

November 21, 2017

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

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed three Legislators absent – Breton, Neal and VanRensselaer.

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CHAIRMAN STOCKMAN noted that the minutes of the November 8, 2017 session stand approved as presented.

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PUBLIC HEARINGS:

CHAIRMAN STOCKMAN announced this is the time and place called for a public hearing on the **2018 Tentative Budget** and that anyone wishing to speak on the 2018 Tentative Budget may now do so.

There being no one wishing to speak, CHAIRMAN STOCKMAN declared the public hearing closed.

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ACT NO. 496-2017 by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR PAPER PRODUCTS
(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 paper products, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for certain paper products was submitted by Veritiv Operating Company (formerly XPEDX, LLC), 3344 Walden Avenue, Depew, New York 14043, as follows:

<u>Price per case of Recycled paper (greater than 40%)</u>	\$0.0077 per sheet
Bleached Roll Towels (Reliable V00313)	\$0.01048 per square foot
Size 11" x 8.8" (30 rolls per case)	\$18.09 per case
Rolled Centerfeed Towels (SCA Tork 120133)	\$0.00791 per square foot
Size 8.3" x 11.8" (6 rolls per case)	\$32.10 per case
Bleached Roll Toilet Tissue (Reliable V00357)	\$0.00692 per square foot
Size 4.5" x 4.5" (80 rolls per case)	\$38.95 per case,

and

WHEREAS, the lowest responsible bid received meeting specifications for certain paper products was submitted by Staples Contract & Commercial, Inc., 50 Methodist Hill Road, Suite 1300, Rochester, New York 14623, as follows:

Price per case of Recycled paper (greater than 40%) \$0.0070 per sheet

Bleached C-Folded Hand Towels (Kimberly Clark Scottfold 01980): \$30.68 per case

Size – 9.4" x 12.4" (4375 sheets per case),
now, therefore, be it

RESOLVED, that the bid of Veritiv Operating Company (formerly XPEDX, LLC) be, and the same hereby is, accepted, and be it further

RESOLVED, that the bid of Staples Contract & Commercial, Inc., be, and the same hereby is, accepted, and be it further

RESOLVED, that the vouchers accordingly certified by the County Commissioner of Public Works be audited by the Auditor and paid by the County Treasurer.

No State bid for these items.

Six sets of specifications were sent out.

Four bids were received which met specifications.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 497-2017 by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR PURCHASE OF TWO ARTICULATED WHEEL LOADERS
(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 two (2) 2018 or newer, 4.0 to 4.5 cubic yard, 4-wheel drive articulated wheel loaders, according to specifications provided by the Public Works Committee, and

WHEREAS, George & Swede Sales & Service, 7155 Big Tree Road, Pavilion, New York 14525, submitted the lowest acceptable bid for the purchase of two (2) 2018 or newer, 4.0 to 4.5 cubic yard, 4-wheel drive articulated wheel loaders, with three (3) year buy back guarantee, for an amount as follows:

Total Cost	\$179,250.00 per loader
Plus Option 1: Werk-Brau JRB Style Quick Attach Coupler (or Equivalent) for Bucket and Other Attachments (<i>if needed</i>)	\$ 6,175.00 per loader
Plus Option 2: JRB Style Quick Attach Forks (Part #WBLFC-4-96-2) (<i>if needed</i>)	<u>\$ 7,877.00 per loader</u>
Total Cost Not to Exceed for two (2) loaders, including Options 1 & 2	\$386,604.00
Minus Cost for two (2) loaders with three (3) year buy back guarantee	<u>\$290,000.00</u>
Total Amount Not to Exceed after "Guaranteed Buy Back"	\$ 96,604.00,

now, therefore, be it

RESOLVED, that the bid of George & Swede Sales & Service be, and the same hereby is, accepted, contingent upon and subject to the inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing upon receipt of order and terminating 120 days thereafter, with delivery to be made within 60-90 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.

State Bid does not offer Buyback Option.

Fourteen sets of specifications were sent out.

Seven bids were received which met specifications.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 498-2017 by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR PURCHASE OF ONE HYDRAULIC TRACK EXCAVATOR
(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) 2018 or newer, hydraulic track excavator, according to specifications provided by the Public Works Committee, and

WHEREAS, George & Swede Sales & Service, 7155 Big Tree Road, Pavilion, New York 14525, submitted the lowest acceptable bid for the purchase of one (1) 2018 or newer, hydraulic track excavator, with three (3) year buy back guarantee, for an amount as follows:

Total Cost	\$159,300.00
Plus Option 1: Side View Camera <i>(if needed)</i>	\$ 1,970.00
Plus Option 2: NPK Hammer with Attachment Plate <i>(if needed)</i>	<u>\$ 27,700.00</u>
Total Cost Not to Exceed	\$188,970.00
Minus Guaranteed Buy Back after 3 Years	<u>\$125,900.00</u>
Total Cost Not to Exceed after Guaranteed Buy Back after 3 Years	\$ 63,070.00,

now, therefore, be it

RESOLVED, that the bid of George & Swede Sales & Service be, and the same hereby is, accepted, contingent upon and subject to the inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing upon receipt of order and terminating 120 days thereafter, with delivery to be made within 60-90 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.

State Bid does not offer Buyback Option.

Fourteen sets of specifications were sent out.

Six bids were received which met specifications.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 499-2017 by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR CONTRACT A-FOUNDATION SYSTEM FOR
ALLEGANY SALT/SAND STORAGE BUILDING
(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 Contract A-Foundation System for the Allegany Salt/Sand Storage Building, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for the Contract A-Foundation System portion for the Allegany Salt/Sand Storage Building was the bid of Duggan & Duggan, Inc., 85 West Main Street, Allegany, New York 14706, for an amount of \$221,000.00, to be paid on a percent-of-completion basis, as invoiced and approved by the Department of Public Works, and

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

RESOLVED, that the bid of Duggan & Duggan, Inc., be, and the same hereby is, accepted, for a term commencing within ten (10) days after the date of the Notice of Award and with completion by August 2, 2018, and a contract termination date of 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.

Eight sets of specifications were sent out.
Five bids were received.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 500-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GREENMAN-PEDERSEN, INC. FOR
LANDFILL WATER MONITORING REPORTING AT
FARWELL AND FIVE POINTS LANDFILLS**

Pursuant to Sections 226-b and 450 of the County Law.

WHEREAS, Act 159-2014 authorized a contract with Greenman-Pederson, Inc., 4950 Genesee Street, Suite 100, Buffalo, New York 14225, for the provision of water monitoring reporting at

both the Farwell (Town of Ischua) and Five Points (Town of Mansfield) Landfills, the term of which expires December 31, 2017, and

WHEREAS, the consent order agreements between the County and the New York State Department of Environmental Conservation (NYSDEC) require landfill water monitoring reporting at both the Farwell and Five Points Landfills, and

WHEREAS, the County Department of Public Works is desirous of continuing the aforementioned landfill water monitoring reporting until the New York State Department of Environmental Conservation has formulated the new sampling schedule, and

WHEREAS, Greenman-Pederson, Inc., shall provide landfill water monitoring reporting for the Farwell and Five Points Landfills for a total amount not to exceed \$40,300.00 for the two-year period, as follows:

<u>Farwell</u>		<u>2018</u>	<u>2019</u>
Reporting		\$10,000.00	\$10,250.00
Site Management Plan (1-time)		\$ 3,800.00	-0-
Periodic Review Report		\$ 3,100.00	\$ 3,200.00
<u>Five Points</u>			
Reporting		<u>\$ 4,900.00</u>	<u>\$ 5,050.00</u>
	Yearly Total	\$21,800.00	\$18,500.00
	Grand Total		\$40,300.00

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 Greenman-Pedersen, 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, 2019, with the option of two (2) one-year renewals if mutually agreed upon by both parties, according to the above-described terms.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 501-2017 by Public Works Committee:
 Mr. Giardini, Mr. Helmich, Mr. Boberg, Mr. Breton,
 Mr. Klancer, Mr. Koch and Mr. Snyder, Jr.
 and Mrs. Stockman

**SUPPORTING NEW ALBION BRIDGE NO. 35
 ALTERNATIVE 3D BRIDGE REPLACEMENT PROJECT**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, New Albion Bridge No. 35, located on Tannery Street in the Town of New Albion, has deteriorated and is in need of replacement, and

WHEREAS, the County has obtained federal and state funding for the replacement of New Albion Bridge No. 35 in the amount of \$2,180,000.00, and

WHEREAS, several project alternatives were discussed and the Department of Public Works is recommending Alternative 3D Bridge Replacement, which consists of removing the bridge and constructing a new bridge at approximately the same location as the existing bridge, and

WHEREAS, it is proposed that the new bridge will be a single span precast concrete structure with fill on top and will carry two 10-foot lanes and two 4-foot shoulders, and

WHEREAS, the total estimated construction cost of this alternative is \$2,967,000.00, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby support the alternative 3D bridge replacement for New Albion Bridge No. 35, and be it further

RESOLVED, that the aforementioned alternative 3D bridge replacement project is contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned project.

Approved by 6 members of the Finance Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 502-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
LOCAL MUNICIPALITIES FOR SNOW AND ICE CONTROL
2017-2018**

Pursuant to Section 135-a of the Highway Law and
Section 450 of the County Law.

WHEREAS, Act 454-2014 authorized contracts with various local municipalities for snow and ice control for the 2014-2017 snow seasons, the terms of which expired May 31, 2017, and

WHEREAS, contracts have been negotiated with the Towns of Allegany, Salamanca, and the Village of Cattaraugus for the 2017-2018 snow season, and

WHEREAS, additional contracts may also be negotiated for one year terms, and

WHEREAS, the County shall pay for snow and ice control services as follows:

	<u>Year</u>	<u>Length of Road</u>	<u>Payment Per Mile</u>	<u>Total Payment</u>
Town of Allegany	2017-2018	2 Miles	\$4,733.06	\$9,466.12
Town of Salamanca	2017-2018	.90 Mile	\$4,733.06	\$4,259.75
Village of Cattaraugus	2017-2018	.90 Mile	\$4,733.06	\$4,259.75

and
WHEREAS, the County shall make lump sum payments to the aforementioned municipalities, in two (2) installments, for services provided during the term of the contract, and

WHEREAS, the aforementioned amounts are based on 100 trips per season with a trip constituting one (1) run over the designated route centerline mileage. If more than 100 trips are necessary for proper snow and ice control of the roads, then the County will pay the Towns/Village on a pro-rata basis calculated as follows:

$$\frac{\text{Season Rate}}{100} \times \text{number of additional trips} = \text{additional payment}$$

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with local municipalities for snow and ice control for the 2017-2018 snow season for a term commencing October 1, 2017 and terminating May 31, 2018, according to the above-described terms.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 503-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENTS WITH
VARIOUS ENTITIES FOR DEPARTMENT OF AGING
SENIOR WELLNESS AND NUTRITION PROGRAM SITES**

Pursuant to Section 95-a of the General Municipal Law, Title III-C of the Older Americans Act of 1965, as amended and Sections 215 and 450 of the County Law.

WHEREAS, Act 541-2016 authorized lease agreements with various entities for the leasing of County Department of Aging Senior Wellness and Nutrition Program sites in the County, the terms of which expire December 31, 2017, and

WHEREAS, the County Department of Aging is desirous of renewing the aforementioned lease agreements, and

WHEREAS, the following various entities have agreed to renew the aforementioned lease agreements, as follows:

<u>SITE</u>	<u>2018 RATE</u>
Village of Little Valley Municipal Building Rock City Street Little Valley, New York 14755	\$223/mo.
Jeff Buncy 2206 Chaney Drive, #459 Ruskin, Florida 33570 <i>or</i> 10086 Blue Street Delevan, New York 14042	\$360/mo. plus \$175/mo. for utilities
First Baptist Church 27 South Main Street Franklinville, New York 14737	\$500/mo.
Free Methodist Church 327 Pine Street, P.O. Box 261 South Dayton, New York 14138	\$250/mo.

Portville Lodge #579 F.& A.M. 14 Temple Street Portville, New York 14770	\$446/mo.
Healthy Community Alliance Academy Place 1 School Street Gowanda, New York 14070	\$478/mo.
Town of Randolph Municipal Building 72 Main Street Randolph, New York 14772	\$507/mo.
St. Paul's United Methodist Church 9372 Route 240 West Valley, New York 14171	\$353/mo.
Cattaraugus Rehabilitation Center, Inc. 1439 Buffalo Street Olean, New York 14760	\$361/mo.
Village of Cattaraugus 14 Main Street Cattaraugus, New York 14719,	\$287/mo.

and

WHEREAS, this program is 46% federal (CFDA #93.045), 49% state and 5% county funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute lease agreements, on behalf of Cattaraugus County, with the above-listed various entities, for the leasing of Senior Wellness and Nutrition Program sites, contingent upon and subject to inclusion in the 2018 budget of sufficient funds to cover the costs of the aforementioned lease payments, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 504-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
HEALTHY COMMUNITY ALLIANCE, INC. FOR MANAGEMENT OF
DEPARTMENT OF AGING SENIOR WELLNESS AND NUTRITION PROGRAM SITE**

Pursuant to Section 95-a of the General Municipal Law, Title III-C
of the Older Americans Act of 1965, as amended and
Sections 215 and 450 of the County Law.

WHEREAS, Act 539-2016 authorized a lease and staffing agreement with Healthy Community Alliance, Inc., Academy Place, 1 School Street, Suite 100, Gowanda, New York 14070, for the management of a Senior Wellness and Nutrition Program (SWAN) site in the Gowanda area for the Department of Aging, the term of which expires December 31, 2017, and

WHEREAS, the Department of Aging is desirous of continuing the staffing agreement for the management of the Gowanda SWAN site, and

WHEREAS, Healthy Community Alliance, Inc., shall continue providing for the management of, and part-time personnel to staff, the Gowanda SWAN site for an amount not to exceed \$22,561.00, to be paid on a quarterly basis, as invoiced, and

WHEREAS, this program is 90% federal (CFDA #93.045) and 10% County 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 Healthy Community Alliance, Inc., for the management of the Gowanda SWAN site, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 505-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
J.D. GALLEGOS, LLC FOR TANF ELIGIBLE DRUG/ALCOHOL
SCREENING AND CASE MANAGEMENT**

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

WHEREAS, Act 545-2016 authorized a contract with Judith Gallegos for the provision of drug/alcohol screening and comprehensive case management for all public assistance adult applicants/recipients, the term of which expires December 31, 2017, and

WHEREAS, the County Department of Social Services is required to provide the aforementioned services pursuant to the Welfare Reform Act of 1996, and

WHEREAS, J.D. Gallegos, LLC, 9572 Main Street, Machias, New York 14101, an independent contractor, has agreed to continue providing drug/alcohol screening and comprehensive case management for all public assistance adult applicants/recipients for a total annual amount not to exceed \$60,180.00, to be paid on a bi-weekly basis as invoiced, and

WHEREAS, the aforementioned services are 100% federally funded (CFDA #93.558), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with J.D. Gallegos, LLC, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 506-2017 by Ms. Vickman and Ms. Hastings
and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
JAMESTOWN COMMUNITY COLLEGE FOR
STAFF DEVELOPMENT AND TRAINING COORDINATOR SERVICES**

Pursuant to Section 112 of the Social Services Law and
Section 450 of the County Law.

WHEREAS, Act 542-2016 authorized a contract with Jamestown Community College for an employee education and training program for the Department of Social Services, the term of which expires December 31, 2017, and

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

WHEREAS, Jamestown Community College, P.O. Box 5901, 260 North Union Street, Olean, New York 14760, has agreed to provide a full-time training coordinator who will provide the

above-described staff development services to employees of the Cattaraugus County Department of Social Services, and

WHEREAS, the maximum amount for 2018 is \$105,527.57, of which \$73,869.94 is charged to the Cattaraugus County Department of Social Services, and

WHEREAS, this program is 70% federally (CFDA #93.575) and 30% state reimbursable, 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 Community College, for the provision of the above-described employee education program, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 507-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES
DAY CARE SERVICES**

Pursuant to Sections 410 and 410-a of the Social Services Law
and Section 450 of the County Law.

WHEREAS, Act 491-2016 authorized contracts with various entities for the provision of Child Care Block Grant day care services to eligible recipients of Cattaraugus County, the terms of which expire December 31, 2017, and

WHEREAS, the County Department of Social Services is desirous of renewing the contracts for the provision of day care services to eligible recipients, in accordance with the following revised rate schedule, or the current rate established by the NYS Office of Children and Family Services:

CATTARAUGUS COUNTY- WEEKLY MARKET RATES

Effective August 30, 2016

Age of Child:	<u>Under 1½</u>	<u>1½ - 2</u>	<u>3 - 5</u>	<u>6 - 12</u>
DAY CARE CENTER				
Weekly	\$200.00	\$190.00	\$180.00	\$170.00

Daily	43.00	41.00	38.00	37.00
Part-Day	29.00	27.00	25.00	25.00
Hourly	7.00	7.50	7.50	7.00
SCHOOL AGE CHILD CARE				
Weekly	\$0	\$0	\$180.00	\$170.00
Daily	0	0	38.00	37.00
Part-Day	0	0	25.00	25.00
Hourly	0	0	7.50	7.00

and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various entities for the provision of the above-described day care 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 508-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR MEDICAL AND TESTING SERVICES**

Pursuant to 45 CFR Parts 74 and 92 and
Section 450 of the County Law.

WHEREAS, Act 504-2016 authorized contracts with various entities for the provision of medical and testing services for persons needing evaluations, the terms of which expire December 31, 2017, and

WHEREAS, the County is desirous of continuing the provision of medical and testing services for various County Departments, and

WHEREAS, the following various entities can provide medical and testing services for persons needing evaluations in accordance with the following rate schedules:

<u>Company</u>	<u>Test</u>	<u>Rates</u>
Council on Addiction Recovery Services, Inc. 201 South Union Street Olean, New York 14760	- 5 Panel Urine Drug Screen with Collection (Active Client)	\$ 35.00
	- 5 Panel Urine Drug Screen with Collection	\$ 60.00

	(Non-Active Client)	
	- Psychological Evaluations (2 sessions) Cost per session	\$ 77.00
Occupational Health Services, Inc. 167 Front Avenue Salamanca, New York 14779	- Drug Screen (results within 48-72 hours)	\$ 50.00
	- Breathalyzer/Alcohol Testing	\$ 20.00
	- Drug Test (Hair)	\$145.00
	- Drug Test (Saliva)	\$105.00
Olean General Hospital 515 Main Street Olean, New York 14760	- Professional Panel Urine Drug Collection and Screen	\$160.00
	- Hair Collection and Screen	\$116.00
	- Pre-Employment History & Physical	\$ 89.00
	- 10 Panel Urine Drug Collection & Screen	\$148.00
	- Breath Alcohol Screen	\$ 34.00
	- Breath Alcohol Confirmation	\$ 34.00

and

WHEREAS, this program is 62% state and 38% county funded, now, therefore, be it
RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed
to execute contracts, on behalf of Cattaraugus County, with the above-listed various entities for the
provision of the above-described services, 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 6 members of the Finance Committee and 7 members of the Human Services
Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 509-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GREATER OLEAN, INC., FOR DEPARTMENT OF SOCIAL SERVICES
TANF ON-THE-JOB TRAINING SERVICES**

Pursuant to Public Law 104-1993 and Section 450 of the County Law.

WHEREAS, Act 484-2016 authorized a contract with Greater Olean, Inc., for the provision of on-the-job training for TANF-eligible participants, the term of which expires December 31, 2017, and

WHEREAS, the County Department of Social Services is desirous of continuing on-the-job training for TANF-eligible participants, and

WHEREAS, Greater Olean, Inc., 120 North Union Street, Olean, New York 14760, has agreed to develop and manage on-the-job training for participants that are TANF-eligible for an annual amount not to exceed \$55,000.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Greater Olean, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 510-2017 by Ms. Vickman and Ms. Hastings
and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR
ALTERNATE HOURS VISITATION FOR AT-RISK CHILDREN**

Pursuant to CFR Parts 74 and 92 and Section 450 of the County Law.

WHEREAS, Act 485-2016 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of alternate hours visitation services for at-risk children, the term of which expires December 31, 2017, and

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

WHEREAS, Cattaraugus Community Action, Inc., can provide both planned and unplanned visits to families working with the Cattaraugus County Child Welfare Unit for an annual amount not to exceed \$27,000.00, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 511-2017 by Ms. Vickman and Ms. Hastings
*and Mrs. Labuhn*¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC., FOR
RESIDENTIAL SERVICES FOR VICTIMS OF DOMESTIC VIOLENCE**

Pursuant to 18 NYCRR Parts 408 and 452.2(b), Article 6-A of
the Social Services Law and Section 450 of the County Law.

WHEREAS, Act 486-2016 authorized a contract with Cattaraugus Community Action, Inc., for the provision of necessary and available approved residential services to victims of domestic violence, the term of which expires December 31, 2017, and

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

WHEREAS, Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, has agreed to administer the aforementioned program for an amount not to exceed the \$67.00 per day per person rate established by the New York State Office of Children and Family Services, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 50% federal (CFDA #93.558), 25% state and 25% county 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 Cattaraugus Community Action, Inc., for the administration of the above-described program, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 512-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH, INC. FOR
DEPARTMENT OF SOCIAL SERVICES PROJECT TURNABOUT
(Home-Based Truancy Prevention Program)**

Pursuant to 10 NYCRR Part 405 and Section 450 of the County Law.

WHEREAS, Act 487-2016 authorized a contract with Berkshire Farm Center and Services for Youth, Inc., 975 Hertel Avenue, Buffalo, New York 14216, for the provision of a home-based truancy prevention program, the term of which expires December 31, 2017, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned truancy prevention program in Cattaraugus County, and

WHEREAS, Berkshire Farm Center and Services for Youth, Inc., has agreed to conduct an attendance support plan in partnership with the County Department of Social Services for an amount not to exceed \$244,290.00, to be paid on a monthly basis as invoiced, as follows:

Target Population:

- Elementary Grades 3-8 with flexibility if attendance problems are identified earlier or later

Overarching Goals:

- Reduction in truancy rates
- Improved academic success and achievement
- Strengthening family systems that support positive relationships with schools and emphasizing the value of education

Key Solution Factors:

- Collaboration with schools, DSS, families and other agencies
- Early intervention and parental involvement/accountability
- Systemic and individualized approach to root causes of truancy

Strategies:

- Early parental notification

- Attendance expectations are made clear to students and parents before school year begins
- Prompt parental/child intervention that includes individualized goal setting
- Clear and enforceable sanctions and incentives are in place,

and

WHEREAS, this program 100% federally funded (CFDA #93.558), now, therefore, be it RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Berkshire Farm Center and Services for Youth, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 513-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATHOLIC CHARITIES OF WESTERN NY FOR DEPARTMENT OF
SOCIAL SERVICES TANF FUNDING FOR MULTI-SYSTEMIC
THERAPY SERVICES FOR PINS DIVERSION**

Pursuant to Public Law 104-193 and Section 450 of the County Law.

WHEREAS, Act 490-2016 authorized a contract with Catholic Charities of Western NY for the provision of 1 1/2 therapists for the Multi-Systemic Therapy (MST) program, for the provision of preventive and other supportive services to persons in need of supervision (PINS), ages 16 and 17, the term of which expires December 31, 2017, and

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

WHEREAS, Catholic Charities of Western NY, 2636 West State Street, Olean, New York 14760, has agreed to continue the provision of home-based services to 16 and 17 year olds for whom a PINS action has been initiated in an attempt to prevent detention and foster care placements, for a total annual amount not to exceed \$215,000.00, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is funded through federal (CFDA #93.558), state and local funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Catholic Charities of Western NY 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 514-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
PARENT EDUCATION PROGRAM, INC., FOR PROTECTIVE/PREVENTIVE
SERVICES FOR CHILDREN AT RISK OF PLACEMENT**

Pursuant to P.L. 96-272, 18 NYCRR Parts 405, 407 and 423, Sections 409 and 409-b of the Social Services Law and Section 450 of the County Law.

WHEREAS, Act 492-2016 authorized a contract with the Parent Education Program, Inc., 234 North Union Street, Olean, New York 14760, for the provision of "Families Together" and "Families First" services for families with children who may be placed in foster care, the term of which expires December 31, 2017, and

WHEREAS, the County Department of Social Services is desirous of renewing the aforementioned contract and providing the following services:

- The Families Together Program will serve one (1) family at a time that is referred by the County; and
- The Families First Program will provide in-home parenting skills and related services to approximately 15 Cattaraugus County families per month,

and

WHEREAS, the Parent Education Program, Inc., has agreed to provide the above-described services for an annual amount of \$61,062.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Parent Education Program, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 515-2017 by Ms. Vickman and Ms. Hastings
and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF SOCIAL SERVICES
SHELTER AND TRANSITIONAL SERVICES FOR HOMELESS INDIVIDUALS**

Pursuant to Article 2-A of the Social Services Law and
Section 450 of the County Law.

WHEREAS, Act 544-2016 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of shelter and transitional services for homeless individuals, the term of which expires December 31, 2017, and

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

WHEREAS, Cattaraugus Community Action, Inc., can provide homeless shelter and transitional services on an as-needed basis in accordance with the following rate schedule:

Shelter Services	\$60.00 per day
Single Residence Occupancy	\$200.00 per month,

and

WHEREAS, the above-described services are 29% state and 71% County 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 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 516-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GENESIS HOUSE OF OLEAN, INC. FOR HOMELESS SHELTER SERVICES FOR
DEPARTMENT OF SOCIAL SERVICES ELIGIBLE RECIPIENTS**

Pursuant to Article 2-A of the Social Services Law and
Section 450 of the County Law.

WHEREAS, Act 543-2016 authorized a contract with the Genesis House of Olean, Inc., for the provision of homeless shelter services for eligible recipients, the term of which expires December 31, 2017, and

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

WHEREAS, Genesis House of Olean, Inc., 107 South Barry Street, Olean, New York 14760, can provide homeless shelter services on an as-needed basis in accordance with the following rate schedule:

Single Person	\$50.00 per night
Family (any size)	\$70.00 per night
After 15 Days	\$35.00 per night
Hotel reimbursement in emergency situations at a reasonable rate for a maximum of 3 nights,	

and

WHEREAS, the above-described services for families are 50% federal (CFDA #93.558), 25% state and 25% local funded and for individuals are 50% state and 50% local 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 Genesis House of Olean, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 517-2017 by Ms. Vickman and Ms. Hastings
and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC., FOR
NON-RESIDENTIAL SERVICES FOR VICTIMS OF DOMESTIC VIOLENCE**

Pursuant to 18 NYCRR Parts 408 and 452.2(b), Article 6-A of the
Social Services Law and Section 450 of the County Law.

WHEREAS, Act 632-2016 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of mandated approved non-residential services to victims of domestic violence, the term of which expires December 31, 2017, and

WHEREAS, the County Department of Social Services has received funding through the New York State Office of Children and Family Services for the non-residential services program, and

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

WHEREAS, Cattaraugus Community Action, Inc., has agreed to administer the aforementioned program at an annual cost not to exceed \$24,999.00, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contracts, on behalf of Cattaraugus County, with Cattaraugus Community Action, Inc., for the administration of the above-described program and the NYS Office of Children and Family Services for receipt of the aforementioned funding, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 518-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR
FAMILY PLANNING PROGRAMS**

Pursuant to 10 NYCRR Part 40-1 and
Section 450 of the County Law.

WHEREAS, Act 60-2017 authorized a contract with the New York State Department of Health, Division of Family & Local Health, Corning Tower, Empire State Plaza, Room 878, Albany, New York 12237-0675, for the provision of a Family Planning Program in the County's Health Department, the term of which expires December 31, 2017, and

WHEREAS, the New York State Health Department has awarded the County Health Department a grant in the amount of \$274,232.00 per year for two (2) years, for a total grant amount of \$548,464.00 for the period January 1, 2018 through December 31, 2019, for continuation of the aforementioned Family Planning Program, and

WHEREAS, this program is 36.9% federal (CFDA #93.217 and #93.994) and 63.1% 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 Department of Health for the provision of a Family Planning Program in Cattaraugus County, for a term commencing January 1, 2018 and terminating December 31, 2019, 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 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 519-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SWN COMMUNICATIONS, INC., D/B/A ONE CALL NOW FOR
AUTOMATED TELEPHONE MESSAGE DELIVERY SERVICES
FOR THE HEALTH DEPARTMENT**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, the County Health Department is desirous of replacing its current automated telephone message delivery service, and

WHEREAS, SWN Communications, Inc., d/b/a One Call Now, 6450 Poe Avenue, Suite 500, Dayton, Ohio 45414, can provide a telephone message delivery service for the Health Department for an amount not to exceed \$2,588.68 per year, 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 SWN Communications, Inc., d/b/a One Call Now, for the provision of the above-described telephone message delivery service, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 520-2017 by Ms. Vickman and Ms. Hastings

**APPROVING AMENDED CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
SOUTHERN TIER ENVIRONMENTS FOR LIVING, INC. FOR
VARIOUS MENTAL HEALTH PROGRAMS AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Section 75.13 of the Mental Hygiene Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 45-2017 authorized approval of a contract with Southern Tier Environments for Living, Inc., (S.T.E.L.), 715 Central Avenue, Dunkirk, New York 14048, for the provision of Adult Care Coordination and supported housing services for mentally ill individuals, the term of which expires December 31, 2017, and

WHEREAS, Cattaraugus County Department of Community Services has been awarded funding for additional supported housing beds, and

WHEREAS, the County Department of Community Services is desirous of amending the aforementioned contract to include funding for additional supported housing beds, and

WHEREAS, S.T.E.L., Inc., can provide additional supported housing beds for an amount of \$8,500.00, for a total contract amount not to exceed \$200,236.00, and

WHEREAS, this program is 100% state funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract for the year 2017 between the Cattaraugus County Community Services Board and S.T.E.L., Inc., to signify the County's approval, for the provision of additional supported housing beds, for a term commencing January 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:

Increase Estimated Revenue Accounts:

A.440.4322.6050.3490.078	State Aid, OMH Supported Housing	\$5,100.00
A.440.4322.6060.3490.078	State Aid, OMH Supported Housing	\$3,400.00

Increase Appropriation Accounts:

A.440.4322.6050.42026.078	STEL, Supported Housing	\$5,100.00
A.440.4322.6060.42026.078	STEL, Supported Housing	\$3,400.00.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 521-2017 by Ms. Vickman and Ms. Hastings

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD
AND CATTARAUGUS REHABILITATION CENTER, INC.
FOR PROS PROGRAM VOCATIONAL SERVICES**

Pursuant to Sections 41.07 and 75.13 of the Mental Hygiene Law
and Section 450 of the County Law.

WHEREAS, Act 79-2017 authorized a contract with the Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, for the provision of vocational services for its clients in the PROS program, the term of which expires December 31, 2017, and

WHEREAS, the Department of Community Services is in need of full-time staff who meet the qualifications of an Employment Specialist to provide vocational services for its clients in the PROS program, and

WHEREAS, the contracted staff will provide individual and group services to assist individuals in managing their symptoms in the competitive workplace and to assist those with an employment-related goal to obtain competitive employment, and

WHEREAS, the Cattaraugus Rehabilitation Center, Inc., can provide the aforementioned full-time staff, to provide vocational services for Department of Community Services PROS clients for an amount not to exceed \$53,975.00, to be paid as invoiced, and

WHEREAS, the cost of these services are covered through a combination of clients' insurances and NYS Office of Mental Health funding, 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 the Cattaraugus

Rehabilitation Center, Inc., to signify the County's approval, for the provision of the above-described vocational services, for a term commencing January 1, 2018 and terminating December 31, 2018, according to the above-described terms.

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

Adopted November 21, 2017 by voice vote. Mrs. Labuhn abstained from vote.

ACT NO. 522-2017 by Ms. Vickman and Ms. Hastings

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND HEALTHCARE SOLUTIONS WNY, LLC FOR DEPARTMENT OF COMMUNITY SERVICES BILLING AND ACCOUNTS RECEIVABLE MANAGEMENT SERVICES

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

WHEREAS, Act 634-2016 authorized approval for a contract with Healthcare Solutions WNY, LLC, 3719 Union Road, Suite 218, Cheektowaga, New York 14225, for the provision of billing-related services and cash receipt reconciliation and contractual allowance management for the Department of Community Services clinic operations, the term of which expires December 31, 2017, and

WHEREAS, the County Department of Community Services is desirous of continuing the aforementioned billing-related and cash receipt reconciliation services, and

WHEREAS, Healthcare Solutions WNY, LLC, can provide billing and accounts receivable management services and manage the authorization-for-payment process, for an amount not to exceed \$151,666.00 based upon billable units of service not to exceed 26,000 units of service at a rate of \$5.83333 per unit, and perform monthly cash receipt reconciliation for \$6,000.00, for a total amount not to exceed \$157,666.00, and

WHEREAS, this program is funded through federal (CFDA# 93.778), state and local 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 Healthcare Solutions WNY, LLC, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 523-2017 by Ms. Vickman and Ms. Hastings

**APPROVING CONTRACTS BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD
AND VARIOUS SCHOOL DISTRICTS FOR
MENTAL HEALTH SOCIAL WORKER SERVICES**

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

WHEREAS, Act 669-2015 authorized contracts with various school districts for the provision of mental health services, the terms of which expire December 31, 2017, and

WHEREAS, the County Department of Community Services is desirous of continuing the placement of a social worker in each of the school districts listed below, and

WHEREAS, contracts with the following school districts, outlining the mental health services to be provided by the County's mental health clinician, are necessary:

Pioneer Central School District P.O. Box 639 Yorkshire, New York 14173	No Cost
Gowanda Central School District 10674 Prospect Street Gowanda, New York 14070	No Cost
Franklinville Central School District North Main Street Franklinville, New York 14737,	\$5,000.00 per year

and

WHEREAS, Pioneer Central School District and Gowanda Central School District shall provide an office, a family meeting room, a phone line and furniture, as well as a family support staff to work in conjunction with the County staff to meet the needs of families, and special equipment for the County's mental health clinician at no cost to the County, and

WHEREAS, Franklinville Central School District shall contribute an amount of \$5,000.00 per year and provide an office, a family meeting room, a phone line and furniture for the County's mental health clinician at no cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, between the Cattaraugus County Community Services Board and the above-listed school districts, to signify the County's approval, 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.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 524-2017 by Ms. Vickman and Ms. Hastings

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD
AND OLEAN CITY SCHOOL DISTRICT FOR
MENTAL HEALTH SOCIAL WORKER SERVICES**

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

WHEREAS, Act 303-2016 authorized a contract with the Olean City School District, 410 West Sullivan Street, Olean, New York 14760, for the provision of mental health clinician services in the following locations:

- * East View Elementary
- * Washington West Elementary
- * Olean Middle/High School,

and

WHEREAS, the Olean City School District has requested the County Department of Community Services to continue the aforementioned services, and

WHEREAS, the County Department of Community Services shall provide one (1) full-time mental health clinician in the Olean City School District for the provision of mental health services, and

WHEREAS, the Olean City School District shall contribute an amount of \$10,000.00 per year and provide an office, a family meeting room, a phone line and furniture for the County's mental health clinician at no cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, between the Cattaraugus County Community Services Board and the Olean City School District, to signify the County's approval, 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.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 525-2017 by Ms. Vickman and Ms. Hastings

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD
AND ADVANCE PRACTICE SOLUTIONS FOR
DEPARTMENT OF COMMUNITY SERVICES
SCRIBE SUPPORT STAFF FOR MENTAL HEALTH CLINIC**

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

WHEREAS, Act 569-2016 authorized a contract with Advance Practice Solutions, 305 East Fairmount Avenue, Lakewood, New York 14750, for the provision of scribe support staff to assist psychiatric professionals with clinical documentation in the Department of Community Services mental health clinic and PROS Program, the term of which expires December 31, 2017, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of renewing the aforementioned contract, and

WHEREAS, Advance Practice Solutions can provide scribe support staff to assist psychiatric professionals with clinical documentation in the Department of Community Services mental health clinic and PROS Program, for a maximum of 2,332.50 hours at \$10.00 per hour, for an amount not to exceed \$23,325.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, the funding for 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 Advance Practice Solutions, 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 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 526-2017 by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS
WITH NYS DIVISION OF CRIMINAL JUSTICE SERVICES
FOR CRIME PREVENTION AND REDUCTION STRATEGIES PROGRAMS**

Pursuant to Chapter 53 of the Laws of New York of 2015
and Section 450 of the County Law.

WHEREAS, Act 470-2016 authorized the Chair to execute a contract with NYS Division of Criminal Justice Services for a joint grant in the amount of \$90,000.00 in Bullet Aid funding which was awarded to Cattaraugus and Allegany Counties for the Southern Tier Regional Drug Task Force from state funds for Crime Prevention and Reduction Strategies Programs allocated to New York State for the 2016-2017 State Fiscal Year, and

WHEREAS, funding is available in the amount of \$90,000.00, to be equally split with Allegany County, for the Crime Prevention and Reduction Strategies Programs for the 2017-2018 State Fiscal Year, and

WHEREAS, Cattaraugus County shall act as lead agency, on behalf of Allegany County, to process costs incurred by both County Sheriff's Offices in the fighting of illegal drug activity, combating drug trafficking and conducting investigations, and in support of efforts related to the Southern Tier Regional Drug Task Force, and

WHEREAS, it is necessary to apply for the aforementioned funding, and

WHEREAS, if the aforementioned grant is awarded, each County shall receive funding in the amount of \$45,000.00 to cover costs incurred through the aforementioned purposes, and

WHEREAS, this program is 100% state funded (NYS Object Code #LG17-1515-D00 Project ID), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, in order to apply for, accept and receive the aforementioned funding, 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 6 members of the Finance Committee and 7 members of the County Operations/
Public Safety Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 527-2017 by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
TYLER TECHNOLOGIES, INC. FOR SHERIFF'S OFFICE
LICENSED SOFTWARE PRODUCTS, MAINTENANCE AND SUPPORT SERVICES**

Pursuant to Sections 450 and 650 of the County Law.

WHEREAS, Act 202-2012, amended by Act 626-2012, authorized a contract with New World Systems for the provision of maintenance support services for the Sheriff's Office New World Systems standard software packages, the term of which expires December 31, 2021, and

WHEREAS, Tyler Technologies, Inc. (formerly New World Systems), One Tyler Drive, Yarmouth, Maine 04096, is desirous of terminating the aforementioned New World Systems contract dated April 16, 2012, under which certain software products and services were provided on a subscription basis, and

WHEREAS, Tyler Technologies, Inc. is desirous of entering into a new contract for the provision of licensed software products, maintenance and support services, to include a data mapping composite for Corrections, for an amount in accordance with the following fee schedule:

Tyler Software and Services

A. License Fees		\$ 6,969.00
1) Licensed Standard Software	\$ 440,980.00	
2) Less Discount	(\$22,049.00)	
3) Less Customer Loyalty Discount	(\$411,962.00)	
B. Third Party Products and Services		<u>\$25,000.00</u>
	Total One Time Cost	\$31,969.00
Maintenance		
C. Maintenance and Support Fees:		
1) Maintenance and Support Services:	Year 1 Maintenance	\$ 93,226.00
Includes Emergency 24/7 Maintenance for CAD only	Year 2 Maintenance	\$ 96,022.00
	Year 3 Maintenance	\$ 98,903.00
	Year 4 Maintenance	<u>\$101,870.00</u>
	Total One Time Cost w/Maintenance	\$421,990.00

and

WHEREAS, it is in the best interests of the County to terminate the contract dated April 16, 2012 and enter into a new contract for the above-described licensed software products, maintenance and support 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 licensed software products, 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, 2021, according to the above-described terms.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 528-2017 by Mr. VanRensselaer and Mr. Padlo

ALLOCATION OF CATTARAUGUS COUNTY HOTEL AND MOTEL TAX

Pursuant to Local Law No. 20-2003 (Intro No. 21-2003).

WHEREAS, the Cattaraugus County Legislature is committed to the development and expansion of the County's economy, with emphasis on its tourism, industrial, agricultural and small business assets, and

WHEREAS, the diverse natural and recreational assets and cultural resources located in Cattaraugus County have made the County a significant tourist destination in the northeast, and

WHEREAS, examples of such resources include the Seneca Nation of Indians and its Seneca Allegany Casino, the Amish communities, Holiday Valley and Holimont ski resorts, Allegany State Park, Onoville Marina, Rock City, Griffis Sculpture Park, East Otto Country, several hundred miles of well-maintained snowmobile and hiking trails, equine trails, many hunting and fishing destinations, Lime Lake and an array of museums, and

WHEREAS, Local Law No. 20-2003 (Intro No. 21-2003), adopted by the Cattaraugus County Legislature on November 12, 2003, established the Cattaraugus County Hotel and Motel Tax, and

WHEREAS, the intent and purpose of Local Law No. 20-2003, as expressed therein, was to impose a tax on facilities providing lodging on an overnight basis and provide for the collection thereof in order to make funds available for tourism and economic development throughout Cattaraugus County, and

WHEREAS, the County is desirous of establishing a fair and equitable process for the provision of tourism promotion services, funded by the Hotel and Motel Tax, to all geographic areas within Cattaraugus County, and

WHEREAS, the Cattaraugus County Legislature deems it necessary to amend the Tourism Promotion Grant Program established by Act 465-2005, as amended by Act 107-2009, for the purpose of providing an equitable method for determining allocations from such tax on a long-term basis, now, therefore, be it

RESOLVED, that effective for the years 2018 through 2021, the Cattaraugus County Tourism Promotion Grant Program ("the Program") is amended and reconstituted as described herein, and be it further

RESOLVED, that annual funding for the Program shall be based on the net Hotel and Motel Tax receipts (gross receipts less five percent [5%] thereof which, as authorized by Local Law 20-2003, shall be used for the cost of administering such tax) for the year prior to the year in which the budget for Program funding is approved by the Legislature, i.e.: such funding for the 2018 Program shall be based on Hotel and Motel Tax received by the County in the year 2016, and be it further

RESOLVED, that the annual allocation to fund the Program shall be thirty percent (30%) of such net receipts (herein called "the Fund"), and be it further

RESOLVED, that sixty percent (60%) of the Fund shall be allocated to the following entities (collectively referred to as "Group A"), in the following proportions:

- a) Fifty-seven percent (57%) thereof to the Ellicottville Chamber of Commerce;
- b) Twenty-nine percent (29%) thereof to the Greater Olean, Inc. Chamber of Commerce; and
- c) Fourteen percent (14%) thereof to the Seneca Salamanca Area Chamber of Commerce,

and be it further

RESOLVED, that the following rules and procedures shall apply to Group A participants:

- a) applications for funding shall be submitted, on or before the first day of October of the year prior to the year for which funding is sought, to the Economic Development, Planning and Tourism Department (“the Department”) on forms which shall be available at the office of the Department;
- b) such applications shall include marketing and media plans for the year;
- c) the Department shall review such applications to determine whether proposed expenditures are consistent with the goals and objectives of the Program and are within the amounts budgeted therefore;
- d) if such proposed funding is approved by the Director of the Department, the County Attorney and the County Administrator, the Chair of the Legislature is authorized and directed to execute contracts, on behalf of Cattaraugus County, with Group A entities for the provision of tourism promotion services during the year;
- e) each such contract shall provide that fifty percent (50%) of the subject Chamber’s allocation shall be paid upon the execution thereof and that the balance shall be paid upon receipt by the Department of receipted invoices or other proof documenting that the Chamber has fully paid the approved expenses for the event involved, together with a report in writing describing the event and all promotional materials and research relating to the event, including, without limitation, promotional videos and photographs; and
- f) Group A participants must notify the Department of the date, place and time of their monthly meetings, permit a representative of the Department to attend such meetings and furnish the Department with copies of all directors’ meeting minutes within ten (10) days after such minutes are approved by the board of directors,

and be it further

RESOLVED, that the remaining forty percent (40%) of the Fund shall be allocated to Account A.645.6410.0000.40813 (Grant Program for Tourism) for the benefit of any Chamber of Commerce (other than those Chambers of Commerce listed in the fourth Resolved paragraph above) or other organization or entity (collectively referred to as “Group B”) which seeks financial assistance for tourism promotion in Cattaraugus County during the next calendar year, and be it further

RESOLVED, that the following rules and procedures shall apply to Group B participants:

- a) applications for funding shall be submitted, on or before the first day of December of the year prior to the year for which funding is sought, to the Economic Development, Planning and Tourism Department (“the Department”) on forms which shall be available at the office of the Department;
- b) the Department shall review such applications and determine which Group B entities and events shall be promoted by the County during the succeeding year, subject to the approval of the Development and Agriculture Committee; and
- c) upon receiving such approval, the Department is authorized and directed to plan for, advertise and otherwise market the approved Group B events during the year, within the amount budgeted therefore,

and be it further

RESOLVED, that any Group A participant may at any time, in its sole discretion, opt to participate in Group B rather than in Group A for the years following the year in which such decision is made. In that event, the participant's share of the Fund shall be deducted from the Part A allocation and added to the Part B allocation. Such amount shall be devoted to and used by the Department for tourism promotion for the benefit of such participant, and be it further

RESOLVED, that the requirements established by this resolution shall, unless otherwise extended by the Legislature, expire on December 31, 2021.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 529-2017 by Mr. VanRensselaer and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR TOURISM PROMOTION**

Pursuant to Sections 224(14) and 450 of the County Law and
Local Law Number 20-2003 (Intro Number 21-2003).

WHEREAS, Act 528-2017 established the allocation of a portion of the Cattaraugus County hotel and motel tax to the various municipalities, and

WHEREAS, Act 625-2016 authorized contracts with various municipalities for the promotion of tourism in Cattaraugus County, the terms of which expire December 31, 2017, and

WHEREAS, the County Department of Economic Development, Planning and Tourism is desirous of continuing the promotion of tourism in Cattaraugus County, and

WHEREAS, the three (3) entities listed below shall collectively receive funding in the amount of \$120,217.00 for the promotion of tourism in Cattaraugus County, as follows:

Ellicottville Chamber of Commerce	\$68,524.00
Greater Olean, Inc., d/b/a	\$34,863.00
Greater Olean Area Chamber of Commerce	
Seneca Salamanca Area Chamber of Commerce	\$16,830.00,

and

WHEREAS, in order to assist the County with tourism promotion, each of the three (3) chambers listed above will assist, in cooperation with the Cattaraugus County Department of Economic Development, Planning and Tourism, with promotion of events and festivals in their respective areas as outlined below:

- Ellicottville Chamber of Commerce – Greater Ellicottville area, including Village and Town of Ellicottville, West Valley and the Otto area;
- Greater Olean Area Chamber of Commerce – Greater Olean area, including the City and Town of Olean, the Town and Village of Allegany, Pfeiffer Nature, Bonagany, Olean Airport, Hinsdale Heritage Day and Portville Heritage Day;
- Seneca Salamanca Area Chamber of Commerce – Greater Salamanca area, including the City and Town of Salamanca, Little Valley and Great Valley,

and

WHEREAS, the above-listed entities have agreed to utilize funding for the promotion of tourism in Cattaraugus County in the following categories:

- Radio advertising, local and regional
- Television advertising, local and regional
- Production costs associated with approved advertising media
- Advertising in newspaper, magazine, travel guide, newsletter, and special edition inserts
- Website development and upgrades including purchase of search engine key words
- Outdoor advertising
- Direct response & direct mail advertising
- Brochure development and printing

- Paid distribution of brochures and travel guides
- Development and promotion of special "travel & trip packages"
- Use of professional public relation firms,

and

WHEREAS, the above-listed entities will return any unexpended funds to the County by January 10, 2019, and

WHEREAS, the Cattaraugus County Legislature hereby determines that the Department of Economic Development, Planning and Tourism should expend an additional amount not to exceed \$80,145.00 during the year 2018 to defray advertising costs or other expenses incurred for various county-wide festivals, events and other tourism marketing initiatives, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with the above-listed various entities, for the provision of the above-described tourism promotion 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 Department of Economic Development, Planning and Tourism is hereby authorized to expend such amounts as may be deemed necessary during the year 2018, not to exceed a total of \$80,145.00, to defray advertising costs or other expenses incurred or to be incurred by the organizations and events listed above.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 530-2017 by Mr. VanRensselaer and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH AJR PUBLISHING, INC.
FOR ADVERTISEMENT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 626-2016 authorized a contract with AJR Publishing, Inc., 1455 Normandy, LaSalle, Ontario Canada N9J 3N1, for the provision of advertising services, the term of which expires December 31, 2017, and

WHEREAS, the County Department of Economic Development, Planning and Tourism is desirous of promoting tourism in Cattaraugus County, and

WHEREAS, AJR Publishing, Inc., has agreed to publish advertisements promoting Cattaraugus County in the Crossings Magazine for an amount of \$9,000.00, 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 AJR Publishing, Inc., for the provision of the above-described advertisement 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 6 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

Adopted November 21, 2017 by voice vote.

ACT NO. 531-2017 by Mr. VanRensselaer and Mr. Padlo

**BID ACCEPTANCE FOR PRINTING OF
2018 CATTARAUGUS COUNTY ACTIVITIES GUIDE
(Department of Economic Development, Planning & Tourism)**

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 printing of the 2018 Cattaraugus County Activities Guide, according to specifications provided by the Development and Agriculture Committee, and

WHEREAS, the lowest bid received meeting specifications for 100,000 copies of the 2018 Cattaraugus County Activities Guide was the bid of Kenyon Press, Inc., 1 Kenyon Press Drive, Sherburne, New York 13460-8086, for a total print cost of \$41,322.00, based on each of the following categories:

Printing of 2018 Cattaraugus County Activities Guide

120,000 copies	52 pages	\$35,269.00
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8-3/8" x 10-7/8", four color,
4 page cover - 100# Gloss Text #3;
Inside 52 pages - 45# Gloss Text #3;
folded, gathered, saddle stitched and trimmed to size

<u>Option #1</u> – 120,000 copies	Fold-Out Map Insert	\$ 6,053.00
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40# White offset, #3 Coated for map
Map will be 21.5" x 33.5" flat, folded down,
trimmed and stitched into center of guide,

and

WHEREAS, the aforementioned cost is 50% reimbursable through New York State matching funds, and

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

RESOLVED, that the bid of Kenyon Press, Inc., be, and the same hereby is, accepted, for a term commencing November 1, 2017 and terminating May 31, 2018, and be it further

RESOLVED, that the vouchers accordingly certified by the Director of the Department of Economic Development, Planning & Tourism be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Thirty-Four sets of specifications were sent out.

Invitation for Bids was posted on County website.

Five bids were received.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 532-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
LSA VIDEO, INC. FOR
VIDEO REMOTE INTERPRETING SERVICES
(Deaf Interpreter Services)**

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

WHEREAS, Act 334-2014 authorized a contract with LSA Video, Inc., 455 Business Center Drive, Suite 100, Horsham, Pennsylvania 19044, for the provision of interpreter services for deaf clients, the term of which expired July 31, 2017, and

WHEREAS, LSA Video, Inc., can provide comprehensive video remote interpreting (VRI) services, on an as-needed basis, for a monthly minimum of \$50.00 per month per facility, in accordance with the following rate schedule:

<u>VRI Service</u>	<u>Rate</u>
American Sign Language	\$1.99 per minute
Spoken Spanish	\$1.50 per minute
Other Languages	\$2.00 per minute

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 LSA Video, Inc., for the provision of the above-described services, for a term commencing upon execution of the contract and continuing for three (3) years, 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 November 21, 2017 by voice vote.

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MR. HIGGINS moved, seconded by Mr. Boberg, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 533-2017 through Act No. 545-2017. Carried.

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ACT NO. 533-2017 by Mrs. Stockman
who asks immediate consideration

**APPOINTMENT TO COMMUNITY SERVICES BOARD
PEOPLE WITH DEVELOPMENTAL DISABILITIES SUBCOMMITTEE**

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that the following individual is appointed to the Community Services Board People with Developmental Disabilities Subcommittee effective October 25, 2017, to fill the unexpired four-year term of Gail S. Mayeaux, with a term to expire December 31, 2020:

Kristine Plummer
One Plymouth Avenue
Franklinville, New York 14737.

Adopted November 21, 2017 by voice vote.

ACT NO. 534-2017 by Public Works Committee:
Mr. Giardini, Mr. Helmich, Mr. Boberg, Mr. Breton,
Mr. Klancer, Mr. Koch and Mr. Snyder, Jr.
who ask immediate consideration

**BID ACCEPTANCE AND AUTHORIZING THE CHAIR TO
EXECUTE CONTRACT FOR SALE OF TIMBER**

Pursuant to Sections 219 and 450 of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the sale of timber from Reforestation Property #24, identified as Tax Map No. 113.001-1-3, in the Town of Portville, according to specifications provided by Generations Forestry, and

WHEREAS, the highest bid received meeting specifications for the sale of marked timber from Reforestation Property #24 was the bid of Gutches Lumber Company, Inc., 890 McLean Road, Cortland, New York 13045, in the amount of \$258,056.00, and

WHEREAS, Generations Forestry, the County's Forest Manager, has indicated that the price offered is fair and reasonable and should therefore be accepted, and

WHEREAS, Gutches Lumber Company, Inc., will complete the harvest and cleanup/restoration of the property within two (2) years from the date the contract is signed between Gutches and the County, now, therefore, be it

RESOLVED, that the bid of Gutches Lumber Company, Inc. be, and the same 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 Gutches Lumber Company, Inc., for the above-described sale of timber.

35 sets of specifications were sent out.
5 bids were received meeting specifications.

Adopted November 21, 2017 by voice vote.

ACT NO. 535-2017 by Ms. Vickman and Ms. Hastings
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL MEDICAID UPPER PAYMENT LIMIT
SCHEDULE REQUEST FOR DEPARTMENT OF NURSING HOMES SUPPLEMENTAL FUNDING AND
ADJUSTING VARIOUS APPROPRIATION AND ESTIMATED REVENUE ACCOUNTS
(Department of Nursing Homes)**

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

WHEREAS, the New York State Public Health Law provides for Supplemental Medicaid Upper Payment Limit payments of up to \$500 million statewide to non-state operated public nursing facilities, and

WHEREAS, the federal Centers for Medicare and Medicaid Services (CMS) have approved State Plan amendments to implement this supplemental payment provision in the amount of \$83,800,836.00 attributable to April 1, 2017 through September 30, 2017, and

WHEREAS, the full CMS approved amount of \$83.8 million has been allocated to each qualifying nursing home based upon the ratio of each facility's reported Medicaid days divided by the total reported Medicaid days for all eligible public nursing homes for calendar year 2015, and

WHEREAS, the County's The Pines Healthcare and Rehabilitation Centers are eligible for payments of \$1,461,000.00 for the Olean facility and \$1,728,807.00 for the Machias facility, and

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

WHEREAS, Cattaraugus County is responsible for contributing an Intergovernmental Transfer of the full non-federal share of the nursing home Upper Payment Limit in the amount of \$1,594,903.50, which is due to the State no later than Wednesday, November 29, 2017, and

WHEREAS, upon the State's receipt of the County's local share, a payment of \$3,189,807.00 will be made to the County on or about December 6, 2017, and

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

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

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

Increase Appropriation Account:

A.601.6102.0000.40608	IGT Payment	\$1,594,903.50
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Decrease Estimated Revenue Account:

EI.990.9901.0000.5031	Interfund Transfers	\$1,069,982.00
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Decrease Appropriation Accounts:

A.990.9901.0000.90300	Transfer to The Pines-Machias	\$1,069,982.00
A.901.9010.0000.40602.3	Wage Settlements Pay-in-Lieu of Time, Retirement	\$ 350,000.00
A.901.9010.0000.40602.4	Wage Settlements Provision	\$ 100,000.00
A.901.9010.0000.83000.R	Health Insurance Retirees	\$ 74,921.50

Increase Estimated Revenue Account:

EI.453.4530.0000.3489.01	State Aid, Other Health Enhanced Medicaid (IGT)	\$1,069,982.00.
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Adopted November 21, 2017 by voice vote.

ACT NO. 536-2017 by Mr. Breton and Ms. Vickman
who ask immediate consideration

**SALE OF TAX TITLE PROPERTY TO FORMER OWNER
(Town of Lyndon)**

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 Town of Lyndon, and

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

WHEREAS, the cost 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 individuals:

TOWN OF LYNDON

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
265	59.001-1-22.2	Richard F. Lesinski Mary Jo Lesinski	1129 Abbott Road Cuba, NY 14727	\$7,958.09

Adopted November 21, 2017 by voice vote.

ACT NO. 537-2017 by Mr. Boberg, Mr. Breton, Mr. Hale, Mr. Helmich, Mr. Higgins,
Mr. Klancer, Mr. Neal, Mr. Snyder, Jr., Mr. Snyder, Sr.,
Mrs. Stockman, Mr. VanRensselaer, Ms. Vickman,
Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo
who ask immediate consideration

**AUTHORIZING THE CONTRIBUTION OF A GRANT MATCH
TO THE TOWN OF ALLEGANY FOR EXIT 24 SEWER EXTENSION PROJECT**

Pursuant to Section 450 of the County Law.

WHEREAS, the Town of Allegany is desirous of extending the sewer line from County Road No. 19 along New York State Route 417 to Exit 24, and

WHEREAS, funding is available in the 2017-2018 State Budget through the Restore New York Communities initiative to help pay for the aforementioned project, and

WHEREAS, matching contributions not to exceed 10% of the sewer extension project are required in order to apply for the aforementioned Restore NY funding, and

WHEREAS, the Town of Allegany lacks the funds available to cover the 10% match and has requested assistance from Cattaraugus County, and

WHEREAS, it serves a County purpose to extend the sewer line from County Road No. 19 along New York State Route 417 to Exit 24, and

WHEREAS, in the event that the Town of Allegany is awarded a New York State grant in the amount of \$850,000.00, then Cattaraugus County shall provide up to \$85,000.00 to the Town of Allegany to cover the matching contributions requirement, and

WHEREAS, in the event that the Town of Allegany is not awarded the aforementioned grant, then the County will not contribute any amount to the Town of Allegany, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature shall provide up to \$85,000.00 as a grant match to the Town of Allegany, so that the Town may apply for Restore NY funding for the above-described sewer line extension project.

Adopted November 21, 2017 by voice vote.

ACT NO. 538-2017 by Ms. Vickman and Ms. Hastings
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR
COORDINATION OF HOME-DELIVERED MEALS PROGRAM**

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

WHEREAS, Act 540-2016 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the coordination of home-delivered meals in the Salamanca area, the term of which expires December 31, 2017, and

WHEREAS, the County Department of Aging is desirous of continuing the provision of home-delivered meals in the Salamanca area, and

WHEREAS, Cattaraugus Community Action, Inc., can provide for the coordination of the home-delivered meals program, volunteer coordination and transportation reservations in the Salamanca area for an annual amount not to exceed \$9,909.00 for two (2) hours per day of operation, which includes all wages, fringe benefits, travel, phone and administration costs, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is 90% federal (CFDA #93.045) and 10% County funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, 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.

Adopted November 21, 2017 by voice vote.

ACT NO. 539-2017 by Mr. Boberg
*and Mr. Helmich*¹
who ask immediate consideration

SUPPORTING TOWN OF ASHFORD'S REQUEST FOR FEDERAL IMPACT AID

Pursuant to Section 153 of the County Law.

WHEREAS, the Town of Ashford is requesting that the Cattaraugus County Legislature support its request for Federal Impact Aid due to the presence of high level, transuranic, greater than Class C and low level nuclear waste from the West Valley Demonstration Project, and

WHEREAS, the Town of Ashford has made a request to the United States Congress for Federal Impact Aid, and further requested assistance in establishing Direct Impact Aid to the Town of Ashford and the West Valley Central School District, as well as, continued funding at levels required to complete the mission of the West Valley Demonstration Project Act, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby supports the request made by the Town of Ashford for Impact Aid, and be it further

RESOLVED, that certified copies of this resolution be sent to Congressman Reed, Congressman Simpson of the House Energy and Water Development Appropriations Subcommittee, Congressman Thornberry of the House Committee on Armed Services, Senator Schumer, Senator Gillibrand, Senator Cochran of the Senate Committee on Appropriations, and any other party deemed necessary and proper.

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

Adopted November 21, 2017 by voice vote.

ACT NO. 540-2017 by Labor Relations Committee:
 Ms. Vickman, Mr. Breton, Mr. Higgins,
 Mr. Neal and Mr. Giardini
 by County Operations/Public Safety Committee:
 Mr. Klancer, Mr. Neal, Mr. Boberg, Mr. Snyder, Jr.,
 Mr. VanRensselaer, Mr. Koch and Mr. Padlo
 who ask immediate consideration

**ABOLISHING ONE (1) POSITION OF NURSE SUPERVISOR,
 CREATING ONE (1) POSITION OF MEDICAL ADMINISTRATOR (COUNTY JAIL)
 AND ESTABLISHING COMPENSATION FOR THE SAME
 (Sheriff's Office)**

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

WHEREAS, the Sheriff's Office is required to provide medical services to inmates housed in the Cattaraugus County Jail, and

WHEREAS, medical services are currently provided by contract, the same of which expires December 31, 2017, and

WHEREAS, the Sheriff's Office has determined that the most effective, efficient, logistical and financially responsible means of providing medical services at the jail is through on-site treatment and administration, and

WHEREAS, a New Position Duties Statement was submitted to the Cattaraugus County Personnel Officer, who has approved the title as Medical Administrator (County Jail) in accordance with Civil Service Law Section 22, now, therefore, be it

RESOLVED, that effective January 1, 2018, there is hereby abolished one (1) full-time position of Nurse Supervisor in the Sheriff's Office, Position No. 311-224-001, and be it further

RESOLVED, that effective January 1, 2018, there is hereby created one (1) position of Medical Administrator (County Jail) in the Sheriff's Office to be filled on a full-time basis, Management and Confidential Officer and Employees, to be compensated at a bi-weekly salary of \$2,890.40, Position No. 311-231-001.

Adopted November 21, 2017 by voice vote.

ACT NO. 541-2017 by Mr. Boberg, Mr. Breton, Mr. Hale, Mr. Helmich, Mr. Higgins,
 Mr. Klancer, Mr. Neal, Mr. Snyder, Jr., Mr. Snyder, Sr.,
 Mrs. Stockman, Mr. VanRensselaer, Ms. Vickman, Mr. Giardini,
 Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo
 who ask immediate consideration

**CONGRATULATING ALLEGANY-LIMESTONE BOYS SOCCER TEAM
 ON NYSPHSAA SECTION VI CLASS C TITLE**

Pursuant to Section 153 of the County Law.

WHEREAS, the Allegany-Limestone Gators ended the boys varsity soccer season as Section VI Class C Champions after a 5-0 victory over Westfield/Brocton on October 27, 2017, and

WHEREAS, the Allegany-Limestone Gators advanced to the Far West Regionals on November 4, 2017 for the fourth year in a row where they were narrowly defeated (1-0) by Section V Class C Champions Byron-Bergen/Elba, and

WHEREAS, the Allegany-Limestone Gators finished with a season record of 18-2, and

WHEREAS, the team and their coach should be commended for their hard work, dedication and outstanding season, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates Coach Jon Luce and the Allegany-Limestone Boys Soccer Team on its 2017 New York State Public High School Athletic Association Section VI Class C Championship, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Allegany-Limestone Central School Interim Superintendent Mark Ward and Coach Jon Luce.

Adopted November 21, 2017 by voice vote.

ACT NO. 542-2017 by Mr. Boberg, Mr. Breton, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Neal, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. VanRensselaer, Ms. Vickman, Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo who ask immediate consideration

**CONGRATULATING ALLEGANY-LIMESTONE GIRLS SOCCER TEAM ON
NYSPHSAA CLASS C CHAMPIONSHIP**

Pursuant to Section 153 of the County Law.

WHEREAS, the Allegany-Limestone Lady Gators brought home the NYSPHSAA Class C Championship title on November 12, 2017 with a 3-2 win over Stillwater (the state's No. 1 Class C team) giving the Lady Gators their second state championship in school history, and

WHEREAS, to advance to the state finals, the Lady Gators defeated Maple Grove 3-0 in the Section VI Class C final on October 28, 2017; Marion 3-0 in the Far West Regionals on November 4, 2017; and Southold/Greenport 3-1 in the NYSPHSAA semifinal on November 11, 2017, and

WHEREAS, the Allegany-Limestone Lady Gators finished with a season record of 20-1, and

WHEREAS, the team and their coach should be commended for their hard work, dedication and outstanding season, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates Coach Dale MacArthur and the Allegany-Limestone Girls Soccer Team on its 2017 New York State Public High School Athletic Association Class C Championship, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Allegany-Limestone Central School Interim Superintendent Mark Ward and Coach Dale MacArthur.

Adopted November 21, 2017 by voice vote.

ACT NO. 543-2017 by Mr. Boberg, Mr. Breton, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Neal, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. VanRensselaer, Ms. Vickman, Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo who ask immediate consideration

**CONGRATULATING PORTVILLE GIRLS VOLLEYBALL TEAM ON
NYSPHSAA CLASS C CHAMPIONSHIP**

Pursuant to Section 153 of the County Law.

WHEREAS, the Portville Lady Panthers brought home the NYSPHSAA Class C Championship title on November 19, 2017 with a victory over Millbrook giving the Lady Panthers their third state title in four years, and

WHEREAS, to advance to the state finals, the Lady Panthers (Class C-2 champs) defeated eight-time defending state champion Eden (Class C-1 champs) in three straight sets to obtain the Section VI Class C final on November 6, 2017; Section 5's Leroy in the Regionals on November 10, 2017; and Pierson/Bridgehampton, Voorheesville and Millbrook in the NYSPHSAA Pool Play Semifinals on November 18, 2017, and

WHEREAS, the Portville Lady Panthers finished with a season record of 21-2, and

WHEREAS, the team and their coach should be commended for their hard work, dedication and outstanding season, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates Coach Kelly Unverdorben and the Portville Panthers Girls Volleyball Team on its 2017 New York State Public High School Athletic Association Class C Championship, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Portville Central School Superintendent Thomas Simon and Coach Kelly Unverdorben.

Adopted November 21, 2017 by voice vote.

ACT NO. 544-2017 by Mrs. Stockman and Ms. Vickman who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
PARENT EDUCATION PROGRAM, INC. FOR CHILD PROTECTION
SERVICES THROUGH CHILD ADVOCACY CENTER**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 142-2017 authorized a contract with Southern Tier Health Care System, Inc., for the conduct of examinations and interviews for open child protection cases, through the Southern Tier Child Advocacy Center, the term of which expired May 31, 2017, and

WHEREAS, the County and the Multi-disciplinary Team are desirous of continuing the Child Advocacy Center through another entity, and

WHEREAS, Parent Education Program, Inc., 234 North Union Street, Olean, New York 14760, can conduct the aforementioned examinations and interviews and operate the Child Advocacy

Center for an annual amount not to exceed \$8,750.00, as invoiced, for the period December 1, 2017 through December 31, 2017, 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 Parent Education Program, Inc., for the provision of services necessary to operate the Child Advocacy Center, for a term commencing December 1, 2017 and terminating December 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.

Adopted November 21, 2017 by voice vote.

ACT NO. 545-2017 by Mrs. Stockman and Ms. Vickman
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT WITH
OLEAN FIRST PRESBYTERIAN CHURCH FOR
COUNTY OFFICE SPACE**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, the County is in need of office space in the City of Olean, and

WHEREAS, the Olean First Presbyterian Church, P.O. Box 1608, 212 Laurens Street, Olean, New York 14760, has approximately 4,588 square feet of space available for lease, for an amount of \$5.2308 per square foot for a total cost of up to \$2,000.00 per month, which includes utilities, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a lease agreement, on behalf of Cattaraugus County, with the Olean First Presbyterian Church, for the leasing of County office space, for a term commencing December 1, 2017 and terminating December 31, 2022, according to the above-described terms.

Adopted November 21, 2017 by voice vote.

* * * * *

MR. SNYDER, SR. moved, seconded by Mrs. Labuhn, to accept the Finance Committee Report on the 2018 Tentative Budget. Carried.

* * * * *

CHAIRMAN STOCKMAN called up the budget resolutions for immediate consideration.

ACT NO. 546-2017 by Mr. Snyder, Sr.
who asks immediate consideration

ADOPTION OF 2018 BUDGET

Pursuant to Section 360 of the County Law.

RESOLVED, that the tentative County Budget for the year 2018, as amended and filed with the Clerk of the Legislature and as hereafter attached, is hereby adopted as the County Budget for 2018 and the budget requires the raising by tax of the amount of \$55,319,151.00.

Adopted November 21, 2017 by voice vote.

ACT NO. 547-2017 by Mr. Snyder, Sr.
who asks immediate consideration

APPORTIONMENT OF COUNTY BUDGET

Pursuant to Section 804 of the Real Property Tax Law.

RESOLVED, that the following report of the assessed value of all property assessed in each of the several towns and cities of the County for 2018 shows the equalized value of real estate and the amount of the County budget apportioned to each district:

PROPERTY TAX REPORT		November 21, 2017				
PROPERTY TAX AMOUNT.....		\$55,319,151				
TOWN	Taxable Value	Taxable Value With Fixed Exemptions	Equalization Rate	Full Value	Apportioned Tax	Tax Rate
ALLEGANY	317,117,418	317,122,318	97.00	326,930,225	4,136,872.86	13.0452
ASHFORD	76,228,487	76,236,587	54.00	141,178,865	1,786,433.22	23.4352
CARROLLTON	75,626,996	75,629,446	86.00	87,941,216	1,112,780.65	14.7141
COLDSPRING	64,945,021	64,948,021	100.00	64,948,021	821,831.95	12.6543
CONEWANGO	32,885,674	32,887,174	50.00	65,774,348	832,288.04	25.3085
DAYTON	64,130,084	64,135,084	100.00	64,135,084	811,545.30	12.6547
EAST OTTO	84,851,656	84,853,156	100.00	84,853,156	1,073,705.31	12.6539
ELLCOTTVILLE	596,781,012	596,781,012	99.00	602,809,103	7,627,757.93	12.7815
FARMERSVILLE	65,139,172	65,142,172	100.00	65,142,172	824,288.68	12.6543
FRANKLINVILLE	83,303,921	83,308,287	67.00	124,340,727	1,573,368.69	18.8871
FREEDOM	117,316,617	117,325,147	100.00	117,325,147	1,484,595.73	12.6546
GREAT VALLEY	173,509,814	173,509,814	95.00	182,641,909	2,311,093.62	13.3197
HINSDALE	117,562,566	117,566,091	88.00	133,597,831	1,690,505.19	14.3796
HUMPHREY	82,656,266	82,656,266	93.00	88,877,705	1,124,630.69	13.6061
ISCHUA	40,320,665	40,330,265	88.00	45,829,847	579,916.56	14.3826
LEON	46,460,465	46,462,365	91.00	51,057,544	646,066.20	13.9057

LITTLE VALLEY	47,058,699	47,061,849	67.00	70,241,566	888,814.82	18.8874
LYNDON	45,641,499	45,641,499	97.00	47,053,092	595,395.12	13.0450
MACHIAS	140,707,763	140,715,763	92.42	152,256,831	1,926,610.34	13.6923
MANSFIELD	116,823,841	116,834,808	100.00	116,834,808	1,478,391.13	12.6549
NAPOLI	56,075,799	56,075,799	94.00	59,655,105	754,857.05	13.4614
NEW ALBION	56,934,558	56,936,058	66.00	86,266,755	1,091,592.55	19.1728
OLEAN/CITY	490,240,572	490,334,522	89.00	550,937,665	6,971,392.97	14.2204
OLEAN/TOWN	81,988,560	82,004,310	77.00	106,499,104	1,347,606.37	16.4365
OTTO	54,203,340	54,210,640	100.00	54,210,640	685,964.49	12.6554
PERRYSBURG	55,402,010	55,523,520	66.00	84,126,545	1,064,511.00	19.2143
PERSIA	57,738,966	57,738,966	73.00	79,094,474	1,000,836.75	17.3338
PORTVILLE	133,249,095	133,270,925	95.00	140,285,184	1,775,124.86	13.3219
RANDOLPH	83,224,544	83,229,044	79.00	105,353,220	1,333,106.71	16.0182
RED HOUSE	126,426,599	126,426,599	100.00	126,426,599	1,599,762.66	12.6537
SALAMANCA/CITY	15,876,762	15,941,562	18.00	88,564,233	1,120,664.12	70.5852
SALAMANCA/TOWN	27,918,490	27,919,390	87.00	32,091,253	406,072.68	14.5449
SOUTH VALLEY	31,262,515	31,264,015	71.00	44,033,824	557,190.24	17.8229
YORKSHIRE	28,867,365	28,874,765	16.00	180,467,281	2,283,576.55	79.1058
	3,688,476,811	3,688,897,239		4,371,781,079	55,319,151.03	
TAX RATE % FULL VALUE		0.0126536874				
TAX RATE % TAXABLE VALUE		0.0149978308				

***Assessment Values as of November 20, 2017.

Adopted November 21, 2017 by voice vote.

ACT NO. 548-2017 by Mr. Snyder, Sr.
who asks immediate consideration

APPROPRIATIONS FOR THE FISCAL YEAR 2018

Pursuant to Sections 356 and 360 of the County Law.

WHEREAS, the Cattaraugus County Legislature has, by resolution, adopted a budget for the fiscal year 2018, now, therefore, be it

RESOLVED, that the several subtotals specified in such budget, in the column headed "Adopted" opposite the several items of expenditures, be approved for such items, effective January 1, 2018.

Adopted November 21, 2017 by voice vote.

ACT NO. 549-2017 by Mr. Snyder, Sr.
who asks immediate consideration

AUTHORIZING THE CHAIR AND CLERK TO SIGN AND ATTACH WARRANTS

Pursuant to Section 904 of the Real Property Tax Law.

RESOLVED, that tax levies as extended upon the several rolls of the County be, and they hereby are, approved, and be it further

RESOLVED, that the Chair and the Clerk of the Legislature be, and they hereby are, authorized and directed to sign and attach warrants thereto under the date of December 10, 2017.

Adopted November 21, 2017 by voice vote.

ACT NO. 550-2017 by Mr. Snyder, Sr.
who asks immediate consideration

AUTHORIZATION TO DEBIT AND CREDIT ACCOUNTS OF TOWNS AND CITIES

Pursuant to Section 940 of the Real Property Tax Law.

WHEREAS, at the meeting of the Legislature on November 21, 2017, a report was filed by the County Treasurer in the Office of the County Treasurer showing the debits and credits of all the towns and cities in the County, now, therefore, be it

RESOLVED, that the Clerk of the Legislature be, and hereby is, authorized and directed to debit and credit the respective towns and cities as set forth on such report in the tax levy:

<u>TOWN</u>	<u>DEBIT</u>	<u>CREDIT</u>
Allegany		
Ashford		
Carrollton		.45
Coldspring	.18	
Conewango		
Dayton		
East Otto		
Ellicottville	1.33	
Farmersville		
Franklinville	.13	
Freedom	.32	
Great Valley		
Hinsdale		1.06
Humphrey		
Ischua		
Leon		.48
Little Valley	.47	
Lyndon	.04	
Machias		
Mansfield		

Napoli		
New Albion		
Olean City	1.72	
Olean Town		
Otto	.45	
Perrysburg		
Persia		.11
Portville		
Randolph		
Red House		
Salamanca City		.24
Salamanca Town	.07	
South Valley		.06
Yorkshire		

Adopted November 21, 2017 by voice vote.

ACT NO. 551-2017 by Mr. Snyder, Sr.
who asks immediate consideration

**AUTHORIZING RELEVY OF RETURNED SCHOOL TAXES AND
RETURNED CITY TAXES OF THE CITY OF OLEAN**

Pursuant to Section 1330 of the Real Property Tax Law.

RESOLVED, that effective November 30, 2017, the Clerk of the Legislature be, and hereby is, authorized and directed to relevy all returned school taxes and returned city taxes of the City of Olean.

Adopted November 21, 2017 by voice vote.

ACT NO. 552-2017 by Mr. Snyder, Sr.
who asks immediate consideration

**AUTHORIZING RELEVY OF VILLAGE TAXES OF
THE COUNTY OF CATTARAUGUS**

Pursuant to Section 1442 of the Real Property Tax Law.

RESOLVED, that effective November 30, 2017, the Clerk of the Legislature be, and hereby is, authorized and directed to relevy all returned village taxes of the County of Cattaraugus.

Adopted November 21, 2017 by voice vote.

ACT NO. 553-2017 by Mr. Snyder, Sr.
who asks immediate consideration

**AUTHORIZATION TO APPLY PORTION OF TOWN OF PORTVILLE'S
SHARE OF SALES TAX REVENUE TO REDUCTION OF
COUNTY TAX LEVIED AGAINST THE TOWN**

Pursuant to Article 29 of the Tax Law.

WHEREAS, the Town of Portville has elected to take its share of the sales tax revenue in cash, and

WHEREAS, the share due to the Town of Portville will result in a surplus, and

WHEREAS, the Town of Portville has requested that a portion of such surplus be applied to reduce the County Tax against the Town of Portville (outside), now, therefore, be it

RESOLVED, that \$284,500.00 of the 2018 sales tax revenue due the Town of Portville be applied to the reduction of the County Tax levied against the real property in the Town of Portville (outside).

Adopted November 21, 2017 by voice vote.

ACT NO. 554-2017 by Mr. Snyder, Sr.
who asks immediate consideration

**AUTHORIZATION TO APPLY PORTION OF TOWN OF FARMERSVILLE'S
SHARE OF SALES TAX REVENUE TO REDUCTION OF
COUNTY TAX LEVIED AGAINST THE TOWN**

Pursuant to Article 29 of the Tax Law.

WHEREAS, the Town of Farmersville has elected to take its share of the sales tax revenue in cash, and

WHEREAS, the share due to the Town of Farmersville will result in a surplus, and

WHEREAS, the Town of Farmersville has requested that a portion of such surplus be applied to reduce the County Tax against the Town of Farmersville, now, therefore, be it

RESOLVED, that \$195,000.00 of the 2018 sales tax revenue due the Town of Farmersville be applied to the reduction of the County Tax levied against the real property in the Town of Farmersville.

Adopted November 21, 2017 by voice vote.

ACT NO. 555-2017 by Mr. Snyder, Sr.
who asks immediate consideration

**AUTHORIZATION TO APPLY PORTION OF TOWN OF RED HOUSE'S
SHARE OF SALES TAX REVENUE TO REDUCTION OF
COUNTY TAX LEVIED AGAINST THE TOWN**

Pursuant to Article 29 of the Tax Law.

WHEREAS, the Town of Red House has elected to take its share of the sales tax revenue in cash, and

WHEREAS, the share due to the Town of Red House will result in a surplus, and

WHEREAS, the Town of Red House has requested that a portion of such surplus be applied to reduce the County Tax against the Town of Red House, now, therefore, be it

RESOLVED, that \$392,500.00 of the 2018 sales tax revenue due the Town of Red House be applied to the reduction of the County Tax levied against the real property in the Town of Red House.

Adopted November 21, 2017 by voice vote.

ACT NO. 556-2017 by Mr. Snyder, Sr.
who asks immediate consideration

ADOPTION OF EQUALIZATION RATES

Pursuant to Section 804 of the Real Property Tax Law.

RESOLVED, that the Cattaraugus County Legislature does hereby adopt the equalization rate fixed by the State Board of Real Property Tax Services for the year 2018 as follows:

<u>Towns</u>	<u>Equalization Rates</u>
Allegany	97.00
Ashford	54.00
Carrollton	86.00
Cold Spring	100.00
Conewango	50.00
Dayton	100.00
East Otto	100.00
Ellicottville	99.00
Farmersville	100.00
Franklinville	67.00
Freedom	100.00
Great Valley	95.00
Hinsdale	88.00
Humphrey	93.00
Ischua	88.00
Leon	91.00
Little Valley	67.00
Lyndon	97.00
Machias	92.42
Mansfield	100.00
Napoli	94.00
New Albion	66.00
Olean, City	89.00
Olean, Town	77.00
Otto	100.00
Perrysburg	66.00
Persia	73.00

Portville	95.00
Randolph	79.00
Red House	100.00
Salamanca, City	18.00
Salamanca, Town	87.00
South Valley	71.00
Yorkshire	16.00

Adopted November 21, 2017 by voice vote.

ACT NO. 557-2017 by Mr. Snyder, Sr.
who asks immediate consideration

BOND RESOLUTION DATED NOVEMBER 21, 2017.

**A RESOLUTION AUTHORIZING BRIDGE IMPROVEMENTS IN AND FOR THE
COUNTY OF CATTARAUGUS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF
\$2,300,000 AND AUTHORIZING THE ISSUANCE OF \$746,600
BONDS OF SAID COUNTY TO PAY PART OF THE COST THEREOF**

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Cattaraugus, New York, as follows:

Section 1. Bridge improvements, including retaining walls, drainage, landscaping and incidental costs and improvements, is hereby authorized in and for said County of Cattaraugus at a maximum estimated cost of \$2,300,000.

Section 2. The plan for the financing of such maximum estimated cost shall be as follows:

- a) By the expenditure of \$1,553,400 of grant funds and other available funds; and
- b) By the issuance of \$746,600 bonds of said County hereby authorized to be issued pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of said class of objects or purposes is twenty years, pursuant to subdivision 10 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Cattaraugus, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by

the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the Salamanca Press and the Olean Times Herald, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

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

CHAIRMAN STOCKMAN requested a Roll Call vote, which disclosed as follows:

Ayes: Boberg, Giardini, Hale, Hastings, Helmich, Higgins, Klancer, Koch, Labuhn, Padlo, Snyder, Sr., Snyder, Jr., Stockman, Vickman - 14.

Nays: none.

Act No. 557-2017, having received a unanimous vote of the Legislature, was declared Adopted.

ACT NO. 558-2017 by Mr. Snyder, Sr.
who asks immediate consideration

BOND RESOLUTION DATED NOVEMBER 21, 2017.

**A RESOLUTION AUTHORIZING ROAD IMPROVEMENTS IN AND FOR THE
COUNTY OF CATTARAUGUS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF
\$1,215,000 AND AUTHORIZING THE ISSUANCE OF \$915,000 BONDS OF SAID
COUNTY TO PAY PART OF THE COST THEREOF**

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Cattaraugus, New York, as follows:

Section 1. Road improvements, including drainage, sidewalks, curbs, gutters, landscaping and other costs incidental thereto, is hereby authorized in and for said County of Cattaraugus at a maximum estimated cost of \$1,215,000.

Section 2. The plan for the financing of such maximum estimated cost shall be as follows:

- a) By the expenditure of \$300,000 available funds; and
- b) By the issuance of \$915,000 bonds of said County hereby authorized to be issued pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is fifteen years, pursuant to subdivision 20(c) of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Cattaraugus, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

- 3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the Salamanca Press and the Olean Times Herald, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

MR. GIARDINI moved, seconded by Mr. Helmich, to waive Rule 12. Carried.

CHAIRMAN STOCKMAN requested a Roll Call vote, which disclosed as follows:

Ayes: Boberg, Giardini, Hale, Hastings, Helmich, Higgins, Klancer, Koch, Labuhn, Padlo, Snyder, Sr., Snyder, Jr., Stockman, Vickman - 14.

Nays: none.

Act No. 558-2017, having received a unanimous vote of the Legislature, was declared Adopted.

ACT NO. 559-2017 by Mr. Snyder, Sr.
who asks immediate consideration

BOND RESOLUTION DATED NOVEMBER 21, 2017.

**A RESOLUTION AUTHORIZING CULVERT IMPROVEMENTS, IN AND FOR THE
COUNTY OF CATTARAUGUS, NEW YORK, AT A MAXIMUM ESTIMATED COST OF
\$275,000, AND AUTHORIZING THE ISSUANCE OF \$275,000 BONDS OF SAID
COUNTY TO PAY PART OF THE COST THEREOF**

BE IT RESOLVED, by the affirmative vote of not less than two-thirds of the total voting strength of the County Legislature of the County of Cattaraugus, New York, as follows:

Section 1. Culvert improvements, including drainage, landscaping and incidental costs, are hereby authorized in and for said County of Cattaraugus at a maximum estimated cost of \$275,000.

Section 2. The plan for the financing of such maximum estimated cost shall be by the issuance of \$275,000 bonds of said County hereby authorized to be issued pursuant to the provisions of the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid class of objects or purposes is forty years, pursuant to subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law.

Section 4. The faith and credit of said County of Cattaraugus, New York, are hereby irrevocable pledged for the payment of the principal of and interest on such bonds as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such bonds becoming due and payable in such year. To the extent not paid from other sources, there shall annually be levied on all the taxable real property of said County, a tax sufficient to pay the principal of and interest on such bonds as the same become due and payable.

Section 5. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the bonds herein authorized, including renewals of such notes, is hereby delegated to the County Treasurer, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said County Treasurer, consistent with the provisions of the Local Finance Law.

Section 6. All other matters except as provided herein relating to the serial bonds herein authorized including the date, denominations, maturities and interest payment dates, within the limitations prescribed herein and the manner of execution of the same, including the consolidation with other issues, and also the ability to issue serial bonds with substantially level or declining annual debt service, shall be determined by the County Treasurer, the chief fiscal officer of such County. Such bonds shall contain substantially the recital of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the County Treasurer shall determine consistent with the provisions of the Local Finance Law.

Section 7. The validity of such bonds and bond anticipation notes may be contested only if:

- 1) Such obligations are authorized for an object or purpose for which said County is not authorized to expend money, or
- 2) The provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

3) Such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This resolution shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the object or purpose described herein.

Section 9. This resolution, which takes effect immediately, shall be published in summary form in the Salamanca Press and the Olean Times Herald, the official newspapers of such County, together with a notice of the Clerk of the County Legislature in substantially the form provided in Section 81.00 of the Local Finance Law.

MR. HALE moved, seconded by Ms. Vickman, to waive Rule 12. Carried.

CHAIRMAN STOCKMAN requested a Roll Call vote, which disclosed as follows:

Ayes: Boberg, Giardini, Hale, Hastings, Helmich, Higgins, Klancer, Koch, Labuhn, Padlo, Snyder, Sr., Snyder, Jr., Stockman, Vickman - 14.

Nays: none.

Act No. 559-2017, having received a unanimous vote of the Legislature, was declared Adopted.

ACT NO. 560-2017 by Mr. Snyder, Sr.
who asks immediate consideration

**INCREASING APPROPRIATION AND ESTIMATED REVENUE ACCOUNTS
(Department of Public Works)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, Acts 557-2017, 558-2017 and 559-2017 authorized bond issues in the total amount of \$1,936,600.00, and

WHEREAS, it is necessary to create appropriation and revenue accounts to accommodate the aforementioned bond funds, now, therefore, be it

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

Increase Estimated Revenue Accounts:

H.504.5197.5198.5710.01	Serial Bonds Culverts	\$275,000.00
H.504.5197.5198.5710.02	Serial Bonds Bridges	\$746,600.00
H.504.5197.5198.5710.03	Serial Bonds Roads	\$915,000.00

Increase Appropriation Accounts:

H.504.5197.5198.25091.41603	Franklinville Bridge No. 22	\$746,600.00
H.504.5197.5198.23072.41603	Napoli Culvert No. 6	\$275,000.00
H.504.5197.5198.27019.41603	County Road No. 32	\$465,000.00
H.504.5197.5198.27077.41603	County Road No. 53	\$450,000.00.

Adopted November 21, 2017 by voice vote.

* * * * *

MRS. LABUHN moved, seconded by Mr. Koch, to adjourn until December 13, 2017 at 4:00 p.m.
Carried.

Meeting adjourned at 4:48 p.m.

Ann M. Giglio
Journal Clerk