/streams>

RESOLUTIONS:

- 28-23 Confirm Re-Appointments- Conewango Watershed Commission**
- 29-23 Confirm Re-Appointments - Youth Board**
- 30-23 Confirm Appointment – Chautauqua Opportunities Board of Directors**
- 31-23 Confirm Appointment and Re-Appointments- Chautauqua County
Emergency Medical Services Council**
- 32-23 Amend 2022 Budget for Year End Reconciliations – South & Center Sewer
Districts**
- 33-23 Amend 2022 Budget for Year End Reconciliations – North Chautauqua Lake
Sewer District**
- 34-23 Amend 2022 Budget for Year End Reconciliations – North County Industrial
Water District #1**
- 35-23 Amend 2022 Budget for Year End Reconciliations – Portland, Pomfret,
Dunkirk Sewer District**
- 36-23 Amend 2022 Budget for Year End Reconciliations – Environment - Landfill**
- 37-23 Amend 2022 Budget for Year End Reconciliations – Public Facilities Road
Machinery Division**
- 38-23 Amend 2022 Budget for Year End Reconciliations – Public Facilities Admin
And Snow Removal: Co Roads (D Fund)**
- 39-23 Amend 2022 Budget for Year End Reconciliations – Public Facilities (A
Fund)**
- 40-23 Amend 2022 Budget for Year End Reconciliations – Unified Courts**
- 41-23 Amend 2022 Budget for Year End Reconciliation – Information Technology**
- 42-23 Amend 2022 Budget for Year End Reconciliations – Board of Elections**
- 43-23 Amend 2022 Budget for Year End Reconciliations – County Clerk**
- 44-23 Amend 2022 Budget for Year End Reconciliations – CS Fund – Liability
Insurance**
- 45-23 Amend 2022 Budget for Year End Reconciliations – Finance and
Miscellaneous**
- 46-23 Amend 2022 Budget for Year End Reconciliations – EE Energy Fund**
- 47-23 Amend 2022 Budget for Year End Reconciliations – Emergency Services**
- 48-23 Amend 2022 Budget for Year End Reconciliations –Public Defender**
- 49-23 Amend 2022 Budget for Year End Reconciliations –Office of the Sheriff**
- 50-23 Amend 2022 Budget for Year End Reconciliations – Veterans Service Agency**
- 51-23 Amend 2022 Budget for Year End Reconciliations – Chautauqua County
Department of Mental Hygiene**
- 52-23 Amend 2022 Budget for Year End Reconciliations – Health Department**
- 53-23 Amend 2022 Budget for Year End Reconciliations – Social Services**
- 54-23 Amend Spending Plan and 2022 Budget for Chautauqua County Projects
Funded by the American Rescue Plan Act (ARPA)**
- 55-23 Amend 2022 & 2023 Budgets for Capital Projects - Promotion of Industry
Department**
- 56-23 Amend 2023 Budget to Implement the Overland Trail Phase III Project,
Using Funding from the American Rescue Plan Act (ARPA)**

CHAUTAUQUA COUNTY LEGISLATURE

02/22/2023

To View the Meeting on-line go to

<https://www.youtube.com/@ChautauquaCounty/streams>

- 57-23 Amend 2023 Budget to Implement the Waterways Master Plan Project, Using Funding from the American Rescue Plan Act (ARPA)**
- 58-23 Amend 2023 Budget to Implement the Sherman Shop Fuel System Upgrade Project, Using Funding from the American Rescue Plan Act (ARPA)**
- 59-23 Amend 2023 Budget to Implement the Landfill Trailer Purchases Project, Using Funding from the American Rescue Plan Act (ARPA)**
- 60-23 Amend 2023 Budget to Increase Funding for the Emergency Services EMS Gear Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 61-23 Amend 2023 Budget to Implement the Tyler Civil Serve License Project, Using Funding from the American Rescue Plan Act (ARPA)**
- 62-23 Amend 2023 Budget for Office of the Sheriff**
- 63-23 Amend 2023 Budget to Implement the Wright Park Drive Project, Using Funding from the 2% Occupancy Tax Program Reserve**
- 64-23 Amend 2023 Budget to Implement the Pilot Rapid-Response Emergency Fund for Erosion and Pollution Control Project, Using Funding from the American Rescue Plan Act (ARPA)**
- 65-23 Amend 2023 Budget to Implement the Shovel Ready Sites Phase II Project, Using Funding from the American Rescue Plan Act (ARPA)**
- 66-23 Amend 2023 Budget for NYSDOS Local Government Efficiency Grant Chautauqua County Consolidated Code Enforcement Study**
- 67-23 Amend 2023 Budget for NYS Housing Trust Fund Corporation Community Development Block Grant Award – Microenterprise Assistance Program**
- 68-23 Amend 2023 Budget to Implement the Appalachian Regional Initiative for Stronger Economies Matching Funds for Multi-State Collaboration Project, Using Funding from the American Rescue Plan Act (ARPA)**
- 69-23 Transfer American Rescue Plan Act (ARPA) Spending Plan Budgets from 2022 to 2023**
- 70-23 To Authorize Behavioral Health Supports and Services Agreements with Chautauqua County School Districts**
- 71-23 Authorizing Application to the NYS Office of the State Comptroller in Relation to the Extension of the South Chautauqua Lake Sewer District on the West Side of Chautauqua Lake from the Hamlet of Stow to the Southern Bounds of the North Chautauqua Lake Sewer District**
- 72-23 Authorize Supplemental Agreement No. 2 with NYSDOT for PIN 5761.83**
- 73-23 To Accept New York State Department of Health Award to Support Nurse Family Partnership**
- 74-23 Authorize Agreement with Chautauqua Region Economic Development Corporation for Greenway Development**
- 75-23 Authorize Agreement with Chautauqua Region Economic Development Corporation for Tourism Asset Development and Placemaking Programming**
- 76-23 Authorize Renewal of Lease Agreement with Celebration Hall, LLC for office Space for the Public Defender’s Office – Family Court Division**

CHAUTAUQUA COUNTY LEGISLATURE

02/22/2023

To View the Meeting on-line go to

<https://www.youtube.com/@ChautauquaCounty/streams>

- 77-23 Authorize Extension of Lease Agreement with Town of Chautauqua for Office Space for Chautauqua County Department of Mental Hygiene**
- 78-23 Close Capital Projects – 2022 Year End Reconciliation**
- 79-23 Standard Workday and Reporting Resolution**
- 80-23 Setting Salary for Motor Vehicles Administrator**
- 81-23 Quit Claim Deeds**
- 82-23 Authorize Transfer of Tax Foreclosure Property to Village of Celoron**
- 83-23 Transfer of Foreclosed Properties to Chautauqua County Land Bank Corporation**

MOTIONS:

- A. Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds**
- B. Urging New York State Approval For A New Brooks Hospital**
- C. Urging New York State to Support Natural Gas**

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.

LOCAL LAW
INTRODUCTORY NO. 3-23
CHAUTAUQUA COUNTY

A LOCAL LAW AMENDING LOCAL LAW 10-22 ESTABLISHING A COUNTY
LEGISLATURE FOR THE COUNTY OF CHAUTAUQUA REAPPORTIONED ON THE
BASIS OF THE 2020 FEDERAL CENSUS

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

SECTION 1. Purpose. Local Law 10-22 of the County of Chautauqua contains new boundary lines for County Legislature districts reapportioned on the basis of the 2020 Federal Census. Appendix A to Local Law 10-22 contains lists of the United States Census Blocks that make up each legislative district. The lists of census blocks were generated by a computer software program utilized in the mapping of the new districts. The Chautauqua County Board of Elections has identified that in a few instances, the lists of census blocks generated by the computer software do not adhere to municipal boundary lines that serve as legislative district boundary lines. The purpose of this Local Law is to make technical corrections to Appendix A of Local Law 10-22 to conform the lists of census blocks to the municipal boundaries of the districts, and to further confirm that when municipal boundary lines, waterways, shorelines, railroads, and municipal roads or streets are referenced in the written legal descriptions of legislative districts, such references are dispositive of the intended district lines. The corrected lists of census blocks included herein do not change the written legal descriptions of the legislative district boundaries.

SECTION 2. Amendments to Appendix A. The 2020 United States Census Blocks identified for Districts 5, 11, 14, and 15 in Appendix A of Local Law 10-22 of the County of Chautauqua are hereby amended as follows:

1. United States Census Blocks 360130361002057 and 360130361003049 shall be added to District 14 and removed from District 5.
2. United States Census Block 360130372002000 shall be added to District 15 and removed from District 11.

SECTION 3. Amendment to SECTION 7. SECTION 7 of Local Law 10-22 of the County of Chautauqua is hereby amended to read as follows with the additional amended language underlined:

The Legislative Districts shall consist of the 2020 United States Census Blocks identified in Appendix A to this Local Law. Each district's group of census blocks are further described as set forth below. In the event of an inconsistency between Appendix A and the written description set forth below, the apparent geographic intent of the United States Census Bureau in the formulation of the listed census blocks shall govern, except that when municipal boundary lines, waterways, shorelines, railroads, and municipal roads or streets are referenced in

the written legal descriptions of the legislative districts set forth below, such references in the written legal descriptions shall be dispositive of the intended district lines.

SECTION 4. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, such determination shall not affect, impair, or invalidate the remainder thereof and shall not affect, impair, or invalidate any portion of Local Law 10-22 of the County of Chautauqua, including the portions of Local Law 10-22 amended by this Local Law, but shall be confined in its operation to the particular provision directly adjudged invalid.

SECTION 5. This Local Law shall become effective forty-five (45) days after adoption, or upon approval by a majority of the qualified electors in the event a permissive referendum is held in accordance with the Municipal Home Rule Law.

Sponsor: Legislator Scudder

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 28-23

Confirm Re-Appointments- Conewango Watershed Commission

By Planning and Economic Development Committee:

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

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

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the Conewango Watershed Commission.

Robert Carpenter
1074 28th Creek Rd.
Kennedy, N.Y. 14747
Term Expires: 12/31/25
(Re-appointment)

Kenneth Chase
646 Pinner Rd.
Cherry Creek, N.Y. 14727
Term Expires: 12/31/25
(Re-appointment)

James Dye
8568 Silver Creek Rd.
South Dayton N.Y. 14138
Term Expires: 12/31/25
(Re-appointment)

Kristopher Ivett
8778 North Hill Rd.
South Dayton N.Y. 14138
Term Expires: 12/31/25
(Re-appointment)
Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow

RES. NO. 29-23

Confirm Re-Appointments - Youth 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 re-appointments for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the Chautauqua County Youth Board.

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

Kathleen Geise
121 Hamlet St.
Fredonia, N.Y. 14063
Term Expires: 12/31/25
(Re-appointment)

Kayleah Feser
10099 Patterson Ln.
Fredonia, N.Y. 14063
Term Expires: 12/31/25
(Re-appointment)

Diane Miraglia
4066 Baker St.
Lakewood N.Y. 14750
Term Expires: 12/31/25
(Re-appointment)
Signed: Proctor, Pavlock, Gustafson, Torres

RES. NO. 30-23

Confirm Appointment – Chautauqua Opportunities Board of Directors

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 Opportunities Board of Directors.

Legislator Robert Bankoski
407 Lakeshore Drive East
Dunkirk, N.Y. 14048
Term Expires: 6/30/23
(Appointment)
Signed: Proctor, Pavlock, Gustafson, Torres

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 31-23

Confirm Appointment and Re-Appointments- Chautauqua
County Emergency Medical Services Council

By Public Safety Committee:

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

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

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointment and re-appointments to the Chautauqua County Emergency Medical Services Council.

<u>Name</u>	<u>Affiliation</u>	<u>Address</u>	<u>Term Expires</u>
Teresa Penhollow	Battalion 1	3435 Bard Rd. Cassadaga, N.Y. 14718	12/31/25 (Re-appoint)
Robert Crane	Battalion 2	120 Miller St. Sherman, N.Y. 14781	12/31/25 (Re-appoint)
Greg Ireland	Battalion 3	17 W. Main St. Panama, N.Y. 14767	12/31/25 (Re-appoint)
Jamison Justham	Battalion 3	53 Melvin Ave. Celeron, N.Y. 14720	12/31/25 (Re-appoint)
Bethany Anderson	UPMC Jamestown	5303 Washington St. Ashville, N.Y. 14710	12/31/25 (Re-appoint)
Dan Aldrich	UPMC Jamestown	4449 Webster Rd. Fredonia, N.Y. 14603	12/31/25 (Re-appoint)
Dan Imfeld	Fire Service Medical	3944 Hillview Dr. Lakewood, N.Y. 14750	12/31/25 (Re-appoint)
Mark Dicky	North At Large	28 N. State St. Ripley, N.Y. 14750	12/31/25 (Re-appoint)
Nicholas Carlson	South AT Large	18 Merz Ave. Bemus Point, N.Y. 14716	12/31/25 (Re-appoint)
Thomas Kolassa	Fire Chiefs Association	24 Seymour St. Fredonia, N.Y. 14063	12/31/23 (Appointment)

Signed: Niebel, Proctor, Nelson, Hemmer

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 32-23

Amend 2022 Budget for Year End Reconciliations –
South & Center Sewer Districts

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some South & Center Sewer Districts’ departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

ESS.8110.----.1	Personal Services - Administration	\$545
ESS.8110.----.8	Employee Benefits - Administration	\$510,519
ESS.8120.----.1	Personal Services - Sanitary Sewers	\$6,195
ESS.9710.----.7	Interest - Debt Service/Serial Bonds	<u>\$36,991</u>
	Total	\$554,250

DECREASE APPROPRIATION ACCOUNTS:

ESS.8110.----.4	Contractual - Administration	\$16,152
ESS.8120.----.4	Contractual - Sanitary Sewers	\$46,536
ESS.8130.----.1	Personal Services - Sewage Treatment	\$13,673
ESS.8130.----.4	Contractual - Sewage Treatment	\$263,316
ESS.9089.----.4	Contractual - Undistributed Benefits	<u>\$214,573</u>
	Total	\$554,250

Signed: Hemmer, Niebel, Wilfong, Heiser, Davis, Harmon, Scudder, Pavlock
(2/13/23 PF – Amended by substitution)

RES. NO. 33-23

Amend 2022 Budget for Year End Reconciliations –
North Chautauqua Lake Sewer District

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some North Chautauqua Lake Sewer District departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

RESOLVED, That the ESN Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

ESN.----.----.924.0000	Unassigned Fund Balance--Nets Assets- Unrestricted (Deficit)	\$106,920
------------------------	---	-----------

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

; and be it further

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

INCREASE APPROPRIATION ACCOUNTS:

ESN.8110.8112.1	Personal Services - Administration, Administration	\$752
ESN.8110.8112.8	Employee Benefits - Administration, Administration	\$105,458
ESN.8130.8132.1	Personal Services - Sewage Treatment, Sewage Treatment	\$393
ESN.8130.8132.4	Contractual - Sewage Treatment, Sewage Treatment	\$61,247
ESN.9730.9732.7	Interest - Debt Service, NCLSD Debt Service	\$1
	Total	\$167,851

DECREASE APPROPRIATION ACCOUNTS:

ESN.8110.8112.4	Contractual - Administration, Administration	\$7,363
ESN.8120.8122.1	Personal Services - Sanitary Sewers, Sanitary Sewers	\$350
ESN.8120.8122.4	Contractual - Sanitary Sewers, Sanitary Sewers	\$27,705
ESN.8120.8122.8	Employee Benefits - Sanitary Sewers, Sanitary Sewers	\$24,564
ESN.8130.8132.8	Employee Benefits - Sewage Treatment, Sewage Treatment	\$949
	Total	\$60,931

Signed: Hemmer, Pavlock, Heiser, Davis, Niebel, Wilfong, Scudder, Harmon
(2/13/23 PF – Amended by substitution)

RES. NO. 34-23

Amend 2022 Budget for Year End Reconciliations –
North County Industrial Water District #1

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some North County Industrial Water District #1 departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

EW.8310.----.8	Employee Benefits - Water District	\$12,527
----------------	------------------------------------	----------

DECREASE APPROPRIATION ACCOUNT:

EW.8310.----.4	Contractual - Water District	\$12,527
----------------	------------------------------	----------

Signed: Hemmer, Heiser, Davis, Wilfong, Niebel, Scudder, Harmon, Pavlock

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 35-23

Amend 2022 Budget for Year End Reconciliations –
Portland, Pomfret, Dunkirk Sewer District

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some Portland, Pomfret, Dunkirk Sewer District departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

ESP.8110.8114.1	Personal Services - Administration,Administration	\$400
ESP.8110.8114.8	Employee Benefits – Administration,Administration	\$34,316
	Total	\$34,716

DECREASE APPROPRIATION ACCOUNTS:

ESP.8110.8114.4	Contractual - Administration,Administration	\$2,446
ESP.8134.8130.4	Contractual - Sewage Treatment, Sewage Treatment	\$32,270
	Total	\$34,716

Signed: Hemmer, Niebel, Wilfong, Heiser, Davis, Pavlock, Scudder, Harmon

RES. NO. 36-23

Amend 2022 Budget for Year End Reconciliations –
Environment - Landfill

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some Environment - Landfill departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Environment – Landfill has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

EL.8160.1000.4	Contractual - Environment - Landfill	\$576,419
EL.8160.1000.8	Employee Benefits - Environment - Landfill	\$672,663
EL.8160.7000.1	Personal Services - Environment - Recycling	\$3,357
	Total	\$1,252,439

DECREASE APPROPRIATION ACCOUNTS:

EL.8160.1000.1	Personal Services - Environment - Landfill	\$3,357
EL.8160.6000.4	Contractual - Environment - Closed Landfills	\$61,000

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

EL.8160.7000.4	Contractual - Environment - Recycling	\$21,000
EL.8189.----.4	Contractual - Oth Env - House Haz Waste	<u>\$10,000</u>
	Total	\$95,357

INCREASE REVENUE ACCOUNTS:

	Departmental Income-CHRGs: REFUSE & GARBAGE	\$350,000
EL.8160.1000.R213.0000		\$348,000
	Departmental Income-CHRGs: C-D MATERIALS	\$220,000
EL.8160.1000.R213.0002		
EL.8160.1000.R213.0010	Departmental Income-CHRGs: EXCAVATION	\$76,000
EL.8160.1000.R237.6000	Shared Services-CHRGs: OCC MUNICIPAL	\$130,000
EL.8160.1000.R237.6001	Shared Services-CHRGs: OCC MUNI SLUDGE	\$70,000
EL.8160.1000.R237.6002	Shared Services-CHRGs: OCC C-D MATERIALS	\$150,000
		\$161,082
EL.8160.1000.R237.6005	Shared Services-CHRGs: OCC SOIL CONTAM	<u>\$163,082</u>
	Total	\$1,157,082

Signed: Hemmer, Wilfong, Heiser, Davis, Harmon, Scudder, Niebel, Pavlock
(2/13/23 PF – Amended by substitution)

RES. NO. 37-23

Amend 2022 Budget for Year End Reconciliations –
Public Facilities Road Machinery Division

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some Road Machinery departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Road Machinery Division has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

DM.5130.----.4	Contractual - Road Machinery	\$353,273
DM.9730.----.7	Interest - Debit Service	<u>\$1</u>
	Total	\$353,274

DECREASE APPROPRIATION ACCOUNTS:

DM.5130.----.1	Personal Services - Road Machinery	\$35,926
DM.5130.----.2	Equipment - Road Machinery	\$9,037
DM.5130.----.8	Employee Benefits - Road Machinery	<u>\$13,163</u>
	Total	\$58,126

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

INCREASE REVENUE ACCOUNTS:

DM.5130.--.R230.0DIE	Shared Services-CHRGs: Diesel	\$55,510
DM.5130.--.R230.0GAS	Shared Services-CHRGs: Municipal Gas	\$55,537
DM.5130.--.R280.1DIE	Miscellaneous-Interfund REV: Diesel	\$14,539
DM.5130.--.R280.1GAS	Miscellaneous-Interfund REV: Gas	<u>\$169,562</u>
	Total	\$295,148

Signed: Hemmer, Niebel, Wilfong, Heiser, Davis, Pavlock, Scudder, Harmon

RES. NO. 38-23

Amend 2022 Budget for Year End Reconciliations –
Public Facilities Admin and Snow Removal: Co Roads (D Fund)

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some Public Facilities Admin and Snow Removal: Co Roads (D Fund) departmental expenditures have exceeded initial budgetary estimates, as well as Maintenance of Roads (D Fund) appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

D.5010.----.4	Contractual - Public Facilities Admin	\$2,717
D.5142.----.4	Contractual - Snow Removal: Co Roads	<u>\$166,550</u>
	Total	\$169,267

DECREASE APPROPRIATION ACCOUNT:

D.5110.----.1	Personal Services - Maintenance of Roads	\$169,267
---------------	--	-----------

Signed: Hemmer, Niebel, Wilfong, Heiser, Davis, Pavlock, Scudder, Harmon

RES. NO. 39-23

Amend 2022 Budget for Year End Reconciliations –
Public Facilities (A Fund)

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some Public Facilities (A Fund) departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Public Facilities (A Fund) has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.1620.5020.4	Contractual - Buildings & Grounds, Hall R Clothier Building	\$11,954
A.1620.5030.4	Contractual - Buildings & Grounds, Court House	\$7,135

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

A.1620.5060.4	Contractual - Buildings & Grounds, Gerace Office Building	\$25,443
A.1620.5080.4	Contractual - Buildings & Grounds, Jail	\$4,863
A.5630.5625.1	Personal Services - Bus Operations, CARTS	\$31,703
A.5630.5625.4	Contractual - Bus Operations, CARTS	\$25,889
A.5630.5625.8	Employee Benefits - Bus Operations, CARTS	\$35,006
A.5630.5631.4	Contractual - Bus Operations, SUNY	<u>\$14,458</u>
	Total	\$156,451

DECREASE APPROPRIATION ACCOUNTS:

A.1620.5070.4	Contractual - Buildings & Grounds, Mayville Municipal Bldg	\$3,825
A.1620.6050.4	Contractual - Buildings & Grounds, DMV Dunkirk	\$1,318
A.1620.6080.4	Contractual - Buildings & Grounds, North Co Office Building	\$18,669
A.1620.6090.4	Contractual - Buildings & Grounds, DMV-Jamestown	\$270
A.1620.7010.4	Contractual - Buildings & Grounds, South Co Office Building	\$2,871
A.1620.8060.4	Contractual - Buildings & Grounds, AG Center	\$5,229
A.1620.----.1	Personal Services - Buildings & Grounds	\$26,183
A.1620.----.2	Equipment - Buildings & Grounds	\$9,000
A.1620.----.8	Employee Benefits - Buildings & Grounds	\$27,892
A.7110.----.1	Personal Services - Parks	\$27,626
A.7110.----.4	Contractual - Parks	\$486
A.7110.----.8	Employee Benefits - Parks	<u>\$9,389</u>
	Total	\$132,758

INCREASE REVENUE ACCOUNTS:

A.1620.----.R268.0000	Sale of Property/Compensa-Insurance Recoveries	\$4,240
A.1620.----.R277.0000	Miscellaneous-Other Unclassified Rev	\$438
A.5630.5631.R178.9000	Departmental Income-OTH Transportation Income	\$1,482
A.5630.5631.R358.9000	New York State Aid-Transportation	\$12,975
A.8730.----.R245.0000	Use of Money & Property-Commissions	<u>\$4,558</u>
	Total	\$23,693

Signed: Hemmer, Niebel, Heiser, Wilfong, Davis, Scudder, Harmon, Pavlock

RES. NO. 40-23

Amend 2022 Budget for Year End Reconciliations – Unified Courts

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Unified Courts departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the County has received sales tax revenues in excess of budget; now therefore be it

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

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

INCREASE APPROPRIATION ACCOUNTS:

A.1162.1135.4	Contractual - Unified Court Costs, Supreme Court	\$4,510
A.1162.1140.4	Contractual - Unified Court Costs, Family Court	\$2,440
A.1162.1145.4	Contractual - Unified Court Costs, Surrogate Court	\$507
A.1162.1160.4	Contractual - Unified Court Costs, Court Library	\$105
A.1162.1180.4	Contractual - Unified Court Costs, Justices & Constables	<u>\$140</u>
	Total	\$7,702

DECREASE APPROPRIATION ACCOUNT:

A.1162.1125.4	Contractual - Unified Court Costs, Indigent Services-Child Custody	\$500
---------------	--	-------

INCREASE REVENUE ACCOUNT:

A.1310.9999.R111.0000	Non Property Tax Items-Sales Tax	\$7,202
-----------------------	----------------------------------	---------

Signed: Scudder, Vanstrom, Davis, Harmon, Wilfong, Niebel, Pavlock

RES. NO. 41-23
Amend 2022 Budget for Year End Reconciliation –
Information Technology

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

WHEREAS, some Information Technology departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.1610.----.1	Personal Services - Office services	\$441
A.1610.----.8	Employee Benefits - Office services	\$10,655
A.1680.----.4	Contractual - Information Technology	<u>\$60,888</u>
	Total	\$71,984

DECREASE APPROPRIATION ACCOUNT:

A.1650.----.4	Contractual - Communication System	\$71,984
---------------	------------------------------------	----------

Signed: Scudder, Vanstrom, Davis, Harmon, Wilfong, Niebel, Pavlock

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 42-23

Amend 2022 Budget for Year End Reconciliations – Board of Elections

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel:

WHEREAS, some Board of Elections department expenses have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Board of Elections has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.1450.----.1	Personal Services - BOARD OF ELECTIONS	\$85,876
A.1450.----.4	Contractual - BOARD OF ELECTIONS	\$49,284
A.1450.----.8	Employee Benefits - BOARD OF ELECTIONS	<u>\$3,767</u>
	Total	\$138,927

DECREASE APPROPRIATION ACCOUNT:

A.1450.----.2	Equipment - BOARD OF ELECTIONS	\$6,500
---------------	--------------------------------	---------

INCREASE REVENUE ACCOUNTS:

A.1450.----.R221.5000	Shared Services-Shared Services Chrgs: Municipal Election	\$5,918
A.1310.9999.R111.0000	Non Property Tax Items-Sales Tax	<u>\$126,509</u>
	Total	\$132,427

Signed: Scudder, Wilfong, Vanstrom, Davis, Harmon, Niebel, Pavlock

RES. NO. 43-23

Amend 2022 Budget for Year End Reconciliations – COUNTY CLERK

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some COUNTY CLERK departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.1410.----.1	Personal Services - COUNTY CLERK	\$17,515
A.1410.----.2	Equipment - COUNTY CLERK	\$1
A.1410.----.4	Contractual - COUNTY CLERK	\$5,041
A.1410.1411.4	Contractual - COUNTY CLERK, MOTOR VEHICLES	\$294
A.6610.----.1	Personal Services - WEIGHTS & MEASURES	\$641

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

A.6610.----.8	Employee Benefits - WEIGHTS & MEASURES		<u>\$183</u>
		Total	\$23,675

DECREASE APPROPRIATION ACCOUNT:

A.1410.1411.1	Personal Services - COUNTY CLERK, MOTOR VEHICLES		\$23,675
---------------	--	--	----------

Signed: Scudder, Vanstrom, Harmon, Davis, Wilfong, Niebel, Pavlock

RES. NO. 44-23
Amend 2022 Budget for Year End Reconciliations –
CS Fund - Liability Insurance

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Liability Insurance Fund departmental expenditures have exceeded initial budgetary estimates; and

WHEREAS, the Liability Insurance Fund has received revenues in excess of budget, but some revenue accounts are less than budget; now therefore be it

RESOLVED, That CS Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

CS.----.----.863.0000	Reserved Fund Balance--Insurance Reserve	\$51,867 <u>50,617</u>
-----------------------	--	-----------------------------------

; and be it further

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

INCREASE APPROPRIATION ACCOUNTS:

CS.1930.----.4	Contractual - Judgments & Claims	\$142,420	141,170
CS.1931.----.4	Contractual - Property Loss		\$ 50,157
CS.1989.----.4	Contractual - Oth General Govt Suppt-Ins Admin		<u>\$110,645</u>
	Total	\$303,222	301,972

INCREASE REVENUE ACCOUNTS:

CS.1931.----.R268.0000	Sale of Property/Compensa-Insurance Recoveries	\$100,000
CS.1989.----.R270.9000	Miscellaneous-Participant Assessments	<u>\$257,480</u>
	Total	\$357,480

DECREASE REVENUE ACCOUNTS:

CS.1989.9999.R277.0000	Miscellaneous-Other Unclassified Rev	\$ 16,000
CS.1989.9999.R240.1000	Use of Money & Property-Interest & Earnings	<u>\$ 90,125</u>
	Total	\$106,125

Signed: Scudder, Wilfong, Vanstrom, Harmon, Davis, Niebel, Pavlock
(2/13/23 AS – Amended by substitution)

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 45-23

Amend 2022 Budget for Year End Reconciliations –
Finance and Miscellaneous

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Finance and Miscellaneous departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.1330.ROLL.1	Personal Services – Real Property Tax, Other Tax Rolls Maint & Process	\$ 2,400
A.2490.----.4	Contractual - Community College Tuition	\$35,000 26,200
A.9730.----.6	Principal - Debt Service	<u>\$40,000</u>
	Total	\$77,400 68,600

DECREASE APPROPRIATION ACCOUNTS:

A.1330.ROLL.8	Employee Benefits – Real Property Tax, Other Tax Rolls Maint & Process	\$ 2,400
A.1310.----.4	Contractual – Department of Finance	\$35,000 26,200
A.9730.----.7	Interest - Debt Service	<u>\$40,000</u>
	Total	\$77,400 68,600

Signed: Scudder, Vanstrom, Davis, Harmon, Wilfong, Niebel, Pavlock
(2/13/23 AS – Amended by substitution)

RES. NO. 46-23

Amend 2022 Budget for Year End Reconciliations –
EE Energy Fund

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Energy Fund departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

EE.8410.----.4	Contractual - Energy Generation	\$17,565
----------------	---------------------------------	----------

DECREASE APPROPRIATION ACCOUNTS:

EE.9710.----.7	Interest - Debt Service / Serial Bonds	\$17,565
----------------	--	----------

Signed: Scudder, Vanstrom, Harmon, Davis, Wilfong, Niebel, Pavlock

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 47-23

Amend 2022 Budget for Year End Reconciliations –
Emergency Services

By Public Safety and Audit & Control Committees:

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

WHEREAS, some Emergency Services departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Emergency Services Department has received revenues in excess of budget, as well as some revenues are under budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.3010.----.1	Personal Services - Emergency Services	\$12,129
A.3625.----.1	Personal Services - Technical Rescue Team	\$114
A.3625.----.4	Contractual - Technical Rescue Team	\$6,146
A.3640.----.1	Personal Services - Hazardous Materials	\$114
A.3640.----.8	Employee Benefits - Hazardous Materials	\$1,100
A.3989.----.1	Personal Services - Emergency Medical Service	\$2,216
A.3989.----.8	Employee Benefits - Emergency Medical Service	\$12,438
A.3989.EMS.1	Personal Services - Emergency Medical Service, Fly Car & Ambulance Services	\$98,668
A.3989.EMS.4	Contractual - Emergency Medical Service, Fly Car & Ambulance Services	\$22,985
A.3989.EMT.1	Personal Services - Emergency Medical Service, EMT/CPR Training	\$650
A.3989.EMT.4	Contractual - Emergency Medical Service, EMT/CPR Training	<u>\$2,767</u>
	Total	\$159,327

DECREASE APPROPRIATION ACCOUNTS:

A.3010.----.2	Equipment - Emergency Services	\$19,765
A.3010.----.4	Contractual - Emergency Services	\$9,098
A.3010.----.8	Employee Benefits - Emergency Services	\$26,235
A.3410.3412.4	Contractual - Basic Fire Academy, Fire Board	\$1,948
A.3625.----.8	Employee Benefits - Technical Rescue Team	\$13
A.3640.----.4	Contractual - Hazardous Materials	\$11,139
A.3989.----.4	Contractual - Emergency Medical Service	\$11,908
A.3989.CME.1	Personal Services - Emergency Medical Service, Continuing Medical Education	\$7,700
A.3989.CME.4	Contractual - Emergency Medical Service, Continuing Medical Education	\$43
A.3989.CME.8	Employee Benefits - Emergency Medical Service, Continuing Medical Education	\$3,585

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

A.3989.EMS.2	Equipment - Emergency Medical Service, Fly Car & Ambulance Services	\$675
A.3989.EMS.8	Employee Benefits - Emergency Medical Service, Fly Car & Ambulance Services	\$16,947
A.3989.EMT.8	Employee Benefits - Emergency Medical Service, EMT/CPR Training	<u>\$596</u>
	Total	\$109,652
<u>INCREASE REVENUE ACCOUNTS:</u>		
A.3640.----.R268.0000	Sale of Property/Compensa-Insurance Recoveries	\$1,763
A.3989.EMS.R268.0000	Sale of Property/Compensa-Insurance Recoveries	\$1,511
A.3989.EMS.R348.9000	New York State Aid-Other Health	\$24,221
A.3989.EMT.R168.9EMT	Departmental Income-Oth PH Inc:EMT Private Pay Tuition	<u>\$34,180</u>
	Total	\$61,675
<u>DECREASE REVENUE ACCOUNT:</u>		
A.3989.EMT.R340.1000	Miscellaneous-Public Health Grant	\$12,000
Signed: Niebel, Pavlock, Proctor, Nelson, Hemmer, Harmon, Scudder, Wilfong		

RES. NO. 48-23
Amend 2022 Budget for Year End Reconciliations –
Public Defender

By Public Safety and Audit & Control Committees:

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

WHEREAS, some Public Defender departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

A.1170.----.8	Employee Benefits - Public Defender	\$11,322
---------------	-------------------------------------	----------

DECREASE APPROPRIATION ACCOUNT:

A.1170.----.4	Contractual - Public Defender	\$11,322
---------------	-------------------------------	----------

Signed: Niebel, Proctor, Nelson, Hemmer, Harmon, Scudder, Wilfong, Pavlock

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 49-23

Amend 2022 Budget for Year End Reconciliations –
Office of the Sheriff

By Public Safety and Audit & Control Committees:

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

WHEREAS, some Sheriff’s Office departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Sheriff’s Office has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.3020.DISP.1	Personal Services - Publ Safety Communication- Consolidated Dispatching	\$75,138
A.3020.DISP.4	Contractual - Publ Safety Communication- Consolidated Dispatching	\$629
A.3020.DISP.8	Employee Benefits - Publ Safety Communication- Consolidated Dispatching	\$61,454
A.3020.PSCN.4	Contractual - Publ Safety Communication- Pub Sfty Communications Network	\$1,495
A.3020.TECH.4	Contractual - Publ Safety Communication- Technical Services	\$3,106
A.3110.----.1	Personal Services - Sheriff	\$131,072
A.3110.----.4	Contractual - Sheriff	\$176,784
A.3110.----.8	Employee Benefits - Sheriff	\$108,382
A.3110.3114.1	Personal Services - Sheriff- Pistol Permit	\$64
A.3110.3114.4	Contractual - Sheriff- Pistol Permit	\$292
A.3110.3114.8	Employee Benefits - Sheriff- Pistol Permit	\$2,386
A.3110.GRNT.2	Equipment - Sheriff, Sheriff Grants	\$132,637
A.3189.3111.4	Contractual - Other Law Enforcement- Navigation/Snowmobile	\$5,725
A.3315.----.1	Personal Services - STOP DWI	\$6,964
A.3315.----.4	Contractual - STOP DWI	\$1,201
A.3315.----.8	Employee Benefits - STOP DWI	<u>\$6,731</u>
	Total	\$714,060

DECREASE APPROPRIATION ACCOUNTS:

A.3020.TECH.1	Personal Services - Publ Safety Communication- Technical Services	\$27,602
A.3020.TECH.8	Employee Benefits - Publ Safety Communication- Technical Services	\$15,034
A.3150.----.1	Personal Services - Jail	\$102,294
A.3150.----.8	Employee Benefits - Jail	<u>\$98,738</u>

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

Total \$243,668

INCREASE REVENUE ACCOUNTS:

	Non Property Tax Items-Surchrg: E911 System	
A.3020.TECH.R114.0MNT	Maintenance	\$11,688
A.3110.3114.R254.5000	Licenses & Permits-Licenses	\$24,148
A.3110.----.R266.5000	Sale of Property/Compensa-Sale of Equipment	\$18,000
A.3110.----.R268.0000	Sale of Property/Compensa-Insurance Recoveries	\$24,000
A.3110.----.R277.0000	Miscellaneous-Other Unclassified Rev	\$35,000
A.3110.----.R438.9000	Federal Aid-Other Public Safety Aid	\$22,321
A.3150.----.R158.9012	Departmental Income-Other Public Safety Income- Communication	\$93,275
A.3150.----.R226.0MHS	Shared Services-Chrgs: Oth Gov-Marsh Hous	\$241,960
	Total	\$470,392

Signed: Niebel, Proctor, Nelson, Hemmer, Harmon, Scudder, Wilfong, Pavlock

RES. NO. 50-23

Amend 2022 Budget for Year End Reconciliations –
Veterans Service Agency

By Human Services and Audit & Control Committees:

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

WHEREAS, some Veterans Service Agency departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

A.6510.----.8	Employee Benefits - Veterans Service Agency	\$9,530
---------------	---	---------

DECREASE APPROPRIATION ACCOUNT:

A.6510.----.1	Personal Services - Veterans Service Agency	\$9,530
---------------	---	---------

Signed: Proctor, Gustafson, Torres, Harmon, Scudder, Wilfong, Niebel, Pavlock

RES. NO. 51-23

Amend 2022 Budget for Year End Reconciliations –
Chautauqua County Department of Mental Hygiene

By Human Services and Audit & Control Committees:

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

WHEREAS, some of Chautauqua County Department of Mental Hygiene’s administrative expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore now be it

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

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

INCREASE APPROPRIATION ACCOUNTS:

A.4310.----.1	Personal Services - MENTAL HYGIENE ADMIN	\$4,126
A.4310.----.8	Employee Benefits - MENTAL HYGIENE ADMIN	\$3,508
A.4322.----.4	Contractual - MENTAL HYGIENE LAW	<u>\$1,311</u>
		\$7,634
	Total	8,945

DECREASE APPROPRIATION ACCOUNT:

A.4310.----.4	Contractual - MENTAL HYGIENE ADMIN	\$7,634
		8,945

Signed: Proctor, Pavlock, Gustafson, Torres, Harmon, Scudder, Wilfong, Niebel
(2/15/23 HS – Amended by strikethrough and new text bolded)

RES. NO. 52-23
Amend 2022 Budget for Year End Reconciliations –
Health Department

By Human Services and Audit & Control Committees:

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

WHEREAS, some Health Department departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Health Department has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.1185.----.1	Personal Services - Med Examiners & Coroners	\$ 5,562
A.1185.----.4	Contractual - Med Examiners & Coroners	\$ 25,698
A.1185.----.8	Employee Benefits - Med Examiners & Coroners	\$ 4,242
A.2960.ADM.4	Contractual - Educ: Handicapped Children, Administration	\$221,372
A.2960.ADM.8	Employee Benefits - Educ: Handicapped Children, Administration	\$ 5,487
A.4059.----.1	Personal Services - Early Intervention Program	<u>\$ 18,766</u>
	Total	\$281,127

DECREASE APPROPRIATION ACCOUNTS:

A.4010.----.1	Personal Services - Public Health Admin	\$ 24,328
A.4010.----.4	Contractual - Public Health Admin	\$132,670
A.4010.----.8	Employee Benefits - Public Health Admin	<u>\$ 9,729</u>
	Total	\$166,727

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

INCREASE REVENUE ACCOUNT:

A.2960.ADM.R460.1000 Federal Aid-Medical Assistance \$114,400
 Signed: Proctor, Gustafson, Torres, Scudder, Pavlock, Harmon, Wilfong, Niebel

RES. NO. 53-23
 Amend 2022 Budget for Year End Reconciliations –
 Social Services

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

WHEREAS, some Social Services departmental expenditures have exceeded initial budgetary estimates, and

WHEREAS, Social Services has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.6010.----.2	Equipment - Social Services Admin	\$11,961
A.6055.----.4	Contractual - Day Care	\$153,218
A.6070.----.4	Contractual - Services for Recipients	\$11,824
A.6109.----.4	Contractual - Family Assistance	\$205,641
A.6119.----.4	Contractual - Child Care (Foster/Inst)	\$121,173
A.6123.----.4	Contractual - Juvenile Delinquent Care	\$113,946
A.6129.----.4	Contractual - State Training School	\$189,792
A.6140.----.4	Contractual - Safety Net	\$485,466
A.7310.----.1	Personal Services - Youth Programs	\$1,503
A.7310.----.4	Contractual - Youth Programs	<u>\$2,090</u>
	Total	\$1,296,614

INCREASE REVENUE ACCOUNTS:

A.6109.----.R360.9000	New York State Aid-EAF Foster Care	\$913
A.6109.----.R460.9000	New York State Aid-EAF Foster Care	\$479,616
A.6119.----.R361.9000	New York State Aid-Child Care	\$128,236
A.6119.----.R461.9000	Federal Aid-Child Care	\$373,731
A.6140.----.R364.0000	New York State Aid-Safety Net	\$161,594
A.6140.----.R464.0000	Federal Aid-Safety Net	\$17,982
A.6141.----.R464.1000	Federal Aid-HEAP	<u>\$134,542</u>
	Total	\$1,296,614

Signed: Proctor, Gustafson, Torres, Pavlock, Harmon, Scudder, Wilfong, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 54-23

Amend Spending Plan and 2022 Budget for Chautauqua County Projects funded by the American Rescue Plan Act (ARPA)

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Projects within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan exceeded initial budgetary estimates, as well as some projects had a surplus; and

WHEREAS, some Projects within the Chautauqua County ARPA Spending Plan are completed and can be closed, and some projects are deemed no longer necessary and can be cancelled; now therefore be it

RESOLVED, That the following projects within the Chautauqua County ARPA Spending Plan, recommended pursuant to Resolution No. 202-21, can be cancelled or considered completed:

- #6 Purchase Deterra Pouches (cancelled)
- #9 Paving Project at EOC for Drive-Through Public Health Clinic (cancelled)
- #10 Public Health Emergency Response Planning & Preparation (completed)
- #14 Purchase 60 Ton Crane (completed)
- #15 Purchase Two New Dump/Plow Trucks (completed)
- #17 Purchase Long Arm Excavator (completed)
- #21 Site Acquisition for Shovel-Ready Site(s) (completed)
- #23 Chautauqua County Partnership for Economic Growth (completed)
- #28 Phase 2 of South & Center Chautauqua Lake Sewer Districts (cancelled)
- #31 Jefferson Project County Contribution (completed)
- #33 New Handguns (completed)
- #34 Personal Ballistic Vests (completed)
- #35 Body & Mail Scanners (completed)
- #44 Body Camera Replacement & Data Storage (completed)

; and be it further

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

DECREASE APPROPRIATION ACCOUNTS:

A.3110.----.4	Contractual - Sheriff	\$8,203
A.9950.----.9	Interfund Transfers - Transfer to Capital	\$399,201
H.1620.25249.4	Contractual - Buildings & Grounds, EMS Paving (2022)	\$250,000
	Contractual - Road Machinery, DPF Large Equipment	
H.5130.626.4	(Annual)	<u>\$149,201</u>
	Total	\$806,605

DECREASE REVENUE ACCOUNTS:

A.3110.----.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$8,203
A.9950.----.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$399,201
H.1620.25249.R503.1000	Interfund Transfers-Interfund Transfer	\$250,000

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

H.5130.626.R503.1000	Interfund Transfers-Interfund Transfer	<u>\$149,201</u>
	Total	\$806,605

; and be it further

RESOLVED, That the Director of Finance close the capital project H.1620.25259 listed above, and reconcile, post adjustments and begin capitalization as necessary; and be it further

RESOLVED, That, upon completion of audit and reconciliation of the closed capital project, any surplus or deficit be adjusted to the appropriate Fund or Reserve for Capital.

Signed: Scudder, Niebel, Vanstrom, Davis, Pavlock, Wilfong, Harmon

RES. NO. 55-23

Amend 2022 & 2023 Budgets for Capital Projects -
Promotion of Industry Department

By Audit & Control Committee:

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

WHEREAS, the Chautauqua County Promotion of Industry Department (CCPID) has several capital projects that are joint ventures with non-county agencies, such as the Chautauqua County Industrial Development Agency (CCIDA); and

WHEREAS, these projects have been budgeted for the total project cost, but the County's budget and accounting records should reflect only the portion of the project that is funded by Chautauqua County; and

WHEREAS, pursuant to Resolution 148-22, the 2022 Adopted Budget was amended to accommodate operating expenditures associated with the Broadband Infrastructure Project, funded by the American Rescue Plan Act (ARPA); and

WHEREAS, it is now known the Broadband Infrastructure Project is a multi-year project that should be established as a capital project; now therefore be it

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2022 Amended Budget:

DECREASE CAPITAL APPROPRIATION ACCOUNTS:

H.6420.37008.4	Contractual - Promotion of Industry, Greenfield Development (2019)	\$78,000
H.6420.37012.4	Contractual - Promotion of Industry, Brownfields Remediation (2021)	\$425,000
H.6420.37013.4	Contractual - Promotion of Industry, Commercial Bldg Demo (2022)	<u>\$25,000</u>
	Total	\$528,000

INCREASE CAPITAL REVENUE ACCOUNT:

H.6420.37008.R503.10 00	Interfund Transfers-Interfund Transfer	\$100,00 0
----------------------------	--	---------------

DECREASE CAPITAL REVENUE ACCOUNTS:

H.6420.37008.R208.8000	Departmental Income-Other Culture & Recreation Income	\$178,000
H.6420.37012.R489.7000	Federal Aid-Culture & Recreational Capital Grants	\$400,000

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

H.6420.37012.R208.8000	Departmental Income-Other Culture & Recreation Income	\$25,000
H.6420.37013.R208.8000	Departmental Income-Other Culture & Recreation Income	<u>\$25,000</u>
	Total	\$628,000

; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2023 Adopted Budget:

ESTABLISH & INCREASE APPROPRIATION ACCOUNTS:

H.6420.37014.4	Contractual - Promotion of Industry, Broadband Infrastructure (2023)	\$2,500,000
A.9950.----.9	Interfund Transfers - Transfer to Capital	<u>\$2,500,000</u>
	Total	\$5,000,000

DECREASE CAPITAL APPROPRIATION ACCOUNT:

H.6420.37008.4	Contractual - Promotion of Industry, Greenfield Development (2019)	\$850,000
----------------	---	-----------

ESTABLISH & INCREASE REVENUE ACCOUNTS:

H.6420.37014.R503.1000	Interfund Transfers-Interfund Transfer	\$2,500,000
A.9950.----.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	<u>\$2,500,000</u>
	Total	\$5,000,000

DECREASE CAPITAL REVENUE ACCOUNTS:

H.6420.37008.R208.8000	Departmental Income-Other Culture & Recreation Income	\$100,000
H.6420.37008.R489.7000	Federal Aid-Culture & Recreational Capital Grants	<u>\$750,000</u>
	Total	\$850,000

Signed: Pavlock, Harmon, Scudder, Wilfong, Niebel

RES. NO. 56-23

Amend 2023 Budget to Implement the Overland Trail Phase III Project, Using
Funding from the American Rescue Plan Act (ARPA)

By Public Facilities 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, Chautauqua County received an award of \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

WHEREAS, an ARPA Spending Plan was thoroughly reviewed by an ARPA working group, the County Executive, and the County Legislature, and was adopted pursuant to Resolution No. 202-21; and

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Overland Trail Phase III project fits within the guidelines for ARPA spending, is needed because trail sections and bridges on the Overland Trail have fallen into disrepair at Harris Hill, and budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

H.7110.25002.4	Contractual—Parks Capital Improvements (2018)	\$ 50,000
A.9950. ----.9	Interfund Transfers—Transfer to Capital	<u>\$ 50,000</u>
	Total	\$100,000

INCREASE REVENUE ACCOUNTS:

H. 7110.25002.R503.1000	Interfund Transfers—Interfund Transfer	\$ 50,000
A.9950.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	<u>\$ 50,000</u>
	Total	\$100,000

Signed: Hemmer, Heiser, Davis, Scudder, Harmon, Wilfong, Niebel, Pavlock

RES. NO. 57-23

Amend 2023 Budget to Implement the Waterways Master Plan Project, Using
Funding from the American Rescue Plan Act (ARPA)

By Public Facilities 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, Chautauqua County received an award of \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

WHEREAS, an ARPA Spending Plan was thoroughly reviewed by an ARPA working group, the County Executive, and the County Legislature, and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Waterways Master Plan project fits within the guidelines for ARPA spending, is needed to evaluate the Marden Cobb waterways and associated Chadakoin River in their entirety and produce a comprehensive strategic plan for their ecological restoration and

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

economic activation, and budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

H.7110.25002.4	Contractual—Parks Capital Improvements (2018)	\$105,000
A.9950. ----.9	Interfund Transfers—Transfer to Capital	<u>\$105,000</u>
	Total	\$210,000

INCREASE REVENUE ACCOUNTS:

H. 7110.25002.R503.1000	Interfund Transfers—Interfund Transfer	\$105,000
A.9950. ----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	<u>\$105,000</u>
	Total	\$210,000

Signed: Hemmer, Heiser, Davis, Scudder, Harmon, Wilfong, Niebel, Pavlock

RES. NO. 58-23

Amend 2023 Budget to Implement the Sherman Shop Fuel System Upgrade Project, Using Funding from the American Rescue Plan Act (ARPA)

By Public Facilities 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, Chautauqua County received an award of \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

WHEREAS, an ARPA Spending Plan was thoroughly reviewed by an ARPA working group, the County Executive, and the County Legislature, and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Sherman Shop Fuel System Upgrades project fits within the guidelines for ARPA spending, is needed because the fuel system in Sherman is need of upgrades and below grade fuel tanks are nearing the end of their life expectancy, and budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

INCREASE APPROPRIATION ACCOUNTS:

H.5130.25977.4	Contractual—Sherman Shop Fuel System	\$250,000
A.9950.----.9	Interfund Transfers—Transfer to Capital	<u>\$250,000</u>
	Total	\$500,000

INCREASE REVENUE ACCOUNTS:

H. 5130.25977.R503.1000	Interfund Transfers—Interfund Transfer	\$250,000
A.9950.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	<u>\$250,000</u>
	Total	\$500,000

Signed: Hemmer, Harmon, Heiser, Davis, Wilfong, Scudder, Niebel, Pavlock

RES. NO. 59-23

Amend 2023 Budget to Implement the Landfill Trailer Purchases Project,
Using Funding from the American Rescue Plan Act (ARPA)

By Public Facilities 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, Chautauqua County received an award of \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

WHEREAS, an ARPA Spending Plan was thoroughly reviewed by an ARPA working group, the County Executive, and the County Legislature, and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Landfill Trailer Purchases project fits within the guidelines for ARPA spending, is needed because it will reduce the financial burden on the Landfill Equipment Capital account, allowing for the purchase of additional machinery to support daily Landfill operations, and budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

EL.8160.022.4	Contractual—Environment, Vehicle & Equip Purch – (Annual)	\$440,000
A.9950.----.9	Interfund Transfers—Transfer to Capital	<u>\$440,000</u>
	Total	\$880,000

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

ESTABLISH & INCREASE REVENUE ACCOUNTS:

EL.8160.022.R503.1000	Interfund Transfers—Interfund Transfer	\$440,000
A.9950.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	<u>\$440,000</u>
	Total	\$880,000

Signed: Hemmer, Wilfong, Heiser, Davis, Scudder, Harmon, Pavlock, Niebel

RES. NO. 60-23

Amend 2023 Budget to Increase Funding for the Emergency Services EMS Gear Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

By Public Safety 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, Chautauqua County received an award of \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the Emergency Services EMS Gear Project (“Project”) was identified as one of the priority projects recommended in Resolution No. 202-21 and, pursuant to Resolution No. 291-21, a budget of \$121,200 was established for the Project; and

WHEREAS, the cost for the Project is \$155,967.75, which is \$34,767.75 over the original approved budget, of which \$27,663.45 is due in 2023, with the remainder being due in 2024, so budget amendments are necessary to authorize additional spending for the Project and ensure its complete implementation; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3989.EMS.2	Equipment—Emergency Medical Service, Fly Car & Ambulance Services	\$13,455
A.3989.EMS.4	Contractual—Emergency Medical Service, Fly Car & Ambulance Services	<u>\$14,209</u>
	Total	\$27,664

INCREASE REVENUE ACCOUNT:

A.3989.EMS.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$27,664
----------------------	------------------------------------	----------

Signed: Niebel, Proctor, Nelson, Hemmer, Harmon, Scudder, Wilfong, Pavlock

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 61-23

Amend 2023 Budget to Implement the Tyler Civil Serve License Project, Using
Funding from the American Rescue Plan Act (ARPA)

By Public Safety 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, Chautauqua County received an award of \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

WHEREAS, an ARPA Spending Plan was thoroughly reviewed by an ARPA working group, the County Executive, and the County Legislature, and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Tyler Civil Serve License project fits within the guidelines for ARPA spending, and is needed because the Sheriff's Civil Office is staffed with four members. The Civil Office currently uses software by Tyler, called Civil Serve. Currently the Civil Office has two licenses, only allowing two members in the system at a time. The Civil Office has seen an increase in cases since the pandemic and a third license would allow the office to be more productive; and

WHEREAS, budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3110.---.4	Contractual—Sheriff	\$15,698
--------------	---------------------	----------

INCREASE REVENUE ACCOUNT:

A.3110.---.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$15,698
----------------------	------------------------------------	----------

Signed: Niebel, Proctor, Nelson, Wilfong, Hemmer, Harmon, Scudder, Pavlock

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 62-23

Amend 2023 Budget for Office of the Sheriff

By Public Safety and Audit & Control Committees:

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

WHEREAS, some Office of the Sheriff expenses have exceeded initial budgetary estimates; and

WHEREAS, the Office of the Sheriff will receive revenues to offset said expenses; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3110.GRNT.2	Equipment – Sheriff, Sheriff Grants	\$47,839
---------------	-------------------------------------	----------

INCREASE REVENUE ACCOUNT:

A.3110.GRNT.R438.9BMB	Federal Aid – Bomb Detection	\$47,839
-----------------------	------------------------------	----------

Signed: Niebel, Proctor, Nelson, Hemmer, Harmon, Scudder, Wilfong, Pavlock

RES. NO. 63-23

Amend 2023 Budget to Implement the Wright Park Drive Project, Using Funding from the 2% Occupancy Tax Program Reserve

By Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, Lake Erie is an invaluable economic asset to Chautauqua County, but excessive erosion of the bluffs at Wright Park Beach in the City of Dunkirk is adversely impacting usability of the beaches; and

WHEREAS, Chautauqua County Soil and Water Conservation District (“District”) has been approach by the City of Dunkirk’s Department of Public Works to partner on a project to address the continual state of erosion of the bluffs; and

WHEREAS, the District is focusing on an approach to address groundwater at the site through installation of drainage along Wright Park Drive; and

WHEREAS, the District proposes to partner with the Chautauqua Watershed Conservancy to install shrub plantings along the base of the bluff to provide protection during events in which waves reach the bluff; and

WHEREAS, the Wright Park Drive project is expected to cost \$20,000 with \$15,000 going towards material and installation of the drainage system and \$5,000 dedicated to plant materials and installation; and

WHEREAS, the 2% Occupancy Tax Program Reserve has a balance of \$472,651 for projects of special opportunity and need; now therefore be it

RESOLVED, That the Chautauqua County Legislature designates \$20,000 from the 2% Occupancy Tax Program Reserve to reimburse the District for its cost to implement the project; and be it further

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

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 \$20,000
; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following amendment to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.WTRS.4 Contractual—Planning, Watershed Administration \$20,000
Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow, Scudder, Niebel, Pavlock

RES. NO. 64-23

Amend 2023 Budget to Implement the Pilot Rapid-Response Emergency Fund
for Erosion and Pollution Control Project, Using Funding from
the American Rescue Plan Act (ARPA)

At Planning and 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, Chautauqua County received an award of \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

WHEREAS, an ARPA Spending Plan was thoroughly reviewed by an ARPA working group, the County Executive, and the County Legislature, and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Pilot Rapid-Response Emergency Fund for Erosion and Pollution Control Project fits within the guidelines for ARPA spending, is needed because no other program provides emergency response capacity for erosion and pollution control on the County's lakes & waterways, and budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.WTRS.4 Contractual—Planning, Watershed Administration \$95,000

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

INCREASE REVENUE ACCOUNT:

A.8020.WTRS.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$95,000
Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow, Scudder, Niebel, Pavlock		

RES. NO. 65-23

Amend 2023 Budget to Implement the Shovel Ready Sites Phase II Project, Using Funding from the American Rescue Plan Act (ARPA)

By Planning and 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, Chautauqua County received an award of \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

WHEREAS, an ARPA Spending Plan was thoroughly reviewed by an ARPA working group, the County Executive, and the County Legislature, and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Shovel Ready Sites Phase II project fits within the guidelines for ARPA spending and is essential to the county as we are woefully deplete of shovel-ready sites to attract outside investment. Funding from the Phase I ARPA allocation and other sources falls well short of what is necessary to cover the significant costs of assembling a large site, undertaking the due diligence, and stubbing in the needed infrastructure, and for that reason we are requesting more funding. Budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

H.6420.37008.4	Contractual—Promotion of Industry, Greenfield Development	\$2,000,000
A.9950.----.9	Interfund Transfers—Transfer to Capital	<u>\$2,000,000</u>
	Total	\$4,000,000

INCREASE REVENUE ACCOUNTS:

H.6420.37008.R503.1000	Interfund Transfers – Interfund Transfer	\$2,000,000
A.9950.----.R408.9ARP	Federal Aid – Oth Fed Aid ARPA Funds	<u>\$2,000,000</u>
	Total	\$4,000,000

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow, Scudder, Niebel, Pavlock

RES. NO. 66-23

Amend 2023 Budget for NYSDOS Local Government Efficiency Grant –
Chautauqua County Consolidated Code Enforcement Study

By Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, the County Department of Planning & Development was awarded a \$32,500 grant from the New York State Department of State’s (“NYSDOS”) Local Government Efficiency (“LGE”) Program (Contract # T1002103) to fund a Chautauqua County Consolidated Code Enforcement Study; and

WHEREAS, the Chautauqua Region Economic Development Corporation is providing 50% of the required match share, or \$16,250, with the remaining amount to be provided by the Department of Planning & Development, and

WHEREAS, not all revenues and expenditures associated with this grant were included in the 2023 operating budget; now therefore be it

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.----.4	Contractual—Planning	\$48,750
---------------	----------------------	----------

INCREASE REVENUE ACCOUNTS:

A.8020.----.R308.9000	NYS Aid—Other State Aid	\$32,500
A.8020.----.R237.2000	Shared Services--Chgs: Planning	<u>\$16,250</u>
	Total	\$48,750

Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow, Scudder, Niebel, Pavlock

RES. NO. 67-23

Amend 2023 Budget for NYS Housing Trust Fund Corporation Community Development
Block Grant Award – Microenterprise Assistance Program

By Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, the Department of Planning & Development previously accepted a \$200,000 Community Development Block Grant (“CDBG”) award (Project No. 222ME984-21) through the NYS Housing Trust Fund Corporation (“HTFC”), represented by the New York State Office of Community Renewal (“OCR”) to support the creation of a Microenterprise Assistance Program (“MAP”) in partnership with Chautauqua Opportunities for Development, Inc. (“CODI”), via the adoption of Resolution 88-21; and

WHEREAS, revenues and expenditures associated with this grant were not included in the 2023 operating budget; now therefore be it

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6420.----.4 Contractual—Promotion of Industry \$101,340

INCREASE REVENUE ACCOUNT:

A.6420.----.R308.9000 New York State Aid—Other State Aid \$101,340

Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow, Scudder, Niebel, Pavlock

RES. NO. 68-23

Amend 2023 Budget to Implement the Appalachian Regional Initiative for Stronger Economies Matching Funds for Multi-State Collaboration Project, Using Funding from the American Rescue Plan Act (ARPA)

By Planning and 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, Chautauqua County received an award of \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

WHEREAS, an ARPA Spending Plan was thoroughly reviewed by an ARPA working group, the County Executive, and the County Legislature, and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Appalachian Regional Initiative for Stronger Economies Matching Funds for Multi-State Collaboration Project fits within the guidelines for ARPA spending, is needed to advance a multi-state economic development collaborative involving Erie County, Pennsylvania, Ashtabula County, Ohio, and Chautauqua County, New York to develop a formal partnership structure between the three counties focused on regional economic development, and to identify and prioritize local infrastructure investments with the potential to benefit the tri-county region for regional economic impact, and budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6420.----.4 Contractual—Promotion of Industry \$63,000

CHAUTAQUA COUNTY LEGISLATURE

2/22/2023

INCREASE REVENUE ACCOUNT:

A. 6420.----.R408.9ARP Federal Aid—Oth Fed Aid ARPA Funds \$63,000
Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow, Scudder, Niebel, Pavlock

RES. NO. 69-23

Transfer American Rescue Plan Act (ARPA) Spending
Plan Budgets from 2022 to 2023

By Administrative Services and Audit & Control Committees:

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

WHEREAS, the 2022 Adopted Budget was amended to include appropriations and revenues for a number of projects funded by the American Rescue Plan Act (ARPA); and

WHEREAS, some of these projects were not completed in 2022 but are expected to be completed in 2023; and

WHEREAS, the remaining budgets for these projects need to be included in 2023 operating budgets; and

WHEREAS, use of 2023 general fund balance is necessary because appropriations for the project in organization A.3989.EMS were encumbered and previously transferred to the 2023 operating budget, but the associated revenue was not previously transferred; now therefore be it

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

DECREASE THE USE OF FUND BALANCE:

A.----.----.917.0000 Unassigned Fund Balance—Unassigned Fund Balance \$69,910
; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.1460.----.4	Contractual - Records Management	\$6,320
A.3010.----.4	Contractual - Emergency Services	\$89
A.3150.----.4	Contractual - Jail	\$83,890
A.6010.----.4	Contractual - Social Services Admin	\$166,212
A.6420.COMC.4	Contractual - Promotion of Industry – Community Contracts	\$342,622
A.6420.COMC.4	Contractual - Promotion of Industry – Community Contracts	\$147,613
A.6420.COMC.4	Contractual - Promotion of Industry – Community Contracts	\$73,417
A.8020.----.4	Contractual - Planning	\$87,576
A.8020.WTRS.4	Contractual - Planning - Watershed Administration	\$122,943
A.8020.WTRS.4	Contractual - Planning - Watershed Administration	<u>\$148,789</u>
	Total	\$1,179,471

INCREASE REVENUE ACCOUNTS:

A.1460.----.R408.9ARP Federal Aid-Oth Fed Aid ARPA Funds \$6,320

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

A.3010.----.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$89
A.3110.----.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$83,890
A.3989.----.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$69,910
A.6010.----.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$166,212
A.6420.COMC.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$342,622
A.6420.COMC.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$147,613
A.6420.COMC.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$73,417
A.8020.----.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$87,576
A.8020.WTRS.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$122,943
A.8020.WTRS.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	<u>\$148,789</u>
	Total	\$1,249,381

Signed: Scudder, Niebel, Vanstrom, Davis, Wilfong, Pavlock, Harmon

RES. NO. 70-23

To Authorize Behavioral Health Supports and Services Agreements with
Chautauqua County School Districts

By Human Services Committee:

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

WHEREAS, General Municipal Law 119-o authorizes municipalities to cooperate in the performance of their activities; and

WHEREAS, pursuant to Article 2-B of the Executive Law, upon the threat or occurrence of a disaster, the chief executive of any political subdivision is authorized and empowered to provide or accept assistance and share the use of facilities upon such terms and conditions as may be mutually agreed by the chief executives of the requesting and assisting political subdivisions; and

WHEREAS, it is in the best interest of the County to enter into response agreements with municipalities and other governmental entities in advance so that in the event of a threat or occurrence of a disaster, Chautauqua County will be in a position to render and receive aid under prearranged terms and conditions; and

WHEREAS, school-based/behavioral health supports and services have been identified as an effective means of addressing the mental health needs of children and improving the learning environment; and

WHEREAS, maintaining ongoing communication between school-based/behavioral health supports and services can ensure leadership coordination through meeting regularly; and

WHEREAS, having links to students, staff, parents and community leaders is a valuable tool in fostering relationships and partnerships; and

WHEREAS, partnerships between schools and behavioral health providers can result in improved academic outcomes through: improved school engagement with children being better prepared/able to concentrate on learning; increased attendance and reductions in drop-outs; treatment and service coordination with school staff; parents more likely to effectively participate in their children's education; assisting the school when addressing the Dignity for All Students Act; and mental health providers linking with additional community-based services to support the child and family; and

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

WHEREAS, it is in the best interest of the County to not only respond to disasters and / or behavioral health crises, but to also participate in emergency practice drills and training activities and to provide training on behavioral health services and supports to enhance the County's ability to respond to districts' needs and requests for support; and

WHEREAS, each individual School District within Chautauqua County is willing to assist the County by providing appropriate space to provide appropriate short or long-term support, services and/or training activities; now, therefore be it

RESOLVED, That the County Executive be and hereby is authorized to enter into agreements with each School District within Chautauqua County, for the provision of emergency and ongoing behavioral health supports and services, for the preparation and response to meet the needs of students, families, faculty and staff; and be it further

RESOLVED, That the County Executive be and hereby is authorized to enter into agreements with each School District within Chautauqua County for the behavioral health support and services, both short and long-term, including for training and practice activities as preparation and/or response to a disaster or behavioral health crisis as identified by district officials, as the same may be warranted from time to time.

Signed: Proctor, Gustafson, Torres, Pavlock

RES. NO. 71-23

Authorizing Application to the NYS Office of the State Comptroller in Relation to the Extension of the South Chautauqua Lake Sewer District on the West Side of Chautauqua Lake from the Hamlet of Stow to the Southern Bounds of the North Chautauqua Lake Sewer District

By Public Facilities and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Legislature adopted Resolution 162-22 that approved the extension of the South Chautauqua Lake Sewer District from the Hamlet of Stow to the south bounds of the North Chautauqua Lake Sewer District along the west side of Chautauqua Lake at a maximum cost of \$24,000,000; and

WHEREAS, pursuant to County Law §258 and §268(3) it is required that the proposed extension of the South Chautauqua Lake Sewer District be approved by the NYS Office of the State Comptroller; and

WHEREAS, the County Law Department has prepared the necessary application for submission to the Office of the State Comptroller; now therefore be it

RESOLVED, That the Chairman of the Chautauqua County Legislature is authorized and directed to apply to the Comptroller of the State of New York for consent to such expenditure, and it is affirmatively stated as required by 2 NYCRR §85.3(b) in connection with such application:

1. The attached application was prepared at the direction of the Legislature.
2. The Legislature believes the contents of the application to be accurate.
3. The Legislature has determined that the proposed increase and improvement of facilities is in the public interest and will not constitute an undue burden upon the

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

property which will bear the cost thereof.

4. All real property to be assessed the costs of the proposed improvements will be benefitted by such improvements and no benefitted property has been excluded.

Signed: Hemmer, Pavlock, Niebel, Wilfong, Heiser, Davis, Harmon, Scudder

RES. NO. 72-23

Authorize Supplemental Agreement No. 2 with
NYSDOT for PIN 5761.83

By Public Facilities and Audit & Control Committees:

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

WHEREAS, Resolutions 181-19 and 251-22 approved a project for the Replacement of the Hopkins Avenue Bridge over Chadakoin River, in the City of Jamestown, Chautauqua County, PIN 5761.83 (the "Project") and committed 100% of the project's total cost. The total cost is now estimated at \$3,576,000 to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the County of Chautauqua desires to advance the Project by making a commitment of 100% of the additional Non-Federal Share for the project's cost; and

WHEREAS, it is anticipated that New York State will provide reimbursement to the County equal to 75% of the Non-Federal share; now therefore be it

RESOLVED, That the County Legislature of the County of Chautauqua hereby approves the advancement of the above-subject project; and it is further

RESOLVED, That in the event the amount required to pay the full Federal and Non-Federal shares of the cost of the Project's Phases 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 and/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 the Director of Finance is hereby authorized and directed to make the following changes to the Capital budget:

DECREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.390.4 Contractual-Capital Improvements, County Bridge Program	\$44,800
--	----------

DECREASE REVENUE ACCOUNT:

D.9901.----.R503.1000 Interfund Transfer-Interfund Transfer	\$44,800
---	----------

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.389.4 Contractual – Capital Improvements, Funded Bridge Program \$896,000

INCREASE CAPITAL REVENUE ACCOUNT:

D.5112.389.R503.1000 Interfund Transfer-Interfund Transfer \$44,800

D.5112.389.R458.9002 Federal Aid-Surface Transp Program \$716,800

D.5112.389.R358.9003 NYS Aid-Marchiselli Funds \$134,400

Total \$896,000

Signed: Hemmer, Wilfong, Heiser, Davis, Scudder, Harmon, Niebel

RES. NO. 73-23

To Accept New York State Department of Health Award to Support Nurse Family Partnership

By Human Services and Audit & Control Committees:

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

WHEREAS, the New York State Department of Health (NYSDOH) has awarded funds to the Chautauqua County Department of Health and Human Services to support Nurse Family Partnership program expenses for the period 04/01/22 – 03/31/23 in the amount of \$15,676; now therefore be it

RESOLVED, That the County Executive is hereby authorized to enter into agreements for, and execute all necessary award-related documents for, the above-named award, for so long as the County continues to be funded by this program; and be it further

RESOLVED, That the County Executive is hereby authorized to execute any additional documentation, amendments, or addenda necessary to effectuate County's receipt of such funds.

Signed: Proctor, Gustafson, Torres, Pavlock, Harmon, Scudder, Wilfong, Niebel

RES. NO. 74-23

Authorize Agreement with Chautauqua Region Economic Development Corporation for Greenway Development

By Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, Chautauqua County is known for its rural charm, and natural assets, and has a vibrant tourism economy; and

WHEREAS, in the last few years, there is renewed momentum with additional interest in collaboration among several individual trail groups in the County, and new resources being invested into Chautauqua County's trail systems; and

WHEREAS, the Chautauqua County Greenway Plan, adopted by the Legislature in 2013, advocates for further development of the County's trail systems and defines steps for Chautauqua County and various stakeholders to take in order to:

- Formalize and maintain the county's rural outdoor lifestyle;
- Fulfill the desire for Chautauqua County to be recognized as a four season destination for active living and outdoor recreation; and,

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

- Capitalize on the positive economic impact that can be realized through providing amenities that visitors to our county desire; and

WHEREAS, one of the Greenway Plan's goals is to create a stakeholder group to establish goals and advocate for resources; formalize delivery and implementation strategies of trail and greenways development among the County and its partners; pursue resources collaboratively; foster partnerships between conservation and recreation organizations, public agencies, landowners, private sector companies, local municipalities, and dedicated individuals; and promote, educate, and facilitate Trail Town concepts in local communities and business districts; and

WHEREAS, the County and several trail-related partners have formed a collaborative stakeholder group ("the Friends of the Chautauqua County Greenways") as a component of the Chautauqua Region Economic Development Corporation ("CREDC") and its public/private economic development collaborative, the Chautauqua County Partnership for Economic Growth ("CCPEG"); and

WHEREAS, the Chautauqua County Legislature has appropriated funds to support CREDC and CCPEG with its efforts to advance the Friends of the Chautauqua County Greenways initiative in its 2023 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with CREDC and all other documents necessary to provide services that will help grow and advance collaboration among trail groups and to continue to advance efforts leading to the implementation of the Chautauqua County Greenway Plan, in the amount of \$35,000.00, for the period from January 1, 2023 through December 31, 2023.

Signed: Muldowney, Gustafson, Harmon, Penhollow, Wilfong, Scudder, Niebel

RES. NO. 75-23

Authorize Agreement with Chautauqua Region Economic Development Corporation for Tourism Asset Development and Placemaking Programming

By Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, the County's 3% occupancy tax program for tourism development supports activities including, but not limited to: programs to improve the aesthetic qualities of the county; to enhance the environment; to improve infrastructures related to tourism, conventions and trade shows; to develop, operate and maintain parks, recreational facilities and tourist attractions; and such other programs as authorized by local law; and

WHEREAS, the County Department of Planning & Development works closely with the Chautauqua Region Economic Development Corporation ("CREDC") and its public/private economic development collaborative, the Chautauqua County Partnership for Economic Growth ("CCPEG"); and

WHEREAS, CCPEG's focuses on promoting the creation of distinct public spaces that enhance community identity, promote unique experiences and destinations, and create social connections throughout Chautauqua County; and

WHEREAS, these efforts are consistent with the objectives of the 3% occupancy tax program and help develop unique destinations that build upon and prioritize public and private

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

investment that creates healthy, vibrant, walkable, communities characterized by thriving tourism attractions, downtowns, and enhanced waterfronts specific to Chautauqua County; and

WHEREAS, the Chautauqua County Legislature has appropriated funds to support CCPEG's tourism asset development and placemaking programming, in its 2023 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with CREDC to provide such services, in the amount of \$50,000.00, for the period from January 1, 2023 through December 31, 2023.

Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow, Scudder, Niebel, Pavlock

RES. NO. 76-23

Authorize Renewal of Lease Agreement with Celebration Hall, LLC for office space for the Public Defender's Office – Family Court Division

By Public Safety and Audit & Control Committees:

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

WHEREAS, the County of Chautauqua desires to renew the lease agreement with Celebration Hall, LLC of the approximately 1,568 square feet of office space on the first floor of the Chautauqua Municipal Building, 2 Academy Street, Mayville, New York ("Premises") currently under a lease expiring February 28, 2023, for use by the Chautauqua County Office of the Public Defender's Office – Family Court Division; and

WHEREAS, negotiations have been undertaken to obtain a new lease agreement mutually beneficial to the County of Chautauqua and the Celebration Hall, LLC; and

WHEREAS, the 2023 Adopted Budget includes appropriations for lease expenditures and other occupancy costs associated with the Premises, as well as a revenue budget for reimbursement of those costs from New York State Office of Indigent Legal Services; now therefore, be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute a lease agreement with Celebration Hall, LLC upon the following terms and conditions:

1. Premises. Approximately 1,568 square feet of office space on the first floor of the Chautauqua Municipal Building, 2 Academy Street, Mayville, New York.
2. Term. March 1, 2023 through February 28, 2026.
3. Rent. The rent shall be as follows:
\$1,100.00 per month commencing on March 1, 2023 through February 28, 2026.
4. Utilities. Landlord shall be responsible for all utilities, including heat and electric. County shall be responsible for the cost of phone and internet service.
5. Other. As negotiated by the County Executive.

Signed: Niebel, Proctor, Nelson, Hemmer, Harmon, Scudder, Wilfong, Pavlock

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 77-23

Authorize Extension of Lease Agreement with Town of Chautauqua for
Office Space for Chautauqua County Department of Mental Hygiene

By Human Services and Audit & Control Committees:

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

WHEREAS, pursuant to County Resolution 307-17, the County has been leasing office space from the Town of Chautauqua for the County Department of Mental Hygiene for the purpose of administrative functions; and

WHEREAS, upon expiration of the current lease at the end of March, it would be desirable for the County to enter into an extended lease agreement with the Town of Chautauqua so the County may continue using this space; and

WHEREAS, it is appropriate for the County to continue leasing such space from the Town of Chautauqua in order to continue enhanced mental health services in Chautauqua County; and

WHEREAS, the Town of Chautauqua is willing to continue to lease to the County the currently occupied space in the Municipal Building under the same terms and conditions as the current lease; and

WHEREAS, expenses associated with this lease are already approved in the 2023 Adopted Budget for Chautauqua County Department of Mental Hygiene; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute a lease agreement upon the following terms and conditions:

1. Premises: Approximately 2,894 square feet (Rooms 201-1, 202-1, 203-1, and public space including the stairways and hallways needed for access thereto) located at 2 Academy Street, Mayville, New York.
2. Term: Limited from April 1, 2023 – March 30, 2025.
3. Rent: \$1,843.25 per month, \$22,119 annually
4. Utilities: Town of Chautauqua shall provide all electricity, water, sewer, and natural gas. The County shall be responsible for any other utilities.
5. Other: As negotiated by the County Executive.

Signed: Proctor, Wilfong, Gustafson, Torres, Harmon, Scudder, Pavlock

RES. NO. 78-23

Close Capital Projects – 2022 Year End Reconciliation

By Audit & Control Committee:

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

WHEREAS, the following capital projects have been completed and can be closed:

H-1620-25194 - Capital Projects-BUILDINGS & GROUNDS-CRTHOUSE ELEVATOR REPAIR (2020)

H-1620-25221 - Capital Projects-BUILDINGS & GROUNDS-SKID STEER (2022)

H-1620-25248 - Capital Projects-BUILDINGS & GROUNDS-LEG CHAMBERS CARPET REPL (2022)

H-1620-25930 - Capital Projects-BUILDINGS & GROUNDS-GOB/COURTHOUSE/HRC LIGHTS (2018)

H-1680-20005 - Capital Projects-INFORMATION TECHNOLOGY-WIRELESS NETWORK (2021)

H-3110-06009 - Capital Projects-SHERIFF-HOT WATER HEATER (2021)

H-3110-06010 - Capital Projects-SHERIFF-BODYCAM REPL & DATA STOR (2021)

CHAUTAQUA COUNTY LEGISLATURE

2/22/2023

- H-3150-06008 - Capital Projects-JAIL-JAIL KITCHEN EQUIPMENT (2021)
- H-3989-14005 - Capital Projects-EMERGENCY MEDICAL SERVICE-FLY CAR AMBULANCE (2019)
- H-5130-25213 - Capital Projects-ROAD MACHINERY-SHERIDAN SHOP GENERATOR (2021)
- H-5130-25905 - Capital Projects-ROAD MACHINERY-DPF ADM BLDG ROOF & REPT (2020)
- H-5610-25019 - Capital Projects-CHAUTAQUA COUNTY AIRPORT-RW 7-25 REHAB DESIGN-JHW (2019)
- H-5630-25013 - Capital Projects-BUS OPERATIONS-NOTIFICATION MODULE (2019)
- H-6420-37003 - Capital Projects-PROMOTION OF INDUSTRY-BROWNFIELD STRATEGY (2019)
- H-6610-05002 - Capital Projects-WEIGHTS & MEASURES-100 GALLON PROVER (2022)
- H-7110-25224 - Capital Projects-PARKS-ALL TERRAIN VEHICLE-6X6 (2022)
- H-7110-25225 - Capital Projects-PARKS-OVERLAND TRAIL DEVELOP (2022)
- H-8020-37005 - Capital Projects-PLANNING-CLEAN ENERGY COMM GRANT (2019)
- H-8020-37006 - Capital Projects-PLANNING-KAYAKS ALONG CHAUTAUQUA (2019)
- ESN-8120-28001 - North Chautauqua Lake Swr-SANITARY SEWERS-CHAUT SHORES SWR LINE REP (2020)

; now therefore be it

RESOLVED, That the Director of Finance close the capital projects listed above, and reconcile, post adjustments and begin capitalization as necessary; and be it further

RESOLVED, That, upon completion of audit and reconciliation of the closed capital projects, any surplus or deficit be adjusted to the appropriate Fund or Reserve for Capital.

Signed: Pavlock, Niebel, Harmon, Scudder, Wilfong

RES. NO. 79-23

Standard Workday and Reporting Resolution

By Administrative Services Committee:

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

BE IT RESOLVED, That the County of Chautauqua hereby establishes the following standard work days for these titles, as set forth in the attached schedule, and will report the officials to the New York State and Local Retirement System based on time keeping system records or their record of activities:

Name	Social Security Number	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency	Tier 1
Elected Officials:									
Appointed Officials:									
Ruth Mendez			Coroner	7/13/22-12/31/25	6	4.31		Bi-Weekly	
Amber Payne			Assistant District Attorney	6/13/2022-12/31/2024	7	23.10		Bi-Weekly	

Signed: Scudder, Vanstrom, Davis

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

RES. NO. 80-23

Setting Salary for Motor Vehicles Administrator

By Administrative Services and Audit & Control Committees:

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

WHEREAS, the County Clerk has requested that salary be set for a new position responsible for supervising and providing day-to-day administrative oversight of the functions and activities of the County’s Motor Vehicle Offices; and

WHEREAS, the Human Resources Department has classified the position as Motor Vehicles Administrator and supports the request that the salary be set at CSEA 6300 Grade 14; now therefore be it

RESOLVED, That the title of Motor Vehicles Administrator be added to the CSEA 6300 Salary Plan at Grade 14.

Grade 14: (2023: \$22.46 - \$28.64 per hour)

Signed: Scudder, Vanstrom, Harmon, Davis, Wilfong, Niebel, Pavlock

RES. NO. 81-23

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-36-2022	City of Dunkirk	060300-79.15-3-56	Cheap Lands, Inc.	David J. Spina	\$403.00	\$11,233.98
PA-38-2022	City of Dunkirk	060300-79.15-3-9	Cheap Lands, Inc.	Benito Rodriguez	\$503.00	\$18,234.77
PA-52-2022	City of Dunkirk	060300-79.18-4-41	Cheap Home Finders Inc.	WSEJ LLC	\$5,003.00	\$31,051.80
PA-110-2022	City of Jamestown	060800-370.16-7-39	Cheap Home Finders Inc.	Desmond R. Smith	\$403.00	\$533.15

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

*PA-129-2022	City of Jamestown	060800-370.19-3-28	Maria Steffano	Jeffrey J. Frangione	\$5,200.00	\$23,835.04
*PA-129-2022	City of Jamestown	060800-370.19-3-28	Cheap Home Finders Inc.	Jeffrey J. Frangione	\$1,103.00	\$23,835.04
PA-192-2022	City of Jamestown	060800-387.08-1-30	Cheap Home Finders Inc.	Cara I. Turner	\$403.00	\$4,267.44
PA-231-2022	City of Jamestown	060800-387.08-9-15	Cheap Lands, Inc.	Steven L. Olmsted	\$403.00	\$4,806.71
*PA-264-2022	City of Jamestown	060800-387.12-3-21	Maria Steffano	Prideful Property Group LLC	\$5,200.00	\$3,204.36
*PA-264-2022	City of Jamestown	060800-387.12-3-21	Cheap Home Finders Inc.	Prideful Property Group LLC	\$403.00	\$3,204.36
PA-309-2022	City of Jamestown	060800-387.15-3-47	Cheap Home Finders Inc.	Herbert Brown	\$403.00	\$4,495.59
PA-182-2019	City of Jamestown	060800-387.26-3-12	Cheap Lands, Inc.	Brent Frary	\$403.00	\$1,690.37
PA-379-2022	City of Jamestown	060800-387.34-4-38	Cheap Lands, Inc.	Telchines LLC	\$403.00	\$9,071.79
PA-380-2022	City of Jamestown	060800-387.39-1-27	Cheap Lands, Inc.	Uthumporn Noithanom	\$403.00	\$8,132.42
PA-409-2022	City of Jamestown	060800-388.05-4-60	Cheap Home Finders Inc.	Joseph Traver	\$403.00	\$2,617.73
PA-449-2022	Busti	062289-404.01-1-4.2	Jeremy Green	Roger Slattery	\$100.00	\$321.77
PA-497-2022	Cherry Creek	063000-237.08-1-29	Cheap Home Finders Inc.	Barbeau Properties LLC	\$1,503.00	\$21,973.00
PA-284-2019	Ellicott	063801-369.19-3-29	Jeremy Green	Lisa Renee Calkins	\$400.00	\$442.15
QC-158-2015	Ellicott	063803-371.10-2-22	Jeremy Green	Karen Berg/Michael Baxter	\$50.00	\$922.54
*PA-541-2022	Ellicott	063803-371.14-1-17	Jeremy Green	Raymond D. Westerdahl	\$500.00	\$10,943.00
*PA-541-2022	Ellicott	063803-371.14-1-17	Cheap Home Finders Inc.	Raymond D. Westerdahl	\$403.00	\$10,943.00
*PA-700-2022	Ripley	066200-240.00-1-19	Eric Bodell	Raymond D. Westerdahl	\$2,000.00	\$12,029.00
*PA-700-2022	Ripley	066200-240.00-1-19	Yu Property Management	Raymond D. Westerdahl	\$1,000.00	\$12,029.00
*PA-700-2022	Ripley	066200-240.00-1-19	Cheap Lands, Inc.	Dale P. Steger	\$503.00	\$12,029.00
PA-704-2022	Ripley	066200-240.12-3-12	Cheap Lands, Inc.	John R. Rowicki III	\$1,003.00	\$11,789.47
*PA-708-2022	Ripley	066200-240.16-2-51	Jeremy Green	Marcus James Miller	\$500.00	\$15,193.00
*PA-708-2022	Ripley	066200-240.16-2-51	Cheap Home Finders Inc.	Marcus James Miller	\$603.00	\$15,193.00
*PA-708-2022	Ripley	066200-240.16-2-51	Linda Smith	Marcus James Miller	\$5,000.00	\$15,193.00
*PA-711-2022	Ripley	066200-241.09-1-23	Ashley Parmenter	Michael Fedorchak	\$2,000.00	\$45,510.00
*PA-711-2022	Ripley	066200-241.09-1-23	Debbie Woodworth	Michael Fedorchak	\$5,555.00	\$45,510.00

CHAUTAQUA COUNTY LEGISLATURE

2/22/2023

*PA-711-2022	Ripley	066200-241.09-1-23	Jeremy Green	Michael Fedorchak	\$500.00	\$45,510.00
PA-713-2022	Ripley	066200-241.13-1-35	Cheap Lands, Inc.	JWE Detroit Holdings LLC	\$403.00	\$4,307.00
*	Denotes multiple bids			Total Amount	\$43,062.00	\$430,052.48
QC-466-2022	Carroll	062400-459.00-1-10	Westburgh Electric Inc.	Westburgh Electric Inc.	\$2,594.43	\$2,594.43
QC-467-2022	Carroll	062400-459.00-1-8	Westburgh Electric Inc.	Westburgh Electric Inc.	\$6,757.82	\$6,757.82

Signed: Scudder, Vanstrom, Hemmer, Davis, Scudder, Wilfong, Niebel, Pavlock
(2/13/23 AS – Amended to accept highest offer)

RES. NO. 82-23

Authorize Transfer of Tax Foreclosure Property to Village of Celoron

By Administrative Services and Audit & Control Committees:

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

WHEREAS, pursuant to Resolution 110-17, the County Legislature established a general policy regarding disposition of tax foreclosure parcels, but retained authority to impose special requirements, terms, and conditions for the sale of particular tax parcels and determine in its sole discretion to whom a particular tax parcel will be sold; and

WHEREAS, the Village of Celoron has requested that the County convey to the Village a tax delinquent property (SBL #369.15-1-56); therefore be it

RESOLVED, That the Chautauqua County Legislature hereby authorizes the transfer of the County’s property interest in tax parcel #369.15-1-56 to the Village of Celoron for \$2,000 plus a share of any potential redevelopment sale proceeds pursuant to the procedures of Resolution 110-17, with the Village responsible for any applicable real property taxes commencing with the 2022-23 school taxes; and be it further

RESOLVED, That the County Executive is hereby authorized to negotiate additional terms and conditions, enter into any necessary agreements, and execute all documents necessary to accomplish the aforementioned transaction.

Signed: Scudder, Harmon, Wilfong, Niebel, Pavlock

RES. NO. 83-23

Transfer of Foreclosed Properties to Chautauqua
County Land Bank Corporation

By Administrative Services and Audit & Control Committees:

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

WHEREAS, pursuant to Resolution 65-12, Chautauqua County created one of the first five (5) authorized land bank corporations in New York State that was incorporated as the Chautauqua County Land Bank Corporation (“CCLBC”); and

CHAUTAUQUA COUNTY LEGISLATURE

2/22/2023

WHEREAS, the mission of CCLBC is to “control and manage strategically selected dilapidated and abandoned residential and commercial properties acquired through the County tax foreclosure process, bank foreclosures and/or donations, and facilitate solutions aimed at stabilizing neighborhoods, encouraging private investment, and improving the quality of life throughout Chautauqua County;” and

WHEREAS, the CCLBC has secured \$6.92 million to date in grant funding through the NYS Office of Attorney General, primarily designated for demolition activities, neighborhood stabilization, side lot disposition, and the purchase of bank foreclosed properties; and

WHEREAS, to date CCLBC has successfully returned over 85 vacant lots and 118 residential structures to productive use, has leveraged approximately \$10,785,398 in private investment related to renovation activities, and has worked with the municipalities to demolish more than 170 residential and mixed-use properties county-wide at a cost to the Land Bank of nearly \$4,115,000; and

WHEREAS, based on historical sales, CCLBC has sold properties for approximately \$10,000 per property on average, and any “profits” realized by CCLBC are being reinvested directly back into improving the County’s housing stock through a range of activities including renovation, side lot disposition, and demolition projects; and

WHEREAS, CCLBC aspires to become self-sustaining as it builds its capacity over time; therefore be it

RESOLVED, That the County Executive is authorized and empowered to execute all necessary documents to transfer the following tax foreclosure properties containing distressed or at risk structures to the Chautauqua County Land Bank Corporation at no cost, and upon such other terms and conditions negotiated by the County Executive:

Offer Number	Municipality	S/B/L	Property Location	Type
PA-63-2022	City of Dunkirk	060300-79.19-2-71	528 Deer Street	Demolition
PA-57-2022	City of Dunkirk	060300-79.19-1-21	532 Columbus	Demolition

Signed: Scudder, Vanstrom, Davis, Harmon, Scudder, Wilfong, Niebel, Pavlock

CHAUTAUQUA COUNTY

MOTION NO. _____

TITLE: Calling on the State of New York to Continue to Pass-Thru Federal Affordable Care Act Enhanced Federal Medicaid Assistance Percentage Funds

AT THE REQUEST OF: Chairman Pierre Chagnon, Legislator Davis

WHEREAS, the SFY 2024 State Budget proposal would end the Affordable Care Act (ACA) enhanced Federal Medical Assistance Percentage (eFMAP) federal pass-thru to counties and New York City; and

WHEREAS, the State is proposing to keep all of these federal savings going forward and use them to cover further expansions of Medicaid eligibility and benefits and to increase payments to health care providers; and

WHEREAS, the elimination of this ACA eFMAP federal pass-thru will require the 57 counties to spend at least \$280 million more in SFY 2024, and approximately \$1 billion when New York City is included; and

WHEREAS, the SFY 2024 costs to counties and New York City are scheduled to grow by 30 percent by SFY 2027; and

WHEREAS, it is the strong view of Chautauqua County that congress intended these federal savings to be shared with counties proportional to the amount they contributed toward the nonfederal Medicaid match; and

WHEREAS, since 2003, the state has shared the funds proportionally based on our analysis of savings we have received during periods when an enhanced federal Medicaid match was enacted by Congress; and

WHEREAS, enacted in 2011, the Medicaid statutory cap for all 62 counties is \$7.6 billion. The Medicaid statutory cap for the 57 counties outside of New York City is \$2.25 billion.; and

WHEREAS, starting in SFY 2014, New York began sharing these federal ACA savings directly with counties. The savings for a year were provided by lowering the weekly payments each county and NYC make to the state to support the State's Medicaid program. Through February 1, 2023, the state continues to share the federal savings from the ACA eFMAP with the 57 counties and NYC; and

WHEREAS, Chautauqua County strongly disagrees with the need to cut county funding so deeply when the Governor's budget proposes to fully fund its own reserves two years ahead of schedule by depositing \$5.4 billion into reserves before the end of SFY 2023, while also projecting a general fund surplus of \$35 billion by the end of SFY 2024.

NOW, THEREFORE, BE IT RESOLVED, That calls on the State to continue to share these federal funds with counties as has been the precedent for over 20 years; and

BE IT FURTHER RESOLVED, That copies of this motion be sent to Governor Kathy Hochul, Senator George Borrello, and Assemblyman Andrew Goodell.

CHAUTAUQUA COUNTY
MOTION NO. _____

TITLE: Urging New York State Approval For A New Brooks Hospital

AT THE REQUEST OF: Legislators Rankin, Bankoski, Muldowney, and Davis

WHEREAS, the Chautauqua County Legislature believes that the residents of northern Chautauqua County deserve high quality health care in a state-of-the-art hospital and related medical complex, and

WHEREAS, the 2016 State budget included an allocation of \$57 Million Essential Health Care Provider Support grant for a new medical complex for Brooks Hospital to serve northern Chautauqua County, and the 2017 budget included another \$17 Million Statewide Health Care Facility Transformation Program grant for Kaleida in support of Brooks, and

WHEREAS, Brooks Hospital has submitted a proposal to the New York State Health Department for a new state-of-the-art hospital building and adjoining medical complex, which would improve health care services for northern Chautauqua County while dramatically reducing operating losses and saving taxpayers an estimated \$1 Million a month, and

WHEREAS, a blue ribbon task force consisting of local health care experts was formed by Dunkirk Mayor Wilfred Rosas, County Executive P.J. Wendel, Assemblyman Andrew Goodell, and Senator George Borrello to examine the proposal from Brooks Hospital with respect to the reasonableness of the services planned and the financial feasibility and advisability of a new hospital complex, and

WHEREAS, the task force consisted of Richard Ketcham, former CEO of Brooks Hospital and St. Elizabeth Medical Center; Dr. Robert Berke, former Chautauqua County Health Commissioner and primary care physician; Charles Nazzaro, CPA and former CFO of UPMC Chautauqua; and Anthony Cooper, former CEO of Corning Hospital and Arnot Health System., and

WHEREAS, after meeting extensively with Brooks Hospital CEO Ken Morris, health care experts from Freed Maxick, and executives from Kaleida Health, and reviewing and evaluating a tremendous amount of health care and financial data and other relevant information, the task force unanimously recommended proceeding with the proposed new hospital building and adjoining medical office complex, and

WHEREAS, On January 23, 2023, Governor Kathy Hochul stated that a new hospital complex “is very important to our health team. ... It’s important. It’s a job creator. ... You need a place to get care when you are sick...”

NOW THEREFORE BE IT RESOLVED, the Chautauqua County Legislature hereby urges Governor Kathy Hochul and the New York State Health Department to approve the proposed new hospital and medical complex for Brooks Hospital and release the previously appropriated grant funds, and it is

FURTHER RESOLVED, that Governor Kathy Hochul, with the support and cooperation from Senator George Borrello and Assemblyman Andrew Goodell, include additional funding in the 2023-2024 State Budget to fully fund any inflationary increases in construction costs since 2017, and it is

FURTHER RESOLVED, that copies of this motion be sent to Governor Kathy Hochul, Senator George Borrello, and Assemblyman Andrew Goodell.

**CHAUTAUQUA COUNTY
MOTION NO. _____**

TITLE: Urging New York State to Support Natural Gas

AT THE REQUEST OF: Legislators Vanstrom, Harmon and Davis

WHEREAS, the Chautauqua County Legislature believes that the residents of Chautauqua County deserve to be free from burdensome and costly regulations, and

WHEREAS, on January 10, 2023, during New York State Governor Kathy Hochul’s ‘State of the State’ address, she proposed banning natural gas hookups in new building contractions statewide starting in 2025 and also proposed ending the sale of any natural gas or fossil fuel-based heating equipment in the state by 2035 saying “we will pursue one of the most ambitious and comprehensive efforts in the nation to fight climate change,” and

WHEREAS, according to the U.S. Energy Information Administration, nearly 60% of New York houses rely on natural gas for home heating and over 40% of the state’s power generation comes from natural gas, and

WHEREAS, estimates for compliance with these new mandates requiring the replacement of major appliances like hot water heaters, furnaces, gas stoves, and gas dryers could range from \$27,327 to \$35,803 for a New York State household, and

WHEREAS, although these mandates will affect all New York residents, it will have a devastating effect on rural communities, low income residents, and the Amish community, and

WHEREAS, while the New York State economy is beginning to emerge from the pandemic, such mandates banning natural gas will likely stifle this economic growth, and

WHEREAS, based on data from the EPA, from 1990 to 2019 New York State’s emissions of key pollutants have decreased across the board, and carbon dioxide emissions (CO2) have dropped over 24% in conjunction with increased natural gas use, pipeline infrastructure expansion and an improved grid, and

NOW THEREFORE BE IT RESOLVED, the Chautauqua County Legislature hereby urges Governor Kathy Hochul and the New York State Legislature to reconsider any mandates banning the use of natural gas, and it is

FURTHER RESOLVED, that the Chautauqua County Legislature hereby urges New York State to continue investment into natural gas and associated new technologies that so many New York residents’ depend on for a low cost and reliable form of heat and power, and it is

FURTHER RESOLVED, that copies of this motion be sent to Governor Kathy Hochul, Senator George Borrello, and Assemblyman Andrew Goodell.