#### Agenda

#### **Public Facilities Committee**

#### December 7, 2020, 4:00 p.m., Virtual Meeting via Zoom

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (11/9/20)
- C. Privilege of the Floor
- 1. <u>Proposed Resolution Confirm Appointment Portland-Pomfret-Dunkirk Sewer District</u>
  Board
- 2. <u>Proposed Resolution Confirm Appointment South & Center Chautauqua Lake Sewer District Board</u>
- 3. <u>Proposed Resolution Amend 2020 Budget Appropriations South & Center Chautauqua</u>
  Lake Sewer District
- 4, <u>Proposed Resolution Amend 2020 Budget Appropriations North Chautauqua Lake</u> Sewer District
- 5. <u>Proposed Resolution Amend Resolution 120-20—Authorizing Hangar "A" Lease</u>
  Agreement with Luscombe Aircraft Corporation at the Chautauqua
  County Jamestown Airport to Enable Accelerated Recovery of Capital
  Improvement Expenses
- 6. <u>Proposed Resolution Approving SEQRA Determination for Purchase of Land and Building for CARTS Hub in the City of Jamestown</u>
- 7. <u>Proposed Resolution Approve Purchase of Land and Building for CARTS Hub in the City of Jamestown</u>
- 8. Other

<u>Proposed Resolution – Acceptance of CARTS 5311-2019-2020 Consolidated Grant</u>

<u>Proposed Resolution – Confirm Re-Appointment – Portland-Pomfret-Dunkirk Sewer District</u>
Board

## CHAUTAUQUA COUNTY RESOLUTION NO.

KMD 11/12/20 KMW 11/13/20 SMA 11/19/20 KLC 11/19/20

SDC 11-12-20

**TITLE:** Confirm Appointment – Portland-Pomfret-Dunkirk Sewer District Board

**BY:** Public Facilities Committee:

AT THE REQUEST OF: Chairman Pierre E. Chagnon:

WHEREAS, the Portland-Pomfret-Dunkirk Sewer District was established as a county sewer district of the County of Chautauqua by Legislative Resolution 272-77; and

WHEREAS, a County Sewer Board consisting of seven (7) members was established as the administrative body of the District by Resolution 345-77; and

WHEREAS, a Board member whose term expires on December 31, 2020 prefers to retire from the Board; and

WHEREAS, County Sewer Board members have requested that the below named individual be considered by the Legislature for appointment to the Board; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby appoints the following individual to the Board of the Portland-Pomfret-Dunkirk Sewer District effective January 1, 2021.

Kristian Lovern 10460 Bayshore Dr. Dunkirk, NY 14048

Term to Expire: December 31, 2026

APPROVED	
VETOES (VETO N	MESSAGE ATTACHED)
<b>County Executive</b>	Date

CHAUTAUQUA COUNTY	
RESOLUTION NO.	

PEC 05/08/20

TITLE: Confirm 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 appointment to the South & Center Chautauqua Lake Sewer Districts Board:

Andrea McLean 2836 Chautauqua Ave Ashville, N.Y. 14710 Term Expires: 12/31/22

Filling Term of Jake Kane

APPROVED	
VETOES (VETO M	MESSAGE ATTACHED)
<b>County Executive</b>	Date

CHAUTAUQUA COUNTY	
RESOLUTION NO.	

TW 11/13/20 KMD 11/16/20 KMW 11.16.20 SMA 11/17/20 KLC 11/17/20 PMW 11/23/20

**TITLE:** Amend 2020 Budget Appropriations–South & Center Chautauqua Lake Sewer Districts

**BY:** Public Facilities and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, some South & Center Chautauqua Lake Sewer District 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 2020 Adopted Budget:

## INCREASE APPROPRIATION ACCOUNT:

ESS.8110.---.8 EMPLOYEE BENEFITS - ADMINISTRATION \$30,000

DECREASE APPROPRIATION ACCOUNT:

ESS.8130.----.4 CONTRACTUAL – SEWAGE TREATMENT \$30,000

APPROVEDVETOES (VETO	MESSAGE ATTACHED)
County Executive	Date

CHAUTAUQUA COUNTY	
RESOLUTION NO	

SDC 11-16-20 KMD 11/16/20 KMW 11.16.20 SMA 11/17/20 KLC 11/18/20 PMW 11/23/20

**TITLE:** Amend 2020 Budget Appropriations–North Chautauqua Lake Sewer District

**BY:** Public Facilities and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, some North Chautauqua Lake Sewer Districts 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 2020 Adopted Budget:

**INCREASE APPROPRIATION ACCOUNT:** 

ESN.8110.8112.8 EMPLOYEE BENEFITS - ADMINISTRATION,

ADMINISTRATION

\$7,600

**DECREASE APPROPRIATION ACCOUNT:** 

ESN.8130.8132.4 CONTRACTUAL – SEWAGE TREATMENT, SEWAGE TREATMENT

\$7,600

APPROVEDVETOES (VETO	MESSAGE ATTACHED)
County Executive	Date

BPB – 11/17/20 KMD 11/18/20 ABC 11/18/20 SMA 11/18/20 KLC 11/19/20 PMW 11/23/20

# CHAUTAUQUA COUNTY RESOLUTION NO. \_\_\_\_\_

**TITLE:** Amend Resolution 120-20 Authorizing Hangar A Lease Agreement with Luscombe Aircraft Corporation at the Chautauqua County Jamestown Airport to Enable Accelerated Recovery of Capital Improvement Expenses

**BY:** Public Facilities and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, pursuant to Resolution 120-20, the County authorized a lease agreement with Luscombe Aircraft Corporation ("Luscombe") to operate an aircraft manufacturing and refurbishment enterprise at the Jamestown Airport Hangar A; and

WHEREAS, under the terms of the lease agreement, Luscombe is obligated to pay County a monthly fixed rental fee of \$1,850; subject to a monthly rent credit of up to \$500 per month for capital improvements, with the maximum cumulative credit amount not to exceed \$48,000; and

WHEREAS, Luscombe seeks to construct site utility infrastructure that will provide public water, sewer, and natural gas utilities to a point of presence in Hangar A with said improvements having an estimated cost of \$25,000; and

WHEREAS, it is in the County's best interests as the real property owner to incentivize Luscombe to make said capital improvements to the property; and

WHEREAS, Luscombe received CARES Act loans through the Chautauqua County Industrial Development Agency (CCIDA) to partially fund site utility infrastructure costs as well as other capital improvements necessary to make the hangar fit for the intended purpose of an occupied aircraft assembly workspace; and

WHEREAS, loan guarantees secured by Luscombe through the CCIDA or other sources are insufficient to fully capitalize site utility and building improvements needed to configure the leased facility for its intended purpose; therefore, Luscombe is seeking accelerated recovery of capital costs through rent credits from the County; and

WHEREAS, the Airport Commission has considered and recommends amending Luscombe's lease of Hangar A to provide for accelerated reimbursement of approved capital improvements; therefore be it

RESOLVED, That the County Executive is authorized and empowered to amend the current Hangar A lease agreement with Luscombe Aircraft Corporation for the purpose of allowing Luscombe Aircraft Corporation to receive rent reduction credits of up to \$1,000 per month for capital improvements, subject to the maximum cumulative credit amount not to exceed \$48,000.

APPROVED		
VETOES (VETO MESSAGE ATTACHED)		
County Executive	Date	

# CHAUTAUQUA COUNTY RESOLUTION NO.\_\_\_\_\_

BPB 11/30/20 KMD 11/30/20 SMA 11/30/20 KLC 11/30/20 PMW 11/30/20

**TITLE:** Approving SEQRA Determination for Purchase of Land and Building for CARTS Hub in the City of Jamestown

**BY:** Public Facilities Committee:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr.:

WHEREAS, it has been proposed, through the use of NYSDOT grant funds, that the County purchase the land and building located at 215 East Third Street in the City of Jamestown upon which CARTS has operated a centralized public transportation hub since 2018; and

WHEREAS, the County Department of Public Facilities and the County Law Department have reviewed the proposed project and determined the project's status as an "Unlisted" action under the State Environmental Quality Review Act (SEQRA), and a Short Environmental Assessment Form ("SEAF") has been prepared for the project;

WHEREAS, this Legislature has reviewed the SEAF, a copy of which is on file with the Clerk of the County Legislature; therefore be it

RESOLVED, in consideration of the SEAF, and having considered the facts and conclusions relied on to meet the requirements of 6 NYCRR Part 617, the Chautauqua County Legislature hereby finds in accordance with Article 8 of New York State Environmental Conservation Law that:

- 1) the requirements of 6 NYCRR Part 617 have been met; and
- 2) implementation of the proposed actions will not result in any significant adverse environmental impacts; and be it further

RESOLVED, That the County Executive and Director of Public Facilities are each hereby authorized as may be required to execute a "Negative Declaration" for the proposed action.

APPROVED	
VETOES (VETO N	MESSAGE ATTACHED)
<b>County Executive</b>	Date

# CHAUTAUQUA COUNTY RESOLUTION NO. \_\_\_\_\_

**TITLE:** Approve Purchase of Land and Building for CARTS Hub in the City of Jamestown

BPB 11/30/20 KMD 11/30/20 SMA 11/30/20 KLC 11/30/20 PMW 11/30/20

**BY:** Public Facilities and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua Area Regional Transit System (CARTS) has fixed and rural public transportation routes that originate from a centralized location in the City of Jamestown located at 215 East Third Street across from the Jamestown Municipal Building; and

WHEREAS, this Jamestown hub location for CARTS has been operating under an existing license agreement since 2018 that allows CARTS to utilize a portion of the property for public transportation use; and

WHEREAS, an opportunity is available for CARTS to purchase the existing Jamestown hub location for the long-term benefit of the customers of CARTS, and to allow further development of the site to include off-street bus parking, a permanent enclosed waiting area, and potential revenue-producing concession space; and

WHEREAS, CARTS has obtained approval from the New York State Department of Transportation (NYSDOT) to use 100% New York State grant funding for the purchase and associated acquisition costs for this property; and

WHEREAS, the County has negotiated a proposed agreement with the Jamestown Urban Renewal Agency (JURA) whereby JURA will be responsible for any environmental remediation costs associated with the CARTS hub project; and

WHEREAS, the County has agreed to partner with the City of Jamestown and JURA to rehabilitate the existing building structure and façade utilizing additional 100% NYS DOT grant funding; such that incubator startup businesses can be permitted on the property that will provide revenues for CARTS while providing related services for CARTS customers; now therefore be it

RESOLVED, That the County Executive is authorized and empowered to execute all documents necessary to acquire 215 East Third Street (SBL # 387.41-1-31) from GPatti Third LLC for the purchase price of \$152,000; and be it further

RESOLVED, That the County Executive is authorized and empowered to accept the NYSDOT grant offer of \$160,000 and execute all documents necessary to reimburse the County for the property sales price and associated property acquisition costs; and be it further

RESOLVED, That the County Executive is authorized and empowered to enter into all necessary agreements with JURA and the City of Jamestown to accomplish any necessary environmental mediation and rehabilitation of the building and surrounding property; 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:

### ESTABLISH AND INCREASE APPROPRIATION ACCOUNT:

A.5630.5625.2 Equipment—Bus Operations, CARTS \$160,000

#### **INCREASE REVENUE ACCOUNT:**

A.5630.5625.R358.9000 New York State Aid—Transportation \$160,000

APPROVED VETOES (VETO N	MESSAGE ATTACHED)
County Executive	Date

## Short Environmental Assessment Form Part 1 - Project Information

#### **Instructions for Completing**

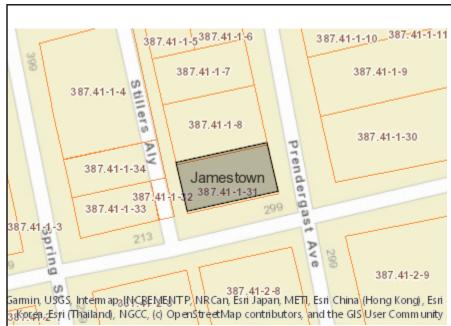
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information							
Name of Action or Project:							
Project Location (describe, and attach a location map	):						
Brief Description of Proposed Action:							
Name of Applicant or Sponsor:			Telep	hone:			
			E-Ma	il:			
Address:							
City/PO:			State:		Zip C	ode:	
1. Does the proposed action only involve the legisla administrative rule, or regulation?	ative adoption o	f a plan, local	l law, c	ordinance,	,	NO	YES
If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.							
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:				NO	YES		
3. a. Total acreage of the site of the proposed action? acres b. Total acreage to be physically disturbed? acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? acres							
4. Check all land uses that occur on, are adjoining o	r near the propo	sed action:					
5. Urban Rural (non-agriculture)	Industrial	Commercia	ıl	Residential (subur	ban)		
☐ Forest Agriculture ☐ Parkland	Aquatic	Other(Spec	eify):				

5.	Is the proposed action,	NO	YES	N/A
	a. A permitted use under the zoning regulations?			
	b. Consistent with the adopted comprehensive plan?			
6	Is the proposed action consistent with the predominant character of the existing built or natural landscape?		NO	YES
6.	is the proposed action consistent with the predominant character of the existing built of natural fandscape?			
7.	Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		NO	YES
If Y	Yes, identify:			
			NO	VEC
8.	a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
	b. Are public transportation services available at or near the site of the proposed action?			
	c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?			
9.	Does the proposed action meet or exceed the state energy code requirements?		NO	YES
If th	he proposed action will exceed requirements, describe design features and technologies:			
10.	Will the proposed action connect to an existing public/private water supply?		NO	YES
	If No, describe method for providing potable water:			
11.	Will the proposed action connect to existing wastewater utilities?		NO	YES
	If No, describe method for providing wastewater treatment:			
	a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district	t	NO	YES
Cor	ich is listed on the National or State Register of Historic Places, or that has been determined by the mmissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the te Register of Historic Places?			
arcl	b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for haeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?			
13.	a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?		NO	YES
	b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?		H	
If Y	Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:			
☐Shoreline ☐ Forest Agricultural/grasslands Early mid-successional			
Wetland   Urban Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or	NO	YES	
Federal government as threatened or endangered?			
16. Is the project site located in the 100-year flood plan?	NO	YES	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES	
If Yes,			
a. Will storm water discharges flow to adjacent properties?			
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:			
18. Does the proposed action include construction or other activities that would result in the impoundment of water	NO	YES	
or other liquids (e.g., retention pond, waste lagoon, dam)?  If Yes, explain the purpose and size of the impoundment:			
if Tes, explain the purpose and size of the impoundment.			
49. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES	
If Yes, describe:			
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES	
completed) for hazardous waste?  If Yes, describe:			
	GE OF		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE			
Applicant/sponsor/name:			
Signature:Title:			



**Disclaimer:** The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	Yes
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
Part 1 / Question 20 [Remediation Site]	Yes

Project:
Date:

## Short Environmental Assessment Form Part 2 - Impact Assessment

#### Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

		No, or small impact may occur	Moderate to large impact may occur
1.	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?		
2.	Will the proposed action result in a change in the use or intensity of use of land?		
3.	Will the proposed action impair the character or quality of the existing community?		
4.	Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?		
5.	Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?		
6.	Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?		
7.	Will the proposed action impact existing: a. public / private water supplies?		
	b. public / private wastewater treatment utilities?		
8.	Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?		
9.	Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?		
10.	Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		
11.	Will the proposed action create a hazard to environmental resources or human health?		

Agency Use Only [If applicable]
Project:
Date:

# Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.  Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.			
Name of Lead Agency	Date		
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer  Qustin Rader		
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)		

## CHAUTAUQUA COUNTY RESOLUTION NO.

BPB - 12/1/20

KMD 12/01/20

TMT 12/1/20 SMA 12/1/20

KLC 12/1/20 PMW 12/1/20

TITLE: Acceptance of CARTS 5311 2019-2020 Consolidated Grant

BY: Public Facilities and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel Jr.:

WHEREAS, The County of Chautauqua has been awarded grant funds by the New York State Department of Transportation, pursuant to Section 5311, Title 49, United States Code for the following projects:

1.	Mobility Management	\$189,678.00
2.	Purchase 10 Replacement (Lot G) Buses	\$826,900.00
3.	Scheduling Software additions and upgrades	\$400,998.00
4.	Replacement tablets and hardware	\$15,000.00

; and

WHEREAS, funding for the Mobility Manager is shared at a rate of 80% Federal, 10% State and 10% local dollars, and revenues and expenditures for this program were included in the 2020 and 2021 Adopted Budgets; and

WHEREAS, funding for 10 replacement (LOT G) Buses is shared at the rate of 80% Federal, 10% State and 10% local dollars, and revenues and expenditures for this project were included in the 2020 Capital Budget; and

WHEREAS, funding for the purchase of additional scheduling software and upgrades to our current system is shared at the rate of 80% Federal, 10% State and 10% local dollars, and revenues and expenditures for this program were included in the 2021 Adopted Budget; and

WHEREAS, funding for the replacement tablets and hardware is shared at the rate of 80% Federal, 10% State and 10% local dollars, and revenues and expenditures for this program were included in the 2021 Adopted Budget; therefore be it

RESOLVED, That the County Executive is authorized to sign all necessary documents and agreements with the State of New York to receive funding for all projects.

APPROVED	
	MESSAGE ATTACHI
	MESSAGE ATTACHI
	MESSAGE ATTACH

# CHAUTAUQUA COUNTY RESOLUTION NO. \_\_\_\_\_

SDC 10-29-20 KMD 11/4/20 KMW 11.4.20 SMA 11/9/20 KLC 11/12/20 PMW 12/1/20

**TITLE:** Confirm Re-Appointment – Portland-Pomfret-Dunkirk Sewer District Board

**BY:** Public Facilities Committee:

**AT THE REQUEST OF:** County Legislator Pierre Chagnon:

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

WHEREAS, pursuant to County Law § 261 and County Resolution 345-77 the District is administered by a seven member County Sewer Board, with Board members serving staggered six year terms; and

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

RESOLVED, That the Chautauqua County Legislature confirms the following reappointment to the Portland-Pomfret-Dunkirk Sewer District Board:

Marlene Webster 70 Lemming St. Dunkirk, New York 14048 Term Expires: 12/31/2026

APPROVED	
VETOES (VETO M	MESSAGE ATTACHED)
<b>County Executive</b>	Date