

September 27, 2017

The meeting was called to order by Chairman Paula J. Stockman.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed one Legislator absent – Hastings.

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CHAIRMAN STOCKMAN noted that the minutes of the September 12, 2017 session stand approved as presented.

\* \* \* \* \*

**COMMUNICATIONS:**

Greene County Legislature: Resolution No. 295-17, Authorizing the Chairman of the Greene County Legislature to enter into a Retainer Agreement with the law firm of Simmons Hanly Conroy, LLC to commence a lawsuit on behalf of the County of Greene against Manufacturers of Prescription Opiates.

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**PRIVILEGE OF THE FLOOR:**

CHAIRMAN STOCKMAN granted Privilege of the Floor to Jack Searles, County Administrator, who spoke regarding the Countywide Shared Services Plan and the submission thereof to the State.

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**ACT NO. 375-2017** by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
MICHELE BORRELLO, D/B/A TPS SUPPLY CORP. FOR  
PROPANE GAS FOR ONOVILLE MARINA AND MARKHAMS HIGHWAY BARN**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Department of Public Works has solicited proposals from six (6) companies for the provision of propane gas for heating at the Department of Public Works-Highway Division at Markhams and the Onoville Marina, and

WHEREAS, Michele Borrello, d/b/a TPS Supply Corp., 1820 Route 20, Silver Creek, New York 14136, can provide propane gas for heating at the aforementioned facilities as follows: Method #2 - fixed price of \$1.1290 per gallon, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned expenses, 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 Michele Borrello, d/b/a TPS Supply Corp.,

for the provision of propane gas, for a term commencing October 1, 2017 and terminating September 30, 2018, according to the above-described terms.

Six (6) sets of specifications were sent out.

Three bids were received meeting specifications.

No State bid that meets the County's specifications.

Approved by 6 members of the Finance Committee and 5 members of the Public Works Committee.

Adopted September 27, 2017 by voice vote.

**ACT NO. 376-2017** by Mr. Klancer

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(2017 State Homeland Security Program Grant-Sheriff)**

Pursuant to Public Law 107-56, Department of Homeland Security Appropriations Act of 2005, Public Law 108-334 and Sections 363 and 366 of the County Law.

WHEREAS, Act 249-2017 authorized the Chairman to execute grant documents with the New York State Office of Homeland Security and Emergency Services for the 2017 State Homeland Security Program Grant, and

WHEREAS, the Sheriff's Office has been awarded a grant in the amount of \$39,989.00 to support terrorism prevention and preparedness efforts, and

WHEREAS, this program is 100% federally funded (CFDA #97.067), and

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

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

Increase Estimated Revenue Account:

A.311.3645.3647.4389.01	Homeland Security LETPP Grant	\$39,989.00
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Increase Appropriation Account:

A.311.3645.3647.45401	Small Equipment	\$39,989.00.
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Approved by 6 members of the Finance Committee and 6 members of the County Operations/ Public Safety Committee.

Adopted September 27, 2017 by voice vote.

**ACT NO. 377-2017** by Ms. Vickman and Ms. Hastings  
*and Mrs. Labuhn and Mr. Padlo*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATHOLIC CHARITIES OF WESTERN NEW YORK, INC., FOR  
DEPARTMENT OF SOCIAL SERVICES KINSHIP PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 430-2016 authorized a contract with Catholic Charities of Western New York, Inc., 2636 West State Street, Suite 301, Olean, New York 14760, for the provision of a Kinship Program for grandparents or other relatives who obtain custody of children, the term of which expires September 30, 2017, and

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

WHEREAS, the Kinship Program will serve approximately 55 participants and is for those children who are placed with relatives in lieu of foster care, and

WHEREAS, Catholic Charities of Western New York, Inc., can provide the aforementioned Kinship Program for a total amount not to exceed \$65,000.00, to be paid as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Catholic Charities of Western New York, Inc., for the provision of the above-described services, for a term commencing October 1, 2017 and terminating September 30, 2018, according to the above-described terms, and be it further

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 6 members of the Finance Committee and 7 members of the Human Services Committee.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: “Mrs. Labuhn and Mr. Padlo”.

Adopted September 27, 2017 by voice vote.

**ACT NO. 378-2017** by Ms. Vickman and Ms. Hastings  
and Mrs. Labuhn<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF  
SOCIAL SERVICES CHILD ABUSE PREVENTION SERVICES AND  
FAMILY ASSESSMENT RESPONSE SERVICES**

Pursuant to 18 NYCRR Parts 405, 407 and 423, Article 6, Title 1 of the  
Social Services Law and Section 450 of the County Law.

WHEREAS, Act 429-2016 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of child abuse prevention services for the Department of Social Services, the term of which expires September 30, 2017, and

WHEREAS, the Department of Social Services is also desirous of contracting for the provision of family assessment response services, and

WHEREAS, Cattaraugus Community Action, Inc., can provide the aforementioned child abuse prevention services and the family assessment response services for an amount not to exceed \$101,719.75, to be paid in monthly installments as invoiced, and

WHEREAS, this program is 62% state funded and 38% county funded, 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 Cattaraugus Community Action, Inc., for the provision of the aforementioned child abuse prevention services and family assessment response services, for a term commencing October 1, 2017 and terminating September 30, 2018, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

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

Adopted September 27, 2017 by voice vote.

**ACT NO. 379-2017** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES  
FAMILY GROUP CONFERENCING PROGRAM**

Pursuant to 18 NYCRR Parts 405 and 423 and  
Section 450 of the County Law.

WHEREAS, Act 427-2016 authorized contracts with various entities for a family group conferencing program in Cattaraugus County, the terms of which expire September 30, 2017, and

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

WHEREAS, the following various entities have agreed to provide family group conferencing program services, for a total amount not to exceed \$39,000.00, to be paid on a monthly basis, as follows and as invoiced:

<u>Agency</u>	<u>Amount</u>
Cattaraugus Community Action, Inc. 25 Jefferson Street Salamanca, New York 14779	\$26,000.00
Parent Education Program, Inc. 234 North Union Street Olean, New York 14760,	\$13,000.00

and

WHEREAS, a portion of this program is 62% state funded and 38% County funded, and the other portion is 100% federally funded (CFDA #93.558), 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 contracts, on behalf of Cattaraugus County, with the above-listed various entities, for the provision of the above-described services, for a term commencing October 1, 2017 and terminating September 30, 2018, according to the above-described terms, and be it further

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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted September 27, 2017 by voice vote.

**ACT NO. 380-2017** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
OLEAN YMCA, INC. FOR YMCA MEMBERSHIPS FOR  
FAMILIES WITH CHILDREN AT RISK OF PLACEMENT**

Pursuant to 9 NYCRR Sections 771.6 and 771.7,  
Public Law 104-193 and Section 450 of the County Law.

WHEREAS, Act 426-2016 authorized a contract with the Olean YMCA, 1011 Wayne Street, Olean, New York 14760, for the provision of YMCA memberships for family activities for at-risk youth and families in an effort to reduce at-risk factors and out-of-home placement, the term of which expires September 30, 2017, and

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

WHEREAS, the Olean YMCA has agreed to continue the provision of the above-described services for an amount not to exceed \$16,000.00 to be paid on a monthly basis for memberships provided during the preceding month, as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Olean YMCA, for the provision of the above-described services, for a term commencing October 1, 2017 and terminating September 30, 2018, according to the above-described terms, and be it further

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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted September 27, 2017 by voice vote.

**ACT NO. 381-2017** by Ms. Vickman and Ms. Hastings  
and Mr. Padlo<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
OLEAN COMMUNITY SCHOOLS FOR HIGH SCHOOL EQUIVALENCY INSTRUCTION  
AND MATH AND READING TUTORIAL SERVICES  
(Departments of Social Services and Probation)**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 432-2016 authorized a contract with the Olean Community Schools for the provision of high school equivalency (HSE) instruction services and math and reading tutorial services for the Departments of Social Services and Probation for eligible recipients up to the age of 21, in the Olean and Salamanca areas, the term of which expires September 30, 2017, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned HSE instruction services in the Olean area for a period to terminate September 30, 2018, and

WHEREAS, the County Probation Department is also in need of HSE instruction services in the Salamanca area for a period to terminate September 30, 2018, and

WHEREAS, the County Department of Social Services is also desirous of continuing the aforementioned math and reading tutorial services for a period to terminate September 30, 2018, and

WHEREAS, Olean Community Schools, 410 West Sullivan Street, Olean, New York 14760, through its Adult Education Program, can provide the aforementioned HSE instruction services and math and reading tutorial services for the Departments of Social Services and Probation for a total amount not to exceed \$32,000.00, to be paid as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Olean Community Schools, for the provision of the above-described services, for a term commencing October 1, 2017 and terminating September 30, 2018, according to the above-described terms, and be it further

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 6 members of the Finance Committee, 6 members of the County Operations/Public Safety Committee and 7 members of the Human Services Committee.

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

Adopted September 27, 2017 by voice vote.

**ACT NO. 382-2017** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
 OLEAN COMMUNITY SCHOOLS FOR AFTER SCHOOL AND  
 SUMMER PROGRAM FOR AT-RISK YOUTH FOR  
 DEPARTMENT OF SOCIAL SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 431-2016 authorized a contract with Olean Community Schools, 410 West Sullivan Street, Olean, New York 14760, for the provision of an after school and summer program for at-risk youth, the term of which expires September 30, 2017, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned after school and summer program for at-risk youth, and

WHEREAS, Olean Community Schools can provide the aforementioned after school and summer program for at-risk youth for an amount not to exceed \$11,000.00, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Olean Community Schools, for the provision of the above-described services, for a term commencing October 1, 2017 and terminating September 30, 2018, according to the above-described terms, and be it further

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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted September 27, 2017 by voice vote.

**ACT NO. 383-2017** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
UNITED WAY OF CATTARAUGUS COUNTY FOR  
EARNED INCOME TAX CREDIT PROGRAM COORDINATOR**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 451-2016 authorized a contract with the United Way of Cattaraugus County for the provision of a volunteer coordinator for the Earned Income Tax Credit program, the term of which expires September 30, 2017, and

WHEREAS, the County Department of Social Services is desirous of providing the services of a volunteer coordinator for the Earned Income Tax Credit program, and

WHEREAS, the United Way of Cattaraugus County, 807 West State Street, Olean, New York 14760, can provide a volunteer coordinator for the Earned Income Tax Credit program for an amount not to exceed \$14,000.00, to be paid as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 United Way of Cattaraugus County, for the provision of the above-described services, for a term commencing October 1, 2017 and terminating September 30, 2018, according to the above-described terms, and be it further

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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted September 27, 2017 by voice vote.



ACT NO. 384-2017 by Mr. Klancer and Mr. Neal

**AMENDING ACT 474-2015 REGARDING PLAN FOR DISBURSEMENT OF CERTAIN FUNDS RECEIVED FROM THE NEW YORK STATE INDIGENT LEGAL SERVICES FUND (ILSF) (June 1, 2014 – May 31, 2017 Grant Round 4)**

Pursuant to Section 363 of the County Law.

WHEREAS, Act 174-2014 authorized the Chairman to apply for a three (3) year Indigent Legal Services Funding grant from the New York State Office of Indigent Legal Services for the purpose of improving the availability and quality of indigent legal services, and

WHEREAS, in order to receive such funds, the County submitted a plan to the Office of Indigent Legal Services for the disbursement of such funds, and

WHEREAS, Act 474-2015 authorized the plan for disbursement of the funds received from the NYS Indigent Legal Services Fund (ILSF), and

WHEREAS, due to a turnover in employees, the disbursement of such funds for salary enhancements to the Assistant Public Defenders should be revised, now, therefore, be it

RESOLVED, that Act 474-2015 be, and hereby is, amended as follows:

- In the 1<sup>st</sup> Resolved, delete: "Position" throughout resolution, and replace with: "Stipend", and be it further

RESOLVED, that effective September 25, 2017, Act 474-2015 be, and hereby is, further amended as follows:

- In the 1<sup>st</sup> Resolved, for the year 2017, add the following:

<u>Stipend Number</u>	<u>9/25/17 – 12/31/17</u> <u>Total Amount including</u> <u>county share of FICA and</u> <u>Retirement</u>	<u>Bi-Weekly Amount as</u> <u>adjustment to pay</u>
002	\$ 570.52	\$ 69.69
005	\$1,583.84	\$193.47

and be it further

RESOLVED, that Act 474-2015 be, and hereby is, further amended as follows:

- In the 1<sup>st</sup> Resolved, for the year 2018, under Stipend Number 002, delete: "\$6,182.55" and "\$263.16", and replace with: "\$1,589.30" and "\$69.69", and
- In the 1<sup>st</sup> Resolved, for the year 2018, under the Stipend Number column, add: "005" and "\$4,412.13" and "\$193.47".

Approved by 6 members of the Finance Committee and 6 members of the County Operations/ Public Safety Committee.

Adopted September 27, 2017 by voice vote.

ACT NO. 385-2017 by Mr. Giardini and Mr. Helmich

**AMENDING ACT 363-2017 REGARDING BID ACCEPTANCE FOR CUTTING EDGES  
AND SHOES FOR GRADERS, PLOWS AND WINGS  
(Department of Public Works)**

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

WHEREAS, Act 363-2017 authorized contracts for the purchase of cutting edges and shoes for graders, plows and wings for the Department of Public Works, according to specifications provided by the Public Works Committee, and

WHEREAS, one of the accepted bidders, Lactal Equipment, Inc., cannot meet specifications for the wing blade rubber, now, therefore, be it

RESOLVED, that Act 363-2017 be amended as follows: In the 2<sup>nd</sup> Whereas, under the bids for Northern Supply, Inc., add the following:

"F-RG	1.5"x 10"x 11'	50 Blades or Greater	\$250.00",
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and be it further

RESOLVED, that Act 363-2017 be further amended as follows: In the 2<sup>nd</sup> Whereas, delete the following:

***"LACAL EQUIPMENT, INC.***

***901 West Pike Street***

***Jackson Center, Ohio 45334***

Wing Blade Rubber –Standard Highway Punch –Slotted

Extruded & Vulcanized Styrene-Butadiene Rubber

<u>Index #</u>	<u>Description</u>	<u>2017 Rate</u>	
F-RG	1.5"x 10"x 11"	50 Blades or Greater	\$239.25".

Approved by 6 members of the Finance Committee and 5 members of the Public Works Committee.

Adopted September 27, 2017 by voice vote.

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MR. BRETON moved, seconded by Mr. Higgins, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 386-2017 through Act No. 392-2017. Carried.

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**ACT NO. 386-2017** by Mr. Giardini and Mr. Helmich  
who ask immediate consideration

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS FOR  
PURCHASE OF ROLL-OFF CONTAINERS  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Department of Public Works advertised for sealed bids for the purchase of roll-off containers, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the only bid received did not meet specifications and should be rejected, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby rejects the bid received for the purchase of roll-off containers, which was opened on August 30, 2017, and authorizes all actions previously taken by the Department of Public Works regarding such rejection nunc pro tunc.

Adopted September 27, 2017 by voice vote.

**ACT NO. 387-2017** by Mr. Giardini, Mr. Helmich, Ms. Vickman and Ms. Hastings  
who ask immediate consideration

**BID ACCEPTANCE FOR WASTE DISPOSAL AT THE  
PINES HEALTHCARE AND REHABILITATION CENTER-MACHIAS CAMPUS  
(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 waste disposal services at The Pines Healthcare and Rehabilitation Center-Machias Campus, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for The Pines Healthcare and Rehabilitation Center-Machias Campus, was the bid of Waste Management of New York, LLC, 100 Ransier Drive, West Seneca, New York 14224, for an amount of \$825.00 per month, for a total contract amount of \$20,625.00, as follows:

<u>Quantity</u>	<u>Size Container</u>	<u>Type of Container</u>	<u>Number of Pickups Per Week</u>	<u>Amount Per Month</u>
Three (3) each	8 cubic yard	Trash Container	2 times	\$738.00
One (1) each	8 cubic yard	Cardboard/Recycle	1 time	\$ 87.00

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

RESOLVED, that the bid of Waste Management of New York, LLC, be, and the same hereby is, accepted for a term commencing October 1, 2017 and terminating October 31, 2019, and be it further

RESOLVED, that the vouchers accordingly certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.  
 No State Bid.  
 Four sets of specifications were sent out.  
 Two bids were received.

Adopted September 27, 2017 by voice vote.

**ACT NO. 388-2017** by Mr. Breton, Mr. Helmich, Mr. Neal, Ms. Vickman and Mrs. Labuhn  
 who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH PRIME SERVICES, INC. FOR  
 DIETECH PRODUCTION & PURCHASING FOOD MANAGEMENT SYSTEM  
 FOR THE PINES HEALTHCARE AND REHABILITATION CENTER-MACHIAS CAMPUS**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 315-2016 authorized a contract with Healthcare Services Group, Inc., for the provision of the Mealtracker software for the Department of Nursing Homes, and

WHEREAS, the Department of Aging provides the meals at The Pines Healthcare and Rehabilitation Center-Machias Campus, and the Department of Nursing Homes is in need of a more comprehensive food service management software to replace the Mealtracker software, and

WHEREAS, the Department of Nursing Homes has agreed to contract with Prime Services, Inc., to provide the aforementioned food service management software for the Machias Campus, and

WHEREAS, Prime Services, Inc., 6400 Sheridan Drive, Suite 112, Williamsville, New York 14221, can provide the Dietech Production & Purchasing Food Service Management System for The Pines Healthcare and Rehabilitation Center-Machias Campus for an amount as follows, to be paid as invoiced:

One-Time Setup Fee	\$2,500.00
Annual technical support and software updates	\$1,850.00,

and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned software, 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 Prime Services, Inc., for the provision of the above-described Dietech Production & Purchasing Food Service Management System, for a term commencing April 14, 2017, to continue in full force and effect under the same rates, terms and conditions, until terminated by either party hereto, according to the above-described terms.

Adopted September 27, 2017 by voice vote.

**ACT NO. 389-2017** by Ms. Vickman and Mr. Giardini  
who ask immediate consideration

**ABOLISHING ONE (1) FULL-TIME POSITION OF AUTOMOTIVE MECHANIC  
IN THE DEPARTMENT OF PUBLIC WORKS**

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

WHEREAS, effective October 30, 2017, there will be a vacancy in a position of  
Automotive Mechanic in the Department of Public Works, and

WHEREAS, it is the intention of the Commissioner of Public Works not to fill this  
position, and

WHEREAS, it is prudent to permanently abolish this position, now, therefore, be it

RESOLVED, effective October 30, 2017, there is hereby abolished one (1) full-time  
position of Automotive Mechanic in the Department of Public Works, Position No. 502-022-002.

Adopted September 27, 2017 by voice vote.

**ACT NO. 390-2017** by Mrs. Stockman  
who asks immediate consideration

**CREATING ONE (1) PART-TIME POSITION OF ASSESSOR'S AIDE IN THE  
OFFICE OF REAL PROPERTY TAX SERVICES AND  
ESTABLISHING COMPENSATION FOR THE SAME**

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

WHEREAS, due to the future increased workload in the Office of Real Property Tax  
Services, a position of Assessor's Aide is necessary in order to handle the anticipated increased  
workload, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus  
County Personnel Officer, who has approved and certified the title of Assessor's Aide in accordance with  
Civil Service Law Section 22, and

WHEREAS, sufficient funds are included in the budget of the Office of Real Property Tax  
Services to cover the cost of the aforementioned position, now, therefore, be it

RESOLVED, effective October 2, 2017, there is hereby created one (1) position of  
Assessor's Aide in the Office of Real Property Tax Services, to be filled on a part-time basis, Part-Time  
Employee Unit Salary Schedule, Pay Grade 17 (\$14.49 per hour), Position No. 135-025-001.

Adopted September 27, 2017 by voice vote.

**ACT NO. 391-2017** by Ms. Vickman, Mr. Breton and Mr. Klancer  
who ask immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF SECRETARY TO THE COUNTY ATTORNEY,  
ABOLISHING ONE (1) FULL-TIME POSITION OF COMMUNITY SERVICES AIDE  
IN THE DEPARTMENT OF SOCIAL SERVICES, ESTABLISHING COMPENSATION FOR THE SAME  
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(County Attorney's Office)**

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

WHEREAS, due to the increased clerical workload in the Social Services Legal Division of the County Attorney's Office, a position of Secretary to the County Attorney is necessary in order to assist in handling the increased workload, and

WHEREAS, the Department of Social Services had previously assigned its position of Community Services Aide to assist the County Attorney's Office in managing the increased clerical workload, and

WHEREAS, it is in the best interests of both Departments to permanently create a position in the County Attorney's Office and abolish the position in the Department of Social Services, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Personnel Officer, who approved and certified the title of Secretary to the County Attorney in accordance with Civil Service Law Section 22, and

WHEREAS, various appropriation accounts must be adjusted to cover the cost of the secretarial position, now, therefore, be it

RESOLVED, effective October 1, 2017, there is hereby abolished one (1) full-time position of Community Services Aide in the Department of Social Services, Position No. 601-060-004, and be it further

RESOLVED, effective October 1, 2017, there is hereby created one (1) position of Secretary to the County Attorney in the County Attorney's Office, to be filled on a full-time basis, Managerial and Confidential Officers and Employees Salary Schedule, Pay Grade 22 (\$22.95 per hour), Position No. 142-295-004, and be it further

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

Decrease Appropriation Accounts:

A.142.1420.0000.41201	Legal Services	\$ 3,719.53
A.601.6010.0002.11000	Full-Time Wages	\$ 7,261.80
A.601.6010.0002.81000	FICA	\$ 555.53
A.601.6010.0002.82000	Retirement	\$ 675.35
A.601.6010.0002.83000	Health Insurance	\$ 4,667.91
A.601.6010.0002.84000	Dental	\$ 35.88

Increase Appropriation Accounts:

A.142.1420.0000.11000	Full-Time Wages	\$10,442.25
A.142.1420.0000.81000	FICA	\$ 798.83
A.142.1420.0000.82000	Retirement	\$ 971.13

A.142.1420.0000.83000	Health Insurance	\$ 4,667.91
A.142.1420.0000.84000	Dental	\$ 35.88.

Adopted September 27, 2017 by voice vote.

**ACT NO. 392-2017** by Mr. Breton, Mr. Neal and Ms. Vickman  
who ask immediate consideration

**APPROVING LEASE AGREEMENT BETWEEN CATTARAUGUS COUNTY,  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND  
PARK CENTRE DEVELOPMENT, INC. FOR  
DEPARTMENT OF COMMUNITY SERVICES PROS FACILITY**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 142-2013 authorized a lease agreement with Park Centre Development, Inc., One Blue Bird Square, Olean, New York 14760, for the Department of Community Services PROS Facility, the term of which expires March 31, 2018, and

WHEREAS, the County negotiated a new lease with Park Centre Development, Inc., for the period April 1, 2018 through March 31, 2023, and

WHEREAS, Park Centre Development, Inc., agreed to lease approximately 12,000 square feet of space at the former Niagara Mohawk Building located at 203 Laurens Street in the City of Olean, at the rate of \$9.97 per square foot, for the period April 1, 2018 through March 31, 2023, to be paid monthly, excluding utilities, for a term of five (5) years, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a lease agreement with Cattaraugus County, the Cattaraugus County Community Services Board and Park Centre Development, Inc., for the lease of the PROS Facility, for a term commencing April 1, 2018 through March 31, 2023, according to the above-described terms.

Adopted September 27, 2017 by voice vote.

\* \* \* \* \*

MR. HELMICH moved, seconded by Mr. Boberg, to adjourn until October 11, 2017 at 4:00 p.m.  
Carried.

Meeting adjourned at 4:22 p.m.

Ann M. Giglio  
Journal Clerk