

Agenda

Public Safety Committee

April 19, 2023, 4:00 p.m., Legislative Chambers

Livestreamed on YouTube

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (3/15/23)
- C. Privilege of the Floor
- 1. Local Law Intro 4-23 – A Local Law Adopting the Volunteer Firefighter and Volunteer Ambulance Worker Exemption for County Real Property Taxes
- 2. Local Law Intro 5-23 – A Local Law Extending the Volunteer Firefighter and Volunteer Ambulance Worker Exemption for County Real Property Taxes to Certain Eligible Unremarried Spouse
- 3. Proposed Resolution – Confirm Appointment- Chautauqua County Fire Advisory Board
- 4. Proposed Resolution – Amend 2023 Budget to Implement the Turn Out Gear Project, Using Funding from the American Rescue Plan Act (ARPA)
- 5. Other -

LOCAL LAW
INTRODUCTORY NO. 4-23
CHAUTAUQUA COUNTY

A LOCAL LAW ADOPTING THE VOLUNTEER FIREFIGHTER AND VOLUNTEER
AMBULANCE WORKER EXEMPTION
FOR COUNTY REAL PROPERTY TAXES

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

Section 1. Purpose. Pursuant to New York State Real Property Tax Law, certain enrolled members of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or spouses are eligible for a partial exemption for real property taxes. The Chautauqua County Legislature, recognizing the important contributions of these volunteers, as well as the recruiting crisis currently affecting local departments, adopts the tax exemption as set out in Real Property Tax Law 466-a.

Section 2. Adoption of Exemption for Volunteer Firefighters and Ambulance Workers.

A) Real property owned by an enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service or such enrolled member and spouse meeting eligibility criteria as set out in Real Property Tax Law 466-a(2) residing in Chautauqua County shall be exempt from taxation to the extent of ten (10) percent of the assessed value of such property for County purposes, exclusive of special assessments, upon the enactment of this Local Law.

B) Such exemption shall be granted to certified volunteer members who have at least two (2) years of continuous and ongoing service and are certified by the company, department or service on such certification forms as promulgated by New York State and timely filed with the local assessor's office.

C) Any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service who accrues more than twenty (20) years of active service and is so certified by the authority having jurisdiction for the incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, shall be granted the ten (10) percent exemption as authorized by this section for the remainder of his or her life as long as his or her primary residence is located within Chautauqua County.

Section 3. Effective Date. This Local Law shall take effect upon filing with the Secretary of State.

Sponsor: Legislator Niebel

LOCAL LAW
INTRODUCTORY NO. 5-23
CHAUTAUQUA COUNTY

A LOCAL LAW EXTENDING THE VOLUNTEER FIREFIGHTER AND VOLUNTEER
AMBULANCE WORKER EXEMPTION FOR COUNTY REAL PROPERTY TAXES
TO CERTAIN ELIGIBLE UNREMARIED SPOUSE

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

Section 1. Purpose. Pursuant to New York State Real Property Tax Law, Chautauqua County adopted a local law granting a ten (10) percent real property tax exemption to certain volunteers of incorporated volunteer fire companies, fire departments or incorporated volunteer ambulance services, recognizing the important contributions of these volunteers, as well as the recruiting crisis currently affecting local departments. State law authorizes extension of this exemption, by separate local law, to unremarried spouses of certain volunteers eligible for the exemption.

Section 2. Adoption of Exemption for Certain Unremarried Spouses.

(a) Where any enrolled member of an incorporated volunteer fire company, fire department or incorporated voluntary ambulance service, is killed in the line of duty, the un-remarried spouse of the deceased member shall be granted the ten (10) percent exemption as authorized by this section pursuant to certification by the local department, provided that such deceased volunteer had been an enrolled member for at least five (5) years and such deceased volunteer had been receiving the exemption prior to his or her death.

(b) Where any volunteer eligible for the lifetime 10% exemption granted after twenty years of service should predecease a spouse, such un-remarried spouse of a deceased enrolled member is eligible to continue the exemption from real property taxation as authorized by local law pursuant to the certification of the local department, provided that such deceased volunteer had been receiving the exemption prior to his or her death.

Section 3. Effective Date. This Local Law shall take effect upon filing with the Secretary of State.

Sponsor: Legislator Niebel

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Confirm Appointment- Chautauqua County Fire Advisory Board

BY: Public Safety Committee:

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

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

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointment to the Chautauqua County Fire Advisory Board.

Michael Zamborik
948 Blockville Watts Flats Rd.
Ashville, NY 14710
Term Expires: 1/31/24
(New-Appointment - Replacing Randy Gleason 3rd Battalion)

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2023 Budget to Implement the Turn Out Gear Project, Using Funding from the American Rescue Plan Act (ARPA)

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 \$24,649,420 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 Turn Out Gear project fits within the guidelines for ARPA spending; is needed because our existing inventory of turn out gear is mostly expired or about to expire, and proper turn out gear (PPE) is required for safe operation at emergency scenes as required by NFPA standards and PESH guidelines; 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.3010.----.4	Contractual—Emergency Services	\$52,000
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INCREASE REVENUE ACCOUNT:

A.3010.----.R408.9ARP	Federal Aid—Oth Fed Aid ARPA Funds	\$52,000
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date