

June 24, 2020

The meeting was called to order by Chairman VanRensselaer.

The invocation was given by Jack Searles.

The Attendance Roll Call disclosed one Legislator absent - Klancer.

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There being no amendments or objections thereto, Chairman VanRensselaer noted that the minutes of the June 10, 2020 session stand approved as presented.

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APPOINTMENTS:

CATTARAUGUS COUNTY PLANNING BOARD
Three-year terms to expire July 31, 2023

Tina Abrams
Al Ormond
Mark Smith
James Valent

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PRIVILEGE OF THE FLOOR:

CHAIRMAN VANRENSELAER granted Privilege of the Floor to Luke Malecki of Drescher & Malecki who gave a presentation on the 2019 year-end County audit.

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ACT NO. 239-2020 by Mr. Helmich and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 1 WITH
NYS DOT AND AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN
THE FEDERAL-AID PROJECT ADMINISTERED BY THE NYS DOT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Leon Bridge No. 8 Replacement Project – Bridge NY Funds Contract #D036251)**

Pursuant to Title 23 U.S. Code and Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 141-2019 authorized a project for the replacement of Leon Bridge No. 8 (BIN 3-3221-20), located on County Road No. 6 over Mud Creek in the Town of Leon, Cattaraugus County, PIN 5762.94, Comptroller's Contract #D036251 (the "Project"), and is eligible for reimbursement of qualified costs from Bridge NY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of 95% Bridge NY funds and 5% non-Bridge NY funds, and

WHEREAS, the County desires to advance the above Project by making a commitment of 100% of the costs of the Preliminary Engineering (Design I-VI), Right-of-Way Incidentals and Construction/Construction Inspection phases of the Project, PIN 5762.94, and

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

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

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the County of Cattaraugus to pay 100% of the cost of the Preliminary Engineering (Design I-VI), Right-of-Way Incidentals and Construction/Construction Inspection phases of the Project, or portions thereof, with the understanding that qualified costs will be reimbursed from Bridge NY funding, and be it further

RESOLVED, that the sum of \$1,210,000.00 is hereby appropriated, in addition to \$253,000.00 previously appropriated for the Project's Preliminary Engineering (Design I-VI) and Right-of-Way Incidentals phases via County Resolution No. 141-2019 adopted on March 27, 2019, and made available to cover the cost of participation in the Preliminary Engineering (Design I-VI), Right-of-Way Incidentals and Construction/Construction Inspection phases of the Project, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby agrees that the County of Cattaraugus shall be responsible for all costs of the project which exceed the amount of reimbursement available from the Bridge NY funding awarded to the County of Cattaraugus, and be it further

RESOLVED, that in the event the costs of the Project exceed the amount appropriated above (\$1,463,000), the County of Cattaraugus shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof, and be it further

RESOLVED, that the County of Cattaraugus hereby commits that construction of the Project shall begin no later than eighteen (18) months after award and that the construction phase of the Project shall be completed within three (3) years of commencing construction, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all necessary documents, certifications or reimbursement requests with the NYSDOT for State Aid and/or Bridge NY funding, on behalf of Cattaraugus County, in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's funding of the Project costs, and be it further

RESOLVED, that the County of Cattaraugus will be responsible for all maintenance of the Project, and be it further

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

RESOLVED, that this Resolution shall take effect immediately, and be it further

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

Increase Estimated Revenue Account:

H.504.5197.5195.4597.02	Federal Aid, Transportation Capital Projects	\$1,149,500.00
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Increase Appropriation Account:

H.504.5197.5195.25097.41603	Leon Bridge No. 8	\$1,149,500.00.
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Approved by 7 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted June 24, 2020 by voice vote.

ACT NO. 240-2020 by Mr. Klancer and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE BOARD OF ELECTIONS FOR
ELECTIONS CYBERSECURITY REMEDIATION GRANT PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Board of Elections – Contract Number BOE01-C004235-1110000)**

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

WHEREAS, Cattaraugus County Board of Elections has been awarded state funding in the amount of \$80,232.70 through the New York State Board of Elections for the Elections Cybersecurity Remediation Grant Program, and

WHEREAS, this funding was established to reimburse County Boards of Elections for eligible expenses to implement cybersecurity remediation and mitigation services, and will apply to services purchased between December 21, 2019 and December 31, 2021, and

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

WHEREAS, this program is 100% state funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the New York State Board of Elections, in order to accept and receive the aforementioned grant funding, 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, and be it further

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

Increase Estimated Revenue Account:		
H.145.1450.0000.21100.41603	Contracted Services	\$80,232.70
Increase Appropriation Account:		
H.145.1450.0000.21100.3089.08	Other State Aid-BOE, Cybersecurity Grant	\$80,232.70.

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

Adopted June 24, 2020 by voice vote.

ACT NO. 241-2020 by Mrs. Andreano

**ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Nursing Homes)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, a shortfall is being realized in the Department of Nursing Homes budget due to the need for additional dietician services at The Pines-Olean Campus, and

WHEREAS, various appropriation accounts must be adjusted to cover the cost of the additional dietician services, now, therefore, be it

RESOLVED, that the County Administrator is hereby directed to appropriate \$30,000.00 from Fund Balance Account EF.909.0000 and make the following budgetary changes:

Decrease Appropriation Accounts:

EF.453.4530.8212.00002.11000	Full Time Wages	\$47,216.12
EF.453.4530.8212.00002.81000	FICA	\$ 3,625.46
EF.453.4530.8212.00002.82000	Retirement	\$ 4,361.08
EF.453.4530.8212.00002.83000	Health Insurance	\$ 4,708.46
EF.453.4530.8212.00002.84000	Dental Insurance	\$ 110.69

Increase Appropriation Account:

EF.453.4530.8212.41225	Dietician/Nutrition Services	\$90,021.81.
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Approved by 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 24, 2020 by voice vote.

ACT NO. 242-2020 by Mrs. Andreano and Mr. Helmich
and Mr. Burr and Mr. Morrow¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC., FOR
YOUTH PLACEMENT PREVENTION PROGRAMMING (FAST)**

Pursuant to 9 NYCRR Subpart 165-1, Section 501 of the Executive Law,
and Section 450 of the County Law.

WHEREAS, Act 264-2019 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, through its "Families and Schools Together (FAST) Program", for the provision of a placement prevention program to reduce the number of Cattaraugus County youth that are court-ordered to placement due to a history of PINS and/or juvenile delinquency behavior, the term of which expires June 30, 2020, and

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

WHEREAS, Cattaraugus Community Action, Inc., through its "Families and Schools Together (FAST) Program", will target specific school districts mutually agreed upon by both parties and

has agreed to continue the aforementioned services, for an amount not to exceed \$141,369.00 to be paid on a monthly basis for services provided during the preceding month, as invoiced, and

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

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned program, 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 Youth Placement Prevention Programming, for a term commencing July 1, 2020 and terminating June 30, 2021, according to the above-described terms, and be it further

RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days' written notice, and be it further

RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

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

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

Adopted June 24, 2020 by voice vote.

ACT NO. 243-2020 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR RESIDENTIAL INSTITUTIONAL FOSTER CARE**

Pursuant to 18 NYCRR Part 405 and
Section 450 of the County Law.

WHEREAS, Act 267-2019 authorized contracts with various residential foster care institutions throughout New York State for the provision of residential-therapeutic foster care services in accordance with a New York State-approved fee schedule for the approved listing of residential institutions throughout New York State, the terms of which expire June 30, 2020, and

WHEREAS, the County Department of Social Services has the responsibility of placing children at risk into foster care, and

WHEREAS, the County Department of Social Services is desirous of renewing the aforementioned contracts with various residential foster care institutions in accordance with a New York State fee schedule for the approved listing of residential institutions throughout New York State, 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 contracts, on behalf of Cattaraugus County, with various residential foster care institutions for the provision of the above-described services for a term commencing July 1, 2020 and terminating June 30, 2021, according to the above-described terms, and be it further

RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days' written notice, and be it further

RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

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

Adopted June 24, 2020 by voice vote.

ACT NO. 244-2020 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES
PSYCHOLOGICAL EVALUATIONS AND ASSESSMENTS**

Pursuant to Section 251 of the Family Court Act and
Section 450 of the County Law.

WHEREAS, Act 266-2019 authorized contracts with various entities for psychological evaluation and assessment services, which consist of interviews with clients, consultation with other care providers and case managers, and preparation of reports, including recommendations for placement, treatment or custody/visitation, the terms of which expire June 30, 2020, and

WHEREAS, contracts are needed with various entities for the provision of the above-described services, with a maximum rate based on the current highest acceptable rate within the service area which are as follows:

<u>Position</u>	<u>Rate</u>
Doctor of Psychiatry	Not to Exceed \$185 per session
Doctor of Psychology	Not to Exceed \$175 per session
Licensed Mental Health Counselor	Not to Exceed \$125 per session
Family Counseling	Not to Exceed \$100 per session
Preparation & Court Testimony	Not to Exceed \$175 per hour
Testing	Not to Exceed \$180 per hour,

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 contracts, on behalf of Cattaraugus County, with various entities, for the provision of the

aforementioned court-ordered psychological assessments and evaluations, for a term commencing July 1, 2020 and terminating June 30, 2021, according to the above-described terms, and be it further

RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days' written notice, and be it further

RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

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

Adopted June 24, 2020 by voice vote.

ACT NO. 245-2020 by Mr. Marsh and Mr. Higgins

**AUTHORIZING THE CHAIR TO EXECUTE LOAN DOCUMENTS WITH
SMITH BURIAL SERVICES FOR
EXPANSION OF BUSINESS AND EQUIPMENT**

Pursuant to Section 99-h of the State Finance Law and Section 450 of the County Law.

WHEREAS, Cattaraugus County has designated casino funds for economic development in the approved spending plan to address projects such as business retention and expansion by providing incentives to companies that retain and expand employment within Cattaraugus County, and

WHEREAS, the County is desirous of retaining and expanding employment in Cattaraugus County, and

WHEREAS, Smith Burial Services, 12222 West Main Street, Randolph, New York 14772, has plans for the expansion of its business and equipment, and

WHEREAS, Smith Burial Services projects that two (2) full-time equivalent positions will be created as a result of this project, and

WHEREAS, the County administers its economic development loan program, using casino funds for economic development projects in the County, and

WHEREAS, it is proposed that the County loan to Smith Burial Services the sum of \$50,000.00, at a 5% fixed interest rate per annum, to be repaid in monthly installments over a seven (7) year period, with the following conditions:

- Payments for months 1 (one) through 84 (eight-four) shall be principal and interest;

and

WHEREAS, sufficient funds are included in the Economic Development Loan Fund from casino proceeds for this project, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute loan documents, on behalf of Cattaraugus County, with Smith Burial Services, for a term commencing upon signing of the loan documents and terminating seven (7) years thereafter, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

Adopted June 24, 2020 by voice vote.

ACT NO. 246-2020 by Mr. Klancer and Mr. Boberg
*and Mr. Helmich, Mr. Higgins, Mr. VanRensselaer and Mr. Koch*¹

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

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 399-2017 authorized a Lease Agreement for the leasing of space in the Cattaraugus-Little Valley Central School District - Little Valley Campus building (CLVCS), located at 207 Rock City Street in Little Valley, New York, for the County Sheriff's Office, the term of which expires June 30, 2020, and

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

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

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

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a lease agreement, on behalf of Cattaraugus County, with the Cattaraugus-Little Valley Central School District, for the leasing of the above-described space in the Little Valley Campus building, for a term commencing July 1, 2020 and terminating June 30, 2021, with the option to renew for two (2) additional one-year terms, according to the above-described terms.

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

¹The following Legislators requested their names be listed as additional sponsors: "Mr. Helmich, Mr. Higgins, Mr. VanRensselaer and Mr. Koch".

Adopted June 24, 2020 by voice vote.

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MRS. HUNT moved, seconded by Mr. Snyder, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 247-2020 through Act No. 256-2020, inclusive. Carried.

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ACT NO. 247-2020 by Mr. Helmich and Mr. Koch
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL CONTRACT NO. 1
WITH BERGMANN ASSOCIATES, INC. FOR
LEON BRIDGE NO. 40 ENGINEERING DESIGN SERVICES**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 238-2019 authorized a contract with Bergmann Associates, Inc., 40 LaRiviere Drive, Suite 150, Waterfront Village Center, Buffalo, New York 14202, for the provision of engineering design services for the Leon Bridge No. 40 Replacement Project, located on Dredge Road over Conewango Creek in the Town of Leon, the term of which expires April 30, 2021, and

WHEREAS, additional right-of-way acquisitions and easements are necessary in order to complete the above-described project, and

WHEREAS, Bergmann Associates, Inc., can provide the additional right-of-way acquisitions and easements for an amount of \$13,128.00, for a total contract amount not to exceed \$237,873.00, 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 engineering design services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a Supplemental Contract No. 1, on behalf of Cattaraugus County, with Bergmann Associates, Inc., for the provision of the above-described engineering design services, to amend the contract which commenced July 3, 2019 and terminates April 30, 2021, according to the above-described terms.

Adopted June 24, 2020 by voice vote.

ACT NO. 248-2020 by Mr. Helmich and Mr. Koch
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION
WITH TETRA TECH, INC. FOR
ASSISTANCE IN EMERGENCY PLANNING, TRAINING AND EXERCISES
(Hazard Mitigation Plan)**

Pursuant to Section 450 of the County Law and
Section 103 (3) of the General Municipal Law.

WHEREAS, Act 241-2019 authorized a contract with Tetra Tech, Inc., 240 Continental Drive, Suite 200, Newark, Delaware 19713, for assistance in emergency planning, training and exercises, the term of which expired May 31, 2020, and

WHEREAS, a contract extension is necessary to May 31, 2021 to allow for time to complete the update of the Cattaraugus County Multi-Jurisdictional Hazard Mitigation Plan, at no additional cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with Tetra Tech, Inc., for the provision of the above-described emergency planning, training and exercises, to extend the term of the original contract which commenced May 22, 2019, to terminate May 31, 2021, according to the above-described terms.

Adopted June 24, 2020 by voice vote.

ACT NO. 249-2020 by Public Works Committee:
Mr. Helmich, Mr. Koch, Mr. Benson, Mr. Boberg,
Mr. Morrow, Mr. Parker and Mr. Snyder
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
A & F TRUCKING FOR CONSTRUCTION OF LOGGING ACCESS ROAD AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Reforestation Reserve – Department of Public Works)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, the County Department of Public Works is desirous of selling timber from the Cattaraugus County Salamanca Timber Tract, and

WHEREAS, it would be beneficial for a logging access road to be constructed off the end of Brol Road in the Town of Great Valley prior to the sale of the timber, and

WHEREAS, Alice J. Perkins d/b/a A & F Trucking, 148 Washington Street, Salamanca, New York 14779, can provide the services and materials necessary to construct an access road for the purposes of logging operations at the Salamanca Timber Tract for an amount of \$11,540.00, to be paid as invoiced, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Alice J. Perkins d/b/a A & F Trucking, for the provision of services necessary to construct the above-described logging access road, for a term commencing June 25, 2020 and terminating July 30, 2020, according to the above-described terms, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate \$11,540.00 from Reforestation Reserve Account A.891.0000 and make the following budgetary change:

RESOLVED, that the Cattaraugus County Legislature hereby declares the aforementioned parcel no longer necessary for public use and authorizes the public advertisement for the sale of such parcel.

Adopted June 24, 2020 by unanimous voice vote.

ACT NO. 251-2020 by Public Works Committee:
Mr. Helmich, Mr. Koch, Mr. Benson, Mr. Boberg,
Mr. Morrow, Mr. Parker and Mr. Snyder
who ask immediate consideration

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(PAVE-NY and EWR FUNDS – Department of Public Works)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, Cattaraugus County has received PAVE-NY and EWR funding in the amount of \$1,035,959.00 for 2020, as follows:

PAVE-NY Funds	\$638,161.00
EWR Funds	\$397,798.00,

and

WHEREAS, the Department of Public Works is desirous of allocating the PAVE-NY and EWR funding for various highway projects, and

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

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

Increase Estimated Revenue Account:

H.504.5197.5197.3501	Consolidated Highway Aid	\$1,035,959.00
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Increase Appropriation Account:

H.504.5197.5197.27033.41603	County Road No. 13 Contracted Services	\$1,035,959.00.
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Adopted June 24, 2020 by voice vote.

ACT NO. 252-2020 by Mr. Burr
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
FEDERAL EASTERN INTERNATIONAL
FOR PURCHASE OF COVID-19 MASKS**

Pursuant to Section 450 of the County Law.

WHEREAS, facemasks are needed for Cattaraugus County's response in the COVID-19 Pandemic, and

WHEREAS, Federal Eastern International, 1523 Chaffee Road S, Unit 12, Jacksonville, Florida 32221, can provide KN95 FDA Certified Masks for the County Office of Emergency Services and Sheriff's Office on an as-needed basis, for an amount not to exceed \$50,000.00, to be paid as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Federal Eastern International, for the provision of the above-described masks, for a term commencing March 29, 2020 and terminating December 31, 2020, according to the above-described terms.

Adopted June 24, 2020 by voice vote.

ACT NO. 253-2020 by Mrs. Andreano, Mr. Higgins and Mr. Smith
who ask immediate consideration

**SALE OF TAX TITLE PROPERTY TO CITY OF OLEAN AND
WAIVING RULE 40 OF THE RULES OF ORDER
(City of Olean)**

Pursuant to Section 215 of the County Law, Rule 33 of the
Rules of Order of the Cattaraugus County Legislature, and
Section 72-h of the General Municipal Law.

WHEREAS, Cattaraugus County has tax title to certain property located in the City of Olean, described as Tax Map No. 94.065-9-34, located at 109 South 2nd Street, and

WHEREAS, the City of Olean has requested that the County transfer title to the property listed above to the City so that the City may demolish and/or rehabilitate the properties in an effort to fight blight in the City, and

WHEREAS, it is in the County's best interest to convey the subject property to the City of Olean for consideration in the amount of \$1.00 plus filing fees, now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to convey the aforementioned parcel known as Tax Map Number 94.065-9-34 to the City of Olean, and be it further

RESOLVED, that the County Treasurer is hereby directed to waive all delinquent taxes, penalties and interest due to the County upon conveyance of the property to the City of Olean for consideration in the amount of \$1.00 plus filing fees, and be it further

RESOLVED, that Rule 40 of the Rules of Order of the Cattaraugus County Legislature is hereby waived for this sale.

Adopted June 24, 2020 by unanimous voice vote.

ACT NO. 254-2020 by Mrs. Andreano, Mr. Boberg, Mr. Helmich,
Mr. Higgins, Mr. Morrow, Mr. Snyder and Mr. Smith
who ask immediate consideration

**SALE OF TAX TITLE PROPERTY TO FORMER OWNERS
(City of Olean and Towns of Hinsdale and Yorkshire)**

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

WHEREAS, Cattaraugus County has tax title to certain properties situated in the City of Olean and Towns of Hinsdale and Yorkshire, and

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

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

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to execute County Treasurer's Deeds conveying these properties to the following individuals:

<u>CITY OF OLEAN</u>				
PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
7	94.058-6-64	Clara Bolden	637 Seneca Avenue Olean, NY 14760	\$6,379.15
75	94.075-5-17	Michael Ozella	207 S. 11 th Street Olean, NY 14760	\$10,036.09
104	94.056-8-37	Paul L. Sungenis	309 N. 5 th Street Olean, NY 14760	\$14,870.85
<u>TOWN OF HINSDALE</u>				
PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
311	76.004-1-9.2	Trisha Olmstead	2975 Rogers Road Allegany, NY 14706	\$3,876.35
<u>TOWN OF YORKSHIRE</u>				
PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
548	11.002-1-7.1	Robert A. Schultz	4950 Block Road Springville, NY 14141	\$16,318.99

Adopted June 24, 2020 by voice vote.

ACT NO. 255-2020 by Mrs. Andreano
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACTS WITH
VARIOUS ENTITIES FOR DEPARTMENT OF NURSING HOMES ANCILLARY SERVICES
(The Pines Healthcare and Rehabilitation Centers)**

Pursuant to Section 4405 of the Public Health Law and
Section 450 of the County Law.

WHEREAS, Act 722-2009, as amended by various resolutions, including Acts 94-2016, 120-2017, 203-2018 and 225-2019, authorized contracts for reimbursement for Department of Nursing Homes skilled nursing services for individuals enrolled with Independent Health Association, Inc., and each of its subsidiaries and affiliates, and

WHEREAS, Independent Health Association, Inc., 511 Farber Lakes Drive, Buffalo, New York 14221, and each of its subsidiaries and affiliates, effective April 1, 2020, have increased its reimbursement rates at The Pines Healthcare and Rehabilitation Centers, as follows:

- Skilled Nursing Facility Services reimbursement \$302.00 per diem
- Subacute Services reimbursement (Machias only) \$363.00 per diem
- Antibiotic Infusion Pharmacy Services IH Community Rates
- Vaccination Services IH Community Rates,

and

WHEREAS, contract amendments are necessary with Independent Health Association, Inc., and each of its subsidiaries and affiliates, for the aforementioned reimbursement to The Pines Healthcare and Rehabilitation Centers, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute amended contracts, on behalf of Cattaraugus County, with Independent Health Association, Inc., and each of its subsidiaries and affiliates, for the provision of the above-described services to The Pines Healthcare and Rehabilitation Centers, for a term commencing April 1, 2020 to continue in full force and effect at the same rates until terminated by either party, according to the above-described terms.

Adopted June 24, 2020 by voice vote.

ACT NO. 256-2020 by Mrs. Andreano, Mr. Benson, Mr. Boberg, Mr. Brisky,
Mr. Burr, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Klancer,
Mr. Marsh, Mr. Morrow, Mr. Parker, Ms. Schröder, Mr. Smith,
Mr. Snyder, Jr., Mr. VanRensselaer and Mr. Koch
who ask immediate consideration

**CONGRATULATING CLASS OF 2020 HIGH SCHOOL
VALEDICTORIANS AND SALUTATORIANS**

Pursuant to Section 153 of the County Law.

WHEREAS, every year, area schools recognize graduating students who have earned the highest grade point average, and

WHEREAS, these students should be recognized and congratulated for their academic achievements, and

WHEREAS, the hard work and dedication of class valedictorians and salutatorians should be commended by the Cattaraugus County Legislature, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates the following students as Class of 2020 high school valedictorians and salutatorians:

<u>School</u>	<u>Valedictorian</u>	<u>Salutatorian</u>
Allegany-Limestone Central School	Madison Smith	Ron Jakubczyk
Archbishop Walsh Academy	Marcus Esposito	Zaya Maybee
Cattaraugus-Little Valley Central School	Madeline Jones	Alexis Wulf
Central Baptist Christian School	Madison Neudeck	Zina Burdick
Cuba-Rushford Central School	Alexandra K. Howe	Grace M. Stolberg
Ellicottville Central School	Megan Hartsell	Adrian de Orbe
Forestville Central School	Jake Smith	Nathaniel Bock
Franklinville Central School	Zachary Wolfer	Kaylie Farrington
Frewsburg Central School	Caleb Carr & Nathan McDonald	Emma Edwards
Gowanda Central School	Christian Cook	Tatum Stitzel
Hinsdale Central School	Aarika Mattys	Ashley Chapman
Olean City School	Madelyn Hoffman	Mackenzie Windus
Pine Valley Central School	Jared Nobles	Delanie Tunsdall
Pioneer Central School	Danielle Herrick	Cora Blackwell
Portville Central School	Shayla Elizabeth Wilhelm	Emily Elizabeth Griffith
Randolph Central School	Brynn Pagett	Tyler Hind
Salamanca City Central School	Emma Fiske	Jordan Ray
Springville-Griffith Institute Central School	Mary M. Snyder	Abigail K. Steiner
West Valley Central School	Caitlyn Cizdziel	Sandra Hebdon,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the Class of 2020 valedictorians and salutatorians.

Adopted June 24, 2020 by voice vote.

* * * * *

MR. BRISKY moved, seconded by Mr. Marsh, to adjourn until July 22, 2020 at 4:00 p.m. Carried.

Meeting adjourned at 4:23 p.m.

Ann M. Giglio
Journal Clerk