

CHAUTAUQUA COUNTY LEGISLATURE

12/18/19

# Chautauqua County Legislature

6:30 p.m.

**CALL TO ORDER**

**ROLL CALL**

**PRAYER BY LEGISLATOR BANKOSKI**

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF THE MINUTES FOR 11/20/19**

**PRIVILEGE OF THE FLOOR**

(Members of the public may speak on any subject relating to any local law, resolution, or motion appearing on the agenda.

An individual is limited to 3 minutes and a person representing a group shall be limited to 5 minutes)

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**VETO MESSAGES FROM COUNTY EXECUTIVE BORRELLO AND ACTING  
COUNTY EXECUTIVE ABDELLA  
NO VETOES FROM 11/20/19**

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**COMMUNICATIONS:**

1. Letter – County Executive Borrello – Resignation From Office of County Executive
  2. Letter – Executive Committee of the Chautauqua County Republican Committee - Certificate to Fill Vacancy for Chautauqua County Executive
  3. Letter – Department of Public Facilities – Landfill Fee Increases
  4. Report – NYS Small Business Development Center - Chautauqua County Quarterly Report (July 1, 2019- September 30, 2019)
  5. Report – Board of Election Commissioners – 2019 Report
  6. Report – Finance Director Crow – Investment Report – October 2019
  7. 2020 Chautauqua County Budget Book
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**LOCAL LAW INTRO. 8-19 – A Local Law Amending the Chautauqua County Code of Ethics**

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**RESOLUTIONS:**

- 309-19 Confirm Appointment and Re-Appointment – Agriculture & Farmland Protection Board**
- 310-19 Confirm Re-Appointments – Chautauqua County Planning Board**
- 311-19 Confirm Re-Appointment - Chautauqua County Health Board**
- 312-19 Establish Complete Streets Account for Acceptance of Funds from the Chautauqua County Health Network (CCHN)**
- 313-19 Authorize Agreement to Extend Interim FBO Services at the Dunkirk Airport**

**CHAUTAUQUA COUNTY LEGISLATURE**

**12/18/19**

- 314-19 Amend 2019 Budget for Liability Insurance Accounts**
- 315-19 Adjust 2019 Budget for CCSEA Collective Bargaining Agreement**
- 316-19 Amend 2020 Budget Appropriations and Revenues - Probation**
- 317-19 Amend 2019 Budget for Office of the Sheriff**
- 318-19 Authorize Agreement with Bemus Point Central School District for School Resource Officer**
- 319-19 Authorize Agreement with Forestville Central School District for School Resource Officer**
- 320-19 Authorize Agreement with Silver Creek Central School District for School Resource Officer**
- 321-19 Authorize Agreement with Chautauqua Lake Central School District for Enhanced Police Protection Services FY20**
- 322-19 Authorize Agreement with Town of Charlotte for Enhanced Police Protection Services FY20**
- 323-19 Authorize Agreement with Town of Ripley for Enhanced Police Protection Services FY20**
- 324-19 Authorize Agreement with Village of Silver Creek for Enhanced Police Protection Services FY20**
- 325-19 Authorize Agreement with Ontario County for Juvenile Detention Facility Services**
- 326-19 Amend Chautauqua County Department of Health & Human Services 2019 Budget for Increased Child Care (Foster/Institutional) Costs**
- 327-19 To Accept New York State Department of Health 2019-20 Award to Support Nurse Family Partnership**
- 328-19 Authorize Use of Chautauqua County 2% Occupancy Tax Undesignated Off-Cycle Project Funds to Remove Debris from Bemus Creek**
- 329-19 Provide Funding to the Chautauqua Lake Protection and Rehabilitation Agency (CLPRA) for Outreach and Engagement Services**
- 330-19 Authorize Acceptance of SAM Grant for North Chautauqua County Water District**

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**MOTION:**

- A. In Support of an Increase of State Support for Cornell Cooperative Extension County Associations in the State of New York**
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**COMMENDATIONS:**

**For Outgoing Legislators**

**KEVIN O'CONNELL – DISTRICT 6**  
**DAVID WILFONG – DISTRICT 11**  
**MARTIN PROCTOR – DISTRICT 18**

**CHAUTAUQUA COUNTY LEGISLATURE  
12/18/19**

**MEMORIALS:**

**David Himelein  
By  
Legislator Martin Proctor**

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**Donald Ahlstrom  
By  
Legislator David Wilfong**

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**ANNOUNCEMENTS**

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**PRIVILEGE OF THE FLOOR**

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**From the Legislature Staff**

**Wishing all of you a Merry Christmas and a Healthy and Happy New Year!  
Kathy, Lori, Olivia**

**ORGANIZATIONAL MEETING – THURSDAY, JANUARY 2, 2020 – 4:00 P.M.**

**\*\*\* Please note: Prefile for the Organizational Meeting is 10:00 a. m. – Friday,  
December 27, 2019\*\*\***

LOCAL LAW  
INTRODUCTORY NO. 8-19  
CHAUTAUQUA COUNTY

A LOCAL LAW AMENDING THE CHAUTAUQUA COUNTY CODE OF ETHICS

BE IT ENACTED, by the County Legislature of the County of Chautauqua, New York, as follows:

I. Local Law 1-19 of the County of Chautauqua, entitled "A Local Law Amending the Chautauqua County Code of Ethics, is hereby amended by substitution to state as follows:

Section 1.     Short Title

This code of ethics shall be known as the "Chautauqua County Code of Ethics."

Section 2.     Legislative Purpose.

The purpose of this Code is to establish minimum standards of ethical conduct for County officers and employees to ensure that County government is free from improper influence. Ethical conduct ultimately depends on the personal integrity of County officers and employees and on the vigilance of their communities. The establishment of the standards and guidelines set forth in this code is a step toward providing the highest caliber of public administration for County government and increased confidence in its officials, while recognizing that public service cannot require a complete divesting of all proprietary interests nor impose overly burdensome disclosure requirements if County government is to attract and hold competent administrators.

By requiring public disclosure of interests that may influence or be perceived to influence the actions of County officials, this code is intended to facilitate consideration of potential problems before they arise, to minimize unwarranted suspicion, and to enhance the accountability of government to the people.

The disclosure requirements of this Code of Ethics are in addition to any other requirements imposed by law. Additional disclosure to the public is available pursuant to the New York State Freedom of Information Law and Election Law requirements. Copies of all contracts with the County are also available for public inspection at the Office of the Clerk of the County Legislature.

Section 3.     Definitions

When used in this Code and unless otherwise expressly stated:

1. "Agency" means any office, board, body, advisory board, council, commission, agency, department, district, administration, division, bureau, or committee of the County.

2. "Appear" and "Appear Before" mean communicating in whatever form, whether personally or through another person.

3. "County Officer or Employee" means any officer or employee of the County, whether paid or unpaid, including Public Officials and all other members of any Agency of the County, but does not include a judge, justice, officer, or employee of the Unified Court System.

4. "Dependent" means an individual who will be claimed by the County Officer or Employee as a dependent on the current year's State or Federal tax return.

5. "Family Member" means a spouse, child, step-child, parent, step-parent, sibling, step-sibling, half-sibling, Dependent, and household member of a County Officer or Employee.

6. "Person" means an individual, corporation, partnership, unincorporated association, and all other entities.

7. "Related Person" means a spouse, fiancé(e), parent, child, or sibling, including step and half relations, a grandparent, parent-in-law, sibling-in-law, Dependent, member of the County Officer or Employee's household, first cousin, aunt, uncle, niece, or nephew.

8. "Public Official" means any official who has discretionary authority, either alone or as a member of an Agency, but does not include a judge, justice, officer, or employee of the Unified Court System.

#### Section 4. Conflicts of Interest of County Officers and Employees

1. No County Officer or Employee shall directly or indirectly do or take any act prescribed below, or agree to do such acts, or attempt such acts, or induce another Person to do such acts:

- a. act or Appear as agent, broker, employee, consultant, or representative for any third party in connection with any transaction that involves discretionary acts of any County Officer or Employee or act or Appear in any matter in which the County is a party or a complainant except on behalf of the County or himself or herself.
- b. solicit any gift, or accept or receive any gift having a value of seventy-five dollars (\$75.00) or more per year from any Person, other than a Family Member, whether in the form of money, service, loan, travel, entertainment, hospitality, thing or promise, or in any other form, who the County Officer or Employee knows is considering or has had any transactions with the County that involves any discretionary act by the County Officer or Employee.
- c. take or refrain from taking any action on any matter before the County in order to obtain a pecuniary or material benefit different from that to be derived by the general public for:

- (i) himself or herself;
- (ii) a Family Member;
- (iii) any partnership or unincorporated association of which the County Officer or Employee is a member or employee or in which he or she has a proprietary interest;
- (iv) any corporation of which the County Officer or Employee is an officer or director or of which he or she legally or beneficially owns or controls more than five percent (5%) of the outstanding stock;
- (v) any Person with whom the County Officer or Employee or his or her Family Member has an employment, professional, business, or financial relationship, provided, however, that relationships which are available to and entered into by the general public on the same terms and conditions as those applicable to the County Officer or Employee, such as relationships in the nature of bank accounts, credit cards, bank loans, and mortgages, shall not be deemed to be financial relationships for purposes of this section; or
- (vi) any Person from whom the County Officer or Employee or his or her spouse has received a pecuniary or material benefit having an aggregate value greater than two thousand dollars (\$2,000.00) per calendar year.

Examples of material or pecuniary benefits include, but are not limited to, hiring, promoting, authorizing a pay increase, providing a performance review, a job assignment or job description change, work schedule change, approving a voucher or expense claim, awarding a contract, extension of time to perform a contract, a contract dollar amount increase, and purchasing goods. Nothing in this section shall be construed as prohibiting a County Officer or Employee from performing a purely ministerial act.

Notwithstanding the above, a County Officer or Employee may respond to questions asked by an individual who will be taking or refraining from taking an action.

- d. solicit directly or indirectly any non-elected County Officer or Employee or any entity that is not subject to competitive bidding, to participate in an election campaign, or pay any assessment, subscription, or contribution to a political party, political party organization or election campaign. This paragraph shall not prohibit a general solicitation of a class of persons, other than those expressly prohibited, of which such solicited County Officer or Employee happens to be a member.
- e. except where authorized by law, disclose any confidential information acquired in the course of official duties or use any such information for personal gain or to advance the financial interests of any other Person.

- f. after termination of his or her term of office or employment with the County, Appear Before the County or receive compensation for any services rendered on behalf of any Person other than the County in relation to any particular matter upon which he or she took any discretionary act during his or her term of office or employment with the County.
- g. no paid County Officer or Employee shall for two years after the termination of employment provide professional or managerial services for a third party on any matter involving his or her former County Agency.

This subsection shall not apply to any elected official, member, or employee of a federal, state, or local government or one of their agencies or instrumentalities, or to any action by a licensed attorney that is permitted by the New York State Rules of Professional Conduct. Retired County Officers or Employees who were working for a third party on a matter involving their former County Agency at the time of enactment of this Law may continue to perform such work as long as their actions do not violate the terms of this paragraph “g” as it was written on their date of retirement.

- h. act or Appear as an attorney in: (1) any litigation in which the County is a party or complainant that involves torts, civil rights, contracts, or eminent domain, except on behalf of the County or himself of herself; or (2) any other matter in which the County is a party or complainant that would constitute a violation of the New York State Rules of Professional Conduct.

2. No partnership, unincorporated association, corporation or any other entity owned or controlled by a County Officer or Employee shall Appear Before any County department or Agency which employs such County Officer or Employee except on behalf of the County or itself.

3. Nothing in this Local Law shall be construed to prohibit a County Officer or Employee or any other Person from receiving a County service or benefit or using a County facility which is generally available to residents or to a class of residents in the County.

4. Nothing in this Local Law shall be construed to prohibit a County Officer or Employee from performing any ministerial act.

5. Nothing in this Local Law shall be construed to prohibit an unpaid member of a County Agency from acting or appearing for a third party regarding a matter unrelated to the business of their County Agency, nor prohibit a County Officer or Employee who is an elected Public Official of another governmental entity from acting or appearing in their official capacity on behalf of such other governmental entity.

6. Nothing in this Local Law shall be construed to prohibit an unpaid member of an advisory County board, bureau, council, committee, or commission from acting or appearing for a third party regarding a contract with the County when such member has no power or duty to:

- a. negotiate, prepare, authorize or approve the contract or authorize or approve payment thereunder;
- b. audit bills or claims under the contract; or
- c. appoint a County Officer or Employee who has any of the powers or duties set forth above.

7. Nothing in this Local Law shall be construed to prohibit a County Officer or Employee from serving in an unpaid capacity as an officer or director of a non-profit or governmental entity, when such service is in furtherance of the official duties of the County Officer or Employee.

Section 5. Interests in Contracts Pursuant to General Municipal Law

1. No County Officer or Employee may have an interest in a contract that is prohibited by section 801 of New York General Municipal Law.

2. Every County Officer and Employee shall disclose interests in contracts with the County at the time and in the manner required by section 803 of New York General Municipal Law.

Section 6. Use of County Resources

The use of County resources by County Officers and Employees shall be in compliance with County policies and procedures.

Section 7. Procurement Integrity

1. While procuring property or services of more than fifty thousand dollars (\$50,000.00) in value, no County Officer or Employee shall solicit, discuss, or accept, directly or indirectly, any promise of future employment or business opportunity from any contractor competing for such procurement.

2. While competing for award of a County procurement of property or services of more than fifty thousand dollars (\$50,000.00) in value, no contractor shall discuss or make, directly or indirectly, any offer or promise of future employment or business opportunity to any official of the County involved in such procurement.

Section 8. Annual Disclosure

1. All Public Officials who are elected or paid, and all County Officers or Employees who are authorized to use County-issued credit cards or to approve vouchers, purchase orders,



contracts and payroll such as purchasing clerks and purchasing agents, shall file with the Ethics Board, by depositing with the Office of the County Executive, a signed annual disclosure statement using a form approved by the Ethics Board which shall be substantially in conformance with the 2019 disclosure statement form filed with the Clerk of the County Legislature.

- a. within thirty (30) days of taking office; and
- b. no later than April 30 of each year thereafter.

Within thirty (30) days of any material change in the information contained in his or her most recently filed statement, the County Officer or Employee shall file a signed amendment to the statement indicating the change. The Ethics Board shall have free and unlimited access to all forms at all times.

2. If a County Officer or Employee who is elected or paid is not able, after reasonable efforts, to obtain some or all of the information required by paragraph two of this section which relates to his or her spouse or household member, he or she shall so state, as part of the annual disclosure statement.

3. The Ethics Board shall review all disclosure statements. Upon being satisfied as to the content and completeness of a statement, the Ethics Board shall return the statement to the Office of the County Executive, which will in turn file the original statement with the County Clerk and an electronic copy with the Clerk of the Legislature. All such statements are public records and shall be kept on file for at least seven (7) years.

Section 9. Lists of Titles Required to File; Notice of Filing Requirements; Verification of Filing; Training and Distribution of Code

1. A list of those titles which are subject to County disclosure requirements, as the same may be amended from time to time by the Ethics Board, is on file with the Clerk of the Legislature and in the office of the County Executive.

2. Before May 15th of each year, the County Executive shall verify that every affected County Officer or Employee has filed his or her annual disclosure statement.

3. Failure of the County Executive or of an individual subject to disclosure statement filing requirements to comply with such requirements shall not relieve any individual from his or her duty to file a disclosure statement pursuant to this Code of Ethics.

4. All County Officers and Employees subject to the requirements of the Chautauqua County Code of Ethics are required to undergo annual Ethics Board training to inform and educate them as to the requirements of this Code. The training will include either a paper copy of the Code or information about where the Code can be found online. Training will be administered as follows:

- a. The County Department of Human Resources will provide a paper copy of the training materials to new employees as part of the new employee orientation process, and will secure written confirmation of receipt, or will send the training materials to new employees via e-mail and secure written confirmation of receipt.
- b. The County Department of Human Resources will issue training materials to Department Heads, who shall administer annual training for all County employees under their purview between January 1<sup>st</sup> and March 31<sup>st</sup>. Department Heads must ensure that each employee under their purview signs off on a paper or electronic form confirming review of the training, and shall certify completion of departmental training to the Human Resources Director.
- c. For County boards and commissions, the appointing authorities or their designees will provide a copy of the training materials to each board member upon first appointing such board member, and will secure written or electronic confirmation of receipt.
- d. For County boards and commissions, the appointing authorities or their designees will administer annual training for all existing board members between January 1<sup>st</sup> and March 31<sup>st</sup>. Appointing authorities or their designees must ensure that each board member under their purview acknowledges receipt of the training materials, either electronically or by signing off on a form confirming receipt of the training materials.
- e. The Director of the Department of Human Resources will notify the County Ethics Board when Department Heads have certified employee completion of the annual training, and appointing authorities or their designees will notify the County Ethics Board when all board members have acknowledged receipt of the annual training materials.

#### Section 10. Reporting Violations.

All County Officers and Employees are encouraged to report any instances of suspected or known violations of this Code. Reports may be made to a supervisor, or to the Chautauqua County Ethics Board, PO Box 13, Jamestown, New York 14702-0013. Making a report with knowledge that all or part of the information in the report is false is a violation of this Code and may result in penalties as provided herein.

#### Section 11. Inducement of Violations

Any Person, whether or not a County Officer or Employee, who intentionally induces any County Officer or Employee to take any action or to refrain from taking any action in violation of any provision of this Code, violates this Code.

#### Section 12. Civil and Administrative Penalties

1. Any County Officer or Employee who engages in any action that violates any provision of this Code may be warned or reprimanded or suspended or removed from office or employment or be subject to any other sanction authorized by law or collective bargaining agreement, by the appointing authority or Person or body authorized by law to impose such sanctions.

2. Any County Officer or Employee who violates any provisions of this Code may be subject to a civil fine of up to ten thousand dollars (\$10,000) for each violation, as may be determined by the Ethics Board. A civil fine may be imposed in addition to any other penalty contained in any other provisions of law or in this Code.

3. Any County Officer or Employee who violates any provision of this Code shall be liable in damages to the County for any losses or increased costs incurred by the County as a result of the violation. Such damages may be imposed in addition to any other penalty contained in any other provision of law or in this Code.

### Section 13. County Ethics Board

1. Establishment. The County Legislature hereby establishes an Ethics Board consisting of five (5) members. The Ethics Board shall be responsible for ensuring full compliance with the Code of Ethics. All actions of the Ethics Board shall be by a vote of at least three (3) members. Members of the Ethics Board shall serve without compensation.

2. Appointment. Members of the Ethics Board shall be appointed by the County Executive and confirmed by a two-thirds vote of the County Legislature. No Ethics Board members shall hold office in a political party, be employed as a lobbyist, be an immediate relative of a County Officer or Employee, or have any financial interest in any contracts or other transactions involving the County.

3. Term. The members of the Ethics Board shall serve three-year staggered terms, with three terms expiring in odd years and two terms expiring in even years. If a vacancy occurs on the Ethics Board, the new member shall be appointed to fill the unexpired portion of the term. Members of the Ethics Board may be removed for cause by the County Executive with the concurrence of two-thirds of the County Legislature. Grounds for removal shall be neglect of duty, misconduct in office, inability to discharge the powers or duties of the office, or violation of the Code of Ethics. Prior to removal, the Ethics Board member shall be given written notice of the reasons for removal and an opportunity to reply.

4. Powers and Duties. The Ethics Board shall have the following powers and duties:
- a. Prescribe and promulgate rules and regulations governing its internal organization and procedures consistent with the Code of Ethics;
  - b. Review with County Officers or Employees the disclosure requirements of this Code, and ensure proper filing of all disclosure statements;
  - c. Conduct investigations, hearings, and other examinations relating to the Code of Ethics, with the power to issue subpoenas where necessary;
  - d. Recommend and impose sanctions, penalties, or fines in accordance with the Code of Ethics;
  - e. Render advisory opinions upon request of any County Officer or Employee;

- f. Recommend content for training and education of County officers and employees regarding the requirements of the Code of Ethics;
- g. Prepare an annual report;
- h. Recommend changes or improvements to the Code of Ethics;
- i. Perform such other related duties as requested by the County Executive;
- j. Meet at least four times a year, and send notice of meetings and the names of Ethics Board members to the County's official newspapers and to radio stations in the County. In addition, notice of meetings and the names of Ethics Board members shall be posted on the County's website; and
- k. Arrange for a separate post office box for the Ethics Board, accessible only by officers of the Ethics Board.

Section 14. Separability.

If any clause, sentence, paragraph, or section of this Code of Ethics is adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof, and the unaffected portions of this Code of Ethics shall remain in full force and effect.

II. This Local Law shall become effective upon filing with the Secretary of State.

Sponsor: Legislator Scudder

CHAUTAUQUA COUNTY LEGISLATURE

12/18/19

RES. NO. 309-19

Confirm Appointment and Re-Appointment – Agriculture & Farmland Protection Board

By Planning & Economic Development Committee:

At the Request of Chairman Paul M. Wendel:

WHEREAS, Chairman Paul M. Wendel, has submitted the following appointment and re-appointment for action by the Chautauqua County Legislature; now therefore be it

RESOLVED, That the Chautauqua County Legislature confirms the following appointment and re-appointment to the Agriculture & Farmland Protection Board:

Lisa Kempisty  
Cornell Cooperative Extension Agent  
9875 North Otto Road  
Cattaraugus, NY 14719  
Term Expires: 12/31/20  
Replacing Katelyn Walley-Stoll  
Signed: Odell, Chagnon, Proctor

Fred Croscut  
Chmn. Soil & Water Board  
3375 Waits Corner Road  
Sherman, NY 14781  
Term to Expire: 12/31/2020

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RES. NO. 310-19

Confirm Re-Appointments – Chautauqua County Planning Board

By Planning & Economic Development Committee:

Acting County Executive Stephen M. Abdella:

WHEREAS, Acting County Executive Stephen M. Abdella, has submitted the following re-appointments for action by the Chautauqua County Legislature, therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the Chautauqua County Planning Board:

Douglas Bowen  
5811 Welch Hill Road  
Ripley, NY 14775  
Term Expires: 12/31/22

Jeffrey E. Gossett  
8 Sunset Dr.  
Fredonia, NY 14063  
Term Expires: 12/31/22

Bruno Bruni  
24 Villa Dr.  
Westfield, NY 14787  
Term Expires: 12/31/22  
Signed: Odell, Chagnon, Proctor

Richard Ketcham  
22 Bernett Dr.  
Fredonia, NY 14063  
Term Expires: 12/31/22

CHAUTAUQUA COUNTY LEGISLATURE

12/18/19

RES. NO. 311-19

Confirm Re-Appointment - Chautauqua County Health Board

By Human Services Committee:

At the Request of County Executive George M. Borrello:

WHEREAS, County Executive George M. Borrello has submitted the following re-appointment for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointment to the Chautauqua County Health Board.

Thomas A. Erlandson  
26 Valley View Drive  
Frewsburg, N.Y. 14738  
Term Expires: 12/31/25  
Signed: Rankin, Pavlock, Whitford

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RES. NO. 312-19

Establish Complete Streets Account for Acceptance of Funds from the Chautauqua County Health Network (CCHN)

By Public Facilities and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, pursuant to Resolution 127-19 the Department of Public Facilities was authorized to accept grant funds not to exceed \$13,000 from the Chautauqua County Health Network (CCHN) for projects that further goals of the Creating Healthy Schools and Communities (CHSC) initiative; and

WHEREAS, the Department of Public Facilities completed projects under the Complete Streets Program at South Main Street in Jamestown, New York, Central Avenue in Dunkirk, New York, and Dale Drive in Cassadaga, New York that included \$11,270 in reimbursable expenses under the CHSC grant; and

WHEREAS, CCHN has remitted payment to the County in that amount; therefore be it

RESOLVED, that the Director of Finance is hereby authorized and directed to make the following changes to the 2019 Budget:

ESTABLISH AND INCREASE REVENUE ACCOUNT:

D.5112.392.R239.7000                      Shared Services—Capital Project, Other Governments                      \$11,270

INCREASE APPROPRIATION ACCOUNT:

D.5112.392.4                                      Contractual—Capital Improvements, Complete Streets                      \$11,270

Signed: Hemmer, Nazzaro, Scudder, Gould, Chagnon, Muldowney, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

12/18/19

RES. NO. 313-19

Authorize Agreement to Extend Interim FBO Services at the Dunkirk Airport

By Public Facilities and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the County owns and operates the Dunkirk Airport in the Town of Sheridan and is in need of fixed base operator (FBO) services at the Dunkirk Airport for the general use of the public and to enhance current and future economic development in the County; and

WHEREAS, the Chautauqua Region Economic Development Corporation (CREDC) is a not-for-profit local development corporation incorporated pursuant to Section 1411 of the Not-For-Profit Corporation Law, and is operated for the charitable and public purposes of aiding and promoting the economic development of Chautauqua County, and lessening the burdens of government; and

WHEREAS, pursuant to Resolution No. 176-19, the County Legislature authorized CREDC to provide interim fixed based operator services at the Dunkirk Airport through December 31, 2019; and

WHEREAS, the County issued Requests for Proposals (RFP) for fixed based operator services at the Dunkirk Airport in November 2019 and is evaluating proposals with the expectation to award a contract to a new FBO provider by December 31, 2019; and

WHEREAS, it would be advantageous for CREDC to continue to provide interim FBO services for the County at the Dunkirk Airport to allow the County to further evaluate and negotiate a contract with a new FBO provider at the Dunkirk Airport; now therefore be it

RESOLVED, That the County Executive is authorized to extend the agreement with CREDC to provide fixed base operator services for the County at the Dunkirk Airport on an interim basis, as follows:

1. Term. January 1, 2020 – February 29, 2020.
2. Payment. CREDC shall pay the County the net profits from its FBO operations after payment of all of its reasonable expenses in operating FBO services. In the event that CREDC has a net loss during the stated term, the County shall reimburse CREDC for the applicable deficit in the payment of its reasonable expenses for the stated term.
3. Other. As negotiated by the County Executive.

Signed: Hemmer, Nazzaro, Scudder, Gould, Chagnon, Muldowney, Niebel

RES. NO. 314-19

Amend 2019 Budget for Liability Insurance Accounts

By Administrative Services and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, some Insurance Department expenses and revenues have exceeded initial budgetary estimates; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2019 budget:

INCREASE APPROPRIATION ACCOUNTS:

CS.1710.----.4	Contractual – Insurance Administration	\$2,000
CS.1930.----.4	Contractual – Judgements and Claims	<u>\$2,500</u>
	Total	\$4,500

INCREASE REVENUE ACCOUNT:

CS.1931.9999.R268.0000	Sale of Property/Compensation - Insurance Recoveries	\$4,500
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Signed: Scudder, Davis, Muldowney, Starks, Proctor, Chagnon, Nazzaro, Niebel, Gould

CHAUTAUQUA COUNTY LEGISLATURE  
12/18/19

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RES. NO. 315-19  
Adjust 2019 Budget for CCSEA Collective Bargaining Agreement

By Administrative Services, Public Safety and Audit & Control Committees:  
At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, a labor contract with Chautauqua County Sheriff Employees' Association (CCSEA) covering years 2018 through 2023 was adopted by resolution 258-19; and

WHEREAS, costs associated with retroactive wages were not included in the 2019 budget; and

WHEREAS, revenue from sales tax is projected to be in excess of the 2019 budget; now therefore  
be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2019 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.3020.DISP.1	Personal Services – Publ Safety Communication, Consolidated Dispatching	\$ 46,976
A.3110.----.1	Personal Services – Sheriff	\$ 172
A.3150.----.1	Personal Services – Jail	\$156,782
A.3189.MEDI.1	Personal Services – Other Law Enforcement, MEDI-VAC	\$ 11,707
A.3020.DISP.8	Employee Benefits – Publ Safety Communication, Consolidated Dispatching	\$ 10,112
A.3110.----.8	Employee Benefits – Sheriff	\$ 35
A.3150.----.8	Employee Benefits – Jail	\$ 34,808
A.3189.MEDI.8	Employee Benefits – Other Law Enforcement, MEDI-VAC	\$ 2,186
	Total	\$262,778

INCREASE REVENUE ACCOUNTS:

A.1310.9999.R111.0000	Non Property Tax Items – Sales Tax	\$167,731
A.1310.9999.R111.0CTY	Non Property Tax Items – Sales Tax - County Share	\$ 95,047
	Total	\$262,778

Signed: Scudder, Davis, Muldowney, Starks, Proctor, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Niebel, Gould

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RES. NO. 316-19  
Amend 2020 Budget Appropriations and Revenues - Probation

By Public Safety and Audit & Control Committees:  
At the Request of County Executive George M. Borrello:

WHEREAS, the State of New York, Division of Criminal Justice Services (DCJS) has agreed to increase funding to the Chautauqua County Employment Focused Services grant in the fourth (2020) and fifth year (2021) of the five year grant by the amount of \$19,716 each year; and

WHEREAS, this increased funding will assist the Probation Department's ability to offer medium and high risk offenders cognitive behavioral interventions and employment services which reduces the overall risk of recidivism; and



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WHEREAS, the previously established revenues and expenditures associated with this grant are included in the 2020 Chautauqua County Adopted Budget, but the additional funding and associated expenditures are not included; now therefore be it

RESOLVED, that the Director of Finance is hereby authorized and empowered to make the following changes to the 2020 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3140.----.4	Contractual--Probation	\$19,716
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INCREASE REVENUE ACCOUNT:

A.3140.R331.0POV	New York State Aid—Probation- Employment Focused Services	\$19,716
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Signed: Niebel, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Gould

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RES. NO. 317-19  
Amend 2019 Budget for Office of the Sheriff

By Public Safety and Audit & Control Committees:  
At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, some Office of the Sheriff expenses have exceeded initial budgetary estimates, as well as some appropriations have a surplus; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2019 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.3189.3111.1	Personal Services – Other Law Enforcement - Navigation	\$13,977
A.3189.3111.4	Contractual – Other Law Enforcement – Navigation	\$ 2,945
A.3189.3111.8	Employee Benefits – Other Law Enforcement – Navigation	\$ 3,930
A.3020.PSCN.8	Employee Benefits–Publ Safety Communication, Pub Sfty Communications Network	<u>\$ 4,551</u>
	TOTAL	\$25,403

DECREASE APPROPRIATION ACCOUNTS:

<del>A.3189.3112.1</del>	<del>Personal Services – Other Law Enforcement – Snowmobile</del>	<del>\$13,977</del>
A.3110.----.4	Contractual – Sheriff	\$ 7,496
<del>A.3189.3112.8</del>	<del>Employee Benefits – Other Law Enforcement – Snowmobile</del>	<del>\$ 3,930</del>
	TOTAL	\$25,403

Signed: Niebel, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Gould (P.S: Amended by Strike Through)

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RES. NO. 318-19

Authorize Agreement with Bemus Point Central School District for School Resource Officer

By Public Safety and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the Bemus Point Central School District has requested the Chautauqua County Office of the Sheriff provide a School Resource Officer during the term of September 1, 2019 through June 30, 2020; and

WHEREAS, the Chautauqua County Office of the Sheriff has negotiated a tentative agreement with Bemus Point Central School District to provide a certified School Resource Officer for the term of September 1, 2019 through June 30, 2020 at a cost of \$64,630; and

WHEREAS, this contract is not included in the 2019 Budget but is included in the 2020 Budget; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2019 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.3110.----.1	Personal Services – Sheriff	\$19,338
A.3110.----.8	Employee Benefits – Sheriff	<u>\$ 6,515</u>
	Total	\$25,853

INCREASE REVENUE ACCOUNT:

A.3110.----.R226.0000 Shared Services – Chrgs: Oth Gov-Pub Safety \$25,853  
Signed: Niebel, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Gould

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RES. NO. 319-19

Authorize Agreement with Forestville Central School District for School Resource Officer

By Public Safety and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the Forestville Central School District has requested the Chautauqua County Office of the Sheriff provide a School Resource Officer during the term of January 1, 2020 through June 30, 2020; and

WHEREAS, the Chautauqua County Office of the Sheriff has negotiated a tentative agreement with Forestville Central School District to provide a certified School Resource Officer for the term of January 1, 2020 through June 30, 2020 at a cost of \$38,778; and

WHEREAS, this contract is included in the 2020 Budget so no budget amendment is needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with Forestville Central School District for the purpose of providing a School Resource Officer for the term as set forth above with revenues to be credited to account A.3110.R226.0000.

Signed: Niebel, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Gould

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RES. NO. 320-19

Authorize Agreement with Silver Creek Central School District for School Resource Officer

By Public Safety and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the Silver Creek Central School District has requested the Chautauqua County Office of the Sheriff provide a School Resource Officer during the term of January 1, 2020 through June 30, 2020; and

WHEREAS, the Chautauqua County Office of the Sheriff has negotiated a tentative agreement with Silver Creek School District to provide a certified School Resource Officer for the term of January 1, 2020 through June 30, 2020 at a cost of \$38,778; and

WHEREAS, this contract is included in the 2020 Budget so no budget amendment is needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with Silver Creek Central School District for the purpose of providing a School Resource Officer for the term as set forth above with revenues to be credited to account A.3110.R226.0000.

Signed: Niebel, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Gould

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RES. NO. 321-19

Authorize Agreement with Chautauqua Lake Central School District for Enhanced Police Protection Services FY20

By Public Safety and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, Chautauqua Lake Central School District has requested that the Chautauqua County Office of the Sheriff provide Deputy Sheriffs at sporting and social events at its schools; and

WHEREAS, the County Sheriff has negotiated a tentative agreement with Chautauqua Lake Central School District for the period from January 1, 2020 through December 31, 2020, for an estimated cost not to exceed \$3,000.00, based on an hourly rate of at least \$41.39; and

WHEREAS, execution of an agreement with the Chautauqua Lake Central School District will not require use of local funds because revenues received from the agreement will cover additional expenditures incurred by the County; now therefore be it

RESOLVED, That the County Executive is authorized to execute an agreement with Chautauqua Lake Central School District for enhanced police protection services as set forth above with revenues to be credited to account A.3110.R226.0000.

Signed: Niebel, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Gould

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RES. NO. 322-19

Authorize Agreement with Town of Charlotte for Enhanced Police Protection Services FY20

By Public Safety and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the Town of Charlotte has requested the Chautauqua County Office of the Sheriff provide enhanced police services within the geographic boundaries of the Town for the 2020 calendar year; and

WHEREAS, the Chautauqua County Sheriff has negotiated a tentative agreement with the Town of Charlotte for the period of January 1, 2020 through December 31, 2020 for an estimated cost not to exceed \$9,000.00 based on an hourly rate of at least \$41.39 and a holiday hourly rate of at least \$52.04; and

WHEREAS, execution of an agreement with the Town of Charlotte will not require use of local funds because revenues received from the agreement will cover additional expenditures incurred by the County; now therefore be it

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

Signed: Niebel, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Gould

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RES. NO. 323-19

Authorize Agreement with Town of Ripley for Enhanced Police Protection Services FY20

By Public Safety and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the Town of Ripley has requested the Chautauqua County Office of the Sheriff provide enhanced police services within the geographic boundaries of the Town during the 2020 calendar year; and

WHEREAS, the Chautauqua County Sheriff has negotiated a tentative agreement with the Town of Ripley for the period of January 1, 2020 through December 31, 2020 for an estimated cost not to exceed \$35,000.00 based on an hourly rate of at least \$41.39 and a holiday hourly rate of at least \$52.04; and

WHEREAS, execution of an agreement with the Town of Ripley will not require use of local funds because revenues received from the agreement will cover additional expenditures incurred by the County; now therefore be it; now therefore be it

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

Signed: Niebel, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Gould

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RES. NO. 324-19

Authorize Agreement with Village of Silver Creek for Enhanced Police Protection Services FY20

By Public Safety and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the Village of Silver Creek and the Town of Hanover have requested the Chautauqua County Office of the Sheriff provide enhanced police protection services within the geographical boundaries of the Village of Silver Creek and the Town of Hanover for the 2020 calendar year; and

WHEREAS, the Chautauqua County Office of the Sheriff has negotiated a tentative agreement with the Village of Silver Creek and the Town of Hanover for the period from January 1, 2020 through December 31, 2020 for an estimated cost not to exceed \$585,284; and

WHEREAS, this revenue is included in the 2020 Budget so no budget amendments are needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized to and empowered to execute an agreement with the Village of Silver Creek for enhanced police protection services as set forth above with revenue to be credited to account A.3110.R226.0000.

Signed: Niebel, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Gould

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RES. NO. 325-19

Authorize Agreement with Ontario County for Juvenile Detention Facility Services

By Human Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the Chautauqua County Department of Health and Human Services (DHHS) has been designated the agency of County government responsible for the administration of Chautauqua County's juvenile detention program pursuant to New York State County Law Section 218-a; and

WHEREAS, DHHS requires a service agreement with a qualified provider for non-secure detention services for juvenile delinquency court-ordered placements and police admission placements; and

WHEREAS, the County of Ontario operates an eight bed Youth Care Facility created for the purposes of reception, temporary housing, and care of alleged or adjudicated juvenile delinquents being held at the direction of the New York State Family Court pursuant to applicable statute, and said facility has an operating certificate from the New York State Office of Children and Family Services (OCFS) to provide non-secure detention services; and

WHEREAS, DHHS has negotiated a tentative agreement with the County of Ontario to house juveniles at its Youth Care Facility at a rate of \$325 per day on an as-needed basis when beds are available, therefore be it

RESOLVED, That the County Executive is authorized and empowered to execute an agreement with the County of Ontario for the housing of juveniles pursuant to the terms set forth above for so long as the Chautauqua County Department of Health and Human Services continues to require such services.

Signed: Rankin, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Niebel, Gould

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RES. NO. 326-19

Amend Chautauqua County Department of Health & Human Services 2019 Budget for Increased Child Care (Foster/Institutional) Costs

By Human Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, 2019 expenditures for Child Care (Foster/Institutional) costs are now projected to be in excess of the budgeted amount; and

WHEREAS, Child Care (Foster/Institutional) costs are funded at 37% by the Federal government and at 20% by the State of New York; and

WHEREAS, 2019 contractual expenditures for Safety Net and Family Assistance are now projected to be lower than the budgeted amount and repays for Safety Net are now projected to be higher than the budgeted amount; and

WHEREAS, Safety Net costs are generally funded at 1% by the Federal government and at 28% by the State of New York, net of repays; and

WHEREAS, Family Assistance costs are generally funded at 79% by the Federal government; now therefore be it

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2019 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6119.----.4	Contractual-Child Care (Foster/Inst)	\$2,000,000
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DECREASE APPROPRIATION ACCOUNTS:

A.6140.----.4	Contractual-Safety Net	\$ 715,000
A.6109.----.4	Contractual-Family Assistance	<u>\$ 300,000</u>
	Total	\$1,015,000

INCREASE REVENUE ACCOUNTS:

A.6140.R184.0000	Repay: Safety Net Assist	\$ 226,000
A.6119.R361.9000	NYS Aid – Child Care	\$ 400,000
A.6119.R461.9000	Federal Aid – Child Care	<u>\$ 740,000</u>
	Total	\$ 1,366,000

DECREASE REVENUE ACCOUNTS:

A.6140.R364.0000	NYS Aid – Safety Net	\$ 139,110
A.6140.R464.0000	Federal Aid – Safety Net	\$ 4,890
A.6109.R460.9000	Federal Aid – EAF Foster Care	<u>\$ 237,000</u>
	Total	\$ 381,000

Signed: Rankin, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Niebel, Gould

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RES. NO. 327-19

To Accept New York State Department of Health 2019-20 Award to Support Nurse Family Partnership

By Human Services and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

WHEREAS, the New York State Department of Health (NYSDOH) has awarded funds to the Chautauqua County Department of Health and Human Services to support Nurse Family Partnership program expenses for the period 04/01/19- 03/31/20 in the amount of \$45,454.50; and

WHEREAS, the 2019 Budget must be adjusted to include these awarded funds; and

WHEREAS, expenditures associated with these awarded funds are already included in the 2019 budget, and Article 6 New York State Aid revenue related to those expenses is included in the 2019 budget but will be replaced by this new funding; therefore be it

RESOLVED, That the County Executive is hereby authorized to enter into agreements with the NYSDOH for program funding for so long as the County Department of Health and Human Services continues to be eligible for program funds; and be it further

RESOLVED, That the County Executive is hereby authorized to execute any additional documentation, amendments, or addenda necessary to effectuate County's receipt of such funds; and be it further

RESOLVED, That A Fund Balance is appropriated as follows:

DECREASE THE USE OF FUND BALANCE:

A.-----917.0000	Unassigned Fund Balance—	
	Unassigned Fund Balance	\$35,020

; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2019 budget:

INCREASE REVENUE ACCOUNT:

A.4010.NURS.R340.1FOU	New York State Aid—	
	Publ Hlth: Nurse Family Partnership	\$45,455

DECREASE REVENUE ACCOUNT:

A.4010.PHSA.R340.1000	New York State Aid—Public Health Grant	\$10,435
Rankin, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Niebel, Gould		

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RES. NO. 328-19

Authorize Use of Chautauqua County 2% Occupancy Tax Undesignated Off-Cycle Project Funds to Remove Debris from Bemus Creek

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Legislator Pierre Chagnon:

WHEREAS, Chautauqua Lake is an invaluable asset to Chautauqua County but has been designated as an impaired water body and its health and usability are threatened; and

WHEREAS, Bemus Creek is a tributary to Chautauqua Lake and a number of large trees have fallen into Bemus Creek as a result of streambank erosion; and

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WHEREAS, the fallen trees have created debris jams that have the potential to cause flood damage to residential properties, threaten public transportation infrastructure, and will inevitably increase the cost of in-lake maintenance for Chautauqua Lake; and

WHEREAS, Chautauqua County and the Chautauqua County Soil & Water Conservation District recommend a remedy whereby the fallen trees and associated debris will be removed from Bemus Creek, thereby mitigating potential property and infrastructure damage at less cost than removing the debris once it is deposited in Chautauqua Lake; and

WHEREAS, the Chautauqua County Soil & Water Conservation District has the capacity to secure access agreements from property owners and obtain a permit from the New York State Department of Environmental Conservation and has the capacity to mobilize equipment and labor suitable to implement the remedy at a cost not to exceed \$15,000; and

WHEREAS, the 2% Occupancy Tax Program Budget for 2019 has an allocation of \$42,893 for Undesignated Off-Cycle Projects; therefore, be it

RESOLVED, That the Chautauqua County Legislature designates \$15,000 from the 2% Occupancy Tax Program's allocation for Undesignated Off-Cycle Projects to be dispersed to the Chautauqua County Soil & Water Conservation District for implementation of the remedy to remove debris from Bemus Creek; and be it further

RESOLVED, That the County Executive is hereby authorized to enter into any and all contracts necessary to implement the terms of this resolution.

Odell, Chagnon, Proctor, Nazzaro, Muldowney, Niebel, Gould

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RES. NO. 329-19

Provide Funding to the Chautauqua Lake Protection and Rehabilitation Agency (CLPRA) for Outreach and Engagement Services

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Legislator Pierre Chagnon and Acting County Executive Stephen M. Abdella:

WHEREAS, Chautauqua Lake is an invaluable asset to Chautauqua County but has been designated as an impaired water body and its health and usability are threatened; and

WHEREAS, pursuant to Resolution No. 315-17 of the Chautauqua County Legislature, the Chautauqua Lake Protection and Rehabilitation Agency (CLPRA) was formed to evaluate lake protection and rehabilitation needs, and make recommendations to the County Legislature regarding the creation of a Chautauqua Lake Protection and Rehabilitation District(s) as may be necessary and in the best interests of the people of Chautauqua County; and

WHEREAS, in order to conduct effective outreach to the public and provide opportunities for public engagement which will allow the CLPRA to effectively achieve the goals and objectives with which it was charged by the Legislature, the CLPRA members passed a motion to request funding from the County to hire a consultant to provide outreach and engagement services; and

WHEREAS, the CLPRA has received a proposal from Highland Planning of Rochester, New York to provide outreach and engagement services; and

WHEREAS, it would be advantageous for the County to allocate \$15,500 to fund such services, and said funds will be a charge to the district(s) and a revenue to the County if the lake protection and rehabilitation district(s) is(are) established; therefore be it

RESOLVED, That the Chautauqua County Legislature authorizes the use of \$15,500 for the County to enter into a contract with Highland Planning to provide outreach and engagement services; and be it further



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RESOLVED, That the Director of Finance is authorized and directed to make the following amendments to the 2020 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.----.4 Contractual—Planning \$15,500

INCREASE REVENUE ACCOUNT:

A.8020.----.R237.2000 Shared Services—Chrgs: Planning \$15,500

Signed: Odell, Chagnon, Proctor, Nazzaro, Muldowney, Niebel, Gould

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RES. NO. 330-19

Authorize Acceptance of SAM Grant for North Chautauqua County Water District

By Public Facilities and Audit & Control Committees:

At the Request of Acting County Executive Stephen M. Abdella:

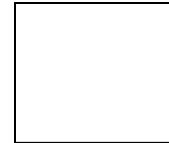
WHEREAS, pursuant to Resolutions 260-15, 39-16, 81-16, and 231-17, the Chautauqua County Legislature established the North Chautauqua County Water District (the “District”), to comprise an area in Chautauqua County consisting of parts of the towns of Portland, Pomfret, Sheridan and Hanover and all of the town of Dunkirk; and

WHEREAS, the District has undertaken capital improvement projects to create a regional water system for the North County, and the Dormitory Authority of the State of New York (DASNY) has approved a \$100,000 State and Municipal Facilities Capital Program (SAM) grant to assist the District in funding the projects; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby approves the acceptance of a \$100,000 SAM grant from DASNY to assist 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.

Signed: Hemmer, Nazzaro, Scudder, Gould, Chagnon, Muldowney, Niebel

**CHAUTAUQUA COUNTY**  
**MOTION NO. \_\_\_-19**



**TITLE:** In Support of an Increase of State Support for Cornell Cooperative Extension County Associations in the State of New York

**AT THE REQUEST OF:** Legislator John Hemmer:

WHEREAS, Cornell Cooperative Extension is a formal collaboration between the National Institute of Food and Agriculture at USDA, New York State, County Governments and the Citizens of the State that has served to apply unbiased, research-based knowledge from Cornell, New York's Land Grant University, to the needs of New Yorkers and their communities for over 100 years; and

WHEREAS, local extension educators are key community partners in helping to implement state initiatives including maximizing agriculture and local food systems, strengthening the economy, promoting healthier eating habits and access to good nutrition, fighting poverty particularly in rural areas, protecting water quality and stewardship of New York's natural resources, building opportunity through STEM based youth education and leadership skills in 4-H, promoting renewable energy options while protecting farmland resources, and partnering where appropriate in Taste NY initiatives to promote tourism and local food and farm businesses, and

WHEREAS, support from Federal, State and County sources is essential to the continued success of locally-governed county cooperative extension associations; and

WHEREAS, state appropriations for county cooperative extension associations to match county government appropriations as authorized by Section 224 (8) of the County Law have remained stagnant for twenty years; and

WHEREAS, state funding is needed to ensure that the Cornell Cooperative Extension system can equitably work for all New York residents through increased resources to support rural, suburban, and urban community development needs, therefore be it

KNOWN, That the Legislature of Chautauqua County supports increasing the State appropriation for Cornell Cooperative Extension associations to \$8 million, such funds to be distributed directly to the associations through Cornell University as agent for the state as provided by law, and be it further

MOVED, That the Clerk of the Legislature is hereby directed to forward copies of this Motion to Governor Andrew M. Cuomo, Senator George Borrello, Assemblyman Andrew Goodell and all others deemed necessary and proper.