

February 22, 2023

The meeting was called to order by Chairman VanRensselaer.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed four Legislators absent – Andreano, Boberg, Brisky and Morrow.

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There being no amendments or objections thereto, Chairman VanRensselaer noted that the minutes of the February 8, 2023 session stand approved as presented.

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ACT NO. 92-2023 by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR BRIDGE STRUCTURAL STEEL
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the provision of bridge structural steel, according to specifications provided by the Public Works Committee, now, therefore, be it

RESOLVED, that the Commissioner of Public Works is authorized to contract for bridge structural steel with the following bidders recommended by the Public Works Committee for the term March 1, 2023 through February 29, 2024, and be it further

RESOLVED, that any county, city, village, town, school, or fire district in Cattaraugus County, including other municipalities and not-for-profit organizations authorized under the General Municipal Law of the State of New York, may participate in the bid prices by dealing directly with the bidder, and be it further

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

◆ **BRIDGE STRUCTURAL STEEL**

*Chemung Supply Corp.
P.O. Box 527
Elmira, New York 14902*

<u>Index No.</u>	<u>Description</u>	<u>Prices are Per Pound</u>	
		<u>A36</u>	<u>A572 Grade 50</u>
SS-A1	<u>Structural Angles, Channels up to and including 8"</u>		
SS-A1a	0-4000 lbs	\$1.16	\$1.16
SS-A1b	4001 lbs and greater	\$1.10	\$1.10
SS-A2	<u>Structural Angles, Channels over 8" up to and including 15"</u>		
SS-A2a	0-4000 lbs	\$1.24	\$1.24
SS-A2b	4001 lbs and greater	\$1.21	\$1.21

SS-B2	<u>Ship & Car Channels (MC Section) over 8" to 18"</u>		
SS-B2a	0-4000 lbs	\$1.71	\$1.71
SS-B2b	4001 lbs and greater	\$1.67	\$1.67
SS-C2	<u>I-Beams Std. – 10" to 36"</u>		
SS-C2a	up to 60' long	\$1.48	\$1.48
SS-C2b	60' and greater	\$1.56	\$1.56
SS-D1	<u>Wide Flange- up to & including 12"</u>		
SS-D1b	60' and greater	\$1.41	\$1.48
SS-D2	<u>Wide Flange – 14" to 36"</u>		
SS-D2a	up to 60' long	\$1.38	\$1.48
SS-D2b	60' and greater	\$1.38	\$1.48
SS-D2c	up to 60' long (precambered)	\$1.56	\$1.67
SS-D2d	60' and greater (precambered)	\$1.79	\$1.84
S-E	H-Piles – all sizes up to and including 14"	\$1.42	\$1.46
SS-G	Flat Steel Plates, 4' wide x 8' long, All thicknesses from ¼" to 1"		\$1.27
SS-H1	<u>Steel Sheet Piling – up to 60' length</u>	<u>A572 Grade 50</u>	<u>A690 Grade 50</u>
SS-H1a	AZ Shapes & Accessories	\$1.63	\$1.67
SS-H1b	PZ Shapes & Accessories	\$1.63	\$1.67
SS-I	Concrete Re-Enforcing Bar-Grade 60, sizes No. 3 thru No. 8, 20' lengths	<u>A615 Grade 60</u> \$.66	\$.66

STATE LINE SUPPLY CORP.
1333 East Main Street
Bradford, Pennsylvania 16701

<u>Index No.</u>	<u>Description</u>	<u>Prices are Per Pound</u>	
		<u>A36</u>	<u>A572 Grade 50</u>
SS-B1	<u>Ship and Car Channel (MC section), 6" to 8"</u>		
SS-B1a	0-4000 lbs	\$1.44	\$1.44
SS-B1b	4001 lbs and greater	\$1.39	\$1.39
SS-C1	<u>I-Beams Std. – up to & including 8"</u>		
SS-C1a	up to 60' long	\$1.34	\$1.39
SS-D1	<u>Wide Flange- up to & including 12"</u>		
SS-D1a	up to 60' long	\$1.15	\$1.30
SS-F	Flat Steel Plates, 6' wide x 20' long x 5/16"	\$1.21	\$1.21
SS-G	Flat Steel Plates, 4' wide x 8' long, All thicknesses from ¼" to 1"	\$1.07	

No State Bid.

Three sets of specifications were sent out.

Two bids were received which met specifications.

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

Adopted February 22, 2023 by voice vote.

ACT NO. 93-2023 by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR CORRUGATED BEAM GUIDE RAILING,
BOX BEAM AND CABLE GUIDE RAILING, BRIDGE AND CULVERT POST,
BRIDGE RAILING AND TRANSITION SECTIONS
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the provision of various materials, according to specifications provided by the Public Works Committee, now, therefore, be it

RESOLVED, that the Commissioner of Public Works is authorized to contract for corrugated beam guide railing, box beam and cable guide railing, bridge and culvert post, bridge railing and transition sections with various vendors, as recommended by the Public Works Committee for the term March 1, 2023 through February 29, 2024, and be it further

RESOLVED, that any county, city, village, town, school, or fire district in Cattaraugus County, including other municipalities and not-for-profit organizations authorized under the General Municipal Law of the State of New York, may participate in the bid prices by dealing directly with the bidder, and be it further

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

*CHEMUNG SUPPLY CORP.
P.O. Box 527
Elmira, New York 14902*

CORRUGATED BEAM GUIDE RAILING & ACCESSORY HARDWARE

<u>Index No.</u>	<u>Description:</u>	<u>Units</u>	<u>Rate</u>
GR-03	Galvanized W-Beam Rail; Shop bent radius (R); as above with standard post bolt slots 6 feet 3 inch O.C.; state maximum		
	(a) 10 feet to 19 feet radius	each	\$158.40
	(b) 20 feet to 39 feet radius	each	\$158.40
	(c) 40 feet to 200 feet radius	each	\$158.40
GR-06	Galvanized Rounded End Section (Single Sided)	each	\$50.00
GR-06A	Galvanized Rounded End Section (Double Sided)	each	\$93.75
GR-07	Galvanized Flared End Section	each	\$60.75
GR-08	Galvanized Terminal Connector Parapet	each	\$56.25
GR-09	5/8 inch x 1 inch Galvanized splice bolts with 5/8 inch by 7/8 inch oval shoulder including oversize nut (1¼ inch across flats) as per NYSDOT dwg. M606-6	/100	\$.86
GR-10	5/8 inch diameter x 1½ inch Galvanized hex head bolts with nuts and flat washers for mounting block-outs to heavy posts as per NYSDOT dwg. 606-8R1	/100	\$1.17
GR-10W	5/8 inch diameter x 10 inch Galvanized hex head bolt with nut and flat washer for mounting the railing and wooden offset beam to heavy post as per NYSDOT dwg. M606-8R3	each	\$4.59
GR-12	Back up plate as per NYSDOT dwg. M606-50	each	\$16.20
GR-13	5/8 inch diameter x 2 inch Galvanized Button head bolts with nuts & flat washers for mounting "W-beam" to heavy post block outs	/100	\$167.00
GR-14	Turn down post mounting brackets. Set consists of one each of type "A", "B", and "C" brackets as per NYSDOT dwg. M606-9R2	/set	\$127.50

GR-15A	W6 x 9 heavy post, 7 foot 4 inches long, with soil plate and 6, 3/4" holes as per NYSDOT dwg. M606-8R3	each	\$123.12
GR-16	W6 x 9 standard heavy post, 6 foot 0 inches long, without soil plate as per NYSDOT dwg. M606-8R3	each	\$64.07
GR-17	W6 x 8.5 or W6 x 9 by 14 inch offset beam (block-out) as per NYSDOT dwg. 606-8R1	each	\$40.50
GR-17W	Wooden 6" x 8" x 14 1/2" Offset Block	each	\$16.87
GR-19	S3 x 5.7 Universal Weak post, 5 foot 3 inches long, with soil plate as per NYSDOT dwg. M606-6	each	\$73.00
GR-19A	S3 x 5.7 Universal Weak post, 7 foot 0 inches long with soil plate as per NYSDOT dwg. M606-6	each	\$91.19
GR-19B	S3 x 5.7 Universal Weak post, 5 foot 5 inches long, with soil plate as per NYSDOT dwg. M606-50	each	\$77.29
GR-20	Concrete anchor with galvanized nuts and washers per NYSDOT dwg. M606-6	each	\$550.00
GR-22	1/2 inch by 1 1/2 inch Hex Bolt with 2 nuts for W-Beam support on S3 x 5.7 post	/100	\$116.25
GR-23	W6 x 15 Barricade Post, 8 foot 0 inches long	each	\$209.00
GR-23B	W6 x 15 Barricade Post, 9 foot 4 inches long as per NYSDOT dwg. M630-1	each	\$239.40

BOX BEAM & CABLE GUIDE RAIL AND ASSOCIATED HARDWARE

<u>Index No.</u>	<u>Description:</u>	<u>Units</u>	<u>Rate</u>
<u>BOX BEAM GUIDE RAILING:</u> DRAWING 606-3R4, M606-3, M606-4			
BB-100	Box Beam Guide Rail, 6 inch by 6 inch by 3/16 inch straight, lengths of 18', 24', 30' or 36 feet	each	
		18'	\$460.58
		24'	\$601.65
		30'	\$777.60
		26'	\$904.50
BB-101	Box Beam Guide Rail, 6 inch by 6 inch by 3/16 inch shop curve, 205' radius, lengths 18 ft. or 24 feet	each	
		18'	\$477.45
		24'	\$613.80
BB-102	Box Beam Guide Rail, 6 inch by 6 inch by 3/16 inch shop curve, radius 20 ft. To 200 ft., lengths of 12', 18', 24', 30 and 36 feet	/foot	\$32.24
BB-103	Box Beam Guide Rail, 6 inch by 6 inch by 3/16 inch shop curve, radius under 20 feet; lengths of 12', 18', 24' and 30 feet	each	
		12'	\$1324.00
		24'	\$2760.00
		30'	\$3450.00
BB-103a	Box Beam Guide Rail, 6 inch by 6 inch by 3/16 inch shop curve, radius under 20 feet; any length needed	/foot	\$117.50
BB-104	Box Beam Type I end section, approximately 7 1/2 feet long	each	\$302.50
BB-105	S3 x 5.7, 3'11" in length, Anchor Post for Type I end, with special end shelf angle, two 1/2" x 1 1/2" hex bolts w/nut & flat washer and one 3/4" x 8" hex bolt w/nut & flat washer	each	\$101.56
BB-105a	5" x 3 1/2" x 3/8" x 4 1/2" long 2" x 5/8" slot driveway shelf angle	each	\$14.53
BB-105b	3/4" x 8" Hex Bolt w/nut & 2 flat washers	each	\$11.12
BB-106	Box Beam Type II end section, approximately 9 feet long	each	\$447.75
BB-107	Two S3 x 5.7, 2'9" long, Anchor posts for Type II end, with 3/8" x 9 1/2" hex bolt w/nut & 2 flat washers	each	\$122.50
BB-108	Straight splice plate pair with eight 3/4" x 1 1/2" A325 hex bolts and F844 Type A flat washers	/pair	\$125.31
BB-108a	3/4" x 1 1/2" Hex Bolt (splice plate bolts)	/pair	\$3.31
BB-109	Angled Splice Plate pair with eight 3/4" x 1 1/2" A325 hex bolts and F844 Type A flat washers; (specify 2, 4, or 6 degree angle)	/pair	\$136.25
BB-110	Standard shelf angle	each	\$9.37
BB-111	Hex Bolt 3/8" x 7 1/2" w/nut & 2 flat washers	each	\$1.93
BB-112	Hex Bolt 1/2" x 1 1/2" w/nut & flat washer	each	\$1.43
BB-113	S3 x 5.7 Universal Weak Post 5' 5" length	each	\$73.00
BB-294	Complete BEAT roadside terminal system	each	\$6307.50

BRIDGE & CULVERT; POSTS, RAILINGS & TRANSITIONS

<u>Index No.</u>	<u>Description:</u>	<u>Units</u>	<u>Rate</u>
All dimensions are in millimeters (mm) unless otherwise noted.			
Reference: BD-RS1/R3 THROUGH RS8/R3 –			
RS-132	Galvanized 108 x 54 x 900 Expansion Splice Bar	each	\$324.00
RS-133	Galvanized 108 x 54 x 685 Fixed Splice Bar	each	\$243.00

Following dimensions are in INCHES (in) unless otherwise noted.

Reference: BD-RL3E THRU RL5E

RS-151	Galvan. W6 x 25 Bridge Post for Curbless application, 34" height	each	\$432.00
RS-159	S3 x 5.7 Universal Weak Transition Post, Galvanized, 7' 0" long with soil plate	each	\$91.19
RS-160	M20 3/4" x 8" Carriage Bolt w/nut, flat washer and lock washer	each	\$7.76
RS-161	3/4" x 8" Hex Bolt w/nut, 2 flat washers and lock washer	each	\$8.43
RS-162	3/4" Flat Washer	each	\$.47
RS-163	M24 Anchor Stud with 4 Washers and 4 Hex nuts, 12" long	each	\$22.95
RS-164	M24 Anchor Stud with 4 Washers and 4 Hex nuts, 14" long	each	\$24.97
RS-165	M24 Anchor Stud with 4 Washers and 4 Hex nuts, 18" long	each	\$31.72
RS-167	3/4" Lock Washer	each	\$.47
RS-168	3/4" Hex Nut	each	\$1.08

PAVILION DRAINAGE SUPPLY CO., INC.

6630 Ellicott Street

Pavilion, New York 14525

CORRUGATED BEAM GUIDE RAILING & ACCESSORY HARDWARE

<u>Index No.</u>	<u>Description:</u>	<u>Units</u>	<u>Rate</u>
GR-01	Galvanized W-Beam rail; 13 feet 6 1/2 inches in length by 12 1/4 inches in height by 3 1/4 inches in width; 8 standard splice bolt slots on each end; std. post bolt slots at 3 feet 1 1/2 inch O.C.; .105 inches thick	each	\$120.00
GR-02	Galvanized W-Beam rail; as above except standard post bolt slots 6 feet 3 inch O.C.	each	\$120.00
GR-04	Galvanized W-Beam rail; as above with standard post bolt slots 6 feet 3 inch O.C.; with 10 (1 inch dia.) at 3 inch O.C. on one end for mounting to standard concrete anchor	each	\$162.00
GR-05	Galvanized W-Beam rail; as above shop bent, twisted and bored for mounting to concrete anchor within one section for typical driveway installations	each	\$170.00
GR-11	Rectangular flat plate washers as per NYSDOT dwg. 606-8R1	/100	\$135.00
GR-15	W6 x 9 heavy post, 6 foot 0 inches long with soil plate and 6, 3/4" holes as per NYSDOT dwg. M606-8R3	each	\$116.75
GR-17	W6 x 8.5 or W6 x 9 by 14 inch offset beam (block-out) as per NYSDOT dwg. 606-8R1	each	\$40.50
GR-17P	Plastic 6" x 8" x 14 1/2" Offset Block	each	\$9.25
GR-18	5/16 inch diameter by 1 1/2 inch hex head Galvanized Bolts with nuts, Detail "M" square washer, and Flat washers for mounting guide rail to weak Posts as per NYSDOT dwg. M606-6	/100	\$115.00
GR-18A	5/16 inch diameter by 2 3/8 inch Hex Bolt with Two "M" washers, two nuts & one flat washer as Per NYSDOT dwg. M606-51	/100	\$190.00
GR-21	Ground Bearing angle set consisting of two L4 x 3 x 1/4 angles 8" long and two 3/4" x 4 1/2" hex bolts with nut & 2 flat washers as per NYSDOT dwg. M606-6	/set	\$45.00
GR-24	3/4" diameter x 1 foot 6 inches long, Galvanized Anchor Bolts, with a minimum of 4" threading, with two nuts and one flat washer as per NYSDOT dwg. M630-1	each	\$24.00

BOX BEAM & CABLE GUIDE RAIL AND ASSOCIATED HARDWARE

<u>Index No.</u>	<u>Description:</u>	<u>Units</u>	<u>Rate</u>
CABLE GUIDE RAILING: DRAWINGS 606-1R2 & 606-2R2			
CG-80	3/4" Round Wire Cable, three (3) strands of seven (7) wires each, AASHTO, M-30, TYPE 1, Class A	/foot	\$5.00
CG-82	Spring and Turnbuckle Cable End Assembly, with compensating device; NYSDOT dwg. M606-2R1 Detail "B"	each	\$389.00

CG-83	Steel Turnbuckle Cable End Assembly; NYSDOT dwg. M606-2R1 Detail "A"	each	\$197.00
CG-83a	Cable End Assembly to Anchor, as per NYSDOT dwg. M606-2R1	each	\$124.00
CG-84	S3 x 5.7 Universal Weak Post with soil plate, 5'5" length	each	\$99.00
CG-85	End Post Cap with bolt; as per NYSDOT dwg. M606-1R2	each	\$91.00
CG-85a	Anchor Post Assembly - Complete as per NYSDOT dwg. M606-2R1	each	\$153.00
CG-86	Driveway End Post Cap with bolt; as per NYSDOT dwg. 606-2R2	each	\$91.00
CG-87	Ground Bearing Angles assembly; as per NYSDOT dwg. 606-1R2	each	\$34.00
CG-88	Hook Bolt with shoulder & nut or 2 nuts; NYSDOT dwg. M606-1R2	each	\$1.25
CG-89	Reflective Delineator with mounting hardware, NYSDOT dwg. M606.1R1	each	\$7.30
CG-90	Cable Splice with wedges; NYSDOT dwg. M606.1R2	each	\$136.00
CG-91	Spare Wedges for all splices and cable fittings, NYSDOT dwg. M606.1R1	each	\$9.50
CG-92	Cable clamp for 3/4" cable	each	\$12.25
CG-93	3/1" Brass Bent Rod	each	\$5.75
CG-94	4"x 5"x 28" GS Keeper Plates	each	\$20.00
CG-95	3/16" Brass Keeper Pin for Anchor Angle	each	\$5.00
CG-96	Bent PL. Cable Anchor Angle 606-01(GR)	each	\$170.00
CG-97	Cable Block Slip Base S3x7.5# Stub	each	\$126.00
CG-98	S3x5.7" Top Slip Anchor Post (6" Cable Spacing)	each	\$135.00
CG-99	1/2" x 2" Bolt, Nut, 3 Flat Washer A307	each	\$2.50

BOX BEAM & CABLE GUIDE RAIL AND ASSOCIATED HARDWARE

<u>Index No.</u>	<u>Description:</u>	<u>Units</u>	<u>Rate</u>
BOX BEAM GUIDE RAILING: DRAWING 606-3R4, M606-3, M606-4			
BB-103	Box Beam Guide Rail, 6 inch by 6 inch by 3/16 inch shop curve, radius under 20 feet; lengths of 12', 18', 24' and 30 feet	each 18'	\$1907.80
BB-107a	3/8" x 9 1/5" Hex Bolt w/nut & 2 flat washers	each	\$7.25

BRIDGE & CULVERT; POSTS, RAILINGS & TRANSITIONS

<u>Index No.</u>	<u>Description:</u>	<u>Units</u>	<u>Rate</u>
All dimensions are in millimeters (mm) unless otherwise noted.			
Reference: BD-RS1/R3 THROUGH RS8/R3 –			
RS-120	Galvanized 127 x 76 x 6.4 Top Railing of Four Rail System, with both ends turned down to Third Rail (BD-RS4/R3)	/foot	\$61.75
RS-121	Galvanized 127 x 76 x 6.4 Bottom Railing of Four Rail System, with 1.5 m., 15 deg. flared section both ends	/foot	\$50.88
RS-122	Galvanized 152 x 152 x 4.8 Center Railing of Four Rail System	/foot /30ft	\$30.30 \$909.00
RS-123	Galvanized 152 x 152 x 4.8 Top Transition Rail with square end, 6.90 m. long	each	\$764.00
RS-124	Galvanized 152 x 152 x 4.8 Bottom Transition Rail with beveled end for turn back splice, 7.09 m. long	each	\$797.25
RS-125	Galvan. 152 x 152 x 4.8 Turn Back Rail with end cap, 2.7 m. long	each	\$310.50
RS-126	Galvanized Turn Back Splice Tube, with 5.33 deg. drop angle	each	\$266.00
RS-127	203 x 152 x 6.4 Galvanized Block Out Tube, 150 mm. long	each	\$30.25
RS-128	Galvanized Bridge Post for Four Rail curbless System, 1.06 m. in height	each	\$462.75
RS-128A	Galvanized Bridge Post for Three Rail curbless system, 830 mm in height	each	\$407.50
RS-128B	Galvanized Bridge Post for Two Rail curb type system, 680 mm in height	each	\$373.00
RS-129	Galvanized 350 x 10 x 250 Anchor Plate	each	\$42.50
RS-130	Galvanized 127 x 127 x 7.9 Expansion Splice Tube, 900 mm long	each	\$242.50
RS-131	Galvanized 127 x 127 x 7.9 Fixes Splice Tube, 685 mm long	each	\$208.00
RS-134	Galvanized L127 x 127x 15.9 Railing Angle, 154 mm. long	each	\$30.10

Following dimensions are in inches (in) unless otherwise noted.

Reference: BD-RL3E THRU RL5E

RS-150	Galvanized 6 x 6 x 3/16 Bridge Railing	/foot	\$30.35
RS-152	Galvanized 9" x 1/2" x 12" Anchor Plate w/four tack weld nuts for 1" galvanized NC thread	each	\$77.25
RS-153	Galvanized 8" x 6" x 1/4" Block Out Tube, 6" length	each	\$30.25
RS-154	Galvanized 5 x 5 x 5/16" x 2' 10-1/2" tube with one 4 x 3/8" x 1' 8" fill plate and one 4 x 3/8" x 2' 9-1/2" fill plate "Splice Tube A"	each	\$224.00

RS-155	Galvanized 5 x 5 x 5/16" x 2' 10-1/2" tube with TWO 4 x 3/8" x 2' 9-1/2" fill plates "Splice Tube B"	each	\$224.00
RS-156	Galvanized 6 x 6 x 3/16" Top Transition Rail; 23' 0" long	each	\$702.00
RS-157	Galvanized 6 x 6 x 3/16" Bottom Transition Rail with beveled end for turn back splice tube, 23' 7 1/2" long	each	\$719.00
RS-158	W6 x 9 Universal Heavy Transition Post, Galvanized, 7' 4" long	each	\$162.00
RS-166	M24 Anchor Stud price per inch over and above 18" long	each	\$2.10

State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County.
 Seven sets of specifications of each item were sent out.
 Two bids for each item were received meeting specifications.

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

Adopted February 22, 2023 by voice vote.

ACT NO. 94-2023 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING CERTAIN CHARGE-OFFS OF CERTAIN ACCOUNTS
 RECEIVABLE IN THE DEPARTMENT OF HEALTH**

Pursuant to Section 153 of the County Law.

WHEREAS, the Department of Health has accounts receivable related to the homecare and family planning programs and the clinics for 2022 in which there has been no recent action and the accounts are deemed to be uncollectible after numerous attempts to collect the amounts owed, and

WHEREAS, the Cattaraugus County Board of Health has recommended that the County remove these bad debts from the records of the Department of Health, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the removal of the debts from the accounts receivable records of the Department of Health in the total amount of \$6,043.83, as follows:

Homecare	\$ 2,462.33
Family Planning	\$ 1,068.71
Immunization Clinic	\$ 1,123.46
Laboratory	\$ 7.33
Water	<u>\$ 1,382.00</u>
	\$ 6,043.83.

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

Adopted February 22, 2023 by voice vote.

ACT NO. 95-2023 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN MANOR, INC. D/B/A FIELD OF DREAMS FOR
RESPIRE SERVICES**

Pursuant to Older Americans Act Title III-E and
Section 450 of the County Law.

WHEREAS, the Department of Aging is in need of respite services for the families and caregivers of the elderly citizens of Cattaraugus County, on an as-needed basis, and

WHEREAS, Olean Manor, Inc., d/b/a Field of Dreams, 3260 North 7th Street, Allegany, New York 14706, can provide respite services for an amount in accordance with the following, to be paid monthly, as invoiced and approved by the Department of Aging:

<u>Service</u>	<u>Rate</u>
Private Room – Full Bath	\$195/day
Specialized Memory Care Private Room – Full Bath	\$325/day
Private Room – Shared Bath	\$165/day
Specialized Memory Care Private Room – Shared Bath	\$291/day
Married Couple Suite – Full Bath	\$298/day
Specialized Memory Care Married Couple Suite – Full Bath	\$275/day
2022 Medicaid/SSI Rate	\$1,313/month,

and

WHEREAS, this program is 20% federal (CFDA #93.052), 68% state and 12% 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 Olean Manor, Inc., d/b/a Field of Dreams, for the provision of respite services, for a term commencing February 1, 2023 to continue in full force and effect until terminated by either party hereto, 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 6 members of the Human Services Committee.

Adopted February 22, 2023 by voice vote.

ACT NO. 96-2023 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN MANOR, INC. D/B/A FIELD OF DREAMS FOR
ADULT DAY CARE AND SOCIALIZATION PROGRAM**

Pursuant to Older Americans Act Title III-E and
Section 450 of the County Law.

WHEREAS, the Department of Aging is in need of social adult day care services for eligible residents of Cattaraugus County, and

WHEREAS, Olean Manor, Inc., d/b/a Field of Dreams, 3260 North 7th Street, Allegany, New York 14706, can provide social adult day care services through its Adult Day Care and Socialization Program for an amount in accordance with the following, to be paid monthly, as invoiced and approved by the Department of Aging:

\$68.00 per Participant less than 4 hours per day on site

\$98.00 per Participant more than 4 hours per day on site,
plus \$10.00 per Participant for additional hours on site

\$27.00 per Participant additional services to or for benefit of Participant,
including showering/grooming when available,
mileage for transportation charged at \$.625 per mile,
(within and not to exceed a 5-mile radius),

and

WHEREAS, this program is 20% federal (CFDA #93.052), 68% state and 12% 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 Olean Manor, Inc., d/b/a Field of Dreams, for the provision of social adult day care services, for a term commencing February 1, 2023 and terminating March 31, 2024, 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 6 members of the Human Services Committee.

Adopted February 22, 2023 by voice vote.

ACT NO. 97-2023 by Mrs. Andreano and Mr. Helmich

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

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

WHEREAS, Act 521-2021 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 expired December 31, 2022, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of amending the aforementioned contract to include additional scribe support staff services, and

WHEREAS, Advance Practice Solutions can provide an additional 196 hours of scribe support staff services at \$10.25 per hour, for an additional amount of \$2,009.00, bringing the total 2022 contract amount to \$28,393.00, to be paid as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, between the Cattaraugus County Community Services Board and Advance Practice Solutions, to signify the County's approval, for the provision of the additional services, for a term commencing January 1, 2022 and terminating December 31, 2022, according to the above-described terms.

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

Adopted February 22, 2023 by voice vote.

ACT NO. 98-2023 by Mrs. Andreano and Mr. Helmich

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
CASA-TRINITY, INC. FOR
DEPARTMENT OF COMMUNITY SERVICES
SUBSTANCE ABUSE PROGRAM FUNDS**

Pursuant to Articles 1, 19, 23 and 25 of the Mental Hygiene Law
and Section 450 of the County Law.

WHEREAS, Act 194-2022, as amended, authorized approval of a contract with CASA-Trinity, Inc., 4612 Millennium Drive, Geneseo, New York 14454, for the provision of a substance abuse program in the County, the term of which expired December 31, 2022, and

WHEREAS, the Department of Community Services is desirous of continuing the aforementioned substance abuse program within Cattaraugus County, and

WHEREAS, New York State Office of Alcoholism and Substance Abuse Services (NYS OASAS) has approved a substance abuse program in Cattaraugus County in a total amount not to exceed \$1,792,063.00 for the period January 1, 2023 through December 31, 2023, or in such amount as approved by the State, which includes the net County cost of \$26,900.00, plus any COLA's or wage enhancements awarded by NYS OASAS, and

WHEREAS, CASA-Trinity, Inc., will continue to provide high quality, accessible and effective prevention, education, treatment, referral and recovery services to individuals, families and communities affected by alcohol, tobacco and other drugs, and

WHEREAS, this program is 98.4% state funded and 1.6% County funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contract documents, between the Cattaraugus County Community Services Board and CASA-Trinity, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2023 and terminating December 31, 2023, 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 state aid 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 7 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted February 22, 2023 by voice vote.

ACT NO. 99-2023 by Mrs. Andreano and Mr. Helmich

**APPROVING AMENDED LEASE AGREEMENT BETWEEN CATTARAUGUS COUNTY,
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
ELLCOTT DEVELOPMENT D/B/A OLEAN 2020, LLC FOR
DEPARTMENT OF COMMUNITY SERVICES PROS FACILITY**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 392-2017 authorized a lease agreement with Park Centre Development, Inc., One Blue Bird Square, Olean, New York 14760, for the Department of Community Services PROS Facility, located at 203 Laurens Street in the City of Olean, the term of which expires March 31, 2023, and

WHEREAS, on January 1, 2022, the aforementioned lease with Park Centre Development, Inc., (dated March 30, 2018), was assigned to Ellicott Development d/b/a Olean 2020, LLC, 295 Main Street, Suite 210, Buffalo, New York 14203, and

WHEREAS, the County Department of Community Services has negotiated an amendment, to the lease dated March 30, 2018, with Ellicott Development d/b/a Olean 2020, LLC, for the period April 1, 2023 through March 31, 2026, and

WHEREAS, Ellicott Development d/b/a Olean 2020, LLC, agreed to continue leasing approximately 12,000 square feet of space at the former Niagara Mohawk Building located at 203 Laurens Street in the City of Olean, at the rate of \$125,628.00 per year, payable in monthly payments of \$10,469.00, for the period April 1, 2023 through March 31, 2026, excluding utilities, for a term of three (3) years, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amendment, to the lease agreement dated March 30, 2018, with Cattaraugus County, the Cattaraugus County Community Services Board and Ellicott Development d/b/a Olean 2020, LLC, for the lease of the PROS Facility, located at 203 Laurens Street, for a term commencing April 1, 2023 through March 31, 2026, according to the above-described terms.

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

Adopted February 22, 2023 by voice vote.

ACT NO. 100-2023 by Mr. VanRensselaer

**REQUESTING NEW YORK STATE LEGISLATURE TO AUTHORIZE EXTENSION OF
ADDITIONAL 1% SALES TAX FOR CATTARAUGUS COUNTY**

Pursuant to Section 40 of the Municipal Home Rule Law and
Section 1210 of the Tax Law.

WHEREAS, the New York State Legislature authorized the imposition of an additional 1% sales tax in Cattaraugus County through the amendment of Section 1210 of the New York State Tax Law, and

WHEREAS, that authorization expires on November 30, 2023, and

WHEREAS, the revenue generated by the 1% sales tax during 2022 was approximately \$13,415,373.53, and

WHEREAS, the additional 1% sales tax has been allocated in the 2023 budget for the maintenance, repair, rehabilitation and replacement of the infrastructure in Cattaraugus County, and

WHEREAS, due to the need to continue this infrastructure program, the additional 1% sales tax should be extended for a term commencing December 1, 2023 through November 30, 2026, and

WHEREAS, there should be an exemption for home heating fuels from this additional 1% sales tax, and

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

RESOLVED, that the Cattaraugus County Legislature hereby requests the New York State Legislature adopt special legislation to amend such laws, including the New York State Tax Law, to authorize the Cattaraugus County Legislature to extend the additional 1% sales tax, for a term commencing December 1, 2023 and terminating November 30, 2026, and be it further

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

Approved by 7 members of the Finance Committee.

Adopted February 22, 2023 by voice vote.

ACT NO. 101-2023 by Mrs. Andreano and Mr. Helmich

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
FOR PURCHASE OF SHELVING FOR
DEPARTMENT OF COMMUNITY SERVICES
(DSRIP FUNDS)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, the Department of Community Services would like to utilize a portion of DSRIP funds to purchase shelving for the PROS Facility, and

WHEREAS, various appropriation and revenue funds must be adjusted in order to utilize DSRIP funds now, therefore, be it

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

Decrease Revenue Account:

A.431.4335.2100.4401.10	Federal Aid DSRIP	\$837.00
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Increase Appropriation Account:

A.431.4335.2100.45401	MH Clinic Grant – Small Equipment	\$837.00.
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Approved by 7 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted February 22, 2023 by voice vote.

ACT NO. 102-2023 by Mrs. Andreano

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED 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, Act 218-2021 authorized a contract with All American Healthcare Services, Inc., 494 Broad Street, Suite 302, Newark, New Jersey 07102, for the provision 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, the term of which expires November 30, 2024, and

WHEREAS, All American Healthcare Services, Inc., has notified the County of an increase in rates, and

WHEREAS, an amended contract is necessary to reflect the current rate schedule, and

WHEREAS, All American Healthcare Services, Inc., can provide the aforementioned health care services staffing coverage for an amount as follows:

	<u>Rate of Pay</u>
Nurse's Aides/Assistants	\$36/hour Weekdays \$38/hour Weekends
Practical/Vocational Nurses	\$57/hour Weekdays \$59/hour Weekends
Registered Nurses	\$80/hour Weekdays \$80/hour Weekends
Supervisors	\$90/hour Weekdays \$92/hour Weekends
Crisis 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 an amended contract, on behalf of Cattaraugus County, with All American Healthcare Services, Inc., for the provision of the above-described health care coverage services, to amend the contract which commenced May 25, 2021 and terminates November 30, 2024, according to the above-described terms.

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

Adopted February 22, 2023 by voice vote.

ACT NO. 103-2023 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS
WITH NEW YORK STATE DEPARTMENT OF LABOR AND THE
CATTARAUGUS-ALLEGANY WORKFORCE INVESTMENT BOARD FOR THE
NEW YORK SYSTEMS CHANGE AND INCLUSIVE OPPORTUNITIES NETWORK GRANT
THROUGH THE WORKFORCE INNOVATION AND OPPORTUNITY ACT
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(NY SCION Grant)**

Pursuant to 2 CFR Part 200 and Sections 363, 366 and 450 of the County Law.

WHEREAS, the County was awarded a grant in the amount of \$300,000.00 to administer a three-year statewide initiative known as the New York Systems Change and Inclusive Opportunities Network (NY SCION), under the authority of the Workforce Innovation and Opportunity Act (WIOA), and

WHEREAS, Act 165-2022 authorized the acceptance of NY SCION funding for year 1 in the amount of \$83,743.00 (Grant #AA-34785-20-55-A-36), and

WHEREAS, NY SCION funding for year 2 has now been awarded in the amount of \$100,000.00 (Grant #AA-36336-21-55-A-36), and

WHEREAS, the purpose of this grant is to improve employment outcomes for individuals with disabilities, ages 18 and older, using existing training, career pathways, Integrated Resource Teams (IRTs) Ticket to Work (TTW) and asset development, and

WHEREAS, the Cattaraugus-Allegany Workforce Investment Board will use the aforementioned grant funds to hire and support a Disability Resource Coordinator to work with partner agencies to build a team to assess the needs of area employers, as well as provide training for individuals with disabilities to succeed in the workforce, and

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

WHEREAS, the aforementioned program is 100% federally funded (CFDA #17.278-WIOA NY SCION), and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to accommodate the aforementioned grant funding, 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 Department of Labor, in order to accept and receive the aforementioned grant, for a term commencing January 1, 2023 and terminating December 31, 2023, 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.631.6290.6323.4791.13	WIA NYSCION Grant	\$100,000.00
Increase Appropriation Account:		
A.631.6290.6323.41603	Contracted Services	\$100,000.00.

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

Adopted February 22, 2023 by voice vote.

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MRS. HUNT moved, seconded by Mr. Parker, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 104-2023 through Act No. 115-2023. Carried.

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ACT NO. 104-2023 by Mr. VanRensselaer
who asks immediate consideration

APPOINTMENT TO CATTARAUGUS COUNTY ETHICS BOARD

Pursuant to Local Law Number 8-1990 of the
Cattaraugus County Legislature.

RESOLVED, that Ann M. Giglio is hereby appointed to the Cattaraugus County Ethics Board for a three-year term to expire December 31, 2025.

Adopted February 22, 2023 by voice vote.

ACT NO. 105-2023 by Mr. Higgins and Mr. Marsh
who ask immediate consideration

**BID ACCEPTANCE FOR PRINTING OF
2023-2024 ENCHANTED MOUNTAINS 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 2023-2024 Enchanted Mountains Activities Guide, according to specifications provided by the Development and Agriculture Committee, and

WHEREAS, the lowest bid received meeting specifications for 120,000 copies of the 2023-2024 Enchanted Mountains Activities Guide was the bid of Freeport Press, Inc., 2127 Reiser Avenue, SE, New Philadelphia, Ohio 44663, for a total print cost of \$57,260.00, based on each of the following categories:

Printing of 2023-2024 Enchanted Mountains Activities Guide

120,000 copies	56 pages	\$57,260.00
8-3/8" x 10-7/8", four color,		
Cover - 100# Gloss Text #3;		
Inside 56 pages - 50# Gloss Text #4;		
folded, gathered, saddle stitched and trimmed to size		

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 Freeport Press be, and the same hereby is, accepted, for a term commencing February 1, 2023 and terminating July 31, 2023, 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.
Invitation for Bids was posted on County website.
Four bids were received meeting specifications.

Adopted February 22, 2023 by voice vote.

ACT NO. 106-2023 by Ms. Schröder
who asks immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF CONFIDENTIAL SECRETARY
TO ADMINISTRATOR OF ASSIGNED COUNSEL,
ESTABLISHING COMPENSATION FOR THE SAME AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Assigned Counsel)**

Pursuant to Sections 204, 205, 363 and 366 of the County Law and
Section 22 of the Civil Service Law.

WHEREAS, the Assigned Counsel Program is in need of support staff for its office, and
WHEREAS, a New Position Duties Statement has been submitted to the Cattaraugus
County Personnel Officer, who has approved and certified the title of Confidential Secretary to
Administrator of Assigned Counsel in accordance with Civil Service Law Section 22, and

WHEREAS, sufficient funds through the Hurrell-Harring Reform Grant are available for this
position, and

WHEREAS, various appropriation accounts must be adjusted to accommodate the funding
of this position, now, therefore, be it

RESOLVED, that effective March 1, 2023, there is hereby created one (1) position of
Confidential Secretary to Administrator of Assigned Counsel in the Assigned Counsel’s Office to be filled
on a full-time basis, Managerial & Confidential Officers and Employees, Pay Grade 21 (\$31.14 per hour),
Position No. 117-413-001, and be it further

RESOLVED, that upon termination of state funding for this position, then this position shall
be automatically abolished, and be it further

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

Decrease Appropriation Account:		
A.119.1183.1175.41233	Professional Services	\$53,031.27
Increase Appropriation Accounts:		
A.119.1183.1176.11000	Full-Time Wages	\$45,775.80
A.119.1183.1176.81000	FICA	\$ 3,501.85
A.119.1183.1176.82000	Retirement	\$ 3,753.62.

Adopted February 22, 2023 by voice vote.

ACT NO. 107-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
MCCARTHY & CONLON, LLP FOR
PREPARATION AND REVIEW OF COST REPORTS FOR DEPARTMENT OF HEALTH**

Pursuant to Sections 210 and 450 of the County Law.

WHEREAS, Act 477-2020 authorized a contract with McCarthy & Conlon, LLP, for the provision of auditing, accounting and reimbursement consultant services for the County Departments of Health and Community Services for the year ending December 31, 2020, the term of which expired December 31, 2021, and

WHEREAS, McCarthy & Conlon, LLP, 123 Quaker Road, Suite 103B, Queensbury, New York 12804, has agreed to provide the services necessary for the preparation and review of cost reports for the County Department of Health for the year ending December 31, 2022, in accordance with the following schedule:

Health Department	\$20,000.00
<ul style="list-style-type: none"> • Preparation and Review of Certified Home Health Care Agency Medicare Cost Reports; • Review Certified Home Health Agency, Long-Term Home Health Care Program and Ambulatory Health Care Facility Medicaid Cost Reports; • Audit certain financial and statistical data of the Health Department for the year ending December 31, 2022 for the purpose of expressing an opinion as to whether the applicable schedules included in the Certified Home Health Agency, Long-Term Home Health Care Program, and Ambulatory Health Care Facility Medicaid cost reports ("cost reports") fairly present, in all material respects, certain financial and statistical data of the Health Department in conformity with the applicable instructions furnished by the NYSDOH relating to the preparation of the cost reports. The audit will be conducted with the objective of expressing an opinion on the cost reports. • Prepare the Certified Home Health Care Agency (CHHA) Medicare Cost Report in accordance with the requirements of the Centers for Medicare and Medicaid Services for the year ending December 31, 2022. These reports and all necessary attachments will be provided to the County in the proper format for filing with the Centers for Medicare and Medicaid Services, 	

and

WHEREAS, the aforementioned services must be conducted in order for the County to receive any State reimbursement, 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 McCarthy & Conlon, LLP, for the provision of the above-described services, for a term commencing January 1, 2023 and terminating December 31, 2023, 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 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 February 22, 2023 by voice vote.

ACT NO. 108-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED GRANT DOCUMENTS WITH THE
NEW YORK STATE DEPARTMENT OF HEALTH AND HEALTH RESEARCH, INC. REGARDING
EPIDEMIOLOGY AND LABORATORY CAPACITY (ELC) FUNDS FOR REOPENING SCHOOLS
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(COVID-19 – Health Department)**

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

WHEREAS, Act 249-2021 authorized the Chairman to execute grant documents with the New York State Department of Health (NYSDOH) and Health Research, Inc., for the allocation of \$2,821,444.00 to enable schools/districts in Cattaraugus County to establish COVID-19 screening testing programs to support and maintain in-person learning, and

WHEREAS, additional funds have been allocated for the aforementioned purpose in the amount of \$282,144.00, bringing the total contract amount to \$3,103,588.00, and

WHEREAS, this project is supported by the Centers for Disease Control and Prevention (CDC) of the U.S. Department of Health and Human Services (HHS) as part of a financial assistance award 100% funded by the CDC/HHS, with no cost to the County, and

WHEREAS, various appropriation and 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 amended grant documents, on behalf of Cattaraugus County, with the New York State Department of Health and Health Research, Inc., in order to accept additional funds, for enrollment and participation in the ELC Funds for Reopening Schools project, 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 Account:

A.401.4095.4081.4401.12	Federal Aid, Public Health ELC School	\$282,144.00
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Increase Appropriation Account:

A.401.4095.4081.40819	ELC COVID School Re-Opening Assistance	\$282,144.00.
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Adopted February 22, 2023 by voice vote.

ACT NO. 109-2023 by Mrs. Andreano
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT
WITH RELIAS, LLC FOR PURCHASE OF
SKILLED NURSING & ASSISTED LIVING TRAINING SOFTWARE
FOR THE PINES HEALTHCARE AND REHABILITATION CENTERS
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Nursing Homes)**

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

WHEREAS, Act 145-2022 authorized a contract with Relias, LLC, 1010 Sync Street, Suite 100, Morrisville, North Carolina 27560, for the provision of a Skilled Nursing and Assisted Living – Standard Package training software package for The Pines Healthcare and Rehabilitation Center-Olean Campus, focused on enhancing clinical and interpersonal skills, and

WHEREAS, the Department of Nursing Homes is desirous of purchasing the same software package for The Pines-Machias Campus, and

WHEREAS, Relias, LLC, can provide the Skilled Nursing and Assisted Living – Standard Package training software to the County for The Pines-Machias Campus for an amount not to exceed \$22,219.31, to be paid as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Relias, LLC, for the provision of the above-described training software, for a term commencing March 1, 2023 to continue in full force and effect until terminated by either party hereto, according to the above-described terms, and be it further

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

Decrease Appropriation Account:		
EI.453.4530.1160.20002	Capital Expenditures	\$11,869.01
Increase Appropriation Account:		
EI.453.4530.8319.41406	Contracted Computer Services	\$11,869.01.

Adopted February 22, 2023 by voice vote.

ACT NO. 110-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT BETWEEN
CATTARAUGUS COUNTY AND JAMESTOWN COMMUNITY COLLEGE FOR
STAFF DEVELOPMENT AND TRAINING COORDINATOR SERVICES FOR 2022**

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

WHEREAS, Act 423-2021 authorized a contract with Jamestown Community College, for an employee education and training program for the Department of Social Services, the term of which expired December 31, 2022, and

WHEREAS, the County Department of Social Services is desirous of amending the aforementioned contract to compensate for increased personnel costs associated with the training services in the amount of \$6,692.84, and

WHEREAS, under the aforementioned contract, as amended, the total amount paid to JCC for training coordinator services provided in 2022 is \$96,684.84, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Jamestown Community College, for the provision of the above-described additional compensation, for the term commencing January 1, 2022 and terminating December 31, 2022, according to the above-described terms.

Adopted February 22, 2023 by voice vote.

ACT NO. 111-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT BETWEEN
CATTARAUGUS COUNTY AND JAMESTOWN COMMUNITY COLLEGE FOR
STAFF DEVELOPMENT AND TRAINING COORDINATOR SERVICES FOR 2023**

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

WHEREAS, Act 500-2022 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, 2023, and

WHEREAS, the County Department of Social Services is desirous of amending the aforementioned contract to compensate for increased personnel costs associated with the training services in the amount of \$1,560.60, and

WHEREAS, under the aforementioned contract, as amended, the total amount to be paid to JCC for training coordinator services provided in 2023 is \$98,560.60, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Jamestown Community College, for the provision of the above-described additional compensation, for a term commencing January 1, 2023 and terminating December 31, 2023, according to the above-described terms.

Adopted February 22, 2023 by voice vote.

ACT NO. 112-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
CATTARAUGUS REHABILITATION CENTER, INC. D/B/A INTANDEM AND
NYSARC, INC., CATTARAUGUS NIAGARA COUNTIES CHAPTER D/B/A INTANDEM
FOR PROVISION OF SERVICES AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Sections 41.07 and 75.13 of the Mental Hygiene Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 144-2022 authorized approval of a contract with Cattaraugus Rehabilitation Center, Inc. d/b/a Intandem and NYSARC, Inc., Cattaraugus Niagara Counties Chapter d/b/a Intandem, 1439 Buffalo Street, Olean, New York 14760, for the provision of adult day care services and comprehensive programs and service facilities for the mentally ill, developmentally disabled, and physically handicapped residents of Cattaraugus County, the term of which expired December 31, 2022, and

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

WHEREAS, Cattaraugus Rehabilitation Center, Inc. d/b/a Intandem and NYSARC, Inc., Cattaraugus Niagara Counties Chapter d/b/a Intandem can provide comprehensive programs and services for the mentally ill, developmentally disabled and physically handicapped individuals for an amount not to exceed \$293,511.00, to be paid as invoiced, and

WHEREAS, New York State has approved funding for the above-described programs in the total amount not to exceed \$293,511.00 for the period January 1, 2023 through December 31, 2023, and

WHEREAS, these programs are 100% state funded, and

WHEREAS, various appropriation and 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 a contract, between the Cattaraugus County Community Services Board with Cattaraugus Rehabilitation Center, Inc. d/b/a Intandem and NYSARC, Inc., Cattaraugus Niagara Counties Chapter d/b/a Intandem, to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2023 and terminating December 31, 2023, 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 state aid funding or cost of living adjustments (COLAs) or reduction in funding 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 upon reduction of either state or federal funding for this program, the County, in its sole discretion, and upon notice, may reduce the rate for services provided by the percentage of reduction in state or federal funding, 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:

Decrease Estimated Revenue Accounts:

A.434.4322.0330.3491.620	State Aid, OMRDD, Chapter 620	\$ 932.00
A.434.4322.0330.3491.OT620	State Aid, OMRDD, Other Than 620	\$ 1,392.00
A.434.4322.1650.3490.965	State Aid, OMH, LGU Admin: COLA	\$ 823.00

Increase Estimated Revenue Accounts:

A.434.4322.0670.3490.200	State Aid, OMH, Reinvestment	\$ 617.00
A.434.4322.1650.3490.0001A	State Aid, OMH, Local Assistance Adults	\$ 426.00
A.434.4322.1650.3490.046L	State Aid, OMH, C&F Comm Support Program	\$16,411.00
A.434.4322.1650.3490.965S	State Aid, OMH, LGU Admin Personnel Services	\$ 1,640.00
A.434.4322.2620.3490.570	State Aid, OMH, Health Homes	\$ 1,655.00
A.434.4322.2720.3490.034J	State Aid, OMH, Adult Case Mgt & ACT	\$ 7,654.00
A.434.4322.2740.3490.570	State Aid, OMH, Health Homes	\$ 1,015.00

Decrease Appropriation Accounts:

A.434.4322.0330.42020.620	State Aid, OMRDD, Chapter 620	\$ 932.00
A.434.4322.0330.42020.OT620	State Aid, OMRDD, Other Than 620	\$ 1,392.00
A.434.4322.1650.42020.965	State Aid, OMH, LGU Admin: COLA	\$ 823.00

Increase Appropriation Accounts:

A.434.4322.0670.42020.200	Rehabilitation Center, Reinvestment	\$ 617.00
A.434.4322.1650.42020.0001A	State Aid, OMH, Local Assistance Adults	\$ 426.00
A.434.4322.1650.42020.046L	State Aid, OMH, C&F Comm Support Program	\$16,411.00
A.434.4322.1650.42020.965S	Rehabilitation Center, Minimum Wage	\$ 1,640.00
A.434.4322.2620.42020.570	Rehabilitation Center, Health Homes	\$ 1,655.00
A.434.4322.2720.42020.034J	Rehabilitation Center, Adult Case Management	\$ 7,654.00
A.434.4322.2740.42020.570	Rehabilitation Center, Health Homes	\$ 1,015.00.

Adopted February 22, 2023 by voice vote.

ACT NO. 113-2023 by Mr. Burr and Ms. Schröder
*and Mr. Benson, Mr. Helmich, Mr. Higgins, Mrs. Hunt,
 Mr. Klancer, Mr. Marsh, Mr. Parker, Mr. Smith,
 Mr. Snyder, Mr. VanRensselaer and Mr. Koch¹*
 who ask immediate consideration

OPPOSING CHANGES TO IN REM FORECLOSURE

Pursuant to Section 153 of the County Law.

WHEREAS, Governor Hochul's Executive Budget proposes to change the In Rem Foreclosure process so that when a tax delinquent property is foreclosed upon by the County and sold, any money the county receives that exceeds the liability amount (overdue taxes, penalties, interest, mortgage liens, etc.) will be returned to the property owner, minus applicable administrative costs to the local government, and

WHEREAS, if this proposal is adopted, Cattaraugus County will lose approximately \$1 million per year, and

WHEREAS, the loss of this revenue will cause an extreme burden and hardship for Cattaraugus County taxpayers, and

WHEREAS, that such proposal would result in a cascading negative effect upon counties wherein there would be significant burden of managing unpaid tax properties with no benefit, and would encourage non-payment of taxes and most likely result in low intervention by banks and mortgage holders to protect lien interests, and

WHEREAS, this is nothing less than a revenue confiscation by the State in the context of the worst state budget for counties in a generation, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby vehemently opposes Governor Hochul's proposal to change the In Rem Foreclosure process for counties, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Senate Minority Leader Rob Ortt, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William Barclay, Senator George Borrello, Assemblyman Joseph Giglio, New York State Association of Counties, and the Inter-County Association of Western New York.

¹The following Legislators requested their names be listed as additional sponsors: "Mr. Benson, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh, Mr. Parker, Mr. Smith, Mr. Snyder, Mr. VanRensselaer and Mr. Koch".

Adopted February 22, 2023 by voice vote.

ACT NO. 114-2023 by Mr. Burr and Ms. Schröder
*and Mr. Helmich*¹
who ask immediate consideration

OPPOSING MINIMUM WAGE INDEX TO INFLATION

Pursuant to Section 153 of the County Law.

WHEREAS, Governor Hochul's Executive Budget proposes to automatically increase, and cap, the minimum wage in New York State to be consistent with the year-over-year Consumer Price Index-W for the Northeast Region, and

WHEREAS, the proposed plan to tie the minimum wage to inflation is inadequate for struggling low-income workers and equates to an estimated extra \$13 per week, and

WHEREAS, inflation is increasing the cost of everything from home heating to groceries, making it very difficult for families to make ends meet, and

WHEREAS, historically increasing the minimum wage has been economically ineffective at raising the standard of living for low income workers, and

WHEREAS, the State's recent actions on fossil fuel bans and other energy moratoriums will only drive up energy costs mitigating any gains from a minimum wage increase, and

WHEREAS, a better use of state policy would be to provide realistic skills to workers allowing them to raise their wages in a free market, and

WHEREAS, the State incorrectly indexes the minimum wage to the Consumer Price Index (CPI) which is an inappropriate inflation gauge as it does not allow for the substitution effect offered by more accurate inflation measures like the Personal Consumption Expenditures Price Index (PCE), and

WHEREAS, the State uses CPI, which has a large weighting in the price basket to housing which follows national housing trends that have consistently overstated housing inflation relative to areas like Western New York which has consistently trailed national housing growth, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby opposes Governor Hochul's proposal to index the minimum wage to inflation, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Senate Minority Leader Rob Ortt, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William Barclay, Senator George Borrello, Assemblyman Joseph Giglio, the New York State Association of Counties, and the Inter-County Association of Western New York.

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

Adopted February 22, 2023 by voice vote. Mr. Koch voting No.

ACT NO. 115-2023 by Mr. Brisky, Mr. Burr and Mr. VanRensselaer
and Mr. Benson, Mr. Helmich and Ms. Schröder¹
who ask immediate consideration

**URGING NEW YORK STATE LEGISLATORS TO ADVOCATE ON BEHALF
OF SUNY COMMUNITY COLLEGES TO INCREASE FUNDING TO
COMMUNITY COLLEGES IN THE STATE BUDGET**

Pursuant to Section 153 of the County Law.

WHEREAS, State University of New York's (SUNY's) community colleges serve the largest percentage of low income, historically marginalized populations, and many working adults of all SUNY sectors, and

WHEREAS, with the Governor's Executive Budget calling for a flat amount of base operating aid and with no increase to base aid, community colleges will be unable to appropriately and substantially meet the Governor's and SUNY Chancellor's Equity Agenda, and

WHEREAS, the community college sector and Jamestown Community College advocated for a 4% increase over last year's funding to accommodate cost of living increases, inflationary related expenses, TAP support for workforce program funding, and operating needs to support student success, and

WHEREAS, the Governor also added language in the Executive Budget Aid to Localities Bill, Page 899, Lines 20-43 of the Same: "... provided further that up to 20 percent of the amount of aid authorized pursuant to this appropriation shall be payable subject to a plan developed by the state university of New York and approved by the director of the budget with actions necessary for community

colleges to undertake in order to operate without reliance on the base aid funding floor in future years”, and

WHEREAS, if the Governor’s proposed budget and proposal to hold back needed operating funds remains unchanged, Jamestown Community College would forego about \$310,000 in base State Aid, as well as potentially lose an additional \$1,550,080 if 20% of the aid was held for a period of time or indefinitely, and

WHEREAS, any delay in state aid payment creates an undue burden on the community colleges to manage operating expenses, including payroll, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby urges New York State Legislators to advocate on behalf of the community college sector of SUNY by adding an additional \$17 million in operating base aid for the community colleges as requested and remove any language to hold back 20 percent of operating base aid, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Senate Minority Leader Rob Ortt, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William Barclay, Senator George Borrello, Assemblyman Joseph Giglio, New York State Association of Counties, and the Inter-County Association of Western New York.

¹The following Legislators requested their names be listed as additional sponsors: “Mr. Benson, Mr. Helmich and Ms. Schröder”.

Adopted February 22, 2023 by voice vote.

MOTION TO ADJOURN IN MEMORY OF GARY T. PATTERSON

WHEREAS, Gary T. Patterson, 75, formerly of Randolph, passed away on February 17, 2023, in Waynesville, Ohio, and

WHEREAS, on January 14, 1969, Captain Patterson began his employment with Cattaraugus County in the Sheriff’s Department as a deputy, and on December 21, 1982, he was promoted to Deputy Sheriff Technical Sergeant, and

WHEREAS, on September 4, 1986, he assumed a supervisory role with the Communications Division where he supervised the transition to a new Countywide Emergency Services Dispatch Center, implementing the new data processing and records system and the Cattaraugus County Enhanced 911 system, and

WHEREAS, Captain Patterson was the 911 Dispatch Center’s supervisor and the Cattaraugus County 911 Coordinator until his retirement on January 14, 2003, serving Cattaraugus County and the Sheriff’s Department a total of 34 years, and

WHEREAS, on January 15, 2003, Captain Patterson was reinstated as a Deputy Sheriff, working part time until February 13, 2009, and

WHEREAS, after retirement, Captain Patterson and his wife worked many years as Christian volunteers with a group known as “SOWER’S”, participating on various service projects throughout North America, and

WHEREAS, Captain Patterson is survived by his wife Carol; four daughters: Julie Walker of McDonough, GA; Tina Patterson of Randolph; Crystal Keicher of Bethel Park, PA; and Stacey Almeter of Waynesville, OH; one son: Scott Patterson of Randolph; 19 grandchildren; and one brother: Craig Patterson of Jekyll Island, GA, and

WHEREAS, the loss of his presence will be sadly felt by his many friends and colleagues in Cattaraugus County, now, therefore, Legislators VanRensselaer and Marsh hereby

MOVE, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, in memory of Captain Gary T. Patterson, and this Motion be seconded by the rest of the Legislature, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, until its next meeting, unless specially convened, in memory of Captain Gary T. Patterson, and be it further

RESOLVED, that the Clerk of the Legislature be, and hereby is, directed to forward a certified copy of this Motion to his wife.

* * * * *

MR. BENSON moved, seconded by Mr. Smith, to adjourn until March 8, 2023 at 5:00 p.m. Carried.

Meeting adjourned at 5:20 p.m.

Ann M. Giglio
Journal Clerk