

**CHAUTAUQUA COUNTY LEGISLATURE**

**05/27/2020**

*Meeting by Remote Access*

*To View the Meeting on-line go to*

<https://www.facebook.com/ChautauquaCountyGovernment/>

**PUBLIC PARTICIPATION** – Due to the COVID-19 crisis, the May 27, 2020 Legislature meeting will be held by remote access. The public may participate in Privilege of the Floor by emailing a statement prior to the County Legislature’s 6:30 PM meeting to the Clerk of the Legislature at [TampioK@co.chautauqua.ny.us](mailto:TampioK@co.chautauqua.ny.us) – emailed statements received by the Clerk shall be read during the Privilege of the Floor. The Public may view the meeting by accessing the live stream on the county Facebook page

# Chautauqua County Legislature

**6:30 p.m.**

**CALL TO ORDER**

**ROLL CALL**

**PRAYER BY LEGISLATOR MULDOWNNEY**

**PLEDGE OF ALLEGIANCE**

**APPROVAL OF THE MINUTES FOR 04/22/2020**

**PRIVILEGE OF THE FLOOR**

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

Individual comments are limited to 3 minutes and comments representing a group shall be limited to 5 minutes. Emailed comments will be read by the Clerk.

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**VETO MESSAGES FROM COUNTY EXECUTIVE WENDEL  
NO VETOES FROM 04/22/20**

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**COMMUNICATIONS:**

- 1. Letter – NYS Department of State – Ack. of State of Emergency Proclamation**
  - 2. Letter – Town of Chautauqua – Zoning Board of Appeals Hearing**
  - 3. Report – Fn. Director Crow – Investment Reports – March 2020**
  - 4. Report – NYS Small Business Development Center – Quarterly Report**
  - 5. Email – Ryan DeBrino – Sales Tax and Hotel/Motel Tax Extenders**
  - 6. Proof of Publication (2) - The OBSERVER – Re: Public Hearings on the 04/22/2020 Agenda**
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**RESOLUTIONS:**

**123-20 Confirm Appointment – Chautauqua County Planning Board**

**124-20 Confirm Re-Appointment – South & Center Chautauqua Lake Sewer Districts Board**

**125-20 Amend 2020 Budget Appropriations for Capital Project to Rehabilitate Gravity Sewer Lines in the South & Center Chautauqua Lake Sewer Districts (S&CCLSD)**

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- 126-20 Amend 2019 Budget Appropriations and Revenues—North Chautauqua County Water District**
- 127-20 Adjust D.5112 Capital Improvement Accounts-Funded Roads**
- 128-20 Amend 2020 Budget Appropriations for Landfill due to Bond Issue for Phase IV Construction**
- 129-20 Authorize HAVA CARES ACT Grant Award from the New York State Board of Elections**
- 130-20 Authorize Standardization of Taser Brand Products at the Chautauqua County Office of the Sheriff**
- 131-20 Authorize Agreement with NYS Division of Criminal Justice Services Grant - Southern Tier Regional Drug Task Force FY19**
- 132-20 Authorize Execution of United States Department of Justice Grant – Organized Crime Drug Enforcement Task Forces (OCDETF) FY20 “Winter Thaw”**
- 133-20 Amend 2020 Adopted Budget for Office of the Sheriff**
- 134-20 Change Name of Capital Project Number H.4070.655**
- 135-20 Mental Hygiene Certified Community Behavioral Health Clinic (CCBHC)**
- 136-20 Amend 2020 Adopted Budget for COVID-19 Revenue from Federal Government – Office for Aging Services**
- 137-20 Amend 2020 Budget Appropriations and Revenues Due to COVID-19 Pandemic and Other Year-to-Date Financial Impacts**
- 138-20 Distribution of Mortgage Taxes**
- 139-20 Quit Claim Deeds**

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**MOTIONS:**

- A. Request for New York Forward Re-Opening Advisory Board Reporting**
- B. Calling on Congress to Provide Direct Aid to Local Governments**

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**ANNOUNCEMENTS**

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**PRIVILEGE OF THE FLOOR**

Members of the public may comment on any subject.

A member of the legislature may speak on any subject.

Individual comments are limited to 3 minutes and comments representing a group shall be limited to 5 minutes. Emailed Comments will be read by the Clerk.

CHAUTAUQUA COUNTY LEGISLATURE  
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RES. NO. 123-20  
Confirm Appointment – Chautauqua County Planning Board

By Planning & Economic Development Committee:

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

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

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

Kristy Kathman  
304 Arlington Ave.  
Jamestown, N.Y. 14701  
Term Expires: 12/31/22  
New Appointment

Signed: Odell, Starks, Muldowney, Harmon, Ward (Voted “yes” by video Conference PED Committee Meeting)

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RES. NO. 124-20  
Confirm Re-Appointment – South & Center Chautauqua Lake Sewer Districts  
Board

By Public Facilities Committee:

At the Request of Chairman Pierre E. Chagnon:

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

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

David Rowe  
3740 Westman Road  
Bemus Point, N.Y. 14712  
Term Expires: 06/01/2026

Signed: Hemmer, Gould, Davis, Nazzaro, Scudder (Voted “yes” by video Conference PF Committee Meeting)

CHAUTAUQUA COUNTY LEGISLATURE  
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RES. NO. 125-20

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

By Public Facilities and Audit & Control Committees:

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

WHEREAS, rehabilitation of sewer lines requires ongoing effort by the S&CCLSD, and this effort has been endorsed by the Chautauqua County Planning Board; and

WHEREAS, this effort is established as Capital Project ESS.8130.27004 and requires an annual investment of approximately \$125,000; and

WHEREAS, capital funds for this project were mistakenly not included in the 2020 Adopted Budget; and

WHEREAS, some funds from prior years were not spent, so the financial need for 2020 is estimated to be \$75,000, and this need can be financed by the S&CCLSD fund balance; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

ESS.8130.27004.4 Contractual—Sewage Treatment,Rehab Gravity Sewer Lines (2018) \$75,000  
Signed: Hemmer, Gould, Davis, Nazzaro, Scudder, Niebel, Odell, Harmon (Voted “yes” by video Conference PF and AC Committee Meetings)

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RES. NO. 126-20

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

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some North Chautauqua County Water District (NCCWD) expenses exceeded initial budgetary estimates due to the depreciation associated with construction completed in the Village of Brocton; and

WHEREAS, the NCCWD received revenues in excess of budget due to the amortization of revenue to be earned by financing the construction; now therefore be it

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

DECREASE THE USE OF FUND BALANCE:

EWN.----.----.924.0000 Unassigned Fund Balance—Net Assets,  
Unrestricted \$89,032

;and be it further

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

CHAUTAUQUA COUNTY LEGISLATURE  
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INCREASE APPROPRIATION ACCOUNT:

EWN.8310.----.4 Contractual—Water District \$ 6,968

INCREASE REVENUE ACCOUNT:

EWN.8310.----.R277.0000 Miscellaneous—Other Unclassified Rev \$96,000  
Signed: Hemmer, Gould, Davis, Nazzaro, Scudder, Niebel, Odell, Harmon (Voted “yes” by  
video Conference PF and AC Committee Meetings)

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RES. NO. 127-20

Adjust D.5112 Capital Improvement Accounts-Funded Roads

By Public Facilities and Audit & Control Committees:

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

WHEREAS, Cassadaga Windfarm LLC was required to obtain permits from the Chautauqua County Department of Public Facilities (DPF) to utilize county roads in the Towns of Arkwright, Villenova, Charlotte and Cherry Creek for work within the highway right of way and overweight and over-dimensional hauling associated with the windfarm construction in the aforementioned towns; and

WHEREAS, DPF assessed the permit request and determined that an additional permit fee of \$406,370 was required to issue the requested permit; and

WHEREAS, the assessed permit fee is expected to be utilized to repair the county roads when the windfarm construction activities have been completed; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

D.5112.393.4 Contractual---Capital Improvements, Funded Road Program \$406,370

INCREASE REVENUE ACCOUNT:

D.5112.393.R259.0025 Licenses & Permits, Permits-DPF \$406,370  
Signed: Hemmer, Gould, Davis, Nazzaro, Scudder, Niebel, Odell, Harmon (Voted “yes” by  
video Conference PF and AC Committee Meetings)

CHAUTAUQUA COUNTY LEGISLATURE  
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RES. NO. 128-20

Amend 2020 Budget Appropriations for Landfill due to Bond Issue for Phase IV Construction

By Public Facilities and Audit & Control Committees:

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

WHEREAS, the County issued a bond to finance the construction of Phase IV of the Chautauqua County Landfill; and

WHEREAS, interest expense associated with the bond was not included in the 2020 Adopted budget because the decision to issue a bond was made after the budget was completed; now therefore be it

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

INCREASE THE USE OF FUND BALANCE:

EL.----.----.924.0000 Unassigned Fund Balance—Net Assets, Unrestricted \$349,000

;and be it further

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

INCREASE APPROPRIATION ACCOUNT:

EL.9710.----.7 Interest—Debt Service/Serial Bonds \$349,000

Signed: Hemmer, Gould, Davis, Nazzaro, Scudder, Niebel, Odell, Harmon (Voted “yes” by video Conference PF and AC Committee Meetings)

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RES. NO. 129-20

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

By Administrative Services and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Board of Elections received notice that the New York State Board of Elections approved the HAVA CARES Act Grant; and

WHEREAS, the State of New York will provide funding for a grant in the amount of \$156,151.74 for Contract #C004175-1110000 for the performance period of March 28, 2020 through December 31, 2020; and

WHEREAS, these funds will be used by the Chautauqua County Board of Elections to prevent, prepare for, and respond to Coronavirus, for the 2020 Federal Election; and

WHEREAS, revenues and expenditures associated with this grant were not included in the 2020 Adopted Budget; now therefore be it

RESOLVED, That Chautauqua County Legislature accepts the \$156,151.74 from the New York State Board of Elections HAVA CARES Act Grant; and be it further

RESOLVED, That the County Executive is hereby authorized to execute Contract #C004175-111000 with New York State to obtain these funds; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

A.1450.----.4 Contractual—Board of Elections \$156,152

INCREASE REVENUE ACCOUNT:

A.1450.----.R308.9007 NYS Aid—Other St Aid: Elections Grt \$156,152

Signed: Scudder, Muldowney, Starks, Davis, Vanstrom, Nazzaro, Gould, Niebel, Odell, Harmon  
(Voted “yes” by video Conference AS and AC Committee Meetings)

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RES. NO. 130-20

Authorize Standardization of Taser Brand Products at the Chautauqua County Office of the Sheriff

By Public Safety Committee:

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

WHEREAS, the Office of the Sheriff employs a substantial number of Taser brand products and a limited number of similar devices by other manufacturers, as these non-lethal devices are standard in police and corrections operations; and

WHEREAS, due to the substantial number of Taser product used by the Office of the Sheriff, uniformity of the brand of product used is essential for efficient operation of the Office of the Sheriff; and

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

RESOLVED, That the Legislature of the County of Chautauqua finds that standardization of Taser brand product for the Office of the Sheriff is in the best interest of the Agency and the County of Chautauqua.

Signed: Niebel, Pavlock, Bankoski, Whitford, Hemmer (Voted “yes” by video Conference PS Committee Meeting)

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RES. NO. 131-20

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

By Public Safety and Audit & Control Committees:

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

WHEREAS, the NYS Division of Criminal Justice Services is administering the FY19 Edward Byrne Memorial Justice Assistance Grant (JAG) Program for Narcotic Control; and

WHEREAS, the NYS Division of Criminal Justice Services will provide funding in the amount of \$30,000.00 with no local funds required for the contract period from January 1, 2020 to December 31, 2020; and

WHEREAS, this grant is included in the 2020 Adopted Budget so no budget amendment is needed at this time; now therefore be it

RESOLVED, That the Chautauqua County Executive is authorized to execute the appropriate agreement with the NYS Division of Criminal Justice Services to secure this grant funding.

Signed: Niebel, Pavlock, Bankoski, Whitford, Hemmer, Nazzaro, Gould, Odell, Harmon (Voted “yes” by video Conference PS and AC Committee Meetings)

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RES. NO. 132-20

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

By Public Safety and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Office of the Sheriff received notice the United States Department of Justice has approved an agreement for compensation of state and local overtime directly related to specific Drug Task Force operations; and

WHEREAS, the United States Department of Justice will provide funding in the amount of \$1,750, with no local funds, for contract period from February 14, 2020 to August 14, 2020; and

WHEREAS, this grant is not currently included in the 2020 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is authorized to execute an agreement with the United States Department of Justice to secure the grant funding as set forth above; and also be it

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

INCREASE APPROPRIATION ACCOUNT:

A.3110.----.1	Personal Services – Sheriff	\$1,750
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INCREASE REVENUE ACCOUNT:

A.3110.----.R432.4000	Federal Aid--Drug Control Programs	\$1,750
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Signed: Niebel, Pavlock, Bankoski, Whitford, Hemmer, Nazzaro, Gould, Odell, Harmon (Voted “yes” by video Conference PS and AC Committee Meetings)



CHAUTAUQUA COUNTY LEGISLATURE  
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RES. NO. 133-20  
Amend 2020 Adopted Budget for Office of the Sheriff

By Public Safety and Audit & Control Committees:

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

WHEREAS, some Office of the Sheriff expenses have exceeded initial budgetary estimates, as well as some revenues have increased; therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

A.3020.W911.2 Equipment - Publ Safety Communication - W911-E911 Wireless \$12,360

INCREASE REVENUE ACCOUNT:

A.3020.W911.R114.0000 Non Property Tax Items-Surchg: Emergency Phone Sys \$12,360

Signed: Niebel, Pavlock, Bankoski, Whitford, Hemmer, Nazzaro, Gould, Odell, Harmon (Voted "yes" by video Conference PS and AC Committee Meetings)

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RES. NO. 134-20  
Change Name of Capital Project Number H.4070.655

By Human Services and Audit & Control Committees:

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

WHEREAS, Pursuant to Resolutions 241-59 and 118-13 proceeds from the sale of the Newton Memorial Hospital are located in an account titled Capital Project H.4070.655 TB Testing, TB Exam Room Upgrade (2013); and

WHEREAS, the Department of Health and Human Services' planned use of the funds has changed, it having determined that the best use of remaining funds is the purchase of an electronic medical records system for the Chautauqua County Health and Jail Clinics, which system will benefit patients and inmates, including those suffering from tuberculosis, as well as aid in mandated reporting of tuberculosis cases; and

WHEREAS, the Chautauqua County Planning Board approved of changing the scope of the project to the implementation of an electronic medical records system; now therefore be it

RESOLVED, That the title of Capital Project H.4070.655 be changed from TB Testing, TB Exam Room Upgrade (2013) to TB Testing, Medical Records System (2020); and be it further

RESOLVED, That all budgets, revenues, and appropriations remain in the accounts established and used for Capital Project H.4070.655.

Signed: Pavlock, Rankin, Whitford, Whitney, Lawton, Nazzaro, Gould, Niebel, Odell, Harmon (Voted "yes" by video Conference HS and AC Committee Meetings)

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RES. NO. 135-20  
Mental Hygiene Certified Community Behavioral Health Clinic (CCBHC)

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

WHEREAS, the Chautauqua County Department of Mental Hygiene has been awarded a Substance Abuse and Mental Health Services Administration (SAMHSA) Certified Community Behavioral Health Clinic (CCBHC) grant to fill service gaps; improve the health, safety, and well-being of vulnerable county residents; relieve over-burdened emergency rooms; and more effectively leverage resources; and

WHEREAS, the grant covers the period of May 1, 2020 through April 30, 2022 and the maximum amount of funding over the term of the grant is \$4,000,000, distributed at \$2,000,000 each year of the grant; and

WHEREAS, this grant will serve the residents of Chautauqua County and those who are in need of treatment for serious mental illness, serious emotional disturbance, substance use disorder or co-occurring disorders; and

WHEREAS, these grant funds were not included in the 2020 Adopted Budget; therefore, be it

RESOLVED, That the County Executive is authorized to execute an agreement and other necessary documents for the acceptance of such grant funds, and is further authorized to enter into agreements with various government and municipal entities, including but not limited to local school districts, towns, cities and villages, in furtherance of grant activities; and be it further

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

INCREASE REVENUE ACCOUNT:

A.4320.----.R449.0001	Federal Aid—Mental Hygiene-SAMHSA	\$1,210,638
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INCREASE APPROPRIATION ACCOUNTS:

A.4320.----.1	Personal Services—Mental Hygiene Programs	\$ 103,815
A.4320.----.2	Equipment—Mental Hygiene Programs	\$ 50,000
A.4320.----.4	Contractual—Mental Hygiene Programs	\$ 990,749
A.4320.----.8	Employee Benefits—Mental Hygiene Programs	\$ 66,074
	Total	\$1,210,638

Signed: Pavlock, Rankin, Whitford, Whitney, Lawton, Nazzaro, Gould, Niebel, Odell, Harmon  
(Voted “yes” by video Conference HS and AC Committee Meetings)

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RES. NO. 136-20

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

By Human Services and Audit & Control Committees:

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

WHEREAS, the Office for Aging Services has received additional revenue for COVID-19 related expenses from the federal Families First Coronavirus Response Act (FFCRA) and CARES Act; and

WHEREAS, the Office for Aging Services has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

A.6772.----.4	Contractual - Office for Aging Services	\$430,821
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INCREASE REVENUE ACCOUNT:

A.6772.----.R477.2000	Federal Aid-OFA Programs	\$430,821
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Signed: Pavlock, Rankin, Whitford, Whitney, Lawton, Nazzaro, Gould, Niebel, Odell, Harmon  
(Voted “yes” by video Conference HS and AC Committee Meetings)

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RES. NO. 137-20

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

By Public Facilities, Administrative Services, Public Safety, Human Services, Planning & Economic Development and Audit & Control Committees:

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

WHEREAS, due to the economic effect of the COVID-19 pandemic and other year-to-date financial impacts, some departmental expenses are expected to exceed initial budgetary estimates, as well as some appropriations will have a surplus; and

WHEREAS, due to the economic effect of the COVID-19 pandemic and other year-to-date financial impacts, some departmental revenues are expected to exceed initial budgetary estimates, as well as some revenues will be less than budgeted; now therefore be it

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

DECREASE THE USE OF FUND BALANCE:

A.----.----.878.0000	Reserved Fund Balance--Reserve for Capital	\$21,456
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; and be it further

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

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INCREASE APPROPRIATION ACCOUNTS:

A.1362.----.4	Contractual - Tax Advertising & Expense	\$345
	Employee Benefits - Educ: Handicapped	
A.2960.ADMN.8	Children	\$8,500
A.4017.JAIL.1	Personal Services - Clinics, Jail	\$31,055
A.4059.----.1	Personal Services - Early Intervention Program	\$21,200
	Employee Benefits - Early Intervention	
A.4059.----.8	Program	\$7,900
A.4090.----.1	Personal Services - Environmental Health	\$85,800
A.4090.----.8	Employee Benefits - Environmental Health	\$12,400
A.4322.----.4	Contractual - Mental Hygiene Law	\$50,000
A.6010.----.1	Personal Services - Social Services Admin	\$267,925
A.6010.----.8	Employee Benefits - Social Services Admin	\$64,600
A.7020.----.1	Personal Services - Youth Bureau	\$2,900
A.8020.----.1	Personal Services - Planning	<u>\$5,120</u>
	Total	\$557,745

DECREASE APPROPRIATION ACCOUNTS:

A.1010.----.4	Contractual - Legislative Board	\$2,500
A.1040.----.4	Contractual - Clerk, Legislative Board	\$750
A.1165.----.4	Contractual - District Attorney	\$77,000
A.1165.1169.4	Contractual - District Attorney, Crime Victims	\$1,000
A.1185.----.1	Personal Services - Med Examiners & Coroners	\$2,500
A.1185.----.8	Employee Benefits - Med Examiners & Coroners	\$4,500
A.1230.----.4	Contractual - County Executive	\$2,000
A.1310.----.1	Personal Services - Department of Finance	\$99,349
A.1310.----.4	Contractual - Department of Finance	\$23,942
A.1310.----.8	Employee Benefits - Department of Finance	\$51,104
A.1320.----.4	Contractual - Internal Audit	\$48,000
A.1330.----.1	Personal Services - Real Property Tax	\$15,475
A.1330.----.4	Contractual - Real Property Tax	\$22,394
A.1330.----.8	Employee Benefits - Real Property Tax	\$6,367
A.1410.----.1	Personal Services - County Clerk	\$15,389
A.1410.----.8	Employee Benefits - County Clerk	\$3,901
A.1420.----.4	Contractual - County Attorney	\$3,500
A.1430.----.1	Personal Services - Human Resources	\$16,789
A.1430.----.4	Contractual - Human Resources	\$20,166
A.1440.----.1	Personal Services - Engineers	\$7,646
A.1440.----.4	Contractual - Engineers	\$3,850
A.1440.----.8	Employee Benefits - Engineers	\$622
A.1450.----.1	Personal Services - Board of Elections	\$42,120

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A.1450.----.4	Contractual - Board of Elections	\$85,531
A.1610.----.1	Personal Services - Office Services	\$4,000
A.1610.----.4	Contractual - Office Services	\$40,500
A.1650.----.4	Contractual - Communications System	\$14,000
A.1680.----.1	Personal Services - Information Technology	\$44,729
A.1680.----.4	Contractual - Information Technology	\$54,600
A.1680.----.8	Employee Benefits - Information Technology	\$13,080
A.1710.----.4	Contractual - Insurance Administration	\$2,154
A.2960.ADMN.1	Personal Services - Educ: Handicapped Children	\$700
A.3010.----.4	Contractual - Emergency Services	\$6,180
A.3020.DISP.1	Personal Services - Publ Safety Communication, Consolidated Dispatching	\$10,840
A.3020.DISP.8	Employee Benefits - Publ Safety Communication, Consolidated Dispatching	\$3,088
A.3110.----.1	Personal Services - Sheriff	\$18,047
A.3110.----.2	Equipment - Sheriff	\$49,990
A.3110.----.4	Contractual - Sheriff	\$133,731
A.3110.----.8	Employee Benefits - Sheriff	\$5,141
A.3140.----.1	Personal Services - Probation	\$67,259
A.3140.----.4	Contractual - Probation	\$15,000
A.3140.----.8	Employee Benefits - Probation	\$39,315
A.3150.----.1	Personal Services - Jail	\$298,161
A.3150.----.4	Contractual - Jail	\$84,550
A.3150.----.8	Employee Benefits - Jail	\$76,395
A.4010.----.1	Personal Services - Public Health Admin	\$107,200
A.4010.----.8	Employee Benefits - Public Health Admin	\$31,300
A.4010.NURS.1	Personal Services - Public Health Admin, Nursing	\$31,725
A.4010.NURS.8	Employee Benefits - Public Health Admin, Nursing	\$43,125
A.4017.JAIL.8	Employee Benefits - Clinics, Jail	\$48,400
A.4189.LEAD.1	Personal Services - Other Public Health Progs, Lead Testing	\$94,200
A.4189.LEAD.8	Employee Benefits - Other Public Health Progs, Lead Testing	\$48,000
A.4310.----.4	Contractual - Mental Hygiene Admin	\$1,000
A.4320.----.4	Contractual - Mental Hygiene Programs	\$14,000
A.5610.5610.1	Personal Services - Chautauqua County Airport, Jamestown Airport	<del>\$103,683</del>
A.5610.5610.4	Contractual - Chautauqua County Airport, Jamestown Airport	<del>\$87,183</del>
A.5610.5610.8	Employee Benefits - Chautauqua County Airport, Jamestown Airport	\$17,100
A.5610.5612.4	Contractual - Chautauqua County Airport, Dunkirk Airport	\$52,000
A.5630.5625.1	Contractual - Chautauqua County Airport, Dunkirk Airport	\$9,500
A.5630.5625.1	Personal Services - Bus Operations, CARTS	\$40,930

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A.5630.5625.4	Contractual - Bus Operations, CARTS	\$47,374
A.5630.5625.8	Employee Benefits - Bus Operations, CARTS	\$21,284
A.6010.----.4	Contractual - Social Services Admin	\$435,196
A.6141.----.1	Personal Services - Home Energy Assist Prog	\$104,600
A.6141.----.8	Employee Benefits - Home Energy Assist Prog	\$29,400
A.6420.COMC.4	Contractual - Promotion of Industry, Community Contracts	\$121,805
A.6420.TOUR.4	Contractual - Promotion of Industry, Tourism	\$210,134
A.6772.----.1	Personal Services - Office for Aging Services	\$30,931
A.6772.----.4	Contractual - Office for Aging Services	\$40,288
A.6772.----.8	Employee Benefits - Office for Aging Services	\$23,772
A.7020.----.8	Employee Benefits - Youth Bureau	\$2,100
A.8020.----.4	Contractual - Planning	\$26,655
A.8020.----.8	Employee Benefits - Planning	\$21,441
A.8020.WTRS.4	Contractual - Planning, Watershed Administration	\$242,000
A.9901.9000.9	Interfund Transfers - Transfer to Other Funds	\$1,592,002
A.9901.9100.9	Interfund Transfers - Transfer to Other Funds	\$146,824
A.9950.----.9	Interfund Transfers - Transfer to Capital	\$21,456
D.5010.----.4	Contractual - Public Facilities Admin	\$600
D.5110.3310.4	Contractual - Maintenance of Roads, Pavement Marking	\$25,000
D.5110.----.1	Personal Services - Maintenance of Roads	\$242,986
D.5110.----.4	Contractual - Maintenance of Roads	\$1,050,000
D.5110.----.8	Employee Benefits - Maintenance of Roads	\$64,416
D.5112.392.4	Contractual - Capital Improvements, Complete Streets	\$21,456
D.5142.----.4	Contractual - Snow Removal: Co Roads	\$209,000
DM.5130.----.1	Personal Services - Road Machinery	\$35,059
DM.5130.----.4	Contractual - Road Machinery	\$96,824
DM.5130.----.8	Employee Benefits - Road Machinery	\$14,941
<b><u>H.3197.999.4</u></b>	<b><u>Contractual - Sheriff Vehicle Replacement, Vehicle Replacement (Annual)</u></b>	<b><u>\$563,125</u></b>

Total ~~\$7,041,062~~ ~~\$7,057,562~~ **\$7,604,187**

**INCREASE REVENUE ACCOUNTS:**

A.5610.5610.R177.0000	Departmental Income-Fees & Rental: Airport	\$74,238
A.5610.5612.R177.0000	Departmental Income-Fees & Rental: Airport	<u>\$85,400</u>
	Total	\$159,638

**DECREASE REVENUE ACCOUNTS:**

A.1310.----.R122.0000	Departmental Income-Occupancy Tax Admin Fees	\$8,400
A.1310.9999.R111.0000	Non Property Tax Items-Sales Tax	<b>\$2,651,411</b> <del>\$2,661,974</del>
A.1310.9999.R111.0CTY	Non Property Tax Items-Sales Tax--County Share	<b>\$1,491,418</b> <del>\$1,497,358</del>
A.1420.----.R122.0000	Departmental Income-Occupancy Tax Admin Fees	\$2,520

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A.1610.----.R221.0002	Shared Services-Shared Services Printing	\$20,000
A.1610.----.R221.0POS	Shared Services-Shared Services Postage	\$21,420
A.4010.PHSA.R340.1000	New York State Aid-Shared Services Postage	\$53,037
A.5630.5625.R178.9000	Departmental Income-Other Transportation Income	\$3,526
A.5630.5625.R358.9000	New York State Aid-Transportation	\$48,572
A.6010.----.R361.0000	New York State Aid-Social Services Admin	\$21,283
A.6010.----.R461.0000	Federal Aid-Social Services Admin	\$87,496
A.6420.TOUR.R111.3000	Non Property Tax Items-Hotel Room Occupancy Tax	\$210,134
A.8020.WTRS.R111.3000	Non Property Tax Items-Hotel Room Occupancy Tax	\$242,000
D.9901.9000.R503.1000	Interfund Transfers-Interfund Transfer	\$1,592,002
D.5112.392.R503.1000	Interfund Transfers-Interfund Transfer	\$21,456
DM.9901.9100.R503.1000	Interfund Transfers-Interfund Transfer	\$146,824
<b><u>H.3197.999.R221.0VEH</u></b>	<b><u>Shared Services-Shared Services Vehicles</u></b>	<b><u>\$563,125</u></b>
	Total <del>\$7,041,062</del> <del>—————</del> <del>\$7,057,562</del>	<b><u>\$7,184,624</u></b>

Signed: Bankoski, Davis, Gould, Harmon, Hemmer, Lawton, Muldowney, Nazzaro, Niebel, Odell, Pavlock, Rankin, Scudder, Starks, Vanstrom, Ward, Whitford, Whitney *(PF: Amended by Strike Through)* *(PS: Amended by Strike Through and Additional Text Indicated by Bold and Underline)* (Voted “yes” by video Conference PF, AS, PS, HS, PED and AC Committee Meetings)

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RES. NO. 138-20  
Distribution of Mortgage Taxes

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

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

**October 1, 2019 through April 30, 2020**

TOWNS		CITIES	
Arkwright	4,016.53	Dunkirk	43,957.30
Busti	57,134.07	Jamestown	72,712.84
Carroll	11,203.24		
Charlotte	13,208.12	<b>TOTAL</b>	<b>\$116,670.14</b>
Chautauqua	55,267.29		
Cherry Creek	2,871.83		

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		VILLAGES	
Clymer	16,263.45		
Dunkirk	2,856.10		
Ellery	65,097.86	Bemus Point	4,400.66
Ellicott	60,571.00	Brocton	1,926.61
Ellington	6,341.82	Cassadaga	1,428.91
French Creek	6,899.44	Celoron	4,707.94
Gerry	9,253.52	Falconer	7,027.88
Hanover	35,936.18	Fredonia	23,190.65
Harmony	3,980.65	Lakewood	17,165.05
Kiantone	10,432.13	Mayville	4,319.16
Mina	17,126.79	Panama	480.21
North Harmony	25,855.33	Sherman	822.40
Poland	9,891.43	Silver Creek	4,160.32
Pomfret	45,889.61	Sinclairville	2,103.51
Portland	21,131.11	Westfield	5,952.42
Ripley	9,905.19		
Sheridan	15,552.03		
Sherman	4,694.19		
Stockton	7,893.36	<b>TOTAL</b>	<b>\$77,685.72</b>
Villanova	4,598.01		
Westfield	16,147.38		

**TOTAL** \$540,017.66

**GRAND TOTAL** \$734,373.52

Signed: Scudder, Muldowney, Starks, Davis, Vanstrom, Nazzaro, Gould, Niebel, Odell, Harmon  
(Voted "yes" by video Conference AS and AC Committee Meetings)

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RES. NO. 139-20  
Quit Claim Deeds

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

WHEREAS, the Administrative Services Committee of the County Legislature has received and hereby recommends acceptance, pursuant to Section 1166 of the Real Property Tax Law, the following offers for the County's Tax Liens as detailed on the attached Schedule 1 under tax sale certificates noted on original papers on file in the office of the Director of Finance; and

WHEREAS, that unless otherwise noted, the County Tax Enforcement Officer has confirmed that the offers received are in compliance with the County's policy regarding tax foreclosure as set forth in Resolution No. 110-17; now therefore be it



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RESOLVED, That the Executive and Chairman of this Legislature be hereby authorized to execute Quitclaim Deeds conveying to the offers herein mentioned, the interest of Chautauqua County in said properties under said tax sale certificates; and be it further

RESOLVED, That the Director of Finance of Chautauqua County be hereby authorized to cancel any outstanding taxes, fees, interest and other charges. In adopting this resolution, the Legislature intends to adopt each transaction separately, in the usual form of Resolution, and the failure of any particular transaction to be completed shall in no manner affect the validity of any of the others.

Offer Number	Municipality	S/B/L	Purchaser	Foreclosed Owner	Offer Amount	Taxes Owning
<del>PA-85-2019</del>		<del>060800-386.12-8-10</del>		<del>Mark &amp; Renee Simmons</del>		<del>\$7,553.27</del>
<b>PA-160-2019</b>	City of Jamestown	<b>060800-387.15-7-47</b>	Jorge Torres	<b>John Noe</b>	\$200.00	<b>\$2,841.47</b>
				<b>Total</b>	\$200.00	<b>\$2,841.47</b>

Signed: Scudder, Muldowney, Starks, Davis, Vanstrom, Nazzaro, Gould, Niebel, Odell, Harmon  
(AC: Amended by Strike Through and New Text Indicated in Bold) (Voted “yes” by video Conference AS and AC Committee Meetings)

**CHAUTAUQUA COUNTY**  
**MOTION NO. \_\_\_-20**

**TITLE:** Request for New York Forward Re-Opening Advisory Board Reporting

**AT THE REQUEST OF:** Chairman Pierre Chagnon

WHEREAS on March 7, 2020 Governor Andrew Cuomo issued a State of Emergency declaration in response to COVID-19 in New York State, and on March 20, 2020 issued an executive order “NYS on PAUSE” that closed 100 percent of non-essential businesses statewide; and

WHEREAS, New York’s economy has been virtually shut down for over one month, with millions of individuals unemployed and tax revenue drastically decreasing; and

WHEREAS, a gradual and regional-based re-opening plan is needed to safely and effectively re-open New York’s economy; and

WHEREAS, on April 28, 2020 Governor Cuomo established a statewide committee of business leaders, labor unions, education and industry groups to help guide the reopening process for New York’s economy; and

WHEREAS, there are over 100 individuals serving on the New York Forward Re-Opening Advisory Board, and eight representatives from Western New York, including Kim Pegula, Pegula Sports and Entertainment; Jeremy Jacobs Jr., Delaware North; Dr. Katherine S. Conway-Turner, President of SUNY Buffalo State; Rene F. Jones, M&T Bank; Brenda W. McDuffie, Buffalo Urban League and Erie County Industrial Development Agency; Leecia R. Eve, Verizon; Nicole Wegman, Wegmans Food Markets; Clotilde Perez-Bode Dedecker, Community Foundation for Greater Buffalo; and

WHEREAS, the Advisory Board should keep municipalities informed and a part of their deliberations in order to gain valuable local input and increase transparency; now therefore be it

KNOWN, That this Honorable Body requests that all reports and media releases from the New York Forward Re-Opening Advisory Board be forwarded to the Chautauqua County Legislature to be entered into the public record; and be it further

MOVED, That the Clerk of the Legislature is hereby directed to forward certified copies of this Motion to Governor Andrew Cuomo, Co-Chairs of the New York Forward Re-Opening Advisory Board Steven Cohen and William Mulrow, WNY delegation of the State Senate and Assembly, including Senator George Borrello, Assemblyman Andrew Goodell, and all others deemed necessary and proper.

**CHAUTAUQUA COUNTY**  
**MOTION NO. \_\_\_-20**

**TITLE:** Calling on Congress to Provide Direct Aid to Local Governments

**AT THE REQUEST OF:** Chairman Chagnon, Legislators Gould, Nazzaro, Odell and Harmon:

WHEREAS, the largest single source of revenue for many counties in New York State is sales tax, and counties such as Chautauqua rely on the economic activity of a strong tourist industry and the substantial occupancy tax that is generated by that industry; and

WHEREAS, the New York State Association of Counties predicts that counties across New York State will face revenue shortfalls in excess of two billion dollars from lost sales and occupancy taxes, gaming revenue, and other fees as a consequence of the social distancing measures necessary to stop the spread of COVID-19; and

WHEREAS, in response to the COVID-19 pandemic counties are facing unprecedented fiscal stress as revenue has plummeted at the same time that counties are experiencing record demand for services; and

WHEREAS, County Health Departments, Emergency Response Departments, 911, Office for Aging Services and many other County departments and agencies are on the front lines in the fight against COVID-19 and are extending every possible resource to help flatten the curve, save lives and return our County to normal operation as soon as possible; and

WHEREAS, the healthy function of our democratic society depends on effective and responsive local government in order to provide necessary services and resources; and

WHEREAS, the NYS Division of Budget has announced that budget shortfalls resulting from the COVID-19 pandemic could result in cuts of up to 50% in State aid to local governments, and the Executive Summary of the NYS FY 2021 Enacted Budget Plan states that “The scope and depth of the reductions to local aid programs needed to balance the FY 2021 Budget have no precedent in modern times” and that “In the absence of Federal aid, nearly every activity funded by state government in the aid to localities budget ... will face steep cuts”; and

WHEREAS, local property taxpayers cannot absorb the cost of this loss of these revenues and predicted state aid cuts; and

WHEREAS, the dissolution or bankruptcy or disintegration of our local governments is clearly undesirable and a threat to public good; and

WHEREAS, H.R. 748 Corona Virus Aid, Relief and Economic Security Act (CARES) has not yet provided any direct aid to local governments; and

WHEREAS, New York State Residents paid \$22 billion more to the Federal Government than they got back in Federal spending in 2019, and more than \$116 billion over the past four years; and

WHEREAS, New York pays more to the Federal Government than the next two largest donor states combined; now therefore be it

KNOWN, That as Congress negotiates the next COVID-19 response package, the Chautauqua County Legislature calls on our United States Congressional Representatives to demand direct assistance to County and Local Governments; and be it further

MOVED, That the Clerk of the Legislature is hereby directed to forward copies of this Motion to Senators Charles E. Schumer and Kirsten Gillibrand, Congressman Tom Reed and all others deemed necessary and proper.