

CHAUTAUQUA COUNTY LEGISLATURE

11/19/2025

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Chautauqua County Legislature

6:30 p.m.

CALL TO ORDER

ROLL CALL

PRAYER BY LEGISLATOR GUSTAFSON

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 10/22/2025 & 11/05/25

PRIVILEGE OF THE FLOOR

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

Individual comments are limited to 3 minutes and comments representing a group shall be limited to 5 minutes.

COMMENDATION:

100th Anniversary

Ellington Fire Department

By

County Executive Paul M. Wendel, Jr.

VETO MESSAGES FROM COUNTY EXECUTIVE WENDEL

NO VETOES FROM 10/22/2025 & 11/05/25

COMMUNICATIONS:

1. Resolution – Greene County Legislature - RES. NO. 298-25 Support of Congressman Nick Langworthy's Energy Choice Act (H.R. 3699, S. 1945) And In Opposition to Government-Mandated Natural Gas Bans
 2. Letter – Department of Taxation and Finance – Acknowledgment of Resolution 248-25
 3. Resolution – Yates County Legislature – RES. NO. 470-25 Authorizing Legislative Chair to Sign Letter Urging Congress to Maintain Snap and Heap Funding
 4. Report – Finance Director Kitty Crow, Re: August 2025 Investment Report
 5. Letter – Resignation of Senior Stenographer
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RESOLUTIONS:

- 276-25 Authorize Transfer of Tax Foreclosure Property to the City of Dunkirk
- 277-25 Authorize Lease Agreement with City of Jamestown for Office Space for Chautauqua County Department of Mental Hygiene and Social Services
- 278-25 Authorize the Conveyance of an Easement and Right of Way to Niagara Mohawk Power Corporation
- 279-25 Authorize Agreement with NY State DOT for Performance of Federal-Aid Project PIN 5765.30
- 280-25 Amend 2025 Budget for Public Health
- 281-25 Amend 2025 Budget for Veterans Service Agency
- 282-25 Authorize Acceptance of the Univera Award to Chautauqua County Office for Aging Services for the Evidence Based Wellness Programming
- 283-25 Request Inclusion of Construction of Phase 1 of Proposed New JCC Wellness Complex in SUNY's Capital Request for the 2026-2027 Executive Budget
- 284-25 Establish Capital Accounts – Design of JCC/YMCA Wellness Center
- 285-25 Amend 2025 Budget for the Chautauqua County Department of Emergency Medical Services-EMT/CPR Training
- 286-25 Authorize Agreement with Fluvanna Fire District to House Fly Car M74 and Paramedic
- 287-25 Authorize Execution of NYS Office of Homeland Security Funding Grant Next Generation 911 (NG911) Grant FY 2025
- 288-25 Amend 2025 Budget for Office of the Sheriff
- 289-25 Authorize Agreement with Town of Hanover for Enhanced Police Protection Services FY 2026 and 2027
- 290-25 Authorize Agreement with Various Towns for Enhanced Police Protection Services FY26
- 291-25 Authorize Agreement with Various Towns for Court Security Services FY 26
- 292-25 Authorize Contracts and Agreements with Local Police Departments and Chautauqua County Departments for 2025-2026 STOP-DWI Enforcement Efforts
- 293-25 Amend 2025 Budget for Interest Adjustments
- 294-25 Distribution of Mortgage Taxes
- 295-25 Authorizing Settlement of Claims of J.B.
- 296-25 Making Appropriations for the Conduct of County Government For Fiscal Year 2026
- 297-25 Authorize Tax Levy
- 298-25 Authorize Levy of Town Taxes
- 299-25 Authorize Levy of Unpaid Town Charges
- 300-25 Authorize Levy of Omitted Taxes
- 301-25 Authorize Levy of Unpaid Sewer User Charges & Civil Penalties- North, South & Center Chautauqua Lake & Portland-Pomfret-Dunkirk Sewer Districts
- 302-25 Fixing Equalization Rates for 2026

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ANNOUNCEMENTS

PRIVILEGE OF THE FLOOR

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RES. NO. 276-25

Authorize Transfer of Tax Foreclosure Property to the City of Dunkirk

By Administrative Services and Audit & Control Committees:

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

WHEREAS, pursuant to Chautauqua County Resolution 44-13, the County Legislature established a general policy regarding disposition of tax foreclosure parcels, but retained the authority to impose special requirements, terms, and conditions for the sale of particular tax parcels and determine in its sole discretion to whom a particular tax parcel will be sold; and

WHEREAS, paragraph 3.B.1 of Resolution 44-13 provides that upon written request from a city, after circulation of the list of foreclosed properties but prior to the last day for redemption under the Real Property Tax Law, the County shall “transfer property acquired through tax foreclosure to the municipal corporations described in paragraph 2A above for the purpose of municipal use, provided that such a transfer is in the best interest of the County, upon payment by the municipal entity of applicable recording charges and all delinquent taxes and current year taxes levied on such parcels but not yet returned to the County for enforcement”; and

WHEREAS, the City of Dunkirk has requested that the County convey to the City a tax delinquent property (SBL # 96.06-3-1) for the City’s municipal use; now, therefore, be it

RESOLVED, That the Chautauqua County Legislature hereby determines transfer of parcel # 96.06-3-1 to the City of Dunkirk to be in the County’s best interest; and be it further

RESOLVED, That the Chautauqua County Legislature hereby authorizes the transfer of the County’s property interest in parcel # 96.06-3-1 to the City of Dunkirk in accordance with the requirements of Resolution 44-13 paragraph 3.B.1; and be it further

RESOLVED, That the County Executive is hereby authorized to negotiate additional terms and conditions, enter into any necessary agreements, and execute all necessary documents to accomplish the aforementioned transaction.

(10/14/25 A.S. – Tabled)

(11/10/25 A.S. – Amended by Substitution)

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

RES. NO. 277-25

Authorize Lease Agreement with City of Jamestown for Office Space for
Chautauqua County Department of Mental Hygiene and Social Services

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

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

WHEREAS, the County desires to relocate certain operations and lease approximately 2,180 square feet of space from the City of Jamestown, located on the third floor of the Jamestown City Municipal Building, 200 East Third Street, in the City of Jamestown, County of Chautauqua, State of New York, for use by the Chautauqua County Department of Mental Hygiene and Social Services; and

WHEREAS, the cost of the lease will be jointly funded by both divisions of the Department of Mental Hygiene and Social Services and shall be funded through a combination of clinic revenues, local share, and state funding; and

WHEREAS, the space shall be utilized by both Mental Hygiene and Social Services teams; and

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WHEREAS, included in the rental amount is the use of a separate conference/breakroom area on the third floor which will be shared equally (50/50) between the Department of Mental Hygiene and Social Services and the Chautauqua County Department of Health; and

WHEREAS, these expenses are included in the 2026 Adopted Budget so no amendments are needed at this time; now, therefore, be it

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

- 1) Premises. Approximately 2,180 square feet of office space on the third floor of the City of Jamestown Municipal Building, 200 East Third Street, Jamestown, New York, and shall include use of the breakroom/conference room.
- 2) Term. January 2, 2026 through January 1, 2031.
- 3) Rent. January 2, 2026 through January 1, 2027: \$14.86 per square foot, with annual rent increases not to exceed four percent (4%) per year.
- 4) Utilities. Landlord shall be responsible for all utilities, including heat and electric. County is responsible for the cost of the phone and computer lines, including installation fees.
- 5) Other. As negotiated by the County Executive.

Signed: Heiser, Landy, Scudder, Anthony, Gustafson, Pavlock, Proctor, Vanstrom, Nelson, Johnson

RES. NO. 278-25

Authorize the Conveyance of an Easement and Right
of Way to Niagara Mohawk Power Corporation

By Public Facilities Committee:

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

WHEREAS, the County is the owner of a parcel of real property situated in the Town of Pomfret, County of Chautauqua and State of New York, designated on the official tax map of Chautauqua County as Section 131.00, Block 1, Lot 52 (SBL 131.00-1-52); and

WHEREAS, Niagara Mohawk Power Corporation has requested an easement and right-of-way over a portion of the parcel for the purposes of constructing, reconstructing, relocating, extending, repairing, maintaining, operating, inspecting, patrolling, and removing utility poles and associated facilities, in the general location shown in a Niagara Mohawk easement map prepared by Shawn Anselm of Niagara Mohawk on September 16, 2025, for Work Order #90000246237; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby approves the conveyance of and easement and right-of-way to Niagara Mohawk Power Corporation over a portion of SBL 131.00-1-52 for utility purposes.

Signed: Heiser, Scudder, Anthony

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RES. NO. 279-25

Authorize Agreement with NY State DOT for Performance
of Federal-Aid Project PIN 5765.30

By Public Facilities and Audit & Control Committees:

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

WHEREAS, the Project for the Bridge Replacement, Baker St (CR 30) over WNY & Pennsylvania RR (BIN 3323560) Town of Busti, Chautauqua County, PIN 5765.30 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program, now estimated to be \$350,000 to be borne at the ratio of 95% Federal funds and 5% County funds; and

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

WHEREAS, the County of Chautauqua desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Project PIN 5765.30; now therefore be it

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

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

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

RESOLVED, That the County of Chautauqua hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months; and be it further

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

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

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

INCREASE THE USE OF FUND BALANCE:

| | | |
|----------------|--------------------------------------|-----------|
| D-----915.0000 | Assigned Fund Balance Unappropriated | \$ 17,500 |
|----------------|--------------------------------------|-----------|

; and be it further

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

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INCREASE CAPITAL APPROPRIATION ACCOUNT:

| | | |
|--------------|-----------------------------------------------------------|-----------|
| D.5112.389.4 | Contractual – Capital Improvements, Funded Bridge Program | \$350,000 |
|--------------|-----------------------------------------------------------|-----------|

INCREASE CAPITAL REVENUE ACCOUNT:

| | | |
|----------------------|--------------------------------------|-----------|
| D.5112.389.R458.9002 | Federal Aid – Surface Transp Program | \$332,500 |
|----------------------|--------------------------------------|-----------|

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

RES. NO. 280-25

Amend 2025 Budget for Public Health

By Human Services and Audit & Control Committees:

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

WHEREAS, some Public Health departmental expenditures have exceeded initial budgetary estimates, as well as some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

| | | |
|---------------|---------------------------------------------------|-----------|
| A.2960.ADMN.1 | Personal Services - Educ: Handicapped Children | \$29,000 |
| A.2960.ADMN.8 | Employee Benefits - Educ: Handicapped Children | \$15,000 |
| A.4059.----.1 | Personal Services - Early Intervention Program | \$8,000 |
| A.4059.----.8 | Employee Benefits - Early Intervention Program | \$14,000 |
| A.4059.----.4 | Contractual - Early Intervention Program | \$174,000 |
| A.4017.JAIL.4 | Contractual - Clinics -Jail | \$300,000 |
| | Total | \$540,000 |

DECREASE APPROPRIATION ACCOUNTS:

| | | |
|---------------|-------------------------------------------------|-----------|
| A.1185.----.1 | Personal Services - Med Examiners & Coroners | \$15,000 |
| A.1185.----.8 | Employee Benefits - Med Examiners & Coroners | \$2,000 |
| A.1185.----.4 | Contractual - Med Examiners & Coroners | \$157,000 |
| A.4010.----.1 | Personal Services - Public Health Admin | \$185,000 |
| A.4010.----.8 | Employee Benefits - Public Health Admin | \$126,000 |
| A.4017.JAIL.1 | Personal Services - Clinics - Jail | \$30,000 |
| A.4017.JAIL.8 | Employee Benefits - Clinics - Jail | \$25,000 |
| | Total | \$540,000 |

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

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RES. NO. 281-25

Amend 2025 Budget for Veterans Service Agency

By Human Services and Audit & Control Committees:

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

WHEREAS, some Veterans Service Agency departmental expenditures have exceeded initial budgetary estimates, and some appropriations have a surplus; now therefore be it

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

INCREASE APPROPRIATION ACCOUNT:

| | | |
|---------------|---------------------------------------|----------|
| A.6510.----.4 | Contractual - Veterans Service Agency | \$12,600 |
|---------------|---------------------------------------|----------|

DECREASE APPROPRIATION ACCOUNT:

| | | |
|---------------|---------------------------------------------|----------|
| A.6510.----.8 | Employee Benefits - Veterans Service Agency | \$12,600 |
|---------------|---------------------------------------------|----------|

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

RES. NO. 282-25

Authorize Acceptance of the Univera Award to Chautauqua County Office
for Aging Services for the Evidence Based Wellness Programming

By Human Services and Audit & Control Committees:

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

WHEREAS, the Chautauqua County Office for Aging Services (CCOFAS) strives to provide a full complement of health and wellness programs and opportunities to improve the health status of Chautauqua County older adults; and

WHEREAS, CCOFAS works to promote the health and well being of older individuals by assisting such individuals to gain access to programs, classes, and events; and

WHEREAS, CCOFAS works to improve access to and increase the location and variety of health and wellness classes in our community; and

WHEREAS, the \$5,000 Univera contribution to the CCOFAS Evidence Based Wellness Program (Program) will assist in funding materials for the 2025/26 Program and options for older adults to participate in; now, therefore, be it

RESOLVED, That the Director of Finance be and hereby is authorized and directed to make the following changes to the 2026 Adopted Budget:

INCREASE APPROPRIATION ACCOUNTS:

| | | |
|---------------|--------------------------------|---------|
| A.6772.----.4 | Contractual – Office for Aging | \$5,000 |
|---------------|--------------------------------|---------|

INCREASE REVENUE ACCOUNTS:

| | | |
|-----------------------|------------------------|---------|
| A.6772.----.R377.2000 | New York State Aid-OFA | \$5,000 |
|-----------------------|------------------------|---------|

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

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RES. NO. 283-25

Request Inclusion of Construction of Phase 1 of Proposed New JCC Wellness Complex in SUNY's Capital Request for the 2026-2027 Executive Budget

By Planning & Economic Development, and Audit & Control Committees:

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

WHEREAS, pursuant to Resolution 326-24, the Chautauqua County Legislature requested the inclusion of a proposed athletic and wellness complex on the campus of Jamestown Community College (JCC) in SUNY's capital request for the 2025-2026 Executive Budget; and

WHEREAS, the complex is proposed as a facility shared with the Jamestown Area YMCA (YMCA), and each entity is responsible for a portion of the design and construction costs; and

WHEREAS, the YMCA has not yet completed its efforts to raise funds for its share of the joint project's costs, and JCC and the YMCA have proposed a phased approach for the project in order to allow portions of the project to proceed so as not to delay construction of needed facilities for JCC; and

WHEREAS, the Chautauqua County Planning Board recently reviewed and recommended plans for the project to proceed in two phases, with Phase I including design of the full joint project and construction of portions of the project that pertain only to JCC, and Phase II including construction of portions of the project that pertain only to the YMCA and to space shared by JCC and the YMCA; and

WHEREAS, the State of New York has already included the design of the full joint project in its 2025-2026 capital budget for community colleges; now therefore be it

RESOLVED, That the Chautauqua County Legislature hereby requests the inclusion of the construction of Phase 1 of the proposed JCC Wellness Complex in SUNY's capital request for the upcoming 2026-27 Executive Budget, with construction of Phase 1 having a total estimated cost of \$12,069,538.36; and be it further

RESOLVED, to supplement the State's anticipated 50% contribution to JCC's share of the construction cost of Phase 1, the County of Chautauqua intends to fund 25% of JCC's share of the construction cost of Phase 1, with the remaining 25% of JCC's share of the construction cost of Phase 1 funded by JCC through private foundation and donor support.

(11/10/25 A.S. – Withdrawn by Sponsor)

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

RES. NO. 284-25

Establish Capital Accounts – Design of JCC/YMCA Wellness Center

By Planning & Economic Development and Audit & Control Committees:

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

WHEREAS, pursuant to Resolution 326-24, the Chautauqua County Legislature requested the inclusion of a proposed athletic and wellness complex on the campus of Jamestown Community College (JCC) in SUNY's capital request for the 2025-2026 Executive Budget; and

WHEREAS, the complex is proposed as a facility shared with the Jamestown Area YMCA (YMCA), and each entity is responsible for a portion of the design and construction costs; and

WHEREAS, to supplement the State's anticipated 50% contribution to JCC's share of the joint project's costs, the County of Chautauqua intends to fund 25% of JCC's share of the joint

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project's costs provided that the joint project as proposed proceeds, with the remaining 25% of JCC's share of the joint project's costs funded by JCC through private foundation and donor support; and

WHEREAS, the YMCA has not yet completed its efforts to raise funds for its share of the joint project's costs, and JCC has proposed a phased approach for the project in order to allow portions of the project to proceed so as not to delay construction of needed facilities for JCC; and

WHEREAS, the Chautauqua County Planning Board recently reviewed and recommended plans for the project to proceed in two phases, with Phase I including design of the full joint project and construction of portions of the project that pertain only to JCC, and Phase II including construction of portions of the project that pertain only to the YMCA and to space shared by JCC and the YMCA; and

WHEREAS, the State of New York has included cost of the design of the full joint project in its 2025-2026 capital budget for community colleges; now therefore be it

RESOLVED, That the Chautauqua County Legislature supports JCC and the YMCA proceeding with the design phase of the full joint project; and be it further

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

INCREASE THE USE OF RESERVED FUND BALANCE:

| | | |
|----------------------|-----------------------------------------|-----------|
| A.----.----.878.0000 | Reserve for Capital—Reserve for Capital | \$195,000 |
|----------------------|-----------------------------------------|-----------|

; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

| | | |
|---------------|----------------------------------------|-----------|
| A.9950.----.9 | Interfund Transfer—Transfer to Capital | \$195,000 |
|---------------|----------------------------------------|-----------|

ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

| | | |
|-------------------|---------------------------------------------------------------------------|-----------|
| HH.992490.00019.4 | Contractual—Community College Tuition, JCC-YMCA Wellness Center (2025) | \$195,000 |
|-------------------|---------------------------------------------------------------------------|-----------|

ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNT:

| | | |
|---------------------------|------------------------------------------|-----------|
| HH.992490.00019.R503.1000 | Interfund Transfers – Interfund Transfer | \$195,000 |
|---------------------------|------------------------------------------|-----------|

(11/10/25 A.S. – Withdrawn by Sponsor)

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

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RES. NO. 285-25

Amend 2025 Budget for the Chautauqua County Department of
Emergency Medical Services-EMT/CPR Training

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-EMT/CPR Training contractual expenses are expected to exceed initial budgetary estimates; and

WHEREAS, the Emergency Medical Services-EMT/CPR Training 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.EMT ----.4 Contractual – EMT/CPR Training \$ 14,717

INCREASE REVENUE ACCOUNT:

A.3989.EMT.R168.9EMT OTH PH INC: EMT Private Pay Tuition \$ 14,717

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

RES. NO. 286-25

Authorize Agreement with Fluvanna Fire District
to House Fly Car M74 and Paramedic

By Public Safety and Audit & Control Committees:

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

WHEREAS, the Office of Emergency Services currently has a Fly Car, known as M74;
and

WHEREAS, Fluvanna Fire District had an unmanned station at 3496 Turner Road,
Jamestown, NY known as Fluvanna Fire Station 2; and

WHEREAS, the Office of Emergency Services utilizes space for M74 and a Paramedic at
Fluvanna Fire Station 2 and wishes to continue; and

WHEREAS, an agreement between Fluvanna Fire District and Office of Emergency
Services is needed; and

WHEREAS, because the location was previously used only for storage, the electric bill
has increased; and

WHEREAS, the agreement will be for Office of Emergency Services to pay the electric
bill for Fluvanna Fire Station 2 in exchange for the Paramedic and M74 utilizing that facility;
now therefore be it

RESOLVED, That the County Executive is hereby authorized to execute all necessary
agreements with Fluvanna Fire District to continue use of 3496 Turner Road, Jamestown, NY for
the purpose of housing M74 and a Paramedic.

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

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RES. NO. 287-25

Authorize Execution of NYS Office of Homeland Security Funding
Grant Next Generation 911 (NG911) Grant FY 2025

By Public Safety and Audit & Control Committees:

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

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 implementation of Next Generation 911 (NG911) program; and

WHEREAS, the State of New York will provide funding for a FY 2025 grant in the amount of \$1,515,197, with no local funds, for a contract period of September 1, 2025 through August 31, 2030; and

WHEREAS, this grant was not included in the 2025 Budget so a budget amendment is needed; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

| | | |
|---------------|--------------------------------|-------------|
| A.3110.GRNT.4 | Contractual - Sheriff - Grants | \$1,515,197 |
|---------------|--------------------------------|-------------|

INCREASE REVENUE ACCOUNTS:

| | | |
|-----------------------|---------------------------------|-------------|
| | New York State Aid-OTHER PUBLIC | |
| A.3110.GRNT.R338.9000 | SAFETY | \$1,515,197 |

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, Pavlock, Bankoski, Carle, Landy, Proctor, Nelson, Johnson, Scudder

RES. NO. 288-25

Amend 2025 Budget for Office of the Sheriff

By Public Safety and Audit & Control Committees:

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

WHEREAS, some Office of the Sheriff appropriations have exceeded initial budgetary estimates, as well as others that are expected to perform below budgetary estimates; and

WHEREAS, some Office of the Sheriff revenues have a surplus to offset said appropriations; now therefore be it

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

INCREASE APPROPRIATION ACCOUNTS:

| | | |
|---------------|----------------------------------------|-----------------|
| A.3110.----.2 | Equipment - Sheriff | \$4,108 |
| A.3150.----.2 | Equipment - Jail | \$4,108 |
| A.3315.----.1 | Personal Services - STOP DWI | \$29,427 |
| A.3315.----.8 | Employee Benefits - STOP DWI | \$25,782 |
| A.3020.DISP.4 | Contractual - CONSOLIDATED DISPATCHING | \$10,000 |

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| | | |
|----------------------|-------------------------------------------|-------------------------|
| A.3020.PSCN.8 | Employee Benefits - PUBLIC SAFETY NETWORK | \$8,000 |
| A.3020.W911.4 | Contractual - E911 WIRELESS | \$15,000 |
| A.3020.E911.4 | Contractual - E911 - E911 SYSTEM | <u>\$29,786</u> |
| | Total | <u>\$126,211</u> |

INCREASE REVENUE ACCOUNTS:

| | | |
|------------------------------|------------------------------------------------------------|-------------------------|
| A.3110.----.R266.5000 | Sale of Property/Compensa-SALE OF EQUIPMENT | \$8,600 |
| A.3110.----.R268.0000 | Sale of Property/Compensa-INSURANCE RECOVERIES | \$32,379 |
| A.3110.----.R432.4000 | Federal Aid-DRUG CONTROL PROGRAMS | <u>\$32,830</u> |
| A.3150.----.R277.0000 | Miscellaneous-OTHER UNCLASSIFIED REV | \$7,617 |
| A.3020.W911.R226.0000 | Shared Services-CHRGs: OTH GOV-PUB Safety | \$1,540 |
| A.3020.W911.R226.0000 | Use of Money & Property-INTEREST & EARNINGS | \$2,664 |
| A.3020.W911.R114.0000 | Non Property Tax Items-SURCHRG: EMERG PHONE SYS | \$10,795 |
| A.3020.E911.R114.0000 | Non Property Tax Items-SURCHRG: EMERG PHONE SYS | <u>\$27,370</u> |
| A.3020.E911.R226.0000 | Shared Services-CHRGs: OTH GOV-PUB Safety | <u>\$1,540</u> |
| A.3020.E911.R240.1000 | Use of Money & Property-INTEREST & EARNINGS | <u>\$876</u> |
| | Total | <u>\$126,211</u> |

(11/12/25 P.S. – Amended by substitution. Changes in bold)

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

RES. NO. 289-25

Authorize Agreement with Town of Hanover for Enhanced
Police Protection Services FY 2026 and 2027

By Public Safety and Audit & Control Committees:

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

WHEREAS, the Town of Hanover and the Village of Silver Creek have requested the Chautauqua County Office of the Sheriff provide enhanced police protection services within the geographical boundaries of the Town of Hanover and the Village of Silver Creek for the 2026 and 2027 calendar years; and

WHEREAS, the Chautauqua County Office of the Sheriff has negotiated a tentative agreement with the Town of Hanover and the Village of Silver Creek for the period from January 1, 2026 through December 31, 2026 for an estimated cost not to exceed \$632,382; and

WHEREAS, this revenue is included in the 2026 Adopted Budget so no budget amendments are needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized to and empowered to execute an agreement with the Town of Hanover for enhanced police protection services as set forth above with revenue to be credited to account A.3110.R226.0000.

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

CHAUTAUQUA COUNTY LEGISLATURE

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RES. NO. 290-25

Authorize Agreement with Various Towns for
Enhanced Police Protection Services FY26

By Public Safety and Audit & Control Committees:

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

WHEREAS, various municipalities or school districts have requested the Chautauqua County Office of the Sheriff provide enhanced police services within their respective geographic boundaries during the 2026 and 2027 calendar years; and

WHEREAS, the Chautauqua County Sheriff has negotiated a tentative agreement with the Town of Ripley for the period of January 1, 2026 through December 31, 2027 for an estimated cost, based on a regular hourly rate not to exceed \$61.59/hour and a holiday rate not to exceed \$91.68/hour for 2026, and a regular hourly rate not to exceed \$64.03/hour and a holiday rate not to exceed \$96.05/hour for 2027, not to exceed amount listed:

Town of Ripley \$70,000

; and

WHEREAS, this amount is included in the 2026 Adopted Budget so no budget amendments are needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with these entities for enhanced police services as set forth above with revenues to be credited to revenue account A.3110.R226.0000.

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

RES. NO. 291-25

Authorize Agreement with Various Towns
for Court Security Services FY 26

By Public Safety and Audit & Control Committees:

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

WHEREAS, various municipalities have requested that the Chautauqua County Office of the Sheriff provide part-time deputy sheriffs for court security detail on designated court nights; and

WHEREAS, the Chautauqua County Sheriff has negotiated a tentative agreement with these townships for the period of January 1, 2026 through December 31, 2027 for an estimated cost not to exceed amounts listed below, based on an hourly rate not to exceed \$37.04/hour for 2026:

Town of Kiantone \$14,000

Town of Stockton \$12,000

Town of Poland \$14,000

Town of Mina \$12,000

; and

WHEREAS, this revenue is included in the 2026 Tentative Budget so no budget amendments are needed; now therefore be it

CHAUTAUQUA COUNTY LEGISLATURE

11/19/2025

RESOLVED, That the Chautauqua County Executive is hereby authorized and empowered to execute an agreement with the above Towns for court security services set forth above with revenues to be credited to revenue account A.3110.R226.0000.

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

RES. NO. 292-25

Authorize Contracts and Agreements with Local Police Departments and Chautauqua County Departments for 2025-2026 STOP-DWI Enforcement Efforts

By Public Safety Committee:

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

WHEREAS, it is necessary for the effective implementation of the STOP-DWI Plan for Chautauqua County to enter into contracts and agreements with various municipalities throughout the County, and to enter into memoranda of understanding with various County Departments including Office of the Sheriff and Probation Department; and

WHEREAS, funding for such contracts and agreements will be derived from STOP-DWI funds pursuant to the 2025-2026 STOP-DWI Plans and from New York State STOP-DWI Foundation through a grant from the Governor's Traffic Safety Committee via the National Highway Traffic Safety Administration; and

WHEREAS, these expenses are included in the 2025 Budget and the 2026 Budget so no amendments are needed; now therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute contracts and agreements with various participating municipal corporations in Chautauqua County and County Departments for the purposes of implementing the current STOP-DWI Plan.

Signed: Niebel, Bankoski, Carle, Landy, Proctor

RES. NO. 293-25

Amend 2025 Budget for ~~Depreciation~~ & Interest Adjustments

By Administrative Services and Audit & Control Committees:

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

WHEREAS, interest expense was budgeted in an account that should not have been used and it is necessary to move the budget to the correct account; 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:

| | | |
|-----------------|------------------------------------------------------|----------|
| ESS.9710.----.7 | Interest on Indebtedness – Debt Service/Serial Bonds | \$38,882 |
|-----------------|------------------------------------------------------|----------|

DECREASE APPROPRIATION ACCOUNT:

| | | |
|-----------------|----------------------------------------------|----------|
| ESS.9730.----.7 | Interest on Indebtedness – Debt Service/BANS | \$38,882 |
|-----------------|----------------------------------------------|----------|

(11/10/25 A.S – Typo Correction)

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

CHAUTAUQUA COUNTY LEGISLATURE

11/19/2025

RES. NO. 294-25

Distribution of Mortgage Taxes

By Administrative Services and Audit & Control Committees:

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

RESOLVED, That the Clerk of the County Legislature of Chautauqua County be and hereby is authorized and directed to compute the amount of Mortgage Tax Monies due to the various municipalities under Section 261 of the Tax Law and to draw the warrant or order on the Director of Finance for the distribution to said municipalities of all monies due pursuant to said act and to do all things required to be done by the Board of Legislators as required by Local Law 3-25 and Section 253-o of the New York State Tax Law:

| Town | | City | | Village | | Total |
|---------------|--------------------|-------------|---------------------|----------------|--------------------|--------------|
| Arkwright | \$1,981.94 | Dunkirk | \$50,156.11 | Bemus Point | \$3,352.28 | \$836,709.13 |
| Busti | \$63,525.71 | Jamestown | <u>\$168,320.95</u> | Brocton | \$1,417.50 | |
| Carroll | \$21,209.48 | | \$218,477.06 | Cassadaga | \$2,037.25 | |
| Charlotte | \$5,912.22 | | | Celoron | \$1,998.97 | |
| Chautauqua | \$34,185.69 | | | Falconer | \$3,264.29 | |
| Cherry Creek | \$3,971.22 | | | Fredonia | \$18,614.95 | |
| Clymer | \$32,419.31 | | | Lakewood | \$18,271.10 | |
| Dunkirk | \$4,859.79 | | | Mayville | \$2,707.77 | |
| Ellery | \$50,443.17 | | | Panama | \$617.98 | |
| Ellicott | \$44,342.99 | | | Sherman | \$4,631.69 | |
| Ellington | \$4,906.23 | | | Silver Creek | \$5,152.64 | |
| French Creek | \$11,985.01 | | | Sinclairville | \$872.82 | |
| Gerry | \$7,892.58 | | | Westfield | <u>\$10,677.52</u> | |
| Hanover | \$44,170.61 | | | | \$73,616.77 | |
| Harmony | \$5,274.08 | | | | | |
| Kiantone | \$6,362.26 | | | | | |
| Mina | \$12,934.68 | | | | | |
| North Harmony | \$19,367.32 | | | | | |
| Poland | \$10,542.67 | | | | | |
| Pomfret | \$38,140.26 | | | | | |
| Portland | \$15,645.78 | | | | | |
| Ripley | \$10,075.41 | | | | | |
| Sheridan | \$24,236.40 | | | | | |
| Sherman | \$24,901.95 | | | | | |
| Stockton | \$12,818.28 | | | | | |
| Villanova | \$2,792.32 | | | | | |
| Westfield | <u>\$29,717.95</u> | | | | | |
| | \$544,615.30 | | | | | |

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

CHAUTAUQUA COUNTY LEGISLATURE

11/19/2025

RES. NO. 295-25

Authorizing Settlement of Claims of J.B.

By Administrative Services and Audit & Control Committees:

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

WHEREAS, J.B., the Plaintiff, brought a lawsuit against the County under the Child Victims Act alleging she was abused while in Foster Care, case number EK12021000938 and civil action number 1:21-cv-00786; and

WHEREAS, the Plaintiff has agreed to settle her claims against the County for a total sum of \$100,000.00, which sum includes all attorney's fees and other charges, and to provide the County with all necessary releases and stipulations; and

WHEREAS, it is desirable and appropriate for the County to resolve this matter by accepting this settlement offer; now, therefore, be it

RESOLVED, That the Chautauqua County Legislature hereby approves the payment of \$100,000.00 in full and complete settlement of all claims of the Plaintiff in this action; and be it further

RESOLVED, That the County Executive and the County Attorney are hereby authorized and empowered to execute all releases, stipulations, and other documents necessary to confirm settlement of the claims.

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

RES. NO. 296-25

Making Appropriations for the Conduct of
County Government For Fiscal Year 2026

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, the Chautauqua County Legislature has held public hearings on the 2026 tentative Budget and thereafter considered the budget, made changes therein and has presented the budget along with Resolution No. 275-25 listing the changes, to the County Executive for his consideration; and

WHEREAS, the County Executive has affixed his signature to Resolution No. 275-25 and has returned the same along with the budget and such statement regarding the budget and changes made thereon; and

WHEREAS, in accordance with Section 7.07 of the Administrative Code the Budget Director is authorized to make any corrections in the budget as may be required due to any typographical, mathematical or technical errors, after conditional adoption of the budget; and

WHEREAS, there is now adopted, pursuant to law, a County budget for the fiscal year beginning January 1, 2026; therefore be it

RESOLVED, That the total amount specified in such budget as adopted for all objects of expenditures set forth therein be and hereby are appropriated for such items.

Signed: Chagnon

CHAUTAUQUA COUNTY LEGISLATURE

11/19/2025

RES. NO. 297-25

Authorize Tax Levy

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, there has been adopted a budget for the fiscal year of 2026 and

WHEREAS, this Legislature has made appropriations for the conduct of the County Government for the year 2026 therefore be it

RESOLVED, That this Legislature hereby levies:

1. Upon all the taxable property in the County, upon the valuation as equalized by it, the sum specified in said budget for all purposes chargeable to the entire county;
2. Upon all the taxable property in the Chautauqua County Social Services District, upon the valuation as equalized by it, the sum specified in said budget for Social Services purposes;
3. Upon all the taxable property liable therefore, the sum specified in the budgets for the Chautauqua County Health District;
4. Upon all the taxable property of the participating towns in respective amounts set out against each participant of the Chautauqua County Self-Insurance Plan in Resolution 217-25, adopted August 27, 2025.
5. Upon the property on which school taxes are uncollected as of November 30, 2026, the amount of such uncollected school taxes;
6. Upon the property on which village taxes are uncollected as of December 1, 2026, the amount of such uncollected village taxes;

Upon all the taxable property of the several towns and cities, upon the valuation as equalized by it any and all amount charged against any and all said towns and cities during the year 2026 pursuant to law or resolution of this Legislature.

Signed: Chagnon

RES. NO. 298-25

Authorize Levy of Town Taxes

At the Request of Chairman Pierre E. Chagnon:

RESOLVED, That there shall be assessed, levied upon and collected from the taxable real property situated in the Towns of Chautauqua County outside of any incorporated village wholly or partially located therein, the amounts to be raised by taxes for Highway Funds – Outside Village and other Part-Town Functions as specified in the Town Budgets and directed by the Town Boards to be raised; and be it further

RESOLVED, That there shall be assessed and levied upon and collected from the real property liable therefore within the respective Fire, Fire Protection, Fire Alarm, Lighting and Improvement Districts, in said Towns, the amounts for the purpose of such districts as shown and specified in annual budgets; and be it further

RESOLVED, That the amounts to be raised by tax for all other purposes as specified in said annual budgets shall be assessed levied upon and collected from the taxable property of said town as authorized by the Town Boards except as otherwise provided by law; and be it further

RESOLVED, That such taxes and assessments when collected shall be paid to the Supervisor of the several towns, to be distributed by them in the manner provided by law.

Signed: Chagnon

CHAUTAUQUA COUNTY LEGISLATURE
11/19/2025

RES. NO. 299-25
Authorize Levy of Unpaid Town Charges

At the Request of Chairman Pierre E. Chagnon:

RESOLVED, That the Clerk of the Legislature be directed to include in current tax rolls, all charges which may properly be a lien against real property when certified as due and unpaid by the Town Boards of the various towns in the County.

Signed: Chagnon

RES. NO. 300-25
Authorize Levy of Omitted Taxes

At the Request of Chairman Pierre E. Chagnon:

RESOLVED, That the Clerk of this Legislature be instructed to extend the proper tax for the previous year against any omitted tax properly entered upon any of the assessment rolls for the present year as directed by the respective Town Boards or County Legislature in which said property is located.

Signed: Chagnon

RES. NO. 301-25
Authorize Levy of Unpaid Sewer User Charges & Civil Penalties- North, South
& Center Chautauqua Lake & Portland-Pomfret-Dunkirk Sewer Districts

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, the Director of Finance has transmitted a list of those residents or property owners within the county who are in arrears in the payment of charges made under Section 266 of the County Law for a period of 30 days or more after the last day fixed for payment of such charges without penalty in accordance with the requirements of Section 266 (4) of the County Law, and civil penalties outstanding pursuant to Chautauqua County Local Law 6-94; and

WHEREAS, this Legislature is mandated to levy such sums against the properties liable; now therefore be it

RESOLVED, That the county sewer charges and civil penalties contained in the list received by this body from the Director of Finance of Chautauqua County are hereby levied against the properties liable and the amount of such charges shall be stated in a separate column in the annual tax rolls of the various municipalities under the name of "County Sewer Charges."

Signed: Chagnon

CHAUTAUQUA COUNTY LEGISLATURE

11/19/2025

RES. NO. 302-25

Fixing Equalization Rates for 2026

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, Pursuant to Resolution #216-96 the County of Chautauqua elected to establish Equalization Rates for the several towns and cities in the County of Chautauqua in accord with Title 2 of Article 8 of the Real Property Tax Law; and

WHEREAS, the New York State Office of Real Property Services has completed its determination of the equalization rates to be utilized in apportioning the 2026 County Taxes; therefore be it

RESOLVED, That the following rates be fixed as the Chautauqua County Equalization rates for the 2025 tax rolls in the following towns and cities:

| | | | |
|---------------|--------|-----------------|--------|
| Arkwright | 30% | Harmony | 60% |
| Busti | 100% | Jamestown, City | 67% |
| Carroll | 61% | Kiantone | 60% |
| Charlotte | 61.25% | Mina | 96% |
| Chautauqua | 75% | North Harmony | 58.70% |
| Cherry Creek | 56.30% | Poland | 99.50% |
| Clymer | 100% | Pomfret | 11% |
| Dunkirk, Town | 50% | Portland | 33% |
| Dunkirk, City | 44% | Ripley | 92% |
| Ellery | 62% | Sheridan | 40% |
| Ellicott | 69% | Sherman | 96% |
| Ellington | 100% | Stockton | 80% |
| French Creek | 96% | Villanova | 38% |
| Gerry | 55.80% | Westfield | 50.50% |
| Hanover | 48% | | |

Signed: Chagnon