



# CATTARAUGUS COUNTY

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Contingent Fund Balance: \$336,669.38

The following committees will meet on **Wednesday, August 16, 2017**, at the County Center in Little Valley, New York, at the indicated times:

Labor Relations	4:00 p.m.
Public Works	4:15 p.m.
County Operations/Public Safety	4:45 p.m.
Human Services	5:00 p.m.
Development & Agriculture	5:15 p.m.
Finance	5:45 p.m.

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- ACT NO.      PREFILED RESOLUTIONS**
- 323-17      Mr. Giardini and Mr. Helmich  
              BID ACCEPTANCE FOR SALT AND SAND PREMIX (Department of Public Works)
- 324-17      Mr. Giardini and Mr. Helmich  
              AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH TWIN TIERS OVERHEAD DOORS,  
              INC. FOR OVERHEAD DOOR REPAIR, REPLACEMENT, INSTALLATION AND PREVENTIVE  
              MAINTENANCE
- 325-17      Mr. Giardini and Mr. Helmich  
              AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH OCCUPATIONAL HEALTH  
              SERVICES, PLLC FOR DRUG AND ALCOHOL TESTING FOR COMMERCIAL MOTOR VEHICLE  
              DRIVERS (Public Works and Sheriff's Office Employees)
- 326-17      Mr. Neal and Mr. VanRensselaer  
              SALE OF TAX TITLE PROPERTY (Town of Napoli)
- 327-17      Mr. Giardini and Ms. Hastings  
              SALE OF TAX TITLE PROPERTY TO TOWN OF CARROLLTON AND WAIVING RULE 40 OF THE  
              RULES OF ORDER (Town of Carrollton)
- 328-17      Mr. Klancer, Mr. Neal and Mrs. Stockman  
              AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH NEW YORK STATE OFFICE  
              OF INDIGENT SERVICES FOR SECOND UPSTATE QUALITY IMPORVEMENT AND CASELOAD  
              REDUCTION GRANT

- 329-17 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT AND RELATED FINANCING DOCUMENTS WITH ECOLAB, INC. FOR DEPARTMENT OF AGING DISHWASHER
- 330-17 Mr. Breton and Ms. Vickman  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH LEAGUE FOR THE HANDICAPPED FOR PEDIATRIC SKILLED NURSING SERVICES
- 331-17 Ms. Vickman and Ms. Hastings  
AMENDING ACT 295-2017 REGARDING CONTRACT WITH FIELDS RESEARCH, INC. FOR DEPARTMENT OF HEALTH HH-CAHPS SURVEY
- 332-17 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH LEVANT WESLEYAN CHURCH FOR FATHERS SUPPORT/PARENTING GROUP
- 333-17 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS COMMUNITY ACTION, INC. FOR WIC NUTRITIONIST
- 334-17 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH INSTITUTE FOR HEALTHCARE IMPROVEMENT FOR SCALE INITIATIVE FUNDED THROUGH ROBERT WOOD JOHNSON FOUNDATION AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Health Department)
- 335-17 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH KATHLEEN E. EBERSOLE D/B/A KEE CONCEPTS CONSULTING FOR HEALTH DEPARTMENT SCALE INITIATIVE CONSULTANT SERVICES
- 336-17 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION PROGRAM ADMINISTRATION (EIP)
- 337-17 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES FOR EARLY INTERVENTION PROGRAM SERVICES
- 338-17 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ROBERTS WESLEYAN COLLEGE FOR EDUCATIONAL CLINICAL EXPERIENCE PROGRAMS
- 339-17 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH HEALTHY COMMUNITY ALLIANCE, INC. FOR HEALTH DEPARTMENT WOMEN INFANT AND CHILDREN (WIC) PROGRAMS

- 340-17 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH HEALTH RESEARCH, INC. FOR PUBLIC HEALTH PREPAREDNESS AND RESPONSE TO BIOTERRORISM
- 341-17 Mrs. Stockman and Ms. Vickman  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH BPAS (FORMERLY HARBRIDGE CONSULTING GROUP, LLC) FOR GASB 45 ACTUARIAL, CONSULTING AND ADMINISTRATIVE SERVICES FOR POST-RETIREMENT HEALTH CARE BENEFITS
- 342-17 Mr. Snyder, Sr. and Mrs. Labuhn  
RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO APPROVE THE PROPOSED ACTION BY COUNTY OF CATTARAUGUS INDUSTRIAL DEVELOPMENT AGENCY IN CONNECTION WITH A CERTAIN COMMERCIAL PROJECT FOR SIX SMITHS PROPERTIES LLC
- 343-17 Mr. VanRensselaer and Mr. Padlo  
AUTHORIZING APPLICATION FOR TOURISM PROMOTION AND DESIGNATING GRANT ADMINISTRATOR
- 344-17 Mr. VanRensselaer and Mr. Padlo  
AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATION AND CONTRACT WITH DEFENSE LOGISTICS AGENCY FOR PROCUREMENT TECHNICAL ASSISTANCE PROGRAM
- 345-17 Mr. Helmich, Mr. Higgins, Mr. Koch and Mrs. Labuhn  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH JAMES R. STONE FOR PROPERTY MANAGEMENT SYSTEM FOR CATTARAUGUS LAND BANK CORPORATION

<b>Cattaraugus County Legislative Committee Referrals - Prefile 8/16/17</b>						
<b>Act #</b>	<b>Finance</b>	<b>County Op's Public Safety</b>	<b>DPW</b>	<b>Human Services</b>	<b>Labor Relations</b>	<b>Develop. &amp; Agriculture</b>
323	X		X			
324	X		X			
325	X	X	X			
326	X	X				
327	X	X				
328	X	X				
329	X			X		
330	X			X		
331	X			X		
332	X			X		
333	X			X		
334	X			X		
335	X			X		
336	X			X		
337	X			X		
338	X			X		
339	X			X		
340	X			X		
341	X				X	
342	X					X
343	X					X
344	X					X
345	X					X
<b>TOTALS</b>	<b>23</b>	<b>4</b>	<b>3</b>	<b>12</b>	<b>1</b>	<b>4</b>

**BID ACCEPTANCE FOR SALT AND SAND PREMIX  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and Sections 408 and 408-a of the County Law.

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for salt and sand premix for the 2017-2018 season requirements, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the only bid received meeting specifications for salt and sand premix was the bid of Gernatt Asphalt Products, Inc., 13870 Taylor Hollow Road, Collins, New York 14034 (Benz Drive Plant, Springville, New York) as follows:

Ratio of Sand to Salt Per Ton	2016-2017 Price Per Ton Premixed Material F.O.B. Plant	2017-2018 Price Per Ton Premixed Material F.O.B. Plant
4-1	\$21.70	\$19.60
5-1	\$20.00	\$18.20
6-1	\$18.70	\$17.20
7-1	\$17.80	\$16.50
8-1	\$17.10	\$16.00
9-1	\$16.50	\$15.50
10-1	\$16.00	\$15.10

now, therefore, be it

I. RESOLVED, that the bid of Gernatt Asphalt Products, Inc., be, and the same hereby is, accepted, for a term commencing September 1, 2017 and terminating April 30, 2018, and be it further

II. RESOLVED, that the vouchers accordingly certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Three sets of specifications were sent out.

Only one bid was received.

Resolution Referred to:

- |                              |                                     |                    |                          |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/> |
| DPW                          | <input checked="" type="checkbox"/> | Develop. & Ag      | <input type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | <input type="checkbox"/>            |                    | <input type="checkbox"/> |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
TWIN TIERS OVERHEAD DOORS, INC. FOR OVERHEAD DOOR REPAIR,  
REPLACEMENT, INSTALLATION AND PREVENTIVE MAINTENANCE**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Department of Public Works has solicited proposals for overhead door repair, replacement, installation and preventive maintenance, and

II. WHEREAS, Twin Tiers Overhead Doors, Inc., 1997 Four Mile Road, Allegany, New York 14706, can provide the aforementioned services in accordance with the following rate schedule, on an as-needed basis:

<u>Labor Charges</u>	<u>Rates</u>
<b>Monday – Friday Business Hours</b>	
<i>Regular Hourly Rate</i>	
1 Overhead Door Mechanic	\$ 75.00/hour/man
1 Overhead Door Mechanic Plus 1 Apprentice	\$ 75.00/hour/man
<i>Emergency</i>	
1 Overhead Door Mechanic	\$112.50/hour/man
1 Overhead Door Mechanic Plus 1 Apprentice	\$112.50/hour/man
<b>Evening, Saturday and Sunday Work</b>	
<i>Regular Hourly Rate</i>	
1 Overhead Door Mechanic	\$112.50/hour/man
1 Overhead Door Mechanic Plus 1 Apprentice	\$112.50/hour/man
<i>Emergency</i>	
1 Overhead Door Mechanic	\$112.50/hour/man
1 Overhead Door Mechanic Plus 1 Apprentice	\$112.50/hour/man
<b>Holiday Work</b>	
<i>Regular Hourly Rate</i>	
1 Overhead Door Mechanic	\$112.50/hour/man
1 Overhead Door Mechanic Plus 1 Apprentice	\$112.50/hour/man
<i>Emergency</i>	
1 Overhead Door Mechanic	\$130.00/hour/man
1 Overhead Door Mechanic Plus 1 Apprentice	\$130.00/hour/man

Maximum Response Time required to arrive on-site after receiving service call:	8 hours
Service Charge	Per Visit \$150.00
Materials and Parts (not included in Preventive Maintenance)	% Markup 35% - 45%
Rental Equipment	% Markup 35%
Scissor Lift Use	\$200.00/trip
	Mileage \$0.56 per mile

and

III. WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned services, 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 Twin Tiers Overhead Doors, Inc., for the provision of the above-

described services, for a term commencing September 1, 2017 and terminating August 31, 2018, according to the above-described terms.

Resolution Referred to:

- |                              |                                     |                    |                          |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/> |
| DPW                          | <input checked="" type="checkbox"/> | Develop. & Ag      | <input type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/> |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
OCCUPATIONAL HEALTH SERVICES, PLLC  
FOR DRUG AND ALCOHOL TESTING FOR  
COMMERCIAL MOTOR VEHICLE DRIVERS  
(Public Works and Sheriff's Office Employees)**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 402-2014 authorized a contract with Occupational Health Services, PLLC, 167 Front Avenue, Salamanca, New York 14779, for the provision of drug and alcohol testing services for commercial motor vehicle drivers, the term of which expires August 31, 2017, and

II. WHEREAS, the County Department of Public Works has solicited proposals from eleven (11) companies for the provision of drug and alcohol testing for commercial motor vehicle drivers for the Department of Public Works, the Sheriff's Office (including deputies and correction officers), and also the Towns and Villages of Cattaraugus County, and

III. WHEREAS, the lowest proposal was received from Occupational Health Services, PLLC, as follows:

Setup Fee	\$150.00 per year
Random Drug Testing (including pre-employment)	\$ 52.00 per test
Random Alcohol Testing (including pre-employment)	\$ 26.00 per test
Mileage (on-site testing)	\$ 0.50/mile/site visit,

and

IV. WHEREAS, sufficient funds are included in the budget to cover the costs of the aforementioned services, 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 Occupational Health Services, PLLC, for the provision of the above-described services, for a term commencing September 1, 2017 and terminating August 31, 2020, according to the above-described terms.

No State Contract.

Eleven sets of specifications were sent out.

Four proposals were received.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
DPW	<input checked="" type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety			<input checked="" type="checkbox"/>



**SALE OF TAX TITLE PROPERTY  
(Town of Napoli)**

Pursuant to Section 215 of the County Law and Rule 40 of the Rules of Order of the Cattaraugus County Legislature.

- I. WHEREAS, Cattaraugus County has tax title to certain property situated in Cattaraugus County, as described below, and
- II. WHEREAS, the property has been exposed to bid at public auctions in 2016 and 2017 as required by Rule 40 of the Rules of Order of the Cattaraugus County Legislature, and
- III. WHEREAS, neither of the highest bidders nor the second highest bidders completed the purchase within thirty (30) days, and
- IV. WHEREAS, pursuant to Rule 40.15 of the Rules of Order, the County Treasurer has accepted sealed bids for the purchase of the property described below and determined the highest bid received for the property as listed below, and
- V. WHEREAS, tender by the high bidder of the total purchase price has been received by the County Treasurer, now, therefore, be it
- I. RESOLVED, that the County Treasurer be, and hereby is, authorized and directed to execute a County Treasurer’s Deed conveying the property to the following individual at the bid price listed:

**TOWN OF NAPOLI**

PARCEL TAX MAP NO.	PARCEL TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
300A	62.062-1-30	Gary Learn	4047 Erie Street Salamanca, NY 14779.	\$468.52	\$125.00

Resolution Referred to:

- |                              |                                     |                    |                          |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | <input checked="" type="checkbox"/> |                    |                          |

**SALE OF TAX TITLE PROPERTY TO TOWN OF CARROLLTON AND  
WAIVING RULE 40 OF THE RULES OF ORDER  
(Town of Carrollton)**

Pursuant to Section 215 of the County Law, Rule 33 of the Rules of Order of the Cattaraugus County Legislature, and Section 72-h of the General Municipal Law.

- I. WHEREAS, the property located in the Town of Carrollton, known as Tax Map Number 101.071-2-35, owned by Barbara Rae Backer (“Property”), appears on the County's 2015 in rem tax foreclosure list, and
- II. WHEREAS, the Property is subject to in rem foreclosure, and
- III. WHEREAS, the building on the Property is in deplorable, uninhabitable condition and the Town of Carrollton has agreed to demolish the building and return said parcel to the tax rolls, and
- IV. WHEREAS, the County Treasurer proposes to designate the Town of Carrollton to take title to the Property, and
- V. WHEREAS, the County Treasurer shall request that the County Court of Cattaraugus County enter judgment directing that the Property be conveyed to the Town of Carrollton, now, therefore, be it
- I. RESOLVED, that upon the entry of judgment as aforesaid, the County Treasurer is hereby directed to waive all delinquent taxes, fees, penalties and interest due to the County upon conveyance of the Property to the Town of Carrollton for consideration in the amount of \$1.00, and be it further
- II. RESOLVED, that Rule 40 of the Rules of Order of the Cattaraugus County Legislature is hereby waived for this sale.

Resolution Referred to:

- |                              |                                     |                    |                          |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | <input checked="" type="checkbox"/> |                    |                          |

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH  
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR  
SECOND UPSTATE QUALITY IMPROVEMENT AND CASELOAD REDUCTION GRANT**

Pursuant to Article 30 of the Executive Law and  
Article 18-B of the County Law.

I. WHEREAS, Act 431-2013 authorized the Chairman to apply for funding through the New York State Indigent Legal Services Board (ILS) for the First Upstate Quality Improvement and Caseload Reduction Grant, and

II. WHEREAS, the New York State Indigent Legal Services Board has authorized the availability of funds for counties to continue and improve effective programs funded under the ILS first Upstate Quality Improvement and Caseload Reduction Grant and develop new, innovative programs or practices to improve the delivery of indigent defense services, including reduced attorney caseloads and improved supervision of attorneys and staff, and

III. WHEREAS, this funding will provide upstate attorneys and their clients relief from excessive workloads, which is essential to improving the quality of indigent legal services in upstate New York, and

IV. WHEREAS, the intent of the aforementioned grant is to support local initiatives which address the quality of representation, including reduced attorney caseloads and improved supervision of attorneys and staff in indigent legal service provider programs, and

V. WHEREAS, it is in the best interests of Cattaraugus County to apply for the aforementioned funding, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, to apply for the above-described Second Upstate Quality Improvement and Caseload Reduction Grant through the New York State Office of Indigent Legal Services.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/>            |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input checked="" type="checkbox"/> |

**AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT AND  
RELATED FINANCING DOCUMENTS WITH ECOLAB, INC. FOR  
DEPARTMENT OF AGING DISHWASHER**

Pursuant to the Older Americans Act Title III C-1, Wellness in Nutrition  
and Sections 215 and 450 of the County Law.

I. WHEREAS, the Department of Aging is desirous of replacing the dishwasher at the Senior Wellness  
and Nutrition site in Olean, and

II. WHEREAS, Ecolab, Inc., Ecolab Center, St. Paul, Minnesota 55102, has agreed to lease a Jackson  
ES-2000 dishwasher, for an amount as follows:

Base Rate	\$ 84.82/month
Ecolab Institutional Foodservice Chemical Products,	\$100.00/month minimum

and

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

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute  
a lease agreement and related financing documents, on behalf of Cattaraugus County, with Ecolab, Inc., for the  
provision of the above-described equipment, with the option to continue from year-to-year at the same rates,  
according to the above-described terms.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
LEAGUE FOR THE HANDICAPPED FOR  
PEDIATRIC SKILLED NURSING SERVICES**

Pursuant to 450 of the County Law.

I. WHEREAS, the Youth Bureau is desirous of providing pediatric skilled nursing services for one preschool child during transport to and from school in the Gowanda Central School District, and

II. WHEREAS, the League for the Handicapped, 393 North Street, Springville, New York 14141, has personnel who can provide the aforementioned services for an amount of \$45 per one way trip, and

III. WHEREAS, the aforementioned pediatric skilled nursing services will be provided on an as-needed basis, and

IV. WHEREAS, the League for the Handicapped shall also provide periodic medical evaluations/reviews to determine whether the pediatric skilled nursing services are still necessary during transport to and from school in the Gowanda Central School District, and

V. WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned services, 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 League for the Handicapped, for the provision of the above-described services, for a term commencing April 1, 2017 and terminating June 30, 2018, according to the above-described terms, and be it further

II. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety | <input type="checkbox"/>            |                    | <input type="checkbox"/>            |

**AMENDING ACT 295-2017 REGARDING CONTRACT WITH  
FIELDS RESEARCH, INC. FOR  
DEPARTMENT OF HEALTH HH-CAHPS SURVEY**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 295-2017 authorized a contract with Fields Research, Inc., 3814 West Street, Cincinnati, Ohio 45227, for the provision of mandated patient satisfaction surveys, the term of which expires July 31, 2018, and

II. WHEREAS, Fields Research, Inc., has increased their monthly rate from \$300.00 per month to \$500.00 per month for 300 HH-CAHPS surveys, and

III. WHEREAS, Act 295-2017 should be amended to reflect the increased monthly rate, and

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

I. RESOLVED, that Act 295-2017 be, and hereby is, amended as follows: In the Fifth Whereas, delete: "\$300.00", and replace with: "\$500.00".

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH LEVANT WESLEYAN CHURCH  
FOR FATHERS SUPPORT/PARENTING GROUP**

Pursuant to Section 450 of the County Law.

- I. WHEREAS, Act 392-2016 authorized a contract with the Levant Wesleyan Church for the provision of a weekly support/parenting group for fathers who are currently working with or under the supervision of the Department of Social Services to focus on family, child and service engagement, the term of which expires August 31, 2017, and
  - II. WHEREAS, the County Department of Social Services is desirous of renewing the aforementioned contract, and
  - III. WHEREAS, the purpose of the aforementioned program is to reduce re-involvement with Child Protective Services, the Support Collection Unit and Family Court, and
  - IV. WHEREAS, the Levant Wesleyan Church, 1670 Lundquist Drive, Falconer, New York 14733, can provide a weekly two-hour support/parenting group for male residents of Cattaraugus County who are involved with the Department of Social Services through Child Protective Services, the Child Welfare Unit, Adult Protection Unit, Support Collection Unit, and as parents to youth involved in the juvenile justice/probation system by providing education, parenting services and support, and
  - V. WHEREAS, the Levant Wesleyan Church can provide the aforementioned services for a total amount not to exceed \$18,000.00, to be paid on a monthly basis, as invoiced, and
  - VI. WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Levant Wesleyan Church, for the provision of the above-described services, for a term commencing September 1, 2017 and terminating August 31, 2018, according to the above-described terms, and be it further
  - II. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further
  - III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further
  - IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |



**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS COMMUNITY ACTION, INC. FOR  
WIC NUTRITIONIST**

Pursuant to Section 3602 of the Public Health Law and  
Section 450 of the County Law.

I. WHEREAS, Act 393-2016 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of a qualified nutritionist for the County's WIC Program, the term of which expires September 30, 2017, and

II. WHEREAS, the County Health Department is desirous of continuing the aforementioned contract, and

III. WHEREAS, Cattaraugus Community Action, Inc., has agreed to provide a full-time qualified nutritionist for the County's WIC Program for an amount of \$53,237.00, to be paid on a monthly basis as invoiced, and

IV. WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned services, 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 Cattaraugus Community Action, Inc., for the provision of the above-described services, for a term commencing October 1, 2017 and terminating September 30, 2018, and be it further

II. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH  
INSTITUTE FOR HEALTHCARE IMPROVEMENT FOR SCALE INITIATIVE  
FUNDED THROUGH ROBERT WOOD JOHNSON FOUNDATION  
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Health Department)**

Pursuant to Sections 363, 366 and 450 of the County Law.

I. WHEREAS, funding is available through the Institute for Healthcare Improvement for the 100 Million Healthier Lives SCALE Program (Spreading Community Adaptation through Learning and Evaluation), and

II. WHEREAS, the purpose of the SCALE program is to provide an opportunity for communities to substantially accelerate their health improvement by equipping communities with skills and resources to unlock their potential and achieve significant results, and

III. WHEREAS, the County Health Department was awarded a grant in the amount of \$14,000.00 for the 100 Million Healthier Lives SCALE Program Communities: Regions of Solution Planning Grant for Phase I, and

IV. WHEREAS, this program is 100% funded through the aforementioned grant, and

V. WHEREAS, various appropriation and revenue accounts must be adjusted in order to accept the aforementioned grant funding, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the Institute for Healthcare Improvement, in order to apply for, and accept, the aforementioned grant funding which was provided through the Robert Wood Johnson Foundation, for a term commencing July 1, 2017 and terminating December 31, 2017, according to the above-described terms, and be it further

II. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting, and be it further

V. RESOLVED, that the County Administrator is hereby directed to make the following budgetary changes:

Increase Estimated Revenue Account:		
A.401.4015.4020.2705.29	SCALE	\$14,000.00

Increase Appropriation Accounts:

A.401.4015.4020.41603	Contracted Services	\$ 10,918.00
A.401.4015.4020.48003	Meeting Expense	\$ 998.00
A.401.4015.4020.46101	Employee Meal Reimbursement	\$ 100.00
A.401.4015.4020.46103	Employee Other Travel	\$ 1,984.00.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
KATHLEEN E. EBERSOLE D/B/A KEE CONCEPTS CONSULTING FOR  
HEALTH DEPARTMENT SCALE INITIATIVE CONSULTANT SERVICES**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 318-2015, as amended by Act 62-2017, authorized the Chairman to execute grant documents with the Institute for Healthcare Improvement funded through the Robert Wood Johnson Foundation for the SCALE Program (Spreading Community Accelerators through Learning and Evaluation), the term of which expired April 14, 2017, and

II. WHEREAS, the purpose of the SCALE program is to provide an opportunity for communities to substantially accelerate their health improvement by equipping communities with skills and resources to unlock their potential and achieve significant results, and

III. WHEREAS, the County Health Department was awarded a grant for the 100 Million Healthier Lives SCALE Program Communities: Regions of Solution Planning Grant for Phase I, and

IV. WHEREAS, the Health Department is in need of consultant services to manage the SCALE Program for the County, and

V. WHEREAS, Kathleen Ebersole, d/b/a KEE Concepts Consulting, 4877 Kortwright Road, Ashville, New York 14710, as Community Improvement Advisor, can provide the following activities, in conjunction with the SCALE Leadership Team, the local Community Improvement Champion and the Cattaraugus County Healthy Livable Communities Consortium:

- Take a leadership role in all SCALE activities including development of the SCALE Aim statement, measurable metrics and change ideas;
- Conduct a readiness assessment and incorporate this information with a needs and assets community assessment;
- Oversee the implementation of change ideas through testing and measuring of possible change ideas using rapid cycle PDSA and other testing methodologies to determine long term solutions to meet agreed upon community improvement metrics;
- Work with Leadership Team and the Consortium to identify and coach/mentor local community leaders to learn community improvement methods and to build plans for long-term sustainability of all change ideas developed and tested during the SCALE Initiative time period;
- Develop and implement reporting methods and oversee monthly reporting and sharing of data;
- Participate in evaluation activities; and
- Participate in all SCALE learning activities including CHILA events, peer mentoring sessions, monthly peer group calls, monthly individual coaching calls and any visits to "Bright Spot" communities,

and

VI. WHEREAS, Kathleen Ebersole, d/b/a KEE Concepts Consulting, shall provide the aforementioned consultant services for an amount of \$1,600.00 per month, for a total amount not to exceed \$8,000.00, which includes travel costs, to be paid as invoiced, and

VII. WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned services, 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 Kathleen Ebersole, d/b/a KEE Concepts Consulting, for the provision of the above-described consulting services, for a term commencing August 1, 2017 and terminating December 31, 2017, according to the above-described terms, and be it further

II. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
NEW YORK STATE DEPARTMENT OF HEALTH FOR  
EARLY INTERVENTION PROGRAM ADMINISTRATION (EIP)**

Pursuant to Public Law 98-8 and Section 450 of the County Law.

I. WHEREAS, the New York State Department of Health, Bureau of Child and Adolescent Health, has approved funding for a five-year contract term in the amount of \$166,885.00 to cover the period October 1, 2016 through September 30, 2021, and

II. WHEREAS, Act 558-2016 authorized the Chair to execute a contract with the New York State Department of Health and various entities for the administration of the Early Intervention Program (EIP) for the fiscal year 2016-2017, the term of which expires September 30, 2017, and

III. WHEREAS, the NYSDOH funding for the County Health Department is an amount of \$33,377.00 per year for each year of the five-year contract term to terminate September 30, 2021, and

IV. WHEREAS, yearly contracts are necessary with the New York State Department of Health in order to obtain the aforementioned funding, and

V. WHEREAS, this program is 100% federally funded (CFDA #93.069), now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with the New York State Department of Health, in order to obtain the aforementioned annual funding for the Early Intervention Program, for a term commencing October 1, 2016 and terminating September 30, 2021, according to the above-described terms, and be it further

II. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute yearly contracts, on behalf of Cattaraugus County, with the New York State Department of Health, in order to obtain the aforementioned funding, as long as the funding has been budgeted, and be it further

III. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

IV. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

V. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety | <input type="checkbox"/>            |                    | <input type="checkbox"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS  
WITH VARIOUS ENTITIES FOR EARLY INTERVENTION PROGRAM SERVICES**

Pursuant to Public Health Law Section 2559-b, Mental Hygiene Law Section 41.07  
and Section 450 of the County Law.

- I. WHEREAS, the County Health Department operates the Early Intervention Program, and
- II. WHEREAS, certain children Health Homes require early intervention program services and would like to contract with the County Health Department for the provision of such services, and
- III. WHEREAS, the County Health Department shall provide Early Intervention Program services to the following entities for an amount of \$13.75 per enrolled child per month for an amount not to exceed \$137.50 per child per month:

Hillside Family of Agencies  
7320 Snell Hill Road  
Bath, New York 14810

Cattaraugus Rehabilitation Center, Inc.  
1439 Buffalo Street  
Olean, New York 14760

Directions in Independent Living, Inc.  
512 West State Street  
Olean, New York 14760

Cattaraugus County Department of Community Services  
1 Leo Moss Drive, Suite 4308  
Olean, New York 14760,

and

- IV. WHEREAS, this program is 100% state funded, 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 above-listed entities for the provision of the above-described Early Intervention Program services, for a term commencing September 1, 2017 and terminating August 31, 2019, according to the above-described terms.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety | <input type="checkbox"/>            |                    | <input type="checkbox"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
ROBERTS WESLEYAN COLLEGE FOR  
EDUCATIONAL CLINICAL EXPERIENCE PROGRAMS**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Roberts Wesleyan College, School of Nursing, 2301 Westside Drive, Rochester, New York 14624, is desirous of implementing a field instruction program component in its Nursing Program, and

II. WHEREAS, the Department of Health is desirous of working collaboratively with the Nursing Program at Roberts Wesleyan College for training and educational clinical experience programs to nursing program students who would benefit from field placement experience in the Cattaraugus County Department of Health, and

III. WHEREAS, the Department of Health has agreed to allow the nursing program to be conducted at the Department's facilities at no cost to the County, and

IV. WHEREAS, in the event other County departments are desirous of participating in a clinical experience program with Roberts Wesleyan College, then additional contracts may be entered into pursuant to this resolution, 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 Roberts Wesleyan College, for the provision of the above-described educational clinical experience program, for a term commencing July 1, 2016 to terminate June 30, 2021, hereto, according to the above-described terms.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |



**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HEALTHY COMMUNITY ALLIANCE, INC. FOR  
HEALTH DEPARTMENT WOMEN INFANT AND CHILDREN (WIC) PROGRAMS**

Pursuant to 10 NYCRR Part 40-1 and  
Section 450 of the County Law.

I. WHEREAS, Act 358-2016 authorized a contract with Healthy Community Alliance, Inc., 26 Jamestown Street, P.O. Box 27, Gowanda, New York 14070, for the provision of the following components of the Health Department WIC program, the term of which expires September 30, 2017:

- Two (2) Breastfeeding Peer Counselors (part-time), and
- Two (2) Nutrition Program Aides,

and

II. WHEREAS, the County Health Department is desirous of continuing the services of part-time breastfeeding peer counselors and full-time nutrition program aides, and

III. WHEREAS, Healthy Community Alliance, Inc., has agreed to provide the aforementioned WIC program components, in accordance with the following:

<u>Breastfeeding Peer Counselor (two part-time)</u> *to be paid on a monthly basis, as invoiced *Approved work-related expenses will be reimbursed, including approved work-related cell phone usage *Mileage will be reimbursed at the established rate of \$0.485/mile	Total not to exceed	\$28,149.00
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<u>Nutrition Program Aide (two full-time)</u> *to be paid on a monthly basis, as invoiced *Approved work-related expenses will be reimbursed, including approved work-related cell phone usage *Mileage will be reimbursed at the established rate of \$0.485/mile	Total not to exceed	\$93,561.30
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and

IV. WHEREAS, these programs are 100% funded through the WIC Program, 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 Healthy Community Alliance, Inc., for the provision of the above-described services, for a term commencing October 1, 2017 and terminating September 30, 2018, according to the above-described terms, and be it further

II. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HEALTH RESEARCH, INC. FOR PUBLIC HEALTH  
PREPAREDNESS AND RESPONSE TO BIOTERRORISM**

Pursuant to Section 301 et seq. of the Public Health Service Act and  
Section 450 of the County Law.

I. WHEREAS, Act 189-2013 authorized a contract with Health Research, Inc., in order to accept funding in the amount of \$82,145.00 per year for the next phase of the terrorism emergency response and preparedness plan, the term of which expired June 30, 2017, and

II. WHEREAS, the County Health Department has been awarded funding through Health Research, Inc., Riverview Center, 150 Broadway, Suite 560, Menands, New York 12204, in the amount of \$79,989.00, plus reimbursables in the amount of \$15,045.00 for the period commencing July 1, 2017 and terminating June 30, 2018, and

III. WHEREAS, a contract is necessary in order to accept and receive the aforementioned funding, and

IV. WHEREAS, this program is 100% federally funded (CFDA# 93.074), 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 Health Research, Inc., in order to accept and receive the aforementioned grant funding, for a term commencing July 1, 2017 and terminating June 30, 2018, according to the above-described terms, and be it further

II. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety | <input type="checkbox"/>            |                    | <input type="checkbox"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
BPAS (FORMERLY HARBRIDGE CONSULTING GROUP, LLC) FOR  
GASB 45 ACTUARIAL, CONSULTING AND  
ADMINISTRATIVE SERVICES FOR POST-RETIREMENT HEALTH CARE BENEFITS**

Pursuant to Section 1860D-22 of the Social Security Act,  
42 CFR Section 423.880, 42 USC Section 1395w-101 and  
Section 450 of the County Law.

I. WHEREAS, Act 494-2015, as amended by Act 517-2015, authorized a contract with Harbridge Consulting Group, LLC, for the provision of GASB 45 actuarial, consulting and administrative services for post-retirement medical benefits, the term of which expired May 1, 2016, and

II. WHEREAS, the County is desirous of obtaining actuarial, consulting and administrative services for post-retirement health care benefits valuations, and

III. WHEREAS, BPAS (formerly Harbridge Consulting Group, LLC), 1387 Fairport Road, Building 700-Suite 720, Fairport, New York 14450, can provide the aforementioned services for fiscal years ending December 31, 2017 and December 31, 2018, for an amount as follows, to be paid as invoiced:

GASB 45 Full Actuarial Valuation for Fiscal Year ending December 31, 2017	\$9,000.00
GASB 75 Interim Actuarial Valuation for Fiscal Year ending December 31, 2018	\$4,000.00,

and

IV. WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned services, 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 BPAS, for the provision of the actuarial, consulting and administrative services for post-retirement health care benefits valuations services, for a term commencing January 1, 2018 and terminating December 31, 2019, according to the above-described terms.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
Labor Relations	<input checked="" type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety			<input type="checkbox"/>

**RESOLUTION AUTHORIZING THE CHAIRMAN OF THE LEGISLATURE TO APPROVE  
THE PROPOSED ACTION BY COUNTY OF CATTARAUGUS INDUSTRIAL  
DEVELOPMENT AGENCY IN CONNECTION WITH A CERTAIN COMMERCIAL PROJECT  
FOR SIX SMITHS PROPERTIES LLC**

BE IT ENACTED by the Legislature of the County of Cattaraugus, as follows:

I. WHEREAS, pursuant to Article 18-A of the General Municipal Law of the State of New York and Chapter 536 of the 1971 Laws of New York (collectively, the "Act"), the Legislature of Cattaraugus County (the "County Legislature") has heretofore appointed the members of County of Cattaraugus Industrial Development Agency (the "Agency") and has duly caused to be filed in the office of the Secretary of the State of New York the certificates required by Section 856 of the General Municipal Law of the State of New York, and

II. WHEREAS, pursuant to the Act, the Agency is authorized and empowered to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of industrial, manufacturing, warehousing, commercial, research and recreation facilities, among others, for the purpose of promoting, attracting and developing economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State of New York, to improve their prosperity and standard of living, and to prevent unemployment and economic deterioration, and

III. WHEREAS, to accomplish its stated purposes, the Agency is authorized and empowered under the Act to acquire, construct and install one or more "projects" (as defined in the Act), or to cause said projects to be acquired, constructed and installed, and to convey said projects or to lease said projects with the obligation to purchase, and

IV. WHEREAS, in June, 2017, Six Smiths Properties LLC, a New York a limited liability company (the "Company"), submitted an application (the "Application") to the Agency, a copy of which Application is on file at the office of the Agency, which Application requested that the Agency consider undertaking a project (the "Project") for the benefit of the Company, said Project consisting of the following: (A) (1) the acquisition of an interest in an approximately 0.20 acre parcel of land located at 135 and 141 Main Street (Tax ID Nos. 70.072-2-13 and 70.072-2-12, respectively) in the Town of Randolph, Cattaraugus County, New York (collectively, the "Land"), together with two (2) buildings containing in the aggregate approximately 12,000 square feet of space located thereon (collectively, the "Facility"), (2) the reconstruction, rehabilitation and renovation of the Facility and (3) the acquisition and installation therein and thereon of related fixtures, machinery, equipment and other tangible personal property (collectively, the "Equipment") (the Land, the Facility, and the Equipment being collectively referred to as the "Project Facility"); all of the foregoing to constitute apartments, laundromat and other retail space and any and all related activities; (B) the granting of certain "financial assistance" (within the meaning of Section 854(14) of the Act) with respect to the foregoing,

including potential exemptions from certain sales and use taxes, real property taxes, real property transfer taxes and mortgage recording taxes (collectively, the "Financial Assistance"); and (C) the lease (with an obligation to purchase) or sale of the Project Facility to the Company or such other person as may be designated by the Company and agreed upon by the Agency, and

V. WHEREAS, pursuant to Section 862(2)(a) of the Act, no financial assistance of the Agency shall be provided in respect of any project where facilities or property that are primarily used in making retail sales of goods or services to customers who personally visit such facilities constitute more than one-third of the total project cost, unless certain exceptions apply, one of which is that the Project is located in a highly distressed area, and

VI. WHEREAS, pursuant to Section 862(2)(c) of the Act, the Agency may not provide financial assistance to the Project unless the Agency shall, after satisfaction of the public hearing requirements of Section 859 of the Act, make a finding that undertaking the Project will serve the public purposes of the Act by preserving permanent, private sector jobs in the State or increasing the overall number of permanent, private sector jobs in the State, and

VII. WHEREAS, by resolution adopted by the members of the Agency on June 6, 2017 (the "Public Hearing Resolution"), the Agency authorized a public hearing to be held pursuant to Section 859-a of the Act with respect to the Project, and

VIII. WHEREAS, pursuant to the authorization contained in the Public Hearing Resolution, the Executive Director of the Agency (A) caused notice of a public hearing of the Agency (the "Public Hearing") pursuant to Section 859-a of the Act, to hear all persons interested in the Project and the financial assistance being contemplated by the Agency with respect to the Project, (1) to be mailed on June 19, 2017 to the chief executive officers of the county and of each city, town, village and school district in which the Project is or is to be located, (2) to be posted (a) on June 16, 2017 on a bulletin board located at the Agency Offices located at 9 East Washington Street in the Town of Ellicottville, Cattaraugus County, New York, (b) on June 19, 2017 at the Randolph Town Hall located in the Town of Randolph, Cattaraugus County, New York and (c) on the Agency's website on June 16, 2017 and (3) caused notice of the Public Hearing to be published on June 20, 2017 in the Olean Times Herald, a newspaper of general circulation available to the residents of the Town of Randolph, Cattaraugus County, New York, (B) conducted the Public Hearing on July 7, 2017 at 9:30 a.m., local time, at the Conference Room of the Randolph Town Hall located at 72 Main Street in the Town of Randolph, Cattaraugus County, New York located at 72 Main Street, and (C) prepared a report of the Public Hearing (the "Hearing Report") fairly summarizing the views presented at such Public Hearing and caused copies of said Hearing Report to be made available to the members of the Agency, and

IX. WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the "SEQR Act") and the regulations (the "Regulations") adopted pursuant thereto by the Department of Environmental Conservation of the State of New York (collectively with

the SEQR Act, "SEQR"), by resolution adopted by the members of the Agency on June 6, 2017 (the "Preliminary SEQR Resolution"), the Agency (A) determined (1) that the Project involves more than one "involved agency", and (2) that, although the Project may constitute an "unlisted action", and coordinated review and notification of other involved agencies is strictly optional with respect to the Project, the Agency wished to investigate the advisability of undertaking a coordinated review with respect to the Project and (B) authorized the Executive Director of the Agency to contact all other "involved agencies" for the purpose of ascertaining whether such "involved agencies" were interested in undertaking a coordinated review of the Project and, if so, designating a "lead agency" with respect to the Project (as such quoted terms are defined in SEQR), and

X. WHEREAS, further pursuant to SEQR, by resolution adopted by the members of the Agency on July 25, 2017 (the "Final SEQR Resolution"), Agency determined that the Project constitutes a "Type II Action" (as such quoted term is defined under SEQR), and therefore that no further action with respect to the Project was required under SEQR, and

XI. WHEREAS, by further resolution adopted by the members of the Agency on July 25, 2017 (the "Commercial Retail Finding Resolution"), the Agency (A) determined that the Project constituted a "commercial project" within the meaning of the Act, (B) found that although the Project Facility appears to constitute a project where facilities or properties that are primarily used in making the retail sales of goods or services to customers who personally visit such facilities may constitute more than one-third of the costs of the Project, the Agency is authorized to provide financial assistance in respect of the Project pursuant to Section 862(2)(a) of the Act because the Project Facility is located in census tract 9614, which is contiguous to census tract 9403, which is considered to be a distressed census tract and therefore is in a "highly distressed area", as that term is defined in Section 854(18) of the Act, (C) determined, following a review of the Hearing Report, that the Project would serve the public purposes of the Act by preserving permanent private sector jobs in the State of New York, and (D) determined that the Agency would proceed with the Project and the granting of the Financial Assistance; provided however, that no financial assistance would be provided to the Project by the Agency unless and until the County Legislature of Cattaraugus County, as chief executive officer of Cattaraugus County, New York, pursuant to Section 862(2)(c) of the Act, confirmed the proposed action of the Agency with respect to the Project, and

XII. WHEREAS, for the sole purpose of allowing the Agency to proceed with the Project, this Legislature desires to empower the Chairman of this Legislature, as the chief executive officer of Cattaraugus County, to confirm the proposed action of the Agency with respect to the Project, pursuant to Section 862(2)(c) of the Act, and

XIII. WHEREAS, Section 870 of the General Municipal Law of the State of New York specifically provides that any obligation of the Agency shall not be a debt of Cattaraugus County, New York, nor shall Cattaraugus County, New York be liable thereon, now, therefore, be it

I. RESOLVED, that, for the sole purpose of allowing the Agency to proceed with the Project and

the granting of the financial assistance described in the notice of the Public Hearing, the County Legislature hereby authorizes the Chairman of this County Legislature, as the chief executive officer of Cattaraugus County, New York, to either confirm or refuse to confirm the proposed action of the Agency with respect to the Project, pursuant to Section 862(2)(c) of the Act, and be it further

II. RESOLVED, that this resolution shall take effect immediately.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input checked="" type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety			<input type="checkbox"/>



**AUTHORIZING APPLICATION FOR TOURISM PROMOTION AND  
DESIGNATING GRANT ADMINISTRATOR**

Pursuant to Section 164 of the Economic Development Law.

I. WHEREAS, Act 423-2016 authorized an application for tourism promotion and designated the grant administrator, and

II. WHEREAS, the New York State Tourist Promotion Act provides that the Commissioner of Economic Development may, upon application, match the funds expended by tourist promotion agencies and provide other assistance to local organizations for the promotion of tourist travel, resorts, and vacation businesses of the State of New York, and

III. WHEREAS, before an application for matching funds for the promotion of tourism can be submitted, it is required that the Cattaraugus County Legislature designate a tourist promotion agency to make such application and to receive grants for the purposes specified in the law, and

IV. WHEREAS, Cattaraugus County should contribute a local share of \$70,000.00 in Fiscal Year 2017 to leverage additional funds from the New York State I Love New York Matching Funds Program, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism, is hereby authorized and directed to submit all the required applications and other documents, on behalf of Cattaraugus County, necessary for the purpose of receiving these funds, and be it further

II. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism, is hereby authorized and directed to receive grants from the State of New York for, and on behalf of, Cattaraugus County for the purposes herein specified, and be it further

III. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism is hereby designated as the administrator of these funds, and be it further

IV. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism is authorized to apply for state matching funds up to \$500,000.00 for the program year October 1, 2017 through September 30, 2018, and be it further

V. RESOLVED, that if the application for such funding is approved, then the Cattaraugus County Department of Economic Development, Planning and Tourism shall submit the grant agreement to the Legislature for approval and appropriation prior to the commencement of any work, and be it further

VI. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Commissioner of Economic Development of the State of New York and the Marketing Manager, Matching Funds, New York State Department of Economic Development, and be it further

VII. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

VIII. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IX. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input checked="" type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety			<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATION AND CONTRACT WITH DEFENSE LOGISTICS AGENCY FOR PROCUREMENT TECHNICAL ASSISTANCE PROGRAM**

Pursuant to 10 USCS Section 2411, et seq., and Section 450 of the County Law.

I. WHEREAS, Act 422-2016 authorized the Chair to execute a grant application and contract with the Defense Logistics Agency, 8725 John J. Kingman Road, Ft. Belvoir, Virginia 22060-6221, in order to secure funding for the continuation of the Procurement Technical Assistance Program and such funding was received, and

II. WHEREAS, Cattaraugus County is again eligible for funding through the Defense Logistics Agency in order to maintain the Procurement Technical Assistance Program, and

III. WHEREAS, it is estimated that the project cost will not exceed \$161,367.00, of which Cattaraugus County's cash contribution and in-kind contribution will not exceed \$41,000.00, and

IV. WHEREAS, Cattaraugus County will be responsible for the share of any third-party agency which fails to contribute its portion to the program, and

V. WHEREAS, this program is 75% federally funded (CFDA #12.002) and 25% County funded, and sufficient funds are included in the budget to cover the County's cost of the aforementioned program, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application and contract, on behalf of Cattaraugus County, with the Defense Logistics Agency in order to secure funding for the continuation of the Procurement Technical Assistance Program, and be it further

II. RESOLVED, that the Procurement Technical Assistance Program will commence January 16, 2018 and terminate January 15, 2019, and be it further

III. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

IV. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

V. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/>            |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input checked="" type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH JAMES R. STONE FOR  
PROPERTY MANAGEMENT SYSTEM FOR  
CATTARAUGUS COUNTY LAND BANK CORPORATION**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the mission of the Cattaraugus County Land Bank Corporation is to restore and build value in the community by returning underutilized properties to dynamic and productive use, preserving and creating quality housing, enhancing the quality of life within neighborhoods and encouraging private sector investment in cooperation with stakeholders who value responsible land ownership, and

II. WHEREAS, the Cattaraugus County Land Bank Corporation (Land Bank) has requested proposals for the design of a property management system for the Land Bank, and

III. WHEREAS, the property management system will be used to evaluate properties for strategic acquisition, display them for the public and serve as the central data system to be used by the Land Bank, and

IV. WHEREAS, the proposal received from James R. Stone, 14915 Lake Avenue, #3, Lakewood, Ohio 44107-1343, to design and build a web based property management system, has been selected for an amount not to exceed \$11,000.00, to be paid as invoiced, and

V. WHEREAS, the County must enter into contracts on behalf of the Land Bank, and

VI. WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned services, 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 the Cattaraugus County Land Bank Corporation, with James R. Stone, for the provision of the above-described services, for a term commencing August 1, 2017 and terminating December 31, 2017, according to the above-described terms.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/>            |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input checked="" type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |