

# Agenda

## Public Facilities Committee

**Tuesday, October 14, 2025, 4:00 p.m., Legislative Chambers**

### **Livestreamed on YouTube**

Gerace Office Building, Mayville, NY

- A. Call to Order
- B. Approval of Minutes (9/15/25)
- C. Privilege of the Floor
- 1. Proposed Resolution – Amend 2025 Budget for Department of Public Facilities – Engineering
- 2. Proposed Resolution – Amend 2025 Budget for the Chautauqua County Landfill Household Hazardous Waste Program
- 3. Proposed Resolution – Amend existing Lease Agreement with City of Jamestown for Additional Office Space for Chautauqua County Health Department
- 4. Proposed Resolution – Amend 2025 Budget for the Department of Building and Grounds for Build Out costs for County Law Department Office at 95 E Chautauqua, Mayville NY
- 5. Proposed Resolution – Authorize Lease of Taylor Training Center (240 Harrison Street, Jamestown)
- 6. Proposed Resolution – Authorize Lease Renewal with Jamestown Board of Public Utilities for 240 Harrison Street, Jamestown
- 7. Proposed Resolution – Authorize Standardization of Neptune Water Meters for the North County Industrial Water District No. 1
- 8. Proposed Resolution – Amend 2025 Budget for the North County Industrial Water District No.1
- 9. Proposed Resolution – Amend 2025 Budget for the North Chautauqua County Water District
- 10. Proposed Resolution – Authorize Agreements with the Village of Brocton and Town of Portland for Operation and Maintenance of District Facilities
- 11. Proposed Resolution – A Resolution Authorizing \$1,000,000 Bonds of the County of Chautauqua, New York, to Finance the Cost of the Purchase of Various Items of Equipment for Construction and Maintenance in and for said County

12. Proposed Resolution – A Resolution Authorizing \$1,224,675 Bonds of the County of Chautauqua, New York, to Finance the Cost of the Construction of a New Buildings and Grounds Maintenance Building at the Mayville Office Complex in and for said County
13. Proposed Resolution – A Resolution Authorizing \$7,226,730 Bonds of the County of Chautauqua, New York, to Finance the Cost of the Reconstruction of and Improvements to and Replacement of Certain Buildings at the Falconer Department of Public Facilities Transportation Highway Facility in and for said County
14. Other –

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

**TITLE:** Amend 2025 Budget for Department of Public Facilities - Engineering

**BY:** Public Facilities and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, the Department of Public Facilities – Engineering department Contractual expenses have exceeded initial budgetary estimates; and

WHEREAS, the Department of Public Facilities – Engineering department is expected to have a surplus in Computer Equipment expenses; and

WHEREAS, the Department of Public Facilities – Maintenance of Roads department is expected to have a surplus in Contractual expenses; now, therefore, be it

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

INCREASE EXPENSE ACCOUNT:

D.5020.----.4	Contractual - DPF – Engineering	\$ 3,500
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DECREASE EXPENSE ACCOUNT:

D.5020.----.2	Equipment - DPF – Engineering	\$ 2,250
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D.5110.----.4	Contractual - DPF - Maintenance of Roads	<u>\$ 1,250</u>
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Total: \$ 3.500

**APPROVED**

**VETOES (VETO MESSAGE ATTACHED)**

**County Executive**

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**Date**

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

**TITLE:** Amend 2025 Budget for the Chautauqua County Landfill Household Hazardous Waste Program

**BY:** Public Facilities and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, the Chautauqua County Landfill’s Household Hazardous Waste Employee Benefits expenses have exceeded initial budgetary estimates; and

WHEREAS, the Chautauqua County Landfill – Recycling subdepartment is expected to have a budgetary surplus in Employee Benefits; now, therefore, be it

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

INCREASE EXPENSE ACCOUNT:  
EL.8189.----.8                      Employee Benefits - Oth Env - House Haz Waste      \$    250

DECREASE EXPENSE ACCOUNT:  
EL.8160.7000.8                      Employee Benefits - Environment – Recycling              \$    250

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**APPROVED**  
\_\_\_\_\_  
**VETOES (VETO MESSAGE ATTACHED)**

\_\_\_\_\_  
**County Executive**                      \_\_\_\_\_  
**Date**

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

**TITLE:** Amend existing Lease Agreement with City of Jamestown for Additional Office Space for Chautauqua County Health Department

**BY:** Human Services, Public Facilities, and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, the County of Chautauqua desires to amend the existing lease of approximately 668 square feet of office space on the third floor of the City of Jamestown Municipal Building, 200 East Third St, Jamestown, New York for use by the Chautauqua County Health Department; and

WHEREAS, the County of Chautauqua will lease an additional 636 square feet of office space on the third floor of the City of Jamestown Municipal Building, 200 East Third St, Jamestown, New York for use by the Chautauqua County Health Department; and

WHEREAS, the County of Chautauqua will lease a total of 1,304 square feet of office space on the third floor of the City of Jamestown Municipal Building, 200 East Third St, Jamestown, New York for use by the Chautauqua County Health Department; and

WHEREAS, the funds to pay for the entirety of the lease amount will be paid from the NYS Lead Rental Registry Program funds that are already included in the current budget; and

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

- 1) Premises. An additional 636 square feet of office space on the third floor of the City of Jamestown Municipal Building, 200 East Third Street, Jamestown, New York.
- 2) Term. Additional space starting November 1, 2025 through December 31, 2029.
- 3) Rent. November 1, 2025 through December 31, 2025 – approximately \$14.86 per square foot per year, for an annual rate of One Thousand Five Hundred Seventy Five Dollars and 16/100;  
January 1, 2026 through December 31, 2026 – approximately \$15.46 per square foot per year, for an annual rate of Nine Thousand Eight Hundred Thirty Two Dollars and 56/100;  
January 1, 2027 through December 31, 2027 – approximately \$16.08 per square foot per year, for an annual rate of Ten Thousand Two Hundred Twenty Six Dollars and 88/100;  
January 1, 2028 through December 31, 2028 – approximately \$16.72 per square foot per year, for an annual rate of Ten Thousand Six Hundred Thirty Three Dollars and 92/100; and  
January 1, 2029 through December 31, 2029 – approximately \$17.39 per square foot per year, for an annual rate of Eleven Thousand Sixty Dollars and 04/100.
- 4) Utilities. Landlord shall be responsible for all utilities, including heat, except County shall be responsible for phone and Internet service.
- 5) Other. As negotiated by the County Executive.

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**APPROVED**

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**VETOES (VETO MESSAGE ATTACHED)**

\_\_\_\_\_  
**County Executive**

\_\_\_\_\_  
**Date**

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

**TITLE:** Amend 2025 Budget for the Department of Building and Grounds for Build Out costs for County Law Department Office at 95 E Chautauqua, Mayville NY

**BY:** Public Facilities, Administrative Services and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, pursuant to Resolution 94-25, the Chautauqua County Legislature approved a lease for the Chautauqua County Law Department with Jamestown Rental Properties LLC at 95 E Chautauqua, Mayville NY; and

WHEREAS, onetime costs associated with equipping the space will exceed original estimates by \$78,855; now therefore be it

RESOLVED, That the A Fund be appropriated as follows:

**INCREASE THE USE OF FUND BALANCE:**

A.-----	.917.0000	Fund Balance – Unassigned Fund Balance	\$78,184
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; 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:

DECREASE APPROPRIATION ACCOUNT:

A.1620.7050.2	Equipment – Buildings & Grounds, 95 East Chautauqua Street	\$ 671
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INCREASE APPROPRIATION ACCOUNT:

A.1620.7050.4	Contractual – Buildings & Grounds, 95 East Chautauqua Street	\$78,855
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**APPROVED**

**VETOES (VETO MESSAGE ATTACHED)**

**County Executive**

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**Date**

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

**TITLE:** Authorize Lease of Taylor Training Center (240 Harrison Street, Jamestown)

**BY:** Public Facilities, Public Safety and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, the Office of Emergency Services currently utilizes 240 Harrison Street, Jamestown, a portion of which is known as Taylor Training Center, as a training facility; and

WHEREAS, the Office of Emergency Services wishes to continue leasing Taylor Training Center from the City of Jamestown and the Jamestown Board of Education; and

WHEREAS, the County has built, operates, and maintains improvements at Taylor Training Center, including: A four story cement block tower of approximately twenty-five feet by twenty-five feet in base dimensions, with a window on each level and a forty inch railing around the top of the tower; a one story building located within approximately one hundred feet of the tower for use as a classroom and storage area; an access road to and from these described improvements; a one story burn building utilizing one wall of the described tower; and a concrete burn pit of approximately ten feet by twenty feet by three feet in total dimensions; and

WHEREAS, the lease agreement will be for a term of ten years with an option to renew this lease for three successive terms of ten years each; and

WHEREAS, the lease agreement will be at a rate of One and No/100 dollar (\$1.00) per year so an amendment to the budget is not needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute all necessary agreements to lease Taylor Training Center (240 Harrison Street, Jamestown) from the City of Jamestown and the Jamestown Board of Education.

**APPROVED**

**VETOES (VETO MESSAGE ATTACHED)**

**County Executive**

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**Date**

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

**TITLE:** Authorize Lease Renewal with Jamestown Board of Public Utilities for 240 Harrison Street, Jamestown

**BY:** Public Facilities, Public Safety and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, the Office of Emergency Services currently utilizes 240 Harrison Street, Jamestown, a portion of which is known as Taylor Training Center, as a training facility; and

WHEREAS, the Office of Emergency Services wishes to continue leasing Taylor Training Center from the City of Jamestown (“City”) and the Jamestown Board of Education (“Board”); and

WHEREAS, the County has built, operates, and maintains improvements at Taylor Training Center, including: A four story cement block tower of approximately twenty-five feet by twenty-five feet in base dimensions, with a window on each level and a forty inch railing around the top of the tower; a one story building located within approximately one hundred feet of the tower for use as a classroom and storage area; an access road to and from these described improvements; a one story burn building utilizing one wall of the described tower; and a concrete burn pit of approximately ten feet by twenty feet by three feet in total dimensions; and

WHEREAS, the Jamestown Board of Public Utilities (“JBPU”) is currently negotiating a lease for 240 Harrison Street, Jamestown, with City and Board; and

WHEREAS, the County anticipates being a party and signatory to JBPU's lease agreement with City and Board, which the County anticipates will preserve its right to lease and continue leasing Taylor Training Center; and

WHEREAS, JBPU would also like to consider the purchase of 240 Harrison Street, Jamestown, and if such should come to pass, it is agreed that the County would be permitted to continue leasing the space for various training sessions; now, therefore, be it

RESOLVED, That the County Executive is hereby authorized to execute any and all necessary agreements to continue leasing Taylor Training Center in the event that JBPU leases and/or purchases 240 Harrison Street, Jamestown from City and Board.

**APPROVED**

**VETOES (VETO MESSAGE ATTACHED)**

**County Executive**

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**Date**



**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

**TITLE:** Authorize Standardization of Neptune Water Meters for the North County Industrial Water District No. 1

**BY:** Public Facilities Committee:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, the North County Industrial Water District No. 1 (District) currently has seventeen (17) Neptune water meters installed within the district; and

WHEREAS, the District has the proper reading equipment and billing software compatible with Neptune meters; and

WHEREAS, standardization of Neptune meters furthers the efficiency of reading meters and billing for usage by District and Chadwick Bay Intermunicipal Water Works personnel; and

WHEREAS, standardization of Neptune meters, rather than implementing a different brand of meters, eliminates the need to purchase and install new reading equipment and billing software; and

WHEREAS, in order to maintain conformity, ease of equipment use, and contracts for service and preventative maintenance of meter readers and billing software, the District recommends that Neptune meters be set as the sole source and model of water meters used within the district; now therefore be it

RESOLVED, That the Legislature of the County of Chautauqua finds that, for reasons of efficiency and economy, standardization of Neptune water meters, as described herein, for the North County Industrial Water District No. 1, is in the best interest of the District and County of Chautauqua; and be it further

RESOLVED, That Neptune water meters are hereby the standardized water meter for the District.

**APPROVED**

**VETOES (VETO MESSAGE ATTACHED)**

**County Executive**

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**Date**

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

**TITLE:** Amend 2025 Budget for the North County Industrial Water District No.1

**BY:** Public Facilities and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, the North County Industrial Water District No. 1 (NCIWD No.1) Employee Benefits expenses have exceeded initial budgetary estimates; and

WHEREAS, the NCIWD No. 1 has received Departmental Income in excess of this overage; now, therefore, be it

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

INCREASE EXPENSE ACCOUNT:

EW.8310.----.8	Employee Benefits – Water District	\$ 6,873
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INCREASE REVENUE ACCOUNT:

EW.8310.----.R214.4000	Departmental Income – CHRGS: WATER	\$ 6,873
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**APPROVED**

**VETOES (VETO MESSAGE ATTACHED)**

**County Executive**

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**Date**

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

**TITLE:** Amend 2025 Budget for the North Chautauqua County Water District

**BY:** Public Facilities and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, the North Chautauqua County Water District (NCCWD) Employee Benefits expenses have exceeded initial budgetary estimates; and

WHEREAS, the NCCWD has received Departmental Income in excess of this overage; now, therefore, be it

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

<u>INCREASE EXPENSE ACCOUNT:</u>		
EWN.8310.----.8	Employee Benefits – Water District	\$ 10,695

<u>INCREASE REVENUE ACCOUNT:</u>		
EWN.8310.----.R214.4000	Departmental Income – CHRGS: WATER	\$ 10,695

_____	<b>APPROVED</b>
_____	<b>VETOES (VETO MESSAGE ATTACHED)</b>

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<b>County Executive</b>	<b>Date</b>

**CHAUTAUQUA COUNTY  
RESOLUTION NO. \_\_\_\_\_**

**TITLE:** Authorize Agreements with the Village of Brocton and Town of Portland for Operation and Maintenance of District Facilities

**BY:** Public Facilities Committee:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, the North Chautauqua County Water District (District) was established pursuant to Resolutions 39-16, 81-16, 231-17, 82-19, and 154-24; and

WHEREAS, the District is comprised of all or a portion of the Towns of Portland, Pomfret, Sheridan, Dunkirk, and the Village of Brocton; and

WHEREAS, the Town of Portland and Village of Brocton, formerly members of Chadwick Bay Intermunicipal Water Works (CBI), have formed a municipal collaboration called the Brocton-Portland Water System; and

WHEREAS, the County has an agreement with CBI pursuant to which CBI performs maintenance of certain District facilities in the Towns of Pomfret, Dunkirk, and Sheridan; and

WHEREAS, pursuant to Resolution 198-25 the County is authorized to contract with the Village of Brocton and Town of Portland for the performance of mowing and plowing services at District's Route 5 pump station and at its water storage tank in the Town of Portland; and

WHEREAS, the Town of Portland and Village of Brocton are available to perform additional maintenance and operation of District facilities within the Village of Brocton and Town of Portland; now therefore be it

RESOLVED, That the Legislature of the County of Chautauqua authorizes the County Executive to enter into agreements with the Town of Portland and Village of Brocton for District operation and maintenance services.

**APPROVED**

**VETOES (VETO MESSAGE ATTACHED)**

## County Executive

Date \_\_\_\_\_

**CHAUTAUQUA COUNTY**  
**RESOLUTION NO. \_\_\_\_\_**

**TITLE:** A Resolution Authorizing \$1,000,000 Bonds of the County of Chautauqua, New York, to Finance the Cost of the Purchase of Various Items of Equipment for Construction and Maintenance in and for said County

**BY:** Public Facilities and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to provide for the financing of said capital project pursuant to the provisions of the Local Finance Law; now therefore be it

RESOLVED, by the County Legislature of the County of Chautauqua, New York, as follows:

Section 1. The purchase of various items of equipment for construction and maintenance in and for the County of Chautauqua, New York, including incidental equipment and expenses in connection therewith, each item of which costs \$30,000 or over, at a maximum estimated cost of \$1,000,000, is hereby authorized.

Section 2. The plan for the financing of such class of objects or purposes shall be by the issuance of up to \$1,000,000 bonds of said County hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Chautauqua, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay principal of and interest on such bonds as the same become due and payable in such year. There shall be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Director of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Director of Finance shall determine consistent with the provisions of the Local Finance Law.

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**APPROVED**

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**VETOES (VETO MESSAGE ATTACHED)**

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**County Executive**

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**Date**

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

**APPROVED**

**VETOES (VETO MESSAGE ATTACHED)**

\_\_\_\_\_  
**County Executive**

\_\_\_\_\_  
**Date**

**CHAUTAUQUA COUNTY**  
**RESOLUTION NO. \_\_\_\_\_**

**TITLE:** A Resolution Authorizing \$1,224,675 Bonds of the County of Chautauqua, New York, to Finance the Cost of the Construction of a New Buildings and Grounds Maintenance Building at the Mayville Office Complex in and for said County

**BY:** Public Facilities and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to provide for the financing of said capital project pursuant to the provisions of the Local Finance Law; now therefore be it

RESOLVED, by the County Legislature of the County of Chautauqua, New York, as follows:

Section 1. Construction of a new Buildings and Grounds maintenance building at the Mayville Office Complex in the County of Chautauqua, New York, including original furnishings, equipment, machinery, apparatus, appurtenances, and site and other incidental improvements and expenses in connection therewith, at a maximum estimated cost of \$1,224,675, is hereby authorized.

Section 2. The plan for the financing of such specific object or purpose shall be by the issuance of up to \$1,224,675 bonds of said County hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific object or purpose is thirty years, pursuant to subdivision 11(a) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Chautauqua, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay principal of and interest on such bonds as the same become due and payable in such year. There shall be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Director of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the Director of Finance shall determine consistent with the provisions of the Local Finance Law.

**APPROVED**

**VETOES (VETO MESSAGE ATTACHED)**

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**County Executive**

\_\_\_\_\_  
**Date**

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

**APPROVED**

**VETOES (VETO MESSAGE ATTACHED)**

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**County Executive**

\_\_\_\_\_  
**Date**



**CHAUTAUQUA COUNTY**  
**RESOLUTION NO. \_\_\_\_\_**

**TITLE:** A Resolution Authorizing \$7,226,730 Bonds of the County of Chautauqua, New York, to Finance the Cost of the Reconstruction of and Improvements to and Replacement of Certain Buildings at the Falconer Department of Public Facilities Transportation Highway Facility in and for said County

**BY:** Public Facilities and Audit & Control Committees:

**AT THE REQUEST OF:** County Executive Paul M. Wendel, Jr.:

WHEREAS, all conditions precedent to the financing of the capital project hereinafter described, including compliance with the provisions of the State Environmental Quality Review Act, have been performed; and

WHEREAS, it is now desired to provide for the financing of said capital project pursuant to the provisions of the Local Finance Law; now therefore be it

RESOLVED, by the County Legislature of the County of Chautauqua, New York, as follows:

Section 1. Reconstruction of and improvements to and replacement of certain buildings at the Falconer Department of Public Facilities Transportation Highway Facility in the County of Chautauqua, New York, including original furnishings, equipment, machinery, apparatus, appurtenances, and site and other incidental improvements and expenses in connection therewith, as well as demolition of certain buildings, at a maximum estimated cost of \$7,226,730, is hereby authorized.

Section 2. The plan for the financing of such class of objects or purposes shall be by the issuance of up to \$7,226,730 bonds of said County hereby authorized to be issued therefor.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is twenty-five years, pursuant to subdivision 93 based on subdivisions 11(a) and 12(a) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Chautauqua, New York, are hereby irrevocably pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay principal of and interest on such bonds as the same become due and payable in such year. There shall be annually levied on all the taxable real property in said County a tax sufficient to pay the principal of and interest on said bonds as the same shall become due.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the Director of Finance, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said Director of Finance, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue bonds with substantially level or declining annual debt service, shall be determined by the Director of Finance, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in

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**APPROVED**

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**VETOES (VETO MESSAGE ATTACHED)**

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**County Executive**

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**Date**

addition to those required by Section 51.00 of the Local Finance Law, as the Director of Finance shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the official newspaper of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

\_\_\_\_\_  
**APPROVED**  
\_\_\_\_\_  
**VETOES (VETO MESSAGE ATTACHED)**

\_\_\_\_\_  
**County Executive**                      **Date**