

Agenda

Planning & Economic Development Committee

February 15, 2023, 6:00 p.m., Legislative Chambers

Livestreamed on YouTube

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (1/18/23)
- C. Privilege of the Floor
1. Proposed Resolution – Confirm Re-Appointments- Conewango Watershed Commission
2. Proposed Resolution - Amend 2023 Budget to Implement the Wright Park Drive Project, Using Funding from the 2% Occupancy Tax Program Reserve
3. Proposed Resolution – Amend 2023 Budget to Implement the Pilot Rapid-Response Emergency Fund for Erosion and Pollution Control Project, Using Funding from the American Rescue Plan Act (ARPA)
4. Proposed Resolution – Amend 2023 Budget to Implement the Shovel Ready Sites Phase II Project, Using Funding from the American Rescue Plan Act (ARPA)
5. Proposed Resolution – Amend 2023 Budget for NYSDOS Local Government Efficiency Grant – Chautauqua County Consolidated Code Enforcement Study
6. Proposed Resolution – Authorize Agreement with Chautauqua Region Economic Development Corporation for Greenway Development
7. Proposed Resolution – Authorize Agreement with Chautauqua Region Economic Development Corporation for Tourism Asset Development and Placemaking Programming
8. Proposed Resolution – Amend 2023 Budget for NYS Housing Trust Fund Corporation Community Development Block Grant Award – Microenterprise Assistance Program

9. Proposed Resolution – Amend 2023 Budget to Implement the Appalachian Regional Initiative for Stronger Economies Matching Funds for Multi-State Collaboration Project, Using Funding from the American Rescue Plan Act (ARPA)
10. Presentation - Department of Planning & Development 2022 Annual Report & 2023 Work Plan – Mark Geise, Dave McCoy, Rebecca Wurster and Nate Aldrich
11. Discussion – Industrial Development Agency – Solar Projects – Mark Geise and Rich Dixon
12. Other -

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Confirm Re-Appointments- Conewango Watershed Commission

BY: Planning and Economic Development Committee:

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

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

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the Conewango Watershed Commission.

Robert Carpenter
1074 28th Creek Rd.
Kennedy, N.Y. 14747
Term Expires: 12/31/25
(Re-appointment)

Kenneth Chase
646 Pinner Rd.
Cherry Creek, N.Y. 14727
Term Expires: 12/31/25
(Re-appointment)

James Dye
8568 Silver Creek Rd.
South Dayton N.Y. 14138
Term Expires: 12/31/25
(Re-appointment)

Kristopher Ivett
8778 North Hill Rd.
South Dayton N.Y. 14138
Term Expires: 12/31/25
(Re-appointment)

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2023 Budget to Implement the Wright Park Drive Project, Using Funding from the 2% Occupancy Tax Program Reserve

BY: Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, Lake Erie is an invaluable economic asset to Chautauqua County, but excessive erosion of the bluffs at Wright Park Beach in the City of Dunkirk is adversely impacting usability of the beaches; and

WHEREAS, Chautauqua County Soil and Water Conservation District (“District”) has been approached by the City of Dunkirk’s Department of Public Works to partner on a project to address the continual state of erosion of the bluffs; and

WHEREAS, the District is focusing on an approach to address groundwater at the site through installation of drainage along Wright Park Drive; and

WHEREAS, the District proposes to partner with the Chautauqua Watershed Conservancy to install shrub plantings along the base of the bluff to provide protection during events in which waves reach the bluff; and

WHEREAS, the Wright Park Drive project is expected to cost \$20,000 with \$15,000 going towards material and installation of the drainage system and \$5,000 dedicated to plant materials and installation; and

WHEREAS, the 2% Occupancy Tax Program Reserve has a balance of \$472,651 for projects of special opportunity and need; now therefore be it

RESOLVED, That the Chautauqua County Legislature designates \$20,000 from the 2% Occupancy Tax Program Reserve to reimburse the District for its cost to implement the project; and be it further

RESOLVED, That the County Executive is hereby authorized to enter into any and all contracts necessary to implement the terms of this resolution; and be it further

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

INCREASE THE USE OF FUND BALANCE:

A.-----889.WATR Reserved Fund Balance-MISC RES: Lakes & Watrway \$20,000

; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following amendment to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.WTRS.4 Contractual—Planning, Watershed Administration \$20,000

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2023 Budget to Implement the Pilot Rapid-Response Emergency Fund for Erosion and Pollution Control Project, Using Funding from the American Rescue Plan Act (ARPA)

BY: Planning and Economic Development 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 \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

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

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Pilot Rapid-Response Emergency Fund for Erosion and Pollution Control Project fits within the guidelines for ARPA spending, is needed because no other program provides emergency response capacity for erosion and pollution control on the County's lakes & waterways, and budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.WTRS.4	Contractual—Planning, Watershed Administration	\$95,000
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INCREASE REVENUE ACCOUNT:

A.8020.WTRS.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$95,000
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2023 Budget to Implement the Shovel Ready Sites Phase II Project, Using Funding from the American Rescue Plan Act (ARPA)

BY: Planning and Economic Development 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 \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

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

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Shovel Ready Sites Phase II project fits within the guidelines for ARPA spending and is essential to the county as we are woefully deplete of shovel-ready sites to attract outside investment. Funding from the Phase I ARPA allocation and other sources falls well short of what is necessary to cover the significant costs of assembling a large site, undertaking the due diligence, and stubbing in the needed infrastructure, and for that reason we are requesting more funding. Budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

H.6420.37008.4	Contractual—Promotion of Industry, Greenfield Development	\$2,000,000
A.9950.----.9	Interfund Transfers—Transfer to Capital	<u>\$2,000,000</u>
	Total	\$4,000,000

INCREASE REVENUE ACCOUNTS:

H.6420.37008.R503.1000	Interfund Transfers – Interfund Transfer	\$2,000,000
A.9950.----.R408.9ARP	Federal Aid – Oth Fed Aid ARPA Funds	<u>\$2,000,000</u>
	Total	\$4,000,000

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2023 Budget for NYSDOS Local Government Efficiency Grant –
Chautauqua County Consolidated Code Enforcement Study

BY: Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, the County Department of Planning & Development was awarded a \$32,500 grant from the New York State Department of State’s (“NYSDOS”) Local Government Efficiency (“LGE”) Program (Contract # T1002103) to fund a Chautauqua County Consolidated Code Enforcement Study; and

WHEREAS, the Chautauqua Region Economic Development Corporation is providing 50% of the required match share, or \$16,250, with the remaining amount to be provided by the Department of Planning & Development, and

WHEREAS, not all revenues and expenditures associated with this grant were included in the 2023 operating budget; now therefore be it

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.----.4	Contractual—Planning	\$48,750
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INCREASE REVENUE ACCOUNTS:

A.8020.----.R308.9000	NYS Aid—Other State Aid	\$32,500
A.8020.----.R237.2000	Shared Services--Chgs: Planning	<u>\$16,250</u>
	Total	\$48,750

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Agreement with Chautauqua Region Economic Development Corporation for Greenway Development

BY: Planning and Economic Development and Audit & Control Committees:

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

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

WHEREAS, in the last few years, there is renewed momentum with additional interest in collaboration among several individual trail groups in the County, and new resources being invested into Chautauqua County's trail systems; and

WHEREAS, the Chautauqua County Greenway Plan, adopted by the Legislature in 2013, advocates for further development of the County's trail systems and defines steps for Chautauqua County and various stakeholders to take in order to:

- Formalize and maintain the county's rural outdoor lifestyle;
- Fulfill the desire for Chautauqua County to be recognized as a four season destination for active living and outdoor recreation; and,
- Capitalize on the positive economic impact that can be realized through providing amenities that visitors to our county desire; and

WHEREAS, one of the Greenway Plan's goals is to create a stakeholder group to establish goals and advocate for resources; formalize delivery and implementation strategies of trail and greenways development among the County and its partners; pursue resources collaboratively; foster partnerships between conservation and recreation organizations, public agencies, landowners, private sector companies, local municipalities, and dedicated individuals; and promote, educate, and facilitate Trail Town concepts in local communities and business districts; and

WHEREAS, the County and several trail-related partners have formed a collaborative stakeholder group ("the Friends of the Chautauqua County Greenways") as a component of the Chautauqua Region Economic Development Corporation ("CREDC") and its public/private economic development collaborative, the Chautauqua County Partnership for Economic Growth ("CCPEG"); and

WHEREAS, the Chautauqua County Legislature has appropriated funds to support CREDC and CCPEG with its efforts to advance the Friends of the Chautauqua County Greenways initiative in its 2023 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with CREDC and all other documents necessary to provide services that will help grow and advance collaboration among trail groups and to continue to advance efforts leading to the implementation of the Chautauqua County Greenway Plan, in the amount of \$35,000.00, for the period from January 1, 2023 through December 31, 2023.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Authorize Agreement with Chautauqua Region Economic Development Corporation for Tourism Asset Development and Placemaking Programming

BY: Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, the County's 3% occupancy tax program for tourism development supports activities including, but not limited to: programs to improve the aesthetic qualities of the county; to enhance the environment; to improve infrastructures related to tourism, conventions and trade shows; to develop, operate and maintain parks, recreational facilities and tourist attractions; and such other programs as authorized by local law; and

WHEREAS, the County Department of Planning & Development works closely with the Chautauqua Region Economic Development Corporation ("CREDC") and its public/private economic development collaborative, the Chautauqua County Partnership for Economic Growth ("CCPEG"); and

WHEREAS, CCPEG's focuses on promoting the creation of distinct public spaces that enhance community identity, promote unique experiences and destinations, and create social connections throughout Chautauqua County; and

WHEREAS, these efforts are consistent with the objectives of the 3% occupancy tax program and help develop unique destinations that build upon and prioritize public and private investment that creates healthy, vibrant, walkable, communities characterized by thriving tourism attractions, downtowns, and enhanced waterfronts specific to Chautauqua County; and

WHEREAS, the Chautauqua County Legislature has appropriated funds to support CCPEG's tourism asset development and placemaking programming, in its 2023 Adopted Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with CREDC to provide such services, in the amount of \$50,000.00, for the period from January 1, 2023 through December 31, 2023.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2023 Budget for NYS Housing Trust Fund Corporation Community Development Block Grant Award – Microenterprise Assistance Program

BY: Planning and Economic Development and Audit & Control Committees:

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

WHEREAS, the Department of Planning & Development previously accepted a \$200,000 Community Development Block Grant (“CDBG”) award (Project No. 222ME984-21) through the NYS Housing Trust Fund Corporation (“HTFC”), represented by the New York State Office of Community Renewal (“OCR”) to support the creation of a Microenterprise Assistance Program (“MAP”) in partnership with Chautauqua Opportunities for Development, Inc. (“CODI”), via the adoption of Resolution 88-21; and

WHEREAS, revenues and expenditures associated with this grant were not included in the 2023 operating budget; now therefore be it

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6420.----.4	Contractual—Promotion of Industry	\$101,340
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INCREASE REVENUE ACCOUNT:

A.6420.----.R308.9000	New York State Aid—Other State Aid	\$101,340
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2023 Budget to Implement the Appalachian Regional Initiative for Stronger Economies Matching Funds for Multi-State Collaboration Project, Using Funding from the American Rescue Plan Act (ARPA)

BY: Planning and Economic Development 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 \$24,649,420 in ARPA funding, all of which is available for general county spending based on the Treasury Department's revenue loss formula and other guidance; and

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

WHEREAS, some funds allocated in the ARPA Spending Plan are no longer needed for the originally designated project(s), and are now available for other projects, and a procedure has been established for the ARPA working group to review new requests for APPA funds and to allocate the available funds; and

WHEREAS, the Appalachian Regional Initiative for Stronger Economies Matching Funds for Multi-State Collaboration Project fits within the guidelines for ARPA spending, is needed to advance a multi-state economic development collaborative involving Erie County, Pennsylvania, Ashtabula County, Ohio, and Chautauqua County, New York to develop a formal partnership structure between the three counties focused on regional economic development, and to identify and prioritize local infrastructure investments with the potential to benefit the tri-county region for regional economic impact, and budget amendments are necessary to authorize spending for the project; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2023 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6420.----.4	Contractual—Promotion of Industry	\$63,000
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INCREASE REVENUE ACCOUNT:

A. 6420.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$63,000
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date