

May 26, 2021

The meeting was called to order by Chairman VanRensselaer.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed all Legislators present.

* * * * *

There being no amendments or objections thereto, Chairman VanRensselaer noted that the minutes of the May 12, 2021 session stand approved as presented.

* * * * *

COMMUNICATIONS:

New York State Senator George M. Borrello: Acknowledging receipt of Act No. 191-2021, Requesting that New York State Electric and Gas Corporation fulfill its Obligation in Maintaining its own Equipment in an effort to bring Broadband Service to Rural Areas.

* * * * *

PROCLAMATION:

CHAIRMAN VANRENSELAER proclaimed the month of May 2021 as **Mental Health Month** in Cattaraugus County. Chairman VanRensselaer presented the proclamation to Mary O'Leary, Director of the Department of Community Services.

CHAIRMAN VANRENSELAER proclaimed the week of May 16-22, 2021 as **Emergency Medical Services Week** in Cattaraugus County. Chairman VanRensselaer presented the proclamation to Chris Baker, Director of Emergency Services, and Robert Kuhn, EMS Coordinator.

* * * * *

PRIVILEGE OF THE FLOOR:

CHAIRMAN VANRENSELAER introduced Kathryn DeGroff, newly appointed Youth Bureau Director.

* * * * *

ACT NO. 208-2021 by Mr. Helmich and Mr. Koch

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

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

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

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

<u>HVAC and Refrigeration Systems Inspection, Testing & Maintenance</u>	<u>7/1/2021 - 6/30/2023</u>
Buildings:	
County Center & Jail – Little Valley	\$1,200.00/yr.
DPW Facility - Little Valley	\$2,600.00/yr.
DPW Franklinville Highway Barn – Franklinville	\$ 500.00/yr.
County Office Building-Olean	\$2,800.00/yr.
The Pines Healthcare – Olean	\$3,800.00/yr.
The Pines Healthcare – Machias	\$3,800.00/yr.
Stone House – Machias	\$1,500.00/yr.
Radio Towers:	
Dutch Hill Radio Tower	\$ 300.00/yr.
McCarty Hill Radio Tower	\$ 300.00/yr.
Yorkshire Radio Tower	\$ 300.00/yr.
Dayton Radio Tower	\$ 300.00/yr.
Knapps Creek Radio Tower	\$ 300.00/yr.
Lyndon Radio Tower	\$ 300.00/yr.
Nicholas Radio Tower	\$ 300.00/yr.
Oldro Hill Radio Tower	<u>\$ 300.00/yr.</u>
Annual Total	\$18,600.00/yr.
TOTAL FOR 2-YEAR PERIOD	\$37,200.00
Hourly Rate for Work Not Covered by Contract	\$ 89.75

now, therefore, be it

RESOLVED, that the bid of Van Hook Service Co., Inc., be, and the same hereby is, accepted, for a two-year term, commencing July 1, 2021 and terminating June 30, 2023, and be it further

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

No State Bid.

Eight sets of specifications were sent out.

Two bids were received meeting specifications.

Approved by 7 members of the Finance Committee and 5 members of the Public Works Committee.

Adopted May 26, 2021 by voice vote.

ACT NO. 209-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
P & NP COMPUTER SERVICES, INC. FOR
DEPARTMENT OF NURSING HOMES HISTORICAL ACCESS LICENSE**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 209-2020 authorized a contract with P & NP Computer Services, Inc., 992 West Avenue, Brockport, New York 14420-1038, for the provision of access to historical data for the Department of Nursing Homes, the term of which expires June 30, 2021, and

WHEREAS, the Department of Nursing Homes is desirous of continuing the aforementioned historical license for another year, and

WHEREAS, P & NP Computer Services, Inc., has agreed to provide the aforementioned maintenance services which will enable access to historical data for a total amount of \$3,198.00, which covers both facilities, as follows:

Olean	\$1,599.00
Machias	\$1,599.00,

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with P & NP Computer Services, Inc., for the provision of the above-described services, for a term commencing July 1, 2021 and terminating June 30, 2022, according to the above-described terms.

Approved by 7 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted May 26, 2021 by voice vote.

* * * * *

MR. PARKER moved, seconded by Mr. Koch, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 210-2021 through Act No. 224-2021. Carried.

* * * * *

ACT NO. 210-2021 by Mr. Benson, Mr. Boberg, Mr. Helmich, Mr. Parker and Mr. Koch
who ask immediate consideration

**BID ACCEPTANCE FOR 2021 PAVEMENT IMPROVEMENT PROJECT NO. 2
(County Road No. 80 and County Road No. 6)
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and
Section 131-b of the Highway Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the 2021 Pavement Improvement Project No. 2, regarding the mill and overlay of County Road No. 80 (Laidlaw Road) in the Town of Farmersville and County Road No. 6 (Leon Road) in the Town of Leon, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for the two pavement improvement projects was the bid of D & H Excavating, Inc., 11939 Route 98 South, Arcade, New York 14009, in the total amount of \$192,461.00, as follows, to be paid as invoiced:

County Road No. 6 (Leon Road) in the Town of Leon	\$145,476.70
County Road No. 80 (Laidlaw Road) in the Town of Farmersville	\$ 46,984.30,

and

WHEREAS, the aforementioned pavement improvement project shall commence within 10 days of the effective date of the contract and be completed by October 31, 2021, and

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

RESOLVED, that the bid of D & H Excavating, Inc., be, and the same hereby is, accepted, 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.

Three bids were received which met specifications.

Adopted May 26, 2021 by voice vote.

ACT NO. 211-2021 by Mr. Benson, Mr. Boberg, Mr. Helmich, Mr. Parker and Mr. Koch
who ask immediate consideration

**AMENDING ACT 196-2021 REGARDING CONTRACT WITH NEW YORK STATE
DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES
FOR HAZARD MITIGATION GRANT PROGRAM
(Department of Public Works – Ashford Triangle Acquisition
FEMA-4397-DR-NY HMGP Project 4397-0004)**

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

WHEREAS, Act 196-2021 authorized a contract with the NYS Department of Homeland Security and Emergency Services in order to obtain the Hazard Mitigation grant in the amount of \$199,132.50, with a federal share of \$151,720.00 with a required 25% non-federal matching share of \$47,412.50, for the FEMA-4397-DR-NY HMGP Project 4397-0004, for Cattaraugus County, Ashford Triangle Acquisition Project, and

WHEREAS, Act 196-2021 contained the incorrect County match and should be amended to reflect the correct County match, now, therefore, be it

RESOLVED, that Act 196-2021 be, and hereby is, amended as follows: under Decrease Appropriation Account: H.504.5197.5198.27077.41603, County Road No. 53-Contracted Services, delete: "\$49,115.00" and replace with: "\$47,412.50".

Adopted May 26, 2021 by voice vote.

ACT NO. 212-2021 by Mr. Helmich, Mrs. Hunt and Mr. Koch
who ask immediate consideration

**AUTHORIZING THE CONTRIBUTION OF A GRANT MATCH TO THE
CITY OF SALAMANCA FOR ADA COMPLIANT BOAT LAUNCH PROJECT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Public Works)**

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

WHEREAS, the City of Salamanca would like to provide residents with an Americans with Disabilities (ADA) compliant boat dock and kayak launch along the Allegheny River at or near Front Avenue at the intersection of Iroquois and Front and Main Streets that is accessible to the river, and

WHEREAS, the total cost of the project is \$22,402.10 and includes the installation of the boat dock and kayak launch, as well as site work to provide ADA access to the boat launch, and

WHEREAS, after a municipal in-kind contribution of \$3,200.00, the City has requested assistance from Cattaraugus County, in the amount of \$19,202.10, and

WHEREAS, the Cattaraugus County Legislature created a Committed Fund Balance Account for economic development, and

WHEREAS, it serves a County purpose to assist with the development of recreational opportunities within Cattaraugus County, and

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

RESOLVED, that the Cattaraugus County Legislature shall provide up to \$19,202.10 in assistance to the City of Salamanca for the above-described ADA-compliant Boat Dock and Kayak Launch Project, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate \$19,202.10 from Committed Fund Balance for Economic Development Account A.913.0000, and be it further

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

Increase Appropriation Account:

A.298.7180.0000.42063	Boat Launch-City of Salamanca	\$19,202.10.
-----------------------	-------------------------------	--------------

Adopted May 26, 2021 by voice vote.

ACT NO. 213-2021 by Mr. Boberg and Mr. Klancer
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CONCENTRA, INC. FOR
CATTARAUGUS COUNTY RANDOM DRUG AND ALCOHOL TESTING PROGRAM
(Commercial Motor Vehicle Drivers, Sheriff's Office and Municipality Members)**

Pursuant to Section 450 of the County Law.

WHEREAS, Act No. 257-2019 authorized a contract with Lakeshore Employee Testing Services, Inc., for the provision of various drug and alcohol testing services for commercial motor vehicle

drivers, the towns and villages of Cattaraugus County, and the Sheriff's Office, the term of which expires May 31, 2021, and

WHEREAS, the County is in need of drug and alcohol testing services, and

WHEREAS, Concentra, Inc., a Division of Select Medical, through Concentra Medical Compliance Administration, its Third-Party Administrator, 118 Portsmouth Avenue, Stratham, New Hampshire 03885, can provide random drug and alcohol testing services, in accordance with the fee schedule set out below, for the following:

- NYS Department of Transportation (NYSDOT) regulated CDL licensed drivers for the Department of Public Works,
- Sheriff's Office Employee non-NYSDOT regulated motor vehicle drivers,
- NYSDOT regulated CDL licensed drivers for towns and villages of Cattaraugus County, and
- New employee drug testing services

Program Management Fee: \$250.00 per year per group for a total of \$750.00
(Sheriff's Office, DPW and municipalities)

Random Program Testing:

- \$48.00 per random **drug** test (50% of employees must be tested per DOT)
- \$50.00 per random **breath alcohol** test (25% of employees must be tested per DOT)

Pre-Employment, Post-Accident, Reasonable Cause, Follow-Up and Return to Duty Testing:

- \$48.00 Urine Drug Screening
- \$48.00 Direct Observed Specimen
- \$200.00 Per Positive Confirmatory Test (Sent to a Different Lab)
- \$50.00 Breath Alcohol Testing

After hours testing will be charged an individual separate Collector on-site fee for "At Your Site" services. These fees are not predetermined however the standard minimum rate is \$500.00.

*Portal access allows the Risk Management office to get current test results and reporting information, 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 Concentra, Inc., a Division of Select Medical, through Concentra Medical Compliance Administration, its Third-Party Administrator, for the provision of the above-described random drug and alcohol testing services, for a term commencing June 1, 2021 and terminating May 31, 2022, according to the above-described terms.

Adopted May 26, 2021 by voice vote.

ACT NO. 214-2021 by Mr. Boberg and Mr. Klancer
who ask immediate consideration

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES
FOR STATEWIDE INTEROPERABLE COMMUNICATIONS FORMULA-BASED GRANT
(2020 SICG-Formula Program)**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 348-2019 authorized the Chairman to apply for funding through the New York State Division of Homeland Security and Emergency Services for the Statewide Interoperable Communications Formula-Based Grant (SICG), and

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

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

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

WHEREAS, the 2020 SICG-Formula Program will focus on further minimizing gaps in interoperable communication by aligning technology acquisitions with operational use by first responders, which provides the foundation necessary to accomplish a high level of interoperability, and

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

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

WHEREAS, this program is 100% state funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Division of Homeland Security and Emergency Services, in order to apply for the aforementioned grant funding, according to the above-described terms, 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 May 26, 2021 by voice vote.

ACT NO. 215-2021 by Mr. Boberg and Mr. Klancer
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES
FOR ALTERNATIVES TO INCARCERATION PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Probation Department – Contract C523915)**

Pursuant to Article 13-A of the Executive Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 75-2021 authorized a contract with the New York State Division of Probation and Correctional Alternatives for an Alternatives to Incarceration Program for the 2020-2021 program year, the term of which expires June 30, 2021, and

WHEREAS, the County Probation Department is eligible to receive a grant for the Article 13-A Classification/Alternatives to Incarceration Program, which consists of a pre-trial release component with a total program cost of \$33,702.00, with an amount of \$10,308.00 being funded through the New York State Office of Probation and Correctional Alternatives for the contract term of July 1, 2021 through June 30, 2022, and

WHEREAS, the Pre-Trial Release Program provides for the screening and, for those eligible, background evaluation on all individuals admitted to the County jail, provides the courts with sufficient information and recommendations for possible release on recognizance pending resolution of the case in court, helps relieve overcrowding in the jail, and allows the jail to operate with a simplified classification system, and

WHEREAS, this program is 31% state funded and 69% locally funded, and

WHEREAS, various appropriation and revenue accounts must be adjusted 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 the New York State Division of Criminal Justice Services, for the provision of the above-described program, for a term commencing July 1, 2021 and terminating June 30, 2022, 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:		
A.314.3145.0000.3310.04	State Aid, Pre-Trial Release	\$10,308.00
Increase Appropriation Account:		
A.314.3145.0000.11000	Full-Time Wages	\$10,308.00.

Adopted May 26, 2021 by voice vote.

ACT NO. 216-2021 by Mr. Higgins and Mr. Marsh
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
EMPIRE STATE DEVELOPMENT – REGIONAL ECONOMIC DEVELOPMENT COUNCIL
FOR CONSOLIDATED FUNDING APPLICATION AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
AND RESCINDING ACT 150-2020
(Department of Economic Development, Planning & Tourism)**

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

WHEREAS, Act 180-2019 authorized the Chair to apply for funding through the Empire State Development – Regional Economic Development Council for Consolidated Funding Application for various eligible projects, and

WHEREAS, the County Department of Economic Development, Planning and Tourism has been awarded up to \$50,000.00 from the Empire State Development Strategic Planning & Feasibility Study Program, and

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

WHEREAS, this program is 50% state funded with a 25% in-kind match and a 25% match from the County, which is included in the casino funds account, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to cover the County's match, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with Empire State Development, in order to accept, and receive, the above-described funding, for a term commencing June 1, 2021 and terminating December 31, 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, and be it further

RESOLVED, that due to impacts created by the COVID-19 Pandemic, Act 150-2020 should be, and hereby is, rescinded in its entirety, and be it further

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

Decrease Appropriation Accounts:

A.642.6420.0000.11000	Full-Time Wages	\$16,226.00
A.642.6420.0000.82000	FICA	\$ 1,241.29
A.642.6420.0000.82000	Retirement	\$ 2,821.13
A.642.6420.0000.83000	Health Insurance	\$ 4,491.35
A.642.6420.0000.84000	Dental Insurance	\$ 98.70

Increase Appropriation Accounts:

A.642.8020.8024.11000	Full-Time Wages	\$16,226.00
A.642.8020.8024.81000	FICA	\$ 1,241.29
A.642.8020.8024.82000	Retirement	\$ 2,821.13
A.642.8020.8024.83000	Health Insurance	\$ 4,491.35
A.642.8020.8024.84000	Dental Insurance	\$ 98.70.

Adopted May 26, 2021 by voice vote.

ACT NO. 217-2021 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

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

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, various appropriation and revenue accounts must be adjusted to cover the increasing costs associated with temporary contracted nursing services for the Department of Nursing Homes, now, therefore, be it

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

Decrease Appropriation Accounts:

EF.453.4530.6020.00004.11000	LPN Full-Time Wages	\$200,000.00
EF.453.4530.6020.00005.11000	Aides Full-Time Wages	\$300,000.00

Increase Appropriation Accounts:

EF.453.4530.6020.41220	Nursing Services Contracted	\$250,000.00
EF.453.4530.6020.41240	Certified Nurse Aides	\$250,000.00.

Adopted May 26, 2021 by voice vote.

ACT NO. 218-2021 by Mrs. Andreano
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ALL AMERICAN HEALTHCARE SERVICES, INC. FOR
HEALTH CARE STAFFING COVERAGE FOR
DEPARTMENT OF NURSING HOMES**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Nursing Homes is in need of coverage for licensed practical nurse (LPN) and registered nurse (RN) services, as well as certified nurse aides (CNA), for the residents of The Pines Healthcare and Rehabilitation Centers – Machias and Olean Campuses, and

WHEREAS, All American Healthcare Services, Inc., 494 Broad Street, Suite 302, Newark, New Jersey 07102, can provide the aforementioned health care services staffing coverage for an amount as follows:

	<u>Rate of Pay</u>
Nurse's Aides/Assistants	\$26/hour Weekdays \$28/hour Weekends
Practical/Vocational Nurses	\$46/hour Weekdays \$48/hour Weekends
Registered Nurses	\$56/hour Weekdays \$58/hour Weekends
Supervisors	\$65/hour Weekdays \$65/hour Weekends
Surge Pay (optional, as needed)	+\$10/hour (for all shifts)

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 All American Healthcare Services, Inc., for the provision of the above-described health care coverage services, for a term commencing May 25, 2021 and terminating November 30, 2022, with the option to renew for successive annual periods, at the same rates until amended or terminated by either party hereto, according to the above-described terms.

Adopted May 26, 2021 by voice vote.

ACT NO. 219-2021 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
255 GREENWICH MEDICAL SERVICES, PC FOR DEPARTMENT OF
NURSING HOMES PODIATRY AND OPTOMETRY SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Department of Nursing Homes is desirous of providing podiatry and optometry services for the residents at The Pines Healthcare and Rehabilitation Centers-Olean and Machias Campuses, and

WHEREAS, 255 Greenwich Medical Services, PC, 15 Canal Road, Pelham Manor, New York 10803, has agreed to provide the aforementioned podiatry and optometry services at The Pines Healthcare & Rehabilitation Centers, at no cost to the County, and

WHEREAS, 255 Greenwich Medical Services, PC, shall bill the resident's insurance directly for services provided, 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 255 Greenwich Medical Services, PC, for the provision of the above-described podiatry and optometry services, for a term commencing May 13, 2021 and continuing in full force and effect for a one year term, with the option to renew for five (5) one-year terms under the same terms and conditions, according to the above-described terms.

Adopted May 26, 2021 by voice vote.

ACT NO. 220-2021 by Ms. Schröder and Mr. VanRensselaer
who ask immediate consideration

LOCAL LAW NUMBER 7 - 2021
COUNTY OF CATTARAUGUS, NEW YORK

Pursuant to Section 10 of the Municipal Home Rule Law and
Sections 201 and 205 of the County Law.

A LOCAL LAW AMENDING LOCAL LAW NO. 3-2021 (INTRO NUMBER 2-2021)
ESTABLISHING SALARIES FOR CERTAIN COUNTY OFFICERS

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to amend Local Law No. 3-2021 (Intro Number 2-2021) as it relates to two positions.

SECTION 2. Amendment to Section 2. Schedule of 2021 Salaries. Effective May 1, 2021, the position of Personnel Officer/Human Resources Director shall be removed.

SECTION 3. Amendment to Section 3. Schedule of Salaries for Other County Officers. Effective June 1, 2021, the position of Youth Bureau Director shall be removed.

SECTION 4. Supersession. All local laws and resolutions of the Cattaraugus County Legislature, including without limitation Local Law Number 3-2021 (Intro Number 2-2021) and Act No. 77-2021, to the extent that the same are inconsistent with this local law, are hereby superseded.

SECTION 5. Effective Date. This Local Law is subject to permissive referendum in accordance with Section 24 of the Municipal Home Rule Law.

No further action taken at this time.

ACT NO. 221-2021 by Ms. Schröder and Mr. VanRensselaer
who ask immediate consideration

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 7 - 2021

Pursuant to Section 10 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on May 26, 2021, a proposed Local Law entitled, "A Local Law Amending Local Law No. 3-2021 (Intro Number 2-2021) Establishing Salaries for Certain County Officers", and

WHEREAS, no local law shall be adopted until a public hearing thereon has been had by the Cattaraugus County Legislature upon at least five (5) days' notice, now, therefore, be it

RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 9th day of June, 2021, at 5:01 p.m. at the Legislature's Chambers, County Center, 303 Court Street, Little Valley, New York, and that at least five (5) days' notice of such hearing shall be given

by the Clerk by the due posting thereof upon the bulletin board of each County Court House within the County and by publishing such notice at least once in the official newspapers of the County.

Adopted May 26, 2021 by voice vote.

ACT NO. 222-2021 by Ms. Schröder
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE SERVICE AGREEMENT
WITH CORPORATE CARE MANAGEMENT, INC.
FOR HEALTH COST MANAGEMENT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Independent Health, Inc., as the County's Third Party Administrator of health care coverage, wishes to engage Corporate Care Management, Inc., to perform certain health cost management services, and

WHEREAS, the County is desirous of contracting with Corporate Care Management, Inc., for the provision of the aforementioned health cost management services, and

WHEREAS, Corporate Care Management, Inc., 1 Kattelville Road, Binghamton, New York 13901-1294, is an independent utilization review, case management, care coordination and comprehensive wellness organization which can provide such management services in accordance with the following:

	<u>1/1/2022 – 12/31/2022</u>	<u>1/1/2023 – 12/31/2023</u>	<u>1/1/2024 – 12/31/2024</u>
Utilization & Disease Management	\$2.17 PEPM	\$2.17 PEPM	\$2.24 PEPM
Case Management	\$173.79/hour	\$173.79/hour	\$179/hour
Medical Director / Specialty Physician review	Pass through fee	Pass through fee	Pass through fee
Comprehensive Wellness	\$2.32 PEPM	\$2.32 PEPM	\$2.39 PEPM

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a Service Agreement, on behalf of Cattaraugus County, with Corporate Care Management, Inc., for the provision of the above-described services, for a term commencing January 1, 2022 and terminating December 31, 2024, according to the above-described terms.

Adopted May 26, 2021 by voice vote.

ACT NO. 223-2021 by Ms. Schröder
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
INDEPENDENT HEALTH AND NOVA HEALTHCARE ADMINISTRATORS, INC., FOR
THIRD-PARTY ADMINISTRATION OF CATTARAUGUS COUNTY HEALTH PLAN
AND FLEXIBLE SPENDING PLAN BENEFITS**

Pursuant to Section 92-a of the General Municipal
Law and Section 450 of the County Law.

WHEREAS, Act 477-2019, as amended by Act 202-2020, authorized a contract with NOVA Healthcare Administrators, Inc., a subsidiary of Independent Health, for the third-party administration of employee health benefits, the term of which expires December 31, 2021, and

WHEREAS, Independent Health and NOVA Healthcare Administrators, Inc., can administer specified employee health benefits in accordance with the following fee schedule:

Services	1/1/2022 – 12/31/2024
ADMINISTRATION – Base Rate	\$46.90 PEPM Medical Benefits
First Level Claims Appeals	Included
Stop Loss Management Fee (including reporting)	Included
External Stop Loss Management Fee (if placed with 3 rd party)	Included
External Medical Management Fee (if placed with 3 rd party)	Included
Plan/Predictive Modeling	Included
Data Integration Fee to Third Party Vendors	Included
MEDICAL MANAGEMENT ADMINISTRATION	
Travel or Wrap Network Access Fees	25% of savings
Out of Network Access Fees	25% of savings
National Network Access Fees	\$4.85 PEPM waived
COBRA Administration	\$1.50 PEPM + 2% admin fee
Second Level Claims Appeals	\$1.00 PEPM
Provider Reimbursement Fee (any type) *	\$3.81 PMPM
<i>*Pass through payment to Catholic Medical Partners for initiatives aimed at improving care coordination and quality. Applies only to those members with CMP PCPs.</i>	
Subrogation	25% of savings (only if service is provided by IHC)
Reporting	Standard Reporting is included in Administrative Fees. However, IHC may charge \$175/hour in case of extensive ad hoc reporting
Summary of Benefits and Coverage	Quoted upon Request
Summary Plan Description	Quoted upon Request
Health Savings Account	Quoted upon Request
Health Reimbursement Account	Quoted upon Request

Additional Services:

Summary of Benefits and Coverage Amendments or Changes	Quoted upon Request
Summary Plan Description Printing & Distribution	Cost + 10%
Summary Material Modification (amendment) Development	Quoted upon Request
Benefit Engage On-Line Enrollment Portal	\$2.25 PEPM
External Review (Independent Review Organization)	Pass Through Fee
Flexible Spending Account Administration	\$4.25 PEPM

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 Independent Health and NOVA Healthcare Administrators, Inc., for the provision of the above-described services, for a term commencing January 1, 2022 and terminating December 31, 2024, according to the above-described terms.

Adopted May 26, 2021 by voice vote.

ACT NO. 224-2021 by Ms. Schröder
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GUARDIAN LIFE INSURANCE COMPANY OF AMERICA FOR
ADMINISTRATION OF EMPLOYEE DENTAL COVERAGE**

Pursuant to Section 92-a of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, the County is desirous of providing dental coverage for its employees, and

WHEREAS, the Guardian Life Insurance Company of America can provide administration services for the employee dental coverage program for an administrative fee of \$6.40 PEPM to be paid on a monthly basis, 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 the Guardian Life Insurance Company of America, for the provision of the above-described administration services for the employee dental coverage program, for a term commencing January 1, 2022 and terminating December 31, 2023, according to the above-described terms.

Adopted May 26, 2021 by voice vote.

* * * * *

MR. MARSH moved, seconded by Mrs. Andreano, to adjourn until June 9, 2021 at 5:00 p.m.
Carried.

Meeting adjourned at 5:14 p.m.

Ann M. Giglio
Journal Clerk