

CHAUTAUQUA COUNTY LEGISLATURE 2/24/10

RES. NO. 29-10

Confirm Appointment & 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 appointment and re-appointments to the Chautauqua County Legislature for action; therefore be it

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

Appointment

Barry Eckwahl
5551 Summit Ave.
Maple Springs, N.Y. 14756
Term Expires: 12/31/11

Re-Appointments

Daniel Dietzen
9865 Miller Rd.
Fredonia, N.Y. 14063
Term Expires: 12/31/11

Michael Cluchey
79 Jefferson St.
Westfield, N.Y. 14787
Term Expires: 12/31/11

Lisa Green
2415 W. Lake Rd.
Ashville, N.Y. 14710
Term Expires: 12/31/11

Dick Larson
172 Ivory Rd.
Frewsburg, N.Y. 14738
Term Expires: 12/31/11

Zenon Olow
23 Bernett Drive
Fredonia, N.Y. 14063
Term Expires: 12/31/11

Eugene Pauszek
66 W. Doughty St.
Dunkirk, N.Y. 14048
Term Expires: 12/31/11

Charles Spiesman
73 Chautauqua Ave.
Jamestown, N.Y. 14701
Term Expires: 12/31/11
Signed: Tarbrake, Borrello, Heenan, Kindberg, Park

RES. NO. 30-10

Confirm Appointment – Southern Tier Extension Railroad Authority

By Planning & Economic Development Committee:

At the Request of County Executive Gregory J. Edwards:

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

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RESOLVED, That the Chautauqua County Legislature hereby confirms the appointment to the Southern Tier Extension Railroad Authority.

William Euliano
12933 Bone Run Road
Frewsburg, N.Y. 14738
Term Expires: 2/28/2011
Signed: Heenan, Tarbrake, Borrello, Kindberg, Park

RES. NO. 31-10

Confirm Appointments - Chautauqua County Aging Advisory Council

By Human Services Committee:

At the Request of County Executive Gregory J. Edwards:

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

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

Jeanine Smith 140 Chautauqua St. Fredonia, N.Y. 14063 Term Expires: 1/31/2012	Dan Girts 4911 Baker St. Ext. #24 Ashville, N.Y. 14701-9616 Term Expires: 1/31/2012
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Signed: Stutzman, Mueller, James, Lemon, Cornell

RES. NO. 32-10

Adjust Accounts – Homeland Security Program for FYE 2008

By Public Safety and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the Office of Emergency Services was awarded funds from the Homeland Security Program for Fiscal Year 2008 in the amount of \$207,750; and

WHEREAS, pursuant to Resolution 108-09, Homeland Security Grant Program 2008 funds that continue through August 31, 2011, were directed into a deferred revenue account; and

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WHEREAS, to meet the objectives of the program, the partial funds are requested to be moved from deferred revenue in order to purchase Laptops, Supplies and a Printer; therefore be it

RESOLVED, That the Director of Finance is hereby directed to make the following 2010 budgetary changes:

INCREASE APPROPRIATION ACCOUNTS:

A.3010.----.2	Equipment – Emergency Services	\$ 1,600
A.3010.----.3	Depreciable Equipment – Emergency Services	\$ 8,000
A.3010.----.4	Contractual – Emergency Services	<u>\$ 1,200</u>
		\$10,800

INCREASE REVENUE ACCOUNT:

A.3010.----R430.5004	Federal Aid – Emergency Services, Homeland Security	\$10,800
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Signed: Duff, Runkle, Richmond, Beightol, Park, Nazzaro, Gullo, Gould, DeJoe

RES. NO. 33-10

Transfer Funds to Appropriate Account for the Purchase of an Entrylink Antenna System for HazMat

By Public Safety and Audit & Control Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the Office of Emergency Services shall be purchasing an Entrylink Diversity 3 Antenna System; and

WHEREAS, a purchase order was created in 2009 for \$21,000 using available funds in the Emergency Medical Services budget; and

WHEREAS, this open encumbrance has been forwarded and is amending the 2010 budget; and

WHEREAS, current bids have exceeded the original estimates and require the use of an additional \$2,000 from the 2010 budget; and

WHEREAS, the encumbered funds and 2010 funds need to be transferred to the appropriate account for the purchase of this equipment; therefore be it

RESOLVED, That the Director of Finance is hereby directed to make the following 2010 budgetary changes:

ESTABLISH & INCREASE APPROPRIATION ACCOUNT:

A.3640.----.3	Depreciable Equipment – Hazardous Materials	\$23,000
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DECREASE APPROPRIATION ACCOUNT:

A.3989.----.4	Contractual – Emergency Medical Services	\$23,000
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Signed: Duff, Runkle, Richmond, Beightol, Park, Nazzaro, Gullo, Gould, DeJoe

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RES. NO. 34-10

Agreements with Jamestown Community College for Sheriff's and Fire Service Academy

By Public Safety and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, for both the Sheriff's Academy and Fire Service Academy, JCC has agreed to provide the Office of the Chautauqua County Sheriff and Office of Emergency Services reimbursement for the County's cost of instruction and program coordination associated with the Fire Academy programs; and

WHEREAS, JCC has notified Chautauqua County Office of Emergency Services of the reimbursement to be received in 2010. These revenues were not included in the 2010 budget and it is the desire of Chautauqua County to direct these funds toward to the improvement of the fire service training centers; therefore be it

RESOLVED, That the Director of Finance is hereby directed to make the following 2010 budgetary changes:

INCREASE CAPITAL PROJECT ACCOUNT:

H.3410.510.4 Contractual – Training Center Enhancement \$80,754

INCREASE CAPITAL REVENUE ACCOUNT:

H.3410.510.R226.0001 Charges: Other Gov't-JCC Reimbursement \$80,754

Signed: Duff, Runkle, Richmond, Beightol, Park, Nazzaro, Gullo, Gould, DeJoe

RES. NO. 35-10

Authorize Acceptance of Cooperative Agreement Award (10K120GKB8) with US DOJ National Institute of Corrections

By Public Safety and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the Office of the Sheriff successfully applied for a Cooperative Agreement with the U.S. Department of Justice National Institute of Corrections for the "Offender Workforce Development Specialist Training;" and,

WHEREAS, the Sheriff has been approved to receive \$25,000.00 from the National Institute of Corrections to conduct training for local government agencies and community organizations who work with offenders in Chautauqua County; and

WHEREAS, it is necessary for the County to enter into an agreement with the National Institute of Corrections in order to obtain the cooperative agreement funds; therefore be it

RESOLVED, That the County Executive is hereby authorized to execute a cooperative agreement to secure \$25,000.00 from the U.S. Department of Justice National Institute of Corrections; and be it further

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

INCREASE APPROPRIATION ACCOUNT:

A.3150.----.4 Contractual – Jail \$25,000

ESTABLISH AND INCREASE REVENUE ACCOUNT:

A.3150.----.R438.9012 Other Public Safety: Offender Workforce Training \$25,000

Signed: Duff, Runkle, Richmond, Beightol, Park, Nazzaro, Gullo, Gould, DeJoe

RES. NO. 36-10

Authorize Agreement with Cassadaga Valley Central School District for Purchase of Fuel for Sheriff's Office

By Public Safety Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the Sheriff has determined that utilization of the fuel depot of the Cassadaga Valley Central School District would increase cost efficiency and accountability for the Sheriff's Office; and

WHEREAS, The Sheriff has negotiated a tentative agreement with the Cassadaga Valley Central School District for the purchase of fuel for agency vehicles at current New York State bid prices; therefore be it

RESOLVED, That the County Executive is hereby authorized and empowered to execute an agreement with the Cassadaga Valley Central School District for the purpose of purchasing fuel for Sheriff's Office vehicles.

Signed: Duff, Runkle, Richmond, Beightol

RES. NO. 37-10

Authorize Public Hearing for Automobile Rental Concession Lease Agreement with Johnstown Rental & Leasing d/b/a/ Hertz Rent-A-Car at the Chautauqua County Airport at Jamestown

By Public Facilities Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, Johnstown Rental and Leasing d/b/a/ Hertz Rent-a-Car desires to renew its existing automobile rental concession lease at the County Airport for an additional three year term; and

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WHEREAS, it is appropriate for the smooth and efficient operations of the County Airport to renew such lease with the County; and

WHEREAS, Article 14 of the General Municipal Law requires a public hearing before the County Legislature can authorize such lease agreement; therefore be it

RESOLVED, That pursuant to General Municipal Law a public hearing shall be held on the extension of the automobile rental lease agreement at the meeting of the County Legislature on March 24, 2010 at 6:45 pm in the Legislative Chambers, Gerace Office Building, Mayville, New York 14757 upon the following terms and conditions:

1. Premises: Counter space in the airport terminal. Five parking spaces in the ready lot, and an additional 15 parking spaces in the public lot.
2. Rent: Ten (10) percent of gross revenues, \$125 month for counter space, and \$10/month for trash pickup. Hertz Rent-a-Car may park fifteen cars in the public parking area free of charge; thereafter, a charge of \$5.00 per car per day applies.
3. Term: January 1, 2010 to December 31, 2012.
4. Utilities: Paid by the county.
5. 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: Nazzaro, DeJoe, Babbage, Barmore, Beightol

RES. NO. 38-10

Authorize Lease of Airport Restaurant Facilities at Chautauqua County Airport at Jamestown

By Public Facilities and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the Airport Commission has considered and recommended that the County lease the Airport Restaurant Facilities to Donald G. Ross for the operation of a full-service restaurant; and

WHEREAS, the necessary public hearing pursuant to Article 14 of the General Municipal Law has been held; therefore be it

RESOLVED, That the County Executive is authorized to execute a lease agreement with Donald G. Ross, 7 East Third Street, Lakewood, NY 14750 for the Airport Restaurant Facilities at the County Airport in Jamestown upon substantially the following proposed terms and conditions:

1. Rent: Payment of \$600 per month on the first day of each month for the first 12 months, the amount to be renegotiated at the beginning of

- each successive 12 month period;
2. Term: A three year term beginning as of June or July, 2010 and terminating 36 months thereafter with an option to renew for an additional three years upon terms and conditions negotiated at that time;
 3. Utilities: County shall provide electric, gas and water and Tenant shall provide telephone and waste disposal services;
 4. Other: As negotiated by the County Executive.
- Signed: Nazzaro, DeJoe, Babbage, Barmore, Beightol, Park, Gould

RES. NO. 39-10
Investment Policy for the County of Chautauqua

By Administrative Services and Audit & Control Committees:
At the Request of County Executive Gregory J. Edwards:

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, it is desirable that the County's current policy be amended to modify the lists of depositaries, financial institutions, dealers, and custodians; therefore be it

RESOLVED, That the County Investment Policy is hereby amended 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 (legal);

*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 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 scheduling.

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 deposit, 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 \$20,000,000 for each institution, are:

Community Bank	Key Bank of New York	Lakeshore Savings & Loan
M & T Bank	Jamestown Savings Bank	HSBC America
Evans National Bank	Citizen's Bank N.A.	JP Morgan Chase, N.A.
PayPal		

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:

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 LFL Section 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district, or district corporation other than the County;
- *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 authorizes 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;

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 proceed: 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 |
| First Empire Securities | Manufacturer’s & Traders Trust Co. |
| Morgan Stanley Dean Witter | Finacorp Securities |
| McDonald Investments | JP Morgan Chase, N.A. |
| Wachovia Securities | RBS Greenwich Capital |
| Edward Jones | |

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

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

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 program with another governmental entity pursuant to Article 5G of the General Municipal Law where such program meets all the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the County.
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.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

* All repurchase agreement 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.

Signed: Park, DeJoe, Nazzaro, Gould, Caflisch, Barmore, Scudder, DeJoy, Gullo

RES. NO. 40-10

Authorizing Participation in Defense of Real Property Tax Assessment Challenges by Home Depot USA, Inc. #6169

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, pursuant to Resolution 216-98, the County Legislature established a policy for participation by the County in the defense of legal challenges to real property tax assessments; and

WHEREAS, said policy provides that the County shall participate in the defense of valid real property tax assessment challenges seeking an aggregate value reduction of \$1,000,000 or more; and

WHEREAS, legal challenges have been made to real property tax assessments in the Town of Dunkirk and the Dunkirk City School District involving properties owned by Home Depot USA, Inc.; and

WHEREAS, current assessments of the subject properties total \$6,653,100 in the aggregate, and the plaintiffs are seeking a reduction of their assessments to the aggregate sum of \$3,040,743, representing a total reduction of \$3,612,357; and

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WHEREAS, the Real Property Tax Director of Chautauqua County is recommending that the County participate with the Town and School District in the procurement of appraisals to be utilized in the defense of the action and to share proportionately in the payment of necessary legal fees; therefore be it

RESOLVED, That the County Legislature hereby authorizes the County's participation in the procurement of appraisals and payment of necessary legal fees in the defense of the aforementioned real property tax assessments in the Town of Dunkirk and the Dunkirk City School District, with the County share of the expense to be calculated based on its proportional interest as reflected by the full value tax rate, and be it further

RESOLVED, That the County Executive or his designee is authorized and empowered to execute all documents necessary to accomplish the purposes of this resolution, including any necessary intermunicipal agreements.

Signed: Cafilich, Barmore, Scudder, DeJoy, Gullo, Park, DeJoe, Nazzaro, Gould

RES. NO. 41-10

Approve and Authorize Distribution of Dog License Revenue

By Administrative Services and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

BE IT RESOLVED, That the Director of Finance be authorized and directed to distribute the proportion of dog license funds due the several Towns and Cities pursuant to subdivision 3 of section 111 of the Agriculture and Markets and the following schedule:

Remitting Municipality	Amount Remitted	Seventy-Five Percent of Surplus Apportioned
Arkwright	\$ 431.20	\$ 218.37
Busti	\$ 2,460.00	\$ 1,245.79
Carroll	\$ 633.54	\$ 320.84
Charlotte	\$ 856.15	\$ 433.57
Chautauqua	\$ 1,762.17	\$ 892.40
Cherry Crk.	\$ 292.18	\$ 147.97
Clymer	\$ 845.39	\$ 428.12
Dunkirk	\$ 365.64	\$ 185.17
Ellery	\$ 1,363.61	\$ 690.56
Ellicott	\$ 2,227.85	\$ 1,128.23
Ellington	\$ 1,041.14	\$ 527.25
French Crk.	\$ 231.49	\$ 117.23
Gerry	\$ 692.88	\$ 350.89
Hanover	\$ 1,149.23	\$ 581.99
Harmony	\$ 522.96	\$ 264.84
Kiantone	\$ 253.78	\$ 128.52
Mina	\$ 519.97	\$ 263.32
N. Harmony	\$ 534.74	\$ 270.80

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Poland	\$ 826.77	\$ 418.69
Pomfret	\$ 3,217.89	\$ 1,629.60
Portland	\$ 1,623.02	\$ 821.93
Ripley	\$ 914.19	\$ 462.96
Sheridan	\$ 914.84	\$ 463.29
Sherman	\$ 423.34	\$ 214.39
Stockton	\$ 718.67	\$ 363.95
Villanova	\$ 536.37	\$ 271.63
Westfield	\$ 1,410.35	\$ 714.23
Dnk. (City)	\$ 1,903.51	\$ 963.98
Jmstn. (City)	\$ 3,824.54	\$ 1,936.82
<u>Chaut Co</u>		
<u>Humane</u>	\$ 377.15	\$ 191.00
TOTAL	\$ 32,874.56	\$ 16,648.33

Signed: Caflisch, Barmore, Scudder, DeJoy, Gullo, Park, DeJoe, Nazzaro, Gould

RES. NO. 42-10

Authorize Cooperation Agreement with Chautauqua Lake School District

By Human Services Committee:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the County, through its Department of Health, (CCDH), Department of Probation (CCDP) and Department of Social Services (CCDSS) provides various services to the community at large; and

WHEREAS, the County and District recognize the need for accessible community based services delivered in a collaborative, systemic and holistic approach to families in need of the services provided by the County; and

WHEREAS, the Chautauqua Lake School District (District) is willing to provide appropriate space and referrals to permit County to “out station,” in a coordinated way, the services provided by its Departments; therefore be it

RESOLVED, That the County Executive is authorized to enter into a cooperation agreement with the District in furtherance of County human services programs.

Signed: Stutzman, Mueller, James, Lemon, Cornell

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RES. NO. 43-10

Establish Appropriation Accounts for Community Development Block Grant

By Human Services and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, Chautauqua County has been awarded a Community Development Block Grant (CDBG) through the Office of Community Renewal for low income homeownership and rehabilitation to increase energy-efficiency and reduce energy consumption; and

WHEREAS, it is necessary to adjust the County Department of Social Services appropriations and revenues to account for these grants; therefore be it

RESOLVED, That the Director of Finance be and hereby is authorized and directed to make the following 2010 budgetary changes:

INCREASE APPROPRIATION ACCOUNT:

A.8668.----.4 Contractual – DSS Admin - CDBG \$457,736

INCREASE REVENUE ACCOUNT:

A.8668.----.R498.9000 Federal Aid – DSS Admin – CDBG \$457,736

Signed: Stutzman, Mueller, James, Lemon, Cornell, Park, DeJoe, Nazzaro, Gould

RES. NO. 44-10

Accept ARRA (Stimulus) Grant Funding and Increase Appropriation Accounts for the Early Intervention Program

By Human Services and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the Chautauqua County Department of Health has received federal (stimulus) grant funding through the American Recovery and Reinvestment Act of 2009 (ARRA) in the amount of \$51,573 from the New York State Health Department Bureau of Early Intervention for the two-year period 10/1/2009 to 9/30/2011; and

WHEREAS, allowable use of this funding includes, but is not limited to: purchases necessary for the administration of Early Intervention Services and the implementation/conversion to the NYEIS reporting and billing system; overtime payments for EI staff or temporary staff for the NYEIS conversion; new enhancement contracts or consultant agreements; and

WHEREAS, the 2010 Chautauqua County Adopted Budget does not include any funding for the 2010 portion of these grant activities; therefore be it

RESOLVED, That the County Executive is hereby authorized to enter into agreement with the above-named grantor for funding on an annual basis for so long as the Department of Health continues to be funded by this program, with work plans and budgets to be amended and revised on a yearly basis by letters of agreement between the parties; and be it further

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RESOLVED, That the Director of Finance is hereby directed to make the following 2010 budgetary changes:

INCREASE APPROPRIATION ACCOUNTS:

A.4059.----.1	Personal Services – Early Intervention	\$ 870
A.4059.----.4	Contractual – Early Intervention	\$37,300
A.4059.----.8	Employee Benefits – Early Intervention	<u>\$ 348</u>
		\$38,518

INCREASE REVENUE ACCOUNT:

A.4059.----.R445.1ARA	Federal Aid – Early Intervention	\$38,518
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Signed: Stutzman, Mueller, James, Lemon, Cornell, Park, DeJoe, Nazzaro, Gould

RES. NO. 45-10

Accept ARRA (Stimulus) Grant Funding and Increase Appropriation Accounts for the Immunization Action Program

By Human Services and Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, the Chautauqua County Department of Health has received federal (stimulus) grant funding through the American Recovery and Reinvestment Act (ARRA - Section 317) of 2009 in the amount of \$21,476 from the New York State Health Department Bureau of Immunization for the period 10/1/2009 to 3/31/2011; and

WHEREAS, the goal of this funding is to increase the number of children and adults vaccinated against vaccine-preventable diseases; and

WHEREAS, the 2010 Chautauqua County Adopted Budget does not include any funding for the 2010 portion of these grant activities; therefore be it

RESOLVED, That the County Executive is hereby authorized to enter into agreement with the above-named grantor for funding on an annual basis for so long as the Department of Health continues to be funded by this program, with work plans and budgets to be amended and revised on a yearly basis by letters of agreement between the parties; and be it further

RESOLVED, that the Director of Finance is hereby directed to make the following 2010 budgetary changes:

INCREASE APPROPRIATION ACCOUNTS:

A.4010.NURS.2	Equipment – Public Health Nursing	\$ 7,700
A.4010.NURS.4	Contractual – Public Health Nursing	<u>\$13,776</u>
		\$21,476

INCREASE REVENUE ACCOUNT:

A.4010.NURS.R448.9ARA	Federal Aid – Public Health	\$21,476
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Signed: Stutzman, Mueller, James, Lemon, Cornell, Park, DeJoe, Nazzaro, Gould

CHAUTAUQUA COUNTY LEGISLATURE 2/24/10

RES. NO. 46-10

Amend 2009 Budget to Adjust Accounts for Year End Reconciliation

By Audit & Control Committees:

At the Request of County Executive Gregory J. Edwards:

WHEREAS, some departments have received revenues in excess of budget; and
 WHEREAS, some expenses have exceeded initial budgetary estimates, as well as some appropriations have a surplus; and

WHEREAS, Resolutions 38-09, 93-09, 141-09, and 142-09 approved the use of a total of \$40,000 of Occupancy Tax Reserve to fund four projects; and

WHEREAS, the aforementioned resolutions did not include the account data necessary to amend the budget; therefore be it

RESOLVED, That Occupancy Tax Reserves and ESP Fund Balance are appropriated as follows:

INCREASE THE USE OF OCCUPANCY TAX RESERVE:

A.----.----883.0000	Reserve for Occupancy Tax	\$40,000
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INCREASE THE USE OF FUND BALANCE:

ESP.----.----909.0000	Fund Balance	\$26,385
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; and be it further

RESOLVED, That the Director of Finance is hereby authorized and directed to make the following changes to the 2009 budget:

INCREASE APPROPRIATION ACCOUNTS:

A.1010.----.1	Personal Services - Legislative Board	\$1,282
A.1162.1120.4	Contractual - Assigned Counsel	169,187
A.1162.1145.5	Fixed Contractual - Surrogate Court	1,557
A.1165.----.4	Contractual - District Attorney	25,433
A.1165.1169.5	Fixed Contractual - Crime Victims	42
A.1170.----.5	Fixed Contractual - Public Defender	751
A.1170.1172.1	Personal Services - Aid to Defense	120
A.1170.1174.1	Personal Services - Alt to Incarceration	517
A.1185.----.4	Contractual - Med Examiners & Coroners	18,714
A.1185.----.8	Employee Benefits - Med Examiners & Coroners	2,202
A.1230.----.8	Employee Benefits - County Executive	119
A.1310.----.4	Contractual - Department of Finance	46,187
A.1330.----.1	Personal Services - Real Property Tax	10,715
A.1330.----.4	Contractual - Real Property Tax	2,605
A.1330.----.5	Fixed Contractual - Real Property Tax	15,354
A.1362.----.4	Contractual - Tax Advertising & Expense	299
A.1364.----.4	Contractual - Exp: Prop Acquired - Tax	10,115
A.1410.----.5	Fixed Contractual - County Clerk	708
A.1410.1411.1	Personal Services - Motor Vehicles	5,273
A.1420.----.1	Personal Services - County Attorney	6,456
A.1420.----.4	Contractual - County Attorney	1,709
A.1430.----.5	Fixed Contractual - Human Resources	2,867

CHAUTAUQUA COUNTY LEGISLATURE 2/24/10

A.1440.----.1	Personal Services - Engineers	9,875
A.1450.----.1	Personal Services - Board of Elections	11,174
A.1450.----.2	Equipment - Board of Elections	4,999
A.1450.----.5	Fixed Contractual - Board of Elections	19,486
A.1610.----.1	Personal Services - Office Services	408
A.1620.----.1	Personal services - Buildings & Grounds	23,882
A.1620.----.4	Contractual - Buildings & Grounds	4,752
A.1620.5020.4	Contractual - Hall R Clothier Building	2,703
A.1620.5050.4	Contractual - Ice Cream Shop	154
A.1620.5060.4	Contractual - Gerace Office Building	44,751
A.1620.5070.4	Contractual - Mayville Municipal Bldg	13,425
A.1620.5070.5	Fixed Contractual - MMB	18,521
A.1620.5080.4	Contractual - Jail Addition	5,607
A.1620.6060.4	Contractual - Liberty Square	1,868
A.1620.6080.4	Contractual - North Co Office Building	5,275
A.1620.7010.4	Contractual - South Co Office Building	15,415
A.1650.----.2	Equipment - Communications	2,917
A.1650.----.4	Contractual - Communications	4,655
A.1650.----.5	Fixed Contractual - Communications	385
A.1670.----.4	Contractual - Print Shop	6,118
A.1680.----.4	Contractual - Information Technology	261
A.1710.----.1	Personal Services - Insurance Administration	4,294
A.1989.----.4	Contractual - Tax Rolls Maint & Process	16,885
A.1989.----.5	Fixed Contractual - Tax Rolls Maint & Process	7,404
A.2490.----.4	Contractual - Community College Tuition	715,190
A.2960.TUIT.4	Contractual - Ed: Handicapped Children, Tuition	663,853
A.3010.----.1	Personal Services - Emergency Services	9,071
A.3010.----.2	Equipment - Emergency Services	4,439
A.3010.----.4	Contractual - Emergency Services	46,105
A.3020.DISP.1	Personal Services - Consolidated Dispatching	7,898
A.3020.TECH.2	Equipment - Technical Services	2,700
A.3020.TECH.4	Contractual - Technical Services	10,854
A.3020.W911.2	Equipment - E911 Wireless	1,490
A.3020.W911.3	Depreciable Equipment - E911 Wireless	70
A.3110.----.1	Personal Services - Sheriff	177,395
A.3110.----.3	Depreciable Equipment - Sheriff	29,762
A.3110.3114.1	Personal Services - Pistol Permit	2,195
A.3110.3114.5	Fixed Contractual - Pistol Permit	342
A.3110.3114.8	Employee Benefits - Pistol Permit	611
A.3110.3118.1	Personal Services - Juvenile Aid	14,047
A.3110.3118.8	Employee Benefits - Juvenile Aid	658
A.3140.----.5	Fixed Contractual - Probation	1,049
A.3150.----.1	Personal Services - Jail	492,212
A.3189.3111.1	Personal Services - Navigation	4,393
A.3189.3111.8	Employee Benefits - Navigation	1,701
A.3189.3112.1	Personal Services - Snowmobile	1,295
A.3189.MEDI.1	Personal Services - Medi-Vac	21,412
A.3189.MEDI.4	Contractual - Medi-Vac	30,248
A.3310.----.1	Personal Services - Traffic Safety Enforcement	4,320
A.3310.----.8	Employee Benefits - Traffic Safety Enforcement	463

CHAUTAUQUA COUNTY LEGISLATURE 2/24/10

A.3315.----.1	Personal Services - Stop DWI	193
A.3315.VICT.4	Contractual - Victim Impact Panel	674
A.3410.----.4	Contractual - Basic Fire Academy	14,555
A.3410.----.8	Employee Benefits - Basic Fire Academy	493
A.3625.----.4	Contractual - Technical Rescue	2,229
A.3640.----.1	Personal Services - Hazardous Materials	102
A.3640.----.2	Equipment - Hazardous Materials	396
A.3640.----.8	Employee Benefits - Hazardous Materials	28
A.3989.----.1	Personal Services - Emergency Medical Service	15,615
A.3989.----.8	Employee Benefits - Emergency Medical Service	2,849
	Depreciable Equipment - Public Health	
A.4010.----.3	Administration	13,185
A.4010.HE.5	Fixed Contractual - Health Education	2,066
A.4010.NURS.5	Fixed Contractual - Nursing	4,103
A.4017.MOMS.5	Fixed Contractual - Medicaid Obstet/Maternal	184
A.4035.----.5	Fixed Contractual - Family Health/Plan Services	382
A.4042.----.4	Contractual - Rabies Control	4,596
A.4059.----.4	Contractual - Early Intervention Program	169,366
A.4059.----.5	Fixed Contractual - Early Intervention Program	1,198
A.4070.----.4	Contractual - TB Testing	774
A.4090.----.1	Personal Services - Environmental Health	2,459
A.4189.HIV.4	Contractual - HIV Testing	544
A.4189.LEAD.4	Contractual - Lead Testing	2,689
A.4230.3113.4	Contractual - So Tier Drug Task Force	226,000
A.4320.----.3	Depreciable Equipment - Mental Hygiene	6,675
A.4322.----.4	Contractual - Mental Hygiene Law	14,900
A.5630.5625.1	Personal Services - CARTS	1,798
A.5630.5631.4	Contractual - SUNY	20,622
A.5630.MED.4	Contractual - CARTS/Medicaid	24,241
A.5630.MED.8	Employee Benefits - CARTS/Medicaid	209
A.6109.----.4	Contractual - Family Assistance	1,219,257
A.6119.----.4	Contractual - Child Care (Foster/Inst)	175,696
A.6129.----.4	Contractual - State Training School	595,317
A.6140.----.4	Contractual - Safety Net	280,261
A.6141.----.1	Personal Services - HEAP	15,307
A.6141.----.8	Employee Benefits - HEAP	2,897
A.6420.----.1	Personal Services - Promotion of Industry	430
A.6420.----.5	Fixed Contractual - Promotion of Industry	128
A.6420.TOUR.4	Contractual - Promotion of Industry, Tourism	40,000
A.6610.----.1	Personal Services - Weights & Measures	1,330
A.7020.----.4	Contractual - Youth Bureau	12,402
A.7110.----.1	Personal Services - Parks	3,329
A.7110.----.8	Employee Benefits - Parks	490
A.7510.----.5	Fixed Contractual - Historian	146
A.8020.----.5	Fixed Contractual - Planning	236
A.8020.----.8	Employee Benefits - Planning	4,544
A.8020.8746.4	Contractual - Lake Gauge & Telephone	72
A.8020.GIS.4	Contractual - Geographical Info System	19,879
A.8020.GIS.8	Employee Benefits - Geographical Info System	43
A.8730.----.4	Contractual - Forestry	3,492

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A.9950.----.9	Interfund Transfers - Transfer to Capital	39,971
CS.1710.----.4	Contractual - Insurance Administration	110,446
D.5010.----.1	Personal Services - Administration	32,759
D.5010.----.5	Fixed Contractual - Administration	3,061
D.5110.----.1	Personal Services - Maintenance of Roads	29,245
D.5110.----.4	Contractual - Maintenance of Roads	122,129
DM.5130.----.2	Equipment - Road Machinery	3,499
DM.5130.----.5	Fixed Contractual - Road Machinery	440
EL.8160.6000.4	Contractual - Closed Landfills	5,000
EL.8160.7000.1	Personal Services - Recycling	17,000
EL.8160.7000.4	Contractual - Recycling	13,000
EL.8160.7000.8	Employee Benefits - Recycling	10,000
ESN.8110.8112.1	Personal Services - Administration	226
ESN.8110.8112.4	Contractual - Administration	1,275
ESN.8110.8112.5	Fixed Contractual - Administration	2,955
ESN.8120.8122.1	Personal Services - Sanitary Sewers	4,221
ESN.8130.8132.1	Personal Services - Sewage Treatment	1,555
ESP.8110.8114.4	Contractual - Administration	1,753
ESP.8110.8114.5	Fixed Contractual - Administration	3,973
ESP.8120.8124.4	Contractual - Sanitary Sewers	20,866
ESP.8130.8134.4	Contractual - Sewage Treatment	7,293
ESS.8110.----.2	Equipment - Administration	265
M.1930.----.8	Employee Benefits - Judgments & Claims	3,031
M.1930.HMO.4	Contractual - Alternative Plans - HMO	<u>140,815</u>
	Total	\$6,274,358

DECREASE APPROPRIATION ACCOUNTS:

A.1010.----.8	Employee Benefits - Legislative Board	\$1,282
A.1162.1135.5	Fixed Contractual - Supreme Court	1,557
A.1165.----.8	Employee Benefits - District Attorney	25,433
A.1165.1169.4	Contractual - Crime Victims	42
A.1170.----.1	Personal Services - Public Defender	21,145
A.1170.----.4	Contractual - Public Defender	16,094
A.1170.----.8	Employee Benefits - Public Defender	14,145
A.1170.1172.8	Employee Benefits - Aid to Defense	1,958
A.1170.1174.8	Employee Benefits - Alt to Incarceration	2,968
A.1185.----.1	Personal Services - Med Examiners & Coroners	6,020
A.1185.----.5	Fixed Contractual - Med Examiners & Coroners	238
A.1230.----.1	Personal Services - County Executive	119
A.1310.----.8	Employee Benefits - Department of Finance	46,187
A.1362.----.5	Fixed Contractual - Tax Advertising & Expense	17,509
A.1364.----.4	Contractual - Exp: Prop Acquired - Tax	394
A.1366.----.4	Contractual - Tax Sales Certificates	386,246
A.1410.----.4	Contractual - County Clerk	708
A.1410.1411.8	Employee Benefits - County Clerk	5,273
A.1420.----.5	Fixed Contractual - County Attorney	8,165
A.1430.----.4	Contractual - Human Resources	2,867
A.1440.----.8	Employee Benefits - Engineers	13,650
A.1450.----.4	Contractual - Board of Elections	35,657
A.1610.----.4	Contractual - Office Services	408

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A.1610.----.8	Employee Benefits - Office Services	6,068
A.1620.----.5	Fixed Contractual - Buildings & Grounds	4,752
A.1620.----.8	Employee Benefits - Buildings & Grounds	53,582
A.1620.5020.5	Fixed Contractual - Hall R Clothier Building	2,703
A.1620.5030.4	Contractual - Court House	37,982
A.1620.5030.5	Fixed Contractual - Court House	3,193
A.1620.5040.4	Contractual - Palmer Bldg	5,512
A.1620.5060.5	Fixed Contractual - Gerace Office Building	6,980
A.1620.8060.4	Contractual - Ag Center	21,649
A.1650.----.8	Employee Benefits - Communications	1,889
A.1670.----.1	Personal Services - Print Shop	1,231
A.1670.----.8	Employee Benefits - Print Shop	1,738
A.1680.----.5	Fixed Contractual - Information Technology	261
A.1710.----.4	Contractual - Insurance Administration	4,294
A.1990.----.4	Contractual - Contingent Account	300,000
A.3010.----.3	Depreciable Equipment - Emergency Services	3,158
A.3010.----.5	Fixed Contractual - Emergency Services	1,579
A.3010.----.8	Employee Benefits - Emergency Services	4,207
A.3020.DISP.8	Employee Benefits - Consolidated Dispatching	7,898
A.3020.TECH.1	Personal Services - Technical Services	13,554
A.3020.W911.4	Contractual - E911 Wireless	1,560
A.3110.----.3	Depreciable Equipment - Sheriff	3,927
A.3110.----.4	Contractual - Sheriff	215,467
A.3110.----.5	Fixed Contractual - Sheriff	4,333
A.3110.----.8	Employee Benefits - Sheriff	61,609
A.3110.3114.4	Contractual - Pistol Permit	15,692
A.3110.3118.4	Contractual - Juvenile Aid	2,093
A.3140.----.4	Contractual - Probation	1,049
A.3150.----.4	Contractual - Jail	190,171
A.3150.----.5	Fixed Contractual - Jail	5,433
A.3150.----.8	Employee Benefits - Jail	69,428
A.3189.3111.4	Contractual - Navigation	19,917
A.3189.3111.5	Fixed Contractual - Navigation	2,577
A.3189.3112.4	Contractual - Snowmobile	669
A.3189.3112.8	Employee Benefits - Snowmobile	601
A.3189.MEDI.5	Fixed Contractual - Medi-Vac	13,097
A.3315.----.8	Employee Benefits - Stop DWI	193
A.3315.VICT.5	Fixed Contractual - Victim Impact Panel	674
A.3640.----.5	Fixed Contractual - Hazardous Materials	526
A.3989.----.4	Contractual - Emergency Medical Service	31,826
A.3989.----.5	Fixed Contractual - Emergency Medical Service	2,218
A.4010.----.2	Equipment - Public Health Administration	15,251
A.4010.NURS.4	Contractual - Nursing	4,103
A.4017.MOMS.4	Contractual - Medicaid Obstet/Maternal	184
A.4035.----.4	Contractual - Family Health/Plan Services	382
A.4059.----.1	Personal Services - Early Intervention Program	24,919
A.4059.----.8	Employee Benefits - Early Intervention Program	16,954
A.4070.----.1	Personal Services - TB Testing	774
A.4090.----.4	Contractual - Environmental Health	2,459
A.4189.HIV.5	Fixed Contractual - HIV Testing	544

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A.4189.LEAD.1	Personal Services - Lead Testing	2,000
A.4189.LEAD.3	Depreciable Equipment - Lead Testing	689
A.4230.3113.1	Personal Services - So Tier Drug Task Force	53,508
A.4320.----.2	Equipment - Mental Hygiene	6,675
A.5630.5625.5	Fixed Contractual - CARTS	16,871
A.5630.5625.8	Employee Benefits - CARTS	1,798
A.5630.MED.1	Personal Services - CARTS/Medicaid	6,048
A.5630.MED.5	Fixed Contractual - CARTS/Medicaid	1,531
A.6010.----.4	Contractual - Social Services Admin	581,509
A.6055.----.4	Contractual - Day Care	1,284,499
A.6100.----.4	Contractual - Medicaid	902,860
A.6141.----.4	Contractual - HEAP	18,204
A.6420.----.4	Contractual - Promotion of Industry	558
A.6610.----.8	Employee Benefits - Weights & Measures	1,330
A.7020.----.1	Personal Services - Youth Bureau	12,402
A.7110.----.4	Contractual - Parks	1,609
A.7110.----.5	Fixed Contractual - Parks	1,927
A.7510.----.8	Employee Benefits - Historian	146
A.8020.----.4	Contractual - Planning	24,774
CS.1930.----.4	Contractual - Judgments & Claims	110,446
D.5010.----.4	Contractual - Administration	35,820
D.5110.----.8	Employee Benefits - Maintenance of Roads	111,951
D.5142.----.1	Personal Services - Snow Removal	39,423
DM.5130.----.4	Contractual - Road Machinery	3,939
EL.8160.1000.4	Contractual - Landfill	50,000
ESN.8120.8122.4	Contractual - Sanitary Sewers	8,676
ESN.8130.8132.4	Contractual - Sewage Treatment	1,555
ESP.9730.9734.6	Principal - PPDS Debt Service	7,500
ESS.8110.----.4	Contractual - Administration	265
M.1930.----.4	Contractual - Judgments & Claims	<u>143,846</u>
	Total	\$5,231,284

INCREASE REVENUE ACCOUNTS:

A.1366.----.R100.1TSC	Tax Sale Certificates	\$517,047
A.1670.----.R221.0002	Shared Services - Printing	3,149
A.3010.----.R430.5006	Fed. Aid: FEMA - 1857-DR-NY	92,339
A.3110.----.R151.0000	Fees: Sheriff	10,467
A.3110.----.R265.5000	Minor Sales	59,308
A.3110.----.R330.5006	State Aid: SEMO - 1857 DR-NY	3,097
A.3110.----.R430.5006	Fed. Aid: FEMA - 1857 - DR-NY	18,587
A.3189.MEDI.R158.9001	Other PS Inc: Medi-Vac	79,798
A.3310.----.R438.9000	Fed. Aid: Other Public Safety	4,783
A.4230.3113.R332.4000	State Aid: Drug Control Programs	172,492
A.5630.5631.R358.9000	State Aid: SUNY	<u>20,622</u>
	Total	\$981,689

INCREASE CAPITAL APPROPRIATION ACCOUNT:

H.3410.614.4	Contractual - Emergency Services Center	\$39,971
EL.8160.022.4	Contractual - Env - Vehicle & Equip Purchases	<u>5,000</u>
	Total	\$44,971

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INCREASE CAPITAL REVENUE ACCOUNT:

H.3410.614.R503.1000	Interfund Transfer	\$39,971
	Total	\$39,971

Signed: Park, DeJoe, Nazzaro, Gould

RES. NO. 47-10

Resolution in Opposition to the Assessment Imposed by New York State on Local IDAs as a Means to Help Close the State's Budget Deficit

By Planning & Economic Development Committee:

At the Request of County Executive Gregory J. Edwards, Legislators Heenan, Kindberg, Borrello, Tarbrake, Park

WHEREAS, the primary mission of local Industrial Development Agencies (IDAs) is the creation and retention of jobs for New York's residents, through innovative, locally-driven and developed programs to make counties and local communities better places in which to invest, grow productive business enterprises and create better business atmospheres to generate new economic activity, job creation and tax revenue producers; and

WHEREAS, the 2009-2010 State budget contained a statewide "cost recovery" assessment of \$5 million to "reimburse to New York State and allocable share of state governmental costs attributable to the provisions of services to industrial development agencies;" and

WHEREAS, the State Department of Taxation and Finance has sent assessment letters to IDAs in the state, for amounts corresponding to approximately 4.7% of the gross revenue received by an IDA in the 2008 calendar year, payable by March 31, 2010, which in the case of the County of Chautauqua Industrial Development Agency (CCIDA) is in the amount of \$90,363; and

WHEREAS, the assessments received by local IDAs were received long after local IDAs' budgets were developed and implemented, without the inclusion of this new unanticipated assessment in their adopted budgets; and

WHEREAS, the revenue received by IDAs subject to this assessment may include payments in lieu of taxes collected for local governments and school districts, state and federal grants, loan repayments on revolving loans, interest earned on revolving loan funds, tenant reimbursement of utility payments made by IDAs on behalf of tenants, and local taxpayer funded appropriations (In Chautauqua County it includes: promotion of the County, funding for the Business Permit Center and the Small Business Development Center at JCC); and

WHEREAS, imposing a state gross receipts assessment on revenues from 2008 that include tax generated resources from the state and federal government is redundant, punitive and will lead to these resources and those appropriated by counties for local job creation to be used instead to help bail out the State during its time of financial crisis; now therefore be it

CHAUTAUQUA COUNTY LEGISLATURE 2/24/10

RESOLVED, That the Chautauqua County Legislature strongly opposes the imposition of the new tax on the gross revenues of local Industrial Development Agencies as a means to help eliminate the state budget deficit, and calls upon the Governor and the State Legislature to repeal this assessment which will take local resources that could better be used to create jobs in our communities in this time of economic crisis; and be it further

RESOLVED, That the County's Department of Planning and Economic Development is directed to assist CCIDA in documenting the negative impacts of this new assessment on the County of Chautauqua and its economic development efforts; and be it further

RESOLVED, That the Clerk of the County Legislature is authorized and directed to send certified copies of this resolution to Governor David A. Paterson, the New York State Legislature Leadership, Senator Catharine Young, Assemblyman Parment, Assemblyman Giglio, the New York State Development Council (NYSEDC), and the New York State Association of Counties (NYSAC).

Signed: Heenan, Kindberg, Borrello, Tarbrake, Park

RES. NO. 48-10

Approving Transfer of Tax Foreclosure Property to Stephen P. Zanghi and Patricia L. Zanghi

At the Request of Administrative Services Committee:

WHEREAS, the County acquired via tax foreclosure a property in the Village of Westfield located at 3 Bell Parkway and further identified as Section 193.17, Block 4, Lot 72 on the Chautauqua County tax map; and

WHEREAS, at the request of the County Legislature's Administrative Services Committee, the County advertised for sealed bids for purchase of the aforementioned property and four (4) bids were received; and

WHEREAS, after review of all of the bids, the County Legislature's Administrative Services Committee determined that the bid of Stephen P. Zanghi was the most advantageous to the County because it was the highest bid and Mr. Zanghi stated his intent to rehabilitate the structure and return it to residential housing; therefore be it

RESOLVED, That pursuant to Section 1166 of the New York State Real Property Tax Law, the County Executive is hereby authorized and empowered to convey by quitclaim deed to Stephen P. Zanghi and Patricia L. Zanghi, 32 Oak Street, Westfield, New York 14787, the tax foreclosure parcel in the Village of Westfield located at 3 Bell Parkway and further identified as Section 193.17, Block 4, Lot 72 on the Chautauqua County tax map, for the purchase price of \$11,000.00 with taxes to be pro-rated between the parties and all recording charges to be the responsibility of the purchaser.

Signed: Barmore, Scudder, Gullo, DeJoy, Caflich