

November 8, 2017

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

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed two Legislators absent – Boberg and Koch.

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CHAIRMAN STOCKMAN noted that the minutes of the October 25, 2017 session stand approved as presented.

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COMMUNICATIONS:

NYS Member of Assembly Joseph M. Giglio: Acknowledging receipt of Act No. 447-2017 and Act No. 448-2017.

Allegany County Legislature: Resolution No. 200-17, Resolution Urging Governor Cuomo and the New York State Legislature to Advance Funding and Expedite Completion of the “Daniel Patrick Moynihan” Interstate 86 Projects in Broome, Delaware, Sullivan, and Orange Counties.

James J. Snyder, Sr., Chairman, Finance Committee: Apportionment of Mortgage Taxes for the six-month period from April 1, 2017 through September 30, 2017. (see report on page 477)

Joseph T. Pillittere, Commissioner, Department of Public Works: Letter of resignation effective November 11, 2017. (letter read in its entirety)

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CHAIRMAN STOCKMAN presented Department of Public Works Commissioner Joseph Pillittere with a Certificate of Recognition for his seven years of service to Cattaraugus County.

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APPOINTMENTS:

CATTARAUGUS-ALLEGANY WORKFORCE DEVELOPMENT BOARD

Byron Richards, Director of Food Security
Cattaraugus Community Action, Inc.
25 Jefferson Street
Salamanca, New York 14779
to fill the remainder of Patricia Magara’s term expiring December 31, 2017

Spencer Murray, General Manager
Villagio Restaurant
7 Monroe Street
Ellicottville, New York 14731
term to expire December 31, 2018

To: The Chairman and Legislature of Cattaraugus County:

I, the Chairman of the Finance Committee, which committee has charge of Apportionment of Mortgage Taxes, respectfully report that the amount to be apportioned for the six-month period from April 1, 2017 through September 30, 2017 is \$326,311.46 and recommend that the amounts opposite the names of the cities/towns be paid to the fiscal officers of that city/town, and amounts in the column headed villages, be paid to the treasurers of the respective villages.

Respectfully submitted,
James J. Snyder, Chairman
Finance Committee

APPORTIONMENT OF MORTGAGE TAXES

	ROW 1 CITY/TOWN ASSESSED VALUATION	ROW 2 DOUBLE CITY/TOWN VALUATION	ROW 3 VILLAGE ASSESSED VALUATION	ROW 4 VILLAGE PERCENTAGE SHARE	ROW 5 TOTAL AMOUNT MORTGAGE TAX DISTRIBUTED	ROW 6 VILLAGE SHARE	ROW 7 CITY/ TOWN SHARE
ALLEGANY	321,906,436	643,812,872	69,098,082	0.10732634	27,478.74	2,949.19	24,529.55
ASHFORD	76,184,636	152,369,272		0.00000000	10,806.73	0.00	10,806.73
CARROLLTON	80,149,828	160,299,656		0.00000000	7,526.93	0.00	7,526.93
COLDSRING	63,383,303	126,766,606		0.00000000	4,861.47	0.00	4,861.47
CONEWANGO	33,044,638	66,089,276		0.00000000	2,723.07	0.00	2,723.07
DAYTON	62,001,084	124,002,168	15,104,079	0.12180496	8,367.81	1,019.24	7,348.57
EAST OTTO	84,248,736	168,497,472		0.00000000	3,976.82	0.00	3,976.82
ELLCOTTVILLE	587,266,605	1,174,533,210	126,792,526	0.10795142	44,960.35	4,853.53	40,106.82
FARMERSVILLE	64,130,107	128,260,214		0.00000000	2,683.91	0.00	2,683.91
FRANKLINVILLE	83,327,510	166,655,020	31,921,026	0.19153954	8,161.57	1,563.26	6,598.31
FREEDOM	117,093,777	234,187,554		0.00000000	11,120.92	0.00	11,120.92
GREAT VALLEY	172,475,996	344,951,992		0.00000000	6,802.72	0.00	6,802.72
HINSDALE	118,258,296	236,516,592		0.00000000	10,551.49	0.00	10,551.49
HUMPHREY	69,335,355	138,670,710		0.00000000	6,376.42	0.00	6,376.42
ISCHUA	40,493,852	80,987,704		0.00000000	2,155.97	0.00	2,155.97
LEON	46,437,416	92,874,832		0.00000000	3,532.04	0.00	3,532.04
LITTLE VALLEY	46,638,797	93,277,594	19,068,725	0.20442985	7,244.97	1,481.09	5,763.88
LYNDON	45,984,723	91,969,446		0.00000000	1,864.29	0.00	1,864.29
MACHIAS	139,921,479	279,842,958		0.00000000	19,925.22	0.00	19,925.22
MANSFIELD	116,241,524	232,483,048		0.00000000	4,417.22	0.00	4,417.22
NAPOLI	56,031,209	112,062,418		0.00000000	2,810.39	0.00	2,810.39
NEW ALBION	57,075,749	114,151,498	21,244,170	0.18610505	8,724.11	1,623.60	7,100.51
OLEAN, CITY	491,222,273	982,444,546		0.00000000	51,084.05	0.00	51,084.05
OLEAN, TOWN	83,787,274	167,574,548		0.00000000	10,081.07	0.00	10,081.07
OTTO	54,449,758	108,899,516		0.00000000	4,029.01	0.00	4,029.01
PERRYSBURG	55,322,630	110,645,260		0.00000000	3,037.23	0.00	3,037.23
PERSIA	57,780,993	115,561,986	40,328,617	0.34897823	6,284.21	2,193.05	4,091.16
PORTVILLE	134,099,176	268,198,352	28,162,603	0.10500662	14,280.30	1,499.53	12,780.77
RANDOLPH	83,381,130	166,762,260		0.00000000	6,838.73	0.00	6,838.73
RED HOUSE	132,211,621	264,423,242		0.00000000	182.29	0.00	182.29
SALAMANCA, CITY	16,035,227	32,070,454		0.00000000	2,200.51	0.00	2,200.51
SALAMANCA, TOWN	27,656,650	55,313,300		0.00000000	3,875.56	0.00	3,875.56
SOUTH VALLEY	30,936,703	61,873,406		0.00000000	1,558.16	0.00	1,558.16
YORKSHIRE	28,955,746	57,911,492	5,944,497	0.10264797	15,787.18	1,620.52	14,166.66
TOTALS	3,677,470,237		357,664,325		326,311.46	18,803.01	307,508.45

ACT NO. 452-2017 by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR TREE REMOVAL & STUMP GRINDING
(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 tree removal & stump grinding for the Department of Public Works, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received for the tree removal, stump grinding and limbing in the four quadrants of the County is from Ray N. Fisher, d/b/a Good Neighbor Services, 9276 Dake Hill Road, Cattaraugus, New York 14719, as follows:

<u>TREE REMOVAL (Per Diameter Inch)</u>	<u>Quadrant</u>	<u>Rate</u>
<u>Schedule A</u>		
Provide ALL equipment and personnel necessary to complete contract specifications. Minimum requirements for equipment shall include a stump grinder, tractor loader, large dump truck for hauling wood, utility truck, chipper, truck with enclosed chipper box, a 50' high platform hydraulic aerial device, saws, adequate ropes and pulleys, and other related equipment, as well as traffic control.	NE	\$31.00
	NW	\$31.00
	SE	\$31.00
	SW	\$31.00
<u>Schedule B</u>		
The same as Schedule A except the County will provide traffic control.	NE	\$28.00
	NW	\$26.00
	SE	\$29.00
	SW	\$28.00
<u>Schedule C</u>		
The same as Schedule A except all wood greater than four (4) inches in diameter will be left on site, in a safe area off the shoulder of the road for the County to dispose. The successful bidder shall remove all wood and debris smaller than 4 inches in diameter. Required equipment will not be as extensive as listed in Schedule A above.	NE	\$26.00
	NW	\$25.00
	SE	\$28.00
	SW	\$28.00
<u>Schedule D</u>		
The same as Schedule C except the County will provide traffic control.	NE	\$24.00
	NW	\$22.00
	SE	\$27.00
	SW	\$23.00
<u>STUMP GRINDING (Per Diameter Inch)</u>		
<u>Schedule A</u>		
Same As Schedule "A" Above	NE	\$5.00
	NW	\$5.00
	SE	\$6.00
	SW	\$6.00
<u>Schedule B</u>		
Same As Schedule "B" Above	NE	\$5.00
	NW	\$5.00
	SE	\$6.00
	SW	\$6.00
<u>LIMBING- First hour</u>	<u>Per Hour</u>	
To include mobilization, a 50' bucket truck, operator/sawyer, and one groundsperson.	NE	\$195.00
	NW	\$175.00

County will provide cleanup, disposal of wood & debris, and traffic control.	SE	\$195.00
	SW	\$185.00
<u>Limbing based on 8 hour day</u>	NE	\$95.00
<u>Limbing- After First Hour</u> (This is a " <u>Per Half Hour</u> " rate.)	NW	\$85.00
	SE	\$95.00
	SW	\$92.00
<u>Limbing- based on 8 hour day – 1st hour plus 14 half hours</u>	NE	\$1,525.00
	NW	\$1,365.00
	SE	\$1,525.00
	SW	\$1,473.00

now, therefore, be it

RESOLVED, that the bid of Ray N. Fisher d/b/a Good Neighbor Services be, and the same hereby is, accepted, for a term commencing January 1, 2018 and terminating December 31, 2018, and be it further

RESOLVED, that the acceptance of the aforementioned bids are contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, 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.

Nine sets of specifications were sent out.

Two bids met specifications.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 453-2017 by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR GASOLINE FOR ONOVILLE MARINA
(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 purchase of unleaded 91 Octane gasoline for the Onoville Marina, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the only bid received meeting specifications was the bid of NOCO Energy Corp., 2440 Sheridan Drive, Tonawanda, New York 14150, at a cost of \$2.6924 per gallon, based on the October 12, 2017 Rack Price of \$2.0237 per gallon, plus a firm differential of \$0.0794 per gallon and tax of \$0.5893 per gallon, now, therefore, be it

RESOLVED, that the bid of NOCO Energy Corp. be, and the same hereby is, accepted, for a term commencing January 1, 2018 and terminating December 31, 2018, 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.
One bid was received.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 454-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE INDUSTRIES FOR THE DISABLED FOR
OLEAN OFFICE FACILITY JANITORIAL SERVICES**

Pursuant to Section 162 of the State Finance Law
and Sections 215 and 450 of the County Law.

WHEREAS, Act 469-2015, as amended by Act 474-2016, authorized a contract with New York State Industries for the Disabled, 155 Washington Avenue, Suite 400, Albany, New York 12210, through SubCon Industries, Inc., for the provision of janitorial services for the Olean Office Facility, the term of which expires December 31, 2017, and

WHEREAS, County Department of Public Works is desirous of renewing the aforementioned contract for a term commencing January 1, 2018 and terminating December 31, 2019, and

WHEREAS, the New York State Industries for the Disabled, through SubCon Industries, Inc., has agreed to perform the aforementioned janitorial services at a monthly cost of \$16,138.08 not to exceed \$193,656.98 per year, for a total contract amount of \$387,313.97, to be paid on a monthly basis as invoiced, with the option to increase if the minimum wage increases, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with New York State Industries for the Disabled, through SubCon Industries, Inc., for the provision of the above-described services, for a term commencing January 1, 2018 and terminating December 31, 2019, 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 6 members of the Public Works Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 455-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
COMMUNICATION SERVICES OF WNY & PA, INC.
D/B/A EAGLE RADIO TECHNOLOGIES FOR RADIO MAINTENANCE**

Pursuant to Sections 408 and 450 of the County Law.

WHEREAS, Act 33-2014, as amended by Acts 331-2015 and 419-2016, authorized a contract with Communication Services of WNY & PA, Inc., d/b/a Eagle Radio Technologies, 1367 East Second Street, Jamestown, New York 14701, for the maintenance of two-way radio communications equipment for the Department of Public Works, Health Department, Office of Emergency Services, and Fire Advisory Board, according to specifications submitted under the direction of the Public Works Committee, the term of which expires December 31, 2017, and

WHEREAS, the Department of Public Works has solicited proposals from four (4) companies for the aforementioned radio maintenance services, and

WHEREAS, the lowest proposal received meeting specifications was the proposal of Communication Services of WNY & PA, Inc., d/b/a Eagle Radio Technologies, as follows:

<u>REMOVALS: Prices per unit</u>	<u>Mount</u>	<u>Single Unit</u>	<u>Multiple Units</u>
Cars	Front	\$ 30.00	\$ 15.00
	Rear	\$ 90.00	\$ 15.00
Pickup Trucks	Front	\$ 30.00	\$ 15.00
	Rear	\$ 30.00	\$ 15.00
Ambulances	Front	\$ 30.00	\$ 15.00
	Rear	\$ 30.00	\$ 15.00
Graders	Front	\$ 30.00	\$ 15.00
	Rear	\$ 30.00	\$ 15.00
Heavy Trucks	Front	\$ 30.00	\$ 15.00
	Rear	\$ 30.00	\$ 15.00
Fire Trucks	Front	\$ 30.00	\$ 15.00
	Rear	\$ 30.00	\$ 15.00
<u>INSTALLATIONS: Prices per unit</u>	<u>Mount</u>	<u>Single Unit</u>	<u>Multiple Units</u>
Cars	Front	\$ 25.00	\$ 15.00
	Rear	\$265.00	\$ 15.00
Pickup Trucks	Front	\$ 25.00	\$ 15.00
	Rear	\$ 25.00	\$ 15.00
Ambulances	Front	\$ 25.00	\$ 15.00
	Rear	\$ 25.00	\$ 15.00
Graders	Front	\$ 25.00	\$ 15.00
	Rear	\$ 25.00	\$ 15.00
Heavy Trucks	Front	\$ 25.00	\$ 15.00
	Rear	\$ 25.00	\$ 15.00
Fire Trucks	Front	\$ 25.00	\$ 15.00
	Rear	\$ 25.00	\$ 15.00

NOTE: Multiple unit column pricing includes multiple removals or installations, or moving radio equipment between vehicles at the same location on the same day.

ADDITIONAL COSTS:*Antenna, Cable and Guy Line Work:*

Travel to Site - \$95.00/hour/man

On-Site Work - \$188.00/hour/man

Time and Material Rates Per Hour:

Service Call Charge: \$130.00, \$68.00/hour/man, \$.53/mile

Overtime Rates:

Beyond regular hours, over 8 hours per day or

Saturdays - \$125.00/hour/man

Sundays or Legal Holidays - \$150.00/hour/man,

now, therefore, be it

RESOLVED, that the proposal of Communication Services of WNY & PA, Inc., d/b/a Eagle Radio Technologies, be, and hereby is, accepted, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Communication Services of WNY & PA, Inc., d/b/a Eagle Radio Technologies, for the provision of the above-described radio maintenance, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 2020, with the option by Cattaraugus County of one (1) additional one year term at the prices specified, supra, according to the above-described terms.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 456-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH ADVOWASTE MEDICAL SERVICES, LLC
FOR PICKUP, REMOVAL AND DISPOSAL OF
REGULATED MEDICAL WASTE FROM VARIOUS COUNTY LOCATIONS**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 646-2013 authorized a contract with Cyntox, LLC, for the pickup, removal and disposal of regulated medical waste from various County locations, the term of which expires December 31, 2017, and

WHEREAS, the Department of Public Works has solicited proposals from six (6) companies for the provision of the aforementioned services, and

WHEREAS, AdvoWaste Medical Services, LLC, 1967 Wehrle Drive, Suite 1, Buffalo, New York 14221, can provide the services necessary for the pickup, removal and disposal of regulated medical waste from various County locations for an amount of \$1.35 per pound of regulated medical waste, 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 AdvoWaste Medical Services, LLC, for the pickup, removal and disposal of regulated medical waste from various County locations, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the

aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 2019, according to the above-described terms.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 457-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
UNITED STATES DEPARTMENT OF AGRICULTURE NATURAL RESOURCES
CONSERVATION SERVICE FOR SUPPLEMENTAL WATERSHED WORK PLAN**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 416-2014, as amended by Act 354-2016, authorized a contract with the United States Department of Agriculture (USDA), Natural Resources Conservation Service (NRCS), for a Supplemental Watershed Work Plan and Environmental Assessment funding for dams originally constructed with assistance from USDA Watershed programs, the term of which expires December 31, 2017, and

WHEREAS, it is necessary to extend the term of the aforementioned contract to December 31, 2018, in order to accept the aforementioned federal funds, 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 the United States Department of Agriculture (USDA), Natural Resources Conservation Service (NRCS), extending the term of the original contract to December 31, 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 7 members of the Finance Committee and 6 members of the Public Works Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 458-2017 by Ms. Vickman

**DECLARING CERTAIN REAL PROPERTY IN THE TOWN OF
MACHIAS NECESSARY FOR PUBLIC USE**

Pursuant to Section 215 of the County Law and
Section 406 of the Real Property Tax Law.

WHEREAS, the County has tax title to certain property located in the Town of Machias, described as follows: Described as being about 2.62 Acres, Tax Map Number 30.002-1-3, Byroads Road, Town of Machias, Cattaraugus County, New York, LCC 314, Rural Vacant, and

WHEREAS, the property is located where the dam for Ischua Creek Watershed Site #1 is located, and the Department of Public Works has determined that it is beneficial to the County to retain title to this property for operation and maintenance purposes of the dam, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby declares the above-described property necessary for public use.

Approved by 7 members of the Finance Committee, 6 members of the Public Works Committee and 6 members of the County Operations/Public Safety Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 459-2017 by Mr. Breton, Mrs. Stockman, Mr. VanRensselaer,
Ms. Vickman and Ms. Hastings

**AMENDING ACT 400-2017 REGARDING 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 400-2017 authorized a contract with Erie County for medical examiner office services, including toxicology, the term of which expires December 31, 2018, and

WHEREAS, the fee schedule for the aforementioned services has been revised by Erie County in order to make the fees charged to Cattaraugus County the same as what is charged to other counties with similar contracts, and

WHEREAS, Act 400-2017 should be amended to reflect the revised fee schedule, now, therefore, be it

RESOLVED, that Act 400-2017 be, and hereby is, amended as follows: In the Third Whereas, add the following items:

- Record Review \$ 250.00
- Autopsy on inmate \$3,000.00
- Toxicology on inmate \$ 375.00,

and be it further

RESOLVED, that Act 400-2017 be, and hereby is, further amended as follows: In the Third Whereas:

under Dental Identification, delete: "\$170.00", and replace with: "\$150.00",
under Criminal/Consultation, delete: "\$475.00", and replace with: "\$250.00",
under Clerical Staff Time, delete: "\$40.00", and replace with: "\$50.00",
under Travel Expenses, delete: "\$180.00", and replace with: "\$250.00",
under Examination of Non-Human Remains (bones), delete: "\$275.00", and replace with: "\$150.00".

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

Adopted November 8, 2017 by voice vote.

ACT NO. 460-2017 by Mr. Klancer
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CRAIG ZUCKERMAN, D.Ed., FOR SHERIFF'S OFFICE
PRE-EMPLOYMENT PSYCHOLOGICAL SCREENING SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 479-2016 authorized a contract with Craig Zuckerman, D.Ed., Licensed Psychologist, 784 Main Street, Olean, New York 14760, for the provision of pre-employment psychological evaluations of prospective employees of the Sheriff's Office, the term of which expires December 31, 2017, and

WHEREAS, the Sheriff's Office is desirous of continuing the aforementioned services,
and

WHEREAS, Craig Zuckerman, D.Ed., Licensed Psychologist and independent contractor, has agreed to provide pre-employment psychological evaluations of prospective employees using the enhanced 16PF and the Protective Services Report Plus, as the basis for written reports and recommendations, for an amount of \$125.00 per report, to be paid as invoiced, 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 Craig Zuckerman, D.Ed., for the provision of the above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 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 7 members of the Finance Committee and 6 members of the County Operations/
Public Safety Committee.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 461-2017 by Mr. Klancer
and Mr. Neal and Mr. VanRensselaer¹

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES
FOR PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 368-2016 authorized the Chairman to apply for, and Act 71-2017 authorized the acceptance of, funding through the New York State Division of Homeland Security and Emergency Services for the 2016-2017 Public Safety Answering Points Operations Grant Program, and

WHEREAS, the Sheriff's Office has been informed that it is eligible to receive an award, in the tentative amount of \$177,000.00 from the 2017-2018 Public Safety Answering Points Operations Grant Program (PSAP Operations Grant), and

WHEREAS, the purpose of the aforementioned program is to facilitate the development, consolidation and/or improved operation of public safety communications to support and enhance statewide interoperable communications for first responders, and

WHEREAS, the Sheriff's Office is desirous of applying for the aforementioned funding, and

WHEREAS, it is necessary to execute grant documents in order to apply for the aforementioned funding, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Division of Homeland Security and Emergency Services, in order to apply for the aforementioned grant funding, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the County Operations/ Public Safety Committee.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 462-2017 by Mr. Klancer
and Mr. Neal and Mr. VanRensselaer¹

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES
FOR STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 530-2016 authorized the Chairman to apply for, and Act 179-2017 authorized the acceptance of, funding through the New York State Division of Homeland Security and Emergency Services for the Statewide Interoperable Communications grant, and

WHEREAS, funding is again available through the New York State Division of Homeland Security and Emergency Services for the aforementioned grant, and

WHEREAS, the aforementioned program will enable local governments to make improvements by expanding the ability for their systems to communicate, exchange valuable data, and streamline information to enhance collaboration and assist first responders, and

WHEREAS, this funding will help counties access next generation technology and improve their ability to connect, communicate and respond to disasters and other threats to our communities, and

WHEREAS, the 2017 Statewide Interoperable Communications Grant-Formula Program will focus on further minimizing gaps in interoperable communication by aligning technology

acquisitions with operational use by first responders, which provides the foundation necessary to accomplish a high level of interoperability, and

WHEREAS, the Sheriff's Office is desirous of applying for the aforementioned funding, and

WHEREAS, it is necessary to execute grant documents in order to apply for the aforementioned funding, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Division of Homeland Security and Emergency Services, in order to apply for the aforementioned grant funding, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the County Operations/Public Safety Committee.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 463-2017 by Mr. Klancer
and Mr. Neal¹

**AUTHORIZING THE CHAIR TO EXECUTE MEMORANDUM OF UNDERSTANDING WITH
CATTARAUGUS-LITTLE VALLEY CENTRAL SCHOOL DISTRICT FOR
USE OF SCHOOL DISTRICT TRANSPORTATION FLEET**

Pursuant to Section 119-o of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, the County needs access to a transportation fleet to move prisoners from the County Jail in the event of a natural or man-made disaster situation, and

WHEREAS, the Cattaraugus-Little Valley Central School District, 25 North Franklin Street, Cattaraugus, New York 14719, has buses which it could make available to the County in the event of a natural or man-made disaster situation, and

WHEREAS, the County will reimburse the School District for fuel used in the prisoner transports, and

WHEREAS, a memorandum of understanding is necessary between the two parties, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a memorandum of understanding, on behalf of Cattaraugus County, with the Cattaraugus-Little Valley Central School District, for the provision of the above-described services, for a term commencing January 1, 2018, to continue in full force and effect until terminated by either party, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the County Operations/Public Safety Committee.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 464-2017 by Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH JAMESTOWN PSYCHIATRIC, P.C. FOR PSYCHIATRIC AND
MEDICATION MANAGEMENT SERVICES FOR THE COUNTY JAIL**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 642-2016 authorized a contract with Jamestown Psychiatric, P.C., 305 East Fairmount Avenue, Lakewood, New York 14750, for the provision of psychiatric and medication management services for the inmates at the County Jail, the term of which expires December 31, 2017, and

WHEREAS, the Sheriff's Office is desirous of renewing the aforementioned contract for another year, and

WHEREAS, Jamestown Psychiatric, P.C., through Israr A. Abbasi, shall provide the aforementioned psychiatric and medication management services, for an amount as follows:

<u>Service</u>	<u>Quantity</u>	<u>Cost Per Month</u> (Not to Exceed)
Psychiatric Clinic	direct contact hours – 3 hours per week not to exceed 14 hours per month	\$2,450.00
Scribe/Dictation Service	not to exceed 16 hours per month	\$ 200.00
Psychiatric On-Call Services for New Admissions and Psychiatric Phone Consultations for Existing Inmates	4 hours per month	\$ 700.00
	Total Cost	\$3,350.00

now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Jamestown Psychiatric, P.C., for the provision of the above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned 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 and 6 members of the County Operations/Public Safety Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 465-2017 by Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR THERAPY AND
CASE MANAGEMENT SERVICES FOR THE COUNTY JAIL**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 641-2016 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of mental health therapy, case management and discharge planning services for the inmates at the County Jail, the term of which expires December 31, 2017, and

WHEREAS, the Sheriff's Office is desirous of renewing the aforementioned contract, and

WHEREAS, Cattaraugus Community Action, Inc., shall provide one (1) full-time Licensed Mental Health Therapist and one (1) part-time Case Manager/Discharge Planner for the provision of mental health therapy, case management and discharge planning services, for an amount not to exceed \$86,288.00 for the period January 1, 2018 to December 31, 2018, to be paid periodically as invoiced, 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 above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned 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 and 6 members of the County Operations/
Public Safety Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 466-2017 by Mr. Klancer
and Mr. Neal and Mr. VanRensselaer¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
MOTOROLA SOLUTIONS, INC. FOR
E911 TECHNICAL SUPPORT AND MONITORING SERVICES**

Pursuant to Sections 308 and 450 of the County Law.

WHEREAS, Act 503-2016 authorized a contract with Motorola Solutions, Inc., 1301 East Algonquin Road, Schaumburg, Illinois 60196, for the provision of on-site and remote technical support, service and monitoring services for the E911 telephone system, the term of which expires November 30, 2017, and

WHEREAS, the Sheriff's Office is desirous of continuing the aforementioned support, and

WHEREAS, Motorola Solutions, Inc., can provide the aforementioned on-site and remote technical support, service and monitoring services for an amount of \$57,912.00 per year, to be paid as invoiced, 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 Motorola Solutions, Inc., for the provision of the above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing December 1, 2017 and terminating November 30, 2018, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the County Operations/
Public Safety Committee.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 467-2017 by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR
INDIGENT LEGAL SERVICES FUNDING
(2015-2017 Grant Round 5)**

Pursuant to Article 30 of the Executive Law, Article 18-B
and Section 450 of the County Law.

WHEREAS, Act 525-2016 authorized a contract with the New York State Office of Indigent Legal Services to apply for, and accept, 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, the term of which originally commenced January 1, 2015 and terminates December 31, 2017, and

WHEREAS, it is necessary to extend the term of the aforementioned contract for one-year periods until the grant funds have been expended, 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 the New York State Office of Indigent Legal Services, in order to allow for time to use the grant funds as prescribed by such office, extending the term of the original contract which commenced January 1, 2015 and terminates December 31, 2017, according to the above-described terms, and be it further

RESOLVED, that the plan for disbursement of Round 5 grant funds continue for one year periods until the grant funds have been expended.

Approved by 7 members of the Finance Committee and 6 members of the County Operations/
Public Safety Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 468-2017 by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE AFFILIATION AGREEMENT
WITH UNIVERSITY OF BUFFALO FOR
EDUCATIONAL INTERNSHIP PROGRAM FOR PUBLIC DEFENDER'S OFFICE**

Pursuant to Section 450 of the County Law.

WHEREAS, the University of Buffalo (UB) is an educational institution which offers internships and educational programs to students in social work programs who would benefit from such experience at the Cattaraugus County Public Defender's Office, and

WHEREAS, the Public Defender's Office believes that the value of the presence of such students would add to its operation, and

WHEREAS, the aforementioned internship and educational programs are conducted at no cost to the County, and

WHEREAS, a contract is necessary with the University of Buffalo, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an Affiliation Agreement, on behalf of Cattaraugus County, with the University of Buffalo (UB), for the provision of the internships and educational experience programs, for a term commencing November 1, 2017 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the County Operations/
Public Safety Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 469-2017 by Mr. Breton, Mr. Helmich, Mr. Neal, Ms. Vickman and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
UNITED HEALTHCARE OF NEW YORK, INC. FOR
HEALTH AND LONG TERM CARE SERVICES**

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

WHEREAS, United Healthcare of New York, Inc., Oxford Health Plans (NY) and United Healthcare Insurance Company, on behalf of itself and the other entities that are United's affiliates, 9900 Bren Road East, Minnetonka, Minnesota 55343, is desirous of obtaining health and long term care services from the County Department of Nursing Homes for its eligible participants, and

WHEREAS, the Department of Nursing Homes has agreed to provide health and long term care services to eligible participants in accordance with NYS Medicaid approved rates, and

WHEREAS, United Healthcare of New York, Inc., Oxford Health Plans (NY) and United Healthcare Insurance Company, or its affiliates, shall pay to the County, for services at either the Olean or Machias Nursing Home facility, an amount based on the following fee schedule:

<u>Service Category</u>	<u>Payment Method</u>	<u>Contract Rate</u>
Skilled Nursing Services	Per Diem	\$250.00
Physical, Occupational or Speech Therapy (In-patient or Out-patient)	Per Diem	\$ 50.00
Skilled Nursing Services (In-patient)	Per Diem	\$345.00
Bariatric Skilled Nursing Services	Per Diem	\$385.00
Bariatric Skilled Nursing Services with Mechanical Ventilation	Per Diem	\$540.00
Bariatric Skilled Nursing Services with Tracheostomy Care	Per Diem	\$490.00
Skilled Nursing Services with Mechanical Ventilation	Per Diem	\$500.00
Skilled Nursing Services with Tracheostomy Care	Per Diem	\$450.00
Traumatic Brain Injury Care	Per Diem	\$500.00
Annual Vaccination – Influenza	Per Unit via CMS Fee Schedule	100% CMS
Annual Vaccination Administration – Influenza	Per Unit via CMS Fee Schedule	100% CMS
Annual Vaccination – Pneumococcal	Per Unit via CMS Fee Schedule	100% CMS
Annual Vaccination Administration – Pneumococcal	Per Unit via CMS Fee Schedule	100% CMS

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 United Healthcare of New York, Inc., Oxford Health Plans (NY) and United Healthcare Insurance Company, or its affiliates, for the provision of the above-described health and long term care services, for a term commencing January 1, 2018 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 470-2017 by Mr. Breton, Ms. Vickman and Ms. Hastings
and Mr. Helmich¹

**AUTHORIZING THE CHAIR TO EXECUTE DOCUMENTS
REGARDING YOUTH PROGRAMS FOR 2018**

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

WHEREAS, Act 628-2016 authorized the Chair to execute such agreements, applications and other documents as were necessary to effect the establishment of the various youth programs in 2017, and

WHEREAS, a sum not to exceed \$94,515.00 will be used for various youth-related projects in Cattaraugus County during 2018, and

WHEREAS, it is necessary for the County to enter into various contracts with the individual sponsoring agencies throughout 2018 to comply with New York State Office of Children & Family Services' requirements, and

WHEREAS, these programs are 100% state funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute such contracts, applications and other documents, on behalf of Cattaraugus County, as deemed necessary to effect the establishment of the various youth programs in 2018, and be it further

RESOLVED, that prior to entering into any contract for youth programs for 2018, such programs shall be approved, in writing, by the Cattaraugus County Youth Bureau Board of Directors, and be it further

RESOLVED, that any such contracts, applications, or other documents are further contingent upon subsequent approval by the New York State Office of Children & Family Services of the program and program budgeting and are null and void until and unless such approval is obtained, and be it further

RESOLVED, that the County's participation in any of the various programs will be to reimburse the sponsoring agency 100% for reimbursable expenditures as defined under the New York State Office of Children & Family Services Guidelines and approved by the Cattaraugus County Youth Bureau with reimbursement set forth infra, and be it further

RESOLVED, that all reimbursement to the sponsoring agency by the County of Cattaraugus up to the maximum of the approved program cost for fiscal year 2018 will take effect after the sponsoring agency has filed appropriate state aid forms with the Cattaraugus County Youth Bureau, and the Youth Bureau has approved those forms, and be it further

RESOLVED, that any such contract entered into between the County and a sponsoring agency shall provide, inter alia, a provision that, in the event the State of New York fails to reimburse the County as contractually outlined, the sponsoring agency shall reimburse the County for the total amount of funds provided by the County pursuant hereto, 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 Human Services Committee.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 471-2017 by Mr. Breton, Ms. Vickman and Ms. Hastings
and Mr. Helmich¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
JAMES MCGUINNESS & ASSOCIATES, INC. FOR
MAINTENANCE SUPPORT SERVICES FOR
CHILDREN WITH SPECIAL NEEDS SOFTWARE**

Pursuant to Article 19-A of the Executive Law, Section 4410
of the Education Law and Section 450 of the County Law.

WHEREAS, Act 603-2015, as amended by Act 698-2015, authorized a contract with James McGuinness & Associates, Inc., for the provision of a software program with maintenance support for the Children with Special Needs Program, the term of which expires December 31, 2017, and

WHEREAS, the County Youth Bureau is desirous of continuing its maintenance support for the aforementioned software, and

WHEREAS, James McGuinness & Associates, Inc., 1482 Erie Boulevard, Schenectady, New York 12305, has agreed to continue providing maintenance support for an amount not to exceed \$7,500.00 per year, to be paid as invoiced, 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 James McGuinness & Associates, Inc., for the provision of the above-described maintenance support services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 2020, according to the above-described terms.

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

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

Adopted November 8, 2017 by voice vote.

ACT NO. 472-2017 by Mr. Breton, Ms. Vickman and Ms. Hastings
and Mr. Helmich¹

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS THROUGH
NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES FOR
MEMBER ITEM FUNDING TO OFFSET COSTS OF VARIOUS YOUTH PROGRAMS
(Contract No. C028120 – Award No. LA1765)**

Pursuant to Section 450 of the County Law.

WHEREAS, the Youth Bureau has been awarded a grant in the amount of \$200,000.00 through the New York State Office of Children and Family Services, 52 Washington Street, South Building, Room 202, Rensselaer, New York 12144, to offset costs related to youth services including, but not limited to, operational, capital project(s) and/or program administration costs to help provide services, opportunities and supports that are designed to improve youth and the community, and

WHEREAS, a contract is necessary with the New York State Office of Children and Family Services in order to receive the aforementioned grant-in-aid funding, and

WHEREAS, once the aforementioned grant-in-aid funding has been received, the Youth Bureau is desirous of contracting with various entities for the provision of youth services and the development of delinquency prevention programs, and

WHEREAS, the Director of the Youth Bureau will accept applications from eligible entities, determine whether certain criteria has been met, and award "community/municipal stipends" not to exceed \$5,000.00 per entity and mini-grants to qualified organizations not to exceed \$500.00 per entity, and

WHEREAS, the aforementioned youth services programs are 100% state funded through member item funding, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Office of Children and Family Services, in order to accept the aforementioned member item grant funding, and be it further

RESOLVED, that the Director of the Youth Bureau be, and hereby is, authorized and directed to execute mini grant contracts, on behalf of Cattaraugus County, and to award "community/municipal stipends" with various eligible entities, for the provision of various youth services programs, according to the above-described terms.

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

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

Adopted November 8, 2017 by voice vote.

ACT NO. 473-2017 by Mr. Breton and Ms. Hastings
and Mr. Helmich and Ms. Vickman¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES
FOR SEXUALLY EXPLOITED YOUTH GRANT**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Youth Bureau is one of two counties in New York State that has been awarded funding in the amount of \$30,000.00 through the New York State Office of Children and Family Services for the Sexually Exploited Youth (SEY) program, and

WHEREAS, the SEY grant funds will be used to raise local awareness, offer training to service providers and provide support services to trafficked, sexually exploited and at-risk youth in Cattaraugus County, and

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

WHEREAS, the Sexually Exploited Youth program is 100% state funded, 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 Office of Children and Family Services, in order to accept and receive the aforementioned grant, which is contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 474-2017 by Ms. Vickman and Ms. Hastings
and Mr. Helmich¹

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
COUNCIL ON ADDICTION RECOVERY SERVICES, INC. FOR
SUBSTANCE ABUSE PROGRAM FUNDS**

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

WHEREAS, Act 40-2017 authorized approval of a contract with Council on Addiction Recovery Services, Inc., for the provision of a substance abuse program in the County, the term of which expires December 31, 2017, and

WHEREAS, New York State has approved a substance abuse program in Cattaraugus County in an amount not to exceed \$1,039,910.00 for the period January 1, 2018 through December 31, 2018, and

WHEREAS, this program is 61.1% federally (CFDA #93.959), 36.3% state and 2.6% county funded, and

WHEREAS, the net County cost for the provision of this program shall not exceed \$26,900.00 in County funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2018 between the Cattaraugus County Community Services Board and the Council on Addiction Recovery Services, Inc., to signify the County's approval, for the provision of the above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 2018, according to the above-described terms, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, further authorized and directed to execute contract amendments, upon notification of award, for the allocation of additional state aid funding or cost of living adjustments (COLAs) for this program, 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 Human Services Committee.

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

Adopted November 8, 2017 by voice vote.

ACT NO. 475-2017 by Ms. Vickman and Ms. Hastings

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND ACCUMEDIC COMPUTER SYSTEMS, INC. FOR DEPARTMENT OF COMMUNITY SERVICES ACCUMED SOFTWARE SYSTEM

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

WHEREAS, Act 509-2016 authorized a contract with Accumedic Computer Systems, Inc., for the provision of the AccuMed Software System, including licenses for the AccuMed System and the Scheduler and Patient Accounts modules, customer support and training, the term of which expires November 30, 2017, and

WHEREAS, the Department of Community Services is desirous of continuing the annual customer support and maintenance for a total of 60 licenses, and

WHEREAS, Accumedic Computer Systems, Inc., 11 Grace Avenue, Suite 401, Great Neck, New York 11021, can provide the following:

Customer Support & Maintenance for AccuMed Software System	Total of 60 licenses	\$24,665.40
Electronic Prescribing Fees	Not to Exceed	\$ 6,300.00
	TOTAL COST Not to Exceed	\$30,965.40

and

WHEREAS, the aforementioned services are 50% state and 50% federally funded (CFDA #93.778), 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, between the Cattaraugus County Community Services Board and Accumedic Computer Systems, Inc., to signify the County's approval, to cover the electronic prescribing component for a term commencing December 1, 2017 and terminating November 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 476-2017 by Ms. Vickman and Ms. Hastings

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND RAJAN GULATI PHYSICIAN, P.C., FOR DEPARTMENT OF COMMUNITY SERVICES MEDICAL SERVICES

Pursuant to 14 NYCRR Section 587.8(d)(3) and (i) and Section 450 of the County Law.

WHEREAS, Act 510-2016 authorized a contract with Rajan Gulati Physician, P.C., 45 West Main Street, Cuba, New York 14727, for the provision of medical services for the Department of Community Services, the term of which expires December 31, 2017, and

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

WHEREAS, Rajan Gulati Physician, P.C., shall provide medical services for the Department of Community Services mental health clinic, at a rate of \$130.00 per hour of direct care for a maximum of 78 hours annually, plus \$50.00 per hour for travel not to exceed 12 hours annually, for an amount not to exceed \$10,740.00 per year, and a total contract amount not to exceed \$21,480.00, to be paid on a monthly basis as invoiced, and

WHEREAS, the cost of these services are provided through a combination of state aid, billable insurance, and County funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, between the Cattaraugus County Community Services Board and Rajan Gulati Physician, P.C., to signify the County's approval, for the provision of the above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 2019, 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 Human Services Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 477-2017 by Ms. Vickman and Ms. Hastings

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND JAMESTOWN PSYCHIATRIC, P.C. FOR DEPARTMENT OF COMMUNITY SERVICES MEDICAL DIRECTOR SERVICES

Pursuant to 14 NYCRR Section 587.8(d)(3) and (i),
Section 41.07 of the Mental Hygiene Law and
Section 450 of the County Law.

WHEREAS, Act 513-2016 authorized a contract with Jamestown Psychiatric, P.C., for the provision of medical director services to oversee the provision of medical services in the Department of Community Services mental health clinics, the term of which expires December 31, 2017, and

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

WHEREAS, Jamestown Psychiatric, P.C., 305 East Fairmount Avenue, Lakewood, New York 14750, through Israr Abbasi, M.D., shall provide the services of Medical Director for the Department of Community Services mental health clinics for an annual amount of \$16,000.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 50% federally funded (CFDA #93.778) and 50% state funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, between the Cattaraugus County Community Services Board and Jamestown Psychiatric, P.C., to signify the County's approval, for the provision of the above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 478-2017 by Ms. Vickman and Ms. Hastings

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND KIMBERLY CONROY, RN, MS, CS, NPP FOR DEPARTMENT OF COMMUNITY SERVICES PSYCHIATRIC NURSE PRACTITIONER SERVICES FOR CLIENTS IN THE MENTAL HEALTH CLINIC

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

WHEREAS, Act 511-2016 authorized a contract with Kimberly Conroy, RN, MS, CS, NPP, 2656 West State Street, Suite 502, Olean, New York 14760, for the provision of psychiatric nurse practitioner services for clients in the mental health clinic, the term of which expires December 31, 2017, and

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

WHEREAS, Kimberly Conroy, RN, MS, CS, NPP, an independent contractor, can provide psychiatric nurse practitioner services to clients in the mental health clinic for an amount of \$120.00 per direct care hour, for a maximum of 416 hours annually, not to exceed a total contract amount of \$49,920.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, the cost of these services are provided through a combination of state aid, billable insurance, and County funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, between the Cattaraugus County Community Services Board and Kimberly Conroy, RN, MS, CS, NPP, to signify the County's approval, for the provision of the above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 479-2017 by Ms. Vickman and Ms. Hastings

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND KIMBERLY CONROY, RN, MS, CS, NPP FOR DEPARTMENT OF COMMUNITY SERVICES PSYCHIATRIC NURSE PRACTITIONER SERVICES FOR CLIENTS IN THE PROS PROGRAM

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

WHEREAS, Act 512-2016 authorized a contract with Kimberly Conroy, RN, MS, CS, NPP, 2656 West State Street, Suite 502, Olean, New York 14760, for the provision of psychiatric nurse practitioner services for clients in the PROS Program, the term of which expires December 31, 2017, and

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

WHEREAS, Kimberly Conroy, RN, MS, CS, NPP, an independent contractor, can provide psychiatric nurse practitioner services to clients in the PROS Program for an amount of \$120.00 per direct care hour, for a maximum of 286 hours annually, not to exceed a total contract amount of \$34,320.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, the cost of these services are provided through a combination of state aid, billable insurance, and County funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, between the Cattaraugus County Community Services Board and Kimberly Conroy, RN, MS, CS, NPP, to signify the County's approval, for the provision of the above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 480-2017 by Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH VENESKY & COMPANY FOR
COUNTY-WIDE COST ALLOCATION PLAN SERVICES**

Pursuant to Section 153-j of the Social Services Law and
Sections 215 and 450 of the County Law.

WHEREAS, Act 609-2013 authorized a contract for the update of an indirect cost allocation plan based on the fiscal years ending December 31, 2013, December 31, 2014, December 31, 2015 and December 31, 2016, the term of which expires December 31, 2017, and

WHEREAS, a County-wide cost application plan is necessary, as well as an update of the indirect cost allocation plans, and

WHEREAS, Venesky & Company, 6114 Route 31, Cicero, New York 13039, has proposed to prepare a Consolidated County-Wide Allocation Plan, and indirect cost proposals which can be applied to various County departments, including the final DSS Central Services adjustment claim amount based on fiscal years ending December 31, 2017, December 31, 2018, December 31, 2019 and December 31, 2020, and an annual Space Occupancy Cost Analysis report to determine the capital and operating cost per net usable square foot of occupancy by department, for an amount of \$14,000.00 per year, for a total cost of \$56,000.00, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Venesky & Company, for the provision of the above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 2021, according to the above-described terms.

Approved by 7 members of the Finance Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 481-2017 by Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SYSTEMS EAST, INC. FOR
APPLICATION SOFTWARE AND SUPPORT SERVICES FOR
REAL PROPERTY TAX MANAGEMENT**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 458-2016 authorized a contract with Systems East, Inc., 6 Locust Avenue, Cortland, New York 13045, for the provision of application maintenance and support services for the Total Collection Solution (TCS.web) for an amount of \$22,188.00, the term of which expires December 31, 2017, and

WHEREAS, the Treasurer's Office is desirous of continuing annual application maintenance and support services, and

WHEREAS, Systems East, Inc., can provide application maintenance and support services for an amount of \$1,875.00 per month for a total contract amount of \$22,500.00, for the period January 1, 2018 through December 31, 2018, 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 Systems East, Inc., for the provision of the above-described application maintenance and support services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned 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.

Adopted November 8, 2017 by voice vote.

ACT NO. 482-2017 by Mr. Boberg, Mr. Klancer and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
TYLER TECHNOLOGIES, INC. FOR
RECORDS MANAGEMENT SOFTWARE AND MAINTENANCE
AND TRANSFER OF FUNDS
(Contingent Fund - County Clerk's Office)**

Pursuant to Sections 363, 365 and 450 of the County Law.

WHEREAS, Act 476-2014 authorized the County to become a member of the National Joint Powers Alliance (NJPA), which is a cooperative purchasing group and offers a multitude of cooperatively contracted products, equipment and service opportunities to educational and governmental entities, and

WHEREAS, the NYS Office of General Services (OGS) is a member of, and purchases through, the NJPA, and

WHEREAS, the County Clerk's Office is desirous of purchasing records management software and maintenance, and

WHEREAS, Tyler Technologies, Inc., (formerly known as New World System), One Tyler Drive, Yarmouth, Maine 04096, was awarded a contract through NJPA's competitive bid process to provide software and maintenance, and

WHEREAS, Tyler Technologies, Inc., can provide EagleRecorder software, licenses and maintenance and support services for the County Clerk's Office for a one-time amount of \$125,855.00 for the purchase, plus the annual renewal of licenses and network support services in the amount of \$16,909.00 per year, as follows:

Tyler Related Products and Services

	<u>Description</u>	<u>Qty</u>	<u>Investment</u>	<u>Annual Fees</u>
EagleRecorder				
	Site License	1	\$25,850.00	\$4,700.00
	Staff Users	8	\$28,600.00	\$5,200.00
	Public Users	8	\$ 4,400.00	\$800.00

EagleWeb – Internet Access	1	\$11,000.00	\$2,000.00
Self Service Public Access (Local and Web)	1	\$5,500.00	\$1,000.00
eCommerce			
eRecording			
Eagle Quickdocs	1	<u>\$11,000.00</u>	<u>\$2,000.00</u>
Subtotal		\$86,350.00	\$15,700.00

Tyler Professional Services

<u>Description</u>	<u>Service Hours</u>	<u>Services Cost</u>
Analysis Design & Site Prep	25	\$3,500.00
Conversion Services		\$13,000.00
Software Staging	25	\$3,500.00
Testing & User Acceptance	22	\$3,080.00
Project Management	30	\$4,200.00
Installation of Software	24	\$3,360.00
Training Services	36	\$5,040.00
Go-Live Services	56	\$7,840.00
Public Access Installation Services	13	\$1,820.00
Quickdocs Installation Services	20	\$2,800.00
Total		\$48,140.00

Tyler Additional Annual Services

<u>Description</u>	<u>Annual Fee</u>
Network Support	\$1,209.00

<u>Summary:</u>	<u>Software</u>	<u>Recurring Fees</u>
Total Product & Licenses	\$86,350.00	\$15,700.00
- NJPA Discount	<u>\$ 8,635.00</u>	
Revised Total	\$77,715.00	\$15,700.00
Total Tyler Professional Services	<u>\$48,140.00</u>	<u>\$ 1,209.00</u>
Summary Total	\$125,855.00	\$16,909.00,

and

WHEREAS, a transfer of funds is necessary in order to cover the cost of the aforementioned software, licenses and 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 Tyler Technologies, Inc., for the provision of the above-described records management software, licenses and services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned software, for a term up to five (5) years commencing upon installation of the records management software, 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	\$125,855.00
Increase Appropriation Account:		
A.141.1410.0000.20006	Computer Equipment/Software	\$125,855.00.

Approved by 7 members of the Finance Committee and 6 members of the County Operations/ Public Safety Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 483-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC.
FOR EARLY INTERVENTION SERVICE COORDINATOR**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 631-2016 authorized a contract with the Cattaraugus Rehabilitation Center, Inc., for the provision of a service coordinator for the Health Department's Early Intervention Program, the term of which expires December 31, 2017, and

WHEREAS, the Health Department is desirous of contracting for the aforementioned services, and

WHEREAS, Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, can provide a service coordinator for the Health Department's Early Intervention Program for an amount not to exceed \$58,348.00 annually, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is 100% federally funded, (CFDA #93.069), 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 above-described services, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2018 and terminating December 31, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 484-2017 by Mr. VanRensselaer

**DIRECTING COUNTY TREASURER TO ISSUE
CERTIFICATE OF PROSPECTIVE CANCELLATION**

Pursuant to Section 1138(6)(d) of the Real Property Tax Law.

WHEREAS, there is a certain parcel of property on the assessment roll for which there is no practical method to enforce the collection of delinquent tax liens arising hereafter against the parcel, and

WHEREAS, the County Treasurer should issue a Certificate of Prospective Cancellation on the parcel, and

WHEREAS, the parcel shall then become exempt from taxation notwithstanding any other provision of law, and shall remain exempt until the County Legislature determines that the parcel should be restored to the taxable portion of the assessment roll, now, therefore, be it

RESOLVED, that the County Treasurer is hereby directed to issue a Certificate of Prospective Cancellation for the following property:

<u>TOWN/VILLAGE</u>	<u>OWNER</u>	<u>TAX MAP NO.</u>
Little Valley	Barrett Ellison	54.064-1-2.2

Approved by 7 members of the Finance Committee and 6 members of the County Operations/ Public Safety Committee.

Adopted November 8, 2017 by voice vote.

ACT NO. 485-2017 by Mrs. Stockman

AUTHORIZING PUBLIC HEARING ON 2018 TENTATIVE BUDGET

Pursuant to Section 359 of the County Law.

WHEREAS, Section 359 of the County Law requires that a public hearing shall be held by the Legislature on the tentative budget before final adoption of the budget, and

WHEREAS, any individual or group concerned with the budget should have a reasonable opportunity to be heard, now, therefore, be it

RESOLVED, that the public hearing on the 2018 Cattaraugus County Budget will be held by the County Legislature at the Legislature's Chambers, County Center, 303 Court Street, Little Valley, New York, on Tuesday, November 21, 2017, at 4:02 p.m., and be it further

RESOLVED, that the Clerk of the Legislature be, and hereby is, authorized and directed to cause a notice to be published stating the time, place, and purpose of the public hearing and that copies of the tentative budget on which the public hearing will be held are available at his office and may be inspected or procured there by any interested person during business hours.

Approved by 7 members of the Finance Committee.

Adopted November 8, 2017 by voice vote.

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MR. NEAL moved, seconded by Mr. Padlo, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 486-2017 through Act No. 495-2017. Carried.

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ACT NO. 486-2017 by Mrs. Stockman
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH ADJUSTERS INTERNATIONAL BASLOE, LEVIN & CUCCARO
FOR CLAIM MANAGEMENT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, in order to maximize the recovery, it is in the County's best interest to contract with an adjuster regarding the recent fire at the Franklinville Highway Facility, and

WHEREAS, Adjusters International Basloe, Levin & Cuccaro, 56 Waverly Street, Suite 4, Springville, New York 14141, can provide total claim management services for a contingency fee in the amount of three percent (3%) of the net recovery of the loss, after the deductible, 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 Adjusters International Basloe, Levin & Cuccaro, for the provision of the above-described services, for a term commencing November 6, 2017 and terminating June 30, 2018, according to the above-described terms.

Adopted November 8, 2017 by voice vote.

ACT NO. 487-2017 by Mr. Giardini and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE CONTRACT
WITH J. D. NORTHRUP CONSTRUCTION, INC.
FOR FRANKLINVILLE HIGHWAY BARN SITE WORK
AND TRANSFER OF FUNDS
(Contingent Fund - Department of Public Works)**

Pursuant to Sections 215, 363, 365 and 450 of the County Law, and
Act 290-2011, as amended, of the Cattaraugus County Legislature.

WHEREAS, due to a recent fire at the Franklinville Highway Barn, emergency site work is necessary in order restore the facility's operational capacity, and

WHEREAS, general construction site work is needed at the Franklinville Highway Barn for cleanup resulting from the fire at the barn, and

WHEREAS, J. D. Northrup Construction, Inc., P.O. Box 669, Ellicottville, New York 14731, can provide the equipment and operators needed for general construction site work at the Franklinville Highway Barn, for an amount not to exceed \$35,000.00, to be paid as invoiced, and

WHEREAS, a transfer of funds is necessary in order to cover the cost of the aforementioned services, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with J. D. Northrup Construction, Inc., for the provision of the above-described services, for a term commencing November 6, 2017 and terminating June 30, 2018, 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	\$35,000.00
Increase Appropriation Account:		
DM.503.5130.5131.41603	DPW Property/Equipment Loss Mitigation	\$35,000.00.

Adopted November 8, 2017 by voice vote.

ACT NO. 488-2017 by Mr. Giardini and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIRMAN TO EXECUTE CONTRACT
WITH AHLSTROM SCHAEFFER ELECTRIC CORP.
FOR FRANKLINVILLE HIGHWAY BARN ELECTRICAL SERVICE
AND TRANSFER OF FUNDS
(Contingent Fund - Department of Public Works)**

Pursuant to Sections 215, 363, 365 and 450 of the County Law, and Act 290-2011, as amended, of the Cattaraugus County Legislature.

WHEREAS, due to a recent fire at the Franklinville Highway Barn, emergency electrical service is necessary in order restore the facility's operational capacity, and

WHEREAS, electrical service is needed at the Franklinville Highway Barn to restore electric service which was destroyed or damaged as a result of the fire at the barn, and

WHEREAS, Ahlstrom Schaeffer Electric Corp., 46 Hopkins Avenue, Jamestown, New York 14701, can repair the destroyed or damaged electric service at the Franklinville Highway Barn, for an amount not to exceed \$40,000.00, to be paid as invoiced, and

WHEREAS, a transfer of funds is necessary in order 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 Ahlstrom Schaeffer Electric Corp., for the provision of the above-described services, for a term commencing November 6, 2017 and terminating June 30, 2018, 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	\$40,000.00
Increase Appropriation Account:		
DM.503.5130.5131.41603	DPW Property/Equipment Loss Mitigation	\$40,000.00.

Adopted November 8, 2017 by voice vote.

ACT NO. 489-2017 by Mr. Snyder, Sr. and Mrs. Stockman
who ask immediate consideration

DEFERRED COMPENSATION COMMITTEE RESOLUTION TO ADOPT FUND CHANGES

Pursuant to Section 405 of the County Law and
Section 5 of the State Finance Law.

WHEREAS, the Cattaraugus County Deferred Compensation Committee is required from time-to-time to review fund options within the Cattaraugus County 457 Deferred Compensation Plan, and

WHEREAS, the Cattaraugus County Deferred Compensation Committee recently discussed, and now recommends certain fund option alternatives, including replacing State Street Global Advisors (SSGA) target date funds with the JP Morgan target date funds, now, therefore, be it

RESOLVED, that effective immediately, Cattaraugus County hereby adopts the Fund changes described above, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all documents necessary, on behalf of Cattaraugus County, with MassMutual Retirement Services, for the fund changes described above.

Adopted November 8, 2017 by voice vote.

ACT NO. 490-2017 by Mr. Higgins, Mr. Snyder, Sr. and Mr. Padlo
who ask immediate consideration

**SALE OF TAX TITLE PROPERTY TO FORMER OWNER
(City of Olean)**

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

WHEREAS, Cattaraugus County has tax title to certain property situate in the City of Olean, and

WHEREAS, the former owner of the property has offered to purchase the same at a cost which will cover the County's financial involvement in this premises, and

WHEREAS, the costs involved for this premises has been tendered to the County Treasurer's Office, now, therefore, be it

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to execute a County Treasurer's Deed conveying this property to the following individual:

<u>CITY OF OLEAN</u>				
PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
19	94.056-2-42	John E. Elliot, Jr.	403 N. Eleventh Street Olean, NY 14760	\$7,185.57

Adopted November 8, 2017 by voice vote.

ACT NO. 491-2017 by Mr. VanRensselaer and Mr. Padlo
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION
WITH BARTON & LOGUIDICE, D.P.C. FOR DEVELOPMENT OF
COUNTY-WIDE TRAILS SYSTEM PLAN**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 580-2016 authorized the Chairman to execute a contract with Barton & Loguidice, D.P.C., 11 Centre Park, Suite 203, Rochester, New York 14614, for the development of a County-Wide Trails System Plan for the County, the term of which expired August 31, 2017, and

WHEREAS, a contract extension is necessary in order to complete the Plan, and

WHEREAS, Barton & Loguidice, D.P.C., have agreed to complete the aforementioned Plan by December 31, 2017, with no additional cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with Barton & Loguidice, D.P.C., to extend the term of the aforementioned contract, which commenced November 15, 2016, to terminate December 31, 2017, according to the above-described terms.

Adopted November 8, 2017 by voice vote.

ACT NO. 492-2017 by Ms. Vickman and Ms. Hastings
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH PREVENTIVE DIAGNOSTICS, INC.
FOR DIAGNOSTIC IMAGING SERVICES FOR
DEPARTMENT OF NURSING HOMES**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Department of Nursing Homes currently has a contract with Mobilex USA for the provision of diagnostic imaging services for the residents of The Pines Healthcare and Rehabilitation Center, both Olean and Machias Campuses, and

WHEREAS, Preventive Diagnostics, Inc., has acquired the western and upstate New York division of Mobilex USA and will now provide the aforementioned diagnostic imaging services, and

WHEREAS, Preventive Diagnostics, Inc., 544 Park Avenue, Suite 620, Brooklyn, New York 11205, can provide on-site diagnostic imaging services to residents of The Pines Healthcare and Rehabilitation Centers, as requested, for an amount not to exceed \$15,500.00 per year, as follows:

Pines Healthcare and Rehabilitation Center-Olean Campus \$7,500.00 per year

Pines Healthcare and Rehabilitation Center-Machias Campus \$8,000.00 per year,

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 Preventive Diagnostics, Inc., for the provision of the above-described services, for a term commencing November 1, 2017 and terminating

October 31, 2018, with automatic renewals for successive one (1) year periods unless terminated by either party hereto, according to the above-described terms.

Adopted November 8, 2017 by voice vote.

ACT NO. 493-2017 by Ms. Vickman and Ms. Hastings
who ask immediate consideration

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND SPECTRUM HUMAN SERVICES FOR
ASSERTIVE COMMUNITY TREATMENT (ACT) TEAM**

Pursuant to Section 41.13(a)(6) of the Mental Hygiene Law
and Section 450 of the County Law.

WHEREAS, Act 368-2017 approved the Cattaraugus County Community Services Board's acceptance of funding for the Assertive Community Treatment (ACT) Team, and

WHEREAS, Act 362-2017 authorized the Director of Community Services to solicit proposals from organizations interested in operating an Assertive Community Treatment (ACT) Team, and

WHEREAS, the primary focus of the ACT Team is to deliver comprehensive and effective services to individuals who are diagnosed with a severe mental illness and whose needs have not been well met by more traditional service delivery approaches, and

WHEREAS, a proposal was received from the Mental Health Services Erie County Southeast Corporation V d/b/a Spectrum Human Services for the operation of a 48-slot ACT Team, and

WHEREAS, Mental Health Services Erie County Southeast Corporation V d/b/a Spectrum Human Services, 227 Thorn Avenue, Orchard Park, New York 14127, can operate a 48-slot ACT Team for the residents of Cattaraugus County for an amount as follows:

2017	Start-Up Funding	\$ 93,689.00
2017	State Aid: ACT TEAM	\$ 17,253.00
2018	Remainder Start-Up Advance	\$281,067.00
	Annual ACT TEAM State Aid each year thereafter	\$ 69,012.00,

**The aforementioned phase-in funding is a one-time, set amount to allow the ACT Team to ramp up to capacity of 48 in year one,
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 between the Cattaraugus County Community Services Board and Cattaraugus Community Action, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing November 9, 2017 and terminating December 31, 2018, according to the above-described terms.

Adopted November 8, 2017 by voice vote.

ACT NO. 494-2017 by Mr. Giardini and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GENERAL CODE FOR LASERFICHE FOR DOCUMENT IMAGING SOFTWARE
AND TRANSFER OF FUNDS
(Contingent Fund – Computer Equipment/Software)**

Pursuant to Sections 363, 365 and 450 of the County Law.

WHEREAS, document imaging software would benefit the Department of Public Works when sharing services with other municipalities, and

WHEREAS, the aforementioned software can be purchased for the same rate through the piggyback clause contained in Tompkins County’s contract with General Code, and

WHEREAS, General Code, CMS Division, 781 Elmgrove Road, Rochester, New York 14624, can provide Laserfiche Avante software which will facilitate shared services with other municipalities by providing electronic forms, e-signatures and secure records management for an amount of \$17,500.00, to be paid as invoiced, and

WHEREAS, a transfer of funds is necessary to cover the cost of the aforementioned document imaging 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 General Code, for the provision of the above-described document imaging software, for a term commencing upon installation of the software and terminating one year thereafter, 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	\$17,500.00
Increase Appropriation Account:		
DM.503.5130.0000.20006	Computer Equipment/Software	\$17,500.00.

Adopted November 8, 2017 by voice vote.

ACT NO. 495-2017 by Mr. Giardini and Mr. Helmich
who ask immediate consideration

**TRANSFER OF FUNDS
(Contingent Fund – Department of Public Works)**

Pursuant to Sections 363 and 365 of the County Law.

WHEREAS, due to a fire at the Franklinville Highway barn, a transfer must be made from the Contingent Fund to cover various costs, which include contracted services, equipment rental and operating supplies, 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	\$52,712.00

Increase Appropriation Accounts:

DM.503.5130.5131.41603	Contracted Services	\$16,850.00
DM.503.5130.5131.45308	Equipment Rental	\$32,862.00
DM.503.5130.5131.47006	Operating Supplies	\$ 3,000.00.

Adopted November 8, 2017 by voice vote.

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PRIVILEGE OF THE FLOOR:

Chairman Stockman granted Privilege of the Floor to Jack Searles, County Administrator, who presented the proposed 2018 Budget to the Legislature.

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CHAIRMAN STOCKMAN read the following:

As most of you know, Joseph Pillittere, the Commissioner of the Department of Public Works, has resigned his position effective at the close of business on Friday, November 10, 2017. On behalf of Cattaraugus County, I wish Joe well in his new position, and I thank him for his years of service and his commitment to Cattaraugus County.

Please be advised that Kathleen Ellis, Deputy Commissioner of the Department of Public Works, will assume the duties and responsibilities of the position effective at 5:01 pm on Friday, November 10, 2017, and will continue that role until such time as the Legislature appoints a new Commissioner of the Department.

Thank you.

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MRS. LABUHN moved, seconded by Mr. Helmich, to adjourn until November 21, 2017 at 4:00 p.m. Carried.

Meeting adjourned at 5:16 p.m.

Ann M. Giglio
Journal Clerk