

CHAUTAUQUA COUNTY LEGISLATURE

12/15/2021

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

Chautauqua County Legislature

6:30 p.m.

CALL TO ORDER

ROLL CALL

PRAYER BY LEGISLATOR SCUDDER

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 11/17/21

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.

**VETO MESSAGES FROM COUNTY EXECUTIVE WENDEL
NO VETOES FROM 11/17/2021**

COMMUNICATIONS:

- 1. Report – County Executive Wendel – County-Wide Shared Services Property Tax Savings Plan 2021**
- 2. Letter – Chautauqua County Legislature – Acknowledgement of Receipt of 2021 Financial Disclosure Statements**
- 3. Minutes – Conewango Watershed Commission – November 10, 2021 Meeting**
- 4. Affidavits of Publication (2) – Post-Journal – Re: Legal Notice of Estoppel – Bonding Resolutions**
- 5. Affidavits of Publication (2) – Observer – Re: Legal Notice of Estoppel – Bonding Resolutions**
- 6. Affidavit of Publication (1) – Post-Journal – Re: Public Hearing – Local Law Intro. 3-21**
- 7. Affidavit of Publication (1) – Observer – Re: Public Hearing – Local Law Intro. 3-21**
- 8. Chautauqua County 2022 Adopted Budget**
- 9. Letter – Marla Connelly – Parks Commission Resignation**
- 10. Resolution – North Chautauqua Lake Sewer District – Re: Extension of Bounds**

LOCAL LAW INTRO. 4-21 – Amending Local Law 7-90 Providing for a Management Salary Plan for County Officers and Employers (Re: Undersheriff, Captain, Warden and Corrections Lieutenant)

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RESOLUTIONS:

- 278-21 Confirm Appointment and Re-Appointments – North Chautauqua County Water District Administrative Board**
- 279-21 Confirm Re-Appointments – Parks Commission**
- 280-21 Reestablish County Sewer Agency for Proposed Extension of North Chautauqua Lake Sewer District**
- 281-21 Amend Landfill and Transfer Station User Fees**
- 282-21 Amend 2021 Budget for MEP Grant Award**
- 283-21 Amend Resolution 151-21: Authorize Agreement for the Purchase and Removal of County Owned Timber from the Thomas Erlandson Park in the Town of Carroll**
- 284-21 Amend Resolution 152-21 Authorizing Agreement with NY State DOT for Performance Of Federal-Aid Project PIN 5762.56**
- 285-21 Authorize Extension of Lease Agreement with G. H. Graf Building, LLC for Office Space in Dunkirk, New York**
- 286-21 Renew and Amend Resolution 213-21 to Amend 2021 & 2022 Budgets to Implement the County Internet Bandwidth Upgrades Project within the Chautauqua County American Rescue Plan Act(ARPA) Spending Plan**
- 287-21 Adjust Accounts for the Real Property Tax Office**
- 288-21 Financial Management Policy for the County of Chautauqua**
- 289-21 Amend Chautauqua County Purchasing Policy**
- 290-21 Amend 2022 Budget to Implement the Emergency Services Message Boards Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 291-21 Amend 2022 Budget to Implement the Office of Emergency Services (OES) Emergency Medical Service (EMS) Gear Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 292-21 Amend 2022 Budget to Implement the Emergency Services Office Upgrades Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 293-21 Amend 2022 Budget to Implement the Office of Emergency Services Dive Boat Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 294-21 Amend 2022 Budget to Implement the Emergency Services Paving Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 295-21 Amend 2022 Budget to Implement the Office of Emergency Services (OES) Communications Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 296-21 FY2021 State Homeland Security Program (SHSP)**
- 297-21 Authorize Acceptance of 2022 Crimes Against Revenue Program (“CARP”) Funds**
- 298-21 Amend 2022 Budget to Implement the District Attorney Office Expansion Project in the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**

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- 299-21 Authorize Agreements with Various Entities for Enhanced Police Protection Services FY22**
- 300-21 Amend 2021 & 2022 Budgets for Capital Projects**
- 301-21 Authorize Agreements with Various Towns for Court Security Services FY22**
- 302-21 Authorize MOU with E2CCB and Chautauqua Lake Central School for Incarcerated Youth Program at the Chautauqua County Jail**
- 303-21 Amend 2022 Budget Appropriations to Include Office of Mental Health (OMH) Workforce Block Grant Allocation**
- 304-21 To Amend 2022 Budget to Implement the Environmental Permit Fee Waiver Program Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 305-21 Amend 2021 Budget to Implement the Strong Starts Chautauqua Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 306-21 Amend 2022 Budget to Implement the Strong Starts Chautauqua Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 307-21 Amend Chautauqua County Health & Human Services 2021 Budget For Rollover of Community Development Block Grant - Septic and Wells Program**
- 308-21 To Accept National Association of County & City Health Officials (NACCHO) Wastewater Surveillance Mentorship Pilot Program Funding**
- 309-21 Amend Chautauqua County Health & Human Services 2021 Adopted Budget for Contractual Costs – Nursing**
- 310-21 Amend Chautauqua County Health & Human Services 2021 Adopted Budget for Contractual Costs – Environmental Health**
- 311-21 Amend 2021 Budget – Clean Energy Community Grant (2019)**
- 312-21 Authorize Agreement with Small Business Development Center at Jamestown Community College**
- 313-21 Authorize Agreement with the County of Chautauqua Industrial Development Agency for Business Development, Promotion, and Assistance**
- 314-21 Authorize Agreement with County of Chautauqua Industrial Development Agency for Attraction and Development of Tourism Related Businesses**
- 315-21 Authorize Extension of Lease Agreement for Department of Planning & Development at the BWB Center**
- 316-21 Setting Salary for Coordinator of Aging Services II**

COMMENDATIONS:

For Outgoing Legislators

CHRISTINE STARKS – DISTRICT 4
CHARLES NAZZARO – DISTRICT 9
ROBERT WHITNEY – DISTRICT 11
WILLIAM WARD – DISTRICT 18

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MEMORIALS:

Ronald Szot

By

Legislator Robert Bankoski

Victoria James

By

Legislator Charles Nazzaro

Alvin McGrath “Mac” Crowe

By

Legislator Tom Harmon

Robert Duff

By

Legislator Bob Scudder

Thomas Harte

By

Legislator Kenneth Lawton

ANNOUNCEMENTS

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.



From the Legislature Staff

Wishing all of you a Merry Christmas and a Healthy and Happy New Year!

Kathy, Olivia and Kristi

ORGANIZATIONAL MEETING – MONDAY, JANUARY 3, 2022 – 4:00 P.M.

***** Please note: Prefile for the Organizational Meeting is**

10:00 a. m. – Wednesday, December 29, 2021***

SMA 11/29/21
KMD 11/29/21
PMW 11/29/21

LOCAL LAW
INTRODUCTORY NO. 4-21
CHAUTAUQUA COUNTY

AMENDING LOCAL LAW 7-90 PROVIDING FOR A MANAGEMENT SALARY PLAN FOR COUNTY OFFICERS AND EMPLOYEES (Re: UNDERSHERIFF, CAPTAIN, WARDEN AND CORRECTIONS LIEUTENANT)

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

Section 1. Purpose.

The purpose of this Local Law is to amend the Management Salary Plan to modify the salary range of certain titles in the Sheriff's Office to address internal inequities within the salary structure to allow for a monetary benefit to promotional opportunities. The current and proposed ranges for the positions are as follows:

Title	Current Range	2021 Salary Range	Proposed Range	2021 Salary Range
Undersheriff	8	\$62,018 - \$95,183	11	\$69,154 - \$110,511
Captain	7	\$58,714 - \$90,076	9	\$65,313 - \$100,293
Warden	6	\$55,411 - \$84,965	8	\$62,018 - \$95,183
Corrections Lieutenant	5	\$52,111 - \$79,852	7	\$58,714 - \$90,076

Section 2. Salary Level.

Effective January 1, 2022, the salary range of the title Undersheriff shall be Range 11; the title Captain shall be Range 9; the title Warden shall be Range 8; and the title Corrections Lieutenant shall be Range 7.

Section 3. Effective Date.

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

Sponsor: Legislator Niebel

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RES. NO. 278-21

Confirm Appointment and Re-Appointments – North Chautauqua County Water District
Administrative Board

By Public Facilities Committee:

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, the North Chautauqua County Water District Administrative Board has recommended the following appointment and re-appointments; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointment and re-appointments to the North Chautauqua County Water District Administrative Board:

Appointment:

Richard Lascola
265 Liberty Street
Fredonia, NY 14063
Term Expires: 12/31/2027

Re-appointments:

David Hazelton
133 West Main St.
Brocton, NY 14716
Term Expires: 12/31/2027

Terry Niebel
3199 E. Main Street
Dunkirk, NY 14048
Term Expires 12/31/2027
Signed: Scudder, Davis, Gould

RES. NO. 279-21

Confirm Re-Appointments – Parks Commission

By Public Facilities Committee:

At the Request of Chairman Pierre E. Chagnon and Legislator John Hemmer:

WHEREAS, Chairman Pierre E. Chagnon, has submitted the following re-appointments for action by the Legislature; now therefore be it

RESOLVED, That the Chautauqua County Legislature confirms the following re-appointments to the Parks Commission.

Robert Franzen
393 Busti-Surgargrove Road
Jamestown, N.Y. 14701
Term Expires: 12/31/23

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Judy Hunt
PO Box 159
Findley Lake, N.Y. 14736
Term Expires: 12/31/23
Signed: Scudder, Davis, Gould

RES. NO. 280-21

Reestablish County Sewer Agency for Proposed Extension of North Chautauqua Lake Sewer District

By Public Facilities Committee:

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

WHEREAS, the County of Chautauqua, the North Chautauqua Lake Sewer District (NCLSD), the South and Center Chautauqua Lake Sewer Districts (SCCLSD), and other stakeholders worked collaboratively to develop the “Chautauqua Lake Integrated Sewage Management Plan” (CLISMP), which was completed in 2014; and

WHEREAS, a portion of the CLISMP recommendations included the upgrade, extension, and development of sewer infrastructure to replace existing septic systems on the west side of Chautauqua Lake; and

WHEREAS, a new development known as Mandolin Ridge is being constructed on the west side of Chautauqua Lake immediately outside the bounds of NCLSD, and the owner of the development has requested sewer service from the NCLSD; and

WHEREAS, other property owners in the immediate vicinity of the development may benefit from a district extension which incorporates their properties; and

WHEREAS, pursuant to County Law Sections 253 and 274, an existing county district may petition the county legislative body to include territory not previously included within its boundaries, and the existing county district may undertake to furnish or pay the cost of a map and plan for such extension at the district’s cost or expense; and

WHEREAS, the NCLSD Board has petitioned the Chautauqua County Legislature to extend the boundaries of NCLSD to include the new development and other properties in the immediate vicinity; and

WHEREAS, NCLSD will undertake to furnish or pay the cost of a map and plan to effectuate said extension of NCLSD; and

WHEREAS, pursuant to County Law Section 253, the County’s Sewer Agency must be reconvened in order to review the map and plan and make recommendations to the County Legislature regarding the proposed extension of NCLSD; and

WHEREAS, pursuant to Resolution 208-21 the County Sewer Agency was reestablished for purposes of evaluating an extension of the bounds of the SCCLSD; now therefore be it

RESOLVED, That the Chautauqua County Sewer Agency, reestablished by Resolution 208-21 pursuant to Article 5-A of the County Law, is further charged with reviewing the NCLSD map and plan and making recommendations to the County Legislature regarding the proposed extension of the NCLSD.

Signed: Scudder, Davis, Gould

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RES. NO. 281-21

Amend Landfill and Transfer Station User Fees

By Public Facilities, Planning & Economic Development and Audit & Control Committees:
At the Request of County Executive Paul M. Wendel, Jr. and Chairman Pierre E. Chagnon:

WHEREAS, the County operates a Landfill and several transfer stations that provide environmentally sound waste disposal services for County residents and businesses; and

WHEREAS, services are funded by user fees which, pursuant to Local Law 13-95, are to be based on projected costs of operation, market prices, and the nature and volume of refuse; and

WHEREAS, Landfill operational costs, including costs of handling and hauling transfer station waste, have experienced inflationary increases; and

WHEREAS, the Deputy Director in the DPF Division of Solid Waste has reviewed the current user charge schedule and, taking into consideration the factors specified in Local Law 13-95, recommends changes to user fees consistent with such inflationary increases; now therefore be it

RESOLVED, That the following Landfill user charge fee increases, as recommended by the Deputy Director in the DPF Division of Solid Waste, are approved, to be effective January 1, 2022:

TRANSFER STATION FEES:

Construction & Demolition - Cubic Yard - From \$55.00 to \$60.00
per ton Construction & Demolition – Scaled Weight - From \$55.00
to \$60.00 per ton Municipal Solid Waste – Cubic Yard - From
\$40.00 to \$42.00 per ton Municipal Solid Waste – Scaled Weight -
From \$40.00 to \$42.00 per ton

LANDFILL FEES:

Asbestos – Friable – From \$72.00 to \$80.00 per ton
Asbestos – Non-friable – From \$36.50 to \$40.00 per ton
Construction & Demolition – From \$36.50 to \$40.00 per ton
Contaminated Soil – From \$26.00 to \$28.00 per ton
Municipal Solid Waste – From \$29.50 to \$30.00 per ton
Refractory & Annealing Sand – From \$21.50 to \$22.00 per ton
Sludge – Industrial – From \$37.00 to \$38.00 per ton
Signed: Gould, Davis, Muldowney, Scudder, Lawton, Starks, Niebel, Harmon, Nazzaro (P.E.D.
Carried with Legislator Penhollow Voting “No”)

RES. NO. 282-21
Amend 2021 Budget for MEP Grant Award

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

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WHEREAS, the Chautauqua County Department of Public Facilities - CARTS received notice that the New York State (NYS) Department of Transportation approved the application submitted for the Modernization and Enhancement Program (MEP) grant; and

WHEREAS, the State of New York will provide funding for a FY 2020 grant in the amount of \$1,500,000.00, with no local funds, for Contract #20-25-21 for the performance period of 2021; and

WHEREAS, pursuant to Resolution 146-20, the County Executive was authorized to execute an agreement to secure the grant funding with the NYS Department of Transportation; and

WHEREAS, revenues and expenditures associated with this grant were not included in the 2021 capital budget; and

WHEREAS, this grant expands the scope of capital project H.5630.25211 Route Match Software (2021) to include additional technology improvements so the name of project should be changed to reflect the new scope; now therefore be it

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2021 Adopted Budget:

ESTABLISH & INCREASE APPROPRIATION ACCOUNTS:

H.5630.25226.4 Contractual—Bus Operations, Hybrid Trolleys (2021)	\$ 600,000
H.5630.25227.4 Contractual—Bus Operations, Rebranding (2021)	\$ 372,500
H.5630.25211.4 Contractual—Bus Operations, Technology Upgrades (2021)	\$ 400,999
H.5630.25228.4 Contractual—Bus Operations, Consultant Routes	<u>\$ 126,501</u>
Total	\$1,500,000

ESTABLISH & INCREASE REVENUE ACCOUNTS:

H.5630.25226.R359.7000 NYS AID—Transp Capital	\$ 600,000
H.5630.25227.R359.7000 NYS AID—Transp Capital	\$ 372,500
H.5630.25211.R359.7000 NYS AID—Transp Capital	\$ 400,999
H.5630.25228.R359.7000 NYS AID—Transp Capital	<u>\$ 126,501</u>
Total	\$1,500,000

Signed: Gould, Davis, Scudder, Harmon, Niebel, Nazzaro

RES. NO. 283-21

Amend Resolution 151-21: Authorize Agreement for the Purchase and Removal of County Owned Timber from the Thomas Erlandson Park in the Town of Carroll

By Public Facilities and Audit & Control:

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

WHEREAS, pursuant to Resolution 151-21, the County of Chautauqua entered into an agreement to sell sawtimber located on approximately twelve acres at the Thomas Erlandson Overlook Park, SBLs 424.00-2-27, 424.00-2-28, 424.00-2-29, 425.00-1-44 and 425.00-1-45, with Marvin Troyer & Sons Lumber; and

WHEREAS, Resolution 151-21 stated that Marvin Troyer & Sons Lumber, 2059 Clymer-Sherman Road, Clymer, NY 14724 submitted the highest bid with an amount of \$10,250, but the actual bid amount was \$10,500; and

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WHEREAS, the total sale amount payable to Chautauqua County is \$10,500, and pursuant to Resolution 164-02, revenue from the sale of timber rights will be dedicated to the capital improvements of the County Parks system; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changed to the 2021 Adopted budget:

INCREASE APPROPRIATION ACCOUNT:

H.7110.25002.4Contractual—Parks, Parks Capital Improvements (2018) \$250

INCREASE REVENUE ACCOUNT:

H.7110.25002.R265.2000Sale of Property/Compensa—Sale of Forest Products \$250

Signed: Gould, Davis, Scudder, Harmon, Niebel, Nazzaro

RES. NO. 284-21

Amend Resolution 152-21 Authorizing Agreement with NY State DOT for Performance
Of Federal-Aid Project PIN 5762.56

By Public Facilities and Audit & Control Committees:

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

WHEREAS, pursuant to Resolution 152-21 the Chautauqua County Legislature approved the project for Bridge Painting BINS 3324170, 3325940, and 3325830 (Project) with funding under Title 23 U.S. Code, as amended, which called for the apportionment of the costs of such Project, estimated to be \$315,000, to be borne at the ratio of 80% Federal funds (\$252,000), 15% State Marchiselli funds (\$47,250), and 5% Local funds (\$15,750); and

WHEREAS, Chautauqua County issued Invitation to Bid PW-4-21 DPF, the award was made to Erie Painting & Maintenance Inc., and now the Project has an expected cost of \$230,000; and

WHEREAS, the New York State Department of Transportation has issued a reduction in funding to reflect the low bid, with funding under title 23 U.S. Code, which now calls for the apportionment of the costs of the Project, now estimated to be \$230,000, to be \$184,000 Federal Funds, \$34,500 State Marchiselli funds, and \$11,500 local funds; and

WHEREAS, the County of Chautauqua desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Project PIN 5762.56; and

WHEREAS, the local share is now reduced to \$11,500 and can be covered with existing funding in account D.5112.390, and the D.5112.390.4 Contractual – Capital Improvements, County Bridge Program can be reduced by \$4,250; now therefore be it

RESOLVED, That the County Legislature of the County of Chautauqua hereby approves the above-subject Project; and it is further

RESOLVED, That the County Legislature of the County of Chautauqua hereby authorizes the County of Chautauqua to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Project or portions thereof; and it is further

RESOLVED, That in the event the full federal and nonfederal share costs of the Project exceeds the amount appropriated above, the County of Chautauqua shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and it is further

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RESOLVED, That the County Executive of the County of Chautauqua be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the County of Chautauqua with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal-Aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, That a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, That this Resolution shall take effect immediately and that the Director of Finance is directed to make the following changes to the Capital Budget:

DECREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.389.4	Contractual – Capital Improvements, Funded Bridge Program	\$85,000
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INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.390.4	Contractual – Capital Improvements, County Bridge Program	\$ 4,250
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DECREASE CAPITAL REVENUE ACCOUNTS:

D.5112.389.R458.9002	Federal Aid--Surface Transp Program	\$68,000
D.5112.389.R358.9003	New York State Aid--Marchiselli Funds	<u>\$12,750</u>
	Total	\$80,750

Signed: Niebel, Scudder, Davis, Gould, Harmon, Nazzaro

RES. NO. 285-21

Authorize Extension of Lease Agreement with G. H. Graf Building, LLC for Office Space in Dunkirk, New York

By Public Facilities and Audit & Control Committees:

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

WHEREAS, pursuant to Resolution 215-11 the County of Chautauqua entered into a lease agreement with G. H. Graf Building, LLC (Landlord) for the lease of 20,200 square feet of office space in Dunkirk, New York, Agreement number 12-25-04; and

WHEREAS, the lease term ends December 31, 2021; and

WHEREAS, the County has entered into a lease with a different landlord for Dunkirk office space for County Probation and Mental Hygiene staff, and the new location will not be ready for occupation by January 1, 2022; and

WHEREAS, the County is exploring alternate work space for Department of Health and Human Services (DHHS) staff; and

WHEREAS, Landlord has agreed to an extension of the current lease agreement; and

WHEREAS, lease expenses are included in the 2022 budget; now therefore be it

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RESOLVED, That the County Executive be and hereby is authorized and empowered to execute an extension to the lease agreement with Landlord, and to execute all necessary documents relating thereto, upon the following terms and conditions:

1. Premises. 319-321 Central Avenue in Dunkirk, New York, Floors 1, 2 and 3
2. Term. Commencing January 1, 2022 and ending December 31, 2022.
3. Rent. \$1.696 per square foot per month (\$20.352 for 12 months), for square footage of office space actually occupied by County Departments, as determined on a month to month basis on the first day of the month for which rent is paid.
4. Utilities. Landlord shall be responsible for all utilities, including heat and electric. County shall be responsible for the maintenance of phone, data and security systems.
5. Other. As negotiated by the County Executive.

Signed: Scudder, Gould, Davis, Harmon, Niebel, Nazzaro

RES. NO. 286-21

Renew and Amend Resolution 213-21 to Amend 2021 & 2022 Budgets to Implement the County Internet Bandwidth Upgrades Project within the Chautauqua County American Rescue Plan Act(ARPA) Spending Plan

By Administrative Services and Audit & Control Committees:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the County Internet Bandwidth Upgrades project, identified as one of the priority projects recommended in Resolution 202-21, is ready to proceed and budget amendments are necessary to authorize spending for the project; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget in order to implement the County Internet Bandwidth Upgrades project:

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INCREASE APPROPRIATION ACCOUNTS:

A.1680.----.2	Equipment—Information Technology	\$30,800	\$173,000
A.1680.----.4	Contractual—Information Technology	\$ 9,538	
	Total	\$40,338	

ESTABLISH & INCREASE REVENUE ACCOUNT:

A. 1680.----.R408.9ARP	Federal Aid—Oth Fed Aid: ARPA	\$40,338	\$173,000
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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 2022 Budget in order to implement the County Internet Bandwidth Upgrades project:

INCREASE APPROPRIATION ACCOUNT:

A.1680.----.4	Contractual—Information Technology	\$28,080
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INCREASE REVENUE ACCOUNT:

A. 1680.----.R408.9ARP	Federal Aid—Oth Fed Aid: ARPA	\$28,080
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Signed: Vanstrom, Starks, Niebel, Scudder, Davis, Harmon, Muldowney, Gould, Nazzaro

RES. NO. 287-21

Adjust Accounts for the Real Property Tax Office

By Administrative Services and Audit & Control Committees:

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

WHEREAS, there is a need to adjust accounts for the Real Property Tax Office due to unforeseen software enhancements that were not included in the 2021 Budget; and

WHEREAS, due to various staff changes and temporary delays in filling vacant positions, actual personal services and employee benefits expenditures are expected to be less than the corresponding appropriations; now therefore be it

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.1330.----.4	Contractual—Real Property Tax	\$38,400
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DECREASE APPROPRIATION ACCOUNT:

A.1330.----.1	Personal Services—Real Property Tax	\$38,400
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Signed: Scudder, Davis, Starks, Harmon, Niebel, Vanstrom, Muldowney, Gould, Nazzaro

RES. NO. 288-21

Financial Management Policy for the County of Chautauqua

By Administrative Services and Audit & Control Committees:

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

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WHEREAS, pursuant to Local Law 4-04 of the County of Chautauqua, the Chautauqua County Charter was amended to provide that the County Legislature shall annually adopt by resolution a comprehensive financial management policy prior to the County Executive's preparation of the tentative budget; and

WHEREAS, the first Financial Management Policy was adopted pursuant to Resolution 168-04, and was further amended by Resolutions 64-05, 147-07, 144-14, 147-15, 167-19 and 227-20; and

WHEREAS, it is appropriate to amend the current Financial Management Policy to eliminate the allocation to the Capital Project Reserve of investment earnings associated with cash contributed from out-of-county waste at the County Landfill, and to eliminate minimum reserves for occupancy tax; therefore be it

RESOLVED, That the County's Financial Management Policy is hereby amended to read as follows:

I. INTRODUCTION

Section 2.05(c) of the Chautauqua County Charter requires the County Legislature to adopt a comprehensive financial management policy for County government on at least an annual basis. The primary objective of this policy is to establish financial guidelines for the maintenance of County operating and capital funds, fund balances, operating and capital revenues, and the use of reserve funds. With a focus on long-term planning, these guidelines are intended to provide sound financial management in order to provide appropriate and responsible budgets for Chautauqua County taxpayers. These policies are for general use, and allow for exceptions as appropriate and necessary on a case-by-case basis.

II. PURPOSE

The County of Chautauqua recognizes the importance of adherence to sound financial management practices. By enacting financial management policies, the County of Chautauqua intends to achieve the following goals and objectives:

A. Credit Rating

The most global indicators of a county's overall financial health are the credit ratings issued by the various rating agencies in the financial community. These ratings assess a county's immediate and future financial needs and its means to fund them. It is the intent of this financial management policy to provide the financial community with the assurance that the County of Chautauqua follows structurally sound budgeting practices, maintains an appropriate level of funds in reserve, and embarks upon vigorous long-range planning for both operating and capital needs.

B. Stable Tax Structure

Government spending relies heavily upon the current economic environment. With New York State counties required to pay 25% or more for most public assistance programs, a majority of county spending is obligated to these mandated programs. During robust economic times, the demand upon social services is lower and there is very little pressure on the tax structure. During periods of slow economic growth or recessions, the demand for government services increases greatly and taxes generally rise to meet these demands. In order to stabilize the peaks and valleys in the tax rate, financial management policies should be implemented to mitigate large changes in the taxation structure.

C. Fund Balances

The New York State Comptroller recommends that each local government assess what is a "reasonable amount" for its particular situation and adopt a fund balance policy. The purpose

of this policy is to establish a fund balance policy to address the needs of Chautauqua County ("County") and establish adequate reserves to ensure that unanticipated events will not adversely affect the financial condition of the County nor jeopardize the continuation of necessary public services. This policy will ensure the County maintains adequate fund balance and reserves in the County's Governmental Funds to provide the capacity to:

1. Provide sufficient cash flow for daily financial needs.
2. Secure and maintain investment grade bond ratings.
3. To provide adequate reserves to offset significant economic downturns or revenue shortfalls, and
4. Provide adequate reserves for unforeseen expenditures related to emergencies.

D. Structurally Balanced Budgets

The County of Chautauqua's definition of a structurally balanced budget is a budget that finances recurring appropriations with recurring revenues. A key component to maintaining stable taxation and fund balances is to limit the use of one-time revenues in the funding of recurring operations. It is the intent of this policy to attain structurally balanced budgets.

E. Long Range Planning

The County of Chautauqua recognizes the importance of long range planning for both operations and capital expenditures to ensure fiscal stability by providing the capability to plan for future expenditures and to weather unforeseen circumstances.

III. POLICIES

A. General Unobligated Fund Balance

1. This policy shall apply to the County's General Fund, only.
2. Fund Balance for the County's Governmental Funds will be comprised of the following categories:
 - a) **Nonspendable**- amounts that cannot be spent because they are either (a) not in spendable form or (b) legally or contractually required to be maintained intact.
 - b) **Restricted**- amounts externally imposed by creditors (debt covenants), grantors, contributors, laws, or regulations of other governments.
 - c) **Committed**- amounts used for specific purposes pursuant to constraints imposed by formal action of the government's highest level of decision-making authority.
 - 1) Amounts set aside based on self-imposed limitations established and set in place prior to year-end and can be calculated after year-end.
 - 2) Limitation imposed at highest level and requires same action to remove or modify.
 - 3) Resolutions that lapse at year end.
 - d) **Assigned**- amounts that are constrained by the government's intent to be used for specific purposes, but are neither restricted nor committed.
 - e) **Unassigned**- amounts that are not reported in any other classification.
3. When resources are available from multiple classifications, the County spends funds in the following order: restricted, committed, assigned, unassigned.

4. The Chautauqua County Legislature is the decision-making authority that can, by resolution, commit fund balance. The commitment may only be modified by a new resolution authorized by the Chautauqua County Legislature.
5. General Unobligated Fund Balance:
 - a) For the purpose of this policy, general unobligated fund balance shall consist of the Unassigned Fund Balance less any designations as footnoted in the Basic Financial Statements.
 - b) The County shall strive to maintain unobligated fund balance of not less than 5% and not more than 15% of General Fund gross revenues.
 - c) The Director of Finance shall report the amount and percentage of general unobligated fund balance to the Audit and Control Committee upon completion of the annual audit each year.
 - d) In the event that unobligated fund balance exceeds 15% of adopted budget gross revenues, the excess may be utilized for any lawful purpose approved by the County Legislature. In order to minimize the long term effect of such use, the excess should be appropriated to fund one-time expenditures which do not result in recurring operating costs, and/or be used to establish or increase reserves.
 - e) In the event that general unobligated fund balance falls below 5% of adopted budgeted gross revenues, the Budget Officer shall make a recommendation to the Audit and Control Committee to restore the balance to the minimum level in the next budget year or other appropriate period of time.

B. General Fund Five-Year Plan

Beginning in the 2006 budget year, a five-year general fund budget projection shall be completed on an annual basis that projects both expenditures and revenues. A narrative shall be attached identifying all assumptions used in calculating the projection. Additionally, this narrative shall include measures to be taken to close any budget gap that may exist.

C. Capital Projects Six-Year Plan

1. Assessment - A comprehensive capital assessment of Chautauqua County's physical infrastructure shall be completed at least every five years. This assessment shall include an evaluation of the current state and future maintenance needs and or replacement expense of all buildings, roads, bridges, airports, parks, and dams.
2. Capital Requests - Pursuant to guidelines set forth in Article 7 of the Chautauqua County Administrative Code, department heads shall present all proposed capital projects as defined in the Administrative Code.
3. Funding – In order to provide a consistent source of funding for the County's infrastructure, investment earnings accrued from the County's general fund plus investment earnings associated with cash contributed from out-of-county waste at the Landfill¹ shall be dedicated to the Capital Project Reserve. Additionally, revenue from the Motor Vehicle Registration fee shall fund County road and bridge projects.

¹Investment earnings associated with cash contributed from out-of-county waste at the Landfill shall be calculated as follows:

$$\begin{array}{r} \text{Total Monthly Investment Earnings} \\ * (\text{Month end cash balance, EL Fund} / \text{Month end cash balance, All funds}) \\ * \% \text{ of out-of-county waste from the last fully audited year} \\ = \\ \text{Investment earnings associated with cash contributed from out-of-county waste at} \\ \text{the Landfill} \end{array}$$

Effective January 1st, 2023:

Funding – In order to provide a consistent source of funding for the County’s infrastructure, investment earnings accrued from the County’s general fund shall be dedicated to the Capital Project Reserve. Additionally, revenue from the Motor Vehicle Registration fee shall fund County road and bridge projects.

4. Account closeout – No later than February 28th of every year, all open capital project accounts shall be assessed and reviewed by the Audit and Control committee. Any projects that are complete and have excess funds shall be closed out and any balances transferred to the Capital Project Reserve.
5. Planning Process – As set forth in Article 7 of the Chautauqua County Administrative Code, a Capital Projects Six-Year Plan shall be recommended by the County Planning Board, Capital Projects Committee, and County Executive on an annual basis, and shall be confirmed by the County Legislature.

D. Tax Stabilization Fund

Tax stabilization fund balance may be utilized in the tentative budget process, pursuant to New York State General Municipal Law § 6-e, in an amount not to exceed 50% of the projected current year fund balance. When the balance reaches \$250,000 or less, the entire balance may be utilized.

E. Non-Property Taxes

Non-property taxes (sales, occupancy, mortgage, motor vehicle fee) are very elastic and are dependent upon variable economic trends. It is imperative to budget these revenues with a degree of conservatism to prevent shortages due to changing economic climates. As a general guideline, these revenues shall be budgeted as the actual receipts received two years prior – e.g., the 2005 tentative budget amounts will be the actual level of receipts received in 2003. Deviations from the "two years prior" policy shall only occur based upon known factors that may considerably impact the proposed budget such as a change in tax rates, change in taxable entities, or a rapidly changing economic environment. Any deviation from policy shall be appropriately documented. ~~Occupancy tax shall have the following minimum reserves:~~

- ~~1. 3% Occupancy Tax – Tourism – \$50,000~~
- ~~2. 2% Occupancy Tax – Lakes and Waterways – \$50,000~~

F. Purposes and Use of Debt

1. Capital Financing: The County will rely on internally generated funds and/or

grants and contributions from other governments (i.e. federal, state and local) to finance its capital needs whenever available. Debt will be issued for a capital project when it is an appropriate means to achieve a fair allocation of costs between current and future beneficiaries.

2. **Asset Life:** The County will consider long-term financing for the acquisition, maintenance, replacement, or expansion of physical assets (including land) only if they have a useful life of at least five years. As a general rule, debt will not be issued for the road and bridge program, because of the recurring nature of road and bridge construction and maintenance. Debt will be used only to finance capital projects and equipment, except in the case of an emergency. County debt will not be issued for periods exceeding the useful life or average useful lives of the project or projects to be financed, as prescribed in Local Finance Law.
3. **Debt Authorization:** No County debt issued for the purpose of funding capital projects shall be authorized by the Legislature unless it has been included in the Six-Year Capital Projects Plan or until the Legislature has modified the Plan.

G. Financial Tracking System

To provide a quantitative analysis of the fiscal condition of county finances, the New York State Comptroller's Office has developed a series of fiscal indicators. The following indicators shall be computed and tracked on an annual basis upon completion of the audit of the County's basic financial statements. The final results shall be reported to the Audit and Control committee no later than September 30th.

Indicator 1: Year-End Fund Balance

1. **Assigned and Unassigned Fund Balance** – To identify the amount of fund balance that is available in the general, special revenue, and/or enterprise funds to provide a cushion for revenue shortfalls or expenditure overruns.
2. **Total Fund Balance** – To identify the amount of fund balance that is available to be used to fund operations, provide a cushion for revenue shortfalls or expenditure overruns, and/or is reserved for specific future purposes.

Indicator 2: Operating deficits

3. **Operating Deficit** – To identify local governments that are incurring operating deficits

Indicator 3: Cash Position

4. **Cash Ratio** – To identify the ability of the local government to liquidate current liabilities.
5. **Cash % of Monthly Expenditures** – To identify the ability of the local government to fund the ensuing fiscal year's operations from available cash.

Indicator 4: Use of Short-Term Debt

6. **Short-Term Debt Issuance** – To identify the amount of short-term debt that is issued to meet obligations (cash flow).
7. **Short –Term Debt Issuance Trend** – To identify the trend in the issuance of short-term debt.

Indicator 5: Fixed Costs

8. Personal Services and Employee Benefits % Revenues – To identify the amount that revenues are restricted to be used for salaries and benefits.
9. Debt service % Revenues – To identify the amount that revenues are restricted to be used for debt service expenditures.

IV. MISCELLANEOUS

A. Adoption

The County of Chautauqua Financial Management Policy shall be presented to and adopted by the Chautauqua County Legislature as official County policy by formal legislative resolution.

B. Modification and Review

These policies, along with the Chautauqua County Investment policy, shall be reviewed annually by the Finance Department, Budget Department, Legislative Financial Analyst and Legal Counsel, and the Audit and Control Committee for formal approval in June of every year. Signed: Niebel, Gould, Davis, Starks, Scudder, Harmon, Vanstrom, Muldowney, Nazzaro

RES. NO. 289-21
Amend Chautauqua County Purchasing Policy

By Administrative Services and Audit & Control Committees:

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

WHEREAS, pursuant to Section 104-b of New York State General Municipal Law (GML), the County Legislature adopted a Purchasing Policy in Resolution 182-92, as amended by Resolutions 268-93, 171-94, 124-09, 142-13, 68-14, 161-15, 230-16, 189-18 and 184-20; and

WHEREAS, the County periodically receives Community Development Block Grant Funds, and is required to comply with certain purchasing-related requirements in connection therewith; now, therefore, be it

RESOLVED, That Section 1(b) of the County Purchasing Policy established by Resolution 184-20 is amended as follows:

Purchases must also be compliant with any funding source requirements. See, for example, the requirements of Title 2: Grants and Agreements, of the Code of Federal Regulations (CFR), Part 200—Uniform Administrative Requirements, Cost Principles, and Audit requirements for Federal Awards (“Uniform Guidance”) §§200.318-200.326. Solicitations and awards for purchases to be paid for in whole or in part with Community Development Block Grant (CDBG) funds must be consistent with applicable requirements of 24 C.F.R. Part 75 “Economic Opportunities for Low- and Very-Low Income Persons”, including requirements for participation of Section 3 residents and businesses, as well as MWBE requirements.

Signed: Niebel, Davis, Vanstrom, Scudder, Harmon, Starks, Muldowney, Gould, Nazzaro

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RES. NO. 290-21

Amend 2022 Budget to Implement the Emergency Services Message Boards Project
within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

By Public Safety and Audit & Control:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the Emergency Services Message Boards project, identified as one of the priority projects recommended in Resolution 202-21, is ready to proceed and budget amendments are necessary to authorize spending for the project(s); therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Budget in order to implement the OES Message Boards project(s):

INCREASE APPROPRIATION ACCOUNTS:

A.3010.----.2	Equipment—Emergency Services	\$ 30,000
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ESTABLISH & INCREASE REVENUE ACCOUNT:

A.3010.----.R408.9ARP	Federal Aid—Oth Fed Aid: ARPA	\$ 30,000
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Signed: Whitford, Pavlock, Niebel, Harmon, Gould, Nazzaro

RES. NO. 291-21

Amend 2022 Budget to Implement the Office of Emergency Services (OES) Emergency
Medical Service (EMS) Gear Project within the Chautauqua County American Rescue
Plan Act (ARPA) Spending Plan

By Public Safety and Audit & Control:

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

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WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the OES EMS Gear project, identified as one of the priority projects recommended in Resolution 202-21, is ready to proceed and budget amendments are necessary to authorize spending for the projects; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Budget in order to implement the OES EMS Gear projects:

INCREASE APPROPRIATION ACCOUNT:

A.3989.EMS.2	Equipment—Emergency Medical Service, Fly Car & Ambulance Services	\$121,200
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ESTABLISH & INCREASE REVENUE ACCOUNT:

A.3989.EMS.R408.9ARP	Federal Aid—Oth Fed Aid: ARPA	\$121,200
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Signed: Whitford, Pavlock, Niebel, Harmon, Gould, Nazzaro

RES. NO. 292-21

Amend 2022 Budget to Implement the Emergency Services Office Upgrades Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

By Public Safety and Audit & Control:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in

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funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the Emergency Services Office Upgrades project, identified as one of the priority project(s) recommended in Resolution 202-21, is ready to proceed and budget amendments are necessary to authorize spending for the project(s); therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Budget in order to implement the OES Upgrades project(s):

ESTABLISH & INCREASE APPROPRIATION ACCOUNTS:

H.3010.14011.4	Contractual—EOC Upgrades (2022)	\$41,500
A.9950.----.9	Interfund Transfers—Transfer to Capital	<u>\$41,500</u>
	Total	\$83,000

ESTABLISH & INCREASE REVENUE ACCOUNTS:

H.3010.14011.R408.9ARP	Federal Aid—Oth Fed Aid: ARPA	\$41,500
A.9950.----.R408.9ARP	Interfund Transfers—Oth Fed Aid: ARPA	<u>\$41,500</u>
	Total	\$83,000

Signed: Whitford, Pavlock, Niebel, Harmon, Gould, Nazzaro

RES. NO. 293-21

Amend 2022 Budget to Implement the Office of Emergency Services Dive Boat Project
within the Chautauqua County American Rescue Plan Act (ARPA)
Spending Plan

By Public Safety and Audit & Control:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

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WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the OES Dive Boat project(s), identified as one (or more) of the priority project(s) recommended in Resolution 202-21, is ready to proceed and budget amendments are necessary to authorize spending for the project(s); therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Budget in order to implement the OES Dive Boat project(s):

ESTABLISH & INCREASE APPROPRIATION ACCOUNTS:

H.3010.14010.4	Contractual—Emergency Services, Dive Boat (2022)	\$135,000
A.9950.----.9	Interfund Transfers—Transfer to Capital	<u>\$135,000</u>
	Total	\$270,000

ESTABLISH & INCREASE REVENUE ACCOUNTS:

H.3010.14010.R408.9ARP	Federal Aid—Oth Fed Aid: ARPA	\$135,000
A.9950.----.R408.9ARP	Interfund Transfers—Oth Fed Aid: ARPA	<u>\$135,000</u>
	Total	\$270,000

Signed: Whitford, Pavlock, Harmon, Gould, Niebel, Nazzaro

RES. NO. 294-21

Amend 2022 Budget to Implement the Emergency Services Paving Project within the
Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

By Public Safety and Audit & Control Committees:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending

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Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the Emergency Services Paving Project, identified as one of the priority projects recommended in Resolution 202-21, is ready to proceed and budget amendments are necessary to authorize spending for the projects; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Budget in order to implement the Emergency Services Paving Project:

ESTABLISH & INCREASE APPROPRIATION ACCOUNTS:

H.3010.14012.4	Contractual— <i>EMS</i> Paving (2022)	\$250,000
H.1620.25249.4		
A.9950.----.9	Interfund Transfers—Transfer to Capital	<u>\$250,000</u>
	Total	<u>\$500,000</u>

ESTABLISH & INCREASE REVENUE ACCOUNTS:

H.3010.14012.R408.9ARP	Federal Aid—Oth Fed Aid: ARPA	\$250,000
H.1620.25249.R408.9ARP		
A.9950.----.R408.9ARP	Interfund Transfers—Oth Fed Aid: ARPA	<u>\$250,000</u>
	Total	<u>\$500,000</u>

Signed: Whitford, Pavlock, Niebel, Harmon, Gould, Nazzaro (A.C. – Amended by strike through and new account numbers added)

RES. NO. 295-21

Amend 2022 Budget to Implement the Office of Emergency Services (OES) Communications Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

By Public Safety and Audit & Control Committees:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending

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Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the Communication project, identified as one of the priority projects recommended in Resolution 202-21, is ready to proceed and budget amendments are necessary to authorize spending for the project; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Budget in order to implement the Communications project:

ESTABLISH & INCREASE APPROPRIATION ACCOUNTS:

H.3010.14009.4	Contractual—Emergency Services, Communications (2022)	\$175,000
A.9950.----.9	Interfund Transfers----Transfer to Capital	<u>\$175,000</u>
	Total	\$350,000

ESTABLISH & INCREASE REVENUE ACCOUNTS:

H.3010.14009.R408.9ARP	Federal Aid—Oth Fed Aid: ARPA	\$175,000
A.9950.----.R408.9ARP	Interfund Transfers – Oth Fed Aid: ARPA	<u>\$175,000</u>
	Total	\$350,000

Signed: Whitford, Pavlock, Niebel, Harmon, Gould, Nazzaro

RES. NO. 296-21
FY2021 State Homeland Security Program (SHSP)

By Public Safety and Audit & Control Committees:

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

WHEREAS, the Office of Emergency Services was awarded funds from the New York State Division of Homeland Security and Emergency Services in the total amount of \$170,713.00; and

WHEREAS, the grant period runs from September 1, 2021 through August 31, 2024, or as may be amended; and

WHEREAS, the expenses and revenues for the grant agreement are within the financial parameters of the proposed 2022 County Budget; now therefore be it

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

Signed: Whitford, Pavlock, Niebel, Harmon, Gould, Nazzaro

RES. NO. 297-21
Authorize Acceptance of 2022 Crimes Against Revenue Program (“CARP”) Funds

By Public Safety and Audit & Control Committees:

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

WHEREAS, the District Attorney's Office has been awarded a grant in the amount of \$65,000.00 from the New York State Department of Taxation and Finance ("DTF") pursuant to its Crimes Against Revenue Program ("CARP") for the period of January 1, 2022 through December 31, 2022; and

WHEREAS, such funds are to be utilized to develop and implement effective enforcement strategy ("strategic plan") in collaboration with the New York State DTF and other governmental agencies as appropriate, in order to detect, investigate, prosecute and deter revenue crimes; and

WHEREAS, the CARP funds are managed by the New York State Division of Criminal Justice Services (DJCS); and

WHEREAS, these funds have already been included in the 2022 Adopted Budget; therefore be it

RESOLVED, That the County of Chautauqua accepts this New York State grant to provide additional resources to the Office of the District Attorney to detect, investigate, prosecute, and deter revenue crime; and therefore be it further

RESOLVED, That the County Executive be and hereby is authorized and directed to execute necessary agreements with the State of New York DCJS to obtain these funds; and therefore be it further

RESOLVED, That any staff positions created and funded pursuant to this State program will not be continued if said program is abolished.

Signed: Whitford, Pavlock, Niebel, Harmon, Gould, Nazzaro

RES. NO. 298-21

Amend 2022 Budget to Implement the District Attorney Office Expansion Project in the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

By Public Safety and Audit & Control Committees:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators, and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

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WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the District Attorney Office Expansion is identified as one of the priority projects recommended in Resolution 202-21, has been reviewed and recommended by the Chautauqua County Planning Board, and budget amendments are necessary to authorize spending for the project; and

WHEREAS, the District Attorney Office Expansion project, including architecture, construction, equipment, and furniture will total \$70,000, with the cost broken down into the following categories: \$5,000 architecture, \$20,000 construction, \$13,000 equipment, and \$32,000 furniture; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Budget in order to implement the District Attorney Office Expansion project:

ESTABLISH & INCREASE APPROPRIATION ACCOUNTS:

H.1165.03001.4 Contractual—District Attorney Office Expansion (2022)	\$ 70,000
A.9950.----.9 Interfund Transfers----Transfer to Capital	<u>\$ 70,000</u>
Total	\$140,000

ESTABLISH & INCREASE REVENUE ACCOUNTS:

H.1165.03001.R503.1000 Interfund Transfers – Interfund Transfer	\$ 70,000
A.9950.----.R408.9 ARP Interfund Transfers – Oth Fed Aid: ARPA	<u>\$ 70,000</u>
Total	\$140,000

Signed: Whitford, Pavlock, Harmon, Niebel, Gould, Nazzaro

RES. NO. 299-21

Authorize Agreements with Various Entities for Enhanced Police Protection Services FY22

By Public Safety and Audit & Control Committees:

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

WHEREAS, various municipalities or school districts have requested the Chautauqua County Office of the Sheriff provide enhanced police services within their respective geographic boundaries during the 2022 calendar year; and

WHEREAS, the Chautauqua County Sheriff has negotiated tentative agreements with these entities for the period of January 1, 2022 through December 31, 2022 for estimated costs not to exceed amounts listed, based on an hourly rate of at least \$44.38 and a holiday hourly rate of at least \$56.11:

Town of Ripley	\$35,000
Chautauqua Lake Central School	\$ 3,000
Town of Charlotte	\$ 4,000

and;

WHEREAS, this revenue is included in the 2022 Adopted Budget so no budget amendments are needed; now therefore be it

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

Signed: Whitford, Pavlock, Niebel, Harmon, Gould, Nazzaro

RES. NO. 300-21
Amend 2021 & 2022 Budgets for Capital Projects

By Public Safety and Audit & Control Committees:

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

WHEREAS, the County established capital projects for Jail Kitchen Oven, Jail Kitchen Mixer and Meal Carts; and

WHEREAS, the actual cost of Meal Carts will be less than anticipated, and

WHEREAS, there is an additional piece of Jail kitchen equipment, a Steam Kettle, that is now urgently needed; and

WHEREAS, all of these projects encompass Jail kitchen needs; now therefore be it

RESOLVED, That the Director of Finance would consider it prudent to amend the title of Capital Account H.3150.06008 from Jail Kitchen Mixer (2021) to Jail Kitchen Equipment (2021); and be it also

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 & 2022 Adopted Capital Budgets:

INCREASE CAPITAL REVENUE ACCOUNT:

H.3150.06008.R503.1000 Interfund Transfer – Interfund Transfer \$31,697

INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.3150.06008.4 Contractual—Jail, Jail Kitchen Equipment (2021) \$31,697

DECREASE CAPITAL REVENUE ACCOUNTS:

H.3150.06007.R503.1000 Interfund Transfer – Interfund Transfer \$ 1,697

H.3150.06014.R503.1000 Interfund Transfer – Interfund Transfer \$30,000

Total: \$31,697

DECREASE CAPITAL APPROPRIATION ACCOUNTS:

H.3150.06007.4 Contractual—Jail, Jail Kitchen Oven (2021) \$ 1,697

H.3150.06014.4 Contractual—Jail, Meal Carts (2022) \$30,000

Total: \$31,697

Signed: Whitford, Pavlock, Niebel, Harmon, Gould, Nazzaro

RES. NO. 301-21
Authorize Agreements with Various Towns for Court Security Services FY22

By Public Safety and Audit & Control Committees:

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

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WHEREAS, various municipalities have requested that the Chautauqua County Office of the Sheriff provide part-time deputy sheriffs for court security detail on designated court nights; and

WHEREAS, the Chautauqua County Sheriff has negotiated tentative agreements with these townships for the period of January 1, 2022 through December 31, 2022 for estimated costs not to exceed amounts listed, based on an hourly rate of at least \$33.82:

Town of North Harmony	\$8,000
Town of Kiantone	\$7,000
Town of Mina	\$5,000
Town of Stockton	\$6,000
Town of Ellery	\$3,000
Town of Harmony	\$4,000

and;

WHEREAS, this revenue is included in the 2022 Adopted Budget so no budget amendments are needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute agreements with the above Towns for court security services as set forth above with revenues to be credited to revenue account A.3110.R226.0000.

Signed: Whitford, Pavlock, Niebel, Harmon, Gould, Nazzaro

RES. NO. 302-21

Authorize MOU with E2CCB and Chautauqua Lake Central School for Incarcerated Youth Program at the Chautauqua County Jail

By Public Safety Committee:

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

WHEREAS, Erie 2-Chautauqua-Cattaraugus BOCES (E2CCB) and Chautauqua Lake Central School have requested the continuation of an Incarcerated Youth Program at the Chautauqua County Jail in compliance with Section 7070.2 of the State Commission of Corrections enabling youth to obtain a GED while incarcerated; and

WHEREAS, E2CCB and Chautauqua Lake Central School would like to enter into a Memorandum of Understanding for the period of September 1, 2021 through June 30, 2022; and

WHEREAS, this agreement requires no cost to the County so no budget amendment is needed; now therefore be it

RESOLVED, That the County Executive is authorized to execute an agreement with Erie 2-Chautauqua-Cattaraugus BOCES and Chautauqua Lake Central School for the Incarcerated Youth Program as set forth above.

Signed: Whitford, Pavlock, Niebel

RES. NO. 303-21

Amend 2022 Budget Appropriations to Include Office of Mental Health (OMH) Workforce Block Grant Allocation

By Human Services and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Department of Mental Hygiene has been awarded an Office of Mental Health (OMH) Workforce Block Grant to be used for educational/training expenses and career development; and

WHEREAS, the grant covers the period of July 1, 2021 through December 31, 2022, and the maximum amount of funding over the term of the grant is \$70,000; and

WHEREAS, this grant funding is not included in the 2022 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute any and all 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, colleges, and universities; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.4310.----.4	Contractual—Mental Hygiene Admin	\$15,000
A.4320.----.4	Contractual—Mental Hygiene Programs	<u>\$55,000</u>
	Total	\$70,000

INCREASE REVENUE ACCOUNTS:

A.4310.----.R449.0000	Federal Aid—Federal Aid-Ment Hlth	\$15,000
A.4320.----.R449.0000	Federal Aid—Federal Aid-Ment Hlth	<u>\$55,000</u>
	Total	\$70,000

Signed: Whitney, Whitford, Lawton, Pavlock, Harmon, Gould, Niebel, Nazzaro

RES. NO. 304-21

To Amend 2022 Budget to Implement the Environmental Permit Fee Waiver Program Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

By Human Services and Audit & Control Committees:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators and several department heads worked for many months to create an ARPA Spending

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Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the Environmental Permit Fee Waiver Program project, identified as one of the priority projects recommended in Resolution 202-21, is ready to proceed, and budget amendments are necessary to authorize spending for the project; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Budget in order to implement the Environmental Permit Fee Waiver Program project:

ESTABLISH & INCREASE REVENUE ACCOUNT:

A.4090.----.R408.9ARP	Federal Aid—Oth Fed Aid: ARPA	\$120,000
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DECREASE REVENUE ACCOUNTS:

A.4090.----.R160.1FSE	Departmental Income—Fees: Public Health Food Service	\$107,000
A.4090.----.R160.1OTH	Departmental Income—Fees: Public Health Other	<u>\$ 13,000</u>
	Total	\$120,000

Signed: Whitney, Whitford, Lawton, Pavlock, Harmon, Gould, Niebel, Nazzaro

RES. NO. 305-21

Amend 2021 Budget to Implement the Strong Starts Chautauqua Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

By Human Services and Audit & Control Committees:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

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WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the Strong Starts Chautauqua project, identified as one of the priority projects recommended in Resolution 202-21, is ready to proceed, and budget amendments are necessary to authorize spending for the project; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget in order to implement the Strong Starts Chautauqua project:

ESTABLISH & INCREASE REVENUE ACCOUNT:

A.6010.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$25,300
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ESTABLISH & INCREASE APPROPRIATION ACCOUNT:

A.6010.----.4	Contractual—Social Services Admin	\$25,300
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Signed: Whitney, Whitford, Lawton, Pavlock, Harmon, Gould, Niebel, Nazzaro

RES. NO. 306-21

Amend 2022 Budget to Implement the Strong Starts Chautauqua Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

By Human Services and Audit and Control:

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

WHEREAS, President Biden signed into law the American Rescue Plan Act (ARPA) on March 11, 2021, and this legislation contains a wide array of stimulus and recovery funding designed to ensure the nation's swift economic and public health recovery from COVID-19; and

WHEREAS, Chautauqua County received an award of \$24,600,000 in ARPA funding, of which \$18,219,169 is available for general county spending based on the Treasury Department's revenue loss formula and other guidance, and the remaining \$6,380,831 in funding can only be spent on designated ARPA categories including premium pay; water, sewer, and broadband projects; and responding to the COVID-19 pandemic and its associated economic impacts; and

WHEREAS, an ARPA working group consisting of the County Executive, several legislators and several department heads worked for many months to create an ARPA Spending Plan (Plan) consisting of priority projects to address the key strategic categories as defined by the Department of Treasury, to be sustainable, and to have a County-wide impact; and

WHEREAS, the Plan, consisting of the priority projects, was thoroughly reviewed by the ARPA working group, the County Executive, and the County Legislature and was adopted pursuant to Resolution No. 202-21; and

WHEREAS, the Strong Starts Chautauqua project, identified as one of the priority projects recommended in Resolution 202-21, is ready to proceed, and budget amendments are necessary to authorize spending for the project; therefore be it

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RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2022 Adopted Budget in order to implement the Strong Starts Chautauqua project:

INCREASE REVENUE ACCOUNT:

A.6010.----.R408.9ARP Federal Aid—Oth Fed Aid ARPA Funds \$226,700

INCREASE APPROPRIATION ACCOUNT:

A.6010.----.4 Contractual—Social Services Admin \$226,700

Signed: Whitney, Whitford, Lawton, Harmon, Pavlock, Gould, Niebel, Nazzaro (H.S. Amended by Substitution)

RES. NO. 307-21

Amend Chautauqua County Health & Human Services 2021 Budget For Rollover of Community Development Block Grant - Septic and Wells Program

By Human Services and Audit & Control Committees:

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

WHEREAS, 2020 expenditures for Community Development Block Grant - Septic and Wells Program were less than expected; and

WHEREAS, 2020 revenues for the Community Development Block Grant - Septic and Wells Program were also less than expected; and

WHEREAS, activity on the project continues into 2021 and unused funds are still available as the grant is for a two year period with no requirements as to how much is to be spent per year; therefore, be it

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.4090.----.4 Contractual – Environmental Health \$25,212

INCREASE REVENUE ACCOUNT:

A.4090.----.R478.9WSA Federal Aid – Wastewater & Well Assist \$25,212

Signed: Whitney, Whitford, Lawton, Pavlock, Harmon, Gould, Niebel, Nazzaro

RES. NO. 308-21

To Accept National Association of County & City Health Officials (NACCHO) Wastewater Surveillance Mentorship Pilot Program Funding

By Human Services and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Department of Health and Human Services has been selected as one of two mentee sites for the National Association of County & City Health Officials' (NACCHO's) Wastewater Surveillance Mentorship Pilot Program; and

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WHEREAS, this mentorship program will help to ensure that local health departments have the support necessary to start or expand wastewater surveillance programs to fit their communities' needs; and

WHEREAS, NACCHO's Wastewater Surveillance Mentorship Pilot Program mentee sites will receive funding in the amount of \$11,000 for the period 11/01/21 – 07/31/22; and

WHEREAS, the purpose of the award is to support local health departments in implementing and expanding their wastewater surveillance efforts for COVID-19, and selected mentees will work with NACCHO and subject matter experts from the Centers for Disease Control and Prevention (CDC) of the U.S. Department of Health and Human Services throughout the program; now therefore be it

RESOLVED, That the County Executive is hereby authorized to enter into all agreements and execute all necessary award-related documents for the above-named award for so long as the County continues to be funded by this program; and be it further

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

Signed: Whitney, Whitford, Lawton, Pavlock, Harmon, Gould, Niebel, Nazzaro

RES. NO. 309-21

Amend Chautauqua County Health & Human Services 2021 Adopted Budget for
Contractual Costs – Nursing

By Human Services and Audit & Control Committees:

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

WHEREAS, 2021 contractual expenditures for Public Health Administration- Nursing are now projected to be in excess of the budgeted amount; and

WHEREAS, 2021 contractual expenditures for Social Services Administration are now projected to be less than the budgeted amount; now therefore be it

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.4010.NURS.4	Contractual—Public Health Admin, Nursing	\$150,000
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DECREASE APPROPRIATION ACCOUNT:

A.6010.----.4	Contractual—Social Services Admin	\$150,000
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Signed: Whitney, Whitford, Lawton, Pavlock, Harmon, Gould, Niebel, Nazzaro

RES. NO. 310-21

Amend Chautauqua County Health & Human Services 2021 Adopted Budget for
Contractual Costs – Environmental Health

By Human Services and Audit & Control Committees:

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

WHEREAS, 2021 contractual expenditures for Environmental Health are now projected to be in excess of the budgeted amount; and

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WHEREAS, 2021 contractual expenditures for Public Health Administration- Nursing and for Other Public Health Programs-Lead Testing are now projected to be less than the budgeted amount; now therefore be it

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.4090.----.4	Contractual—Environmental Health	\$20,000
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DECREASE APPROPRIATION ACCOUNTS:

A.4010.NURS.4	Contractual—Public Health Admin, Nursing	\$15,000
A.4189.LEAD.4	Contractual—Other Public Health Progs, Lead Testing	<u>\$ 5,000</u>
	Total	\$20,000

Signed: Whitney, Whitford, Lawton, Pavlock, Harmon, Gould, Niebel, Nazzaro

RES. NO. 311-21

Amend 2021 Budget – Clean Energy Community Grant (2019)

By Planning & Econ. Development and Audit & Control:

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

WHEREAS, the Department of Planning and Development was awarded the Clean Energy Community grant in 2019 through the New York State Energy Research and Development Authority (NYSERDA) in the amount of \$150,000; and

WHEREAS, a total of five projects were completed and included LED lighting upgrades to the airport tunnel, electrical vehicle purchases, electrical vehicle charging stations, Department of Public Facilities LED lighting upgrades, and airport hangar LED lighting upgrades totaling \$165,000; and

WHEREAS, the Department of Planning and Development applied for the Zero-emission Vehicle Rebate program and was awarded rebate funding through the New York State Department of Environmental Conservation (NYSDEC) in the amount of \$15,000; and

WHEREAS, the revenues and expenditures associated with the rebate and total project costs were not entirely included in the 2021 Capital Budget; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

H.8020.37005.4	Contractual – Planning, Clean Energy Comm Grant (2019)	\$15,000
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INCREASE REVENUE ACCOUNT:

H.8020.37005.R398.9000	New York State Aid – Env Facility Corp	\$15,000
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Signed: Ward, Muldowney, Lawton, Penhollow, Starks, Harmon, Gould, Niebel, Nazzaro

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RES. NO. 312-21

Authorize Agreement with Small Business Development Center at Jamestown Community College

By Planning & Economic Development and Audit & Control Committees:

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

WHEREAS, the County Department of Planning & Development is striving to increase the viability of businesses within the County by providing a technical assistance program for start-up businesses in the County, which will track and assist businesses in their early stages of development; and

WHEREAS, Jamestown Community College has an established Small Business Development Center at its Jamestown Campus, in cooperation with the State University of New York, that provides a technical assistance program; and

WHEREAS, the Chautauqua County Legislature has appropriated funds for such services in its 2022 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with the Small Business Development Center for technical assistance in the amount of \$34,653.00 for the term commencing as of January 1, 2022 through December 31, 2022.

Signed: Ward, Muldowney, Lawton, Penhollow, Starks, Harmon, Niebel, Nazzaro

RES. NO. 313-21

Authorize Agreement with the County of Chautauqua Industrial Development Agency for Business Development, Promotion, and Assistance

By Planning & Econ. Development and Audit & Control:

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

WHEREAS, the County of Chautauqua Industrial Development Agency was formed pursuant to Section 895-h of the New York State General Municipal Law to promote, develop, encourage, and assist in economic development throughout Chautauqua County; and

WHEREAS, pursuant to Article 6 and Section 6.00 of the Chautauqua County Administrative Code, the County of Chautauqua Department of Planning & Development is responsible for originating programs and activities to improve the economy of Chautauqua County by stimulating job retention, job creation and growth, and capital improvements, as well as seeking funds to be used for development and working with private interests and public agencies of all types; and

WHEREAS, the Chautauqua County Legislature has appropriated funds for such purpose in its 2022 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to enter into an agreement with the County of Chautauqua Industrial Development Agency for industrial development and promotion in the amount of \$161,107.00 for the period from January 1, 2022 through December 31, 2022.

Signed: Gould, Ward, Muldowney, Lawton, Penhollow, Starks, Harmon, Niebel, Nazzaro

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RES. NO. 314-21

Authorize Agreement with County of Chautauqua Industrial Development Agency for Attraction
and Development of Tourism Related Businesses

By Planning & Econ. Development and Audit & Control:

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

WHEREAS, Chautauqua County is known for its rural charm, agriculture, and natural amenities, and has a vibrant tourism economy; and

WHEREAS, the County unanimously adopted its County Comprehensive Plan (*Chautauqua 20/20*) in 2011 that advocates for the preservation and promotion of its natural resources; and

WHEREAS, the County has formed the Partnership for Economic Growth, that has a strong tourism-development component; and

WHEREAS, the County of Chautauqua Industrial Development Agency (“CCIDA”) and the Chautauqua County Department of Planning & Development (“CCDPD”) are working to create secondary tourism attractions and attract tourism-related businesses to take advantage of the County’s wealth of natural assets; and

WHEREAS, the Chautauqua County Legislature has appropriated funds for such services in its 2022 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with the County of Chautauqua Industrial Development Agency to provide services which will help grow existing tourism-related businesses and attract new tourism-related businesses to the County, in the amount of \$68,000.00, for the period from January 1, 2022 through December 31, 2022.

Signed: Ward, Muldowney, Lawton, Penhollow, Starks, Harmon, Gould, Niebel, Nazzaro

RES. NO. 315-21

Authorize Extension of Lease Agreement for Department of Planning & Development at the
BWB Center

By Planning & Economic Development and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Department of Planning & Development (“CCDPD”) and the Chautauqua County Industrial Development Agency (“CCIDA”) have shared office space for many years; and

WHEREAS, the County entered into a lease agreement with CCIDA for such office space at the BWB Center; and

WHEREAS, County is desirous of extending the lease agreement for an additional year upon the following terms and conditions; and

WHEREAS, the Chautauqua County Legislature has appropriated funds for this lease in its 2022 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an extension of a lease agreement with the Chautauqua County Industrial Development Agency for office space in the BWB Center on substantially the following terms and conditions:

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1. Premises: 1,900 square feet on the first floor of the BWB Center, 201 West Third Street, Jamestown, New York.
2. Rent: At \$6.58 a square foot, an annual sum not to exceed \$12,000.00 to be paid monthly at a rate of \$1,000.00 per month beginning in January 2022.
3. Utilities: Landlord to pay utilities.
4. Term: Twelve (12) months commencing on January 1, 2022 and terminating on December 31, 2022, subject to termination by prior notice.
5. Other: As negotiated by County Executive.

Signed: Ward, Muldowney, Lawton, Penhollow, Starks, Harmon, Gould, Niebel, Nazzaro

RES. NO. 316-21
Setting Salary for Coordinator of Aging Services II

By Administrative Services, Human Services, and Audit & Control Committees:

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

WHEREAS, the Director of Office for Aging Services has requested that salary be set for a new supervisory position responsible for planning and assisting in the administration of multiple programs and coordination of the various components and activities of county projects to meet the needs of the elderly, and

WHEREAS, the Human Resources Department has classified the position as Coordinator of Aging Services II and supports the request that the salary be set at CSEA 6300 grade 19, therefore be it

RESOLVED, That the title of Coordinator of Aging Services II be added to the CSEA 6300 Salary Plan at Grade 19.

Grade 19: (2021: \$25.20 - \$32.19 per hour)
(2022: \$25.96 - \$33.16 per hour)

Signed: Scudder, Davis, Vanstrom, Whitney, Pavlock, Harmon, Starks, Muldowney, Whitford, Lawton