

**LOCAL LAW
INTRODUCTORY NUMBER 1-18
CHAUTAUQUA COUNTY**

**A LOCAL LAW TO AMEND THE SUSTAINABLE ENERGY LOAN PROGRAM
IN THE COUNTY OF CHAUTAUQUA**

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

Section 1. This Legislature previously enacted Local Law No. 7-17 of the County of Chautauqua (“County”) pursuant to provisions of New York General Municipal Law, to establish a Sustainable Energy Loan Program. This program authorized the Energy Improvement Corporation (“EIC”), a local development corporation acting on behalf of the County, to make funds available to qualified property owners for the installation of renewable energy systems and energy-efficiency measures. The New York State Legislature recently amended certain provisions of the municipal sustainable energy loan program to “eliminate barriers that have been identified that have prevented the program from reaching its full potential.” The amendments to the program, enacted as Chapter 320 of the 2017 Laws of the State of New York, seek to encourage net metered and community solar projects, and will allow the County’s program to use monies available from the State or any State authority, and will permit a more flexible loan standard for commercial properties. Therefore, the purpose of this law is to amend Local Law No. 7-17 to make the County’s Sustainable Energy Loan Program in conformity with changes recently enacted to the New York State enabling legislation.

Section 2. Local Law No. 7-17 of the County of Chautauqua, entitled “A Local Law Establishing a Sustainable Energy Loan Program in the County of Chautauqua,” is hereby amended in its entirety to read as follows:

ARTICLE I

§1. Legislative findings, intent and purpose, authority.

A. It is the policy of both the County of Chautauqua and the State of New York to achieve energy efficiency and renewable energy goals, reduce greenhouse gas emissions, mitigate the effect of global climate change, and advance a clean energy economy. The County of Chautauqua finds that it can fulfill this policy by providing property assessed clean energy financing to property owners for the installation of

renewable energy systems and energy efficiency measures. This chapter establishes a program that will allow the Energy Improvement Corporation (“EIC”), a local development corporation, acting on behalf of the County of Chautauqua pursuant to the municipal agreement to be entered into between the County of Chautauqua and EIC pursuant to Article 5-G of the New York General Municipal Law (the “Municipal Agreement”), to make funds available to qualified property owners that will be repaid by such property owners through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this law and fulfilling an important public purpose.

- B. The County of Chautauqua is authorized to implement this Energize NY Benefit Financing Program pursuant to the Municipal Home Rule Law and Article 5-L of the New York General Municipal Law.
- C. This law shall be known and may be cited as the “Energize NY Benefit Financing Program Law of the County of Chautauqua”.

§2. Definitions

For purposes of this law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

Authority – The New York State Energy Research and Development Authority, as defined by subdivision two of section eighteen hundred fifty-one of the Public Authorities Law, or its successor.

EIC – the Energy Improvement Corporation, a local development corporation, duly organized under section fourteen hundred eleven of the Not-For-Profit Corporation Law, authorized hereby on behalf of the County of Chautauqua to implement the Energize NY Benefit Financing Program by providing funds to qualified property owners (as defined in this law) and providing for repayment of such funds from monies collected by the County of Chautauqua tax collecting officer as a charge to be levied on the real property and collected in the same manner and same form as the County of Chautauqua taxes.

Energy Audit – A formal evaluation or “assessment” of the energy consumption of a permanent building or structural improvement to real property, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of identifying appropriate energy efficiency improvements that could be made to the property.

Energy Efficiency Improvement – Any renovation or retrofitting of a building to reduce energy consumption, such as window and door replacement, lighting, caulking, weatherstripping, air sealing, insulation, and heating and cooling system upgrades, and similar improvements, determined to be cost-effective pursuant to criteria established by

the Authority, not including lighting measures or household appliances that are not permanently fixed to real property.

Qualified Property Owner – An owner of residential or commercial real property located within the boundaries of the County of Chautauqua that is determined to be eligible to participate in the Energize NY Benefit Financing Program under the procedures for eligibility set forth under this law.

Renewable Energy System – An energy generating system for the generation of electric or thermal energy, to be used primarily at such property, except when the Qualified Property Owner is a commercial entity in which case the system may be used for other properties in addition to the subject property, by means of solar thermal, solar photovoltaic, wind, geothermal, anaerobic digester gas-to-electricity systems, fuel cell technologies, or other renewable energy technology approved by the Authority not including the combustion or pyrolysis of solid waste.

Renewable Energy System Feasibility Study – A written study, conducted by a contractor certified by the Authority, or certified by a certifying entity approved by the Authority, for the purpose of determining the feasibility of installing a renewable energy system.

§3. Establishment of an Energize NY Benefit Financing Program

- A. An Energize NY Benefit Financing Program is hereby established by the County of Chautauqua, whereby EIC acting on its behalf pursuant to the Municipal Agreement, may provide funds to Qualified Property Owners in accordance with the procedures set forth under this law, to finance the acquisition, construction and installation of Renewable Energy Systems and Energy Efficiency Improvements and the verification of the installation of such systems and improvements.
- B. For funds provided to a Qualified Property Owner which is a commercial entity, not-for-profit organization, or entity other than an individual, EIC shall have the authority to impose requirements on the maximum amount of funds to be provided, which may consider factors including but not limited to the property value, projected savings, project cost, and existing indebtedness secured by such property.
- C. For financings made to a Qualified Property Owner who is an individual, the funds provided shall not exceed the lesser of: (i) ten percent of the appraised value of the real property where the Renewable Energy Systems and/or Energy Efficiency Improvements will be located, or (ii) the actual cost of installing the Renewable Energy Systems and/or Energy Efficiency Improvements, including the costs of necessary equipment, materials, and labor and the cost of verification of such systems and improvements.

§4. Procedures for eligibility

- A. Any property owner in the County of Chautauqua may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the County of Chautauqua offices.
- B. Every application submitted by a property owner shall be reviewed by EIC acting on behalf of the County of Chautauqua, which shall make a positive or negative determination on such application based upon the criteria for making a financing enumerated in section 5 of this law. EIC may also request further information from the property owner where necessary to aid in its determination.
- C. If a positive determination on an application is made by EIC acting on behalf of the County of Chautauqua, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Energize NY Benefit Financing Program in accordance with the procedure set forth under section 6 of this law; provided that in no case shall a property owner that has received funds from another municipal corporation for the acquisition, construction and installation of Energy Efficiency Improvements and/or Renewable Energy Systems be deemed a Qualified Property Owner.

§5. Application criteria

Upon the submission of an application, EIC acting on behalf of the County of Chautauqua, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

- A. The proposed Energy Efficiency Improvements and/or Renewable Energy Systems are determined to be cost effective based on guidelines issued by the Authority;
- B. The property owner may not be in bankruptcy and the property may not constitute property subject to any pending bankruptcy proceeding;
- C. The amount financed under the Energize NY Benefit Financing Program shall be repaid over a term not to exceed the weighted average of the useful life of Renewable Energy Systems and Energy Efficiency Improvements to be installed on the property as determined by EIC;
- D. Sufficient funds are available from EIC to provide financing to the property owner;
- E. The property owner is current in payments on any existing mortgage;
- F. The property owner is current in payments on any existing real property taxes and has been current on real property taxes for the previous three years; and

G. Such additional criteria, not inconsistent with the criteria set forth above, as the County of Chautauqua, or EIC acting on its behalf, may set from time to time.

§6. Opt-in, Energize NY Finance Agreement

- A. A Qualified Property Owner may participate in the Energize NY Benefit Financing Program through the execution of an energize NY finance agreement made by and between the Qualified Property Owner and EIC, acting on the behalf of the County of Chautauqua (the “Energize NY Finance Agreement”).
- B. Upon execution of the Energize NY Finance Agreement, the Qualified Property Owner shall be eligible to receive funds from EIC acting on behalf of the County of Chautauqua, for the acquisition, construction, and installation of qualifying Renewable Energy Systems and Energy Efficiency Improvements; provided the requirements of Section 7 of this law have been met.
- C. The Energize NY Finance Agreement shall include the terms and conditions of repayment set forth under section 8 of this law.

§7. Energy audit, renewable energy system feasibility study

- A. No funds shall be made available for Energy Efficiency Improvements unless determined to be appropriate through an Energy Audit as defined in Section 2.
- B. No funds shall be made available for a Renewable Energy System unless determined to be feasible through a Renewable Energy System Feasibility Study as defined in Section 2.
- C. The cost of such Energy Audit and/or Renewable Energy System Feasibility Study shall be borne solely by the property owner but may be included in the financed amount if the work is approved.

§8. Terms and conditions of repayment

The Energize NY Finance Agreement between the Qualified Property Owner and EIC acting on behalf of the County of Chautauqua, shall set forth the terms and conditions of repayment in accordance with the following:

- A. The principal amount of the funds paid to the Qualified Property Owner hereunder, together with the interest thereon, shall be paid by the property owner as a charge on their County of Chautauqua tax bill and shall be levied and collected at the same time and in the same manner as County of Chautauqua property taxes, provided that such charge shall be separately listed on the tax bill. The County of Chautauqua shall make payment to EIC or its designee in the amount of all such separately listed

charges within 30 days of the date the payment is due to be made to the County of Chautauqua.

- B. The term of such repayment shall be determined at the time the Energize NY Finance Agreement is executed by the property owner and EIC, provided that in no case shall the term exceed the weighted average of the useful life of the systems and improvements as determined by EIC acting on behalf of the County of Chautauqua.
- C. The rate of interest for the charge shall be fixed by EIC acting on behalf of the County of Chautauqua at the time the Energize NY Finance Agreement is executed by the property owner and EIC.
- D. The charge shall constitute a lien upon the real property benefited by the Energize NY Benefit Financing Program as set forth in Article 5-L of the General Municipal Law and shall run with the land. A transferee of title to the benefited real property shall be required to pay any future installments, including interest thereon.

§9. Verification and report

- A. EIC shall be responsible for verifying and reporting to the County of Chautauqua on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by such Program.
- B. The County of Chautauqua shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Energize NY Benefit Financing Program in such form and manner as the Authority may establish.

Section 3. This local law shall take effect upon filing with the Secretary of State.

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 34-18

Confirm Re-Appointments - Chautauqua County Fire Advisory Board

By Public Safety Committee:

At the Request of Chairman Paul M. Wendel:

WHEREAS, County Executive, George M. Borrello, has submitted the following re-appointments to the Chautauqua County Legislature for action; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby confirms the following re-appointments to the Chautauqua County Fire Advisory Board.

3rd Battalion

Ronald V. Johnson
1265 Norby Rd.
Jamestown, N.Y. 14701
Term Expires: 1/31/19

Jackson Knowlton
2141 Shadyside Rd.
Lakewood, N.Y. 14750
Term Expires: 1/31/19

Sam Salemm
217 Dearing Ave.
Jamestown, N.Y. 14701
Term Expires: 1/31/19

Randall Shampoe, Jr.
690 Clymer Sherman Rd.
Clymer, N.Y. 14724
Term Expires: 1/31/19

Chet Harvey
200 Spring St.
Jamestown, N.Y. 14701
Term Expires: 1/31/19

4th Battalion

Lance Hedlund
14 Dunn Ave.
Jamestown, N.Y. 14701
Term Expires: 1/31/19

Lloyd K. Johnson Jr.
752 N. Park St.
Ellington, N.Y. 14732
Term Expires: 1/31/19

Jeff Molnar
30 Main St.
Bemus Point, N.Y. 14712
Term Expires: 1/31/19

Peter Samuelson
4696 Maple Grove Rd.
Bemus Point, N.Y. 14712
Term Expires: 1/31/19

Barry Swanson
4870 Bayview Rd.
Bemus Point, N.Y. 14712
Term Expires: 1/31/19

Signed: Niebel, Bankoski, Vanstrom, Pavlock, Whitford

RES. NO. 35-18

Confirm Re-Appointment – Southern Tier Extension Railroad Authority Board of Directors

By Planning & Economic Development Committee:

At the Request of County Executive George M. Borrello:

WHEREAS, George M. Borrello, County Executive, has submitted the following re-appointment for action by the Chautauqua County Legislature, therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointment to the Southern Tier Extension Railroad Authority Board of Directors.

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

Frank J. Gould
70 Hoag Road
Ashville, N.Y. 14701
Term Expires: 2/28/21

Signed: Odell, O'Connell, Chagnon, Starks

RES. NO. 36-18

Confirm Re-Appointments - Chautauqua County Visitors Bureau Board of Directors

By Planning & Economic Development Committee:

At the Request of County Executive George M. Borrello:

WHEREAS, per Resolution 66-84 there shall be two legislators named as voting members of the Chautauqua County Visitors Bureau Board of Directors; and

WHEREAS, the Chairman of the Legislature has submitted the following names for re-appointment by the Legislature; now therefore be it

RESOLVED, That the following named individuals be re-appointed to the the Chautauqua County Visitors Bureau Board of Directors.

Kevin Muldowney
10 Beach Rd.
Dunkirk, NY 14048

Elisabeth Rankin
4 Arlington Ave.
Jamestown, NY 14701

Signed: Odell, O'Connell, Chagnon, Starks

RES. NO. 37-18

Public Hearing Procedures for the North Chautauqua Lake Sewer District Scale of Charges

By Public Facilities Committee:

At the Request of County Executive George M. Borrello:

WHEREAS, pursuant to §266 of New York's County Law the Board of Directors of the North Chautauqua Lake Sewer District is required to hold a public hearing prior to adopting a scale of charges, such hearing to be conducted in a manner prescribed by the legislature; and

WHEREAS, Chautauqua County Resolution 18-79 established procedures for the holding of such public hearings; and

WHEREAS, such procedures called for notice of the hearing to be published in both The Post-Journal and the Mayville Sentinel, the latter of which no longer exists; now therefore be it

RESOLVED, That public hearings for the establishment of a scale of charges be held by the district board at a place within the boundaries of the district and that the public notice of the date established by the district board for such hearing shall be published once not less than ten (10) or more than twenty (20) days from such date in The Post Journal; and be it further

RESOLVED, That said public notice shall state that the Board of Directors of the North Chautauqua Lake Sewer District as the administrative body of said district calls a public hearing

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

upon the scale of charges for the collection, conveyance, treatment and disposal of sewage within the North Chautauqua Lake Sewer District to be established pursuant to Section 266 of the County Law and this resolution, together with the place, date, day of the week, and time when such hearing will be held.

Signed: Hemmer, Nazzaro, Scudder

RES. NO. 38-18

Authorize Agreement for Purchase and Removal of County Owned Timber from Property #9 on Warner Road in Town of North Harmony

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the County of Chautauqua solicited competitive bids to sell approximately 192,300 board feet of marked hardwood sawtimber located on County owned property in the Town of North Harmony, and designated on the Chautauqua County Tax Map for the Town of North Harmony as Section 364.00 Block 1 Lot 35 (Reforestation Parcel # 9); and

WHEREAS, bid invitations were sent to reliable bidders and two bids were received in response thereto; and

WHEREAS, Gutchess Lumber Company, 890 McLean Road, Cortland, New York 13045, submitted the highest bid for Reforestation Parcel #9 with a bid in the amount of \$100,107; and

WHEREAS, the total sale amount payable to Chautauqua County is \$100,107, and pursuant to Resolution 164-02, revenue from the sale of timber rights will be dedicated to capital improvements to the County parks system; and

WHEREAS, it is appropriate to accept the bid submitted by Gutchess Lumber Company as the offered prices exceed the fair market appraisal; now, therefore, be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute agreements with Gutchess Lumber Company for the sale and removal of sawtimber on the above-noted property at the above-stated price, with proceeds placed in the Parks Capital account.

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 39-18

Establish Multiyear Parks Capital Improvement Accounts

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the Department of Public Facilities Parks Division is responsible to maintain and improve the parks, overland and water trails; and

WHEREAS, the Department of Public Facilities Parks Division is in need of equipment to perform capital improvement and maintenance of the parks and trails; and

WHEREAS, pursuant to Resolution 164-02, all revenues the Department of Public Facilities Parks Division receives from timber sales are designated for capital improvement to the parks and trails; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to establish the following accounts:

ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.7110.25002.4 Contractual—Parks-Parks Capital Improvements \$170,012

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNT:

H.7110.25002.R265.2000 Sale of Property/Compensa—
Sale of Forest Products \$170,012

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 40-18

Close Capital Projects and Amend 2018 Budget – South Chautauqua Lake Sewer District

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the Chautauqua County Legislature has allocated certain monies for capital projects; and

WHEREAS, the work has been completed for one capital project, and the scope of work has changed for another capital project so the work should be classified as an operating expenditure rather than a capital expenditure; now therefore be it

RESOLVED, That the Director of Finance close capital projects ESS.8130.27806 and ESS.8130.27807 for any further expenditures, and reconcile, post adjustments and begin capitalization as necessary; and be it further

RESOLVED, That upon completion of audit and reconciliation of these closed capital accounts, any surplus or deficit will be adjusted to the appropriate fund; and be it further

RESOLVED, That South Chautauqua Lake Sewer District Fund Balance is adjusted as follows:

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

INCREASE THE USE OF FUND BALANCE:

ESS.-----924.0000 Fund Balance – Net Assets-Unrestricted (Deficit) \$250,000

; and be it further

RESOLVED, That the Director of Finance is authorized make the following changes to the 2018 Budget:

INCREASE APPROPRIATION ACCOUNT:

ESS.8130.4 Contractual – Sewage Treatment \$250,000

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 41-18

Authorize Supplemental Agreement No. 3 with NYSDOT for PIN 5761.00

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, Resolutions 204-14 and 111-16 approved a project for the Rehabilitation of the South Main Street Bridge over Chadakoin River, BIN 2258360 in the City of Jamestown, Chautauqua County, PIN 5761.00 (the "Project") and committed \$4,010,000 to cover 100% of the Project's total cost; and

WHEREAS, the total Project cost is now estimated at \$4,243,988, to be borne at the ratio of 80% Federal funds and 20% Non-Federal funds; and

WHEREAS, New York State's anticipated reimbursement to the County is 75% of the Non-Federal share; and

WHEREAS, the County of Chautauqua desires to advance the Project by making a commitment of 100% of the revised Non-Federal Share for the Project's cost; now therefore be it

RESOLVED, That the County Legislature of the County of Chautauqua hereby approves the advancement of the above-subject Project; and it is further

RESOLVED, That in the event the amount required to pay the full Federal and Non-Federal shares of the cost of the Project's Phases 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 it is further

RESOLVED, That the County Executive of the County of Chautauqua be and is hereby authorized to execute all necessary Agreements, certifications and/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

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

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 the D Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

D.----.----.915.0000 Fund Bal.—Assigned/Unappropriated Fund Balance \$11,700
; and it is further

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

INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.390.4 Contractual – County Bridge Program \$233,988

INCREASE CAPITAL REVENUE ACCOUNTS:

D.5112.390.R458.9002 Federal Aid--Surface Transp Program \$187,190
D.5112.390.R358.9003 New York State Aid--Marchiselli Funds \$ 35,098
Total \$222,288

Signed: Hemmer, Nazzaro, Scudder, Muldowney, Chagnon, Niebel

RES. NO. 42-18

Authorizing the Sale of Curtis Street Residential Property Owned by JCC

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, Jamestown Community College (JCC) currently owns 50 acres of property located on the Jamestown campus at 2835 Curtis Street Extension (the “Property”) in the Town of Ellicott, and designated on the Chautauqua County Tax Map as Tax Parcel No. 370.00-1-19; and

WHEREAS, the Property includes a small pole barn and single family home of approximately 5,131 square feet which was utilized by JCC as office space but is not practical for College use now or in the future; and

WHEREAS, the sale of a portion of the Property consisting of the pole barn, single family home, and 8 acres of land adjacent to said buildings on the Property provides the opportunity to reduce operating costs of the College; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby finds that the pole barn, single family residence, and 8 acres of land adjacent to said buildings on the Property are no longer useful or required for community college purposes by JCC; and be it further

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RESOLVED, That the Chautauqua County Legislature authorizes JCC to effectuate the divestment of the pole barn, single family residence, and 8 acres of land at a sales price of not less than \$300,000.00, not including closing and other related costs, with the foregoing dependent on SUNY Board of Trustee approval

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 43-18

Authorize Lease Agreement with Celebration Hall, LLC for Office Space for the Public Defender Office – Family Court Division

By Public Facilities, Public Safety, and Audit & Control Committees:

At the the Request of County Executive George M. Borrello:

WHEREAS, the County of Chautauqua desires to lease from Celebration Hall, LLC approximately 1,568 square feet of office space on the first floor of the Chautauqua Municipal Building, 2 Academy Street, Mayville, County of Chautauqua, State of New York for use by the Chautauqua County Public Defender’s Office - Family Court Division; and

WHEREAS, negotiations have been undertaken to obtain a lease agreement mutually beneficial to the County of Chautauqua and Celebration Hall, LLC; therefore, be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute a lease agreement with Celebration Hall, LLC upon the following terms and conditions:

- 1) Premises. Approximately 1,568 square feet of office space on the first floor of the Chautauqua Municipal Building.
- 2) Term. March 1, 2018 through February 28, 2023.
- 3) Rent. \$1,100.00 per month for approximately 1,568 square feet.
- 4) Utilities. Landlord shall be responsible for all utilities, including heat and electric. County is responsible for the cost of the phone and computer lines, including installation fees.
- 5) Other. As negotiated by the County Executive; and be it further

RESOLVED, That the County may renew this lease for up to one (1) additional term of five (5) years, subject to the same terms and conditions.

Signed: Hemmer, Nazzaro, Scudder, Niebel, Bankoski, Vanstrom, Pavlock, Whitford, Chagnon, Muldowney

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 44-18

Amend 2018 Budget Appropriations – Real Property Tax Office

By Administrative Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Real Property Tax Office expenses will exceed initial budgetary estimates, as well as some appropriations will have a surplus; therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2018 budget:

INCREASE APPROPRIATION ACCOUNT:

A.1330.----.4	Contractual--Real Property Tax	\$6,000
---------------	--------------------------------	---------

DECREASE APPROPRIATION ACCOUNTS:

A.1362.----.4	Contractual—Tax Advertising & Expense	\$3,000
---------------	---------------------------------------	---------

A.1364.----.4	Contractual—Exp.: Prop Acquired-Tax	<u>\$3,000</u>
---------------	-------------------------------------	----------------

	Total	\$6,000
--	-------	---------

Signed: Scudder, Davis, Muldowney, Himelein, Chagnon, Nazzaro, Niebel

RES. NO. 45-18

Amend 2018 Budget to Consolidate Costs Associated with Health Insurance Administration

By Administrative Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the costs associated with the administration of Health Insurance Benefits are currently budgeted in multiple accounts; and

WHEREAS, it would be advantageous to consolidate the expenses into one account; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2018 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.1430.BENE.1	Personal Services-Human Resources - Health Ins. Benefits	\$105,032
---------------	--	-----------

A.1430.BENE.4	Contractual-Human Resources - Health Ins. Benefits	\$ 8,831
---------------	--	----------

A.1430.BENE.8	Employee Benefits-Human Resources - Health Ins. Benefits	\$ 77,008
---------------	--	-----------

A.1310.----.1	Personal Services - Finance	\$ 26,896
---------------	-----------------------------	-----------

A.1310.----.8	Employee Benefits - Finance	<u>\$ 10,222</u>
---------------	-----------------------------	------------------

	Total	\$227,989
--	-------	-----------

DECREASE APPROPRIATION ACCOUNTS:

A.1710.----.1	Personal Services - Insurance Administration	\$ 72,162
---------------	--	-----------

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

A.1710.----.4	Contractual - Insurance Administration	\$ 11,437
A.1710.----.8	Employee Benefits - Insurance Administration	\$ 36,919
A.1430.----.1	Personal Services - Human Resources	\$ 89,167
A.1430.----.8	Employee Benefits - Human Resources	\$ 39,203
M.1910.----.4	Contractual - Administration	\$ 20,899
	Total	\$269,787

INCREASE REVENUE ACCOUNT:

A.1430.BENE.R221.0ADM	Shared Services--Shared Services Ins Adm	\$190,871
-----------------------	--	-----------

DECREASE REVENUE ACCOUNTS:

A.1710.----.R221.0ADM	Shared Services--Shared Services Ins Adm	\$ 83,400
A.1430.----.R221.0ADM	Shared Services--Shared Services Ins Adm	\$128,370
	Total	\$211,770

Signed: Scudder, Davis, Muldowney, Himelein, Chagnon, Nazzaro, Niebel

RES. NO. 46-18

Authorize Agreement with Silver Creek Central School District for School Resource Officer

By Public Safety and Audit & Control Committees

At the Request of County Executive George M. Borrello:

WHEREAS, the Silver Creek Central School District has requested the Chautauqua County Office of the Sheriff provide a School Resource Officer for the 2018 calendar year; and

WHEREAS, the Chautauqua County Office of the Sheriff has negotiated a tentative agreement with Silver Creek School District to provide a certified School Resource Officer for the 2018 calendar year at an annual cost of \$75,807.13; and

WHEREAS, the County will not be required to incur any additional expenditures to fund this position; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with Silver Creek Central School District for the purpose of providing a School Resource Officer for the 2018 calendar year as set forth above with revenues to be credited to account A.3110.R226.0000.

Signed: Niebel, Bankoski, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 47-18

Amend 2018 Budget for Statewide Interoperability Communications (SICG) Formula Grant Award

By Public Safety and Audit & Control Committees

At the Request of County Executive George M. Borrello:

WHEREAS, the Chautauqua County Office of the Sheriff received notice that the New York State (NYS) Division of Homeland Security and Emergency Services approved the application submitted for the Statewide Interoperability Communications (SICG) formula grant; and

WHEREAS, the State of New York will provide funding for a FY16 grant in the amount of \$657,306.00, with no local funds, for Contract #C198630 for the performance period of January 1, 2017 through December 31, 2018; and

WHEREAS, pursuant to Resolution 144-17, the County Executive was authorized to execute an agreement to secure the grant funding with the NYS Division of Homeland Security and Emergency Services; and

WHEREAS, grant expenditures in 2017 were less than anticipated and the grant expenditures in 2018 will be more than anticipated; now therefore be it

RESOLVED, That the Director of Finance is hereby directed to make the following 2018 budgetary changes:

INCREASE APPROPRIATION ACCOUNT:

A.3020.PSCN.2	Equipment—Publ Safety Communication,	
	Pub Sfty Communications Network	\$92,924

INCREASE REVENUE ACCOUNT:

A.3020.PSCN.R438.9000	Federal Aid—Other Public Safety Aid	\$92,924
-----------------------	-------------------------------------	----------

Signed: Niebel, Bankoski, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney

RES. NO. 48-18

Authorize Acceptance of Funds from the New York State Department of Health for Alzheimer's Caregiver Support Initiative

By Human Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the Offices for the Aging in the seven (7) western New York counties, and the Alzheimer's Association of Western New York, have jointly applied and received grant funds for an Alzheimer's Disease Caregiver Support Initiative for 2018 through 2020 from the New York State Department of Health (NYSDOH); and

WHEREAS, such funds are to be utilized to provide care consultation, coordination, support groups, respite, and other non-institutional services to support Alzheimer's caregivers; and

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

WHEREAS, Chautauqua County Office for the Aging will receive the following funds:

In 2018: \$122,800;

In 2019: \$120,683;

In 2020: \$120,966 and

WHEREAS, such funds have been included in the 2018 budget, however the administrator and amount of the grant have changed; now, therefore be it

RESOLVED, That the County of Chautauqua accepts this funding from the NYSDOH which shall be distributed by the Alzheimer’s Association WNY Chapter for the Alzheimer’s Caregiver Support Initiative; and be it further

RESOLVED, That the County Executive be and hereby is authorized and empowered to execute necessary agreements with the Alzheimer’s Association WNY Chapter and the State of New York to obtain these funds; and be it further

RESOLVED, That the programs funded pursuant to the Alzheimer’s Caregiver Support Initiative Grant shall sunset after the grant funds are exhausted; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following change to the 2018 budget:

INCREASE REVENUE ACCOUNT:

A.6772.R377.2000 New York State Aid--OFA \$ 3,573

INCREASE APPROPRIATION ACCOUNT:

A.6772.----.4 Contractual—Office for the Aging \$23,070

DECREASE APPROPRIATION ACCOUNTS:

A.6772.----.1 Personal Services—Office for the Aging \$ 788

A.6772.----.8 Employee Benefits—Office for the Aging \$18,709

Total \$19,497

Signed: Wilfong, O’Connell, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Niebel

RES. NO. 49-18

Authorize Execution of Attestation for 3.25% Funding Increase to Support Annual Salary and Salary Related Fringe Benefit Costs of Direct Care Staff, Direct Support Professionals, and Clinical Staff at Not-for-Profit Providers through the Department of Mental Hygiene OASAS Programs

By Human Services and Audit & Control Committees:
At the Request of County Executive George M. Borrello:

WHEREAS, Part Q of Chapter 57 of the Laws of 2017 provides funding to support an increase in annual salary and salary-related fringe benefit costs for direct care staff, direct

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

support professionals, and clinical staff at not-for-profit providers as defined by the Commissioner of the New York State Office of Alcoholism and Substance Abuse Services; and

WHEREAS, the statute provides for a 3.25% increase for direct care staff and direct support professionals effective January 1, 2018; and

WHEREAS, effective April 1, 2018, the statute provides for an additional 3.25% increase for direct care staff and direct support professionals, and a new increase of 3.25% for clinical staff; and

WHEREAS, the County is required to submit an attestation confirming that the funding provided to the Department of Mental Hygiene OASAS programs under this statute will be used solely to support annual salary and salary-related fringe benefit increases for direct care staff, direct support professionals, and clinical staff as defined by the New York State Office of Alcoholism and Substance Abuse Services Commissioner; now, therefore be it

RESOLVED, That the County Executive be and hereby is authorized and directed to execute an attestation certifying that the funding provided to Chautauqua County pursuant to Part Q of Chapter 57 of the Laws of 2017 will be used solely to support annual salary and salary-related fringe benefit increases for direct care staff, direct support professionals, and clinical staff as defined by the Commissioner of the New York State Office of Alcoholism and Substance Abuse Services.

Signed: Wilfong, O'Connell, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Niebel

RES. NO. 50-18

Authorize Execution of Attestation for 3.25% Funding Increase to Support Minimum Wage and Workforce COLA Salary and Salary-Related Fringe Benefit Costs of Direct Care Staff, Direct Support Professionals, and Clinical Staff at Not-for-Profit Providers through the Department of Mental Hygiene

By Human Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, Part Q of Chapter 57 of the Laws of 2017 provides funding to support an increase in New York State-mandated minimum wage and workforce COLA salary and salary-related fringe benefit costs for direct care staff, direct support professionals, and clinical staff at not-for-profit providers as defined by the Commissioner of the New York State Office of Mental Health; and

WHEREAS, the statute provides for a 3.25% increase for direct care staff and direct support professionals effective January 1, 2018; and

WHEREAS, effective April 1, 2018, the statute provides for an additional 3.25% increase for direct care staff and direct support professionals, and a new increase of 3.25% for clinical staff; and

WHEREAS, the County is required to submit an attestation confirming that the funding provided to the Department of Mental Hygiene under this statute will be used solely to support New York State-mandated minimum wage and workforce COLA salary and salary-related fringe

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

benefit increases for direct care staff, direct support professionals, and clinical staff as defined by the New York State Office of Mental Health Commissioner; now, therefore be it

RESOLVED, That the County Executive be and hereby is authorized to execute an attestation certifying that the funding provided to Chautauqua County pursuant to Part Q of Chapter 57 of the Laws of 2017 will be used solely to support New York State-mandated minimum wage and workforce COLA salary and salary-related fringe benefit increases for direct care staff, direct support professionals, and clinical staff as defined by the Commissioner of the New York State Office of Mental Health.

Signed: Wilfong, O'Connell, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney, Niebel

RES. NO. 51-18

Accept Grant Funding from New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund Grants Program for B2CI Easements

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the *Chautauqua County Greenway Plan* seeks to capitalize on the County's natural assets by making the County a "four season destination for outdoor active living, nurtured by public/private partnerships" in order to grow the economy and improve the quality of life for its visitors and residents; and

WHEREAS, Chautauqua County residents ranked the Chautauqua Institution to Barcelona Harbor Trail as a top-ranked project in public meetings held in September of 2011, and as a result of this top ranking, the County commissioned the *Barcelona to Chautauqua Institution ("B2CI"): Shared-Use Trail Feasibility Study and Implementation Plan*, which identified that the trail should be constructed in phases; and

WHEREAS, Governor Cuomo launched the Regional Economic Development Councils and the Consolidated Funding Application ("CFA") to provide each region with the tools to create and implement its own roadmap for economic prosperity and job creation, and this community-based model uses local assets to drive local economic growth; and

WHEREAS, the County applied for and was awarded a \$92,511 grant (CFA # 75534) from New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund Grants Program to acquire access easements along segments of the proposed B2CI trail; and

WHEREAS, the cost of the project is estimated to be \$144,861 and approximately 64% of the project shall be funded through the New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund Grants Program; and

WHEREAS, the County is responsible for the remaining 36% of the project through an in-kind match of \$14,578 and a cash match of \$37,772, which is to be appropriated in 2018 from the Reserve for Occupancy Tax because the unused portion of 2017 Occupancy Tax funds for trail establishment and development in Chautauqua County, which is set aside annually by Resolution 94-13, will be returned to the reserve at the end of 2017; and

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

WHEREAS, the County is required to officially accept the New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund Grants Program grant funding and establish the revenue and expense accounts; therefore be it

RESOLVED, That the County Executive is hereby authorized to officially accept the New York State Office of Parks, Recreation and Historic Preservation Environmental Protection Fund Grants Program grant funding and execute all agreements necessary to implement said funding; and be it further

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

INCREASE THE USE OF FUND BALANCE:

A.----.----.883.0000 Fund Balance – Reserve for Occupancy Tax \$37,772

; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2018 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6420.----.4 Contractual—Promotion of Industry \$130,283

INCREASE REVENUE ACCOUNT:

A.6420.R371.5000 NYS Aid: Tourism Promotion \$92,511

Signed: Odell, O’Connell, Chagnon, Starks, Nazzaro, Muldowney, Niebel

RES. NO. 52-18

Allocation of 3% Occupancy Tax Funding from the 2018 Reserve Account to the Jamestown Renaissance Corporation for “Hello Jamestown” Video Campaign

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the Jamestown Renaissance Corporation (“JRC”) filed a 3% Occupancy Tax application in a timely manner, which was inadvertently left out of the review process, and therefore not factored into the Tourism Committee’s recommendations for funding; and

WHEREAS, the application was subsequently independently reviewed by the Tourism Committee and based upon a score of 3.35 out of 5.0, would have been eligible for the 3% Occupancy Tax Tourism Project grant funding; and

WHEREAS, if the application was to be incorporated in to the limited fund pool of \$40,526, it would displace funds for two other viable projects that had previously been recommended to be funded; and

WHEREAS, it was determined by the Tourism Committee that based on JRC’s score, the “Hello Jamestown” video campaign warrants funding in the amount of \$5,272; and

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

WHEREAS, as of February 2018, the current 3% Occupancy Tax Reserve Fund Balance was \$116,207, partially as a result of funds returned to the reserve by JRC from a 2017 project that was not undertaken; and

WHEREAS, the proposed project would greatly benefit Chautauqua County by increasing awareness of the County in the Buffalo market through a variety of media outlets; therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to enter into an agreement in the amount of \$5,272 of 3% Occupancy Tax with the Jamestown Renaissance Corporation to offset expenses associated with the “Hello Jamestown” video campaign; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2018 Budget:

INCREASE THE USE OF APPROPRIATED FUND BALANCE:

A.-----883 Fund Balance, Reserve Fund Bal- Reserve for Occupancy Tax \$5,272

INCREASE APPROPRIATION ACCOUNT:

A.6420.TOUR.4 Contractual – Promotion of Industry, Tourism \$5,272

Signed: Odell, O’Connell, Chagnon, Starks, Nazzaro, Muldowney, Niebel

RES. NO. 53-18

Government Reduction Initiative (GRI) Assistance for the Town of Cherry Creek

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello and Legislator Terry Niebel:

WHEREAS, pursuant to Local Law 4-17 of the County of Chautauqua, the County is authorized pursuant to a duly adopted resolution to provide assistance to other municipalities in Chautauqua County relating to the implementation of the consolidation and dissolution of local government entities, and

WHEREAS, pursuant to the parameters set forth in Resolution 139-17 authorizing such municipal assistance, it is provided that in the event of a village dissolution, the County will provide to a town in which a dissolving village is located a payment equal to the sales tax payment made to the village in the year preceding the dissolution, but not to exceed \$50,000, and that 50% of such payment may be utilized by the town with no restrictions, and 50% of the remaining funds shall be used for purposes previously undertaken by the village, including, but not limited to, youth programs, senior programs, sidewalk snow removal, and debt service reduction; and

WHEREAS, effective January 1, 2018, the Village of Cherry Creek located in the Town of Cherry Creek dissolved, and pursuant to Resolution 139-17, it is appropriate that the County provide assistance to the Town of Cherry Creek for the ongoing transition and expenses to be incurred by the Town now and in the future; therefore be it

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RESOLVED, That for the purpose of enabling the County Executive to enter into an agreement with the Town of Cherry Creek to provide County assistance pursuant to the parameters of Resolution 139-17, the Director of Finance is hereby directed to make the following 2018 budgetary changes:

INCREASE APPROPRIATION ACCOUNT:

A.1010.----.4 Contractual — Legislative Board \$36,303

; and be it further

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.917.0000 Unassigned Fund Balance--Unassigned Fund Balance \$36,303
Signed: Odell, O’Connell, Chagnon, Starks, Nazzaro, Muldowney, Niebel

RES. NO. 54-18

Amend 2017 Budget for Year End Reconciliations – Portland-Pomfret-Dunkirk Sewer District

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Portland Pomfret Dunkirk Sewer District expenses have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Portland Pomfret Dunkirk Sewer District 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 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

ESP.8110.8114.4	Contractual - Administration, Administration	\$1,212
	Contractual - Sanitary Sewers, Sanitary	
ESP.8120.8124.4	Sewers	<u>\$24,051</u>
	Total	\$25,263

DECREASE APPROPRIATION ACCOUNTS:

ESP.8120.8124.2	Equipment - Sanitary Sewers, Sanitary Sewers	\$915
	Contractual - Sewage Treatment, Sewage	
ESP.8130.8134.4	Treatment	\$12,552
ESP.9730.9734.7	Interest - Debt Service, PPDS Debt Service	<u>\$8,464</u>
	Total	\$21,931

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

INCREASE REVENUE ACCOUNTS:

ESP.8110.8114.R212.8000	Departmental Income--Interest & Penalties: Sewer Charges	\$438
ESP.8130.8134.R212.2001	Departmental Income--Chrgs: Sewer Fees	\$2,844
ESP.8130.8134.R277.0000	Miscellaneous--Other Unclassified Rev	<u>\$50</u>
	Total	\$3,332

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 55-18

Amend 2017 Budget for Year End Reconciliations – North Chautauqua Lake Sewer District

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some North Chautauqua Lake Sewer District expenses 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 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

ESN.8110.8112.8	Employee Benefits-Administration, Administration	\$8,787
ESN.8120.8122.4	Contractual-Sanitary Sewers, Sanitary Sewers	\$7,185
ESN.8130.8132.1	Personal Services-Sewage Treatment, Sewage Treatment	\$2,819
ESN.8130.8132.8	Employee Benefits-Sewage Treatment, Sewage Treatment	\$625
ESN.8130.8132.4	Contractual-Sewage Treatment, Sewage Treatment	<u>\$20,094</u>
	Total	\$39,510

DECREASE APPROPRIATION ACCOUNTS:

ESN.8110.8112.1	Personal Services-Administration, Administration	\$ 2,032
ESN.8110.8112.4	Contractual-Administration, Administration	\$ 4,468
ESN.8120.8122.1	Personal Services-Sanitary Sewers, Sanitary Sewers	\$ 2,329
ESN.8120.8122.2	Equipment-Sanitary Sewers, Sanitary Sewers	\$17,946
ESN.8120.8122.8	Employee Benefits-Sanitary Sewers, Sanitary Sewers	<u>\$ 3,985</u>
	Total	\$30,760

INCREASE REVENUE ACCOUNT:

ESN.8130.8132.R266.5000	Sale of Property/Compensa-Sale of Equipment	\$ 8,750
-------------------------	---	----------

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 56-18

Amend 2017 Budget for Year End Reconciliations –South & Center Chautauqua Lake Sewer Districts

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some South & Center Chautauqua Lake Sewer District department expenses 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 2017 budget:

INCREASE APPROPRIATION ACCOUNT:

ESS.8110.----.1 Personal Services--Administration \$7,110

DECREASE APPROPRIATION ACCOUNT:

ESS.8110.----.4 Contractual--Administration \$7,110

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 57-18

Amend 2017 Budget for Year End Reconciliations – Public Facilities Transportation Division

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Public Facilities Department, Transportation Division, expenses have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Public Facilities Department, Transportation Division, 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 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

D.5010.----.8 Employee Benefits - Public Facilities Admin \$2,124

D.5142.----.4 Contractual - Snow Removal: Co Roads \$1,341,710

Total \$1,343,834

DECREASE APPROPRIATION ACCOUNTS:

D.5110.----.4 Contractual - Maintenance of Roads \$160,992

D.5110.----.1 Personal Services - Maintenance of Roads \$367,507

D.5110.----.8 Employee Benefits - Maintenance of Roads \$369,955

Total \$ 898,454

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

INCREASE REVENUE ACCOUNT:

D.5110.----.R496.0000 Federal Aid--Fema Disaster Reimbursement \$445,380
 Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 58-18

Amend 2017 Budget for Year End Reconciliations – Public Facilities Road Machinery Division

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Public Facilities, Road Machinery division, expenses 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 and revenues require the use of DM fund balance; now therefore be it

RESOLVED, That DM Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

DM.-----915.0000 Fund Balance – Assigned/Unappropriated Fund Balance \$15,453

; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2017 budget:

INCREASE APPROPRIATION ACCOUNT:

DM.5130.----.4 Contractual - Road Machinery \$165,279

DECREASE APPROPRIATION ACCOUNTS:

DM.5130.----.1	Personal Services - Road Machinery	\$25,288
DM.5130.----.8	Employee Benefits - Road Machinery	\$15,010
DM.5130.----.7	Debt Services - Interest	\$952
DM.5130.----.2	Equipment - Road Machinery	\$167
	Total	\$41,417

INCREASE REVENUE ACCOUNTS:

DM.5130.----.R230.ODIE	Shared Services--CHRGs: Diesel	\$27,188
DM.5130.----.R230.0GAS	Shared Services--CHRGs: Municipal Gas	\$5,508
	Shared Services--CHRGs: Mechanic	
DM.5130.----.R230.0MEC	Services	\$6,947
DM.5130.----.R265.0000	Sale of Property/Compensa--Sale of Scrap	\$13,210
DM.5130.----.R280.1DIE	Miscellaneous--Interfund Rev: Diesel	\$6,846
DM.5130.----.R230.1GAS	Miscellaneous--Interfund Rev:GAS	\$48,710
	Total	\$108,409

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 59-18

Amend 2017 Budget for Year End Reconciliations – Public Facilities

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Public Facilities department expenses have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, the Public Facilities 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 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.5610.5612.4	Contractual - Chautauqua County Airport-Dunkirk Airport	\$400
A.5630.5625.4	Contractual - Bus Operations--CARTS	\$71,403
A.5630.5631.4	Contractual - Bus Operations--SUNY	\$1,232
A.1620.5080.4	Contractual - Buildings & Grounds-Jail	\$10,437
A.1620.6050.4	Contractual - Buildings & Grounds-DMV-Dunkirk	\$717
A.1620.6080.4	Contractual - Buildings & Grounds-North Co Office Building	\$27
A.1620.7010.4	Contractual - Buildings & Grounds-South Co Office Building	<u>\$48,768</u>
	Total	\$132,984

DECREASE APPROPRIATION ACCOUNTS:

A.5610.5612.8	Employee Benefits - Chautauqua County Airport-Dunkirk Airport	\$400
A.1620.----.1	Personal Services - Buildings & Ground	\$37,970
A.1620.----.8	Employee Benefits - Buildings & Ground	<u>\$21,979</u>
	Total	\$60,349

INCREASE REVENUE ACCOUNTS:

A.5630.5625.R458.9000	Federal Aid--Transportation	\$71,403
A.5630.5631.R358.9000	New York State Aid--Transportation	<u>\$1,232</u>
	Total	\$72,635

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 60-18

Amend 2017 Budget for Year End Reconciliations –Landfill - Environmental

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Landfill Environmental division expenses have exceeded initial budgetary estimates, and some appropriation accounts have a surplus; and

WHEREAS, the Landfill Environmental division has received revenues in excess of budget; now therefore be it

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

EL.8160.1000.2	Depreciable Equipment--Environment-Landfill	\$ 1,255
EL.8160.1000.4	Contractual --Environment- Landfill	\$117,718
EL.8160.6000.4	Contractual --Environment-Closed Landfills	\$ 4,433
EL.8160.7000.4	Contractual --Environment-Recycling	\$ 11,902
EL.8189.----.1	Personal Services --Oth Env-House Haz Waste	\$ 64
EL.9710.----.7	Interest --Debt Service/Serial Bonds	\$ 498
	Total	\$135,870

DECREASE APPROPRIATION ACCOUNTS:

EL.8160.1000.8	Employee Benefits --Environment-Landfill	\$55,672
EL.8160.1000.1	Personal Services --Environment-Landfill	\$37,889
EL.8160.6000.1	Personal Services --Environment-Closed Landfills	\$ 3,640
EL.8160.6000.8	Contractual --Environment-Closed Landfills	\$ 6,786
EL.8189.----.4	Contractual --Oth Env-House Haz Waste	\$ 9,213
EL.8189.----.8	Employee Benefits --Oth Env-House Haz Waste	\$ 529
	Total	\$113,729

INCREASE REVENUE ACCOUNT:

EL.8160.7000.R265.1000 Sale of Property/Compensa--Sale of Recyclables \$ 22,141
Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 61-18

Amend 2017 Budget for Year End Reconciliations – Clerk, Legislative Board

By Administrative Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello and Chairman Paul M. Wendel:

WHEREAS, some Clerk, Legislative Board department expenses 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 2017 budget:

INCREASE APPROPRIATION ACCOUNT:

A.1040.4 Contractual - Clerk, Legislative Board \$355

DECREASE APPROPRIATION ACCOUNT:

A.1040.8 Employee Benefits – Clerk, Legislative Board \$355

Signed: Scudder, Davis, Muldowney, Himelein, Chagnon, Nazzaro, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 62-18

Amend 2017 Budget for Year End Reconciliations – County Clerk

By Administrative Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some County Clerk department expenses 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 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.1410.----.1	Personal Services--County Clerk	\$ 831
A.1410.1411.8	Employee Benefits--County Clerk-Motor Vehicles	\$7,521
A.1460.----.8	Employee Benefits--Records Management	\$ 345
A.6610.----.8	Employee Benefits--Weights & Measures	<u>\$ 891</u>
	TOTAL	\$9,588

DECREASE APPROPRIATION ACCOUNTS:

A.1410.----.4	Contractual--County Clerk	\$ 831
A.1410.1411.1	Personal Services--County Clerk-Motor Vehicles	\$7,521
A.1460.----.4	Contractual--Records Management	\$ 345
A.6610.----.4	Contractual--Weights & Measures	<u>\$ 891</u>
	TOTAL	\$9,588

Signed: Scudder, Davis, Muldowney, Himelein, Chagnon, Nazzaro, Niebel

RES. NO. 63-18

Amend 2017 Budget for Year End Reconciliations – Finance

By Administrative Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Finance Department expenses 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 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.1310.----.1	Personal Services – Department of Finance	\$ 4,054
A.1355.----.4	Contractual - Tax Assessment	\$ 13,963
A.1362.----.2	Equipment - Tax Advertising & Expense	\$ 590

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

A.9730.----.6	Principal - Debt Service	\$ 40,000
A.9730.----.7	Interest - Debt Service	\$ 31,181
A.1985.----.4	Contractual - Municipal Sales Tax	<u>\$650,586</u>
	Total	\$740,374

DECREASE APPROPRIATION ACCOUNT:

A.1310.----.4	Contractual – Department of Finance	\$18,607
---------------	-------------------------------------	----------

INCREASE REVENUE ACCOUNTS:

A.1985.----.R111.0MUN	Non Property Tax Items— Sales Tax-Muni Make Whole	\$650,586
A.9730.----.R118.9000	Non Property Tax Items—Mortgage Tax	<u>\$ 71,181</u>
	Total	\$721,767

Signed: Scudder, Davis, Muldowney, Himelein, Chagnon, Nazzaro, Niebel

RES. NO. 64-18

Amend 2017 Budget for Year End Reconciliations – Health Insurance Fund (M Fund)

By Administrative Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Health Insurance Fund (M Fund) department expenses 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 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

M.9089.8000.4	Contractual - Undistributed Benefits-Benefit Surcharge	\$109,980
M.9089.8000.8	Empl. Benefits - Undistributed Benefits-Benefit Surcharge	<u>\$2,666</u>
	Total	\$112,646

DECREASE APPROPRIATION ACCOUNT:

M.1930.----.4	Contractual - Judgments & Claims	\$112,646
---------------	----------------------------------	-----------

Signed: Scudder, Davis, Muldowney, Himelein, Chagnon, Nazzaro, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 65-18

Amend 2017 Budget for Year End Reconciliations – Board Of Elections

By Administrative Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Board of Elections department expenses 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 2017 budget:

INCREASE APPROPRIATION ACCOUNT:

A.1450.----.1 Personal Services—Board of Elections \$9,362

DECREASE APPROPRIATION ACCOUNT:

A.1450.----.4 Contractual – Board of Elections \$9,362

Signed: Scudder, Davis, Muldowney, Himelein, Chagnon, Nazzaro, Niebel

RES. NO. 66-18

Amend 2017 Budget for Year End Reconciliations – Information Technology Services

By Administrative Services and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Information Technology Services department expenses 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 2017 Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.1610.----.1	Personal Services - OFFICE SERVICES	\$ 3,073
A.1670.----.1	Personal Services - PRINT SHOP	\$ 785
A.1670.----.8	Employee Benefits - PRINT SHOP	\$ 51
A.1670.----.4	Contractual - PRINT SHOP	\$ 9,474
	Employee Benefits - INFORMATION	
A.1680.----.8	TECHNOLOGY	\$16,510
	Personal Services - INFORMATION	
A.1680.GIS.1	TECHNOLOGY, Geographic Info System	\$ 125
	- Total	\$30,018

DECREASE APPROPRIATION ACCOUNT:

A.1610.----.4 Contractual - OFFICE SERVICES \$30,018

Signed: Scudder, Davis, Muldowney, Himelein, Chagnon, Nazzaro, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 67-18

Amend 2017 Budget for Year End Reconciliations – Unified Courts

By Public Safety and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Unified Court expenses 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 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.1162.1120.4	Contractual - Unified Court Costs-Assigned Counsel	\$148,830
A.1162.1180.4	Contractual - Unified Court Costs-Justices & Constables	\$ 70
A.1162.9999.4	Contractual - Unified Court Costs-Miscellaneous	<u>\$ 857</u>
	- Total	\$149,757

DECREASE APPROPRIATION ACCOUNTS:

A.1162.1125.4	Contractual - Unified Court Costs-Indigent Services-Child Custody	\$ 6,404
A.1162.1135.4	Contractual - Unified Court Costs-Supreme Court	\$ 617
A.1162.1140.4	Contractual - Unified Court Costs-Family Court	\$ 1,180
A.1162.1145.4	Contractual - Unified Court Costs-Surrogate Court	\$ 244
A.2490.----.4	Contractual - Community College Tuition	<u>\$141,312</u>
	- Total	\$149,757

Signed: Niebel, Bankoski, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney

RES. NO. 68-18

Amend 2017 Budget for Year End Reconciliations – Emergency Services

By Public Safety and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

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

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.3010.----.8	Employee Benefits-Emergency Services	\$ 9,447
A.3625.----.1	Personal Services-Technical Rescue Team	\$ 66
A.3640.----.8	Employee Benefits-Hazardous Materials	\$ 20
A.3989.----.1	Personal Services-Emergency Medical Service	<u>\$ 933</u>
	Total	\$10,466

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

DECREASE APPROPRIATION ACCOUNTS:

A.3010.----.4	Contractual-Emergency Services	\$ 9,447
A.3625.----.4	Contractual-Technical Rescue Team	\$ 66
A.3640.----.4	Contractual-Hazardous Materials	\$ 20
A.3989.----.4	Contractual-Emergency Medical Service	\$ 933
	Total	\$10,466

Signed: Niebel, Bankoski, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney

RES. NO. 69-18

Amend 2017 Budget for Year End Reconciliations – Public Defender

By Public Safety and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Public Defender department expenses 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 2017 Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.1170.----.4	Contractual – Public Defender	\$9344
A.1170.1172.1	Personal Services – Public Defender, Aid to Defense	\$2601
A.1170.1172.8	Employee Benefits – Public Defender, Aid to Defense	\$ 22
	Total	\$11,967

DECREASE APPROPRIATION ACCOUNT:

A.1170.----.8	Employee Benefits - Public Defender	\$11,967
	Total	\$11,967

Signed: Niebel, Bankoski, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney

RES. NO. 70-18

Amend 2017 Budget for Year End Reconciliations – District Attorney’s Office

By Public Safety and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, the District Attorney’s Office expenses have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.1165.---.1 Personal Services-District Attorney	\$ 7,202
A.1165.---.4 Contractual-District Attorney	<u>\$ 9,274</u>
Total	\$16,476

DECREASE APPROPRIATION ACCOUNT:

A.1165.---.8 Employee Benefits-District Attorney	\$16,476
--	----------

Signed: Niebel, Bankoski, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney

RES. NO. 71-18

Amend 2017 Budget for Year End Reconciliations – Office of the Sheriff

By Public Safety and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Office of the Sheriff expenses have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

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

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2017 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.3020.DISP.1	Personal Services - Publ Safety Communication-Consolidated Dispatch	\$21,369
A.3020.PSCN.4	Contractual - Publ Safety Communication-Pub Sfty Communications Network	\$31
A.3110.----.4	Contractual - Sheriff	\$29,086
A.3110.----.8	Employee Benefits - Sheriff	\$738,113
A.3110.3114.4	Contractual - Sheriff - Pistol Permit	\$22,864
A.3150.----.1	Personal Services - Jail	\$296,909
A.3150.----.4	Contractual - Jail	\$97,376
A.3150.----.8	Employee Benefits - Jail	\$85,908
A.3189.3111.8	Employee Benefits - Other Law Enforcement-Navigation	\$19,821
A.3189.MEDI.1	Personal Services - Other Law Enforcement-Medi-Vac	\$18,376
A.3315.----.1	Personal Services - STOP DWI	<u>\$25,181</u>
	- Total	\$1,355,034

DECREASE APPROPRIATION ACCOUNTS:

A.3020.DISP.4	Contractual - Publ Safety Communication-Consolidated Dispatch	\$420
A.3020.DISP.8	Employee Benefits - Publ Safety Communication-Consolidated	\$23,494

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

	Dispatch	
	Personal Services - Publ Safety Communication-Pub Sfty	
A.3020.PSCN.1	Communications Network	\$3,952
	Employee Benefits - Publ Safety Communication-Pub Sfty	
A.3020.PSCN.8	Communications Network	\$1,091
A.3020.TECH.1	Personal Services - Publ Safety Communication-Technical Services	\$40,285
A.3020.TECH.4	Contractual - Publ Safety Communication-Technical Services	\$3,195
A.3020.TECH.8	Employee Benefits - Publ Safety Communication-Technical Services	\$5,813
A.3110.----.1	Personal Services - Sheriff	\$110,507
A.3110.----.2	Equipment - Sheriff	\$34,558
A.3110.3114.1	Personal Services - Sheriff - Pistol Permit	\$3,783
A.3110.3114.8	Employee Benefits - Sheriff - Pistol Permit	\$1,924
A.3189.3111.1	Personal Services - Other Law Enforcement-Navigation	\$5,468
A.3189.3111.4	Contractual - Other Law Enforcement-Navigation	\$10,026
A.3189.3112.1	Personal Services - Other Law Enforcement-Snowmobile	\$626
A.3189.3112.4	Contractual - Other Law Enforcement-Snowmobile	\$4,009
A.3189.3112.8	Employee Benefits - Other Law Enforcement-Snowmobile	\$9,316
A.3189.MEDI.4	Contractual - Other Law Enforcement-Medi-Vac	\$9,161
A.3189.MEDI.8	Employee Benefits - Other Law Enforcement-Medi-Vac	\$5,464
A.3315.----.4	Contractual - STOP DWI	\$39,240
A.3315.----.8	Employee Benefits - STOP DWI	\$11,364
A.6129.----.4	Contractual - State Training School	<u>\$878,914</u>
	- Total	\$1,202,610

INCREASE REVENUE ACCOUNTS:

A.3020.TECH.R156.0000	Departmental Income-Radio Repair Fees	\$2,798
A.3110..R158.9003	Departmental Income-Other Public Safe Income	\$4,464
A.3110..R240.1000	Use of Money & Property-Interest & Earnings	\$49
A.3110..R261.0001	Fines & Forfeitures-Handicapped Parking Surch	\$477
A.3110..R261.6000	Fines & Forfeitures-Restricted-Forfeiture	\$18,948
A.3110..R266.5000	Sale of Property/Compensa-Sale of Equipment	\$18,475
A.3110..R268.0000	Sale of Property/Compensa-Insurance Recoveries	\$38,183
A.3110..R270.1000	Miscellaneous-Refunds: Prior Yr Exp	\$3,549
A.3110..R270.5000	Miscellaneous-Gifts & Donations	\$3,070
A.3110..R333.0000	New York State Aid-Court Officers	\$3,978
A.3110..R338.9GIV	New York State Aid-Oth Publ Safty: Give Grant	\$3,822
A.3110.3114.R254.5000	Licenses & Permits-Licenses	\$2,932
A.3150..R159.2000	Departmental Income-Employee Meals	\$206
A.3150..R159.2001	Departmental Income-Commisary Reimb	\$3,407
A.3150..R265.5000	Sale of Property/Compensa-Minor Sales	\$135
A.3150..R270.1000	Miscellaneous-Refunds: Prior Yr Exp	\$27,099
A.3189.3111.R331.5000	New York State Aid-Navigation Law Enforcement	<u>\$20,832</u>
	- Total	\$152,424

Signed: Niebel, Bankoski, Vanstrom, Pavlock, Whitford, Chagnon, Nazzaro, Muldowney

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 72-18

Amend 2017 Budget for Year End Reconciliations – Health & Human Services

By Human Services and Audit & Control Committees:
At the Request of County Executive George M. Borrello:

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

WHEREAS, the Health and Human Services 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 2017 Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.2960.TUIT.4 Contractual- Educ: Handicapped Children- Tuition	\$115,000
A.4017.JAIL.4 Contractual- Clinics- Jail	\$ 55,000
A.4025.----.1 Personal Services- Laboratories	\$ 1,300
A.4025.----.8 Employee Benefits- Laboratories	\$ 7,000
A.4042.----.4 Contractual- Rabies Control	\$ 6,500
A.4059.----.1 Personal Services- Early Intervention Program	\$ 4,500
A.4059.----.4 Contractual- Early Intervention Program	\$20,500
A.4189.LEAD.8 Employee Benefits- Other Public Health Progs- Lead Testing	\$ 11,200
A.6119.----.4 Contractual- Child Care (Foster/Inst)	\$180,000
A.6140.----.4 Contractual- Safety Net	\$192,500
A.6142.----.4 Contractual- Emergency Aid for Adults	\$ 4,000
A.6123.----.4 Contractual- Juvenile Delinquent Care	\$ 30,000
Total	\$627,500

DECREASE APPROPRIATION ACCOUNTS:

A.2960.TRAN.4 Contractual- Educ: Handicapped Children- Transportation	\$ 50,000
A.4010.----.4 Contractual- Public Health Admin	\$ 80,000
A.4090.----.1 Personal Services- Environmental Health	\$ 1,300
A.4090.----.8 Employee Benefits- Environmental Health	\$ 18,200
A.4090.----.4 Contractual- Environmental Health	\$ 6,500
A.2960.ADMN.1 Personal Services- Educ: Handicapped Children- Administration	\$ 4,500
A.6010.----.4 Contractual- Social Services Admin	\$60,500
A.6129.----.4 Contractual- State Training School	\$ 30,000
Total	\$251,000

INCREASE REVENUE ACCOUNTS:

A.6119.R181.9000 Departmental Income--Repay: Child Care	\$ 67,500
A.6140.R184.0000 Departmental Income--Repay: Safety Net Assist	\$309,000
Total	\$376,500

Signed: Wilfong, Muldowney, O’Connell, Pavlock, Whitford, Niebel, Chagnon, Nazzaro

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 73-18

Amend 2017 Budget for Year End Reconciliations – Planning and Economic Development

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, some Planning and Economic Development Department expenses 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 2017 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.8020.----.8 Employee Benefits—Planning \$2,612

DECREASE APPROPRIATION ACCOUNT:

A.6420.----.8 Employee Benefits—Promotion of Industry \$2,612

Signed: Odell, O’Connell, Chagnon, Starks, Nazzaro, Muldowney, Niebel

RES. NO. 74-18

Approving SEQRA Determination for New Fuel Farm at Dunkirk Airport

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, a new above-ground fuel farm has been proposed for the Dunkirk Airport to replace the existing in-ground system; and

WHEREAS, DPF and the County Law Department have reviewed the proposed project and determined the project’s status as an “Unlisted” action under the State Environmental Quality Review Act (SEQRA), and a Short Environmental Assessment Form (“SEAF”) has been prepared for the project;

WHEREAS, this Legislature has reviewed the SEAF, a copy of which is on file with the Clerk of the County Legislature; therefore be it

RESOLVED, in consideration of the SEAF, and having considered the facts and conclusions relied on to meet the requirements of 6 NYCRR Part 617, the Chautauqua County Legislature hereby finds in accordance with Article 8 of New York State Environmental Conservation Law that:

- 1) the requirements of 6 NYCRR Part 617 have been met; and
- 2) implementation of the proposed actions will not result in any significant adverse environmental impacts; and be it further

RESOLVED, That the County Executive be and hereby is authorized as may be required to execute a “Negative Declaration” for the proposed action.

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 75-18

A Resolution Authorizing the Issuance of \$650,000 Bonds of the County of Chautauqua, New York, to Pay the Cost of the Design and Construction of a Fuel Farm at the Dunkirk Airport in and for Said County

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing and undertaking of such capital project; now therefore

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

Section 1. The design and construction of a fuel farm at the Dunkirk Airport in the Town of Sheridan, in and for the County of Chautauqua, New York, as well as incidental costs and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$650,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of \$650,000 bonds of said County hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is ten years, pursuant to subdivision 14 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance, consistent with the provisions of the Local Finance Law.

Section 5. The faith and credit of said County of Chautauqua, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

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

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

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

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

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

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

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 76-18

Establishment of Capital Accounts for New Fuel Farm at Dunkirk Airport

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, a new above-ground fuel farm has been approved for the Dunkirk Airport to replace the existing in-ground system; and

WHEREAS, it is appropriate to establish capital accounts for the undertaking of the work; now therefore be it

RESOLVED, That the Director of Finance is authorized and directed to establish accounts for the new fuel farm at the Dunkirk Airport, as follows:

ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25003.4	Contractual—Chautauqua County Airport- Fuel Farm DNK (2018)	\$650,000
----------------	--	-----------

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNT:

H.5610.25003.R571.0000	Proceeds L/T Obligations—Serial Bonds	\$650,000
------------------------	---------------------------------------	-----------

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

RES. NO. 77-18

A Resolution Authorizing the Issuance of \$16,888,000 Bonds of the County of Chautauqua, New York, as Pay the Cost of the Design and Construction of an Extension of the South Chautauqua Lake Sewer District in and for said County

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello and County Legislator Pierre Chagnon:

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to authorize the financing and undertaking of such capital project; NOW THEREFORE,

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

Section 1. The design and construction of improvements for the extension of the South Chautauqua Lake Sewer District to be located in the Town of North Harmony, in and for the County of Chautauqua, New York, including installation of new facilities for the sewer extension that include gravity sewers, pressure sewers, pumping stations, as well as incidental improvements and expenses in connection therewith, is hereby authorized at a maximum estimated cost of \$16,888,000.

Section 2. It is hereby determined that the plan for the financing of the aforesaid maximum estimated cost is by the issuance of not exceeding \$16,888,000 bonds of said County hereby authorized to be issued therefore pursuant to the provisions of the Local Finance Law; provided, however, the amount of bonds to be issued shall be reduced to the extent of grants received currently estimated to be \$7,500,000.

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

Section 4. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell the bonds and bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance, consistent with the provisions of the Local Finance Law.

Section 5. The Director of Finance is hereby further authorized to execute a project finance agreement, and any other agreements with the New York State Environmental Facilities Corporation, including amendments thereto, and including any instruments (or amendments thereto) in the effectuation thereof, in order to effect the financing or refinancing of the object or purpose.

Section 6. The faith and credit of said County of Chautauqua, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such obligations as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. To the extent not paid from assessments within the Extension or other sources, there shall annually be levied on all the taxable real property of said County a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

Section 7. All other matters except as provided herein relating to the serial bonds herein authorized, including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Director of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Director of Finance shall determine consistent with the provisions of the Local Finance Law.

Section 8. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or
- 3) such obligations are authorized in violation of the provisions of the Constitution.

Section 9. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 10. No expenditure shall be made or contract let for the purpose authorized by this bond resolution unless and until the State Comptroller shall consent to such expenditure.

Section 11. This resolution, which takes effects immediately, shall be published in summary form in the official newspapers of such County, together with a notice of the clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 78-18

Establishment of Capital Accounts for South & Center Chautauqua Lake Sewer districts
(S&CCLSD) Extension

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello:

WHEREAS, pursuant to Resolution 264-17, the County Legislature determined it was in the public interest to extend the South & Center Chautauqua Lake Sewer Districts through the Hamlet of Stow on the west side of Chautauqua Lake; and

WHEREAS, it is appropriate to establish capital accounts for the undertaking of the work; now therefore be it

RESOLVED, That the Director of Finance is authorized and directed to establish accounts for the District's capital improvements, as follows:

CHAUTAUQUA COUNTY LEGISLATURE

2/28/18

ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

ESS.8130.27001.4 Contractual—Sewage Treatment—S&CCLSD Extension \$16,888,000

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNT:

ESS.8130.27001.R571.0000 Proceeds L/T Obligations—Serial Bonds \$16,888,000

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

RES. NO. 79-18

Resolution of Intent to Acquire Town of North Harmony Sewer District Facilities and Property Interests for the Extension of the South Chautauqua Lake Sewer District

By Public Facilities and Audit & Control Committees:

At the Request of County Executive George M. Borrello and Legislator Pierre Chagnon:

WHEREAS, pursuant to Resolution 264-17, the County Legislature determined it was in the public interest to extend the South Chautauqua Lake Sewer District (the “County District”) through the Hamlet of Stow on the west side of Chautauqua Lake; and

WHEREAS, the extension of the County District will include an area currently served by a Town of North Harmony Sewer District (the “Town District”), and such area will be converted from being a Town District service area to a County District service area; now therefore be it

RESOLVED, That it is the intent of the County of Chautauqua that upon the completion of the County District extension, the County District shall acquire from the Town of North Harmony all necessary Town District facilities and property interests in order to serve the portion of the County District extension area that will be converted from being within a Town District to being within a County District; and be it further

RESOLVED, That the Board of Directors of the South Chautauqua Lake Sewer District is authorized to execute all necessary agreements and documents to effectuate the intent of this resolution.

Signed: Hemmer, Nazzaro, Scudder, Chagnon, Muldowney, Niebel

CHAUTAUQUA COUNTY
MOTION NO. _____



TITLE: Proclaiming March 19th-23rd Agricultural Literacy Week in Chautauqua County

AT THE REQUEST OF: Legislator Elisabeth Rankin & Legislator John Hemmer:

WHEREAS, Agricultural Literacy Week in New York State is celebrated March 19th – 23rd; and

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, 50 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 Agriculture Program; and

WHEREAS, as of the 2012 USDA Census of Agriculture, Chautauqua County ranks number one in New York State for number of farms – with over 1500 farms that produce a total market value of agricultural products sold of over \$160 million, making it the county's largest industry; and

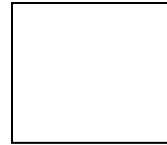
WHEREAS, in Chautauqua County over 200 dairy farms produce enough milk to meet the dietary needs of nearly 700,000 people, 250 grape growers produce 90,000 tons of grapes, and 52 Maple producers make over 6,250 gallons of maple syrup; and

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

KNOWN, That the Chautauqua County Legislature, with great pride, hereby proclaims March 19th – 23rd 2018 as Agricultural Literacy Week in Chautauqua County; and let it be

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.

**CHAUTAUQUA COUNTY
MOTION NO. _____**



TITLE: In Support of State Funding to Support the Treatment and Transition of Incarcerated Individuals with Substance Abuse Disorders in County Jails

AT THE REQUEST OF: Legislator Elisabeth Rankin:

WHEREAS, New York State is engaged in a significant effort to address the rising rate of substance use disorders including the epidemic of opioid and heroin addiction and the increasing number of deaths due to overdose; and

WHEREAS, New York State is taking aggressive steps to address the opioid and heroin epidemic including the rapid expansion of community-based treatment and support services to create a continuum of care to support the individual and family in their recovery; and

WHEREAS, there remains a significant gap in the treatment and support for continuum care being developed by New York State and that is in the local county jails; and

WHEREAS, individuals who suffer from substance abuse disorders (“SUDs”) frequently come into contact with the criminal justice system; and

WHEREAS, the link between offending and SUDs is well established, bringing significant numbers of individuals suffering from addiction into New York State jails; specifically, alcohol and drugs are implicated in roughly 80% of offenses including domestic violence, DWIs, property offenses, drug offenses, and public-order offenses; and

WHEREAS, according to a report conducted by Policy Research Associates on behalf of the New York State Conference of Local Mental Hygiene Directors, County Sheriffs indicated that of the individuals detained in their jails on drug-related charges, 68% previously spent time in their facilities; and

WHEREAS, jail incarceration provides a unique opportunity to offer treatment supports during periods when people are clean and sober; and

WHEREAS, in New York State, counties bear the overwhelming portion of the financial burden for supporting SUD services in their county jails, and it is an ever-increasing burden with a substantial unmet need; and

WHEREAS, 51% of jails have no funding for SUD treatment services despite strong evidence that these services reduce crime, save money, and save lives, and 53% of jails do not have the capacity to directly transition addicted inmates to community treatment programs upon re-entry; and

WHEREAS, a New England Journal of Medicine study found that in the first two weeks after release, former inmates with an opioid use disorder were 12.7 times more likely than other individuals to die of an overdose; and

WHEREAS, a comprehensive re-entry and transition plan for inmates is critically important to minimizing the possibility of drug use, overdose and recidivism, and for those county jails that do have some treatment services, those services are far outpaced by the escalating need for them; and

WHEREAS, the benefits of providing effective SUD services in the county jail setting have proven significant where they occur; specifically, a handful of localities in New York State have supported a level of service through local funding and are reaping significant benefits; and

WHEREAS, Albany County's jail-based Sheriff's Heroin Addiction Recovery Program ("SHARP") provides SUD treatment during incarceration and support services after release, and the program has resulted in a 28% reduction in the recidivism rate; and

WHEREAS, New York State's own cost-benefit analysis of providing jail-based SUD treatment services determined that taxpayers could realize a savings over time of \$2,170 per participant through reductions in recidivism costs, which include local and state incarceration costs, community supervision costs, court and prosecutions costs, and police/field law enforcement costs; and

WHEREAS, the same New York State analysis determined that SUD treatment services in the county jails would save \$676 per participant in costs incurred by victims, which include medical expenses, mental health care, damage to personal property, and lost earnings due to harm or injury; and

WHEREAS, a dedicated New York State funding stream to counties is desperately needed to provide SUD treatment services in the county jails, including screening and assessment at entry, education and counseling services, peer support, medication assisted treatment, and discharge planning to continue treatment post-incarceration; and

WHEREAS, counties are requesting funding of \$12.8 million annually to the local government units ("LGUs") to address the existing gap in the SUD treatment services continuum, support efforts to reduce the human cost of the opioid and heroin epidemic on New Yorkers, and reduce recidivism and victimization; therefore be it

KNOWN, That the Chautauqua County Legislature calls on the Governor of New York State and the Office of Alcoholism and Substance Abuse Services to help combat the heroin and opioid epidemic, save lives, and reduce the rate of recidivism by providing state funding for the treatment and transition of incarcerated individuals with substance use disorders in our county jails; and be it further

MOVED, That the Clerk of the Legislature is hereby directed to forward copies of this Motion to Governor Andrew M. Cuomo, Senator Catharine Young, Assemblyman Andrew Goodell and all others deemed necessary and proper.