

Agenda

Audit & Control Committee

June 20, 2024, 8:35 a.m., Legislative Chambers

Livestreamed on YouTube

Gerace Office Building, Mayville, NY

- A. Call to Order
 - B. Approval of Minutes (05/16/24)
 - C. Privilege of the Floor
1. Renew and Amend Resolution 61-24 – Amend 2024 Budget to Implement the Women’s Shelter Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan
 2. Local Law Intro 14-24 – A Local Law Amending Local Law 13-22 Providing for a Management Salary Plan for County Officers and Employees (re: Administrative Director, North Chautauqua County Water and Sewer Districts for the Legislative Department)
 3. Proposed Resolution – Amend 2024 Budget–North Chautauqua Lake Sewer District
 4. Proposed Resolution – Authorize Purchase of Real Property in the Town of Chautauqua
 5. Proposed Resolution – Accept NYSDOT funds for Aviation Capital Project DKK Hangar 1 & 2 Door Rehabilitation
 6. Proposed Resolution – Accept NYSDOT funds for JHW Terminal & Hangar Facility Improvements (renovations to leasable space & hangar heating system)
 7. Proposed Resolution – Authorize Lease of Dunkirk Office Space for the Chautauqua County Office For Aging Services
 8. Proposed Resolution – Adjust Budget for Sheridan Salt Shed Replacement Costs
 9. Proposed Resolution – Adjust D.5112-Capital Improvement Accounts

10. Proposed Resolution – Authorize Agreement with NY State DOT for Performance of Federal-Aid Project PIN 5764.85
11. Proposed Resolution – Authorize Agreement with NY State DOT for Performance of Federal-Aid Project PIN 5764.86
12. Proposed Resolution – Authorize Agreement with NY State DOT for Performance of Project PIN 5764.99
13. Proposed Resolution – Amend 2023 Budget for Year End Reconciliations – Various Departments
14. Proposed Resolution – Authorize Acceptance of 2024 Crimes Against Revenue Program (“CARP”) Funds
15. Proposed Resolution – Authorize Lease Agreement with Sygnet Communications, Inc. at Cherry Creek Cell Tower
16. Proposed Resolution – Authorize Agreement with Chautauqua-Cattaraugus Erie II BOCES for Culinary Arts Instruction 2024-2025
17. Proposed Resolution – Authorize Acceptance of New York State’s Law Enforcement Technology (LETECH) Program for FY 2024-2025
18. Proposed Resolution – Emergency Services 2024 Budget Amendment: FY2020 Technical Rescue and Urban Search and Rescue Grant
19. Proposed Resolution – Accept FY2021 HazMat Grant (FY21HM) and Amend OES 2024 Budget
20. Proposed Resolution – Accept FY2022 HazMat Grant (FY22HM) and Amend OES 2024 Budget
21. Proposed Resolution – Acceptance of Tobacco Enforcement Program Grant Funding (ATUPA – Adolescent Tobacco Use Prevention Act)
22. Proposed Resolution – To Accept New York State Department of Health Lead Rental Registry Program Award and Amend 2024 Budget
23. Proposed Resolution – Authorize Acceptance of NYS Homes and Community Renewal and Housing Trust Fund Corporation “Leading in Lead Prevention Pilot Program” and Amend 2024 Budget
24. Proposed Resolution – Amend 2024 Capital Budget for Mason Industrial Park Shovel-Ready Improvements and Authorize Entry in Agreement with County of Chautauqua Industrial Development Agency

25. Proposed Resolution – Authorize Inter-Municipal Agreement with Town of Mina
26. Proposed Resolution – Amend Budgets and Authorize Use of Chautauqua County 2% and 3% Occupancy Tax Reserve Funds for Lawson Boating Heritage Center Structural Repairs
27. Proposed Resolution – Authorizing SEQRA Review of 2% Watershed Occupancy Tax Grant Program Projects for 2025
28. Proposed Resolution – Authorizing SEQRA Review of 2% In-Lake Occupancy Tax Grant Program Projects for 2025
29. Discussion – Various Updates with the Health Department & New State Level Mandated Services – Lacey Wilson, Public Health Director
30. Other –

RENEW AND AMEND

**CHAUTAUQUA COUNTY
RESOLUTION NO. 61-24**

TITLE: Amend 2024 Budget to implement the Women’s Shelter Project within the Chautauqua County American Rescue Plan Act (ARPA) Spending Plan

BY: Human Services and Audit & Control Committees:

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

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

WHEREAS, Chautauqua County received an ARPA award of \$24,649,420, and based on the Treasury Department's revenue loss formula and other guidance, all of the award is available for general county spending; and

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

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

WHEREAS, the Women’s Shelter 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; ~~now therefore be it~~ **and**

WHEREAS, the budget for this project will be rolled from the 2023 Budget to the 2024 Budget with a different resolution so a budget amendment is not needed at this time; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute any necessary agreements forthwith in reference to the project above.

~~RESOLVED, that the Director of Finance is hereby authorized and directed to make the following changes to the 2024 Adopted Budget in order to implement the Women’s Shelter Project:~~

~~**INCREASE APPROPRIATION ACCOUNTS:**~~

~~A.6010. .4 Contractual Social Service Admin \$99,962~~

~~**INCREASE REVENUE ACCOUNT:**~~

~~A.6010. .R408.9ARP Federal Aid Oth Fed Aid ARPA Funds \$99,962~~

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

Potential changes to be made to the Renewed and Amended Resolution for the June Legislature Meeting are Indicated by Strikethrough and Italicized New Text

LOCAL LAW
INTRODUCTORY NO. 14-24
CHAUTAUQUA COUNTY

A LOCAL LAW AMENDING LOCAL LAW 13-22 PROVIDING FOR A
MANAGEMENT SALARY PLAN FOR COUNTY OFFICERS AND EMPLOYEES
(re: ADMINISTRATIVE DIRECTOR, NORTH CHAUTAUQUA COUNTY WATER AND
SEWER DISTRICTS FOR THE LEGISLATIVE DEPARTMENT)

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 13-22, and as amended, to set the salary for Administrative Director, North Chautauqua County Water and Sewer Districts for the Legislative Department.

Section 2. Salary Levels.

The title of Administrative Director, North Chautauqua County Water and Sewer Districts for the Legislative Department shall be placed in Range 9 (\$67,272 - \$103,302) of the 2024 Management Salary Plan.

Section 3. Severability.

In the event any provisions or part of this Local Law shall for any reason be adjudged invalid by a court of competent jurisdiction, such judgment shall not affect, impair or invalidate the remainder of the Local Law.

Section 4. Effective Date.

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

Sponsor: Chairman Pierre Chagnon

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2024 Budget—North Chautauqua Lake Sewer District

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, the North Chautauqua Lake Sewer District’s (District) budgeted amount for Engineering Services is currently located in ESN.8120 and the departmental expenditure should be in ESN.8130; and

WHEREAS, the expenditure account, ESN.8130 Sewage Treatment for Engineering Services will need to be established; and

WHEREAS, the District has been awarded a NYS Environmental Facilities Corporation (EFC) Engineering Planning Grant (EPG) for the Waste Water Treatment Plant Capacity Study in the amount of \$50,000.00 and has accepted; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2024 Adopted Budget:

ESTABLISH AND INCREASE APPROPRIATION ACCOUNT:

ESN.8130.----.4	Contractual—Sewage Treatment	\$60,000
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DECREASE APPROPRIATION ACCOUNT:

ESN.8120.----4	Contractual—Sanitary Sewers	\$10,000
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INCREASE REVENUE ACCOUNT:

ESN:8130.----.R390.2002	NYS Aid—Sewage Treatment	\$50,000
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Purchase of Real Property in the Town of Chautauqua

BY: Public Facilities and Audit & Control Committees:

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr. and Legislative Chairman Pierre E. Chagnon:

WHEREAS, the South Chautauqua Lake Sewer District (District) of the County of Chautauqua is preparing for the construction of Phase 2 of a District extension on the west side of Chautauqua Lake (the Project); and

WHEREAS, the Project includes installation of a sewage pumping station which will require permanent use of approximately 0.08 acres of real property within the bounds of the Project site; and

WHEREAS, approximately 0.08 acres of real property located in the Town of Chautauqua, being part of the parcel described on the Chautauqua County Tax Map as SBL 315.13-1-22.1, is owned by "Karen G. Levy, as Trustee of the Karen G. Levy Family Trust as Amended and Restated on December 31, 2014" (Karen G. Levy) and available for the purchase price of \$7,500.00; and

WHEREAS, Project engineer GHD Consulting Services, Inc. has recommended this property for the construction of the sewage pumping station; and

WHEREAS, by Chautauqua County Resolution No. 147-16 as Renewed and Amended October 25, 2017, titled "Approve SEQRA Findings in Relation to Proposed Sewer Extension for West Side of Chautauqua Lake," the County Legislature found in accordance with Article 8 of New York State Environmental Conservation Law that the requirements of 6 NYCRR Part 617 had been met and that implementation of the proposed action, which included the Project, would not result in any significant adverse environmental impacts, and issued a Negative Declaration; and

WHEREAS, there is sufficient funding available for this purchase in the District's budget, therefore, a budget amendment is not needed; now therefore be it

RESOLVED, That the Chairperson of the South and Center Chautauqua Lake Sewer Districts' Administrative Board is hereby authorized and empowered to execute all necessary documents for the acquisition by the District from Karen G. Levy of the real property being part of the parcel described on the Chautauqua County Tax Map as SBL 315.13-1-22.1 and located in the Town of Chautauqua, for the purchase price of \$7,500.00.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Accept NYSDOT funds for Aviation Capital Project DKK Hangar 1 & 2 Door Rehabilitation

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, Chautauqua County has received a grant from the New York State Department of Transportation (NYSDOT) to pay 90% of the allowable costs incurred in accomplishing the following project at Chautauqua County Dunkirk Airport:

Project is to replace two existing bi-fold hangar doors with new electric bi-fold doors. Category M/WBE/SDVOB goals for this project: CC is 20% MBE, 10% WBE & 6% SDVOB; CN is 10% MBE, 15% WBE & 6% SDVOB; C is 9% MBE, 17% WBE & 6% SDVOB; SC is 7% MBE, 12% WBE & 6% SDVOB. NYSDOT PIN: 5905.95 K007530; and

WHEREAS, Chautauqua County has committed funds for the local share of project costs. Funding shares for project costs are as follows:

State	\$	457,308
Local	\$	<u>50,812</u>
Total Project Cost	\$	508,120

; and

WHEREAS, if Chautauqua County and/or the NYSDOT has requested and received an increase in federal funding for the project based on increased eligible costs, and has authorized the proportionate increase in local funding, the New York State share noted above shall be increased proportionately up to a maximum increase of 15%; now therefore be it

RESOLVED, That Chautauqua County enter into an agreement with the NYSDOT for financial assistance for the project described above for Chautauqua County Dunkirk Airport; and be it also

RESOLVED, That the County Executive of Chautauqua County be authorized to execute all necessary documents on behalf of Chautauqua County with the NYSDOT in connection with the project; and be it also

RESOLVED, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary documents in connection with the project; and be it also

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.878.0000 Fund Balance, Reserved Fund Balance—Reserve for Capital \$50,812

; and be it also

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2024 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.9950.----.9 Interfund Transfers—Transfer to Capital \$ 50,812

INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25254.4 Contractual- Chaut. Co. Airport, DKK Hangar 1 & 2 Door Rehab. \$ 50,812

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

INCREASE CAPITAL REVENUE ACCOUNT:

H.5610.25254.R503.1000 Interfund Transfer – Interfund Transfer \$ 50,812

ESTABLISH & INCREASE CAPITAL REVENUE ACCOUNT:

H.5610.25254.R359.7001 NYS Aid – Airport Capital Grants \$ 457,308

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Accept NYSDOT funds for JHW Terminal & Hangar Facility Improvements (renovations to leasable space & hangar heating system)

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, Chautauqua County has received a grant from the New York State Department of Transportation (NYSDOT) to pay 90% of the allowable costs incurred in accomplishing the following project at Chautauqua County Jamestown Airport:

Project is to improve the existing commercial (restaurant) space within the Jamestown Airport (JHW) terminal building and replace the rapid heating system in an existing hangar. Category M/WBE/SDVOB goals for this project: CC is 20% MBE, 10% WBE & 6% SDVOB; CN is 10% MBE, 15% WBE & 6% SDVOB; C is 9% MBE, 17% WBE & 6% SDVOB; SC is 7% MBE, 12% WBE & 6% SDVOB. NYSDOT PIN: 5903.57 K007529

; and

WHEREAS, Chautauqua County has committed funds for the local share of project costs. Funding shares for project costs are as follows:

State	\$ 1,087,200
Local	\$ 120,800
Total Project Cost	\$ 1,208,000

; and

WHEREAS, if Chautauqua County and/or the NYSDOT has requested and received an increase in federal funding for the project based on increased eligible costs, and has authorized the proportionate increase in local funding, the New York State share noted above shall be increased proportionately up to a maximum increase of 15%; now therefore be it

RESOLVED, That Chautauqua County enter into an agreement with the NYSDOT for financial assistance for the project described above for Chautauqua County Jamestown Airport; and be it also

RESOLVED, That the County Executive of Chautauqua County be authorized to execute all necessary documents on behalf of Chautauqua County with the NYSDOT in connection with the project; and be it also

RESOLVED, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary documents in connection with the project; and be it also

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.878.0000 Fund Balance, Reserved Fund Balance—Reserve for Capital \$ 120,800

; be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2024 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.9950.----.9 Interfund Transfers—Transfer to Capital \$ 120,800

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

ESTABLISH & INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25317.4	Contractual—Chautauqua County Airport, JHW Terminal Bldg Improv (2024)	\$ 120,800
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ESTABLISH & INCREASE CAPITAL REVENUE ACCOUNTS:

H.5610.25317.R503.1000	Interfund Transfer – Interfund Transfer	\$ 120,800
H.5610.25317.R359.7001	NYS Aid – Airport Capital Grants	<u>\$ 1,087,200</u>
	Total	\$ 1,208,000

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Authorize Lease of Dunkirk Office Space for the Chautauqua County Office For Aging Services

BY: Public Facilities, Human Services and Audit & Control Committees:

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

WHEREAS, OFAS relocation to The Chautauqua Center in downtown Dunkirk, an 1840 square foot state-of-the-art space located in the downtown area, will provide better access and privacy to a growing senior population; and

WHEREAS, this location will also provide opportunities for OFAS to collaborate with healthcare, mental health, and other community services within the building to better serve older adults in Chautauqua County; and

WHEREAS, this location will also provide OFAS with more opportunities to host education, health, and wellness programs to under-served older adults; and

WHEREAS, the County is desirous of entering into a ten (10) year lease agreement with The Chautauqua Center for this newly renovated space; therefore be it

RESOLVED, That the County Executive is hereby authorized to execute a lease agreement for office space with The Chautauqua Center on substantially the following terms and conditions:

1. Premises. 1,840 square feet of ground floor space located at 51 East 3rd Street, Dunkirk, New York.
2. Rent. \$12.00 per square foot, which will be \$1,840.00 per month, for the first year, with an annual increase of not greater than 1%.
3. Building Expenses. County will pay a pro-rata share of Lessor's fees, charges and expenses in operating the building, such as property insurance, property taxes, sewer charges, assessments, common area and parking lot maintenance and repair, snowplowing, exterior maintenance, and property management services, to the extent the pro-rata share exceeds a designated per-square foot amount (\$2.40 per square foot for the first year).
4. Build-outs. Renovations requested by the County will be paid for by the County, not to exceed \$75,000 unless approved by the County Executive and within budget appropriations.
5. Term. Ten (10) years, with the term commencing upon substantial completion of buildouts in 2024.
6. Utilities. County's space will be separately metered, and County will pay for gas, electric, water, cleaning, janitorial, telephone, internet, and cable services.
7. Other. As negotiated by the County Executive.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Adjust Budget for Sheridan Salt Shed Replacement Costs

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, the DPF Sheridan Salt Shed suffered unrepairable storm damage in January 2024; and

WHEREAS, replacement costs for a newly constructed salt shed total \$159,211.00; and

WHEREAS, DPF has an established Capital account for Various Salt Sheds with a current balance of \$45,586; and

WHEREAS, the County's insurance company has issued an insurance payment of \$41,757.84 for losses; and

WHEREAS, it is desired to utilize the \$41,757.84 from the insurance payment to cover the additional construction cost for a new salt shed for capital project H.5130.25193 at the DPF Sheridan Highway Facility; and

WHEREAS, DPF has additional unused funds in the Road Salt operating account D.5142.4681.0000; and

WHEREAS, it is desired to utilize \$71,868 from account D.5142.4681.0000 to cover the remainder of the construction costs for a new salt shed for capital project H.5130.25193 at the DPF Sheridan Highway Facility; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2024 Capital Budget:

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNT:

H.5130.25193.R268.0000	Insurance Recoveries-Variou Salt Sheds	\$41,758
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INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5130.25193.4	Contractual – Various Salt Sheds	\$113,626
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INCREASE CAPITAL REVENUE ACCOUNTS:

H.5130.25193.R503.1000	Interfund Transfers – Interfund Transfer	\$71,868
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; and be it further

RESOLVED, That the Director of Finance is hereby authorized make the following changes to the 2024 Adopted Budget:

DECREASE APPROPRIATION ACCOUNTS:

D.5142.----.4	Contractual – Road Salt	\$71,868
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INCREASE APPROPRIATION ACCOUNT:

D.9950.----.9	Interfund Transfers – Transfer to Capital	\$71,868
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Adjust D.5112-Capital Improvement Accounts

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, Chautauqua County's transportation system, which includes roads and bridges, is essential to everyone and it contributes to economic development, job creation and to quality of life; and

WHEREAS, proper maintenance and funding are essential to keeping our roads and bridges in good repair; and

WHEREAS, the Chautauqua County capital budget includes \$5,101,667 in CHIPS Funding for capital improvements; and

WHEREAS, New York State has adjusted the 2024-2025 CHIPS appropriations for Chautauqua County to \$5,120,379.42; and

WHEREAS, the Chautauqua County capital budget includes \$1,285,495 in PAVE-NY funding for capital improvements; and

WHEREAS New York State has adjusted the 2024-2025 PAVE-NY appropriations for Chautauqua County to \$1,289,500.86; and

WHEREAS, the Chautauqua County capital budget includes \$857,996 in Pave our Potholes (POP) funding for capital improvements; and

WHEREAS, New York State has adjusted the 2024-2025 POP appropriations for Chautauqua County to \$859,667.24; and

WHEREAS, New York State has recognized the need for additional funds due to extreme winter weather and it has appropriated funds under the EWR program in the amount of \$841,994.40; and

WHEREAS the County's budget should be amended to conform to these adjustments to funding; now therefore be it

RESOLVED, That the County Executive be and hereby is authorized to execute all necessary documents on behalf of Chautauqua County with New York State, in connection with the funding; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following budgetary changes to the 2024 Adopted Budget:

INCREASE REVENUE ACCOUNTS:

D.5112.391.R350.1000	New York State Aid-NYS Aid CHIPS	\$	18,712
D.5112.391.R350.PAVE	New York State Aid-NYS Aid PAVE NY	\$	9,967
D.5112.391.R350.POP	New York State Aid-NYS AID POP	\$	4,005
D.5112.391.R350.EWR	New York State Aid-NYS Aid – Extreme Weather Recovery	<u>\$</u>	<u>841,994</u>
	Total	\$	874,678

INCREASE APPROPRIATION ACCOUNT:

D.5112.391.4 Contractual-Capital Improvements, Highway Improvements \$874,678

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Authorize Agreement with NY State DOT for Performance of Federal-Aid Project PIN 5764.85

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, a project for the Replacement of the Wiltsie Road County Bridge 194 over Frew Run, BIN 2212300, in the Town of Carroll, Chautauqua County, PIN 5764.85 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program, now estimated to be \$375,000 to be borne at the ratio of 95% Federal funds and 5% County funds; and

WHEREAS, the County of Chautauqua will design, let and construct the Project; 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 5764.85; now therefore be it

RESOLVED, That the County Legislature of the County of Chautauqua hereby approves the Project; and be it 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 be it further

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

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

INCREASE THE USE OF FUND BALANCE:

D.-----915.0000 Fund Balance—Assigned Fund Balance Unappropriated \$ 18,750

; and be it further

RESOLVED, That this Resolution shall take effect immediately and that the Director of Finance is directed to make the following changes to the 2024 Capital Budget:

INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.389.4 Contractual – Capital Improvements, Funded Bridge Program \$375,000

INCREASE CAPITAL REVENUE ACCOUNTS:

D.5112.389.R458.9002 Federal Aid – Surface Transp Program \$356,250

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Agreement with NY State DOT for Performance of Federal-Aid Project
PIN 5764.86

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, the project for the replacement of the Summit Ave. County Bridge 169 over Trib to Chautauqua Lake, BIN 3323660, in the Village of Lakewood, Chautauqua County, PIN 5764.86 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program, now estimated to be \$360,000 to be borne at the ratio of 95% Federal funds and 5% County funds; and

WHEREAS, the County of Chautauqua will design, let and construct the Project; 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 5764.86; now therefore be it

RESOLVED, That the County Legislature of the County of Chautauqua hereby approves the Project; and be it 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 be it further

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

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

INCREASE THE USE OF FUND BALANCE:

D.-----915.0000 Fund Balance—Assigned Fund Balance Unappropriated \$ 18,000

; and be it further

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

INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.389.4 Contractual – Capital Improvements, Funded Bridge Program \$360,000

INCREASE CAPITAL REVENUE ACCOUNT:

D.5112.389.R458.9002 Federal Aid – Surface Transp Program \$342,000

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Authorize Agreement with NY State DOT for Performance of Project PIN 5764.99

BY: Public Facilities and Audit & Control Committees:

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

WHEREAS, a Project for the Replacement of the Central Avenue bridge, County Bridge 382 over Crooked Brook in the City of Dunkirk, Chautauqua County, PIN 5764.99 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program, now estimated to be \$561,335 to be borne at the ratio of 100% State Bridge NY funds; and

WHEREAS, the County of Chautauqua will design, let and construct the Project; and

WHEREAS, the County of Chautauqua desires to advance the Project by making a commitment of 100% of the Project PIN 5764.99 cost; now therefore be it

RESOLVED, That the County Legislature of the County of Chautauqua hereby approves the Project; and be it 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 Project cost or portions thereof; and be it further

RESOLVED, That in the event the Project cost exceeds the amount appropriated above, the County of Chautauqua shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and be it 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 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 within appropriations therefore that are not so eligible; and be it 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 be it further

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

INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.389.4 Contractual – Capital Improvements, Funded Bridge Program	\$561,335
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INCREASE CAPITAL REVENUE ACCOUNT:

D.5112.389.R458.9002 Federal Aid – Surface Transp Program	\$561,335
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2023 Budget for Year End Reconciliations –
Various Departments

BY: Administrative Services and Audit & Control Committees:

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

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

WHEREAS, various departments have received revenues in excess of budget; now therefore be it

RESOLVED That A Fund Balance is appropriated as follows:

INCREASE THE USE OF APPROPRIATED FUND BALANCE:

A.----.----.917.0000	Unassigned Fund Balance – Unassigned Fund Balance	\$ 100,122
A.----.----.899.0000	Restricted Fund Balance – Other Restricted Fund Balance	<u>170,988</u>
	Total	\$ 271,110

; and be it further

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

INCREASE APPROPRIATION ACCOUNTS:

A.1162.1120.4	Contractual - Unified Court Costs - Conflict Admin.	\$ 85,946
A.1410.----.8	Employee Benefits - County Clerk	185
A.1610.----.8	Employee Benefits - Office Services	2,913
A.3010.----.8	Employee Benefits - Emergency Services	41
A.3140.----.8	Employee Benefits - Probation	344
A.3989.----.8	Employee Benefits - Emergency Medical Service	5,835
A.3989.EMS.4	Contractual - Emergency Medical Service-Fly Car	2,107
A.4310.----.2	Equipment - Mental Hygiene Programs	1,760
A.5630.5625.4	Contractual - Bus Operations - CARTS	13,198
A.5630.5625.8	Employee Benefits - Bus Operations - CARTS	10,534
A.5630.5631.4	Contractual - Bus Operations - SUNY	11,250
A.6010.----.8	Employee Benefits - Social Services Admin	18,443
A.6510.----.2	Equipment - Veterans	3,424
A.7110.----.8	Employee Benefits - Parks	8
A.9901.----.9	Interfund Transfers - Transfer to Other Funds	888,501
ESN.9740.----.7	Interest - Debt Service/Capital Notes	14,663
ESP.9740.----.7	Interest - Debt Service/Capital Notes	342
ESS.8120.----.4	Contractual - Sanitary Sewers	20,610
EWN.9740.----.7	Interest - Debt Service/Capital Notes	47,268
M.9089.8000.4	Contractual - Undistributed Benefits-Benefit Surcharge	<u>1,744</u>
	Total	\$1,129,116

DECREASE APPROPRIATION ACCOUNTS:

A.1410.----.1	Personal Services - County Clerk	\$ 185
A.1610.----.4	Contractual - Office Services	2,913
A.3010.----.1	Personal Services - Emergency Services	41

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

A.3140.----.1	Personal Services - Probation	344
A.3989.----.1	Personal Services - Emergency Medical Service	5,835
A.3989.EMS.1	Personal Services - Emergency Medical Service-Fly Car	2,107
A.4310.----.4	Contractual - Mental Hygiene Programs	1,760
A.6102.----.4	Contractual - Medical Assistance MMIS	18,443
A.6510.----.4	Contractual - Veterans	3,424
A.7110.----.2	Equipment - Parks	8
ESN.9730.9732.7	Interest - Debt Service/BANS	14,663
ESP.9730.9734.7	Interest - Debt Service/BANS	342
ESS.8120.----.2	Equipment - Sanitary Sewers	20,610
EWN.9730.----.7	Interest - Debt Service/BANS	<u>47,268</u>
	Total	\$ 117,943

INCREASE REVENUE ACCOUNTS:

A.5630.5625.R178.9000	Departmental Income-Other Transportation Income	\$ 25,542
A.5630.5631.R358.9000	New York State Aid-Transportation	9,440
A.9901.----.R408.9ARP	Federal Aid-Transfer to Other Funds	857,825
A.9950.----.R408.9ARP	Federal Aid-Transfer to Capital	16,500
M.9060.9999.R270.1000	Miscellaneous-Refunds: Prior Yr Exp	<u>1,744</u>
	Total	\$ 911,051

DECREASE REVENUE ACCOUNTS:

A.4017.JAIL.R269.0000	Sale of Property/Compensa-Oth Comp. for Loss	\$ 170,988
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Acceptance of 2024 Crimes Against Revenue Program (“CARP”) Funds

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, the District Attorney’s Office has been awarded a grant in the amount of \$65,000.00 from the New York State Department of Taxation and Finance (“DTF”) pursuant to its Crimes Against Revenue Program (“CARP”) for the period of January 1, 2024 through December 31, 2024; and

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

WHEREAS, the CARP funds are used to fund a part-time Senior Investigator and the partial salary of an Assistant District Attorney; and

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

WHEREAS, these funds have already been included in the 2024 Adopted Budget; now therefore be it

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

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

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

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Authorize Lease Agreement with Sygnet Communications, Inc. at Cherry Creek Cell Tower

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, Sygnet Communications, Inc. (“Sygnet”) and the Chautauqua County Office of the Sheriff (“County”) entered into a certain Lease Agreement dated March 31, 1998, (the “Lease”), for the County to lease space on the Sygnet-owned tower located at 1544 Sanborn Road, Ellington, NY 14732-0000 in the Town (formerly Village) of Cherry Creek (Tax Parcel No. 236.00-1-7)(the “Property”); and

WHEREAS, County and Sygnet’s successor in interest DCS Tower Sub, LLC (“DCS”) desire to amend and continue the lease set forth; and

WHEREAS, this increase does not affect the 2024 Adopted budget therefore no budget amendment is needed; now therefore be it

RESOLVED, That the County Executive is authorized to execute a Lease Agreement with Sygnet to continue the Lease on substantially the following terms and conditions:

1. Term. Up to three (3) additional periods of five (5) years each. The first period starting on March 31, 2025 through March 30, 2030.
2. License Fee. One Thousand Two Hundred Eighty-Seven and 50/100 Dollars (\$1,287.50) per month. This fee shall increase three percent (3%) annually each anniversary.
3. Other. As negotiated by the County Executive and the Sheriff’s Office

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

TITLE: Authorize Agreement with Chautauqua-Cattaraugus Erie II BOCES for Culinary Arts Instruction 2024-2025

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, Chautauqua County is required pursuant to the New York State Correction Law and Education Law to provide appropriate educational services to eligible inmates housed at the County Jail; and

WHEREAS, Chautauqua-Cattaraugus Erie II BOCES has successfully administered various education programs at the jail, and has the ability to oversee a culinary arts program; and

WHEREAS, Chautauqua County desires to offer a culinary arts program to eligible inmates in an effort to assist such inmates in obtaining gainful employment when released from jail, and has negotiated a tentative agreement with BOCES for the period of July 1, 2024 through June 30, 2025, with payments to be made by BOCES to the County of Chautauqua for a total sum not to exceed \$43,500; and

WHEREAS, this revenue has already been included in the 2024 Budget, hence an amendment is not needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with Chautauqua-Cattaraugus Erie II BOCES for a culinary arts instruction program.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Acceptance of New York State’s Law Enforcement Technology (LETECH) Program for FY 2024-2025

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, the New York State Division of Criminal Justice Services (DCJS) has awarded \$471,500 to Chautauqua County Office of the Sheriff for the Law Enforcement Technology (“LETECH”) Program; and

WHEREAS, the State of New York Division of Criminal Justice Services will provide funding for a FY 2024-2025 program in the amount of \$471,500, with no local funds, for a contract period of April 1, 2024 through March 31, 2025; and

WHEREAS, this grant program is not included in the 2024 Adopted Budget; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2024 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.3110.GRNT.2	Equipment – Sheriff Grants	\$ 459,000
A.3110.GRNT.4	Contractual – Sheriff Grants	<u>\$ 12,500</u>
	Total	\$ 471,500

INCREASE REVENUE ACCOUNTS:

A.3110.GRNT.R338.900	State Aid-Other Public Safety	\$471,500
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; and be it also

RESOLVED, That the County Executive is authorized to execute an agreement to secure the grant funding with the New York State Division of Criminal Justice Services.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Emergency Services 2024 Budget Amendment: FY2020 Technical Rescue and Urban Search and Rescue Grant

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, the Office of Emergency Services was awarded funds from the New York State Division of Homeland Security and Emergency Services in the amount of \$105,550; and

WHEREAS, pursuant to Resolution 328-22, the County Executive was authorized to execute an agreement to secure the grant funds with the NYS Division of Homeland Security; and

WHEREAS, when the Office of Emergency Services submitted a State Aid Voucher for reimbursement in the amount of \$98,003 for fiscal year 2023, the voucher was reduced for payment by the NYS Division of Homeland Security when paid in fiscal year 2024 to \$91,196.52; and

WHEREAS, some revenues and expenditures associated with this grant are being repurposed and were not included in the 2024 operating budget; now therefore be it

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

INCREASE THE USE OF FUND BALANCE:

A. ----. ----.917.00 Unassigned Fund Balance – Unassigned Fund Balance \$6,806

; and be it further

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2024 Amended Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3625.----.2 Equipment - Technical Rescue Team \$14,303

INCREASE REVENUE ACCOUNT:

A.3625.----.(R430.5004 Federal Aid-Homeland Security \$7,497

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Accept FY2021 HazMat Grant (FY21HM) and Amend OES 2024 Budget

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, the Office of Emergency Services was awarded a Regional Partnership Grant in the amount of \$90,700 under the 2021 Hazmat Grant Program; and

WHEREAS, the term of the grant is April 1, 2024 thru August 31, 2025; and

WHEREAS, revenues and expenditures associated with this grant were not included in the 2024 operating budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute all necessary agreements to accept the award and subsequent changes to work plans if necessary; and be it also

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2024 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3640.----.2	Equipment – Hazardous Materials	\$90,700
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INCREASE REVENUE ACCOUNT:

A.3640.----.R430.5004	Federal Aid-Homeland Security	\$90,700
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Accept FY2022 HazMat Grant (FY22HM) and Amend OES 2024 Budget

BY: Public Safety and Audit & Control Committees:

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

WHEREAS, the Office of Emergency Services was awarded a Regional Partnership Grant in the amount of \$90,700 under the 2022 Hazmat Grant Program; and

WHEREAS, the term of the grant is April 1, 2024 thru August 31, 2025; and

WHEREAS, revenues and expenditures associated with this grant were not included in the 2024 operating budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute all necessary agreements to accept the award and subsequent changes to work plans if necessary; and be it also

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2024 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.3640.----.2	Equipment-Hazardous Materials	\$90,700
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INCREASE REVENUE ACCOUNT:

A.3640.----.R430.5004	Federal Aid-Homeland Security	\$90,700
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Acceptance of Tobacco Enforcement Program Grant Funding (ATUPA – Adolescent Tobacco Use Prevention Act)

BY: Human Services and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Health Department has received funding for the Tobacco Enforcement Program; and

WHEREAS, the funding is intended to be available from 04/01/2024 to 03/31/2029 with yearly work plans and budgets to be approved by the New York State Department of Health, contract number DOH01-C40107GM-3450000; and

WHEREAS, these activities have already been appropriated in the adopted 2024 County budget; now therefore be it

RESOLVED, That the Chautauqua County Health Department be authorized to apply for such funds each year as long as they are made available by the State; and be it further

RESOLVED, That the County Executive is hereby authorized and empowered to execute the necessary agreements with the State of New York to secure these funds.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: To Accept New York State Department of Health Lead Rental Registry Program Award and Amend 2024 Budget

BY: Human Services and Audit & Control Committees:

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

WHEREAS, Chautauqua County has been awarded a New York State Department of Health (NYSDOH) Lead Rental Registry Program Award totaling \$3,006,500 (\$601,300 per year) for the five-year contract period running from April 1, 2024 through March 30, 2029; and

WHEREAS, the purpose of this grant funding is in response to the New York State Legislature amending the NYS Public Health Law to require property owners of dwellings with two or more units, built prior to 1980, to register their rental units and certify units to be safe from lead hazards every three (3) years. “Communities of Concern” is defined as an area of high risk which the New York State Department of Health has designated as having a higher-than-average prevalence of children with elevated blood lead levels and a significant number of multi-family rental units constructed prior to 1980, as per the NYS Public Health Law. Chautauqua County’s identified zip code as a community of concern is 14701; now therefore be it

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

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2024 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.4090.-----4	Contractual—Chautauqua County Health Department	\$601,300
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INCREASE REVENUE ACCOUNT:

A.4090.-----R348.9000	NYS Aid—Other Health	\$601,300
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Acceptance of NYS Homes and Community Renewal and Housing Trust Fund Corporation “Leading in Lead Prevention Pilot Program” and Amend 2024 Budget

BY: Human Services and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Health Department received notice that the New York State (NYS) Division of Homes and Community Renewal and Housing Trust Fund Corporation approved the application submitted for the Leading in Lead Prevention Pilot Program grant; and

WHEREAS, the State of New York will provide funding for a FY2024 grant in the amount of \$456,874, with no local funds, for the performance period of April 1, 2024 – March 30, 2026; and

WHEREAS, revenues and expenditures associated with this grant were not included in the 2024 Adopted Budget; now therefore be it

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

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2024 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

A.4090.----.4	Contractual—Chautauqua County Health Department	\$456,874
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INCREASE REVENUE ACCOUNT:

A.4090.----.R348.9000	NYS Aid—Other Health	\$456,874
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend 2024 Capital Budget for Mason Industrial Park Shovel-Ready Improvements and Authorize Entry in Agreement with County of Chautauqua Industrial Development Agency

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

AT THE REQUEST OF: County Executive Paul M. Wendel, Jr. and Chairman Pierre Chagnon:

WHEREAS, pursuant to Section 859(9) of the General municipal Law, the County may, in its discretion, contract with the County of Chautauqua Industrial Development Agency (“CCIDA”) to provide services relating to industrial development; and

WHEREAS, the CCIDA and County previously partnered to acquire additional property from Bush Industries to expand the Mason Industrial Park in the Town of Ellicott; and

WHEREAS, the 66 acre site, of which approximately 33 acres is developable, is prime for development, but requires additional investment in due diligence related to getting the site shovel-ready, including but not limited to: completion of State Environmental Quality Review (SEQR); preparation of boundary, topographic, and field survey; completion of phase 1A/1b Archeological Survey; threatened and endangered species environmental review; wetland delineation, report, and preliminary jurisdictional determination; traffic study; and a preliminary geotechnical analysis; and

WHEREAS, if approved by the County Legislature, the CCIDA would share 50% of the expenses of the above stated shovel-ready activities, not to exceed \$90,000 each; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute an agreement with the CCIDA to provide such services, in the amount not to exceed \$90,000.00; and be it further

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

INCREASE THE USE OF FUND BALANCE:

A.----.-----917.0000 Unassigned Fund Balance - Unassigned Fund Balance \$90,000

; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2024 Capital Budget:

INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.6420.37008.4 Contractual—Promotion of Industry, Greenfield Development \$90,000

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorize Inter-Municipal Agreement with Town of Mina

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

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

WHEREAS, Findley Lake within the Town of Mina is an invaluable resource to Chautauqua County and New York State; and

WHEREAS, the environmental health of Findley Lake is threatened with excessive Macrophyte growth and Harmful Algal Blooms (HABs) caused by nutrient influx and internal loading; and

WHEREAS, the Town of Mina received funding through the NYS Department of Environmental Conservation's 2022 Non-Agricultural Nonpoint Source Planning and MS4 Mapping Grant to conduct a Nutrient Study Report for Findley Lake; and

WHEREAS, the Report evaluated the feasibility for projects that reduce internal nutrient loading within Findley Lake and recommended that a Sediment Oxygen Demand Analysis and a Bathymetric Study was necessary to further evaluate the most cost-effective options for an in-lake nutrient control system; and

WHEREAS, the 2024 Budget includes a \$500,000 Lake Fund to improve the attractiveness and usability of the County's lakes; and

WHEREAS, Chautauqua County wishes to enter into an inter-municipal agreement with the Town of Mina for funding to conduct a Sediment Oxygenation Demand Analysis and a Bathymetric Study of Findley Lake at a cost not to exceed \$49,500; now therefore be it

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

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Amend Budgets and Authorize Use of Chautauqua County 2% and 3% Occupancy Tax Reserve Funds for Lawson Boating Heritage Center Structural Repairs

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

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

WHEREAS, The Lawson Boating Heritage Center on Chautauqua Lake (Center) is an invaluable asset to Chautauqua County as a tourism and recreation destination, holds a Charter for a New Museum from the New York State Education Department and is a qualified IRS Section (501)(c)(3) Not for Profit Corporation; and

WHEREAS, the Center is a part of the Chautauqua Lake shoreline, and 75 years of direct exposure to water and ice have resulted in structural deterioration the foundation, which threatens the structural integrity and usability of the Center; and

WHEREAS, the estimated cost to undertake the recommended foundation repairs is approximately \$140,000; and

WHEREAS, a \$75,000 New York State Municipal Facilities Grant (Project # 26465), \$8,060 in contributions from local Charitable Foundations, \$11,600 in capital project funds from the Lawson Boating Heritage Center have been committed to the project; leaving an approximate \$45,000 funding gap; and

WHEREAS, the 2% and 3% Occupancy Tax Program Reserves have unobligated balances of \$676,348 and \$716,631, respectively, for projects of special opportunity and need; therefore be it

RESOLVED, That the Chautauqua County Legislature designates \$22,500 from the 2% Occupancy Tax Program Reserve and \$22,500 from the 3% Occupancy Tax Program Reserve to be disbursed to the Chautauqua County Soil & Water Conservation District for implementation of the remedy; 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 Fund Balance be appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.889.WATR Reserved Fund Balance-MISC RES: Lakes & Watrway	\$22,500
A.----.----.883.0000 Reserved Fund Bal – Reserve for Occupancy Tax	\$22,500

; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following amendment to the 2024 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.8020.WTRS.4	Contractual—Planning, Watershed Administration	\$22,500
A.6420.TOUR.4	Contractual – Promotion of Industry, Tourism	\$22,500

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorizing SEQRA Review of 2% Watershed Occupancy Tax Grant Program Projects for 2025

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

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

WHEREAS, sixteen applications for the 2025 Round of 2% Occupancy Tax Grant Program for Watershed projects were received, and the Review Panel has carefully reviewed and prioritized the requests, now; therefore be it

RESOLVED, That the Chautauqua County Legislature requests the Department of Planning and Development to arrange for the SEQRA review of the top four projects recommended by the Review Panel for 2025 2% Occupancy Tax funding as follows:

Project/Agency or Organization	Rank	Amount Requested	Cumulative Amount
Mayville Lakeside Park Tree & Tourism	1	\$19,769	\$19,769
Canadaway Creek Stabilization	2	\$50,000	\$69,769
Lake Erie Shoreline Improvements	3	\$26,509	\$96,278
Cattaraugus Creek Stabilization	4	\$35,920	\$132,198
Rock Marine Shoreline Stabilization	5	\$50,000	\$182,198
Chautauqua Creek at Mouth	6	\$50,000	\$232,198
Bart's Cove	7	\$42,825	\$275,023
Hideaway Bay	8	\$50,000	\$325,023
Watershed Friendly Landscapes	9	\$34,256	\$359,279
Spears Streambank Stabilization	10	\$21,260	\$380,539
Cattaraugus Creek Bank Stabilization	11	\$50,000	\$430,539
Galloway Road Shoreline Stabilization	12	\$50,000	\$480,539
Crosswinds Bioretention	13	\$24,000	\$504,539
Goose Creek Feasibility Study	14	\$32,800	\$537,339
Longview Stormwater	15	\$22,200	\$559,539
Fluvanna Meeting House Sewer	16	\$28,623	\$588,162
TOTALS		\$588,162	

APPROVED
VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

TITLE: Authorizing SEQRA Review of 2% In-Lake Occupancy Tax Grant Program Projects for 2025

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

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

WHEREAS, thirteen applications for the 2025 Round of 2% Occupancy Tax Grant Program for In-Lake projects were received, and the Review Panel has carefully reviewed and prioritized the requests, now; therefore be it

RESOLVED, That the Chautauqua County Legislature requests the Department of Planning and Development to arrange for the SEQRA review of the top four projects recommended by the Review Panel for 2025 2% Occupancy Tax funding as follows:

Project/Agency or Organization	Rank	Amount Requested	Cumulative Amount
Chautauqua Marina	1	\$50,000	\$50,000
Bear Lake Canal Access Dredging Permitting	2	\$20,000	\$70,000
2025 CLA Operational Assistance	3	\$50,000	\$120,000
Mobitrac Nearshore Cleanup	4	\$50,000	\$170,000
Restoring Native Submerged Aquatic Vegetation	5	\$24,570	\$194,570
Cassadaga Lakes Dredging Permitting	6	\$25,000	\$219,570
Findley Lake Herbicides South	7	\$42,095	\$261,665
North Harmony Plant & Debris Mgt	8	\$50,000	\$311,665
Cassadaga Lakes Dredging	9	\$50,000	\$361,665
CLA Boat Cleaning Station	10	\$50,000	\$411,665
Lily Dale	11	\$10,000	\$421,665
Chautauqua Lake Dredging Pilot	12	\$17,215	\$438,880
Dunkirk Harvesting Access	13	\$42,825	\$481,705
TOTALS		\$481,705	

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date