

Minutes

Audit & Control Committee

**May 21, 2020, 8:35 a.m., Virtual Meeting via Zoom
And Live Streamed for Public Viewing**

Gerace Office Building, Mayville, NY

Members Present: Nazzaro, Niebel, Odell, Gould, Harmon

Others: Tampio, Ames, Crow, Dennison, Bentley, Carrow, Wendel, Abdella, Quattrone, Swan, Melquist, Brinkman, Narraway, Schuyler, Walsh, DeAngelo, Chagnon, Griffith, McCord, Button, Caflisch

Chairman Nazzaro called the meeting to order at 8:35 a.m.

Approval of Minutes (04/16/2020)

MOVED by Legislator Niebel, SECONDED by Legislator Odell

Unanimously Carried

Privilege of the Floor

Clerk Tampio: Mr. Chairman, I have not received any email communications for privilege of the floor.

Chairman Nazzaro: Since this is live stream, is there anyone who wishes to address the committee on any of the resolutions that are before us? Hearing none, we'll move onto the resolutions.

Proposed Resolution – Amend 2020 Budget Appropriations for Capital Project to Rehabilitate Gravity Sewer Lines in the South & Center Chautauqua Lake Sewer Districts (S&CCLSD)

Chairman Nazzaro: Mr. Walsh, you would probably want to comment on this.

Mr. Walsh: Kathleen, would you want to say anything prior?

Mrs. Dennison: In Public Facilities I laid out the accounting details and then of course any technical questions, Tom can address. The resolution is to add a capital project to the budget for the rehab of gravity sewer lines. This is a project that the district requests every year and in the 2019 capital planning process district request, there was a \$125,000 for 2019 through I

believe it would have been through 2024. So during the 2020 capital planning process, the district thought that that multiyear project was approved and included in the 2020 budget when in fact it was not. Even with multiyear projects, we do ask the departments to come back every year to request funding so that kind of fell through the cracks due to the misunderstanding on our part and the district. So there is no money in their budget this year for this endeavor. Normally, as I said, they are asking for \$125,000 per year. We are proposing to amend the budget for only \$75,000 for 2020 because there are some funds from last year's projects that were not used and they have moved forward into the 2020 budget year. The good thing in enterprise funds, the fund finances the project itself through user fees or use of the fund balance and with enterprise funds, the resolutions do not always include or strictly use out of fund balance. That is why you don't see the other side of this equation, if you will. So, it's just to add the capital projects to the budget this year so they are authorized to spend the money and they will be taking that money from fund balance.

Chairman Nazzaro: Thank you Kathleen. You've covered that very well. Any questions or comments from the committee or does anyone else want to add anything?

Unanimously Carried

Proposed Resolution – Amend 2019 Budget Appropriations and Revenues—North Chautauqua County Water District

Mrs. Dennison: I did ask Todd Button to join us and he was planning on it. I don't see him on the call so could I suggest that we could maybe skip this one and come back to it?

Chairman Nazzaro: Sure, because in Public Facilities I had requested a little more information on the increase in the revenue account. So if that's o.k. with the committee, will jump over this one and come back when Todd joins us.

Committee agreed.

Proposed Resolution – Amend 2020 Budget Appropriations for Landfill Due to Bond Issue For Phase IV Construction

Mrs. Dennison: I would be happy to speak on this one. When we were developing the 2020 budget, we were still discussing how the Phase IV landfill expansion would be financed. In 2019, we did issue a bond anticipation note so we did a short term borrowing for \$18 million dollars and that BAN expired at the end of 2019 so as I said, when the budget was being developed, we (*inaudible*) on what we were going to actually do a bond for the \$18 million dollar project or whether some or all of that project would be financed from the landfill cash reserve and future revenue. So when we did the budget, we did not put in a budget for (*inaudible*) on the bond. After the budget was finalized, we did do the borrowing and so now we need to amend the budget to have appropriations to cover the annual interest expense for that bond. The interest expense is coming from the landfill fund balance.

Chairman Nazzaro: O.k., thank you and as Kathleen said, the bonds were issued well after the budget had been approved for 2020. That is why we're bringing it now. Any other comments or questions?

Unanimously Carried

Proposed Resolution – Adjust D.5112 Capital Improvement Accounts - Funded Roads

Mr. Bentley: This resolution is to amend basically the permit that was issued to the Cassadaga Wind Farm. They have asked for use of additional County roads. Last year we had a resolution that approved over \$2 million dollars in a permit fee to be used to repair the roads that the Wind Farm is likely to damage and basically destroy. So with the additional roads that they want to use, I would require an additional \$400,000, we're estimating, to repair and fix those roads they want to use and so this resolution would add to that prior \$2 million dollars that was for the permits originally. So the total would be around \$2.4-\$2.5 million dollars almost.

Chairman Nazzaro: Has this money actually been received yet?

Mr. Bentley: Yes, the money has been received and it's in the account. We don't issue the permit unless we have the money. These roads are in the Town of Arkwright, Villenova, Charlotte, and Cherry Creek. There are a number of them. We typically don't list them here but they are noted on the permit.

Chairman Nazzaro: Any questions or comments?

Legislator Odell: Brad, from past experience you figure this amount will make us whole?

Mr. Bentley: Yes. This is a little bit of a guess because we're trying to figure out how much they are going to damage the roads. Our estimates are mostly based off of the gravel trucks and the aggregate trucks are the ones that really beat up the roads heavily and we're basically taking the approach that these roads were not designed to take that kind of loading and we basically have to do a major repair. We do estimate almost a complete rebuild is required. That is what we did for the first wind farm and the cost ended up being very close so I think we're still feeling very comfortable. That is the best estimate that we can give giving the knowledge and experience that we have.

Legislator Odell: Great, appreciate that, thank you Brad.

Legislator Harmon: I have one question. Do we have a list of the roads that they will be running on and will have to be maintained or repaired?

Mr. Bentley: Yes, they are listed on the permit. Yes, we absolutely have the exact roads and what portions of the roads they are allowed to be on. They are actually coordinated with the towns, there are signs that are actually up on the roads in those towns saying wind farm traffic allowed on these roads. They are actually posted out in the towns as well.

Legislator Harmon: Thank you.

Chairman Nazzaro: Any other comments or questions?

Unanimously Carried

Proposed Resolution – Quit Claim Deeds

Chairman Nazzaro: My question here is, the offer amount seems very low to what is owing. I just wondered why that was.

Mr. Abdella: First off, I think that there may be an amendment that Jim Caflisch sent yesterday to the job. I believe it's the taxes owing, Kathy.

Clerk Tampio: Yes, there is an amendment but I don't have it in front of me. I can get it for you in a moment.

Mr. Abdella: O.k., I'll be pulling that up too. But in the meantime, this was a property that was the subject of a demolition so the back taxes related to its former status when there was actually a structure on the property. So it was demolished so it's simply a vacant lot at this point as I understood was going to be conveyed to one of the neighboring property owners and merged with the tax map parcel for that neighboring property.

Chairman Nazzaro: Do you know where this, I mean I see the number, but where the actual lot is?

Legislator Niebel: Yes, it's 343 Fairmont Avenue.

Chairman Nazzaro: O.k., thanks Terry.

Clerk Tampio: Mr. Chairman, I do have the amendment in front of me that was sent yesterday to everybody. There are several changes. The offer number should be PA-160-2019, City of Jamestown and then there is a different S/B/L. It's 060800-387.15-7-47. Purchaser name remains the same, the foreclosed owner is John Noe, offer amount is the same, \$200.00 but the taxes owing is different and that should be \$2,841.47,

Chairman Nazzaro: Thank you Kathy.

Legislator Niebel: Mr. Chairman, so just for clarification, Kathy, the resolution that we had for the Quit Claim Deed, the original S/B/L was 386.12.8.10 and you are saying the amended resolution should be 387.15-7-47?

Clerk Tampio: That's correct.

Legislator Odell: Mr. Chairman, even though it didn't go through my committee, I did investigate (*inaudible*) little bit of clarity. It appears that the original resolution was listed on the

incorrect parcel down the street, the demolish property. This one I understand it has not yet been demolished but is slated to be demolished, condemned currently, slated to be demolished and become part of a side lot project. Not certain if it's being done through the Land Bank or not but we'll be interested in knowing. I have no problem continuing this forward but, it will be interesting to see who is doing the demolition and who's paying (*inaudible*).

Chairman Nazzaro: That was going to be my question, who's paying for the demolition. So, this was not amended in committee then, correct? This was being amended in Administrative Services, this was not –

Mr. Abdella: No, Jim Caflisch sent his email late yesterday saying that he had listed the wrong property.

Chairman Nazzaro: So the pleasure of the committee, are we comfortable moving this out of the committee with the recommended changes?

Legislator Niebel: So then this is not 343 Fairmount Avenue?

Mr. Abdella: It's showing as 343 Foote Avenue.

Chairman Nazzaro: Well, that's different.

Legislator Niebel: Actually it's a big different because, well Mr. Chairman, you know where Foote Avenue is compared to Fairmount.

Chairman Nazzaro: So I'm trying to figure out, 343 Foote, the hospital is 207, so it's –

Mr. Abdella: Yea, it's the same side, it's showing as a lot size of 35 feet by 179.60 feet. I think this is a very old narrow lot. Those houses are very close together in that area.

Chairman Nazzaro: I'm just wondering how the wrong information got on here to begin with. It was just a mistake?

Legislator Niebel: That's a very good question.

Legislator Gould: We have to amend this to get it out of our committee because we can't vote on it the way it is because it's an incorrect resolution.

Chairman Nazzaro: I think the one question Jay and Mark brought it up, at first we thought it was on Fairmount, which it was not and then we thought it was already demolished, which it's not, now it's on Foote Avenue and what I'm hearing is, the house is still there. It has to be demolished, correct?

Mr. Abdella: I can read you Jim's email. I mean, he says, there was a mix up in our office and the Land Bank and the property to transfer. The property was a demolition done in October 2019 with the Land Bank and JURA. So we can verify before next Wednesday the exact status. I

am sure though as far as who is paying for the demolition, it's either the Land Bank or the City. I mean, this would not be a County funded demolition. But, I guess I would just end it with the new property to move it onto the full Legislature and we can get the detail on exactly where this stands.

Chairman Nazzaro: O.k., and I will drive by it when I get done with my meeting. It's not far from where I live.

Legislator Niebel: If in fact this is at 343 Foote Avenue, the full market value of this property would be \$5,600 as opposed to - well, apparently the property that was in here at 343 Fairmount, the full market value of that property would have been \$29,400. The offer amount is still \$200 for this property. There is a difference in the taxing owing though between the two.

Chairman Nazzaro: Thank you Mr. Niebel so I will ask the question then, may I have a motion to amend this resolution based on information that Kathy Tampio gave us.

Legislator Niebel: Question, could we also find – has this property been demolished? This property at 343 Foote Avenue?

Mr. Abdella: We'll have to confirm that. Obviously Mark thought that it had not been. Jim Caflisch in his email said that it was back in 2019, so we're just going to have to verify with the Land Bank, it sounds like.

Legislator Niebel: Or Chuck, you are going to take a drive by and check this out.

Chairman Nazzaro: Yes. I will definitely drive by.

Legislator Odell: I will feel much more comfortable after your reconnaissance mission Chuck.

Chairman Nazzaro: Or maybe I should ride my bike by there.

Mr. Abdella: Yes, you should do that.

Chairman Nazzaro: I must have missed that email. Was that sent to all of us? The email with the corrections?

Legislator Gould: Yes.

Mr. Abdella; I'm not sure. The one I got was only sent to the legislative staff and then to Pierre.

Chairman Nazzaro: What is the pleasure of the Committee?

Deputy Clerk Ames: I emailed the revised updates to the committee yesterday at 12:38 in the afternoon.

Chairman Nazzaro: O.k., I was reading my emails from my phone because I was at work.

Deputy Clerk Ames: I can send it again.

Chairman Nazzaro: No, that's o.k..

Legislator Odell: Yea, I see what Olivia had sent and the chatter from Mr. Caflisch before it said a correction from 343, they were still listing Fairmount Avenue not Foote on his email so therein lies the confusion especially when looking it up on Google Earth.

Chairman Nazzaro: So as long as we're comfortable with the changes, I do recommend that we amend it based on verification about the demolition. Is the property still here or is not there and who's paying demolition costs. Mr. Abdella said obviously it's not going to be the County's expense. So, do I have a motion to amend the resolution with the information that has been provided to us this morning by Mr. Caflisch?

Legislator Harmon: I will make that motion Mr. Chairman.

Legislator Odell: Second.

Chairman Nazzaro: All in favor of the amendment?

Unanimously Carried

Chairman Nazzaro: O.k, the resolution has been amended. Is there any discussion on the resolution as amended?

Legislator Niebel: Just a comment. Once again, this is misinformation that is coming from the Real Property Tax office. I wish somebody would check this information before it gets to the Legislature for us to act on.

Chairman Nazzaro: And I'm a little disappointed that Mr. Caflisch, I don't know if he has a good reason why he's not on this call.

Legislator Niebel: Well, he should be.

Chairman Nazzaro: I will let him know I wished he would have been here because it would have helped us understand a little better.

Legislator Niebel: Well, it would have saved us 20 minutes anyway.

Legislator Odell: Terry, have you verified the S/B/L number, is that actually Foote Avenue, not Fairmount?

Legislator Niebel: The 387.15-7-47 which is the new number, that's not the number that was originally given to us, this number here, the new number is 343 Foote Avenue and the property has a full market value of \$5,600.

Chairman Nazzaro: I do think I know which property it is because I drive by that lot almost every day. O.k., thank you everyone for your comments and again, if Mr. Caflisch would have been on this zoom meeting, it would have made things a little bit easier for all of us.

Clerk Tampio: Mr. Chairman, we did try and contact him by phone, but he was unavailable.

Chairman Nazzaro: Thank you Kathy. And I apologize for not seeing the email because we've been getting blitzed with emails lately and I try and keep current on them but when you are doing them from your phone, it makes it a little more challenging. So, with all that being said, the resolution has been amended. Any further discussion on the amended resolution? All in favor?

Unanimously Carried

Proposed Resolution – Distribution of Mortgage Taxes

Ms. Crow: I believe it's the standard distribution of mortgage taxes. I don't know if there are any particular questions. It's a routine resolution. I think it was prefiled by Jim.

Chairman Nazzaro: I was going to look it up. This is for the period October 1, 2019 through April 30th, showing a total of just over \$734,000. My two questions were, one; how does that compare for the same period last year and two; how does this compare to what we have budgeted?

Ms. Crow: I think the last time I looked at those taxes, they were slightly lower than budget but not too far off. I will follow up by email or I will look that up while you are continuing on any other resolutions and report it at the end of the meeting.

Legislator Odell: I did take a look at that and discussed that Mr. Chairman and we're up about 15% for the same period.

Chairman Nazzaro: For the same period we're up 15%. Thank you Mr. Odell

Legislator Niebel: And how does that compare to what we budgeted? Is that up 15% Mark, compared to last year?

Legislator Odell: I just looked at the comparison from last year.

Mrs. Dennison: I lost my internet connection but I hear you are talking about mortgage taxes, I presume?

Chairman Nazzaro: Yes.

Mrs. Dennison: And I don't know if this question has already been answered but the budget this year is \$1,350,000 and so we're at about 22% of that and we are tracking a little bit better than last year at this time.

Chairman Nazzaro: So we're up slightly – we're up over last year and we're slightly over at the budget at this point?

Mrs. Dennison: That is through April, so we're a third of the way through the budget year and we have 23% of the revenue that has been earned at this time.

Chairman Nazzaro: Oh, o.k., so we're down?

Mrs. Dennison: Yea, we're not at a third of the budget but there is a little bit of seasonality and typically there is nothing booked in January so –

Legislator Niebel: The first quarter, I think Kathleen, is usually slower.

Mrs. Dennison: Yea, and as I say, we are monetarily ahead of last year at this time. Last year it was \$270,000 through April and this year it's \$304,000.

Chairman Nazzaro: O.k., thank you. Again, this is a routine resolution but we always like to compare it to where we were the year before? All in favor?

Unanimously Carried

Proposed Resolution – Authorize HAVA CARES ACT Grant Award from the New York State Board of Elections

Chairman Nazzaro: We received a communication on the details of this grant. Is there anyone wishing to speak on this? We did get a detailed email back on May 13th outlining what the grant is for related to the COVID-19.

Legislator Niebel: We did receive a memo from Donna Sanderson and it was pretty detailed. Is there anybody on the line from the Board of Elections because I did have one question?

Mr. DeAngelo: There is none.

Legislator Niebel: Alright, my question was about the installation and security for absentee or mail drop boxes. There is a dollar amount for almost everything else except that. So my questions are, how much it is going to cost for these absentee mail drop boxes. If in fact we have absentee voting, do we need mail drop boxes, where are they going to be located and what kind of security precautions that we're going to take? I will vote in favor of the proposed

resolution but those are some of the questions that I have and would like to have answered by next Wednesday.

Chairman Nazzaro: Who do you want to reach out for that?

Legislator Niebel: Mr. Chairman, I'll call the Board of Elections. I'll check with them.

Chairman Nazzaro: O.k., those are good questions and again, we did receive a very detailed memo but like you said, there was no dollar value attached to that. Any other questions or comments on the grant?

Unanimously Carried

Chairman Nazzaro: I see that Todd Button is on and I'm sure that Todd has a lot to do, do we want to go back to number two?

Proposed Resolution - Amend 2019 Budget Appropriations and Revenues – North Chautauqua County Water District

Chairman Nazzaro: We just had in Public Facilities, Kathleen thought it would be good if you came on and so did I just to go over this. I know it's complicated so if you could present it in a way that it's not too confusing, I would love that. On the revenue side of the amendment. So everyone, we're going back to the second resolution, Amend 2019 Budget Appropriations and Revenues – North Chautauqua County Water District. I do know the one Kathleen as you explained in Public Facilities, the increase in appropriation account, the \$6,968 that was clear. Basically that relates to the depreciation was more than what was budgeted, correct?

Mrs. Dennison: Correct.

Chairman Nazzaro: So that is that piece but the questions Todd was, the increase in the revenue account of \$96,000, when I read that, it was a little bit confusing so maybe you could shed a little light on it.

Mr. Button: O.k., well essentially in this new water district, we were able to capitalize two components of this district which were the two projects that Brocton was the lead on because of the environmental facilities granting process. The first phase was the water line that they installed within the village. I think it was from their water plant to the village. That was a total capital project of \$2,950,000 of which they received a New York State Environmental Facilities loan of \$1,990,000 and the balance of \$960,000 was paid for as a grant which was free money that didn't have to be repaid. The second half of that was the bigger component of the Brocton project of what they were calling Phase II. Total infrastructure, construction being just over \$7.6 million dollars of which \$4,570,000 was financed with another loan from New York State EFC. The balance of the \$3 million was essentially grant money which will not be repaid. Because these assets were new construction, we booked the entries, to record the assets, essentially a total of \$11 million dollars and some change. We booked the note liability that we're basically reimbursing Brocton for, for the principal and interest because they are making the payments but

the district is reimbursing them. The difference between the total asset value and notes payable is the deferred inflow of resource or good will or whatever you want to call it, a premium on assets. The auditors told us the best way to book it would be as a deferred inflow and so we're amortizing that over the 30 year life of the notes because at the end of the notes being paid, then the district will take full custody of the assets. So the amortization of the premium will help offset the interest expense that we're paying on these notes. Chuck maybe years ago we probably would have booked this as a debit to assets, a credit to notes and a credit to fund balance but, now we're at a new day and age with these deferred inflows and that's what they suggested we do.

Chairman Nazzaro: O.k., this will be recorded over – we'll be seeing this – it's like a deferred revenue almost.

Mr. Button: Yes, that's right.

Chairman Nazzaro: Are we going to be seeing this then, you said, over 30 years?

Mr. Button: Yes, 30 years because the notes that Brocton got or the loans that Brocton received that we are reimbursing them for are on a 30 year payout and the operating agreement between the district and the village was at the end of the notes being paid, at the end of the debt service, the district will take actual custody of the asset. So we're going to pay the notes down over 30 years, we're amortizing the premium over 30 years but we're depreciating the assets on a 50 year schedule.

Chairman Nazzaro: O.k., so I do get it. So instead of doing it to the balance sheet recognition, we're deferring the revenue and amortizing it over - basically recording it over the 30 year period.

Mr. Button: Correct.

Chairman Nazzaro: Makes sense to me.

Mrs. Dennison: I do have a question for Todd now that I hear the fuller explanation. So, I mean we would probably have to do an amendment to the 2020 budget for this also, is that -

Mr. Button: More than likely yeah.

Mrs. Dennison: Yeah, because we don't have any depreciation budget in 2020 yet nor do we have the revenue, so I'll put that on our to do list.

Mr. Button: Yeah, we'll need to do that and I'm sure we'll have a further amendment later in the year because I think more of this current construction that is going on, will probably be ready for capitalization as well this year but that is going to be down the road.

Chairman Nazzaro: Todd, I appreciate you coming on and thank you for the explanation. Kathleen, good point, this is on the 2019 budget not the 2020. So more to come. This will be an annual event, I guess. Any questions or comments from the committee?

Unanimously Carried

Chairman Nazzaro: O.k., now we'll go back to number 9 on the agenda.

Proposed Resolution – Authorize Agreement with NYS Division of Criminal Justice Services Grant - Southern Tier Regional Drug Task Force FY19

Sheriff Quattrone: This is a Byrne JAG grant from the Department of Criminal Justice Services that helped up fund some of our Narcotic Task Force enforcement. It's a regular JAG Byrne grant that we get from them. It is included in the 2020 budget.

Chairman Nazzaro: As you pointed out, no local share, it's already included in the budget. Pretty clear cut. Any questions for the Sheriff?

Unanimously Carried

Proposed Resolution – Authorize Execution of United States Department of Justice Grant Organized Crime Drug Enforcement Task Forces (OCDETF) FY20 “Winter Thaw”

Chairman Nazzaro: This one was not included in the 2020 budget, I believe.

Sheriff Quattrone: This was not included. This is a grant from the Department of Justice that (*inaudible*) ongoing drug investigation and it's helping us with the overtime connected to that investigation for \$1,750 that we hope will be concluding soon.

Chairman Nazzaro: Any questions or comments?

Unanimously Carried

Proposed Resolution – Amend 2020 Adopted Budget for Office of the Sheriff

Sheriff Quattrone: This was for an emergency replacement of a cooling system in our server room that also is utilized for our 911 system and we were able to get it replaced but also use the money from the W911 surplus.

Chairman Nazzaro: O.k., thank you and I did wonder what, in the first WHEREAS, where is says, “some”, I didn't know what those expenses were and you clarified that Sheriff. Any questions or comments?

Unanimously Carried

Sheriff Quattrone: Mr. Nazzaro, I will drive by the Foote Avenue for you also.

Chairman Nazzaro: Oh, thank you. We'll wave as we drive by.

Mr. Abdella: Since this has come up again, Allison Carrow was able to text Gina Paradis from the Land Bank, just to get confirmation and yes, the demolition was completed in October 2019. It was done by the Land Bank and the City of Jamestown. The Land Bank paid for the demo of approximately \$10 to \$12,000 and the purchaser, Mr. Torres, I just looked on the GIS, is next door at 345 Foote Avenue so it is a side lot purchase for \$200.00.

Chairman Nazzaro: I know exactly where that is now without driving by but I will drive by but I am familiar with that. But thank you for the additional information. So the property has been demoed.

Mr. Abdella: Yes.

Legislator Niebel: And it was 343 Foote Avenue as opposed to 343 Fairmount.

Mr. Abdella: That's right.

Chairman Nazzaro: Thank you Steve, appreciate it.

Proposed Resolution – Change Name of Capital Project Number H.4070.655

Mrs. Dennison: This capital project has existed for quite a long time. It was originally established with trust funds for the purpose of building a Tuberculosis Hospital or hospital unit and we recently, a couple years ago, went to the Planning Board to ask that the funds be essentially repurposed to do an electronic medical record system because of the decreased need for tuberculosis center in today's medical environment. So, as I said, Christine took this to the Planning Board and the Planning Board approved the change in scope of the project and just recently at the end of 2019, the Department of Social Services is moving ahead with the project and started expending money and so we thought it was prudent to change the name so there would not be any confusion as to why we were (*inaudible*) expenses related to the electronic medical system to a capital project name, TB exam room upgrade. So legally in consultation with the Law Department, they felt it best to change the name so that is the purpose of this resolution.

Chairman Nazzaro: How much is in the fund currently?

Mrs. Dennison: The budget started at \$115,000 and I believe the current balance in the project is around \$90,000.

Legislator Gould: Where is the Newton Memorial Hospital located? I have never heard of it until I saw this resolution?

Mrs. Schuyler: The hospital used to be in Cassadaga. It was actually where the Job Corp is now. That was what was called the TB Hospital.

Chairman Nazzaro: Good question Jay because I had not heard of this either. But Christine, again, you said where Job Corp is in Cassadaga.

Mrs. Schuyler: Right, that used to be the TB Hospital in the County and then when we really didn't have a lot of TB anymore, the County sold that to Job Corp.

Legislator Niebel: I think it closed in the late 50's or early 60's.

Mrs. Schuyler: Yea, before me. So we were trying to figure out how we can utilize this trust fund money in the best way given the health care world we live in today. So using it for our electronic medical records, which enable us to be able to look at x-rays remotely or to test remotely between our clinics as well as the Jail clinic, seemed like the most appropriately way to utilize the money.

Legislator Odell: Makes sense to me Mr. Chairman just a little repurposing, good job Christine.

Chairman Nazzaro: Yes, good repurpose. Any other questions or comments from the committee?

Unanimously Carried

Proposed Resolution – Mental Hygiene Certified Community Behavioral Health Clinic (CCBHC)

Chairman Nazzaro: We received a significant grant for this. Congratulations again on this great achievement.

Mrs. Brinkman: Thank you. We're very pleased and honored to bring this resolution to the committee for your review. The Department of Mental Hygiene was awarded a grant by SAMSA to become a certified community behavioral health center. This is a designation that attest to the fact that a behavioral health center meets the highest standards of quality and outcome. As we are right now, there are only 66 of these centers designated across the country. With this new grant, a 166 more have been awarded this funding in the class that we have been awarded. It really places the Chautauqua County Department of Mental Hygiene programs right within the elite programs across the country. More so what it means for our community is that we're going to be able to enrich our services, we're going to be able to do more services with our partners and we're going to be able to provide a better integrated experience for our clients. The other very positive thing that comes out of this designation is that the 66 sites they currently have that designation, have a perspective payment system, what we call a PPS. What that does is it allows those centers to be able to bill payers at their cost. So each year you go through a process where you determine what your costs are and then that becomes your rate. Right now the way we are paid is that we're paid on a fee for service basis (*inaudible*) or through managed care that is

determine by the State. So it's an arbitrary rate. The State comes up with an algorithm and that's how the amount is determined and it may or may not be meeting your costs. So if we can move to a PPS which is the goal of this designation, then what it means is our programs will have much more financial stability going forward and will not be as subject to the whimsy of the State funding determination. This is a \$4 million dollar grant over 2 years. It really honors the 51 years of service to the community that the County has done in terms of behavioral health clinics. It's hard to believe that we started clinics in 1969 and so we have been meeting the needs of the seriously mentally ill for that period of time. So in addition to what it's going to be able to do for the County's program, it also has a very good benefit for our partners. We'll be working in collaboration with the Mental Health Association, the Program Evaluation Center at SUNY Fredonia because there is a substantial evaluation component to this grant. We will be working with Best Self to continue our ACT(?) Team, and there will be other partners involved as we go down the line. I think that just as we have with Tapestry, we've always tried to include other providers within the County whenever we bring training into the community so this grant with whatever training our staff receive will be able, hopefully, to make available to the other providers in the community doing this work as well. So we see the whole community being lifted by this and really being in a better position to provide the best quality services for the people of Chautauqua County who need these services. I would just add that it comes at a very needy time because if you are watching the news or reading the material that is coming out around COVID-19 and the impact that it is having on the psychological wellbeing of people, the combination of the fiscal crisis we're in as well as the pandemic, there is more and more research that is documenting that we are going – the next big wave of crisis is going to be a behavioral health one because the anxiety, uncertainty, depression, the isolation that people have been feeling, is not going to go away when we fully open up. There is going to be – this trauma has affected families in ways that we're just beginning to understand. With that, I'm open to any questions the committee would have.

Chairman Nazzaro: Thank you Pat. Any questions from the committee? Or, I don't know if Kathleen wants to comment at all on the budget impact as far as the adjustments that are in the resolution.

Mrs. Dennison: I will just make a brief comment. We discussed this (*inaudible*) in Health and Human Services meeting that the current budget includes about 15 positions that are going to be dedicated to this grant. So 15 positions are in the budget but not currently filled so the expectation is they will be filled based on the grant. There is revenue already in the budget attached to those positions. The grant will supplement that revenue because these positions are going to require some training and during that time period their ability to generate revenue is not as great so the grant will make up the difference during that training period. The grant will also cover I think 5 new positions as well as some contractors. Pat, did I express that correctly?

Mrs. Brinkman: Certainly, spot on, thank you Kathleen.

Chairman Nazzaro: You did better than I would. I just want to comment again, Pat being previously in the health care finance arena, going from a fee for service based reimbursement to a PPS cost based reimbursement system is big. Basically that means you are getting paid for your

cost (*inaudible*) fee base system that does not cover your costs. So I think this is a very positive direction. Any questions or comments for Pat?

Legislator Odell: Nice job Pat on getting this together.

Mrs. Brinkman: Thank you.

Chairman Nazzaro: And it comes at a time when it's very much needed. Anything else?

Unanimously Carried

Chairman Nazzaro: I see that Mr. Caflisch keeps popping up. Where are you, out in the wilderness?

Mr. Caflisch: I'm out in the wilderness, Chuck, yes I am.

Chairman Nazzaro: Before we go onto the next resolution, I believe Steve Abdella answered most – there was some confusion on this but I think we've cleared it up. Are there any other questions, Terry, anything you want to ask Mr. Caflisch who was nice enough to come on?

Legislator Niebel: No, I think we've already cleared it up. This amendment is for 343 Foote Avenue as opposed to the original resolution for 343 Fairmount Avenue.

Mr. Caflisch: That is correct.

Proposed Resolution – Amend 2020 Adopted Budget for COVID-19 Revenue from Federal Government – Office for Aging Services

Mr. Melquist: Fairly straight forward. The revenue is for COVID-19 expenses incurred for Office for Aging around the State. The Federal government awarded funding to our New York State Office for the Aging who then trickled it down through their normal allocation formula to the counties around the State. What it is allowing us to do would be flexible in the services we're offering, increase in home delivered meals, covering expenses for our congregate clients who can no longer go to the congregate site to get their meals and whatnot. We've been able to provide (*inaudible*) personal emergency response systems for our more at risk clients who we can't go out and see as often, we can't do in-home visits and whatnot to check on their wellbeing. Then really the way they've voiced it to us is that we can use this funding for anything related to COVID-19. The money has already received in Albany and our State Office for Aging, they've already given us portions of advances. Not for the entire \$430,000 but portions of those funding's. There are five funding streams that are kind of lapped in together. The important thing is, there is no local share match for any of these services.

Chairman Nazzaro: Thank you Josh. Any questions from the committee?

Unanimously Carried

Memo – Expected Budget Revenue Shortfalls due to COVID-19 Pandemic – County Executive Wendel

Chairman Nazzaro: There is a memo in here from our County Executive that all Legislators received, expected budget revenue shortfall due to COVID-19 pandemic. That is all in our packet. As you all know, there has been a committee formed by the County Executive to review the 2020 budget and the effect that COVID-19 are having on this. As a result of those meetings which are at least twice a week, a proposed resolution has been put together and the reason it came under here because there is a lot of work involved in this. We couldn't quite make the filing deadline. I believe that this went through every committee. So we have a resolution before us to amend the 2020 budget appropriations and revenues due to COVID-19 pandemic and other year to date financial impacts. I know the resolution has been changed a couple of times and I hope you all have the current one. I will turn this over to Kathleen because there are a lot of moving parts to this. Again, it's gone through every committee but Kathleen, if you just want to give the highlights of what went into this resolution.

Proposed Resolution – Amend 2020 Budget Appropriations and Revenues Due to COVID-19 Pandemic and Other Year-to-Date Financial Impacts

Mrs. Dennison: As we said, this is the outcome of 4 weeks of the work by the COVID-19 finance team which was formed by the County Executive and included reference to the Legislature, myself, the Finance Director, County Attorney, (*inaudible*). So we asked through the County Executive, all the department heads to evaluate their budgets and propose a local share of 15 to 20%. So we did get responses from all the department heads and all of them were evaluated and then the changes that the committee agreed could be implemented are in this resolution. Right now the resolution, the end results is that it reduces our sales tax revenue budget by a little bit more than \$4 million dollars. That is on the low side of what we expect the sales tax, how we expect the sales tax should be effected. Some estimates are that the sales tax could be \$4 to \$8 million dollars under budget so we consider this to be Phase I of changes that will be implemented because as I said, it does reduced the sales tax by \$4 million but a long ways from \$8 million. We're looking at a reduction of local share of about 6%, so obviously we're not in the 15-20% range but as I said, these are the items that could be implemented that would be passed and also not make drastic reduction in services. Do you want me to talk about some of the individual categories? I'd be happy to but we have gone through it in every committee but it's up to you if you want.

Chairman Nazzaro: I know that it's gone through in every committee and I think Kathleen summed it up well, right now this is again about 6% of our local share. Our work is not done, there is still a lot of unknowns obviously. So, I think I'll open it up to the committee Kathleen. We're reacting obviously to the reduction in sales tax, which is huge. Right now –

Mrs. Dennison: Before you open it up another (*inaudible*) note is that the resolution also addresses a significant shortfall in occupancy tax revenues. So we have in this resolution, we're reducing occupancy tax revenues in both the 3% and 2% category, about 20% in each one of those. The only other thing I want to comment on is that the amendment yesterday was to add a reduction in the capital vehicle account for the Sheriff organization. The original resolution did

include a reduction in his vehicle purchase allocation which means he is proposing to buy no new vehicles in 2020 and 25% of that expense would be in his operating budget so we took that out of the operating budget but I originally neglected to also reduce his capital expense or capital revenue which is the vehicle which authorizes him to buy the cars. So the final (*inaudible*) is a reduction in those two capital vehicle accounts. It doesn't change the local share, it just changes the purchasing dynamic if you will.

Chairman Nazzaro: Thank you. O.k, I am going to open it up to the committee because there is a lot of detail here and a lot of work has gone into this. This has taken several weeks to come up with this and I just want to thank the County Executive and his team, Kitty Crow, Kathleen, Jessica, Steve Abdella, (*inaudible*) everyone who's been working on this. All the department managers. This has been a group effort. It's not any one person and our Chairman Pierre Chagnon and myself has also been on this committee and it's been a lot of work and a lot of work to be done. So, I think instead of going over each number, which would be redundant, I would rather just open it up to any questions about where we go from here or just any general questions. I would be glad to open it up to the committee.

Legislator Odell: I have a few comments. Kathleen, thanks for your presentation last night and given to the other committees as well. In Planning & Economic Development of course we looked at the impacts, the budget revenue, especially on the 3% and 2% occupancy tax impact. Again, I think it's going to be a fluid document and we appreciate the budget team meeting twice weekly to keep (*inaudible*) and talked about that last night at Planning & Economic Development. So thank you Chairman Nazzaro and of course everyone else on that team (*inaudible*) and look forward to revisiting this probably monthly, I'm sure.

Chairman Nazzaro: Thank you Mr. Odell. Any other questions or comments?

Unanimously Carried

Proposed Motion – Request for New York Forward Re-Opening Advisory Board Reporting

Chairman Nazzaro: This is from our Chairman Mr. Chagnon.

Chairman Chagnon: I can speak to this. This is an initiative of the regional County Legislature's that is seeking to get more transparency and more opportunity for input into the re-opening plan for the economies in New York State. As I'm sure you all understand the re-opening process is being heavily guided by the State government and this establishment of this advisory board is going to have a very important role in that process. So we're seeking to get more transparency into their discussions and decision making process and opportunities for involvement. This initiative is being led by our colleagues in Erie County and I've very pleased to stand with them and bring forward this proposed motion for your consideration.

Chairman Nazzaro: Thank you Pierre. Any questions on the motion? Kathy, do we take action on this in committee?

Clerk Tampio: It's not necessary to take action. It will be brought up on the floor of the Legislature.

Chairman Nazzaro: So, no action required but I think it's a very worthy motion and I'm sure it will be supported on the legislative floor.

Proposed Motion – Calling on Congress to Provide Direct Aid to Local Governments

Chairman Chagnon: Certainly we're all very much concerned about the effects on the local economy on our local businesses, on our local tax payers but the effects of the shortfall of revenue and potentially shortfall in State aid on the County, the towns, and villages in particular, are of great concern. Because the impacts of this could be devastating this year and could have long term implications that would extend beyond this year and even beyond the next couple of years. So we're certainly supportive and requesting the Federal government to assist New York State as well as the local municipalities with financial aid to help us weather this storm. I'm pleased that our Federal representative is coordinating efforts to try and bring this into reality on a bipartisan basis and that's encouraging but I still think that it's appropriate to lend our voices in support and request of this assistance. So that is the reason we have brought forward this potential motion for consideration.

Chairman Nazzaro: Very well said, thank you. Any comments on the motion other than obviously it has, I believe, all of our support because as Pierre said, the financial stress that local governments are taking due to the COVID-19 pandemic, we're just starting to see those effects and it's going to be a significant period of time before things get back to somewhat normal, whatever that normal may be. So, I really appreciate the motion and any help and assistance we can get from the Federal government directly to the local municipalities.

O.k., that brings us to the end of the agenda.

Legislator Niebel: I would like to comment on this motion. I'm in favor of this motion and I will support it but I do question the one phrase in the second paragraph from the end where it says, "we demand direct assistance to the County". Look, we are seeking money from the Federal government. I've written, supported motions in the past that have asked or requested New York State to do something but here we are demanding the Federal government to do something. Again, I will support the motion but I think that I would have worded it a little bit differently.

Chairman Chagnon: Terry, just to clarify, that phrase says that the County Legislature is calling on our Congressional representatives to demand direct assistance. So we're not demanding it, we're calling on our Congressional representatives to demand it.

Legislator Niebel: Alright, again, I think I would request or ask instead of demand, again, it's just wording. I do think we need financial support directed to the County so I will support the motion. I just have a problem with the word demand when in the past a lot of the motions that we have supported have asked or requested.

Chairman Chagnon: Terry, I agree with your perspective. I would certainly not put in the word that we were demanding. I understand your perspective very well.

Chairman Nazzaro: I do too, Terry. Well noted.

Other

Chairman Nazzaro: Is there anything under “other” that needs to come before the committee? I want to thank the committee. This is a continuing fluid process on the changing the 2020 budget so I’m sure there will be more to come. I appreciate everyone attending today.

MOVED by Legislator Gould, SECONDED by Legislator Harmon to adjourn.

Unanimously Carried (9:50 a.m.)

Respectfully submitted and transcribed,
Olivia Ames, Deputy Clerk/Lori J. Foster, Sr. Stenographer