

CHAUTAUQUA COUNTY LEGISLATURE

3/22/17

Chautauqua County Legislature

6:30 P.M.

CALL TO ORDER

ROLL CALL

PRAYER BY LEGISLATOR STARKS

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 2/22/17

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 2/22/17**

PRESENTATION

**Michelle Henry
County Historian**

COMMUNICATIONS:

1. Letter – County Executive – Apptmt. to Conewango Watershed Commission
 2. Email to Clerk Tampio–Re: Resignation - A. Smith from the S&CCLSD Bd.
 3. Letter – Co. Atty. Abdella – Re: Atty’s. Succession of Powers & Duties in Law Dept.
 4. Report – Fn. Dir. Crow – January 2017 Investment Report
 5. Minutes – S&CCLSD Board – January 2017
 6. Proof of Publication – Notice of Estoppel – Re: Bonding/NCLSD
 7. Request of Resolution from Preservation of Agriculture Land Serenity
 8. Letter – Manufacturers Assoc. – In Support of LL Intro. 2-17
-

TABLED RES. NO. 48-17 Authorize Public Hearing for NYS Office of
Community Renewal Community Development Block
Grant Application

LOCAL LAW INTRO: 2-17 A Local Law Authorizing County Assistance and
Incentives to Municipalities for Consolidation and
Dissolution (Sponsors: Niebel, Scudder, Vanstrom, Starks,
Muldowney, Whitford, Borrello)

LOCAL LAW INTRO 3-17 A Local Law Amending Local Law 7-90 Providing for
a Management Salary Plan for County Officers and
Employees (Re: Physician) (Sponsor: Tarbrake)

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RESOLUTIONS:

- 79-17 Confirm Appmt. – South & Center Chautauqua Lake Sewer District Board**
- 80-17 Confirm Appmt. – Conewango Watershed Commission**
- 81-17 Accept NYS Voting Access for Individuals w/ Disabilities, Polling Place Access Improvement Grant Funds to Enhance Voting Opportunities to Persons with Disabilities**
- 82-17 Application for Credit of Real Property Taxes for 2017**
- 83-17 Auth. Acceptance of Indigent Legal Services Grant for the Period 1/1/16-12/31/18**
- 84-17 Auth. Execution of NYS Office of Homeland Security Funding Grant – Operation Stone Garden FY16**
- 85-17 Auth. Execution of Police Protective Equipment Program (PPEP) Grant Award through the NYS Division of Criminal Justice Services**
- 86-17 Increase Funds for Property & Evidence Room Capital Project**
- 87-17 Increase Funds for Next Generation 911 Capital Project**
- 88-17 Close Capital Project Emergency Communication and Dispatch**
- 89-17 Adjust Accounts for Jail Health Services**
- 90-17 Amend Chaut. County H&HS 2017 Budget for Rollover of Childhood Lead Poisoning Primary Prevention Program 2016-2017 COLA**
- 91-17 Amend Chaut. Co. H&HS 2017 Budget for Rollover HUD Lead Hazard Restoration Demonstration Grant Funding**
- 92-17 Amend Chaut. Co. H&HS 2017 Budget for Corrected Federal/State Grant Funding Percentages**
- 93-17 Approve Corrective Action Plan (CAP) for Submission to Office of the State Comptroller (OSC)**
- 94-17 Reallocating Salary Grade for Communication Technician**
- 95-17 Reallocating Salary Grade for Senior Communication Technician**
- 96-17 Reallocating Salary Grade for Communication Systems Coordinator**
- 97-17 Quit Claim Deeds**

MOTIONS:

- A. In Support of the Continuation of Federal Funding for the Great Lakes Restoration Initiative by the U.S. Environmental Protection Agency**

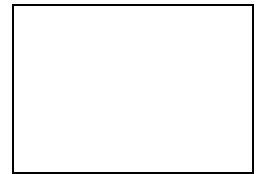
- B. In Support of Federal Legislation that Prevents New York State from Sharing its Medicaid Costs with Local Governments**

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)

CHAUTAUQUA COUNTY
TABLED RESOLUTION NO. 48-17



TITLE: Authorize Public Hearing for New York State Office of Community Renewal
Community Development Block Grant Application

BY: Planning & Economic Development Committee:

AT THE REQUEST OF: County Executive Vincent W. Horrigan:

WHEREAS, the Chautauqua County Legislature wishes to assess the advisability of submitting a Community Development Block Grant (“CDBG”) application to the New York State Office of Community Renewal (“OCR”) for funding to support the expansion within the cheese production facility located at 5151 Fairbanks Road, Ashville, New York, by Castelli America; and

WHEREAS, a public hearing is required pursuant to 24 CFR §§570.431 and 570.486 to provide information to the public and to consider citizen comments regarding community needs and the expansion plan proposal prior to submitting an application to OCR for CDBG funding; therefore be it

RESOLVED, that the Chautauqua County Legislature shall hold a public hearing for the aforementioned purposes during the regular meeting of the County Legislature on March 22, 2017, at 6:35 p.m. in the Legislative Chambers, Gerace Office Building, Mayville, New York 14757; and be it further

RESOLVED, that the Clerk of the Legislature is authorized and directed to post notice of the public hearing in the Gerace Office Building and to publish notice of the hearing at least seven (7) days prior thereto in the official newspapers of the County of Chautauqua in such form as approved by the Chautauqua County Law Department.

2/22/17 – Legislature - TABLED

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

LOCAL LAW
INTRODUCTORY NO. 2-17
CHAUTAUQUA COUNTY

A LOCAL LAW AUTHORIZING COUNTY ASSISTANCE AND INCENTIVES TO
MUNICIPALITIES FOR CONSOLIDATION AND DISSOLUTION

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

Section 1. Purpose. In 2009, the New York State Legislature adopted the “New N.Y. Government Reorganization and Citizen Empowerment Act” which revised the requirements for consolidating or dissolving local government entities in New York State.

In November 2016, Governor Andrew M. Cuomo announced the Municipal Consolidation and Efficiency Competition for local governments to compete for \$20 million in grant awards to spur local government consolidation and innovative restructuring initiatives.

The purpose of this local law is to authorize the County of Chautauqua to join New York State in providing assistance and incentives to local municipalities for consolidation and dissolution. It is the intent of this local law to enhance the well-being of County residents and property therein by encouraging a decrease in the layers of local government in order to reduce property taxes, improve the business climate, and spur economic development in Chautauqua County.

Section 2. Authorization. The County of Chautauqua is hereby authorized pursuant to a duly adopted resolution to provide assistance and incentives to other municipalities in Chautauqua County to accomplish the consolidation and dissolution of local government entities. Such assistance may be in the form of grants, loans, or in-kind services.

Section 3. Severability. In the event any provisions or part of this local law shall for any reason be adjudged invalid by a court of competent jurisdiction, such judgment shall not affect, impair, or invalidate the remainder of the local law.

Section 4. Effective Date. This local law shall become effective upon filing with the Secretary of State.

LOCAL LAW
INTRODUCTORY NO. 3-17
CHAUTAUQUA COUNTY

A LOCAL LAW AMENDING LOCAL LAW 7-90 PROVIDING FOR A MANAGEMENT
SALARY PLAN FOR COUNTY OFFICERS AND EMPLOYEES (re: PHYSICIAN)

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

Section 1. Purpose.

The purpose of this Local Law is to amend the Management Salary Plan to modify the salary range of the Physician to reflect current salaries in the marketplace and make the County competitive in recruitment commencing April 1, 2017. The current range for the position is \$50,902 to \$101,803.

Section 2. Salary Level.

Effective April 1, 2017, the non-scheduled salary range of the Physician shall be \$90,000 to \$205,000.

Section 3. Effective Date.

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

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RES.NO. 79-17

Confirm Appointment – South & Center Chautauqua Lake Sewer Districts Board

By Public Facilities Committee:

At the Request of Chairman David Himelein:

WHEREAS, the Board of Directors of the South & Center Chautauqua Lake Sewer District has recommended the following appointment; therefore be it

RESOLVED, That the Chautauqua County Legislature confirm the following appointment to the South & Center Chautauqua Lake Sewer Districts Board:

James J. Wehrfritz
4433 Lakeside Dr.
Bemus Point, N.Y. 14712
Term Expires: 12/31/20

Replaces A. Jackson Smith, Jr.

Signed: Hemmer, Nazzaro, Scudder, Wilfong, Gould

RES. NO. 80-17

Confirm Appointment – Conewango Watershed Commission

By Planning & Economic Development 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 Conewango Watershed Commission.

James Dye
8568 Silver Creek Rd.
South Dayton, N.Y. 14138
Term Expires: 12/31/19

Replacing Robert Stewart

Signed: Borrello, Chagnon, Odell, Niebel

RES. NO. 81-17

Accept New York State Voting Access for Individuals with Disabilities, Polling Place Access Improvement Grant Funds to Enhance Voting Opportunities to Persons with Disabilities

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the County Board of Elections has successfully applied through the New York State Board of Elections for grant funds to enhance voting opportunities to persons with disabilities in the amount of \$10,057.11; and

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WHEREAS, the County Board of Elections will use the grant proceeds to establish, expand and improve access to poll sites to increase participation by individuals with a full range of disabilities in the election process; and

WHEREAS, it is appropriate to accept these grant funds to enhance voting opportunities for persons with disabilities; therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute all necessary agreements with New York State for the Voting Access for Individuals With Disabilities, Polling Place Access Improvement grant in the amount of \$10,057.11; and be it further

RESOLVED, That a portion of the grant is already included in the 2017 budget, but the grant award exceeded the anticipated amount, so the budget should now be amended to include the full amount; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

| | | |
|---------------|---------------------------------|---------|
| A.1450.----.4 | Contractual- Board of Elections | \$5,887 |
|---------------|---------------------------------|---------|

INCREASE REVENUE ACCOUNT:

| | | |
|------------------|---------------------------------------|---------|
| A.1450.R308.9007 | NYS Aid - Other St Aid: Elections Grt | \$5,887 |
|------------------|---------------------------------------|---------|

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

RES. NO. 82-17

Application for Credit of Real Property Taxes for 2017

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Director of Real Property Tax Services has received an RP-554 Application for Corrected 2017 Tax Roll from Patrick J & Cam Allison Shenigo (PID 064200-393.13-1-8.19) placing a tax liability on the parcel for \$8,018.22 when the correct tax is \$3,562.52, and

WHEREAS, the Director of Real Property Tax Services has determined a school tax was paid and a relevy charge was improperly added to the tax bill and recommends approval of the RP-554 Application for Correction based upon investigation of same, and

WHEREAS, in accordance with Res. 4-17 the amount of the correction exceeds \$2,500, now therefore be it

RESOLVED, That the Director of Real Property Tax Services is hereby authorized to correct the 2017 Tax Roll.

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

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RES. NO. 83-17

Authorize Acceptance of Indigent Legal Services Grant for the Period January 1, 2016 to December 31, 2018

By Public Safety and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Chautauqua County Office of the Public Defender has been awarded a grant by the New York State Office of Indigent Legal Services, with a funding level of \$269,919.00, for the operational period of January 1, 2016 through December 31, 2018; and

WHEREAS, the County of Chautauqua has participated in this program in the past and is desirous of accepting such grant; and

WHEREAS, such project funds will assist the County in providing improved quality of services under Article 18-B of the County Law; therefore be it

RESOLVED, That the County of Chautauqua hereby authorizes and approves the funding application and confirms acceptance of the funding of the grant for New York State Indigent Legal Services for the period of January 1, 2016 through December 31, 2018, in the amount of \$269,919.00, or as amended; and be it further

RESOLVED, That the County Executive be and hereby is authorized to sign any and all contract documents to confirm the application and acceptance and receipt of such grant; and be it further

RESOLVED, That a certified copy of this resolution be forwarded to the New York State Office of Indigent Legal Services.

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

RES. NO. 84-17

Authorize Execution of New York State Office of Homeland Security Funding Grant – Operation Stone Garden FY16

By Public Safety and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the County Sheriff's Office received notice that the State of New York Office of Homeland Security approved the application submitted to the Office of Homeland Security and Emergency Services Program Grant for the further implementation Operation Stone Garden; and

WHEREAS, the State of New York will provide funding for a FY16 grant in the amount of \$77,778.00, with no local funds, for a contract period of September 1, 2016 through August 31, 2019; and

WHEREAS, this grant was amended into the 2017 budget by Resolution 16-17; now therefore be it

RESOLVED, That the County Executive is authorized to execute an agreement to secure the grant funding with the New York State Office of Homeland Security.

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

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RES. NO. 85-17

Authorize Execution of Police Protective Equipment Program (PPEP) Grant Award through the
NYS Division of Criminal Justice Services

By Public Safety and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the County Sheriff's Office received notice that the State of New York
Division of Criminal Justice Services approved the application submitted to the Division of
Criminal Justice Services for the Police Protective Equipment Program (PPEP) grant; and

WHEREAS, the State of New York will provide funding for a FY16 grant in the amount
of \$13,949.00, with no local funds, for Contract #T444680 for the performance period of January
1, 2017 through December 31, 2017; and

WHEREAS, the 2017 Chautauqua County Budget does not include any revenue or
expenditures for this grant since the grant funds became available after the budget was released;
now therefore be it

RESOLVED, That the County Executive is authorized to execute an agreement to secure
the grant funding with the Division of Criminal Justice Service; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

| | | |
|---------------|----------------------------|----------|
| A.3110.GRNT.4 | Contractual—Sheriff Grants | \$13,949 |
|---------------|----------------------------|----------|

INCREASE REVENUE ACCOUNT:

| | | |
|-----------------------|-------------------------------------|----------|
| A.3110.GRNT.R438.9000 | Federal Aid—Other Public Safety Aid | \$13,949 |
|-----------------------|-------------------------------------|----------|

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

RES. NO. 86-17

Increase Funds for Property & Evidence Room Capital Project

By Public Safety and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the total cost of the property and evidence room capital project will exceed
its budget; now therefore be it

RESOLVED, That Reserve for Capital is appropriated as follows:

INCREASE THE USE OF RESERVE FOR CAPITAL:

| | | |
|----------------------|--|----------|
| A.----.----.878.0000 | Fund Balance, Reserved Fund Balance -Reserve for Capital | \$11,311 |
|----------------------|--|----------|

; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

A.9950.----.9 Interfund Transfer – Transfer to Capital \$11,311

INCREASE CAPITAL ACCOUNT:

H.3110.06964.4 Contractual - Prop & Evid Rm/Proc Lab \$11,311

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNT:

H.3110.06964.R503.1000 Interfund Transfer – Interfund Transfer \$11,311

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

RES. NO. 87-17

Increase Funds for Next Generation 911 Capital Project

By Public Safety and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the total cost of the Next Generation 911 capital project will exceed its budget established in Resolution 225-15; and

WHEREAS the County Sheriff's Office has sufficient funds in a reserve account that can be used to purchase equipment for this operation of the 911 emergency system; now therefore be it

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.891.0000 Fund Bal., Reserved Fund Bal – Misc.Reserve:W-911 \$19,000
; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

A.9950.----.9 Interfund Transfer – Transfer to Capital \$19,000

INCREASE CAPITAL APPROPRIATE ACCOUNT:

H.3110.06966.4 Contractual—Next Generation 911 \$19,000

INCREASE CAPITAL REVENUE ACCOUNT:

H.3110.06966.R503.1000 Interfund Transfer – Interfund Transfer \$19,000

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

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RES. NO. 88-17

Close Capital Project Emergency Communication and Dispatch

By Public Safety and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, Emergency Communications and Dispatch capital project H.3110.542 has been completed and can be closed; and

WHEREAS, the Emergency Communications and Dispatch project was completed under budget and the estimated surplus of \$336,196 will be returned to the reserve for capital when the project is closed; therefore be it

RESOLVED, That the Director of Finance, close capital account H.3110.542 for any further expenditures, reconcile, post adjustments and begin capitalization as necessary; and be it further

RESOLVED, That upon completion of audit and reconciliation of the closed capital account, any surplus or deficit be adjusted to the appropriate Fund or Reserve for Capital.

Signed: Wendel, Bankoski, Whitford, Tarbrake, Niebel, Chagnon, Nazzaro, Borrello, Gould, Muldowney (Amended in P.S under the title of "Adjust Capital Project Budget for County-Wide Radio Capital Project and Close Capital Project Emergency Communications and Dispatch) (Amended in A.C. including changing title)

RES. NO. 89-17

Adjust Accounts for Jail Health Services

By Public Safety, Human Services, and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the need for a more comprehensive and coordinated effort to improve the health, well-being and safety of County Jail inmates and the Chautauqua County community has led County Government officials to determine that Jail Health Services should be implemented by the Department of Health and Human Services (DHHS); and

WHEREAS, it is believed that a synergy would be created under the Public Health Division of the DHHS that would improve the quality of care of inmates, increase adherence to federal and state statutes, improve overall community health and well-being, and generate economies; and

WHEREAS, the delivery of Jail Health Services by DHHS will help ensure that all statutory requirements and compliance with all relevant oversight authorities are met, and the Chautauqua County Board of Health has expressed support for the operation of Jail Health Services by the Public Health Division of DHHS as of April 1, 2017; and

WHEREAS, in accordance with New York State Commission of Correction mandates Jail Health Services should be staffed during the hours of 6:30AM to 10:00PM, seven days a week; and

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WHEREAS, DHHS recommends Jail Health Services be staffed with the following positions: .1 Full Time Equivalent (FTE) Physician, .5 FTE Nurse Practitioner/Physician's Assistant, 4.8 FTE Registered Nurses, 2.8 FTE Licensed Practical Nurses, and 1.0 FTE Health Aide, for a total of 9.2 FTEs; and

WHEREAS, the 2017 budget for the Jail includes funding for Jail Health services inclusive of 5.0 FTE Registered Nurses; and

WHEREAS, the budget should be amended to transfer funds for Jail Health Services from the Jail department to a new department under the Health Department; and

WHEREAS, the overall budget must be increased to meet the total staffing requirement; now therefore be it

RESOLVED, That A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.917.0000 Unassigned Fund Balance--Unassigned Fund Balance \$ 160,330

; and be it further

RESOLVED, That in order to implement the delivery of Jail Health Services by DHHS, the Director of Finance is hereby directed to make the following 2017 budgetary changes:

INCREASE APPROPRIATION ACCOUNTS:

| | | |
|---------------|------------------------------------|-------------------|
| A.4017.JAIL.1 | Personal Services — Clinics - Jail | \$ 460,016 |
| A.4017.JAIL.4 | Contractual — Clinics - Jail | \$ 495,500 |
| A.4017.JAIL.8 | Employee Benefits — Clinics - Jail | <u>\$ 236,800</u> |
| | Total | \$1,192,316 |

DECREASE APPROPRIATION ACCOUNTS:

| | | |
|---------------|------------------------|-------------------|
| A.3150.----.1 | Personal Services—Jail | \$ 311,308 |
| A.3150.----.4 | Contractual—Jail | \$ 555,500 |
| A.3150.----.8 | Employee Benefits—Jail | <u>\$ 165,178</u> |
| | Total | \$1,031,986 |

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

RES. NO. 90-17

Amend Chautauqua County Health & Human Services 2017 budget for Rollover of Childhood Lead Poisoning Primary Prevention Program 2016-2017 COLA

By Human Services and Audit & Control Committees:
At the Request of County Executive Vincent W. Horrigan:

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WHEREAS, revenue and expenditures for the Childhood Lead Poisoning Primary Prevention Program 2016-2017 COLA were budgeted during 2016; and

WHEREAS, the COLA spending was not completed during 2016 and must be finalized by March 31, 2017; therefore, be it

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

INCREASE APPROPRIATION ACCOUNTS:

| | | |
|---------------|---|-----------|
| A.4189.LEAD.2 | Equipment – Other Public Health Progs, Lead Testing | \$ 18,000 |
| A.4189.LEAD.4 | Contractual – Other Public Health Progs, Lead Testing | \$ 1,435 |
| | Total | \$ 19,435 |

INCREASE REVENUE ACCOUNT:

| | | |
|-----------------------|---------------------------|-----------|
| A.4189.LEAD.R345.0LPC | NYS Aid – Lead Pilot COLA | \$ 19,435 |
|-----------------------|---------------------------|-----------|

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

RES. NO. 91-17

Amend Chautauqua County Health & Human Services 2017 Budget for Rollover HUD Lead Hazard Reduction Demonstration Grant Funding

By Human Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, 2016 expenditures for the HUD Lead Hazard Reduction Demonstration Grant were less than expected; and

WHEREAS, 2016 revenues for the HUD Lead Hazard Reduction Demonstration Grant were also less than expected; and

WHEREAS, activity on the project is expected to increase in 2017 and unused grant funds are still available as the grant is for a three year period from September 1, 2015 to August 31, 2018 with no requirements as to how much is to be spent per year; 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.4189.LEAD.4 | Contractual –Other Public Health Programs, Lead Testing | \$514,040 |
|---------------|---|-----------|

INCREASE REVENUE ACCOUNT:

| | | |
|-----------------------|--|-----------|
| A.4189.LEAD.R448.0HUD | Federal Aid--Other Public Health, HUD Lead | \$514,040 |
|-----------------------|--|-----------|

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

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RES. NO. 92-17

Amend Chautauqua County Health & Human Services 2017 Budget for Corrected Federal/State Grant Funding Percentages

By Human Services and Audit & Control Committees:

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, 2017 revenues for the Maternal Infant Community Health Collaborative (MICHC) and Immunization Action Plan (IAP) grants were budgeted as 100% federally funded; and

WHEREAS, upon further investigation it was found that the MICHC grant is 50% federally funded and 50% state funded and that the IAP grant is 55.35% federally funded and 44.65% state funded; therefore, be it

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

INCREASE REVENUE ACCOUNTS:

| | | |
|-----------------------|------------------------------|-----------|
| A.4010.NURS R340.1000 | NYS Aid -Public Health Grant | \$147,831 |
| A.4010.NURS R340.0IMM | NYS Aid- Immunization | \$ 30,117 |
| | Total | \$177,948 |

DECREASE REVENUE ACCOUNTS:

| | | |
|-----------------------|---------------------------------|-----------|
| A.4010.NURS R440.1000 | Federal Aid-Public Health Grant | \$147,831 |
| A.4010.NURS R445.0IMM | Federal Aid-Immunization | \$ 30,117 |
| | Total | \$177,948 |

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

RES. NO. 93-17

Approve Corrective Action Plan (CAP) for Submission to Office of the State Comptroller (OSC)

By Audit & Control Committee:

At the Request of Legislators Chagnon, Nazzaro, Muldowney, Borrello, Gould:

WHEREAS, the Office of the State Comptroller (OSC) periodically audits all municipalities in New York State; and

WHEREAS, OSC recently completed a 2013-2016 audit and issued audit recommendations for the County; and

WHEREAS, the County at its option may provide OSC a Corrective Action Plan (CAP) detailing the County's implementation of plans of action in response to OSC's audit recommendations, therefore be it

RESOLVED, That the County Legislature hereby approves the CAP on file with the Clerk of the County Legislature in response to OSC's 2013-2016 audit recommendations; and be it further

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RESOLVED, That the Chairman of the County Legislature is requested to submit the CAP to OSC on behalf of the County.

Signed: Chagnon, Nazzaro, Muldowney, Borrello, Gould

RES. NO. 94-17

Reallocating Salary Grade for Communications Technician

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

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Chautauqua County Sheriff requested a review of the Communications Technician salary grade, and

WHEREAS, the Human Resources staff reviewed the salary grade and duties currently being performed by Communications Technicians and recommended a one (1) grade salary increase, and

WHEREAS, the Reallocation Committee as defined by the CSEA Unit 6300 Collective Bargaining Agreement, comprised of the County Executive, Director of Human Resources and President of CSEA Unit 6300, met and approved the recommended grade change, and

WHEREAS, the title of Communications Technician is currently at salary grade 13, therefore be it

RESOLVED, That the salary grade for Communications Technician be set at grade 14 of the CSEA Unit 6300 salary schedule.

2017 CSEA Unit 6300 Salary Schedule

| | |
|---------------------------|---|
| Communications Technician | Grade 14 (\$19.05 - \$24.46 per hour) (\$39,624.00 - \$50,876.80 per year) |
|---------------------------|---|

Note: Current Grade 13 (\$18.38 – \$23.57 per hour)
(\$38,230.40 - \$49,025.60 per year)

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

CHAUTAUQUA COUNTY LEGISLATURE

3/22/17

RES. NO. 95-17

Reallocating Salary Grade for Senior Communications Technician

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

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Chautauqua County Sheriff requested a review of the Senior Communications Technician salary grade, and

WHEREAS, the Human Resources staff reviewed the salary grade and duties currently being performed by Senior Communications Technicians and recommended a two (2) grade salary increase, and

WHEREAS, the Reallocation Committee as defined by the CSEA Unit 6300 Collective Bargaining Agreement, comprised of the County Executive, Director of Human Resources and President of CSEA Unit 6300, met and approved the recommended grade change, and

WHEREAS, the title of Senior Communications Technician is currently at salary grade 15, therefore be it

RESOLVED, That the salary grade for Senior Communications Technician be set at grade 17 of the CSEA Unit 6300 salary schedule.

2017 CSEA Unit 6300 Salary Schedule

| | |
|---------------------------|---|
| Communications Technician | Grade 17 (\$21.19 - \$27.17 per hour) (\$44,075.20 - \$56,513.60 per year) |
|---------------------------|---|

Note: Current Grade 15 (\$19.81 – \$25.35 per hour)
(\$41,204.80 - \$52,728.00 per year)

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

RES. NO. 96-17

Reallocating Salary Grade for Communication System Coordinator

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

At the Request of County Executive Vincent W. Horrigan:

WHEREAS, the Chautauqua County Sheriff requested a review of the Communications Systems Coordinator salary grade, and

WHEREAS, the Human Resources staff reviewed the salary grade and duties currently being performed by Communications Systems Coordinators and recommended a three (3) grade salary increase, and

WHEREAS, the Reallocation Committee as defined by the CSEA Unit 6300 Collective Bargaining Agreement, comprised of the County Executive, Director of Human Resources and President of CSEA Unit 6300, met and approved the recommended grade change, and

CHAUTAUQUA COUNTY LEGISLATURE

3/22/17

WHEREAS, the title of Communications Systems Coordinator is currently at salary grade 18, therefore be it

RESOLVED, That the salary grade for Communications Systems Coordinator be set at grade 21 of the CSEA Unit 6300 salary schedule.

2017 CSEA Unit 6300 Salary Schedule

Communications Systems Coordinator Grade 21 (\$24.52 - \$31.52 per hour) (\$51,001.60 - \$65,561.60 per year)

Note: Current Grade 18 (\$21.90 – 28.17 per hour) (\$45,552.00 - \$58,593.60 per year)

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

RES. NO. 97-17
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. 44-13; 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 Amt. | Taxes Owng |
|--------------|----------------------|---------------------|------------------------|-------------|---------------|
| PA-270-2015 | Hanover/Silver Creek | 064603-32.18-4-1 | Heitzenrator Homes llc | \$ 4,750.00 | \$ 103,481.92 |
| QC-47-2016 | City of Jamestown | 060800-370.19-11-26 | Tom Stahlman | \$ 25.00 | \$ 5,948.11 |
| | | | | \$ 4,775.00 | \$ 109,430.03 |

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

CHAUTAUQUA COUNTY
MOTION NO. ____ -17



TITLE: In Support of the Continuation of Federal Funding for the Great Lakes Restoration Initiative by the U.S. Environmental Protection Agency

AT THE REQUEST OF: Legislator Borrello

WHEREAS, the Chautauqua County Legislature supports the efforts of the Great Lakes Restoration Initiative (GLRI) that have resulted in the needed maintenance and improvements in the Great Lakes including improved water quality, invasive species management and maintaining navigation channels which is vital for both commercial and recreational commerce; and

WHEREAS, water quality and environmental degradation anywhere in the Great Lakes watershed affects all lakeshore communities in the U.S. and Canada; and

WHEREAS, Chautauqua County has a long Lake Erie shoreline and GLRI research and funding protects our County's drinking water supply, fisheries, recreational boating, swimming and future economic development; and

WHEREAS, the Chautauqua County Legislature has a history of supporting the maintenance and improvement of our county's lakes and waterways including the enactment of Local Law 2-15 – A Local Law Prohibiting the Sales of Personal Care Products Containing Microbeads in Chautauqua County which will decrease microbeads pollution in our water bodies; and

WHEREAS, the Great Lakes Restoration Initiative (GLRI) has become a target for drastic funding cuts under H.R. 861 (a bill introduced into the U.S. Congress to terminate the Environmental Protection Agency) and other entities; and

WHEREAS, President Trump, along with many members of Congress, have expressed the need to maintain and improve infrastructure in the U.S. where millions of Americans rely on the Great Lakes system for drinking water. Drinking water is a key infrastructure component. Also, the Great Lakes are vital for commercial fishing, shipping and as a primary source of fresh water for use in many industries, including the Oil and Gas industry; therefore let it be

KNOWN, That the Chautauqua County Legislature opposes any funding cuts to GLRI included in H.R. 861 or any other future attempts to cut this essential funding; and be it further

MOVED, That the Clerk of the Legislature is hereby directed to forward copies of this motion to, Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Tom Reed, Congressman Chris Collins, Congressman Brian Higgins, the US EPA, the US Army Corps of Engineers and all others deemed necessary and proper.

CHAUTAUQUA COUNTY
MOTION NO. __ - 17



TITLE: In Support of Federal Legislation that Prevents New York State from Sharing its
Medicaid Costs with Local Governments

AT THE REQUEST OF: Legislator Borrello, Chairman Himelein, Legislator Odell, Legislator Wilfong, Legislator Gould, Legislator Chagnon, Legislator Lemon, Legislator Starks, Legislator Wendel and Legislator Tarbrake:

WHEREAS, New York State has chosen to compel county governments to share Medicaid costs; and

WHEREAS, New York State counties pay more than triple in Medicaid costs than all other counties in the United States combined; and

WHEREAS, New York State government controls the size and scope of the Medicaid program throughout the state; and

WHEREAS, Chautauqua County government and its taxpayers face an undue burden due to New York State's Medicaid funding policies; and

WHEREAS, Medicaid costs constitute an unfunded mandate from the New York State government that consumes nearly 50% of the county tax levy; now therefore be it

KNOWN, That the Chautauqua County Legislature urges its representatives in the federal government to support legislation that would reform the Medicaid program so as to prevent New York State from continuing to share its Medicaid costs with local governments; and be it further

MOVED, That the Clerk of the Legislature is hereby directed to forward copies of this motion to Senator Charles Schumer, Senator Kirsten Gillibrand, Congressman Tom Reed, Senator Catharine Young and Assemblyman Andrew Goodell and all others deemed necessary and proper.