

Chautauqua County Legislature
Live Streamed on YouTube
Wednesday, September 25, 2024 6:30 p.m.
Mayville, N.Y. 14757

Chairman Chagnon called the meeting to order at 6:30 p.m.

Chairman Chagnon: I will call to order the meeting of the Chautauqua County Legislature on September 25, 2024. Would the Clerk please call the roll?

Clerk Lee called the roll and announced a quorum present. (Absent: Nelson)

Legislator Gustafson requested a moment of silence for the passing of Richard Telford, Undersheriff, delivered the prayer and pledge of allegiance.

MOVED by Legislator Bankoski, SECONDED by Legislator Scudder and duly carried the minutes were approved. (08/28/2024)

1st Privilege of the Floor

Chairman Chagnon: That brings us to our first privilege of the floor. Members of the public may comment on any subject relating to any local law, resolution or motion appearing on the agenda. Individual comments are limited to three minutes and comments representing a group shall be limited to five minutes.

Thank you. I'm Michelle Twichell, 142 Temple St. Fredonia, NY, a Trustee of the Village of Fredonia. So I hope I get the five minutes. I'm speaking on behalf of hundreds of my constituents who know that Fredonia's water reservoir and filtration plant are critical assets to the Village and the region. Among these concerned taxpayers are two previous mayors, four previous trustees, a previous Village Administrator, a previous Village Attorney, and two current members of the Planning Board. In addition to a former NY State fiscal management officer, a former State facilities manager and a former Federal projects manager. I'm asking the Legislature to reconsider the recommendation of the Public Facilities Committee to approve funding for a study by LaBella Engineering on behalf of the North Chautauqua County Water District. The study is intended to show how the District could supply all of the Village's needs after the closure of the Fredonia's reservoir and water filtration plant. Approval of that funding appears on tonight's agenda as resolution #249 -24. I believe the rationale for the study is flawed. These are documents signed by County officials from 2016 to 2020 which state the importance of the Village of Fredonia's water resources to the District's integrity. This time period includes the signing of the contract between the Village and the District which guarantees reciprocal provision of water through existing interconnections upon request.

This contract was honored by the Village within the last year when the District requested Village water to fill its storage tank in the Town of Sheridan. Yet when the Village requested water from the District in May of this year we learned that the interconnection failed due to a water pressure imbalance. The existing contract is intended to benefit all. Dear Legislators, the study you are being asked to fund intends to ignore the contract and replace it with something harmful to many. My board did not vote to approve the proposed study or its funding. We did approve \$144,000 for the 2023 La Bella study which considered buying water directly from Dunkirk. That study excluded the option of buying all water from the District, assuming that the price of water from the District would be higher due to the District's middleman markup. Village officials concede that our Board was misled by LaBella Engineering in 2023. LaBella incorrectly advised that compliance with SEQRA (NY State Environmental Quality Review Act) was not necessary should the Village Board vote to approve the Dunkirk option. That advice was costly to the Village in the form of a NY State Supreme Court ruling which voided the Village Board's resolution to close the reservoir and filtration plant and buy all the water from Dunkirk, pending SEQRA compliance. There is no movement now on the Village Board to begin developing a cost-benefit analysis of keeping vs. abandoning the Village's water resources. This analysis is a SEQRA requirement. Statements in the newspaper last week placed the cost of dredging the reservoir at \$30 million, and then at \$238 million. This information is confusing since the LaBella 2023 report does not advise dredging the reservoir, and it declares its present capacity is adequate. [p. 22] of that study. Another statement last week implied the filtration plant is inadequate because it is 135 years old. While the capacity of the treatment plant should be increased, its critical infrastructure has been and continues to be upgraded to the water quality standards of NY State and the Chautauqua County Department of Health. It's obvious that the County's interest is the potential of Fredonia's water capabilities has changed significantly in the past few years. If there is a perception that the Village is unwilling to upgrade its water resources due to lack of political will, or well informed taxpayers, I can assure you now that is not the case. If it took the attention of County entities to awaken the Village to its water realities, I appreciate that. But we in the Village know what we have, and how to continue making it better. Thank you

Rob Clark, 134 East Main Street in Fredonia. In case you didn't hear enough about the water. Thank you for the opportunity to speak. I stand here before you tonight in opposition to wasting any more taxpayer money on the Village of Fredonia's 2023 "water study." I've been following it for more than a year, and the optics of the event timeline are simply appalling. If changing the village's water supply was clearly the right thing to do, it would have been presented to the community with facts, and supported by straightforward data - and not with multi-agency scare tactics, bullying, and misinformation. For all the Fredonia taxpayer money that's been spent, there still isn't enough clear factual information to make any kind of decision to change what we are doing for water now. And now that the water study has taken Fredonia reserves to rock bottom, it's coming after your money.

In December 2023, the public was shown a preliminary engineering report prepared by LaBella and Associates. Two of the three options they proposed changed Fredonia's water source to Lake Erie. The presentation was followed by a tightly controlled Q&A session. But then an informal poll of the audience showed overwhelming support for keeping the reservoir. Those pushing to change our water supply quickly dismissed the poll as insignificant. Nothing close to a complete analysis of the consequences of a 3-2 decision to go to Lake Erie was done. As the community began to ask questions and push back, significant problems with the decision were revealed. Not least of which was how only three trustees relying on preliminary engineering data could think they were sanctioned to make such a seminal decision? How much more would customers have to pay to buy water pumped hundreds of feet up, as compared to the gravity supplied water from the village-owned reservoir? Why didn't we have comparison numbers for more options that would preserve the village owned utility? Why was the technical detail so tightly controlled, even within the village government? And where was the planning board in all this? Why didn't the board of trustees meet to discuss the preliminary engineering report before it was presented to the public? Though stalled, the dubious 2023 water study somehow persists. Fairness to the taxpayer was the stated rationale for funding an update to Labella's preliminary report - to include yet another option for getting water from Lake Erie - pushing us to abandon the village-owned reservoir and destroying Fredonia's water future. Come on. We need to reset and move forward, but there's hardly a worse place from which to do so. If fairness to the taxpayer is a principle consideration, there are far better choices than updating that report. We should now be looking at ways we can build on what we have and let more sensible people take the lead. I urge the legislature to see it for what it is and put a stop to this waste of tax dollars.

James Linden, 55 Casteel Drive, Fredonia. I am a past trustee of the Village of Fredonia. I am also here in support of Fredonia maintaining its valuable assets as a water provider. I ask that the county step back from the push to essentially take over. My perception is they are trying to take over the assets of the Village, water sales of the Village to help to balance the North County Water District budget. And I am going to give you a quote, one of the things that was recently a quote from the County Executive. "The North County Water District plays a crucial role in our community by providing an essential water services to residents and businesses including the new hospital in Fredonia which is set to become a significant customer contributor to the district's financial stability." Why that's interesting? Because that hospital is located in the Village of Fredonia. We have our own water district. We have our own reservoir and filtration plant. The comptroller recently admonished the County for mismanagement of the financial aspect of the North County Water District. Right now both the City of Dunkirk which provides to the North County Water District, the water, they are both County and the Dunkirk are in a financial crisis. Why would the Village want to join the North County Water District? The Legislature recently voted 18 to 1 to authorize the County Executive to advance to the District on an as-needed basis, an increase to 5.4 million dollars which was recently 4 million dollars. They have no way to pay that back. The comptroller pointed out that from February 2016 officials spent 5.2 million dollars – millions of dollars – from the general fund for District Operations and did not repay the general fund as required by law. "The District did not have sufficient funds",

that was a quote. So, on top of that loaning the money, there was also areas of when 2017 to 2022 when there were funds advanced from the general fund – us tax payers property dollars- through a water district. Two years funds were advanced with no legislation. So then they pass this resolution to essentially cover up what the illegal actions that had been taken since 2016. Okay, what I’m getting at is that the County’s response was filled with excuses. And the ends do not justify the means as how they addressed this. So I ask that the County readdress that because it is the taxpayers funds that they are utilizing, it is harmful to your fund balance of the general fund and they need to be careful of how they are funding the North County Water District and it is not helpful to Fredonia and like I said my goal is to get this legislature to actually help Fredonia move forward. Thank you very much.

Chairman Chagnon: Is there anyone else wishing to address the first privilege of the floor? Seeing no one, I will close the first privilege of the floor.

COMMENDATION:

**Dennis Webster
WJTN Radio
By
County Executive Paul M. Wendel, Jr.**

PROCLAMATION:

**Proclaiming October 7-12th as
“4-H Week in Chautauqua County”
By
Chairman Pierre E. Chagnon,
Legislators Martin Proctor,
and
County Executive Paul M. Wendel, Jr.**

PRESENTATION:

**2025 CHAUTAUQUA COUNTY
TENTATIVE BUDGET
By
COUNTY EXECUTIVE PAUL M. WENDEL, JR.**

Clerk Lee: There are no veto messages from County Executive Wendel from the August 25, 2024 meeting.

**VETO MESSAGES FROM COUNTY EXECUTIVE WENDEL
NO VETOES FROM 08/25/2024**

Clerk Lee: Our office has received the 5 communication as listed on the agenda, if you would like a copy of any of these items, please let our office know.

COMMUNICATIONS:

1. **Report – NYS Small Business Development Center - Chautauqua County Semi-Annual Report: January 1, 2024 – June 3, 2024 -**
 2. **Report – NYS Small Business Development Center -Business Permit Center Semi-Annual Report: January 1, 2024- June 30, 2024**
 3. **Letter – Resignation of Legislator Dave Wilfong (District 11)**
 4. **Letter – County Clerk Re: Acknowledgement of Legislator Dave Wilfong Resignation**
 5. **Letter (2) – Certificate to Fill Vacancy on County Legislature and Letter of Acceptance to fill Vacancy (District 11)**
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RESOLUTIONS:

236-24 Appointment of Tamara M. Dickey as Legislator from District 11, Northwest City of Jamestown – UNANIMOUSLY ADOPTED

237-24 Confirm Appointment - Airport Commission, by Public Facilities Committee – UNANIMOUSLY ADOPTED

238-24 Confirm Reappointments - Chautauqua Opportunities Board of Directors, by Human Services Committee – UNANIMOUSLY ADOPTED

239-24 Confirm Appointments - Chautauqua County Planning Board, by Planning and Economic Development Committee – Carried with Legislator Gustafson Abstaining

240-24 Adjust 2024 Buildings and Grounds Operating Budget (Lucas Avenue), by Public Facilities and Audit & Control Committees – UNANIMOUSLY ADOPTED

241-24 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 – UNANIMOUSLY ADOPTED

242-24 Authorize Lease Agreement for Office Suite at the Chautauqua County Jamestown Airport Terminal Building, by Public Facilities and Audit & Control Committees – UNANIMOUSLY ADOPTED

243-24 Authorize Lease of Restaurant Facilities at Chautauqua County Airport – JHW to Basil & Bones, by Public Facilities and Audit & Control Committees –

MOVED by Legislator Scudder/SECONDED by Legislator Parker to send back to Public Facilities and Audit & Control committees – UNANIMOUSLY CARRIED

244-24 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 – UNANIMOUSLY ADOPTED

245-24 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 - UNANIMOUSLY ADOPTED

246-24 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 UNANIMOUSLY ADOPTED

247-24 Amend 2024 Budget–North Chautauqua Lake Sewer District, by Public Facilities and Audit & Control Committees - UNANIMOUSLY ADOPTED

248-24 Amend 2024 Budget–North Chautauqua Lake Sewer District and the Portland Pomfret Dunkirk Sewer District, by Public Facilities and Audit & Control Committees UNANIMOUSLY ADOPTED

249-24 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 –

Legislator Niebel: Mr. Chairman, first of all, I'd like to thank Michelle and Rob and Jim for being here this evening, and addressing the legislature. I do want to address Mr. Linden's concern about the solvency of the North County Water District. Any money the water district has borrowed by bonding through the county, will be paid back and it will be paid back with interest. The district will soon add Pomfret Phases 1 & 2, Sheridan District 4, Portland and Sheridan are probably going to add even more water districts in the future. And there will be more water customers for the district. Now as for the study, look- it's just a study. But it may indicate that it might be cheaper for the Village of Fredonia to tap into existing Town of Pomfret lines than it would be to build a 12 inch line down Central Avenue. So, again – it's just a study. And it's

something that can be used by Village. I think all of us – all the legislators here are interested in a safe, ample supply of water for the Village of Fredonia. Those three probably more so than the rest of us, with the exception of Sue and Bob. But, again, it's just a tool. It's something that the Village of Fredonia can use to make a decision in favor of what they think is in their best interest – as far as their water situation. Thank you.

Legislator Larson: Mr. Chairman, for anyone interested – this North Chautauqua County Water District is on the agenda for the October Economic Development Committee meeting. That will be an opportunity for all of us to hopefully be satisfied with how the 5.2 million dollars of county general fund taxpayers' money is going to be repaid by the end of this year or sometime in 2025. How it's going to be repaid, the facts surrounding the current solvency of this district. Does it in fact have enough cash flow to pay its own expenses plus service whatever bonding has to be done? So, I look forward to an important Economic Development Committee in October meeting to have a thorough review of our county water district here. This district is our responsibility. Thank you Mr. Chairman.

Legislator Parker: I just wanted to shortly state, as Legislator Niebel said, this is a comparison. It will be used to determine the feasibility of the Northern Chautauqua Water District in relation to Fredonia. And it is something that was considered a few months ago to do the feasibility. And I think it's appropriate at this point as it is a clean, factual information to compare. Thank you.

UNANIMOUSLY ADOPTED

250-24 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 - UNANIMOUSLY ADOPTED

251-24 Amend ITS Budget – Communications System for Upgrade Project, by Administrative Services and Audit & Control Committees – UNANIMOUSLY ADOPTED

252-24 Amend Spending Plan and 2024 Budget for Chautauqua County Projects Funded by the American Rescue Plan Act (ARPA), by Administrative Services and Audit & Control Committees - UNANIMOUSLY ADOPTED

253-24 Amend 2024 Budget for Office of the Sheriff, by Public Safety and Audit & Control Committees - UNANIMOUSLY ADOPTED

254-24 Authorize Execution of Chautauqua County Abducted, Missing, Murdered And Unidentified Women's Initiative grant FY 2024, by Public Safety and Audit & Control Committees - UNANIMOUSLY ADOPTED

255-24 Amend 2024 Budget for the Department of Emergency Services-EMT/CPR Training, by Public Safety and Audit & Control Committees – UNANIMOUSLY ADOPTED

256-24 Amend 2024 OES Budget for FY2021 SHSP Grant, by Public Safety and Audit & Control Committees - UNANIMOUSLY ADOPTED

257-24 Amend 2024 OES Budget for FY2022 SHSP Grant, by Public Safety and Audit & Control Committees - UNANIMOUSLY ADOPTED

258-24 Amend 2024 Budget for the Chautauqua County Department of Emergency Services Fly Car and Ambulance Service, by Public Safety and Audit & Control Committees - UNANIMOUSLY ADOPTED

259-24 Amend 2024 Budget to Implement the Morgue Project, Using Funding from the American Rescue Plan Act (ARPA), by Human Services and Audit & Control Committees

Legislature Parker: I just want for a point of clarification, this is relation to the morgue trailer?

Chairman Chagnon: Correct.

Legislator Parker: Okay. I just wanted to say I am going to vote against this because it is a 16 person morgue trailer. And I'd like to see- I thank Dr. Faulk and the new coroner's supervisor. I think there has been a lot of work been done and a lot of funds have been spent. And what I would like to see more of and other issues too or other projects too, is working with other counties if we have a 16 person morgue trailer. I don't know what the feasibility is for other options, but I know in Ohio I was reading that they have- the state allows counties to rent morgue trailers when they need them. So I am going to vote against that. Thank you.

CARRIED with Legislator Parker and Legislator Larson voting "NO"

260-24 Amend Chautauqua County Department of Mental Hygiene and Social Services 2024 Budget for Increased Safety Net Costs, by Human Services and Audit & Control Committees – *CARRIED with Legislator Larson voting "No"*.

261-24 Amend Chautauqua County Department of Mental Hygiene and Social Services 2024 Budget for Increased Day Care Costs, by Human Services and Audit & Control Committees - UNANIMOUSLY ADOPTED

262-24 Amend 2024 Budget to Implement the Peer Support for UPMC Chautauqua Project, Using Funding from the American Rescue Plan Act (ARPA), by Human Services and Audit & Control Committees - UNANIMOUSLY ADOPTED

263-24 Amend Chautauqua County Department of Mental Hygiene and Social Services 2024 Adopted Budget for Actual Youth Bureau Allocations Received, by Human Services and Audit & Control Committees - UNANIMOUSLY ADOPTED

264-24 Authorize Chautauqua County Visitors Bureau as the Local Tourist Promotion Agency for Matching Funds Program Sponsored by the New York State Division of Tourism, by Planning and Economic Development and Audit & Control Committees - UNANIMOUSLY ADOPTED

265-24 Authorize Clerk of the Legislature to Publish Notices – Re: Public Hearings on 2025 Tentative Budget & Maximum Salary of Members of the Chautauqua County Legislature and its Chairman, by Audit & Control Committee – UNANIMOUSLY ADOPTED

266-24 Reallocating Salary Grade for Case Manager (Health), by Administrative Services, Human Services and Audit & Control Committees - R/C Vote: 18 YES; 0 NO; 1 Absent (Nelson) – ADOPTED

ANNOUNCEMENTS

Chairman Chagnon: That brings us to announcements on our agenda. Are there any announcements from any Legislators? Any Legislator like to share an announcement?

Legislator Proctor: I just want to invite everybody out to Peak ‘N Peek in October for the Fall Fest, the middle two weekends. It’s a good time and hopefully we will have beautiful weather and take advantage of one of our great festivals.

Chairman Chagnon: Great, thank you. Any other announcements for the good of the order?

Legislator Gustafson: I just want to invite everyone out to the town of Busti for the annual Apple Festival this coming weekend.

Chairman Chagnon: Thank you. Any other announcements?

Legislator Anthony: This Saturday the 28th the Kennedy Library is having their 70th birthday party, and I know Shannon Fisher sent that out and she serves on the board. But I will be there, I believe Borrello will be there. So if any of you want to – feel free – come on down and enjoy a nice little ceremony.

Chairman Chagnon: Thank you. Any anyone else for announcements?

PRIVILEGE OF THE FLOOR

Members of the public may comment on any subject.

A member of the legislature may speak on any subject.

Individual comments are limited to 3 minutes and comments representing a group shall be limited to 5 minutes.

Hi, I am Steve Kimball and I guess I'll just follow-up on the announcement from there. I was sent from our Library as well I am a trustee on the board of the Kennedy Free Library. And yup, we are going to have a 70th Celebration on the 28th, 1-3 PM. Short program and a citation from Senator Borrello. And among other things we are going to have refreshments by 3 C's and special music by Ralph Rasmussen so everybody's welcome.

Chairman Chagnon: Thank you. Anyone else wishing to address the second privilege of the floor?

Jim Werfritz, 4433 Lakeside Drive, Bemus Point. Good evening. The Chautauqua Lake property owners association the CLPOA, is a 501 (c) 3 non-profit supporting the interests of property and business owners and lake users in and new Chautauqua Lake. I am the CLPOA's president. I am here to speak about the DEC's proposed wetlands regulations, their devastating impact on Chautauqua Lake and your constituents in all parts of the county and what appears to be silence from the Legislature on this topic. US Congressman Langworthy, State Senator Borrello, State Assemblyman Goodell, County Executive Wendel, and boards in the lakeside towns of Ellery, Ellicott, Busti, and North Harmony and the Villages of Lakewood, Bemus Point, Celeron and Mayville, have all publically stated their opposition. Several thousand have signed a petition opposing the regulations, hundreds have provided written comments in opposition and at least fourteen have provided testimony in opposition specific to Chautauqua Lake. CLPOA testimony was given in person in Albany on September 12th. Written comments from CLPOA and its legal team and others were provided on September 19th. But we have yet to hear your voice, your support or non-support for the regulations. Your constituents are wondering why. The new regulations are being interpreted by the DEC to include Chautauqua and other lakes. For our lake, the regulations will require the most stringent restrictions on common activities. All parts of Chautauqua Lake and its shoreline could be regulated – not just the south basin to which the DEC and others have given most attention. As you know, although only 1% of the county's land area, shoreline and near lake properties generate over 25% of total Chautauqua County property tax revenue. If designated wetlands, property values and tax revenue are sure to decrease. Property Tax rates will have to increase for all in Chautauqua County to make up the shortfall. School tax rates will increase in lakeside districts or more. Sales tax revenue will decrease as lake related tourism – a mainstay of Chautauqua County economy- suffers. The Chautauqua Lake Properties Owners Association has been sounding the alarm about the harm these new regulations will cause for many months. We've held five public meetings thus far and used other outlets to raise awareness and provide information and analysis to the public. With at least twenty-five articles, OP ED's, and editorials in The Post Journal, and Observer since February, we are sure all legislators are aware of the situation. But oddly, the legislature – its nineteen members – and especially those five legislators representing districts abutting the lake,

appear to be silent. We request all legislators and the legislature as a body provide a clear statement on their position on the proposed wetlands regulations now while your voice can still be heard. We ask that the five lakeside district legislators including the chairman, sponsor a resolution through committee, to be put on the agenda and voted on by all legislators in your October meeting prior to the DEC's meeting here in Mayville on October 29th. Your constituents all across the county deserve to know your position. Thank you very much.

Chairman Chagnon: Thank you. Anyone else wishing to address the second privilege of the floor?

Legislator Vanstrom: From District 15, 55 Plummer Avenue. I support any efforts we can to improve the quality of this lake and improve the shoreline and for all the property owners and anyone who has an investment in it. And also to improve lake conditions based on our tourism industry which is an amazing industry here in Chautauqua County. It's something we can be proud of just like our agricultural industry. But, I do not support wetland determinations based on vegetation that may or may not be able to live in or outside of a wetland. So, I don't like what we are judging things on or measuring things on. I don't like the metrics that are happening right now. So I support efforts to do anything we can to improve what the lake looks like. I had been on the lake a couple weeks ago – I wasn't impressed. I don't care if it's the end of the season. It was part of the season and I was not liking what I saw, preferably. I understand it's not a swimming pool – I get that. I'm not being ignorant about that. But thank you Mr. Werfritz.

Chairman Chagnon: Thank you. Anyone else wishing to address the second privilege of the floor?

Good evening, I hope everyone is doing okay. My name is Anthony Toda and my address is 144 Clifton Avenue, Jamestown New York. I recently received a second notice regarding a traffic infraction in the city of Jamestown from December of last year. The first notice as for a hearing in the Chautauqua County court under Judge Foley to make a decision to transfer the traffic case out of the city of Jamestown where every judge from former judge Abdella to the present sitting court judge John Lamancuso has such a bias for myself that I cannot get a fair trial there. In retribution seven months ago, I appeared in the Jamestown Court and arrangements were made by judge Lamancuso for the city of Jamestown Corporation Counsel Elliot S. Raimondo, to make a motion to judge Foley to transfer the case to a jurisdiction where I can get a fair trial. Without my opportunity to be heard, I have received an order from judge Foley, to transfer this traffic case to the town of Ellicott. But, I had a history of transferring cases also from the town of Ellicott, because of bias against myself by judges Marilyn Gerace and Judge Sally Jarzynski of that court. I called the (*inaudible*) district administrator and complained that the order was made without my opportunity to respond and (*inaudible*) called the clerk of the town of Ellicott court who has since not informed me of any action involving myself in that Ellicott court. As I said, I recently got a second notice from attorney Raimondo to again transfer the same case to the same biased Ellicott court. The second notice had no hearing date written on my copy of the notice – which made my notice improper. But attorney Raimondo made a hearing date of September 9, 2024 on the originally filed with Judge Foley. On September 9, 2024, Judge

Foley again ordered the case transferred to the biased Ellicott court without my opportunity to be heard. (*Inaudible*) of attorney Raimondo's office said no hearing date was written on any of the papers. The Chautauqua County court clerk stated that the September 9, 2024 date was written on the county court's original filed by attorney Raimondo. The evidence shows that I was lied to by attorney Raimondo and the result of attorney Raimondo's failure to state a hearing date deceived the county court and denied me the right to respond so I can protect my right for a fair trial. Thank you.

Chairman Chagnon: Thank you. Anyone else wishing to address the second privilege of the floor?

MOVED by Legislator Buchanan, SECONDED by Legislator Bankoski to adjourn.

Unanimously Carried (7:42 p.m.)

Respectfully submitted and transcribed,
Olivia Lee, Clerk of the Legislature & Kristi Zink, Deputy Clerk