

CHAUTAUQUA COUNTY LEGISLATURE

01/25/12

Chautauqua County Legislature

6:30 P.M.

CALL TO ORDER

ROLL CALL

PRAYER BY LEGISLATOR HEENAN

PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES FOR 1/03/12

PRIVILEGE OF THE FLOOR

COMMUNICATIONS:

1. Letter – Leg. Chmn.-Minority Leader – Appt. Fn. Analyst
2. Letter – Co. Atty. Abdella – Legal Servs. For County Legislature
3. Letter – Co. Atty. Abdella- Disclosure of Interest & Recusal
4. Letters (9) – Co. Executive – Appts. & Re-Appts.; Sport Fishery Advisory; Soil & Water Conservation District(2); Ethics Bd.; Emerg. Medical Servs.; Airport Commission; Disaster Preparedness; STW Regional Planning & Development; Aging Advisory
5. Report – November 2011 Investment Report
6. Report – December 2011 Investment Report
7. Letter – NYS Dept. of Ag. & Markets - Re: Ag. District #1 Review
8. Letter – NYS Dept. of State – Ack. Receipt of LL 5-11
9. Letter – NYS Dept. of State – Ack. Receipt of LL 1-12
10. Letter – Assemblyman Giglio – Ack. Receipt of Motion 15-11
11. Letter – NYSAC – Ack. Receipt of Motion 15 & 16-11
12. Letter – Sheriff Gerace – Displeasure of Decision – Re: Interoperable Communications Grant
13. Letter – Prison Policy Initiative – Re: Exclusion of Incarcerated Populations from Redistricting Data
14. Res. – Lewis County – Re: Calling on NYSAC Exec. Committee to Bring Mandate Relief to NYS Counties
15. NYS Fish, Wildlife & Marine Highlights – 10/15/11-11/15/11
16. Newsletter – Concord Grape Belt Heritage Assn.
17. Quarterly Report – NYS Small Business Developmt. Center – 7/1/11-9/30/11
18. Letter-Orchard Court Partnership Healthcare
19. 2012 Chautauqua County Budget

**VETO MESSAGES FROM COUNTY EXECUTIVE EDWARDS
NO VETOES FROM 1/03/12**

CHAUTAUQUA COUNTY LEGISLATURE

01/25/12

RESOLUTIONS:

- 7-12 Confirm Re-Appts. - Chautauqua County Parks Commission**
- 8-12 Confirm Re-Appt. - Chautauqua County Airport Commission**
- 9-12 Confirm Re-Appts. - Chautauqua County Soil & Water Conservation Dist.**
- 10-12 Confirm Re-Appts. - Chautauqua County Ethics Bd.**
- 11-12 Confirm Re-Appt. – Southern Tier West Regional Planning Bd.**
- 12-12 Confirm Re-Appts. – Sports Fishery Advisory Bd.**
- 13-12 Confirm Re-Appts. - Chautauqua County Aging Advisory Council**
- 14-12 Confirm Appt. - Chautauqua County Disaster Preparedness Commission**
- 15-12 Confirm Re-Appt. – Emergency Medical Services Council**
- 16-12 Confirm Appt. – Public Defender (Rankin)**
- 17-12 Confirm Appt. – Public Defender (Barone)**
- 18-12 Auth. Implementation and Funding – Re: Emerg. Highway Repair Projects**
- 19-12 Amend Res. 154-09 to Adjust Grant Agrmt. Funding**
- 20-12 Auth. Agrmts. w/ Various Municipalities – Operation Stonegarden Grant Reimbursement**
- 21-12 Auth. Contracts & Agrmts. for 2011-2012 STOP DWI Plans**
- 22-12 Auth. Agrmts. w/ BOCES LoGuidice & Hewes for School Resource Officers**
- 23-12 Auth. Agrmt. w/ Town of Ripley for Enhanced Police Services**
- 24-12 Designate Lake Erie Mangmt. Commission to Recommend Projects for 2% Dedicated Funds for Lake Erie Watershed**
- 25-12 Auth. Agrmt. to Implement the NYS Housing Trust Fund Corp. Office of Community Renewal – Re: Funded Housing Rehabilitation for Senior Prgms.**
- 26-12 Auth. Agrmt. to Implement the NYS Housing Trust Fund Corp. Office of Community Renewal – Re: Funded Private Wastewater & Well Assist. Prgm.**
- 27-12 Increase Appropriation Accounts for 11/12 COLA Funding**
- 28-12 Auth. Contract w/ Center for Govt'l. Research, Inc. – Analysis of Co. Home**

ANNOUNCEMENTS

PRIVILEGE OF THE FLOOR

CHAUTAUQUA COUNTY LEGISLATURE

01/25/12

RES. NO. 7-12

Confirm Re-Appointments – Chautauqua County Parks Commission

By Public Facilities Committee:

At the Request of Chairman Gould:

WHEREAS, Chairman Gould has submitted the following re-appointments for action by the Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature confirms the following re-appointments to the Chautauqua County Parks Commission.

Judy Hunt
P O Box 159
Findley Lake, NY 14736
Term Expires: 12/31/15

Robert A. Jordan
3192 Burnham Road
Cassadaga, N.Y. 14718
Term Expires: 12/31/15

Signed: Himelein, Stewart, DeJoe, Erlandson, Horrigan

RES. NO. 8-12

Confirm Re-Appointment - Chautauqua County Airport Commission

By Public Facilities Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, Gregory J. Edwards, County Executive, has submitted the following re-appointment for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointment to the Chautauqua County Airport Commission.

Richard Babbage
146 Lakeside Drive
PO Box 398

Replacing Craig Miller as Citizen Representative

Bemus Point, N.Y. 14712

Term Expires: 12/31/13

Signed: Himelein, Stewart, DeJoe, Erlandson, Horrigan

RES. NO. 9-12

Confirm Re-Appointments - Chautauqua County Soil & Water Conservation District Board

By Public Facilities Committee:

At the Request of County Executive Gregory J. Edwards:

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

DRP 12/12/11
SMA 12/14/11
KLC 12/14/11
DRAS 12/14/11
GJE 12/16/11

TITLE: Amend Resolution 154-09 to Adjust Grant Agreement Funding

BY: Public Facilities and Audit & Control Committees:

AT THE REQUEST OF: County Executive Gregory J. Edwards

WHEREAS, Resolution 154-09 accepted a grant from the NYSDOT Air 99 Program to Perform Maintenance Building Improvements at the Chautauqua County Jamestown Airport; and

WHEREAS, this grant awarded Chautauqua County \$299,700 with a local match of \$33,300 bringing the total for the project to \$333,000; and

WHEREAS, the 2009 Adopted Budget approved \$27,000 local funding for this project anticipating \$243,000 of grant funding, a total of \$270,000 for this project; and

WHEREAS, Resolution 154-09 only accepted the grant and did not appropriate the additional funds, now therefore be it

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

INCREASE REVENUE ACCOUNT:

A.9950.9999.R240.1RSV Interest & Earnings – Capital Reserve \$ 6,300

INCREASE APPROPRIATION ACCOUNT:

A.9950.----.9 Interfund Transfers – Transfer to Capital \$ 6,300

INCREASE CAPITAL PROJECT APPROPRIATION ACCOUNT:

H.5610.149.4 Contractual – Maintenance Building Heat, Doors, Roof \$63,000

INCREASE CAPITAL PROJECT REVENUE ACCOUNTS:

H.5610.149.R359.7000 State Aid – Transportation Capital \$56,700

H.5610.149.R503.1000 Interfund Transfer 6,300

\$63,000

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

REQUEST FOR LEGISLATION AND MEMORANDUM IN SUPPORT

TO CLERK OF THE LEGISLATURE

DATE 12/14/11
MONTH DAY YEAR

TITLE OF PROPOSED RESOLUTION OR LOCAL LAW: Amend Resolution 154-09 to Adjust Grant Agreement Funding

DEPARTMENT OR AGENCY REQUESTING LEGISLATION: Department of Public Facilities

CONTACT PERSON: George Spanos TEL: 8400

PURPOSE OF LEGISLATION: same as above

IS EMERGENCY ACTION REQUIRED? YES NO

STATE THE EMERGENCY NATURE OF THE PROPOSED LEGISLATION: _____

FISCAL IMPLICATIONS

IS A TRANSFER OF FUNDS NECESSARY? YES NO

ARE THE FUNDS BEING TRANSFERRED WITHIN THE SAME DEPARTMENTAL/AGENCY ACCOUNT? YES NO

IS A NEW ACCOUNT BEING ESTABLISHED? YES NO

IS TRANSFER FROM .8 ACCOUNT? YES NO

ARE FUNDS BEING TRANSFERRED FROM CONTINGENCY? YES NO

SOURCE OF FUNDS

LOCAL FEDERAL STATE OTHER

LEGISLATIVE HISTORY

OFFICE USE ONLY
COMMITTEE(S) ASSIGNMENT

DATE RECEIVED 12/19/11
FROM Co. Exec. _____

ADMINISTRATIVE SERVICES PLANNING & ECONOMIC DEVELOPMENT
AUDIT & CONTROL PUBLIC FACILITIES
FINANCIAL MANAGEMENT PUBLIC SAFETY
HUMAN SERVICES

DATE OF INITIAL COMMITTEE CONSIDERATION PF011712

TIME AND LOCATION OF COMMITTEE MEETING 4:00pm GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

ACTION REQUIRED BY ANOTHER COMMITTEE YES NO

2ND COMMITTEE AND DATE OF MEETING AC011911

TIME AND LOCATION OF COMMITTEE MEETING 8:30amGOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

COMMITTEE ACTION

PRE-FILE AS A RESOLUTION FOR NEXT REGULAR MEETING
PRE-FILE AS A MOTION FOR NEXT REGULAR MEETING
APPROVED - REFER TO OTHER COMMITTEE
REJECTED - NOTIFY SPONSOR
TABLED - PENDING INFORMATION
TABLED OR REFERRED

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

DRP 1/3/12 SMA 1/4/12 KLC 1/4/12 GJE 1/5/12
--

TITLE: Authorize Agreement with BOCES LoGuidice and BOCES Hewes Centers for School Resource Officers

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Gregory J. Edwards:

WHEREAS, the Chautauqua County Sheriff has conferred with the administrators of BOCES LoGuidice and BOCES Hewes Centers and determined that these schools and the County would benefit by the continuation of the School Resource Officer program; and

WHEREAS, BOCES LoGuidice and BOCES Hewes Centers have agreed to compensate the County of Chautauqua for the cost of providing two Deputy Sheriffs for the period of September 7, 2011 through September 6, 2012 for a deputy at each facility at a total sum not to exceed \$188,155.00; and

WHEREAS, the County will not be required to incur any additional expenditures to fund these positions; therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with BOCES LoGuidice and BOCES Hewes Centers for the School Resource Officer program.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

REQUEST FOR LEGISLATION AND MEMORANDUM IN SUPPORT

TO CLERK OF THE LEGISLATURE

DATE 12/ 29/ 11
MONTH DAY YEAR

TITLE OF PROPOSED RESOLUTION OR LOCAL LAW: Authorize Agreement with Erie 2-Chautauqua-Cattaraugus BOCES Carrier Education Center for Office of the Sheriff to provide School Resource Officers.

DEPARTMENT OR AGENCY REQUESTING LEGISLATION: Office of the Sheriff

CONTACT PERSON: Undersheriff Charles J. Holder TEL: 716-753-4906

PURPOSE OF LEGISLATION: Same as above

IS EMERGENCY ACTION REQUIRED? YES NO

STATE THE EMERGENCY NATURE OF THE PROPOSED LEGISLATION:

FISCAL IMPLICATIONS

IS A TRANSFER OF FUNDS NECESSARY? YES NO
ARE THE FUNDS BEING TRANSFERRED WITHIN THE SAME DEPARTMENTAL/AGENCY ACCOUNT? YES NO
IS A NEW ACCOUNT BEING ESTABLISHED? YES NO
IS TRANSFER FROM .8 ACCOUNT? YES NO
ARE FUNDS BEING TRANSFERRED FROM CONTINGENCY? YES NO

SOURCE OF FUNDS

LOCAL FEDERAL STATE OTHER

LEGISLATIVE HISTORY

Modifies Resolution No. 254-10, approved December 15, 2010

OFFICE USE ONLY COMMITTEE(S) ASSIGNMENT

DATE RECEIVED 01/05/12 FROM Co. Exec.

ADMINISTRATIVE SERVICES PLANNING & ECONOMIC DEVELOPMENT
AUDIT & CONTROL PUBLIC FACILITIES
FINANCIAL MANAGEMENT PUBLIC SAFETY
HUMAN SERVICES

DATE OF INITIAL COMMITTEE CONSIDERATION PS011812

TIME AND LOCATION OF COMMITTEE MEETING 4:00pm GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

ACTION REQUIRED BY ANOTHER COMMITTEE YES NO

2ND COMMITTEE AND DATE OF MEETING AC011912

TIME AND LOCATION OF COMMITTEE MEETING 8:35am GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

COMMITTEE ACTION

PRE-FILE AS A RESOLUTION FOR NEXT REGULAR MEETING
PRE-FILE AS A MOTION FOR NEXT REGULAR MEETING
APPROVED - REFER TO OTHER COMMITTEE
REJECTED - NOTIFY SPONSOR
TABLED - PENDING INFORMATION
TABLED OR REFERRED

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

DRP 1/3/12 SMA 1/4/12 KLC 1/4/12 GJE 1/5/12
--

TITLE: Authorize Agreement with Town of Ripley for Enhanced Police Services

BY: Public Safety and Audit & Control Committees:

AT THE REQUEST OF: County Executive Gregory J. Edwards:

WHEREAS, the Town of Ripley has requested that the Office of the Sheriff provide enhanced police services within the geographic boundaries of the Township during the 2012 calendar year; and

WHEREAS, the Chautauqua County Sheriff has negotiated a tentative agreement with the Town of Ripley for the period of January 1, 2012 through December 31, 2012 for an estimated cost not to exceed \$30,000.00 based on an hourly rate of \$35.35; therefore be it

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

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

REQUEST FOR LEGISLATION AND MEMORANDUM IN SUPPORT

TO CLERK OF THE LEGISLATURE

DATE 12/ 29/ 11
MONTH DAY YEAR

TITLE OF PROPOSED RESOLUTION

OR LOCAL LAW: Authorize Agreement with Town of Ripley for Office of the Sheriff to provide enhanced police protection services.

DEPARTMENT OR AGENCY REQUESTING LEGISLATION: Office of the Sheriff

CONTACT PERSON: Undersheriff Charles J. Holder **TEL:** 716-753-4906

PURPOSE OF LEGISLATION: Same as above

IS EMERGENCY ACTION REQUIRED? YES NO

STATE THE EMERGENCY NATURE OF THE PROPOSED LEGISLATION: _____

FISCAL IMPLICATIONS

IS A TRANSFER OF FUNDS NECESSARY? YES NO

ARE THE FUNDS BEING TRANSFERRED WITHIN THE SAME DEPARTMENTAL/AGENCY ACCOUNT? YES NO

IS A NEW ACCOUNT BEING ESTABLISHED? YES NO

IS TRANSFER FROM .8 ACCOUNT? YES NO

ARE FUNDS BEING TRANSFERRED FROM CONTINGENCY? YES NO

SOURCE OF FUNDS

LOCAL FEDERAL STATE OTHER

LEGISLATIVE HISTORY

Modifies Resolution No. 258-10, approved December 15, 2010

OFFICE USE ONLY
COMMITTEE(S) ASSIGNMENT

DATE RECEIVED 01/05/12
FROM Co. Exec.

ADMINISTRATIVE SERVICES PLANNING & ECONOMIC DEVELOPMENT
AUDIT & CONTROL PUBLIC FACILITIES
FINANCIAL MANAGEMENT PUBLIC SAFETY
HUMAN SERVICES

DATE OF INITIAL COMMITTEE CONSIDERATION PS011812

TIME AND LOCATION OF COMMITTEE MEETING 4:00pmGOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

ACTION REQUIRED BY ANOTHER COMMITTEE YES NO

2ND COMMITTEE AND DATE OF MEETING AC011912

TIME AND LOCATION OF COMMITTEE MEETING 8:35amGOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

COMMITTEE ACTION

PRE-FILE AS A RESOLUTION FOR NEXT REGULAR MEETING
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APPROVED - REFER TO OTHER COMMITTEE
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TABLED OR REFERRED

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**

CLS 01/03/12
KMW 1/4/12
SMA 1/4/12
KLC 1/4/12
GJE 1/5/12

TITLE: Increase Appropriation Accounts for 11/12 COLA Funding

BY: Human Services and Audit & Control Committees:

AT THE REQUEST OF: County Executive Gregory J. Edwards:

WHEREAS, the New York State Department of Health has awarded a Cost of Living Adjustment (COLA) award to the Chautauqua County Department of Health for various grant programs pursuant to Part F of Chapter 59 of the Laws of 2011; and

WHEREAS, these funds must be used for recruitment and retention of staff or other critical non-personal service costs; and

WHEREAS, the expenditure of these COLA funds must occur between April 1, 2011 and March 31, 2012, and the 2012 Chautauqua County Adopted Budget does not include these additional grant monies, therefore be it

RESOLVED, That the Director of Finance is hereby directed to make the following 2012 budgetary changes:

INCREASE APPROPRIATION ACCOUNTS:

A.4010.NURS.4	Contractual – Nursing	\$18,612
A.4035.----.4	Contractual – Family Health/Planning	51,573
A.4042.----.4	Contractual – Rabies Control	1,720
A.4059.----.4	Contractual – Early Intervention (CSHCN)	1,832
A.4082.----.4	Contractual – WIC Program	65,034
A.4090.----.4	Contractual – Env Health (ATUPA)	3,706
A.4189.LEAD.4	Contractual – Lead (CLPPP)	<u>25,852</u>
		\$168,329

INCREASE REVENUE ACCOUNTS:

A.4010.NURS.R345.0CSC	State Aid – Cancer Services COLA	\$13,178
A.4010.NURS.R345.0IAC	State Aid – Immunization Action COLA	5,434
A.4035.----.R345.0FPC	State Aid – Family Planning COLA	51,573
A.4042.----.R345.0000	State Aid – Rabies Control COLA	1,720
A.4059.----.R345.0CSH	State Aid – CSHCN COLA	1,832
A.4082.----.R345.0WIC	State Aid – WIC COLA	65,034
A.4090.----.R345.0ATC	State Aid – ATUPA COLA	3,706
A.4189.LEAD.R345.0CLC	State Aid – Childhood Lead COLA	3,426
A.4189.LEAD.R345.0LPC	State Aid – Lead Pilot COLA (Prim/Prev)	<u>22,426</u>
		\$168,329

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

REQUEST FOR LEGISLATION AND MEMORANDUM IN SUPPORT

TO CLERK OF THE LEGISLATURE

DATE 01 03 12
MONTH DAY YEAR

TITLE OF PROPOSED RESOLUTION OR LOCAL LAW: Increase Appropriation Accounts for 11/12 COLA Funding

DEPARTMENT OR AGENCY REQUESTING LEGISLATION: Chautauqua County Health Dept

CONTACT PERSON: Christine Schuyler, PH Director (LP) TEL: 753-4797 (4791)

PURPOSE OF LEGISLATION: To increase expense and revenue accounts for 11/12 COLA funding for various grants.

IS EMERGENCY ACTION REQUIRED? YES NO

STATE THE EMERGENCY NATURE OF THE PROPOSED LEGISLATION: _____

FISCAL IMPLICATIONS

IS A TRANSFER OF FUNDS NECESSARY? YES NO

ARE THE FUNDS BEING TRANSFERRED WITHIN THE SAME DEPARTMENTAL/AGENCY ACCOUNT? YES NO

IS A NEW ACCOUNT BEING ESTABLISHED? YES NO

IS TRANSFER FROM .8 ACCOUNT? YES NO

ARE FUNDS BEING TRANSFERRED FROM CONTINGENCY? YES NO

SOURCE OF FUNDS

LOCAL FEDERAL STATE OTHER

LEGISLATIVE HISTORY

None

OFFICE USE ONLY
COMMITTEE(S) ASSIGNMENT

DATE RECEIVED 01/05/12
FROM Co. Exec.

ADMINISTRATIVE SERVICES PLANNING & ECONOMIC DEVELOPMENT
AUDIT & CONTROL PUBLIC FACILITIES
FINANCIAL MANAGEMENT PUBLIC SAFETY
HUMAN SERVICES

DATE OF INITIAL COMMITTEE CONSIDERATION HS011812

TIME AND LOCATION OF COMMITTEE MEETING 6:00pm GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

ACTION REQUIRED BY ANOTHER COMMITTEE YES NO

2ND COMMITTEE AND DATE OF MEETING AC011912

TIME AND LOCATION OF COMMITTEE MEETING 8:35am GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

COMMITTEE ACTION

PRE-FILE AS A RESOLUTION FOR NEXT REGULAR MEETING
PRE-FILE AS A MOTION FOR NEXT REGULAR MEETING
APPROVED - REFER TO OTHER COMMITTEE
REJECTED - NOTIFY SPONSOR
TABLED - PENDING INFORMATION
TABLED OR REFERRED

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

CLS 01/03/2012
KMW 1/4/12
SMA 1/4/12
KLC 1/4/2012
GJE 1/5/12

TITLE: Authorize Agreement to Implement the New York State Housing Trust Fund Corporation's Office of Community Renewal (OCR) Community Development Block Grant (CDBG)-Funded Private Wastewater and Well Assistance Program and Increase Accounts

BY: Human Services and Audit & Control Committees:

AT THE REQUEST OF: County Executive Gregory J. Edwards:

WHEREAS, pursuant to Resolutions 88-08 and 99-10, the County Executive is authorized to apply for and execute any agreements necessary to secure CDBG funding; and

WHEREAS, Chautauqua County has been awarded \$200,000 to fund a Private Wastewater and Well Assistance Program; and

WHEREAS, Chautauqua Home Rehabilitation and Improvement Corporation (CHRIC) is willing and able to administer the Private Wastewater and Well Assistance Program; and

WHEREAS, the County intends to use CHRIC as a sub-recipient to provide service for the OCR funded Private Wastewater and Well Assistance Program; therefore be it

RESOLVED, That the County Executive be authorized to execute any and all agreements necessary to implement the Private Wastewater and Well Assistance Program funded by the OCR CDBG, and be it further

RESOLVED, That this program shall sunset after the grant funds are exhausted; and be it further

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2012 Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.4090.----.1	Personal Services – Environmental Health	\$ 5,000
A.4090.----.4	Contractual – Environmental Health	<u>195,000</u>
		\$200,000

INCREASE REVENUE ACCOUNT:

A.4090.----.R478.9WSA	Federal Aid - Community Development Block Grant	\$200,000
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

REQUEST FOR LEGISLATION AND MEMORANDUM IN SUPPORT

TO CLERK OF THE LEGISLATURE

DATE 01 03 12
MONTH DAY YEAR

TITLE OF PROPOSED RESOLUTION

OR LOCAL LAW: Authorize Agreement to Implement the New York State Housing Trust Fund Corporation's Office of Community Renewal (OCR) Community Development Block Grant (CDBG)-Funded Private Wastewater and Well Assistance Program and Increase Accounts

DEPARTMENT OR AGENCY REQUESTING LEGISLATION: Health

CONTACT PERSON: Mark Stow (Linda Probst/financial) TEL: 753-4769 (4791)

PURPOSE OF LEGISLATION: See Title

IS EMERGENCY ACTION REQUIRED? YES NO

STATE THE EMERGENCY NATURE OF THE PROPOSED LEGISLATION:

FISCAL IMPLICATIONS

IS A TRANSFER OF FUNDS NECESSARY? YES NO
ARE THE FUNDS BEING TRANSFERRED WITHIN THE SAME DEPARTMENTAL/AGENCY ACCOUNT? YES NO
IS A NEW ACCOUNT BEING ESTABLISHED? YES NO
IS TRANSFER FROM .8 ACCOUNT? YES NO
ARE FUNDS BEING TRANSFERRED FROM CONTINGENCY? YES NO

SOURCE OF FUNDS

LOCAL FEDERAL STATE OTHER

LEGISLATIVE HISTORY

99-10,

88-08

OFFICE USE ONLY
COMMITTEE(S) ASSIGNMENT

DATE RECEIVED 01/05/12
FROM Co. Exec.

ADMINISTRATIVE SERVICES PLANNING & ECONOMIC DEVELOPMENT
AUDIT & CONTROL PUBLIC FACILITIES
FINANCIAL MANAGEMENT PUBLIC SAFETY
HUMAN SERVICES

DATE OF INITIAL COMMITTEE CONSIDERATION HS011812

TIME AND LOCATION OF COMMITTEE MEETING 6:00pm GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

ACTION REQUIRED BY ANOTHER COMMITTEE YES NO

2ND COMMITTEE AND DATE OF MEETING AC011912

TIME AND LOCATION OF COMMITTEE MEETING 8:35am GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

COMMITTEE ACTION

PRE-FILE AS A RESOLUTION FOR NEXT REGULAR MEETING
PRE-FILE AS A MOTION FOR NEXT REGULAR MEETING
APPROVED - REFER TO OTHER COMMITTEE
REJECTED - NOTIFY SPONSOR
TABLED - PENDING INFORMATION
TABLED OR REFERRED

CHAUTAUQUA COUNTY
RESOLUTION NO. _____

MS 1/3/12
DRP 1/4/12
SMA 1/4/12
KLC 1/4/12
GJE 1/5/12

TITLE: Authorize Agreement to Implement the New York State Housing Trust Fund Corporation's Office of Community Renewal (OCR) Community Development Block Grant (CDBG)-Funded Housing Rehabilitation for Seniors Programs and Establish and Adjust Necessary Accounts

BY: Human Services and Audit and Control Committees:

AT THE REQUEST OF: County Executive Gregory J. Edwards:

WHEREAS, pursuant to Resolution 88-08, the County Executive is authorized to apply for and execute any agreements necessary to secure CDBG funding; and

WHEREAS, Chautauqua County has been awarded \$400,000 to fund a Housing Rehabilitation for Seniors Program; and

WHEREAS, Chautauqua Home Rehabilitation and Improvement Corporation (CHRIC) is willing and able to administer these programs; and

WHEREAS, the County intends to use CHRIC as a sub-recipient to provide services for these OCR – funded programs; therefore be it

RESOLVED, That the County Executive be authorized to execute an agreement with the New York State Housing Trust Fund Corporation's Office of Community Renewal and all other agreements necessary to implement these program funded by the OCR CDBG; and be it further

RESOLVED, That these programs shall sunset after the grant funds are exhausted; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2012 Budget:

INCREASE APPROPRIATION ACCOUNTS:

A 6772 ---- 1	Personal Services – Office for the Aging	\$ 10,000
A.6772.----.4	Contractual – Office for the Aging	<u>\$390,000</u>
		\$400,000

INCREASE REVENUE ACCOUNT:

A.6772.----.R477.2000	Federal Aid – Office for the Aging	\$400,000
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APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

REQUEST FOR LEGISLATION AND MEMORANDUM IN SUPPORT

TO CLERK OF THE LEGISLATURE

DATE 1/3/2012
MONTH DAY YEAR

TITLE OF PROPOSED RESOLUTION

OR LOCAL LAW: Authorize Agreements to Implement the New York State Housing Trust Fund Corporation's Office of Community Renewal (OCR) Community Development Block Grant (CDBG)-Funded Housing Rehabilitation for Seniors Programs and Establish and Adjust Necessary Accounts

DEPARTMENT OR AGENCY REQUESTING LEGISLATION: Office for the Aging (OFA)

CONTACT PERSON: Dr. Mary Ann Spanos **TEL:** 753-4471

PURPOSE OF LEGISLATION: Authorize Agreements to Implement the New York State Housing Trust Fund Corporation's Office of Community Renewal (OCR) Community Development Block Grant (CDBG)-Funded Housing Rehabilitation for Seniors Programs, and Establish and Adjust Necessary Accounts

IS EMERGENCY ACTION REQUIRED? YES NO

STATE THE EMERGENCY NATURE OF THE PROPOSED LEGISLATION: _____

FISCAL IMPLICATIONS

IS A TRANSFER OF FUNDS NECESSARY? YES NO
ARE THE FUNDS BEING TRANSFERRED WITHIN THE SAME DEPARTMENTAL/AGENCY ACCOUNT? YES NO
IS A NEW ACCOUNT BEING ESTABLISHED? YES NO
IS TRANSFER FROM .8 ACCOUNT? YES NO
ARE FUNDS BEING TRANSFERRED FROM CONTINGENCY? YES NO

SOURCE OF FUNDS

LOCAL FEDERAL STATE OTHER

LEGISLATIVE HISTORY

Resolution 88-08 authorized the County Executive to apply for Community Development Block Grant (CDBG) funding and execute agreements necessary to secure funding.

OFFICE USE ONLY
COMMITTEE(S) ASSIGNMENT

DATE RECEIVED 01/05/12
FROM Co. Exec. _____

ADMINISTRATIVE SERVICES PLANNING & ECONOMIC DEVELOPMENT
AUDIT & CONTROL PUBLIC FACILITIES
FINANCIAL MANAGEMENT PUBLIC SAFETY
HUMAN SERVICES

DATE OF INITIAL COMMITTEE CONSIDERATION HS011812

TIME AND LOCATION OF COMMITTEE MEETING 6:00pm GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

ACTION REQUIRED BY ANOTHER COMMITTEE YES NO

2ND COMMITTEE AND DATE OF MEETING AC011912

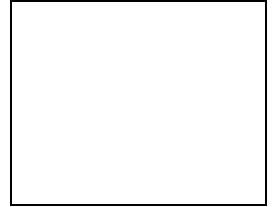
TIME AND LOCATION OF COMMITTEE MEETING 8:35am GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

COMMITTEE ACTION

PRE-FILE AS A RESOLUTION FOR NEXT REGULAR MEETING
PRE-FILE AS A MOTION FOR NEXT REGULAR MEETING
APPROVED - REFER TO OTHER COMMITTEE
REJECTED - NOTIFY SPONSOR
TABLED - PENDING INFORMATION
TABLED OR REFERRED

**CHAUTAUQUA COUNTY
RESOLUTION NO. _____**



TITLE: Authorizing Contract with the Center for Governmental Research, Inc. for Analysis of Chautauqua County Home

BY: Human Services and Audit & Control Committees:

AT THE REQUEST OF: Legislator George Borrello:

WHEREAS, pursuant to Resolution 225-11, a marketing firm has been selected for the potential sale, lease, or other disposition of the Chautauqua County Home; and

WHEREAS, in addition to marketing agreements, numerous counties in New York State that own skilled nursing homes have retained the Center for Governmental Research, Inc. ("CGR") to assess their nursing home's current operations and potential future options; and

WHEREAS, it would be advantageous for the County to take advantage of CGR's unique experience and qualifications in the analysis of public nursing home facilities in New York to conduct a similar study for the benefit of Chautauqua County; therefore be it

RESOLVED, That the Chautauqua County Legislature requests the County Executive to enter into an agreement with the Center for Governmental Research, Inc. for an amount not to exceed \$80,000 to perform a nursing home assessment and analysis of future options for the Chautauqua County Home to allow the County to make the most informed and cost-effective decisions about the future of the facility; and be it further

RESOLVED, That such study shall be funded from the County Home's 2012 contractual account budget with it intended that any necessary adjustment to accounts or use of County Home fund balance be addressed later in the fiscal year.

APPROVED

VETOES (VETO MESSAGE ATTACHED)

County Executive

Date

REQUEST FOR LEGISLATION AND MEMORANDUM IN SUPPORT

TO CLERK OF THE LEGISLATURE

DATE 1/11/12
MONTH DAY YEAR

TITLE OF PROPOSED RESOLUTION
OR LOCAL LAW: Authorizing Contract with the Center for Governmental Research, Inc. for Analysis of Chautauqua County Home

DEPARTMENT OR AGENCY REQUESTING LEGISLATION: _____

CONTACT PERSON: Legislator Borrello TEL: 913-8885

PURPOSE OF LEGISLATION: same as above

IS EMERGENCY ACTION REQUIRED? YES NO

STATE THE EMERGENCY NATURE OF THE PROPOSED LEGISLATION: _____

FISCAL IMPLICATIONS

IS A TRANSFER OF FUNDS NECESSARY? YES NO

ARE THE FUNDS BEING TRANSFERRED WITHIN THE SAME DEPARTMENTAL/AGENCY ACCOUNT? YES NO

IS A NEW ACCOUNT BEING ESTABLISHED? YES NO

IS TRANSFER FROM .8 ACCOUNT? YES NO

ARE FUNDS BEING TRANSFERRED FROM CONTINGENCY? YES NO

SOURCE OF FUNDS

LOCAL FEDERAL STATE OTHER

LEGISLATIVE HISTORY

OFFICE USE ONLY
COMMITTEE(S) ASSIGNMENT

DATE RECEIVED 01/11/12
FROM Co. Exec.

ADMINISTRATIVE SERVICES PLANNING & ECONOMIC DEVELOPMENT
AUDIT & CONTROL PUBLIC FACILITIES
FINANCIAL MANAGEMENT PUBLIC SAFETY
HUMAN SERVICES

DATE OF INITIAL COMMITTEE CONSIDERATION HS011812

TIME AND LOCATION OF COMMITTEE MEETING 6:00pm GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

ACTION REQUIRED BY ANOTHER COMMITTEE YES NO

2ND COMMITTEE AND DATE OF MEETING AC011812

TIME AND LOCATION OF COMMITTEE MEETING 8:35am GOB Room 331

DEPARTMENT HEAD REQUESTED TO ATTEND YES NO

COMMITTEE ACTION

PRE-FILE AS A RESOLUTION FOR NEXT REGULAR MEETING
PRE-FILE AS A MOTION FOR NEXT REGULAR MEETING
APPROVED - REFER TO OTHER COMMITTEE
REJECTED - NOTIFY SPONSOR
TABLED - PENDING INFORMATION
TABLED OR REFERRED

CHAUTAUQUA COUNTY LEGISLATURE

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WHEREAS, Gregory J. Edwards, County Executive, has submitted the following re-appointments for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the Chautauqua County Soil and Water Conservation District Board:

Allen E. Peterson
3030 Strunk Rd.
Jamestown, N.Y. 14701
Term Expires: 1/31/2015

Shaun Heenan
89 Seel Acres
Dunkirk, N.Y. 14048
Term Expires: 2/28/13

Fred Croscut
7804 Freeman Rd.
Sherman, N.Y. 14781
Term Expires: 1/31/13

Signed: Himelein, Stewart, DeJoe, Erlandson, Horrigan

RES. NO. 10-12

Confirm Re-Appointments - Chautauqua County Ethics Board

By Administrative Services Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, Gregory J. Edwards, County Executive, has submitted the following re-appointments for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the Chautauqua County Ethics Board.

Susan Crossett Dilks
PO Box 398
8320 Shumla Rd.
Cassadaga, N.Y. 14718
Term Expires: 1/31/15

Russell Payne
PO Box. 265
34 Frew Run Rd.
Frewsburg, N.Y. 14738
Term Expires: 1/31/14

Mary Kay Szwejbka
22 Castile Dr.
Fredonia, N.Y. 14063
Term Expires: 1/31/13

William Tucker
5 Hilldale Ave.
Jamestown, N.Y. 14701
Term Expires: 1/31/15

Signed: Barmore, Scudder, Tarbrake, DeJoy, Cornell

CHAUTAUQUA COUNTY LEGISLATURE

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RES. NO. 11-12

Confirm Re-Appointment – Southern Tier West Regional Planning Board

By Planning & Economic Development Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, Gregory J. Edwards, County Executive, has submitted the following re-appointment for action by the Chautauqua County Legislature, therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointment to the Southern Tier West Regional Planning Board.

James Cooper
3588 Drybrook Rd.
Falconer, N.Y. 14733
Term Expires: 12/31/14

Signed: Croscut, Ahlstrom, Rogers, Borrello, Heenan

RES. NO. 12-12

Confirm Re-Appointments – Sports Fishery Advisory Board

By Planning & Economic Development Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, County Executive Gregory J. Edwards has submitted the following re-appointments to the Chautauqua County Legislature for action; therefore be it

RESOLVED, That the Chautauqua County Legislature hereby confirms the following re-appointments to the Chautauqua County Sports Fishery Advisory Board.

Eugene Pauszek
66 W. Doughty St.
Dunkirk, N.Y. 14048
Term Expires: 12/31/13

Charles Spiesman
73 Chautauqua Ave.
Jamestown, N.Y. 14701
Term Expires: 12/31/13

Signed: Croscut, Ahlstrom, Rogers, Borrello, Heenan

RES. NO. 13-12

Confirm Re-Appointments - Chautauqua County Aging Advisory Council

By Human Services Committee:

At the Request of County Executive Gregory J. Edwards:

CHAUTAUQUA COUNTY LEGISLATURE

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WHEREAS, Gregory J. Edwards, County Executive, has submitted the following re-appointments for action by the Chautauqua County Legislature; therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointments to the Chautauqua County Aging Advisory Council.

Jeanine Smith
140 Chautauqua St.
Fredonia, N.Y. 14063
Term Expires: 1/31/2014

Dan Girts
4911 Baker St. Ext. #24
Ashville, N.Y. 14710-9616
Term Expires: 1/31/2014

Signed: Tarbrake, Horrigan, Hoyer, Hemmer, James

RES. NO. 14-12

Confirm Appointment - Chautauqua County Disaster Preparedness Commission

By Public Safety Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, Gregory J. Edwards, County Executive, 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 Disaster Preparedness Commission.

Albert R. Wager
PO Box 85
Ellicottville, N.Y. 14731
Term Expires: 12/31/2014

Replacing Jeffrey Steger

Signed: Duff, Whitney, Hemmer, Coughlin

RES. NO. 15-12

Confirm Re-Appointment – Emergency Medical Services Council

By Public Safety Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, Gregory J. Edwards, County Executive, has submitted the following re-appointment for action by the Chautauqua County Legislature, therefore be it

RESOLVED, That the Chautauqua County Legislature does hereby confirm the following re-appointment to the Chautauqua County Emergency Medical Services Council.

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Laurie Faso
194 Liberty St.
Fredonia, N.Y. 14063
Term Expires: 12/31/2014

Signed: Duff, Whitney, Hemmer, Coughlin

RES. NO. 16-12
Confirm Appointment – Public Defender

By Public Safety Committee:
At the Request of Legislator Larry Barmore:

RESOLVED, That Richard Thomas Rankin, 4 Arlington Avenue, Jamestown, New York, be and hereby is appointed Public Defender of Chautauqua County for the year 2012 at an annual salary of \$75,000 for 90% time.

Signed: Barmore (Failed in PS – 3-1 Duff, Coughlin, Whitney voting "no" – Hemmer voting "yes" – Wendel absent)

RES. NO. 17-12
Confirm Appointment – Public Defender

By Public Safety Committee:
At the Request of Legislators Ahlstrom, Heenan, Rogers, Erlandson, James, Cornell, DeJoy, DeJoe, Hoyer, Whitney, Nazzaro, Coughlin:

RESOLVED, That Nathaniel L. Barone, II, 600-3 Baker St. Ext., Jamestown, New York, be and hereby is appointed Public Defender of Chautauqua County for the year 2012 at an annual salary of \$75,000 for 90% time.

Signed: Duff, Whitney, Hemmer, Coughlin

CHAUTAUQUA COUNTY LEGISLATURE

01/25/12

RES. NO. 18-12

Authorizing the implementation and funding in the first instance of 100% of the Federal Aid eligible costs, of a Transportation Federal Aid Emergency Relief Project, to fully fund the local share of Federal Aid eligible and ineligible project costs and appropriating funds therefore.

By Public Facilities Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the Chautauqua County Emergency Highway Repair Project: Debris Removal & Clean-up and Highway & Culvert Damage Repairs resulting from the Flood Event caused by heavy rain in the Western New York Region in August, 2009; (FHWA Event No. NY-09-02); PIN 5ER0.92 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, for Federal Emergency Relief that calls for the apportionment of the costs of such projects to be borne at the ratio of 100% Federal funds and 0% Non-Federal funds for work completed within 180 days of the Declaration of the Emergency Event; and

WHEREAS, the County of Chautauqua has advanced the Project by committing County Forces and Equipment to complete the Construction phase (Emergency Highway Maintenance Work) of the project, PIN 5ER0.92 thereof.

NOW, THEREFORE, the Legislature of the County of Chautauqua, duly convened does hereby

RESOLVED, That the Legislature of the County of Chautauqua hereby approves the Project; and it is hereby further

RESOLVED, That the 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 share of the cost of the Construction phase of the Project or portions thereof; and it is further

RESOLVED, That the sum of \$236,759.00 had been appropriated as part of the Chautauqua County Department of Public Facilities Operation Budget for the 2009 fiscal year for County Personnel Services, Equipment & Material from D5110 and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, That the County Executive of the County of Chautauqua be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the County of Chautauqua with the New York State Department of Transportation in connection with the completion of the Project and providing for the administration of the Project and the municipality'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 it is 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 it is further

RESOLVED, This Resolution shall take effect immediately.

Signed: Himelein, Stewart, DeJoe, Erlandson, Horrigan

CHAUTAUQUA COUNTY LEGISLATURE

01/25/12

RES. NO. 19-12

Amend Resolution 154-09 to Adjust Grant Agreement Funding

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, Resolution 154-09 accepted a grant from the NYSDOT Air 99 Program to Perform Maintenance Building Improvements at the Chautauqua County Jamestown Airport; and

WHEREAS, this grant awarded Chautauqua County \$299,700 with a local match of \$33,300 bringing the total for the project to \$333,000; and

WHEREAS, the 2009 Adopted Budget approved \$27,000 local funding for this project anticipating \$243,000 of grant funding, a total of \$270,000 for this project; and

WHEREAS, Resolution 154-09 only accepted the grant and did not appropriate the additional funds, now therefore be it

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

INCREASE REVENUE ACCOUNT:

A.9950.9999.R240.1RSV Interest & Earnings – Capital Reserve \$ 6,300

INCREASE APPROPRIATION ACCOUNT:

A.9950.----.9 Interfund Transfers – Transfer to Capital \$ 6,300

INCREASE CAPITAL PROJECT APPROPRIATION ACCOUNT:

H.5610.149.4 Contractual – Maintenance Building Heat, Doors, Roof \$63,000

INCREASE CAPITAL PROJECT REVENUE ACCOUNTS:

H.5610.149.R359.7000 State Aid – Transportation Capital \$56,700

H.5610.149.R503.1000 Interfund Transfer 6,300

\$63,000

Signed: Himelein, Stewart, DeJoe, Erlandson, Horrigan, Runkle, Nazzaro, Wendel, Heenan, Borrello

RES. NO. 20-12

Authorize Agreements with Various Municipalities to Implement Operation Stonegarden Grant Reimbursement

By Public Safety Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, Operation Stonegarden grant funds received by the County for FY 2010 were provided to enhance law enforcement preparedness and operational readiness along the borders of the United States between Federal, State, local and tribal law enforcement agencies; and

WHEREAS, it is necessary to enter into agreements with various municipalities throughout the County to provide services for the effective implementation of the FY10 Operation Stonegarden in a joint mission to secure U.S. borders; and

CHAUTAUQUA COUNTY LEGISLATURE

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WHEREAS, funding for such agreements will be derived solely from FY10 Operation Stonegarden funds pursuant to such grant; it is therefore

RESOLVED, That the County Executive, Gregory J. Edwards, is hereby authorized to execute contracts and agreements with various participating municipal corporations in Chautauqua County for the purposes of distribution of reimbursable funding.

Signed: Duff, Whitney, Hemmer, Coughlin

RES. NO. 21-12

Authorize Contracts and Agreements for 2011-2012 STOP DWI Plans

By Public Safety Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, it is necessary for the effective implementation of the Stop-DWI Plans 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 solely from Stop-DWI funds pursuant to the 2011-2012 Stop-DWI Plans; therefore be it

RESOLVED, That the County Executive is authorized 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 Plans.

Signed: Duff, Whitney, Hemmer, Coughlin

RES. NO. 22-12

Authorize Agreement with BOCES LoGuidice and BOCES Hewes Center for School Resource Officers

By Public Safety and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the Chautauqua County Sheriff has conferred with the administrators of BOCES LoGuidice and BOCES Hewes Centers and determined that these schools and the County would benefit by the continuation of the School Resource Officer program; and

WHEREAS, BOCES LoGuidice and BOCES Hewes Centers have agreed to compensate the County of Chautauqua for the cost of providing two Deputy Sheriffs for the period of September 7, 2011 through September 6, 2012 for a deputy at each facility at a total sum not to exceed \$188,155.00; and

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WHEREAS, the County will not be required to incur any additional expenditures to fund these positions; therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with BOCES LoGuidice and BOCES Hewes Centers for the School Resource Officer program.

Signed: Duff, Whitney, Hemmer, Coughlin, Runkle, Nazzaro, DeJoe, Wendel, Heenan, Borrello, Himelein

RES. NO. 23-12

Authorize Agreement with Town of Ripley for Enhanced Police Services

By Public Safety and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the Town of Ripley has requested that the Office of the Sheriff provide enhanced police services within the geographic boundaries of the Township during the 2012 calendar year; and

WHEREAS, the Chautauqua County Sheriff has negotiated a tentative agreement with the Town of Ripley for the period of January 1, 2012 through December 31, 2012 for an estimated cost not to exceed \$30,000.00 based on an hourly rate of \$35.35; therefore be it

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

Signed: Duff, Whitney, Hemmer, Coughlin, Runkle, Nazzaro, DeJoe, Wendel, Heenan, Borrello, Himelein

RES. NO. 24-12

Designate the Lake Erie Management Commission (LEMC) to Recommend Project for 2% Dedicated Funds for the Lake Erie Watershed

By Planning & Economic Development Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, Resolution 178-11 established the Lake Erie Management Commission; and

WHEREAS, Resolution 109-11 dedicated \$25,000 of 2% Occupancy Tax funds to the Lake Erie Watershed, for the maintenance of waterways; and

WHEREAS, there is no entity for which funding may be directed and appropriated to specific watershed related projects; and

CHAUTAUQUA COUNTY LEGISLATURE

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WHEREAS, The Lake Erie Management Commission has the expertise needed to determine how dedicated 2% Occupancy Tax funds for Lake Erie should be utilized; and

WHEREAS, The Lake Erie Management Commission will identify, prioritize, and recommend funding for the utilization of dedicated 2% Occupancy Tax funds for the Lake Erie watershed; therefore be it

RESOLVED, That the Lake Erie Management Commission (LEMC) is designated to identify, prioritize, and recommend to the Legislature projects for funding from the dedicated 2% Occupancy Tax funds for the Lake Erie watershed.

Signed: Croscut, Ahlstrom, Rogers, Borrello, Heenan

RES. NO. 25-12

Authorize Agreement to Implement the New York State Housing Trust Fund Corporation's Office of Community Renewal (OCR) Community Development Block Grant (CDBG) – Funded Housing Rehabilitation for Seniors Programs and Establish and Adjust Necessary Accounts

By Human Services and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, pursuant to Resolution 88-08, the County Executive is authorized to apply for and execute any agreements necessary to secure CDBG funding; and

WHEREAS, Chautauqua County has been awarded \$400,000 to fund a Housing Rehabilitation for Seniors Program; and

WHEREAS, Chautauqua Home Rehabilitation and Improvement Corporation (CHRIC) is willing and able to administer these programs; and

WHEREAS, the County intends to use CHRIC as a sub-recipient to provide services for these OCR – funded programs; therefore be it

RESOLVED, That the County Executive be authorized to execute an agreement with the New York State Housing Trust Fund Corporation's Office of Community Renewal and all other agreements necessary to implement these program funded by the OCR CDBG; and be it further

RESOLVED, That these programs shall sunset after the grant funds are exhausted; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2012 Budget:

INCREASE APPROPRIATION ACCOUNTS:

A 6772 ---- 1	Personal Services – Office for the Aging	\$ 10,000
A.6772.----.4	Contractual – Office for the Aging	<u>\$390,000</u>
		\$400,000

INCREASE REVENUE ACCOUNT:

A.6772.----.R477.2000	Federal Aid – Office for the Aging	\$400,000
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Signed: Tarbrake, Horrigan, Hoyer, James, Hemmer, Runkle, Nazzaro, DeJoe, Wendel, Heenan, Borrello, Himelein

CHAUTAUQUA COUNTY LEGISLATURE

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RES. NO. 26-12

Authorize Agreement to Implement the New York State Housing Trust Fund Corporation's Office of Community Renewal (OCR) Community Development Block Grant (CDBG) – Funded Private Wastewater and Well Assistance Program and Increase Accounts

By Human Services and Audit & Control Committees:

At the Request of Gregory J. Edwards:

WHEREAS, pursuant to Resolutions 88-08 and 99-10, the County Executive is authorized to apply for and execute any agreements necessary to secure CDBG funding; and

WHEREAS, Chautauqua County has been awarded \$200,000 to fund a Private Wastewater and Well Assistance Program; and

WHEREAS, Chautauqua Home Rehabilitation and Improvement Corporation (CHRIC) is willing and able to administer the Private Wastewater and Well Assistance Program; and

WHEREAS, the County intends to use CHRIC as a sub-recipient to provide service for the OCR funded Private Wastewater and Well Assistance Program; therefore be it

RESOLVED, That the County Executive be authorized to execute any and all agreements necessary to implement the Private Wastewater and Well Assistance Program funded by the OCR CDBG, and be it further

RESOLVED, That this program shall sunset after the grant funds are exhausted; and be it further

RESOLVED, That the Director of Finance is hereby directed to make the following changes to the 2012 Budget:

INCREASE APPROPRIATION ACCOUNTS:

A.4090.----.1	Personal Services – Environmental Health	\$ 5,000
A.4090.----.4	Contractual – Environmental Health	<u>195,000</u>
		\$200,000

INCREASE REVENUE ACCOUNT:

A.4090.----.R478.9WSA Federal Aid - Community Development Block Grant \$200,000

Signed: Tarbrake, Horrigan, Hoyer, Hemmer, James, Runkle, Nazzaro, DeJoe, Wendel, Heenan, Borrello, Himelein

RES. NO. 27-12

Increase Appropriation Accounts for 11/12 COLA Funding

By Human Services and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the New York State Department of Health has awarded a Cost of Living Adjustment (COLA) award to the Chautauqua County Department of Health for various grant programs pursuant to Part F of Chapter 59 of the Laws of 2011; and

CHAUTAUQUA COUNTY LEGISLATURE

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WHEREAS, these funds must be used for recruitment and retention of staff or other critical non-personal service costs; and

WHEREAS, the expenditure of these COLA funds must occur between April 1, 2011 and March 31, 2012, and the 2012 Chautauqua County Adopted Budget does not include these additional grant monies, therefore be it

RESOLVED, That the Director of Finance is hereby directed to make the following 2012 budgetary changes:

INCREASE APPROPRIATION ACCOUNTS:

A.4010.NURS.4	Contractual – Nursing	\$18,612
A.4035.----.4	Contractual – Family Health/Planning	51,573
A.4042.----.4	Contractual – Rabies Control	1,720
A.4059.----.4	Contractual – Early Intervention (CSHCN)	1,832
A.4082.----.4	Contractual – WIC Program	65,034
A.4090.----.4	Contractual – Env Health (ATUPA)	3,706
A.4189.LEAD.4	Contractual – Lead (CLPPP)	<u>25,852</u>
		\$168,329

INCREASE REVENUE ACCOUNTS:

A.4010.NURS.R345.0CSC	State Aid – Cancer Services COLA	\$13,178
A.4010.NURS.R345.0IAC	State Aid – Immunization Action COLA	5,434
A.4035.----.R345.0FPC	State Aid – Family Planning COLA	51,573
A.4042.----.R345.0000	State Aid – Rabies Control COLA	1,720
A.4059.----.R345.0CSH	State Aid – CSHCN COLA	1,832
A.4082.----.R345.0WIC	State Aid – WIC COLA	65,034
A.4090.----.R345.0ATC	State Aid – ATUPA COLA	3,706
A.4189.LEAD.R345.0CLC	State Aid – Childhood Lead COLA	3,426
A.4189.LEAD.R345.0LPC	State Aid – Lead Pilot COLA (Prim/Prev)	<u>22,426</u>
		\$168,329

Signed: Tarbrake, Horrigan, Hoyer, Hemmer, James, Runkle, Nazzaro, DeJoe, Wendel, Heenan, Borrello, Himelein

RES. NO. 28-12

Authorizing Contract with the Center for Governmental Research, Inc. for Analysis of Chautauqua County Home

By Human Services and Audit & Control Committees:

At the Request of Legislators' Borrello and DeJoe:

WHEREAS, pursuant to Resolution 225-11, a marketing firm has been selected for the potential sale, lease, or other disposition of the Chautauqua County Home; and

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WHEREAS, in addition to marketing agreements, numerous counties in New York State that own skilled nursing homes have retained the Center for Governmental Research, Inc. ("CGR") to assess their nursing home's current operations and potential future options; and

WHEREAS, it would be advantageous for the County to take advantage of CGR's unique experience and qualifications in the analysis of public nursing home facilities in New York to conduct a similar study for the benefit of Chautauqua County; therefore be it

RESOLVED, That the Chautauqua County Legislature requests the County Executive to enter into an agreement with the Center for Governmental Research, Inc. for an amount not to exceed \$80,000 to perform a nursing home assessment and analysis of future options for the Chautauqua County Home to allow the County to make the most informed and cost-effective decisions about the future of the facility; and be it further

RESOLVED, That such study shall be funded from the County Home's 2012 contractual account budget with it intended that any necessary adjustment to accounts or use of County Home fund balance be addressed later in the fiscal year.

Signed: Tarbrake, Horrigan, Hemmer, James, Runkle, Nazzaro, DeJoe, Wendel, Heenan, Borrello, Himelein