

CHAUTAUQUA COUNTY LEGISLATURE

2/23/2022

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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 WILFONG

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 1/26/2022

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.

STATE OF THE COUNTY ADDRESS

By

COUNTY EXECUTIVE WENDEL

VETO MESSAGES FROM COUNTY EXECUTIVE WENDEL

NO VETOES FROM 1/26/2022

COMMUNICATIONS:

- 1. Affidavit of Publication (2) – Re: Bond Resolution No. 31-22 (Observer and Post Journal)**
- 2. Affidavit of Publication (2) – Re: Bond Resolution No. 32-22 (Observer and Post Journal)**
- 3. Affidavit of Publication (2) – Re: Bond Resolution No. 33-22 (Observer and Post Journal)**
- 4. Letter –Department of Planning & Development – Re: Chautauqua County 2021 Agricultural District 8 Year Review and Consolidation**
- 5. Report – Department of Planning and Development – 8 Year Review of Chautauqua County Ag. Districts**
- 6. Letter –Department of Planning & Development – Re: Chautauqua County 2022 Agricultural Inclusion**
- 7. Report – Department of Planning and Development – Chautauqua County 2022 Agricultural Inclusion Period**
- 8. Report – Chautauqua County Industrial Development Agency and Chautauqua Region Economic Development Corporation – 2021 Year End Report and 2022 Work Plan**
- 9. Report – Small Business Development Center – Quarterly Report**
- 10. Report –Small Business Development Center – Business Permit Center – Quarterly Report**
- 11. Minutes – Conewango Watershed Commission – February 9, 2022 Meeting**

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LOCAL LAW INTRO. 1-22 – A Local Law Amending Local Law 7-90 Providing for a Management Salary Plan for County Officers and Employees (Re: Deputy Director of Community Mental Hygiene Services)

LOCAL LAW INTRO. 2-22 – A Local Law Amending Local Law 7-90 Providing for a Management Salary Plan for County Officers and Employees (Re: Director of Environmental Health)

RESOLUTIONS:

- 37-22 Amend 2021 Budget for Year End Reconciliations – South & Center Chautauqua Lake Sewer Districts (SCCLSD)**
- 38-22 Amend 2021 Budget for Year End Reconciliations – North Chautauqua Lake Sewer District**
- 39-22 Amend 2021 Budget for Year End Reconciliations – Portland, Pomfret, Dunkirk Sewer District**
- 40-22 Amend 2021 Budget for Year End Reconciliations – North County Industrial Water and Sewer Districts No. 1**
- 41-22 Amend 2021 Budget for Year End Reconciliations – Maintenance of Roads And Snow Removal: Co Roads (D Fund)**
- 42-22 Amend 2021 Budget for Year End Reconciliations – Public Facilities (A Fund)**
- 43-22 Amend 2021 Budget for Year End Reconciliations – Public Facilities, Road Machinery Division**
- 44-22 Amend 2021 Budget for Year End Reconciliations – County Road Fund Capital Improvements**
- 45-22 Amend 2021 Budget for Year End Reconciliations – Information Technology Services**
- 46-22 Amend 2021 Budget for Year End Reconciliations – Human Resources**
- 47-22 Amend 2021 Budget for Year End Reconciliations – Law Department**
- 48-22 Amend 2021 Budget for Year End Reconciliations – Unified Courts**
- 49-22 Amend 2021 Budget for Year End Reconciliations – County Clerk**
- 50-22 Amend 2021 Budget for Year End Reconciliations – Finance**
- 51-22 Amend 2021 Budget for Year End Reconciliations – Energy Fund**
- 52-22 Amend 2021 Budget for Year End Reconciliations – Health Insurance Fund**
- 53-22 Amend 2021 Budget for Year End Reconciliations – District Attorney-Crime Victims**
- 54-22 Amend 2021 Budget for Year End Reconciliations – Emergency Services**
- 55-22 Amend 2021 Budget for Year End Reconciliations – Office of the Sheriff**
- 56-22 Amend 2021 Budget for Year End Reconciliations – Chautauqua County Department of Mental Hygiene**
- 57-22 Amend 2021 Budget for Year End Reconciliations – Veterans Service Agency**
- 58-22 Amend 2021 Budget for Year End Reconciliations – Health and Human Services**

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- 59-22 Amend 2021 Budget for Year End Reconciliations – Planning and Economic Development**
- 60-22 Amend 2021 Capital Project Account (DPF Large Equipment)**
- 61-22 Authorize Supplemental Agreement No.2 with NY State DOT for Performance of Federal Aid Project PIN 5761.82**
- 62-22 Amend 2021 & 2022 Budgets for Grant Equipment/Supplies Revenue & Expenditures – BOARD OF ELECTIONS**
- 63-22 Amend 2022 Budget to Implement the Personal Ballistic Vests Project within The Chautauqua County American Rescue Plan Act (ARPA) Spending Plan**
- 64-22 Authorize Agreement with Town of Poland for Court Security Services FY22**
- 65-22 Amend 2022 Budget for Office of the Sheriff**
- 66-22 Authorize Lease Agreement with City of Jamestown for Office Space for the Department of Mental Hygiene**
- 67-22 Amend Chautauqua County Health & Human Services 2022 Adopted Budget For National Association of County & City Health Officials (NACCHO) Wastewater Surveillance Mentorship Pilot Program Funding**
- 68-22 Amend Chautauqua County Health & Human Services 2022 Adopted Budget for New York State Department of Health COVID 19 Vaccine Response Award**
- 69-22 Accept HUD Office of Lead Hazard Control and Healthy Homes (OLHCHH) Fiscal Year 2022 – Healthy Homes Production Grant**
- 70-22 Investment Policy for the County of Chautauqua**
- 71-22 Close Capital Projects – 2021 Year End Reconciliation**
- 72-22 Designate Chautauqua County Legislature as Lead Agency Responsible for State Environmental Quality Review (SEQR) of Proposed 2022 Agricultural District Inclusions**
- 73-22 Authorizing Public Hearing Regarding Proposed Modifications to Chautauqua County Agricultural Districts 8-Year Review and Consolidation**
- 74-22 Authorizing Public Hearing Regarding 2022 Agricultural District Inclusions**

MOTION:

- A. Opposing Senate Bill S.7855 as it Relates to the Membership of the Board of Directors Of the Western Regional Off-Track Betting Corporation**

- B. Proclaiming March 21st-25th Agricultural Literacy Week in Chautauqua County**

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.

JR 2/1/22
SMA 2/2/22
KMD 2/2/22
KLC 2/2/22
PMW 2/3/22

LOCAL LAW
INTRODUCTORY NO. 1-22
CHAUTAUQUA COUNTY

A LOCAL LAW AMENDING LOCAL LAW 7-90 PROVIDING FOR A
MANAGEMENT SALARY PLAN FOR COUNTY OFFICERS AND EMPLOYEES
(re: DEPUTY DIRECTOR OF COMMUNITY MENTAL HYGIENE SERVICES)

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 set forth in Local Law 7-90, and as amended, to set the salary for the Deputy Director of Community Mental Hygiene Services.

Section 2. Salary Levels.

The title of Deputy Director of Community Mental Hygiene Services shall be placed in Range 8 (\$63,879 - \$98,038) of the 2022 Management Salary Plan.

Section 3. Effective Date.

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

Sponsor: Legislator Scudder

JR 2/4/22
SMA 2/7/22
KMD 02/07/22
PMW 02/07/22
by SMA

LOCAL LAW
INTRODUCTORY NO. 2-22
CHAUTAUQUA COUNTY

A LOCAL LAW AMENDING LOCAL LAW 7-90 PROVIDING FOR A MANAGEMENT
SALARY PLAN FOR COUNTY OFFICERS AND EMPLOYEES
(re: DIRECTOR OF ENVIRONMENTAL HEALTH)

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 set forth in Local Law 7-90, and as amended, to set the salary range for the new title of Director of Environmental Health. The title above for which a salary range is proposed shall replace the current title of Associate Public Health Engineer at the same salary range as currently adopted in the Management Salary Plan. This amendment is necessary due to the need to staff this key administrative and policy-influencing position in accordance with the current standards as described in New York Codes, Rules and Regulations, Title 10, Sections 11.90 and 11.91 .

Section 2. Salary Levels.

Director of Environmental Health shall be placed in Range 8 (\$63,879 to \$98,038) of the 2022 Management Salary Plan, and the title of Associate Public Health Engineer eliminated from the Management Salary Plan.

Section 3. Effective Date.

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

Sponsor: Legislator Scudder

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RES. NO. 37-22

Amend 2021 Budget for Year End Reconciliations –
South & Center Chautauqua Lake Sewer Districts (SCCLSD)

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some South & Center Chautauqua Lake Sewer Districts departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; 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 ACCOUNTS:

ESS.8110.----.1	Personal Services - Administration	\$ 2,929	\$466
ESS.8130.----.1	Personal Services - Sewage Treatment	\$22,150	
ESS.8130.----.8	Employee Benefits - Sewage Treatment	<u>\$10,803</u>	
	TOTAL	\$35,882	\$33,419

DECREASE APPROPRIATION ACCOUNT:

ESS.8130.----.4	Contractual - Sewage Treatment	\$35,882	\$33,419
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Signed: Hemmer, Scudder, Parker, Niebel, Harmon, Pavlock, Wilfong (P.F. Amended by Strikethrough and new numbers indicated in italics)

RES. NO. 38-22

Amend 2021 Budget for Year End Reconciliations –
North Chautauqua Lake Sewer District

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some North Chautauqua Lake Sewer District departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; 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 ACCOUNTS:

ESN.8110.8112.4	Contractual - Administration, Administration	\$2,762	
ESN.8120.8122.4	Contractual - Sanitary Sewers, Sanitary Sewers	\$7,498	
	Personal Services - Sewage Treatment, Sewage Treatment		\$1,866
ESN.8130.8132.1			\$1,866
ESN.8130.8132.4	Contractual - Sewage Treatment, Sewage Treatment	<u>\$26,946</u>	
	Total		\$39,072

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DECREASE APPROPRIATION ACCOUNTS:

ESN.8110.8112.8	Employee Benefits - Administration, Administration	\$24,187
ESN.8120.8122.8	Employee Benefits - Sanitary Sewers, Sanitary Sewers	\$7,498
ESN.8130.8132.8	Employee Benefits - Sewage Treatment	<u>\$7,387</u>
	Total	\$39,072

Signed: Hemmer, Scudder, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 39-22

Amend 2021 Budget for Year End Reconciliations –
Portland, Pomfret, Dunkirk Sewer District

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some Portland, Pomfret, Dunkirk Sewer District departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; 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 ACCOUNTS:

ESP.8110.8114.8	Employee Benefits - Administration, Administration	\$16,136
ESP.8120.8124.1	Personal Services – Sanitary Sewers, Sanitary Sewers	<u>\$2,015</u>
	Total	\$18,151

DECREASE APPROPRIATION ACCOUNT:

ESP.8130.8134.4	Contractual – Sewage Treatment, Sewage Treatment	\$18,151
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Signed: Hemmer, Scudder, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 40-22

Amend 2021 Budget for Year End Reconciliations –
North County Industrial Water and Sewer Districts No. 1

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some North County Industrial Water District No. 1 and Sewer District No. 1 departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; 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:

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EW.8310.----.8	Employee Benefits - Water District	\$4,455
<u>DECREASE APPROPRIATION ACCOUNT:</u>		
EW.8310.----.4	Contractual - Water District	\$4,455
Signed: Hemmer, Scudder, Parker, Niebel, Harmon, Pavlock, Wilfong		

RES. NO. 41-22

Amend 2021 Budget for Year End Reconciliations –
Maintenance of Roads and Snow Removal: Co Roads (D Fund)

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some Public Facilities Snow Removal:Co Roads (D Fund) departmental expenditures have exceeded initial budgetary estimates, and some Public Facilities Maintenance of Roads (D Fund) departmental expenditures have a surplus; 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:

D.5142.----.4	Contractual - Snow Removal: Co Roads	\$150,727
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DECREASE APPROPRIATION ACCOUNT:

D.5110.----.1	Personal Services - Maintenance of Roads	\$150,727
Signed: Hemmer, Scudder, Parker, Niebel, Harmon, Pavlock, Wilfong		

RES. NO. 42-22

Amend 2021 Budget for Year End Reconciliations –
Public Facilities (A Fund)

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some Public Facilities (A Fund) departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; 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 ACCOUNTS:

A.1440.----.1	Personal Services - Engineers	\$2,797
A.1440.----.8	Employee Benefits - Engineers	\$20,396
A.1620.----.4	Contractual - Building & Grounds	\$3,784
A.1620.6050.4	Contractual - Building & Grounds, DMV-Dunkirk	\$550
A.1620.6080.4	Contractual - Building & Grounds, North Co Office Building	\$4,127

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A.1620.7010.4	Contractual - Building & Grounds, South Co Office Building	\$6,436
A.5610.5610.4	Contractual - Chautauqua County Airport, Jamestown Airport	\$50,425
A.5610.5612.4	Contractual - Chautauqua County Airport, Dunkirk Airport	\$24,624
A.5630.5625.1	Personal Services - Bus Operations, CARTS	\$4,945
A.5630.5625.4	Contractual - Bus Operations, CARTS	\$7,335
A.5630.5631.4	Contractual - Bus Operations, SUNY	\$22,600
A.7110.----.1	Personal Services - Parks	\$5,766
A.7110.----.4	Contractual - Parks	<u>\$2,105</u>
	Total	\$155,890

DECREASE APPROPRIATION ACCOUNTS:

A.5610.5610.1	Personal Services - Chautauqua County Airport, Jamestown Airport	\$53,869
A.5610.5610.8	Employee Benefits - Chautauqua County Airport, Jamestown Airport	\$22,212
A.5610.5612.1	Personal Services - Chautauqua County Airport, Dunkirk Airport	\$33,261
A.5612.5612.8	Employee Benefits - Chautauqua County Airport, Dunkirk Airport	<u>\$23,948</u>
	Total	\$133,290

INCREASE REVENUE ACCOUNTS:

A.5630.5631.R178.9000	Departmental Income-Oth Transportation Income	\$1,184
A.5630.5631.R358.9000	New York State Aid-Transportation	<u>\$21,416</u>
	Total	\$22,600

Signed: Hemmer, Scudder, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 43-22

Amend 2021 Budget for Year End Reconciliations –
Public Facilities, Road Machinery Division

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some Department of Public Facilities, Road Machinery Division departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Public Facilities, Road Machinery Division has received revenues in excess of budget; and

WHEREAS, the net amendments to Public Facilities, Road Machinery Division expenditures require the use of DM Fund Balance; now therefore be it

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

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INCREASE THE USE OF FUND BALANCE:

DM.-----915.0000	Unassigned Fund Balance--Assigned Fund Balance Unappropriated	\$72,839
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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 2021 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

DM.5130.----.4	Contractual - Road Machinery	\$232,907
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DECREASE APPROPRIATION ACCOUNTS:

DM.5130.----.1	Personal Services - Road Machinery	\$19,678
DM.5130.----.2	Equipment - Road Machinery	\$30,656
DM.5130.----.8	Employee Benefits - Road Machinery	<u>\$54,820</u>
	Total	\$105,154

INCREASE REVENUE ACCOUNTS:

DM.5130.----.R230.0DIE	Shared Services-Chrgs: Diesel	\$6,117
DM.5130.----.R230.0GAS	Shared Services-Chrgs: Municipal Gas	\$24,786
DM.5130.----.R265.0000	Sale of Property/Compensa-Sale of Scrap Sale of Property/Compensa-Insurance	\$14,203
DM.5130.----.R268.0000	Recoveries	\$2,729
DM.5130.----.R270.1000	Miscellaneous-Refunds: Prior Year Exp	\$12,954
DM.5130.----.R277.0000	Miscellaneous-Other Unclassified Rev	\$17
DM.5130.----.R280.1GAS	Miscellaneous-Interfund Rev: Gas	\$60,710
DM.5130.----.R280.1000	Interfund Revenues-Interfund Revenues	<u>\$6,731</u>
	Total	\$128,247

DECREASE REVENUE ACCOUNTS:

DM.5130.----.R230.0MEC	Shared Services-Chrgs: Mechanic Services	\$3,584
DM.5130.----.R240.1000	Use of Money & Property-Intrest & Earnings	\$64,260
DM.5130.----.R280.1DIE	Miscellaneous-Interfund Rev: Diesel	<u>\$5,489</u>
	Total	\$73,333

Signed: Hemmer, Scudder, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 44-22
Amend 2021 Budget for Year End Reconciliations –
County Road Fund Capital Improvements

By Public Facilities and Audit & Control Committees:

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

WHEREAS, some amendments to the 2021 Adopted Budget did not result in a local share of zero within the Funded Bridge Program sub-department, and did not

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properly account for the interfund transfers associated with said amendments; 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:

A.9901.9000.9	Interfund Transfers - Transfer to Other Funds, Trans Co Road Suppl (A-D)	\$1,250
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DECREASE APPROPRIATION ACCOUNT:

A.9950.----.9	Interfund Transfers - Transfer to Capital	\$1,250
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INCREASE REVENUE ACCOUNT:

D.5112.389.R503.1000	Interfund Transfers-Interfund Transfer	\$73,959
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DECREASE REVENUE ACCOUNT:

D.9901.9000.R503.1000	Interfund Transfers-Interfund Transfer	\$73,959
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Signed: Hemmer, Scudder, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 45-22

Amend 2021 Budget for Year End Reconciliations –
Information Technology Services

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Information Technology Services departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; 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 ACCOUNTS:

A.1650.----.1	Personal Services - COMMUNICATIONS SYSTEM	\$113
A.1650.----.4	Contractual - COMMUNICATIONS SYSTEM	\$1,816
A.1680.----.8	Employee Benefits - INFORMATION TECHNOLOGY	<u>\$33,883</u>
	Total	\$35,812

DECREASE APPROPRIATION ACCOUNTS:

A.1610.----.8	Employee Benefits - OFFICE SERVICES	\$12,728
A.1650.----.8	Employee Benefits - COMMUNICATIONS SYSTEM	\$1,540
A.1680.----.1	Personal Services - INFORMATION TECHNOLOGY	\$3,444
A.1680.----.4	Contractual - INFORMATION TECHNOLOGY	\$11,464
A.1680.GIS.4	Contractual - INFORMATION TECHNOLOGY, GEOGRAPHIC INFO SYSTEM	<u>\$6,636</u>
	Total	\$35,812

Signed: Scudder, Muldowney, Parker, Niebel, Harmon, Pavlock, Wilfong

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RES. NO. 46-22

Amend 2021 Budget for Year End Reconciliations – Human Resources

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Human Resources departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; 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 ACCOUNTS:

A.1430.----.8	Employee Benefits - Human Resources	\$21,246
	Personal Services - Human Resources, Countywide Employee	
A.1430.COEM.1	Exps	\$2,176
A.1430.COEM.4	Contractual - Human Resources, Countywide Employee Exps	<u>\$1</u>
	Total	\$23,423

DECREASE APPROPRIATION ACCOUNTS:

A.1430.----.1	Personal Services - Human Resources	\$2,176
A.1430.----.4	Contractual - Human Resources	<u>\$21,247</u>
	Total	\$23,423

Signed: Scudder, Muldowney, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 47-22

Amend 2021 Budget for Year End Reconciliations – Law Department

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Law Department expenses and revenues have exceeded initial budgetary estimates, as well as some appropriations have a surplus; therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

A.1420.----.8	Employee Benefits – County Attorney	\$8,478
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DECREASE APPROPRIATION ACCOUNTS:

A.1420.----.1	Personal Services – County Attorney	\$ 880
A.1420.----.4	Contractual – County Attorney	<u>\$4,183</u>
	Total	\$5,063

INCREASE REVENUE ACCOUNTS:

A.1420.----.R270.1000	Miscellaneous – Refunds: Prior Yr Exp	\$2,177
A.1310.9999.R111.0000	Non Prop Tax Items – Sales Tax	<u>\$1,238</u>
	Total	\$3,415

Signed: Scudder, Muldowney, Parker, Niebel, Harmon, Pavlock, Wilfong

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RES. NO. 48-22

Amend 2021 Budget for Year End Reconciliations – Unified Courts

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Unified Courts departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the county has received sales tax revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.1162.1125.4	Contractual - Unified Court Costs, Indigent Services- Child Custody	\$4,000
A.1162.1135.4	Contractual - Unified Court Costs, Supreme Court	\$410
A.1162.1140.4	Contractual - Unified Court Costs, Family Court	\$784
A.1162.1145.4	Contractual - Unified Court Costs, Surrogate Court	\$164
A.1162.1160.4	Contractual - Unified Court Costs, Court Library	<u>\$34</u>
	Total	\$5,392

DECREASE APPROPRIATION ACCOUNT:

A.1162.1180.4	Contractual - Unified Court Costs, Justices & Constables	\$930
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INCREASE REVENUE ACCOUNT:

A.1310.9999.R111.0000	Non Property Tax Items-Sales Tax Signed: Scudder, Muldowney, Parker, Niebel, Harmon, Pavlock, Wilfong	\$4,462
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RES. NO. 49-22

Amend 2021 Budget for Year End Reconciliations – County Clerk

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some County Clerk departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; 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 ACCOUNTS:

A.1410.----.2	Equipment - County Clerk	\$833
A.1410.----.4	Contractual - County Clerk	\$3,332
A.1410.1411.4	Contractual - County Clerk, Motor Vehicles	\$752
A.1460.----.8	Employee Benefits - Records Management	<u>\$625</u>
	Total	\$5,542

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DECREASE APPROPRIATION ACCOUNTS:

A.1410.----.1	Personal Services - County Clerk	\$4,165
	Personal Services - County Clerk, Motor	
A.1410.1411.1	Vehicles	\$752
A.1460.----.4	Contractual - Records Management	<u>\$625</u>
	Total	\$5,542

Signed: Scudder, Muldowney, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 50-22

Amend 2021 Budget for Year End Reconciliations – Finance

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Finance departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Finance Department has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.1330.----.1	Personal Services - Real Property Tax	\$ 5,056
A.1330.----.2	Equipment - Real Property Tax	\$ 13,851
A.1985.----.4	Contractual - Municipal Sales Tax	<u>\$4,353,431</u>
		\$ 5,884,946
A.2490.----.4	Contractual - Community College Tuition	\$ <u>48,532</u>
	Total	\$4,420,870
		\$ 5,952,385

DECREASE APPROPRIATION ACCOUNTS:

A.1362.----.4	Contractual - Tax Advertising & Expense	\$18,907
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INCREASE REVENUE ACCOUNTS:

A.1310.9999.R111.0000	Non Prop Tax Items-Sales Tax	\$ 48,532
A.1985.----.R111.0MUN	Non Prop Tax Items-Sales Tax- MUNI Make Whole	<u>\$4,353,431</u>
		\$ 5,884,946
	Total	\$4,401,963
		\$ 5,933,478

Signed: Scudder, Muldowney, Parker, Niebel, Harmon, Pavlock, Wilfong (A.S.)

Amended by strikethrough and new numbers indicated in italics)

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RES. NO. 51-22

Amend 2021 Budget for Year End Reconciliations – Energy Fund

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Finance departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; 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 ACCOUNTS:

EE.8410.----.4	Contractual - Energy Generation	\$17,863
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DECREASE APPROPRIATION ACCOUNTS:

EE.9710.----.7	Interest - Debt Service/Serial Bonds	\$17,863
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Signed: Scudder, Muldowney, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 52-22

Amend 2021 Budget for Year End Reconciliations – Health Insurance Fund

By Administrative Services and Audit & Control Committees:

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

WHEREAS, some Finance departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Finance Department has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

M.1910.----.4	Contractual - Administration	\$ 1,384
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M.1930.----.4	Contractual - Judgements & Claims	510,287
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M.9089.8000.4	Contractual - Undistributed Benefits-Benefits Surcharge	214,008
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Total		\$ 725,679
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DECREASE APPROPRIATION ACCOUNTS:

M.9089.8000.8	Employee Benefits-Undistributed Benefits-Benefit Surcharge	\$11,974
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INCREASE REVENUE ACCOUNTS:

M.9060.9999.R270.9001	Departmental Income-Employer Pd Prem-County	\$255,164
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M.9060.9999.R270.1000	Miscellaneous-Refunds: Prior Yr Exp	296,972
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M.9089.8000.R270.9002	Departmental Income-Employer Pd Prem-Retiree	25,876
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M.9089.8000.R270.9004	Departmental Income-Retiree Contributions	135,693
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Total		\$713,705
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Signed: Scudder, Muldowney, Parker, Niebel, Harmon, Pavlock, Wilfong

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RES. NO. 53-22

Amend 2021 Budget for Year End Reconciliations – District Attorney-Crime Victims

By Public Safety and Audit & Control Committees:

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

WHEREAS, some District Attorney-Crime Victims departmental expenditures have exceeded initial budgetary estimates; and

WHEREAS, the District Attorney-Crime Victims has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.1165.1169.1	Personal Services - District Attorney-Crime Victims	\$1,000
A.1165.1169.8	Employee Benefits - District Attorney-Crime Victims	\$6,000
	Total	\$7,000

INCREASE REVENUE ACCOUNTS:

A.1165.1169.R308.9003	New York State Aid-OTH ST AID: CRIME VICTIMS	\$1,400
A.1165.1169.R408.9003	Federal Aid-OTH FED AID CRIME VICTIMS	\$5,600
	Total	\$7,000

Signed: Niebel, Bankoski, Whitford, Hemmer, Proctor, Harmon, Pavlock, Wilfong

RES. NO. 54-22

Amend 2021 Budget for Year End Reconciliations – Emergency Services

By Public Safety and Audit & Control Committees:

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

WHEREAS, some Emergency Services departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Emergency Services Department has received revenues in excess of budget, as well as some revenues were less than 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 ACCOUNTS:

A.3010.----.2	Equipment - Emergency Services	\$3,276
A.3010.----.8	Employee Benefits - Emergency Services	\$8,478
A.3625.----.4	Contractual - Technical Rescue Team	\$4,741
A.3625.----.8	Employee Benefits - Technical Rescue Team	\$277
A.3640.----.8	Employee Benefits - Hazardous Materials	\$4,140
A.3989.----.1	Personal Services - Emergency Medical Service	\$167
A.3989.----.8	Employee Benefits - Emergency Medical Service	\$13,038
A.3989.EMS.1	Personal Services - Emergency Medical Service, Fly Car & Ambulance Services	\$100,379

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A.3989.EMS.4	Contractual - Emergency Medical Service, Fly Car & Ambulance Services	\$36,918
A.3989.EMT.1	Personal Services - Emergency Medical Service, EMT/CPR Training	<u>\$469</u>
	Total	\$171,883
<u>DECREASE APPROPRIATION ACCOUNTS:</u>		
A.3010.----.1	Personal Services - Emergency Services	\$1,988
A.3010.----.4	Contractual - Emergency Services	\$10,083
A.3410.3412.4	Contractual - Basic Fire Academy, Fire Board	\$2,290
A.3625.----.1	Personal Services - Technical Rescue Team	\$1,076
A.3625.----.2	Equipment - Technical Rescue Team	\$7,700
A.3640.----.1	Personal Services - Hazardous Materials	\$656
A.3640.----.2	Equipment - Hazardous Materials	\$94,000
A.3640.----.4	Contractual - Hazardous Materials	\$43,027
A.3989.----.4	Contractual - Emergency Medical Service	\$2,272
A.3989.CME.1	Personal Services - Emergency Medical Service, Continuing Medical Education	\$5,542
A.3989.CME.4	Contractual - Emergency Medical Service, Continuing Medical Education	\$361
A.3989.CME.8	Employee Benefits - Emergency Medical Service, Continuing Medical Education	\$2,497
A.3989.EMS.8	Employee Benefits - Emergency Medical Service, Fly Car & Ambulance Services	\$18,656
A.3989.EMT.4	Contractual - Emergency Medical Service, EMT/CPR Training	\$2,534
A.3989.EMT.8	Employee Benefits - Emergency Medical Service, EMT/CPR Training	<u>\$571</u>
	Total	\$193,253
<u>INCREASE REVENUE ACCOUNTS:</u>		
A.3010.----.R268.0000	Sale of Property/Compensa-Insurance Recoveries	\$3,275
A.3010.----.R270.1000	Miscellaneous-Refunds: Prior YR Exp	\$2,508
A.3010.----.R430.5001	Federal Aid-Emergency Mgt Assistance	\$54,029
A.3010.----.R430.5003	Federal Aid-CDC-Bioterrorism Grant	\$9,026
A.3989.----.R270.1000	Miscellaneous-Refunds: Prior YR Exp	\$403
A.3989.----.R277.0000	Miscellaneous-Other Unclassified Rev	\$898
A.3989.CME.R270.1000	Miscellaneous-Refunds: Prior YR Exp	\$699
A.3989.EMS.R266.5000	Sale of Property/Compensa-Sale of Equipment	\$19,100
A.3989.EMS.R268.0000	Sale of Property/Compensa-Insurance Recoveries	\$2,263
A.3989.EMS.R270.1000	Miscellaneous-Refunds: Prior YR Exp	\$3,753
A.3989.EMT.R270.1000	Miscellaneous-Refunds: Prior YR Exp	\$1,108
A.1310.9999.R111.0000	Non Property Tax Items-Sales Tax	<u>\$39,655</u>
	Total	\$136,717

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DECREASE REVENUE ACCOUNTS:

A.3640.----.R430.5004	Federal Aid-Homeland Security	\$125,032
A.3010.----.R430.5004	Federal Aid-Homeland Security	<u>\$33,055</u>
	Total	\$158,087

Signed: Niebel, Bankoski, Whitford, Hemmer, Proctor, Harmon, Pavlock, Wilfong

RES. NO. 55-22

Amend 2021 Budget for Year End Reconciliations – Office of the Sheriff

By Public Safety and Audit & Control Committees:

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

WHEREAS, some Sheriff’s Office departmental expenditures have exceeded initial budgetary estimates; and

WHEREAS, the Sheriff’s Office has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.3020.DISP.1	Personal Services - Publ Safety Communication-Consolidated Dispatching	\$54,819
A.3020.DISP.8	Employee Benefits - Publ Safety Communication-Consolidated Dispatching	\$16,370
A.3020.TECH.4	Contractual - Publ Safety Communication-Technical Services	\$1,531
A.3020.TECH.8	Employee Benefits - Publ Safety Communication-Technical Services	\$3,380
A.3110.----.1	Personal Services - Sheriff	\$6,398
A.3110.----.2	Equipment - Sheriff	\$10,878
A.3110.----.4	Contractual - Sheriff	\$103,821
A.3110.----.8	Employee Benefits - Sheriff	\$242,208
A.3150.----.4	Contractual - Jail	\$76,242
A.3150.----.8	Employee Benefits - Jail	\$140,829
A.3189.3111.4	Contractual - Other Law Enforcement - Navigation	\$1,282
A.3189.3112.1	Personal Services - Other Law Enforcement - Snowmobile	\$11,079
A.3189.3112.8	Employee Benefits - Other Law Enforcement - Snowmobile	<u>\$10,934</u>
	Total	\$679,771

INCREASE REVENUE ACCOUNT:

A.3150.----.R226.0MHS	Shared Services-Chrgs: Oth Gov-Marsh Hous	\$679,771
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Signed: Niebel, Bankoski, Whitford, Hemmer, Proctor, Harmon, Pavlock, Wilfong

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RES. NO. 56-22

Amend 2021 Budget for Year End Reconciliations – Chautauqua County Department of
Mental Hygiene

By Human Services and Audit & Control Committees:

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

WHEREAS, some of Chautauqua County Department of Mental Hygiene’s
departmental expenditures have exceeded initial budgetary estimates, as well as some
appropriations have a surplus; 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:

A.4320.----.2	Equipment - Mental Hygiene Programs	\$122,246
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DECREASE APPROPRIATION ACCOUNT:

A.4320.----.4	Contractual - Mental Hygiene Programs	\$122,246
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Signed: Pavlock, Rankin, Whitford, Proctor, Torres, Niebel, Harmon, Wilfong

RES. NO. 57-22

Amend 2021 Budget for Year End Reconciliations – Veterans Service Agency

By Human Services and Audit & Control Committees:

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

WHEREAS, some Veterans Service Agency departmental expenditures have
exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the county has received sales tax revenues in excess of budget; now
therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.6510.----.4	Contractual - Veterans Service Agency	\$1,198
	Employee Benefits - Veterans Service Agency	
A.6510.----.8		<u>\$14,942</u>
	Total	\$16,140

DECREASE APPROPRIATION ACCOUNT:

A.6510.----.1	Personal Services - Veterans Service Agency	\$5,856
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INCREASE REVENUE ACCOUNT:

A.1310.9999.R111.0000	Non Property Tax Items-Sales Tax	\$10,284
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Signed: Pavlock, Rankin, Whitford, Proctor, Torres, Niebel, Harmon, Wilfong

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RES. NO. 58-22

Amend 2021 Budget for Year End Reconciliations – Health and Human Services

By Human Services and Audit & Control Committees:

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

WHEREAS, some Health and Human Services departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, Health and Human Services has received revenues in excess of budget; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

A.1185.----.1	Personal Services - MED EXAMINERS & CORONERS	\$4,734
A.1185.----.4	Contractual - MED EXAMINERS & CORONERS	\$24,803
A.1185.----.8	Employee Benefits - MED EXAMINERS & CORONERS	\$5,932
A.2960.ADMN.8	Employee Benefits - EDUC: HANDICAPPED CHILDREN, ADMINISTRATION	\$3,989
A.4010.----.1	Personal Services - PUBLIC HEALTH ADMIN	\$20,740
A.4010.NURS.4	Contractual - PUBLIC HEALTH ADMIN, NURSING	\$107,670
A.4017.JAIL.1	Personal Services - CLINICS, JAIL	\$23,863
A.4017.JAIL.4	Contractual - CLINICS, JAIL	\$43,467
A.4017.JAIL.8	Employee Benefits - CLINICS, JAIL	\$35,544
A.4059.----.1	Personal Services - EARLY INTERVENTION PROGRAM	\$10,613
A.4090.----.1	Personal Services - ENVIRONMENTAL HEALTH	\$8,161
A.4090.----.2	Equipment - ENVIRONMENTAL HEALTH	\$1,997
A.6010.----.8	Employee Benefits - SOCIAL SERVICES ADMIN	\$25,565
A.6055.----.4	Contractual - DAY CARE	\$54,492
A.6070.----.4	Contractual - SERVICES FOR RECIPIENTS	\$36,620
A.6119.----.4	Contractual - CHILD CARE (FOSTER/INST)	\$841,776
A.6141.----.4	Contractual - HOME ENERGY ASSIST PROG	\$58,916
A.7310.----.4	Contractual - YOUTH PROGRAMS	\$1,816
	Total	<u>\$1,310,698</u>

DECREASE APPROPRIATION ACCOUNTS:

A.4010.----.4	Contractual - PUBLIC HEALTH ADMIN	\$170,816
A.4010.----.8	Employee Benefits - PUBLIC HEALTH ADMIN	\$16,714
A.4010.NURS.1	Personal Services - PUBLIC HEALTH ADMIN, NURSING	\$45,964
A.4010.NURS.8	Employee Benefits - PUBLIC HEALTH ADMIN, NURSING	\$28,751
A.4090.----.4	Contractual - ENVIRONMENTAL HEALTH	\$8,161

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A.4189.LEAD.1	Personal Services - OTHER PUBLIC HEALTH PROGS, LEAD TESTING	\$1,997
A.6010.----.1	Personal Services - SOCIAL SERVICES ADMIN	\$13,986
A.6129.----.4	Contractual - STATE TRAINING SCHOOL	\$511,375
	Total	\$797,764

INCREASE REVENUE ACCOUNTS:

A.1185.----.R345.0000	New York State Aid-OTHER PUBLIC HEALTH Departmental Income-INCENTIVE	\$5,124
A.6010.----.R181.1000	EARNINGS	\$25,565
A.6055.----.R465.5000	Federal Aid—CHILD ASSISTANCE	
A.6070.----.R467.0000	Federal Aid SERVICES FOR RECIPIENTS Departmental Income-Repay: Family	\$36,620
A.6109.----.R180.9000	Assistance	\$6,589
A.6141.----.R464.1000	Federal Aid-HEAP	\$437,220
A.7310.----.R382.0000	New York State Aid-YOUTH PROGRAMS	\$1,816
	Total	\$512,934

Signed: Pavlock, Rankin, Whitford, Proctor, Torres, Niebel, Harmon, Wilfong (H.S.
Amended by change in account information)

RES. NO. 59-22

Amend 2021 Budget for Year End Reconciliations – Planning and Economic
Development

By Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, some Planning and Economic Development departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; 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 ACCOUNTS:

A.8020.----.8	Employee Benefits - Planning	\$7,198
	Employee Benefits – Planning, Watershed	
A.8020.WTRS.8	Administration	\$403
	Total	\$7,601

DECREASE APPROPRIATION ACCOUNTS:

A.8020.----.4	Contractual - Planning	\$7,198
	Contractual – Planning, Watershed	
A.8020.WTRS.4	Administration	\$403
	Total	\$7,601

Signed: Muldowney, Harmon, Rankin, Lawton, Wilfong, Penhollow, Niebel, Pavlock

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RES. NO. 60-22

Amend 2021 Capital Project Account (DPF Large Equipment)

By Public Facilities and Audit & Control Committees:

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

WHEREAS, funds realized from the sale of surplus equipment will generate a surplus to the DPF Large Equipment revenue account; and

WHEREAS, additional funds are needed to complete large equipment purchases; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT

H.5130.626.4 Contractual-Road Machinery, DPF Large Equipment (Annual) \$58,120

INCREASE REVENUE ACCOUNT:

H.5130.626.R266.5000 Sale of Property/Compensa--Sale of Equipment \$58,120

Signed: Hemmer, Scudder, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 61-22

Authorize Supplemental Agreement No.2 with NY State DOT for Performance of Federal Aid Project PIN 5761.82

By Public Facilities and Audit & Control Committees:

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

WHEREAS, pursuant to Resolutions 161-17, 68-21 and 18-22, the Chautauqua County Legislature approved the Replacement of County Bridge 1082, Foote Ave (the Project) and committed to \$340,000 to cover 100% of the Project's Preliminary Engineering Design I-VI and Right-of-Way Incidental Phases; and

WHEREAS, the New York State Department of Transportation has issued Supplemental Agreement No. 2, with funding under title 23 U.S. Code, for the Construction/Construction Inspection Phases, which now calls for the apportionment of the costs of such program, now estimated to be \$2,470,000, to be \$1,976,000 Federal Funds, \$304,500 State Marchiselli funds, and \$189,500 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 5761.82; and

WHEREAS, the local share is now calculated to increase by \$167,250; 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

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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

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 2022 Adopted Budget:

DECREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.390.4	Contractual – Capital Improvements, County Bridge Program	\$ 167,250
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DECREASE REVENUE ACCOUNT:

D.9901.----.R503.1000	Interfund Transfer—Interfund Transfer	\$167,250
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INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.389.4	Contractual – Capital Improvements, Funded Bridge Program	\$2,130,000
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INCREASE CAPITAL REVENUE ACCOUNTS:

D.5112.389.R503.1000	Interfund Transfer—Interfund Transfer	\$167,250
D.5112.389.R458.9002	Federal Aid--Surface Transp Program	\$1,704,000
D.5112.389.R358.9003	New York State Aid--Marchiselli Funds	\$ 258,750
	Total	\$2,130,000

Signed: Hemmer, Scudder, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 62-22

Amend 2021 & 2022 Budgets for Grant Equipment/Supplies Revenue & Expenditures –
BOARD OF ELECTIONS

By Administrative Services and Audit & Control Committees:

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

WHEREAS, purchase orders for grant-funded equipment/supplies were prepared in 2021 for the Board of Elections, but the purchases were not completed in 2021; and

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WHEREAS, 2021 revenue for the Board of Elections is short of budget because grant revenue could not be earned since corresponding equipment/supplies was not purchased; and

WHEREAS, the 2021 expenditure budget for the equipment/supplies was encumbered so it automatically rolled forward into the 2022 budget, but the corresponding revenue budget for the equipment/supplies did not automatically roll forward into the 2022 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:

DECREASE REVENUE ACCOUNT:

A.1450.----.R308.9007 NYS Aid – Other St Aid: Elections Grt \$180,323

DECREASE EXPENDITURE ACCOUNT:

A.1450.----.4 Contractual - Board of Elections \$17,430

; 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 REVENUE ACCOUNT:

A.1450.----.R308.9007 NYS Aid – Other St Aid: Elections Grt \$180,323

INCREASE EXPENDITURE ACCOUNT:

A.1450.----.4 Contractual - Board of Elections \$17,430

Signed: Scudder, Muldowney, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 63-22

Amend 2022 Budget to Implement the Personal Ballistic Vests 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 Plan (Plan) consisting of priority projects to address the key strategic categories

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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 Personal Ballistic Vests 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 Personal Ballistic Vests project:

INCREASE APPROPRIATION ACCOUNT:

A.3110.----.4 Contractual—Sheriff
\$30,000

INCREASE REVENUE ACCOUNT:

A.3110.----.R408.9ARP Federal Aid—Oth Fed Aid ARPA Funds
\$30,000

Signed: Niebel, Bankoski, Whitford, Hemmer, Proctor, Harmon, Pavlock, Wilfong

RES. NO. 64-22

Authorize Agreement with Town of Poland for Court Security Services FY22

By Public Safety and Audit & Control Committees:

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

WHEREAS, the Town of Poland has 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 a tentative agreement with this township for the period of January 1, 2022 through December 31, 2022 for an estimated cost not to exceed \$7,000, based on an hourly rate of at least \$33.82; and

WHEREAS, this is a new contract and the revenue from this agreement is not included in the 2022 Adopted Budget; and

WHEREAS, additional appropriations are needed to carry out the agreement; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with the Town of Poland for Court Security Services as set forth above; and be it further

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

DECREASE THE USE OF FUND BALANCE:

A.----.----.917.0000 Unassigned Fund Balance—Unassigned Fund Balance \$7,000

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; and be it further

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

INCREASE REVENUE ACCOUNT:

A.1162.1110.R226.0000 Shared Services – Chrgs: Oth Gov-Pub Safety \$7,000
Signed: Niebel, Bankoski, Whitford, Hemmer, Proctor, Harmon, Pavlock, Wilfong

RES. NO. 65-22

Amend 2022 Budget for Office of the Sheriff

By Public Safety and Audit & Control Committees:

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

WHEREAS, the Office of the Sheriff has an urgent need to replace the water softener in the Jail; and

WHEREAS, the Office of the Sheriff anticipates a corresponding savings in other expense accounts; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

A.3150.----.2 Equipment – Jail \$7,090

DECREASE APPROPRIATION ACCOUNT:

A.3150.----.4 Contractual – Jail \$7,090
Signed: Niebel, Bankoski, Whitford, Hemmer, Proctor, Harmon, Pavlock, Wilfong

RES. NO. 66-22

Authorize Lease Agreement with City of Jamestown for Office Space for the Department of Mental Hygiene

By Human Services and Audit & Control Committees:

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

WHEREAS, the County of Chautauqua desires to renew the lease of approximately 9,299 square feet of office space on the fifth floor of the City of Jamestown Municipal Building, 200 East Third St, Jamestown, New York for use by the Chautauqua County Department of Mental Hygiene; and

WHEREAS, rent for the one year extension term will remain at the \$14.60 per square foot rate in effect during 2021, and 2022 rent is included in the 2022 adopted budget; therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute a lease agreement with the City of Jamestown upon the following terms and conditions:

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- 1) Premises. Approximately 9,299 square feet of office space on the fifth floor of the City of Jamestown Municipal Building, 200 East Third Street, Jamestown, New York.
- 2) Term. January 1, 2022 through December 31, 2022.
- 3) Rent. January 1, 2022 through December 31, 2022 – approximately \$14.60 per square foot per year, to be paid at a rate of Eleven Thousand Three Hundred Thirteen Dollars and 67/100 (\$11,313.67) per month.
- 4) Utilities. Landlord shall be responsible for all utilities, including heat, except County shall be responsible for phone and Internet service.
- 5) Other. As negotiated by the County Executive.

Signed: Pavlock, Rankin, Whitford, Proctor, Torres, Niebel, Harmon, Wilfong

RES. NO. 67-22

Amend Chautauqua County Health & Human Services 2022 Adopted Budget for 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, Chautauqua County was awarded National Association of County & City Health Officials (NACCHO) Wastewater Surveillance Mentorship Pilot Program Funding in the amount of \$11,000.00 for the period of November 1, 2021 through July 31, 2022, and said award was accepted by the Chautauqua County Legislature pursuant to Resolution 308-21, which was adopted on December 16, 2021; and

WHEREAS, 2022 revenue for the NACCHO Wastewater Surveillance Mentorship Pilot Program is now projected to be higher than the budgeted amount; and

WHEREAS, 2022 expenditures for the NACCHO Wastewater Surveillance Mentorship Pilot Program are now projected to be in excess of the budgeted amount; now therefore be it

RESOLVED, That A Fund Balance is appropriated as follows:

DECREASE THE USE OF FUND BALANCE:

A.----.----.917.0000 Unassigned Fund Balance—Unassigned Fund Balance \$ 2,643

; and be it further

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

INCREASE REVENUE ACCOUNT:

A.4090.---- R168.9WAT Oth PH Inc: Water Testing \$ 11,000

INCREASE APPROPRIATION ACCOUNT:

A.4090.----.4 Contractual— Environmental Health \$ 8,357

Signed: Pavlock, Rankin, Whitford, Proctor, Torres, Niebel, Harmon, Wilfong

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RES. NO. 68-22

Amend Chautauqua County Health & Human Services 2022 Adopted Budget for New York State Department of Health COVID 19 Vaccine Response Award

By Human Services and Audit & Control Committees:

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

WHEREAS, Chautauqua County was awarded a New York State Department of Health (NYSDOH) COVID 19 Vaccine Response Award in the amount of \$142,088.42 for the period of January 1, 2021 through June 30, 2024, and said award was accepted by the Chautauqua County Legislature pursuant to Resolution 196-21, which was adopted on September 22, 2021; and

WHEREAS, the NYSDOH COVID 19 Vaccine Response Award amount was increased to a total of \$368,413.10 after the adoption of Resolution 196-21; and

WHEREAS, 2022 revenue for the NYSDOH COVID 19 Vaccine Response Award is now projected to be higher than the budgeted amount; and

WHEREAS, 2022 expenditures for the NYSDOH COVID 19 Vaccine Response Award are now projected to be in excess of the budgeted amount; now therefore be it

RESOLVED, That A Fund Balance is appropriated as follows:

DECREASE THE USE OF FUND BALANCE:

A.----.----.917.0000 Unassigned Fund Balance—Unassigned Fund Balance \$ 32,398

; and be it further

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

INCREASE REVENUE ACCOUNT:

A.4010.---- R430.5020 Federal Aid — CDC –COVID 19 Grant \$105,261

DECREASE REVENUE ACCOUNT:

A.4010.---- R340.1000 State Aid — Public Health Grant \$ 19,597

INCREASE APPROPRIATION ACCOUNT:

A.4010.----.4 Contractual— Public Health Admin \$53,266

Signed: Pavlock, Rankin, Whitford, Proctor, Torres, Niebel, Harmon, Wilfong

RES. NO. 69-22

Accept HUD Office of Lead Hazard Control and Healthy Homes (OLHCHH) Fiscal Year 2022 – Healthy Homes Production Grant

By Human Services and Audit & Control Committees:

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

WHEREAS, Chautauqua County has been awarded U.S. Department of Housing and Urban Development (HUD) grant funding in the amount of \$2,000,000 for the Office of Lead Hazard Control and Healthy Homes (OLHCHH) Fiscal Year 2022 – Healthy

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Homes Production Grant for the three and a half year period anticipated to run from March 1, 2022 to August 30, 2025; and

WHEREAS, the purpose of the grant program is to address unsafe and unhealthy housing in the City of Jamestown, New York, and to build capacity to continue this work beyond the funding cycle; and

WHEREAS, this program serves as a resource to further remediation efforts in the high-risk homes identified through the existing Primary Prevention Programs and the HUD Lead Hazard Control Program; and

WHEREAS, this program will operate in tandem with our existing lead programs as well as the CDBG and HOMES programs at the City of Jamestown Department of Development and is expected to roll out by mid-2022; now therefore be it

RESOLVED, That the County Executive is hereby authorized to enter into agreements for, and execute all necessary grant-related documents for, the above-named grant program 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: Pavlock, Rankin, Whitford, Proctor, Torres, Niebel, Harmon, Wilfong

RES. NO. 70-22

Investment Policy for the County of Chautauqua

By Administrative Services and Audit & Control Committees:

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

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 an investment policy prior to the County Executive's preparation of the tentative budget; and

WHEREAS, New York State General Municipal Law §39 also requires the County to adopt a comprehensive investment policy; and

WHEREAS, the change in name of one of the County's authorized depositories needs to be reflected in this update of the County Investment Policy; therefore be it

RESOLVED, That the County Investment Policy is hereby reconfirmed and amended in Section X and XII to read as follows:

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on the County's own behalf or on behalf of any other entity or individual. The policy and procedure herein shall be in addition to any other requirements set forth in the Chautauqua County Charter, Chautauqua County Administrative Code and applicable law.

II. OBJECTIVES

The primary objectives of the County's investment activities are, in priority order,

*to conform with all applicable federal, state and other legal requirements (legality);

*to adequately safeguard principal (safety);

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- *to provide sufficient liquidity to meet all operating requirements (liquidity); and
- *to obtain reasonable rate of return (yield).

III. DELEGATION OF AUTHORITY

The County's responsibility for administration of the investment program is delegated to the Director of Finance who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability, based on a database or records incorporating description and amounts of investments, transaction dates, and other relevant information, and to regulate the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion, and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the County to diversify its deposits and investments by financial institution, by investment instrument, and by maturity schedule.

VI. INTERNAL CONTROLS

It is the policy of the County for all moneys collected by any officer or employee of the government to transfer those funds to the Director of Finance within two (2) days of receipt, or within the time period specified in law, whichever is shorter.

The Director of Finance is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITARIES

The banks and trust companies authorized for the deposit of monies, up to the maximum amount of \$40,000,000 for each institution, are:

Community Bank	Key Bank of New York	Lakeshore Savings & Loan
M & T Bank	Bank of America	Evans Bank, N.A.
Citizen's Bank N.A.	JP Morgan Chase, N.A.	PayPal
Northwest Bank	TD Bank	Five Star Bank
Bank of Castile	BankonBuffalo	Cattaraugus County Bank

VIII. COLLATERALIZING OF DEPOSITS

In accordance with the provision of General Municipal Law, Section 10, all deposits of the County, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured by one or more of the following:

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1. By a pledge of "eligible securities" with an aggregate "market value," or provided by general Municipal Law, Section 10, equal to the aggregate amount of deposits from the categories as designated and approved by the New York State Comptroller.
2. By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims - paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

IX. SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depository bank or trust company subject to security and custodial agreements. The security agreement shall provide that eligible securities are being pledged to secure the County deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released, and the events which will enable the County to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the County, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the County or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution, or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility.

Such agreement shall include all provisions necessary to provide the County a perfected interest in the securities.

X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, Section 11, the County authorizes the Director of Finance to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- *Special time deposit accounts;
- *Certificates of deposit;
- *Obligations of the United States of America;
- *Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America;

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*Obligations of the State of New York;

*Obligations issued pursuant to Local Finance Law Section 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district, or district corporation other than the County;

*Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorize such investments;

*Certificates of Participation (COPS) issued pursuant to GML, Section 109-b;

*Obligations of the County, but only with any moneys in a reserve fund established pursuant to GML, Section 6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n;

*Through a Deposit Placement Program, certificates of deposit in one or more “banking institutions”, as defined in Banking Law Section 9-r;

*General obligation bonds and notes of any state other than this state, provided that such bonds and notes receive the highest rating of at least one independent rating agency designated by the state comptroller.

*Obligations of any corporation organized under the laws of any state in the United States maturing within two hundred seventy days, provided that such obligations receive the highest rating of two independent rating services designated by the state comptroller and that the issuer of such obligations has maintained such ratings on similar obligations during the preceding six months, provided, however, that the issuer of such obligations need not have received such rating during the prior six month period if such issuer has received the highest rating of two independent rating services designated by the state comptroller and is the successor or wholly-owned subsidiary of an issuer that has maintained such ratings on similar obligations during the preceding six month period or if the issuer is the product of a merger of two or more issuers, one of which has maintained such ratings on similar obligations during the preceding six month period, provided, however, that no more than two hundred fifty million dollars may be invested in such obligations of any one corporation.

*Bankers’ acceptances maturing within two hundred seventy days which are eligible for purchase in the open market by federal reserve banks and which have been accepted by a bank or trust company which is organized under the laws of the United States or of any state thereof and which is a member of the federal reserve system and whose short-term obligations meet the criteria outlined in clause (7). Provided, however, that no more than two hundred fifty million dollars may be invested in such bankers’ acceptances of any one bank or trust company;

*Obligations of, or instruments issued by or fully guaranteed as to principal and interest by, any agency or instrumentality of the United States acting pursuant to a grant of authority from the Congress of the United States, including but not limited to, any federal home loan bank or banks, the Tennessee valley authority, the federal national mortgage association, the federal home loan mortgage corporation and the United States postal service, provided, however, that no more than two hundred fifty million dollars may be invested in such obligations of any one agency.

*No-load money market mutual funds registered under the Securities Act of 1933, as amended, and operated in accordance with Rule 2a-7 of the Investment Company Act of 1940, as amended, provided that such funds are limited to investments in obligations issued or guaranteed by the United States of America or in obligations of agencies or instrumentalities of the United States of America where the payment of principal and

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interest are guaranteed by the United States of America (including contracts for the sale and repurchase of any such obligations) and are rated in the highest rating category by at least one nationally recognized statistical rating organization, provided, however, that no more than two hundred fifty million dollars may be invested in such funds.

All investment obligations shall be payable or redeemable at the option of the County within such time as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the County within two years of the date of purchase.

XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The County shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution or dealer. All financial institutions with which the County conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the County. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Director of Finance is responsible for evaluating the financial position and maintaining a listing of proposed depositaries, trading partners and custodians. Such listing shall be evaluated at least annually.

The financial institutions and dealers, authorized for investment, up to an aggregate amount of \$100 million, are as follows:

Prudential Securities	Crew & Associates
Merrill Lynch	Mischler Financial Group
Bank of New York	Federal Reserve Bank –Treasury Direct
Stifel, Nicolaus & Company, Inc.	Manufacturer’s & Traders Trust Co.
Morgan Stanley	Financer Securities
McDonald Investments	JP Morgan Chase, N.A.
Wachovia Securities	Greenwich Capital
Edward Jones	Duncan-Williams Inc.
The Baker Group LP	

The authorized custodians, up to an aggregate amount of \$100 million, are as follows:

Bank of New York	RIBS Greenwich Capital
Federal Reserve Bank	Manufacturer’s & Traders Trust Co.
Wachovia Securities	Wilmington Trust
Edward Jones	Morgan Stanley
JP Morgan Chase, N.A.	

XII. PURCHASE AND SALE OF INVESTMENTS

The Director of Finance is authorized to contract for the purchase and sale of investments:

1. From an authorized trading partner, including through a repurchase agreement, future, or option contract.
2. By participation in a cooperative investment ~~agreement program~~ with another governmental entity pursuant to Article 3-A and Article 5-G of the General Municipal Law ~~where such program meets all the requirements set forth in the~~

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~~Office of the State Comptroller Opinion No. 88-46, to include the NY MuniTrust cooperative investment agreement with the County of Orange, and such other the specific cooperative investment agreements programs has been as may be authorized by the County Legislature.~~

3. By utilizing an ongoing investment program with an authorized tracking partner pursuant to a contract authorized by the County.

All purchased obligations, unless registered or inscribed in the name of the County, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold, or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the County by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Section 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the County a perfected interest in the securities.

The Director of Finance shall notify the County Attorney and obtain approval as to the legality of an investment prior to making purchases of any new type of investment not currently in the County's portfolio. With regard to obligations issued by any municipality, school district, or district corporation other than the County, or obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies, the Director of Finance shall also receive the approval of the County Attorney as to the legality of the investment prior to making purchases of such investments.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

- * All repurchase agreements must be entered into subject to a Master Repurchase Agreement. Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.

- * Obligations shall be limited to obligations of the United States of America, and obligations guaranteed by agencies of the United States of America, where principal and interest are guaranteed by the United States of America.

- * No substitution of securities will be allowed.

- * The custodian shall be a part other than the trading partner.

XIV. OVERSIGHT OF INVESTMENT PROGRAM

The Director of Finance shall provide written monthly investment reports to all County Legislators and the County Attorney which shall be accompanied by the actual monthly investment statements showing the County's current holdings, all transactions during the statement period, and realized and unrealized gains and losses. On not less than a quarterly basis, the Audit & Control Committee of the County Legislature shall discuss the status of the investment program at its regular committee meetings, including the four (4) objectives set forth in the County's Investment Policy. The Audit & Control

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Committee shall also on not less than an annual basis undertake a review ~~with a financial adviser~~ of the County's current investment holdings.

Signed: Scudder, Muldowney, Parker, Niebel, Harmon, Pavlock, Wilfong

RES. NO. 71-22

Close Capital Projects – 2021 Year End Reconciliation

By Audit & Control Committee:

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

WHEREAS, the following capital projects have been completed and can be closed:

- H-1430-23001 - Capital Projects-HUMAN RESOURCES-DISC E-GOV CIVIL SERV SYS (2021)
- H-1680-20001 - Capital Projects-INFORMATION TECHNOLOGY-TIME CLOCK REPLACEMENT (2018)
- H-1680-20809 - Capital Projects-INFORMATION TECHNOLOGY-WAN UPGRADE & EXP (2010)
- H-1680-634 - Capital Projects-INFORMATION TECHNOLOGY-COUNTY GOV INTERNET SITE (2006)
- H-2490-00001 - Capital Projects-COMMUNITY COLLEGE TUITION-JCC FIVE YEAR PLAN (2018)
- H-3010-14007 - Capital Projects-EMERGENCY SERVICES-ROOF REPAIR STATION 7 (2020)
- H-3110-06001 - Capital Projects-SHERIFF-VIDEO SYS & CAMERA UPGRADE(2018)
- H-3110-06002 - Capital Projects-SHERIFF-TYLER RMS SYSTEM UPGRADE (2018)
- H-3110-06003 - Capital Projects-SHERIFF-ROOF REPLACEMENT (2019)
- H-3110-06011 - Capital Projects-SHERIFF-TOWER SITE UPS BATTERY (2021)
- H-3110-06962 - Capital Projects-SHERIFF-TOWER SITE GENERATOR/AC (2016)
- H-3150-06007 - Capital Projects-JAIL-JAIL KITCHEN OVEN (2021)
- H-3150-06012 - Capital Projects-JAIL-BODY & MAIL SCANNERS (2021)
- H-3150-06963 - Capital Projects-JAIL-JAIL UPGRADES (2017)
- H-5610-25003 - Capital Projects-CHAUTAUQUA COUNTY AIRPORT-FUEL FARM-DNK (2018)
- H-5610-25021 - Capital Projects-CHAUTAUQUA COUNTY AIRPORT-WIND CONE DESIGN-JHW (2019)
- H-5610-25202 - Capital Projects-CHAUTAUQUA COUNTY AIRPORT-BATWING MOWER-DNK (2021)
- H-5610-25989 - Capital Projects-CHAUTAUQUA COUNTY AIRPORT-EA OBSTRUCT REMOVAL-DKK (2017)
- H-5610-25990 - Capital Projects-CHAUTAUQUA COUNTY AIRPORT-OBSTRUCT REMOVAL STUDY-JHW(2017)
- H-5610-25997 - Capital Projects-CHAUTAUQUA COUNTY AIRPORT-PAVEMENT MGMT STUDY-JHW (2017)
- H-7110-25171 - Capital Projects-PARKS-FRONT DECK MOWER (2020)
- H-7110-25201 - Capital Projects-PARKS-JOHN DEERE TRACTOR (2021)

; now therefore be it

RESOLVED, That the Director of Finance close the capital projects listed above, and reconcile, post adjustments and begin capitalization as necessary; and be it further

RESOLVED, That, upon completion of audit and reconciliation of the closed capital projects, any surplus or deficit be adjusted to the appropriate Fund or Reserve for Capital.

Signed: Niebel, Harmon, Pavlock, Wilfong

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RES. NO. 72-22

Designate Chautauqua County Legislature as Lead Agency Responsible for State Environmental Quality Review (SEQR) of Proposed 2022 Agricultural District Inclusions

By Planning and Economic Development Committee:

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

WHEREAS, the Chautauqua County Legislature is responsible for Chautauqua County Agricultural Districts No. 1, 7, 8 and 10; and

WHEREAS, Article 25AA section 303-b of the New York State Agricultural and Markets Law authorizes the inclusion of viable agricultural lands into existing agricultural districts within the County of Chautauqua in accordance with the procedures set forth therein; and

WHEREAS, pursuant to Resolution No. 280-03, the Chautauqua County Legislature designated January 2 through January 31 as Chautauqua County's annual period for landowners to submit a request for inclusion of their land in a State-certified Agricultural District; and

WHEREAS, the Chautauqua County Agriculture and Farmland Protection Board reviewed the submitted proposals on February 3, 2022, and voted to accept the proposed inclusion parcels listed below into an existing agricultural district; and

Ag. District	Parcel #	Landowner	Acres
8	351.03-2-1	M. Erickson	66.5
8	351.18-1-1	M. Erickson	10
8	315.00-1-15	K. Sparn, Jr.	11.1
8	315.00-1-16	K. Sparn, Jr.	3.7

WHEREAS, pursuant to Article 8 of the New York State Environmental Conservation Law, modifications to an agricultural district are subject to the provisions of the State Environmental Quality Review (SEQR); and

WHEREAS, the proposed action is an Unlisted Action and shall require a lead agency to conduct an environmental review in accordance with SEQR; and

WHEREAS, The Chautauqua County Legislature is the sole agency with the authority to approve and adopt by resolutions modifications to the Chautauqua County Agricultural Districts; and

WHEREAS, it is the responsibility of the sole agency which undertakes such an action to be the lead agency in the SEQR process; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby agree to act as the SEQR Lead Agency and as such is authorized to comply with all SEQR requirements for the proposed inclusions to Chautauqua County Agricultural District for the 2022 inclusion period.

Signed: Muldowney, Harmon, Rankin, Lawton, Wilfong, Penhollow

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RES. NO. 73-22

Authorizing Public Hearing Regarding Proposed Modifications to Chautauqua County
Agricultural Districts 8-Year Review and Consolidation

By Planning and Economic Development Committee:

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

WHEREAS, Chautauqua County Legislature is responsible for Chautauqua County Agricultural Districts No. 1, 2, 6, 7, 8, 10, 11, 12, and 13; and

WHEREAS, Article 25AA section 303-a of the New York State Agriculture and Markets Law authorizes the continuance and modification of agricultural districts within the County of Chautauqua, in accordance with the procedures set forth therein; and

WHEREAS, the Clerk of the Legislature received notifications from the New York State Department of Agriculture and Markets to perform an eight-year review of each of Chautauqua County's agricultural districts; and

WHEREAS, in accordance with New York State Agriculture and Markets Law Section 303-a, a comprehensive eight-year review of Chautauqua County's agricultural districts was conducted in 2021, and a Notice of Review to accept proposals for modifications to the districts was posted and distributed in accordance with the procedures set forth therein, for the period of March 1, 2021 through April 1, 2021; and

WHEREAS, in accordance with New York State Agriculture and Markets Law Section 303-c, consolidations of agricultural districts are considered modifications to the district boundaries; and

WHEREAS, pursuant to Resolution No. 208-15, Chautauqua County accepted a plan to consolidate the agricultural districts into districts No. 1, 7, 8, and 10; and

WHEREAS, the Chautauqua County Agriculture and Farmland Protection Board reviewed submitted proposals on April 28, 2021, and unanimously voted to accept all proposed modifications and consolidations; and

WHEREAS, in accordance with New York State Agriculture and Markets Law Section 303-a, the County must hold a Public Hearing prior to accepting proposed modifications to an agricultural district; and

WHEREAS, pursuant to Resolution No. 112-21, a public hearing was held during the regular meeting of the Chautauqua County Legislature on June 23, 2021 at 6:35 p.m., in the Legislative Chambers, Gerace Office Building, Mayville, New York; and

WHEREAS, in accordance with New York State Agriculture and Markets Law Section 303-c, all persons, as listed on the most recent assessment roll, whose land is the subject of a proposed consolidation is to receive written notice by first class mail with the new anniversary date for the consolidated district; and

WHEREAS, the written notice for the public hearing did not include the new anniversary dates for the consolidated districts; and

WHEREAS, New York State Agriculture and Markets Law Section 303-a (5) allows the New York State Commissioner of Agriculture to approve, for good cause shown, the correction of any errors in materials filed; and

WHEREAS, the New York State Commissioner of Agriculture has concluded that the Chautauqua County Legislature has shown "good cause" to correct the errors; and

WHEREAS, in order to complete the correction of errors process, the Chautauqua County Legislature must hold another public hearing with a corrected written notice; therefore be it

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RESOLVED, That the Chautauqua County Legislature hold a public hearing for the aforementioned purposed during the regular meeting of the Chautauqua County Legislature on March 23, 2022 at 6:35 p.m. in the Legislative Chambers, Gerace Office building, Mayville, New York, where all interested parties shall be heard regarding the proposed 8-year review modifications and consolidation to Chautauqua County's Agricultural Districts; and be it further

RESOLVED, That at least eight (8) days' notice of such hearing shall be given by the Clerk of the Legislature by the due posting thereof in the Gerace Office Building and on the County's website, and by publishing such notices at in the official newspapers of the County.

Signed: Muldowney, Harmon, Rankin, Lawton, Wilfong, Penhollow

RES. NO. 74-22

Authorizing Public Hearing Regarding 2022 Agricultural District Inclusions

By Planning and Economic Development Committee:

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

WHEREAS, Chautauqua County Legislature is responsible for Chautauqua County Agricultural Districts No. 1, 7, 8, and 10; and

WHEREAS, Article 25AA section 303-b of the New York State Agriculture and Markets Law authorizes the inclusion of viable agricultural lands into an existing agricultural districts within the County of Chautauqua, in accordance with the procedures set forth therein; and

WHEREAS, pursuant to Resolution No. 280-03 the Chautauqua County Legislature designated January 2 through January 31 as Chautauqua County's annual period for landowners to submit a request for inclusion of their land in a State-certified Agricultural District; and

WHEREAS, in accordance with New York State Agriculture and Markets Law Section 303-b, an inclusion of viable agricultural land in Chautauqua County's agricultural districts is being conducted in 2022, and a Public Notice to accept proposals for inclusions to the districts was posted and distributed in accordance with the procedures set forth therein; and

WHEREAS, the Chautauqua County Agriculture and Farmland Protection Board reviewed the submitted proposals on February 3, 2022, and voted to accept the proposed inclusion parcels listed below into an existing agricultural district; and

Ag. District	Parcel #	Landowner	Acres
8	351.03-2-1	M. Erickson	66.5
8	351.18-1-1	M. Erickson	10
8	315.00-1-15	K. Sparn, Jr.	11.1
8	315.00-1-16	K. Sparn, Jr.	3.7

WHEREAS, in accordance with New York State Agriculture and Markets Law Section 303-b, the County must hold a Public Hearing prior to accepting proposed inclusion requests to an existing agricultural district; therefore be it

RESOLVED, That the Chautauqua County Legislature hereby set a public hearing for the aforementioned purposes during the regular meeting of the County

CHAUTAUQUA COUNTY LEGISLATURE

02/23/22

Legislature on March 23, 2022 at 6:35p.m., in the Legislative Chambers, Gerace Office Building, Mayville, New York, where all interested parties shall be heard regarding the proposed inclusion requests for modifications to Chautauqua County's Agricultural Districts; and it be further

RESOLVED, That at least eight (8) days' notice of such hearing shall be given by the Clerk of the Legislature by the due posting thereof in the Gerace Office Building and on the County's website, and by publishing such notices in the official newspaper of the County.

Signed: Muldowney, Harmon, Rankin, Lawton, Wilfong, Penhollow

CHAUTAUQUA COUNTY LEGISLATURE
02/23/22

CHAUTAUQUA COUNTY
MOTION NO. ___-22

TITLE: Opposing Senate Bill S.7855 as it Relates to the Membership of the Board of Directors Of the Western Regional Off-Track Betting Corporation

AT THE REQUEST OF: Legislator Gould:

WHEREAS, the Western Regional Off-Track Betting Corporation (“Corporation”) is a public benefit corporation with headquarters located in Batavia, New York; and

WHEREAS, pursuant to existing New York State law, the Corporation is administered by a Board of Directors comprised of members from fifteen (15) Western New York counties and the cities of Rochester and Buffalo, and the governing body of each participating county/city directly appoints one member to the Board thereby allowing for equal and impartial representation of the participating municipalities that comprise the Corporation; and

WHEREAS, on July 13, 1973, the Chautauqua County Legislature passed resolution 299-73 authorizing Chautauqua County to participate in the operation of the Western Regional Off-Track Betting Corporation which had been created pursuant to the New York State Racing, Pari-Mutuel Wagering and Breeding Law signed by Governor Rockefeller; and

WHEREAS, the Corporation currently owns and operates eleven (11) off-track betting branches, twenty-seven (27) E-Z Bet locations, and a telephone wagering service in fifteen (15) Western New York counties, as well as Batavia Downs Gaming which is a standard bred racetrack and gaming facility; and

WHEREAS, since its inception, the Corporation has generated over \$250 million in operating and surcharge revenues for the taxpayers of the participating municipalities; and

WHEREAS, New York State Senator Timothy M. Kennedy (D-Buffalo) has recently proposed Senate Bill S.7855 which seeks to amend the existing Racing, Pari-Mutuel Wagering and Breeding Law in relation to the membership of the Corporation’s Board of Directors, and Senator Kennedy’s proposal calls for revising the composition of the Board to reflect:

- Three (3) members to represent the Counties of Monroe, Wyoming, and Orleans;
- One (1) member to represent the Counties of Chautauqua, Cayuga, Genesee, Livingston, Schuyler, and Seneca;
- Four (4) members to represent the Counties of Oswego, Cattaraugus, and Orleans;
- One (1) member to represent the City of Buffalo;
- One (1) member to represent the City of Rochester;
- One (1) member appointed by the Governor;
- One (1) member appointed by the temporary President of the Senate; and
- One (1) member appointed by the Speaker of the Assembly; and

WHEREAS, despite the Bill stating its intent is to provide more equal representation of the people of the area who benefit from the Corporation’s proceeds, this legislation will in fact have the opposite effect, and the proposed legislation will decimate the balanced representation formula previously provided by the State Legislature and the Governor as equitable and impartial

due to affording each municipality that comprises the Corporation an equal voice in all Board matters; and

WHEREAS, the performance and accomplishments of the Corporation's current Board cannot be discounted when considering this drastic and overreaching proposed legislation, including, but not limited to, the acquisition of an 84-room hotel on the grounds of Batavia Downs, and countless fundraising events for charitable organizations like Make-A-Wish, GLOW YMCA, the Food Bank of Western New York, and the Breast Cancer Coalition of Rochester; and

WHEREAS, in 2021, Batavia Downs once again shattered attendance and wager records with more than 625,000 attendees wagering nearly \$700 million leading to record earning distributions for the seventeen (17) participating municipalities that have come to rely on Corporation distributions; and

WHEREAS, the current OTB Board has successfully led the corporation through an incredibly difficult period in history – the COVID-19 pandemic, that has ravaged similar entities across the state and the country; and

WHEREAS, OTB currently has 385 full and part-time employees with a payroll of \$12.5 million, comprised of individuals from every corner of our region, and all whom could be negatively impacted by this drastic proposal; now, therefore

LET IT BE KNOWN, that the Chautauqua County Legislature does hereby strongly oppose Senate Bill S7855 as it will cause irreparable harm to Chautauqua County and its economic interests in the Corporation; and be it further

MOVED, that the Clerk of the Legislature shall forward this motion to Governor Kathy Hochul, Senator George Borrello, Assemblyman Andrew Goodell, and all others deemed necessary and appropriate.

Signatures:

CHAUTAUQUA COUNTY
MOTION NO. _____



TITLE: Proclaiming March 21st-25th Agricultural Literacy Week in Chautauqua County

AT THE REQUEST OF: Legislator Dan Pavlock & Legislator John Hemmer:

WHEREAS, Agricultural Literacy Week in New York State is celebrated March 21st-25th;

WHEREAS, in Chautauqua County over 40 volunteers from the agricultural community will read to elementary classrooms in an effort to increase Agricultural Literacy; and

WHEREAS, students and teachers will benefit from hands-on lessons and receive follow-up activities; and

WHEREAS, 40 books will be donated to school libraries in Chautauqua County for future reference and reading; and

WHEREAS, Agricultural Literacy Week in Chautauqua County is organized by Cornell Cooperative Extension of Chautauqua County's 4-H Youth Development Program; and

WHEREAS, as of the 2017 USDA Census of Agriculture, Chautauqua County ranks third in New York State for number of farms – with over 1200 farms that produce a total market value of agricultural products sold of over \$160 million, making agriculture the county's largest industry; and

WHEREAS, in Chautauqua County over 150 dairy farms produce enough milk to meet the dietary needs of nearly 800,000 people, 307 vineyards growing on 16,953 acres of grapes, and 62 Maple producers make over 37,000 gallons of maple syrup; and

WHEREAS, for every dollar of income created by the agricultural industry in Chautauqua County, \$2.29 is generated in the community; now, therefore

LET IT BE KNOWN, That the Chautauqua County Legislature, with great pride, hereby proclaims March 21st-25th 2022 as Agricultural Literacy Week in Chautauqua County; and be it further

MOVED, That the Chautauqua County Legislature urges all residents to celebrate our county's rich agricultural heritage and recognize and appreciate agriculture as our largest industry.