

CHAUTAUQUA COUNTY LEGISLATURE

11/20/2024

RENEW & AMEND
(POTENTIAL AMENDMENTS SHOWN BY STRIKETHROUGH AND ITALICS)

**CHAUTAUQUA COUNTY
RESOLUTION NO. 220-24**

Acceptance of FAA Funds to purchase ARFF Testing Equipment
at the Chautauqua County/Jamestown Airport

By Public Facilities and Audit & Control Committee:

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

WHEREAS, Pursuant to Resolution 220-24, previously approved by the Chautauqua County Legislature, incorrect Capital Project accounts were referenced, and:

WHEREAS, Chautauqua County submitted to the Federal Aviation Administration (“FAA”) a project application and received a grant from the FAA to pay 100% of the allowable costs incurred in accomplishing the following project at the Chautauqua County/Jamestown Airport: Purchase ARFF Testing Equipment– Airport Infrastructure Grant (“AIG”) Project No. 3-36-0048-062-2024 (herein called the “Project”); and

WHEREAS, the FAA has approved the Project for Chautauqua County/Jamestown Airport consisting of the purchase of ARFF Testing Equipment, which is more fully described in the Project agreement; and

WHEREAS, pursuant to Resolution 124-24, Chautauqua County approved the Project as an Emergency Resolution to authorize an application for FAA and NYSDOT grant funds to purchase of ARFF Testing Equipment under the Airport Infrastructure Grant (“AIG”), and funding shares for the Project are as follows:

Federal	\$ 23,243
State	\$ 0.00
Local	<u>\$ 0.00</u>
Total Project Costs	\$ 23,243

; and

WHEREAS, the Airport Commission has considered and recommended that the County accept this funding as the Project is crucial for the operation of the Airport; therefore, be it

RESOLVED, That Chautauqua County enter into an agreement with the FAA for financial assistance for the Project described above at the Chautauqua County/ Jamestown Airport; and be it further

RESOLVED, That the County Executive is hereby authorized to execute all necessary documents on behalf of Chautauqua County with the FAA in connection with this Project; and be it further

RESOLVED, That a certified copy of this resolution be filed with the FAA and by attaching it to any necessary documents in connection with this Project; and be it further

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

INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25295.4	Contractual	Chautauqua County Airport,	
		Purchase of ARFF Testing Equipment	\$ 23,243

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DECREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25295.4 Contractual – Chautauqua County Airport,
Purchase of ARFF Testing Equipment \$ 23,243

ESTABLISH & INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.xxxxx.4 Contractual—Chautauqua County Airport,
Purchase of ARFF Testing Equipment \$ 23,243

ESTABLISH & INCREASE CAPITAL REVENUE ACCOUNTS:

~~H.5610.25295.R459.2000 Federal Aid Airport Federal Capital Grants \$ 23,243~~

DECREASE CAPITAL REVENUE ACCOUNTS:

H.5610.25295.R459.2000 Federal Aid – Airport Federal Capital Grants \$ 23,243

ESTABLISH & INCREASE CAPITAL REVENUE ACCOUNTS:

H.5610.xxxxx.R459.2000 Federal Aid – Airport Federal Capital Grants \$ 23,243
Resolution No. 220-24 Originally Adopted – August 28, 2024 (Carried with Legislator Scudder
voting “No”)

RENEW & AMEND
(POTENTIAL AMENDMENTS SHOWN BY
STRIKETHROUGH AND ITALICS)

CHAUTAUQUA COUNTY
RESOLUTION NO. 221-24

Accept FAA and NYSDOT Funds to Rehabilitate Runway 13/31
Pavement and Reconstruct Runway 13/31 Lighting and Signage - Design

By Public Facilities and Audit & Control Committees:

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

WHEREAS, Pursuant to Resolution 221-24, previously approved by the Chautauqua
County Legislature, incorrect Capital Project accounts were referenced, and:

WHEREAS, Chautauqua County submitted to the Federal Aviation Administration
 (“FAA”) a project application and anticipates receiving a grant from the FAA to pay 90% of the
 allowable costs incurred in accomplishing the design phase of the Rehabilitate Runway 13/31
 Pavement and Reconstruct Runway 13/31 Lighting and Signage (“Project”) with a 5% local
 share and 5% provided by the New York State Department of Transportation; and

WHEREAS, Chautauqua County anticipates receiving a grant from the Federal Aviation
 Administration to pay 90% of the allowable costs incurred in accomplishing the following
 project at Chautauqua County/Jamestown Airport:

Reconstruct Terminal Building - Design FAA AIP Project No. X-XX-XXXX-XXX-2024
NYS PIN XXXX.XX

; and

WHEREAS, the New York State Department of Transportation is offering a matching
 grant to the federal grant for 5% of the non-federal share of eligible costs; and

WHEREAS, Chautauqua County has committed funds for the local share of project costs.
Funding shares for project costs are as follows:

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Federal	\$	425,700	
State	\$	23,650	
Local	\$	23,650	
Total Project Cost	\$	473,000	

; and

WHEREAS, if Chautauqua County and/or the FAA notifies the NYSDOT that Chautauqua County has requested and received an increase in federal funding for the project based on increased eligible costs, and has authorized the proportionate increase in local funding, the New York State share noted above shall be increased proportionately up to a maximum increase of 15%; now therefore be it

RESOLVED, That Chautauqua County enter into an agreement with the United States Federal Aviation Administration and State of New York for financial assistance for the project described above for Chautauqua County/Jamestown Airport; be it also

RESOLVED, That the County Executive of Chautauqua County be authorized to execute all necessary documents on behalf of Chautauqua County with FAA and NYS in connection with the project; be it also

RESOLVED, That a certified copy of this resolution be filed with the FAA and New York State Commissioner of Transportation by attaching it to any necessary documents in connection with the project; be it also

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.917.0000	Fund Balance, Unassigned Balance—	
	Unassigned Fund Balance	\$24,100
		\$23,650

; 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:

A.9950.----.9	Interfund Transfers—Transfer to Capital	\$24,100
		\$23,650

INCREASE CAPITAL APPROPRIATION ACCOUNT:—

H.5610.25296.4	Contractual—Chautauqua County Airport, Reconstruct Terminal Building—Design (2024)	\$ 473,000
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DECREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25296.4	Contractual—Chautauqua County Airport, Reconstruct Terminal Building – Design (2024)	\$ 473,000
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ESTABLISH & INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.xxxxx.4	Contractual—Rehab Runway 13/31 Pavement and Reconstruct Lighting & Signage (design)	\$ 473,000
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ESTABLISH & INCREASE CAPITAL REVENUE ACCOUNTS:

H.5610.25296.R503.1000	Interfund Transfer—Interfund Transfer	\$23,650
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H.5610.25296.R359.7001	NYS Aid – Airport Capital Grants	\$23,650
H.5610.25296.R459.2000	Federal Aid – Airport Federal Capital Grants	\$425,700
	Total	\$ 473,000

DECREASE CAPITAL REVENUE ACCOUNTS:

<i>H.5610.25296.R503.1000</i>	<i>Interfund Transfer – Interfund Transfer</i>	<i>\$ 23,650</i>
<i>H.5610.25296.R359.7001</i>	<i>NYS Aid – Airport Capital Grants</i>	<i>\$ 23,650</i>
<i>H.5610.25296.R459.2000</i>	<i>Federal Aid – Airport Federal Capital Grants</i>	<i>\$425,700</i>
	Total	\$473,000

ESTABLISH & INCREASE CAPITAL REVENUE ACCOUNTS:

<i>H.5610.xxxxx.R503.1000</i>	<i>Interfund Transfer – Interfund Transfer</i>	<i>\$ 23,650</i>
<i>H.5610.xxxxx.R359.7001</i>	<i>NYS Aid – Airport Capital Grants</i>	<i>\$ 23,650</i>
<i>H.5610.xxxxx.R459.2000</i>	<i>Federal Aid – Airport Federal Capital Grants</i>	<i>\$425,700</i>
	Total	\$473,000

Resolution No. 221-24 Originally Adopted – August 28, 2024 (Carried with Legislator Scudder voting “No”)

RENEW & AMEND
(POTENTIAL AMENDMENTS SHOWN BY
STRIKETHROUGH AND ITALICS)

CHAUTAUQUA COUNTY
RESOLUTION NO. 223-24

Accept FAA and NYSDOT Funds to Reconstruct Terminal Building - Design

By Public Facilities and Audit & Control Committees:

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

WHEREAS, Pursuant to Resolution 223-24, previously approved by the Chautauqua County Legislature, incorrect Capital Project accounts were referenced, and:

WHEREAS, Chautauqua County submitted to the Federal Aviation Administration (“FAA”) a project application and anticipates receiving a grant from the FAA to pay 90% of the allowable costs incurred in accomplishing the following project at the Chautauqua County/Jamestown Airport: Reconstruct Terminal Building - Design FAA AIP Project No. 3-36-0048-063-2024 (“Project”) with a 5% local share and 5% provided by the New York State Department of Transportation; and

WHEREAS, Chautauqua County anticipates receiving a grant from the Federal Aviation Administration to pay 90% of the allowable costs incurred in accomplishing the following project at Chautauqua County/Jamestown Airport:

Reconstruct Terminal Building - Design FAA AIP Project No. 3-36-0048-063-2024 NYS PIN XXXX.XX

WHEREAS, the New York State Department of Transportation is offering a matching grant to the federal grant for 5% of the non-federal share of eligible costs.

WHEREAS, Chautauqua County has committed funds for the local share of project costs. Funding shares for project costs are as follows:

Federal	\$	126,684
State	\$	7,038
Local	\$	7,038
Total Project Cost	\$	<u>140,760</u>

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WHEREAS, if Chautauqua County and/or the FAA notifies the NYSDOT that Chautauqua County has requested and received an increase in federal funding for the project based on increased eligible costs, and has authorized the proportionate increase in local funding, the New York State share noted above shall be increased proportionately up to a maximum increase of 15%.

NOW, THEREFORE, BE IT RESOLVED, That Chautauqua County enter into an agreement with the State of New York for financial assistance for the project described above for Chautauqua County/Jamestown Airport;

RESOLVED, That the County Executive of Chautauqua County be authorized to execute all necessary documents on behalf of Chautauqua County with NYS in connection with the project; and be it further

RESOLVED, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary documents in connection with the project; and be it further

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.-----917.0000	Fund Balance, Unassigned Balance—		
	Unassigned Fund Balance	\$ 10,658	\$ 7,038

; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

A.9950.-----9	Interfund Transfers—Transfer to Capital	\$ 10,658	\$ 7,038
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INCREASE CAPITAL APPROPRIATION ACCOUNT:—

H.5610.25296.4	Contractual—Chautauqua County Airport, Reconstruct Terminal Building—Design (2024)	\$140,760
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DECREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25296.4	Contractual—Perimeter Fence PH 2 – Con (2023)	\$140,760
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ESTABLISH & INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.xxxx.4	Contractual—Chautauqua County Airport, Reconstruct Terminal Building – Design (2024)	\$140,760
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ESTABLISH & INCREASE CAPITAL REVENUE ACCOUNTS:

H.5610.25296.R503.1000	Interfund Transfer—Interfund Transfer	\$ 10,658
H.5610.25296.R359.7001	NYS Aid—Airport Capital Grants	\$ 10,658
H.5610.25296.R459.2000	Federal Aid—Airport Federal Capital Grants	\$ 126,684
	Total	\$ 148,000

DECREASE CAPITAL REVENUE ACCOUNTS:

H.5610.25296.R503.1000	Interfund Transfer – Interfund Transfer	\$ 7,038
H.5610.25296.R359.7001	NYS Aid – Airport Capital Grants	\$ 7,038
H.5610.25296.R459.2000	Federal Aid – Airport Federal Capital Grants	\$ 126,684
	Total	\$ 140,760

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ESTABLISH & INCREASE CAPITAL REVENUE ACCOUNTS:

H.5610.xxxx.R503.1000	Interfund Transfer – Interfund Transfer	\$ 7,038
H.5610.xxxx.R359.7001	NYS Aid – Airport Capital Grants	\$ 7,038
H.5610.xxxx.R459.2000	Federal Aid – Airport Federal Capital Grants	\$ <u>126,684</u>
	Total	\$ 140,760

Resolution No. 223-24 Originally Adopted – August 28, 2024 (Carried with Legislator Scudder voting “No”)

RES. NO. 296-24

Confirm Re-Appointment – Portland-Pomfret-
Dunkirk Sewer District Board

By Public Facilities Committee:

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

WHEREAS, the Portland-Pomfret-Dunkirk Sewer District was established by County Resolution 272-77; and

WHEREAS, pursuant to County Law § 261 and Resolution 345-77, as amended by Resolutions 148-21 and 65-24, the District is governed by a seven (7) member Board; and

WHEREAS, Board members have traditionally served for six year, staggered terms; and

WHEREAS, the Board of Directors of the Portland-Pomfret-Dunkirk Sewer District has recommended the following re-appointments; therefore be it

RESOLVED, That the Chautauqua County Legislature confirm the following re-appointments to the Portland-Pomfret-Dunkirk Sewer District Board:

Donald Burdick
5206 West Lake Road
Dunkirk, NY 14048

Daniel Larish
10148 Patterson Lane
Fredonia, NY 14063
Term to Expire: 12/31/30

Term to Expire: 12/31/30

Signed: Heiser, Anthony, Buchanan, Scudder, Nelson

RES. NO. 297-24

Board Re-appointment – North County Industrial Water District No. 1
& North County Industrial Sewer District No. 1

By Public Facilities Committee:

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

WHEREAS, North County Industrial Water District No. 1 was created by Resolution 245-78 and North County Sewer District No. 1 was created by Resolution 246-78; and

WHEREAS, Resolutions 245-78 and 246-78 provide that the duration of the terms of the Water District and Sewer District Board Members is six (6) years; and

WHEREAS, Resolution 178-05 provides that the membership of each of the boards shall be five members; and

WHEREAS, the two Boards share the same members; and

WHEREAS, the North County Industrial Water District No. 1 and the North County Industrial Sewer District No. 1 Boards have recommended the following re-appointments; now therefore be it

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RESOLVED, That the Legislature re-appoints the following individuals to the North County Water District No. 1 and the North County Sewer District No. 1 Boards:

James Crowell
2931 W. Sheridan Dr.
Dunkirk, NY 14048
Term Expires: 12/31/29

Edward Devine
618 Main St.
Dunkirk, NY 14048
Term Expires: 12/31/29

Thomas Wik
3312 Lake Shore Dr. E.
Dunkirk, NY 14048
Term Expires: 12/31/29
Signed: Heiser, Anthony, Buchanan, Scudder, Nelson

RES. NO. 298-24
Confirm Appointments – Chautauqua County
Charter and Code Review Commission

By Administrative Services Committee:

At the Request of Legislature Chairman Pierre E. Chagnon:

WHEREAS, pursuant to Section 1.05 of the Chautauqua County Charter directed that “no later than July 1, 2004 and every ten (10) years thereafter, a Charter and Administrative Code Review Commission shall be established to review and make recommendations to the County Executive and Legislature on amendments, additions or revisions to the County Charter and Administrative Code. The Commission shall consist of not more than ten (10) citizens of Chautauqua County with five (5) of the said members appointed by the County Executive and the remaining five (5) to be appointed by the Legislature” and

WHEREAS, the report of such Commission shall be presented to the Executive and the Legislature not later than July 1, 2025; now therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointments to the Charter and Administrative Code Review Commission:

Stephen Abdella
276 Kiantone Road
Jamestown, N.Y. 14701

Fred Croscut
7804 Freeman Road
Sherman, N.Y. 14781

Elisabeth Rankin
4 Arlington Drive
Jamestown, N.Y. 14701

David Shepherd
44 W. Terrace Avenue
Lakewood, N.Y. 14750

Mark Tarbrake
3151 Oakridge Circle
Jamestown, N.Y. 14701
(11/12/24 A.S. – Amended by Substitution)
Signed: Scudder, Anthony, Heiser, Vanstrom, Parker

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RES. NO. 299-24

Amend 2024 Budget to Implement the Chautauqua County Jamestown
Airport Restaurant Equipment Upgrade Project, Using Funding
from the American Rescue Plan Act (ARPA)

By Public Facilities and Audit & Control Committees:

At the 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 Chautauqua County Jamestown Airport Restaurant Equipment Upgrade project fits within the guidelines for ARPA spending, is needed because a new tenant is taking over the space and the improvements will help improve the facility and what is offered to the community, 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 2024 Adopted Budget:

ESTABLISH & INCREASE APPROPRIATION ACCOUNT:

A.5610.5610.2 Equipment – Chautauqua County Airport, Jamestown Airport \$28,085

INCREASE REVENUE ACCOUNT:

A.5610.5610.R408.9ARP Federal Aid—Oth Fed Aid ARPA Funds \$28,085

Signed: Heiser, Pavlock, Anthony, Buchanan, Scudder, Nelson, Dickey

RES. NO. 300-24

Amend 2024 Budget to Implement the Digitization of Naturalization
Records Project, Using Funding from the American Rescue Plan Act (ARPA)

By Administrative Services 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

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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 Digitization of Naturalization Records project fits within the guidelines for ARPA spending 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 2024 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.1410.----.4	Contractual—County Clerk	\$89,887
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INCREASE REVENUE ACCOUNT:

A.1410.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$89,887
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Signed: Scudder, Pavlock, Anthony, Heiser, Vanstrom, Parker, Dickey

RES. NO. 301-24

Amend 2024 Budget to Implement the Taylor Training Center Air Conditioning 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 Taylor Training Center Air Conditioning project fits within the guidelines for ARPA spending, is needed because the building is a back-up Incident Command Center as well as it is used by the Fire Service, Police Agencies, Public Health and others for

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

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

INCREASE APPROPRIATION ACCOUNTS:

A.3010.---.2	Equipment – Emergency Services	\$20,000
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INCREASE REVENUE ACCOUNT:

A.3010.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$20,000
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Signed: Bankoski, Pavlock, Nelson, Landy, Scudder, Dickey

RES. NO. 302-24

Amend 2024 Budget to Implement the Fire Fighter Gear Washer 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 Fire Fighter Gear Washer project fits within the guidelines for ARPA spending, is needed because it will help to ensure the health and safety of our staff and firefighters by allowing them to have gear that is clean from carcinogens, 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 2024 Amended Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.3010.----.2	Equipment- Emergency Services	\$29,000
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INCREASE REVENUE ACCOUNT:

A.3010.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$29,000
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Signed: Bankoski, Pavlock, Nelson, Landy, Scudder, Dickey

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RES. NO. 303-24

Amend 2024 Budget to Implement the Fire Extinguisher Training System 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 Fire Extinguisher Training System project fits within the guidelines for ARPA spending, is needed because it will help to train our county employees, firefighters and others in the proper use and application of fire extinguishers, 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 2024 Amended Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.3010.----.2	Equipment— Emergency Services	\$26,000
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INCREASE REVENUE ACCOUNT:

A.3010.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$26,000
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Signed: Bankoski, Pavlock, Nelson, Landy, Scudder, Dickey

RES. NO. 304-24

Amend 2024 Budget for Liability Insurance, Property Loss for Jamestown Airport Claim and Expense

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

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

WHEREAS, on August 5, 2024 an aircraft accident occurred at the Jamestown Airport; and

WHEREAS, extensive repairs were required as a direct result of this incident, quoted at an estimated total of \$1,400,000; and

WHEREAS, these expenses will be fully reimbursed through the Liability Insurance claim process; and

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WHEREAS, the 2024 Budget needs to be amended to recognize the expense and revenue related to this incident; now therefore be it

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

ESTABLISH & INCREASE APPROPRIATION ACCOUNT:

CS.1931.----.4 Contractual – Property Loss \$1,400,000

INCREASE REVENUE ACCOUNT:

CS.1931.----.R268.0000 Sale of Property/Compensa – Insurance Recoveries \$1,400,000

Signed: Heiser, Anthony, Buchanan, Scudder, Nelson, Vanstrom, Parker, Dickey, Pavlock

RES. NO. 305-24

Amend 2024 Adopted Budget – North County Industrial Water District No. 1

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some appropriations in the North County Industrial Water District No. 1's North County Industrial District 1 – Water District account have exceeded budgeted amounts; and

WHEREAS, some appropriations in the North County Industrial District 1 – Water District account are expected to have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

EW.8310.----.8 Employee Benefits – North County Industrial District 1- Water District \$7,500

DECREASE APPROPRIATION ACCOUNT:

EW.8310.----.4 Contractual – North County Industrial District 1- Water District \$7,500

Signed: Heiser, Pavlock, Anthony, Buchanan, Scudder, Nelson, Dickey

RES. NO. 306-24

Amend 2024 Budget – North County Industrial Sewer District No. 1

By Public Facilities and Audit & Control Committees:

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

WHEREAS, a sanitary inlet structure and cover needed to be rebuilt and the North County Industrial Sewer District No. 1 has no money budgeted for an unexpected repair; and

WHEREAS, the Board of the North County Industrial District No. 1, which serves as administrative head of the District, has voted in favor of utilizing District Fund Balance to cover the repairs; now therefore be it

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

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INCREASE THE USE OF FUND BALANCE:

EW.-----924.8120 Unassigned Fund Balance--Nets Assets-Unrestricted (Deficit) \$1,464

; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

EW.8120.----.4 Contractual – North County Industrial Sewer District No. 1 \$1,464
Signed: Heiser, Anthony, Buchanan, Scudder, Nelson, Dickey, Pavlock

RES. NO. 307-24

Amend 2024 Adopted Budget – SCCLSD – Sanitary Sewers

By Public Facilities and Audit & Control Committees:

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

WHEREAS, the South & Center Chautauqua Lake Sewer District Equipment purchase account has exceeded the budgeted amount due to the purchase of a new 2024 Ford F-150 after the long-standing order for a 2023 Ford F-150 was cancelled and the budgeted encumbrance for 2023 was not carried into the 2024 Budget; and

WHEREAS, some appropriations in the SCCLSD Sewage Treatment department are expected to have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

ESS.8120.----.3 Equipment – Sanitary Sewers \$ 51,807
Total \$ 51,807

DECREASE APPROPRIATION ACCOUNT:

ESS.8130.----.4 Contractual – Sewage Treatment \$ 51,807
Total \$ 51,807

Signed: Heiser, Anthony, Buchanan, Scudder, Nelson, Dickey, Pavlock

RES. NO. 308-24

Amend 2024 Adopted Budget – Oth Env – House Haz Waste

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some appropriations in the Landfill Oth Env – House Haz Waste department have exceeded budgeted amounts; and

WHEREAS, some appropriations in the Closed Landfill department are expected to have a surplus; now therefore be it

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

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INCREASE APPROPRIATION ACCOUNT:

EL.8189.8	Employee Benefits – Oth Env, House Haz Waste	\$1,000
	Total	\$1,000

DECREASE APPROPRIATION ACCOUNT:

EL.8160.6000.8	Employee Benefits – Environment – Closed Landfills	\$1,000
	Total	\$1,000

Signed: Heiser, Pavlock, Anthony, Buchanan, Scudder, Nelson, Dickey

RES. NO. 309-24

Amend 2024 Budget for the Department of the Public Defender for the
New York State Division of Criminal Justice Services (DCJS) Aid
to Defense Supplemental and Discovery Grants

By Public Safety and Audit & Control Committees:

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

WHEREAS, the County of Chautauqua has been awarded grants in the amount of \$977,672.00 from the New York State Division of Criminal Justice Services (DCJS) pursuant to its Aid to Defense Program to support indigent criminal defense services and expenses related to discovery reform implementation; and

WHEREAS, it is the intent of the Chautauqua County Public Defender's Office to use the grant money, in part, to fund five (5) full-time Discovery Expediter positions; one (1) full-time Sr. Case Worker position; one (1) full-time Investigator position; enter into a contract with JusticeText or another comparable vendor to expedite the review of body camera footage, jail phone calls, etc. to improve the outcome for clients; and purchase two (2) vehicles to better serve clients; and

WHEREAS, revenues and expenditures associated with this funding were not included in the 2024 Adopted Budget; 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.1170.----.1	Personal Services – Public Defender	\$ 51,670
A.1170.----.2	Equipment – Public Defender	\$ 80,426
A.1170.----.4	Contractual – Public Defender	\$ 21,000
A.1170.----.8	Employee Benefits – Public Defender	\$ 30,736
		\$183,832

INCREASE REVENUE ACCOUNT:

A.1170.R308.9000	New York State Aid - Other State Aid	\$183,832
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Signed: Bankoski, Pavlock, Nelson, Landy, Scudder, Dickey

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RES. NO. 310-24
Amend 2024 Budget to Increase Personal
Services – Early Intervention

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

WHEREAS, the Early Intervention department personal service expenditures have exceeded budgetary estimates, as well as Public Health Administration department has a personal service budgetary surplus; 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 ACCOUNT:

A.4059.----.1	Personal Services - Early Intervention	\$50,000
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DECREASE APPROPRIATION ACCOUNT:

A.4010.----.1	Personal Services - Public Health Admin	\$50,000
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Signed: Pavlock, Landy, Parker, Scudder, Dickey

RES. NO. 311-24
Authorize Agreement with Small Business Development
Center at Jamestown Community College

By Planning and Economic Development and Audit & Control Committees:
At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the County Department of Planning & Development is striving to increase the viability of businesses within the County by providing a technical assistance program for start-up businesses in the County, which will track and assist businesses in their early stages of development; and

WHEREAS, Jamestown Community College has an established Small Business Development Center at its Jamestown Campus, in cooperation with the State University of New York, that provides a technical assistance program; and

WHEREAS, the Chautauqua County Legislature has appropriated funds for such services in its 2025 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with the Small Business Development Center for technical assistance in the amount of \$56,200 for the term commencing as of January 1, 2025 through December 31, 2025.

Signed: Chagnon, Penhollow, Dickey, Larson, Scudder, Pavlock

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RES. NO. 312-24

Authorize Agreement with the County of Chautauqua Industrial
Development Agency for Attractions and Development
of Tourism-Related Businesses

By Planning and Economic Development and Audit & Control Committees:

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

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

WHEREAS, the County unanimously adopted its County Comprehensive Plan (Chautauqua 20/20) in 2011 that advocates for the preservation and promotion of its natural resources; and

WHEREAS, the County has formed the Partnership for Economic Growth, that has a strong tourism-development component; and

WHEREAS, the County of Chautauqua Industrial Development Agency (“CCIDA”) and the Chautauqua County Department of Planning & Development (“CCDPD”) are working to create secondary tourism attractions and attract tourism-related businesses to take advantage of the County’s wealth of natural assets; and

WHEREAS, the Chautauqua County Legislature has appropriated funds for such services in its 2025 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with the County of Chautauqua Industrial Development Agency to provide services which will help grow existing tourism-related businesses and attract new tourism-related businesses to the County, in the amount of \$80,000, for the period from January 1, 2025 through December 31, 2025.

Signed: Chagnon, Penhollow, Dickey, Larson, Scudder, Pavlock

RES. NO. 313-24

Authorize Agreement with County of Chautauqua Industrial Development
Agency for Business Development, Assistance, and Promotion

By Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, the County of Chautauqua Industrial Development Agency was formed pursuant to Section 895-h of the New York State General Municipal Law to promote, develop, encourage and assist in economic development throughout Chautauqua County; and

WHEREAS, pursuant to Article 6 and Section 6.00 of the Chautauqua County Administrative Code, the County of Chautauqua Department of Planning & Development is responsible for originating programs and activities to improve the economy of Chautauqua County by stimulating job retention, job creation and growth, and capital improvements, as well as seeking funds to be used for development and working with private interests and public agencies of all types; and

WHEREAS, the Chautauqua County Legislature has appropriated funds for such purpose in its 2025 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to enter into an agreement with the County of Chautauqua Industrial Development Agency for business development,

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assistance and promotion in the amount of \$165,940 for the period from January 1, 2025 through December 31, 2025.

Signed: Chagnon: Penhollow, Dickey, Larson, Scudder, Pavlock

RES. NO. 314-24

Authorize Agreement with Chautauqua County Region Economic
Development Corporation for Greenway Development

By Planning and Economic Development and Audit & Control Committees:

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

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

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

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

- Formalize and maintain the county's rural outdoor lifestyle;
- Fulfill the desire for Chautauqua County to be recognized as a four-season destination for active living and outdoor recreation; and,
- Capitalize on the positive economic impact that can be realized through providing amenities that visitors to our county desire; and

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

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

WHEREAS, the Chautauqua County Legislature has appropriated funds to support CREDC and CCPEG with its efforts to advance the Friends of the Chautauqua County Greenways initiative in its 2025 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with CREDC and all other documents necessary to provide services that will help grow and advance collaboration among trail groups and to continue to advance efforts leading to the implementation of the Chautauqua County Greenway Plan, in the amount of \$35,000, for the period from January 1, 2025 through December 31, 2025.

Signed: Chagnon: Pavlock, Penhollow, Dickey, Larson, Scudder

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RES. NO. 315-24

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

By Planning and Economic Development and Audit & Control Committees:

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

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

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

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

WHEREAS, these efforts are consistent with the objectives of the 3% occupancy tax program and help develop unique destinations that build upon and prioritize public and private investment that creates healthy, vibrant, walkable, communities characterized by thriving tourism attractions, downtowns, and enhanced waterfronts specific to Chautauqua County; and

WHEREAS, the Chautauqua County Legislature has appropriated funds to support CCPEG's tourism asset development and placemaking programming in its 2025 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with CREDC to provide such services, in the amount of \$50,000, for the period from January 1, 2025 through December 31, 2025.

Signed: Chagnon, Penhollow, Dickey, Larson, Scudder, Pavlock

RES. NO. 316-24

Authorize Agreements between Chautauqua County EMS (CCEMS) and Any Village, Fire District, Town or Independent Fire Departments (Agency) within Chautauqua County for the Continuing Medical Education (CME) Program

By Public Safety Committee:

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

WHEREAS, some Villages, Fire Districts, Towns and Independent Fire Departments within Chautauqua County operate emergency ambulance services; and

WHEREAS, CCEMS employs a Full Time EMS Education Coordinator, who can assist any Village, Fire District, Town or Independent Fire Department within Chautauqua County with the training and re-certification program responsibilities in accordance with the New York State CME re-certification Program; and

WHEREAS, CCEMS will provide core content material to the agency as a 100% online format through Target Solutions; and

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WHEREAS, CCEMS will assist the agency to track, compile and submit all pertinent documents to the New York State Department of Health CME re-certification program; therefore be it

RESOLVED, That the County Executive is authorized and empowered to execute an agreement with any Village, Fire District, Town or Independent Fire Department within Chautauqua County for CCEMS to assist the agency with the CME re-certification program guidelines.

Signed: Bankoski, Nelson, Landy

RES. NO. 317-24

Establish a Special Committee of the Chautauqua County Legislature to
Review and Make Recommendations to the Legislature
Regarding County Jail Needs Assessment

By Public Facilities, Administrative Services and Public Safety Committees:

At the Request of Legislature Chairman Pierre Chagnon and Sheriff James B. Quattrone:

WHEREAS, the Chautauqua County Legislature allocated ARPA funds to the Sheriff to contract for a jail needs assessment; and

WHEREAS, LaBella Associates and Justice Planners were contracted to perform a thorough jail needs assessment; and

WHEREAS, LaBella Associates and Justice Planners have prepared a draft report regarding the jail needs assessment; and

WHEREAS, the Chautauqua County Legislature may from time to time create special committees; therefore be it

RESOLVED, That there is hereby established a Special Committee for the purpose of reviewing and investigating the draft report regarding the jail needs assessment and making recommendation to the Chautauqua County Legislature, and the following individuals shall be appointed to the committee to serve without compensation:

- Legislature Public Safety Committee chairman Terry Niebel
- Legislature Public Facilities Committee chairman Travis Heiser
- Legislature Audit & Control Committee chairman Dan Pavlock
- Legislator Bob Bankoski
- Legislator Phil Landy
- Jail Warden Captain M. Stuczynski
- Former Jail Administrator James Crowell
- Sheriff Fiscal Supervisor Reilly Enlow
- Assistant Deputy Director of Public Facilities Josh Rothwell

Signed: Heiser, Anthony, Buchanan, Scudder, Nelson, Vanstrom, Parker, Landy, Bankoski

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RES. NO. 318-24

Establish Chautauqua County Sewer Agency
Pursuant to Article 5-A of the County Law

By Public Facilities and Planning & Economic Development Committees:

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

WHEREAS, the County of Chautauqua, the North Chautauqua Lake Sewer District (NCLSD), the South and Center Chautauqua Lake Sewer Districts (SCCLSD), and other stakeholders worked collaboratively to develop the “Chautauqua Lake Integrated Sewage Management Plan” (CLISMP), which was completed in 2014; and

WHEREAS, a portion of the CLISMP recommendations included the upgrade, extension, and development of sewer infrastructure to replace existing septic systems on the east side of Chautauqua Lake; and

WHEREAS, the County of Chautauqua, the North Chautauqua Lake Sewer District (NCLSD), the South and Center Chautauqua Lake Sewer Districts (SCCLSD), and other stakeholders worked collaboratively to develop the East Chautauqua Lake Sewer Study; and

WHEREAS, the East Chautauqua Lake Sewer Study is nearing completion regarding collection and treatment in the area along the northeast of Chautauqua Lake between the terminus of the North Chautauqua Lake Sewer District service at Galloway Road and the terminus of the Center Chautauqua Lake Sewer District service at Midway State Park; and

WHEREAS, extending public sewer infrastructure treatment in the area along the northeast of Chautauqua Lake between the terminus of the North Chautauqua Lake Sewer District service at Galloway Road and the terminus of the Center Chautauqua Lake Sewer District service at Midway State Park would complete the availability of public sewers around the entirety of Chautauqua Lake; and

WHEREAS, the next step in the process towards implementing the project is to form the Chautauqua County Sewer Agency which will be tasked with making recommendations to the County Legislature regarding the formation of districts and other pertinent issues; and

WHEREAS, Article 5-A of New York State County Law authorizes the County to create a County Sewer Agency to evaluate sewer infrastructure needs, prepare maps and plans, and recommend to the County Legislature the creation of County sewer district(s) as may be necessary and in the best interest of the people of Chautauqua County; now therefore be it

RESOLVED, That there is hereby established a Chautauqua County Sewer Agency pursuant to Article 5-A of the County Law, initially consisting of five (5) members to serve without compensation, as follows:

1. Two (2) County Legislators appointed by the Chairman of the County Legislature; and
2. Two (2) elected officials representing the municipalities proposed to be included in the regional sewer district(s), to include the Supervisors of the Towns of Chautauqua and Ellery, and their successors in office; and
3. One (1) member appointed by the County Executive

; and be it further

RESOLVED, That it is the intent of the County Legislature to review the makeup of the membership of the Chautauqua County Water Agency as later phases of the project are developed.

Signed: Heiser, Larson, Chagnon, Penhollow, Anthony, Buchanan, Scudder, Nelson, Dickey

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RES. NO. 319-24

Establish Chautauqua County Water Agency Pursuant
to Article 5-A of the County Law

By Public Facilities and Planning & Economic Development Committees:

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

WHEREAS, the South Chautauqua Lake Sewer District has extended and is continuing to extend public sewers on the west side of Chautauqua Lake between Ashville BOCES and Prendergast Creek; and

WHEREAS, the area on the west side of Chautauqua Lake along West Lake Road (Route 394) from North Maple Street to Hidden Valley Lane has serious quality issues with private water wells; and

WHEREAS, the area on the west side of Chautauqua Lake along West Lake Road (Route 394) from North Maple Street to Hidden Valley Lane has serious capacity issues with private water wells; and

WHEREAS, extending public water supply to the area on the west side of Chautauqua Lake along West Lake Road (Route 394) from North Maple Street to Hidden Valley Lane would improve public health and safety; and

WHEREAS, extending public water supply to the area on the west side of Chautauqua Lake along West Lake Road (Route 394) from North Maple Street to Hidden Valley Lane would complete the availability of public water to the entirety of the west side of Chautauqua Lake; and

WHEREAS, the next step in the process towards implementing the project is to form the Chautauqua County Water Agency which will be tasked with making recommendations to the County Legislature regarding the formation of districts and other pertinent issues; and

WHEREAS, Article 5-A of New York State County Law authorizes the County to create a County Water Agency to evaluate water infrastructure needs, prepare maps and plans, and recommend to the County Legislature the creation of County water district(s) as may be necessary and in the best interest of the people of Chautauqua County; therefore be it

RESOLVED, That there is hereby established a Chautauqua County Water Agency pursuant to Article 5-A of the County Law, initially consisting of five (5) members to serve without compensation, as follows:

1. Two (2) County Legislators appointed by the Chairman of the County Legislature; and
2. Two (2) elected officials representing the municipalities proposed to be included in the regional water district, to include the Supervisors of the Towns of Chautauqua and North Harmony, and their successors in office; and
3. One (1) member appointed by the County Executive

; and be it further

RESOLVED, That it is the intent of the County Legislature to review the makeup of the membership of the Chautauqua County Water Agency as later phases of the project are developed.

(11/13/24 P.E.D. – Tabled in Committee)

Signed: Heiser, Anthony, Buchanan, Scudder, Nelson

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RES. NO. 320-24

Authorize Acceptance of ESD Grant for North
Chautauqua County Water District

By Public Facilities and Audit & Control Committees:

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, pursuant to Resolutions 260-15 and 39-16, the Chautauqua County Legislature established the North Chautauqua County Water District (the "District"), to comprise an area in Chautauqua County consisting of parts of the towns of Portland, Pomfret, Sheridan and Hanover, the Village of Brocton, and the Town of Dunkirk; and

WHEREAS, the District has undertaken capital improvement projects to create a regional water system for the North County, and pursuant to Resolution 199-19 the Legislature approved the acceptance of a New York State Urban Development Corporation d/b/a Empire State Development ("ESD") \$1,000,000 grant to assist the District in funding the projects; and

WHEREAS, ESD has approved an additional \$1,000,000 grant to fund project Phase II, the addition of a water tank in the Town of Sheridan and associated infrastructure; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby approves the acceptance of a \$1,000,000 grant from ESD (Z706/CFA39191) to assist with the cost of the District's capital projects, and the County Executive and District Chair are authorized and empowered to execute all agreements and documents necessary to secure such funds; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the North Chautauqua County Water District Capital Budget:

INCREASE REVENUE ACCOUNT:

EWN.8397.39970.R399.1000 New York State Aid- Water Capital Projects \$1,000,000
Signed: Heiser, Anthony, Buchanan, Scudder, Nelson, Dickey, Pavlock

RES. NO. 321-24

Authorize Contracts and Agreements with Local Police
Departments for 2024-2025 STOP-DWI Enforcement Efforts

By Public Safety and Audit & Control Committee:

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

WHEREAS, it is necessary for the effective implementation of the STOP-DWI Plan for Chautauqua County to enter into contracts and agreements with various municipalities throughout the County, and to approve memoranda of understanding between various County Departments including Office of the Sheriff and Probation Department; and

WHEREAS, funding for such contracts and agreements will be derived from STOP-DWI funds pursuant to the 2024-2025 STOP-DWI Plans and from New York State STOP-DWI Foundation through a grant from the Governor's Traffic Safety Committee via the National Highway Traffic Safety Administration; and

WHEREAS, these expense are included in the 2024 Budget so no budget amendments are needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute contracts and agreements with various participating municipal corporations in Chautauqua County and County Departments for the purposes of implementing the current STOP-DWI Plan.

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Signed: Bankoski, Pavlock, Nelson, Landy, Scudder, Dickey

RES. NO. 322-24

Authorize Execution of NYS Office of Homeland Security and Emergency
Services Funding Grant for Domestic Terrorism Prevention FY23

By Public Safety and Audit & Control Committees:

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

WHEREAS, the County Sheriff's Office received notice that the State of New York Office of Homeland Security and Emergency Services approved the application submitted for the further implementation of Domestic Terrorism Prevention; and

WHEREAS, the State of New York will provide funding for a FY23 grant in the amount of \$172,413, with no local funds, for a contract period of September 1, 2024 through August 31, 2026; and

WHEREAS, this grant is currently included in the current 2024 Adopted Budget so no budget amendment is needed at this time; now therefore be it

RESOLVED, The County Executive is authorized to execute an agreement with the NYS Division of Homeland Security and Emergency Services to secure the grant funding as set forth above.

Signed: Bankoski, Pavlock, Nelson, Landy, Scudder, Dickey

RES. NO. 323-24

Authorize Standardization of Axon-Brand Body Worn Camera Products
at the Chautauqua County Office of the Sheriff

By Public Safety Committee:

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

WHEREAS, the Office of the Sheriff uses a substantial number of Axon brand Body Worn Camera products and a limited number of similar devices by other manufacturers, as these devices are becoming standard in police and corrections operations; and

WHEREAS, due to the substantial number of Axon Body Worn Camera products used by the Office of the Sheriff, uniformity of the brand of product used is essential for efficient operation of the Office of the Sheriff; and

WHEREAS, standardizing the brand will assist the Office of the Sheriff in regulating costs by eliminating the need to stock parts and train staff for several brands of this product, as well as enabling the Office of the Sheriff to take advantage of bulk purchase discounts provided by the supplier and making it possible for all divisions of the Office of the Sheriff to share parts when necessary; now therefore be it

RESOLVED, That the Legislature of the County of Chautauqua finds that standardization of Axon-brand Body Worn Camera products for the Office of the Sheriff is in the best interest of the Agency and the County of Chautauqua.

Signed: Bankoski, Nelson, Landy

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RES. NO. 324-24

Authorize Lease Renewal with City of Jamestown for Office
Space for the Department of Mental Hygiene

By Public Facilities, Human Services and Audit & Control Committees:

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

WHEREAS, the County of Chautauqua desires to renew the lease of approximately 9,299 square feet of office space on the fifth floor of the City of Jamestown Municipal Building, 200 East Third Street, Jamestown, New York for use by the Chautauqua County Department of Mental Hygiene and Social Services (MHSS); and

WHEREAS, MHSS seeks to extend the lease for a period of five years, beginning January 1, 2025, and ending December 31, 2029; and

WHEREAS, 2025 lease payments are included in the County's 2025 Budget; now therefore be it

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

- 1) Premises. Approximately 9,299 square feet of office space on the fifth floor of the City of Jamestown Municipal Building, 200 East Third Street, Jamestown, New York.
- 2) Term. January 1, 2025 through December 31, 2029.
- 3) Rent. January 1, 2025 through December 31, 2025: \$14.86 per square foot, with annual rent increases not to exceed four percent (4%) per year.
- 4) Utilities. Landlord shall be responsible for all utilities, including heat, except County shall be responsible for phone and Internet service.
- 5) Other. As negotiated by the County Executive.

Signed: Heiser, Anthony, Buchanan, Scudder, Nelson, Landy, Parker, Pavlock, Dickey

RES. NO. 325-24

Evaluation and Prioritization of 2% Occupancy
Tax Grant Program Applications

By Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, in 2024, New York State Assembly Bill No. A.6581A and New York Senate Bill No. S.6626 entitled "AN ACT to amend chapter 405 of the laws of 2007" amended §1202-j of the Tax Law relating to increasing hotel/motel taxes (2% Lakes and Waterways Program funding) in Chautauqua County to equitably balance In-Lake and Watershed related funding and extend the expiration of such provisions through 2025; and

WHEREAS, New York State Tax Law §1202-j states "Revenues derived from such tax shall be allocated by the County Government of Chautauqua County through the County budget process"; and

WHEREAS, for more than a decade, the 2% Occupancy Tax Program has allocated a portion of the 2% Occupancy Tax revenues to fund a competitive grant program to implement water quality improvement projects and projects that enhance recreation and tourism opportunities within Chautauqua County; and

WHEREAS, volunteers not appointed by the County Legislature have historically evaluated and prioritized the 2% Occupancy Tax Grant Program applications; and

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WHEREAS, the Chautauqua County Planning and Development Committee has requested improvements to the evaluation and prioritization of the 2% Occupancy Tax Grant Program application review process; now therefore be it

RESOLVED, That the Chautauqua County Legislature establishes the following policy guidelines for the evaluation and prioritization of the 2% Occupancy Tax Grant Program applications:

1. The Chautauqua County Watershed Coordinator shall advertise and promote the 2% Occupancy Tax Grant Program during the months of November and December.
2. The Department of Planning and Development will make grant applications available and receive said applications during the application period, beginning on January 1 and ending April 1.
3. During the months of April and May, the Watershed Coordinator will review the received applications and assign preliminary numerical scores in accordance with the scoring criteria contained in the grant applications.
4. During the months of June and July, the preliminary scoring of the applications will be vetted by Department of Planning and Development senior staff and ranked lists of Watershed and In-Lake applications will be compiled.
5. The ranked lists of Watershed and In-Lake applications will then be reviewed by the Legislature Chairman and the County Executive.
6. During the months of August and September, and based on anticipated funding and as a part of the budgeting process for the following calendar year, the highest scoring applications will be recommended by the County Executive for inclusion in the tentative budget.
7. During the months of October and November, the Chautauqua County Executive and the Departments of Budget and Finance will prepare the tentative budget for consideration and approval by Chautauqua County Legislature before December 20.
8. The Watershed Coordinator shall conduct an environmental review of the 2% Occupancy Tax Grant Program projects included the budget prior to their implementation.

Signed: Chagnon, Pavlock, Penhollow, Dickey, Larson, Scudder

RES. NO. 326-24

Request Inclusion of Proposed New JCC Athletic Complex in SUNY's
Capital Request for the 2025-2026 Executive Budget

By Planning & Economic Development and Audit & Control Committees:

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

WHEREAS, pursuant to New York Education Law § 6310(1-a), the City of Jamestown, the County of Chautauqua, and the County of Cattaraugus are the sponsors of Jamestown Community College (JCC) pursuant to a regional agreement dated September 17, 1996; and

WHEREAS, a proposed draft business plan has been prepared in which JCC would partner with the Jamestown Area YMCA to create a shared athletic complex that would include renovating and expanding JCC's existing Physical Education Complex at the Jamestown campus, and constructing new adjacent outdoor athletic fields and facilities; and

WHEREAS, The Chautauqua County Planning Board has reviewed and recommended the shared athletic complex project for consideration by the Chautauqua County Legislature; therefore be it

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RESOLVED, That the Chautauqua County Legislature hereby requests the inclusion of the proposed new JCC athletic complex in SUNY’s capital request for the upcoming 2025-26 Executive Budget, and be it further

RESOLVED, That to supplement the State’s anticipated 50% contribution to JCC’s share of the joint project’s costs, the County of Chautauqua would intend to fund 25% of JCC’s share of the joint project’s costs provided that the joint project as proposed proceeds, with the remaining 25% of JCC’s share of the joint project’s costs funded by JCC through private foundation and donor support.

Signed: Chagnon, Penhollow, Dickey, Larson, Scudder, Pavlock

RES. NO. 327-24
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:								
Bailey, Jordan	XXX-XX-5835	R13387032	Deputy County Fire Coordinator	6/24/24 – 6/26/2028	6	6.89		Quarterly
Elected Officials:								

Signed: Scudder, Anthony, Heiser, Vanstrom, Parker

RES. NO. 328-24
Making Appropriations for the Conduct of County Government For Fiscal Year 2025

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, the Chautauqua County Legislature has held public hearings on the 2025 tentative Budget and thereafter considered the budget, made changes therein and has presented the budget along with Resolution No. 294-24 listing the changes, to the County Executive for his consideration; and

WHEREAS, the County Executive has affixed his signature to Resolution No. 294-24 and has returned the same along with the budget and such statement regarding the budget and changes made thereon; and

WHEREAS, in accordance with Section 7.07 of the Administrative Code the Budget Director is authorized to make any corrections in the budget as may be required due to any typographical, mathematical or technical errors, after conditional adoption of the budget; and

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WHEREAS, there is now adopted, pursuant to law, a County budget for the fiscal year beginning January 1, 2025; therefore be it

RESOLVED, That the total amount specified in such budget as adopted for all objects of expenditures set forth therein be and hereby are appropriated for such items.

Signed: Chagnon

RES. NO. 329-24
Authorize Tax Levy

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, there has been adopted a budget for the fiscal year of 2025 and

WHEREAS, this Legislature has made appropriations for the conduct of the County Government for the year 2025 therefore be it

RESOLVED, That this Legislature hereby levies:

1. Upon all the taxable property in the County, upon the valuation as equalized by it, the sum specified in said budget for all purposes chargeable to the entire county;
2. Upon all the taxable property in the Chautauqua County Social Services District, upon the valuation as equalized by it, the sum specified in said budget for Social Services purposes;
3. Upon all the taxable property liable therefore, the sum specified in the budgets for the Chautauqua County Health District;
4. Upon all the taxable property of the participating towns in respective amounts set out against each participant of the Chautauqua County Self-Insurance Plan in Resolution 230-24, adopted August 28, 2024.
5. Upon the property on which school taxes are uncollected as of November 30, 2025, the amount of such uncollected school taxes;
6. Upon the property on which village taxes are uncollected as of December 1, 2025, the amount of such uncollected village taxes;

Upon all the taxable property of the several towns and cities, upon the valuation as equalized by it any and all amount charged against any and all said towns and cities during the year 2025 pursuant to law or resolution of this Legislature.

Signed: Chagnon

RES. NO. 330-24
Authorize Levy of Town Taxes

At the Request of Chairman Pierre E. Chagnon:

RESOLVED, That there shall be assessed, levied upon and collected from the taxable real property situated in the Towns of Chautauqua County outside of any incorporated village wholly or partially located therein, the amounts to be raised by taxes for Highway Funds – Outside Village and other Part-Town Functions as specified in the Town Budgets and directed by the Town Boards to be raised; and be it further

RESOLVED, That there shall be assessed and levied upon and collected from the real property liable therefore within the respective Fire, Fire Protection, Fire Alarm, Lighting and

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Improvement Districts, in said Towns, the amounts for the purpose of such districts as shown and specified in annual budgets; and be it further

RESOLVED, That the amounts to be raised by tax for all other purposes as specified in said annual budgets shall be assessed levied upon and collected from the taxable property of said town as authorized by the Town Boards except as otherwise provided by law; and be it further

RESOLVED, That such taxes and assessments when collected shall be paid to the Supervisor of the several towns, to be distributed by them in the manner provided by law.

Signed: Chagnon

RES. NO. 331-24
Authorize Levy of Unpaid Town Charges

At the Request of Chairman Pierre E. Chagnon:

RESOLVED, That the Clerk of the Legislature be directed to include in current tax rolls, all charges which may properly be a lien against real property when certified as due and unpaid by the Town Boards of the various towns in the County.

Signed: Chagnon

RES. NO. 332-24
Authorize Levy of Omitted Taxes

At the Request of Chairman Pierre E. Chagnon:

RESOLVED, That the Clerk of this Legislature be instructed to extend the proper tax for the previous year against any omitted tax properly entered upon any of the assessment rolls for the present year as directed by the respective Town Boards or County Legislature in which said property is located.

Signed: Chagnon

RES. NO. 333-24
Authorize Levy of Unpaid Sewer User Charges & Civil Penalties- North, South
& Center Chautauqua Lake & Portland-Pomfret-Dunkirk Sewer Districts

At the Request of Chairman Pierre E. Chagnon

WHEREAS, the Director of Finance has transmitted a list of those residents or property owners within the county who are in arrears in the payment of charges made under Section 266 of the County Law for a period of 30 days or more after the last day fixed for payment of such charges without penalty in accordance with the requirements of Section 266 (4) of the County Law, and civil penalties outstanding pursuant to Chautauqua County Local Law 6-94; and

WHEREAS, this Legislature is mandated to levy such sums against the properties liable; now therefore be it

RESOLVED, That the county sewer charges and civil penalties contained in the list received by this body from the Director of Finance of Chautauqua County are hereby levied against the properties liable and the amount of such charges shall be stated in a separate column in the annual tax rolls of the various municipalities under the name of "County Sewer Charges."

Signed: Chagnon

RES. NO. 334-24
Fixing Equalization Rates for 2025

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, Pursuant to Resolution #216-96 the County of Chautauqua elected to establish Equalization Rates for the several towns and cities in the County of Chautauqua in accord with Title 2 of Article 8 of the Real Property Tax Law; and

WHEREAS, the New York State Office of Real Property Services has completed its determination of the equalization rates to be utilized in apportioning the 2025 County Taxes; therefore be it

RESOLVED, That the following rates be fixed as the Chautauqua County Equalization rates for the 2024 tax rolls in the following towns and cities:

Arkwright	33%	Harmony	68%
Busti	65%	Jamestown, City	75%
Carroll	68%	Kiantone	68%
Charlotte	62.90%	Mina	100%
Chautauqua	82.50%	North Harmony	64%
Cherry Creek	60.50%	Poland	100%
Clymer	89%	Pomfret	12%
Dunkirk, Town	51%	Portland	36%
Dunkirk, City	50%	Ripley	100%
Ellery	66.80%	Sheridan	43%
Ellicott	82%	Sherman	100%
Ellington	100%	Stockton	88%
French Creek	100%	Villanova	41%
Gerry	62.10%	Westfield	54.50%
Hanover	52%		

Signed: Chagnon