

Agenda

Administrative Services Committee

August 19, 2024, 5:00 p.m., Legislative Chambers

Livestreamed on YouTube

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (07/15/24)
- C. Privilege of the Floor

- 1. Proposed Resolution – Transfer American Rescue Plan (ARPA) Spending Plan Budget from 2023-2024 County Clerk’s Office
- 2. Proposed Resolution – Amend Chautauqua County Purchasing Policy
- 3. Proposed Resolution – Authorizing 2025 Levy of Participant's Share of Chautauqua County Self Insurance Plan (Workers’ Compensation) Costs
- 4. Proposed Resolution – Standard Workday and Reporting Resolution
- 5. Proposed Resolution –Setting the Salary for Land Surveyor
- 6. Proposed Resolution – Reallocating Salary Grade for Case Manager (Health)
- 7. Other –

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Transfer American Rescue Plan (ARPA) Spending Plan Budget from 2023-2024
County Clerk's Office

BY: Administrative Services and Audit & Control Committees:

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

WHEREAS, the 2023 Adopted Budget was amended to include appropriations and revenues for a number of projects funded by the American Rescue Plan (ARPA); and

WHEREAS, some of these projects were not complete in 2023 but are expected to be continued and/or completed in 2024; and

WHEREAS, pursuant to Resolution 99-24, the remaining budgets for these projects were included in 2024 Operating Budget; and

WHEREAS, the full balance of ARPA Project 41 for digitizing of documents was not included in Resolution 99-24; now therefore be it

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2024 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.1410. ----.4	Contractual-Records Management	\$105,000
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INCREASE REVENUE ACCOUNTS:

A.1410. R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$105,000
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend Chautauqua County Purchasing Policy

BY: Administrative Services and Audit & Control Committees:

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

WHEREAS, pursuant to Section 104-b of New York State General Municipal Law (GML), the County Legislature adopted a purchasing policy in Resolution 182-92, as amended by Resolutions 268-93, 171-94, 124-09, 142-13, 68-14, 161-15, 230-16, 189-18, 184-20 and 289-21; and

WHEREAS, the County's Director of Finance requests an amendment to the second paragraph of Section 2, to increase the per-transaction credit card limit for Finance Department Purchasing staff; now therefore be it

RESOLVED, That the County Purchasing policy established by Resolution 182-92, as amended, is further amended to read as follows:

1. **Purchasing Procedures.**

a. State Requirements. Every purchase of goods and/or services shall be reviewed by the officer or employee that initially approves the requisition to ensure compliance with State competitive bidding/offering requirements and preferred source requirements, under the general supervision of the Purchasing Manager. Any procurement that is not subject to competitive bidding shall be accompanied by documentation of the basis for the determination that competitive bidding is not required by law. The Purchasing Manager should be consulted when an acquisition is believed to be a professional service and therefore not subject to State competitive bidding requirements. Contracts involving the receipt by County of revenues are not required to be bid; however, quotes or proposals should be solicited.

b. Alternative Proposals and Quotes. Except as otherwise provided by New York State law, alternative proposals or quotations for goods and services shall be:

- i. secured by use of written requests for proposals (RFPs) and written, faxed, or e-mailed quotations received from at least three vendors, for procurements of services expected to exceed \$20,000 in value per year;
- ii. secured by written, faxed, or e-mailed quotations received from at least three vendors, for procurements of goods and services expected to be between \$5,000 and \$20,000 per year; and
- iii. within the discretion of the Department Head, subject to the advice of the Purchasing Manager, for procurements of goods and services under \$5,000 per year.

With respect to the procurements of goods and services between \$5,000 and \$35,000 (other than professional services) that are not subject to State competitive bidding requirements, the County shall purchase from a responsible and responsive local vendor when: (i) the price quoted by the local vendor does not exceed the lowest price quoted by a non-local vendor by more than ten percent (10%); and (ii) the local vendor is willing to match the lowest, non-local vendor's quoted price. For purposes of this

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County Executive

Date

Purchasing Policy, a “local vendor” shall be deemed to mean (i) in the case of a business entity vendor, a business entity which has a physical location in Chautauqua County and employs at least one full-time employee in Chautauqua County; and (ii) in the case of an individual vendor, an individual whose legal residence is Chautauqua County.

Purchases must also be compliant with any funding source requirements. See, for example, the requirements of Title 2: Grants and Agreements, of the Code of Federal Regulations (CFR), Part 200—Uniform Administrative Requirements, Cost Principles, and Audit requirements for Federal Awards (“Uniform Guidance”) §§200.318-200.326. Solicitations and awards for purchases to be paid for in whole or in part with Community Development Block Grant (CDBG) funds must be consistent with applicable requirements of 24 C.F.R. Part 75 “Economic Opportunities for Low- and Very-Low Income Persons”, including requirements for participation of Section 3 residents and businesses, as well as MWBE requirements.

Adequate documentation of actions taken in connection with each such method of procurement shall accompany the purchase order or the Agreement or Agreement of Services request submitted to the Purchasing Manager, and the credit card purchase information submitted to the Department of Finance. Such documentation must include a statement of the reason that three quotes were not able to be secured, when applicable. This Policy requires the receipt of three proposals or quotes; however, when that is not possible, the procuring party may document good faith efforts to comply with this Policy and/or reasons that three responses were not able to be secured.

c. Exceptions. In the event that the procurement is from: a State contract bid; General Services Administration schedule seventy, information technology; General Services Administration’s “1122 Program Equipment and Supplies Catalog” and consolidated schedule contracts; involves surplus or second hand supplies, materials or equipment to be acquired from other governmental units; reflects unique or specialized goods or services that are needed by the County; is part of a program to standardize goods or equipment; arises from a bona fide emergency, accident or other unforeseen occurrence or condition that requires prompt action; involves a sole source situation; relates to the purchase of perishable food; is from a State-designated Preferred Source; or involves other situations where the above procedures for the solicitation of alternative proposals or quotations are not practical or will not be in the best interest of the County, a written explanation of why adherence to the procedures set forth in this Policy would not be practical or would not be in the best interest of the County shall accompany the Purchase Order, Agreement or Agreement of Services request submitted to the Purchasing Manager, or the Procurement Card statement submitted to the Department of Finance, which determination shall be subject to review by the Purchasing Manager, Department of Finance, and/or the Law Department.

d. Lowest Responsible Offer. In the event a contract is awarded to other than the lowest responsible dollar offeror, the Purchase Order or Agreement/Agreement of Services request shall be accompanied by written documentation and justification specifying why such award is in the best interest of the County. When a contract is awarded utilizing “best value” procedures pursuant to Section 103 of New York State General Municipal Law, the award shall be based to the extent possible on objective and quantifiable analysis, and best value RFPs shall include a description of the manner in which the evaluation of the offers and award of the contract will be conducted, and as appropriate, identify the relative importance of price and non-price factors.

e. Miscellaneous Provisions.

i. Whenever practical, economical, and permitted by State law, the County shall acquire goods and services from local vendors and select goods and services which provide the least possible negative impact on the environment, including products made from recycled materials. In the event of a tie bid

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Date

between a local vendor and a non-local vendor, the County may award the contract to the local vendor.

ii. The requirements of this Purchasing Policy apply to procurements in which the County expends funds or receives revenues.

iii. Notwithstanding anything to the contrary in this Purchasing Policy, all County procurements shall be made in conformance with Federal and State requirements, including but not limited to applicable laws and Federal and State grant/funding requirements.

iv. Department heads shall require their employees with purchasing authority to attend training sessions provided by the County Purchasing Manager and ensure that new employees receive training prior to purchasing on behalf of that department.

v. An individual or entity that reviews a County Invitation to Bid or Request for Proposals in draft or final form prior to its issue may not (i) submit a response to the solicitation or (ii) serve as an employee, contractor or subcontractor of the individual or entity awarded the contract, for the first five (5) years of the contract period.

vi. From the time of issuance of a County Invitation to Bid or Request for Proposals until final determination of the successful vendor, all prospective vendor questions and communications must be referred to the Purchasing Manager or his/her designee.

2. Credit Card Usage.

Procurement Credit Cards issued by the Finance Department to County departments and departmental staff, hereinafter referred to as credit cards, can be used to make payments for purchases of goods not exceeding \$1,000 in value when pre-approved by the Department Head and consistent with the direction provided by the Purchasing Manager. Upon request by the Department Head to the Director of Finance, credit cards will be issued to individual employees, hereinafter referred to as Cardholders. Such cards are not re-assignable for use by other employees.

Credit card limits shall be established by the Finance Department's credit card administrator. The credit cards have a monthly limit of \$5,000, unless the Department Head requests that a Cardholder's monthly credit limit be increased to accommodate the department's purchasing requirements. There is a non-adjustable \$1,000 limit per transaction, with the exception that Finance Department Purchasing staff may have a \$2,000 per-transaction limit. Under no circumstances will a Cardholder authorize a transaction exceeding this \$1,000/\$2,000 limit without the advance written approval of the Purchasing Manager.

Procurements paid for with credit cards remain subject to all requirements of this Policy. The Cardholder to whom the credit card is assigned shall reimburse the County for costs incurred with respect to any illegal or unauthorized expenditure or improper usage of the credit card, to the extent such costs were within the Cardholder's control. The credit card is expressly not authorized to be used to pay for the procurement of services unless specifically authorized in writing by the Purchasing Manager.

Cardholders must obtain packing slips for all purchases paid for by credit card, reconcile the slips with the Cardholder's monthly credit statement, and attest by signature on the credit card statement that all goods recorded have been received in good condition and are for the use of conducting County business. Department Heads must sign the monthly credit statements of their Cardholders as an indication that all purchases were authorized by the Department Head.

Credit shall be immediately requested from the vendor for any unauthorized purchases or billing errors. In the event the vendor does not cooperate in issuing a credit when due, the Cardholder should contact the Department of Finance and request that a

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County Executive

Date

Dispute Form be submitted to the financing agency. The County is not responsible for any unauthorized purchases or purchases made for personal use.

Cardholders must perform an initial audit and reconciliation of their monthly statements and must promptly submit their statements, along with the appropriate G/L Account number to be charged, so that the bill can be paid prior to the time of imposition of late fees or penalties, and prior to the monthly closing of the County's financial statements.

The Purchasing Manager will review the periodic audit reports submitted by the auditors and take appropriate action to enforce the credit card policy. Each Cardholder must have on file with the County Executive's Office a current Financial Disclosure Form, and must attend all applicable Purchasing Manager training sessions.

3. **Violations.**

Employees are subject to disciplinary action and/or referral to the Chautauqua County Ethics Board, for violation of this Policy. County employees aware of a violation of this Policy shall report such violation to their County supervisor and/or to the County's Purchasing Manager.

4. **Individuals with Purchasing Authority.**

Pursuant to the requirements of Section 104-b(2)(f) of the General Municipal Law, the individuals identified as having purchasing authority are included on a list to be maintained and continually updated by the County Executive's office, which list is incorporated herein by reference. Such list shall identify all employees with purchasing authority, which includes individuals who are authorized to:

- i. Approve Agreements and Agreements of Services;
- ii. Use a County Credit Card;
- iii. Approve Purchase Orders; or
- iv. Approve Vouchers or Grids;

and it is further

RESOLVED, That the County Legislature shall annually review these purchasing policies and procedures, with input from the county employees involved in procurement; and it is further

RESOLVED, That the unintentional failure to comply with the provisions of this resolution shall not be grounds to void action taken or give rise to a cause of action against the County or any officer or employee thereof.

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VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorizing 2025 Levy of Participant's Share of Chautauqua County Self Insurance Plan (Workers' Compensation) Costs

BY: Administrative Services and Audit & Control Committees:

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

RESOLVED, That pursuant to the Workers' Compensation Law and Chautauqua County Local Law 11-79, as amended by Local Laws 1-82, 4-84, 3-89, 7-93, 4-06, 4-07, 5-14, and 4-22 the following amounts shall be apportioned in 2025 to each municipal participant, forty percent (40%) of such amounts being based on the total amount of the participant's gross wages in the proportion that the wages bear to the aggregate gross wages of all participants; and sixty percent (60%) of such amounts being based on the loss- percentile experience of the participant as provided in said plan and by the Workers' Compensation Law; and be it further

RESOLVED, That the amount set forth against the county be levied in the next tax levy and that the Self Insurance Plan be hereby directed to bill all other participants for the amounts set forth against them for the year 2025:

		<u>Towns</u>	
Arkwright	\$27,420.93	Harmony	\$38,770.19
Busti	\$14,693.78	Kiantone	\$2,719.98
Carroll	\$13,083.20	Mina	\$10,016.45
Charlotte	\$4,041.57	N Harmony	\$34,894.18
Chautauqua	\$12,726.38	Poland	\$37,398.32
Cherry Creek	\$7,130.78	Pomfret	\$59,261.04
Clymer	\$3,157.35	Portland	\$35,250.76
Dunkirk	\$3,517.71	Ripley	\$19,852.93
Ellery	\$13,305.65	Sheridan	\$32,251.82
Ellicott	\$72,168.01	Sherman	\$9,676.23
Ellington	\$8,285.69	Stockton	\$6,266.42
French Creek	\$2,397.23	Villanova	\$12,555.19
Gerry	\$4,212.02	Westfield	\$8,860.68
Hanover	\$24,070.55		
Subtotal Towns			\$517,985.04
		<u>Villages / Cities</u>	
Bemus Point	\$1,022.58	Mayville	\$7,438.80
Brocton	\$25,568.32	Panama	\$106.57
Cassadaga	\$1,714.81	Sherman	\$7,352.75
Celoron	\$2,334.76	Silver Creek	\$18,994.40
Falconer	\$6,078.80	Sinclairville	\$1,105.12
Fredonia	\$178,949.77	Westfield	\$108,985.81
Lakewood	\$21,651.65		
		Jamestown (City)	\$854,005.65
Subtotal Villages / Cities			\$1,235,309.80
Chautauqua County			\$1,589,189.03
Grand Total			<u>\$3,342,483.87</u>

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**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: 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 (Last 4 digits)	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result	Not Submitted	Pay Frequency
Appointed Officials:								
Elected Officials:								
Anthony, Dalton	XXX-XX-6768	R13121878	Legislator	1/1/2024 – 12/31/2025	6	3.13		Bi-Weekly
Buchanan, Marcus	XXX-XX-6721	R13333059	Legislator	1/1/2024 – 12/31/2025	6		X	Bi-Weekly
Nelson, Thomas	XXX-XX-7388	R11568628	Legislator	1/1/2024 – 12/31/2025	6	1.92		Bi-Weekly
Pavlock, Daniel	XXX-XX-3243	R11936843	Legislator	1/1/2024 – 12/31/2025	6	8.98		Bi-Weekly
Scudder, Robert	XXX-XX-6226	R10698595	Legislator	1/1/2024 – 12/31/2025	6	6.09		Bi-Weekly
Vanstrom, Lisa A	XXX-XX-0905	R10073437	Legislator	1/1/2024 – 12/31/2025	6	5.17		Bi-Weekly
Wilfong, David	XXX-XX-7304	R13019298	Legislator	1/1/2024 – 12/31/2025	6	2.81		Bi-Weekly

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Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Setting the Salary for Land Surveyor

BY: Public Facilities, Administrative Services and Audit & Control Committees:

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

WHEREAS, the Director of Public Facilities has requested that salary be set for a new position involving responsibilities to perform land surveying for public works projects and will be responsible for the administrative and supervisory oversight of the Parks Division; and

WHEREAS, an incumbent in this class will also support the engineering division with project design and other related engineering tasks. The work is performed under the general supervision of a Deputy Director of Public Facilities allowing wide leeway for the exercise of independent judgment in the tasks performed; and

WHEREAS, the Human Resources Department has classified the position as Land Surveyor and supports the request that the salary be set at Grade 23; now therefore be it

RESOLVED, That the title of Land Surveyor be added to the Chautauqua County CSEA Unit 6300 Salary Plan at Grade 23:

Grade 23 2024: (\$32.97 - \$43.82) per hour

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VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Reallocating Salary Grade for Case Manager (Health)

BY: Administrative Services, Human Services and Audit & Control Committees:

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

WHEREAS, the Public Health Director requested a review of the Case Manager (Health) salary grade; and

WHEREAS, the Human Resources staff reviewed the salary grade and duties currently being performed by Case Manager (Health) position as compared to similar positions in that department; and

WHEREAS, the position of Case Manager (Health) is covered by the terms of the CSEA 6300 Agreement and is allocated to Grade 12 of the CSEA 6300 salary schedule; and

WHEREAS, the Human Resources staff has recommended that the position of Case Manager (Health) be increased two (2) grades on the CSEA 6300 salary schedule; and

WHEREAS, the Reallocation Committee as defined by the CSEA Unit 6300 Collective Bargaining Agreement, comprised of the County Executive, Director of Human Resources, and President of CSEA Unit 6300, met and approved the recommended grade change; now therefore be it

RESOLVED, That the title of Case Manager (Health) currently allocated to salary grade 12 shall be reallocated to salary grade 14.

2024 CSEA 6300 SALARY SCHEDULE											
<u>Grade</u>	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>	<u>Step 6</u>	<u>Step 7</u>	<u>Step 8</u>	<u>Step 9</u>	<u>Step 10</u>	<u>Step 11</u>
12			22.90	23.89	24.54	25.34	26.21	27.04	27.85	28.69	29.55
14			24.30	25.34	26.21	27.04	27.94	28.94	29.81	30.7	31.62

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VETOES (VETO MESSAGE ATTACHED)

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