

February 11, 2015

The meeting was called to order by Chairman Norman L. Marsh.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed three Legislators absent – Labuhn, Lamberson and Snyder, Jr.

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MR. WELLER moved, seconded by Ms. Edstrom that the minutes of the January 28, 2015 session be approved. Carried.

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**COMMUNICATIONS:**

Tioga County Legislature: Resolution No. 46-15 entitled, “Resolution Urging Governor Cuomo and the New York State Legislature to Advance Funding and Expedite Completion of the Interstate 86 Projects in Broome, Delaware, Sullivan and Orange Counties”.

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CHAIRMAN MARSH called up Act No. 75-2015, Re-Expressing Intent to Abandon Old Route 219 Bridge Over Cattaraugus Creek if New York State Discontinues Maintenance of Same, and asked that it be read.

Approved by 7 members of the Finance Committee and 6 members of the Public Works Committee.

Adopted February 11, 2015 by voice vote. Mr. Sprague voting No.

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**ACT NO. 84-2015** by Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CITY OF OLEAN FOR ASSISTANCE WITH A MANAGER/MARKETER POSITION  
AT THE OLEAN AIRPORT AND TRANSFER OF FUNDS  
(Contingent Fund – Airport Improvements)**

Pursuant to Section 99-h of the State Finance Law and  
Sections 363, 365 and 450 of the County Law.

WHEREAS, the continued viability of the Olean Airport is needed in order to ensure industrial, commercial and other economic stability and growth in Cattaraugus County, and

WHEREAS, a full-time position of manager/marketer at the Olean Airport is necessary to increase the visibility, public perception and marketability of the airport and the region, and

WHEREAS, the proposal to assist the City with the position of manager/marketer was first introduced by former legislator Earl McElfresh in 2014, and

WHEREAS, Cattaraugus County should assist in funding the position of manager/marketer at the Olean Airport by contributing an amount of \$50,000.00 to the City of Olean, and

WHEREAS, a transfer of funds must be made in order to cover 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 the City of Olean, for assistance with the aforementioned manager/marketer at the Olean Airport, for a term commencing February 1, 2015 and terminating December 31, 2015, 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.901.1990.0000.40601	Contingent Fund	\$33,000.00
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Increase Appropriation Account:

A.561.5610.0000.42002	Olean Municipal Airport	\$33,000.00.
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Held in the Finance Committee and the Development and Agriculture Committee.

**ACT NO. 85-2015** by Mr. Weller and Mr. Koch

**BID ACCEPTANCE FOR BRIDGE STRUCTURAL STEEL  
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the provision of bridge structural steel, according to specifications provided by the Public Works Committee, now, therefore, be it

RESOLVED, that the Commissioner of Public Works is authorized to contract for bridge structural steel with the following bidders recommended by the Public Works Committee for the term March 1, 2015 through February 29, 2016, and be it further

RESOLVED, that any county, city, village, town, school, or fire district in Cattaraugus County may participate in the bid prices by dealing directly with the bidder, and be it further

RESOLVED, that the County of Cattaraugus reserves the right to make purchases of the aforementioned items at any time during the term for which the bids are taken and to require suitable bond to guarantee delivery.

◆ **BRIDGE STRUCTURAL STEEL**

Chemung Supply Corp.  
P.O. Box 527  
Elmira, New York 14902

<u>Index No.</u>	<u>Description</u>	<u>Prices are Per Pound</u>	
		<u>A36</u>	<u>A572 Grade 50</u>
SS-A	Structural Angles, Channels, all sizes up to and including 15"	\$ .99	\$1.50
SS-B	Ship and Car Channel (MC section), 6" to 18"		\$1.45
SS-C1	<u>I-Beams Std. – up to &amp; including 12"</u>		
SS-C1a	up to 60' long	\$ .94	\$1.15
SS-C1b	60' and greater	\$ .94	\$1.15
SS-C2	<u>I-Beams Std. – 14" to 36"</u>		
SS-C2a	up to 60' long	\$ .99	\$1.15
SS-C2b	60' and greater	\$ .99	\$1.15
SS-D1	<u>Wide Flange- up to &amp; including 12"</u>		
SS-D1a	up to 60' long	\$ .99	\$1.05
SS-D1b	60' and greater	\$1.10	\$1.15
SS-D2	<u>Wide Flange – 14" to 36"</u>		
SS-D2a	up to 60' long	\$ .99	\$1.05
SS-D2b	60' and greater	\$1.10	\$1.15
SS-D2c	up to 60' long (precambered)	\$ .99	\$1.15
SS-D2d	60' and greater (precambered)	\$ .99	\$1.15
SS-E	H-Piles – all sized up to, and including, 14"	\$ .95	\$ .95
SS-F	Flat Steel Plates, 6' wide x 20' long x 5/16"		\$1.15
SS-H1	<u>Steel Sheet Piling – up to 60' length</u>	<u>A572 Grade 50</u>	<u>A690 Grade 50</u>
SS-H1a	AZ Shapes & Accessories	\$1.28	\$1.32
SS-H1b	PZ Shapes & Accessories	\$1.08	\$1.19

State Line Supply Corp.  
P.O. Box 527  
Elmira, New York 14902

<u>Index No.</u>	<u>Description</u>	<u>Prices are Per Pound</u>	
		<u>A36</u>	<u>A572 Grade 50</u>
SS-B	Ship and Car Channel (MC section), 6" to 18"	\$1.13	
SS-F	Flat Steel Plates, 6' wide x 20' long x 5/16"	\$ .80	
SS-G	Flat Steel Plates, 4' wide x 8' long, all thicknesses from 1/4" to 1"	\$ .70	\$ .86
SS-I	Concrete Re-Enforcing Bar – Grade 60, sizes No. 3 through No. 8, 20 foot lengths	<u>A615 Grade 50</u>	
		\$ .55	

No State Bid.  
Three sets of specifications were sent out.  
Two bids were received.

Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted February 11, 2015 by voice vote.

**ACT NO. 86-2015** by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE INTERMUNICIPAL AGREEMENT  
WITH CHAUTAUQUA COUNTY AND ERIE COUNTY  
FOR PARTICIPATION IN LAKE ERIE WATERSHED PROTECTION ALLIANCE**

Pursuant to Section 450 of the County Law.

WHEREAS, Lake Erie provides a fresh water resource to New York State residents and visitors for drinking water, energy production, agriculture, industry, recreation and other uses that greatly affect the New York State economy and health of users, and

WHEREAS, this resource is threatened by point and non-point source pollutants within the watershed and along the Lake Erie shoreline within New York State, and

WHEREAS, the County of Chautauqua, County of Erie, and County of Cattaraugus (the "Member Municipalities") and concerned stakeholders wish to alleviate the impact point and non-point source pollutants in recognition of the fact that the watershed crosses multiple municipal boundaries, and

WHEREAS, the Member Municipalities recognize the regional benefits of working collaboratively to save time, money, and energy in order to achieve the common goal of improved water quality and flood control of Lake Erie, and

WHEREAS, the Member Municipalities wish to form the Lake Erie Watershed Protection Alliance by way of an intermunicipal agreement as the means by which the counties will work collaboratively to address the issues confronting Lake Erie, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to enter into an intermunicipal agreement with the County of Erie and the County of Chautauqua to form the Lake Erie Watershed Protection Alliance, which shall include the following terms and conditions:

1. Name. The name of this cooperative effort among the Member Municipalities shall be the "Lake Erie Watershed Protection Alliance," hereinafter referred to as the "LEWPA".
2. Purposes. The purposes of the LEWPA shall be to protect and improve the water quality of Lake Erie and of local groundwater and surface water bodies within the watershed (i.e. streams, rivers, lakes) in accordance with national and bi-national, state, county, and local water quality regulations, planning documents and policies. By fostering collaboration between the Member Municipalities, the LEWPA shall facilitate the use of existing or future resources, organizations, and programs to implement the services necessary to protect and enhance Lake Erie.

3. Term. The term of this agreement shall commence January 1, 2015 and shall terminate December 31, 2019.
  
4. Governing Board. The LEWPA shall be governed by a Board of Directors, consisting of nine (9) members with three (3) unpaid members from each of the Member Municipalities serving a term of three (3) years, but members shall serve at the pleasure of their appointing authority and may be removed at any time. The initial three (3) members of the LEWPA from Cattaraugus County shall be:  
  
Crystal J. Abers, Director  
Cattaraugus County Department of Economic Development, Planning & Tourism  
303 Court Street  
Little Valley, New York 14755  
  
Brian Davis, District Field Manager  
Cattaraugus County Soil & Water Conservation District  
P.O. Box 1765  
8 Martha Street, Suite 2  
Ellicottville, New York 14731  
  
Christopher B. Lexer, Highway Superintendent  
Town of Yorkshire  
12171 Electric Lane  
P.O. Box 471  
Yorkshire, New York 14173.
  
5. Finances. The LEWPA Board of Directors shall operate on the basis of grants received and in-kind contributions from Member Municipalities. At no time shall Member Municipalities be required to make monetary contributions.

Approved by 8 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

Adopted February 11, 2015 by voice vote.

**ACT NO. 87-2015** by Ms. Edstrom and Mrs. Stockman  
*and Mr. Padlo*<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
WIDER OPPORTUNITIES FOR GREATER OLEAN, INC. FOR  
DEPARTMENT OF SOCIAL SERVICES TANF SERVICES GRANT FUNDING AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Social Services)**

Pursuant to Public Law 104-1993 and  
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 412-2013 authorized a contract with Everywoman Opportunity Center, Inc., for the provision of comprehensive pre-employment related and supportive services to TANF-eligible recipients and 200% TANF-eligible recipients, the term of which expired September 30, 2014, and

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

WHEREAS, Wider Opportunities for Greater Olean, Inc., 112 North Clinton Street, Olean, New York 14760, has agreed to provide comprehensive pre-employment related and supportive services to TANF-eligible recipients and 200% TANF-eligible recipients for an amount not to exceed \$10,000.00, to be paid on a monthly basis for services provided during the preceding month, as invoiced, and

WHEREAS, this program is 100% federally 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 County, with Wider Opportunities for Greater Olean, Inc., for the provision of the above-described services, for a term commencing February 1, 2015 and terminating September 30, 2015, according to the above-described terms, and be it further

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

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

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

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

Increase Estimated Revenue Account:

A.601.6151.0000.4615	Federal Aid, Flexible Funds for Family Services	\$10,000.00
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Increase Appropriation Account:

A.601.6151.0000.41607.15	Contracted Services, DSS Employment Opportunities	\$10,000.00.
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Approved by 8 members of the Finance Committee and 6 members of the Human Services Committee.

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

Adopted February 11, 2015 by voice vote.

**ACT NO. 88-2015** by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
JUDITH GALLEGOS FOR TANF ELIGIBLE DRUG/ALCOHOL  
SCREENING AND CASE MANAGEMENT**

Pursuant to 29 USCS 1604 and Section 450 of the County Law.

WHEREAS, Act 573-2014 authorized a contract with Judith Gallegos, 6 North Academy Street, Franklinville, New York 14737, an independent contractor, for the provision of drug/alcohol screening and comprehensive case management for all public assistance adult applicants/recipients, the term of which expires December 31, 2015, and

WHEREAS, Judith Gallegos has requested a rate increase from \$55,170.00 to \$56,500.00 for the 2015 contract term, and

WHEREAS, a contract amendment is necessary in order to authorize the aforementioned rate increase, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned rate increase, 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 Judith Gallegos for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

Approved by 8 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted February 11, 2015 by voice vote.

**ACT NO. 89-2015** by Ms. Edstrom and Mrs. Stockman  
*and Ms. Vickman and Mr. Padlo<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
GENESEE VALLEY CENTRAL SCHOOL DISTRICT FOR  
AMERICORPS START PROGRAM**

Pursuant to 42 USCS Section 12501 and  
Section 450 of the County Law.

WHEREAS, the Genesee Valley Central School District, 1 Jaguar Drive, Belmont, New York 14813, is desirous of partnering with the Youth Bureau for the provision of services through the AmeriCorps START Program, and

WHEREAS, the Youth Bureau is desirous of providing the aforementioned services, and

WHEREAS, the Genesee Valley Central School District has agreed to provide services for the AmeriCorps START Program by contributing an amount of \$5,400.00 for two (2) half-time members, each with 900 hours of service, and

WHEREAS, the Genesee Valley Central School District shall provide appropriate office space for the AmeriCorps member, and

WHEREAS, this program is 65% federally funded and 35% agency match and grantee share, which is fully funded by Genesee Valley Central School District's contribution, resulting in no costs 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, on behalf of Cattaraugus County, with the Genesee Valley Central School District, for the provision of services through the AmeriCorps START Program, for a term commencing October 1, 2014 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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.

Approved by 8 members of the Finance Committee and 6 members of the Human Services Committee.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Ms. Vickman and Mr. Padlo".

Adopted February 11, 2015 by voice vote.

**ACT NO. 90-2015** by Ms. Edstrom and Mrs. Stockman  
and Ms. Vickman and Mr. Padlo<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
BELFAST CENTRAL SCHOOL FOR AMERICORPS START PROGRAM**

Pursuant to 42 USCS Section 12501 and  
Section 450 of the County Law.

WHEREAS, Act 623-2013 authorized a contract with the Belfast Central School, 1 King Street, Belfast, New York 14711, for the continuation of the AmeriCorps START Program, the term of which expired December 18, 2014, and

WHEREAS, the Youth Bureau is desirous of renewing the contract with the Belfast Central School, and

WHEREAS, the Belfast Central School has agreed to provide services for the AmeriCorps START Program by contributing an amount of \$5,400.00 for two (2) half-time members, each with 900 hours of service, and

WHEREAS, this program is 65% federally funded and 35% agency match and grantee share, which is fully funded by Belfast Central School's contribution, resulting in no 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, on behalf of Cattaraugus County, with Belfast Central School, for the continuation

of the AmeriCorps START Program, for a term commencing January 12, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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.

Approved by 8 members of the Finance Committee and 6 members of the Human Services Committee.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Ms. Vickman and Mr. Padlo".

Adopted February 11, 2015 by voice vote.

**ACT NO. 91-2015** by Ms. Edstrom and Mrs. Stockman  
*and Ms. Vickman<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
SOUTHERN TIER WEST REGIONAL PLANNING & DEVELOPMENT BOARD  
FOR AMERICORPS START PROGRAM**

Pursuant to 42 USCS Section 12501 and  
Section 450 of the County Law.

WHEREAS, Act 298-2014 authorized a contract with Southern Tier West Regional Planning & Development Board, 4039 Route 219, Suite #200, Salamanca, New York 14779, for the provision of services through the AmeriCorps START Program, the term of which expired December 31, 2014, and

WHEREAS, the Southern Tier West Regional Planning & Development Board has agreed to provide services for the AmeriCorps START Program by contributing an amount of \$2,700.00 for one (1) half-time member with 900 hours of service in the AmeriCorps START Program, and

WHEREAS, Southern Tier West Regional Planning & Development Board shall provide appropriate office space for the AmeriCorps member, and

WHEREAS, this program is 65% federally funded and 35% agency match and grantee share, which is fully funded by Southern Tier West Regional Planning & Development Board's contribution, resulting in no costs 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, on behalf of Cattaraugus County, with Southern Tier West Regional Planning & Development Board, for the provision of services through the AmeriCorps START Program, for a term commencing January 12, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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.

Approved by 8 members of the Finance Committee and 6 members of the Human Services Committee.

<sup>1</sup>The following Legislator requested her name be listed as an additional sponsor: "Ms. Vickman".

Adopted February 11, 2015 by voice vote.

**ACT NO. 92-2015** by Ms. Edstrom and Mrs. Stockman  
and Ms. Vickman and Mr. Padlo<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
PORTVILLE CENTRAL SCHOOL DISTRICT FOR  
AMERICORPS START PROGRAM**

Pursuant to 42 USCS Section 12501 and  
Section 450 of the County Law.

WHEREAS, the Portville Central School District, P.O. Box 790, Portville, New York 14770, is desirous of partnering with the Youth Bureau for the provision of services through the AmeriCorps START Program, and

WHEREAS, the Youth Bureau is desirous of providing the aforementioned services, and

WHEREAS, the Portville Central School District has agreed to provide services for the AmeriCorps START Program by contributing an amount of \$5,000.00 for one (1) full-time member with 1,700 hours of service in the AmeriCorps START Program, and

WHEREAS, the Portville Central School District shall provide appropriate office space for the AmeriCorps member, and

WHEREAS, this program is 65% federally funded and 35% agency match and grantee share, which is fully funded by Portville Central School District's contribution, resulting in no costs 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, on behalf of Cattaraugus County, with the Portville Central School District, for the provision of services through the AmeriCorps START Program, for a term commencing December 29, 2014 and terminating December 28, 2015, according to the above-described terms, and be it further

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

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

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.

Approved by 8 members of the Finance Committee and 6 members of the Human Services Committee.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Ms. Vickman and Mr. Padlo".

Adopted February 11, 2015 by voice vote.

**ACT NO. 93-2015** by Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH AUTOMON, LLC  
FOR CASELOAD EXPLORER CE CHECK-IN SOFTWARE**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 90-2014 authorized a contract with AutoMon, LLC, 10450 North 74<sup>th</sup> Street, Suite 210, Scottsdale, Arizona 85258, for the provision of Ce Check-In (Web Reporting Version) Caseload Explorer software for the Probation Department in order to more efficiently supervise offenders, the term of which expires March 31, 2015, and

WHEREAS, the Probation Department is desirous of continuing the annual subscription for the Ce Check-In software, and

WHEREAS, AutoMon, LLC, shall continue to provide Ce Check-In (Web Reporting Version) Caseload Explorer software for an annual amount not to exceed 5,000.00, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned software subscription, 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 AutoMon, LLC, for the provision of a subscription for the above-described Ce Check-In Caseload Explorer software, for a term commencing April 1, 2015 and terminating March 31, 2016, with automatic annual renewals, contingent upon sufficient funds being included in each year's budget to cover such cost, according to the above-described terms.

Approved by 8 members of the Finance Committee and 6 members of the Public Safety Committee.

Adopted February 11, 2015 by voice vote.

**ACT NO. 94-2015** by Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH TRINITY SERVICES GROUP  
FOR OPERATION OF JAIL COMMISSARY**

Pursuant to Sections 217 and 450 of the County Law.

WHEREAS, Act 237-2013 authorized a contract with Swanson Services Corporation for the provision of the software and equipment necessary to collect, disburse and account for funds used by Jail inmates in the commissary, the term of which expires May 16, 2016, and

WHEREAS, Trinity Services Group, 477 Commerce Boulevard, Oldsmar, Florida 34677, has acquired Swanson Services Group and is desirous of operating the commissary for the Jail, and

WHEREAS, the Sheriff's Office is desirous of contracting with Trinity Services Group for the operation of the Jail Commissary, and

WHEREAS, Trinity Services Group can provide, at no charge to the County, the software and equipment necessary to collect, disburse and account for funds used by Jail inmates through the installation of one (1) lobby cashier, one (1) booking cashier, nine (9) inmate pod kiosks, and one (1) check printer, and

WHEREAS, Trinity Services Group shall further provide the following:

- Funding of up to \$25,000.00 to permit and install the necessary wiring for the installation of nine (9) inmate pod kiosks, the wiring of which will be performed by a licensed contractor selected by Trinity subject to the County's approval;
- Funding of up to \$16,000.00 to engage New World Systems to write and install an interface between its Jail Management System and Trinity's Inmate Trust Accounting System, which will include training as may be necessary to use the new interface; and
- Payment of \$2,000.00 annually to New World Systems for its annual maintenance fees,

and

WHEREAS, Trinity Services Group shall pay to the County a commission of 25% of all net sales made by Trinity on the premises, 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 Trinity Services Group, for the provision of the above-described services, for a term commencing February 12, 2015 and remaining in force for five (5) years and thereafter if extended by mutual agreement for additional one year periods, the specific terms of which contract shall be subject to the approval of the County Attorney and the Director of Information Services.

Approved by 8 members of the Finance Committee and 6 members of the Public Safety Committee.

Adopted February 11, 2015 by voice vote.

**ACT NO. 95-2015** by Mr. Marsh  
who asks immediate consideration

**APPOINTMENT TO CATTARAUGUS COUNTY ETHICS BOARD**

Pursuant to Local Law Number 8-1990 of the  
Cattaraugus County Legislature.

RESOLVED, that the following individual is hereby appointed to the Cattaraugus County Ethics Board for a term to expire December 31, 2016:

Brenda Merrill  
11833 Eaton Road  
Versailles, New York 14168,  
*to fill the unexpired term of Karen Strickland, who resigned.*

MS. VICKMAN moved, seconded by Mr. Padlo to waive Rule 12. Carried.

Adopted February 11, 2015 by voice vote.

**ACT NO. 96-2015** by Mr. Marsh, Mr. Murphy, Mr. Snyder, Sr., Mr. Teachman,  
Ms. Vickman, Mrs. Labuhn, Mr. Padlo and Mr. Sprague  
who ask immediate consideration

**APPOINTMENT OF COMMISSIONER OF PUBLIC WORKS**

Pursuant to Sections 204 and 205 of the County Law.

RESOLVED, that Joseph T. Pillittere, 9468 West Bucktooth Run Road, Little Valley, New York 14755 be, and hereby is, appointed Commissioner of Public Works, for a term commencing June 12, 2015 and terminating June 11, 2019, to be compensated at such salary which has heretofore been, or may hereafter be, established, and be it further

RESOLVED, that Joseph T. Pillittere be afforded all benefits in such compensation and benefit package as established for Managerial and Confidential Officers and Employees.

MR. SNYDER, SR. moved, seconded by Mr. Sprague to waive Rule 12. Carried.

Adopted February 11, 2015 by voice vote.

**ACT NO. 97-2015** by Mr. Marsh, Mr. Murphy, Mr. Snyder, Sr., Mr. Teachman,  
Ms. Vickman, Mrs. Labuhn, Mr. Padlo and Mr. Sprague  
who ask immediate consideration

**APPOINTMENT OF DIRECTOR OF INFORMATION SERVICES**

Pursuant to Sections 204 and 205 of the County Law.

RESOLVED, that Patricia A. Davison, 9354 Potter Hill Road, Cattaraugus, New York 14719 be, and hereby is, appointed Director of Information Services, for a term commencing May 16, 2015 and terminating May 15, 2019, to be compensated at such salary which has heretofore been, or may hereafter be, established, and be it further

RESOLVED, that Patricia A. Davison be afforded all benefits in such compensation and benefit package as established for Managerial and Confidential Officers and Employees.

MR. TEACHMAN moved, seconded by Mr. Koch to waive Rule 12. Carried.

Adopted February 11, 2015 by voice vote.

**ACT NO. 98-2015** by Mr. Marsh, Mr. Murphy, Mr. Snyder, Sr., Mr. Teachman,  
Ms. Vickman, Mrs. Labuhn, Mr. Padlo and Mr. Sprague  
who ask immediate consideration

**APPOINTMENT OF COUNTY ADMINISTRATOR**

Pursuant to Local Law Number 5-1985  
(Intro Number 10-1985).

RESOLVED, that John R. Searles, 733 Front Street, Olean, New York 14760, be, and hereby is, appointed Cattaraugus County Administrator for a term commencing September 14, 2015 and terminating September 13, 2019, to be compensated at such salary which has heretofore been, or may hereafter be, established.

MR. MURPHY moved, seconded by Mr. Boser to waive Rule 12. Carried.

Adopted February 11, 2015 by voice vote.

**ACT NO. 99-2015** by Mr. Marsh, Mr. Murphy, Mr. Snyder, Sr., Mr. Teachman,  
Ms. Vickman, Mrs. Labuhn, Mr. Padlo and Mr. Sprague  
who ask immediate consideration

**APPOINTMENT OF INTERIM DIRECTOR OF  
DEPARTMENT OF COMMUNITY SERVICES**

Pursuant to Sections 204 and 205 of the County Law.

WHEREAS, the current Director of the Department of Community Services is out on sick leave effective January 29, 2015, and

WHEREAS, a designation of Interim Director of the Department of Community Services should be made until the current Director returns from sick leave in order to ensure the efficient operation and conduct of the department, now, therefore, be it

RESOLVED, that effective January 29, 2015, Mary O'Leary, 12 Blanchard Street, Jamestown, New York 14701, is hereby designated as Interim Director of the Department of Community Services at a bi-weekly salary of \$3,109.00, until such time as the current Director returns.

MR. HALE moved, seconded by Mr. Keller to waive Rule 12. Carried.

Adopted February 11, 2015 by voice vote.

**ACT NO. 100-2015** by Ms. Edstrom, Mr. Klancer, Mr. Snyder, Jr., Mrs. Stockman, Mr. Teachman, Mr. Weller, Mr. Koch and Mr. Sprague who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
WENDEL WD, ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C.  
FOR RADIO INFRASTRUCTURE PROJECT AT LITTLE VALLEY COUNTY CENTER**

Pursuant to Section 450 of the County Law.

WHEREAS, the County has entered into a contract with Motorola for the upgrade of the County-wide radio system, and

WHEREAS, Motorola's proposal requires the County to provide infrastructure upgrades for each of the radio locations, with the main dispatch location being identified as the County Center in Little Valley, and

WHEREAS, Wendel WD, Engineering, Surveying & Landscape Architecture, P.C., 140 John James Audubon Parkway, Suite 201, Buffalo, New York 14228, can provide designs for selected infrastructure improvements, primarily power and data, at the Little Valley County Center, for an amount of \$10,000.00 plus reimbursable expenses not to exceed \$500.00, to be paid on a percent-of-completion basis, as invoiced and approved by the Department of Public Works, and

WHEREAS, sufficient funds are included in the budget to cover the cost 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 Wendel WD, Engineering, Surveying & Landscape Architecture, P.C., for the provision of the above-described services, for a term commencing February 11, 2015 and terminating December 31, 2015, according to the above-described terms.

MR. VANRENSELAER moved, seconded by Mr. Edwards to waive Rule 12. Carried.

Adopted February 11, 2015 by voice vote.

**ACT NO. 101-2015** by Development & Agriculture Committee:  
 Mr. VanRensselaer, Mr. Boser, Mr. Hale, Mr. Murphy,  
 Mr. Snyder, Sr., Mrs. Labuhn and Mr. Padlo  
*and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Klancer, Mr. Marsh,*  
*Mrs. Stockman, Mr. Teachman, Ms. Vickman, Mr. Weller,*  
*Mr. Koch, Mr. Sprague and Mr. Keller<sup>1</sup>*  
 who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
 CATTARAUGUS COUNTY FEDERATION OF SNOWMOBILE CLUBS, INC. AND  
 VARIOUS SNOWMOBILE CLUBS IN CATTARAUGUS COUNTY FOR  
 SNOWMOBILE TRAIL GRANT PROGRAM AND  
 ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
 (Department of Economic Development, Planning & Tourism)**

Pursuant to Article 27 of the Parks, Recreation and Historic  
 Preservation Law and Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 103-2014 authorized the Chair to execute contracts with the New York State Office of Parks, Recreation and Historic Preservation, the Cattaraugus County Federation of Snowmobile Clubs, Inc., and various snowmobile clubs for the snowmobile trail grant program, the terms of which expired March 31, 2014, and

WHEREAS, the Cattaraugus County Federation of Snowmobile Clubs, Inc., oversees the activities of various snowmobile clubs within the County, and

WHEREAS, the County desires that the development and maintenance of snowmobile trails be the responsibility of the Cattaraugus County Federation of Snowmobile Clubs, Inc., and

WHEREAS, the County shall act as a pass-through agency for purposes of disbursing the aforementioned grant funds, and

WHEREAS, the New York State Office of Parks, Recreation and Historic Preservation is allowing the County to claim an administration fee of 5% (\$7,390.25), which will be deducted from the 2<sup>nd</sup> payment, and

WHEREAS, the Cattaraugus County Federation of Snowmobile Clubs, Inc., shall distribute the aforementioned grant funds to the snowmobile clubs listed below:

	<u>2014 Grant</u>	<u>2015 Grant</u>
Ashford Snowmobile Club, Inc. PO Box 96 West Valley, NY 14171	\$ 8,820.00	\$ 8,977.50
Elibomwons, Inc. 4164 Elm Creek Road Randolph, NY 14772	\$ 23,100.00	\$ 21,113.75
Enchanted Mountains Border Riders, Inc. PO Box 325 Westons Mills, NY 14788	\$ 4,095.00	\$ 4,788.00

Franklinville Snow Sled Club, Inc. PO Box 22 Franklinville, NY 14737	\$ 23,520.00	\$ 23,474.50
Portville Snowmobile Club, Inc. PO Box 466 Portville, NY 14770	\$ 10,290.00	\$11,072.25
Snow Bounders, Inc. 9189 Cattaraugus-Otto Road Cattaraugus, NY 14719	\$ 51,345.00	\$44,355.50
Southern Tier Snow Drifters, Inc. PO Box 755 North Collins, NY 14111	\$ 10,710.00	\$11,072.25
Tri-County Drift Hoppers, Inc. Snowmobile Club PO Box 161 Sandusky, NY 14133-0161	\$ 12,600.00	\$11,371.50
Western New York Snowmobile Club of Boston, Inc. PO Box 137 Boston, NY 14025	\$ 4,410.00	\$ 4,189.50

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 contracts, on behalf of Cattaraugus County, with the New York State Office of Parks, Recreation and Historic Preservation, the Cattaraugus County Federation of Snowmobile Clubs, Inc., and the above-listed snowmobile clubs, for the provision of the above-described services, for a term commencing April 1, 2014 and terminating March 31, 2015, 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.644.7180.0000.3889.01	NYS Snowmobile Trail Grant	\$147,805.00
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Increase Appropriation Account:

A.644.7180.0000.42037	NYS Snowmobile Trail Program	\$147,805.00.
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MR. WELLER moved, seconded by Mr. Felton to waive Rule 12. Carried.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: “Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Klancer, Mr. Marsh, Mrs. Stockman, Mr. Teachman, Ms. Vickman, Mr. Weller, Mr. Koch, Mr. Sprague and Mr. Keller”.

Adopted February 11, 2015 by voice vote.

**ACT NO. 102-2015** by Mr. Edwards and Mr. Lamberson  
who ask immediate consideration

**ABOLISHING ONE (1) FULL-TIME POSITION OF SENIOR PLANNER AND CREATING  
ONE (1) FULL-TIME POSITION OF DEVELOPMENT SPECIALIST FOR AGRICULTURAL BUSINESS  
AND ONE (1) PART-TIME POSITION OF DEVELOPMENT SPECIALIST,  
ESTABLISHING COMPENSATION FOR THE SAME AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Economic Development, Planning & Tourism)**

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

WHEREAS, the Department of Economic Development, Planning and Tourism is desirous of reorganizing the work structure to achieve specific future goals of agricultural business development, and

WHEREAS, there is a need to recruit and employ an agricultural and business development specialist, and

WHEREAS, there currently is a reduced need for the type of work performed by a senior planner, and

WHEREAS, the New Position Duties Statements have been submitted to the Cattaraugus County Civil Service Commission, which has approved the titles as Development Specialist for Agricultural Business and Development Specialist in accordance with Civil Service Law Section 22, and

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

RESOLVED, that effective April 17, 2015, there is hereby abolished one (1) full-time position of Senior Planner in the Department of Economic Development, Planning and Tourism, and be it further

RESOLVED, that effective April 20, 2015, there is hereby created one (1) full-time position of Development Specialist for Agricultural Business in the Department of Economic Development, Planning and Tourism, General Bargaining Unit Salary Schedule, Pay Grade 23 (\$22.81 per hour), Position No. 642-122-001, and one (1) part-time position of Development Specialist in the Department of Economic Development, Planning and Tourism, Part-Time Employee Unit Salary Schedule, Pay Grade 23 (\$18.45 per hour), Position No. 642-100-003, and be it further

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

Decrease Appropriation Accounts:

A.642.8020.0000.11000	Full Time Wages	\$ 41,854.00
A.642.8020.0000.81000	FICA	\$ 3,201.00
A.642.8020.0000.82000	Retirement	\$ 7,868.00

A.642.8020.0000.83000	Health Insurance	\$ 11,576.00
A.642.8020.0000.84000	Dental Insurance	\$ 100.00

Increase Appropriation Accounts:

A.642.8020.0000.14000	Pay-in-Lieu of Benefit Hours	\$ 5,689.00
A.642.6420.0000.11000	Full Time Wages	\$ 29,380.00
A.642.6420.0000.12000	Part Time Wages	\$ 13,387.00
A.642.6420.0000.81000	FICA	\$ 3,273.00
A.642.6420.0000.82000	Retirement	\$ 4,534.00
A.642.6420.0000.83000	Health Insurance	\$ 8,265.00
A.642.6420.0000.84000	Dental Insurance	\$ 71.00.

MS. EDSTROM moved, seconded by Mrs. Stockman to waive Rule 12. Carried.

Adopted February 11, 2015 by voice vote.

**ACT NO. 103-2015** by Ms. Edstrom, Mr. Edwards, Mrs. Stockman,  
Ms. Vickman, Mr. Padlo and Mr. Keller  
who ask immediate consideration

**ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Health Department)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, the Civil Service Commission conducted a study and has concluded that the Health Department has two (2) full-time positions of Public Health Technician which, due to staffing requirements, currently perform the same duties as the position of Public Health Sanitarian, and

WHEREAS, the Cattaraugus County Civil Service Commission at its January 22, 2015 meeting, in accordance with Rule XXIII of the Rules of Classified Service, reclassified the two (2) full-time positions of Public Health Technician to two (2) full-time positions of Public Health Sanitarian in the Health Department, and

WHEREAS, effective January 26, 2015, the two (2) full-time positions of Public Health Technician in the Health Department, Position Nos. 401-267-002 and 401-267-003, were reclassified to two (2) positions of Public Health Sanitarian in the Health Department, filled on a full-time basis in the General Bargaining Unit Salary Schedule, Pay Grade 26 (\$25.51 per hour), Position Nos. 401-266-010 and 401-266-011, and

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

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

Decrease Appropriation Accounts:

A.401.4090.0000.20006	Computer Equipment/Software	\$9,840.00
A.401.4090.0000.47006	Operating Supplies	\$ 251.00

## Increase Appropriation Accounts:

A.401.4090.0000.11000	Full Time Wages	\$ 7,962.00
A.401.4090.0000.81000	FICA	\$ 610.00
A.401.4090.0000.82000	Retirement	\$ 1,519.00.

MR. VANRENSELAER moved, seconded by Mr. Klancer to waive Rule 12. Carried.

Adopted February 11, 2015 by voice vote.

**MOTION TO ADJOURN IN MEMORY OF  
JASON C. GATTUSO**

WHEREAS, Jason C. Gattuso, 28, of Olean, passed away on January 30, 2015, and

WHEREAS, Mr. Gattuso began his employment with Cattaraugus County in 2008 as a member of the Chautauqua County Sheriff's Academy, and

WHEREAS, after successful completion of the Academy, Mr. Gattuso was appointed part-time as a deputy in the Sheriff's Office, becoming a full-time deputy in 2010, working in court security and on the road patrol and was currently assigned to the Casino Division, and

WHEREAS, Deputy Gattuso graduated from Olean High School in 2005 where he participated in baseball, soccer and basketball, and

WHEREAS, Deputy Gattuso graduated from Jamestown Community College in 2007 and the Chautauqua County Sheriff's Academy in May 2009, and

WHEREAS, Deputy Gattuso was active in the Friday Night Sports Locker Softball League and enjoyed archery and rifle hunting, and

WHEREAS, Deputy Gattuso is survived by his parents, Drew and Kathy; a sister, Jacquie Geiger of Hinsdale; a nephew, Mark Stimlinger of Hinsdale; a grandnephew, Ethan Stimlinger of Hinsdale; a paternal grandmother, Jacquelyn Gattuso; as well as two uncles, two aunts, many cousins and close friends, and

WHEREAS, the loss of his presence will be sadly felt by his many friends and colleagues in Cattaraugus County, now, therefore, Legislator Edstrom hereby

MOVES, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, in memory of Jason C. Gattuso, 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 Jason C. Gattuso, 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 parents.

MR. MURPHY moved, seconded by Mr. Boser to adjourn until February 25, 2015 at 3:00 p.m. Carried.

Meeting adjourned at 3:31 p.m.

Ann M. Giglio  
Journal Clerk