



April 12, 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 – VanRensselaer and Vickman.

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CHAIRMAN STOCKMAN noted that the minutes of the March 22, 2017 session stand approved as presented.

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**COMMUNICATIONS:**

Erie County Legislature: A resolution supporting Congressman Collins' proposal to require New York State to cover the full cost of Medicaid providing mandate relief to the local municipalities.

Essex County Board of Supervisors: Resolution No. 74, entitled "Resolution Urging New York State to Fully Fund Probation Departments and Other Impacted County Departments/Agencies with 100% Funding for Costs Associated with Raising the Age of Criminal Responsibility to 18 Years of Age"; Resolution No. 90, entitled "Resolution Supporting New York State Senate Bill 1908 and New York State Assembly Bill 3397 Which Would Increase the Counties' Share of Department of Motor Vehicle (DMV) Revenue to Provide a More Equitable Share for Counties"; and Resolution No. 91, entitled "Resolution Opposing the Increase of New York State Title Fees from \$50.00 to \$75.00".

Garrett Martin: Note of thanks for congratulatory proclamation on achieving the rank of Eagle Scout.

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**APPOINTMENTS:**

**CATTARAUGUS COUNTY LAND BANK CORPORATION BOARD OF DIRECTORS**

*Term to coincide with term of office*

Frank H. Higgins  
1616 Gemini Drive  
Olean, New York 14760

*to fill the unexpired term of James Joseph Snyder, Jr., who resigned.*

**CATTARAUGUS-ALLEGANY WORKFORCE DEVELOPMENT BOARD**

*Three-year term to expire December 31, 2019*

Mary King  
Saputo, Inc.  
6701 County Road 20  
Friendship, New York 14739

**CATTARAUGUS COUNTY EMERGENCY MEDICAL SERVICES ADVISORY COUNCIL**

*Terms to expire December 31, 2017*

Tim Richardson  
Olean City Fire Department  
818 King Street  
Olean, New York 14760,  
*to fill the unexpired term of Robert Bell*

Shomita Steiner  
Emergency Preparedness Coordinator  
Cattaraugus County Health Department  
One Leo Moss Drive, Suite 4010  
Olean, New York 14760,  
*to fill the unexpired term of Kevin Watt*

Daniel Kruszynski  
Representing Fire District #5  
6701 Maples Road  
Ellicottville, New York 14731,  
*to fill the unexpired term of Dorothy Button*

Jeffrey Myers, M.D.  
Emergency Room Director  
Olean General Hospital  
515 Main Street  
Olean, New York 14760,  
*to fill the unexpired term of Tom Sampson.*

\* \* \* \* \*

**PROCLAMATION:**

CHAIRMAN STOCKMAN proclaimed the month of April 2017 as Child Abuse Prevention Month in Cattaraugus County. Tony Turano, Acting Commissioner of Social Services, and Nichole Zink, Director of Child Protective Services for DSS, accepted the proclamation.

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**PRIVILEGE OF THE FLOOR:**

CHAIRMAN STOCKMAN granted Privilege of the Floor to Joseph G. Keller, Treasurer, who presented the 2016 Year-End Report.

\* \* \* \* \*

**ACT NO. 132-2017** by Mr. Giardini and Mr. Helmich

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS FOR  
PURCHASE OF ROUND AND ELLIPTICAL (CLASS III AND IV) CONCRETE PIPE  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Department of Public Works advertised for sealed bids for the purchase of round and elliptical (Class III and IV) concrete pipe, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the bids received for the aforementioned concrete pipe should be rejected due to budgetary constraints, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby rejects the bids received for the purchase of round and elliptical (Class III and IV) concrete pipe, which were opened on March 21, 2017, and authorizes all actions previously taken by the Department of Public Works regarding such rejection nunc pro tunc.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 133-2017** by Mr. Giardini and Mr. Helmich  
*and Mr. Koch<sup>1</sup>*

**BID ACCEPTANCE FOR 2017 STREAMBANK STABILIZATION PROJECTS  
(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 2017 streambank stabilization projects, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for the following three (3) sites was the bid of D & H Excavating, Inc., 11939 Route 98 South, Arcade, New York 14009, in the total amount of \$47,773.00, as follows, to be paid as invoiced:

County Road No. 14 (Town of Little Valley)	\$ 9,368.00
County Road No. 18 (Town of Humphrey)	\$29,993.00
County Road No. 44-Leon Bridge No. 2 (Town of Leon)	\$ 8,412.00,

and

WHEREAS, sufficient funds are included in the 2017 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the bid of D & H Excavating, Inc., be, and the same hereby is, accepted, for a term commencing upon Notice of Award and terminating October 31, 2017, and be it further

RESOLVED, that vouchers submitted in accordance with the provisions of the General Municipal Law §106-b and certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State bid.

Seven sets of specifications were sent out.

Six bids were received.

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

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 134-2017** by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR STEEL CORRUGATED PIPE AND PIPE ARCHES  
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the provision of steel corrugated pipe and pipe arches, according to specifications provided by the Public Works Committee, and

WHEREAS, the only bid received for the provision of steel corrugated pipe and pipe arches was submitted by Chemung Supply Corp., P.O. Box 527, Elmira, New York 13901, as follows:

**Round Corrugated Steel Pipe And Pipe Arches  
Perforated Plain Galvanized, Corrugated Steel Pipe Underdrain**

<u>Index No.</u>	<u>Diameter</u>	<u>Description</u>	<u>2017 Rate</u>
CMDP6	6	(18 ga.) per linear foot	\$ 5.53
CMDP8	8	(16 ga.) per linear foot	\$ 7.33
CMDP10	10	(16 ga.) per linear foot	\$ 8.42
CMC1012	10	12" connect. band	\$ 8.42
CMC1024	10	24" connect. band	\$ 16.42
CMFE10	10	Flared End	\$ 41.00
CMDP12	12	(16 ga.) per linear foot	\$ 7.88
CMC1212	12	12" connect. band	\$ 7.88
CMC1224	12	24" connect. band	\$ 15.76
CMFE12	12	Flared End	\$ 42.00
CMDP15	15	(16 ga.) per linear foot	\$ 9.44
CMC1512	15	12" connect. band	\$ 9.44
CMC1524	15	24" connect. band	\$ 18.88
CMFE15	15	Flared End	\$ 66.00
CMDP18	18	(16 ga.) per linear foot	\$ 11.50
CMC1812	18	12" connect. band	\$ 11.50

CMC1824	18	24" connect. band	\$ 23.00
CMFE18	18	Flared End	\$ 88.00

**Round Corrugated Steel Pipe & Pipe Arches Class II**

CMDP21	21	(16 ga.) per linear foot	\$ 14.44
CMC2112	21	12" connect. band	\$ 21.66
CMC2124	21	24" connect. band	\$ 28.88
CMFE21	21	Flared End	\$120.00
CMDP24	24	(14 ga.) per linear foot	\$ 18.88
CMC2412	24	12" connect. band	\$ 28.33
CMC2424	24	24" connect. band	\$ 37.76
CMFE24	24	Flared End	\$135.00
CMDP30	30	(14 ga.) per linear foot	\$ 23.58
CMC3012	30	12" connect. band	\$ 35.37
CMC3024	30	24" connect. band	\$ 47.16
CMFE30	30	Flared End	\$285.00
CMDP36	36	(12 ga.) per linear foot	\$ 38.88
CMC3612	36	12" connect. band	\$ 58.33
CMC3624	36	24" connect. band	\$ 77.76
CMFE36	36	Flared End	\$380.00
CMDP42	42	(12 ga.) per linear foot	\$ 44.44
CMC4212	42	12" connect. band	\$ 88.88
CMC4224	42	24" connect. band	\$111.10
CMFE42	42	Flared End	\$653.00
CMDP48	48	(12 ga.) per linear foot	\$ 49.70
CMC4812	48	12" connect. band	\$ 99.40
CMC4824	48	24" connect. band	\$124.25
CMFE48	48	Flared End	\$794.00
CMDP60	60	(10 ga.) per linear foot	\$ 85.50
MC6012	60	12" connect. band	\$171.12
CMC6024	60	24" connect. band	\$221.40
CMFE60	60	Flared End	\$1,361.00
CMDP72	72	(10 ga.) per linear foot	\$ 116.66
CMC7212	72	12" connect. band	\$ 233.33
CMC7224	72	24" connect. band	\$ 291.65
CMFE72	72	Flared End	\$1,917.00
CMDP84	84	(8 ga.) per linear foot	\$154.16
CMC8412	84	12" connect. band	\$308.33
CMC8424	84	24" connect. band	\$385.40
CMFE84	84	Flared End	\$2,218.00

**Fully Bituminous Coated w/o Pavement Helically Corrugated Pipe Arch  
w/Rerolled Ends**

CMDP3524	35" x 24"	Per linear foot	\$ 22.22
CMSC3524		24" connect. band	\$ 44.44
CMDP4229	42" x 29"	Per linear foot	\$ 27.77
CMSC4229		24" connect. band	\$ 59.55
CMDP4933	49" x 33"	Per linear foot	\$ 43.88

CMSC4933		24" connect. band	\$ 87.88
CMDP5738	57" x 38"	Per linear foot	\$ 56.66
CMSC5738		24" connect. band	\$113.33
CMDP6443	64" x 43"	Per linear foot	\$ 67.77
CMSC6443		24" connect. band	\$135.55
CMDP7147	71" x 47"	Per linear foot	\$ 86.66
CMSC7147		24" connect. band	\$173.33
CMDP7752	77" x 52"	Per linear foot	\$134.66
CMSC7752		24" connect. band	\$269.33
CMDP8357	83" x 57"	Per linear foot	\$152.25
CMSC8357		24" connect. band	\$305.72

now, therefore, be it

RESOLVED, that the Commissioner of Public Works is authorized to contract for steel corrugated pipe and pipe arches with Chemung Supply Corp., as recommended by the Public Works Committee for the term May 1, 2017 through April 30, 2018, and be it further

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

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

State Bid. Prices will be compared with the prices on State Contract and be purchased from the source most beneficial to the County.

Seven sets of specifications were sent out.

One bid was received.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 135-2107** by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR PLASTIC & POLYETHYLENE CORRUGATED DRAINAGE PIPE  
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the provision of plastic and polyethylene corrugated drainage pipe, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest acceptable bids received for the provision of plastic and polyethylene corrugated drainage pipe were submitted by Advanced Drainage Systems, Inc., 4640 Trueman Boulevard, Hilliard, Ohio 43026, as follows:

**Plastic & Polyethylene Corrugated Drainage Pipe Or Tubing**

<u>Index No.</u>	<u>Diameter</u>	<u>Description</u>	<u>2017 Rate</u>
CPDP4	4	Per foot	\$0.42
CPC4	4	/coupler	\$1.97
CPDP6	6	Per foot	\$1.06
CPC6	6	/coupler	\$3.93
CPDP8	8	Per foot	\$2.10
CPC8	8	/coupler	\$4.46
CPDP10	10	Per foot	\$4.15
CPC10	10	/coupler	\$6.59
CPDP12	12	Per foot	\$5.25
CPC12	12	/coupler	\$7.05
CPFE12	12	Flared End	\$117.00
CPDP15	15	Per foot	\$7.20
CPC15	15	/coupler	\$9.45
CPFE15	15	Flared End	\$117.00
CPDP18	18	Per foot	\$10.15
CPC18	18	/coupler	\$13.50
CPFE18	18	Flared End	\$157.00
CPDP24	24	Per foot	\$15.90
CPC24	24	/coupler	\$20.95
CPFE24	24	Flared End	\$202.00

**Polyethylene Corrugated High Capacity Smooth Interior Pipe**

CPDP12SI	12	Per foot	\$4.70
CPC12SI	12	/coupler	\$7.05
CPFE12SI	12	Flared End	\$117.00
CPDP15SI	15	Per foot	\$6.30
CPC15SI	15	/coupler	\$9.45
CPFE15SI	15	Flared End	\$117.00
CPDP18SI	18	Per foot	\$9.00
CPC18SI	18	/coupler	\$13.30
CPFE18SI	18	Flared End	\$157.00
CPDP24SI	24	Per foot	\$13.95
CPC24SI	24	/coupler	\$20.95
CPFE24SI	24	Flared End	\$202.00
CPDP30SI	30	Per foot	\$22.50
CPC30SI	30	/coupler	\$45.00
CPFE30SI	30	Flared End	\$490.00
CPDP36SI	36	Per foot	\$29.20
CPC36SI	36	/coupler	\$58.40
CPFE36SI	36	Flared End	\$520.00
CPDP42SI	42	Per foot	\$41.05
CPC42SI	42	/coupler	\$82.10
CPDP48SI	48	Per foot	\$49.45
CPC48SI	48	/coupler	\$98.90

**Category II Integral Bell Joint**

CPDPSL12	12	Per foot	\$4.80
CPSCP12	12	Split Coupler	\$7.05
CPDPSL15	15	Per foot	\$6.49
CPSCP15	15	Split Coupler	\$9.45
CPDPSL18	18	Per foot	\$9.30



CPSCP18	18	Split Coupler	\$13.50
CPDPSL24	24	Per foot	\$14.49
CPSCP24	24	Split Coupler	\$20.95
CPDPSL30	30	Per foot	\$23.45
CPSCP30	30	Split Coupler	\$45.00
CPDPSL36	36	Per foot	\$30.05
CPSCP36	36	Split Coupler	\$58.40
CPDPSL42	42	Per foot	\$42.00
CPSCP42	42	Split Coupler	\$82.10
CPDPSL48	48	Per foot	\$50.98
CPSCP48	48	Split Coupler	\$98.90

now, therefore, be it

RESOLVED, that the Commissioner of Public Works is authorized to contract for plastic and polyethylene corrugated drainage pipe with Advanced Drainage Systems, Inc., as recommended by the Public Works Committee for the term May 1, 2017 through April 30, 2018, and be it further

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

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

State Bid. Prices will be compared with the prices on State Contract and be purchased from the source most beneficial to the County.

Eleven sets of specifications were sent out.

Two bids were received; one meets specifications.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 136-2017** by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR HVAC AND REFRIGERATION MAINTENANCE  
FOR COUNTY BUILDINGS  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and  
Section 215 of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for HVAC and refrigeration maintenance for County buildings, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications was the bid of Van Hook Service Co., Inc., 76 Seneca Avenue, Rochester, New York 14621, as follows:

Basic Seasonal Service –	4/1/2017 –	4/1/2019 –
Heating and Cooling Season	3/31/2019	3/31/2021

Buildings:

County Center & Jail – Little Valley	\$1,686.00	\$1,736.00
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DPW Facility - Little Valley	\$2,450.00	\$2,525.00
Social Services Building - Little Valley	\$ 340.00	\$ 350.00
County Office Building-Olean	\$2,690.00	\$2,770.00
The Pines Healthcare – Olean	\$3,680.00	\$3,790.00
The Pines Healthcare – Machias	\$3,680.00	\$3,790.00
Stone House – Machias	\$1,286.00	\$1,325.00
Radio Towers:		
Dutch Hill Radio Tower	\$ 250.00	\$ 257.00
McCarty Hill Radio Tower	\$ 250.00	\$ 257.00
Yorkshire Radio Tower	\$ 250.00	\$ 257.00
Dayton Radio Tower	\$ 250.00	\$ 257.00
Knapps Creek Radio Tower	\$ 250.00	\$ 257.00
Lyndon Radio Tower	\$ 250.00	\$ 257.00
Nicholas Radio Tower	\$ 250.00	\$ 257.00
Oldro Hill Radio Tower	<u>\$ 250.00</u>	<u>\$ 257.00</u>
Annual Total	\$17,812.00	\$18,342.00
TOTAL FOR 2-YEAR PERIOD	\$35,624.00	\$36,684.00
TOTAL FOR 4-YEAR PERIOD		\$72,308.00
Hourly Rate for Work Not Covered by Contract	\$ 87.50	\$ 89.50

now, therefore, be it

RESOLVED, that the bid of Van Hook Service Co., Inc., be, and the same hereby is, accepted, for two (2) two-year terms, the first of which will commence April 1, 2017 and terminate March 31, 2019, and the second two-year term will commence April 1, 2019 and terminate March 31, 2021, and be it further

RESOLVED, that the aforementioned contract is contingent upon and subject to the inclusion in the 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.

Eight sets of specifications were sent out.

Two bids were received.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 137-2017** by Mr. Giardini and Mr. Helmich

**AMENDING ACT 89-2017 REGARDING ACCEPTANCE OF MATERIAL BIDS  
(Department of Public Works)**

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

WHEREAS, Act 89-2017 accepted bids for cold in-place recycling of bituminous pavement, and

WHEREAS, Act 89-2017 should be amended to include certain services which were inadvertently omitted, now, therefore, be it

RESOLVED, that Act 89-2017 be, and hereby is, amended as follows: Delete entire rate section for *Cold In-Place Recycling of Bituminous Pavement* for Suit-Kote Corporation, and replace with the following:

**"PROJECTS BETWEEN 5,000 & 9,999 SQUARE YARDS  
In-Place Recycling with Emulsified Asphalt**

<u>(Cutting Depth) Price / Sq. Yard</u>	<u>Type 1</u>	<u>Type II</u>
(1a) 1" up to, but not including 3"	<u>Prices/sq. yd.</u> No Bid	<u>Prices/sq. yd.</u> \$2.60
(1b) 3" up to, but not including 6"	No Bid	\$2.73
<u>Additive</u>	<u>Price/Gallon</u>	<u>Price/Gallon</u>
(2) Additive: HFMS-2 Type delivered and added to Mix	No Bid	\$2.34
<u>Total Square Yard Price for Recycling:</u>		
Using 1 Gallon per square yard of Additive:	(1a+2) = (3a) No Bid	\$4.94
	(1b+2) = (3b) No Bid	\$5.07
<u>Alternate:</u> Add amount if contractor supplies the aggregate		
Aggregate / Ton		\$26.00

**PROJECTS 10,000 SQUARE YARDS AND GREATER  
In-Place Recycling with Emulsified Asphalt**

<u>(Cutting Depth) Price / Sq. Yard</u>	<u>Type 1</u>	<u>Type II</u>
(1a) 1" up to, but not including 3"	<u>Prices/sq. yd.</u> No Bid	<u>Prices/sq. yd.</u> \$2.21
(1b) 3" up to, but not including 6"	No Bid	\$2.26
<u>Additive</u>	<u>Price/Gallon</u>	<u>Price/Gallon</u>
(2) Additive: HFMS-2 Type delivered and added to Mix	No Bid	\$2.34
<u>Total Square Yard Price for Recycling:</u>		
Using 1 Gallon per square yard of Additive:	(1a+2) = (3a) No Bid	\$4.55
	(1b+2) = (3b) No Bid	\$4.60
<u>Alternate:</u> Add amount if contractor supplies the aggregate		
Aggregate / Ton		\$26.00

**FULL DEPTH RECLAMATION TYPE III RECYCLING**

<u>(Cutting Depth) Price / Sq. Yard</u>	<u>w/Emulsified Asphalt</u>	<u>w/33%Calcium Chloride Solution</u>
(1a) 6" or less	<u>Price/sq.yd.</u> \$.99	<u>Price/sq.yd.</u> \$1.03
(1b) Over 6"	\$1.08	\$1.08
(2) Additive delivered & added to mix	\$2.34/gal	\$1.45/gal
<u>Total Square Yard Price for Recycling:</u>		
Using 1 Gallon per square yard of Additive	(1a+2=3a) \$3.33	\$2.48
	(1b+2=3b) \$3.42	\$2.53
<u>Pulverize Only: (Cutting Depth) Price / Sq. Yard</u>		
6" or less		\$.98
Over 6"		\$1.03
<u>Alternate:</u> Add amount if contractor supplies the aggregate and water		
Aggregate / Ton		\$26.00
Water / Gallon		\$ .50"

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 138-2017** by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT  
WITH GREENMAN-PEDERSEN, INC. FOR  
COUNTY ROAD NO. 13 REHABILITATION PROJECT ENGINEERING SERVICES  
(Department of Public Works)**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 337-2010, amended by Acts 213-2014 and 676-2015, authorized a contract with Abate Associates Engineers & Surveyors, P.C., for the provision of engineering services for County Road No. 13 (Maples Road) Rehabilitation Project in the Town of Mansfield, the term of which expires December 31, 2017, and

WHEREAS, the aforementioned contract should be amended in order to include design changes, which are required due to the impact on wetlands, and also the provision of construction administration and inspection services, and

WHEREAS, Greenman-Pedersen, Inc., (formerly Abate Associates), 4950 Genesee Street, Suite 100, Buffalo, New York 14225, has agreed to provide the aforementioned additional services in order to complete the aforementioned project by December 31, 2017, for an additional amount of \$359,215.00, as follows:

Wetland Design Changes	\$ 61,698.00
Construction Administration & Inspection	\$297,517.00,

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Greenman-Pedersen, Inc., for the provision of the above-described services, which shall expire December 31, 2017, according to the above-described terms.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 139-2017** by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NYSDOT AND  
AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN  
BRIDGE DECK SEALING FEDERAL-AID PROJECT**

Pursuant to Title 23 U.S. Code and Section 450 of the County Law.

WHEREAS, the Cattaraugus County Bridge Deck Sealing Project, including 17 bridges in various towns in Cattaraugus County, PIN 5761.24 (the "Project"), is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at a ratio of 80% federal funds and 20% non-federal funds, and

WHEREAS, the County desires to advance the above Project by making a commitment of 100% of the non-federal share of the costs of the Construction & Construction Supervision and Inspection phases of the Project, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby approves the above-described Project, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the County of Cattaraugus to pay in the first instance 100% of the federal and non-federal shares of the cost of the Construction & Construction Supervision and Inspection phases of the Project or portions thereof, and be it further

RESOLVED, that the sum of \$85,000.00 is hereby appropriated and made available to cover the cost of participation in the above phase of the Project, and be it further

RESOLVED, that in the event the amount required to pay the full federal and non-federal shares of the cost of the Project's Construction & Construction Inspection phases exceeds the amount appropriated above, the County of Cattaraugus shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by NYSDOT, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all necessary documents, on behalf of Cattaraugus County, with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid project costs and all Project costs within appropriations therefor that are not so eligible, and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project, and be it further

RESOLVED, that this Resolution shall take effect immediately.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 140-2017** by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE PERMANENT EASEMENT AND AGREEMENTS  
WITH NEW YORK STATE DEPARTMENT OF TRANSPORTATION  
FOR ROUTE 16 STREAM CHANNEL AND DRAINAGE PROJECT**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, the New York State Department of Transportation (NYSDOT) has requested a permanent easement across County-owned property located in the Town of Ischua, being a portion of Tax Map No. 68.001-1-16.7, for the purpose of the Route 16 stream channel and drainage project, and

WHEREAS, the County should grant a permanent easement across the aforementioned County-owned property to facilitate the stream channel and drainage project on NYS Route 16 in the

Town of Ischua, subject to the County Attorney's determination that no deed restrictions prevent the conveyance of such right, and subject to the terms of any future formal appropriation of any such property by the State of New York, and

WHEREAS, various agreements and a permanent easement are necessary with the NYSDOT in order to facilitate the aforementioned project, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all agreements and easements necessary, on behalf of Cattaraugus County, with the New York State Department of Transportation, to facilitate the stream channel and drainage project on NYS Route 16 in the Town of Ischua, according to the above-described terms.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 141-2017** by Mr. VanRensselaer and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
LAMAR COMPANIES FOR ADVERTISING SERVICES ON VINYL BILLBOARDS**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Economic Development, Planning and Tourism is desirous of promoting Cattaraugus County through the use of advertisements on vinyl billboards, and

WHEREAS, Lamar Companies, 1565 West 12<sup>th</sup> Street, Erie, Pennsylvania 16501, can provide advertising services, promoting Cattaraugus County, through the use of vinyl billboards for an amount of \$7,600.00, to be paid as invoiced, 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 Lamar Companies, for the provision of the above-described services, for a term commencing May 8, 2017 and terminating July 30, 2017, according to the above-described terms.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 142-2017** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
SOUTHERN TIER HEALTH CARE SYSTEM, INC. FOR CHILD PROTECTION  
SERVICES THROUGH SOUTHERN TIER CHILD ADVOCACY CENTER**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 602-2015 authorized a contract with Southern Tier Health Care System, Inc., for the conduct of examinations and interviews for open child protection cases, the term of which expired December 31, 2016, and

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

WHEREAS, Southern Tier Health Care System, Inc., One Blue Bird Square, Olean, New York 14760, through its Southern Tier Child Advocacy Center, can conduct the aforementioned examinations and interviews for an annual amount not to exceed \$15,000.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 62% state and 38% county funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Southern Tier Health Care System, Inc., for the provision of services through its Southern Tier Child Advocacy Center, for a term commencing January 1, 2017 and terminating May 31, 2017, 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 April 12, 2017 by voice vote.

**ACT NO. 143-2017** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HEALTHY COMMUNITY ALLIANCE, INC. FOR  
MEDICAID MANAGED CARE RECRUITMENT SPECIALIST**

Pursuant to 42 CFR Section 435, Section 363 of the Social Services Law  
and Section 450 of the County Law.

WHEREAS, Act 140-2016 authorized a contract with Healthy Community Alliance, Inc., One School Street, Suite 100, Gowanda, New York 14070, for the provision of education, support and outreach services to clients, agency personnel, and providers of the Medicaid Managed Care Program, the term of which expired March 31, 2017, and

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

WHEREAS, Healthy Community Alliance, Inc., has agreed to provide the aforementioned services for an amount not to exceed \$23,925.00, which shall be paid in monthly installments, as invoiced, and

WHEREAS, this program is 50% federally funded (CFDA #93.775), 25% state funded through the New York State Department of Health, and 25% County funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Healthy Community Alliance, Inc., for the provision of the above-described services, for a term commencing April 1, 2017 and terminating March 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted April 12, 2017 by voice vote. Ms. Hastings abstained from vote.

**ACT NO. 144-2017** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH CATTARAUGUS COMMUNITY ACTION, INC.  
FOR THIRD PARTY REVIEWER SERVICES FOR  
DEPARTMENT OF SOCIAL SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 199-2016 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of Third Party Reviewer services, the term of which expires April 30, 2017, and

WHEREAS, the Third Party Reviewer facilitates meetings between birth parents of children in foster care, the department caseworker, attorneys, foster parents, and service providers to assess the efforts and progress made by the Department and the birth parents to achieve the goal of safely returning the child to the birth parents' care, and

WHEREAS, the Department of Social Services is desirous of renewing the aforementioned contract, and

WHEREAS, Cattaraugus Community Action, Inc., can provide the aforementioned Third Party Reviewer services for an amount not to exceed \$31,893.00 to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 62% state and 38% county funded, and



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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Cattaraugus Community Action, Inc., for the provision of the above-described services, for a term commencing May 1, 2017 and terminating April 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 April 12, 2017 by voice vote.

**ACT NO. 145-2017** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE DEPARTMENT OF HEALTH FOR  
RABIES PROGRAM REIMBURSEMENT  
(Contract #C32437GG)**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 56-2013, as amended by Act 364-2013, authorized a contract with the New York State Department of Health for the rabies program reimbursement, the term of which expired March 31, 2017, and

WHEREAS, the New York State Department of Health, through the Zoonoses Program, Corning Tower – Empire State Plaza, Room 651, Albany, New York 12237, is providing pre-set reimbursement rates for human rabies treatment, animal specimens prepared and shipped, and for pet vaccination clinics that are conducted, and

WHEREAS, the New York State Department of Health has authorized an amount of \$34,805.00 per year for a two-year period running April 1, 2017 through March 31, 2018, and

WHEREAS, the Cattaraugus County Health Department is desirous of contracting with the New York State Department of Health in order to receive the aforementioned funding, 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 Department of Health, in order to receive the aforementioned rabies reimbursement, for a term commencing April 1, 2017 and terminating March 31, 2018, according to the above-described terms.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 146-2017** by Ms. Vickman and Ms. Hastings

**BID ACCEPTANCE FOR MOSQUITO SPRAYING  
(Health Department)**

Pursuant to Section 103 of the General Municipal Law and  
Section 450 of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for aerial application and insect control, according to specifications provided by the Cattaraugus County Health Department, and

WHEREAS, the only bid received was Duflo Spray-Chemical, Inc., 8369 State Route 812, Lowville, New York 13367, as follows:

Applications - Applied Rates

Teknar HP-D & Zoecon Altosid Mixture

1st larvicide application  $\$12.78/\text{acre} \times 3,505.71 \text{ acres} = \$44,802.97$

Subsequent larvicide application  $\$12.23/\text{acre} \times 3,505.71 \text{ acres} = \$42,874.83$

1st adulticide application

if Scourge is used  $\$4.39/\text{acre} \times 10,984 \text{ acres} = \$48,219.76$

Subsequent adulticide  $\$4.18/\text{acre} \times 10,984 \text{ acres} = \$45,913.12$

2nd adulticide application

if Anvil 10 + 10 is used  $\$4.22/\text{acre} \times 10,984 \text{ acres} = \$46,352.48$

Subsequent adulticide  $\$4.12/\text{acre} \times 10,984 \text{ acres} = \$45,254.08,$

and

WHEREAS, the aforementioned services are 100% locally funded, and

WHEREAS, sufficient funds are included in the 2017 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the bid of Duflo Spray-Chemical, Inc. be, and the same hereby is, accepted, for a term commencing May 1, 2017 and terminating December 31, 2017, and be it further

RESOLVED, that the vouchers accordingly certified by the Public Health Director of the Health Department be audited by the Auditor and paid by the County Treasurer.

No State Bid.

15 sets of specifications were sent out.

Only one bid was received.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 147-2017** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS TOWNS AND CITIES FOR  
MOSQUITO CONTROL PROGRAM FUNDING**

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

WHEREAS, Act 136-2016 authorized contracts with various towns and cities within the County for the provision of local funding for a portion of the mosquito control spraying program, the terms of which expired December 31, 2016, and

WHEREAS, the County is desirous of providing mosquito control spraying, and

WHEREAS, it is proposed that the County contract with various towns and cities within the County, in order to provide local funding by the towns and cities for a portion of the program, according to the following schedule:

Town of Allegany	\$10,743.71
Town of Carrollton	\$ 2,041.50
Town of Great Valley	\$ 4,201.52
Town of Hinsdale	\$ 3,090.28
Town of Olean	\$ 2,391.80
Town of Portville	\$ 3,243.43
City of Olean	\$15,640.73
City of Salamanca	\$ 4,811.07,

now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various towns and cities, for the provision of the above-described services, for a term commencing May 1, 2017 and terminating December 31, 2017, according to the above-described terms.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 148-2017** by Ms. Vickman

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Nursing Homes-Olean)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, an additional \$215,000.00 is needed from the fund balance in order to cover what was included in the capital program for The Pines Healthcare and Rehabilitation Center-Olean Campus, and

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

RESOLVED, that the County Administrator is hereby directed to appropriate \$215,000.00 from Undesignated Fund Balance Account EF.909.0000 and make the following budgetary changes:

Increase Appropriation Account:

EF.453.4530.1212.20002	Building Improvements	\$215,000.00.
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Approved by 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted April 12, 2017 by voice vote.

**ACT NO. 149-2017** by Mr. Klancer and Mr. Padlo

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Probation Department)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, due to a projected reduction in revenue from New York State regarding the Ignition Interlock Monitoring Program, various appropriation and revenue accounts must be adjusted, now, therefore, be it

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

Decrease Estimated Revenue Account:

A.314.3140.0000.3310.10	State Aid – Ignition Interlock	\$13,877.00
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Decrease Appropriation Accounts:

A.314.3140.0000.13000	Overtime	\$ 1,000.00
A.314.3140.0000.41412	Drug Testing	\$ 3,250.00
A.314.3140.0000.44203	Office Rent	\$ 127.00
A.314.3140.0000.45310	Copier	\$ 500.00
A.314.3140.0000.46102	Employee Mileage	\$ 1,000.00
A.314.3140.0000.83000	Health Insurance	\$ 8,000.00.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 150-2017** by Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT WITH  
GABRIEL J. GIDDY FOR OLDRO HILL ROAD COMMUNICATIONS TOWER SITE**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Cattaraugus County is desirous of executing a lease with Gabriel J. Giddy for the communications tower located on Oldro Hill Road in the Town of Coldspring, and

WHEREAS, Gabriel J. Giddy, 10799 Oldro Hill Road, Randolph, New York 14772, has agreed to lease a portion of his property located on Oldro Hill Road in the Town of Coldspring for a communications tower for an amount of \$625.00 per month for a ten (10) year term, with the option to renew for an additional ten (10) year term at the same rates, terms and conditions, and

WHEREAS, the cost of the lease will be \$7,500.00 for the first year and increase by two percent (2%) each year thereafter, and

WHEREAS, the property owner agrees that, in the event he wishes to sell the leased property to a third party, the County shall have the first option to purchase the leased premises, and

WHEREAS, the property to be leased is described as follows:

Parcel SHER-1

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Coldspring, County of Cattaraugus and State of New York, being a part of Lot 48, Town 2, Range 8, according to the Holland Land Company's Survey and being further described as follows:

BEGINNING at a point in the northerly boundary of lands owned by Gregory A. Handgis (Reputed Owner), formerly owned by Walter Hornburg, Jr., said point being 1162± feet distant easterly, measured along the said northerly boundary of Handgis' lands, from the intersection of said boundary with the existing highway centerline of Oldro Hill Road; thence easterly along the said boundary, 208.71± feet; thence southerly turning an interior angle of 90° 00', 208.71± feet; thence westerly turning an interior angle of 90° 00', 208.71± feet northerly turning an interior angle of 90° 00', 208.71± feet to the point of beginning, being 1.0 acre, more or less.

Parcel SHER-2

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Coldspring, County of Cattaraugus and State of New York, being a part of Lot 48, Town 2, Range 8, according to the Holland Land Company's Survey and being further described as follows:

BEGINNING at a point in the existing highway centerline of Oldro Hill Road, said point being the intersection of said centerline with the northerly boundary of lands owned by Gregory A. Handgis (Reputed Owner), formerly owned by Walter Hornburg, Jr.; thence easterly along the said boundary of Handgis' lands 1162± feet to the westerly boundary of Parcel SHER-1; thence southerly along the boundary of Parcel SHER-1, 50± feet; thence westerly parallel to and 50 feet distant from the said boundary of Handgis' lands, 1145± feet to the said existing highway centerline; thence northerly along the said centerline to the point of beginning.

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a lease agreement, on behalf of Cattaraugus County, with Gabriel J. Giddy, for the leasing of the above-described property for a ten (10) year term commencing July 1, 2017 and terminating June 30, 2027, according to the above-described terms, with the County's option to renew for an additional ten (10) year term, at the same rates, terms and conditions, and be it further

RESOLVED, that in the event Gabriel J. Giddy wishes to sell the leased property, the County shall have the first option to purchase the leased premises.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 151-2017** by Mr. Breton, Mrs. Stockman, Mr. VanRensselaer,  
Ms. Vickman and Ms. Hastings

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

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

WHEREAS, Act 73-2015 authorized a contract with Erie County for medical examiner office services, including toxicology, the term of which expires December 31, 2017, and

WHEREAS, the County is desirous of terminating the aforementioned contract and entering into a new contract based on a per-case basis for the provision of medical examiner office services, and

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

<u>Service Description</u>	<u>Fee</u>
<i>REPORTS</i> (subject to legal restrictions)	
Examination Report	\$ 40.00
Certification Fee (includes notarization; does not include report fee)	\$ 5.00
Investigative Report	\$ 35.00
 <i>IMAGING/HISTOLOGY</i> (subject to legal restrictions)	
Photo or X-ray Digital CD	\$ 25.00
Micro Slides – recuts	Per Invoice
Micro Slides – special stains	Per Invoice
 <i>AUTOPSY/EXAMINATIONS</i>	
Internal Examination with Toxicology (includes 5 hrs pathologist review time [PRT])	\$2,800.00
Partial Internal Examination with Toxicology	\$2,275.00
External Examination with Toxicology (includes 3 hrs PRT)	\$1,800.00
External Examination (includes 3 hrs PRT)	\$ 975.00
Pathologist Review Time Over Included Amount (per hour)	\$ 200.00
Prisoner/Inmate Examination	\$2,800.00
Skeletal Evaluation	\$2,050.00
Skeletal Evaluation – Non-human remains	\$ 275.00
STATSCAN Full Body X-Ray	\$ 250.00
Dental Examination for Identification	\$ 170.00
Non-ECMEO Lab Testing Services	Per Invoice
Newborn Screening	Per Invoice
 <i>MISC FEES/SERVICES</i> (billing in ½ hr increments for hourly services)	
Holding Fee (per 24 hrs or part thereof)	\$ 27.50
Shipping Fee	Per Invoice
Forensic Investigator Response (responding in absence of a coroner)	\$ 150.00
Body Transportation	\$ 220.00
Research Fee (statistical/data reporting requests per hour)	\$ 70.00
Paternity Testing Processing Fee	\$ 25.00

*CRIMINAL COURT TESTIMONY/COURT ISSUES*

(billing in ½ hr increments for hourly services)

Forensic Pathologist Criminal Court Testimony/Deposition Out-of-County – hourly	\$ 475.00
Attorney Meeting with Forensic Pathologist – hourly	\$ 150.00
Clerical Staff – Civil Case Requests – hourly	\$ 40.00
Non-ECMEO Consultants	Invoice Directly

*CIVIL COURT TESTIMONY/COURT ISSUES* (billing in ½ hr increments for hourly services)

Forensic Pathologist Civil Court Testimony/Deposition – hourly	\$ 475.00
Civil Case Review/Consultation – hourly	\$ 400.00
Clerical Staff – Civil Case Requests – hourly	\$ 40.00

*TOXICOLOGY*

Complete Post-Mortem Toxicology Testing	\$ 375.00
Drug Facilitated Sexual Assault (DFSA) Kit	\$ 425.00
Driving Under Influence – Drugs	\$ 390.00
Driving Under Influence – Alcohol	\$ 85.00
Driving Under Influence – Drugs/Alcohol	\$ 475.00
Discovery/Rosario Package Preparation (per page)	\$ 3.00

*TRAVEL EXPENSES*

Mileage – current IRS rate per mile for all out-of-county travel	\$ .535
Travel Expenses – hourly plus actual expenses	\$ 180.00

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the County of Erie, for the provision of the above-described medical examiner services, for a term commencing April 1, 2017 and terminating December 31, 2017, according to the above-described terms.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 152-2017** by Mr. Klancer, Mr. Neal and Mrs. Stockman  
and Ms. Hastings<sup>1</sup>

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH  
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR  
UPSTATE MODEL PARENTAL REPRESENTATION OFFICE GRANT**

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

WHEREAS, the New York State Office of Indigent Legal Services has solicited Requests for Proposals (RFP) for the establishment of a model Parental Representation Office in a county outside of New York City to provide legal representation to parents in child protective proceedings, and

WHEREAS, the intent of the aforementioned RFP is to improve the quality of indigent legal services by establishing a demonstration project which will implement standards and best practices in child protective and termination of parental rights cases and such grant will provide 100% of

necessary funds with no county or other local funds necessary, and

WHEREAS, it is in the best interests of Cattaraugus County to submit a proposal in response to the Request for Proposals 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 submit a response to the Request for Proposals (RFP), on behalf of Cattaraugus County, to apply for the above-described Upstate Model Parental Representation Office Grant through the New York State Office of Indigent Legal Services, and be it further

RESOLVED, that should Cattaraugus County be awarded said grant, upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

RESOLVED, that any contract accepting said funds 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 members of the Finance Committee and members of the County Operations/Public Safety Committee.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 153-2017** by Ms. Vickman and Ms. Hastings

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY  
SERVICES BOARD AND GENESEE COUNTY FOR  
BEHAVIORAL HEALTH INTER-MUNICIPAL CONSORTIUM AND  
ADJUSTING VARIOUS APPROPRIATION<sup>1</sup> ACCOUNTS  
(Department of Community Services)**

Pursuant to Sections 363, 366 and 450 of the County Law.

WHEREAS, an inter-municipal consortium for the oversight, administration and delivery of mental health services which are currently administered and delivered separately by each county, would be beneficial to each county to more successfully navigate the changes in reimbursement and service delivery directly related to New York State mandates through DSRIP and the related transition from FFS Medicaid to Medicaid Managed Care, and

WHEREAS, the County Community Services Departments in the Western Region are requesting a feasibility analysis for the purposes of establishing a behavioral health inter-municipal consortium, and

WHEREAS, Genesee County shall be the lead county engaging the law firm of Barclay Damon for the preparation of the aforementioned feasibility analysis, and

WHEREAS, the Cattaraugus County Department of Community Services is desirous of reimbursing Genesee County an amount not to exceed \$17,000.00, which represents an equal share of the legal fees related to this study, to be paid on a percent-of-completion basis, as invoiced, and

WHEREAS, this program is 50% federal (CFDA #93.778) and 50% state funded, and



WHEREAS, various appropriation<sup>1</sup> accounts must be adjusted 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 between the Cattaraugus County Community Services Board and Genesee County, to signify the County's approval, for the provision of the above-described services, for a term commencing March 1, 2017 and terminating December 31, 2017, 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 Accounts:

A.431.4310.0890.13000	LGU: Overtime	\$ 2,000.00
A.431.4330.1400.13000	Adult SPOA: Overtime	\$ 250.00
A.431.4331.1400.13000	Children's SPOA: Overtime	\$ 200.00
A.431.4334.0870.13000	Monitoring & Evaluation-CSS: Overtime	\$ 500.00
A.431.4335.2100.13000	MH Clinic: Overtime	\$ 2,000.00
A.431.4340.6340.13000	PROS: Overtime	\$ 1,000.00
A.431.4350.0820.13000	C&Y BCM: Overtime	\$ 150.00
A.431.4352.2620.13000	Adult CM: Overtime	\$ 200.00
A.431.4394.0000.13000	FSS: Overtime	\$ 200.00
A.431.4394.0000.41231	FSS: Interpreter Service	\$ 500.00
A.431.4394.0000.41603	FSS: Contracted Services	\$ 3,000.00
A.431.4340.6340.11000	PROS: Full Time Wages	\$ 4,000.00
A.431.4340.6340.81000	PROS: FICA	\$ 306.00
A.431.4340.6340.82000	PROS: Retirement	\$ 640.00
A.431.4340.6340.83000	PROS: Health Insurance	\$ 2,054.00

Increase Appropriation Account:

A.431.4394.0000.41233	FSS: Professional Services	\$17,000.00.
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Approved by 7 members of the Finance Committee and 7 members of the Human Services Committee.

<sup>1</sup>MS. HASTINGS moved, seconded by Mrs. Labuhn, to amend as follows: In the title and in the Sixth Whereas, delete: "and revenue". Carried.

Adopted, as amended, April 12, 2017 by voice vote.

**ACT NO. 154-2017** by Ms. Vickman and Ms. Hastings

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND ACER CAPITAL RECOVERY FOR DELINQUENT ACCOUNT COLLECTION SERVICES (Department of Community Services)**

Pursuant to Sections 450 and 550 of the County Law.

WHEREAS, the Cattaraugus County Community Services Board is desirous of obtaining services for the collection of delinquent accounts, and

WHEREAS, ACER Capital Recovery, 3407 Delaware Avenue, Suite 225, Kenmore, New York 14217, shall provide collection services for the Department of Community Services for an amount of 25% of recovered accounts, which shall include bankruptcy and asset search, correspondence, phone calls and establishment of payment plans, and

WHEREAS, such contract is subject to the approval of the Cattaraugus County Legislature, 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 ACER Capital Recovery, to signify the County's approval, for the provision of the above-described collection services, for a term commencing April 1, 2017 and continuing 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 April 12, 2017 by voice vote.

**ACT NO. 155-2017** by Mr. Klancer, Mr. Neal and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
NEW YORK STATE BOARD OF ELECTIONS FOR  
HELP AMERICA VOTE ACT (HAVA) FUNDS REIMBURSEMENT  
(Voter Education/Poll Worker Training Program)**

Pursuant to 42 USCS 15421, Sections 10 and 16 of the Laws of 2005 and Section 450 of the County Law.

WHEREAS, Act 109-2007, as amended by Acts 631-2007, 89-2009, 234-2011, 138-2014, 265-2015 and 108-2016, authorized a contract with the New York State Board of Elections Help America Vote Act (HAVA) in order to receive HAVA reimbursement for the Voter Education/Poll Worker Training Program, the term of which expired March 31, 2017, and

WHEREAS, the term of the aforementioned contract should be extended to March 31, 2018, and

WHEREAS, a contract extension is necessary with the New York State Board of Elections in order to extend the term of the aforementioned contract, 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 Board of Elections, to extend the term of the original contract to terminate March 31, 2018, according to the above-described terms.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 156-2017** by Mr. Klancer, Mr. Neal and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
NEW YORK STATE BOARD OF ELECTIONS FOR  
HELP AMERICA VOTE ACT (HAVA) SHOEBOX PROGRAM FUNDS REIMBURSEMENT**

Pursuant to 42 USCS 15421, Sections 10 and 16 of the Laws of 2005 and  
Section 450 of the County Law.

WHEREAS, Act 166-2013, as amended by Acts 148-2014 and 109-2016, authorized a contract with the New York State Board of Elections in order to receive reimbursement through the Help America Vote Act (HAVA) Shoebox program, the term of which expired March 31, 2017, and

WHEREAS, it is necessary to extend the term of the aforementioned contract to March 31, 2018, 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 Board of Elections, in order to continue to receive the aforementioned Shoebox program funding, to extend the term of the original contract which commenced April 1, 2004, to terminate March 31, 2018, according to the above-described terms.

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

Adopted April 12, 2017 by voice vote.

**ACT NO. 157-2017** by Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
DIRECTIONS IN INDEPENDENT LIVING, INC., FOR  
HANDICAPPED ACCESSIBILITY SURVEYS**

Pursuant to Section 504 of the Rehabilitation Act of 1973, as amended,  
the Americans with Disabilities Act of 1990 and Section 450 of the County Law.

WHEREAS, it is in the best interests of the County to conduct surveys of facilities that the County is interested in purchasing, renting or leasing to identify conformity to the Americans with Disabilities Act Accessibility guidelines, and

WHEREAS, Directions in Independent Living, Inc., 512 West State Street, Olean, New York 14760, has agreed to survey such facilities, as requested by the County, to determine their accessibility to the physically disabled, for an amount of \$75.00 per hour, which includes the surveys, reports, meetings, staff costs, mileage, materials and office supplies, and

WHEREAS, funds will be transferred on an as-needed basis 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 Directions in Independent Living, Inc., for the provision of the above-described services, for a term commencing May 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, 7 members of the County Operations/Public Safety Committee, 7 members of the Public Works Committee and 7 members of the Human Services Committee.

Adopted April 12, 2017 by voice vote.

**ACT NO. 158-2017** by Mr. VanRensselaer and Mr. Padlo

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Economic Development, Planning & Tourism)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, Act 302-2014 supported a grant application through the New York State 2014 CFA, on behalf of the Southern Tier West Foundation, to assist with the establishment of broadband infrastructure within Cattaraugus County, and

WHEREAS, the County, as a partner in the aforementioned project, had planned to contribute an amount of \$85,000.00 to the Southern Tier West Foundation as a 24% match for the grant, and

WHEREAS, the Southern Tier West Foundation was unsuccessful in obtaining the grant and the County's \$85,000.00 match should be re-appropriated, and

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

RESOLVED, that the County Administrator is hereby directed to appropriate \$85,000.00 from Committed ED Fund Balance Account A.913.0000 and make the following budgetary changes:

Increase Appropriation Accounts:

ED.642.6989.0000.48526	Broadband Development	\$85,000.00
A.990.9901.0000.90642	Transfer to Economic Development Fund	\$85,000.00

Increase Estimated Revenue Account:

ED.990.9901.0000.5031	Transfer from General Fund	\$85,000.00.
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Approved by 7 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

Adopted April 12, 2017 by voice vote.

**ACT NO. 159-2017** by Public Works Committee:  
Mr. Giardini, Mr. Helmich, Mr. Boberg, Mr. Breton,  
Mr. Klancer, Mr. Snyder, Jr. and Mr. Koch

**DECLARING APRIL 22, 2017 EARTH DAY AND  
AUTHORIZING DEPARTMENT OF PUBLIC WORKS TO WAIVE  
TRANSFER STATION FEES FOR APPROVED PARTICIPATING ORGANIZATIONS**

Pursuant to Section 153 of the County Law.

WHEREAS, Earth Day is celebrated annually to recommit to the goals of a healthy environment and a sustainable world, and

WHEREAS, the global community faces extraordinary challenges, such as global health issues, food and water shortages, and economic struggles, and

WHEREAS, it is necessary to broaden and diversify this global movement to achieve maximum success, and

WHEREAS, all people, regardless of race, gender, income, or geography, have a moral right to a healthy, sustainable environment with economic growth, and

WHEREAS, it is understood that the citizens of the global community must step forward and take action to create a green economy to combat the aforementioned global challenges, and

WHEREAS, a green economy can be achieved on the individual level through educational efforts, public policy, and consumer activism campaigns, and

WHEREAS, we acknowledge our collective responsibility for environmental education, stewardship and community sustainability, and

WHEREAS, the Cattaraugus County Legislature hereby:

- 1) encourages its residents, businesses and institutions to use EARTH DAY to celebrate the Earth and commit to building a sustainable and green economy,
- 2) invites and encourages all citizens, businesses, organizations, schools, clubs, congregations, neighborhoods and families to participate in Earth Day Activities and engage in environmentally sound practices every day, and
- 3) promotes the participation of all citizens in the County's recycling program every day,

now, therefore, be it

RESOLVED, the Cattaraugus County Legislature hereby pledges to support green economy initiatives in Cattaraugus County and to encourage others to undertake similar actions, and be it further

RESOLVED, the Department of Public Works is hereby authorized to waive the transfer station fees for certain organizations approved by the Commissioner of Public Works for the period commencing Saturday, April 22, 2017 through Saturday, May 6, 2017.

Approved by 7 members of the Finance Committee.

Adopted April 12, 2017 by voice vote.

**ACT NO. 160-2017** by Mrs. Stockman  
and Mr. Helmich<sup>1</sup>

**REQUESTING NEW YORK STATE LEGISLATURE ENACT SENATE BILL S.5191 AND  
ASSEMBLY BILL A.6792 REGARDING ADDITIONAL ONE  
PERCENT SALES TAX FOR CATTARAUGUS COUNTY**

Pursuant to Section 40 of the Municipal Home Rule Law.

WHEREAS, the New York State Legislature authorized the imposition of an additional one percent sales tax in Cattaraugus County by Chapter 332 of the Laws of 2007 of the State of New York, and

WHEREAS, that authorization expires November 30, 2017, and

WHEREAS, the revenue generated by the additional one percent sales tax during 2016 was approximately \$9,583,579.00, and

WHEREAS, the additional one percent sales tax has been allocated in the 2017 County budget for the maintenance, repair, rehabilitation and replacement of the infrastructure in Cattaraugus County, and

WHEREAS, Senate Bill S.5191 and Assembly Bill A.6792 have been introduced in the New York State Legislature, which authorize the Cattaraugus County Legislature to implement an additional one percent sales tax for a term commencing December 1, 2017 and ending November 30, 2019, and

WHEREAS, a necessity exists for the passage of such legislation by the New York State Legislature, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby requests the New York State Legislature enact Senate Bill S.5191 and Assembly Bill A.6792, which authorizes the Cattaraugus County Legislature to implement an additional one percent sales tax, in accordance with the above-described terms, and be it further

RESOLVED, that the County Attorney be, and hereby is, authorized and directed to submit one or more Home Rule Requests to the New York State Legislature pursuant hereto, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Senator Young and Assembly Member Giglio.

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

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

Adopted April 12, 2017 by unanimous voice vote.

\* \* \* \* \*

MR. NEAL moved, seconded by Mrs. Labuhn, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 161-2017 through Act No. 167-2017, inclusive. Carried.

\* \* \* \* \*

**ACT NO. 161-2017** by Mrs. Stockman  
who asks immediate consideration

**APPOINTMENT OF INTER-COUNTY ASSOCIATION OF  
WESTERN NEW YORK MEMBER**

Pursuant to Section 153 of the County Law.

RESOLVED, that the following individual shall be a Cattaraugus County voting member to the Inter-County Association of Western New York for the remainder of the year 2017:

David M. Koch  
124 Academy Street  
Salamanca, New York 14779,  
*replacing Robert E. Neal, who resigned,*

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Inter-County Association of Western New York.

Adopted April 12, 2017 by voice vote.

**ACT NO. 162-2017** by Mr. Giardini and Mr. Helmich  
who ask immediate consideration

**BID ACCEPTANCE FOR PURCHASE OF ONE TRUCK TRACTOR (CAB & CHASSIS)  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and  
Section 215 of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of one (1) new and unused, 2017 or newer truck tractor (cab & chassis), according to specifications provided by the Public Works Committee, and

WHEREAS, Regional International Corp., 1007 Lehigh Station Road, Henrietta, New York 14467, submitted the lowest acceptable bid for the purchase of one (1) new and unused, 2017 or newer truck tractor (cab & chassis), for an amount of \$147,721.57 per truck, minus \$46,000.00 trade-in allowance, for a net cost of \$101,721.57, plus Option #3 for an amount of \$3,600.00, and

WHEREAS, sufficient funds are included in the 2017 budget to cover the cost of the aforementioned purchase, now, therefore, be it

RESOLVED, that the bid of Regional International Corp., be, and the same hereby is, accepted, for a term commencing upon Notice of Award and terminating one year thereafter, with delivery to be made within ten (10) days after receipt of order, and be it further

RESOLVED, that the vouchers submitted in accordance with the provisions of General Municipal Law §106-b and certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Six sets of specifications were sent out.

Four bids were received which met specifications.

Adopted April 12, 2017 by voice vote.

**ACT NO. 163-2017** by Ms. Vickman and Ms. Hastings  
who ask immediate consideration

**ADJUSTING VARIOUS REVENUE ACCOUNTS  
(Department of Community Services)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, the New York State Office of Mental Health has changed its funding codes for Child Health Home, which was formerly Blended Case Management, and

WHEREAS, various estimated revenue accounts must be adjusted, now, therefore, be it

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

Increase Estimated Revenue Accounts:

A.431.4350.0820.3490.570K	C&Y BCM, State Aid, OMH Kids HHCM	\$56,824.00
A.431.4350.0920.3490.570K	C&Y BCM, State Aid, OMH Kids HHCM	\$24,287.00
A.431.4350.2810.3490.570K	C&Y BCM, State Aid, OMH Kids HHCM	\$ 2,698.00

Decrease Estimated Revenue Accounts:

A.431.4350.0820.3490.034K	C&Y BCM, State Aid, OMH C&F Case Management	\$56,824.00
A.431.4350.0920.3490.034K	C&Y BCM, State Aid, OMH C&F Case Management	\$24,287.00
A.431.4350.2810.3490.034K	C&Y BCM, State Aid, OMH C&F Case Management	\$ 2,698.00.

Adopted April 12, 2017 by voice vote.

**ACT NO. 164-2017** by Labor Relations Committee:

Ms. Vickman, Mr. Breton, Mr. Higgins,  
Mr. Neal and Mr. Giardini

by Finance Committee:

Mr. Snyder, Sr., Mrs. Labuhn, Mr. Hale, Mr. Helmich,  
Ms. Vickman, Mr. Giardini and Mr. Padlo  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
HODGSON RUSS, LLP FOR NEGOTIATION SERVICES  
(Human Resources Department)**

Pursuant to Section 5 of the Rules of Order Appendix  
and Section 450 of the County Law.

WHEREAS, Act 184-2007, as amended by Acts 52-2008, 444-2008, 324-2009, 383-2010, 239-2011 and 284-2012, established fees with Hodgson Russ, LLP, 140 Pearl Street, Buffalo, New York 14202, for negotiating collective bargaining agreements on behalf of Cattaraugus County, and

WHEREAS, the term of this contract is to be retroactive to July 1, 2013 and Hodgson Russ LLP has agreed to extend the term of the aforementioned contract until March 31, 2017, at the following per hour rates:

July 1, 2013 – June 30, 2014

Partner	\$259.00
Associate	\$252.00
Paralegal	\$120.00

July 1, 2014 – June 30, 2015

Partner	\$264.00
Associate	\$257.00
Paralegal	\$123.00

July 1, 2015 – June 30, 2016

Partner	\$270.00
Associate	\$265.00
Paralegal	\$127.00



July 1, 2016 – March 31, 2017

Partner	\$275.00
Associate	\$270.00
Paralegal	\$130.00,

and

WHEREAS, sufficient funds are included in the 2017 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with Hodgson Russ, LLP, for the provision of the above-described services, according to the above-described terms.

Adopted April 12, 2017 by voice vote.

**ACT NO. 165-2017** by Human Services Committee:

Ms. Vickman, Ms. Hastings, Mr. Breton, Mr. Hale,  
Mr. Helmich, Mr. Neal and Mrs. Labuhn  
who ask immediate consideration

**ABOLISHING ONE (1) PART-TIME POSITION OF COMMUNITY HEALTH NURSE AND  
ONE (1) FULL-TIME POSITION OF KEYBOARD SPECIALIST II,  
CREATING ONE (1) FULL-TIME POSITION OF REGISTERED PROFESSIONAL NURSE  
AND ESTABLISHING COMPENSATION FOR THE SAME  
(Health Department)**

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

WHEREAS, the Health Department is in need of a qualified individual to provide accurate coding of homecare billing and authorizations which are essential in order to meet quality assurance requirements, and

WHEREAS, creating one full-time position of Registered Professional Nurse will meet quality assurance requirements and recommendations obtained through a recent survey, and

WHEREAS, the Health Department currently has one vacant part-time position of Community Health Nurse and one vacant full-time position of Keyboard Specialist II which should be abolished in order to create the needed position of Registered Professional Nurse, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Personnel Officer, who has approved and certified the title as Registered Professional Nurse in accordance with Section 22 of the Civil Service Law, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one (1) part-time position of Community Health Nurse in the Health Department, Position Number 401-057-006, and be it further

RESOLVED, that effective immediately, there is hereby abolished one (1) full-time position of Keyboard Specialist II in the Health Department, Position Number 401-186-008, and be it further

RESOLVED, that effective immediately, there is hereby created one (1) full-time position of Registered Professional Nurse in the Health Department, General Bargaining Unit, Pay Grade 24 (\$24.60 per hour), Position Number 401-280-018.

Adopted April 12, 2017 by voice vote.

**ACT NO. 166-2017** by Human Services Committee:  
Ms. Vickman, Ms. Hastings, Mr. Breton, Mr. Hale,  
Mr. Helmich, Mr. Neal and Mrs. Labuhn  
who ask immediate consideration

**CREATING FOUR (4) SEASONAL POSITIONS OF WORK EXPERIENCE SUPERVISOR  
FOR SUMMER YOUTH EMPLOYMENT PROGRAM  
IN THE DEPARTMENT OF SOCIAL SERVICES AND  
ESTABLISHING COMPENSATION FOR THE SAME  
(Department of Social Services)**

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

WHEREAS, the Department of Social Services operates a Summer Youth Employment Program and is in need of staffing appropriate supervisory personnel to oversee and administer the aforementioned Program, and

WHEREAS, creating four (4) positions of Work Experience Supervisor will enable the Summer Youth Employment Program to operate efficiently, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Personnel Officer, who has approved and certified the title as Work Experience Supervisor in accordance with Section 22 of the Civil Service Law, now, therefore, be it

RESOLVED, that effective immediately, there are hereby created four (4) positions of Work Experience Supervisor in the Department of Social Services to be filled on a seasonal basis during the operation of the Summer Youth Employment Program, Non-Bargaining Unit, Pay Grade 20 (\$16.69 per hour), Position Numbers 601-989-001, 601-989-002, 601-989-003, and 601-989-004.

Adopted April 12, 2017 by voice vote.

**ACT NO. 167-2017** by Mr. Boberg, Mr. Hale, Mr. Helmich, Mr. Higgins,  
Mr. Snyder, Jr., Mr. Snyder, Sr., Mr. Koch,  
Mrs. Labuhn and Mr. Padlo  
who ask immediate consideration

**SALE OF TAX TITLE PROPERTY TO FORMER OWNERS  
(City of Olean, Towns of Coldspring, Great Valley, Hinsdale, Ischua and Yorkshire)**

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 properties situate in the City of Olean and the Towns of Coldspring, Great Valley, Hinsdale, Ischua and Yorkshire, and

WHEREAS, the former owners of the properties have offered to purchase the same at a cost which will cover the County's financial involvement in these premises, and

WHEREAS, the costs involved for these premises have 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 County Treasurer's Deeds conveying these properties to the following individuals:

**CITY OF OLEAN**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
7	94.067-6-11	Michael Chaffee	248 N. Clark St. Olean, NY 14760	\$9,061.74
8	94.075-4-2	Michael Chaffee	248 N. Clark St. Olean, NY 14760	\$7,964.57
30	94.064-2-18	Homefront Properties, LLC	869 Underwood Rd. Hinsdale, NY 14743	\$8,661.29
68	94.034-4-45	State of NY Mortgage Agency (SONYMA)	641 Lexington Ave. New York, NY 10022	\$1,465.46
69	94.034-4-44	State of NY Mortgage Agency (SONYMA)	641 Lexington Ave. New York, NY 10022	\$1,465.46
70	94.034-4-43	State of NY Mortgage Agency (SONYMA)	641 Lexington Ave. New York, NY 10022	\$1,465.46
83	94.064-10-60	Patricia M. Williams Jason DiPaola	115 S. 13 <sup>th</sup> St. Olean, NY 14760	\$6,618.66

**TOWN OF COLDSRING**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
142	80.017-1-17	Richard Gates (life use) Hazel Gates (life use) Wendell Gates	2660 May Road Randolph, NY 14772	\$2,150.41
143	80.017-1-19	Wendell Gates	2660 May Road Randolph, NY 14772	\$1,493.95

**TOWN OF GREAT VALLEY**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
219	65.003-1-6.11	Jack Kilby Scott Kilby	4891 Rt. 219/PO Box 265 Great Valley, NY 14741	\$2,638.31

220	65.003-1-6.4	Jack Kilby Scott Kilby	4891 Rt. 219/PO Box 265 Great Valley, NY 14741	\$13,070.93
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**TOWN OF HINSDALE**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
237	76.004-2-10	Rebecca S. Stearns	4004 Gile Hollow Road Hinsdale, NY 14743	\$3,187.88

**TOWN OF ISCHUA**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
247	67.002-1-1.1	Charles Wagner	5300 Steward Road Hinsdale, NY 14743	\$2,347.00

**TOWN OF YORKSHIRE**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
377	12.044-1-28	Jacqueline Kuhn	10267 McKinstry Road PO Box 16 Delevan, NY 14042.	\$12,323.58

Adopted April 12, 2017 by voice vote.

\* \* \* \* \*

MRS. LABUHN moved, seconded by Mr. Boberg to adjourn until April 26, 2017 at 4:00 p.m.  
Carried.

Meeting adjourned at 4:28 p.m.

Ann M. Giglio  
Journal Clerk