

CHAUTAUQUA COUNTY LEGISLATURE
06/24/2026

RES. NO. 160-26
Confirm 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 appointment; therefore, be it

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

Ann Brodell

151 Lakeside Dr

Bemus Point, NY 14712

Term Expires: 12/31/2029

(Filling term of Thomas Erlandson)

Signed: Heiser, Nelson, Anthony, Whitney, Scudder

RES. NO. 161-26
Appointment to the Chautauqua County
Agricultural & Farmland Protection Board

By Planning and Economic Development Committee:

At the Request of Chairman Pierre Chagnon:

WHEREAS, Legislature Chairman Pierre Chagnon, has submitted the following appointment for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointment to the Chautauqua County Agricultural & Farmland Protection Board for terms in accordance with Article 25-AA Section 302 of the New York State Agriculture & Markets Law:

Robin Starceski

Active Farmer

2816 Mina French Creek Road

Sherman, New York 14781

Town of Mina

Term Expires: 12/31/2029

(New Appointment – Replacing Heather Woodis resigned 6/5/2026)

Signed: Harmon, Merritt, Johnson, Penhollow, DeJoy

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RES. NO. 162-26

Confirm Appointment - Chautauqua County Planning Board

By Planning & Economic Development Committee:

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

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

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following appointment to the Chautauqua County Planning Board.

David Shepherd

44 West Terrace Ave.

Lakewood, NY 14750

Term Expires: 12/31/2026

(Replacing Patrick Smeraldo)

Signed: Harmon, Merritt, Johnson, Penhollow, DeJoy

RES. NO. 163-26

Amend 2026 Budget for Portland-Pomfret-Dunkirk Sewer District

By Public Facilities and Audit & Control Committees:

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

WHEREAS, The Portland-Pomfret-Dunkirk Sewer District is making improvements to the district; and

WHEREAS, the District wishes to replace the generator and transfer switch at Pump Station #5 with appropriated fund balance; and

WHEREAS, the District has obtained a quote from Cummins and BECC Electric for the purchase of a new generator and installation at a cost not to exceed ~~\$42,550~~ **\$39,936**; and

WHEREAS, the District has sufficient fund balance to cover the cost of the new pump station generator; now therefore be it

RESOLVED, that the ESP Fund is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

ESP.-----924.0000	NETS ASSETS - UNRESTRICTED	\$42,550
		\$39,936

; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

ESP.8120.----.4	CONTRACTUAL – PRTLND, PMFRT, DNK SEWER	\$42,550
		\$39,936

(6/15/26 P.F. – Amended by strikethrough and new amount in bold)

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

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RES. NO. 164-26

Amend 2026 Budget for North Chautauqua County Water District
and South & Center Chautauqua Lake Sewer Districts

By Public Facilities and Audit & Control Committees:

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

WHEREAS, as a result of the 2025 Audit it has been discovered that interest paid on borrowing requires a change in how that expense is reflected in our financial statements; and

WHEREAS, these interest expenses need to be re-allocated in the 2026 Budget to avoid an over budget situation; now, therefore, be it

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

INCREASE APPROPRIATION ACCOUNTS:

EWN.9740.----.7	Interest – Debt Service/Serial Bonds	\$52,289
ESS.9710.----.7	Interest – Debt Service/Serial Bonds	\$42,465

DECREASE APPROPRIATION ACCOUNTS:

EWN.9730.----.7	Interest – Debt Service/BANS	\$52,289
ESS.9730.----.7	Interest – Debt Service/BANS	\$42,465

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

RES. NO. 165-26

Amend 2026 Budget for County Law Department

By Administrative Services and Audit & Control Committees:

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

WHEREAS, changes to state laws and regulations, to County operations and services, and to the requirements of third parties that provide funds to the County, have significantly increased demands upon the County Law Department; and

WHEREAS, the timeliness with which legal services are provided has correspondingly increased; and

WHEREAS, the Law Department is taking active measures to revise and streamline internal processes toward shortening the wait time for legal services, but ultimately requires sufficient staffing to effectively cover the quantity of services requested; and

WHEREAS, to optimize budgetary resources and reduce expenditures related to attorney salaries, mandatory training, licensing fees, the Law Department proposes hiring an additional Paralegal to assist existing staff; and

WHEREAS, a Paralegal can assist the attorneys with reviewing, drafting, and filing legal documents, performing research, and communicating with clients; thus, improving the overall performance of the high-volume tasks of the Law Department; and

WHEREAS, an amendment is needed to fund this position in the 2026 budget; and

WHEREAS, in reviewing the department’s financial position, an error in budgeted personnel costs was discovered; thus, an amendment is necessary in order to correct this error; now, therefore, be it

RESOLVED, that the A fund balance is appropriated as follows:

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INCREASE USE OF FUND BALANCE:

A. ---. ---.917.0000 Unassigned Fund Balance-Unassigned Fund Balance \$105,982

; and be it further

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

INCREASE APPROPRIATION ACCOUNTS:

A.1420.----.1	Personal Services – County Attorney	\$ 98,313
A.1420.----.8	Employee Benefits-County Attorney	\$ 7,669
	Total	\$105,982

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

RES. NO. 166-26

Amend Chautauqua County Department of Mental Hygiene and
Social Services 2026 Budget for Increased Safety Net Costs

By Human Services and Audit & Control Committees:

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

WHEREAS, 2026 Expenditures for Safety Net costs are now projected to be in excess of the budgeted amount; and

WHEREAS, Safety Net costs are funded at twenty-eight (28) percent by the State of New York and at one (1) percent by the Federal Government, with the remainder funded by local share; now, therefore, be it

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

INCREASE USE OF FUND BALANCE:

A.----.----.917.0000 Unassigned Fund Balance-Unassigned fund balance \$2,840,000

;and be it further

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

INCREASE APPROPRIATION ACCOUNT:

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

INCREASE REVENUE ACCOUNTS:

A.6140.----.R364.0000	New York State Aid-Safety Net	\$1,120,000
A.6140.----.R464.0000	Federal Aid-Safety Net	\$ 40,000
	Total	\$1,160,000

Signed: Proctor, Gustafson, Pavlock, Harmon, Anthony, Nelson

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RES. NO. 167-26

Amend Budget for North Chautauqua County
Water District (NCCWD) – Year-End 2025

By Public Facilities and Audit & Control Committees:

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

WHEREAS, Chautauqua County has an audit completed after the close of each fiscal year;
and

WHEREAS, during the course of the 2025 Audit it was discovered that the processing of
interest on borrowing required a change in how that expense is reflected in our financial statements;
and

WHEREAS, this accounting change created an over budget situation for 2025 that now
needs to be rectified; now, therefore, be it

RESOLVED, that the EWN fund balance is appropriated as follows:

INCREASE USE OF FUND BALANCE:

EWN.----.----.924.0000 Unassigned Fund Balance-Net Assets, Unrestricted \$111,740

; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

EWN.9730.----.7 Interest – Debt Service/BANS \$118,795

DECREASE APPROPRIATION ACCOUNT:

EWN.8310.----.4 Contractual – Water District \$ 7,669

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

RES. NO. 168-26

Authorize Public Hearing for Execution of Master Hangar License Agreement
for General Aviation Aircraft Storage at Chautauqua County Jamestown Airport

By Public Facilities Committee:

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

WHEREAS, the County owns and operates the Chautauqua County Jamestown Airport 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 County seeks to implement a standardized, uniform agreement to govern
all individual aircraft storage assignments within the shared, unheated, and self-service general
aviation hangar facility identified as Hangar A; and

WHEREAS, the Master Hangar License Agreement establishes consistent terms and
conditions relate to use of the facility, aircraft movement, insurance requirements, airport rules,
non-exclusive access, fees, safety procedures, and the administrative assignment of space, as more
fully set forth in Exhibits A (Aircraft Storage Assignment) and C (Rules & Safety Requirements),
and Schedule B (Fee Schedule); and

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WHEREAS, the Airport Commission has considered and recommends adoption of the Master Hangar License Agreement in order to streamline administration, enhance safety, ensure regulatory compliance, and offer additional aircraft storage options on the airfield to general aviation users; now, therefore, be it

RESOLVED, that pursuant to General Municipal Law, a public hearing on the Master Hangar License Agreement for General Aviation aircraft Storage at Chautauqua County Jamestown Airport include substantially the following terms and conditions, shall be held at 6:35 p.m. during the meeting of the Chautauqua County Legislature to occur on July 22, 2026, at the Robert H. Jackson Center, 305 E. Fourth Street, Jamestown, N.Y. 14701:

1. Term. Three (3) years commencing August 1, 2026 and terminating July 31, 2029
2. Payment. As determined by Schedule B
3. Other. As negotiated by the County Executive.

; and be it further

RESOLVED, that the Clerk of the Legislature is authorized and directed to publish notice of this hearing at least ten (10) days prior thereto in the official newspapers of the County of Chautauqua.

Signed: Heiser, Nelson, Anthony, Whitney, Scudder

RES. NO. 169-26

Authorizing Public Hearing Regarding a Potential Application for
2026 Community Development Block Grant Funding through the
New York State Office of Community Renewal and the Uses of Said Funding

By Planning & Economic Development Committee:

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

WHEREAS, the County desires to submit a Community Development Block Grant (“CDBG”) application to the New York State Office of Community Renewal (“OCR”) for an Economic Development Grant to fund the purchase of furnishings, fixtures and equipment, as well as working capital expenses in connection with the development of a hotel and spa located at 31 S. Erie St, Mayville, NY (the “Project”); and

WHEREAS, the County’s application for an OCR Economic Development Grant shall include entering into an agreement with the Chautauqua Region Economic Development Corporation (CREDC) for the implementation of the Project and administration of the OCR Economic Development Grant; and

WHEREAS, the County is required to hold a public hearing to provide information to the public and to consider citizen comments regarding community needs and the project proposal prior to submitting an application for CDBG funding; now, therefore, be it

RESOLVED, that the Chautauqua County Legislature shall hold a public hearing for the aforementioned purposes during the regular meeting of the County Legislature on July 22, 2026, at 6:35 p.m. at the Robert H. Jackson Center, 305 E 4th St, Jamestown, NY 14701; and be it further

RESOLVED, that the Clerk of the Legislature is authorized and directed to post notice of the public hearing in the Gerace Office Building and on the County’s website and to publish notice

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of the hearing at least eight (8) days prior thereto in the official newspapers of the County of Chautauqua in such form as is approved by the Chautauqua County Law Department.

Signed: Harmon, Merritt, Johnson, Penhollow, DeJoy

RES. NO. 170-26

Accept FAA and NYSDOT Funds for Security Gate Upgrades – Construction (IIJA Funding/AIG Funding) at Chautauqua County Dunkirk Airport

By Public Facilities and Audit & Control Committees:

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

WHEREAS, Chautauqua County requests approval to accept funds from the Federal Aviation Administration (“FAA”) and New York State Department of Transportation (“NYSDOT”) to pay for 95% and 2.5% respectively of the allowable costs incurred in accomplishing the following project at Chautauqua County Dunkirk Airport: Security Gate Upgrades – Construction (IIJA Funding/AIG Funding) At Chautauqua County Dunkirk Airport FAA AIP Project No. TBD (“Project”), the remainder of the project to be funded by a 2.5% local share; and

WHEREAS, the FAA has approved the Project for Chautauqua County Dunkirk Airport consisting of Security Gate Upgrades – Construction (IIJA Funding/AIG Funding), which is more fully described in the Project Agreement; and

WHEREAS, pursuant to Resolution 313-25, Chautauqua County approved the Project as part of the five-year Airport Capital Improvement Plan (“ACIP”) and approved submission of an application for FAA and NYSDOT grant funds for Security Gate Upgrades – Construction (IIJA Funding/AIG Funding) At Chautauqua County Dunkirk Airport under the Airport Improvement Program (“AIP”), and funding shares for the project are as follows:

Federal	\$	218,651
State	\$	5,754
Local	\$	<u>5,754</u>
Total Project Costs	\$	230,159

; and

WHEREAS, the Airport Commission has considered and recommended that the County approve the application submission and acceptance of funds as the Project is crucial for the operation of the Airport; now therefore be it

RESOLVED, that Chautauqua County accept FAA and NYSDOT funds, entering into agreement with the FAA and NYSDOT for financial assistance for the Project described above at the Chautauqua County Dunkirk Airport; and be it further

RESOLVED, that the County Executive is hereby authorized to execute all necessary documents on behalf of Chautauqua County with the FAA and NYSDOT in connection with this Project; and be it further

RESOLVED, that a certified copy of this resolution be filed with the FAA and NYSDOT by attaching it to any necessary documents in connection with this Project; and be it further

RESOLVED, that A Fund Balance is appropriated as follows:

INCREASE THE USE OF FUND BALANCE:

A.----.----.878.0000	Reserved Fund Balance--Reserved for Capital	\$5,754
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; and be it further
RESOLVED, that this Resolution shall take effect immediately and that the Director of Finance is directed to make the following changes to the Capital budget:

INCREASE APPROPRIATION ACCOUNT:

A.9950.----.9	Interfund Transfers - Transfer to Capital	\$5,754
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ESTABLISH AND INCREASE CAPITAL APPROPRIATION ACCOUNT:

HH.255610.25402.4	Contractual - Chautauqua County Airport, DKK Security Gate Upgrade (2026)	\$230,159
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ESTABLISH AND INCREASE CAPITAL REVENUE ACCOUNTS:

HH.255610.25402.R503.1000	Interfund Transfers-Interfund Transfer	\$5,754
HH.255610.25402.R359.7001	New York State Aid-Airport Capital Grants	\$5,754
HH.255610.25402.R459.2000	Federal Aid-Airport Federal Capital Grants	<u>\$218,651</u>
	Total	\$230,159

(6/15/26 P.F. – Carried with Legislator Scudder Voting “No”)
Signed: Heiser, Pavlock, Nelson, Anthony, Whitney, Johnson

RES. NO. 171-26
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 an approved project exceed original estimates and an increase of funding is needed before a bid can be awarded; and

WHEREAS, the funding needs for another approved project are less than original estimates; now, therefore, be it

RESOLVED, that the Director of Finance is authorized and directed to make the following amendments to the 2026 Capital Budget:

INCREASE CAPITAL APPROPRIATION ACCOUNT:

HH.992490.00011.4	Contractual-Community College Tuition- Infrastructure Repairs (2021)	\$15,000
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INCREASE CAPITAL REVENUE ACCOUNT:

HH.992490.00011.R503.1000	Interfund Transfer-Interfund Transfer	\$15,000
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DECREASE CAPITAL APPROPRIATION ACCOUNT:

HH.992490.00016.4	Contractual-Community College Interior Repairs/Renovations (2024)	\$15,000
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DECREASE CAPITAL REVENUE ACCOUNT:

HH.992490.00016.R503.1000	Interfund Transfer-Interfund Transfer	\$15,000
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Signed: Scudder, Pavlock, Heiser, Anthony, Vanstrom, Buchanan, Johnson, Nelson

RES. NO. 172-26

Amend Petty Cash Fund Amounts in DMV Offices

By Administrative Services and Audit & Control Committees:

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

WHEREAS, the petty cash funds in county DMV offices are currently \$600 for the Mayville DMV office and \$800 for the Dunkirk and Jamestown DMV office; and

WHEREAS, the petty cash fund amounts were last increased in 2016 by Resolution 117-16; and

WHEREAS, the Chautauqua County DMV has procured one additional processing station for each DMV location; and

WHEREAS, the additional funds are required to avoid making change with the prior day's receivables which is discouraged by the NYS DMV; now, therefore, be it

RESOLVED, That the Finance Department be directed to increase the petty cash fund in the Mayville DMV office to \$700, and the Dunkirk and Jamestown DMV offices to \$910.

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

RES. NO. 173-26

Standard Workday and Reporting Resolution

By Administrative Services Committee:

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

RESOLVED, that the County of Chautauqua hereby establishes the following standard work days for these titles, as set forth in the attached schedule, and will report the officials to the New York State and Local Retirement System based on time keeping system records or their record of activities.

Name	Social Security Number (Last 4)	NYSLRS ID	Title	Current Term Begin & End Dates	Standard Work Day	Record of Activities Result Month/Pay Period	Not Submitted	Pay Frequency
Appointed Officials:								
Elected Officials:								
Anthony, Dalton	6768	R13121878	Legislator	01/01/2026 – 12/31/2026	6	7.25 / 3.35		Bi-weekly
Scudder, Robert	6226	R10698595	Legislator	01/01/2026 – 12/31/2026	6	6.09 / 2.81		Bi-weekly

Signed: Scudder, Heiser, Anthony, Vanstrom, Buchanan

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RES. NO. 174-26
Cancellation of Taxes

By Administrative Services and Audit & Control Committees:
At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the New York Real Property Tax Law Section 1182 provides for the cancellation of interest, penalties and other charges, and

WHEREAS, a portion of the outstanding tax balances relate to one (1) parcel of real property owned by the Chautauqua County Land Bank that were previously leased or owned by private owners whose interest was abandoned, terminated, or foreclosed, and the Land Bank's tax exempt status did not apply prior to the Land Bank taking full ownership; and

WHEREAS, the outstanding tax amounts on said parcels have not been canceled since the Land Bank took full ownership of the real property, and substantial amounts of additional interest and penalties have continued to accrue and need to be cleared from the County's books; therefore be it

RESOLVED, the Tax Enforcement Officer is authorized to cancel all charges on the following parcels:

Town	PID	Address	Property Type	Reason	Tax Liabilities
City of Dunkirk	060300-79.16-6-1	501 S Roberts Rd	Converted Residence	Property was sold to the Land Bank and was not made tax exempt at that time	\$7,498.84
				Total	\$7,498.84

(06/15/26 A.S. – Amended by Substitution)

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

RES. NO. 175-26
Cancellation of Taxes – Gas Wells

By Administrative Services and Audit & Control Committees:
At the Request of County Executive Paul M. Wendel, Jr.:

WHEREAS, the New York Real Property Tax Law Section 1182 provides for the cancellation of interest, penalties and other charges; and

WHEREAS, there are several parcels identified as gas wells that have had inaccurate production given to them for the purpose of taxation; and

WHEREAS, extensive investigation by the Tax Enforcement Officer has determined there are no responsible owners to serve to recover these charges; now, therefore, be it

RESOLVED, the Tax Enforcement Officer is authorized to cancel all charges on the following parcels:

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Town	PID	Address	Property Type	Reason	Tax Liabilities
Carroll	062400-900.00-80-702		Gas Well	Production was calculated incorrectly from 2016- current	\$38,037.75
Carroll	062400-900.00-80-703		Gas Well	Production was calculated incorrectly from 2016-current	\$29,828.93
Ellicott	063889-900.00-13-1		Gas Well	Production was calculated incorrectly from 2006-2009 and 2011-2024	\$31,961.53
Ellicott	063889-900.00-13-2		Gas Well	Production was calculated incorrectly from 2006-2008 and 2011-2022	\$86,226.72
Hanover	064689-900.00-11-1		Gas Well	Production was calculated incorrectly for 2008	\$8,466.72
Portland	066089-900.00-99-7		Gas Well	Production was calculated incorrectly from 1999-2010 and 2017-2019	\$39,558.32
				Total	\$234,079.97

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

RES. NO. 176-26

Authorizing 2027 Levy of Participant's Share of Chautauqua County Self Insurance Plan (Workers' Compensation) Costs

By Administrative Services and Audit & Control Committees:

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

RESOLVED, that pursuant to the Workers' Compensation Law and Chautauqua County Local Law 11-79, as amended by Local Laws 1-82, 4-84, 3-89, 7-93, 4-06, 4-07, 5-14, and 4-22, the following amounts shall be apportioned in 2027 to each municipal participant, forty percent (40%) of such amounts being based on the total amount of the participant's gross wages in the proportion that the wages bear to the aggregate gross wages of all participants; and sixty percent (60%) of such amounts being based on the loss- percentile experience of the participant as provided in said plan and by the Workers' Compensation Law; and be it further

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RESOLVED, that the amount set forth against the county be levied in the next tax levy and that the Self Insurance Plan be hereby directed to bill all other participants for the amounts set forth against them for the year ~~2026~~:

2027

<u>Towns</u>			
Arkwright	\$28,686.01	Harmony	\$40,628.06
Busti	\$15,981.78	Kiantone	\$2,554.17
Carroll	\$14,153.80	Mina	\$10,368.66
Charlotte	\$4,230.75	N Harmony	\$35,031.78
Chautauqua	\$11,735.04	Poland	\$39,351.24
Cherry Creek	\$4,262.50	Pomfret	\$58,903.25
Clymer	\$3,269.43	Portland	\$35,147.26
Dunkirk	\$3,378.05	Ripley	\$16,341.09
Ellery	\$15,169.68	Sheridan	\$33,552.96
Ellicott	\$67,197.50	Sherman	\$9,049.74
Ellington	\$7,035.25	Stockton	\$4,324.69
French Creek	\$2,403.87	Villanova	\$10,930.46
Gerry	\$3,943.81	Westfield	\$13,505.42
Hanover	\$31,799.12		
Subtotal Towns			\$522,935.36
<u>Villages / Cities</u>			
Bemus Point	\$1,184.79	Mayville	\$15,234.81
Brocton	\$19,131.41	Panama	\$105.12
Cassadaga	\$1,466.69	Sherman	\$7,517.52
Celoron	\$2,158.30	Silver Creek	\$16,482.23
Falconer	\$5,377.67	Sinclairville	\$1,067.38
Fredonia	\$163,534.78	Westfield	\$123,539.27
Lakewood	\$24,615.12		
		Jamestown (City)	\$804,063.93
Subtotal Villages / Cities			\$1,185,479.03
Chautauqua County			\$1,583,160.31
Grand Total			<u>\$3,291,574.70</u>

(06/15/26 A.S. – Typo Correction)

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

RES. NO. 177-26

Changing Place of the Chautauqua County Legislature July 2026 Meeting

By Administrative Services Committee:

At the Request of Chairman Pierre E. Chagnon:

WHEREAS, Section I, Rule (1)(C) of the Rules and Regulations of the Chautauqua County Legislature provides that the Legislature meetings may be held at any suitable site within the County; and

WHEREAS, the Legislature has considered and determined that the Robert H. Jackson Center in Jamestown is a suitable site which can accommodate a meeting of the Chautauqua County Legislature; and

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WHEREAS, Section I, Rule (1)(C) of the Rules and Regulations of the Chautauqua County Legislature provides that use of an alternative meeting location for regularly scheduled meetings requires a Resolution introduced by the Chairman and “approved by at least three quarters of the total membership of the Legislature”; now, therefore, be it

RESOLVED, that the County Legislature’s July meeting be held at the Robert H. Jackson Center, 305 E. Fourth Street, Jamestown, N.Y. on Wednesday, July 22, 2026 at 6:30 p.m.
Signed: Scudder, Heiser, Anthony, Vanstrom, Buchanan

RES. NO. 178-26
Authorize Acceptance of 2026 Crimes
Against Revenue Program (“CARP”) Funds

By Public Safety and Audit & Control Committees:

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

WHEREAS, the District Attorney’s Office has been awarded a grant in the amount of \$62,840.00 from the New York State Department of Taxation and Finance (“DTF”) pursuant to its Crimes Against Revenue Program (“CARP”) for the period of January 1, 2026 through December 31, 2026; and

WHEREAS, such funds are to be utilized to develop and implement effective enforcement strategy (“strategic plan”) in collaboration with the New York State DTF and other governmental agencies as appropriate, in order to detect, investigate, prosecute and deter revenue crimes; and

WHEREAS, the CARP funds are used to fund a part-time Senior Investigator and the partial salary of an Assistant District Attorney; and

WHEREAS, the CARP funds are managed by the New York State Division of Criminal Justice Services (DJCS); and

WHEREAS, these funds have already been included in the 2026 Adopted Budget so an amendment is not necessary; now therefore be it

RESOLVED, that the County of Chautauqua accepts this State grant to provide additional resources to the Office of the District Attorney to detect, investigate, prosecute, and deter revenue crime; and be it further

RESOLVED, that the County Executive be and hereby is authorized and directed to execute necessary agreements with the State of New York DCJS to obtain these funds; and be it further

RESOLVED, that any staff positions created and funded pursuant to this State program will not be continued if said program is abolished.

Signed: Bankoski, Nelson, Merritt, Larson, Gustafson, Proctor, Johnson, Anthony, Pavlock

RES. NO. 179-26
Authorizing Execution of County Infrastructure Grant
Program Agreement for the Welch’s Building

By Planning & Economic Development and Audit & Control Committees:

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

WHEREAS, in 2025, the Chautauqua County Department of Planning and Development 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

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WHEREAS, the Resolution Number 246-25 approved the acceptance of grant funds from ESD and authorized all agreements and documents necessary to accept and disburse said funding to the project beneficiaries, 2 Portage LLC and Regan Development Corporation; and

WHEREAS, the Welch's Building project beneficiary has changed from 2 Portage LLC to Upstate Economic Opportunities LLC; and

WHEREAS, the project will include the same infrastructure project encompassing 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, Upstate Economic Opportunities LLC, as the new project beneficiary, shall receive \$800,000 in grant funds to support the redevelopment of the Welch's Building infrastructure project; and

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

RESOLVED, that the Chautauqua County Legislature hereby authorizes and empowers the County Executive to execute all agreements and documents necessary to accept and disburse said funding.

Signed: Harmon, DeJoy, Merritt, Pavlock, Johnson, Penhollow, Anthony, Nelson

RES. NO. 180-26

Accept Grant Funding from the New York State Education
Department for the America 250 CHQ History Expo

By Planning & Economic Development and Audit & Control Committees:

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

WHEREAS, the County of Chautauqua is planning a History Expo in recognition of the America250 initiative commemorating the 250th anniversary of the founding of the United States, with the purpose of celebrating and promoting the history, heritage, culture, and communities of Chautauqua County; and

WHEREAS, the New York State Education Department has made America250 grant funding available to support local programs, events, and educational initiatives related to this commemoration; and

WHEREAS, the County was awarded a \$15,000 grant (Project #0396260006) from the New York Education Department to support the Chautauqua County History Expo; and

WHEREAS, the cost of the project is estimated to be \$20,310, funded approximately 73%, or \$15,000, from the New York State Education Department and 27%, or \$5,310 from the History Expo Committee; and

WHEREAS, the Fenton History Center will be leading this effort and as the project beneficiary, shall receive \$15,000 in grant funds to support the Chautauqua County History Expo; now therefore be it

RESOLVED, that the County Executive is hereby authorized to officially accept the New York State Education Department funding, and execute all agreements necessary to implement the Chautauqua County History Expo; and be it further

RESOLVED, that the Director of Finance is hereby directed to make the following changes to the 2026 Adopted Budget:

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INCREASE APPROPRIATION ACCOUNT:

A.8020.----.4 Contractual—Planning \$15,000

INCREASE REVENUE ACCOUNT:

A.8020.----.R308.9000 NYS Aid—Other State Aid \$15,000

Signed: Harmon, DeJoy, Merritt, Johnson, Penhollow, Anthony, Pavlock, Nelson

RES. NO. 181-26
Reconfirm Chautauqua County Purchasing Policy

By Administrative Services and Audit & Control Committees:

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

WHEREAS, pursuant to Section 104-b of New York State General Municipal Law (GML), the County Legislature adopted a purchasing policy in Resolution 182-92, as amended by Resolutions 268-93, 171-94, 124-09, 142-13, 68-14, 161-15, 230-16, 189-18, 184-20, 289-21, and 232-24 and reconfirmed by Resolution 193-25; and

WHEREAS, Resolution 232-24 provides that the County Legislature shall annually review the County purchasing policy, with input from the county employees involved in procurement; and

WHEREAS, the County's Finance Director, Purchasing Director, and Law Department do not have any proposed additional amendments to the existing policy at this time; now, therefore, be it

RESOLVED, that the existing Chautauqua County Purchasing Policy is hereby reconfirmed.
Signed: Scudder, Pavlock, Heiser, Anthony, Vanstrom, Buchanan, Johnson, Nelson

RES. NO. 182-26
Investment Policy for the County of Chautauqua

By Audit & Control Committee:

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

WHEREAS, pursuant to Local Law 4-04 of the County of Chautauqua, the Chautauqua County Charter was amended to provide that the County Legislature shall annually adopt by resolution an investment policy prior to the County Executive's preparation of the tentative budget; and

WHEREAS, New York State General Municipal Law §39 also requires the County to adopt a comprehensive investment policy; and

WHEREAS, the change in name of one of the County's authorized depositaries needs to be reflected in this update of the County Investment Policy; now, therefore, be it

RESOLVED, that the County Investment Policy is hereby reconfirmed and amended in Section XI to read as follows:

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on the County's own behalf or on behalf of any other entity or individual. The policy and procedure herein shall be in addition to any other requirements set forth in the Chautauqua County Charter, Chautauqua County Administrative Code and applicable law.

II. OBJECTIVES

The primary objectives of the County's investment activities are, in priority order,

- *to conform with all applicable federal, state and other legal requirements (legality);
- *to adequately safeguard principal (safety);
- *to provide sufficient liquidity to meet all operating requirements (liquidity); and
- *to obtain reasonable rate of return (yield).

III. DELEGATION OF AUTHORITY

The County's responsibility for administration of the investment program is delegated to the Director of Finance who shall establish written procedures for the operation of the investment program consistent with these investment guidelines. Such procedures shall include an adequate internal control structure to provide a satisfactory level of accountability, based on a database or records incorporating description and amounts of investments, transaction dates, and other relevant information, and to regulate the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence, discretion, and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived.

All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the County to diversify its deposits and investments by financial institution, by investment instrument, and by maturity schedule.

VI. INTERNAL CONTROLS

It is the policy of the County for all moneys collected by any officer or employee of the government to transfer those funds to the Director of Finance within two (2) days of receipt, or within the time period specified in law, whichever is shorter.

The Director of Finance is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII. DESIGNATION OF DEPOSITARIES

The banks and trust companies authorized for the deposit of monies, up to the maximum amount of \$40,000,000 for each institution, are:

Community Bank	Key Bank of New York	Lakeshore Savings & Loan
M & T Bank	Bank of America	Evans Bank, N.A.
Citizen's Bank N.A.	JP Morgan Chase, N.A.	PayPal
Northwest Bank	TD Bank	Five Star Bank
Bank of Castile	Bank on Buffalo	Cattaraugus County Bank

VIII. COLLATERALIZING OF DEPOSITS

In accordance with the provision of General Municipal Law, Section 10, all deposits of the County, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured by one or more of the following:

1. By a pledge of "eligible securities" with an aggregate "market value," or provided by general Municipal Law, Section 10, equal to the aggregate amount of deposits from the categories as designated and approved by the New York State Comptroller.
2. By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90 days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.
3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims - paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

IX. SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depository bank or trust company subject to security and custodial agreements. The security agreement shall provide that eligible securities are being pledged to secure the County deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released, and the events which will enable the County to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the County, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the County or its custodial bank.

The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution, or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility.

Such agreement shall include all provisions necessary to provide the County a perfected interest in the securities.

X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, Section 11, the County authorizes the Director of Finance to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- *Special time deposit accounts;
- *Certificates of deposit;
- *Obligations of the United States of America;
- *Obligations guaranteed by agencies of the United States of America where the payment of principal and interest are guaranteed by the United States of America;
- *Obligations of the State of New York;
- *Obligations issued pursuant to Local Finance Law Section 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district, or district corporation other than the County;

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*Obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies where the general State statutes governing such entities or whose specific enabling legislation authorize such investments;

*Certificates of Participation (COPS) issued pursuant to GML, Section 109-b;

*Obligations of the County, but only with any moneys in a reserve fund established pursuant to GML, Section 6-c, 6-d, 6-e, 6-g, 6-h, 6-j, 6-k, 6-l, 6-m, or 6-n;

*Through a Deposit Placement Program, certificates of deposit in one or more “banking institutions”, as defined in Banking Law Section 9-r;

*General obligation bonds and notes of any state other than this state, provided that such bonds and notes receive the highest rating of at least one independent rating agency designated by the state comptroller.

*Obligations of any corporation organized under the laws of any state in the United States maturing within two hundred seventy days, provided that such obligations receive the highest rating of two independent rating services designated by the state comptroller and that the issuer of such obligations has maintained such ratings on similar obligations during the preceding six months, provided, however, that the issuer of such obligations need not have received such rating during the prior six month period if such issuer has received the highest rating of two independent rating services designated by the state comptroller and is the successor or wholly-owned subsidiary of an issuer that has maintained such ratings on similar obligations during the preceding six month period or if the issuer is the product of a merger of two or more issuers, one of which has maintained such ratings on similar obligations during the preceding six month period, provided, however, that no more than two hundred fifty million dollars may be invested in such obligations of any one corporation.

*Bankers’ acceptances maturing within two hundred seventy days which are eligible for purchase in the open market by federal reserve banks and which have been accepted by a bank or trust company which is organized under the laws of the United States or of any state thereof and which is a member of the federal reserve system and whose short-term obligations meet the criteria outlined in clause (7). Provided, however, that no more than two hundred fifty million dollars may be invested in such bankers’ acceptances of any one bank or trust company;

*Obligations of, or instruments issued by or fully guaranteed as to principal and interest by, any agency or instrumentality of the United States acting pursuant to a grant of authority from the Congress of the United States, including but not limited to, any federal home loan bank or banks, the Tennessee valley authority, the federal national mortgage association, the federal home loan mortgage corporation and the United States postal service, provided, however, that no more than two hundred fifty million dollars may be invested in such obligations of any one agency.

*No-load money market mutual funds registered under the Securities Act of 1933, as amended, and operated in accordance with Rule 2a-7 of the Investment Company Act of 1940, as amended, provided that such funds are limited to investments in obligations issued or guaranteed by the United States of America or in obligations of agencies or instrumentalities of the United States of America where the payment of principal and interest are guaranteed by the United States of America (including contracts for the sale and repurchase of any such obligations) and are rated in the highest rating category by at least one nationally recognized statistical rating organization, provided, however, that no more than two hundred fifty million dollars may be invested in such funds.

All investment obligations shall be payable or redeemable at the option of the County within such time as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the County within two years of the date of purchase.

XI. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The County shall maintain a list of financial institutions and dealers approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution or dealer. All financial institutions with which the County conducts business must be credit worthy. Banks shall provide their most recent Consolidated Report of Condition (Call Report) at the request of the County. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the New York Federal Reserve Bank, as primary dealers. The Director of Finance is responsible for evaluating the financial position and maintaining a listing of proposed depositaries, trading partners and custodians. Such listing shall be evaluated at least annually.

The financial institutions and dealers, authorized for investment, up to an aggregate amount of \$100 million, are as follows:

Prudential Securities	Crew & Associates
Merrill Lynch	Mischler Financial Group
Bank of New York	Federal Reserve Bank –Treasury Direct
Stifel, Nicolaus & Company, Inc.	Manufacturer’s & Traders Trust Co.
Morgan Stanley	Financer Securities
McDonald Investments	JP Morgan Chase, N.A.
Wachovia Securities	Greenwich Capital
Edward Jones	Duncan-Williams Inc.
The Baker Group LP	<u>Lake Shore Bank</u>

The authorized custodians, up to an aggregate amount of \$100 million, are as follows:

Bank of New York	RIBS Greenwich Capital
Federal Reserve Bank	Manufacturer’s & Traders Trust Co.
Wachovia Securities	Wilmington Trust
Edward Jones	Morgan Stanley
JP Morgan Chase, N.A.	

XII. PURCHASE AND SALE OF INVESTMENTS

The Director of Finance is authorized to contract for the purchase and sale of investments:

1. From an authorized trading partner, including through a repurchase agreement, future, or option contract.
2. By participation in a cooperative investment agreement with another governmental entity pursuant to Article 3-A and Article 5-G of the General Municipal Law, to include the NY MuniTrust cooperative investment agreement with the County of Orange, and such other specific cooperative investment agreements as may be authorized by the County Legislature.
3. By utilizing an ongoing investment program with an authorized tracking partner pursuant to a contract authorized by the County.

All purchased obligations, unless registered or inscribed in the name of the County, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold, or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the County by the bank or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Section 10.

The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be commingled with or become

part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the County a perfected interest in the securities.

The Director of Finance shall notify the County Attorney and obtain approval as to the legality of an investment prior to making purchases of any new type of investment not currently in the County's portfolio. With regard to obligations issued by any municipality, school district, or district corporation other than the County, or obligations of public authorities, public housing authorities, urban renewal agencies and industrial development agencies, the Director of Finance shall also receive the approval of the County Attorney as to the legality of the investment prior to making purchases of such investments.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

* All repurchase agreements must be entered into subject to a Master Repurchase Agreement. Trading partners are limited to banks or trust companies authorized to do business in New York State and primary reporting dealers.

* Obligations shall be limited to obligations of the United States of America, and obligations guaranteed by agencies of the United States of America, where principal and interest are guaranteed by the United States of America.

* No substitution of securities will be allowed.

* The custodian shall be a part other than the trading partner.

XIV. OVERSIGHT OF INVESTMENT PROGRAM

The Director of Finance shall provide written monthly investment reports to all County Legislators and the County Attorney which shall be accompanied by the actual monthly investment statements showing the County's current holdings, all transactions during the statement period, and realized and unrealized gains and losses. On not less than a quarterly basis, the Audit & Control Committee of the County Legislature shall discuss the status of the investment program at its regular committee meetings, including the four (4) objectives set forth in the County's Investment Policy. The Audit & Control Committee shall also on not less than an annual basis undertake a review of the County's current investment holdings.

Signed: Pavlock, Johnson, Anthony, Nelson

RES. NO. 183-26

Financial Management Policy for the County of Chautauqua

By Audit & Control Committee:

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

WHEREAS, pursuant to Local Law 4-04 of the County of Chautauqua, the Chautauqua County Charter was amended to provide that the County Legislature shall annually adopt by resolution a comprehensive financial management policy prior to the County Executive's preparation of the tentative budget; and

WHEREAS, the current Financial Management Policy was adopted pursuant to Resolution 231-24; and

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

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

Signed: Pavlock, Johnson, Anthony, Nelson

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RES. NO. 184-26

Declaring Job Creation the Number One Economic Development Goal

At the Request of Legislator Fred Larson

WHEREAS, Chautauqua County has recently lost 230 jobs at Bush Industries, 100 jobs at Serta Mattress, 350 jobs at Truck Lite, and 79 jobs at Monofrax, all in the Town of Ellicott; and

WHEREAS, the County earlier lost 500 jobs at Carriage House in Fredonia and 200 jobs at Petri Baking in Silver Creek; and

WHEREAS, the County has seen Employment drop by 14,000 (from 64,000 to 50,000) over the past 15 years or so; and

WHEREAS, the loss of employment has resulted in Chautauqua County losing population since the 2010 Census at the highest rate of any of the 8 counties of Western New York, declining from about 135,000 residents to just 124,000 (a loss of 11,000 residents); now therefore be it

RESOLVED, that the Chautauqua County Legislature declares private sector and not-for-profit sector Job Creation the Number One Economic Goal of County Government and its Chautauqua County Industrial Development Agency; and be it further

RESOLVED, that government grants, Payment in lieu of tax agreements (PILOTS), exemptions from sales taxes and mortgage taxes, low interest loans and taxpayer-funded infrastructure improvements be directed at private investment that will create jobs for our residents.
Signed: Larson