

CHAUTAUQUA COUNTY LEGISLATURE

8/23/17

Chautauqua County Legislature

6:30 P.M.

CALL TO ORDER

ROLL CALL

PRAYER BY LEGISLATOR BORRELLO

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 7/26/17

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 7/26/17**

PRESENTATION:

SHARED SERVICES PLAN

By

COUNTY EXECUTIVE HARRIGAN

COMMUNICATIONS:

1. Letter – Legstr. Mark Tarbrake – Resignation – Effective 9/1/17
2. Motion – N. Chaut. County Water District – Approval of Map & Plan Amendment #1
3. Investment Report – Fn. Director Crow – June/2017
4. Letter – NYS Dept. of State – Ack. Receipt of LL 7-17 filed 7/21/17
5. NYS Dept. of Taxation & Finance - Certified Equalization Rates (5)
6. County-Wide Shared Service Property Tax Savings Plan
7. Final Document – N. Chaut. County Water District Map & Plan Amendment #1
8. Legislature Ack. Receipt of Financial Disclosure Statements for 2017
9. Letter – Coroner Jackson – Resignation Effective 8/22/17

RESOLUTIONS:

202-17 Close Capital Projects - N. Chaut. Lake Sewer District & PPD Sewer Dists.

**203-17 Auth. Agrmt. w/ NYSDOT for Performance of Federal-Aid Project
PIN 5762.26, Dale Drive Shoulder Expansion**

**204-17 Auth. Agrmt. w/ NYSDOT for Performance of Federal-Aid Project
PIN 5759.86**

205-17 Adjust D5112 Capital Improvement Account

206-17 Acceptance of Funds for the Airport Pavement Management Study Project

**207-17 Acceptance of FAA & NYSDOT Funds for the Rehabilitate Taxiway B
(Construction) at the Chautauqua County/Dunkirk Airport**

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- 208-17 Acceptance of FAA & NYSDOT Fund for the Rehabilitate Taxiway Foxtrot & Apron (Construction) at the Chautauqua County/Jamestown Airport**
- 209-17 Amend Resolution 187-17**
- 210-17 Authorizing Contract for 2018 Administration of Chaut. County Self-Insurance Plan (Workers' Compensation)**
- 211-17 Authorizing 2018 Levy of Participants' Shares of Chautauqua County Self-Insurance Plan Costs (Workers' Compensation)**
- 212-17 Authorize Transfer of Capital Funds Among Capital Accounts & Closing of Capital Accounts**
- 213-17 Auth. Acceptance of Funds from NYS Office of the Aging (NYSOFA) for the National Council on Aging (NCOA) Aging Mastery Program Grant**
- 214-17 Auth. Acceptance of Funds from NYS Office of Aging (NYSOFA) SNAP-Ed Program Grant**
- 215-17 Authorize County Executive to Execute the Amended Resource Allocation Plan**
- 216-17 Amend 2017 Budget for Medicaid Care at Home Program Activity**
- 217-17 To Revise Budget for 2017-2018 Drinking Water Enhancement Grant**
- 218-17 Auth. Litigation Against Major Drug Manufacturers to Recover Current & Future Damages to the County from Abuse of Opioid Pharmaceuticals**
- 219-17 Joint Funding Agrmt. w/ U.S. Department of Interior – Geological Survey**
- 220-17 Acceptance of NYS Empire State Development "I Love NY" Funding for the Promotion of LECOM Health Challenge**
- 221-17 Financial Management Policy for the County of Chautauqua**
- 222-17 Auth. Public Hearing regarding Modification of Improvements for North Chautauqua County Water District**
- 223-17 Quit Claim Deeds**

COMMENDATION:

**For
LEGISLATOR MARK TARBRAKE
By
CHAIRMAN DAVID HIMELEIN
&
COUNTY EXECUTIVE VINCENT W. HORRIGAN**

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)

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RES. NO. 202-17

Close Capital Projects for North Chautauqua Lake Sewer District & Portland-Pomfret-Dunkirk Sewer Districts

By Public Facilities & Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the 2017 capital budget includes capital project number ESN.8130.28911 for the purchase of a trailer-mounted generator for the North Chautauqua Lake Sewer District; and

WHEREAS, said generator was purchased in 2016 and expensed as equipment, so the capital project is no longer needed; and

WHEREAS, the 2017 capital budget includes capital project number ESP.8130.30899 for the rehabilitation of a pump station for the Portland-Pomfret-Dunkirk Sewer District; and

WHEREAS, said rehabilitation was completed in 2015 and expensed as equipment, so the capital project is no longer needed; now therefore be it

RESOLVED, That the Director of Finance close capital accounts ESN.8130.28911 and ESP.8130.30899 for any 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 or Reserve for Capital. Signed: Hemmer, Scudder, Wilfong, Gould, Chagnon, Nazzaro, Muldowney, Borrello

RES. NO. 203-17

Authorize Agreement with NY State DOT for Performance of Federal-Aid Project PIN 5762.26, Dale Drive Shoulder Expansion

By Public Facilities & Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Dale Drive Shoulder Expansion, Transportation Alternative Program project, PIN 5762.26 (the "Project"), will improve pedestrian and bicycle travel along County Road 48 (Dale Drive) in the Village of Cassadaga, Chautauqua County; and

WHEREAS, 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 to be borne at the ratio of 80% Federal funds and 20% Non-Federal funds; 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 Preliminary Engineering (Design I-IV) phase of the Project PIN 5762.26; and

WHEREAS, the Preliminary Engineering (Design I-IV) phase of the Project PIN 5762.26 is estimated to be \$130,000; therefore be it

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

RESOLVED, That the 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 cost of the Preliminary Engineering (Design I-IV) Phase of the Project or portions thereof; and it is further

RESOLVED, That the sum of \$130,000 is hereby appropriated from capital project H.1440.25996 and made available to cover the cost of participation in the above phases of the 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 Preliminary Engineering and Right of Way Incidentals 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 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 County'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, This resolution shall take effect immediately; and it is further

RESOLVED, That A Fund Balance is appropriated at follows:

INCREASE THE USE OF APPROPRIATED FUND BALANCE:

A.----.----.878.0000 Fund Bal., Reserved Fund Bal.—Reserve for Capital \$ 26,000

;and it is further

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

INCREASE APPROPRIATION ACCOUNT:

A.9950.----.9 Interfund Transfers—Transfer to Capital \$ 26,000

ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.1440.25996.4 Contractual—Dale Dr Shoulder Wide (2017) \$130,000

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNTS:

H.1440.25996.R503.1000 Interfund Transfer – Interfund Transfer \$ 26,000

H.1440.25996.R459.7000 Federal Aid—Transp Capital \$104,000

Total \$130,000

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

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RES. NO. 204-17

Authorize Agreement with New York State DOT for Performance of Federal-Aid Project PIN 5759.86

By Public Facilities & Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, a Project for the repair of County Bridge 894, BIN 3324630, on County Route 4 in the Town of French Creek, 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 \$409,000, to be borne at the ratio of 80% Federal funds, at a maximum of 15% State Marchiselli and at a minimum 5% County funds; 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 5759.86; and

WHEREAS; the local share is calculated to be \$40,550; 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 costs of the Project exceeds the amount appropriated above, the County of Chautauqua shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and 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 D Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

D.----.----.915.0000 Assigned Fund Bal. – Assigned /Unappropriated Fund Bal. \$ 40,550

; and be it further

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RESOLVED, That this Resolution shall take effect immediately and that the Director of Finance is directed to make the following changes to the 2017 Budget:

INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.390.4 Contractual – Capital Improvements, County Bridge Program \$409,000

INCREASE CAPITAL REVENUE ACCOUNTS:

D.5112.390.R458.9002 Federal Aid – Surface Transp Program \$327,200

D.5112.390.R358.9003 NY State Aid--Marchiselli Funds \$ 41,250

Total \$368,450

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

RES. NO. 205-17

Adjust D5112 Capital Improvement Account

By Public Facilities & Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

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

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

WHEREAS, the Chautauqua County capital budget includes \$3,738,198 in CHIPS funding for capital improvement; and

WHEREAS, New York State has adjusted the 2017-2018 CHIPS appropriations for Chautauqua County to \$3,737,359.07; and

WHEREAS, the Chautauqua County capital budget includes \$850,000 in PAVE-NY funding for capital improvement; and

WHEREAS, New York State has adjusted the 2017-2018 PAVE-NY appropriations for Chautauqua County to \$853,089.40; and

WHEREAS, New York State has recognized the need for additional funds due to extreme weather and has appropriated additional fund under the EWR program in the amount of \$547,296.36; and

WHEREAS, the budget should be amended to reflect these adjustments to funding; now therefore be it

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

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

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INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.391.4 Contractual – Highway Improvements \$549,546

INCREASE CAPITAL REVENUE ACCOUNT:

D.5112.R350.PAVE NYS Aid – NYS and PAVE NY \$3,089

DECREASE CAPITAL REVENUE ACCOUNT:

D.5112.R350.1000 NYS Aid – NYS and CHIPS \$ 839

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNT:

D.5112.R350.EWR NYS Aid – Extreme Weather Recovery \$547,296

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

RES. NO. 206-17

Acceptance of Funds for the Airport Pavement Management Study Project

By Audit & Control Committee:

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 95% of the allowable costs incurred in accomplishing the following project at Chautauqua County/Jamestown Airport: Airport Pavement Management Study FAA AIP Project No. 3-36-0048-047-2017 (Project); and

WHEREAS, the FAA has approved a project for Chautauqua County/Jamestown Airport (herein called the “Project”) consisting of the Airport Pavement Management Study, which is more fully described in the Project agreement, for the Airport Pavement Management Study FAA AIP Project No. 3-36-0048-047-2017; 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 134-16, 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 Airport Pavement Management Study under the Airport Improvement Program (AIP) and funding shares for the Project are as follows;

Federal	\$ 200,000
State	\$ 5,263
Local	<u>\$ 5,264</u>
Total Project Costs	\$ 210,527

; and

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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 Jamestown 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 \$ 5,264

; and be it further

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 \$ 5,264

ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25997.4 Contractual— Pavement Study JHW (2017) \$ 210,527

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNTS:

H.5610.25997.R503.1000 Interfund Transfer – Interfund Transfer \$ 5,264

H.5610.25997.R359.7001 NYS Aid – Airport Capital Grants \$ 5,263

H.5610.25997.R459.2000 Federal Aid – Airport Federal Capital Grants \$ 200,000

Total \$ 210,527

Signed: Chagnon, Nazzaro, Muldowney, Borrello

RES. NO. 207-17

Acceptance of FAA and NYSDOT Funds for the Rehabilitate Taxiway B South (Construction) at the Chautauqua County/Dunkirk Airport

By Public Facilities & Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

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WHEREAS, Chautauqua County submitted to the Federal Aviation Administration (“FAA”) a project application and received a grant from the FAA to pay 90% of the allowable costs incurred in accomplishing the following project at the Chautauqua County/Dunkirk Airport: Rehabilitate Taxiway B South (Construction) FAA AIP Project No. 3-36-0022-055-2017 (“Project”); and

WHEREAS, the FAA has approved the Project for Chautauqua County/Dunkirk Airport consisting of the Rehabilitate Taxiway B South (Construction), which is more fully described in the Project agreement; and

WHEREAS, the New York State Department of Transportation (“NYSDOT”) is offering a matching grant to the FAA 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 NYSDOT grant funds for the Rehabilitate Taxiway B South (Construction) under the Airport Improvement Program (“AIP”), and funding shares for the Project are as follows:

Federal	\$ 1,254,175
State	\$ 69,676
Local	\$ 69,677
Total Project Costs	\$ 1,393,528

; 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 an agreement with the FAA and NYSDOT for financial assistance for the Project described above at the Chautauqua County/Dunkirk Airport; and be it further

RESOLVED, That the County Executive is hereby 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 \$ 69,677

; and be it further

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 \$ 69,677

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INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25817.4 Contractual— Rehab Taxiway B South-Dunk (2017) \$ 1,393,528

INCREASE CAPITAL REVENUE ACCOUNTS:

H.5610.25817.R503.1000	Interfund Transfer – Interfund Transfer	\$ 69,677
H.5610.25817.R359.7001	NYS Aid – Airport Capital Grants	\$ 69,676
H.5610.25817.R459.2000	Federal Aid – Airport Federal Capital Grants	<u>\$ 1,254,175</u>
	Total	<u>\$ 1,393,528</u>

Signed: Hemmer, Wilfong, Gould, Chagnon, Nazzaro, Muldowney, Borrello (P.F. Scudder voting “no”)

RES. NO. 208-17

Acceptance of FAA and NYSDOT Funds for the Rehabilitate Taxiway Foxtrot and Apron (Construction) at the Chautauqua County/Jamestown Airport

By Public Facilities & Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, Chautauqua County submitted to the Federal Aviation Administration (“FAA”) a project application and received a grant from the FAA to pay 95% of the allowable costs incurred in accomplishing the following project at Chautauqua County/Jamestown Airport: Rehabilitate Taxiway Foxtrot and Apron (Construction) FAA AIP Project No. 3-36-0048-043-2017 (“Project”); and

WHEREAS, the FAA has approved the Project for Chautauqua County/Jamestown Airport consisting of the Rehabilitate Taxiway Foxtrot and Apron (Construction), which is more fully described in the Project agreement; and

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

WHEREAS, pursuant to Resolution 134-16, 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 NYSDOT grant funds for the Rehabilitate Taxiway Foxtrot and Apron (Construction) under the Airport Improvement Program (“AIP”), and funding shares for the Project are as follows:

Federal	\$ 937,219	<u>991,036</u>
State	\$ 24,664	<u>26,080</u>
Local	\$ 24,664	<u>26,080</u>
Total Project Costs	\$ 986,547	<u>1,043,196</u>

; and

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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 FAA and NYSDOT for financial assistance for the Project described above at the Chautauqua County/Jamestown Airport; and be it further

RESOLVED, That the County Executive is hereby 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 \$ ~~24,664~~
26,080

; and be it further

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 \$ ~~24,664~~ 26,080

INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.5610.25813.4 Contractual— Rehab Taxiway F – Jmst (2015) ~~\$986,547~~ \$1,043,196

INCREASE CAPITAL REVENUE ACCOUNTS:

H.5610.25813.R503.1000	Interfund Transfer – Interfund Transfer	\$ 24,664	<u>26,080</u>
H.5610.25813.R359.7001	NYS Aid – Airport Capital Grants	\$ 24,664	<u>26,080</u>
H.5610.25813.R459.2000	Federal Aid – Airport Federal Capital Grant	\$937,219	<u>991,036</u>
	Total	\$986,547	<u>\$1,043,196</u>

Signed: Hemmer, Wilfong, Gould, Chagnon, Nazzaro, Muldowney, Borrello(P.F. – Amended – Strikethrough Numbers =Deletion Underline Numbers=New) (P.F. Scudder voting “no”)

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RES. NO. 209-17

Amend Resolution 187-17

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Project for Bridge Painting of BINS 3323710, 3326140, 3325590, 2212730, 3324630, and 3324270 in the Towns of Carroll, Charlotte, Ellery, French Creek, Pomfret and Sherman (the Project), PIN 5762, is eligible for funding under Title 23 U.S. Code, as amended; and

WHEREAS, the Chautauqua County Legislature approved this Project and approved Project funding in the amount of \$420,000 to be borne at the ratio of 80% Federal funds (\$336,000), 15% State Marchiselli funds (\$63,000) and 5% County funds (\$21,000), via Resolution 187-17; and

WHEREAS, the total cost of the Project is now estimated to be \$445,000; and

WHEREAS, an additional \$20,000 of Federal funds is available, so that the new estimated cost allocation is \$356,000 Federal funds, \$63,000 State Marchiselli funds, and \$26,000 County funds; and

WHEREAS, the increased Project costs were approved by NYSDOT after Project bids were opened; and

WHEREAS, the local share increase of \$5000 can be covered with existing funding in account D.5112.390, and the \$20,000 Federal share increase must be accounted for in the Budget; now therefore be it

RESOLVED, That the County Legislature of the County of Chautauqua hereby approves the Project, as amended; and it is further

RESOLVED, That the sixth Resolved clause of Resolution 187-17 be amended to authorize and direct the Director of Finance to make the following *additional* changes to the 2017 budget:

INCREASE CAPITAL APPROPRIATION ACCOUNT:

D.5112.390.4 Contractual – Capital Improvements, County Bridge Program	\$20,000
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INCREASE CAPITAL REVENUE ACCOUNT:

D.5112.390.R458.9002 Federal Aid – Surface Transp Program	\$20,000
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; and it is further

RESOLVED, That the remaining Resolved clauses in Resolution 187-17 be reaffirmed; and be it further

RESOLVED, That a certified copy of this Resolution Amendment 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 Amendment shall take effect immediately.

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

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RES. NO. 210-17

Authorizing Contract for 2018 Administration of Chautauqua County Self-Insurance Plan
(Workers' Compensation)

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

BE IT HEREBY RESOLVED, That the Administrative Services Committee of the Chautauqua County Legislature is authorized and empowered to contract with the County of Chautauqua for the administration of the Self-Insurance Plan, to be accomplished by the Chautauqua County Department of Finance, during the year 2018; and be it further

RESOLVED, That the consideration for this contract be in the amount of One Hundred Sixty-three Thousand Eight Hundred Twenty-nine and No/100 Dollars (\$163,829.00) for the year 2018, which includes personnel services and office expenses; and be it further

RESOLVED, That the Chairman of the Administrative Services Committee, on behalf of the Administrative Services Committee, and the County Executive, on behalf of the County of Chautauqua, be and hereby are authorized to execute such contract.

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

RES. NO. 211-17

Authorizing 2018 Levy of Participants' Shares of Chautauqua County Self-Insurance Plan Costs
(Workers' Compensation)

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

RESOLVED, That pursuant to the Workers' Compensation Law and Chautauqua County Local Law No. 4-84, as amended, the following amounts shall be apportioned in 2018 to each participant based on forty percent (40%) of the total value of the participant's taxable real property in the proportion that the full valuation of its taxable real property bears to the aggregate full valuation of all participants; and sixty percent (60%) on the loss percentile experience of the participants as provided in said plan and by the Workers' Compensation Law; and be it further

RESOLVED, That the amount assessed to Chautauqua County be levied in the next tax levy; and be it further

RESOLVED, That the Self-Insurance Plan be hereby directed to bill all other participants for the amounts assessed to them for the year 2018.

Towns

Arkwright	\$34,764.84	Harmony	\$57,902.92
Busti	\$51,547.57	Kiantone	\$12,196.04
Carroll	\$22,813.68	Mina	\$30,646.57
Charlotte	\$16,684.37	N Harmony	\$68,539.40

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Chautauqua	\$141,492.30	Poland	\$59,004.04
Cherry Creek	\$9,601.67	Pomfret	\$72,547.33
Clymer	\$10,824.70	Portland	\$47,053.08
Dunkirk	\$22,475.58	Ripley	\$19,770.25
Ellery	\$78,889.60	Sheridan	\$74,623.68
Ellicott	\$133,917.56	Sherman	\$9,029.22
Ellington	\$13,559.96	Stockton	\$16,070.30
French Creek	\$17,224.90	Villanova	\$14,778.88
Gerry	\$18,525.49	Westfield	\$36,333.26
Hanover	\$63,299.80		

Villages / Cities

Bemus Point	\$9,978.49	Mayville	\$14,681.31
Brocton	\$17,612.83	Panama	\$2,102.83
Cassadaga	\$5,149.14	Sherman	\$2,549.51
Celoron	\$6,558.20	Silver Creek	\$38,013.96
Cherry Creek	\$1,654.31	Sinclairville	\$2,352.50
Falconer	\$13,583.61	Westfield	\$72,467.05
Forestville	\$3,203.96		
Fredonia	\$204,605.91	Dunkirk (City)	\$279,310.33
Lakewood	\$34,263.61	Jamestown (City)	\$796,300.63

Chautauqua County \$2,341,494.81

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

RES. NO. 212-17

Authorize Transfer of Capital Funds Among Capital Accounts and Closing of Capital Accounts

Public Safety and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

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

WHEREAS, some of these capital projects were not able to be completed; and

WHEREAS, based upon current estimates of some capital projects, additional funding is needed to complete these projects; now therefore be it

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

DECREASE CAPITAL APPROPRIATION ACCOUNT:

H.3150.06882.4 Contractual – ADA Compliance - Jail Cells (2012) \$59,050

DECREASE CAPITAL REVENUE ACCOUNT:

H.3150.06882.R503.1000 Interfund Transfer—Interfund Transfer \$59,050

INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.3150.06963.4 Contractual – Jail--Jail Upgrades 2017 \$28,353

INCREASE CAPITAL REVENUE ACCOUNT:

H.3150.06963.R503.1000 Interfund Transfer – Interfund Transfer \$28,353

; and be it further

RESOLVED, That the Director of Finance, after making the amendments stated above, close capital account H.3150.06882 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 this closed capital account, any surplus or deficit will be adjusted to the appropriate Fund or Reserve for Capital. Signed: Wendel, Bankoski, Whitford, Tarbrake, Niebel, Chagnon, Nazzaro, Muldowney, Borrello

RES. NO. 213-17

Authorize Acceptance of Funds from the New York State Office of the Aging (NYSOFA) for the National Council on Aging (NCOA) Aging Mastery Program Grant

By Human Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Chautauqua County Office for the Aging was awarded \$5,100 by the New York State Office for the Aging (“NYSOFA”) for the National Council on Aging (“NCOA”) Aging Mastery Program Grant; and

WHEREAS, these funds shall be utilized to provide a six-week educational program to seniors on how to age well by maximizing health and independence; and

WHEREAS, this funding will cover all costs for licensing and materials purchased from NCOA; and

WHEREAS, such funds are not appropriated in the 2017 Budget; therefore, be it

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RESOLVED, That the County of Chautauqua hereby accepts the funding from NYSOFA for the NCOA Aging Mastery Program Grant; and be it further

RESOLVED, That the County Executive is hereby authorized and directed to execute any and all necessary agreements with NYSOFA and NCOA to obtain these funds; and be it further

RESOLVED, That the programs funded pursuant to the NCOA Aging Mastery Program 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 changes to the 2017 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6772.4 Contractual –Office for the Aging \$5,100

INCREASE REVENUE ACCOUNT:

A.6772.R377.2000 NY State Aid –OFA \$5,100
Signed: Tarbrake, Lemon, Whitford, Chagnon, Nazzaro, Muldowney, Borrello

RES. NO. 214-17

Authorize Acceptance of Funds from the New York State Office of Aging (NYSOFA) SNAP-Ed Program Grant

By Human Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Chautauqua County Office for the Aging was awarded \$108,000 by the New York State Office for the Aging (“NYSOFA”) through the SNAP-Ed Program Grant; and

WHEREAS, such funds are to be utilized to provide a dietician-led six week educational program called “Eat Healthy, Be Active”; and

WHEREAS, this funding will cover all costs related to consultant dieticians and course materials; and

WHEREAS, such funds are not appropriated in the 2017 Budget; therefore, be it

RESOLVED, That the County of Chautauqua accepts this funding from NYSOFA through the SNAP-Ed Program Grant; and be it further

RESOLVED, That the County Executive is hereby authorized and directed to execute any and all necessary agreements with NYSOFA to obtain these funds; and be it further

RESOLVED, That the programs funded pursuant to the SNAP-Ed Program 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 changes to the 2017 Budget:

INCREASE APPROPRIATION ACCOUNT:

A.6772.4 Contractual –Office for the Aging \$108,000

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INCREASE REVENUE ACCOUNT:

A.6772.R377.2000 NY State Aid –OFA \$108,000
Signed: Tarbrake, Lemon, Whitford, Chagnon, Nazzaro, Muldowney, Borrello

RES. NO. 215-17

Authorize County Executive to Execute the Amended Resource Allocation Plan

By Human Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Chautauqua County Youth Board recommends the manner in which Youth Bureau funding from the New York State Office of Children and Family Services (OCFS) is dispersed through a Resource Allocation Plan (RAP); and

WHEREAS, Resolution No. 120-17 authorized the County Executive to execute the Chautauqua County Youth Board's 2017 RAP reflecting a total allocation of \$152,596; and

WHEREAS, the Chautauqua County Youth Board has been awarded an additional New York State OCFS Youth Development allocation of \$14,950 as well as additional Runaway and Homeless Youth (RHYA) I and RHYA II allocations of \$41,941, which necessitate an amendment to the Chautauqua County Youth Board's 2017 RAP; and

WHEREAS, OCFS will reimburse the County for expenditures made in accordance with the approved Program Allocations and Budgets for the agencies listed on the program summary; and

WHEREAS, the County RAP shall be deemed executory to the extent of monies made available to OCFS through the State of New York for a Local Assistance program; therefore be it

RESOLVED, That the amended Resource Allocation Plan reflecting an amended total allocation of \$209,487 is approved to be executed by the County Executive; and it is further

RESOLVED, That the County Executive is authorized to enter into agreements with the State of New York and other municipalities as necessary to draw down the State Aid reimbursement for youth programs included in the Allocation Plan; and be it further

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

INCREASE APPROPRIATION ACCOUNTS:

A.7020.----.4	Contractual – Youth Bureau	\$ 5,500
A.7310.----.4	Contractual – Youth Programs	<u>\$51,391</u>
		\$56,891

INCREASE REVENUE ACCOUNTS:

A.7020.R382.0000	NYS Aid – Youth Bureau	\$ 5,500
A.7310.R382.0000	NYS Aid – Youth Programs	<u>\$51,391</u>
		\$56,891

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

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RES. NO. 216-17

Amend 2017 Budget for Medicaid Care at Home Program Activity

By Human Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Care at Home Program is a Medicaid Model Waiver Program designed to assist families caring for a child at home who may have a severe disability or medical condition; and

WHEREAS, the Chautauqua County Department of Health and Human Services has two clients whose homes are being remodeled under the Care at Home Program during 2017; and

WHEREAS, the cost of the remodels and the 100% Federal Medicaid funding related to the remodels were not included in the 2017 Budget; therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

A.6101.----.4	Contractual-Medical Assistance	\$40,000
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INCREASE REVENUE ACCOUNT:

A.6101.R460.1000	Federal Aid – Medical Assistance	\$40,000
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Signed: Tarbrake, Lemon, Whitford, Chagnon, Nazzaro, Muldowney, Borrello

RES. NO. 217-17

To Revise Budget for 2017-2018 Drinking Water Enhancement Grant

By Human Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the New York State budget included an unanticipated \$1,000,000 increase in the 2017-2018 Drinking Water Enhancement Program for the 4/1/17-3/31/18 grant period; and

WHEREAS, Chautauqua County's share of the additional funding is \$31,268; and

WHEREAS the autoclave in Environmental Health's water laboratory has failed and must be replaced and the GIS system must be updated; and

WHEREAS, the 2017 Budget must be adjusted to include these awarded funds and related expenditures; now, therefore be it

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

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INCREASE APPROPRIATION ACCOUNTS:

A.4090.----.2	Equipment-Environmental Health	\$ 4,945
A.4090.----.4	Contractual-Environmental Health	<u>\$26,323</u>
		\$31,268

INCREASE REVENUE ACCOUNT:

A.4090.R348.9DEC	New York State Aid – DEC-Water Quality Mgt	\$31,268
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Signed: Tarbrake, Lemon, Whitford, Chagnon, Nazzaro, Muldowney, Borrello

RES. NO. 218-17

Authorize Litigation Against Major Drug Manufacturers to Recover Current and Future Damages to the County from Abuse of Opioid Pharmaceuticals

By Human Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, according to statistics provided by the Centers for Disease Control and Prevention, in 2014, there were 28,647 opioid overdose deaths nationwide, or 78 people per day, and a 14% increase in one year, driven by both prescription opiate abuse as well as heroin abuse, the latter often brought on by prescription opiate abuse; and

WHEREAS, a report of the New York State Comptroller in 2016 found that overdose deaths in New York related to heroin use reached a record high of 825 in 2014, a jump of more than 23 percent from the previous year and nearly 25 times the number of a decade earlier, and that deaths in which prescription opioids were a contributing factor also reached a new peak in 2014, nearly four times the level in 2005; and

WHEREAS, in Chautauqua County in 2016, there were 63 opioid overdose emergency department visits, and 21 confirmed opioid overdose deaths equating to a crude death rate of 16.1, higher than the New York State rate of 11.0, and in addition, emergency medical responders delivered 76 doses of the opioid antagonist naloxone in 2016 and 58 doses through July 2017; and

WHEREAS, various entities, including Erie County, Niagara County, Nassau County, Suffolk County, Orange County, Broome County, and the State of Ohio have pursued lawsuits against the manufacturers of pharmaceuticals containing opioids, alleging, in the words of the Buffalo Law Journal, that “pharmaceutical manufacturers misled doctors and patients into believing that opioid painkillers were not addictive” and that “the drug manufacturers aggressively marketed opioid pain relievers despite growing addiction rates, misrepresented the dangers of long-term opioid use to physicians and ignored that continued use of opioids diminishes the drugs’ intended result, requiring increases in dosage and ups the risk of addiction,” and

WHEREAS, the Nassau County lawsuit states that the pharmaceutical manufacturers “knew that opioids were effective treatments for short-term post-surgical and trauma-related pain, and for palliative (end-of-life) care,” but “they also knew – and had known for years – that opioids were addictive and subject to abuse, particularly when used long-term for chronic non-

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cancer pain (pain lasting three months or longer, hereinafter referred to as “chronic pain”), and should therefore should not be used except as a last-resort” and that “the U.S. Food and Drug Administration (“FDA”) has expressly recognized that there have been no long-term studies demonstrating the safety and efficacy of opioids for long-term use,” and

WHEREAS, it is appropriate that the County of Chautauqua should recover damages from those parties directly contributing to high costs to the taxpayers in the form of increased social services, policing, and other expenditures, so as to mitigate the impact of same; now, therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to commence civil litigation on behalf of the County against pharmaceutical manufacturers and other persons who have culpability in manufacturing and promoting opioid products in an unsafe manner which has caused current and future damages to the County.

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

RES. NO. 219-17

Joint Funding Agreement with U.S. Department of Interior – Geological Survey

By Planning & Economic Development Committee:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, Chautauqua County, through its support of the County Sewer Agency, has caused to have constructed a gage station on Chautauqua Lake and gage instrumentation on the Dow Street Bridge in the Village of Falconer (Resolution No.537-73); and

WHEREAS, the operation and maintenance of these stations is recognized by Chautauqua County as an integral part of not only a flood prevention program on the shores of Chautauqua Lake and within the Village of Falconer, but also as an integral part of a low flow program concerning the maintenance of the Chadakoin River system; and

WHEREAS, the United States Department of Interior periodically offers a Joint Funding Agreement between the U.S. Geological Survey and the County of Chautauqua requiring a local share for the operation and maintenance of the lake gage; and

WHEREAS, the County annually budgets to pay the local share portion of the Joint Funding Agreement; therefore be it

RESOLVED, That the County Executive be and hereby is authorized to enter into annual Joint Funding Agreements with the U.S. Geological Survey within annual budget appropriations.

Signed: Chagnon, Odell, Starks, Niebel, Borrello

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RES. NO. 220-17

Acceptance of New York State Empire State Development “I Love NY” Funding for the Promotion of LECOM Health Challenge

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the County of Chautauqua Industrial Development Agency (CCIDA) and Chautauqua Region Economic Development Corporation (CREDC) worked in conjunction with PGA Web.com to bring the LECOM Health Challenge to Peek ‘n Peak Resort for four years (2016-2019); and

WHEREAS, the LECOM Health Challenge creates a unique attraction event at Peek ‘n Peak Resort; serves as a catalyst for attracting tourists to Chautauqua County; and brings national attention to the many tourism assets Chautauqua County has to offer; and

WHEREAS, the LECOM Health Challenge is an important tourism event for Chautauqua County as a whole to support and benefit from; and

WHEREAS, the New York State Empire State of Development (NYSESD) committed \$150,000 from their “I Love NY” funding to promote Chautauqua County and New York State through the LECOM Health Challenge; and

WHEREAS, the County desires to use the funding to reimburse the Chautauqua Regional Economic Development Corporation (CREDC) for marketing expenses incurred during the promotion of the LECOM Health Challenge; and

WHEREAS, these funds are not included in the 2017 Budget; therefore be it

RESOLVED, That the Chautauqua County Legislature accepts the NYSESD “I Love NY” funding in the amount of \$150,000 to promote Chautauqua County and New York State through the LECOM Health Challenge; and be it further

RESOLVED, That the County Executive is hereby authorized and empowered to enter into an agreement with NYSESD for the acceptance of said funds; 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:

A.6420.4	Contractual – Promotion of Industry	\$150,000
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INCREASE REVENUE ACCOUNT:

A.6420.R371.5PGA	New York State Aid—Tourism Promotion: PGA Initiative Funding	\$150,000
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Signed: Borrello, Chagnon, Odell, Starks, Niebel, Chagnon, Nazzaro, Borrello

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RES. NO. 221-17

Financial Management Policy for the County of Chautauqua

At the Request of Chairman David Himelein and Legislator Pierre Chagnon:

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 a comprehensive financial management policy prior to the County Executive's preparation of the tentative budget; and

WHEREAS, the current Financial Management Policy adopted in 2015 pursuant to Resolution 147-15 was reconfirmed in 2016 pursuant to Resolution 158-16 with no amendments; and

WHEREAS, there are no additional amendments to the existing policy proposed at this time; therefore be it

RESOLVED, That the existing Financial Management Policy is hereby reconfirmed.

Signed: Himelein

Res. No. 222-17

Authorizing Public Hearing Regarding Modification of Improvements for North Chautauqua County Water District

By Audit & Control Committee:

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

WHEREAS, pursuant to Resolutions 260-15, 39-16 and 81-16, the Chautauqua County Legislature established the North Chautauqua County Water District (the "District"), to comprise an area in Chautauqua County consisting of parts of the towns of Portland, Pomfret, Sheridan and Hanover and all of the town of Dunkirk, and authorized bonding in a maximum amount of \$11,750,000 for the cost of the initial capital improvements for the District; and

WHEREAS, subsequent to the adoption of Resolutions 260-15, 39-16 and 81-16, the District has found it necessary to modify the initial capital improvements due to changes in the structure of the financial assistance to be received from New York State's funding agencies, and changes in the timing of projects to be completed under this initial "Phase 1" of the District's development; and

WHEREAS, as a result of the changed circumstances described above, the Chautauqua County Legislature has received from the District Board a modified Map and Plan entitled "North Chautauqua County Regional Water System Map and Plan" dated May 2015, with Amendment #1 to Section 7.0 dated August 2017 (hereinafter referred to as the "Map and Plan") prepared by Clark Patterson Lee, an engineer duly licensed by the State of New York, with the request by the District Board that this Legislature call a public hearing thereon pursuant to County Law § 253-b and § 254; now therefore be it

RESOLVED, That a public hearing will be held by the Chautauqua County Legislature at the Legislative Chambers, Gerace Office Building in the Village of Mayville, Chautauqua

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County, New York on September 27, 2017 at 6:45 o'clock PM, prevailing time, on the question of the adoption of the modified Map and Plan that includes changes to the improvements and financing of the District's initial capital improvements, and to take such action thereon as is required or authorized by law; and be it further

RESOLVED, That the Clerk of the Legislature is hereby authorized and directed to cause a copy of the Notice of Public Hearing hereinafter provided to be published once in the official newspapers of the County and to be transmitted by first class mail to each assessed owner of property within the district as their names and addresses appear on the current assessment roll not less than ten (10) nor more than twenty (20) days before the date designated for the hearing; and be it further

RESOLVED, That the Notice of Public Hearing shall be in substantially the following form:

NOTICE OF PUBLIC HEARING

Notice is hereby given that the County Legislature of the County of Chautauqua, New York, will meet in the Legislative Chambers, Gerace Office Building, Mayville, New York on September 27, 2017 at 6:45 o'clock PM, prevailing time, for the purpose of conducting a public hearing on the question of the adoption of the modified Map and Plan for the construction of improvements for the North Chautauqua County Water District in said county that modifies the original Map and Plan previously approved by the Chautauqua County Legislature on December 16, 2015, with such modifications to the Map and Plan consisting of: (1) the addition to the project of the installation of master meters for all water supplied by the City of Dunkirk to the District; (2) the addition to the project of the installation of 12,000 linear feet of new water main along NYS Route 5 from Eagle Bay to the Village of Silver Creek; (3) a change in the linear feet to be replaced in the Village of Brocton Transmission supply main – increased from 4500 feet to 8700 feet; (4) a change in the linear feet of a new water main to be installed along NYS Route 5 from the Town of Dunkirk to Harrington Road – increased from 2,000 feet to 3,200 feet; (5) the elimination of the replacement of existing water main along Willowbrook Avenue and Central Avenue and a new booster pump station, which may be moved to a future phase of District improvements should the Village of Fredonia choose to participate; (6) the designation of the Town of Pomfret Water Main and the Dunkirk Water Storage tank project as alternatives to be included if funding permits; (7) via financing obtained through the New York State Environmental Facilities Corporation (NYSEFC), the Village of Brocton will construct and own the portions of the project known as the Village of Brocton Transmission and the West Side Transmission Main; and (8) upon completion of construction, the District shall operate and maintain the said Village of Brocton Transmission and the West Side Transmission Main, and shall pay the Village of Brocton the amount of the annual debt service on the improvements with the District to assume ownership of the improvements after the NYSEFC loans are paid. The estimated maximum cost of the improvements as modified would increase from \$11,750,000 to \$15,068,000, but due to an increase in grants, contributions, and subsidized financing, the estimated annual District debt service of \$292,500 is approximately the same as the original estimated annual debt service amount of \$292,030. All District costs are anticipated to be paid by municipalities receiving water from the proposed District under contract with no assessments by the proposed District upon properties within the District. The estimated cost to the typical property from assessments or other charges to be made by the proposed District upon such

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properties is zero. Any costs of the improvement not paid by such municipalities will be assessed as nearly as may be to the benefit which each lot or parcel will derive therefrom. At such public hearing, the Chautauqua County Legislature will hear all persons interested in the subject matter thereof.

Signed: Chagnon, Nazzaro, Muldowney, Borrello

RES. NO. 223-17
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.

Offer Number	Municipality	S/B/L	Purchaser	Offer Amount	Taxes Owning
PA-80-2017	City of Jamestown	060800-387.08-9-26	Joe Michishima	\$ 2,200.00	\$ 6,658.23
PA-134-2017	City of Jamestown	060800-388.05-1-10	Thomas C Flagella	\$ 200.00	\$ 282.94
PA-135-2017	City of Jamestown	060800-388.05-1-11	Thomas C Flagella	\$ 50.00	\$ 282.94
PA-136-2017	City of Jamestown	060800-388.05-1-12	Thomas C Flagella	\$ 50.00	\$ 282.94
PA-137-2017	City of Jamestown	060800-388.05-1-13	Thomas C Flagella	\$ 50.00	\$ 282.94
PA-161-2017	Carroll	062400-423.06-2-72	Sierra Anne Nixon	\$ 19,000.00	\$ 18,265.00
PA-165-2017	Charlotte	062689-199.00-2-13	Chris Augspurger	\$ 7,900.00	\$ 7,342.00
				\$ 29,450.00	\$ 33,396.99

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