



May 8, 2024

The meeting was called to order by Chairman Burr.

The invocation was given by Kelly Andreano.

The Attendance Roll Call disclosed one Legislator absent - Smith.

\* \* \* \* \*

There being no amendments or objections thereto, Chairman Burr noted that the minutes of the April 24, 2024 session stand approved as presented.

\* \* \* \* \*

**COMMUNICATIONS:**

Michael Brisky, Chairman, Finance Committee: Apportionment of Mortgage Taxes for the six-month period from October 1, 2023 through March 31, 2024. (See report on page 235)

\* \* \* \* \*

**PROCLAMATION:**

CHAIRMAN BURR proclaimed the month of May 2024 as **Mental Health Awareness Month** in Cattaraugus County. Legislator Schröder will present the proclamation to the organizers of the Trauma Symposium to be held on May 22, 2024 at St. Bonaventure University.

\* \* \* \* \*

**PRIVILEGE OF THE FLOOR:**

CHAIRMAN BURR granted Privilege of the Floor to Joseph Pillittere, Communications Director of CHWWV – West Valley Demonstration Project who introduced Jason Casper, CHBWWV President and General Manager. Mr. Casper provided a project update on the Main Plant Process Building Controlled Deconstruction. They have an anticipated completion date of mid-June 2025 for the clean-up project of the Main Plant.

To: The Chairman and Legislature of Cattaraugus County:							
I, the Chairman of the Finance Committee, which committee has charge of Apportionment of Mortgage Taxes, respectfully report that the amount to be apportioned for the six-month period from October 1, 2023 through March 31, 2024 is \$361,542.03 and recommend that the amounts opposite the names of the cities/towns be paid to the fiscal officers of that city/town, and amounts in the column headed villages, be paid to the treasurers of the respective villages.							
Respectfully submitted,							
Michael Brisky, Chairman Finance Committee							
APPORTIONMENT OF MORTGAGE TAXES							
	ROW 1	ROW 2	ROW 3	ROW 4	ROW 5	ROW 6	ROW 7
	CITY/TOWN	DOUBLE	VILLAGE	VILLAGE	TOTAL AMOUNT	VILLAGE	CITY/
	ASSESSED	CITY/TOWN	ASSESSED	PERCENTAGE	MORTGAGE TAX	VILLAGE	TOWN
	VALUATION	VALUATION	VALUATION	SHARE	DISTRIBUTED	SHARE	SHARE
ALLEGANY	366,047,484	732,094,968	75,493,378	0.10311965	28,145.57	2,902.36	25,243.21
ASHFORD	198,990,576	397,981,152		0.00000000	6,434.49	0.00	6,434.49
CARROLLTON	73,365,788	146,731,576		0.00000000	6,155.34	0.00	6,155.34
COLDSRING	93,106,568	186,213,136		0.00000000	2,969.97	0.00	2,969.97
CONEWANGO	33,915,138	67,830,276		0.00000000	4,101.11	0.00	4,101.11
DAYTON	85,388,930	170,777,860	18,987,115	0.11118019	6,715.69	746.65	5,969.04
EAST OTTO	123,665,379	247,330,758		0.00000000	4,977.72	0.00	4,977.72
ELLCOTTVILLE	632,401,632	1,264,803,264	143,013,816	0.11307199	62,754.74	7,095.80	55,658.94
FARMERSVILLE	69,758,581	139,517,162		0.00000000	3,134.71	0.00	3,134.71
FRANKLINVILLE	86,943,001	173,886,002	31,790,896	0.18282608	9,648.52	1,764.00	7,884.52
FREEDOM	169,658,239	339,316,478		0.00000000	8,268.52	0.00	8,268.52
GREAT VALLEY	183,838,194	367,676,388		0.00000000	14,610.25	0.00	14,610.25
HINSDALE	122,251,391	244,502,782		0.00000000	5,249.93	0.00	5,249.93
HUMPHREY	85,757,177	171,514,354		0.00000000	2,990.30	0.00	2,990.30
ISCHUA	42,047,809	84,095,618		0.00000000	2,409.04	0.00	2,409.04
LEON	49,204,924	98,409,848		0.00000000	1,829.98	0.00	1,829.98
LITTLE VALLEY	47,687,923	95,375,846	18,772,455	0.19682609	17,038.30	3,353.58	13,684.72
LYNDON	51,786,251	103,572,502		0.00000000	2,531.92	0.00	2,531.92
MACHIAS	220,605,286	441,210,572		0.00000000	13,515.80	0.00	13,515.80
MANSFIELD	172,993,333	345,986,666		0.00000000	10,621.42	0.00	10,621.42
NAPOLI	89,769,703	179,539,406		0.00000000	3,812.91	0.00	3,812.91
NEW ALBION	140,398,302	280,796,604	45,837,274	0.16324013	7,361.04	1,201.62	6,159.42
OLEAN,CITY	483,573,299	967,146,598		0.00000000	68,836.87	0.00	68,836.87
OLEAN, TOWN	91,186,111	182,372,222		0.00000000	8,196.47	0.00	8,196.47
OTTO	90,317,964	180,635,928		0.00000000	2,860.79	0.00	2,860.79
PERRYSBURG	146,066,847	292,133,694		0.00000000	5,794.51	0.00	5,794.51
PERSIA	126,461,116	252,922,232	80,295,180	0.31746984	9,439.00	2,996.60	6,442.40
PORTVILLE	136,858,643	273,717,286	27,523,361	0.10055397	10,544.44	1,060.29	9,484.15
RANDOLPH	85,282,972	170,565,944		0.00000000	10,282.39	0.00	10,282.39
RED HOUSE	292,683,015	585,366,030		0.00000000	0.00	0.00	0.00
SALAMANCA, CITY	14,752,133	29,504,266		0.00000000	2,302.07	0.00	2,302.07
SALAMANCA, TOWN	29,011,474	58,022,948		0.00000000	0.00	0.00	0.00
SOUTH VALLEY	32,202,137	64,404,274		0.00000000	331.51	0.00	331.51
YORKSHIRE	28,850,265	57,700,530	5,644,632	0.09782635	17,676.71	1,729.25	15,947.46
TOTALS	4,696,827,585		447,358,107		361,542.03	22,850.15	338,691.88

\* \* \* \* \*

**ACT NO. 204-2024** by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE DEPARTMENT OF HEALTH FOR  
TOBACCO ENFORCEMENT PROGRAM**

Pursuant to Article 13-F of the Public Health Law and  
Section 450 of the County Law.

WHEREAS, the New York State Department of Health (NYSDOH) has awarded a five-year grant to the Health Department for the Tobacco Enforcement Program covering the contract term April 1, 2024 through March 31, 2029, and

WHEREAS, the Health Department will receive an annual award in the amount of \$33,450.00 authorized through the Statewide Financial System under contract no. DOH01-C40105GM-3450000, and

WHEREAS, contract documents are required in order to accept, and receive, the aforementioned grant award, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the New York State Department of Health for the aforementioned Tobacco Enforcement Program grant, for a term commencing April 1, 2024 and terminating March 31, 2029, according to the above-described terms, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, further authorized and directed to execute contract amendments, upon notification of award, for the allocation of additional state aid funding or cost of living adjustments (COLAs) for this program, and be it further

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

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

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

Approved by 6 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted May 8, 2024 by voice vote.

**ACT NO. 205-2024** by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
PATAGONIA HEALTH, INC. FOR ELECTRONIC MEDICAL RECORD/  
PRACTICE MANAGEMENT SYSTEM SOFTWARE**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 547-2023 authorized a contract with Patagonia Health, Inc., 15100 Weston Parkway, Suite 204, Cary, North Carolina 27513, for the provision of an electronic medical record/practice management system software for the Health Department, the term of which expires December 11, 2028, and

WHEREAS, the Health Department is desirous of amending the aforementioned contract to include a telehealth component, and

WHEREAS, Patagonia Health, Inc., can provide the Patagonia Health Standard Telehealth Solution component for an additional amount of \$42.00 per month for thirty-six (36) months, and

WHEREAS, this software is 100% covered through the Family Planning Telehealth grant and included in the budget to cover the cost of the aforementioned additional telehealth component to the electronic records system, 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 Patagonia Health, Inc., for the provision of the above-described additional telehealth component to the electronic records system, for a term commencing April 23, 2024 and terminating December 11, 2028, according to the above-described terms.

Approved by 6 members of the Finance Committee, 5 members of the Human Services Committee, and 4 members of the County Operations/Public Safety Committee.

Adopted May 8, 2024 by voice vote.

**ACT NO. 206-2024** by Mrs. Andreano and Mr. Helmich  
*and Mr. Higgins<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS TOWNS AND CITIES FOR  
MOSQUITO CONTROL PROGRAM FUNDING**

Pursuant to Section 119-o of the General Municipal Law  
and Section 450 of the County Law.

WHEREAS, Act 220-2023 authorized contracts with various towns and cities within the County for the provision of local funding for a portion of the mosquito control spraying program, the terms of which expired December 31, 2023, and

WHEREAS, the County is desirous of providing mosquito control spraying, and

WHEREAS, it is proposed that the County contract with various towns and cities within the County, in order to provide local funding by the towns and cities for a portion of the program, according to the following schedule:

Town of Allegany	\$16,051.01
Town of Carrollton	\$ 2,312.96
Town of Great Valley	\$ 5,790.45
Town of Hinsdale	\$ 3,873.30
Town of Olean	\$ 3,459.33
Town of Portville	\$ 4,804.24
City of Olean	\$17,848.30
City of Salamanca	\$ 7,128.66,

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 towns and cities, for the provision of the above-described services, for a term commencing May 1, 2024 and terminating December 31, 2024, according to the above-described terms.

<sup>1</sup>The following Legislator requested his name be listed as an additional sponsor: "Mr. Higgins".

Approved by 6 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted May 8, 2024 by voice vote.

**ACT NO. 207-2024** by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE AFFILIATION AGREEMENTS  
WITH STATE UNIVERSITY OF NEW YORK COLLEGE AT BROCKPORT FOR  
EDUCATIONAL EXPERIENCE PROGRAMS**

Pursuant to Section 450 of the County Law.

WHEREAS, the State University of New York College at Brockport, Monroe Avenue, Brockport, New York 14420, offers training and educational programs to students in various curriculums who would benefit from educational experience through various County Departments, and

WHEREAS, the County believes that the value of the presence of such students would add to its operation, and

WHEREAS, the aforementioned programs are conducted at no cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute affiliation agreements, on behalf of Cattaraugus County, with the State University of New York College at Brockport, for the provision of the above-described education experience programs, for a term commencing April 15, 2024 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Approved by 6 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted May 8, 2024 by voice vote.

**ACT NO. 208-2024** by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE AFFILIATION AGREEMENT  
WITH UNIVERSITY OF PITTSBURGH AT BRADFORD FOR  
STUDENT INTERNSHIP PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, the University of Pittsburgh at Bradford requires students in its Sport & Exercise Science program to complete an internship as part of the curriculum, and

WHEREAS, the County is desirous of working with students enrolled at the University of Pittsburgh at Bradford and believes that the value of the presence of such students would add to its operation, and

WHEREAS, the aforementioned internship program is conducted at no cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an affiliation agreement, on behalf of Cattaraugus County, with the University of Pittsburgh at Bradford, for the provision of the above-described internship program, for a term commencing April 22, 2024 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Approved by 6 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted May 8, 2024 by voice vote.

**ACT NO. 209-2024** by Mr. Boberg and Mrs. Hunt

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH TARGETSOLUTIONS, LLC D/B/A VECTOR SOLUTIONS FOR  
PURCHASE OF ONLINE TRAINING PLATFORM LICENSE  
FOR OFFICE OF EMERGENCY SERVICES**

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

WHEREAS, Act 192-2018, as amended by Act 188-2021, authorized a contract with TargetSolutions, LLC, 10805 Rancho Bernardo Road, Suite 200, San Diego, California 92127-5703, for the provision of licenses for online training platforms, and

WHEREAS, the County Office of Emergency Services is desirous of purchasing online training courses for access by various Fire/EMS agencies in Cattaraugus County, and

WHEREAS, TargetSolutions, LLC, d/b/a Vector Solutions, 4890 West Kennedy Boulevard, Suite 300, Tampa, Florida 33609, is a member of the Sourcwell Purchasing Group (#051321-ENV), and

WHEREAS, TargetSolutions, LLC, d/b/a Vector Solutions, can provide licenses for online training platforms which include the Career Track Platform, plus annual maintenance, for a five (5) year total amount not to exceed \$104,773.50, as follows:

<u>Term</u>	<u>Product</u>	<u>Description</u>	<u>Minimum Annual Commitment</u>	<u>Annual Fees</u>
01/01/2024 - 12/31/2024	Vector LMS, TargetSolutions Edition Premier Membership	Training Management for public entities and professionals	230	\$18,602.40
	Vector LMS, TargetSolutions Edition – Maintenance Fee	Annual Maintenance of Vector LMS, TargetSolutions Edition	1	\$ 395.00
01/01/2025 - 12/31/2025	Vector LMS, TargetSolutions Edition Premier Membership	Training Management for public entities and professionals	230	\$19,533.90
	Vector LMS, TargetSolutions Edition – Maintenance Fee	Annual Maintenance of Vector LMS, TargetSolutions Edition	1	\$ 395.00
01/01/2026 - 12/31/2026	Vector LMS, TargetSolutions Edition Premier Membership	Training Management for public entities and professionals	230	\$20,511.40
	Vector LMS, TargetSolutions Edition – Maintenance Fee	Annual Maintenance of Vector LMS, TargetSolutions Edition	1	\$ 395.00
01/01/2027 - 12/31/2027	Vector LMS, TargetSolutions Edition Premier Membership	Training Management for public entities and professionals	230	\$21,537.20
	Vector LMS, TargetSolutions Edition – Maintenance Fee	Annual Maintenance of Vector LMS, TargetSolutions Edition	1	\$ 395.00
01/01/2028 - 12/31/2028	Vector LMS, TargetSolutions Edition Premier Membership	Training Management for public entities and professionals	230	\$22,613.60
	Vector LMS, TargetSolutions Edition – Maintenance Fee	Annual Maintenance of Vector LMS, TargetSolutions Edition	1	\$ 395.00

and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned online training courses licenses, 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 TargetSolutions, LLC d/b/a Vector Solutions, for the provision of licenses for online training platforms, for a five-year term commencing January 1, 2024 and terminating April 11, 2028, according to the above-described terms.

Approved by 6 members of the Finance Committee and 4 members of the County Operations/  
Public Safety Committee.

Adopted May 8, 2024 by voice vote.



**ACT NO. 210-2024** by Mr. Burr and Ms. Schröder

**CONDEMNING THE STATE OF NEW YORK FOR INCLUDING PART O OF THE  
GOVERNOR'S ARTICLE VII REVENUE BILL REGARDING THE SITING OF  
MAJOR ELECTRIC TRANSMISSION FACILITIES, ALSO KNOWN AS THE "RAPID" ACT,  
IN THE FISCAL YEAR 2024-2025 BUDGET**

Pursuant to Section 153 of the County Law.

WHEREAS, New York State has adopted the Budget for Fiscal Year 2024-2025, which includes Part O of the Transportation, Economic Development, and Environmental Conservation budget bill entitled the Renewable Action through Project Interconnect and Deployment ("RAPID") Act, and

WHEREAS, the RAPID Act will move the Office of Renewable Energy Siting ("ORES") from the Department of State to the Department of Public Service and will consolidate and expedite permitting procedures for major renewable energy and electric transmission facilities under a new Article VIII of the Public Service Law, and

WHEREAS, the RAPID Act will undermine sound environmental review of major electric transmission facilities by requiring ORES to render a permit decision within a single year, otherwise the facility shall be automatically approved, regardless of project size or impact on private property or conservation lands, and

WHEREAS, the RAPID Act will constitute a significant deprivation of Private Property Rights by extending the power of Eminent Domain to the construction of major electric transmission facilities by large-scale solar and wind developers, said power being currently limited to regulated utilities granted a certificate of environmental compatibility and public need, and

WHEREAS, the RAPID Act will undermine the protection of natural resources by allowing conservation easements to be extinguished anywhere in the state, including State Parks, for the construction of major electric transmission facilities by large-scale solar and wind developers, said authority being currently limited to regulated utilities granted a certificate of environmental compatibility and public need, and

WHEREAS, the RAPID Act will further erode home rule and local decision making enshrined in the New York State Constitution, Local Government Bill of Rights, Statute of Local Governments, and Municipal Home Rule law, usurping the rights of local governments to determine how communities and property within their jurisdictions develop, and contravening the purpose of comprehensive planning, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature condemns the New York State Legislature and Governor Hochul for adopting Part O as contained in the Governor's Article VII Revenue Bill relating to the expedited siting of major electric transmission facilities, the use of Eminent Domain for said purposes, and the extinguishing of conservation easements, and be it further

RESOLVED, that the Cattaraugus County Legislature opposes state or federal action that would weaken or eliminate New York State's long-standing tradition of home rule and local government authority, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to New York State Governor Kathy Hochul, Senator George Borrello, Assemblyman Joseph Giglio, the New York State Association of Counties, and all others deemed necessary and proper.

Approved by 6 members of the Finance Committee.

Adopted May 8, 2024 by voice vote.

\* \* \* \* \*

MR. HIGGINS moved, seconded by Mr. Teachman, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 211-2024 through Act No. 215-2024. Carried.

\* \* \* \* \*

**ACT NO. 211-2024** by Mrs. Andreano and Mr. Helmich  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
FIRED UP CATERING, LLC FOR OPERATION OF FOOD TRUCK AT  
THE PINES HEALTHCARE AND REHABILITATION CENTER-OLEAN CAMPUS**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Fired Up Catering, LLC (formerly known as Brick Oven Pizza and Catering), Bradford, Pennsylvania 16701, has expressed interest in operating its food truck in the parking lot of The Pines Healthcare and Rehabilitation Center-Olean Campus, at 2245 West State Street in the City of Olean, and

WHEREAS, the County agrees to allow Fired Up Catering, LLC, to park its food truck in the parking lot of The Pines-Olean Campus to operate a food service from it, 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 Fired Up Catering, LLC, to allow the usage of The Pines Healthcare and Rehabilitation Center-Olean Campus parking lot for the purpose of operating a food truck service, subject to such terms and conditions as may be established by the County Attorney upon recommendation of the Commissioner of Public Works and the Public Health Director, and be it further

RESOLVED, that the term of such contract shall commence May 15, 2024 and terminate on May 14, 2025, with the option to renew for successive one-year terms.

Adopted May 8, 2024 by voice vote.

**ACT NO. 212-2024** by Mrs. Andreano and Mr. Helmich  
who ask immediate consideration

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

Pursuant to Section 450 of the County Law.

WHEREAS, Act 228-2023 authorized a contract with P & NP Computer Services, Inc., 992 West Avenue, Brockport, New York 14420-1038, for the provision of access to historical data for the Department of Nursing Homes, the term of which expires June 30, 2024, and

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

WHEREAS, P & NP Computer Services, Inc., has agreed to provide the aforementioned maintenance services which will enable access to historical data for a total amount of \$3,381.50, which covers both facilities, as follows:

Olean	\$1,690.75
Machias	\$1,690.75,

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with P & NP Computer Services, Inc., for the provision of the above-described services, for a term commencing July 1, 2024 and terminating June 30, 2025, according to the above-described terms.

Adopted May 8, 2024 by voice vote.

**ACT NO. 213-2024** by Mrs. Andreano and Mr. Helmich  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH  
NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION  
FOR SEPTIC SYSTEM REPLACEMENT PROGRAM AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Health)**

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

WHEREAS, the Clean Water Infrastructure Act of 2017 established the Septic System Replacement Fund to provide a source of funding for the replacement of septic systems in New York State, and

WHEREAS, the County Health Department is desirous of participating in the State Septic System Replacement Program and is eligible for funding in the amount of \$175,000.00 through the New York State Environmental Facilities Corporation, and

WHEREAS, through the aforementioned program, eligible property owners may be reimbursed up to 50% of the eligible costs of eligible septic system projects for a maximum of \$10,000.00 per project, and

WHEREAS, the Health Department should apply for the aforementioned funding, and

WHEREAS, a participation agreement will be necessary with the New York State Environmental Facilities Corporation in the event that funding is awarded to the Health Department, and

WHEREAS, this program is 100% state funded, and

WHEREAS, various appropriation and revenue accounts must be adjusted 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 grant documents, on behalf of Cattaraugus County, with the New York State Environmental Facilities Corporation, in order to apply for, accept and receive funding for the Septic System Replacement Program, for a term commencing May 1, 2024 and terminating March 31, 2027, according to the above-described terms, and be it further

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

Increase Estimated Revenue Account:

A.401.4090.0000.3450.12	State Aid, Public Health, Other NYS EFC SSRP	\$50,000.00
-------------------------	--	-------------

Increase Appropriation Account:

A.401.4090.0000.40817	NYS EFC SSRP	\$50,000.00.
-----------------------	--------------	--------------

Adopted May 8, 2024 by voice vote.

**ACT NO. 214-2024** by Mr. Boberg, Mr. Brisky and Mr. Burr  
who ask immediate consideration

**RESOLUTION URGING THE STATE OF NEW YORK TO ENACT THE RESCUE EMS PACKAGE  
OF LEGISLATION TO STRENGTHEN OUR EMERGENCY MEDICAL SERVICES**

Pursuant to Section 153 of the County Law.

WHEREAS, Emergency Medical Service (EMS) is a vital resource, necessary to the health and well-being of communities across New York, and

WHEREAS, as a system that provides a wide range of prehospital medical care to sick or injured people in emergency situations, the difference between a municipality that provides for EMS and one that does not can often make the difference between life and death, and

WHEREAS, despite its vast importance, there is an ongoing EMS crisis in this state, particularly in how it is funded, staffed, and operated, and

WHEREAS, much of this stems from a fundamental misconception about EMS vis-a-vis other critical services like police and fire; this is reflected in New York State law, which fails to recognize the essential nature of EMS, and

WHEREAS, as a result, EMS providers are often undervalued and under-respected for the critical role they play in our communities, and

WHEREAS, the EMS framework in New York includes an array of private, public, or not-for-profit providers that have expanded across the state in a scattered, patchwork approach, leaving many New York residents uncertain whether an EMS provider will be available in their community at the time of need, and

WHEREAS, it is critical that municipalities have greater flexibility in order to facilitate EMS for its local communities in facing the unique local challenges presented, now, therefore, be it

RESOLVED, that Cattaraugus County urges the New York State Legislature to support the following legislative measures during the 2024 legislative session:

- S.5000 (May) / A.4077 (Lupardo)  
This legislation would remove EMS services from the real property tax cap, allowing local municipalities to expand and better support their local EMS services. This measure is of critical

importance to counties like Erie, Wayne, Otsego, and Wyoming which have established county-operated EMS systems;

- S.8486-A (Hinchey) / A.9102-A (Kelles)  
This legislation authorizes Medicaid reimbursement to emergency medical services (EMS) agencies for providing Treatment in Place (TIP) to a patient at the point of response; as well as Transportation to an Alternate Provider (TAP), getting a patient to the most appropriate health care setting other than a hospital, such as a mental health clinic, rehabilitation facility or urgent care. This is NOT legislation that will supplement any existing medical services provided by nurses or hospital staff;
- S.6630 (Mannion) / A.6274 (Barrett)  
This legislation allows volunteer firefighters and ambulance workers to claim both state income and local property tax credits;
- S.7286 (Martinez) / A.7524 (Thiele) (Part CC, S.8309-A)  
This legislation increases the volunteer firefighters' and ambulance workers' personal income tax credit from \$200 to \$800 for eligible individuals and from \$400 to \$1,600 for eligible married joint filers. This legislation also allows volunteer firefighters and ambulance workers to claim both state income and local property tax credits;
- S.3223 (Sanders) / A.9237 (Hevesi)  
This bill would create a methodology for ambulance reimbursement under Medicaid that more closely approximates the cost of providing the service. Ambulances are required by law to pick everyone up, including Medicaid patients. It is unfair to require these ambulance companies to accept Medicaid patients and then not fairly reimburse them for the costs of providing services to these patients;
- S.6645 (Comrie) / A.6136 (Eachus)  
This legislation requires the Thruway Authority to issue emergency services permits to EMS vehicles as is already done for fire vehicles, which would exempt EMS from being required to pay tolls while transporting patients on the NYS Thruway;

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to New York State Governor Kathy Hochul, Senator George Borrello, Assemblyman Joseph Giglio, the New York State Association of Counties, and all others deemed necessary and proper.

Adopted May 8, 2024 by voice vote.

**ACT NO. 215-2024** by Mrs. Andreano, Mr. Benson, Mr. Brisky, Mr. Burr and Mr. Marsh  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS COUNTY INDUSTRIAL DEVELOPMENT AGENCY FOR  
CATTARAUGUS REVRAIL PROJECT AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS**

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

WHEREAS, the Cattaraugus County Industrial Development Agency is desirous of promoting tourism in Cattaraugus County, and

WHEREAS, the County desires to be a strong partner in promoting tourism through the RevRail Project in Cattaraugus County and will provide reimbursement of up to \$120,000.00 to assist with the cost of the necessary agreements associated with the Project, and

WHEREAS, the Cattaraugus County Industrial Development Agency (IDA) will act as lead agency in arranging for the RevRail Project agreements and may submit invoices to the County for reimbursement out of the \$120,000.00, and

WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned reimbursement, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Cattaraugus County Industrial Development Agency in order to promote tourism in Cattaraugus County through the above-described project, for a term commencing May 9, 2024 and terminating December 31, 2024, according to the above-described terms, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate \$120,000.00 from Committed Fund Balance for Economic Development Account ED.913.0000, and be it further

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

Increase Appropriation Account:

ED.642.6420.0000.21129.41603	RevRail Project	\$120,000.00.
------------------------------	-----------------	---------------

Adopted May 8, 2024 by voice vote.

**MOTION TO ADJOURN IN MEMORY OF  
HOPE B. PHILLIPS**

WHEREAS, Hope B. Phillips, 82, of Little Valley, passed away on April 29, 2024, at The Pines Healthcare and Rehabilitation Center, and

WHEREAS, Mrs. Phillips was first employed with Cattaraugus County as a Senior Typist in the Health Department on April 26, 1982; transferred to the Department of Social Services on January 1, 1983; appointed as an Assessment Data Clerk in the Office of Real Property Tax Services on March 12, 1984; and was promoted to Assessment Records Supervisor on August 30, 1990, retiring on February 7, 2004, and

WHEREAS, Mrs. Phillips was a member of the Frewsburg American Legion Auxiliary, the Little Valley VFW Auxiliary, and the Little Valley Volunteer Fire Department Auxiliary, and

WHEREAS, Mrs. Phillips is survived by two sons, Bradley of Little Valley and Michael of Punta Gorda, Florida; a daughter, Tracy Long of Frewsburg; a brother, Norman Marsh; two sisters,

Elizabeth Schuyler and Brenda Rivetti; four grandchildren; six great-grandchildren; and several nieces and nephews, and

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

MOVE, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, in memory of Hope B. Phillips, and this Motion be seconded by the rest of the Legislature, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, until its next meeting, unless specially convened, in memory of Hope B. Phillips, and be it further

RESOLVED, that the Clerk of the Legislature be, and hereby is, directed to forward a certified copy of this Motion to her son, Bradley (Evonne) Phillips.

**MOTION TO ADJOURN IN MEMORY OF  
TERRY H. MARTIN**

WHEREAS, Terry H. Martin, 80, of Little Valley, passed away on April 29, 2024, at Olean General Hospital, and

WHEREAS, Dr. Martin began employment with Cattaraugus County as Chief Planner in the Department of Economic Development, Planning & Tourism on December 18, 1986, retiring on February 27, 2006, and

WHEREAS, he earned his doctorate in 1980 from the University of Buffalo, and

WHEREAS, Dr. Martin served two years in the Peace Corps and two years in the U.S. Army, both in Thailand, and

WHEREAS, Dr. Martin loved writing poetry and history; he was a past president of the Allentown Art Association, a race director of the Skyline Marathon, and an author for the Vietnam Veterans Leadership Program, and

WHEREAS, Dr. Martin is survived by his wife of 47 years, Peggy; a daughter, Medria Swartz of California; three stepchildren: Wendy Johnston and Julie Blinzler of Williamsville, and Joost Vles of Lancaster; eight grandchildren; and a great-granddaughter, and

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

MOVE, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, in memory of Terry H. Martin, and this Motion be seconded by the rest of the Legislature, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, until its next meeting, unless specially convened, in memory of Terry H. Martin, and be it further

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

\* \* \* \* \*

MRS. ANDREANO moved, seconded by Mrs. Hunt, to adjourn until May 22, 2024 at 5:00 p.m.  
Carried.

Meeting adjourned at 5:26 p.m.

Lori A. Pangborn  
Deputy Clerk