

June 28, 2023

The meeting was called to order by Vice-Chairman Burr.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed four Legislators absent – Koch, Parker, Smith, VanRensselaer.

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There being no amendments or objections thereto, Vice-Chairman Burr noted that the minutes of the June 14, 2023 session stand approved as presented.

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PUBLIC HEARING:

VICE-CHAIRMAN BURR announced this is the time and place called for a public hearing on the Manufactured Housing Replacement Program Grant for the purpose of closing out the Project by obtaining citizen views regarding any aspect of the Project, and that anyone wishing to speak may now do so.

There being no one wishing to speak, Vice-Chairman Burr declared the public hearing closed.

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ACT NO. 286-2023 by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR EXTERIOR PAINTING OF
CATTARAUGUS COUNTY OFFICE BUILDING-OLEAN AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Buildings & Grounds)**

Pursuant to Section 103 of the General Municipal Law and
Sections 363 and 366 of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for exterior painting of the Cattaraugus County Office Building in Olean, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications was submitted by James A. Katsinis d/b/a All-In Painting Company, 285 Crestmont Avenue #267, Tonawanda, New York 14150, with a mailing address of P.O. Box 987, Williamsville, New York 14231, in the amount of \$59,375.00, to be paid as invoiced, and

WHEREAS, the term of the aforementioned contract shall commence within ten (10) days of the effective date of the contract and be completed on or before September 30, 2023, and

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

RESOLVED, that the bid of James A. Katsinis d/b/a All-In Painting Company, be, and the same hereby is, accepted, and be it further

RESOLVED, that the vouchers accordingly certified by the Director of the Department of Buildings & Grounds be audited by the Auditor and paid by the County Treasurer, and be it further

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

Decrease Appropriation Account:

A.504.1623.0000.21107	Olean Building DSS Rehabilitation	\$9,375.00
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Increase Appropriation Account:

A.504.1623.0000.21117	Olean Building Exterior Painting	\$9,375.00.
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No State Bid.

Sixteen sets of specifications were sent out.

Three bids were received which met specifications.

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

Adopted June 28, 2023 by voice vote.

ACT NO. 287-2023 by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR HVAC AND REFRIGERATION SYSTEMS
INSPECTION, TESTING AND MAINTENANCE FOR COUNTY BUILDINGS
(Department of Buildings and Grounds)**

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 systems inspection, testing and 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:

HVAC and Refrigeration Systems Inspection, Testing & Maintenance

	7/1/2023 - 6/30/2025	7/1/2025 - 6/30/2027
Buildings:	Per Year Cost	Per Year Cost
County Center & Jail – Little Valley	\$1,500.00	\$1,700.00
DPW Facility - Little Valley	\$3,000.00	\$3,200.00
DPW Franklinville Highway Barn – Franklinville	\$ 600.00	\$ 700.00
County Office Building-Olean	\$3,200.00	\$3,400.00
The Pines Healthcare – Olean	\$4,400.00	\$4,600.00
The Pines Healthcare – Machias	\$4,400.00	\$4,600.00
Stone House – Machias	\$1,800.00	\$2,000.00
Radio Towers:		
Dutch Hill Radio Tower	\$ 400.00	\$ 500.00
McCarty Hill Radio Tower	\$ 400.00	\$ 500.00

Yorkshire Radio Tower	\$ 400.00	\$ 500.00
Dayton Radio Tower	\$ 400.00	\$ 500.00
Knapps Creek Radio Tower	\$ 400.00	\$ 500.00
Lyndon Radio Tower	\$ 400.00	\$ 500.00
Nicholas Radio Tower	\$ 400.00	\$ 500.00
Oldro Hill Radio Tower	<u>\$ 400.00</u>	<u>\$ 500.00</u>
Annual Total	\$22,100.00	\$24,200.00
TOTAL FOR 2-YEAR PERIOD	\$44,200.00	\$48,400.00
Hourly Rate for Work Not Covered by Contract	\$102.50	\$112.50

now, therefore, be it

RESOLVED, that the bid of Van Hook Service Co., Inc., be, and the same hereby is, accepted, for a four-year term, commencing July 1, 2023 and terminating June 30, 2027, and be it further

RESOLVED, that the vouchers accordingly certified by the Director of the Department of Buildings and Grounds be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Twenty-One 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 June 28, 2023 by voice vote.

ACT NO. 288-2023 by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR REHABILITATION OF COUNTY ROAD NO. 14
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law, Section 131-b of the Highway Law and Sections 363 and 366 of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the rehabilitation of County Road No. 14 (Toad Hollow Road) from Five Points intersection to County Road No. 13 (Maples Road) in the Town of Mansfield, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications was submitted by Concrete Applied Technology Group (CATCO), 1266 Townline Road, Alden, New York 14004, in the amount of \$2,715,240.52, to be paid as invoiced, and

WHEREAS, the term of the aforementioned contract shall commence within ten (10) days of the effective date of the contract and be completed by October 31, 2023, and

WHEREAS, various appropriation accounts must be adjusted to cover the costs of the aforementioned rehabilitation project, now, therefore, be it

RESOLVED, that the bid of Concrete Applied Technology Group (CATCO) 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, and be it further

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

Decrease Appropriation Account:

H.504.5197.5197.27039	County Road No. 12	\$350,000.00
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Increase Appropriation Account:

H.504.5197.5197.27074	County Road No. 14	\$350,000.00.
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No State Bid.

Forty-One sets of specifications were sent out.

Four bids were received which met specifications.

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

Adopted June 28, 2023 by voice vote.

ACT NO. 289-2023 by Mr. Benson and Mr. Helmich

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(CHIPS – Department of Public Works)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, Cattaraugus County has received additional CHIPS funding in the amount of \$367,198.60 for 2023, and

WHEREAS, the Department of Public Works is desirous of allocating the CHIPS funding for various highway projects, and

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

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

Increase Estimated Revenue Account:

H.504.5197.5197.3501	State Aid, Consolidated Highway Aid	\$367,198.60
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Increase Appropriation Account:

H.504.5197.5197.27074.41603	Contracted Services - County Road #14	\$367,198.60.
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Approved by 7 members of the Finance Committee and 5 members of the Public Works Committee.

Adopted June 28, 2023 by voice vote.

ACT NO. 290-2023 by Mr. Benson, Mr. Helmich and Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH TETRA TECH, INC. FOR
HAZARD MITIGATION PLANNING SERVICES FOR
2025 MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN UPDATE**

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

WHEREAS, Act 73-2014 authorized the adoption of the Cattaraugus County Multi-Jurisdictional Hazard Mitigation Plan, and

WHEREAS, the aforementioned Hazard Mitigation Plan must be updated no less than every five (5) years, and

WHEREAS, the Department of Public Works is desirous of updating the Cattaraugus County Multi-Jurisdictional Hazard Mitigation Plan, and

WHEREAS, Tetra Tech, Inc., 2000 Linglestown Road, Suite 203, Harrisburg, Pennsylvania 17110, can provide the aforementioned professional services for a lump sum amount of \$123,029.71, to be paid on a percent-of-completion basis, 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 a contract, on behalf of Cattaraugus County, with Tetra Tech, Inc., for the provision of the above-described services, for a term commencing June 22, 2023 and terminating December 31, 2024, according to the above-described terms.

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

Adopted June 28, 2023 by voice vote.

ACT NO. 291-2023 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
VILLAGE OF LITTLE VALLEY FOR LEACHATE DISPOSAL SERVICES**

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

WHEREAS, Act 230-2018 authorized a contract with the Village of Little Valley for the provision of leachate disposal services from the Five Points Landfill at the Little Valley Wastewater Treatment Plant, the term of which expires June 30, 2023, and

WHEREAS, the County is desirous of extending the term of the aforementioned contract to December 31, 2023, under the same terms and conditions, and at the current rate of \$.0059 per gallon of waste, and

WHEREAS, sufficient funds are included in the budget to cover the costs for 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 extension, on behalf of Cattaraugus County, with the Village of Little Valley, for the provision of the above-described disposal services, to extend the term of the contract which commenced July 1, 2018 to December 31, 2023, according to the above-described terms.

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

Adopted June 28, 2023 by voice vote.

ACT NO. 292-2023 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CLEAN HARBORS ENVIRONMENTAL SERVICES, INC. FOR
HOUSEHOLD HAZARDOUS WASTE PROGRAM**

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

WHEREAS, Act 319-2022 authorized a contract with Clean Harbors Environmental Services, Inc., 42 Longwater Drive, Norwell, Massachusetts 02061, for the collection, transportation and disposal of household hazardous waste for Cattaraugus County residents, the term of which expired May 31, 2023, and

WHEREAS, the County Department of Public Works is desirous of conducting one (1) Household Hazardous Waste Collection day per year for the collection of limited quantities of non-usable oil-based paint, select nonchlorinated solvents, corrosives, pesticides and miscellaneous other home chemicals, such as chemistry sets, pool chemicals and photograph chemicals, and

WHEREAS, Clean Harbors Environmental Services, Inc., has been recommended to provide for the collection, transportation and disposal of household hazardous waste for Cattaraugus County residents, for an estimated amount of \$20,000.00 per year based on estimated quantities, in accordance with the following rate schedule:

Based on 200 vehicles participating in each event

<u>Operations</u>	<u>Price</u>
Site Set-up Fee - This fee shall include all contractor costs associated with the operation of each event, such as personnel, equipment, supplies, analytical, emergency response fee, and document preparation charge	\$4,570.00 Flat fee per event

Item for Disposal (Includes Transportation)	Contractor's Estimated Generation	Minimum Weight of Filled Container	PRICE Rate/Unit
Processable Paints & Varnishes (LPTP)	0 Flex Bins	675 min. lbs./Flex Bin	\$540.00/cu. yd. box
	0 55 gal. drums	180 min. lbs./55 gal. drum	\$196.10/55 gal. drum
Flammable Resins & Adhesives (LPTN)	4 Flex Bins	675 min. lbs./Flex Bin	\$822.56/cu. yd. box
	0 55 gal. drums	180 min. lbs./55 gal. drum	\$239.56/55 gal. drum
Organic Liquids, Flammable Liquids and Solvents (Other than 55 gal. drum, indicate size) (FB1)	0 Flex Bins	n/a min. lbs./Flex Bin	\$137.80/55 gal. drum
	9 55 gal. drums	350 min. lbs./55 gal. drum	
Aerosols (LCCRQ)	0 Flex Bins	675 min. lbs./Flex Bin	\$1142.68/ cu. yd. box
	6 55 gal. drums	180 min. lbs./55 gal. drum	\$346.62/55 gal. drum
Chemicals:	7 55 gal. drums	180 min. lbs./55 gal. drum	\$346.62/55 gal. drum

Oxidizers, Acids and Bases (LCCRA/B/O)	0	30 gal. drums	100 min. lbs./30 gal. drum	\$259.70/30 gal. drum
	2	5 gal. drums	25 min. lbs./5 gal. drum	\$103.88/5 gal. drum
Pesticides – Liquid & Solid (LCCRC)	7	55 gal. drums	180 min. lbs./55 gal. drum	\$346.62/55 gal. drum
Pesticides – Dioxin Precursors (LCCRC)	1	55 gal. drums	*if HHW Exempt	\$346.62/55 gal. drum
Antifreeze (B35)	0	55 gal. drums	350 min. lbs./55 gal. drum	\$163.24/55 gal. drum
Mercury (LCHG2)	1	5 gal. drums	25 min. lbs./55 gal. drum	\$650.00/5 gal. drum

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 Clean Harbors Environmental Services, Inc., for the provision of the above-described services, for a term commencing June 1, 2023 and terminating May 31, 2024, with the option of two (2) one-year extensions under the same terms, rates and conditions, according to the above-described terms.

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

Adopted June 28, 2023 by voice vote.

ACT NO. 293-2023 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE UNIFIED COURT SYSTEM FOR
AREA CLEANING SERVICES, REPAIRS AND MAINTENANCE**

Pursuant to Chapter 686 of the Laws of 1996, 22 NYCRR Part 34.1
and Section 450 of the County Law.

WHEREAS, Act 377-2018, as amended by Act 449-2022, authorized a contract with the NYS Unified Court System for the cleaning of court facilities as well as repairs and maintenance, the term of which expired March 31, 2023, and

WHEREAS, Chapter 686 of the Laws of 1996, as amended, gives the State of New York the fiscal responsibility of managing the interior cleaning of court facilities and the performance of minor and emergency repairs, and

WHEREAS, the Unified Court System has requested another five-year contract with Cattaraugus County commencing April 1, 2023, for the cleaning of court facilities, repairs and maintenance, and

WHEREAS, the New York State Unified Court System shall reimburse the County an amount of \$131,527.75 for the cleaning of court facilities, repairs and maintenance for the period April 1, 2023 through March 31, 2024, 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 Unified Court System for the provision of the above-described services and to accept reimbursement funds, for a term commencing April 1, 2023 and terminating March 31, 2024, according to the above-described terms.

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

Adopted June 28, 2023 by voice vote.

ACT NO. 294-2023 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING
THROUGH U.S. DEPARTMENT OF TRANSPORTATION FOR
SAFE STREETS AND ROADS FOR ALL FUNDING**

Pursuant to Section 450 of the County Law.

WHEREAS, federal funding is available through the U.S. Department of Transportation (USDOT) for the fiscal year 2023 Safe Streets and Roads for All (SS4A) Funding, and

WHEREAS, the purpose of the aforementioned grant is to improve roadway safety by significantly reducing or eliminating roadway fatalities and serious injuries through safety action plan development and refinement and implementation focused on all users, including pedestrians, bicyclists, public transportation users, motorists, personal conveyance and micromobility users, and commercial vehicle operators, and

WHEREAS, the County Department of Public Works is desirous of applying for the aforementioned planning grant funding to develop a Comprehensive Safety Action Plan, and

WHEREAS, the Comprehensive Safety Action Plan will identify safety improvements, programs and strategies to reduce by 50% the number of fatal crashes and serious injury crashes by 2050 with an eventual goal of eliminating roadway fatalities and serious injuries, and¹

WHEREAS, this grant is 80% federally funded (CFDA #20.939) and 20% County match, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature concurs and supports the goals identified as part of the 2023 Safe Streets and Roads for All (SS4A) grant application, and be it further¹

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the U.S. Department of Transportation, in order to apply for the USDOT Safe Streets and Roads for All 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.

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

¹MR. BRISKY moved, seconded by Mr. Boberg, to amend as follows: after the third Whereas, add: "WHEREAS, the Comprehensive Safety Action Plan will identify safety improvements, programs and

strategies to reduce by 50% the number of fatal crashes and serious injury crashes by 2050 with an eventual goal of eliminating roadway fatalities and serious injuries, and”; and after the fifth Whereas, add: “RESOLVED, that the Cattaraugus County Legislature concurs and supports the goals identified as part of the 2023 Safe Streets and Roads for All (SS4A) grant application, and be it further”. Carried.

Adopted, as amended, June 28, 2023 by voice vote.

ACT NO. 295-2023 by Mrs. Andreano and Mr. Helmich

AUTHORIZING CHARGE-OFFS OF CERTAIN ACCOUNTS RECEIVABLE IN THE DEPARTMENT OF COMMUNITY SERVICES

Pursuant to Section 153 of the County Law.

WHEREAS, the Department of Community Services has accounts receivable related to the Mental Health Clinic and the PROS Facility which have been deemed to be uncollectable from 2017 through 2018, and

WHEREAS, the Cattaraugus County Community Services Board has recommended that the County remove these bad debts from the records of the Department of Community Services, 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 Community Services in an amount of \$90,912.07, as follows:

Mental Health Clinic:		
2017 and prior		\$ 9,815.51
2018 and prior		\$76,672.33

PROS Facility:		
2018 and prior		\$ 4,424.23.

Approved by 7 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted June 28, 2023 by voice vote.

ACT NO. 296-2023 by Mr. Higgins and Mr. Marsh

AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION GREEN INNOVATION GRANT PROGRAM FOR ONOVILLE MARINA PARKING LOT RECONSTRUCTION PROJECT

Pursuant to Section 450 of the County Law.

WHEREAS, funding in the amount of \$3 Million is available through the New York State Environmental Facilities Corporation Green Innovation Grant Program for the reconstruction of three (3) parking lots located at the Onoville Marina, using eco-friendly pavement, and

WHEREAS, the Department of Economic Development, Planning & Tourism is desirous of applying for the aforementioned funding, and

WHEREAS, grant documents must be executed in order to apply for the aforementioned funding, and

WHEREAS, the aforementioned grant program requires a 10% County match, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the New York State Environmental Facilities Corporation to apply for funding provided through the Green Innovation Grant Program, for the above-described purpose, according to the above-described terms.

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

Adopted June 28, 2023 by voice vote.

ACT NO. 297-2023 by Mr. Boberg and Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC.
FOR SMALL MUNICIPAL AND COUNTY GOVERNMENT
ENTERPRISE LICENSE AGREEMENT PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 266-2020 authorized a contract with Environmental Systems Research Institute, Inc. (ESRI), 380 New York Street, Redlands, California 92373, for the provision of GIS software through the Small Municipal and County Government Enterprise License Agreement (ELA) program, the term of which expires August 9, 2023, and

WHEREAS, the County Office of Real Property Tax Services is desirous of renewing the County's GIS software license agreement, and

WHEREAS, ESRI can provide GIS software through the Small Municipal and County Government Enterprise License Agreement (ELA) program for an amount of \$56,700.00 per year for a three (3) year term, for a total not to exceed \$170,100.00, and

WHEREAS, the Small Municipal and County Government Enterprise License Agreement (ELA) program includes the ESRI products and services listed below:

- ArcGIS desktop products – ArcInfo, ArcEditor, ArcView;
- ArcGIS desktop extensions – 3D Analyst, Spatial Analyst, Geostatistical Analyst, ArcScan, Publisher, Maplex, Network Analyst, Schematics and Job Tracking Extension;
- ArcGIS server-based products – ArcGIS Server (advanced, standard, basic/workgroup enterprise);
- ArcIMS;
- ArcGIS Server Extensions – 3D Analyst, network Analyst, Spatial Analyst;
- ArcGIS Engine Runtime Deployments;

- ArcGIS Engine Runtime extensions – 3D Analyst, Spatial Analyst, Geodatabase Update network Analyst, ArcGIS Schematics and Maplex;
- ESRI Developer Network – 1 annual subscription to the ESRI Developer Network; and
- Instructor-Led Training – 5% discount on all courses at ESRI facilities,

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 Environmental Systems Research Institute, Inc. (ESRI), for the provision of the above-described services, for a term commencing August 10, 2023 and terminating August 9, 2026, according to the above-described terms.

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

Adopted June 28, 2023 by voice vote.

ACT NO. 298-2023 by Mrs. Andreano and Mr. Helmich
and Mr. Higgins and Mr. Smith¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CITY OF OLEAN FOR
REIMBURSEMENT FOR OATS BUS SERVICE**

Pursuant to Public Law 104-1993, Section 119-o of the
General Municipal Law and Section 450 of the County Law.

WHEREAS, Act 283-2022 authorized a contract with the City of Olean for the operation of the O.A.T.S. bus service within the City, the term of which expired May 31, 2023, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned bus service within the City of Olean, and

WHEREAS, the City of Olean has agreed to provide the O.A.T.S. bus transportation services to DSS-eligible recipients if the County agrees to reimburse the City an amount not to exceed \$25,000.00 for transportation services provided to DSS-eligible recipients during the period June 1, 2023 through May 31, 2024, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the City of Olean, for reimbursement for the provision of transportation services to DSS-eligible recipients, for a term commencing June 1, 2023 and terminating May 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 4 members of the Human Services Committee.

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

Adopted June 28, 2023 by voice vote.

ACT NO. 299-2023 by Mr. Helmich and Mr. Smith
and Mr. VanRensselaer¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS HANDICAPPED EDUCATION PROVIDERS FOR
YOUTH BUREAU CHILDREN WITH SPECIAL NEEDS PROGRAM**

Pursuant to Section 236 of the Family Court Act
and Section 450 of the County Law.

WHEREAS, Act 287-2022 authorized contracts with various handicapped education providers for the provision of educational and evaluation services for various County preschool-aged children with special needs, the terms of which expire June 30, 2023, and

WHEREAS, the Family Court Act mandates that the County provide payment for the educational and evaluation services which are approved by the Court, and

WHEREAS, contracts are necessary with education providers, related-service providers, and evaluators which are accredited by the New York State Education Department, and

WHEREAS, payments to the education providers, related-service providers, and evaluators will be in accordance with the budgetary tuition rate approved by the County and/or the State, and

WHEREAS, these services are 59.5% State funded and 40.5% County funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various education providers, related-service providers, and evaluators for the provision of the above-described services, for a term commencing July 1, 2023 and terminating June 30, 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 contracts shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contracts on thirty (30) days' written notice, and be it further

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

Approved by 6 members of the Finance Committee and 4 members of the Human Services Committee. Mrs. Andreano abstained from vote.

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

Adopted June 28, 2023 by voice vote.

ACT NO. 300-2023 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH ERIE 1 BOCES TECHNOLOGY SERVICES
FOR CLEARTRACK COUNTY MEDICAID MODULE**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 399-2022 authorized a contract with Erie 1 BOCES Technology Services, 355 Harlem Road, West Seneca, New York 14224, for the access to the ClearTrack County Medicaid Module for the Special Needs Pre-K Program for the 2022-2023 school year, the term of which expires June 30, 2023, and

WHEREAS, Erie 1 BOCES can provide access to the ClearTrack County Medicaid Module, for an amount not to exceed \$6,050.00 for the 2023-2024 school year, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned module, 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 Erie 1 BOCES Technology Services for the provision of the above-described services, for a term commencing July 1, 2023 and terminating June 30, 2024, according to the above-described terms.

Approved by 7 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted June 28, 2023 by voice vote.

ACT NO. 301-2023 by Mr. Boberg and Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WEST VALLEY CENTRAL SCHOOL DISTRICT
FOR SCHOOL RESOURCE OFFICER PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS¹**

Pursuant to *Sections 363, 366 and¹ 450* of the County Law.

WHEREAS, the West Valley Central School District is desirous of participating in the School Resource Officer ("SRO") Program by having a school resource officer placed in its facility, and

WHEREAS, the SRO Program is designed to provide education, law enforcement and counseling to high school students and to encourage youths not to abuse drugs or alcohol, and to promote living a safe, law abiding, successful life, and

WHEREAS, the Cattaraugus County Sheriff's Office has agreed to assign a law enforcement officer to the West Valley Central School District at no cost to the County, and

WHEREAS, the West Valley Central School District has agreed to pay to the Sheriff's Office the actual cost of one (1) full-time school resource officer, which shall include all wages and fringe benefits, and the costs associated with training and uniforms, and

WHEREAS, the West Valley Central School District shall provide a vehicle for SRO-related business and shall be responsible for all operational costs related to such vehicle, the use of which will be devoted to SRO-related business under the contract hereby authorized, including, but not limited to, tires, maintenance, fuel and repairs, and

WHEREAS, *various appropriation and revenue accounts must be adjusted¹* to cover the aforementioned costs, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the West Valley Central School District, for participation in the School Resource Officer Program, for a term commencing July 1, 2023 and terminating June 30, 2024, with the option to renew for successive one-year terms under the same terms and conditions, 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.311.3218.3227.2260.03	<i>Other Govts. Security Services</i>	\$136,599.00
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Increase Appropriation Accounts:

A.311.3218.3227.11000	<i>Full-Time Wages</i>	\$ 31,804.00
A.311.3218.3227.13000	<i>Overtime</i>	\$ 2,406.00
A.311.3218.3227.20101	<i>Vehicle</i>	\$ 85,491.00
A.311.3218.3227.45202	<i>Equipment Repair & Maintenance</i>	\$ 1,000.00
A.311.3218.3227.46111	<i>Uniforms & Personal Equipment</i>	\$ 865.00
A.311.3218.3227.81000	<i>FICA</i>	\$ 2,617.00
A.311.3218.3227.82000	<i>Retirement</i>	\$ 6,432.00
A.311.3218.3227.83000	<i>Health Insurance</i>	\$ 5,895.00
A.311.3218.3227.84000	<i>Dental Insurance</i>	\$ 89.00 ¹ .

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

¹MR. BRISKY moved, seconded by Mr. Boberg, to amend as follows: in the Title, add: "And Adjusting Various Appropriation and Revenue Accounts"; in the legislative authority, delete: "Section", and replace with: "Sections 363, 366 and"; in the sixth Whereas, delete: "sufficient funds are included in the budget", and replace with: "various appropriation and revenue accounts must be adjusted"; after the fourth Resolved, add: ", and be it further Resolved, that the County Administrator is hereby directed to make the following budgetary changes:

Increase Estimated Revenue Account:

A.311.3218.3227.2260.03	Other Govts. Security Services	\$136,599.00
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Increase Appropriation Accounts:

A.311.3218.3227.11000	Full-Time Wages	\$31,804.00
A.311.3218.3227.13000	Overtime	\$2,406.00
A.311.3218.3227.20101	Vehicle	\$85,491.00
A.311.3218.3227.45202	Equipment Repair & Maintenance	\$1,000.00
A.311.3218.3227.46111	Uniforms & Personal Equipment	\$865.00
A.311.3218.3227.81000	FICA	\$2,617.00
A.311.3218.3227.82000	Retirement	\$6,432.00
A.311.3218.3227.83000	Health Insurance	\$5,895.00
A.311.3218.3227.84000	Dental Insurance	\$89.00".

Carried.

Adopted, as amended, June 28, 2023 by voice vote.

ACT NO. 302-2023 by Mr. Boberg and Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
PIONEER CENTRAL SCHOOL DISTRICT FOR
SCHOOL RESOURCE OFFICER PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS¹**

Pursuant to *Sections 363, 366 and¹ 450* of the County Law.

WHEREAS, Act 242-2017, as amended by Act 345-2022, authorized a contract with the Pioneer Central School District ("District") for participation in the School Resource Officer ("SRO") Program by placing two (2) full-time and one (1) part-time school resource officers in its District, and

WHEREAS, the Pioneer Central School District has requested a third full-time school resource officer to be assigned effective July 1, 2023, and

WHEREAS, the Cattaraugus County Sheriff's Office has agreed to assign law enforcement officers to the District at no cost to the County, and

WHEREAS, the District has agreed to pay to the Sheriff's Office the actual cost of three (3) full-time and one (1) part-time school resource officers, which shall include all wages and fringe benefits, and the costs associated with training, uniforms and cellular phones, and

WHEREAS, the District shall be responsible for the initial purchase of any SRO vehicles and all of the operational costs associated with the SRO vehicles, including, but not limited to, tires, maintenance, fuel and repairs, and

WHEREAS, during the period of the County's ownership of the vehicles, the Sheriff may equip, paint and otherwise mark the vehicle, and convey ownership of the vehicles back to the District as soon as practicable following termination of the agreement, and

WHEREAS, upon the termination of the agreement, the Sheriff shall remove all such markings on the vehicles prior to its return to the District, and

WHEREAS, *various appropriation and revenue accounts must be adjusted*¹ to cover the cost of the SRO Program, 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 the Pioneer Central School District, for the provision of the School Resource Officer Program, for a term commencing July 1, 2023 and terminating June 30, 2024, with the option to renew for successive one-year terms under the same terms and conditions, 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. meeting, *and be it further*

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

Increase Estimated Revenue Account:

A.311.3218.3218.2260.03	Other Govts. Security Services	\$133,557.00
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Increase Appropriation Accounts:

A.311.3218.3218.11000	Full-Time Wages	\$ 31,804.00
A.311.3218.3218.20101	Vehicle	\$ 85,491.00
A.311.3218.3218.45202	Equipment Repair & Maintenance	\$ 1,000.00
A.311.3218.3218.46111	Uniforms & Personal Equipment	\$ 865.00
A.311.3218.3218.81000	FICA	\$ 2,433.00
A.311.3218.3218.82000	Retirement	\$ 5,980.00
A.311.3218.3218.83000	Health Insurance	\$ 5,895.00
A.311.3218.3218.84000	Dental Insurance	\$ 89.00 ¹ .

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

¹MR. BRISKY moved, seconded by Mr. Boberg, to amend as follows: in the Title, add: And Adjusting Various Appropriation and Revenue Accounts"; in the legislative authority, delete: "Section", and replace with: "Sections 363, 366 and"; in the eighth Whereas, delete: "sufficient funds are included in the budget", and replace with: "various appropriation and revenue accounts must be adjusted"; after the fourth Resolved, add: ", and be it further Resolved, that the County Administrator is hereby directed to make the following budgetary changes:

Increase Estimated Revenue Account:

A.311.3218.3218.2260.03	Other Govts. Security Services	\$133,557.00
-------------------------	--------------------------------	--------------

Increase Appropriation Accounts:

A.311.3218.3218.11000	Full-Time Wages	\$ 31,804.00
A.311.3218.3218.20101	Vehicle	\$ 85,491.00

A.311.3218.3218.45202	Equipment Repair & Maintenance	\$ 1,000.00
A.311.3218.3218.46111	Uniforms & Personal Equipment	\$ 865.00
A.311.3218.3218.81000	FICA	\$ 2,433.00
A.311.3218.3218.82000	Retirement	\$ 5,980.00
A.311.3218.3218.83000	Health Insurance	\$ 5,895.00
A.311.3218.3218.84000	Dental Insurance	\$ 89.00."
Carried.		

Adopted, as amended, June 28, 2023 by voice vote.

* * * * *

MR. BENSON moved, seconded by Ms. Schröder, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 303-2023 through Act No. 323-2023. Carried.

* * * * *

ACT NO. 303-2023 by Public Works Committee:
Mr. Helmich, Mr. Benson, Mr. Boberg, Mr. Brisky,
Mr. Morrow, Mr. Parker and Mr. Snyder
who ask immediate consideration

**BID ACCEPTANCE FOR 2023 EMERGENCY STREAMBANK STABILIZATION PROJECTS
(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 2023 Emergency Streambank Stabilization Projects, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for the following two (2) sites was the bid of Schwab Aggregates, LLC, 10090 Pigeon Hill Road, Delevan, New York 14042, in the total amount of \$52,368.50, as follows, to be paid as invoiced:

County Road No. 69/Franklinville Bridge No 14 (Cadiz Road-Town of Franklinville)	\$30,084.00
County Road No. 26 Gile Hollow Road (Site #1) (Town of Hinsdale)	<u>\$22,284.50</u>
Total	\$52,368.50,

and

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

RESOLVED, that the bid of Schwab Aggregates, LLC, be, and the same hereby is, accepted, for a term commencing within ten (10) days after the effective date of the contract and terminating September 30, 2023, and be it further

RESOLVED, that vouchers submitted in accordance with the provisions of the General Municipal Law §106-b and certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State bid.
Thirty-Nine sets of specifications were sent out.
Seven bids were received which met specifications.

Adopted June 28, 2023 by voice vote.

ACT NO. 304-2023 by Public Works Committee:
Mr. Helmich, Mr. Benson, Mr. Boberg, Mr. Brisky,
Mr. Morrow, Mr. Parker and Mr. Snyder
who ask immediate consideration

**BID ACCEPTANCE FOR PARKING LOT SEALING AND STRIPING AT
CATTARAUGUS COUNTY CENTER, OLEAN
(Department of Buildings & Grounds)**

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 sealing and striping of the parking lot located at the Cattaraugus County Center in Olean, New York, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned parking lot sealing and striping was the bid of Thomann Asphalt Paving Corp., 56 Gunville Road, Lancaster, New York 14086, in the amount of \$46,198.95, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned parking lot sealing and striping, now, therefore, be it

RESOLVED, that the bid of Thomann Asphalt Paving Corp., be, and the same hereby is, accepted, for a term commencing within ten (10) days of the effective date of the contract and terminating on or before September 30, 2023, and be it further

RESOLVED, that vouchers submitted in accordance with the provisions of the General Municipal Law §106-b and certified by the Director of the Department of Buildings & Grounds be audited by the Auditor and paid by the County Treasurer.

No State Bid.
Eighteen sets of specifications were sent out.
Four bids were received that met specifications.
One bid was withdrawn.

Adopted June 28, 2023 by voice vote.

ACT NO. 305-2023 by Public Works Committee:
Mr. Helmich, Mr. Benson, Mr. Boberg, Mr. Brisky,
Mr. Morrow, Mr. Parker and Mr. Snyder
who ask immediate consideration

**BID ACCEPTANCE FOR PARKING LOT REPAVING OF
SHERIFF AND JAIL LOTS AT CATTARAUGUS COUNTY BUILDING IN LITTLE VALLEY
(Department of Buildings & Grounds)**

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 repaving of the Sheriff and Jail parking lot located at the Cattaraugus County Building in Little Valley, New York, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned parking lot repaving was the bid of Signature Sealcoating & Striping Service, Inc., 115 Livingston Avenue, Jamestown, New York 14701, in the amount of \$75,839.00, to be paid as invoiced, and

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

RESOLVED, that the bid of Signature Sealcoating & Striping Service, Inc., be, and the same hereby is, accepted, for a term commencing within ten (10) days of the effective date of the contract and terminating on or before September 30, 2023, and be it further

RESOLVED, that vouchers submitted in accordance with the provisions of the General Municipal Law §106-b and certified by the Director of the Department of Buildings & Grounds be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Thirty-Five sets of specifications were sent out.
Seven bids were received that met specifications.

Adopted June 28, 2023 by voice vote.

ACT NO. 306-2023 by Mrs. Andreano, Mr. Boberg, Mr. Brisky, Mr. Burr,
Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh,
Mr. Morrow, Mr. Parker, Ms. Schröder, Mr. Smith,
Mr. Snyder, Mr. VanRensselaer and Mr. Koch
who ask immediate consideration

SALE OF TAX TITLE PROPERTIES

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

WHEREAS, Cattaraugus County has tax title to certain properties situate in Cattaraugus County, as described below, and

WHEREAS, the properties were exposed to bid at public auction as required by Rule 40 of the Rules of Order of the Cattaraugus County Legislature, and

WHEREAS, the highest bids received for the properties are the bids listed below, now, therefore, be it

RESOLVED, that if the tender by the high bidder of the total purchase price is not made within 30 days after the adoption hereof, then the acceptance of that individual's bid shall thereafter be void and of no further effect, as of course, and the bid deposit shall be forfeited pursuant to Rule 40.8 of the Rules of Order, and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed to execute County Treasurer's Deeds conveying the properties to the following individuals at the bid prices listed:

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	CITY OF OLEAN		COUNTY INVOLVEMENT	BID AMOUNT
			HIGH BIDDER AND ADDRESS			
3	94.057-1-29	302 Wayne St.	Kevin L. Anderson II 20122 Dayton Street Riverside, CA 92508		\$1,288.12	\$4,000.00
9	94.075-1-7	110 Grossman Ave.	Scott Reiss Piece of Reiss LLC 715 Bishop Street Olean, NY 14760		\$6,496.17	\$15,000.00
12	94.040-3-32	1111 Spruce St.	Dylan Richter 2718 Vollentine Road Randolph, NY 14772		\$10,105.26	\$28,000.00
29	94.048-2-14	511 N. Seventh St.	Troy Clark 1659 Goodrich Avenue Olean, NY 14760		\$20,943.65	\$460.00
49	94.072-6-9	411 W. Riverside Dr.	Caren A. Cash 475 Parkside Drive Limestone, NY 14753		\$6,547.93	\$13,600.00
57	94.064-4-71	216 N. Seventh St.	Yasin Bhuiyan 191-07 Jamaica Avenue Hollis, NY 11423		\$5,830.77	\$14,400.00
71	94.050-3-27	491 Prospect Ave.	Scott James Kilby 4891 Route 219 Great Valley, NY 14741		\$5,099.43	\$1,750.00
88	94.056-4-1	325 N. Ninth St.	John P. Painter 133 N. 6 th Street Olean, NY 14760		\$8,257.96	\$30,600.00

TOWN OF ALLEGANY

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
106	75.004-1-59.26	Morgan Hollow Rd. (Off)	David T. Potter 3522 Morgan Hollow Road Allegany, NY 14706	\$339.90	\$810.00

TOWN OF ASHFORD

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
110	11.003-1-3.4	Emerson Rd.	Roberto Tiessen 92 Martindale Road St. Catherines, CAN L2S 2Y3	\$2,467.05	\$6,600.00
112	11.001-1-23	Beech Tree Rd.	Luke Marshal Wenke 322 N. 13 th Street Olean, NY 14760	\$1,018.06	\$570.00

TOWN OF CARROLLTON

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
119	101.063-1-16	5834 Leonard Run Rd.	Sherry Joan Holliday 783 N. Main Street Limestone, NY 14753	\$2,297.96	\$6,600.00
121	110.030-1-1.2	87 Parkside Drive	Troy Clark 1659 Goodrich Avenue Olean, NY 14760	\$1,234.35	\$1,725.00
122	101.078-2-12.1	544 Parkside Drive	Eric Doud 6340 Limestone Run Road Limestone, NY 14753	\$1,562.77	\$24,100.00

TOWN OF CONEWANGO

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
133	60.002-1-31	5458 US Route 62	Belinda Johnson 571 Center Street Cherry Creek, NY 14723	\$8,004.21	\$12,300.00

TOWN OF DAYTON

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
141	33.033-4-8	5 Prospect St.	Eduard Gilbert Renart 134 Mercer Street, Apt. 1 Jersey City, NJ 07302	\$1,335.27	\$4,100.00

<u>TOWN OF EAST OTTO</u>					
PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
151	18.002-2-8	8 Fox Road	Gene C. Tingue 11029 Route 16 Delevan, NY 14042	\$7,195.89	\$15,200.00
<u>TOWN OF ELLICOTTVILLE</u>					
PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
158	38.002-1-18.2	8057 Route 240	John Previty 176 Stonehenge Drive Orchard Park, NY 14127	\$4,456.33	\$81,600.00
<u>TOWN OF FRANKLINVILLE</u>					
PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
180	40.071-1-4	7 Park Square	Mark C. Warnes 5765 Beaver Meadows Road West Valley, NY 14171	\$22,527.25	\$19,400.00
187	58.001-1-3.3	Humphrey Rd.	Mark J. Claus Kelly A. Claus 9829 Church Street Farmersville Station, NY 14060	\$5,785.13	\$22,100.00
<u>TOWN OF FREEDOM</u>					
PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
201	14.002-2-37.1	11233 Scotch Rd.	Gene C. Tingue 11029 Route 16 Delevan, NY 14042	\$3,787.79	\$23,600.00
<u>TOWN OF GREAT VALLEY</u>					
PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
212	73.074-1-2	3823 Ellicott St. (Rear)	Janet Lynn Koch 664 Wildwood Avenue Salamanca, NY 14779	\$3,499.65	\$47,500.00
213	73.083-1-1.2	6779 NYS Route 417	Timothy Jacobson 52 Prospect Avenue Salamanca, NY 14779	\$4,089.73	\$18,600.00

TOWN OF ISCHUA

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
230	67.003-2-18	4870 Hardscramble Rd.	Brittainy Brown Jacob Waldmiller 410 Old Oak Road Ext. Creston, NC 28615	\$1,400.20	\$8,100.00

TOWN OF MACHIAS

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
259	21.020-1-9.2	McKinstry Rd.	David C. Lounsbury 9727 McKinstry Road Machias, NY 14101	\$590.56	\$2,800.00
260	22.013-3-34	Middle Rd.	Donald Jagodzinski 54 Cass Avenue Cheektowaga, NY 14206	\$941.01	\$2,850.00

TOWN OF MANSFIELD

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
270	54.001-3-9.4	Kahler Hill Rd./Hart Rd.	John T. Jacoy 7227 Captain Kidd Avenue Sarasota, FL 34231	\$315.19	\$2,950.00

TOWN OF NEW ALBION

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
285	44.026-1-15	11 Scott St.	Jason Chocianowski 51 Forest Avenue Freeport, NY 11520	\$7,991.76	\$11,000.00
287	35.074-2-16	9 Carter St.	Cody Harvey 9 Carter Street Cattaraugus, NY 14719	\$12,760.56	\$20,100.00
290	35.082-1-20.2	89 Jefferson St.	Anthony DeMarte 6729 Annestown Drive Madison, WI 53718	\$16,327.45	\$27,500.00

TOWN OF PORTVILLE

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
311	113.002-2-12.1	388 Butternut Brook Rd.	Antonio L. Potter 997 West Avenue Buffalo, NY 14213	\$1,635.52	\$13,600.00

<u>TOWN OF RANDOLPH</u>					
PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
334	70.063-4-20	23 N. Washington St. & Center St.	David P. Bowersox LouAnn G. Bowersox 920 Rogers Court Owensboro, KY 42303	\$11,424.71	\$60,100.00
<u>TOWN OF SOUTH VALLEY</u>					
PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
338	97.002-2-5	Braley Hill Rd.	Thaddeus Szczech 1430 Bradley Hill Road Frewsburg, NY 14738	\$880.01	\$16,800.00
<u>TOWN OF YORKSHIRE</u>					
PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
345	13.001-2-17.8	South St.	Patrick Welch 154 Mill Road East Aurora, NY 14052	\$2,412.77	\$860.00
347	12.044-3-11	38 Mill St.	Roger W. Houston 1003 Richards Road Allegany, NY 14706	\$11,226.39	\$40,600.00
				Total County Involvement	\$202,076.76
				Total Bids	\$599,875.00
				Total Profit	\$397,798.24

Adopted June 28, 2023 by voice vote.

ACT NO. 307-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE LEASE WITH
RYDER SYSTEM, INC. FOR LAUNDRY TRUCK AND
RESCINDING ACT 204-2023
(Department of Nursing Homes)**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 203-2015, as extended by Act 454-2022, authorized the five-year lease of a 2009 Ford F450 (Diesel) Super Duty cab & chassis, a 2009 Morgan aluminum van body, and a 2009 liftgate, through Ryder Truck Rental, Inc., d/b/a Ryder Transportation Services, 3247 New York Lakes-194, Buffalo, New York, the term of which expires November 30, 2023, and

WHEREAS, the Department of Nursing Homes is desirous of replacing the aforementioned laundry truck, and

WHEREAS, Act 204-2023 authorized the five-year lease of a 2024 SAM 20 cab and chassis, with aluminum van body and liftgate, however, Ryder was not able to obtain that vehicle, and

WHEREAS, Ryder System, Inc., 11690 NW 105th Street, Miami, Florida 33178, has been able to obtain and shall lease a 2024 Dodge RAM 4500 – cab & chassis, a 2024 aluminum van body, and a 2024 aluminum liftgate to the Department of Nursing Homes, under the same terms and conditions, for an amount of \$2,214.92 per month plus \$0.09 per mile, for sixty (60) months from delivery date, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a five (5) year lease, on behalf of Cattaraugus County, with Ryder System, Inc., through Ryder Truck Rental, Inc., d/b/a Ryder Transportation Services, for the provision of the above-described laundry truck, for a term commencing upon delivery of the truck to the Department of Nursing Homes and continuing for a term of sixty (60) months from delivery date, according to the above-described terms, and be it further

RESOLVED, that Act 204-2023 be, and hereby is, rescinded.

Adopted June 28, 2023 by voice vote.

ACT NO. 308-2023 by Mr. Boberg
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
TOWN OF ASHFORD FOR
COMMUNITY POLICING SERVICES AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Sheriff's Office)**

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

WHEREAS, the Town of Ashford has applied for, and been awarded, grant funding in the amount of \$251,358.00 through the United States Department of Justice for the 2021 Community Oriented Policing Services (COPS) Hiring Program, which includes a 25% grant match to be provided by the Town, and

WHEREAS, the funding received by the Town of Ashford will be used to pay for the salary, fringe benefits, workers' compensation and retirement for one (1) Deputy Sheriff position throughout the three (3) year grant term, and

WHEREAS, the County Sheriff's Office has agreed to provide one (1) Deputy Sheriff to the Town of Ashford for a term of three (3) years for which the Town of Ashford shall cover the salary, fringe benefits, workers' compensation and retirement contribution for the Deputy Sheriff position, and

WHEREAS, in addition, the Town of Ashford will pay to the Sheriff's Office a 10% administration fee, and

WHEREAS, the County Sheriff's Office shall provide for the costs associated with the aforementioned Deputy Sheriff position during the three (3) year grant term including, but not limited to, costs associated with uniforms and training, and

WHEREAS, the Town of Ashford shall provide a police patrol vehicle and shall be responsible for all operational costs related to such vehicle, the use of which will be devoted to Ashford Town patrol-related business under the contract hereby authorized, including, but not limited to, tires, maintenance, fuel and repairs, and

WHEREAS, upon conclusion of the three (3) year COPS grant term, the Town of Ashford commits to funding the one (1) Deputy Sheriff position for one (1) additional year under the same terms and conditions as for years one through three of the grant term, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order 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 the Town of Ashford, for the provision of the above-described community policing services, for a grant to be used for the term commencing July 1, 2023 and terminating August 31, 2027, 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.311.3217.0000.2260.02	Other Govts. Security Services	\$140,148.00
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Increase Appropriation Accounts:

A.311.3217.0000.11000	Full Time Wages	\$ 31,804.00
A.311.3217.0000.13000	Overtime	\$ 2,406.00
A.311.3217.0000.20101	Vehicle	\$ 85,491.00
A.311.3217.0000.43001	Fleet Maintenance	\$ 1,000.00
A.311.3217.0000.46111	Uniforms and Personal Equipment	\$ 865.00
A.311.3217.0000.81000	FICA	\$ 2,617.00
A.311.3217.0000.82000	Retirement	\$ 6,432.00
A.311.3217.0000.83000	Health Insurance	\$ 5,895.00
A.311.3217.0000.84000	Dental Insurance	\$ 89.00
A.311.3110.0000.45202	Equipment Repair and Maintenance	\$ 2,400.00
A.311.3110.0000.11000	Full Time Wages	\$ 800.00
A.311.3110.0000.81000	FICA	\$ 61.00
A.311.3110.0000.82000	Retirement	\$ 150.00
A.311.3110.0000.83000	Health Insurance	\$ 136.00
A.311.3110.0000.84000	Dental Insurance	\$ 2.00.

Adopted June 28, 2023 by voice vote.

ACT NO. 309-2023 by Mr. Boberg, Mr. Klancer and Ms. Schröder
who ask immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF DEPUTY SHERIFF IN
THE SHERIFF'S OFFICE AND ESTABLISHING COMPENSATION FOR THE SAME
(Sheriff's Office)**

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

WHEREAS, the Pioneer Central School District has requested the Sheriff's Office provide another resource officer for their district, and

WHEREAS, the Pioneer Central School District will provide funding for this position in terms of wages, benefit costs and supplies at no cost to the County, and

WHEREAS, a New Position Duties Statement has been submitted to the Cattaraugus County Personnel Officer, who has approved the title as Deputy Sheriff in accordance with Civil Service Law Section 22, now, therefore, be it

RESOLVED, that effective July 1, 2023, there is hereby created one (1) position of Deputy Sheriff to be filled on a full-time basis, Cattaraugus County Deputy Sheriff Association, Pay Grade 23 (\$30.58 per hour), Position No. 311-097-114, and be it further

RESOLVED, that upon termination of 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 June 28, 2023 by voice vote.

ACT NO. 310-2023 by Mr. Boberg, Mr. Klancer and Ms. Schröder
who ask immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF DEPUTY SHERIFF IN
THE SHERIFF'S OFFICE AND ESTABLISHING COMPENSATION FOR THE SAME
(Sheriff's Office)**

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

WHEREAS, the West Valley Central School District has requested the Sheriff's Office provide a resource officer for their district, and

WHEREAS, the West Valley Central School District will provide funding for this position in terms of wages, benefit costs and supplies at no cost to the County, and

WHEREAS, a New Position Duties Statement has been submitted to the Cattaraugus County Personnel Officer, who has approved the title as Deputy Sheriff in accordance with Civil Service Law Section 22, now, therefore, be it

RESOLVED, that effective July 1, 2023, there is hereby created one (1) position of Deputy Sheriff to be filled on a full-time basis, Cattaraugus County Deputy Sheriff Association, Pay Grade 23 (\$30.58 per hour), Position No. 311-097-113, and be it further

RESOLVED, that upon termination of 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 June 28, 2023 by voice vote.

ACT NO. 311-2023 by Mr. Boberg, Mr. Klancer and Ms. Schröder
who ask immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF DEPUTY SHERIFF IN
THE SHERIFF'S OFFICE AND ESTABLISHING COMPENSATION FOR THE SAME
(Sheriff's Office)**

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

WHEREAS, the Town of Ashford has requested the Sheriff's Office provide a deputy sheriff for community policing services, and

WHEREAS, the Town of Ashford will provide funding for this position in terms of wages, benefit costs and supplies at no cost to the County, and

WHEREAS, a New Position Duties Statement has been submitted to the Cattaraugus County Personnel Officer, who has approved the title as Deputy Sheriff in accordance with Civil Service Law Section 22, now, therefore, be it

RESOLVED, that effective July 1, 2023, there is hereby created one (1) position of Deputy Sheriff to be filled on a full-time basis, Cattaraugus County Deputy Sheriff Association, Pay Grade 23 (\$30.58 per hour), Position No. 311-097-115, and be it further

RESOLVED, that upon termination of 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 June 28, 2023 by voice vote.

ACT NO. 312-2023 by Mr. Boberg and Mr. Klancer
 who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
 NEW YORK STATE OFFICE OF HOMELAND SECURITY AND EMERGENCY SERVICES
 FOR 2022 STATE HOMELAND SECURITY PROGRAM GRANT AND
 ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
 (Office of Emergency Services and Sheriff's Office)**

Pursuant to Public Law 107-56, Department of Homeland Security
 Appropriations Act of 2005, Public Law 108-334 and
 Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 264-2022 authorized the Chairman to apply for funding through the New York State Office of Homeland Security and Emergency Services for the 2022 State Homeland Security Program (SHSP) grant, and

WHEREAS, the County has been awarded funding in the amount of \$136,570.00 under the fiscal year 2022 State Homeland Security Program that will be allocated as follows:

- Cattaraugus County Office of Emergency Services – A Homeland Security Program contract in the amount of \$95,599.00 will be initiated to provide funds to support the implementation of the State Homeland Security Strategy and address the identified planning, equipment, training and exercise needs for acts of terrorism and other catastrophic events;
- Cattaraugus County Sheriff's Office – A Law Enforcement Terrorism Prevention Program contract in the amount of \$40,971.00 will be initiated to provide funds for the law enforcement community to support terrorism prevention and preparedness efforts,

and

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

WHEREAS, this program is 100% federally funded (CFDA #97.067), 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 Office of Homeland Security and Emergency Services, in order to accept, and receive, the above-described grant funding, according to the above-described terms, and be it further

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

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

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

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

Increase Estimated Revenue Account:

A.364.3645.3642.4389.01	Federal Aid, Homeland Security	\$95,599.00
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Increase Appropriation Accounts:

A.364.3645.3642.11000	Full-Time Wages	\$35,000.00
A.364.3645.3642.81000	FICA	\$ 2,678.00
A.364.3645.3642.82000	Retirement	\$ 5,215.00
A.364.3645.3642.83000	Health Insurance	\$ 4,907.00
A.364.3645.3642.45401	Small Equipment/Tools	\$27,000.00
A.364.3645.3642.45203	Software Licenses and Maintenance	\$20,799.00.

Adopted June 28, 2023 by voice vote.

ACT NO. 313-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT FOR
HEALTH DEPARTMENT LEAD HAZARD REDUCTION CAPACITY BUILDING GRANT**

Pursuant to Section 450 of the County Law.

WHEREAS, funding up to \$2.5 million is available through the US. Department of Housing and Urban Development for the Lead Hazard Reduction Capacity Building Grant, and

WHEREAS, the purpose of the Lead Hazard Reduction Capacity Building Grant Program is to assist municipalities in developing the infrastructure necessary to undertake comprehensive programs to identify and control lead-based paint hazards in eligible privately owned rental or owner-occupied housing, and

WHEREAS, the County Health Department is desirous of applying for the aforementioned funding, and

WHEREAS, the aforementioned grant program is federally funded (CFDA #14.912), with a 10% match provided through Childhood Lead Poisoning Prevention grant (DOH01-T36975GG), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the U.S. Department of Housing and Urban Development (HUD), to apply for the Lead Hazard Reduction Capacity Building Grant, according to the above-described terms.

Adopted June 28, 2023 by voice vote.

ACT NO. 314-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
QUEST DIAGNOSTICS CLINICAL LABORATORIES, INC. FOR
HEALTH DEPARTMENT SUBSTANCE ABUSE TESTING SERVICES**

Pursuant to 10 NYCRR Part 763 and Section 450 of the County Law.

WHEREAS, Act 32-2019 authorized a contract with Quest Diagnostics Clinical Laboratories, Inc., 875 Greentree Road, Four Parkway Center, Pittsburgh, Pennsylvania 15220, for the provision of substance abuse testing services for the County Health Department, and

WHEREAS, Quest Diagnostics Clinical Laboratories, Inc., has revised its rate schedule effective June 1, 2023, and

WHEREAS, Quest Diagnostics Clinical Laboratories, Inc., can provide the aforementioned substance abuse testing services in accordance with the following rate schedule:

PRICING FOR "LAB BASED" TESTING AND SERVICES

<u>Description</u>	<u>Test Code</u>	<u>Client Test Code Price</u>
Blood SAP	1861B	\$200.08
Ethanol (Blood) .01%	443N	\$ 24.00
Quest Blood Collection Fee	22549N	\$ 11.00
Preferred Blood Collection Fee	22552N	\$ 21.50
MRO Fee Full	8746N	\$ 5.00
Quest Hair Collection Fee	21671N	\$ 15.00
Preferred Hair Collection Fee	22553N	\$ 21.50
Account Setup Fee (Non-Refundable)	31257N	\$ 85.00
Quest Urine Collection Fee	8766N	\$ 11.00
Preferred Urine Collection Fee	35499N	\$ 15.50
Hair-5	19870N	\$ 35.00
Substance Abuse Panel 10-50+	35190N	\$ 23.79
Hair Kit w/o Shipping Supplies	POC0050	\$ 0.00
Hair Kit with Shipping Supplies	POC0051	\$ 0.00
Hair-5 (expanded OP)	26220N	\$ 45.42

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 Quest Diagnostics Clinical Laboratories, Inc., for the provision of the above-described services, for a term commencing June 1, 2023 to continue in full force and effect under the same rates, terms and conditions, until terminated by either party hereto, according to the above-described terms.

Adopted June 28, 2023 by voice vote.

ACT NO. 315-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Community Services)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, various appropriation accounts must be adjusted within the budget for the SAMSHA Grant Program through the Department of Community Services, now, therefore, be it

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

Decrease Appropriation Accounts:

A.431.4335.2110.41261	Peer Specialist	\$ 2,500.00
A.431.4335.2110.41229	Social Worker Contracted	\$14,000.00
A.431.4335.2110.41229	Social Worker Contracted	\$15,000.00

Increase Appropriation Accounts:

A.431.4335.2110.44401	Building Maintenance	\$ 2,500.00
A.431.4335.2110.20006	Computer Equipment/Software	\$14,000.00
A.431.4335.2110.45401	Small Equipment/Tools	\$15,000.00.

Adopted June 28, 2023 by voice vote.

ACT NO. 316-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AFFILIATION AGREEMENT WITH
CANISIUS COLLEGE FOR
EDUCATIONAL CLINICAL FIELD EXPERIENCE PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Canisius College is desirous of implementing an educational clinical field experience program through its Department of Counseling and Human Services, and

WHEREAS, the Department of Community Services is desirous of working collaboratively with Canisius College for training and educational clinical experience programs to Department of Counseling and Human Services students who would benefit from field placement experience in the Cattaraugus County Department of Community Services, and

WHEREAS, the Department of Community Services has agreed to allow the program to be conducted at the Department's facilities at no cost to the County, and

WHEREAS, in the event other County departments are desirous of participating in an educational clinical experience program with Canisius College, then additional contracts may be entered into pursuant to this act, 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 Canisius College through its Department of Counseling and Human Services, for the provision of the above-described educational clinical field experience program, for a term commencing July 1, 2023 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Adopted June 28, 2023 by voice vote.

ACT NO. 317-2023 by Ms. Schröder
 who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
 BPAS (FORMERLY HARBRIDGE CONSULTING GROUP, LLC)
 FOR GASB 75 ACTUARIAL, CONSULTING AND ADMINISTRATIVE
 SERVICES FOR POST-RETIREMENT HEALTH CARE BENEFITS**

Pursuant to Section 1860D-22 of the Social Security Act,
 42 CFR Section 423.880, 42 USC Section 1395w-101 and
 Section 450 of the County Law.

WHEREAS, Act 284-2021 authorized a contract with BPAS (formerly Harbridge Consulting Group, LLC), 706 North Clinton Street, Suite 200, Syracuse, New York 13204, for the provision of GASB 75 actuarial, consulting and administrative services for post-retirement health care benefits valuations for fiscal years 2021 and 2022, the term of which expired December 31, 2022, and

WHEREAS, the County is desirous of obtaining actuarial, consulting and administrative services for post-retirement health care benefits valuations through fiscal years 2023 and 2024, and

WHEREAS, BPAS (formerly Harbridge Consulting Group, LLC) can provide the aforementioned post-retirement health care benefits valuations for fiscal year ending December 31, 2023, for an amount as follows, to be paid as invoiced:

GASB 75 Full Actuarial Valuation for Fiscal Year ending December 31, 2023	\$10,000.00
GASB 75 Interim Actuarial Valuation for Fiscal Year ending December 31, 2024	\$ 5,000.00,

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 BPAS, for the provision of the actuarial, consulting and administrative services for post-retirement health care benefits valuations services, for a term commencing January 1, 2023 and terminating December 31, 2025, according to the above-described terms.

Adopted June 28, 2023 by voice vote.

ACT NO. 318-2023 by Mr. Burr
 who asks immediate consideration

**ADOPTION OF REVISED CATTARAUGUS COUNTY
 CORPORATE COMPLIANCE PROGRAM AND
 RESCINDING ACT 616-2010, AS REVISED**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 616-2010, as amended, authorized the Cattaraugus County Corporate Compliance Plan, and

WHEREAS, due to changes in federal regulations, the Corporate Compliance Program needs to be revised, and

WHEREAS, a copy of the revised Corporate Compliance Program has been given to the Legislature for information purposes, and

WHEREAS, it is necessary to formally adopt the revised Cattaraugus County Corporate Compliance Program, now, therefore, be it

RESOLVED, that the revised Cattaraugus County Corporate Compliance Program, dated June 28, 2023, is hereby adopted, and be it further

RESOLVED, that the Cattaraugus County Corporate Compliance Plan dated December 8, 2010, as revised on August 26, 2015, is hereby rescinded, effective June 28, 2023.

Adopted June 28, 2023 by voice vote.

ACT NO. 319-2023 by Mr. Higgins and Mr. Marsh
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH THE
U.S. DEPARTMENT OF TRANSPORTATION FOR
REBUILDING AMERICAN INFRASTRUCTURE WITH SUSTAINABILITY
AND EQUITY PROGRAM (RAISE) GRANT FOR THE
CATTARAUGUS COUNTY SOUTHERN TIER TRAILS PROJECT**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 87-2023 authorized the Chairman to apply for federal funding through the U.S. Department of Transportation for the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Program, for the Cattaraugus County Southern Tier Trails Project, and

WHEREAS, the County has been awarded \$7,044,971.00 through the RAISE Program for the planning, environmental, design and permitting for the construction of an approximate 52 mile trail that will connect the Erie/Cattaraugus Rail Trail in Erie County with the Genesee Valley Greenway in Allegany County, and

WHEREAS, the RAISE Program is provided through 100% federal funds (CFDA #DTOS59-23-RA-RAISE), and

WHEREAS, grant documents are necessary in order to accept, and receive, the aforementioned federal 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 U.S. Department of Transportation in order to accept, and receive, the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Program 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 June 28, 2023 by voice vote.

ACT NO. 320-2023 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 ONOVILLE MARINA REDEVELOPMENT PROJECT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Onoville Marina)**

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

WHEREAS, Act 307-2021 authorized the Chair to apply for funding through the Empire State Development – Regional Economic Development Council Consolidated Funding Application system for the Onoville Marina Redevelopment Project, and

WHEREAS, the County Department of Economic Development, Planning and Tourism has been awarded funding in the amount of \$520,000.00, to be used as reimbursement for the detailed design and construction for an initial phase of the redevelopment of Onoville Marina which includes: demolition of the three (3) current bathrooms, installation of West Campground Comfort Station, East Comfort Station, Central Comfort Station, Contact Station (entry booth), Camp Store, Entry Drive Reconfiguration, Supporting Site Improvements, electrical and water supply infrastructure connections for five (5) new buildings, and partial wastewater collection and treatment upgrades, along with the repair and upgrade of a portion or portions of the dock system, and

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

WHEREAS, Act 535-2021 appropriated \$2,000,000.00 through American Rescue Plan Act [ARPA] funds for the aforementioned Onoville Marina Redevelopment Project, and

WHEREAS, the County is committing \$3,120,000.00 in funding to the Project with the State committed to reimburse the County for \$520,000.00 of that amount at Project end, and

WHEREAS, various appropriation and revenue accounts must be adjusted to cover the cost of the aforementioned Project, 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 – Regional Economic Development Council, in order to accept, and receive, the aforementioned funding, for a term commencing July 1, 2022 and terminating December 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, and be it further

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

Increase Estimated Revenue Account:

CV.901.0000.0000.4089.06 Fed Aid, Other CV Local Fiscal Recovery Funds \$500,000.00

Decrease Appropriation Account:

ED.642.6989.6983.48516 Economic Development Fund \$620,000.00

Increase Appropriation Accounts:

CV.901.7230.0000.21111.41603	Onoville Marina Improvements, Contracted Services	\$500,000.00
ED.642.7230.0000.21111.41603	Onoville Marina Improvements, Contracted Services	\$620,000.00.

Adopted June 28, 2023 by voice vote.

ACT NO. 321-2023 by Mr. Burr and Ms. Schröder
who ask immediate consideration

OPPOSING A.4282-B AND S.3505-B MANDATING LOCAL ELECTIONS ON EVEN YEARS

Pursuant to Section 153 of the County Law.

WHEREAS, it is important for local elections to remain separate and apart from state and federal elections so that thoughtful consideration can be given to the vitally important municipal offices being filled, and as written, many even year elections will likely require front and back of ballots or multiple pages for a single voter to contemplate, and

WHEREAS, this change would place candidates from local elections at the end of the ballots, below those running for federal and state office elections, which will draw voter attention to the federal and state issues and overshadow local issues, and

WHEREAS, this legislation has been couched as a savings to municipalities but fails to consolidate all local offices since it does not accompany a constitutional amendment to change the terms of constitutional positions; since at least one election will be held in the odd numbered year, all election infrastructure will need to be in place, thereby removing any potential savings, and

WHEREAS, this proposal removes local control and places a new unfunded mandate on the municipalities; this legislation, at the very least, should have been at local option, and

WHEREAS, this legislation was passed with no public hearing, no engagement with local elections commissioners and other stakeholders, and opts out the largest municipality, New York City, from having to comply, and

WHEREAS, the Cattaraugus County Legislature therefore wishes to express its opposition to this poor election policy and unfunded mandate, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby urges Governor Hochul to veto A.4282-B and its companion legislation S.3505-B, which will have dramatic and negative effects on the local election cycle, 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, and the Inter-County Association of Western New York.

Adopted June 28, 2023 by voice vote.

ACT NO. 322-2023 by Mrs. Andreano, Mr. Benson, Mr. Boberg, Mr. Brisky, Mr. Burr, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh, Mr. Morrow, Mr. Parker, Ms. Schröder, Mr. Smith, Mr. Snyder, Mr. VanRensselaer and Mr. Koch who ask immediate consideration

CONGRATULATING ANGELINA NAPOLEON ON RECLAIMING NATIONAL UNDER-20 RECORD IN 2,000 METER STEEPLECHASE

Pursuant to Section 153 of the County Law.

WHEREAS, Angelina Napoleon, a senior at Allegany-Limestone Central School, has had an exceptional track and field high school career, and

WHEREAS, in June 2022 at the Section 6 track and field state qualifier, Angelina set a national under-20 record in the 2,000 meter Steeplechase with a time of 6:24.32, but on May 17, 2023, another runner from New York State broke that record; however, on May 27th, Angelina reclaimed that national record with a time of 6:18.41, making her the first American woman under 20 to run a sub-6:20 in the event, and

WHEREAS, on June 17th in Philadelphia, Angelina once again took first place at the New Balance Nationals in the 2,000 meter steeplechase event with a time of 6:19:53, earning her the three best national times in event history, and

WHEREAS, Angelina is also a record holder in the Section 6 Outdoor Track & Field for the 800 meter, and

WHEREAS, her titles in 2023 include Section 6 Indoor Track & Field State Champion in the 1,000 meter; Section 6 Outdoor Track & Field State Champion in 800 meter and Steeplechase; McQuaid Invitational 1st Place; Loucks Games, 1st Place in the Mile, 2nd Place in the 800 meter; Penn Relays, 1st Place in the Mile, and

WHEREAS, in 2022, her titles included Section 6 Outdoor Track & Field State Champion in the 800 meter and Steeplechase; Section 6 Indoor Track & Field State Champion in the 1,000 meter and record holder; Cross Country Class C State Champion; NYS Federations Cross Country Meet, 2nd Place; Champs Northeast Regional Cross Country Meet, 7th Place; Champs National Cross Country Championship, 16th Place; New Balance Nationals Outdoor, Steeplechase Champion, 2nd Place in 800 meter, 13th Place in High Jump; Loucks Games, 1st Place in 800 meter, 3rd Place in the Mile; and

WHEREAS, Angelina Napoleon should be commended for her hard work, dedication and determination, which has led to a highly successful track and field career, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates Angelina Napoleon on her National under-20 record in the 2,000 meter Steeplechase and her overall outstanding track and field high school career, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Angelina Napoleon.

Adopted June 28, 2023 by voice vote.

VICE-CHAIRMAN BURR granted Privilege of the Floor to Legislator Benson who introduced Angelina Napoleon, her parents Melanie and Christopher Napoleon, and her coach Kathy Stamets. Vice-Chairman Burr presented Angelina with a copy of Act No. 322-2023.

ACT NO. 323-2023 by Mrs. Andreano, Mr. Benson, Mr. Boberg, Mr. Brisky, Mr. Burr, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh, Mr. Morrow, Mr. Parker, Ms. Schröder, Mr. Smith, Mr. Snyder, Mr. VanRensselaer and Mr. Koch who ask immediate consideration

CONGRATULATING GOWANDA PANTHERS GIRLS SOFTBALL TEAM FOR WINNING 2023 NEW YORK STATE CLASS C CHAMPIONSHIP

Pursuant to Section 153 of the County Law.

WHEREAS, the Gowanda High School Panthers girls' softball team won the 2023 New York State Public High School Athletic Association Class C softball championship on June 10, 2023 at Moriches Athletic Complex on Long Island by defeating the SS Seward Spartans by a score of 6-4 in the finals, and

WHEREAS, the Gowanda Panthers had won the semi-finals on June 9th by defeating Thomas Edison by a score of 3-2, and

WHEREAS, to progress to the championship games, the Panthers won the Far West Regional Class C title defeating Bolivar-Richburg on June 2nd by a score of 5-0, and

WHEREAS, on May 30, 2023 at Allegany-Limestone High School, the Panthers won the Section VI Class C Title defeating Chautauqua Lake by a score of 4-1, and

WHEREAS, the Gowanda Panthers finished their season with an overall record of 15-6-0 and a league record of 9-3-0, and

WHEREAS, this is the first girls' softball title for the Gowanda Panthers in school history, and

WHEREAS, the team and coach should be commended for their hard work, dedication and talent, which led to this successful season, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates Coach Mike Maloney and the Gowanda High School Panthers Girls Softball Team: Lily Bobseine, Kailyn Farner, Jada Geiger, Wassy Stevens, Hailey Christopher, Alhanna Gabel, Aubrie Heron, Ella Luther, Emily Pound, Holland Browning, Addison Kota, Gracie Eddy, Audrian Huss, Lauren Kelly and Cheyanna Pasternack, on their 2023 New York State Public High School Athletic Association Class C softball championship, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Superintendent of Schools Dr. Robert Anderson and Coach Mike Maloney.

Adopted June 28, 2023 by voice vote.

VICE-CHAIRMAN BURR introduced Coach Gerard Capozzi and members of the Gowanda Panthers girls' softball team – Holland Browning, Kailyn Farner, Jada Geiger and Ella Luther, and present them with a copy of Act No. 323-2023.

* * * * *

MR. BENSON moved, seconded by Mr. Klancer, to adjourn until July 26, 2023 at 5:00 p.m. Carried.

Meeting adjourned at 5:33 p.m.

Ann M. Giglio
Journal Clerk