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May 26, 2010

order by Chairman Michael T. O'Brien.

The invocation was given by Anthony Evans.

The Attendance Roll Call disclosed three Legislators absent - Mr. Murphy, Mr. Neal and Mr. Vecchiarella.

MR. TEACHMAN moved, seconded by Mr. McClune that the minutes of the May 12, 2010 session be approved. Carried.

* * * * *

COMMUNICATIONS:

Assembly Member Giglio: Letter acknowledging receipt of Act Nos. 234-2010, 257-2010 and 259-2010.

Fulton County Board of Supervisors: Resolution No. 199, Resolution Urging Governor Paterson and NYS Legislature to Delay Proposed Implementation of Ignition Interlock Provisions of Leandra's Law.

Saratoga County Board of Supervisors: Resolution 99-10, Supporting the Schoolbooks for Haiti Project and Encouraging Support by Other Counties.

Carmen A. Vecchiarella, Chairman, Finance Committee: Apportionment of Mortgage Taxes from October 1, 2009 through March 31, 2010. (See page 308).

United States Census Bureau: Letter of thanks for providing space in the County Building for training candidates to work in this area for the 2010 census.

* * * * *

APPOINTMENTS:

Memorial Museum Board

Five-Year term to expire December 31, 2012

Mary Elizabeth Dunbar
6523 Donlen Drive
Ellicottville, New York 14731
(to fill the unexpired term of Phillip Abbott)

* * * * *

CHAIRMAN O'BRIEN granted privilege of the floor to Cherianne Wold, Director, Department of Aging, who presented Pastor Vern Saile and Head Trustee Mark Wing from the Gowanda Free Methodist Church, a clock in recognition of 23 years of outstanding commitment to the senior citizens from 1987 to 2010.

CHAIRMAN O'BRIEN granted privilege of the floor to David Moshier, Director of Human Resources, who presented the Legislature with his department's annual report.

* * * * *



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Waukegan County:

which committee has charge of Apportionment of Mortgage Taxes, respectfully report that the amount to be apportioned for the six-month period from October 1, 2009 through March 31, 2010 is \$307,077.89 and recommend that the amounts opposite the names of the cities/towns be paid to the fiscal officers of that city/town, and amounts in the column headed villages, be paid to the treasurers of the respective villages.

Respectfully submitted,
Carmen A. Vecchiarella
Carmen A. Vecchiarella, Chairman
Finance Committee

APPORTIONMENT OF MORTGAGE TAXES

	ROW 1 City/Town Assessed <u>Valuation</u>	ROW 2 Double City/Town <u>Valuation</u>	ROW 3 Village Assessed <u>Valuation</u>	ROW 4 Village Percentage <u>Share</u>	ROW 5 Total Amount Mortgage Tax <u>Distributed</u>	ROW 6 Village <u>Share</u>	ROW 7 City/ Town <u>Share</u>
ALLEGANY	320,794,732	641,589,464	69,213,860	0.10787874	36,084.65	3,892.77	32,191.88
ASHFORD	76,070,239	152,140,478		0.00000000	9,721.41	0.00	9,721.41
CARROLLTON	77,594,563	155,189,126	10,355,399	0.06672761	4,732.42	315.78	4,416.64
COLD SPRING	47,180,627	94,361,254		0.00000000	1,364.59	0.00	1,364.59
CONEWANGO	33,345,394	66,690,788	3,475,070	0.05210720	1,490.64	77.67	1,412.97
DAYTON	48,246,950	96,493,900	12,566,006	0.13022591	3,818.34	497.25	3,321.09
EAST OTTO	46,203,189	92,406,378		0.00000000	4,107.78	0.00	4,107.78
ELLICOTTVILLE	552,314,523	1,104,629,046	120,275,955	0.10888357	39,821.57	4,335.91	35,485.66
FARMERSVILLE	52,683,713	105,367,426		0.00000000	2,525.17	0.00	2,525.17
FRANKLINVILLE	86,316,374	172,632,748	33,984,798	0.19686183	5,507.48	1,084.21	4,423.27
FREEDOM	5,144,252	10,288,504		0.00000000	8,905.45	0.00	8,905.45
GREAT VALLEY	3,219,579	6,439,158		0.00000000	12,360.19	0.00	12,360.19
HINSDALE	70,341,298	140,682,596		0.00000000	4,828.13	0.00	4,828.13
HUMPHREY	22,691,616	45,383,232		0.00000000	4,362.68	0.00	4,362.68
ISCHUA	3,528,225	7,056,450		0.00000000	903.35	0.00	903.35
LEON	26,756,039	53,512,078		0.00000000	3,280.53	0.00	3,280.53
LITTLE VALLEY	47,302,598	94,605,196	20,358,715	0.21519658	5,743.61	1,236.01	4,507.60
LYNDON	27,707,649	55,415,298		0.00000000	1,051.81	0.00	1,051.81
MACHIAS	86,083,140	172,166,280		0.00000000	8,807.06	0.00	8,807.06
MANSFIELD	104,931,552	209,863,104		0.00000000	9,560.33	0.00	9,560.33
NAPOLI	32,618,648	65,237,296		0.00000000	2,220.79	0.00	2,220.79
NEW ALBION	57,025,660	114,051,320	22,555,254	0.19776408	4,862.61	961.65	3,900.96
OLEAN, TOWN	83,387,083	166,774,166		0.00000000	9,118.91	0.00	9,118.91
OLEAN, CITY	494,483,269	988,966,538		0.00000000	51,105.25	0.00	51,105.25
OTTO	30,453,376	60,906,752		0.00000000	1,821.63	0.00	1,821.63
PERRYSBURG	56,163,057	112,326,114	8,046,628	0.07163631	7,206.20	516.23	6,689.97
PERSIA	58,611,335	117,222,670	41,194,994	0.35142515	6,326.24	2,223.20	4,103.04
PORTVILLE	137,351,499	274,702,998	29,122,119	0.10601311	13,024.93	1,380.81	11,644.12
E. RANDOLPH	0	0	7,560,508	0.04648772		1,021.06	0.00
RANDOLPH	81,317,252	162,634,504	37,115,264	0.22821273	21,964.14	5,012.50	15,930.58
RED HOUSE	94,411,241	188,822,482		0.00000000	17.95	0.00	17.95
SALAMANCA, TOWN	27,842,511	55,685,022		0.00000000	1,622.76	0.00	1,622.76
SALAMANCA, CITY	18,767,634	37,535,268		0.00000000	4,919.67	0.00	4,919.67
SOUTH VALLEY	29,493,981	58,987,962		0.00000000	1,280.56	0.00	1,280.56
YORKSHIRE	30,563,221	61,126,442	6,407,259	0.10481976	12,609.06	1,321.68	11,287.38
TOTALS	2,970,946,019		422,231,829		307,077.89	23,876.73	283,201.16

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Act No. 258-2010, Authorizing the Chair to
Cattaraugus Empire Zone, Inc. and Transfer of Funds
(Empire Zone), and asked that it be read.

Approved by 6 members of the Finance Committee and 4 members of the
Development and Agriculture Committee.

MR. McLARNEY moved, seconded by Mr. Ward to refer Act No. 258-2010 back
to the Finance Committee and the Development and Agriculture Committee.
Carried.

* * * * *

ACT NO. 280-2010 by Mr. Giardini
and Mr. Ellis

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
DIDONATO ASSOCIATES ENGINEERING AND
ARCHITECTURE, PC FOR ENGINEERING SERVICES FOR
ASHFORD BRIDGE NO. 24 REPLACEMENT PROJECT**

Pursuant to Section 131-b of the Highway Law and
Section 450 of the County Law.

WHEREAS, Act 566-2006 authorized a contract with DiDonato
Associates, Engineering and Architecture, P.C., 689 Main Street, Buffalo, New
York 14203, for the provision of engineering services for the Ashford Bridge
No. 24 replacement project, located on Thomas Corners Road over Buttermilk
Creek, in the Town of Ashford, BIN 3-32065-0, the term of which expired
December 31, 2007, and

WHEREAS, the aforementioned project was temporarily postponed due
to budgetary considerations, and

WHEREAS, the County Department of Public Works is desirous of
completing the aforementioned project, and

WHEREAS, DiDonato Associates, Engineering and Architecture, P.C.,
has agreed to complete the engineering services for the design portion of the
aforementioned replacement project at no additional cost to the County, now,
therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is,
authorized and directed to execute a contract extension, on behalf of
Cattaraugus County, with DiDonato Associates, Engineering and Architecture,
P.C., for the provision of the above-described services, for a term
commencing January 1, 2008 and terminating December 31, 2011, according to
the above-described terms.

Approved by 9 members of the Finance Committee and 9 members of the
Public Works Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 281-2010 by Mr. Marsh



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, Mr. Burrell, Mrs. Stockman, Teachman and Ms. Vickman¹

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AMENDING ACT 40-2010 REGARDING MODIFIED LIST OF APPROVED PROFESSIONAL ORGANIZATIONS

Pursuant to Section 203(1) of the County Law.

WHEREAS, Act 40-2010 established a modified list of approved professional organizations in which membership of various officers and employees would be beneficial to the County, and

WHEREAS, Act 40-2010 should be amended to include the following as an approved organization and authorize the payment of membership dues for the same:

American Bar Association Membership in this organization will provide the County Attorney with access to continuing education resources, and management material dealing with municipal legal issues,

now, therefore, be it

RESOLVED, that Act 40-2010 be amended as follows: In the Resolved, add the following under the County Attorney:

American Bar Association.

Approved by 9 members of the Finance Committee and 9 members of the County Operations Committee.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Mr. Burrell, Mrs. Stockman, Mr. Teachman and Ms. Vickman".

Adopted May 26, 2010 by voice vote.

ACT NO. 282-2010 by Mr. Aiello, Mr. Murphy, Mr. Neal, Mr. Teachman, Mr. Vecchiarella, Mr. Hebdon and Mr. Padlo and Mr. Burrell, Mr. Neal and Mr. Teachman¹

CREATING ONE POSITION OF SENIOR EMERGENCY SERVICES DISPATCHER IN SHERIFF'S OFFICE AND ESTABLISHING COMPENSATION FOR SAME AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Sheriff's Office)

Pursuant to Sections 204, 205, 363 and 366 of the County Law and Section 22 of the Civil Service Law.

WHEREAS, the Sheriff's Office is in need of adding an additional position of Emergency Services Dispatcher to assist in handling an increase in emergency calls, and

WHEREAS, the third shift Emergency Services Dispatchers currently work without direct supervision, and

WHEREAS, the best course of action is to provide direct oversight, guidance and direction to the third shift crew, and

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funds exist within the current budget to the creation of this new position, and position Duties Statement has been submitted to

the Cattaraugus County Civil Service Commission, which has approved and certified the title as Senior Emergency Services Dispatcher in accordance with Section 22 of the Civil Service Law, and

WHEREAS, various appropriation accounts must be adjusted, now, therefore, be it

RESOLVED, that effective immediately, there is hereby created one position of Senior Emergency Services Dispatcher to be compensated at Grade 24 (\$20.94 - \$22.76 per hour), Corrections Supervisory Bargaining Unit, and be it further

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

Decrease Appropriation Accounts:

A.3110.101	Full-Time Wages	\$26,134.00
A.3110.828	Retirement	\$ 2,953.00
A.3110.833	FICA	\$ 2,000.00
A.3110.836	Health Insurance	\$ 5,203.00
A.3110.837	Dental Insurance	\$ 30.00

Increase Appropriation Accounts:

A.3021.101	Full-Time Wages	\$26,134.00
A.3021.828	Retirement	\$ 2,953.00
A.3021.833	FICA	\$ 2,000.00
A.3021.836	Health Insurance	\$ 5,203.00
A.3021.837	Dental Insurance	\$ 30.00.

Approved by 9 members of the Finance Committee, 7 members of the Public Safety Committee and 5 members of the Labor Relations Committee.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Burrell, Mr. Neal and Mr. Teachman".

Adopted May 26, 2010 by voice vote.

ACT NO. 283-2010 by Mr. Aiello, Mr. Murphy, Mr. Neal, Mr. Teachman, Mr. Vecchiarella, Mr. Hebdon and Mr. Padlo
and Mr. Burrell and Mr. Neal¹

**ABOLISHING ONE POSITION OF CORRECTION SERGEANT AND CREATING
ONE POSITION OF DEPUTY SHERIFF LIEUTENANT IN
SHERIFF'S OFFICE AND ESTABLISHING COMPENSATION FOR SAME
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Sheriff's Office)**

Pursuant to Sections 204, 205, 363 and 366 of the County Law and Section 22 of the Civil Service Law.

WHEREAS, the Sheriff's Office is desirous of restructuring its organization which will lead to a more efficient and productive method of providing services, and



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structuring requires the abolition of a vacant
and the creation of a Deputy Sheriff Lieutenant

WHEREAS, sufficient funds exist within the current budget to cover the costs associated with the creation of this restructuring, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the title as Deputy Sheriff Lieutenant in accordance with Section 22 of the Civil Service Law, and

WHEREAS, various appropriation accounts must be adjusted, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished a vacant position of Correction Sergeant, and be it further

RESOLVED, that effective immediately, there is hereby created one position of Deputy Sheriff Lieutenant to be compensated at Grade 26 (\$23.70 - \$26.84 per hour), Supervisory Bargaining Unit, and be it further

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

Decrease Appropriation Accounts:

A.3150.101	Full-Time Wages	\$14,540.00
A.3150.828	Retirement	\$ 2,763.00
A.3150.833	FICA	\$ 1,113.00
A.3150.836	Health Insurance	\$ 3,338.00
A.3150.837	Dental Insurance	\$ 26.00

Increase Appropriation Accounts:

A.3110.101	Full-Time Wages	\$14,540.00
A.3110.828	Retirement	\$ 2,763.00
A.3110.833	FICA	\$ 1,113.00
A.3110.836	Health Insurance	\$ 3,338.00
A.3110.837	Dental Insurance	\$ 26.00.

Approved by 9 members of the Finance Committee, 7 members of the Public Safety Committee and 5 members of the Labor Relations Committee.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Burrell and Mr. Neal".

Adopted May 26, 2010 by voice vote.

ACT NO. 284-2010 by Ms. Vickman and Mr. McClune
and Mr. Aiello and Mr. Neal¹

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
HARMONY INFORMATION SYSTEMS, INC. SYNERGY SOFTWARE TECHNOLOGIES FOR
DATA COLLECTION SYSTEM FOR DEPARTMENT OF AGING AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Aging)**

Pursuant to Section 95-a of the General Municipal Law,
Sections 363 and 366 of the County Law and
Act 636-2000 of the Cattaraugus County Legislature.

WHEREAS, Act 342-2009 authorized a contract with Harmony Information Systems, Inc., Synergy Software Technologies, 25 New England

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05452, for the provision of a comprehensive federal and state requirements, the term of

WHEREAS, the County Department of Aging is desirous of renewing the aforementioned contract, and

WHEREAS, Harmony Information Systems, Inc., Synergy Software Technologies, shall continue providing the aforementioned comprehensive data collection system, technical support and training for an amount of \$6,471.67, which includes the addition of I & R package, and

WHEREAS, various appropriation accounts must be adjusted in order to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Harmony Information Systems, Inc., Synergy Software Technologies, for the provision of the above-described services, for a term commencing July 1, 2010 and terminating June 30, 2011, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

A.6774.490	Small Equipment	\$472.00
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Increase Appropriation Account:

A.6774.415	Miscellaneous	\$472.00.
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Approved by 9 members of the Finance Committee and 7 members of the Senior Services Committee.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello and Mr. Neal".

Adopted May 26, 2010 by voice vote.

ACT NO. 285-2010 by Ms. Vickman and Mr. McClune
and Mr. Aiello, Mrs. Stockman, Mr. Giardini and Mr. Sprague¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
VA HEALTHCARE NETWORK UPSTATE NEW YORK FOR SOCIAL
ADULT DAY CARE SERVICES FOR VETERANS**

Pursuant to Section 95-a of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Act 399-2009 authorized a contract with the VA Healthcare Network Upstate New York, 3495 Bailey Avenue, Buffalo, New York 14215, for the provision of social adult day care services for veteran patients, the term of which expires July 31, 2010, and

WHEREAS, the VA Healthcare Network Upstate New York is desirous of continuing the provision of social adult day care services for its veteran patients, and

WHEREAS, the County Department of Aging has agreed to provide the aforementioned social adult day care services, for an amount per day per veteran, at the Linwood Adult Day Center in *Allegany*², in accordance with the following rate schedule:



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		1/1/10 - 12/31/10 <u>Rates</u>	1/1/11 - 12/31/11 <u>Rates</u>	1/1/12 - 12/31/12 <u>Rates</u>	1/1/13 - 12/31/13 <u>Rates</u>	1/1/14 - 12/31/14 <u>Rates</u>
Half Day Program	Half Day, 3-4 hours	\$20.00	\$20.00	\$25.00	\$25.00	\$25.00
Full Day Program, first visit in work week	Full Day, 6-8 hours 8:30 a.m. to 4:30 p.m.	\$40.00	\$40.00	\$50.00	\$50.00	\$50.00
Each additional day in the same work week	Full Day, 6-8 hours 8:30 a.m. to 4:30 p.m.	\$40.00	\$40.00	\$50.00	\$50.00	\$50.00
<u>Additional Services Offered (if applicable):</u>						
<u>hair care, bathing/showering, transportation</u>						
Transportation (per one-way trip)		\$7.50	\$7.50	\$9.00	\$9.00	\$9.00

now, therefore, be it

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 VA Healthcare Network Upstate New York, for the provision of the above-described services, for a term commencing May 1, 2010 and terminating December 31, 2014, according to the above-described terms.

Approved by 9 members of the Finance Committee and 7 members of the Senior Services Committee.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Mrs. Stockman, Mr. Giardini and Mr. Sprague".

² MR. WARD moved, seconded by Mr. McClune to amend Act No. 285-2010 as follows: In the third Whereas, delete: "Olean", and replace with: "Allegany". Carried.

Adopted, as amended, May 26, 2010 by voice vote.

ACT NO. 286-2010 by Ms. Vickman and Mr. McClune
and Mr. Aiello, Mr. Neal, Mr. Teachman, Mr. Nenno and Mr. Padlo¹

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
CITY OF OLEAN FOR RENTAL OF GARGOYLE PARK FACILITIES FOR
DEPARTMENT OF AGING PROGRAM**

Pursuant to Section 95-a of the General Municipal Law,
Section 215 of the County Law and Act 636-2009 of
the Cattaraugus County Legislature.

WHEREAS, Act 371-2008 authorized a contract with the City of Olean for the rental of Gargoye Park facilities for the Department of Aging program, and

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County Department of Aging is again desirous of Gargoyles Park in the Town of Allegany, and the City of Olean has agreed to allow the County to use the facilities at Gargoyles Park for an amount of \$450, and

WHEREAS, sufficient funds are included in the 2010 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the City of Olean for the rental of the above-described space, for August 5, 2010, according to the above-described terms.

Approved by 9 members of the Finance Committee and 7 members of the Senior Services Committee.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Mr. Neal, Mr. Teachman, Mr. Nenno and Mr. Padlo".

Adopted May 2, 2010, by voice vote.

ACT NO. 287-2010 by Mr. Murphy and Mr. Teachman
and Mr. Aiello and Mr. McClune¹

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
MICHAEL ANDERSON FOR CRITICAL INCIDENT
STRESS MANAGEMENT TEAM SERVICES**

Pursuant to Section 3052 of the Public Health Law and
Act 432-2002 of the Cattaraugus County Legislature.

WHEREAS, Act 268-2009 authorized a contract with Michael Anderson, 68 Summit Street, Salamanca, New York 14779, for the provision of mental health services for the Cattaraugus County Critical Incident Stress Management Team, the term of which expires May 31, 2010, and

WHEREAS, the County Office of Emergency Services is desirous of continuing the aforementioned services, and

WHEREAS, Michael Anderson, 68 Summit Street, Salamanca, New York 14779, can provide the following services for an amount of \$1,500:

- a) clinical oversight to all Critical Incident Stress Management Team activities,
- b) on-going educational opportunities at each scheduled Team meeting,
- c) act in the role of the Mental Health Professional (MHP) for debriefings, when no other MHP is available,
- d) provide "Debrief the Debriefers" services to Team members, as requested, and
- e) provide updates on relevant trainings,

and

WHEREAS, these services are 100% County-funded, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Michael Anderson, for the provision of the above-described training, for a term commencing June 1, 2010 and terminating May 31, 2011, according to the above-described terms.



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the Finance Committee and 7 members of the

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello and Mr. McClune".

Adopted May 26, 2010 by voice vote.

ACT NO. 288-2010 by Mr. McLarney

**AUTHORIZING THE CHAIR TO EXECUTE TEMPORARY LICENSE
GRANTING HANCOCK FOREST MANAGEMENT, INC. ACCESS OVER CATTARAUGUS
COUNTY REFORESTATION PROPERTY NUMBER 14 LOGGING ROAD**

Pursuant to Sections 219 and 450 of the County Law.

WHEREAS, a truck road exists on Cattaraugus County Reforestation Property No. 14 situate in the Town of South Valley leading from State Highway #950A, also known as Perimeter Road, proceeding northwesterly to the property of Cherry Springs, LLC, the adjoining property to the west, and

WHEREAS, Hancock Forest Management, Inc., desires to purchase the temporary right to use the existing access over the County reforestation property to State Highway Perimeter Road, and

WHEREAS, Hancock Forest Management, Inc., will pay to Cattaraugus County the sum of \$750 and post a \$3,000 cash bond, along with liability insurance meeting County requirements, for the use of the above-described road between June 1, 2010 through October 1, 2010, and at the end of road use will repair any damages resulting from its use, and

WHEREAS, the County Forestry Consultant has indicated that the above offer is fair and reasonable and should, therefore, be accepted, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a temporary license, on behalf of Cattaraugus County, with Hancock Forest Management, Inc., for the above-described use.

Approved by 9 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 289-2010 by Mr. Ellis, Mr. Neal, Ms. Vickman,
Mr. Boser, Mr. McClune and Mr. Nenno
and Mr. Padlo¹

**AMENDING ACT 250-2010 REGARDING CONTRACT WITH
TOTAL SENIOR CARE, INC. FOR
SKILLED NURSING FACILITY SERVICES**

Pursuant to Section 95-a of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Act 250-2010 authorized a contract with Total Senior Care, Inc., 519 North Union Street, Olean, New York 14760, for the provision

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services, the term of which expires December 31, 2010 should be amended to reflect a term commencing April 1, 2010 and terminating March 31, 2011, now, therefore, be it

RESOLVED, that Act 250-2010 be, and hereby is, amended as follows: In the Resolved, delete: "January 1, 2010" and "December 31, 2010" and replace with: "April 1, 2010" and "March 31, 2011".

Approved by 9 members of the Finance Committee and 7 members of the Senior Services Committee.

¹ The following Legislator requested his name be listed as an additional sponsor: "Mr. Padlo".

Adopted May 26, 2010 by voice vote.

ACT NO. 290-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
CORNELL COOPERATIVE EXTENSION FOR
RESOURCE SPECIALIST FOR PUBLIC HEALTH EMERGENCY
PREPAREDNESS & RESPONSE TO BIOTERRORISM PROGRAM**

Pursuant to Sections 224 (8) and 450 of the County Law.

WHEREAS, Act 449-2009 authorized a contract with Cornell Cooperative Extension, 28 Parkside Drive, Ellicottville, New York 14731, for a Resource Specialist for the Coordinator of Public Health Emergency Preparedness & Response to Bioterrorism, the term of which expires August 9, 2010, and

WHEREAS, the aforementioned contract should be amended to cover expenditures which were incurred during the August, 2009 flood, and

WHEREAS, the County should reimburse Cornell Cooperative Extension an amount of \$500 for unanticipated mileage, reimbursement for communications, including use of personal cellular phones for work-related calls, and other work-related expenditures that were incurred during the August, 2009 flood, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Cornell Cooperative Extension, for the provision of the above-described services, for a term commencing August 10, 2009 and terminating August 9, 2010, according to the above-described terms.

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.



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OF THE BOARD OF LEGISLATORS

10 by Mr. Neal and Mr. Snyder

**RESOLUTION TO EXECUTE AMENDED CONTRACT WITH
CORNELL COOPERATIVE EXTENSION FOR
PUBLIC HEALTH EMERGENCY PREPAREDNESS & RESPONSE
TO BIOTERRORISM COORDINATOR**

Pursuant to Sections 224 (8) and 450 of the County Law.

WHEREAS, Act 441-2009 authorized a contract with Cornell Cooperative Extension, 28 Parkside Drive, Ellicottville, New York 14731, for a Coordinator of Public Health Emergency Preparedness & Response to Bioterrorism, the term of which expires August 9, 2010, and

WHEREAS, the aforementioned contract should be amended to cover expenditures which were incurred during the August, 2009 flood, and

WHEREAS, the County should reimburse Cornell Cooperative Extension an amount of \$1,100 for unanticipated mileage, reimbursement for communications, including use of personal cellular phones for work-related calls, and other work-related expenditures that were incurred during the August, 2009 flood, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Cornell Cooperative Extension, for the provision of the above-described services, for a term commencing August 10, 2009 and terminating August 9, 2010, according to the above-described terms.

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 292-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
McBEE ASSOCIATES, INC. FOR
MEDICARE REVENUE RECOVERY SERVICES**

Pursuant to Act 636-2009 of the Cattaraugus County Legislature.

WHEREAS, Act 148-2009 authorized a contract with McBee Associates, Inc., for the provision of Medicare revenue recovery services for the period January 1, 2008 through December 31, 2008, the term of which expired December 31, 2009, and

WHEREAS, the County Health Department is desirous of continuing the aforementioned services, and

WHEREAS, McBee Associates, Inc., has agreed to conduct a comprehensive review of all paid Medicare claims for the County Health Department for the period October 1, 2008 through December 31, 2009, for the purpose of correct payment and identifying correction actions that can be implemented by the Department of Health to avoid future lost revenue, and

WHEREAS, McBee Associates, Inc., can provide the aforementioned services on a contingency fee basis of 27.3% of additional cash paid to the agency from claims re-billed as a result of the review of cash recovered, and

WHEREAS, there is no fee if the County does not receive an adjustment, and

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also be no charge if there is a negative
should enter into an agreement with McBee
Associations, Inc., in order to review the County Health Department's claims
for Medicare reimbursement, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is,
authorized and directed to execute a contract, on behalf of Cattaraugus
County, with McBee Associates, Inc., for the provision of the above-described
services, for a term commencing May 1, 2010 and terminating December 31,
2010, according to the above-described terms.

Approved by 9 members of the Finance Committee and 6 members of the
Human Services Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 293-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WOLTERS KLUWER HEALTH FOR HEALTH DEPARTMENT DRUG SOFTWARE**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 237-2009 authorized a contract with Wolters Kluwer
Health, for the provision of Medi-Span Electronic Drug File (Med-File)
software, the Drug Therapy Monitoring System (DTMS) and the Patient Drug
Education Database (PDED) for the Health Department, the term of which
expires May 31, 2010, and

WHEREAS, the County Health Department is desirous of renewing the
aforementioned contract, and

WHEREAS, Wolters Kluwer Health, 8425 Woodfield Crossing
Boulevard, Suite 490, Indianapolis, Indiana 46240-2495, can provide Medi-Span
Electronic Drug File (Med-File) software, the Drug Therapy Monitoring System
(DTMS) and the Patient Drug Education Database (PDED) for an amount not to
exceed \$3,761 per year, in U.S. funds, for 26 software licenses, which are
more fully described as follows:

- Medi-Span Electronic Drug File (Med-File) provides fully embedded
electronic drug data and clinical information to healthcare
professionals;
- Drug Therapy Monitoring System™ (DTMS) provides authoritative,
clinically relevant drug interaction information on prescription and
over-the-counter (OTC) drugs for the healthcare professional, and
patient interaction information for the consumer;
- Patient Drug Education (PDE) Database™ provides accurate, timely
patient-oriented information about drug products available for
prescription and over-the-counter (OTC) use.,

and

WHEREAS, the aforementioned software works in conjunction with
the MISYS software package, and

WHEREAS, sufficient funds are included in the 2010 budget to
cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is,
authorized and directed to execute a contract, on behalf of Cattaraugus
County, with Wolters Kluwer Health, for the provision of the above-described



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by June 1, 2010 and terminating May 31, 2013,
and terms.

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 294-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH APRIA HEALTHCARE GROUP, INC.
FOR HEALTH DEPARTMENT HOME CARE IV THERAPY SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Apria Healthcare Group, Inc., 26220 Enterprise Court Lake Forest, California 92630, through Coram Specialty Infusion Services, 375 North French Road, Suite 108, Amherst, New York 14228, is in need of home care IV therapy services, and

WHEREAS, the County Health Department can provide the aforementioned home care IV therapy services for Apria Healthcare Group's clients for an amount of \$125 per session, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Apria Healthcare Group, Inc., for the provision of the above-described services, for a term commencing April 15, 2010 and terminating December 31, 2011, according to the above-described terms.

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 295-2010 by Human Services Committee:

Mr. Snyder, Mr. Neal, Mr. Aiello,
Mrs. Stockman, Ms. Vickman, Mr. Nenno and Mr. Ward

**ABOLISHING ONE POSITION OF ACCOUNT CLERK TYPIST AND
CREATING ONE POSITION OF MEDICAL BILLING CLERK IN
HEALTH DEPARTMENT AND ESTABLISHING COMPENSATION FOR SAME**

Pursuant to Sections 204 and 205 of the County Law and
Section 22 of the Civil Service Law.

WHEREAS, the Health Department is desirous of restructuring its organization, which will lead to a more efficient and productive method of billing for medical and home health care services rendered, and

WHEREAS, this restructuring requires the abolition of a vacant Account Clerk Typist position and the creation of a Medical Billing Clerk position, and

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funds exist within the current budget to cover the creation of this restructuring, and a Position Duties Statement has been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the title as Medical Billing Clerk in accordance with Section 22 of the Civil Service Law, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one vacant position of Account Clerk Typist in the Health Department, and be it further

RESOLVED, that effective immediately, there is hereby created one position of Medical Billing Clerk, in the Health Department to be compensated at Grade 14, General Bargaining Unit (\$15.20 - \$16.75 per hour).

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 296-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
TOTAL SENIOR CARE, INC. FOR
THERAPEUTIC AND PSYCHIATRIC SERVICES
TO PACE PARTICIPANTS**

Pursuant to Section 95-a of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Act 358-2009 authorized a contract with Total Senior Care, Inc., 519 North Union Street, Olean, New York 14760, for the provision of therapeutic and psychiatric services to PACE participants, the term of which expired December 31, 2009, and

WHEREAS, Total Senior Care, Inc., is authorized by New York State Department of Health and the Centers for Medicare and Medicaid Services to operate a Program for All Inclusive Care for the Elderly (PACE Program) as a comprehensive program of services to participants, and

WHEREAS, Total Senior Care, Inc., is desirous of obtaining therapeutic and psychiatric services from the County Department of Community Services for PACE Program participants, and

WHEREAS, the Department of Community Services has agreed to provide therapeutic and psychiatric services to PACE Program participants in accordance with NYS Medicaid approved rates, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Total Senior Care, Inc., for the provision of the above-described therapeutic and psychiatric services, for a term commencing January 1, 2010 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.



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OF THE BOARD OF LEGISLATORS

297-2010 by Mr. O'Brien
and Mr. Padlo¹

APPOINTMENT TO COMMUNITY SERVICES BOARD

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that the following individual is appointed to the Community Services Board with a term to expire December 31, 2012:

Susan A. Johnson
144 North 12th Street
Olean, New York 14760
*(to fill the vacancy created by the resignation
of Charles Ried)*

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

¹ The following Legislator requested his name be listed as an additional sponsor: "Mr. Padlo".

Adopted May 26, 2010 by voice vote.

ACT NO. 298-2010 by Mr. O'Brien
and Mr. Padlo¹

APPOINTMENTS TO COMMUNITY SERVICES BOARD MENTAL HEALTH SUBCOMMITTEE

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that the following individual is appointed to the Community Services Board Mental Health Subcommittee, with a term to expire December 31, 2012:

Christopher Gruver
132 Adams Street
Olean, New York 14760

and be it further

RESOLVED, that the following individuals are appointed to the Community Services Board Mental Health Subcommittee, with terms to expire December 31, 2013:

Sondra Fox
1620 Gemini Drive
Olean, New York 14760

Shelly Woods
740 Gleason Hollow Road
Portville, New York 14770

Cathleen Wright
Olean General Hospital
515 Main Street
Olean, New York 14760.

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the Finance Committee and 6 members of the

¹ The following Legislator requested his name be listed as an additional sponsor: "Mr. Padlo".

Adopted May 26, 2010 by voice vote.

ACT NO. 299-2010 by Mr. O'Brien

**APPOINTMENTS TO COMMUNITY SERVICES BOARD
ALCOHOL & SUBSTANCE ABUSE SUBCOMMITTEE**

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that the following individuals are appointed to the Community Services Board Alcohol & Substance Abuse Subcommittee, with terms to expire December 31, 2013:

Laura Elliott-Engel, Executive Director
Council on Addiction Recovery Services, Inc.
201 South Union Street
Olean, New York 14760

Cheryl Galmer
Housing Options Made Easy, Inc.
Holiday Park Center
2626 West State Street, Suite 207
Olean, New York 14760,

and be it further

RESOLVED, that the following individual is appointed to the Community Services Board Alcohol & Substance Abuse Subcommittee, with a term to expire December 31, 2012:

Christa Heckathorn
Sheriff's Office
301 Court Street
Little Valley, New York 14755
*(to fill the vacancy created by the resignation of
Timothy Whitcomb).*

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.



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OF THE BOARD OF LEGISLATORS

300-2010 by Mr. O'Brien
and Mr. Padlo¹

**APPOINTMENTS TO COMMUNITY SERVICES BOARD MENTAL
RETARDATION/DEVELOPMENTAL DISABILITIES SUBCOMMITTEE**

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that the following individual is appointed to the Community Services Board Mental Retardation/Developmental Disabilities Subcommittee, with a term to expire December 31, 2013:

Robert C. Wood
5650 Windfall Road
Killbuck, New York 14748

and be it further

RESOLVED, that the following individual is appointed to the Community Services Board Mental Retardation/Developmental Disabilities Subcommittee, with a term to expire December 31, 2012:

Susan A. Johnson
144 North 12th Street
Olean, New York 14760.

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

¹ The following Legislator requested his name be listed as an additional sponsor: "Mr. Padlo".

Adopted May 26, 2010 by voice vote.

ACT NO. 301-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE AMENDED CONTRACT WITH
CATHOLIC CHARITIES OF BUFFALO NEW YORK FOR
INTENSIVE CASE MANAGEMENT SERVICES FOR CHILDREN AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Section 41.07 of the Mental Hygiene Law,
Sections 363 and 366 of the County Law and
Act 636-2009 of the Cattaraugus County Legislature.

WHEREAS, Act 60-2010 authorized a contract with Catholic Charities of Buffalo New York for the provision of case management services for Cattaraugus County children and the operation of a Psychosocial Club for Cattaraugus County adults, the term of which expires December 31, 2010, and

WHEREAS, due to the County converting certain services to a PROS model, a reduction of New York State Office of Mental Hygiene Reinvestment funding has resulted, and

WHEREAS, funding has been reduced for the Psychosocial Club resulting in a decrease of \$38,522 for the period April 1, 2010 through December 31, 2010, and

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mentioned contract should be amended to reflect
and
appropriation and revenue accounts must be
adjusted, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is,
authorized and directed to execute a contract for the year 2010 with Catholic
Charities of Buffalo New York, for the provision of case management services
for children and the operation of a Psychosocial Club for adults, for a term
commencing January 1, 2010 and terminating December 31, 2010, according to
the above-described terms, and be it further

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

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

Decrease Appropriation Account:

A.4347.455	Reinvestment - Catholic Charities	\$38,522.00
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Decrease Estimated Revenue Account:

A.3443	Reinvestment - Catholic Charities	\$38,522.00.
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Approved by 9 members of the Finance Committee and 6 members of the
Human Services Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 302-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE OFFICE OF MENTAL HEALTH FOR
DEPARTMENT OF COMMUNITY SERVICES PROS MODEL PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Section 41.07 of the Mental Hygiene Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, the Department of Community Services has converted the
continuing day treatment program at the Guidepost to a PROS Model Program,
and

WHEREAS, the New York State Office of Mental Health has awarded
funding to the County Department of Community Services in the total amount of
\$177,739 for the PROS Model Program, as follows:

State Aid (start-up expenses)	\$75,000
Advance to mitigate cash flow issues	\$24,760
2010 State Aid for Vocational Services	\$37,950
2010 Residual Funding	\$40,029,

and

WHEREAS, this program is 100% state funded, and
WHEREAS, various appropriation and revenue accounts must be
adjusted, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is,
authorized and directed to execute a contract, on behalf of Cattaraugus



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Office of Mental Health, for the provision of
for a term commencing April 1, 2010 and
according to the above-described terms, and be

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it further

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

Increase Estimated Revenue Account:

A.3459	OMH PROS Funding	\$45,141.00
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Increase Appropriation Accounts:

A.4332.203	Computer Equipment/software	\$ 19,500.00
A.4332.422	Equip Rep & Maint (QD License)	\$ 1,850.00
A.4332.477	Nursing Supplies	\$ 3,000.00
A.4332.490	Small Equipment	\$ 20,791.00.

Approved by 9 members of the Finance Committee and 6 members of the
Human Services Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 303-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE AMENDED CONTRACT WITH
CATTARAUGUS COUNTY CHAPTER OF THE NEW YORK STATE ASSOCIATION FOR
RETARDED CHILDREN, INC. AND THE REHABILITATION CENTER, INC.
FOR PROVISION OF SERVICES AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Sections 41.07 and 75.13 of the Mental Hygiene Law,
Sections 363 and 366 of the County Law and
Act 636-2009 of the Cattaraugus County Legislature.

WHEREAS, 68-2010 authorized a contract with the Cattaraugus
County Chapter of the New York State Association for Retarded Children, Inc.,
and The Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York
14760, for the provision of comprehensive programs and service facilities for
the mentally retarded, mentally ill, developmentally disabled, and physically
handicapped residents of Cattaraugus County, the term of which expires
December 31, 2010, and

WHEREAS, due to the County converting to a PROS Model, the
aforementioned contract should be amended to reflect the reduction of certain
NYS Office of Mental Health (OMH) funding, and

WHEREAS, funding has been reduced for the ¹ on-going integrated
supportive employment services and assisted competitive employment services¹
resulting in a decrease of \$60,974 for the period April 1, 2010 through
December 31, 2010, as follows:

	<u>Original</u>	<u>Revised</u>
OMH Funding	\$270,757	\$209,783
OMRDD Funding	\$333,528	\$333,528
	\$604,285	\$543,311,

and

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County cost for the provision of these services
therefore, be it
County Administrator be, and hereby is,
authorized and directed to execute an amended contract with the Cattaraugus
County Chapter of the New York State Association for Retarded Children, Inc.,
and The Rehabilitation Center, Inc., for the provision of the above-described
services, for a term commencing January 1, 2010 and terminating December 31,
2010, and be it further

RESOLVED, that payment of the aforementioned amount be made to
the Cattaraugus County Chapter of the New York State Association for Retarded
Children, Inc., and The Rehabilitation Center, Inc., in quarterly
installments upon submission of vouchers for payment certified by the Chair
of the Legislature, audited by the County Administrator, and paid by the
County Treasurer, and be it further

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

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

Decrease Estimated Revenue Accounts:

A.3494	OMH Int Supp Employment-ARC	\$37,470.00
A.3467	Reinvestment Funds-ARC	\$23,504.00

Decrease Appropriation Accounts:

A.4322.445	Integrated Supp Employment	\$37,470.00
A.4322.476	Reinvestment Funds	\$23,504.00.

Approved by 9 members of the Finance Committee and 6 members of the
Human Services Committee.

¹ MR. MARSH moved, seconded by Mr. Ellis to amend Act No. 303-2010 as
follows: In the third Whereas, delete: "Psychosocial Club and", and add the
following after employment: "services and assisted competitive employment
services". Carried.

Adopted, as amended, May 26, 2010 by voice vote. Mr. Padlo was absent
for vote.

ACT NO. 304-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE AMENDED CONTRACT
WITH DIRECTIONS IN INDEPENDENT LIVING, INC. FOR
MENTAL HEALTH CONSUMER ADVOCACY AND TRAINING PROGRAM
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Section 75.13 of the Mental Hygiene Law,
Sections 363 and 366 of the County Law and
Act 636-2009 of the Cattaraugus County Legislature.

WHEREAS, Act 62-2010 authorized a contract with Directions in
Independent Living, Inc., 514 West State Street, Olean, New York 14760, for
the provision of advocacy and training programs for consumers of mental
health services, the term of which expires December 31, 2010, and



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ment of Community Services is desirous of
-in center in Salamanca to the aforementioned

WHEREAS, Directions in Independent Living, Inc., shall operate a drop-in center in Salamanca for an additional amount not to exceed \$25,450, resulting in a total contract amount not to exceed \$75,397, and

WHEREAS, this program is 100% state funded, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to cover the cost of the aforementioned services, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Directions in Independent Living, Inc., for the provision of the above-described services, for a term commencing May 1, 2010 and terminating December 31, 2010, according to the above-described terms, and be it further

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

Increase Estimated Revenue Account:

A.3474	Residual Funding Drop-In	\$25,450.00
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Increase Appropriation Account:

A.4328.476	Drop-In Center	\$25,450.00.
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Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 305-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
COUNCIL ON ADDICTION RECOVERY SERVICES, INC.
FOR SUBSTANCE ABUSE PROGRAM FUNDS AND
TRANSFER OF FUNDS
(Contingent Fund - CARES, Inc.)**

Pursuant to Articles 1, 19, 23 and 25 of the Mental Hygiene Law and Sections 363, 365 and 450 of the County Law.

WHEREAS, Act 59-2010 authorized a contract with Council on Addiction Recovery Services, Inc., for the provision of a substance abuse program in the County, the term of which expires December 31, 2010, and

WHEREAS, the 2010 State Aid notification from the New York State Office of Alcoholism and Substance Abuse sets the net County cost for the provision of this program at \$26,900 in County funds, rather than \$24,210, and

WHEREAS, the contract with the Council on Addiction Recovery Services, Inc., should be amended to reflect the increase in the net County cost for this program, and

WHEREAS, a transfer of funds is necessary, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract for the year 2010 with the Council on Addiction Recovery Services, Inc., for the provision of the

a term commencing January 1, 2010 and according to the above-described terms, and be

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

Decrease Appropriation Account:		
A.1990.445	Contingent Fund	\$2,690.00
Increase Appropriation Account:		
A.4311.445	Contracted Services	\$2,690.00.

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 306-2010 by Mr. Neal and Mr. Snyder

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
MENTAL HEALTH ASSOCIATION IN CATTARAUGUS COUNTY, INC., FOR
DEPARTMENT OF COMMUNITY SERVICES PEER SPECIALISTS**

Pursuant to Section 41.07 of the Mental Hygiene Law and Section 450 of the County Law.

WHEREAS, the County Department of Community Services is desirous of providing outreach and engagement services as well as assist with crisis situations in the mental health clinic, and

WHEREAS, Mental Health Association in Cattaraugus County, Inc., Delaware Park Centre, P.O. Box 833, Olean, New York 14760, can provide two (2) part-time peer specialists whom shall provide outreach and engagement services and assist with crisis situations in the mental health clinic for an amount not to exceed \$21,500, and

WHEREAS, sufficient funds are included in the 2010 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Mental Health Association in Cattaraugus County, Inc., for the provision of the above-described services, for a term commencing July 1, 2010 and terminating December 31, 2010, according to the above-described terms.

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.



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10 by Mr. Neal and Mr. Snyder

**RESOLUTION TO EXECUTE AMENDED CONTRACT WITH
MENTAL HEALTH ASSOCIATION IN CATTARAUGUS COUNTY, INC., FOR
DEPARTMENT OF COMMUNITY SERVICES VARIOUS PROGRAMS AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Section 41.07 of the Mental Hygiene Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 67-2010 authorized a contract with the Mental Health Association in Cattaraugus County, Inc., Delaware Park Centre, P.O. Box 833, Olean, New York 14760, for the provision of community support services through its Compeer and Family Support Programs and a summer camp program, prevention and education services for the public, and other services, the term of which expires December 31, 2010, and

WHEREAS, due to Cattaraugus County converting to a PROS Model, the aforementioned contract should be amended to reflect the reduction of certain NYS Office of Mental Health (OMH) funding, and

WHEREAS, funding has been reduced for the Psychosocial Club, and On-going Integrated Supportive Employment resulting in a decrease of \$67,476 for the period April 1, 2010 through December 31, 2010, and

WHEREAS, NYS Office of Mental Health has reinstated an amount of \$30,000 for PROS-related drop-in services and added \$14,579 in state aid for drop-in services, and

WHEREAS, Mental Health Association in Cattaraugus County, Inc., has agreed to provide the aforementioned services for an amount not to exceed \$238,130, and

WHEREAS, various appropriation and revenue accounts must be adjusted, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Mental Health Association in Cattaraugus County, Inc., for the provision of the above-described services, for a term commencing January 1, 2010 and terminating December 31, 2010, according to the above-described terms, and be it further

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

Increase Estimated Revenue Account:		
A.3475	OMH Drop-In Center	\$18,645.00
Decrease Appropriation Account:		
A.3812.445	MHA-CSS	\$41,542.00
Decrease Estimated Revenue Account:		
A.3493	CSS State Aid - MHA	\$41,542.00
Increase Appropriation Account:		
A.3808.445	OMH Drop-In Center	\$18,645.00.

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.

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10 by Mr. Neal and Mr. Snyder

**STRATOR TO EXECUTE AMENDED CONTRACT WITH
S.T.E.L., INC., FOR VARIOUS MENTAL HEALTH PROGRAMS AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Section 75.13 of the Mental Hygiene Law,
Sections 363 and 366 of the County Law and
Act 636-2009 of the Cattaraugus County Legislature.

WHEREAS, Act 79-2010 authorized a contract with S.T.E.L., Inc.,
715 Central Avenue, Dunkirk, New York 14048, for the provision of employment
assistance, intensive case management and supportive case management for
mentally ill individuals, the term of which expires December 31, 2010, and

WHEREAS, the County Department of Community Services is desirous
of amending the aforementioned contract to include supported housing
services, and

WHEREAS, the County Department of Community Services will receive
funding from NYS Office of Mental Health for the supported housing services
in the amount of \$17,040 for the period January 1, 2010 through December 31,
2010, and

WHEREAS, due to Cattaraugus County converting to a PROS Model,
the aforementioned contract should be amended to reflect the reduction of
certain NYS Office of Mental Health (OMH) funding, and

WHEREAS, funding has been reduced for the on-going integrated
supportive employment resulting in a decrease of \$11,239 for the period April
1, 2010 through December 31, 2010, and

WHEREAS, S.T.E.L., Inc., has agreed to provide the aforementioned
services for a total amount not to exceed \$94,185, and

WHEREAS, various appropriation and revenue accounts must be
adjusted, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is,
authorized and directed to execute a contract for the year 2010 with
S.T.E.L., Inc., for the provision of the above-described services for a term
commencing January 1, 2010, and terminating December 31, 2010, according to
the above-described terms, and be it further

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

Increase Estimated Revenue Account:		
A.3471	Supported Housing	\$7,673.00
Decrease Appropriation Account:		
A.4327.455	COLA Funding 1380	\$1,872.00
Decrease Estimated Revenue Account:		
A.3464	COLA Funding 1380	\$1,872.00
Increase Appropriation Account:		
A.4327.445	Supported Housing	\$7,673.00.

Approved by 9 members of the Finance Committee and 6 members of the
Human Services Committee.

Adopted May 26, 2010 by voice vote.



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10 by Mr. Neal and Mr. Snyder

STRATOR TO EXECUTE AMENDED CONTRACT WITH S.T.E.L., INC., FOR VARIOUS MENTAL HEALTH PROGRAMS - 2009 AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of Community Services)

Pursuant to Section 75.13 of the Mental Hygiene Law, Sections 363 and 366 of the County Law and Act 636-2009 of the Cattaraugus County Legislature.

WHEREAS, Act 75-2009 authorized a contract with S.T.E.L., Inc., 715 Central Avenue, Dunkirk, New York 14048, for the provision of employment assistance, intensive case management and supportive case management for mentally ill individuals, the term of which expired December 31, 2009, and

WHEREAS, the County Department of Community Services is desirous of amending the aforementioned contract to include supported housing services for the period January 1, 2009 through December 31, 2009, and

WHEREAS, the County Department of Community Services has received funding from NYS Office of Mental Health for the supported housing services in the amount of \$17,040 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, S.T.E.L., Inc., has provided supported housing services in 2009 for a total amount not to exceed \$17,040, and

WHEREAS, various appropriation and revenue accounts must be adjusted, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute an amended contract for the year 2009 with S.T.E.L., Inc., for the provision of the above-described services for a term commencing January 1, 2009 and terminating December 31, 2009, according to the above-described terms, and be it further

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

Increase Estimated Revenue Account:		
A.3471	Supported Housing	\$17,040.00
Increase Appropriation Account:		
A.4327.445	Supported Housing	\$17,040.00.

Approved by 9 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 26, 2010 by voice vote.

ACT NO. 310-2010 by Mr. O'Brien
and Mr. Aiello, Mr. Burrell, Mr. Ellis, Mr. Hebdon, Mr. Marsh,
Mr. McLarney, Mr. Snyder, Mrs. Stockman, Mr. Teachman, Ms. Vickman,
Mr. Boser, Mr. Hebdon, Mr. McClune, Mr. Nenno, Mr. Sprague and Mr. Wardⁱ

OPPOSING ASSEMBLY BILL A.9911 REGARDING DOCUMENT PUBLICATION

Pursuant to Section 153 of the County Law.

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Bill No. A.9911 has been introduced in the NYS

Bill No. A.9911 proposes to require all counties, cities, towns and villages make available to the public records, including any proposed resolution, law, rule, regulation, policy or any amendment thereto, that are scheduled to be the subject of discussion by a public body during an open meeting, to the extent practicable, prior to, or at, the meeting during which such records will be discussed, and

WHEREAS, the Bill proposes that the aforementioned records shall be posted on the website of the agency with which the public body is affiliated, as soon as practicable, but not less than twenty-four (24) hours prior to a meeting during which they will be discussed, and copies of such records shall be made available, to the extent practicable, at, or prior to, the meeting, and

WHEREAS, the aforementioned proposed legislation would cause a significant burden on staff and resources at the local government level, let alone would cost counties, cities, towns and villages more money to make additional copies and to expand their technology to accommodate such requirements, and

WHEREAS, Cattaraugus County has several dozen committees and boards that this new law would affect, and

WHEREAS, Cattaraugus County also consists of municipalities that do not have internet capability, therefore requiring them to make paper copies available and causing additional expenses for those municipalities, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby opposes Assembly Bill No. A.9911 for the reasons stated above, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Senator Young, Assembly Member Giglio, the New York State Association of Counties, and the Western New York Inter-County Association.

Approved by 9 members of the Finance Committee and 7 members of the County Operations Committee.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Mr. Burrell, Mr. Ellis, Mr. Marsh, Mr. McLarney, Mr. Snyder, Mrs. Stockman, Mr. Teachman, Ms. Vickman, Mr. Boser, Mr. Hebdon, Mr. McClune, Mr. Nenno, Mr. Sprague and Mr. Ward".

Adopted May 26, 2010 by voice vote. Mr. Giardini and Mr. Padlo voting no.

ACT NO. 311-2010 by Mr. Marsh
who asks immediate consideration

SALE OF TAX TITLE PROPERTIES

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

WHEREAS, Cattaraugus County has tax title to certain property situate in Cattaraugus County, as described below, and

WHEREAS, the properties were exposed to bid at public auction as required by Rule 40 of the Rules of Order of the Cattaraugus County Legislature, and



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...t bids received for the properties were the
...ce, be it
...the tender by the high bidder of the total
purchase price is not made within 30 days after the adoption hereof, then the
acceptance of that individual's bid shall thereafter be void and of no
further effect, as of course, and the bid deposit shall be forfeited pursuant
to Rule 40.8 of the Rules of Order, and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized
and directed to execute County Treasurer's Deeds conveying the properties to
the following individuals at the bid prices listed:

TOWN OF ALLEGANY

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
3,4	93.043-4-17 93.043-4-18	Michael Chicola	187 Stardust Lane Olean, NY 14760	\$50,437.30	\$19,000
5	112.001-1-11.15	H3 LLC	1483 Johns Creek Rd. Milton, WV 25541	\$2,390	\$6,000
8	92.002-2-5.1	H3 LLC	1483 Johns Creek Rd. Milton, WV 25541	\$1,762.96	\$750
16	75.004-1-65.1	David E. Levia & Kimberly J. Levia Revocable Trust	3847 Wing Hollow Rd. Allegany, NY 14706	\$2,288.91	\$6,900

TOWN OF ASHFORD

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
18	11.001-1-23	Devon Hayden	291 N. Central Ave. Springville, NY 14141	\$818.41	\$1,550
18a	20.003-2-17	Jay Everett Printup	PO Box 562 821 Front Ave. Salamanca, NY 14779	\$733.32	\$400

TOWN OF CARROLLTON

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
23	110.001-2-16.2	Gary R. Ickes	PO Box 455, 13520 St. Hwy Silverhill, AL 36576	\$17,263.50	\$32,000
29	101.071-2-18	David Frederick	PO Box 257,773 N. Main St. Limestone, NY 14753	\$2,021.98	\$3,149.41
32	101.004-1-17.2	Carl J. Buchanan	5512 Leonard Run Rd. Limestone, NY 14753	\$965.42	\$650
46	100.004-1-3.2	Joy Goodsell	74 W. Lamoka Ave. Savona, NY 14879	\$711.68	\$2,000

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TOWN OF DAYTON

NO.	NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
62	33.034-3-3	Jason Genovese	2628 Straight Rd. Fredonia, NY 14063	\$11,759.71	\$7,000

TOWN OF FARMERSVILLE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
87	23.004-1-9.2	Leonard S. Pszeniczny	5668 Old Lake Shore Rd. Lake View, NY 14085	\$1,153.25	\$1,900

TOWN OF FRANKLINVILLE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
92	40.070-3-35	George Hudson	594 Geer Rd. Arcade, NY 14009	\$6,003.01	\$3,100
96	40.063-1-40	Abram Stanczykowski	22 Cottage Ave. Salamanca, NY 14779	\$7,538.28	\$7,200

TOWN OF FREEDOM

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
110	14.001-2-1.4	Eric Blom	10613 Fairview Rd. Farmersville Station, NY 14060	\$7,696.68	\$30,000
111	13.002-1-27.13	John Pleave	11597 Sparks Rd. Freedom, NY 14065	\$5,334.69	\$25,000
111a	14.001-1-8	William Gertis	11744 Rte. 98 Freedom, NY 14065	\$1,249.45	\$1,100

TOWN OF GREAT VALLEY

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
116	73.074-1-6	Jay Frost & Donna Frost	3866 Ellicott St. Salamanca, NY 14779	\$7,390.02	\$16,000
117	56.004-1-12.4	Robert Tekavec	7678 Brennan Rd. Ellicottville, NY 14731	\$521.36	\$1,600

TOWN OF HINSDALE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
139	86.002-2-21.1	Kent Cobado & Barbara Cobado	4544 Five Mile Rd. Allegany, NY 14760	\$3,844.60	\$5,200
147	77.013-3-25	David E. Levia & Kimberly J. Levia Revocable Trust	3847 Wing Hollow Rd. Allegany, NY 14706	\$9,614.24	\$21,000



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TOWN OF HUMPHREY

NO.	NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
153	66.003-1-45.2	Lois Bergan & Timothy Bergan	4245 West Cooper Hill Rd. Great Valley, NY 14741	\$1,087.90	\$1,300
155	66.003-1-41.2	Jay Everett Printup	PO Box 562 821 Front Ave. Salamanca, NY 14779	\$2,283.42	7,500

TOWN OF ISCHUA

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
161	67.004-1-8	Kent Cabado & Barbara Cabado	4544 Five Mile Rd. Allegany, NY 14706	\$9,400.10	\$13,500
162	68.001-1-28	Jennifer Ann Howell	5100 Rte. 16 Hinsdale, NY 14743	\$2,126.45	\$3,300
163	68.001-1-30	Robert Hammersmith	121 Reppien Place Orchard Park, NY 14127	\$4,011.83	\$3,000
168	58.004-1-5.29	Darien Thomas	77 Cherry Hill Rd. Ashville, NY 14710	\$7,474.15	\$22,500

TOWN OF LEON

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
169	34.004-1-16.7	Chance Robertson	20 Waverly St. Cattaraugus, NY 14719	\$2,404.94	\$15,000

TOWN OF LITTLE VALLEY

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
176	54.080-1-7	Kevin Keenen	107 The Heights Little Valley, NY 14755	\$14,444.49	\$6,000
178	54.072-6-17	Lynett Crowell & Scott Crowell	125 Fourth St. Little Valley, NY 14755	\$9,757.50	\$1,400

TOWN OF LYNDON

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
187	58.002-2-5.20	James N. Schreiner Sr. & Barbara A Schreiner	1686 Pine Lane Dr. Franklinville, NY 14737	\$3,896.36	\$2,400

TOWN OF MACHIAS

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
193	31.001-1-12	Bert Ball	10613 Rte. 219 Springville, NY 14141	\$7,543.70	\$10,000
194	31.001-1-37	Richard Kless	1019 Eagle St. Arcade, NY 14009	\$4,351.95	\$2,000

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TOWN OF NAPOLI

NO.	NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
201	62.038-2-5	John Jordan	83 Heather Lane, Randolph, NY 14772 PO Box 23, Steamburg, NY 14783	\$393.52	\$900
204	92.038-3-13	Douglas Phillips	117 Fourth St. Little Valley, NY 14755	\$475	\$500
205	62.062-1-19	Deon Paone	139 N. Sixth Ave. Olean, NY 14760	\$452.08	\$75
208	62.038-2-8	Brian Bauman, d/b/a Igloo Renovations	887 Center Rd. West Seneca, NY 14224	\$475	\$550
209	62.038-2-8	Mary Milks	31 Greenwood Dr. Randolph, NY 14772	\$475	\$1,300
210	61.002-2-1.1	Wayne Harman & Sharon Harman	10924 Pigeon Valley Rd. Randolph, NY 14772	\$9,997.28	\$26,000
211	62.070-6-53	Edward A. Padget & Mary Ann Padget	4617 Windmill Rd. Randolph, NY 14772	\$272.16	\$550

TOWN OF NEW ALBION

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
217	34.004-2-7	Marc Luce & Theresa Luce	12410 Rte. 394 Randolph, NY 14772	\$3,659.67	\$6,500
218	54.029-2-18	Elmwood Bird Associates, LLC	43 Court St., Suite 910 Buffalo, NY 14202	\$1,447.64	\$3,100

CITY OF OLEAN

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
220	94.056-6-25	Paul E. Jones	308 Irving St. Olean, NY 14760	\$12,745.57	\$3,600
225 & 226	94.075-2-20 94.075-2-21	David Goldsmith	2707 Smith Hollow Olean, NY 14760	\$1,855.40	1,900
241	94.065-9-28	Jason Clemons	127 S. Second St. Olean, NY 14760	\$13,159.55	\$500
242	94.064-2-49	Josh Anderson	131 N. Third St. Olean, NY 14760	\$33,234.37	\$16,000
243	94.075-4-7	Timothy M. Dineen	8842 Sawmill Run Rd. Little Valley, NY 14755	\$11,696.59	\$19,000
246 & 247	94.003-2-1 94.033-2-2	Joy Goodsell	74 W. Lamoka Avenue Savona, NY 14879	\$499.35	\$2,900
252	94.064-14-29	Josh Anderson	131 N. Third St. Olean, NY 14760	\$6,039.23	\$5,500



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			115 W. Green St. Olean, NY 14760	\$6,384.98	\$1,200
			418 S. Union St. Olean, NY 14760	\$747	\$600
262	94.065-5-19	Brian Randon	206 East Ave. Olean, NY 14760	\$522.88	\$3,600
271	94.081-2-7	John J. Riley	905 Irving St. Olean, NY 14760	\$6,165.09	\$3,200
275	94.034-3-22	Richard Christopher Middaugh	6148 CR 18 Alma, NY 14708	\$5,195	\$800
279	94.065-9-31	Howard Miles	115 S. Second St. Olean, NY 14760	\$10,029.52	\$450
279a	94.050-4-45	Ryan L. Reed	1554 Happy Hollow Rd. Olean, NY 14760	\$12,828.64	\$14,000
279b	94.057-5-28	Mark White	PO Box 107 Portville, NY 14770	\$7,307.65	\$550
279c	94.072-4-9	Holly Jablonowski	33 Leavenworth St. Cattaraugus, NY 14719	\$540.74	\$75
279d	94.034-4-70	Robert F. Nolder	2043 Union Valley Rd. Olean, NY 14760	\$397.06	\$525

TOWN OF OLEAN

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
281	112.002-1-31	Kathleen Bullers	613 Barnum Rd. Olean, NY 14760	\$6,937.99	\$10,000
287a	103.003-2-26	Deon Paone	139 N. Sixth Ave. Olean, NY 14760	\$602.73	\$130
287b	94.003-4-28	Mark White	PO Box 107 Portville, NY 14770	\$339.38	\$470

TOWN OF OTTO

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
288	36.009-2-37	Sara Green	8192 South Hill Rd. Otto, NY 14766	\$14,560.90	\$2,800
292	36.009-1-21	Kenneth R. Robertson	9114 Otto-East Otto Rd. Otto, NY 14766	\$7,002	\$3,400

TOWN OF PERRYSBURG

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
295	16.001-1-25	Louis C. LiVecchi Jr. & M. Alice LiVecchi	10580 Railroad Ave. North Collins, NY 14111	\$3,689.86	\$8,600
298	8.077-1-10	James Fort & Heather Fort	10659 North Rd. Perrysburg, NY 14129	\$6,257.41	\$1,500
299	8.003-1-31.5	John Gibbs	8488 Rte. 353 Gowanda, NY 14070	\$675.38	\$400



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Company	237 New Hyde Park Rd.	\$11,089.70	\$6,400
aiyun	Garden City, NY 11530		

TOWN OF PERSIA

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
302	17.021-1-6	H3 LLC	1483 Johns Creek Rd. Milton, WV 25541	\$1,513	\$100
306	16.027-3-16	Eric Jablonowski	33 Leavenworth St. Cattaraugus, NY 14719	\$206.42	\$30
306a	8.084-1-17	Marc Luce & Theresa Luce	12410 Rte. 394 Randolph, NY 14772	\$8,347.59	\$400

TOWN OF PORTVILLE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
314	104.001-1-45.3	Shawn Keefe & Lori Keefe	1500 Steam Valley Rd. Olean, NY 14760	\$9,587.82	\$12,250
317	95.004-1-4.2	H3 LLC	1483 Johns Creek Rd. Milton, WV 25541	\$2,730.68	\$1,900
321	104.073-1-2	Dennis L. Widrig & Donna J. Widrig & Adam D. Widrig	5753 Thornwood Dr. West Valley, NY 14171	\$8,853.69	\$6,900

TOWN OF RANDOLPH

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
336	70.058-3-4	Carol Garvey	9896 Sawmill Run Rd. Little Valley, NY 14755	\$15,377.23	\$17,000
337a	70.072-2-2	H3 LLC	1483 Johns Creek Rd. Milton, WV 25541	\$677.92	\$400

TOWN OF YORKSHIRE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
345	13.037-2-6	James Prutsman, Jr.	5498 Java Lake Rd. Arcade, NY 14009	\$6,704.00	\$20,500

Total \$464,008.19 \$490,954.41

MR. GIARDINI moved, seconded by Mr. Ellis to waive Rule 12. Carried.

Adopted May 12, 2010 by voice vote.



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010 by Mr. Marsh and Mr. Neal
immediate consideration

**SALE OF TAX TITLE PROPERTY TO TOWN OF RANDOLPH AND
WAIVING RULE 40 OF THE RULES OF ORDER**

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.

WHEREAS, Cattaraugus County has tax title to certain property in
the Village of Randolph described as follows:

Parcel 328: being part of Lot 23, Town 02, Range 09, about 2.10
Acres, Acct. No. 0732, TM #70.071-4-22, LCC 710, Main Street,
Randolph, and

WHEREAS, the Town of Randolph has offered to purchase the above-
described property for \$1, and

WHEREAS, that amount has been tendered by the Town of Randolph to
the County Treasurer, and

WHEREAS, the property should be conveyed to the Town of Randolph,
now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to
convey the aforementioned parcel to the Town of Randolph, by the issuance of
a County Treasurer's Deed, and be it further

RESOLVED, that Rule 40 of the Rules of Order of the Cattaraugus
County Legislature is hereby waived for this sale.

MR. SPRAGUE moved, seconded by Mr. Padlo to waive Rule 12. Carried.

Adopted May 12, 2010 by voice vote.

ACT NO. 313-2010 by Mr. Aiello, Mr. Murphy and Mr. Neal
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES
FOR PROBATION VIOLATION RESIDENTIAL CENTER FUNDING AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Probation)**

Pursuant to American Recovery and Reinvestment Act of 2009
(Public Law 111-5), 42 USC Section 3751(a) and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 402-2009 authorized the Chairman to apply for
American Recovery and Reinvestment Act funding through the New York State
Division of Probation and Correctional Alternatives for the operation of a
probation violation residential center at Limestone, New York, and

WHEREAS, the County Probation Department has been awarded annual
funding in the amount of \$200,000 for each of two (2) years for the operation
of a regional Probation Violation Residential Center, and

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appropriation and revenue accounts must be
the aforementioned funding, now, therefore,

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 New York State Division of Probation and Correctional Alternatives, for acceptance of the above-described grant, for a term commencing April 1, 2010 and terminating March 31, 2011, with an automatic one (1) year renewal to terminate on March 31, 2012, according to the above-described terms, and be it further

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

Increase Estimated Revenue Account:

A.4311	ARRA PVRC Grant	\$137,093.00
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Increase Appropriation Accounts:

A.3164.101	Full-Time Wages	\$ 24,810.00
A.3164.203	Computer Equipment/Software	\$ 1,500.00
A.3164.426	Employee Meals	\$ 250.00
A.3164.442	Employee Mileage	\$ 1,250.00
A.3164.445	CARES, Inc.	\$ 98,063.00
A.3164.466	Cellular Phone Charges	\$ 250.00
A.3164.828	Retirement	\$ 2,804.00
A.3164.833	FICA	\$ 1,898.00
A.3164.836	Health Insurance	\$ 5,723.00
A.3164.837	Dental Insurance	\$ 45.00
A.3164.838	Workers Compensation	\$ 500.00.

MR. WARD moved, seconded by Mr. Marsh to waive Rule 12. Carried.

Adopted May 12, 2010 by voice vote. Mr. Burrell voting no.

**MOTION TO ADJOURN IN MEMORY OF
VERNON H. SAVAREE**

WHEREAS, Vernon H. Savaree, 90, of South Dayton, passed away on May 19, 2010, at WCA Hospital in Jamestown, and

WHEREAS, Mr. Savaree served as Cattaraugus County Jury Commissioner from June 14, 1984 to December 31, 1992, and

WHEREAS, Mr. Savaree and his wife owned and operated the South Dayton Super Duper grocery store for more than 20 years, and thereafter managed hardware stores in South Dayton and Gowanda, and

WHEREAS, Mr. Savaree served his country in World War II, with the United States Army, 15th Evacuation Hospital Unit from 1942 to 1945, in Italy and Africa, and

WHEREAS, during his service, he was awarded the European-African-Middle Eastern Service Medal, and

WHEREAS, Mr. Savaree was active in his community as a member of the Pine Valley Lions Club, South Dayton American Legion and South Dayton Veterans of Foreign Wars Post 2522; former member of the South Dayton Village Board; former twice-elected South Dayton Village Mayor; former member of the Tri-County Golf Club and a Little League coach, and

WHEREAS, Mr. Savaree is survived by his wife, Elaine; two daughters, Jean Savaree Ruess of Palo Alto, California, and Joan Savaree Jackson of Bradenton, Florida; and 3 grandchildren, and



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f his presence will be sadly felt by his many
Cattaraugus County, now, therefore, Legislator

MOVES, that the Cattaraugus County Legislature hereby adjourns,
and stands adjourned, in memory of Vernon H. Savaree, and this Motion be
seconded by the rest of the Legislature, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby
adjourns, and stands adjourned, until its next meeting, unless specially
convened, in memory of Vernon H. Savaree, and be it further

RESOLVED, that the Clerk of the Legislature be, and hereby is,
directed to forward a certified copy of this Motion to his wife.

MR. GIARDINI moved, seconded by Mr. Teachman to adjourn until June 9,
2010 at 3:00 p.m. Carried.

Meeting adjourned at 4:13 p.m.

Ann M. Giglio
Journal Clerk