

CHAUTAUQUA COUNTY LEGISLATURE

6/28/17

Chautauqua County Legislature

6:30 P.M.

CALL TO ORDER

ROLL CALL

PRAYER BY LEGISLATOR WILFONG

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 5/24/17

PRIVILEGE OF THE FLOOR

(Members of the public may speak on any subject relating to any local law, resolution, or motion appearing on the agenda.

An individual is limited to 3 minutes and a person representing a group shall be limited to 5 minutes)

VETO MESSAGES FROM COUNTY EXECUTIVE HARRIGAN

NO VETOES FROM 5/24/17

6:35 P.M.

PUBLIC HEARINGS:

**Implementation of Chaut. County's 2014 Community Development
Block Grant Program "Chautauqua Septics & Wells" Funded by
the NYS Homes & Community Renewal Housing Trust Fund Corp's.
Office of Community Renewal**

**Potential Application for 2017 Community Development Block Grant
Funding Through the NYS Homes & Community Renewal Housing
Trust Funds Corp.'s Office of Community Renewal *& the Uses of Said Funds**

CERTIFICATE AWARDS

To High School

VALEDICTORIANS

By

County Executive Horrigan

Chairman David Himelein

COMMENDATION:

Village of Falconer

By

Legislator Paul Wendel

Legislator Lisa Vanstrom

CHAUTAUQUA COUNTY LEGISLATURE

6/28/17

**PRESENTATION:
Planning Board's Review of
2018 Capital Projects
By Doug Bowen**

COMMUNICATIONS:

- 1. Letters (2) – County Executive – Apptmt. to Various Board**
 - 2. Report – Finance Director Crow – May 2017 Investment Report**
 - 3. Proof of Publication – 2 CDBG (Project & Application) Grants**
 - 4. Minutes – Chaut. Co. Soil & Water - May/2017**
 - 5. Letter – Director Planning & Ec. Dev. – Re: CCVB's Funding Application**
 - 6. Letter – Senator Young – Re: Ack. Receipt of Res's. 128 & 129-17 (Sales & Occupancy Tax Continuation)**
 - 7. Letter – NYS Dept. of State – Ack. Receipt of LL's 4 & 5-17**
 - 8. Letter – NYS Dept. of State – Ack. Receipt of LL 6-17**
 - 9. Letter - NYS Dept. of Taxation & Finance – Re: New Tax Law – Wireless Communications Surcharge & Repeal of County Law Wireless Surcharge**
 - 10. Capital Budget (2018) & Capital Plan (2019-2023)**
-

**LOCAL LAW INTRO. 6-17 - A Local Law Establishing a Sustainable Energy
Loan Program in the County of Chautauqua**

RESOLUTIONS:

- 159-17 Confirm Appts. – Chautauqua Opportunities Board of Directors**
- 160-17 Confirm Appt. – Chautauqua County Youth Board**
- 161-17 Auth. Agrmt. w/ NYSDOT for Performance of Federal-Aid Project PIN 5761.82**
- 162-17 Acceptance of Funds for the Environmental Assessment for Off Airport Obstruction Removal Project**
- 163-17 Adjust Capital Project Budget for Reconstruction/Repair of Sewer Line in South Chautauqua Lake Sewer District**
- 164-17 Approval to Proceed w/ Transportation Alternatives Prgm. Project on County Road 48 (Dale Drive) in the Village of Cassadaga**
- 165-17 Government Reduction Initiative (GRI) Assistance for the Town of Hanover**
- 166-17 Investment Policy for the County of Chautauqua**
- 167-17 Create & Reallocate Revenue & Appropriation Accounts for EMS Fly Car Program**
- 168-17 Auth. Agrmt. w/Chaut.-Catt.-Erie II BOCES for School Resource Officer**
- 169-17 Auth. Agrmt. w/Chaut.-Catt.-Erie II BOCES for Culinary Arts Instruction**
- 170-17 Adjust 2017 Budget for Dept. of Mental Hygiene – Establishment of PFC Joseph P. Dwyer Peer-to-Peer Veterans Support Program**
- 171-17 Auth. Lse. Agrmt. w/ City of Jamestown – Office Space for Department of Mental Hygiene**

CHAUTAUQUA COUNTY LEGISLATURE

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- 172-17 Designate Chaut. County Legislature as Lead Agency Responsible for State Environmental Quality Review (SEQR) of State Funded Snowmobile Trails**
- 173-17 Environmental Assessment for Establishment of Chaut. County Snowmobile Trail "C1A" in the Towns of Ellington and Cherry Creek**
- 174-17 Auth. Grant Application to "NYSDOS" Division of Planning Local Waterfront Revitalization Prgm. To Fund Economic Impact Analysis of North County Harbors**
- 175-17 Auth. SEQRA Review of Waterways Panel 2018 2% Occupancy Tax Recommendations**
- 176-17 Auth. Allocation of 3% Occupancy Tax Funding from the 2017 Reserve Account for Chautauqua Gran Fondo**
- 177-17 Auth. Use of 3% Bed Tax Reserve for the Dunkirk-Lake Shore 2017 Air Show**
- 178-17 Accepting Grant from Sheldon Foundation for Support of Cooperative Extension**
- 179-17 Authorize Acceptance of Credit Cards for Amounts Owed to the County**
- 180-17 Reallocate Appropriation Accounts to Accommodate Addition of Account Clerk Position for North Chaut. Lake & Portland-Pomfret-Dunkirk Sewer Districts**
- 181-17 Authorize Transfer of Tax Foreclosure Property to Jamestown Urban Renewal Agency (JURA)**
- 182-17 Quit Claim Deeds**
- 183-17 Cancellation of Taxes**

ANNOUNCEMENTS

PRIVILEGE OF THE FLOOR

(A member of the Legislature or the public may speak on any subject.

An individual is limited to 3 minutes and a person representing a group shall be limited to 5 minutes)

LOCAL LAW
INTRODUCTORY NO. 6-17
CHAUTAUQUA COUNTY

A LOCAL LAW ESTABLISHING A SUSTAINABLE ENERGY LOAN PROGRAM
IN THE COUNTY OF CHAUTAUQUA

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

Section 1. Title

This Local Law shall be known and may be cited as the “Energize NY Benefit Financing Program Law of the County of Chautauqua” and shall read as follows:

Section 2. 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 Legislature finds that it can fulfill this policy by providing clean energy financing to property owners for the installation of renewal energy systems and energy efficiency measures. This Local Law establishes a program that will allow the Energy Improvement Corporation (“EIC”), a local development corporation acting on behalf of the County, 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 Local Law and fulfilling an important public purpose.

b. The County is authorized to implement this Energize NY Benefit Financing Program pursuant to Article 5-L of the New York General Municipal Law.

Section 3. Definitions

For purposes of this Local 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 (§1851(2)) of the Public Authorities Law, or its successor.

County – Chautauqua County, State of New York.

EIC – The Energy Improvement Corporation, a local development corporation, duly organized under Section Fourteen Hundred Eleven (§1411) of the Not-for-Profit Corporation Law, authorized hereby on behalf of the County to implement the Energize NY Benefit

Financing Program by providing funds to Qualified Property Owners (as defined in this Local Law), and providing for repayment of such funds from monies collected by the County tax collector as a charge to be levied on the real property and collected in the same manner and same form as the County property 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, weather stripping, air sealing, insulation, and heating and cooling system upgrades, and similar improvements, determined to be cost-effective pursuant to criteria established by the Authority. Energy efficiency improvement shall not include 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 that is determined to be eligible to participate in the Energize NY Benefit Financing Program under the procedures for eligibility as set forth under this Local Law.

Renewable Energy System – An energy generating system for the generation of electric or thermal energy, to be used primarily at such 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.

Section 4. Establishment of an Energize NY Benefit Financing Program

a. An Energize NY Benefit Financing Program is hereby established by the County, whereby EIC, acting on the County’s behalf, may provide funds to Qualified Property Owners in accordance with the procedures set forth under this Local 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. The funds provided shall not exceed the lesser of ten percent (10%) of the appraised value of the real property where the Renewable Energy Systems and/or Energy Efficiency Improvements will be located, or 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.

Section 5. Procedures for Eligibility

a. Any property owner in the County may submit an application to EIC on such forms as prepared by EIC and made available to property owners on the website of EIC and at County offices.

b. Every application submitted by a property owner shall be reviewed by EIC, which shall make a positive or negative determination on such application based upon the criteria for making a financing as enumerated in subsection a of Section 6 of this Local 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, 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 procedures set forth under Section 7 of this Local Law; provided, however, 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.

Section 6. Application Criteria

Upon submission of an application, EIC 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 by the Authority;

b. The proposed Energy Efficiency Improvements and/or Renewable Energy Systems will generate an estimated annual cost savings greater than the annual charge payments;

c. Sufficient funds are available to provide to the property owner;

d. The property owner is current in payments on any existing mortgage;

e. 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 (3) years; and

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

Section 7. Opt-In, Energize Finance Agreement

a. A Qualified Property Owner may participate in the Energize NY Benefit Financing Program through the execution of an Energize Finance Agreement made by and between the Qualified Property Owner and EIC.

b. Upon execution of the Energize Finance Agreement, the Qualified Property Owner shall be eligible to receive funds from EIC for the acquisition, construction, and installation of qualifying Renewable Energy Systems and/or Energy Efficiency Improvements provided the requirements of Section 8 of this Local Law have been met.

c. The Energize Finance Agreement shall include the terms and conditions of repayment set forth under Section 9 of this Local Law.

Section 8. 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 3.

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 3.

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.

Section 9. Terms and Conditions of Repayment

The Energize Finance Agreement between the Qualified Property Owner and EIC 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 Qualified Property Owner as a charge on their real property tax bill and shall be levied and collected at the same time and in the same manner as County taxes, provided that such charge shall be separately listed on the tax bill. The County shall make payment to EIC or its designee in the amount of all such separately listed charges within thirty (30) days of the County real property tax due date.

b. The term of such repayment shall be determined at the time the Energize Finance Agreement is executed by the Qualified Property Owner and EIC; provided, however, that in no case shall the term exceed the weighted average of the useful life of the systems and improvements as determined by EIC.

c. The rate of interest for the charge shall be fixed by EIC at the time the Energize Finance Agreement is executed by the Qualified Property Owner and EIC.

d. The charge shall constitute a lien upon the real property benefited by the Energize NY Benefit Financing Program 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.

Section 10. Verification and Report

a. EIC shall be responsible for verifying and reporting to the County on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by such program.

b. The County 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 11. Severability

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 12. SEQRA Determination

The County Legislature, pursuant to the State Environmental Quality Review Act (SEQRA), hereby finds and determines that this law constitutes a Type II action pursuant to Section 617.5(c)(20), (21), and/or (27) of Title 6 of the New York Code of Rules and Regulations (6 NYCRR) as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection.

Section 13. Effective Date

This Local Law shall take effect upon filing with the Secretary of State.

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RES. NO. 159-17

Confirm Re-Appointments – Chautauqua Opportunities Board of Directors

By Human Services Committee:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, Vincent W. Horrigan, County Executive, has submitted the following re-appointments for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the Chautauqua Opportunities Governing Board.

Joseph A. Gerace
235 Hunt Rd. W.E.
Jamestown, N.Y. 14701
Term Expires: 6/30/18

Dr. John P. Hamels
5996 Welch Hill Rd.
Ripley, N.Y. 14775
Term Expires: 6/30/18

Willie Rosas
768 Central Ave.
Dunkirk, N.Y. 14048
Term Expires: 6/30/18

Benjamin Spitzer
5841 Snug Harbor Dr.
Mayville, N.Y. 14757
Term Expires: 6/30/18

Paul Whitford
58 Harris Avenue
Jamestown, N.Y. 14701
Term Expires: 6/30/18

Nicodemo Piccolo
1 Burgess St.
Silver Creek, N.Y. 14136
Term Expires: 6/30/18

Signed: Tarbrake, Lemon, Whitford, Wilfong

RES. NO. 160-17

Confirm Appointment - Chautauqua County Youth Board

By Human Services Committee:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, County Executive Vincent W. Horrigan, has submitted the following appointment for action by the Chautauqua County Legislature; therefore be it

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

Nicole Roma
702 Washington Ave.
Dunkirk, N.Y. 14048
Term Expires: 12/31/19

Signed: Tarbrake, Lemon, Whitford, Wilfong

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RES. NO. 161-17

Authorize Agreement w/ NYSDOT for Performance of Federal-Aid Project PIN 5761.82

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Project for the Replacement of the County Bridge 1082, Foote Ave. over Chadakoin River, BIN 2258390, in the City of Jamestown, Chautauqua County, PIN 5761.82 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program, now estimated to be \$275,000, to be borne at the ratio of 80% Federal funds, 15% State Funds and 5% County funds; and

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

WHEREAS, the County of Chautauqua desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Project PIN 5761.82; and

WHEREAS, the local share is calculated to be \$13,750 and can be covered with existing funding in capital project D.5112.390; now therefore be it

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

RESOLVED, That the County Legislature of the County of Chautauqua hereby authorizes the County of Chautauqua to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Project or portions thereof; and it is further

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

RESOLVED, That the County Executive of the County of Chautauqua be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the County of Chautauqua with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal-Aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, That a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

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

INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.390.4 Contractual – Capital Improvements, County Bridge Program \$261,250

INCREASE CAPITAL REVENUE ACCOUNTS:

D.5112.390.R458.9002	Federal Aid – Surface Transp Program	\$220,000
D.5112.390.R358.9003	NYS Aid--Marchiselli Funds	<u>\$ 41,250</u>
	Total	\$261,250

Signed: Hemmer, Scudder, Wilfong, Gould, Nazzaro, Chagnon, Borrello, Muldowney

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RES. NO. 162-17

Acceptance of Funds for the Environmental Assessment for Off Airport Obstruction Removal Project

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, Chautauqua County submitted to the FAA a Project Application and received a grant from the Federal Aviation Administration (FAA) to pay 90% of the allowable costs incurred in accomplishing the following project at Chautauqua County/Dunkirk Airport: Obstruction Removal FAA AIP Project No. 3-36-0022-053-2017 (Project); and

WHEREAS, the FAA has approved a project for Chautauqua County/Dunkirk Airport (herein called the "Project") consisting of the removal of obstructions (non-hazard APP or DEP), which is more fully described in the Project agreement, for the Off Airport Obstruction Removal FAA AIP Project No. 3-36-0022-053-2017; and

WHEREAS, the New York State Department of Transportation (NYSDOT) is offering a matching grant to the federal grant for 50% of the non-federal share of the eligible costs; and

WHEREAS, pursuant to Resolution 133-16, Chautauqua County approved the Project as part of the five-year Airport Capital Improvement Plan ("ACIP") and approved submission of an application for FAA and NYS grant funds for the Environmental Assessment for Off Airport Obstruction Removal under the Airport Improvement Program (AIP) and funding shares for the Project are as follows;

Federal	\$ 77,310
State	\$ 4,295
Local	<u>\$ 4,295</u>
Total Project Costs	\$ 85,900

; and

WHEREAS; the Airport Commission has considered and recommended that the County accept this funding as the project is crucial for the operation of the Airport; therefore be it

RESOLVED, That Chautauqua County enter into agreement with the Federal Aviation Administration and the State of New York for financial assistance for the project described above at the Chautauqua County Dunkirk Airport; and be it further

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

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

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.878.0000 Fund Balance, Reserved Fund Balance—Reserve for Capital \$4,295

; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

A.9950.----.9 Interfund Transfers—Transfer to Capital \$ 4,295

ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25989.4 Contractual—EA Obstruct Removal DKK (2017) \$85,900

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNTS:

H.5610.25989.R503.1000 Interfund Transfer – Interfund Transfer \$ 4,295

H.5610.25989.R359.7001 NYS Aid – Airport Capital Grants \$ 4,295

H.5610.25989.R459.2000 Federal Aid – Airport Federal Capital Grants \$77,310

Total \$85,900

Signed: Hemmer, Wilfong, Gould, Chagnon, Nazzaro, Muldowney, Borrello

RES. NO. 163-17

Adjust Capital Project Budget for Reconstruction/Repair of Sewer Line in South Chautauqua Lake Sewer District

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Administrative Board of the South Chautauqua Lake Sewer District approved the use of contingency funds for an emergency pipe line project; and

WHEREAS, contingency funds are adequate to cover the cost of the repairs; now therefore be it

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

DECREASE APPROPRIATION ACCOUNT:

ESS.9089.4 Contractual—Undistributed Benefits \$78,750
(Contingency Account)

INCREASE APPROPRIATION ACCOUNT:

ESS.8130.27806.4 Contractual—Sewage Treatment \$78,750
Reconstr/Repair Swr Lines (2010)

Signed: Hemmer, Scudder, Wilfong, Gould, Chagnon, Nazzaro, Muldowney, Borrello

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RES. NO. 164-17

Approval to Proceed with Transportation Alternatives Program Project on County Road 48 (Dale Drive) in the Village of Cassadaga

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, there is currently a lack of bicycle and pedestrian access along County Road 48 (a.k.a Dale Drive) in the Village of Cassadaga; and

WHEREAS, this area is a popular tourist destination that attracts many cyclists and pedestrians adjacent to Cassadaga Lake; and

WHEREAS, the non-profit civic improvement group Citizens for a Better Cassadaga started a complete streets initiative for Cassadaga, in which it created a plan to provide improved biking and walking opportunities around the full perimeter of Cassadaga Lake; and

WHEREAS, improvements to biking and walking opportunities on Dale Drive has been highlighted as one of the top improvement priorities of Citizens for a Better Cassadaga; and

WHEREAS, the Department of Public Facilities applied for funding under the 2016 Transportation Alternatives Program – Congestion Mitigation and Air Quality Improvement Program, administered by the New York State Department of Transportation, for a shoulder expansion project to provide a safer, more efficient mode of bicycle and pedestrian travel for residents and visitors on Dale Drive in the Village of Cassadaga; and

WHEREAS, the Department of Public Facilities was awarded funding under the Transportation Alternatives Program – Congestion Mitigation and Air Quality Improvement Program for the Dale Drive Shoulder Expansion project, with 80% federal funding (\$588,000) and a 20% local match of non-federal funding (\$147,000); and

WHEREAS, the County will be required to enter into a State/Local Agreement with the New York State Department of Transportation, which will require future resolutions to authorize the County Executive to execute various phases of said agreement; therefore be it

RESOLVED, That the Legislature for the County of Chautauqua authorizes the Department of Public Facilities to proceed with the Dale Drive Shoulder Expansion Project.
Signed: Scudder, Wilfong, Gould, Chagnon, Nazzaro, Muldowney, Borrello

RES. NO. 165-17

Government Reduction Initiative (GRI) Assistance for the Town of Hanover

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan, County Legislator George Borrello, and County 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

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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, 2017, the Village of Forestville located in the Town of Hanover dissolved, and pursuant to Resolution 139-17, it is appropriate that the County provide assistance to the Town of Hanover for the ongoing transition and expenses to be incurred by the Town now and in the future; therefore be it

RESOLVED, That for the purpose of enabling the County Executive to enter into an agreement with the Town of Hanover to provide County assistance pursuant to the parameters of Resolution 139-17, the Director of Finance is hereby directed to make the following 2017 budgetary changes:

INCREASE THE USE OF FUND BALANCE:

A.----.----.917.0000 Unassigned Fund Balance--Unassigned Fund Balance \$50,000

INCREASE APPROPRIATION ACCOUNT:

A.1010.----.4 Contractual — Legislative Board \$50,000

Signed: Scudder, Vanstrom, Whitford, Starks, Chagnon, Nazzaro, Muldowney, Borrello, Gould

RES. NO. 166-17
Investment Policy for the County of Chautauqua

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan and Audit & Control Committee:

WHEREAS, pursuant to Local Law 4-04 of the County of Chautauqua, the Chautauqua County Charter was amended to provide that the County Legislature shall annually adopt by resolution an investment policy prior to the County Executive's preparation of the tentative budget; and

WHEREAS, New York State General Municipal Law §39 also requires the County to adopt a comprehensive investment policy; and

WHEREAS, pursuant to Resolution 93-17, the County Legislature approved a Corrective Action Plan (CAP) in response to an audit by the Office of the State Comptroller (OSC) which in part included plans of action appropriate for inclusion in an update to the County Investment Policy; therefore be it

RESOLVED, That the County Investment Policy is hereby amended to read as follows:

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I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on the County's own behalf or on behalf of any other entity or individual. The policy and procedure herein shall be in addition to any other requirements set forth in the Chautauqua County Charter, Chautauqua County Administrative Code and applicable law.

II. OBJECTIVES

The primary objectives of the County's investment activities are, in priority order,

- *to conform with all applicable federal, state and other legal requirements (legality);
- *to adequately safeguard principal (safety);
- *to provide sufficient liquidity to meet all operating requirements (liquidity); and
- *to obtain reasonable rate of return (yield).

III. DELEGATION OF AUTHORITY

The County's responsibility for administration of the investment program is delegated to the Director of Finance who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability, based on a database or records incorporating description and amounts of investments, transaction dates, and other relevant information, and to regulate the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion, and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the County to diversify its deposits and investments by financial institution, by investment instrument, and by maturity schedule.

VI. INTERNAL CONTROLS

It is the policy of the County for all moneys collected by any officer or employee of the government to transfer those funds to the Director of Finance within two (2) days of ~~deposit~~ receipt, or within the time period specified in law, whichever is shorter.

The Director of Finance is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITARIES

The banks and trust companies authorized for the deposit of monies, up to the maximum amount of \$40,000,000 for each institution, are:

Community Bank Key Bank of New York Lakeshore Savings & Loan

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M & T Bank	Jamestown Savings Bank	Bank of America
Evans Bank, N.A.	Citizen's Bank N.A.	JP Morgan Chase, N.A.
PayPal	First Niagara Bank	

VIII. COLLATERALIZING OF DEPOSITS

In accordance with the provision of General Municipal Law, Section 10, all deposits of the County, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured by one or more of the following:

1. By a pledge of "eligible securities" with an aggregate "market value," or provided by general Municipal Law, Section 10, equal to the aggregate amount of deposits from the categories as designated and approved by the New York State Comptroller.
2. By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims - paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

IX. SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depository bank or trust company subject to security and custodial agreements. The security agreement shall provide that eligible securities are being pledged to secure the County deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released, and the events which will enable the County to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the County, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the County or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution, or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility.

Such agreement shall include all provisions necessary to provide the County a perfected interest in the securities.

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X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, Section 11, the County authorizes the Director of Finance to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- *Special time deposit accounts;
- *Certificates of deposit;
- *Obligations of the United States of America;
- *Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America;
- *Obligations of the State of New York;
- *Obligations issued pursuant to Local Finance Law Section 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district, or district corporation other than the County;
- *Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorize such investments;
- *Certificates of Participation (COPS) issued pursuant to GML, Section 109-b;
- *Obligations of the County, but only with any moneys in a reserve fund established pursuant to GML, Section 6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n;

All investment obligations shall be payable or redeemable at the option of the County within such time as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the County within two years of the date of purchase.

XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The County shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution or dealer. All financial institutions with which the County conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the County. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Director of Finance is responsible for evaluating the financial position and maintaining a listing of proposed depositaries, trading partners and custodians. Such listing shall be evaluated at least annually.

The financial institutions and dealers, authorized for investment, up to an aggregate amount of \$100 million, are as follows:

Prudential Securities	Crew & Associates
Merrill Lynch	Mischler Financial Group
Bank of New York	Federal Reserve Bank –Treasury Direct
First Empire Securities	Manufacturer’s & Traders Trust Co.
Morgan Stanley	Financer Securities
McDonald Investments	JP Morgan Chase, N.A.
Wachovia Securities	Greenwich Capital
Edward Jones	Duncan-Williams Inc.

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The authorized custodians, up to an aggregate amount of \$100 million, are as follows:

Bank of New York	RIBS Greenwich Capital
Federal Reserve Bank	Manufacturer's & Traders Trust Co.
Wachovia Securities	Wilmington Trust
Edward Jones	First Niagara Bank
Morgan Stanley	JP Morgan Chase, N.A.

XII. PURCHASE AND SALE OF INVESTMENTS

The Director of Finance is authorized to contract for the purchase and sale of investments:

1. From an authorized trading partner, including through a repurchase agreement, future, or option contract.
2. By participation in a cooperative investment program with another governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the County.
3. By utilizing an ongoing investment program with an authorized tracking partner pursuant to a contract authorized by the County.

All purchased obligations, unless registered or inscribed in the name of the County, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold, or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the County by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Section 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the County a perfected interest in the securities.

The Director of Finance shall notify the County Attorney and obtain approval as to the legality of an investment prior to making purchases of any new type of investment not currently in the County's portfolio. With regard to obligations issued by any municipality, school district, or district corporation other than the County, or obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies, the Director of Finance shall also receive the approval of the County Attorney as to the legality of the investment prior to making purchases of such investments.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

* All repurchase agreements must be entered into subject to a Master Repurchase Agreement. Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.

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* Obligations shall be limited to obligations of the United States of America, and obligations guaranteed by agencies of the United States of America, where principal and interest are guaranteed by the United States of America.

* No substitution of securities will be allowed.

* The custodian shall be a part other than the trading partner.

XIV. OVERSIGHT OF INVESTMENT PROGRAM

The Director of Finance shall provide written monthly investment reports to all County Legislators and the County Attorney which shall be accompanied by the actual monthly investment statements showing the County's current holdings, all transactions during the statement period, and realized and unrealized gains and losses. On not less than a quarterly basis, the Audit & Control Committee of the County Legislature shall discuss the status of the investment program at its regular committee meetings, including the four (4) objectives set forth in the County's Investment Policy. The Audit & Control Committee shall also on not less than an annual basis undertake a review with a financial advisor of the County's current investment holdings.

Signed: Scudder, Vanstrom, Whitford, Starks, Chagnon, Nazzaro, Borrello, Gould, Muldowney (Amended in A.S. to strike "First Niagara Bank")

RES. NO. 167-17

Create and Reallocate Revenue and Appropriation Accounts for EMS Fly Car Program

By Public Safety and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Chautauqua County Office of Emergency Services is developing a fly car program; and

WHEREAS, a new sub department is needed in order to analyze expenditures and revenues specific to the project; now therefore be it

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

ESTABLISH AND INCREASE APPROPRIATION ACCOUNTS:

A.3989.EMS.1 Personal Services – Emerge. Medical Service, Fly Car Program.	\$ 302,732
A.3989.EMS.8 Employee Benefits – Emerge. Medical Service, Fly Car Pram.	\$ 147,648
A.3989.EMS.4 Contractual – Emergency Medical Service, Fly Car Program	<u>\$ 170,740</u>
	\$ 621,120

DECREASE APPROPRIATION ACCOUNTS:

A.3989.----.1 Personal Service – Emergency Medical Service	\$ 285,110
A.3989.----.8 Employee Benefits – Emergency Medical Service	\$ 141,897
A.3989.----.4 Contractual – Emergency Medical Service	\$ 170,740
A.3010.----.1 Personal Service - Emergency Services	\$ 17,622
A.3010.----.8 Employee Benefits – Emergency Services	<u>\$ 5,751</u>
	\$ 621,120

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ESTABLISH AND INCREASE REVENUE ACCOUNTS:

A.3989.EMS R158.9100	Departmental Income—Other Public Safety Income Medicare Pym's	\$ 310,560
A.3989.EMS R158.9101	Departmental Income—Other Public Safety Income Medicaid Pym's	\$ 93,168
A.3989.EMS R158.9102	Departmental Income—Other Public Safety Income Private Insurance Pym's	\$ 155,280
A.3989.EMS R158.9103	Departmental Income—Other Public Safety Income Private Pay	<u>\$ 62,112</u>
	TOTAL	\$ 621,120

DECREASE REVENUE ACCOUNTS:

A.3989.R158.9100	Departmental Income—Other Public Safety Income Medicare Pym's	\$ 310,560
A.3989.R158.9101	Departmental Income—Other Public Safety Income Medicaid Pym's	\$ 93,168
A.3989.R158.9102	Departmental Income—Other Public Safety Income Private Insurance Pym's	\$ 155,280
A.3989.R158.9103	Departmental Income—Other Public Safety Income Private Pay	<u>\$ 62,112</u>
	TOTAL	\$ 621,120

Signed: Wendel, Bankoski, Whitford, Tarbrake, Niebel, Chagnon, Nazzaro, Borrello, Gould, Muldowney

RES. NO. 168-17

Authorize Agreement w/ Chautauqua-Cattaraugus-Erie II BOCES for School Resource Officer

By Public Safety and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Chautauqua County Sheriff has conferred with the administrators of Chautauqua-Cattaraugus Erie II BOCES and determined that the County and BOCES schools in the region would benefit by the continuation of the School Resource Officer program; and

WHEREAS, Chautauqua-Cattaraugus Erie II BOCES has agreed to compensate the County of Chautauqua for the cost of providing two (2) Deputy Sheriffs for the period of July 1, 2017 through June 30, 2018, the deputies to be shared between three facilities at a total sum not to exceed \$210,113.51, plus any agreed upon overtime hours compensated at the rate of \$58.16 per hour; and

WHEREAS, the County will not be required to incur any additional expenditures to fund these positions; and

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WHEREAS, an appropriate portion of the revenue from this agreement is included in the 2017 budget and will be included in the 2018 budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with Chautauqua-Cattaraugus Erie II BOCES for the School Resource Officer program.

Signed: Wendel, Bankoski, Whitford, Tarbrake, Niebel, Chagnon, Nazzaro, Muldowney, Borrello, Gould

RES. NO. 169-17

Authorize Agreement w/ Chautauqua-Cattaraugus-Erie II BOCES for Culinary Arts Instruction

By Public Safety and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

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

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

WHEREAS, Chautauqua County desires to offer a culinary arts program to eligible inmates in an effort to assist such inmates in obtaining gainful employment when released from jail, and has negotiated a tentative agreement with BOCES for the period of August 1, 2017 through July 31, 2018, with payments to be made by BOCES to the County of Chautauqua for a total sum not to exceed \$35,972; and

WHEREAS, an appropriate portion of the revenue from this agreement is included in the 2017 budget and will be included in the 2018 budget; now therefore be it

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

Signed: Wendel, Bankoski, Whitford, Tarbrake, Niebel, Chagnon, Nazzaro, Muldowney, Borrello, Gould

RES. NO. 170-17

Adjust 2017 Budget for Department of Mental Hygiene for Establishment of PFC Joseph P. Dwyer Peer-to-Peer Veterans Support Program

By Human Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

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WHEREAS, pursuant to Resolutions 69-16 and 252-16, the State of New York awarded Chautauqua County a total of \$370,000 to fund a local branch of the PFC Joseph P. Dwyer Peer-to-Peer Veterans' Support Program ("Dwyer Program"); and

WHEREAS, the Veterans Service Agency shall be responsible for implementing and overseeing the local branch of the Dwyer Program but all financial arrangements will be administered by the Department of Mental Hygiene; and

WHEREAS, the Department of Mental Hygiene's 2017 Budget includes revenues of \$92,500 and expenditures of \$92,500 for the Dwyer Program; and

WHEREAS, the Dwyer Program's 2017 revenues and expenditures are each expected to be \$185,000; 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 REVENUE ACCOUNT:

A.4320.R349.0000	NYS Aid—Mental Health	\$92,500
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INCREASE APPROPRIATION ACCOUNTS:

A.4320.1	Personal Services—Mental Hygiene Programs	\$23,980
A.4320.4	Contractual--Mental Hygiene Programs	\$56,910
A.4320.8	Employee Benefits— Mental Hygiene Programs	<u>\$11,610</u>
	Total	\$92,500

Signed: Tarbrake, Lemon, Whitford, Wilfong, Chagnon, Nazzaro, Muldowney, Borrello, Gould

RES. NO. 171-17

Authorize Lease Agreement w/ City of Jamestown for Office Space for the Department of Mental Hygiene

By Human Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the County of Chautauqua desires to renew the lease of approximately 9,299 square feet of office space on the fifth floor of the City of Jamestown Municipal Building, 200 East Third Street, Jamestown, New York for use by the Chautauqua County Department of Mental Hygiene; and

WHEREAS, negotiations have been undertaken to obtain a lease agreement mutually beneficial to the County of Chautauqua and the City of Jamestown; and

WHEREAS, the increase in rent from \$12.00 per square foot in 2016 to \$12.48 per square foot in 2017 is included in the 2017 budget; therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute a lease agreement with the City of Jamestown upon the following terms and conditions:

- 1) Premises. Approximately 9,299 square feet of office space on the fifth floor of the City of Jamestown Municipal Building, 200 East Third Street, Jamestown, New York.

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- 2) Term. January 1, 2017 through December 31, 2021 with an option to renew for one additional five (5) year term from January 1, 2022 through December 31, 2026.
 - 3) Rent. January 1, 2017 – December 31, 2017 - \$12.48 per square foot to be paid at a rate of \$9,671.00 per month.
January 1, 2018 – December 31, 2018 - \$12.98 per square foot to be paid at a rate of \$10,057.83 per month.
January 1, 2019 – December 31, 2019 - \$13.50 per square foot to be paid at a rate of \$10,460.80 per month.
January 1, 2020 – December 31, 2020 - \$14.04 per square foot to be paid at a rate of \$10,878.50 per month.
January 1, 2021 – December 31, 2021 - \$14.60 per square foot to be paid at a rate of \$11,313.67 per month.
 - 4) Utilities. Landlord shall be responsible for all utilities, including heat, except County shall be responsible for phone and Internet service.
 - 5) Other. As negotiated by the County Executive.
- Signed: Tarbrake, Lemon, Whitford, Wilfong, Chagnon, Nazzaro, Muldowney, Borrello, Gould

RES. NO. 172-17

Designate Chautauqua County Legislature as Lead Agency Responsible for State Environmental Quality Review (SEQR) of State Funded Snowmobile Trails

By Planning & Economic Development Committee:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, Chautauqua County acts as a local sponsor for the New York State Office of Parks, Recreation and Historic Preservation's Snowmobile Trail Maintenance program; and

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation has tentatively approved the addition of a new snowmobile trail "C1A" in the Towns of Ellington and Cherry Creek, which is proposed to extend between Old Chautauqua Road, Thornton Road, and north to the municipal border of the Town of Cherry Creek for approximately 1.4 miles and connect to existing corridor snowmobile trail "C1"; and

WHEREAS, the State Environmental Quality Review Act (SERA) requires expansions of the existing trail system to have an environmental assessment; and

WHEREAS, it is the responsibility of an agency which undertakes an action to be the lead agency in the SERA process; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby agree to act as the SERA Lead Agency and as such is authorized to comply with all SERA requirements for the addition of a new snowmobile trail "C1A" in the Towns of Ellington and Cherry Creek, which is proposed to extend between Old Chautauqua Road, Thornton Road, and north to the municipal border of the Town of Cherry Creek for approximately 1.4 miles and connect to existing corridor snowmobile trail "C1".

Signed: Borrello, Chagnon, Odell, Starks, Niebel

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RES. NO. 173-17

Environmental Assessment for Establishment of Chautauqua County Snowmobile Trail “C1A”
in the Towns of Ellington and Cherry Creek

By Planning & Economic Development Committee:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, pursuant to Part 617 of the implementing regulations pertaining to Article 8 of the State Environmental Quality Review Act of the Environmental Conservation Law, the County Legislature, as the declared lead agency, must evaluate the environmental impact of establishing snowmobile trail “C1A” in the Towns of Ellington and Cherry Creek, which is proposed to extend between Old Chautauqua Road, Thornton Road, and north to the municipal border of the Town of Cherry Creek for approximately 1.4 miles and connect to existing corridor snowmobile trail “C1”; and

WHEREAS, the County Department of Planning and Economic Development has prepared an Environmental Assessment Form (EAVE) for consideration by the County Legislature with said EAVE indicating that the probability of any adverse impact is very low; therefore be it

RESOLVED, That the Chautauqua County Legislature, as lead agency, has determined that the establishment of snowmobile trail “C1A”, which is proposed to extend between Old Chautauqua Road, Thornton Road, and north to the municipal border of the Town of Cherry Creek for approximately 1.4 miles and connect to existing corridor snowmobile trail “C1”, within the Towns of Ellington and Cherry Creek, will not have a significant adverse environmental impact and a draft environmental impact statement will not be prepared.
Signed: Borrello, Chagnon, Odell, Starks, Niebel

RES. NO. 174-17

Authorize Grant Application to New York State Department of State (“NYSDOS”) Division of Planning Local Waterfront Revitalization Program to Fund Economic Impact Analysis of North County Harbors

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the five Great Lakes, their connecting channels, and the St. Lawrence River form one of the longest deep draft navigation systems in the world, which includes Chautauqua County’s three Federal Harbors of Refuge on Lake Erie; and

WHEREAS, Barcelona Harbor, Dunkirk Harbor, and Cattaraugus Creek Harbors are invaluable cultural and economic assets to Chautauqua County and to the Town of Westfield, City of Dunkirk, and Town of Hanover; and

WHEREAS, the United States Army Corps of Engineers (“USAGE”) has the primary responsibility for the operation and maintenance of these harbors and has deferred authorized

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maintenance activities, including dredging and breakwater repairs, due to limited Federal funding for harbors with limited commercial navigation; and

WHEREAS, an Economic Impact Analysis of the three harbors would support Chautauqua County's continuing effort to advocate for Federal funding for the authorized operation and maintenance of the harbors: support future applications for State and local funding opportunities for economic development; and encourage new private investment in our harbors and waterfronts; and

WHEREAS, the Chautauqua County Department of Planning and Economic Development desires to partner with the Town of Westfield, City of Dunkirk, Town of Hanover, and Northern Chautauqua County Community Foundation's Local Economic Development ("LED") Committee to apply for \$35,000 in grant funding from the New York State Department of State ("KNIDOS") Division of Planning Local Waterfront Revitalization Program to retain a consultant to prepare an Economic Impact Analysis to determine the true economic impact of the three harbors; and

WHEREAS, the Chautauqua County Department of Planning and Economic Development will coordinate the collaborative grant application effort and, if successful, commit up to \$3,500 of in-kind services for administration of the grant and project management activities; and

WHEREAS, the Town of Westfield, City of Dunkirk, Town of Hanover, and Northern Chautauqua County Community Foundation's LED Committee will each commit up to \$2,500 of in-kind services for data collection and public outreach activities in support of the effort; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby supports the proposed collaborative effort to prepare and submit a grant application to the KNIDOS Division of Planning Local Waterfront Revitalization Program in connection with the New York State Consolidated Funding Application process; and be it further

RESOLVED, That the County Executive is hereby authorized to execute any and all documents associated with the grant application to the KNIDOS Division of Planning Local Waterfront Revitalization Program in conjunction with the New York State Consolidated Funding Application process.

Signed: Borrello, Chagnon, Gould, Odell, Starks, Niebel, Nazzaro, Muldowney

RES. NO. 175-17

Authorizing SEQRA Review of Waterways Panel 2018 2% Occupancy Tax Recommendations

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, seventeen applications for the 2018 round of 2% Occupancy Tax funding for lake and stream protection and enhancement projects were received, and the Waterways Panel has carefully reviewed and prioritized the seventeen requests; and

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WHEREAS, six of the seventeen projects submitted for 2% Occupancy Tax funding in 2018 for the enhancement and protection of waterways have been recommended by the Waterways Panel; therefore be it

RESOLVED, That the Chautauqua County Legislature requests the Department of Planning & Economic Development to arrange New York State Environmental Quality Review Act (SERA) review of the projects recommended by the Waterways Panel for 2018 2% Occupancy Tax funding, as follows:

Project/Agency or Organization	Rank	Amount Requested	Amount Recommended
Keefe Farm Ag Nutrient	1	\$ 40,000	\$ 40,000
Reliance Dairy Silage Leachate	2	\$ 40,000	\$ 40,000
Silver Creek Dam Removal	3	\$ 40,000	\$ 40,000
Riverwalk	4	\$ 30,640	\$ 30,640
Starr Point Farms Ag Nutrient	5	\$ 39,888	\$ 39,888
Prendergast-Davidson	6	\$ 35,970	\$ 35,970
Tupper Creek	7	\$ 40,000	\$ 0
Prendergast-Keefe	8	\$ 39,770	\$ 0
Boat Stewardship	9	\$ 39,972	\$ 0
Walker Creek-Deakin	10	\$ 38,490	\$ 0
Lucille Ball Park	11	\$ 39,384	\$ 0
Dutch Hollow-Reinhardt	12	\$ 29,350	\$ 0
Chautauqua Lake Trib-Toczydlowski	13	\$ 25,670	\$ 0
Crosswinds	14	\$ 9,850	\$ 0
Goose Creek-Lipari	15	\$ 20,950	\$ 0
Cassadaga Country Club	16	\$ 39,000	\$ 0
Lighthouse Point	17	\$ 21,790	\$ 0
TOTALS		\$ 570,724	\$ 226,498

Signed: Borrello, Chagnon, Odell, Starks, Niebel, Nazzaro, Muldowney, Gould

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RES. NO. 176-17

Authorize Allocation of 3% Occupancy Tax Funding from the 2017 Reserve Account for Chautauqua Gran Fondo

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, Chautauqua County has established a 3% Occupancy Tax program for the purposes of promoting, developing, and protecting the area’s tourism industry; and

WHEREAS, the Chautauqua Gran Fondo is a recently establish tourism event created to fulfill the purpose of the 3% Occupancy Tax by drawing additional tourists to the Chautauqua County region; and

WHEREAS, cycling has been recognized as a growing sport and attraction to our region in The Buffalo News in the Spring of 2017; and

WHEREAS, the Chautauqua Gran Fondo successfully attracted over 285 participants in 2015 and subsequently grew to 370 riders in 2016; and

WHEREAS, Chautauqua County’s tourism industry would benefit from supporting this growing attraction and the development of events that attract cyclists; and

WHEREAS, as of May of 2017, the balance of the 3% Occupancy Tax Reserve Account was \$134,207; and

WHEREAS, the Chautauqua Gran Fondo is requesting \$5,000 of the 3% Occupancy Tax Reserve funding to offset the costs during the initial 3 to 5 year start up period; therefore be it

RESOLVED, That the County Executive is authorized and empowered to enter into a contract with the Chautauqua Gran Fondo in the amount of \$5,000 of 3% Occupancy Tax funding from the 2017 Reserve Account to offset the costs during the initial 3 to 5 year start up period; and be it further

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.883.0000 Fund Bal., Res Fund Bal. – Reserve for Occupancy Tax \$5,000

; and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following change to the 2017 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6420.TOUR.4 Contractual – Promotion of Industry, Tourism \$5,000

Signed: Borrello, Chagnon, Nazzaro, Gould, Odell, Starks, Niebel, Muldowney

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RES. NO. 177-17

Authorize Use of 3% Bed Tax Reserve for the Dunkirk-Lake Shore 2017 Air Show

By Planning & Economic Development and Audit & Control Committees:
At the Request of County Executive Vincent W. Horrigan, Legislators Bankoski, Muldowney, Borrello and Niebel

WHEREAS, Chautauqua County has established a 3% occupancy tax program for the purposes of promoting, developing, and protecting the area's tourism industry; and

WHEREAS, the City of Dunkirk will be holding their second consecutive Dunkirk-Lake Shore Air Show since 1971 on July 1st and 2nd, 2017 at the Dunkirk Harbor on Lake Erie; and

WHEREAS, the City of Dunkirk has received funding commitments for the event that include presenting sponsor Lake Shore Savings & Loan, various local industries, businesses, companies and others; and

WHEREAS, the City of Dunkirk estimates that the additional costs to the city for several expenses including sound engineering, aviation fuel, portable restrooms, videography and marketing & promotion will exceed \$35,000; and

WHEREAS, as of May of 2017, the balance of the 3% Occupancy Tax Reserve Account was \$134,207; and

WHEREAS, the County of Chautauqua desires to appropriate \$13,000 of the 3% Occupancy Tax Reserve to offset expenses associated with the Dunkirk-Lake Shore Air Show 2017 as a tourist attraction; now therefore be it

RESOLVED, That the County Executive is authorized and empowered to enter into an agreement with the City of Dunkirk in the amount of \$13,000 of 3% Occupancy Tax funding from the 2017 Reserve Account to offset expenses associated with the Dunkirk- Lake Shore Air Show 2017 as a tourist attraction; and be it further

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF APPROPRIATED FUND BALANCE:

A.----.----.883 Fund Balance, Reserved Fund Bal – Reserve for Occupancy Tax \$13,000

and be it further

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

INCREASE APPROPRIATION ACCOUNT:

A.6420.TOUR.4 Contractual – Promotion of Industry, Tourism \$13,000

Signed: Borrello, Chagnon, Nazzaro, Odell, Starks, Niebel, Muldowney, Gould

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RES. NO. 178-17

Accepting Grant from Sheldon Foundation for Support of Cooperative Extension

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan and Legislator Hemmer:

WHEREAS, pursuant to County Law § 224, the County is authorized to appropriate monies for the support and maintenance of the Cooperative Extension Service Association of Chautauqua County (“Cooperative Extension”); and

WHEREAS, the Ralph C. Sheldon Foundation of Jamestown has approved a \$16,500 grant to the County for the purpose of providing additional support to Cooperative Extension pursuant to County Law § 224, and said grant monies will allow Cooperative Extension to be eligible for an additional match from New York State; now therefore be it

RESOLVED, That the County Executive and Director of Finance are each hereby authorized on behalf of the County to accept grant funds from the Ralph C. Sheldon Foundation of Jamestown in the amount of \$16,500 for the purpose of providing additional support to Cooperative Extension pursuant to County Law § 224; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

A.6420.COMC.4 Contractual—Promotion of Industry, Community Contracts \$16,500

ESTABLISH AND INCREASE REVENUE ACCOUNT:

A.6420.COMC.R270.5000 Miscellaneous—Gifts and Donations \$16,500

Signed: Borrello, Chagnon, Odell, Starks, Niebel, Nazzaro, Muldowney, Gould

RES. NO. 179-17

Authorize Acceptance of Credit Cards for Amounts Owed to the County

By Audit & Control Committee:

At the Request of County Executive Horrigan:

WHEREAS, Section 5 of New York General Municipal Law authorizes counties to accept credit cards as a means of payment for amounts owed to the County; and

WHEREAS, it is appropriate that the County Legislature confirm the County’s past practice of accepting credit cards, and designate the Director of Finance to exercise oversight of the County’s credit card payment procedures; therefore be it

RESOLVED, That it is in the public interest for the County to enter into agreements with one or more financing agencies or card issuers to provide for the acceptance of credit cards as a means of payment of fines, civil penalties, rent, rates, taxes, fees, charges, revenue, financial

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obligations or other amounts, including penalties, special assessments and interest, owed to the County; and be it further

RESOLVED, That under the oversight of the Director of Finance, County department heads and their designees are authorized to accept credit cards as a means of payment, and when appropriate in the discretion of the department head, require a service fee to be paid by the credit card user not exceeding the costs incurred by the County in connection with the credit card transaction, including any fee owed by the County to the financing agency or card issuer arising from that transaction.

Signed: Chagnon, Nazzaro, Muldowney, Borrello, Gould

RES. NO. 180-17

Reallocate Appropriation Accounts to Accommodate Addition of Account Clerk Position for North Chautauqua Lake and Portland-Pomfret-Dunkirk Sewer Districts

By: Public Facilities, Administrative Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Director of the North Chautauqua Lake and Portland-Pomfret-Dunkirk Sewer Districts is in need of a part-time account clerk to assist with administrative and budget tasks; and

WHEREAS, the North Chautauqua Lake and Portland-Pomfret-Dunkirk Sewer Districts can accommodate the addition of a part-time account clerk within their budgets; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

ESN.8110.8112.1	Personal Services--Administration, Administration	\$ 6,805
ESN.8110.8112.8	Employee Benefits--Administration, Administration	\$ 1,195
ESP.8110.8114.4	Contractual--Administration, Administration	<u>\$ 2,000</u>
	Total	\$10,000

DECREASE APPROPRIATION ACCOUNTS:

ESN.8120.8122.2	Equipment—Sanitary Sewers, Sanitary Sewers	\$ 8,000
ESP.8120.8124.2	Equipment—Sanitary Sewers, Sanitary Sewers	<u>\$ 2,000</u>
	Total	\$10,000

Signed: Hemmer, Scudder, Wilfong, Gould, Starks, Borrello, Vanstrom, Whitford, Chagnon, Nazzaro, Muldowney

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RES. NO. 181-17

Authorize Transfer of Tax Foreclosure Property to Jamestown Urban Renewal Agency (JURA)

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the County has acquired through tax foreclosure proceedings two adjacent parcels located on Norton Avenue and Summit Avenue in the City of Jamestown, and

WHEREAS, the Chautauqua County Land Bank Corporation conducted a demolition on one of the two parcels and JURA has requested that the County convey both parcels to JURA for future development through a Habitat for Humanity project for the construction of a new owner-occupied single family residence; therefore be it

RESOLVED, That the County Executive is authorized and empowered to execute all necessary documents to transfer the following tax foreclosure properties to JURA for \$1.00 each, with JURA responsible for all applicable real estate taxes and assessments commencing with the 2017-18 school taxes:

387.13-8-18 27 Norton Avenue

387.13-8-30 Summit Avenue parcel

Signed: Scudder, Vanstrom, Whitford, Starks, Chagnon, Nazzaro, Muldowney, Borrello, Gould

RES. NO. 182-17

Quit Claim Deeds

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Administrative Services Committee of the County Legislature has received and hereby recommends acceptance, pursuant to Section 1166 of the Real Property Tax Law, the following offers for the County's Tax Liens as detailed on the attached Schedule 1 under tax sale certificates noted on original papers on file in the office of the Director of Finance; and

WHEREAS, that unless otherwise noted, the County Tax Enforcement Officer has confirmed that the offers received are in compliance with the County's policy regarding tax foreclosure as set forth in Resolution No. 110-17; now therefore be it

RESOLVED, That the Executive and Chairman of this Legislature be hereby authorized to execute Quitclaim Deeds conveying to the offers herein mentioned, the interest of Chautauqua County in said properties under said tax sale certificates; and be it further

RESOLVED, That the Director of Finance of Chautauqua County be hereby authorized to cancel any outstanding taxes, fees, interest and other charges. In adopting this resolution, the Legislature intends to adopt each transaction separately, in the usual form of Resolution, and the failure of any particular transaction to be completed shall in no manner affect the validity of any of the others.

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Offer Number	Municipality	S/B/L	Property Location	Purchaser	Offer Amount	Taxes Owning
QC-5-2017	C/Dnk	060300-79.11-2-29	14 N Gazelle St	ROBERT BREWER	\$ 3,589.58	\$ 3,589.58
QC-10-2017	C/Dnk	060300-79.14-2-72	104 W Second St	ANGELA M ELLIS	\$ 1,818.71	\$ 1,818.71
QC-15-2017	C/Dnk	060300-79.16-1-20	137 Nevins St	ESTATE OF SUZANNE STREK	\$ 5,943.78	\$ 5,943.78
QC-21-2017	C/Dnk	060300-79.18-3-48	517 Canary St	SUSAN L WATKINS	\$ 1,511.04	\$ 1,511.04
QC-48-2017	C/Jmst.	060800-370.19-3-47	230 Crossman St	JAMES C MCCRAY	\$ 3,551.65	\$ 3,551.65
QC-59-2017	C/Jmst.	060800-370.20-6-46	17 Bishop St	TIMMY R ECKER	\$ 3,745.67	\$ 3,745.67
QC-74-2017	C/Jmst.	060800-387.06-5-13	27 W 10Th St	LEARY WALKER SR	\$ 2,079.35	\$ 2,079.35
QC-84-2017	C/Jmst.	060800-387.09-5-1	101 Cook Ave	MICHELLE R JOHNSON	\$ 5,057.75	\$ 5,057.75
QC-86-2017	C/Jmst.	060800-387.09-7-39	417 Fairmount St	JAMESTOWN URBAN	\$ 1.00	\$ 47,963.62
QC-95-2017	C/Jmst.	060800-387.12-5-69	23 Cedar Ave	THOMAS ORMSBY	\$ 1,655.12	\$ 1,655.12
QC-96-2017	C/Jmst.	060800-387.13-1-8	151 Hallock St	CHRISTOPHER M GUIFFREDA	\$ 5,795.76	\$ 5,795.76
QC-97-2017	C/Jmst.	060800-387.13-1-9	149 Hallock St	CHRISTOPHER M GUIFFREDA	\$ 10,770.64	\$ 10,770.64
QC-102-2017	C/Jmst.	060800-387.14-6-69	33 Charles St	PETER GIORDON	\$ 4,049.35	\$ 4,049.35
QC-107-2017	C/Jmst.	060800-387.15-9-44	13 Axtel St	MARK A LARSON	\$ 5,514.83	\$ 5,514.83
QC-116-2017	C/Jmst.	060800-387.19-10-21	7 Mahon Pl	MICHAEL FELDMAN	\$ 11,698.32	\$ 11,698.32
QC-123-2017	C/Jmst.	060800-387.26-3-39	26 Grant St	DAVID METZLER	\$ 1,708.93	\$ 1,708.93
QC-124-2017	C/Jmst.	060800-387.26-3-40	Grant St	DAVID METZLER	\$ 390.08	\$ 390.08
QC-125-2017	C/Jmst.	060800-387.26-3-41	34 Grant St	BRIAN C YORK	\$ 10,825.37	\$ 10,825.37
QC-145-2017	Arkwright	062000-149.00-2-32	9008 Park Rd	JAMES P COLE	\$ 7,738.69	\$ 7,738.69
QC-151-2017	V/Lkwd.	062201-368.20-2-42	2 Pleasantview Ave	BONNIE BAMBUROSKI	\$ 6,831.85	\$ 6,831.85

QC-157-2017	Busti	062289-401.00-2-23	4465 Baker St	ROBERT J HAGEL	\$ 15,095.33	\$ 15,095.33
QC-167-2017	Charlotte	062689-233.00-2-13	Rt 60 Rear	JASON GENOVESE	\$ 2,947.60	\$ 2,947.60
QC-168-2017	Charlotte	062689-233.00-2-44	Route 60	JASON GENOVESE	\$ 878.71	\$ 878.71
QC-174-2017	Chaut.	062889-261.00-1-10.1	7681 Hannum Rd	JANET L CRANDALL	\$ 5,377.39	\$ 5,377.39
QC-175-2017	Chaut.	062889-261.00-1-9	Summerdale Rd	JANET L CRANDALL	\$ 273.61	\$ 273.61
QC-176-2017	Chaut.	062889-263.19-3-4	5628 Leet Ave	ESTATE OF MAY SWAN	\$ 11,554.01	\$ 11,323.01
QC-186-2017	Cherry Creek	063089-203.00-2-19.4	724 Weaver Rd	DAVID C SHELDON	\$ 2,722.57	\$ 2,722.57
QC-188-2017	Ellery	063689-351.00-2-8	Pancake Hill Rd Rear	ESTATE OF DONALD JOSLYN	\$ 2,540.20	\$ 2,540.20
QC-189-2017	Ellery	063689-351.00-3-2.1	Pancake Hill Rd	ESTATE OF DONALD JOSLYN	\$ 661.38	\$ 661.38
QC-190-2017	Ellery	063689-351.00-3-46	3901 Pancake Hill Rd	ESTATE OF DONALD JOSLYN	\$ 16,641.71	\$ 16,641.71
QC-191-2017	Ellery	063689-351.00-3-6.1	Pancake Hill Rd	ESTATE OF DONALD JOSLYN	\$ 337.77	\$ 337.77
QC-227-2017	Gerry	064489-285.00-1-30	4993 Damon Hill Rd	FREEMAN SHIRLEY	\$ 3,537.40	\$ 3,537.40
QC-228-2017	Gerry	064489-301.00-2-37	4770 Route 380	KATHLEEN P BARMORE	\$ 2,417.02	\$ 2,417.02
QC-229-2017	Gerry	064489-319.00-2-21	Kimballstand-Gerry Rd	JASON GENOVESE	\$ 3,440.41	\$ 3,440.41
QC-230-2017	Gerry	064489-319.00-2-22	Kimballstand-Gerry Rd	J & S SIGNS OF WNY INC	\$ 3,791.68	\$ 3,791.68
QC-231-2017	Gerry	064489-319.00-2-6	4298 Kimballstand-Gerry Rd	J & S SIGNS OF WNY INC	\$ 2,531.87	\$ 2,531.87
QC-235-2017	V/S. Crk.	064603-32.18-3-5.3	Buffalo St	IAN C MATNEY	\$ 305.70	\$ 305.70
QC-239-2017	V/S. Crk.	064603-49.06-2-28	52 Babcock Ave	BRIANNA SMITH	\$ 7,117.08	\$ 7,117.08
QC-241-2017	V/S. Crk.	064603-49.09-2-21	0 Main St	J & S SIGNS OF WNY INC	\$ 4,275.09	\$ 4,275.09
QC-243-2017	Hanover	064689-32.00-1-16.1	0 Rt 20	J & S SIGNS OF WNY INC	\$ 8,980.10	\$ 8,980.10
QC-244-2017	Hanover	064689-32.08-6-22	12839 Pleasant Ave	KENNETH H MESEL	\$ 11,015.73	\$ 11,015.73
QC-245-2017	Hanover	064689-32.08-6-23	0 Pleasant Ave	KENNETH H MESEL	\$ 538.62	\$ 538.62
QC-247-2017	V/Panama	064801-398.08-1-32	12 Wesleyan St	LEE ROBERT J FISCHER	\$ 5,416.41	\$ 5,416.41
QC-250-2017	Harmony	064889-432.00-1-27	326 Goshen Rd	TAMMY DICKERSON	\$ 987.35	\$ 987.35

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QC-253-2017	Kiantone	065000-405.00-4-44	1611 Peck Settlement Rd	RICHARD E GRAHAM	\$ 2,126.99	\$ 2,125.23
QC-254-2017	Kiantone	065000-422.00-1-25	Kiantone Rd	SCOTT A SMITH	\$ 681.93	\$ 681.82
QC-255-2017	Mina	065200-309.00-1-1	9852 Sulphur Springs Rd	ANNA E KOPTA	\$ 9,452.10	\$ 9,452.10
QC-260-2017	Poland	065600-340.00-1-10	3978C Waterboro Hill Rd	TELEUS BRAZIER	\$ 376.08	\$ 376.08
QC-262-2017	V/Fredonia	065801-113.17-1-19	Berry St	DAVID C STEVENS	\$ 1,254.83	\$ 1,254.83
QC-268-2017	Pomfret	065889-181.16-1-1	Route 60	TIMOTHY ODE	\$ 1,687.82	\$ 1,687.82
QC-269-2017	V/Brocton	066001-144.20-1-25	W Main St	CARE CENTER RX MEDICAL	\$ 2,130.52	\$ 2,130.52
QC-270-2017	V/Brocton	066001-144.20-1-26.1	Greenbush Street Rear	CARE CENTER RX MEDICAL	\$ 4,560.98	\$ 4,560.98
QC-278-2017	Portland	066089-179.00-1-13	5434 Burr Rd	FRANCIS & MARABELL WINCHELL	\$ 9,629.16	\$ 9,629.16
QC-281-2016	Portland	066089-161.10-1-23	8757 Pecor St	BRIAN LUCE	\$ 1,000.00	\$ 7,821.28
QC-291-2017	Sheridan	066400-65.00-4-8	Rt 20	J & S SIGNS OF WNY INC	\$ 439.09	\$ 439.09
QC-292-2017	Sheridan	066400-81.00-1-21	2816 W Sheridan Rd	ESTATE OF CHARLES THIES	\$ 4,094.61	\$ 4,094.61
QC-300-2017	Stockton	066889-198.00-2-17	7381 Putnam Rd	DONALD FALKNER	\$ 4,858.72	\$ 4,858.72
QC-306-2017	Stockton	066889-232.00-1-30	Bowers Rd	TIMOTHY ODE	\$ 1,147.08	\$ 1,147.08
QC-307-2017	Stockton	066889-232.00-1-34	6409 S Stoc-Cass Rd	TIMOTHY ODE	\$ 3,939.96	\$ 3,939.96
QC-308-2017	Stockton	066889-232.00-1-42	Waterman Rd	TIMOTHY ODE	\$ 2,631.91	\$ 2,631.91
QC-309-2017	Stockton	066889-232.00-1-5	4090 Bruyer Rd	TIMOTHY ODE	\$ 2,985.56	\$ 2,985.56
QC-310-2017	Stockton	066889-232.00-1-52	4035 Bruyer Rd	TIMOTHY ODE	\$ 5,459.93	\$ 5,459.93
QC-311-2017	Villenova	067000-152.00-2-17.1	Dye Rd	KIM L. PRIEST	\$ 1,351.31	\$ 1,351.31
QC-315-2017	Westfield	067289-176.00-2-19	7332 E Main Rd	DONALD R RAMMELT	\$ 8,085.26	\$ 8,085.26
QC-316-2017	Westfield	067289-176.00-2-20	E Main Rd	DONALD R RAMMELT	\$ 1,409.83	\$ 1,409.83
QC-321-2017	Westfield	067289-260.00-2-17.5	8332 Pigeon Rd	DOUGLAS B HETRICK SR	\$ 11,789.36	\$ 11,789.36

~~\$288,755.24~~ ~~\$343,306.27~~

Signed: Scudder, Vanstrom, Whitford, Starks, Chagnon, Nazzaro, Muldowney, Borrello, Gould
(Amended in A.C. – Strikeout parcel 86-2017 – Total Change: Offer Amt. \$288,754.24 and
Taxes Owing: \$295,342.65)

RES. NO. 183-17
Cancellation of Taxes

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the New York Real Property Tax Law Section 1182 provides for the cancellation of interest, penalties and other charges; and

WHEREAS, there are several parcels identified which have been removed from the tax rolls for reasons of bankruptcy; and

WHEREAS, extensive investigation by the Tax Enforcement Officer has determined there are no responsible owners to serve to recover these charges; therefore be it

RESOLVED, That the Tax Enforcement Officer is authorized to cancel all charges on the following parcels:

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Town	PID	Address	Property Type	Reason	Tax Liabilities
Sheridan	066400-29-223-31...SF1	NYS Thruway	Cable	Owner declared bankruptcy. Property off tax roll since 2005.	\$667.08
Sheridan	066400-29-223-31...SF2	NYS Thruway	Cable	Owner declared bankruptcy. Property off tax roll since 2005.	\$185.76
Sheridan	066400-29-223-31...SF3	NYS Thruway	Cable	Owner declared bankruptcy. Property off tax roll since 2005.	\$537.52

Signed: Scudder, Vanstrom, Whitford, Starks, Chagnon, Nazzaro, Muldowney, Borrello, Gould