

Agenda

Public Facilities Committee

September 16, 2024, 4:00 p.m., Legislative Chambers

Livestreamed on YouTube

Gerace Office Building, Mayville, NY

- A. Call to Order
 - B. Approval of Minutes (08/19/24)
 - C. Privilege of the Floor
1. Proposed Resolution – Confirm Appointment - Airport Commission
 2. Proposed Resolution – Adjust 2024 Buildings and Grounds Operating Budget (Lucas Avenue)
 3. Proposed Resolution – Amend 2024 Budget to Implement the Conewango Dams Sediment Removal and Valve Rehabilitation Project, Using Funding from the American Rescue Plan Act (ARPA)
 4. Proposed Resolution – Authorize Lease Agreement for Office Suite at the Chautauqua County Jamestown Airport Terminal Building
 5. Proposed Resolution – Authorize Lease of Restaurant Facilities at Chautauqua County Airport – JHW to Basil & Bones
 6. Proposed Resolution – Authorize Public Hearing to enter into Lease Agreement at Jamestown Airport (JHW) with Chautauqua Aircraft Sales, Inc. (CAS) for lease of Building E
 7. Proposed Resolution – Affirmation of Determinations in Relation to Reduction of Infiltration and Inflow in the North Chautauqua Lake Sewer District
 8. Proposed Resolution – Authorizing Application to the NYS Office of the State Comptroller for the Repair and Replacement of Apparatus and Equipment of the North Chautauqua Lake Sewer District
 9. Proposed Resolution – Amend 2024 Budget–North Chautauqua Lake Sewer District
 10. Proposed Resolution – Amend 2024 Budget–North Chautauqua Lake Sewer District and the Portland Pomfret Dunkirk Sewer District
 11. Proposed Resolution – Amend 2024 Budget to Assist the NCCWD Pursuit of Connecting the Village of Fredonia, Using Funding from the American Rescue Plan Act (ARPA)

12. Discussion – Update on County Buildings and Office Spaces – Presented by Tim Card, Director of Public Facilities and Josh Rothwell, Assistant Deputy Director of Public Facilities

13. Other –

Late Proposed Resolution – Authorize Lease Agreement with the Town of Chautauqua for Office Space for the Chautauqua County Probation Department

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Confirm Appointment - Airport Commission

BY: Public Facilities Committee:

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

WHEREAS, Paul M. Wendel Jr., County Executive, 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 Airport Commission.

Jamie Gustafson
1965 Shadyside Road,
Lakewood, New York 14750
Term Expires: 12/31/25

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Adjust 2024 Buildings and Grounds Operating Budget (Lucas Avenue)

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, the original estimated lease payment was miscalculated when originally budgeted for 2024; and

WHEREAS, an additional sum of \$66,500.00 will be needed to cover the County's lease expenses for the remainder of 2024; now therefore it be

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

INCREASE THE USE OF FUND BALANCE:

A.----.----.917.0000	Unassigned Fund Balance	\$66,500
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; and be it further

RESOLVED, That the Director of Finance is hereby authorized to make the following change to the operating budget:

INCREASE APPROPRIATION ACCOUNT:

A.1620.6020.4	Contractual- Buildings & Grounds, Lucas Avenue	\$66,500
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2024 Budget to Implement the Conewango Dams Sediment Removal and Valve Rehabilitation 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 variety 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 designed 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 ARPA funds and to allocate the available funds; and

WHEREAS, the Conewango Dams Sediment Removal and Valve Rehabilitation project fits within the guidelines for ARPA spending is needed for continued compliance with NYSDEC, as well as operational and maintenance requirements with National resource Conservation Services; and budget amendments are necessary to authorize spending for the project; 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:

H.1440.25974.4	Contractual – Engineers, Conew Wtshd Dam 33 Sed Rem (2017)	\$501,658
A.9950.----.9	Interfund Transfers – Transfer to Capital	\$501,658

INCREASE REVENUE ACCOUNTS:

H.1440.25974.R503.1000	Interfund Transfers – Interfund Transfer	\$501,658
A.9950.----.R408.9ARP	Federal Aid – Oth Fed Aid ARPA Funds	\$501,658

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Lease Agreement for Office Suite at the Chautauqua County
Jamestown Airport Terminal Building

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, the County owns and operates the Chautauqua County Jamestown Airport in the Town of Ellicott in a manner that provides services and facilities on a non-exclusive basis for the general use of the public and to enhance current and future economic development in the County; and

WHEREAS, the County has received a Letter of Intent from Chase Aviation Company LLC., conveying its desire and intention to lease office facilities at the Jamestown Airport main terminal building for the purpose of operating an aircraft brokerage and aircraft management business; and

WHEREAS, pursuant to Local Law 6-2000 a public hearing is not required for airport leases that have a term of less than one (1) year; and

WHEREAS, a budget amendment is not required as revenues are already budgeted that will cover the increase; therefore be it

RESOLVED, That the County Executive is authorized and empowered to execute an agreement with Chase Aviation Company LLC., to lease office space in County of Jamestown Airport main terminal in conformance with FAA regulations and to include substantially the following terms and conditions:

1. Term. Three months commencing on October 1, 2024, and terminating on December 31, 2024. A public hearing and lease renewal are anticipated for an additional 3 year term, commencing January 1, 2025.
2. Premises. Terminal Building Office No. 46, a 414 gross square foot office located at the Chautauqua County Jamestown Airport, with access to a private bathroom, non-exclusive use of the baggage room No. 33, use of garage space adjacent to the main terminal building for a work vehicle, and access to the terminal apron.
3. Payment. Tenant shall pay County a monthly fixed rental fee of Five Hundred Seventy-Five and No/100 Dollars (\$575.00).
4. Other. As negotiated by the County Executive.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Lease of Restaurant Facilities at Chautauqua County Airport – JHW to Basil & Bones

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, the Airport Commission has considered and recommends leasing space in the Robert C. Jackson Terminal at JHW to Basil & Bones for use as a restaurant, event space, and commercial kitchen; and

WHEREAS, pursuant to Local Law 6-2000 a public hearing is not required for airport leases that have a term of less than one (1) year; and

WHEREAS, a budget amendment is not required as revenues are already budgeted that will cover the increase; therefore be it

RESOLVED, That the County Executive is authorized to execute a lease agreement with Basil & Bones for the Airport Restaurant Facilities at the County Airport JHW upon substantially the following proposed terms and conditions:

1. Term. Six (6) months, commencing on October 1, 2024. An extension term will be subject to approval by the County Legislature at end of the term (March 31, 2025).
2. Premises. County Terminal Building Restaurant comprising 2,909 gross square feet of open floorplan office. County, at no additional cost to Lessee, shall provide for the exclusive use of parking adjacent to the Terminal building, next to the restaurant door entrance directly to the outside.
1. Payment. Tenant shall pay County a monthly fixed rental fee of Four Hundred and No/100 dollars (\$400)
2. Other. As negotiated by the County Executive.

APPROVED
VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Public Hearing to enter into Lease Agreement at Jamestown Airport (JHW) with Chautauqua Aircraft Sales, Inc. (CAS) for lease of Building E

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, the County owns and operates the Chautauqua County Airport – Jamestown located in the Town of Ellicott, New York, and desires to lease to CAS an aviation hangar for operation of an aircraft maintenance business serving the general aviation needs of the public; and

WHEREAS, a public hearing pursuant to Article 14 of the General Municipal Law is required prior to approval of a lease of airport facilities; now therefore be it

RESOLVED, That pursuant to General Municipal Law, a public hearing on the proposed lease agreement of building E at the Chautauqua County Airport – Jamestown with Chautauqua Aircraft Sales, Inc (CAS) to include substantially the following terms and conditions, shall be held at 6:35 p.m. during the meeting of the Chautauqua County Legislature to occur on September 25, 2024, in the Legislative Chambers, Gerace Office Building, Mayville, New York 14757:

1. Term. Five (5) year period to commence January 1, 2025 – December 31, 2029
2. Premises. Hangar E; At the Chautauqua County – Jamestown Airport, in the Town of Ellicott, Chautauqua County, New York (“the leased premises”)
3. Payment. Tenant shall pay County on or before the first day of each month the sum of One Thousand Two Hundred Eighteen and No/100 Dollars (\$1,218.98) per month for the Leased Premises, with an annual increase of two percent (2%) per year, compounded.
4. Other. As negotiated by the County Executive.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Affirmation of Determinations in Relation to Reduction of Infiltration and Inflow in the North Chautauqua Lake Sewer District

BY: Public Facilities and Audit & Control Committees:

AT THE REQUEST OF: Legislative Chairman Pierre E. Chagnon:

WHEREAS, Pursuant to Resolution 181-23 the Chautauqua County Legislature determined in accordance with County Law §268 that it is in the public interest to construct proposed improvements in the North Chautauqua Lake Sewer District for the reduction of I & I as described in a Map and Plan report and in a Notice of Public Hearing, for a maximum amount to be expended of \$5,480,000 (the Project); and

WHEREAS, the District Board is now satisfied with the amount of grant and loan funding available for the project and is ready to proceed; now therefore be it

RESOLVED, That Resolution 181-23 is hereby affirmed in its entirety; and be it further

RESOLVED, That pursuant to County Law §259 the Clerk of the Legislature shall cause a certified copy of this Resolution to be recorded within ten days in the office of the County Clerk of the County of Chautauqua.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorizing Application to the NYS Office of the State Comptroller for the Repair and Replacement of Apparatus and Equipment of the North Chautauqua Lake Sewer District

BY: Public Facilities and Audit & Control Committees:

AT THE REQUEST OF: Legislative Chairman Pierre E. Chagnon:

WHEREAS, the Chautauqua County Legislature adopted Resolution 181-23 that approved the replacement of apparatus and equipment in the North Chautauqua Lake Sewer District at a maximum cost of \$5,480,000; and

WHEREAS, pursuant to County Law §268(3) it is required that the proposed replacement of apparatus and equipment be approved by the NYS Office of the State Comptroller; and

WHEREAS, the County Law Department and the Director of the North Chautauqua Lake Sewer District have 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 replacement of apparatus and equipment is in the public interest and will not constitute an undue burden on the 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.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2024 Budget--North Chautauqua Lake Sewer District

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, the budgeted amount for roof repair replacement was inadvertently left out of the 2024 budget; and

WHEREAS, the North Chautauqua Lake Sewer District has a building in need of roof repair; now therefore be it

RESOLVED, That the ESN Fund be appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

ESN.-----924.8130	Unassigned Fund Balance--Net Assets –	
	Unrestricted (Deficit)	\$40,104

; and be it also

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

INCREASE APPROPRIATION ACCOUNT:

ESN.8130.3850.2	Equipment - North Chautauqua Lake Swr	\$40,140
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2024 Budget–North Chautauqua Lake Sewer District and the Portland Pomfret Dunkirk Sewer District

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, the use of certain sub-departments was discontinued in 2024 causing the budget for a truck purchase to reflect in accounts that are now obsolete; and

WHEREAS, the budgeted amounts need to be amended to the correct accounts; now therefore be it

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

DECREASE APPROPRIATION ACCOUNT:

ESN.8120.8122.2	Equipment – North Chautauqua Lake Sewer	\$67,701
ESP.8120.8124.2	Equipment – Portland Pomfret Dunkirk Sewer	<u>\$33,851</u>
	Total:	\$101,552

INCREASE APPROPRIATION ACCOUNT:

ESN.8120.----.2	Equipment – North Chautauqua Lake Sewer	\$67,701
ESP.8120.----.2	Equipment – Portland Pomfret Dunkirk Sewer	<u>\$33,851</u>
	Total:	\$101,552

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2024 Budget to Assist the NCCWD Pursuit of Connecting the Village of Fredonia, 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, this NCCWD project fits within the guidelines for ARPA spending, and is needed to assist NCCWD with the cost of providing a proposal that would include the scope and estimated cost of making a connection for the Village of Fredonia; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

EWN.8310.----.4	Contractual- North Chaut Cty Water Dist	\$20,000
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INCREASE REVENUE ACCOUNT:

EWN.8310.----.R408.9ARP	Federal Aid-Oth Fed Aid ARPA Funds	\$20,000
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Lease Agreement with the Town of Chautauqua for Office Space for the Chautauqua County Probation Department

BY: Public Facilities, Public Safety and Audit & Control Committees:

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

WHEREAS, the State of New York has implemented Raise the Age Legislation which requires swift attendance of Probation staff in the Youth Part of Chautauqua County Court in Mayville; and

WHEREAS, pursuant to Resolution 274-19, since, 2019, the Chautauqua County Probation Department has leased space attached to the Town of Chautauqua Office Building to allow the Probation Department to effectively meet the goals of the Raise the Age Legislation; and

WHEREAS, it is appropriate for the County to continue to lease the space, now from the Town of Chautauqua as owner, under the same terms or conditions as the previous lease; and

WHEREAS, revenues and expenditures associated with this lease are included in the approved State of New York Raise the Age Plan, the 2024 Budget and are being proposed in the 2025 Budget; 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 874 square feet in room #4 located at 2 Academy Street, Mayville, New York.
2. Term: Consistent with original Lease running November 1, 2019 through October 31, 2024.with an option to renew the agreement for one (1) additional term of five (5) years.
3. Rent: \$800.00 per month
4. Utilities: Paid by Landlord
5. Other: As negotiated by the County Executive

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date