

CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

RES. NO. 226-25

Confirm Re-Appointment – South & Center Chautauqua  
Lake Sewer District Board

By Public Facilities Committee:

At the Request of Chairman Pierre Chagnon:

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

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

William Ortman  
3660 Watson Road  
PO Box 126  
Stow, NY 14785

Signed: Heiser, Nelson, Buchanan, Anthony

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RES. NO. 227-25

Confirm Reappointment – Chautauqua County Board of Health

By Human Services Committee:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, County Executive Paul M. Wendel, Jr. has submitted the following reappointment for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following reappointment to the Chautauqua County Board of Health.

Elizabeth Kidder, MD, PHD, MPH  
3656 Route 394,  
Ashville, NY 14710  
Term Expires: 12/31/31  
(Reappointment)

Signed: Proctor, Vanstrom, Landy, Gustafson, Pavlock

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RES. NO. 228-25

Confirm Appointments - Chautauqua Opportunities Board of Directors

By Human Services Committee:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, Paul M. Wendel Jr., County Executive, has submitted the following appointments for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointments to the Chautauqua Opportunities Board of Directors.

CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

Chad Bongiovanni  
23 Skyeandro Dr.  
Fredonia, NY 14063  
Term Expires: 6/30/26

Thomas Carle  
421 East Main St.  
Fredonia, NY 14063  
Term Expires: 6/30/26

Brittany Cerrie-Allen  
82 Otter St.  
Dunkirk, NY 14048  
Term Expires: 6/30/26

William Pekrul  
7497 Farrington Hollow Rd.  
Cherry Creek, NY 14723  
Term Expires: 6/30/26  
Signed: Proctor, Vanstrom, Landy, Gustafson, Pavlock

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RES. NO. 229-25

South & Center Chautauqua Lake Sewer Districts Review of  
Wastewater Treatment Plant Capacity Study Grant Authorization  
and Appropriation of Local Match

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr. and Legislature Chairman Pierre E. Chagnon:

WHEREAS, the South and Center Chautauqua Lake Sewer Districts' (SCCLSD) wastewater treatment plant has seen dramatic improvement resulting from the conversion from mechanical aeration system to fine bubble aeration; and

WHEREAS, the study is necessary to verify the existing capacity of the wastewater treatment plant and transmission system, as well as to assess the plant's capability to manage increased volume; and

WHEREAS, the Chautauqua County Legislature is pursuing funding to upgrade the North Chautauqua Lake Sewer District's (NCLSD) wastewater treatment plant infrastructure; and

WHEREAS, Resolution 104-25 authorized the county to apply for grants towards reviewing the capacity of the SCCLSD wastewater treatment plant; and

WHEREAS, the County successfully applied for a \$50,000 New York State Environmental Facilities Corporation (EFC) "Engineering Planning Grant" (EPG) for an engineering study (Study) as a first step in addressing the plant capacity (Planning Grant #2261); and

WHEREAS, the estimated Study total cost is \$50,000; and

WHEREAS, the grant, to be issued to the County of Chautauqua, has a twenty percent (20%) local match; and

CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

WHEREAS, the District currently has adequate funds available in the 2025 budget to cover the 20% local match; and

WHEREAS, the SCCLSD Board approved acceptance of the grant funds and allocation of matching funds, via inclusion of the grant in the treatment portions of its 2025 budget; now, therefore, be it

RESOLVED, That the County Executive of the County of Chautauqua is designated as the authorized County representative for the EFC grant and is authorized to execute an EFC EPG grant agreement and any and all other contracts, documents, and instruments necessary to bring about the Study and to fulfill Chautauqua County's obligations under the grant agreement; and be it further

RESOLVED, That the Chautauqua County Legislature authorizes and appropriates a twenty percent (20%), ten thousand dollar (\$10,000) local match, as required by the Engineering Planning Grant Program, for the SCCLSD Wastewater Treatment Plant Capacity Study, plus such additional amounts in excess of the grant and matching funds as may be needed to complete the Study, from funds designated for such purpose in the SCCLSD budget; and be it further

RESOLVED, That the Director of SCCLSD may increase this local Study match, within budget appropriations and/or through in-kind services, without further approval from the Chautauqua County Legislature; and be it further

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2025 budget:

INCREASE APPROPRIATION ACCOUNT:

|                 |                                |          |
|-----------------|--------------------------------|----------|
| ESS.8130.----.4 | Contractual – Sewage Treatment | \$50,000 |
|-----------------|--------------------------------|----------|

ESTABLISH & INCREASE REVENUE ACCOUNT:

|                         |  |          |
|-------------------------|--|----------|
| ESS.8130.----.R390.2002 | New York State Aid – Plan Studies: Sewer | \$50,000 |
|-------------------------|--|----------|

Signed: Heiser, Johnson, Pavlock, Nelson, Buchanan, Anthony

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RES. NO. 230-25

Authorize Lease with the Federal Aviation Administration for  
Antenna and Equipment Space within the Terminal Building at  
Chautauqua County Jamestown Airport

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the County owns and operates the Chautauqua County Airport Jamestown in the Town of Ellicott in a manner that provides services and facilities on a non-exclusive basis for the general use of the public and to enhance current and future economic development in the County; and

WHEREAS, the Federal Aviation Administration is interested in a long-term lease of antenna and equipment space within the Robert H. Jackson Terminal Building at the airport; and

WHEREAS, the Airport Commission has considered and recommends the acceptance of the negotiated lease; and

WHEREAS, the revenue received from this agreement will be included in the 2026 Proposed Budget; and

CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

WHEREAS, pursuant to New York State General Municipal Law §352(5), a public hearing authorized by Resolution 207-25 was held on September 24, 2025, and all persons appearing thereat were heard; therefore be it

RESOLVED, That the County Executive is authorized and empowered to execute an agreement with The Federal Aviation Administration, to lease antenna and equipment space within the Robert H. Jackson Terminal Building at the airport in conformance with FAA regulations and to include substantially the following terms and conditions:

1. Term. Commencing October 1, 2025 and terminating September 30, 2035.
2. Premises. Antenna and equipment space within the Robert H. Jackson Terminal Building at the airport.
3. Payment. Tenant shall pay annual rent to County in the amount of \$5,000 at the end of the Federal government fiscal year.
4. Other. As negotiated by the County Executive.

Signed: Heiser, Pavlock, Nelson, Buchanan, Anthony, Johnson

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RES. NO. 231-25

Amend 2025 Budget for CARTS to Reflect 5311 Grant Award

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, consistent with Resolution 197-24, Chautauqua County was awarded grant funds by the New York State Department of Transportation pursuant to United States Code Section 5311, Title 49; and

WHEREAS, funding for the purchase of a Support Vehicle is shared at a rate of 80% Federal, 10% State and 10% Local dollars; and

WHEREAS, funding shares for the purchase are as follows:

|                      |                 |
|----------------------|-----------------|
| Federal:             | \$ 29,600       |
| State:               | \$ 3,700        |
| <u>Local:</u>        | <u>\$ 3,700</u> |
| Total Project Costs: | \$ 37,000; and  |

WHEREAS, funding for Other New Equipment (Cameras for the buses) is shared at a rate of 80% Federal, 10% State and 10% Local dollars; and

WHEREAS, funding shares for the purchase are as follows:

|                      |                  |
|----------------------|------------------|
| Federal:             | \$ 160,000       |
| State:               | \$ 20,000        |
| <u>Local:</u>        | <u>\$ 20,000</u> |
| Total Project Costs: | \$ 200,000       |

; now therefore be it

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

## CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

INCREASE USE OF CAPITAL RESERVE:

|                      |   |           |
|----------------------|---|-----------|
| A.----.----.878.0000 | Reserve for Capital – Reserve for Capital | \$ 23,700 |
|----------------------|---|-----------|

; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2025 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT

|               |   |           |
|---------------|---|-----------|
| A.9950.----.9 | Interfund Transfers - Transfer to Capital | \$ 23,700 |
|---------------|---|-----------|

ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

|                   |   |           |
|-------------------|---|-----------|
| HH.255630.25421.4 | Contractual – Bus Operations--Admin Vehicle | \$ 37,000 |
|-------------------|---|-----------|

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNTS:

|                           |   |           |
|---------------------------|---|-----------|
| HH.255630.25421.R503.1000 | Interfund Transfers-Interfund Transfer    | \$ 3,700  |
| HH.255630.25421.R359.7000 | New York State Aid-Transp Capital Grants  | \$ 3,700  |
| HH.255630.25421.R459.7000 | Federal Aid-Transp Federal Capital Grants | \$ 29,600 |
|                           | Total                                     | \$ 37,000 |

ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

|                   |  |            |
|-------------------|--|------------|
| HH.255630.25422.4 | Contractual – Bus Operations—Cameras for Buses | \$ 200,000 |
|-------------------|--|------------|

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNTS:

|                           |   |            |
|---------------------------|---|------------|
| HH.255630.25422.R503.1000 | Interfund Transfers-Interfund Transfer    | \$ 20,000  |
| HH.255630.25422.R359.7000 | New York State Aid-Transp Capital Grants  | \$ 20,000  |
| HH.255630.25422.R459.7000 | Federal Aid-Transp Federal Capital Grants | \$ 160,000 |
|                           | Total                                     | \$ 200,000 |

Signed: Heiser, Johnson, Pavlock, Nelson Buchanan, Anthony

RES. NO. 232-25

Amend 2025 Budget – Occupancy Tax Funded Projects

By Planning &amp; Economic Development and Audit &amp; Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, pursuant to Resolution 59-25, the Chautauqua County Department of Planning & Development (DPD) moved forward expenditures associated with the total project costs not included in the 2025 Operating Budget; and

WHEREAS, an error in the use of the 3% Reserve under Resolution 59-25 has been identified and requires correction; now therefore be it

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

DECREASE THE USE OF APPROPRIATED FUND BALANCE:

|                      |                           |           |
|----------------------|---------------------------|-----------|
| A.----.----.883.0000 | Reserve for Occupancy Tax | \$223,043 |
|----------------------|---------------------------|-----------|

; and

INCREASE THE USE OF APPROPRIATED FUND BALANCE:

|                      |                            |           |
|----------------------|----------------------------|-----------|
| A.----.----.889.WATR | Misc. Res: Lakes & Watrway | \$223,043 |
|----------------------|----------------------------|-----------|

Signed: Harmon, Pavlock, Johnson, Larson, Gustafson, Penhollow, Dickey, Nelson

CHAUTAUQUA COUNTY LEGISLATURE  
09/24/2025

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RES. NO. 233-25  
Amend 2025 Budget for the Chautauqua County Attorney Office

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Attorney office's Contractual expenses are expected to exceed initial budgetary estimates while Personal Services are expected to have a surplus; and

WHEREAS, the County Attorney's office has incurred expenses in excess of the 2025 budget; now therefore be it

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

INCREASE THE USE OF FUND BALANCE

A.----.----.917.0000 Unassigned Fund Balance-Unassigned Fund Balance \$ 180,392

; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following change to the 2025 Adopted Budget:

INCREASE APPROPRIATION ACCOUNT:

|                |                               |            |
|----------------|-------------------------------|------------|
| A.1420. ----.4 | Contractual – County Attorney | \$ 272,692 |
|----------------|-------------------------------|------------|

DECREASE APPROPRIATION ACCOUNTS:

|                |                                   |           |
|----------------|-----------------------------------|-----------|
| A.1420. ----.1 | Personal Services-County Attorney | \$ 66,000 |
| A.1420. ----.8 | Employee Benefits-County Attorney | \$ 26,300 |
|                | Total                             | \$ 92,300 |

Signed: Heiser, Vanstrom, Buchanan, Anthony, Johnson, Pavlock, Nelson

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RES. NO. 234-25  
Amend 2025 Budget for the Chautauqua County Department of  
Emergency Medical Services Fly Car & Ambulance Services

By Public Safety and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Department of Emergency Medical Services-Fly Car & Ambulance Services contractual expenses are expected to exceed initial budgetary estimates; and

WHEREAS, the Emergency Medical Services-Fly Car & Ambulance is expected to receive revenue that will exceed initial budgetary estimates; now therefore be it

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following change to the 2025 Budget:

INCREASE APPROPRIATION ACCOUNT:

|                   |   |            |
|-------------------|---|------------|
| A.3989.EMS ----.4 | Contractual – Emergency Medical Service—<br>Fly Car & Ambulance | \$ 250,000 |
|-------------------|---|------------|

CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

INCREASE REVENUE ACCOUNT:

|                      |  |            |
|----------------------|--|------------|
| A.3989.EMS.R158.9102 | Other Public Safety Income-Other Public Safety |            |
|                      | Income Private Insurance Pymts                 | \$ 250,000 |

Signed: Niebel, Pavlock, Bankoski, Carle, Landy, Proctor, Johnson, Nelson

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RES. NO. 235-25

Amend Chautauqua County Department of Mental Hygiene and  
Social Services 2025 Budget for Increased Safety Net Costs

By Human Services and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, 2025 Expenditures for Safety Net costs are now projected to be in excess of the budgeted amount; and

WHEREAS, Safety Net costs are funded at 28 percent by the State of New York and at 1 percent by the Federal Government, and

WHEREAS, Social Services Administration costs are now project to be below budgeted amounts, now therefore be it

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

INCREASE USE OF FUND BALANCE:

|                 |   |             |
|-----------------|---|-------------|
| A.----.----.917 | Unassigned Fund Balance-Unassigned fund balance | \$2,385,000 |
|-----------------|---|-------------|

;and be it further

RESOLVED, That the Director of Finance is authorized and directed to make the following changes to the 2025 Budget:

INCREASE APPROPRIATION ACCOUNTS:

|               |                          |             |
|---------------|--------------------------|-------------|
| A.6140.----.4 | Contractual - Safety Net | \$3,500,000 |
|---------------|--------------------------|-------------|

INCREASE REVENUE ACCOUNTS:

|                  |                                |           |
|------------------|--------------------------------|-----------|
| A.6140.----.R184 | Departmental Income-Safety Net | \$100,000 |
|------------------|--------------------------------|-----------|

|                  |                               |           |
|------------------|-------------------------------|-----------|
| A.6140.----.R364 | New York State Aid-Safety Net | \$980,000 |
|------------------|-------------------------------|-----------|

|                  |                        |                 |
|------------------|------------------------|-----------------|
| A.6140.----.R464 | Federal Aid-Safety Net | <u>\$35,000</u> |
|------------------|------------------------|-----------------|

|       |             |
|-------|-------------|
| Total | \$1,115,000 |
|-------|-------------|

(9-17-25 HS – Typo correction)

Signed: Proctor, Vanstrom, Landy, Gustafson, Pavlock, Johnson

CHAUTAUQUA COUNTY LEGISLATURE  
09/24/2025  
RES. NO. 236-25  
Adjust D.5112-Capital Improvement Accounts

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, Chautauqua County's transportation system, which includes roads and bridges, is essential to everyone and it contributes to economic development, job creation and to 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 \$5,113,367 in CHIPS Funding for capital improvements; and

WHEREAS, New York State has adjusted the 2025-2026 CHIPS appropriations for Chautauqua County to \$6,708,551.63, which includes a \$1,204,302.33 cumulative rollover balance; and

WHEREAS, the Chautauqua County capital budget includes \$1,289,501 in PAVE-NY funding for capital improvements; and

WHEREAS New York State has adjusted the 2025-2026 PAVE-NY appropriations for Chautauqua County to \$1,279,189.67; and

WHEREAS, the Chautauqua County capital budget includes \$859,668 in Pave our Potholes (POP) funding for capital improvements; and

WHEREAS, New York State has adjusted the 2025-2026 POP appropriations for Chautauqua County to \$852,793.12; and

WHEREAS, New York State has recognized the need for additional funds due to extreme winter weather and it has appropriated funds under the Extreme Weather Recovery (EWR) Program in the amount of \$841,994.40; and

WHEREAS the County's budget should be amended to conform to these adjustments in 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 the funding; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following budgetary changes to the 2025 Adopted Budget:

INCREASE REVENUE ACCOUNTS:

|                      |  |              |
|----------------------|--|--------------|
| D.5112.391.R350.1000 | New York State Aid-NYS Aid CHIPS                         | \$ 1,595,184 |
| D.5112.391.R350.EWR  | New York State Aid-NYS Aid –<br>Extreme Weather Recovery | \$ 841,994   |
|                      | Total  | \$ 2,437,178 |

DECREASE REVENUE ACCOUNTS:

|                      |                                    |           |
|----------------------|------------------------------------|-----------|
| D.5112.391.R350.PAVE | New York State Aid-NYS Aid PAVE NY | \$ 10,311 |
| D.5112.391.R350.POP  | New York State Aid-NYS AID POP     | \$ 6,874  |
|                      | Total                              | \$ 17,185 |

INCREASE APPROPRIATION ACCOUNT:

|              |  |              |
|--------------|--|--------------|
| D.5112.391.4 | Contractual-Capital Improvements, Highway Improvements | \$ 2,419,993 |
|--------------|--|--------------|

Signed: Heiser, Pavlock, Nelson, Buchanan, Anthony, Johnson



CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

RES. NO. 237-25

Amend Capital Project Accounts—Jamestown Community College

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, in previous budgets, Chautauqua County approved a number of capital projects for Jamestown Community College; and

WHEREAS, the funding needs for some projects exceed original estimates and an increase of funding is needed for outstanding invoices; and

WHEREAS, other adjustments need to be made to balance project needs pursuant to resolution 128-25; now, therefore, be it

RESOLVED, That the Director of Finance is authorized and directed to make the following amendments to the 2025 Capital Budget:

INCREASE CAPITAL APPROPRIATION ACCOUNTS:

|                   |   |                 |
|-------------------|---|-----------------|
| HH.992490.00002.4 | Contractual-Community College Tuition-Roofs (2020)                        | \$ 300          |
| HH.992490.00860.4 | Contractual-Community College Tuition-Interior Repairs/<br>Renovat (2024) | <u>\$23,500</u> |
|                   | Total:  | \$23,800        |

INCREASE CAPITAL REVENUE ACCOUNT:

|                           |                                       |          |
|---------------------------|---------------------------------------|----------|
| HH.992490.00016.R503.1000 | Interfund Transfer-Interfund Transfer | \$23,500 |
|---------------------------|---------------------------------------|----------|

DECREASE CAPITAL APPROPRIATION ACCOUNTS:

|                   |   |               |
|-------------------|---|---------------|
| HH.992490.00018.4 | Contractual-Community College Tuition-Comm Srvc Ctr<br>Asbest Abmt (2025) | \$23,500      |
| HH.992490.00011.4 | Contractual – Community College Tuition-Infrastructure<br>Repairs (2021)  | <u>\$ 300</u> |
|                   | Total:  | \$23,800      |

DECREASE CAPITAL REVENUE ACCOUNT:

|                           |                                       |          |
|---------------------------|---------------------------------------|----------|
| HH.992490.00018.R503.1000 | Interfund Transfer-Interfund Transfer | \$23,500 |
|---------------------------|---------------------------------------|----------|

Signed: Heiser, Pavlock, Vanstrom, Buchanan, Anthony, Nelson, Johnson

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RES. NO. 238-25

Authorize Acceptance of the Victim Assistance  
Program Funding for 2025-2028

By Public Safety and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the New York State Office of Victim Services (OVS) has awarded a total of \$313,373.70 to Chautauqua County through the District Attorney's Office under the Victims of Crime Act (VOCA) Victim Assistance Grant Program; and

WHEREAS, the contract period will run from October 1, 2025 through September 30, 2028; and

WHEREAS, a total of \$104,457.90 will be used for each funding year of the contract; and

WHEREAS, the funding will be used towards salary and fringe of employees who provide assistance to all victims of crime in Chautauqua County; and

## CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

WHEREAS, these grant funds were not included in the 2025 Adopted Budget for the District Attorney's Office; and

WHEREAS, the revenue for these grant funds will be included in the proposed 2026, 2027, and 2028 Budgets for the District Attorney's Office; now therefore be it

RESOLVED, That the County of Chautauqua accepts the grant funds and authorizes the County Executive to execute the Victim Assistance Grant Program contract with New York State OVS in the total amount of \$313,373.70 for the term of October 1, 2025 through September 30, 2028; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the District Attorney's 2025 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

|               |                                       |                |
|---------------|---------------------------------------|----------------|
| A.1165.----.1 | Personal Services - District Attorney | \$17,753       |
| A.1165.----.8 | Employee Benefits - District Attorney | <u>\$7,030</u> |
|               | Total                                 | \$24,783       |

INCREASE REVENUE ACCOUNT:

|                        |                                       |          |
|------------------------|---------------------------------------|----------|
| A.1165.----. R408.9003 | Federal Aid-OTH FED AID CRIME VICTIMS | \$24,783 |
|------------------------|---------------------------------------|----------|

Signed: Niebel, Bankoski, Carle, Landy, Proctor, Johnson, Pavlock, Nelson

## RES. NO. 239-25

Amend 2026 Budget for OES and Authorize Acceptance of FY2022  
Technical Rescue and Urban Search and Rescue Grant

By Public Safety and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Office of Emergency Services was awarded funds from the New York State Division of Homeland Security and Emergency Services in the amount of \$99,400; and

WHEREAS, this grant is for technical rescue to replace and upgrade gear for our building collapse response and other rescue capabilities; and

WHEREAS, the grant period runs from August 1, 2025 through August 31, 2026; and

WHEREAS, revenues and appropriations associated with this grant were not included in the 2025 Budget; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute all necessary agreements to accept the award and subsequent changes to work plans; and be it also

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2025 Budget:

INCREASE APPROPRIATION ACCOUNT:

|               |                                     |                 |
|---------------|-------------------------------------|-----------------|
| A.3625.----.2 | Equipment - Technical Rescue Team   | \$90,000        |
| A.3625.----.4 | Contractual – Technical Rescue Team | <u>\$ 9,400</u> |
|               | Total                               | \$99,400        |

INCREASE REVENUE ACCOUNT:

|                       |                               |          |
|-----------------------|-------------------------------|----------|
| A.3625.----.R430.5004 | Federal Aid-Homeland Security | \$99,400 |
|-----------------------|-------------------------------|----------|

Signed: Niebel, Bankoski, Carle, Landy, Proctor, Nelson, Johnson, Pavlock

CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

RES. NO. 240-25

Authorize Execution of NYS Office of Homeland Security  
Funding Grant Explosive Detection Canine Team FY 2022

By Public Safety and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua 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 of the Explosive Detection Canine Team; and

WHEREAS, the State of New York will provide funding for a FY 2022 grant in the amount of \$15,000, with no local funds, for a contract period of August 1, 2025 through August 31, 2026; and

WHEREAS, this grant is included in the 2025 Budget and no budget amendment is needed; 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: Niebel, Bankoski, Landy, Carle, Proctor, Nelson, Johnson, Pavlock

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RES. NO. 241-25

Authorize Execution of New York State Governor's Traffic Safety Committee  
Grant for the Police Traffic Services Program FY 2026

By Public Safety and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Sheriff's Office received notice that the State of New York Governor's Traffic Safety Committee has approved the application submitted for the Police Traffic Services Program FY 2026; and

WHEREAS, the State of New York will provide funding in the amount of \$23,400 with no local funds required for the contract period from October 1, 2025 to September 30, 2026; and

WHEREAS, this grant is included in the 2025 Adopted Budget, therefore no budget amendments are needed; now therefore be it

RESOLVED, The Chautauqua County Executive is authorized to execute the appropriate agreement with the New York State Governor's Traffic Safety Committee to secure the grant funding as set forth above.

Signed: Niebel, Bankoski, Carle, Landy, Proctor, Nelson, Johnson, Pavlock

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CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

RES. NO. 242-25

Authorize Regional Partnership Agreements with  
Municipalities for the Tactical Team Program

By Public Safety Committee:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the New York State Department of Homeland Security and Emergency Services (DHSES) requests that recipients of the Tactical Team Grant Program work together to implement the projects, goals, and objectives identified in their jointly-submitted grant application; and

WHEREAS, the Chautauqua County Sheriff is the Submitting partner and fiduciary agent of regional Tactical Team Grant Program applications; and

WHEREAS, the Chautauqua County Sheriff proposes that an inter-municipal partnership agreement be established, allowing the regional agencies to work together on common projects, goals, and objectives; and

WHEREAS, such partnership agreements do not involve any payment of funds; and

WHEREAS, the below agencies will be Participating partners in the initial regional partnership agreement:

Town of Ellicott Police Department  
Lakewood-Busti Police Department  
Jamestown Police Department

; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute regional partnership agreements with regional municipalities for so long as the Tactical Team Grant Program funds are available.

Signed: Niebel, Bankoski, Carle, Landy, Proctor

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RES. NO. 243-25

Authorize Office for Aging Services to Submit Application for Medicare Improvements  
for Patients and Providers ACT (MIPPA) Funding on an Annual Basis

By Human Services and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the New York State Office for the Aging, which is statutorily mandated by New York State Elder Law §203(8) and complies with the federal statute, Older Americans Act (OAA); and

WHEREAS, the Administration for Community Living (ACL) coordinates outreach between (i) grantees who receive MIPPA funding, (ii.) the Centers for Medicare and Medicaid Services, and (iii.) the aging network, to ensure local service providers have access to materials and resources needed to assist Medicare beneficiaries, their families, and caregivers; and

WHEREAS, the MIPPA program funding has helped more than one-million low income Medicare beneficiaries learn about programs that can help lower their health care and prescription drug costs and make them more affordable; and

WHEREAS, funding for the MIPPA program is included in the 2025 Adopted Budget and will be an annual application going forward; now therefore be it

CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

RESOLVED, That the County Executive is hereby authorized to submit annual applications for funding through the MIPPA program; and be it further

RESOLVED, That the County Executive is hereby authorized to execute all necessary contracts and other documents necessary to receive these annual grant funds.

Signed: Proctor, Vanstrom, Landy, Gustafson, Pavlock, Johnson, Nelson

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RES. NO. 244-25

Authorize the Chautauqua County Department of Mental Hygiene to Provide Clinical Supervision and or Mental Health Related Trainings to Chautauqua County Public Schools

By Human Services Committee:

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Department of Mental Hygiene seeks to support high-quality mental health services and mental health awareness across all public schools in the county, including those that do not have existing satellite mental health clinic locations; and

WHEREAS, some school-based mental health clinical staff lack access to qualified clinical supervision necessary for professional development, licensure; and

WHEREAS, the Department has the professional capacity to provide such supervision and mental health awareness trainings at no cost and without any financial exchange between the Department and school districts; and

WHEREAS, all supervision provided will be in a mentorship and consultative capacity only, and shall not create clinical or legal liability for the Department or its staff related to the actions or decisions of the school-based clinicians; now therefore be it

RESOLVED, That the Chautauqua County Department of Mental Hygiene is hereby authorized to offer clinical supervision and trainings to Chautauqua County public schools, subject to staff availability, mutual agreement, and appropriate documentation defining roles and responsibilities.

Signed: Proctor, Vanstrom, Landy, Gustafson, Pavlock

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RES. NO. 245-25

Authorizing and Approving Settlement Agreement in Action Relating to the Opioid Crisis (Purdue Pharma L.P. and the Sackler Family)

By Human Services and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr. and Legislature Chairman Pierre E. Chagnon:

WHEREAS, there is pending litigation on behalf of various New York municipalities against Purdue Pharma L.P. and the Sackler Family regarding the opioid addiction crisis, in which the County of Chautauqua is either a named plaintiff or is eligible to participate in the action (the "Action"); and

WHEREAS, the Action and a proposed settlement pertain to the Sackler Family and to Purdue Pharma L.P. (the Defendant), and may include affiliates including manufacturers of opioids, distributors of opioids, and/or chain pharmacies; and

CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

WHEREAS, the Action alleges several causes of action against the Defendant based on claims that the Defendant contributed to the opioid epidemic by various acts that contributed to a public health crisis; and

WHEREAS, it is in the best interest of the County to resolve the claims involving the Defendant without further litigation, and enter into an agreement that settles all allegations against the Defendant (the Agreement) and avoids protracted litigation; therefore be it

RESOLVED, That the County Executive and the County's counsel are each authorized and empowered on behalf of the County of Chautauqua to execute the Agreement with the Defendant and to settle the Action of the County against the Defendant relating to the opioid addiction crisis, and to execute such other documents as may be necessary and appropriate to effectuate said settlement with the Defendant.

Signed: Proctor, Vanstrom, Landy, Pavlock Gustafson, Johnson, Nelson

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RES. NO. 246-25

Authorizing Execution of County Infrastructure Grant Program Agreement  
for the Homesteads at Dunkirk Landing and Welch's Building

By Planning & Economic Development and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr. and Legislator Tom Harmon:

WHEREAS, the Chautauqua County Housing Market Assessment and Development Strategy (Plan) was completed in February 2024; and

WHEREAS, the Plan prioritized top action items that would help establish a healthy and well-functioning housing market as critical to the vibrancy of communities, well-being of residents, and future economic development in Chautauqua County; and

WHEREAS, a top action item within the Plan included identifying sites between 1 and 5 acres for new multi-family development and begin predevelopment work to ensure streamlined environmental review, permitting processes and access to infrastructure; and

WHEREAS, in 2025, the County applied for and was awarded an Empire State Development (ESD) County Infrastructure Grant (project 139,338) in the amount of \$1,000,000 to assist with two Chautauqua County housing infrastructure projects; and

WHEREAS, the Homesteads at Dunkirk Landing infrastructure project will include the relocation and installation of a new storm and sewer line, supporting the development of 78 new housing units; and

WHEREAS, upon completion of the project to the satisfaction of the County and ESD, with approval by the ESD Board, Regan Development Corporation, as the project beneficiary, shall receive \$200,000 in grant funds to support the Homesteads at Dunkirk Landing infrastructure project; and

WHEREAS, the Welch's Building infrastructure project will include electrical service upgrades, underground vault seal offs, and sidewalk, landscape and lighting improvements, supporting the creation of 46 new housing units; and

WHEREAS, upon completion of the project to the satisfaction of the County and ESD, with approval by the ESD Board, 2 Portage LLC, as the project beneficiary, shall receive \$800,000 in grant funds to support the Welch's Building infrastructure project; and

WHEREAS, revenues and expenses associated with this grant funding will be reflected in the proposed 2026 Budget so an amendment is not needed at this time; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby approves the acceptance of the \$1,000,000 County Infrastructure grant from ESD, and the County Executive is authorized

CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

and empowered to execute all agreements and documents necessary to accept and disburse said funding.

Signed: Harmon, Pavlock, Johnson, Gustafson, Penhollow, Dickey, Nelson

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RES. NO. 247-25

Authorize Clerk of the Legislature to Publish Notices – Re: Public Hearings  
On 2026 Tentative Budget & Maximum Salary of Members of the Chautauqua  
County Legislature and its Chairman

By Audit & Control Committee:

At the Request of Chairman Pierre Chagnon:

WHEREAS, Pursuant to Sections 359 and 271 of the County Law public hearings must be held on the Tentative Budget, with statement of maximum salary of members of County Legislature included in notice; and

WHEREAS, Such notice shall state the time, place and purpose of the public hearing on the Tentative Budget and that copies of the budget will be available for distribution and inspection and specify therein the maximum salary that may be fixed and payable to members of the Legislature and Chairman thereof during the ensuing year; therefore be it

RESOLVED, That the Clerk of the Legislature be and hereby is authorized and empowered to advise in such publications that a public hearing will be held on the 2026 Tentative Budget on Wednesday, October 22, 2025 at 6:35 P.M. in the Legislative Chambers, Gerace Office Building, Mayville, New York; and be it further

RESOLVED, That the Clerk of the Legislature be and hereby is authorized and empowered to advise in notice of public hearing on Tentative Budget that the 2026 salary of each Legislator shall be no more than \$14,732.00, that the Chairman of the Legislature shall be paid no more than \$8,000 in addition to his Legislator's salary and that the following positions be additionally compensated no more than the amounts indicated nor for more than one of the positions listed, over and above the basic Legislator's salary.

|                               |           |
|-------------------------------|-----------|
| Majority Leader               | \$1000.00 |
| Minority Leader               | \$1000.00 |
| (1) Assistant Majority Leader | \$ 500.00 |
| (1) Assistant Minority Leader | \$ 500.00 |
| Each Committee Chairman       | \$1000.00 |
| Ranking Members               | \$ 250.00 |

Signed: Pavlock, Johnson, Nelson

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RES. NO. 248-25

Resolution of the County Legislature of the County of Chautauqua Imposing  
General Sales and Compensating Use Taxes, Pursuant to the Authority of Section  
1210 of Article 29 of the New York Tax Law

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Paul M. Wendel, Jr. and Legislature Chairman

Pierre E. Chagnon:

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

SECTION 1 Resolution No. 86-68, enacted by the Board of Supervisors of the County of Chautauqua on May 10, 1968, shall expire and be deemed repealed on December 1, 2025; provided however, that all provisions of such Resolution No. 86-68, in respect to the imposition, exemption, assessment, payment, payment over, determination, collection, and credit or refund of tax, interest and penalty imposed thereunder, the filing of forms and returns, the preservation of records for the purposes of such tax, the disposition of revenues, and any civil and criminal penalties applicable to the violation of the provisions of such Resolution No. 86-68, shall continue in full force and effect with respect to all such tax accrued for periods prior to December 1, 2025 in the same manner as if such provisions were not so repealed.

SECTION 2. Imposition of general sales and compensating use taxes. There are hereby imposed and there shall be paid within this County all of the sales and compensating use taxes described in Article Twenty-Eight of the New York Tax Law as authorized by subdivision (a) of section twelve hundred ten of such law, at the rate of three percent.

SECTION 3. In addition to the sales and compensating use taxes imposed by section two of this Resolution at the rate of three percent, there are hereby imposed and there shall be paid in this County such sales and compensating use taxes at the additional rate of one percent, for the period commencing December 1, 2015, and ending November 30, 2027.

SECTION 4 Local options. Notwithstanding any contrary provision of this enactment or other law:

(a) Motor fuel and diesel motor fuel described in subdivision (m) of section eleven hundred eleven of the Tax Law shall not be taxed at a rate of cents per gallon.

(b) The clothing and footwear exemption described in paragraph thirty of subdivision (a) of section eleven hundred fifteen of the Tax Law shall apply to the taxes imposed by this enactment.

(c) The residential solar energy systems equipment, installation service, and electricity exemptions described in subdivision (ee) of section eleven hundred fifteen of the Tax Law shall not apply to the taxes imposed by this enactment.

(d) The commercial solar energy systems equipment, installation service, and electricity exemptions described in subdivision (ii) of section eleven hundred fifteen of the Tax Law shall not apply to the taxes imposed by this enactment.

(e) The commercial fuel cell electricity generating systems equipment, installation service, and gas and electricity exemptions described in subdivision (kk) of section eleven hundred fifteen of the Tax Law shall not apply to the taxes imposed by this enactment.

(f) Residential energy sources and services described in paragraph three of subdivision (a) of section twelve hundred ten of the Tax Law shall be exempt from the taxes imposed by this resolution.

SECTION 5. Taxes in addition to others. The taxes imposed by this enactment are in addition to any and all other taxes authorized or imposed under any other provision of law.

SECTION 6. The taxes imposed by this enactment shall be administered and collected by the State Commissioner of Taxation and Finance as provided in Articles Twenty-eight and Twenty-nine of the Tax Law. The provisions of Articles Twenty-eight and Twenty-nine of the Tax Law and any provision of the Tax Law or other law that applies to such articles, relating or applicable to the taxes imposed by this enactment, including the applicable definitions, transitional provisions, limitations, special provisions, exemptions, exclusions, refunds, credits and administrative provisions, so far as those provisions can be made applicable to the taxes imposed by this enactment, shall apply to the taxes imposed by this enactment with the same force and effect as if those provisions had been incorporated in full into this enactment and had



CHAUTAUQUA COUNTY LEGISLATURE

09/24/2025

expressly referred to the taxes imposed by this enactment, except to the extent that any of those provisions is either inconsistent with or not relevant to the taxes imposed by this enactment.

SECTION 7. Effective date. This resolution shall take effect immediately; provided, however, that Sections 1, 2, 5 and 6 of this resolution shall be deemed to have been in full force and effect on September 1, 1968; section 4(b) of this resolution shall be deemed to have been in full force and effect on March 1, 2006; and section 4(f) of this resolution shall be deemed to have been in full force and effect on December 1, 2007.

Signed: Heiser, Buchanan, Vanstrom, Anthony, Johnson, Pavlock, Nelson

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RES. NO. 249-25

Setting the Salary for Digital Forensic Investigator

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

At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County District Attorney's Office has requested that the salary be set for a new title having responsibility for analyzing digital evidence in criminal investigations within the Chautauqua County District Attorney's Office, and;

WHEREAS, the digital evidence will include (but will not be limited to): surveillance videos, body cams, dash cams, drone video, mobile phones, computers, tablets, electronic storage devices, gaming devices, cell phone towers, social media communication devices and apps., and;

WHEREAS, the Human Resources Department has classified the position as Digital Forensic Investigator and supports the request that the salary be set at Grade 25; therefore, be it

RESOLVED, That the title of Digital Forensic Investigator be added to the Chautauqua County CSEA Unit 6300 Salary Plan at Grade 25.

Grade 25      2025: (\$36.53 - \$48.70) per hour

Signed: Heiser, Pavlock, Niebel, Bankoski, Carle, Vanstrom, Buchanan, Anthony, Landy, Proctor, Johnson, Nelson