

Chautauqua County Legislature

4:00 P.M.

**CALL TO ORDER
ROLL CALL
PRAYER BY LEGISLATOR MULDOWNEY
PLEDGE OF ALLEGIANCE**

**Swearing in New Legislators
By
Judge Stephen Cass**

**Nominations for Chairman of the Legislature
Seconding of Nominations
Roll Call Vote for Chairman
Clerk Tampio Announces Chairman**

ACCEPTANCE SPEECH BY CHAIRMAN

PRIVILEGE OF THE FLOOR

(REPUBLICAN) DESIGNATE NEWSPAPER

We, the undersigned members of the Chautauqua County Legislature, and representing the Republican party, one of the two principal parties into which the people of Chautauqua County are divided, do hereby designate for the year 2018 the POST JOURNAL as the Republican newspaper to publish the concurrent resolutions, election notices and official canvas, all pursuant to Section 214, paragraph 1, of the County Law. Signed: Wendel, Himelein, Hemmer, Rankin, Niebel, Gould, Davis, Scudder, Odell, Wilfong, Pavlock, Chagnon, Muldowney

(DEMOCRATIC) DESIGNATE NEWSPAPER

We, the undersigned members of the Chautauqua County Legislature, and representing the Democratic party, one of the two principal parties into which the people of Chautauqua County are divided, do hereby designate for the year 2018 the OBSERVER as the Democratic newspaper to publish the concurrent resolutions, election notices and official canvas, all pursuant to Section 214, paragraph 1, of the County Law. Signed: Nazzaro, Bankoski, Whitford, Starks, O'Connell

**CHAUTAUQUA COUNTY LEGISLATURE – ORGANIZATIONAL MEETING
01/2/18**

APPOINTMENT OF MAJORITY LEADER AND ASSISTANT

We, the undersigned being the Republican members of the Chautauqua County Legislature hereby designate Legislator David Himelein as the Leader of the Chautauqua County Legislature for the year 2018 in accordance with Local Law No. 6-1969 adopted on the 2nd day of January 1970. And appoint, as the Assistant Leader, Legislator Lisa Vanstrom

Signed: Wendel, Himelein, Hemmer, Rankin, Niebel, Gould, Davis, Scudder, Odell, Wilfong, Pavlock, Chagnon, Muldowney

APPOINTMENT OF MINORITY LEADER AND ASSISTANT

We, the undersigned being the Democratic members of the Chautauqua County Legislature hereby designate Legislator Chuck Nazzaro as the Leader of the Chautauqua County Legislature for the year 2018 in accordance with Local Law No. 6-1969 adopted on the 2nd day of January 1970. And appoint, as the Assistant Leader, Legislator Robert K. Bankoski

Signed: Nazzaro, Bankoski, Starks, Whitford, O'Connell

RESOLUTIONS:

- 1-18 Appointing Clerk to the Legislature**
 - 2-18 Appointing Deputy Clerk/Secretary to the Legislature**
 - 3-18 Confirm Appointment – Public Defender**
 - 4-18 Designation of Official Newspapers – 2018**
 - 5-18 Delegate Authority to Chairman of Legislature to Correct Errors on Tax Rolls and to Provide Refunds and Credits of Taxes Pursuant to Section 554 and 556 of the Real Property Tax Law**
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ANNOUNCEMENTS

PRIVILEGE OF THE FLOOR

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RES. NO. 1-18

Appointing Clerk of the Legislature

At the Request of Chairman David Himelein:

WHEREAS, pursuant to Resolution 179-14, the hours of the Clerk of the County Legislature were expanded to perform the duties of the Financial Analyst; and

WHEREAS, pursuant to Resolution 259-16, the hours of the Clerk of the County Legislature were expanded to perform additional duties as required by the Legislature due to the vacancy in the Legislature's committee secretary position; and

WHEREAS, it would be advantageous to continue having the Clerk perform the duties of the Financial Analyst and committee secretary in 2018; therefore be it

RESOLVED, That Katherine K. Tampio, 39 Hanover Street, Silver Creek, New York, is hereby appointed Clerk of the Chautauqua County Legislature effective January 1, 2018, to serve at the pleasure of the Chairman of the Legislature at an annual salary of \$39,845 for 100% time. Signed: Wendel, Chagnon, Pavlock, Wilfong, Rankin, Odell, Scudder, Davis, Gould, Niebel, Hemmer, Himelein, Muldowney, Starks, Whitford, Bankoski, Nazzaro, Vanstrom, O'Connell

RES. NO. 2-18

Appointing Deputy Clerk/Secretary to the Legislature

At the Request of Legislators:

RESOLVED, That Lori J. Foster, 6228 Ellicott Rd, Brocton, New York be, and hereby is appointed Secretary to the Chautauqua County Legislature for the year 2018 at a salary of \$ 21.76 per hour; and be it further

RESOLVED, That in addition to Secretary to the Legislature, Lori J. Foster be, and hereby is, appointed Deputy Clerk for the Chautauqua County Legislature for the year 2018, and shall be additionally compensated for her duties as Deputy Clerk at an annual salary of \$4,000, effective January 1, 2018.

Signed: Wendel, Chagnon, Pavlock, Wilfong, Rankin, Odell, Scudder, Davis, Gould, Niebel, Hemmer, Himelein, Muldowney, Starks, Whitford, Bankoski, Nazzaro, Vanstrom, O'Connell

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RES. NO. 3-18

Confirm Appointment – Public Defender

Legislature Chairman David Himelein:

RESOLVED, That Nathaniel L. Barone, II, 600-3 Baker St. Ext., Jamestown, New York, be and hereby is appointed Public Defender of Chautauqua County for two (2) years effective January 1, 2018, to be compensated as follows:

2018 – Annual base salary of \$78,795.00 for 100% time, with an additional salary supplement of \$41,374.00 to the extent of available grant funds received from the New York State Office of Indigent Legal Services (OILS) pursuant to Resolution 83-17.

2019 – Annual base salary of \$80,371.00 for 100% time, with an additional salary supplement subject to confirmation by the County Legislature to the extent of available grant funds received from OILS or another source.

Signed: Himelein

RES. NO. 4-18

Designation of Official Newspapers – 2018

At the Request of Chairman David Himelein:

RESOLVED, That the Post Journal, 15 West Second Street, Jamestown, NY and the Observer, 10 East Second Street, Dunkirk, NY be and hereby are designated, pursuant to Section 214, paragraph 2 of the County Law, to be the official newspapers of Chautauqua County during the year 2018 for the publication of all local laws, notices, and other matters required by law to be published.

Signed: Himelein

RES. NO. 5-18

Delegate Authority to Chairman of Legislature to Correct Errors on Tax Rolls and to Provide Refunds and Credits of Taxes Pursuant to Section 554 and 556 of the Real Property Tax Law

At the Request of Chairman David Himelein:

WHEREAS, Sections 554 and 556 of the Real Property Tax Law authorize a tax levying body to delegate its authority to correct errors on tax rolls and to provide refunds and credits of

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taxes where the recommended correction, refund, or credit is Twenty Five Hundred Dollars (\$2,500.00) or less; and

WHEREAS, such delegation would only apply when the County's Director of Real Property Tax Services has investigated and application for correction, refund, or credit and recommend approval based upon that investigation; and

WHEREAS, the delegation of authority would afford the taxpayers of Chautauqua County a mechanism for prompt approval of such applications for correction, refund, or credit; now therefore be it

RESOLVED, That pursuant to Sections 554 and 556 of the Real Property Tax Law, the County Legislature hereby delegates to the Chairman of the Legislature its authority to correct errors on tax rolls and to provide refunds and credits of taxes where the recommended correction, refund, or credit is Twenty Five Hundred Dollars (\$2,500.00) or less; and be it further

RESOLVED, That pursuant to the delegation of authority granted herein, the Chairman of the Legislature is hereby empowered to authorize such correction of errors on tax rolls and to provide refunds and credits of taxes where the recommended correction, refund, or credit is Twenty Five Hundred Dollars (\$2,500.00) or less, without prior audit by the County Legislature; and be it further

RESOLVED, That this resolution will be in effect from this date until December 31, 2018.

Signed: Himelein