

Agenda

Public Facilities Committee

TUESDAY – January 18, 2022, 4:00 p.m., Legislative Chambers

Livestreamed on Facebook

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (12/6/21)
- C. Privilege of the Floor
 1. Proposed Resolution – Confirm Re-Appointments – North County Industrial Water District No. 1 & North County Industrial Sewer District No. 1 Board
 2. Proposed Resolution – Amend 2022 Budget to Implement the Repair and Rehabilitation of the NCIWD#1 Water Storage Tank Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan
 3. Proposed Resolution – Authorize Supplemental Agreement No.1 with NY State DOT for Performance of Federal-Aid Project PIN 5761.82
 4. Proposed Resolution – A Resolution Authorizing the Acquisition of Various Vehicles and Equipment for the Department of Transportation in and for the County of Chautauqua, New York at a Maximum Estimated Cost of \$3,773,500 and Authorizing the Issuance of \$3,773,500 Bonds to Pay Costs Thereof.
 5. Proposed Resolution – A Resolution Authorizing \$2,450,000 Bonds of the County of Chautauqua, New York, to Finance the Cost of Improvement in Connection with the South and Center Chautauqua Lake Sewer District in and for the said County.
 6. Proposed Resolution – Reallocating Salary Grade for Working Supervisor
 7. Other

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

PMW 12/27/21

TITLE: Confirm Re-Appointments – North County Industrial Water District No. 1 & North County Industrial Sewer District No. 1 Boards

BY: Public Facilities:

AT THE REQUEST OF: Chairman Pierre E. Chagnon:

WHEREAS, the North County Industrial Water District No. 1 was created by Resolution 245-78 and North County Industrial Sewer District No. 1 was created by Resolution 246-78; and

WHEREAS, Resolutions 245-78 and 246-78 provide that the duration of the terms of the Water District and Sewer District Board Members is six (6) years; and

WHEREAS, Resolution 178-05 provides that the membership of each of the boards shall be five members; and

WHEREAS, the two Boards share the same members; and

WHEREAS, the terms of two Board members expired on December 31, 2021; and

WHEREAS, the Boards of the North County Industrial Water District No. 1 and the North County Industrial Sewer District No. 1 have recommended the following re-appointments; therefore be it

RESOLVED, That the Legislature re-appoint the following individuals to the North County Industrial Water District No. 1 and the North County Industrial Sewer District No. 1 Boards:

Juan Pagan
10764 Bennett Road
Dunkirk, NY 14048
Term Expires: 12/31/27

Brian Purol
3681 New Road
Dunkirk, NY 14048
Term Expires: 12/31/27

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2022 Budget to Implement the Repair and Rehabilitation of the NCIWD#1 Water Storage Tank Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

BY: Public Facilities 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 Repair and Rehabilitation of the North County Industrial Water District #1 (NCIWD#1) Water Storage Tank Project 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 Repair and Rehabilitation of the NCIWD#1 Water Storage Tank Project, including engineering and construction, will total \$863,000; 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 Repair and Rehabilitation of the NCIWD#1 Water Storage Tank Project:

ESTABLISH & INCREASE APPROPRIATION ACCOUNTS:

EW.8310.38001.4	Contractual—Water District, Water Tank (2022)	\$ 863,000
A.9901.----.9	Interfund Transfers—Transfer to Other Funds	<u>\$ 863,000</u>
	Total	\$1,726,000

ESTABLISH & INCREASE REVENUE ACCOUNTS:

EW.8310.38001.R503.1000	Interfund Transfers —Interfund Transfer	\$ 863,000
A.9901.----.R408.9ARP	Federal Aid – Oth Fed Aid ARPA Funds	<u>\$ 863,000</u>
	Total	\$1,726,000

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive	Date
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RESOLVED, That this Resolution shall take effect immediately and that the Director of Finance is directed to make the following changes to the 2022 Adopted Budget:

DECREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.390.4	Contractual – Capital Improvements, County Bridge Program	\$ 7,250
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DECREASE REVENUE ACCOUNT:

D.9901.9000.R503.1000	Interfund Transfer—Interfund Transfer	\$ 7,250
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INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.389.4	Contractual – Capital Improvements, Funded Bridge Program	\$55,000
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INCREASE CAPITAL REVENUE ACCOUNTS:

D.5112.389.R503.1000	Interfund Transfer—Interfund Transfer	\$ 7,250
D.5112.389.R458.9002	Federal Aid--Surface Transp Program	\$44,000
D.5112.389.R358.9003	New York State Aid--Marchiselli Funds	<u>\$ 3,750</u>
	Total	\$55,000

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

PMW 1/6/22

TITLE: A Resolution Authorizing the Acquisition of Various Vehicles and Equipment for the Department of Transportation in and for the County of Chautauqua, New York at a Maximum Estimated Cost of \$3,773,500 and Authorizing the Issuance of \$3,773,500 Bonds to Pay Costs Thereof.

BY: Public Facilities and Audit & Control:

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

WHEREAS, the Adopted 2022 Capital Budget included the acquisition of various vehicles and heavy equipment funded by Serial Bonds; therefore be it

RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Chautauqua, New York, as follows:

Section 1. The acquisition of various vehicles and equipment for the department of transportation in and for the County of Chautauqua, New York, is hereby authorized at a maximum estimated cost of \$3,773,500.

Section 2. The plan for the financing of such maximum estimated cost is by the issuance of \$3,773,500 bonds of said County hereby authorized to be issued therefor pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is three years for \$208,000 thereof, pursuant to subdivision 77 of paragraph a of Section 11.00 of the Local Finance Law; and five years for \$14,500 thereof, ten years for \$50,000 thereof, and fifteen years for \$3,501,000 thereof, each pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Chautauqua, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. There shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the Director of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

PMW 1/12/22

TITLE: A Resolution Authorizing \$2,450,000 Bonds of the County of Chautauqua, New York, to Finance the Cost of Improvement in Connection with the South and Center Chautauqua Lake Sewer District in and for the said County.

BY: Public Facilities and Audit & Control:

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

WHEREAS, the County Legislature of the County of Chautauqua, New York, has heretofore found it to be in the public interest to undertake improvement to the South and Center Chautauqua Lake Sewer District in said County; and

WHEREAS, it is now desired to provide for the financing of the improvements authorized for such District pursuant to the Local Finance Law; now, therefore,

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

Section 1. Improvements to the South and Center Chautauqua Lake Sewer District in the County of Chautauqua, New York, consisting of a diffused aeration project involving surface aeration and high efficiency blowers, all as set forth in the Map, Plan and Report prepared in connection therewith, at a maximum estimated cost of \$2,450,000, are hereby ratified and confirmed.

Section 2. The plan for the financing of such improvements shall be by the issuance of up to \$2,450,000 bonds of said County herein authorized.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Chautauqua, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. To the extent not paid from assessment and/or sewer rents in the District, all the taxable real property in said County shall be subject to the levy of ad valorem taxes sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Director of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Director of Finance shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or

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Date

2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The County has previously indicated its official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

PMW 12/27/21

TITLE: Reallocating Salary Grade for Working Supervisor

BY: Public Facilities, Administrative Services & Audit & Control:

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

WHEREAS, the Director of Public Facilities requested a review of the Working Supervisor salary grade; and

WHEREAS, the Human Resources staff reviewed the salary grade and duties currently being performed by Working Supervisor positions as compared to similar positions in that department; and

WHEREAS, the position of Working Supervisor is covered by the terms of the CSEA 6300 Agreement and is allocated to Grade 5 of the CSEA 6300 salary schedule; and

WHEREAS, the Human Resources staff has recommended that the position of Working Supervisor be increased two (2) grades on the CSEA 6300 salary schedule; and

WHEREAS, the Reallocation Committee as defined by the CSEA Unit 6300 Collective Bargaining Agreement, comprised of the County Executive, Director of Human Resources, and President of CSEA Unit 6300, met and approved the recommended grade change; and therefore be it

RESOLVED, That the title of Working Supervisor currently allocated to salary grade 5 shall be reallocated to salary grade 7.

2021 CSEA 6300 SALARY SCHEDULE

<u>Grade</u>	<u>Step 1</u>	<u>Step 2</u>	<u>Step 3</u>	<u>Step 4</u>	<u>Step 5</u>	<u>Step 6</u>	<u>Step 7</u>	<u>Step 8</u>	<u>Step 9</u>
5	16.01	16.54	17.07	17.77	18.35	18.87	19.30	19.96	20.31
7	17.01	17.54	18.07	18.87	19.30	19.96	20.58	21.10	21.50

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date