

LOCAL LAW  
INTRODUCTORY NO. 4-23  
CHAUTAUQUA COUNTY

A LOCAL LAW ADOPTING THE VOLUNTEER FIREFIGHTER AND VOLUNTEER  
AMBULANCE WORKER EXEMPTION  
FOR COUNTY REAL PROPERTY TAXES

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

Section 1. Purpose. Pursuant to New York State Real Property Tax Law, certain enrolled members of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or spouses are eligible for a partial exemption for real property taxes. The Chautauqua County Legislature, recognizing the important contributions of these volunteers, as well as the recruiting crisis currently affecting local departments, adopts the tax exemption as set out in Real Property Tax Law 466-a.

Section 2. Adoption of Exemption for Volunteer Firefighters and Ambulance Workers.

A) Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse meeting eligibility criteria as set out in Real Property Tax Law 466-a(2) residing in Chautauqua County shall be exempt from taxation to the extent of ten (10) percent of the assessed value of such property for County purposes, exclusive of special assessments, upon the enactment of this Local Law.

B) Such exemption shall be granted to certified volunteer members who have at least two (2) years of continuous and ongoing service and are certified by the company, department or service on such certification forms as promulgated by New York State and timely filed with the local assessor's office.

C) Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty (20) years of active service and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, shall be granted the ten (10) percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within Chautauqua County.

Section 3. Effective Date. This Local Law shall take effect upon filing with the Secretary of State.

Sponsor: Legislators Niebel, Scudder, Vanstrom, Parker, Muldowney, Davis, Pavlock, Proctor, Nelson and Hemmer

LOCAL LAW  
INTRODUCTORY NO. 5-23  
CHAUTAUQUA COUNTY

A LOCAL LAW EXTENDING THE VOLUNTEER FIREFIGHTER AND VOLUNTEER  
AMBULANCE WORKER EXEMPTION FOR COUNTY REAL PROPERTY TAXES  
TO CERTAIN ELIGIBLE UNREARRIED SPOUSE

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

Section 1. Purpose. Pursuant to New York State Real Property Tax Law, Chautauqua County adopted a local law granting a ten (10) percent real property tax exemption to certain volunteers of incorporated volunteer fire companies, fire departments or incorporated volunteer ambulance services, recognizing the important contributions of these volunteers, as well as the recruiting crisis currently affecting local departments. State law authorizes extension of this exemption, by separate local law, to unremarried spouses of certain volunteers eligible for the exemption.

Section 2. Adoption of Exemption for Certain Unremarried Spouses.

(a) Where any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, is killed in the line of duty, the un-remarried spouse of the deceased member shall be granted the ten (10) percent exemption as authorized by this section pursuant to certification by the local department, provided that such deceased volunteer had been an enrolled member for at least five (5) years and such deceased volunteer had been receiving the exemption prior to his or her death.

(b) Where any volunteer eligible for the lifetime 10% exemption granted after twenty years of service should predecease a spouse, such un-remarried spouse of a deceased enrolled member is eligible to continue the exemption from real property taxation as authorized by local law pursuant to the certification of the local department, provided that such deceased volunteer had been receiving the exemption prior to his or her death.

Section 3. Effective Date. This Local Law shall take effect upon filing with the Secretary of State.

Sponsor: Legislators Niebel, Scudder, Vanstrom, Parker, Muldowney, Davis, Pavlock, Proctor, Nelson and Hemmer

CHAUTAUQUA COUNTY LEGISLATURE  
4/26/2023

RES. NO. 116-23  
Confirm Re-Appointment – Parks Commission

By Public Facilities Committee:

At the Request of Chairman Pierre E. Chagnon and Legislator John Hemmer:

WHEREAS, Chairman Pierre E. Chagnon, has submitted the following re-appointment for action by the Legislature; now therefore be it

RESOLVED, That the Chautauqua County Legislature confirms the following re-appointment to the Chautauqua County Parks Commission.

Re - Appointment

Robert E. Dando, Jr.

8631 Fredonia-Stockton Road

Fredonia, NY 14063

Term Expires: 12/31/22

Signed: Hemmer, Parker, Davis, Heiser, Scudder

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RES. NO. 117-23  
Confirm Appointments – Landfill Commission

By Public Facilities Committee:

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

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

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointments to the Chautauqua County Landfill Commission.

Angela Ricotta

4310 Lakeside Drive,

2254 Buffalo St. Ext.

Jamestown, N.Y. 14701

Term Expires 12/31/24

(New Appointment – Large Private Customer TitanX Engine Cooling Inc.)

Paul Snyder

4021 N. Clifford Ave.

Bemus Point, N.Y. 14712

(New Appointment – Replacing Mike Saar – Large Municipal Customer BPU)

Signed: Hemmer, Davis, Heiser, Scudder

(4-17-23 P.F. - Carried with Legislator Parker voting “No”)

CHAUTAUQUA COUNTY LEGISLATURE

4/26/2023

RES. NO. 118-23

Confirm Appointment- Chautauqua County Ethics Board

By Administrative Services Committee:

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

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

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

Darlene Nygren

1205 Shadyside Rd.

Jamestown, NY 14701

Term Expires: 1/31/26

(New-Appointment)

Signed: Scudder, Davis, Muldowney, Vanstrom, Parker

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RES. NO. 119-23

Confirm Appointment- Chautauqua County Fire Advisory Board

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 for action by the Chautauqua County Legislature; therefore be it

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

Michael Zamborik

948 Blockville Watts Flats Rd.

Ashville, NY 14710

Term Expires: 1/31/24

(New-Appointment - Replacing Randy Gleason 3<sup>rd</sup> Battalion)

Signed: Niebel, Proctor, Nelson, Hemmer

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RES. NO. 120-23

Confirm Appointment- Chautauqua County 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 appointment for action by the Chautauqua County Legislature; therefore be it

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

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Carolyn Thomas  
120 E. Main St.  
Westfield, NY 14787  
Term Expires: 12/31/25  
(New-Appointment)  
Signed: Proctor, Gustafson, Pavlock

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RES. NO. 121-23

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.

Natalie Luczkowiak  
46 East Front Street  
Dunkirk, NY 14048  
Term Expires: 6/30/23  
(Appointment)  
Signed: Proctor, Gustafson, Pavlock

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RES. NO. 122-23

Confirm Appointment- Chautauqua County Food Policy Council

By Planning & Economic Development Committee:

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

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

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

Bethany O'Hagan  
1243 Prendergast Ave  
Jamestown, NY 14701  
Term Expires: 12/31/25  
(New-Appointment – Replacing Sarah Moller)  
Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow

CHAUTAUQUA COUNTY LEGISLATURE

4/26/2023

RES. NO. 123-23

Authorize Stop DWI Committee Merger  
with Traffic Safety Board

By Public Safety Committee:

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

WHEREAS, in 1959, by Local Law, Chautauqua County established a Traffic Safety Board, and

WHEREAS, in 1983, a STOP-DWI Committee was formed pursuant to State law regarding requirements to receive DWI fine funding, and

WHEREAS, over time, the missions of the two boards have become intermixed and occasionally duplicative and largely share membership, therefore, so be it

RESOLVED, The powers and duties of the STOP-DWI Committee under Resolution 118-83 and Vehicle and Traffic Law 1197 are transferred to the Traffic Safety Board, and be it further

RESOLVED, That the STOP-DWI Committee is merged with the Traffic Safety Board and abolished as a separate entity.

Signed: Niebel, Proctor, Nelson, Hemmer

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RES. NO. 124-23

Authorize Acceptance of Donated Land at Eggleston Road in the  
Township of North Harmony for the Development of a Parking  
Area along the Westside Overland Trail

By Public Facilities and Audit & Control Committees:

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

WHEREAS, the County of Chautauqua desires to construct a parking area along the route of the Westside Overland Trail and near the recently improved trail sections through Whalen Memorial and North Harmony State Forests; and

WHEREAS, Murl and Heather Kinal, the owners of a vacant parcel identified as Section 364.00, Block 1, Lot 31.2 wish to donate 0.688 acres on the south side of Eggleston Rd. as detailed in the land survey & legal description prepared by EcoStrategies Engineering & Surveying PLLC for the purpose of developing a parking area for the Westside Overland Trail; and

WHEREAS, the Chautauqua County Parks Commission has voted unanimously to move forward with both acceptance of donated land and construction of the parking area; and

WHEREAS, the project is estimated to cost \$17,000 and the required funds will be added to the approved Parking/Property Marking Project H.7110.25260 and funded by sale of forest products in the amount of \$17,000 earmarked for the county's parks capital improvement account H.7110.25002; and

WHEREAS, the project will be designed, constructed, and maintained using Department of Public Facilities work forces; now therefore be it

CHAUTAUQUA COUNTY LEGISLATURE

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RESOLVED, That the Legislature of the County of Chautauqua hereby authorizes the acceptance of donated land from Murl & Heather Kinal for the purpose of a parking area at this location; and it is further

RESOLVED, That the County Executive is hereby authorized to enter into any and all agreements for the aforementioned project, and execute any additional documentation, amendments, or addenda necessary to effectuate the aforementioned project; and it is further

RESOLVED, That an additional \$17,000 from the parks capital improvement account is hereby appropriated to project H.7110.25260 to cover the cost of the above project; and it is further

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

DECREASE APPROPRIATION ACCOUNT:

H.7110.25002.4 Contractual---Parks, Parks Capital Improvements (2018) \$17,000

INCREASE APPROPRIATION ACCOUNT:

H.7110.25260.4 Contractual---Parking/Property Marking (2023) \$17,000

DECREASE REVENUE ACCOUNT:

H.7110.25002.R265.2000 Sale of Property/Compensa—Sale of Forest Products \$17,000

INCREASE REVENUE ACCOUNT:

H.7110.25260.R265.2000 Sale of Property/Compensa-Sale of Forest Products \$17,000  
Signed: Hemmer, Wilfong, Niebel, Parker, Davis, Harmon, Heiser, Scudder, Pavlock

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RES. NO. 125-23

Amend Capital Appropriations for the Sherman  
Shop Generator (2021) Project

By Public Facilities and Audit & Control Committees:

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

WHEREAS, the Department of Public Facilities was approved for a capital project to install a Generator at the Public Facilities Sherman Shop, capital project H.5130.25212, Sherman Shop Generator (2021); and

WHEREAS, the Sherman Shop Generator (2021) Project is complete and has exceeded initial budgetary estimates; now therefore be it

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

INCREASE THE USE OF FUND BALANCE:

A. ----. ----.878.0000 Reserved Fund Balance---Reserve for Capital \$5,266

; 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:

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INCREASE APPROPRIATIONS ACCOUNT:

A.9950.----.9	Interfund Transfers--Transfer to Capital	\$5,266
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INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5130.25212.4	Contractual-Road Machinery, Sherman Shop Generator (2021)	\$5,266
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INCREASE CAPITAL REVENUE ACCOUNT:

H.5130.25212.R503.1000	Interfund Transfers--Interfund Transfer	\$5,266
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Signed: Hemmer, Wilfong, Parker, Davis, Heiser, Scudder, Harmon, Niebel, Pavlock

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RES. NO. 126-23

To Consolidate the Home Energy Assistance Program (HEAP)  
Department A-6141 2023 Budget Into the Social  
Services Administration A-6010 2023 Budget

By Human Services and Audit & Control Committees:

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

WHEREAS, the HEAP program has historically been budgeted in its own separate department within the Social Services departments; and

WHEREAS, HEAP program costs can be better tracked by the use of an existing HEAP specific project code within the Social Services Administration department; 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:

A.6010.----.1	Personal Services - Social Services Admin	\$224,701
A.6010.----.4	Contractual - Social Services Admin	\$106,218
A.6010.----.8	Employee Benefits - Social Services Admin	<u>\$139,713</u>
	Total	\$470,632

INCREASE REVENUE ACCOUNT:

A.6010.----.R464.1000	Federal Aid-HEAP	\$620,000
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DECREASE APPROPRIATION ACCOUNTS:

A.6141.----.1	Personal Services - Home Energy Assist Prog	\$224,701
A.6141.----.4	Contractual - Home Energy Assist Prog	\$106,218
A.6141.----.8	Employee Benefits - Home Energy Assist Prog	<u>\$139,713</u>
	Total	\$470,632

DECREASE REVENUE ACCOUNT:

A.6141.----.R464.1000	Federal Aid-HEAP	\$620,000
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Signed: Proctor, Gustafson, Pavlock, Scudder, Wilfong, Harmon, Niebel



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RES. NO. 127-23

Accept Grant Funding from the New York State Department of State  
for Phase III of the Northern Chautauqua Local Waterfront  
Revitalization Program and Amend Capital Budget Fund

By Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, Chautauqua County is blessed with many sources of fresh water, including several smaller lakes, streams and tributaries, Chautauqua Lake, and Lake Erie; and

WHEREAS, Chautauqua County Comprehensive Plan: Chautauqua 20/20 seeks to capitalize on the County's natural assets, especially its water sources, in order to grow the economy and improve the quality of life for its visitors and residents; and

WHEREAS, the Consolidated Funding Application (CFA) provides each region with the tools to create and implement its own roadmap for economic prosperity and job creation, and this community-based model uses local assets to drive local economic growth; and

WHEREAS, local waterfront revitalization plans for Northern Chautauqua County, that seek to identify projects and create and implement strategies to preserve and promote water resources to grow the economy, mitigate unsafe conditions, and improve the quality of life, were initiated in 1998 but never completed; and

WHEREAS, the Municipalities of the City of Dunkirk, Towns of Dunkirk, Hanover, Pomfret, Portland, Sheridan, Ripley, and Westfield; and the Villages of Silver Creek and Westfield are engaged in the development of eight individual Local Waterfront Revitalization Plans (LWRP) that will facilitate community-based waterfront planning and enable the flow of New York State Department of State grant funds for LWRP eligible projects; and

WHEREAS, pursuant to Resolution 57-14, the County accepted a \$65,000 grant (CFA #25697) from the New York State Department of State (NYS DOS) for Phase I of the Local Waterfront Revitalization Program; and

WHEREAS, pursuant to Resolution 253-16, the County accepted a \$50,000 grant (CFA #51568) from the New York State Department of State (NYS DOS) for Phase II of the Local Waterfront Revitalization Program; and

WHEREAS, the County was awarded a \$193,500 grant (CFA #117829) from the NYSDOS for Phase III of the Local Waterfront Revitalization Program; and

WHEREAS, the cost of the project is estimated to be \$258,000, funded 75% from the NYSDOS for the Local Waterfront Revitalization Program and 25% from local sources; and

WHEREAS, Northern Chautauqua Community Foundation Local Economic Development Group, Chadwick Bay Group, and Lake Erie Management Commission have collaborated to provide matching funds of \$35,512, and pursuant to Resolution \_\_\_-23, budget amendments were adopted to recognize the \$10,000 contribution from the Lake Erie Management Commission; and

WHEREAS, the County previously contributed \$44,802 to the Local Waterfront Revitalization Program and that contribution can now be reduced to \$28,988; and

WHEREAS, the County is required to officially accept the NYSDOS funding and amend the capital budget revenue and expense accounts; therefore be it

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RESOLVED, That the County Executive is hereby authorized to officially accept the NYSDOS funding, and execute all agreements necessary to implement Phase III of the Local Waterfront Revitalization Program; and be it further

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

DECREASE THE USE OF FUND BALANCE:

	Unassigned Fund Balance—	
A.-----917.0000	Unassigned Fund Balance	\$15,814

;and be it further

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

INCREASE APPROPRIATION ACCOUNT:

H.8020.37968.4	Contractual - Planning, N Cht Co Loc Wtrft Dev Pln (2016)	\$153,198
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DECREASE APPROPRIATION ACCOUNT:

A.9950.-----9	Interfund Transfers - Transfer to Capital	\$15,814
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ESTABLISH & INCREASE REVENUE ACCOUNTS:

H.8020.37968.R371.5000	New York State Aid-Tourism Promotion	\$143,500
	Departmental Income-	
H.8020.37968.R208.9000	Other Culture & Recreation Income	<u>\$25,512</u>
	Total	\$169,012

DECREASE REVENUE ACCOUNT:

H.8020.37968.R503.1000	Interfund Transfers-Interfund Transfer	\$15,814
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Signed: Muldowney, Scudder, Niebel, Gustafson, Harmon, Wilfong, Penhollow, Pavlock

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RES. NO. 128-23

Amend 2022 Budget for Year End Reconciliations –  
Health Insurance

By Administrative Services and Audit & Control Committees:

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

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

WHEREAS, some revenues received are in excess of budget; now therefore be it

RESOLVED, That ESN Fund Balance is appropriated as follows:

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INCREASE THE USE OF FUND BALANCE:

ESN.-----924.0000	Unassigned Fund Balance—Nets Assets- Unrestricted (Deficit)	\$8,137
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; 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:

A.1170.----.8	Employee Benefits - PUBLIC DEFENDER	\$14,446
A.1185.----.8	Employee Benefits - MED EXAMINERS & CORONERS	\$1,601
A.1430.COEM.8	Employee Benefits - HUMAN RESOURCES- COUNTYWIDE EMPLOYEE EXPS	\$464
A.1450.----.8	Employee Benefits - BOARD OF ELECTIONS	\$5,699
A.1460.----.8	Employee Benefits - RECORDS MANAGEMENT	\$283
A.1610.----.8	Employee Benefits - OFFICE SERVICES	\$2,113
A.1620.----.8	Employee Benefits - BUILDINGS & GROUNDS	\$17,516
A.3010.----.8	Employee Benefits - EMERGENCY SERVICES	\$1,173
A.3020.DISP.8	Employee Benefits - PUBL SAFETY COMM- CONSOLIDATED DISPATCHING	\$24,628
A.3020.PSCN.8	Employee Benefits - PUBL SAFETY COMM-PUB SFTY COMM NETWORK	\$313
A.3020.TECH.8	Employee Benefits - PUBL SAFETY COMM- TECHNICAL SERVICES	\$4,818
A.3110.----.8	Employee Benefits - SHERIFF	\$60,950
A.3110.3114.8	Employee Benefits - SHERIFF-PISTOL PERMIT	\$591
A.3315.----.8	Employee Benefits - JAIL	\$101,025
A.3989.----.8	Employee Benefits - STOP DWI	\$1,328
A.3989.----.8	Employee Benefits - EMERGENCY MEDICAL SERVICE	\$901
A.3989.CME.8	Employee Benefits - EMS-CONTINUING MEDICAL EDUCATION	\$52
A.3989.EMS.8	Employee Benefits - EMS-FLY CAR & AMBULANCE SERVICES	\$12,826
A.3989.EMT.8	Employee Benefits - EMS-EMT/CPR TRAINING	\$80
A.4310.----.8	Employee Benefits - MENTAL HYGIENE ADMIN	\$1,519
A.5630.5625.8	Employee Benefits - BUS OPERATIONS-CARTS	\$24,018
A.6420.----.8	Employee Benefits - PROMOTION OF INDUSTRY	\$209

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A.6510.----.8	Employee Benefits - VETERANS SERVICE AGENCY	\$2,044
A.6610.----.8	Employee Benefits - WEIGHTS & MEASURES	\$1,352
A.7110.----.8	Employee Benefits - PARKS	\$1,239
A.7310.----.8	Employee Benefits - YOUTH PROGRAMS	\$162
A.8020.WTRS.8	Employee Benefits - PLANNING-WATERSHED ADMINISTRATION	\$570
A.9901.9100.9	Interfund Transfers - TRANSFER TO OTHER FUNDS-TRANSFER (A-DM)	\$14,176
DM.5130.----.8	Employee Benefits - Road Machinery Fund-ROAD MACHINERY	\$14,176
EL.8160.1000.8	Employee Benefits - ENVIRONMENT-LANDFILL	\$89,167
EL.8160.7000.8	Employee Benefits - ENVIRONMENT-RECYCLING	\$7,302
EL.8189.----.8	Employee Benefits - OTH ENV - HOUSE HAZ WASTE	\$138
ESN.8110.8112.8	Employee Benefits - ADMINISTRATION-ADMINISTRATION	\$2,062
ESN.8120.8122.8	Employee Benefits - SANITARY SEWERS-SANITARY SEWERS	\$2,068
ESN.8130.8132.8	Employee Benefits - SEWAGE TREATMENT-SEWAGE TREATMENT	\$4,007
ESP.8110.8114.8	Employee Benefits - ADMINISTRATION-ADMINISTRATION	\$567
ESS.8110.----.8	Employee Benefits - ADMINISTRATION	\$9,521
ESS.8120.----.8	Employee Benefits - SANITARY SEWERS	\$11,198
ESS.8130.----.8	Employee Benefits - SEWAGE TREATMENT	\$23,034
EW.8310.----.8	Employee Benefits - Water District	\$707
EWN.8310.----.8	Employee Benefits - Water District	<u>\$23</u>
	Total	\$460,066
<u>DECREASE APPROPRIATION ACCOUNTS:</u>		
EL.8160.1000.1	Personal Services - ENVIRONMENT-LANDFILL	\$96,607
ESP.8120.8124.8	Employee Benefits - SANITARY SEWERS-SANITARY SEWERS	\$567
ESS.8120.----.2	Equipment - SANITARY SEWERS	\$8,326
ESS.9089.----.4	Contractual - Undistributed Benefits	\$35,427
EW.8310.----.4	Contractual - Water District	\$707
EWN.8310.----.4	Contractual - Water District	<u>\$23</u>
	Total	\$141,657

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INCREASE REVENUE ACCOUNTS:

A.1310.9999.R111.0000	Non Property Tax Items-SALES TAX	\$296,096
DM.9901.9100.R503.1000	Interfund Transfers-INTERFUND TRANSFER	<u>\$14,176</u>
	Total	\$310,272

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

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RES. NO. 129-23

Amend 2022 Budget for Year End Reconciliations – Various Departments

By Administrative Services and Audit & Control Committees:

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

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

WHEREAS, some departments received revenues in excess of budget; now therefore be it

RESOLVED, That CS and ESN Fund Balances are appropriated and follows:

INCREASE THE USE OF FUND BALANCE:

CS.----.----.863.0000	Reserved Fund Balance--Insurance Reserve	\$52,693
	Unassigned Fund Balance--Nets Assets-	
ESN.----.----.924.0000	Unrestricted	<u>\$21,934</u>
	Total	\$74,627

; and be it further

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

INCREASE APPROPRIATION ACCOUNTS:

A.1985.----.4	Contractual - Municipal Sales Tax	\$3,112,830
A.3110.----.4	Contractual - Sheriff	\$8,196
CS.1931.----.4	Contractual - Property Loss	\$52,693
ESN.8120.8122.4	Contractual - Sanitary Sewers-Sanitary Sewers	\$21,934
ESS.8130.----.4	Contractual - Sewage Treatment	\$12,656
M.1930.----.4	Contractual - Judgments & Claims	\$2,484,408
	Contractual - Undistributed Benefits-	
M.9089.8000.4	Benefits Surcharge	<u>\$196,193</u>
	Total	\$5,888,910

DECREASE APPROPRIATION ACCOUNTS:

A.3150.----.4	Contractual - Jail	\$8,196
ESS.8130.----.2	Equipment - Sanitary Sewers	\$12,656

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M.1910.----.4	Contractual - Administration	\$1,982
M.9089.8000.8	Employee Benefits - Undistributed Benefits- Benefits Surcharge	<u>\$10,815</u>
	Total	\$33,649

INCREASE REVENUE ACCOUNTS:

A.1985.----.R111.0MUN	Non Property Tax Items-Sales Tax- Muni Make Whole	\$3,112,830
M.1932.----.R268.0000	Sale of Property/Compensa-Insurance Recoveries	\$775,462
M.9060.9999.R270.9001	Departmental Income-Employer Pd Prem-County	\$944,046
M.9060.9999.R270.9003	Departmental Income-Employee Contributions	\$7,029
M.9060.9999.R270.9005	Departmental Income-COBRA Contributions	\$12,528
M.9060.9999.R270.9HRA	Departmental Income-Employer HRA Contribution	\$79,438
M.9060.9999.R270.9HSA	Departmental Income-Employer HSA Contributions	\$20,818
M.9060.9999.R270.1000	Miscellaneous-Refunds: Prior Yr Exp	\$506,199
M.9089.8000.R270.9002	Departmental Income-Employer Pd Prem-Retiree	\$281,322
M.9089.8000.R270.9004	Departmental Income-Retiree Contributions	<u>\$40,962</u>
	Total	\$5,780,634

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

RES. NO. 130-23

Amend 2023 Budget to Implement the Air Service Development  
Project within the Chautauqua County American  
Rescue Plan Act (ARPA) Spending Plan

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

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been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Air Service Development Project has been approved by the ARPA working group as a project that fits within the guidelines for ARPA spending; a need has been established, in order to provide data to submit to the DOT to assist in an application to restore Essential Air Service at the Chautauqua County Airports – Jamestown (JHW); 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:

	Contractual - Chautauqua County Airport,	
A.5610.5610.4	Jamestown Airport	\$75,000

ESTABLISH & INCREASE REVENUE ACCOUNTS:

A.5610.5610.R408.9ARP	Federal Aid-Other Fed Aid ARPA Funds	\$50,000
A.5610.5610.R277.0000	Miscellaneous-Other Unclassified Rev	<u>\$25,000</u>
	Total	\$75,000

Signed: Hemmer, Pavlock, Wilfong, Davis, Heiser, Parker, Harmon  
(4-17-23 P.F. - Carried with Legislators Scudder and Niebel voting “No”)

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RES. NO. 131-23

Amend 2023 Budget to Implement the Turn Out Gear 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 Turn Out Gear project fits within the guidelines for ARPA spending; is needed because our existing inventory of turn out gear is mostly expired or about to expire, and

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proper turn out gear (PPE) is required for safe operation at emergency scenes as required by NFPA standards and PESH guidelines; 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.3010.----.4 Contractual—Emergency Services \$52,000

INCREASE REVENUE ACCOUNT:

A.3010.----.R408.9ARP Federal Aid—Oth Fed Aid ARPA Funds \$52,000

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

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RES. NO. 132-23

Amend 2023 Budget to Contribute Local Share for the Northern  
Chautauqua County Local Waterfront Revitalization Plans, 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 M. Wendel, Jr.:

WHEREAS, Lake Erie is an invaluable economic asset to Chautauqua County and the Lake Erie waterfront is an important component of our economy; and

WHEREAS, the Towns of Dunkirk, Hanover, Pomfret, Portland, Sheridan, Ripley, and Westfield; and the Villages of Silver Creek and Westfield (Municipalities) are engaged in the development of a Local Waterfront Revitalization Plan (LWRP) project that will facilitate community-based waterfront planning and enable the flow of New York State Department of State grant funds for LWRP-eligible projects; and

WHEREAS, on behalf of the Municipalities the Chautauqua County Department of Planning and Development has requested a \$10,000.00 contribution to support the cash match requirements of the LWRP program; and

WHEREAS, the Lake Erie Management Commission (LEMC) supports the Municipalities' efforts to plan for waterfront revitalization and desires to make a financial commitment; however, the LEMC's budget for 2023 is within \$1,815.00 of being fully obligated to other projects; and

WHEREAS, the LEMC returned \$12,450.00 to the Occupancy Tax Reserve from its 2022 Budget due to obligations that were approved, but could not be implemented; and

WHEREAS, the 2% Occupancy Tax Program Reserve has a balance of \$791,017 for projects of special opportunity and need; therefore be it

RESOLVED, That the Chautauqua County Legislature designates \$10,000.00 from the 2% Occupancy Tax Program Reserve to provide a cash match for the LWRP effort; and be it further

RESOLVED, That the County Executive is hereby authorized to enter into any and all contracts necessary to implement the terms of this resolution; and be it further



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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 \$10,000  
; 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 ACCOUNTS:

A.9950.----.9	Interfund Transfers—Transfer to Capital	\$10,000
H.8020.37968.4	Contractual—Planning, N Cht Co Loc Wtrft Dev Pln (2016)	<u>\$10,000</u>
	Total	\$20,000

INCREASE CAPITAL REVENUE ACCOUNT:

H.8020.37968.R503.1000 Interfund Transfers-Interfund Transfer \$10,000  
Signed: Muldowney, Scudder, Niebel, Pavlock, Gustafson, Harmon, Wilfong, Penhollow

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RES. NO. 133-23

Amend 2023 Budget to Implement the Acquisition of Lake Maintenance Equipment, 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 acquisition of lake maintenance equipment fits within the guidelines for ARPA spending, is needed because no other program provides for the acquisition of lake maintenance equipment, and budget amendments are necessary to authorize spending for the project; now therefore be it

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

ESTABLISH & INCREASE APPROPRIATION ACCOUNT:

A.8020.WTRS.2      Equipment—Planning, Watershed Administration      \$1,004,300

INCREASE REVENUE ACCOUNT:

A.8020.WTRS.R408.9ARP      Federal Aid—Oth Fed Aid ARPA Funds      \$1,004,300

Signed: Muldowney, Scudder, Pavlock, Gustafson, Harmon, Wilfong, Penhollow  
(4-20-23 A.C. - Carried with Legislator Niebel voting “No”)

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RES. NO. 134-23

Amend Spending Plan and 2023 Budget for Chautauqua County Projects  
funded by 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, financial requirements for some Projects within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan are expected to be less than initial budgetary estimates; now therefore be it

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

DECREASE APPROPRIATION ACCOUNTS:

A.9950.----.9	Interfund Transfers - Transfer to Capital	\$1,185,950
	Contractual - Buildings & Grounds,	
H.1620.25220.4	Ag Center Upgrades (2121)	\$1,000,000
	Contractual - Road Machinery,	
H.5130.626.4	DPF Large Equipment (Annual)	<u>\$185,950</u>
	Total	\$2,371,900

DECREASE REVENUE ACCOUNTS:

A.9950.----.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$1,185,950
H.1620.25220.R503.1000	Interfund Transfers-Interfund Transfer	\$1,000,000
H.5130.626.R503.1000	Interfund Transfers-Interfund Transfer	<u>\$185,950</u>
	Total	\$2,371,900

Signed: Muldowney, Pavlock, Gustafson, Scudder, Wilfong

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RES. NO. 135-23

Amend 2022 & 2023 Budgets due to 2022  
Year End Reconciliations – Capital Projects

By Audit & Control Committee:

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

WHEREAS, expenditures for some capital projects exceed initial budgetary estimates, as well as expenditures for some capital projects are less than initial budgetary estimates; and

WHEREAS, some capital projects require less revenue than originally anticipated, as well as some projects require additional revenues; now therefore be it

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

INCREASE THE USE OF FUND BALANCE:

A.----.----.917.0000	Unassigned Fund Balance--Unassigned Fund Balance	\$99,512
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DECREASE THE USE OF FUND BALANCE:

A.----.----.878.0000	Reserved Fund Balance--Reserve for Capital	\$148,608
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; 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 ACCOUNT:

A.9950.----.9	Interfund Transfers - Transfer to Capital	\$99,512
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DECREASE APPROPRIATION ACCOUNTS:

A.9950.----.9	Interfund Transfers - Transfer to Capital	\$148,608
	Contractual - Board of Elections,	
H.1450.41000.4	Voting Machines (2020)	\$1,740
H.7110.25225.4	Contractual - Parks, Overland Trail Dev (2022)	\$127,000
H.8020.37005.4	Contractual - Planning, Cln Enrgy Comm Grnt (2019)	<u>\$10,271</u>
	Total	\$287,619

INCREASE REVENUE ACCOUNTS:

H.1680.20004.R503.1000	Interfund Transfers-Interfund Transfer	\$99,512
H.8020.37006.R503.1000	Interfund Transfers-Interfund Transfer	<u>\$177</u>
	Total	\$99,689

DECREASE REVENUE ACCOUNTS:

H.1450.41000.R503.1000	Interfund Transfers-Interfund Transfer	\$1,740
H.1680.20004.R571.0000	Proceeds L/T Obligations-Serial Bonds	\$99,512
	Sale of Property/Compsa-Sale of Forest	
H.7110.25225.R265.2000	Products	\$25,400
H.7110.25225.R459.7000	Federal Aid-Transp Capital	\$101,600
H.8020.37005.R503.1000	Interfund Transfers-Interfund Transfer	\$10,271

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	Departmental Income-Other Culture & Recreation	
H.8020.37006.R208.9000	Income	\$177
	Total	\$238,700

; 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 REVENUE ACCOUNT:

	Departmental Income-	
H.6420.37008.R208.9000	Other Culture & Recreation Income	\$100,000

DECREASE REVENUE ACCOUNT:

H.6420.37008.R503.1000	Interfund Transfers-Interfund Transfer	\$100,000
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Signed: Pavlock, Scudder, Wilfong, Niebel

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RES. NO. 136-23

Amend 2023 Budget to Increase Funding for the Jefferson Project  
County Contribution within the Chautauqua County American  
Rescue Plan Act (ARPA) Spending Plan

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 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 Jefferson Project County Contribution ("Project") was identified as one of the priority projects recommended in Resolution No. 202-21 and, pursuant to Resolution No. 232-21, a budget of \$250,000 was established for the Project; and

WHEREAS, the original budget was expended and, pursuant to Resolution No. 54-23, the project was considered complete and was closed; and

WHEREAS, due to the groundbreaking scientific research on lake management that is conducted as part of the Jefferson Project, it is considered prudent and advantageous to increase

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the County’s contribution to the Project by \$1,000,000, and budget amendments are necessary to authorize additional 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 Amended Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.----.4 Contractual—Planning \$1,000,000

INCREASE REVENUE ACCOUNT:

A.8020.----.R408.9ARP Federal Aid—Oth Fed Aid ARPA Funds \$1,000,000  
Signed: Muldowney, Scudder, Niebel, Pavlock, Gustafson, Harmon, Wilfong, Penhollow

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RES. NO. 137-23

Designate Chautauqua County as Lead Agency Responsible for State Environmental Quality Review (SEQR) of State Funded Snowmobile Trail Modifications for 2023

By Planning and Economic Development Committee:

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

WHEREAS, pursuant to Resolution No. 185-12, Chautauqua County acts as the local sponsor for the New York State Office of Parks, Recreation, and Historic Preservations (NYS OPRHP) New York State Snowmobile Trails Grant-in-Aid Program (Program); and

WHEREAS, the Program requires individual participating snowmobile clubs to collect Global Positioning System (GPS) data for their trails at a minimum of every three years; and

WHEREAS, the Program recommends snowmobile clubs stagger their GPS data collection efforts resulting in reroutes/changes every year to be processed by the Department of Planning and Development (DPD); and

WHEREAS, the State Environmental Quality Review (SEQR) requires reroutes or expansions of the existing trail system to have an environmental assessment; and

WHEREAS, the following trails are required to be updated with anticipated SEQR to be completed if modifications were made to the existing trails; and

Trail	Snowmobile Club	Municipality
C4	Chautauqua Lake Snowmobile Club	Chautauqua, Stockton
C4B	Chautauqua Lake Snowmobile Club	Chautauqua, Portland, Stockton
S51A	Chautauqua Lake Snowmobile Club	Chautauqua
C1	Cherry Creek Sno-Goers	Arkwright, Hanover, Villenova
C1A	Cherry Creek Sno-Goers	Hanover, Villenova
C2	Cherry Creek Sno-Goers	Cherry Creek
C4	Cherry Creek Sno-Goers	Cherry Creek, Villenova
C4C	Cherry Creek Sno-Goers	Arkwright, Pomfret, Stockton
S11A	Cherry Creek Sno-Goers	Hanover
S12	Cherry Creek Sno-Goers	Cherry Creek
S14	Cherry Creek Sno-Goers	Hanover

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S40A	Cherry Creek Sno-Goers	Charlotte, Stockton
C1D	Ellery Sno-Cruisers	Gerry, Stockton
C4	Ellery Sno-Cruisers	Stockton
C4A	Ellery Sno-Cruisers	Ellery, Ellicott, Gerry, Stockton
S42	Ellery Sno-Cruisers	Ellery, Gerry
S43	Ellery Sno-Cruisers	Ellery, Ellicott

WHEREAS, to avoid delays or rejection, NYS OPRHP recommends obtaining a SEQR determination prior to receiving approval for trails submitted as part of Phase I of the Program; and

WHEREAS, the environmental assessment is the responsibility of an agency that undertakes an action to be the lead agency in the SEQR process; and

WHEREAS, final SEQR determination(s) would be required to be reviewed by the Chautauqua County Legislature prior to authorization by the County Executive for specific proposed action; therefore be it

RESOLVED, That Chautauqua County does hereby agree to act as the SEQR Lead Agency for the 2023-2024 Program year and as such is authorized to comply with all SEQR requirements for all snowmobile trails within Chautauqua County applying for State funding including any reroutes or changes to an existing trail receiving State funding.

Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow

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RES. NO. 138-23

Authorizing Public Hearing Regarding 8-Year Review  
of Chautauqua County Agricultural District 7

By Planning and Economic Development Committee:

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

WHEREAS, Chautauqua County Legislature is responsible for Chautauqua County Agricultural District 7 encompassing the Towns of Clymer, French Creek, Harmony, Mina, North Harmony, and Sherman; and

WHEREAS, Article 25AA section 303-a of the New York State Agriculture and Markets Law authorizes the continuance and modification of agricultural districts within the County of Chautauqua, in accordance with the procedures set forth therein; and

WHEREAS, the County received a notification from the New York State Department of Agriculture and Markets to perform an eight-year review for Agricultural District 7; and

WHEREAS, in accordance with New York State Agriculture and Markets Law Section 303-a, a comprehensive eight-year review of Chautauqua County Agricultural District 7 was conducted, and a Notice to Review to accept proposals for modifications to the districts was posted and distributed in accordance with the procedures set forth therein, for the period of March 1, 2023 through March 31, 2023; and

WHEREAS, the Chautauqua County Agricultural and Farmland Protection Board reviewed the submitted modifications on April 4, 2023, and is finalizing its report and findings of the proposed modifications; and

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WHEREAS, in accordance with New York State Agriculture and Markets Law Section 303-a, the County must hold a public hearing prior to accepting proposed modifications to an agricultural district; therefore be it

RESOLVED, That the Chautauqua County Legislature hold a public hearing for the aforementioned purposes during the regular meeting of the Chautauqua County Legislature on June 28, 2022 at 6:35pm in the Legislative Chambers, Gerace Office Building, Mayville, New York, where all interested parties shall be heard regarding the proposed 8-year review modifications to Chautauqua County Agricultural District 7; and be it further

RESOLVED, That at least eight (8) days' notice of such hearing shall be given by the Clerk of the Legislature by the due posting thereof in the Gerace Office Building and on the County's website, and by publishing such notices in the official newspapers of the County.

Signed: Muldowney, Gustafson, Harmon, Wilfong, Penhollow

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RES. NO. 139-23  
Close Capital Projects

By Audit & Control Committee:

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

WHEREAS, the following capital projects have been completed or are no longer needed and can be closed:

H-3110-06015 – Sheriff, Radio Tower UPS Replace (2023)

H-8020-37908 – Planning, Dam Replacement (2013)

; 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.

Signed: Scudder, Wilfong, Pavlock

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RES. NO. 140-23  
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

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RESOLVED, That the County 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
QC-154-2022	City of Jamestown	060800-371.09-6-16.2	Elizabeth Phillips	Edward & Elizabeth Phillips	\$176.42	\$176.42
QC-155-2022	City of Jamestown	060800-371.09-6-17.3	Elizabeth Phillips	Edward & Elizabeth Phillips	\$166.93	\$166.93
QC-156-2022	City of Jamestown	060800-371.09-6-18.3	Elizabeth Phillips	Edward & Elizabeth Phillips	\$203.14	\$203.14
*PA-9-2022	City of Dunkirk	060300-79.11-5-64	Colby Garza	Estate of Rosetta Thomas	\$1,500.00	\$20,648.49
<del>*PA 9 2022</del>	<del>City of Dunkirk</del>	<del>060300-79.11-5-64</del>	<del>Oscar W. Santos Jr.</del>	<del>Estate of Rosetta Thomas</del>	<del>\$1,000.00</del>	<del>\$20,648.49</del>
<del>*PA 9 2022</del>	<del>City of Dunkirk</del>	<del>060300-79.11-5-64</del>	<del>Ernest L. Torres</del>	<del>Estate of Rosetta Thomas</del>	<del>\$1,000.00</del>	<del>\$20,648.49</del>
				Total Amount:	<del>\$4,046.49</del>	<del>\$62,491.96</del>
					<del>\$2,046.49</del>	<del>\$21,194.98</del>
* Denotes multiple bids						

Signed: Scudder, Pavlock, Wilfong, Niebel, Davis, Muldowney, Vanstrom, Harmon, Parker  
(4-17-23 A.S. – Amended by strikethrough and new text)