



# CATTARAUGUS COUNTY

John R. Searles, County Administrator

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The Legislature of Cattaraugus County will meet in adjourned session at the County Center, Little Valley, New York, on **Wednesday, September 8, 2021**, for the transaction of such business as may properly come before the meeting.

**Anyone wishing to listen to the Board Meeting may do so by calling: 1-408-418-9388 /Access Code: 173 568 3119 (Followed by #).**

Contingent Fund Balance: \$80,607

- 5:00 p.m.** CALL TO ORDER
- ROLL CALL
- INVOCATION
- PLEDGE OF ALLEGIANCE
- COMMUNICATIONS
- PRIVILEGE OF THE FLOOR
  - *Public Hearing – Local Law Number 8-2021*
  - *Megan Boberg – Soil & Water Conservation Presentation*
- RESOLUTIONS/MOTIONS/NOTICES READY FOR ACTION
- RESOLUTIONS – IMMEDIATE CONSIDERATION
- UNFINISHED BUSINESS
- ADJOURNMENT

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**ACT NO. RESOLUTIONS NOT READY FOR ACTION**

344-21 Mrs. Hunt, Mr. Snyder and Mr. Koch  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CITY OF SALAMANCA FOR COVID-19 CLEANING AND DISINFECTING SERVICES AND TRANSFER OF FUNDS (Contingent Fund – City of Salamanca)  
Held in Finance and Development and Agriculture

**RESOLUTIONS READY FOR ACTION**

309-21 Public Works Committee: Mr. Helmich, Mr. Koch, Mr. Benson, Mr. Boberg, Mr. Morrow, Mr. Parker and Mr. Snyder  
LOCAL LAW NUMBER 8-2021 – A LOCAL LAW AMENDING LOCAL LAW NO. 2-1990, AS PREVIOUSLY AMENDED, ENTITLED “A LOCAL LAW REGARDING THE STORAGE, COLLECTION, RECYCLING AND DISPOSAL OF SOLID WASTE IN CATTARAUGUS COUNTY”  
Approved by 5 Finance

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- 337-21 Mr. Helmich and Mr. Koch  
BID ACCEPTANCE FOR CUTTING EDGES AND SHOES FOR GRADERS, PLOWS AND WINGS  
(Department of Public Works)  
Approved by 7 Finance and 7 Public Works
- 338-21 Mr. Helmich and Mr. Koch  
BID ACCEPTANCE FOR PRECAST CONCRETE BOX CULVERT (Department of Public Works)  
Approved by 7 Finance and 7 Public Works
- 339-21 Mr. Helmich and Mr. Koch  
BID ACCEPTANCE FOR HOT DIP GALVANIZATION OF STEEL (Department of Public Works)  
Approved by 7 Finance and 7 Public Works
- 340-21 Mr. Helmich and Mr. Koch  
BID ACCEPTANCE FOR SALT AND SAND PREMIX (Department of Public Works)  
Approved by 6 Finance and 7 Public Works
- 341-21 Mr. Helmich and Mr. Koch  
BID ACCEPTANCE FOR PRECAST CONCRETE DECK PANELS (Department of Public Works)  
Approved by 7 Finance and 7 Public Works
- 342-21 Mr. Helmich and Mr. Koch  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH WENDEL WD  
ARCHITECTURE, ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C. FOR THE  
PINES HEALTHCARE AND REHABILITATION CENTER-MACHIAS CAMPUS 2019  
IMPROVEMENTS PROJECT (Improvement to Sanitary & Storm Sewers and Replacement of  
Fire Alarm System)  
Approved by 7 Finance and 7 Public Works
- 343-21 Mr. Boberg and Mr. Klancer  
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH NEW YORK STATE  
DIVISION OF CRIMINAL JUSTICE SERVICES FOR NATIVE AMERICAN FOCUSED ALTERNATIVE  
TO INCARCERATION SERVICES (Project #AT17-1009-E02)  
Approved by 7 Finance and 7 County Operations
- 345-21 Mr. Higgins and Mr. Marsh  
AUTHORIZING APPLICATION FOR TOURISM PROMOTION AND DESIGNATING GRANT  
ADMINISTRATOR  
Approved by 7 Finance and 7 Development & Agriculture
- 346-21 Mr. Higgins and Mr. Marsh  
AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATION AND CONTRACT WITH DEFENSE  
LOGISTICS AGENCY FOR PROCUREMENT TECHNICAL ASSISTANCE PROGRAM  
Approved by 7 Finance and 7 Development & Agriculture

347-21

Mr. Klancer and Mr. Boberg

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

Approved by 7 Finance and 7 County Operations

**LOCAL LAW NUMBER 8 - 2021  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 226-b of the County Law and  
Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW AMENDING LOCAL LAW NO. 2-1990, AS PREVIOUSLY AMENDED,  
ENTITLED "A LOCAL LAW REGARDING THE STORAGE, COLLECTION, RECYCLING AND  
DISPOSAL OF SOLID WASTE IN CATTARAUGUS COUNTY"**

BE IT ENACTED by the County Legislature of the County of Cattaraugus as follows:

SECTION 1. Legislative Intent. The intent of this Local Law is to include additional definitions in Section 2. Definitions, and make clarifications in Section 4. Source Separation, Section 5. Solid Waste Collection, Section 11. Yard Waste Disposal, Section 12. Commercial and Industrial Waste and Commercial and Industrial Recyclable Material, and Section 23. Enforcement: Penalties, contained in Local Law No. 2-1990 (Intro No. 1-1990), as amended, entitled "A Local Law Regarding the Storage, Collection, Recycling and Disposal of Solid Waste in Cattaraugus County".

SECTION 2. Amendment of Local Law No. 2-1990 (Intro No. 1-1990), as Amended. Section 2 of Local Law No. 2-1990 (Intro No. 1-1990), as amended, entitled "A Local Law Regarding the Storage, Collection, Recycling and Disposal of Solid Waste in Cattaraugus County", adopted by the Cattaraugus County Legislature on June 27, 1990, is hereby amended as follows:

- In Section 2. Definitions., delete current subsection 'ZZ. Yard Waste', and replace with the following new subsection: "ZZ. Yard Waste: A type of solid waste to include grass clippings, leaves, cuttings from shrubs, hedges and trees that are less than four (4) inches in diameter and less than four (4) feet in length, excluding stumps; yard waste does not include household waste or recyclable material, as defined herein."
- In Section 4. Source Separation., delete current subsection b., and replace with the following new subsection b.: "The transfer stations established, licensed, or contracted with, by the County shall be for the exclusive use of residents of the County, with the exception of the Village of Gowanda Erie County residents. The County reserves the right to contract with other municipalities for the use of such sites by persons within those municipalities."
- In Section 5. Solid Waste Collection., subsection 5.5, delete: "requirements", and replace with: "specifications:".
- In Section 11. Yard Waste Disposal., delete subsections 11.1 and 11.2, and replace with:

"11.1 Yard waste shall not be disposed of in any manner that is not in accordance with this Section. Yard waste may be disposed of in a quantity and quality upon such terms and conditions as designated by the Commissioner of Public Works. Stumps of any kind are strictly prohibited from being disposed of at Transfer Stations."

- In Section 11. Yard Waste Disposal., renumber subsection 11.3 to "11.2".
- In Section 12. Commercial and Industrial Waste and Commercial and Industrial Recyclable Material., delete from section title: "Commercial and Industrial".
- In Section 12., subsection 12.1, add: "waste and" before "recyclable".
- In Section 23. Enforcement: Penalties., subsection 23.1, after: "6.2", delete: "and 9", and replace with: ", 9 and 11".
- In Section 23. Enforcement: Penalties., make the following changes:
  - subsection 23.6, delete: "22.5", and replace with: "23.5";
  - subsection 23.7, delete: "22.5", "22.6", "22.1", "22.2", and "22.3", and respectively replace with: "23.5", "23.6", "23.1", "23.2" and "23.3".

SECTION 3. Severability. If any provision of this Local Law, or the application thereof to any person or circumstance, shall be held invalid, the remainder of such Local Law, or the application of such provision to any other person or circumstance, shall not be affected thereby.

SECTION 4. Effective Date. This Local Law shall become effective immediately.