

October 11, 2017

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

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed all Legislators present.

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CHAIRMAN STOCKMAN noted that the minutes of the September 27, 2017 session stand approved as presented.

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COMMUNICATIONS:

Ellicottville Chamber of Commerce: Letter from Executive Director Brian McFadden regarding success and positive feedback received from Ellicottville Lacrosse Tournament held September 22-24, 2017 and acknowledging Cattaraugus County's commitment to improving local baseball fields as a partnership and collaboration to increase organized sporting events in the County.

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PRIVILEGE OF THE FLOOR:

CHAIRMAN STOCKMAN granted Privilege of the Floor to Legislator Vickman who introduced Madelyn Thornton of Allegany-Cattaraugus Cancer Services. Ms. Thornton spoke regarding Breast Cancer Awareness Month, the importance of screening and the services provided by their program.

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ACT NO. 393-2017 by Mr. VanRensselaer and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATION WITH
NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION
FOR SNOWMOBILE TRAIL MAINTENANCE PROGRAM FUNDING**

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

WHEREAS, Act 444-2016 authorized the Chair to execute a grant application with the New York State Office of Parks, Recreation and Historic Preservation for snowmobile trail maintenance program funding for the 2016-2017 program year, and

WHEREAS, funding is again available through the New York State Office of Parks, Recreation and Historic Preservation for maintenance of snowmobile trails for the 2017-2018 program year, and

WHEREAS, the Cattaraugus County Snowmobile Federation has requested Cattaraugus County to act as a local sponsor for the grant application, and

WHEREAS, if the grant application is successful, then the Legislature would consider legislation entering into contracts with either the Cattaraugus County Federation of Snowmobile Clubs, Inc. or the snowmobile clubs for the snowmobile trail maintenance, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the New York State Office of Parks, Recreation and Historic Preservation for the 2017-2018 program year, 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 7 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

Adopted October 11, 2017 by voice vote.

ACT NO. 394-2017 by Mr. VanRensselaer and Mr. Padlo
and Mr. Koch¹

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
SENECA-SALAMANCA AREA CHAMBER OF COMMERCE, INC. FOR
INFORMATION CENTER MANAGER/COORDINATOR**

Pursuant to Sections 224(14) and 450 of the County Law.

WHEREAS, Act 70-2016, as amended by Acts 216-2016, 364-2016, 620-2016 and 219-2017, authorized a contract with the Seneca-Salamanca Area Chamber of Commerce, Inc., 734 Broad Street, Suite 103, Salamanca, New York 14779, for the provision of an information center manager for the I-86 (westbound) rest area, the term of which expired September 30, 2017, and

WHEREAS, the County is responsible for staffing the rest area on I-86 (westbound) in the Town of Allegany for a minimum of five (5) hours per day for 151 days per year, plus additional hours per day during the holiday periods of Thanksgiving, Christmas and Easter, and

WHEREAS, the County Department of Economic Development, Planning and Tourism does not have sufficient staff to provide management of the information center, and

WHEREAS, the Seneca-Salamanca Area Chamber of Commerce, Inc., can provide an information center manager/coordinator for a minimum of 15 hours per week, with six (6) to eight (8) hours on Sundays (mandatory), as well as holiday periods, for an amount not to exceed \$2,812.50 for three (3) months, to be paid as invoiced, and

WHEREAS, it is necessary to amend the aforementioned contract to continue the provision of services until December 31, 2017 for an amount not to exceed \$2,812.50, 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 an amended contract, on behalf of Cattaraugus County, with the Seneca-Salamanca Area Chamber of Commerce, Inc., for the provision of the above-described services, for a term commencing October 1, 2017 and terminating December 31, 2017, according to the above-described terms.

Approved by 7 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

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

Adopted October 11, 2017 by voice vote.

ACT NO. 395-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
MILLENNIUM COLLABORATIVE CARE
FOR DELIVERY SYSTEM REFORM INCENTIVE PAYMENT**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 411-2015 authorized a contract with Millennium Collaborative Care, 462 Grider Street, Buffalo, New York 14215, for participation in the New York State Delivery System Reform Incentive Payment (DSRIP) program as an institutional participating provider at no cost to the County, and

WHEREAS, Millennium Collaborative Care is desirous of amending the Master Participation Agreement to include goals, metrics, and compensation available to participants for DSRIP Measurement Year 4 and DSRIP Demonstration Year 3, which encompasses the period April 1, 2017 through June 30, 2018, and

WHEREAS, the Erie County Medical Center (ECMC) is the lead provider for the DSRIP program, and

WHEREAS, an amended contract is necessary in order to participate in the aforementioned DSRIP program, and

WHEREAS, the total potential award allocation for the Cattaraugus County Health Department for the period of April 1, 2017 through June 30, 2018 is as follows:

Home Health Agency	\$22,727.27
Skilled Nursing Facility (The Pines Olean)	\$ 6,578.95
Skilled Nursing Facility (The Pines Machias)	<u>\$ 6,578.95</u>
Total	\$35,885.17,

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 Millennium Collaborative Care, for participation in the DSRIP program, for the original contract term commencing September 1, 2015 and terminating August 31, 2016, with automatic renewals for one-year periods thereafter, according to the above-described terms.

Approved by 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted October 11, 2017 by voice vote.

ACT NO. 396-2017 by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH GENESEE COUNTY
FOR HOUSING OF INMATES AT COUNTY JAIL**

Pursuant to Section 450 of the County Law.

WHEREAS, Genesee County is desirous of housing some of its inmates at the Cattaraugus County Jail, and

WHEREAS, the County, contingent upon available space, shall accept inmates from the Genesee County Sheriff's Office, for a minimum amount of \$85.00 per day per inmate, and

WHEREAS, medical services for such inmates will be paid for by the Genesee County Sheriff's Office, 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 Genesee County, for the housing of inmates at the Cattaraugus County Jail, for a five (5) year term commencing October 1, 2017 and terminating *September 30, 2022*¹, with automatic renewals on a year-to-year basis under the same rates, terms and conditions, according to the above-described terms.

Approved by 7 members of the Finance Committee and 7 members of the County Operations/ Public Safety Committee.

¹MR. NEAL moved, seconded by Mr. Klancer, to amend as follows: In the Resolved, delete: "December 31, 2017", and replace with: "September 30, 2022". Carried.

Adopted, as amended, October 11, 2017 by voice vote.

ACT NO. 397-2017 by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE EMERGENCY MANAGEMENT OFFICE FOR RADIO TOWER SPACE
USE BY NEW YORK STATE EMERGENCY MANAGEMENT OFFICE**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, the County currently operates and maintains a communications radio tower site on land owned by the New York State Department of Environmental Conservation (NYSDEC) located in the McCarty Hill State Forest, and

WHEREAS, Act 132-2005 authorized a contract with the New York State Emergency Management Office, 1220 Washington Avenue, Suite 101, Building 22, Albany, New York 12226-2251,

for the use of space at the 140 foot and 170 foot levels of the County's radio tower located on McCarty Hill, the term of the aforementioned contract expired January 31, 2015, and

WHEREAS, the NYS Emergency Management Office has continued to utilize the aforementioned tower space since February 1, 2015 and is desirous of continuing such usage, and

WHEREAS, the County should continue to allow the New York State Emergency Management Office to use space at the 140 foot and 170 foot levels of the County's radio tower located on McCarty Hill at no cost, 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 New York State Emergency Management Office, for use of the above-described space, for a term commencing February 1, 2015 to continue in full force and effect for a term of five (5) years with the option to renew for an additional five (5) year term, according to the above-described terms.

Approved by 7 members of the Finance Committee and 7 members of the County Operations/
Public Safety Committee.

Adopted October 11, 2017 by voice vote.

ACT NO. 398-2017 by Mr. Klancer and Mr. Neal
*and Mr. Boberg, Mr. Helmich, Mr. VanRensselaer, Ms. Vickman and Mr. Koch*¹

**ADOPTING CATTARAUGUS COUNTY OFFICE OF EMERGENCY SERVICES
FIREARMS POLICY AND PROCEDURES**

Pursuant to Section 153 of the County Law.

WHEREAS, the County Office of Emergency Services is desirous of establishing and adopting a policy for the on-duty use of firearms by Emergency Services personnel, and

WHEREAS, a Cattaraugus County Office of Emergency Services Firearms Policy and Procedures has been prepared and approved by the Office of Emergency Services, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby establishes and adopts the Cattaraugus County Office of Emergency Services Firearms Policy and Procedures dated October 11, 2017, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby authorizes and directs the Director of Emergency Services to develop a schedule and plan for the structured implementation of the Firearms Policy hereinafter established, in a manner that is not disruptive to the operations of the Office of Emergency Services, and be it further

RESOLVED, that the Director of Emergency Services is further authorized and directed to provide periodic reports to the Legislature regarding the implementation of this policy.

Approved by 7 members of the Finance Committee and 7 members of the County Operations/
Public Safety Committee.

¹The following Legislators requested their names be listed as additional sponsors: "Mr. Boberg, Mr. Helmich, Mr. VanRenssealer, Ms. Vickman and Mr. Koch".

Adopted October 11, 2017 by voice vote.

ACT NO. 399-2017 by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT WITH
CATTARAUGUS-LITTLE VALLEY CENTRAL SCHOOL DISTRICT FOR
USE OF SPACE FOR SHERIFF'S OFFICE TRAINING**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, the County Sheriff's Office is desirous of leasing space in the Cattaraugus-Little Valley Central School District - Little Valley Campus building (CLVCS), located at 207 Rock City Street in Little Valley, New York, and

WHEREAS, the CLVCS District has agreed to lease to the County space for use by the Sheriff's Office, comprised of Room No. 212, Room No. 125 (the Staff Room), gymnasium and associated common spaces (including hallways, bathrooms [one male and one female], entranceways, etc.) at the Little Valley Campus located at 207 Rock City Street, for a flat rate of \$2,200.00 for usage of classroom 212 and the gymnasium, which includes the cost of utilities capped at the cost of utilities consumed during the first year of the Lease, and

WHEREAS, CLVCS shall include parking spots in the parking lot adjacent to the premises and the parking lot owned by CLVCS across from the premises, with the County responsible for sanding and plowing of the parking lots and sidewalk areas, and

WHEREAS, the County will provide fiber optic cable for the rental space and telephone service, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a lease agreement, on behalf of Cattaraugus County, with the Cattaraugus-Little Valley Central School District, for the leasing of the above-described space in the Little Valley Campus building, for a term commencing July 1, 2017 and terminating June 30, 2018, with the option to renew for two (2) additional one-year terms, according to the above-described terms.

Approved by 7 members of the Finance Committee and 7 members of the County Operations/
Public Safety Committee.

Adopted October 11, 2017 by voice vote.

ACT NO. 400-2017 by Mr. Breton, Mrs. Stockman, Mr. VanRensselaer,
Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ERIE COUNTY FOR MEDICAL EXAMINER OFFICE SERVICES**

Pursuant to Section 119-o of the General Municipal Law and
Sections 450, 673 and 674 of the County Law.

WHEREAS, Act 151-2017 authorized a contract with Erie County for medical examiner office services, including toxicology, the term of which expires December 31, 2017, and

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

WHEREAS, the Erie County Medical Examiner's Office shall provide autopsies, including toxicology services, for Cattaraugus County in accordance with the following fee schedule:

- guarantee up to 12 cases per year, as follows:

2018	\$2,200.00/case - lump sum amount	\$26,400.00
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- above 12 cases per year, as follows:

<u>2018</u>		
External Exam	\$1,800.00	
Partial Autopsy	\$2,275.00	
Full Autopsy	\$2,800.00	
- Failure to remove personal property \$100.00 property removal fee
- Failure to provide investigation information \$150.00 investigation fee
- Dental Identification \$170.00 per case, when needed
- Court Testimony will be billed at the following rates:

Criminal/Consultation	\$475.00 per hour
Clerical Staff Time	\$40.00 per hour
Travel Expenses	\$180.00 per hour
- Examination of Non-Human Remains (bones) \$275.00 per case
- Additional Costs: (when needed, will be billed to the County):

Limited consult (1-8 hours)	\$200.00
Comprehensive consult (8+ hours)	\$600.00

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 the County of Erie, for the provision of the above-described medical examiner services, for a term commencing January 1, 2018 and terminating December 31, 2018, according to the above-described terms.

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

Adopted October 11, 2017 by voice vote.

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MR. HALE moved, seconded by Mr. Klancer, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 401-2017 through Act No. 404-2017. Carried.

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ACT NO. 401-2017 by Ms. Vickman and Ms. Hastings
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL MEDICAID UPPER
PAYMENT LIMIT SCHEDULE REQUEST FOR DEPARTMENT OF NURSING HOMES
SUPPLEMENTAL FUNDING AND APPROPRIATE FROM FUND BALANCE
(Department of Nursing Homes)**

Pursuant to Section 2808(12)(e-1) of the Public Health Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, the New York State Public Health Law provides for Supplemental Medicaid Upper Payment Limit payments of up to \$305 million statewide to non-state operated public nursing facilities, and

WHEREAS, the \$305 million is allocated to each qualifying nursing home, based upon the ratio of each facility's reported Medicaid days divided by the total reported Medicaid days for all eligible public nursing homes for calendar year 2014, and

WHEREAS, the County's The Pines Healthcare and Rehabilitation Centers are eligible for payments of \$2,958,600.00 for the Olean facility and \$3,690,854.00 for the Machias facility, and

WHEREAS, since these payments are exempt from the Medicaid local share cap statute, counties in New York State are responsible for transferring the full 50% non-federal share of each payment to the state prior to the corresponding 100% payment being released to the nursing homes, and

WHEREAS, it is proposed that the County apply for the entire payment which is expected to be received by the County between October 11, 2017 and November 30, 2017, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute the Supplemental Medicaid Upper Payment Limit Schedule Request Form for the County Department of Nursing Homes as described above, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate the amount of \$1,324,727.00 from the General Fund Unreserved Fund Balance and make the following budgetary change:

Increase Appropriation Account:

A.601.6102.0000.40608	IGT Payment	\$1,324,727.00.
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Adopted October 11, 2017 by voice vote.

ACT NO. 402-2017 by Mr. Klancer
who asks immediate consideration

**TRANSFER OF FUNDS
(Contingent Fund – Emergency Services)**

Pursuant to Sections 363 and 365 of the County Law.

WHEREAS, the County Office of Emergency Services purchased a new DisasterLAN server in 2016 using funds received through the New York State Office of Homeland Security grant, and

WHEREAS, licensing and calibration fees have recently been identified and are now required in order to put the new DisasterLAN server into service, and

WHEREAS, both the licenses and the calibration package are available for purchase through New York State contracts, as follows:

<u>Vendor</u>	<u>Product Description</u>	<u>Mfg#</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Ext. Price</u>
Dell P.O. Box 643561 Pittsburgh, PA 15264-3561	SQL Per User Cal 2016	359-06368	50	\$131.31	\$6,565.50

<u>Vendor</u>	<u>Description & Product #</u>	<u>NYS OGS Hire Contract</u>	<u>Units</u>	<u>Total</u>
Buffalo Computer Graphics 4185 Bayview Road Blasdell, NY 14219 and	Calibration Package Product #77-050001-05	\$1,187.50	1	\$1,187.50

WHEREAS, a transfer of funds is necessary in order to cover the cost of the licensing and calibration fees, now, therefore, be it

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

Decrease Appropriation Account:

A.901.1990.0000.40601	Contingent Fund	\$7,753.00
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Increase Appropriation Account:

A.364.4030.0000.45203	Software Licenses and Maintenance	\$7,753.00.
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Adopted October 11, 2017 by voice vote.

ACT NO. 403-2017 by Ms. Vickman and Ms. Hastings
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
OLEAN GENERAL HEALTHCARE SYSTEMS FOR RESPIRATORY EQUIPMENT**

Pursuant to 10 NYCRR Section 415.12(k) and
Section 450 of the County Law.

WHEREAS, Act 406-2013, as amended by Acts 440-2014 and 69-2017, authorized a contract with Olean General Healthcare Systems, 234 Homer Street, Olean, New York 14760, for the provision of respiratory equipment and related services to the County Department of Nursing Homes, the term of which expired September 30, 2017, and

WHEREAS, the County is desirous of extending the aforementioned contract until September 30, 2018, in order to rebid the services, and

WHEREAS, Olean General Healthcare Systems can provide the aforementioned respiratory equipment and related services for the Department of Nursing Homes, and any other County Department that may need such equipment, in accordance with the following rate schedule:

<u>Description</u>	<u>Rate Per Unit</u>	<u>Comments</u>
Oxygen Concentrators, 5 liter	\$1.60/day	
Portable Oxygen Concentrator	\$5.00/day	

BiPAP-S	\$3.00/day	Equipment "caps" after 13 months and becomes property of the facility *
CPAP	\$2.35/day	Equipment "caps" after 13 months and becomes property of the facility *
CiPAP-S/T (ventilator)	\$6.50/day	
Air Compressors (50 psi)	\$1.00/day	
Miscellaneous Supplies	25% off list	
Pulse Oximeter	\$20.00/month	
Oxygen Conservers	\$10.00/month	
Ventilators BiPAP-S/T	\$295.00/month	
RT Visit for facility-owned equipment	\$100.00	
Repairs on facility-owned equipment	Repair estimate will be given	

*Capped equipment becomes the property of the facility after 13 rental payments. During the rental period, repairs are included. After the rental period, repairs and clinician consults can be requested and will be billed to the facility.

Services for a respiratory therapist for clinical support and routine maintenance/calibration of equipment shall be included by the vendor.

In-service training and documentation will also be provided by the vendor.,
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 extension, on behalf of Cattaraugus County, with Olean General Healthcare Systems, 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.

Adopted October 11, 2017 by voice vote.

ACT NO. 404-2017 by Mr. Breton, Mr. Higgins, Mr. Neal,
Ms. Vickman and Mr. Giardini
who ask immediate consideration

**ESTABLISHING COMPENSATION FOR POSITION OF MEDICAL DIRECTOR
IN THE OFFICE OF EMERGENCY SERVICES AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Office of Emergency Services)**

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

WHEREAS, Act 342-2016 created the position of Medical Director in the Office of Emergency Services, and

WHEREAS, the Office of Emergency Services has contracted with various emergency medical services (EMS) agencies to provide Medical Director services, and

WHEREAS, the Cattaraugus County Personnel Officer has reviewed the duties currently assigned to the part-time Medical Director in the Office of Emergency Services and approved the assignment of the additional responsibilities required through the contracts with various EMS agencies to the aforementioned Medical Director position, and

WHEREAS, sufficient funds are generated through the fees collected through the aforementioned contracts with various EMS agencies to cover the cost of this position, and

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

RESOLVED, that effective immediately, the Medical Director in the Office of Emergency Services, Position No. 364-211-001, shall be compensated the amount of \$1,606.69 bi-weekly for the remainder of 2017, and be it further

RESOLVED, that effective January 1, 2018, the Medical Director in the Office of Emergency Services, Position No. 364-211-001, shall be compensated at a bi-weekly salary of \$764.66, or at such salary as may hereinafter be established, and be it further

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

Increase Estimated Revenue Account:

A.364.4030.0000.1689.05	EMS Director Fees	\$11,704.04
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Increase Appropriation Accounts:

A.364.4030.0000.12000	Part-Time Wages	\$ 9,363.23
A.364.4030.0000.8100	FICA	\$ 716.29
A.364.4030.0000.82000	Retirement	\$ 1,624.52.

Adopted October 11, 2017 by voice vote.

MOTION TO ADJOURN IN MEMORY OF DAVID J. ELLING

WHEREAS, David J. Elling, 57, of Allegany, passed away on October 8, 2017 at Erie County Medical Center from injuries sustained in a motorcycle accident, and

WHEREAS, after many years in the construction business, Mr. Elling began his employment with Cattaraugus County in 2016 as a Senior Maintenance Mechanic in the Department of Public Works supervising maintenance at The Pines Healthcare and Rehabilitation Center - Machias, and

WHEREAS, he was a member of St. Bonaventure Church, the Olean Rod and Gun Club, the National Rifle Association, and a social member of the Allegany American Legion, and

WHEREAS, Mr. Elling was an active member of the Allegany Engine Co. for over 20 years, achieving life member status, and presently served on its Advisory Board, and

WHEREAS, Mr. Elling is survived by his wife of 30 years, Kim; two sons - Jeremy of Olean and Timothy of Allegany; one grandson, Jack David Scott; and three sisters, and

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

MOVE, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, in memory of David J. Elling, 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 David J. Elling, 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.

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MR. GIARDINI moved, seconded by Ms. Hastings, to adjourn until October 25, 2017 at 4:00 p.m.
Carried.

Meeting adjourned at 4:17 p.m.

Ann M. Giglio
Journal Clerk