



# CATTARAUGUS COUNTY

John R. Searles, County Administrator

303 Court Street  
Little Valley, New York 14755

(716) 938-2577 Fax (716) 938-2760

The Legislature of Cattaraugus County will meet in adjourned session at the County Center, Little Valley, New York, on **Wednesday, October 14, 2015** for the transaction of such business as may properly come before the meeting.

Contingent Fund Balance: \$128,067

3:00 p.m.      CALL TO ORDER  
                    ROLL CALL  
                    INVOCATION  
                    MINUTES OF PREVIOUS MEETING  
                    COMMUNICATIONS  
                    PRIVILEGE OF THE FLOOR

- *Public Hearing – Local Law Number 9-2015*
- *Presentation – Erie County Representative re: Ban on Microbeads*

                    RESOLUTIONS READY FOR ACTION  
                    RESOLUTIONS – IMMEDIATE CONSIDERATION  
                    UNFINISHED BUSINESS  
                    ADJOURNMENT

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**ACT NO.**

**RESOLUTIONS NOT READY FOR ACTION**

495-15      Mr. Marsh  
                    LOCAL LAW NUMBER 10-2015 – A LOCAL LAW CONTINUING THE CATTARAUGUS  
                    COUNTY HOTEL AND MOTEL TAX  
                    Approved by 9 Finance 6 Development & Agriculture

**RESOLUTIONS READY FOR ACTION**

463-15      Mr. Sprague and Mrs. Labuhn  
                    LOCAL LAW NUMBER 9-2015 – A LOCAL LAW PROHIBITING THE SALE OF PERSONAL  
                    CARE PRODUCTS CONTAINING MICROBEADS IN CATTARAUGUS COUNTY  
                    Approved by 8 Finance and 5 Human Services  
                    ***Additional sponsors: Mrs. Stockman, Ms. Vickman and Mr. Padlo***

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469-15      Mr. Weller and Mr. Koch  
                    AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE INDUSTRIES  
                    FOR THE DISABLED FOR OLEAN OFFICE FACILITY JANITORIAL SERVICES  
                    ***Additional sponsors: Mr. Klancer, Mr. Teachman and Mr. Lamberson***  
                    Approved by 9 Finance and 6 Public Works

470-15      Mr. Murphy  
                    AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NYS DIVISION OF CRIMINAL  
                    JUSTICE SERVICES FOR CRIME PREVENTION AND REDUCTION STRATEGIES PROGRAMS  
                    Approved by 9 Finance and 7 Public Safety

- 471-15 Mr. Murphy  
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR 2016 STATE HOMELAND SECURITY PROGRAM GRANT AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Sheriff's Office)  
Approved by 9 Finance and 7 Public Safety
- 472-15 Mr. Murphy  
AUTHORIZING THE SHERIFF TO EXECUTE CONTRACTS WITH VARIOUS TOW COMPANIES FOR TOWING SERVICES  
Approved by 9 Finance and 7 Public Safety
- 473-15 Mr. Murphy and Mr. Snyder, Sr.  
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR INDIGENT LEGAL SERVICES FUNDING AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (June 1, 2015 – May 31, 2017 Grant Round 4)  
Approved by 9 Finance, 7 Public Safety and 5 Labor Relations
- 474-15 Mr. Murphy and Mr. Snyder, Sr.  
AUTHORIZING PLAN FOR DISBURSEMENT OF CERTAIN FUNDS RECEIVED FROM THE NEW YORK STATE INDIGENT LEGAL SERVICES FUND (ILSF) (June 1, 2014 – May 31, 2017 Grant Round 4)  
Approved by 9 Finance, 7 Public Safety and 5 Labor Relations
- 475-15 Mr. Murphy and Mr. Snyder, Sr.  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH THE LEGAL AID BUREAU OF BUFFALO, INC. FOR INDIGENT CRIMINAL APPELLATE DEFENSE SERVICES  
**AMENDED: in the 1<sup>st</sup> Whereas, delete "25", replace with "24"**  
Approved by 9 Finance and 7 Public Safety
- 476-15 Mr. VanRensselaer and Mr. Boser  
AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATION AND CONTRACT WITH DEFENSE LOGISTICS AGENCY FOR PROCUREMENT TECHNICAL ASSISTANCE PROGRAM  
Approved by 9 Finance and 7 Development & Agriculture
- 477-15 Mr. VanRensselaer and Mr. Boser  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH LAMAR COMPANIES FOR ADVERTISING SERVICES ON DIGITAL AND VINYL BILLBOARDS  
Approved by 9 Finance and 7 Development & Agriculture
- 478-15 Ms. Edstrom and Mrs. Stockman  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH JAMESTOWN COMMUNITY COLLEGE FOR STAFF DEVELOPMENT AND TRAINING COORDINATOR SERVICES  
**Additional sponsor: Mr. Lamberson**  
Approved by 9 Finance and 7 Human Services

- 479-15 Ms. Edstrom and Mrs. Stockman  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH DENISE SCHALLER FOR  
CUSTOMER SERVICE TRAINING FOR DEPARTMENT OF SOCIAL SERVICES  
Approved by 9 Finance and 7 Human Services
- 480-15 Ms. Edstrom and Mrs. Stockman  
AMENDING ACT 404-2015 REGARDING CONTRACT WITH WIDER OPPORTUNITIES FOR  
GREATER OLEAN, INC. FOR DEPARTMENT OF SOCIAL SERVICES TANF SERVICES GRANT  
FUNDING  
Approved by 9 Finance and 7 Human Services
- 481-15 Ms. Edstrom and Mrs. Stockman  
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH NEW YORK STATE  
DEPARTMENT OF HEALTH FOR RABIES PROGRAM REIMBURSEMENT  
Approved by 9 Finance and 7 Human Services
- 482-15 Ms. Edstrom and Mrs. Stockman  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT AMENDMENT WITH NEW YORK  
STATE DEPARTMENT OF HEALTH FOR IMMUNIZATION CONSORTIUM REIMBURSEMENT  
– COLA  
Approved by 9 Finance and 7 Human Services
- 483-15 Ms. Edstrom and Mrs. Stockman  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH STERIS FOR HEALTH  
DEPARTMENT LABORATORY AUTOCLAVE PREVENTIVE MAINTENANCE SERVICES  
Approved by 9 Finance and 7 Human Services
- 484-15 Ms. Edstrom and Mrs. Stockman  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH JAMESTOWN REHAB SERVICES,  
PT, OT, SLP, PLLC FOR HEALTH DEPARTMENT HOME HEALTH CARE PROGRAM THERAPY  
SERVICES  
Approved by 9 Finance and 7 Human Services
- 485-15 Ms. Edstrom and Mrs. Stockman  
AUTHORING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH NEW YORK STATE  
DEPARTMENT OF HEALTH FOR CHILDREN WITH SPECIAL HEALTH SERVICES NEEDS  
(CSHSN) (COLA)  
***Additional sponsor: Mr. Lamberson***  
Approved by 9 Finance and 7 Human Services
- 486-15 Ms. Edstrom and Mrs. Stockman  
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH NEW YORK STATE  
DEPARTMENT OF HEALTH FOR FAMILY PLANNING PROGRAMS  
Approved by 9 Finance and 7 Human Services

- 487-15 Mr. Felton and Ms. Vickman  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH VNA HOMECARE OPTIONS LLC  
FOR HEALTH AND LONG TERM CARE SERVICES  
**Additional sponsor: Mr. VanRensselaer**  
Approved by 9 Finance and 6 Senior Services
- 488-15 Ms. Edstrom  
AMENDING ACT 221-2015 REGARDING CONTRACT WITH ERIE 1 BOCES FOR  
CLEARTRACK COUNTY MEDICAID MODULE  
Approved by 9 Finance, 6 County Operations and 7 Human Services
- 489-15 Ms. Edstrom and Mrs. Stockman  
APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY  
SERVICES BOARD AND CATTARAUGUS COUNTY CHAPTER NYSARC, INC. AND  
CATTARAUGUS REHABILITATION CENTER, INC. FOR PROVISION OF SERVICES AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of  
Community Services)  
Approved by 7 Finance and 6 Human Services
- 490-15 Ms. Edstrom and Mrs. Stockman  
APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY  
SERVICES BOARD AND DIRECTIONS IN INDEPENDENT LIVING, INC. FOR MENTAL HEALTH  
CONSUMER ADVOCACY AND TRAINING PROGRAM AND ADJUSTING VARIOUS  
APPROPRIATION AND REVENUE ACCOUNTS (Department of Community Services)  
**Additional sponsor: Mr. Padlo**  
Approved by 9 Finance and 7 Human Services
- 491-15 Ms. Edstrom and Mrs. Stockman  
APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY  
SERVICES BOARD AND SENECA NATION OF INDIANS FOR CASE MANAGEMENT SERVICES  
FOR HOMELESS INDIVIDUALS WITH CO-OCCURRING MENTAL HEALTH AND ADDICTION  
ISSUES AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Community Services)  
Approved by 9 Finance and 7 Human Services
- 492-15 Ms. Edstrom and Mrs. Stockman  
APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY  
SERVICES BOARD AND RAJAN GULATI PHYSICIAN, P.C. FOR DEPARTMENT OF  
COMMUNITY SERVICES MEDICAL SERVICES  
**AMENDED: in the 1<sup>st</sup> Resolved, delete "January 1", replace with "October 1"**  
Approved by 9 Finance and 7 Human Services
- 493-15 Mr. Hale and Mr. Snyder, Jr.,  
GRANTING APPROVAL TO COMBINE THE TOWN OF PORTVILLE AND VILLAGE OF  
PORTVILLE VITAL STATISTIC REGISTRATION DISTRICTS  
**Additional sponsor: Mr. Padlo**  
Approved by 9 Finance and 7 County Operations

- 494-15 Mr. Marsh  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH HARBRIDGE CONSULTING GROUP, LLC FOR GASB 45 ACTUARIAL, CONSULTING AND ADMINISTRATIVE SERVICES FOR POST-RETIREMENT HEALTH CARE BENEFITS AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Department of Human Resources)  
Approved by 9 Finance and 5 Labor Relations
- 496-15 Mr. Marsh  
AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 10-2015  
Approved by 9 Finance and 7 Development & Agriculture
- 497-15 Mr. Weller and Mr. Koch  
BID ACCEPTANCE FOR EMERGENCY STREAMBANK STABILIZATION – PHASE II  
***Additional sponsor: Mr. Lamberson***  
Approved by 9 Finance and 7 Public Works
- 498-15 Mr. VanRensselaer and Mr. Boser  
AMENDING ACT 101-2015 REGARDING CONTRACTS WITH CATTARAUGUS COUNTY FEDERATION OF SNOWMOBILE CLUBS, INC. AND VARIOUS SNOWMOBILE CLUBS IN CATTARAUGUS COUNTY FOR SNOWMOBILE TRAIL GRANT PROGRAM AND ADJUSTING APPROPRIATION AND REVENUE ACCOUNTS (Department of Economic Development, Planning & Tourism)  
***Additional sponsors: Mr. Hale, Mr. Murphy and Mrs. Labuhn***  
Approved by 9 Finance and 7 Development & Agriculture

**LOCAL LAW NUMBER 9 - 2015  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW PROHIBITING THE SALE OF PERSONAL CARE PRODUCTS  
CONTAINING MICROBEADS IN CATTARAUGUS COUNTY**

SECTION 1. Legislative Findings and Intent. The Legislature hereby makes the following findings and determinations:

1.1 The Legislature hereby finds and determines that microbeads, a synthetic alternative ingredient to such natural materials as ground almonds, oatmeal and pumice, found in over one hundred personal care products, including facial cleansers, shampoos and toothpastes, pose a serious threat to Cattaraugus County's environment.

1.2 Microbeads have been documented to collect harmful pollutants, already present in the environment, and harm fish and other aquatic organisms that form the base of the aquatic food chain.

1.3 Microbeads have been found in high quantity in New York State's water bodies.

1.4 Research has indicated that the majority of these microbeads are entering bodies of water through disposal down household drains following the use of such personal care products. Without significant and costly improvements to Cattaraugus County's sewage treatment facilities, and the many private and municipal sewage treatment facilities throughout Cattaraugus County, microbeads contained in personal care products have the potential to pollute the water bodies and waterways located within Cattaraugus County.

1.5 It is the intent of the Legislature to protect and preserve the waterways located within Cattaraugus County, which are vital to the health and wellbeing of the public, as well as the protection and preservation of wildlife. The waterways within Cattaraugus County include, without limitation, the following:

- |                       |                           |                        |                                |
|-----------------------|---------------------------|------------------------|--------------------------------|
| Allegheny River       | Dodge Creek               | Lime Lake Outlet       | Red House Lake                 |
| Allen Brook           | Drakes Run                | Limestone Brook        | Rice Brook                     |
| Bailley Brook         | Dry Brook Creek           | Linlyco Lake           | Robinson Run                   |
| Barker Run            | Dry Creek                 | Little Bone Run        | Saunders Creek                 |
| Battle Creek          | Dublin Creek              | Little Conewango Creek | Sawmill Run                    |
| Bay State Brook       | East Branch Bucktooth Run | Little Indian Creek    | Science Lake                   |
| Bear Creek            | East Otto Creek           | Little Valley Creek    | Scott Branch                   |
| Beaver Lake           | Elk Creek                 | Louds Creek            | Skim Lake                      |
| Beaver Meadow Creek   | Elkins Brook              | Mansfield Creek        | Slab City Creek                |
| Beehunter Creek a/k/a |                           |                        |                                |
| Beeline Creek         | Elm Creek                 | Maples Club Pond       | Snow Brook                     |
| Big Indian Creek      | Elton Creek               | McIntosh Creek         | South Branch Cattaraugus Creek |
| Birch Run             | English Creek             | McKinstry Creek        | South Branch Sawmill Run       |
| Birch Run Pond #1     | Fay Hollow Brook          | McMurray Creek         | South Branch State Line Run    |
| Blaisdell Creek       | Five Mile Creek           | Meetinghouse Run       | State Line Run                 |
| Bolivar Brook         | Flatstone Creek           | Mill Creek             | Stephens Lake                  |
| Bone Run              | Fly Creek                 | Mill Run Brook         | Stoddard Creek                 |
| Bova Creek            | Forks Creek               | Mud Creek              | Stony Creek                    |

Boyce Run	Four Mile Creek	Moores Pond	Storrs Creek
Breeds Run	France Brook	Murray Brook	Sucker Pond
Browns Run	Franklinville Retention Pond	New Albion Lake	Sunfish Run
Allegany Reservoir	Frog Pond	Newton Run	Ten Mile Creek
Bryant Hill Creek	Gates Creek	Nichols Run	Thatcher Brook
Buttermilk Creek	Godfrey Hollow Branch	Nigh Creek	Timber Lake
Butternut Brook	Goodell Creek	Nine Mile Creek	Titus Run
Cabic Pond	Gooseneck Creek	North Branch Conewango Creek	Tunungwant Creek
Caneadea Creek	Great Valley Creek	North Branch Indian Creek	Two Mile Creek
Carrollton Run	Guernsey Run	North Branch Mill Creek	Union Valley Creek
Case Lake	Gulf Brook	North Branch Sawmill Run	Utley Brook
Cass Run	Gulf Creek	Oil Creek	Vee Pond
Cattaraugus Creek	Haines Creek	Olean Creek	Waterman Brook
Cherry Creek	Harwood Lake	Oswayo Creek	Wayman Branch
Chipmunk Creek	Haskell Creek	Paisley Park Pond	West Branch Bucktooth Run
Clear Creek	Hidden Creek	Perrysburg Conservation Club Pond	West Branch Conewango Creek
Cold Spring Creek	Holts Run	Peters Creek	West Branch Creek
Conewango Creek	Honey Brook	Phillips Brook	West Branch Four Mile Creek
Connoisarauley Creek	Hotchkiss Run	Pickup Lake	Wheeler Brook
Coon Branch	Indian Creek	Pierce Run	Whig Street Creek
Coon Creek	Irish Brook	Plum Brook	Willis Creek
County Pond A	Ischua Creek	Plum Creek	Willoughby Creek
County Pond B	Johnson Brook	Point Peter Brook	Windfall Creek
Crandall Pond	Johnson Creek	Porter Creek	Wolf Run Creek
Cricks Run	King Brook	Pratts Brook	Wrights Creek
Crystal Lake	Kings Brook	Quaker Lake	Yeager Brook
Cuba Lake Outlet	Lake Flavia	Quaker Run	
Davis Brook	Leonard Brook	Rainbow Lake	
Deer Creek	Lillibridge Creek	Rawson Creek	
Devereaux Branch	Lime Lake	Red House Brook	

**SECTION 2. Definitions.** As used in this Local Law, the following terms shall have the meanings indicated:

2.1 "Microbead" shall mean any intentionally added plastic particle measured to be five millimeters or less in size used to exfoliate or cleanse in a personal care product.

2.2 "Personal care product" shall mean any (a) article intended to be rubbed, poured, sprinkled, or sprayed on, introduced into, or otherwise applied to the human body or any part thereof for cleansing, beautifying, promoting attractiveness, or altering the appearance, including but not limited to soap, exfoliates, shampoos, toothpastes and scrubs, and (b) article intended for use as a component of any such article. The term "personal care product" shall not include any product for which a prescription is required for distribution or dispensation as provided in Section 281 of New York State Public Health Law or Section 6810 of New York State Education Law.

**SECTION 3. Restrictions on the Sale of Microbeads in Cattaraugus County.** It shall be unlawful for any person, firm, corporation, or any other entity no matter how constructed to sell, offer or expose for sale, give or furnish any personal care product which contains microbeads as defined herein.

**SECTION 4. Enforcement.**

4.1 The County of Cattaraugus through its Department of Health ("the Department") shall have sole jurisdiction to enforce the provisions of this local law.

4.2 Any person, firm, corporation, or other entity who/which violates Section 3 of this local law shall be liable for a civil penalty not to exceed two thousand five hundred dollars for each day during which such

violation continues, and in addition thereto, such person, firm, corporation, or other entity may be enjoined from continuing such violation. For a second violation, such person, firm, corporation, or other entity shall be liable for a civil penalty not to exceed five thousand dollars for each day during which such violation continues, and in addition thereto, such person, firm, corporation, or other entity may be enjoined from continuing such violation.

4.3 The Cattaraugus County Attorney may bring actions in the name of Cattaraugus County to recover the civil penalty provided by this local law and to enjoin violations of such law in any court of competent jurisdiction.

SECTION 5. Reverse Preemption. This local law shall be null and void on the day that state-wide or federal legislation goes into effect, incorporating either the same or substantially similar provisions as are contained in this law, or in the event that a pertinent state or federal administrative agency issues and promulgates regulations preempting such action by the County of Cattaraugus. The Cattaraugus County Legislature shall determine by resolution whether or not identical or substantially similar state-wide legislation has been enacted for purposes of triggering the provisions of this section.

SECTION 6. Severability. If any clause, sentence, paragraph, subdivision, section or part of this law or the application thereof to any person, individual, corporation, firm, partnership, or business shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its specific application.

SECTION 7. Effective Date. This local law shall become effective 180 days after filing with the Secretary of State.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
THE LEGAL AID BUREAU OF BUFFALO, INC. FOR  
INDIGENT CRIMINAL APPELLATE DEFENSE SERVICES**

Pursuant to Sections 450 and 722 of the County Law.

I. WHEREAS, Act 542-2012, as amended by Act 293-2015, authorized a contract with The Legal Aid Bureau of Buffalo, Inc., 237 Main Street, Suite 1602, Buffalo, New York 14203, for the provision of appellate representation for a maximum of ~~25~~ 24 persons convicted of crimes or violations in the courts of Cattaraugus County in an effort to reduce costs involved with the representation of indigent criminals in the Appellate Division, the term of which expired September 30, 2015, and

II. WHEREAS, the aforementioned services should be continued to further efforts to reduce costs associated with the defense of indigents and continue to improve the quality of services, and

III. WHEREAS, The Legal Aid Bureau of Buffalo, Inc., can provide appellate representation for a maximum of 24 cases appealed from the courts of Cattaraugus County for an amount of \$35,000.00 per year, for a total three (3) year contract amount of \$105,000.00, to be paid as invoiced, and

IV. WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned costs, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with The Legal Aid Bureau of Buffalo, Inc., for the provision of the above-described indigent appellate legal services, for a term commencing October 1, 2015 and terminating September 30, 2018, according to the above-described terms.

**APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND RAJAN GULATI PHYSICIAN, P.C. FOR DEPARTMENT OF COMMUNITY SERVICES MEDICAL SERVICES**

Pursuant to 14 NYCRR Section 587.8(d)(3) and (i) and Section 450 of the County Law.

- I. WHEREAS, Act 540-2014 authorized a contract with Rajan Gulati Physician, P.C., 45 West Main Street, Cuba, New York 14727, for the provision of medical services for the Department of Community Services, the term of which expires December 31, 2015, and
  - II. WHEREAS, the Department of Community Services would like to add 12 hours to the existing contract with Dr. Gulati, and
  - III. WHEREAS, Rajan Gulati Physician, P.C., shall provide an additional 12 hours of medical services for the Department of Community Services mental health clinic, at a rate of \$130.00 per hour of direct care for a maximum contract of 78 hours annually, plus \$50.00 per hour for travel not to exceed 12 hours annually, for a total revised contract amount not to exceed \$10,740.00, to be paid on a monthly basis as invoiced, and
  - IV. WHEREAS, this program is funded through federal, state and local funds, now, therefore, be it
- I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, between the Cattaraugus County Community Services Board and Rajan Gulati Physician, P.C., to signify the County's approval, for the provision of the above-described services, for a term commencing ~~January 1~~ **October 1**, 2015 and terminating December 31, 2015, according to the above-described terms.