

CHAUTAUQUA COUNTY LEGISLATURE

12/18/2024

*To View the Meeting online go to*

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**This meeting is open to the public and subject to all current COVID-19 guidelines.**

# Chautauqua County Legislature

6:30 p.m.

CALL TO ORDER

ROLL CALL

PRAYER BY LEGISLATOR LARSON

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 11/20/2024

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

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## COMMENDATIONS:

### *For Outgoing Legislators*

SUSAN PARKER – DISTRICT 4

DAVID WILFONG – DISTRICT 11

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David Ortolano, Dunkirk Police Chief

By

Legislator Robert Bankoski

&

County Executive Paul M. Wendel, Jr.

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## PRESENTATIONS:

Professional Office Space Design

For Chautauqua Mall

By

Summit Group

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**Air Service Study - Report**

By

**Evan Berg, Director of Air Service – Development Project Lead**

&

**Shannon Fischer, Manager of Airports**

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VETO MESSAGES FROM COUNTY EXECUTIVE WENDEL

NO VETOES FROM 11/20/2024

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**COMMUNICATIONS:**

1. Letter – Resignation of Legislator Susan Parker (District 4)
  2. Letter – NYS Department of State – Acknowledgement of Local Law 15-24
  3. Minutes – Conewango Watershed Commission – November 13<sup>th</sup>, 2024 Meeting
  4. Letter (2) – Certificate to Fill Vacancy on County Legislature and Letter of Acceptance to fill Vacancy (District 4)
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**6:35 P.M.**

**PUBLIC HEARING**

A Public Hearing Regarding 8 – Year Review of  
Chautauqua County Agricultural District 8

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**TABLED RES. NO. 319-24** – Establish Chautauqua County Water Agency Pursuant to Article 5-A  
of the County Law

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**RESOLUTIONS:**

- 335-24 Appointment of Thomas A. Carle as Legislator from Legislative District 4, City of Dunkirk Ward 3, District 4; Town of Pomfret District 3; and Town of Pomfret District 4
- 336-24 Confirm Re-Appointments – South & Center Chautauqua Lake Sewer District Board
- 337-24 Confirm Appointments – Chautauqua County Fire Advisory Board
- 338-24 Confirm Reappointment – Chautauqua County Board of Health
- 339-24 Confirm Reappointments and Appointment to Chautauqua County Planning Board
- 340-24 Confirm Reappointments and Appointments to the Chautauqua County Agricultural & Farmland Protection Board
- 341-24 Authorize the use of South and Center Chautauqua Lake Sewer District Contingency Funds for a District Extension Map & Plan

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- 342-24 Amend 2024 Budget to Purchase an Additional Asphalt Hot Box Trailer, Using Funding from the American Rescue Plan Act (ARPA)
- 343-24 Authorize Lease Agreement with City of Jamestown for Office Space for Chautauqua County Health Department
- 344-24 Authorize Public Hearing for Lease Agreement of office Suite 46 at Chautauqua County Jamestown Airport Terminal Building
- 345-24 Authorize Public Hearing for Commercial 5 Year Lease Agreement for the Jamestown Airport with the New York State Department of Motor Vehicles, for purpose of CDL testing on a daily basis Monday through Friday
- 346-24 Authorize Federal and State Aid Applications for the Chautauqua County Dunkirk Airport Five Year Capital Improvement Plan (ACIP) for FY 2025-2029
- 347-24 Authorize Federal and State Aid Applications for the Chautauqua County Jamestown Airport Five-Year Capital Improvement Plan (ACIP) for FY 2025-2029
- 348-24 Distribution of Mortgage Taxes
- 349-24 Amend 2024 Budget– District Attorney
- 350-24 Authorize Acceptance of FY2024 Emergency Management Performance Grant (EMPG24)
- 351-24 Authorize Acceptance of FY2024 State Homeland Security Program (SHSP24)
- 352-24 Authorize Execution of BJA FY24 Comprehensive Opioid, Stimulant and Substance Use Site-based Program (COSSUP)
- 353-24 Authorize Execution of NYS Office of Homeland Security Funding Grant Operation Stonegarden FY 24
- 354-24 Authorize Execution of NYS Office of Homeland Security State Law Enforcement Terrorism Prevention Program Grant FY24
- 355-24 Authorize Execution of Agreement with New York State Unified Court System Eighth Judicial District for Court Security
- 356-24 Authorize Execution of New York State Governor’s Traffic Safety Committee Grant for the Police Traffic Services Program FY 25
- 357-24 Authorize Agreement with Chautauqua Lake Central School for a Trial Program with Regular Police Presence at the School District Buildings FY 25
- 358-24 Authorize Agreement with Chautauqua Lake Central School for Enhanced Police Protection Services FY 25
- 359-24 Re-Authorize Municipal Early Intervention and Preschool Contracts
- 360-24 Amend Chautauqua County Department of Mental Hygiene and Social Services 2024 Budget for Increased Safety Net Costs
- 361-24 Accept State Environmental Quality Review of Agricultural District 8 8-Year Review
- 362-24 Accept Proposed Modifications and Continuation of Chautauqua County Agricultural District 8

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- 363-24 Amend 2025 Budget for Snowmobile Trail Development and Maintenance Grant  
364-24 Authorize Memorandum of Understanding for Chautauqua Lake  
365-24 Reallocating Salary Grade for Probation Assistant (Including Spanish Speaking),  
Probation Officer Trainee (Including Spanish Speaking), Probation Officer (Including  
Spanish Speaking) and Sr. Probation Officer

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**MEMORIAL:**

Frank "Jay" Gould  
By  
Legislator Bob Scudder

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**ANNOUNCEMENTS**

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**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.

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**From the Legislature Staff  
Wishing all of you a Merry Christmas and a Healthy and Happy New Year!  
Olivia, Kathy, Kristi and Nancy**

**ORGANIZATIONAL MEETING – THURSDAY, JANUARY 2, 2025 – 4:00 P.M.**

**TABLED 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.

Signed: Heiser, Anthony, Buchanan, Scudder, Nelson

*(11/13/24 PED – Tabled in Committee)*

*(11/20/24 LEG – Tabled at full Legislature Meeting)*

*(12/11/24 PED – Left on Table to Die)*

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RES. NO. 335-24

Appointment of Thomas A. Carle as Legislator from Legislative District 4, City of Dunkirk Ward 3, District 4; Town of Pomfret District 3; and Town of Pomfret District 4

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, there exists a vacancy in the Chautauqua County Legislature due to the resignation of Susan Parker, District 4; and

WHEREAS, a Certificate of Recommendation has been received from the Legislative District 4 Committee recommending the appointment of Thomas A. Carle, 421 East Main Street, Fredonia, NY 14063; and

WHEREAS, a Certificate of Acceptance has been received from Thomas A. Carle; now therefore be it

RESOLVED, That in accordance with Section 2.03 of the Chautauqua County Charter, Thomas A. Carle is hereby appointed Legislator from District 4, comprised of the City of Dunkirk Ward 3, District 4; Town of Pomfret District 3; and Town of Pomfret District 4

Signed: Bankoski

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RES. NO. 336-24

Confirm Re-Appointments – South & Center Chautauqua Lake Sewer District Board

By Public Facilities Committee:

At the Request of Chairman Pierre Chagnon:

WHEREAS, the Board of Directors of the South & Center Chautauqua Lake Sewer District has recommended the following re-appointments; therefore be it

RESOLVED, That the Chautauqua County Legislature confirm the following re-appointments to the South & Center Chautauqua Lake Sewer Districts Board:

Pierre Chagnon  
3714 Westman Road  
Bemus Point, NY 14712  
Term Expires: 12/31/2030

Karen Rine  
87 Longview Ave. WE  
Jamestown, N.Y. 14701  
Term Expires: 12/31/2030

William Chandler  
207 W. Summit Avenue  
Lakewood, NY 14750  
Term Expires: 12/31/2030  
Signed: Heiser, Anthony, Buchanan, Scudder, Nelson

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RES. NO. 337-24  
Confirm Appointments – Chautauqua County  
Fire Advisory Board

By Public Safety Committee:

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

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

RESOLVED, That the Chautauqua County Legislature hereby confirms the following appointments to the Chautauqua County Fire Advisory Board.

**1<sup>st</sup> Battalion**

Michael Keddie  
2548 Main Rd.  
Silver Creek, N.Y. 14136  
Term Expires: 1/31/2025  
Appointment  
(Replacing Mike Edwards)

Joshua Myers  
80 W. Main St.  
Fredonia, N.Y. 14063  
Term Expires: 1/31/2025  
Appointment  
(Replacing Joshua Newark)

James Odien  
755 Grant Ave.  
Dunkirk, N.Y. 14048  
Term Expires: 1/31/2025  
Appointment  
(Replacing Aaron Weiskerger)  
Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 338-24  
Confirm Reappointment – Chautauqua County Board of Health

By Human Services Committee:

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

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

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following reappointment to the Chautauqua County Board of Health.

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Matthew Hanley  
14 Prather Avenue,  
Jamestown, NY 14701  
Term Expires: 12/31/30  
(Reappointment)  
Signed: Proctor, Gustafson, Landy, Pavlock

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RES. NO. 339-24  
Confirm Reappointments and Appointment  
to Chautauqua County Planning Board

By Planning & Economic Development Committee:

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

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

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following reappointments and appointment to the Chautauqua County Planning Board:

Rudy Abersold  
43 Putnam Road  
Cassadaga, NY 14718  
Term Expires: 12/31/2027  
(Reappointment)

Zachary Dean  
8994 Fredonia Stockton Road  
Fredonia, NY 14063  
Term Expires: 12/31/2027  
(Reappointment)

Bethany O'Hagan  
1243 Prendergast Avenue  
Jamestown, NY 14701  
Term Expires: 12/31/2027  
(Reappointment)

Alissa Pekrul  
7393 Farrington Hollow Road  
Cherry Creek, NY 14723  
Term Commence: 1/1/2024  
Term Expires: 12/31/2027  
(New Appointment – Replacing Mary Ellen Humphrey)  
Signed: Harmon, Dickey, Larson, Gustafson, Penhollow



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RES. NO. 340-24  
Confirm Reappointments and Appointments to the Chautauqua  
County Agricultural & Farmland Protection Board

By Planning and Economic Development Committee:

At the Request of Chairman Pierre Chagnon:

WHEREAS, Legislature Chairman Pierre Chagnon, has submitted the following reappointments and appointments for action by the Chautauqua County legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following reappointments and appointments to the Chautauqua County Agricultural & Farmland Protection Board for terms in accordance with Article 25-AA Section 302 of the New York State Agriculture & Markets Law:

Adam Rak  
Active Farmer  
10277 Christy Road  
Fredonia, NY 14063  
Term Expires: 12/31/2028  
(Reappointment)

Daniel Steward  
Agribusiness Representative  
4401 Leach Hill Road  
Kennedy, NY 14747  
Term Expires: 12/31/2028  
(Reappointment)

Emily Reynolds  
Cornell Cooperative Extension Agent  
2644 Waits Corners Road  
Sherman, NY 14781  
Term Commence: 1/1/2025  
Term Expires: 12/31/2028  
(New Appointment – Replacing Lisa Kempisty)  
Signed: Harmon, Dickey, Larson, Gustafson, Penhollow

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RES. NO. 341-24  
Authorize the use of South and Center Chautauqua Lake Sewer  
District Contingency Funds for a District Extension Map & Plan

By Public Facilities Committee:

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

WHEREAS, the South and Center Chautauqua Lake Sewer Districts (Sewer District) wish to prepare a map, plan, and cost estimate for a sewer system to serve the area between Maple Springs and Dewittville; and

WHEREAS, an engineering study is required to complete the task; and

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WHEREAS, the existing Sewer District budget includes approximately \$250,000 in a contingency account; and

WHEREAS, the Sewer District desires to use a portion of its contingency funds for the engineering study; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

ESS.8120.----.4	Contractual – Sanitary Sewers	\$5,000
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DECREASE APPROPRIATION ACCOUNT:

ESS.9089.----.4	Contractual – Undistributed Benefits	\$5,000
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Signed: Heiser, Anthony, Buchanan, Scudder, Nelson

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RES. NO. 342-24

Amend 2024 Budget to Purchase an Additional Asphalt Hot Box Trailer, Using Funding from the American Rescue Plan Act (ARPA)

By Public Facilities Committee:

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 additional Asphalt Hot Box Trailer project fits within the guidelines for ARPA spending, is needed to provide the ability to patch and repair asphalt road surfaces, as needed throughout the year, 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:

H.5130.626.4	Contractual—Asphalt Hot Box Trailer	\$28,940
A.9950.----.9	Interfund Transfers—Transfer to Capital	\$28,940
	Total	\$57,880

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INCREASE REVENUE ACCOUNTS:

H.5130.626.R503.1000	Interfund Transfers—Interfund Transfer	\$28,940
A.9950.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	<u>\$28,940</u>
	Total	\$57,880

Signed: Heiser, Anthony, Buchanan, Scudder, Nelson

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RES. NO. 343-24

Authorize Lease Agreement with City of Jamestown for  
Office Space for Chautauqua County Health Department

By Public Facilities and Human Services Committees:

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

WHEREAS, the County of Chautauqua desires to lease approximately 668 square feet of office space on the third floor of the City of Jamestown Municipal Building, 200 East Third Street, Jamestown, New York for use by the Chautauqua County Health Department; and

WHEREAS, lease payments will be paid in full by New York State Lead Rental Registry grant funds; and

WHEREAS, lease payments for 2025 are included in the 2025 County budget; and

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 668 square feet of office space on the third 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, an annual sum not to exceed Nine Thousand Nine Hundred Twenty-six and 48/100 Dollars (\$9,926.48), which equals Eight Hundred Twenty-seven and 21/100 Dollars (\$827.21) per month.

January 1, 2026 through December 31, 2026: \$15.46 per square foot, an annual sum not to exceed Ten Thousand Three Hundred Twenty-seven and 28/100 Dollars (\$10,327.28), which equals Eight Hundred Sixty and 61/100 Dollars (\$860.61) per month.

January 1, 2027 through December 31, 2027: \$16.08 per square foot, an annual sum not to exceed Ten Thousand Seven Hundred Forty-one and 44/100 Dollars (\$10,741.44), which equals Eight Hundred Ninety-five and 12/100 Dollars (\$895.12) per month.

January 1, 2028 through December 31, 2028: \$16.72 per square foot, an annual sum not to exceed Eleven Thousand One Hundred Sixty-eight and 96/100 Dollars (\$11,168.96), which equals Nine Hundred Thirty and 75/100 Dollars (\$930.75) per month.

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January 1, 2029 through December 31, 2029: \$17.39 per square foot, an annual sum not to exceed Eleven Thousand Six Hundred Sixteen and 52/100 Dollars (\$11,616.52), which equals Nine Hundred Sixty-eight and 04/100 Dollars (\$968.04) per month.

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, Proctor, Pavlock, Landy, Anthony, Buchanan, Scudder, Nelson, Gustafson

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RES. NO. 344-24

Authorize Public Hearing for Lease Agreement of office Suite  
46 at Chautauqua County Jamestown Airport Terminal Building

By Public Facilities Committee:

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

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

WHEREAS, Chase Aviation Company LLC., has been a tenant and leased office facilities at the Jamestown Airport main terminal building for the purpose of operating an Aviation consulting business since 2020; and

WHEREAS, the Airport Commission has considered and recommends continuing leasing office space in the airport terminal to Chase Aviation Company LLC., for the purpose of operating an aircraft brokerage and management business; and

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

RESOLVED, That pursuant to General Municipal Law, a public hearing on the proposed lease agreement of the Chautauqua County Jamestown Airport Office 46 with Chase Aviation Company LLC, to include substantially the following terms and conditions, shall be held at 6:35 p.m. during the meeting of the Chautauqua County Legislature to occur on January 22, 2025, in the Legislative Chambers, Gerace Office Building, Mayville, New York 14757:

1. Term. Three years commencing on January 1, 2025, and terminating on December 31, 2027.
2. Premises. Terminal Building Office No. 46, a 414 gross square foot office located at the Chautauqua County Jamestown Airport, with access to a private bathroom, non-exclusive use of the baggage room No. 33, access to garage space adjacent to main terminal building for corporate vehicle, 2 parking spaces in front of terminal building, and access to the terminal apron.
3. Payment. Tenant shall pay County a monthly fixed rental fee of Five Hundred Seventy-Five and no/100 Dollars (\$575.00).

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4. Other. As negotiated by the County Executive.  
; and be it further

RESOLVED, That the Clerk of the Legislature is authorized and directed to publish notice of this hearing at least ten (10) days prior thereto in the official newspapers of the County of Chautauqua.

Signed: Heiser, Anthony, Buchanan, Scudder, Nelson

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RES. NO. 345-24

Authorize Public Hearing for Commercial 5 Year Lease Agreement for the Jamestown Airport with the New York State Department of Motor Vehicles, for purpose of CDL testing on a daily basis Monday through Friday

By Public Facilities Committee:

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

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

WHEREAS, the County and New York State Department of Motor Vehicles have a longstanding history of cooperating regarding the use of the airport parking lot for CDL testing and wish to enter into a long-term lease; and

WHEREAS, the Airport Commission has considered and recommends continuing leasing or licensing parking lot use to the Department of Motor Vehicles, for the purpose of CDL testing; and

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

RESOLVED, That pursuant to General Municipal Law, a public hearing on the proposed lease agreement of the Chautauqua County Jamestown Airport parking lot with NYS DMV to include substantially the following terms and conditions, shall be held at 6:35 p.m. during the meeting of the Chautauqua County Legislature to occur on January 22, 2025, in the Legislative Chambers, Gerace Office Building, Mayville, New York 14757:

1. Term. Five years commencing on April 1, 2025, and terminating on March 31, 2030.
2. Premises. Non-exclusive use of the main parking lot for CDL testing and such use of public areas of the terminal as required for support activities.
3. Payment. Tenant shall pay County an annual fixed rental fee of Twelve Hundred Fifty (\$1,250) during the first year of the lease, with an annual increase of 2% each subsequent year of the lease.
4. Other. As negotiated by the County Executive.  
; and be it further

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RESOLVED, That the Clerk of the Legislature is authorized and directed to publish notice of this hearing at least ten (10) days prior thereto in the official newspapers of the County of Chautauqua.

Signed: Heiser, Anthony, Buchanan, Scudder, Nelson

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RES. NO. 346-24

Authorize Federal and State Aid Applications for the Chautauqua County Dunkirk Airport Five Year Capital Improvement Plan (ACIP) for FY 2025-2029

By Public Facilities Committee:

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

WHEREAS, Chautauqua County Dunkirk Airport is designated a national air transportation facility within the U.S. National Plan for Integrated Airport Systems (“NPIAS”); and

WHEREAS, inclusion in the NPIAS makes the Chautauqua County Dunkirk Airport eligible for Federal grant funding under the Airport Capital Improvement Program (“ACIP”), a grant-in-aid program, to assist local airport sponsors to maintain aviation facilities in exchange for certain grant assurances and obligations; and

WHEREAS, these Federal grants and the Bipartisan Infrastructure Law (“BIL”) Funds, to be used through 2026, when combined with New York State Department of Transportation (“NYSDOT”) matching funds provide ninety five percent (95%) of the capital expense necessary to maintain the Chautauqua County Dunkirk Airport; and

WHEREAS, the NYSDOT also offers grant funding opportunities separate from Federal grant programs, which may be suitable for some projects and will provide up to ninety percent (90%) of the capital expense necessary for accepted projects; and

WHEREAS, the County of Chautauqua has an established program to annually review and update the federal five-year ACIP to identify essential requirements for maintenance of airport runways, taxiways, and other facilities as outlined in the Airport Master Plan; and

WHEREAS, the Capital Budget of Chautauqua County included appropriations to supply the local share of such grants in the past and may do so in the future; and

WHEREAS, the Airport Commission has reviewed and approved these projects; therefore be it

RESOLVED, That the County Executive be and hereby is authorized to apply for federal and state aid for the following projects at the Chautauqua County Dunkirk Airport that are included in the current five-year ACIP plan:

FY 2025	Easement Acquisition and Update Existing Avigation Easements – Runways 6 and 24, RPZ and Approach
FY 2025	Rehabilitate Taxiway A West - Pavement and MITL - Design
FY 2025	Security Gate Upgrades - Design & Construction (BIL funding)
FY 2026	Obstruction Removal Runway 6-24 - Design
FY 2026	Land Acquisition and Update Existing Avigation Easements – Runways 15 and 33, RPZ and Approach
FY 2026	Rehabilitate Runway 15-33 - Design
FY 2026	Rehabilitate Taxiway B North - Pavement and MITL – Design (BIL)

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funding)  
FY 2026 Construct T-Hangar Taxilane – Design (BIL funding)  
FY 2026 T-Hangar - Design & Construction (NYSDOT/Aviation Division funding)  
  
FY 2027 Obstruction Removal – Runway 6-24 - Construction  
FY 2027 Obstruction Removal – Runway 15-33 - Design  
FY 2027 Rehabilitate Runway 6-24 - Design  
FY 2027 Rehabilitate Taxiway A West - Pavement and MITL- Construction  
FY 2027 Construct T-Hangar Taxilane - Construction - (BILfunding)  
  
FY 2028 Obstruction Removal – Runway 15-33 - Construction  
FY 2028 Rehabilitate Runway 15-33 - Construction  
FY 2028 Rehabilitate Taxiway B North - Pavement and MITL - Construction  
FY 2028 Reconstruction Runway 15-33 PAPI - Design and Construction  
FY 2028 Terminal Building Upgrades (NYSDOT/Aviation Division & BIL  
funding)  
  
FY2029 Rehabilitate Runway 6-24 - Construction  
FY2029 Rehabilitate T-Hangar Apron – Design  
(12/09/24 P.F. – Carried with Legislator Scudder Voting “No ”)  
Signed: Heiser, Anthony, Buchanan, Nelson

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RES. NO. 347-24

Authorize Federal and State Aid Applications for the Chautauqua County Jamestown  
Airport Five-Year Capital Improvement Plan (ACIP) for FY 2025-2029

By Public Facilities Committee:

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

WHEREAS, Chautauqua County Jamestown Airport is designated a national air transportation facility within the U.S. National Plan for Integrated Airport Systems (“NPIAS”); and

WHEREAS, inclusion in the NPIAS makes the Chautauqua County Jamestown Airport eligible for Federal grant funding under the Airport Capital Improvement Program (“ACIP”), a grant-in-aid program, to assist local airport sponsors in maintaining aviation facilities in exchange for certain grant assurances and obligations; and

WHEREAS, these Federal grants and the Bipartisan Infrastructure Law (“BIL”) Funds, to be used through 2026, when combined with New York State Department of Transportation (“NYSDOT”) matching funds provide ninety five percent (95%) of the capital expense necessary to maintain the Chautauqua County Jamestown Airport; and

WHEREAS, the NYSDOT also offers grant funding opportunities separate from Federal grant programs, which may be suitable for some projects and will provide up to ninety percent (90%) of the capital expense necessary for accepted projects; and

WHEREAS, the County of Chautauqua has an established program to annually review and update the federal five-year ACIP to identify essential requirements for maintenance of airport runways, taxiways, and other facilities as outlined in the Airport Master Plan; and

WHEREAS, the Capital Budget of Chautauqua County included appropriations to supply

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the local share of such grants in the past and may do so in the future; and

WHEREAS, the Airport Commission has reviewed and approved these projects; now therefore be it

RESOLVED, That the County Executive be and hereby is authorized to apply for federal and state aid for the following projects at the Chautauqua County Jamestown Airport that are included in the current five-year ACIP plan:

FY 2025	Replace Airfield Guidance Signs - Construction
FY 2025	On & Off Airport Obstruction Removal - Design & Permitting
FY 2025	Appraisal & Pre-Negotiations for Off-Airport Easement Acquisition - (Local Incurrence of Cost)
FY 2025	Terminal Apron Reconstruction – pavement & lighting - Design
FY 2025	Hangar L Renovation/Improvements (NYSDOT/Aviation Division)
FY 2026	Runway 13-31 Rehabilitation - Construction
FY 2026	Terminal Building Renovations – Construction (BIL funding)
FY 2027	On & Off Airport Obstruction Removal - Construction
FY 2027	Terminal Apron Reconstruction - Construction
FY 2028	Realign Taxiway D - Design
FY 2029	Realign Taxiway F – Design

*(12/09/24 P.F. – Carried with Legislator Scudder Voting “No”)*

Signed: Heiser, Anthony, Buchanan, Nelson

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RES. NO. 348-24  
Distribution of Mortgage Taxes

By Administrative Services Committee:

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

RESOLVED, That the Clerk of the County Legislature of Chautauqua County be and hereby is authorized and directed to compute the amount of Mortgage Tax Monies due the various municipalities under Section 261 of the Tax Law and to draw the warrant or order on the Director of Finance for the distribution to said municipalities of all monies due pursuant to said act and to do all things required to be done by the Board of Legislators as required by Law:



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<u>Town</u>		<u>City</u>		<u>Village</u>		<u>Total</u>
Arkwright	\$5,111.42	Dunkirk	\$43,202.43	Bemus Point	\$3,258.86	\$818,535.39
Busti	\$40,253.68	Jamestown	<u>\$84,519.31</u>	Brocton	\$1,166.35	
Carroll	\$13,686.91		\$127,721.74	Cassadaga	\$20,180.81	
Charlotte	\$4,063.08			Celoron	\$3,750.09	
Chautauqua	\$33,922.51			Falconer	\$5,418.45	
Cherry Creek	\$12,280.43			Fredonia	\$20,380.60	
Clymer	\$9,106.66			Lakewood	\$11,750.02	
Dunkirk	\$2,222.08			Mayville	\$2,709.70	
Ellery	\$48,792.33			Panama	\$708.41	
Ellicott	\$49,130.81			Sherman	\$1,822.77	
Ellington	\$9,952.60			Silver Creek	\$8,334.25	
French Creek	\$13,227.22			Sinclairville	\$689.00	
Gerry	\$7,783.89			Westfield	<u>\$4,665.58</u>	
Hanover	\$70,154.86				\$84,834.89	
Harmony	\$6,039.58					
Kiantone	\$3,765.64					
Mina	\$12,202.59					
North Harmony	\$20,655.69					
Poland	\$14,263.60					
Pomfret	\$41,517.94					
Portland	\$12,883.81					
Ripley	\$10,673.72					
Sheridan	\$11,547.57					
Sherman	\$9,601.46					
Stockton	\$126,778.96					
Villanova	\$3,584.50					
Westfield	<u>\$12,775.22</u>					
	<u>\$605,978.76</u>					

Signed: Scudder Anthony, Heiser, Vanstrom

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RES. NO. 349-24  
Amend 2024 Budget– District Attorney

By Public Safety Committee:

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

WHEREAS, the District Attorney was awarded the Criminal Justice Discovery Reform Funding grant through the New York State Division of Criminal Justice Services (DCJS); and

WHEREAS, equipment and computer software purchases are an eligible expense for this grant; and

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WHEREAS, the expenses for equipment purchases and contractual expenses related to this grant have exceeded the 2024 Adopted Budget; now therefore it be

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.1165.----.2	Equipment - District Attorney	\$4,000
A.1165.----.4	Contractual - District Attorney	\$50,000
	Total	\$54,000

INCREASE REVENUE ACCOUNT:

A.1165.----.R308.9000	New York State Aid-OTHER STATE AID	\$54,000
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Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 350-24  
Authorize Acceptance of FY2024 Emergency  
Management Performance Grant (EMPG24)

By Public Safety Committee:

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

WHEREAS, the Office of Emergency Services was awarded funds from the New York State Division of Homeland Security and Emergency Services in the amount of \$49,939 with a required match from the County in the amount of \$49,939; and

WHEREAS, the grant is to help manage daily Emergency Management functions and to enhance planning, training, exercises, public preparedness, emergency alert and notification systems; and

WHEREAS, the grant period runs from October 1, 2023 through September 30, 2026; and

WHEREAS, the grant budget is not yet finalized, so no budget amendment is needed at this time; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute all necessary agreements to accept the award and subsequent changes to work plans.

Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 351-24  
Authorize Acceptance of FY2024 State  
Homeland Security Program (SHSP24)

By Public Safety Committee:

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

WHEREAS, the Office of Emergency Services was awarded funds from the New York State Division of Homeland Security and Emergency Services in the total amount of \$110,963.00; and

WHEREAS, the term of the grant is September 1, 2024 through August 31, 2027, and as maybe extended; and

WHEREAS, although some of the revenue and some of the expenses have been included in the 2025 Adopted Budget, if other revenue and expenses need to be allocated they will be done by subsequent resolutions; therefore be it

RESOLVED, That the County Executive is hereby authorized to execute all necessary agreements to accept the award and subsequent changes to work plans if necessary.

Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 352-24

Authorize Execution of BJA FY24 Comprehensive Opioid, Stimulant  
and Substance Use Site-based Program (COSSUP)

By Public Safety Committee:

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

WHEREAS, the Chautauqua County Office of the Sheriff received notice that the U.S. Department of Justice Office of Justice Programs (OJP) has approved an application submitted for the FY24 Comprehensive Opioid, Stimulant and Substance Use Site-based Program; and

WHEREAS, the Department of Justice will provide funding for the FY24 grant in the amount of \$1,300,000, with no local funds, for the performance period of October 1, 2024 through September 30, 2027; and

WHEREAS, this was included in the 2024 and 2025 Adopted budget so no budget amendment is needed; now therefore be it

RESOLVED, The Chautauqua County Executive is authorized to execute an agreement with the Office of Justice Programs to secure the grant funding as set forth above

Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 353-24

Authorize Execution of NYS Office of Homeland Security  
Funding Grant Operation Stonegarden FY 24

By Public Safety Committee:

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 approved the application submitted to the Office of Homeland Security and Emergency Services Program Grant for the further implementation Operation Stonegarden; and

WHEREAS, the State of New York will provide funding for a FY 24 grant in the amount of \$92,430, with no local funds, for a contract period of September 1, 2024 through August 31, 2027; and

WHEREAS, this grant is included in the 2024 and 2025 Budget so no budget amendment is needed; now therefore be it

RESOLVED, The Chautauqua County Executive is authorized to execute the appropriate agreement to secure the grant funding with the New York State Office of Homeland Security and Emergency Services.

Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 354-24  
Authorize Execution of NYS Office of Homeland Security State  
Law Enforcement Terrorism Prevention Program Grant FY24

By Public Safety Committee:

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

WHEREAS, the Chautauqua County Sheriff received notice the State of New York Office of Homeland Security approved the application submitted to the Office of Homeland Security and Emergency Services for continued implementation of the State Law Enforcement Terrorism Prevention Program (SLETPP); and

WHEREAS, the State of New York will provide funding in the amount of \$59,750 with no local funds required for the contract period from September 1, 2024 to August 31, 2027; and

WHEREAS, this grant is included in the 2024 and 2025 budgets so no budget amendment is needed; now therefore be it

RESOLVED, The Chautauqua County Executive is authorized to execute the appropriate agreement with the New York State Office Homeland Security and Emergency Services.

Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 355-24  
Authorize Execution of Agreement with New York State Unified Court  
System Eighth Judicial District for Court Security

By Public Safety Committee:

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

WHEREAS, New York State Unified Court System Eighth Judicial District has requested the Chautauqua County Office of the Sheriff provide court security services during New York State's 2024-2025 fiscal year; and

WHEREAS, the Chautauqua County Office of the Sheriff has negotiated an agreement with New York State Unified Court System Eighth Judicial District for the period of April 1, 2024 through March 31, 2029, with initial annual payment made by the Unified Court System to the County not to exceed \$887,722; and

WHEREAS, this has been included in the 2024 and 2025 budget therefore no budget amendment is needed; now therefore be it

RESOLVED, That the Chautauqua County Executive is hereby authorized and empowered to execute an agreement with New York State Unified Court System Eighth Judicial District for court security services as set forth above with revenues to be credited to account A.1162.1110.R333.0000.

Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 356-24  
Authorize Execution of New York State Governor's Traffic Safety  
Committee Grant for the Police Traffic Services Program FY 25

By Public Safety Committee:

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

WHEREAS, the Chautauqua County Sheriff received notice the State of New York Governor's Traffic Safety Committee has approved the application submitted for the Police Traffic Services Program; and

WHEREAS, the State of New York will provide funding in the amount of \$22,881 with no local funds required for the contract period from October 1, 2024 to September 30, 2025; and

WHEREAS, this grant is included in 2024 and 2025 Adopted Budgets, therefore no budget amendments are needed; now therefore be it

RESOLVED, The Chautauqua County Executive is authorized to execute the appropriate agreement with the New York State Governor's Traffic Safety Committee to secure the grant funding as set forth above.

Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 357-24  
Authorize Agreement with Chautauqua Lake Central School for  
a Trial Program with Regular Police Presence at  
the School District Buildings FY 25

By Public Safety Committee:

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

WHEREAS, Chautauqua County, through the Chautauqua County Sheriff's Office, already contracts with Chautauqua Lake Central School District for the provision of enhanced police protection services on an as-needed basis; and

WHEREAS, the Sheriff's Office and CLCS administration have discussed continuing a trial program started last academic year utilizing a full-time uniformed deputy for unscheduled but regular presence at the school district buildings; and

WHEREAS, the trial program would run January 1, 2025, through December 31, 2025, with an hourly rate not to exceed \$55.09 per hour plus a negotiated cost for vehicle and administrative costs; and

WHEREAS, this revenue is included in the 2025 Adopted Budget so no budget amendments are needed; no therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with the CLCS for a trial school officer program upon such terms as negotiated and consistent with those tentative terms above, with revenues to be credited to A.3110.R226.0000.

Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 358-24  
Authorize Agreement with Chautauqua Lake Central School  
for Enhanced Police Protection Services FY 25

By Public Safety Committee:

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

WHEREAS, Chautauqua Lake Central School has requested the Chautauqua County Office of the Sheriff provide enhanced police services within their respective geographic boundaries during the 2025 calendar year; and

WHEREAS, the Chautauqua County Sheriff has negotiated a tentative agreement with this entity for the period of January 1, 2025 through December 31, 2025 for an hourly rate not to exceed \$55.09 and a holiday hourly rate of at least \$82.63; and

WHEREAS, this revenue is included in the 2025 Adopted Budget so no budget amendments are needed; now therefore be it

RESOLVED, That the Chautauqua County Executive is hereby authorized and empowered to execute an agreement with this entity for enhanced police services as set forth above with revenues to be credited to revenue account A.3110.R226.0000.

Signed: Niebel, Proctor, Nelson, Landy, Bankoski

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RES. NO. 359-24  
Re-Authorize Municipal Early Intervention and Preschool Contracts

By Human Services Committee:

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

WHEREAS, pursuant to Article 25 Title II-A of the New York State Public Health Law the county is required to provide appropriate Early Intervention Services to Eligible Children and their families; and

WHEREAS, pursuant to Section 4410 of the New York State Education Law the County is required to provide appropriate special education services to eligible preschool handicapped children aged three through five including but not limited to; Speech Therapy, Occupational Therapy and Physical Therapy; and

WHEREAS, the County Legislature by Resolution 181-08 approved the authority to contract for these mandated services through various entities, but there have been provider and programmatic changes requiring a new authorization; and

WHEREAS, State Education-approved agencies, independent providers, and Chautauqua County School Districts can provide such services to eligible children; and

WHEREAS, these services may include transportation of eligible children; and

WHEREAS, these agencies, providers and schools have the appropriate facilities, programs and personnel to provide these services; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute the necessary agreements for the New York State Education Department-approved agencies, independent providers and any Chautauqua County school districts that desire to provide special education services, including transportation to eligible preschool handicapped children aged three through five, with reimbursement by the County to be at a rate established by the State Commissioner of Education pursuant to Section 4410 of the Education Law; and be it further

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RESOLVED, That the County Executive is hereby authorized and empowered to execute the necessary agreements with eligible providers for the provision of Early Intervention Services, including transportation, to eligible children with reimbursement by the County to be at rates established by the State Health Commissioner and Chautauqua County pursuant to Public Health Law; and be it further

RESOLVED, That these agreements will be renewed as long as the program is mandated to the County by the State; and be it further

RESOLVED, That the County Executive is authorized and empowered to execute any additional documentation, amendments or addenda necessary to effectuate any current and future revisions of either Education or Health Law throughout the term of this agreement.

Signed: Proctor, Gustafson, Landy, Pavlock

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RES. NO. 360-24

Amend Chautauqua County Department of Mental Hygiene and Social Services 2024 Budget for Increased Safety Net Costs

By Human Services Committee:

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

WHEREAS, 2024 Expenditures for Safety Net costs are now projected to be in excess of the budgeted amount; and

WHEREAS, Safety Net costs are funded at 28 percent by the State of New York and at 1 percent by the Federal Government, and

~~WHEREAS, Social Services Administration costs are now project to be below budgeted amounts, now therefore be it~~

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

INCREASE USE OF FUND BALANCE:

A.----.----.917.0000	Unassigned Fund Balance-Unassigned fund balance	\$1,200,000
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;and be it further

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

INCREASE APPROPRIATION ACCOUNTS:

A.6140.----.4	Contractual - Safety Net	\$2,000,000
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INCREASE REVENUE ACCOUNTS:

A.6140.----.R184	Departmental Income-Safety Net	\$220,000
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A.6140.----.R364	New York State Aid-Safety Net	\$560,000
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A.6140.----.R464	Federal Aid-Safety Net	<u>\$20,000</u>
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Total	\$800,000
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(12/11/24 H.S. – Amended by strikethrough)

Signed: Proctor, Gustafson, Landy, Pavlock

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RES. NO. 361-24  
Accept State Environmental Quality Review of  
Agricultural District 8 8-Year Review

By Planning & Economic Development Committee:

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

WHEREAS, the Chautauqua County Legislature is responsible for the Chautauqua County Agricultural Districts; and

WHEREAS, pursuant to Resolution No. 150-22, Chautauqua County is authorized to conduct a coordinated review for purposes of conducting State Environmental Quality Review (SEQR) for actions taken under the Agricultural District Law, and the use of the short environmental assessment form for agricultural districts; and

WHEREAS, pursuant to 6 NYCRR 617 of the implementing regulations pertaining to the New York State Environmental Quality Review Act of the Environmental Conservation Law, the Chautauqua County Legislature, as lead agency, must evaluate the environmental impact of modifying the Chautauqua County's agricultural district boundaries; and

WHEREAS, the modifications of an agricultural district's boundaries is considered an unlisted action and as such the criteria of 6 NYCRR 617.7 must be used to determine the degree of environmental impact; and

WHEREAS, the Chautauqua County Department of Planning and Development has prepared a short Environmental Assessment Form (EAF) for agricultural districts for consideration by the Chautauqua County Legislature with said EAF indicating that the probability of any adverse impact of proposed modifications to the agricultural districts is very low; and

WHEREAS, the Chautauqua County Legislature has reviewed the EAF and supporting documentation, copies of which are attached; now therefore be it

RESOLVED, That the Chautauqua County Legislature has determined that the modification of the agricultural district boundaries into Chautauqua County Agricultural Districts No. 8 will not have a significant impact and the County Executive is hereby authorized to execute a "Negative Declaration" for the proposed action.

Signed: Harmon, Dickey, Larson, Gustafson, Penhollow

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RES. NO. 362-24  
Accept Proposed Modifications and Continuation of  
Chautauqua County Agricultural District 8

By Planning & Economic Development Committee:

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

WHEREAS, the Chautauqua County Legislature is responsible for the Chautauqua County Agricultural Districts; and

WHEREAS, Article 25AA of the Agriculture and Markets Law authorizes the continuance and modifications of agricultural districts within the County of Chautauqua, in accordance with the procedures set forth therein; and

WHEREAS, the Clerk of the Legislature received notification from the New York State Department of Agriculture and Markets to perform an eight-year review of Chautauqua County Agricultural District 8; and



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WHEREAS, in accordance with New York State Agriculture and Markets Law Section 303-a, a comprehensive eight-year review of Chautauqua County Agricultural District 8 was conducted in 2024; and

WHEREAS, the Chautauqua County Agricultural and Farmland Protection Board reviewed submitted requests to modify the agricultural district boundaries, and recommended to the Chautauqua County Legislature for the continuation of the district with the proposed modifications of the agricultural district boundaries (listed below); and

Parcel ID	Municipality	Acres	Recommendation
198.00-1-36	Stockton	1.28	Remove from District
312.00-1-5	Chautauqua	1	Remove from District
401.00-2-55	Busti	0.98	Remove from District
436.00-2-25	Busti	0.3	Remove from District
437.00-2-3	Busti	1	Remove from District
320.00-1-16	Ellicott	1	Remove from District
267.00-1-13	Stockton	<1	Remove from District
232.00-1-33	Stockton	<1	Remove from District
247.00-2-25	Stockton	<1	Remove from District
214.00-1-15	Stockton	<1	Remove from District
214.00-1-16	Stockton	<1	Remove from District

WHEREAS, the requirement of the New York State Environmental Quality Review Act (SEQRA) have been considered, processed, and completed by Chautauqua County, and the Chautauqua County Agricultural and Farmland Protection Board report has been filed with the County Legislature; and

WHEREAS, the required public hearing was held on December 18, 2024, in order to gather input from landowners in the district, now therefore be it

RESOLVED, That it is the determination of the Chautauqua County Legislature for the continuation of Chautauqua County Agricultural District 8 and modify the district in accordance with the recommendations of the Chautauqua County Agricultural and Farmland Protection Board and input gathered from the public hearing; and it is further

RESOLVED, That the Clerk of the County Legislature be and hereby is directed to file this resolution, the Chautauqua County Agricultural and Farmland Protection Board report, and maps with the tax identifications numbers for each parcel, and all things necessary to be filed with the Commissioner of Agriculture and Markets for final certification.

Signed: Harmon, Dickey, Larson, Gustafson, Penhollow

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RES. NO. 363-24  
Amend 2025 Budget for Snowmobile Trail  
Development and Maintenance Grant

By Planning & Economic Development Committee:  
At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, 2025 revenue from the New York State Office of Parks, Recreation, and Historic Preservation Snowmobile Trail Grant-in-Aid Program was estimated based on the previous year's funding award; and

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WHEREAS, 2024-2025 Snowmobile Trails Grant-in-Aid Program increased the mileage and high snow rates for this year's season and recalculated high snow miles resulting in an award totaling more than originally estimated; and

WHEREAS, Chautauqua County acts as a pass-through agency for the funding to the local snowmobile club; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2025 Adopted Budget:

INCREASE REVENUE ACCOUNT:

A.8020.----.R388.9002	Other State Aid: Snow Trail	\$64,500
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INCREASE APPROPRIATION ACCOUNT:

A.8020.----.4	Contractual - Planning	\$64,500
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Signed: Harmon, Penhollow, Dickey, Larson, Gustafson

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RES. NO 364-24

Authorize Memorandum of Understanding for Chautauqua Lake

By Planning & Economic Development Committee:

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

WHEREAS, Chautauqua Lake is an invaluable asset for Chautauqua County that enhances the environment and quality of life of its residents, provides recreational and tourism opportunities, and spurs economic development; and

WHEREAS, the health and usability of Chautauqua Lake has been threatened by numerous factors including, but not limited to, proliferation of non-native aquatic plant species, nuisance levels of native vegetation, and Harmful Algal Blooms ("HABs"); and

WHEREAS, pursuant to Resolution 101-19, the County and most all Chautauqua Lake stakeholder municipalities, agencies, and non-profit organizations ("Participants") entered into the initial two-year 2019 Chautauqua Lake Memorandum of Agreement ("2019 MOA") that set forth collaborative tenets for weed management practices in Chautauqua Lake through April 2021; and

WHEREAS, a second two-year agreement, the Chautauqua Lake Memorandum of Understanding ("2021 MOU") was developed as the successor to the 2019 MOA, was endorsed pursuant to Resolution 113-21; and

WHEREAS, the 2021 MOU was amended in 2023 by the Participants to extend the agreement two additional years and will expire on April 30, 2025; and

WHEREAS, the Participants desire enter into a fourth MOU for an additional two years for an extended term through April 30, 2027, and by doing so, confirm a continuing statement of the good faith intent of all Participants to work collaboratively to protect and enhance the health and usability of Chautauqua Lake under the following common principles:

- a. The development of data sets to guide the parties' collaborations will ultimately improve the health and usability of Chautauqua Lake;
- b. Data and information generated as a result of the implementation of management activities will be shared;
- c. In-lake maintenance activities will be coordinated and integrated;

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- d. Opinions will be expressed respectfully regardless of whether in agreement or disagreement with the opinions of others, and it is acknowledged that respectful discussions have a greater potential to achieve improved lake health conditions;
- e. Collaboration will be actively pursued to enhance the parties' individual efforts; and
- f. Litigation will not be pursued against any other Participant who are or were a party to the 2021, 2023 and 2025 MOU.

; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby endorses the fourth Chautauqua Lake Memorandum of Understanding, from May 1, 2025 to April 30, 2027, to be executed by the County Executive on behalf of the County, together with each and all of the previous cosigners of the Chautauqua Lake Memorandum of Understanding.

Signed: Harmon, Larson, Dickey, Gustafson, Penhollow

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RES. NO. 365-24

Reallocating Salary Grade for Probation Assistant (Including Spanish Speaking), Probation Officer Trainee (Including Spanish Speaking), Probation Officer (Including Spanish Speaking) and Sr. Probation Officer

By Administrative Services and Public Safety Committees:

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

WHEREAS, the Probation Director (Group B) requested a review of the Probation Assistant (Including Spanish Speaking), Probation Officer Trainee (Including Spanish Speaking), Probation Officer (Including Spanish Speaking) and Sr. Probation Officer salary grade; and

WHEREAS, the Human Resources staff reviewed the salary grade and duties currently being performed by Probation Assistant (Including Spanish Speaking), Probation Officer Trainee (Including Spanish Speaking), Probation Officer (Including Spanish Speaking) and Sr. Probation Officer positions as compared to similar positions in that department; and

WHEREAS, the positions of Probation Assistant (Including Spanish Speaking), Probation Officer Trainee (Including Spanish Speaking), Probation Officer (Including Spanish Speaking) and Sr. Probation Officer is covered by the terms of the CSEA 6300 Agreement and is allocated to Grade 12, Grade 14, Grade 17, and Grade 20; respectively, of the CSEA 6300 salary schedule; and

WHEREAS, the Human Resources staff has recommended that the four (4) positions be increased one (1) grade on the CSEA 6300 salary schedule; and

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

RESOLVED, That the title of Probation Assistant (Including Spanish Speaking) currently allocated to salary grade 12 shall be reallocated to salary grade 13; and be it also

RESOLVED, That the title of Probation Officer Trainee (Including Spanish Speaking) currently allocated to salary grade 14 shall be reallocated to salary grade 15; and be it also

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RESOLVED, That the title of Probation Officer (Including Spanish Speaking) currently allocated to salary grade 17 shall be reallocated to salary grade 18; and be it also

RESOLVED, That the title of Sr. Probation Officer currently allocated to salary grade 20 shall be reallocated to salary grade 21.

**2024 CSEA 6300 SALARY SCHEDULE**

3% increase over 2023 Salary Schedule

<b>Grade</b>	<b>Step 3</b>	<b>Step 4</b>	<b>Step 5</b>	<b>Step 6</b>	<b>Step 7</b>	<b>Step 8</b>	<b>Step 9</b>	<b>Step 10</b>	<b>Step 11</b>
12	22.90	23.89	24.54	25.34	26.21	27.04	27.85	28.69	29.55
13	23.50	24.54	25.34	26.21	27.04	27.94	28.78	29.64	30.53
14	24.30	25.34	26.21	27.04	27.94	28.94	29.81	30.70	31.62
15	25.18	26.21	27.04	27.94	28.94	29.99	30.89	31.82	32.77
17	26.81	27.94	28.94	29.99	30.98	32.11	33.07	34.06	35.08
18	27.67	28.94	29.99	30.98	32.11	33.26	34.26	35.29	36.35
20	29.62	30.98	32.11	33.26	34.52	35.77	36.84	37.95	39.09
21	30.76	32.11	33.26	34.52	35.77	37.14	38.25	39.40	40.58

**2025 CSEA 6300 SALARY SCHEDULE**

3% increase over 2024 Salary Schedule

12	23.59	24.61	25.28	26.10	27.00	27.85	28.69	29.55	30.44
13	24.21	25.28	26.10	27.00	27.85	28.78	29.64	30.53	31.45
14	25.03	26.10	27.00	27.85	28.78	29.81	30.70	31.62	32.57
15	25.94	27.00	27.85	28.78	29.81	30.89	31.82	32.77	33.75
17	27.61	28.78	29.81	30.89	31.91	33.07	34.06	35.08	36.13
18	28.50	29.81	30.89	31.91	33.07	34.26	35.29	36.35	37.44
20	30.51	31.91	33.07	34.26	35.56	36.84	37.95	39.09	40.26
21	31.68	33.07	34.26	35.56	36.84	38.25	39.40	40.58	41.80

Signed: Scudder, Landy, Niebel, Proctor, Nelson, Bankoski, Anthony, Heiser, Vanstrom