



CATTARAUGUS COUNTY

John R. Searles, County Administrator

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Little Valley, New York 14755

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Contingent Fund Balance: \$98,322

The following committees will meet on **Wednesday, June 17, 2020**, at the County Center in Little Valley, New York, at the indicated times:

Labor Relations	4:00 p.m.
Public Works	4:15 p.m.
Human Services	4:45 p.m.
County Operations/Public Safety	5:00 p.m.
Development & Agriculture	5:15 p.m.
Finance	5:30 p.m.

Pursuant to New York State Executive Order 202.1, public in-person access will not be permitted; however, the public may listen to the Committee Meetings by calling: 408-418-9388, access code 129 425 5472 followed by #.

ACT NO.

PREFILED RESOLUTIONS

- 239-20 Mr. Helmich and Mr. Koch
AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 11 WITH NYSDOT AND AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN THE FEDERAL-AID PROJECT ADMINISTERED BY THE NYSDOT AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Leon Bridge No. 8 Replacement Project – Bridge NY Funds Contract #D036251)
- 240-20 Mr. Klancer and Mr. Koch
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE BOARD OF ELECTIONS FOR ELECTIONS CYBERSECURITY REMEDIATION GRANT PROGRAM AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Board of Elections – Contract Number BOE01-C004235-1110000)
- 241-20 Mrs. Andreano
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Department of Nursing Homes)
- 242-20 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS COMMUNITY ACTION, INC., FOR YOUTH PLACEMENT PREVENTION PROGRAMMING (FAST)
- 243-20 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES FOR RESIDENTIAL INSTITUTIONAL FOSTER CARE

- 244-20 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES PSYCHOLOGICAL EVALUATIONS AND ASSESSMENTS
- 245-20 Mr. Marsh and Mr. Higgins
AUTHORIZING THE CHAIR TO EXECUTE LOAN DOCUMENTS WITH SMITH BURIAL SERVICES FOR EXPANSION OF BUSINESS EQUIPMENT
- 246-20 Mr. Klancer and Mr. Boberg
AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT WITH CATTARAUGUS-LITTLE VALLEY CENTRAL SCHOOL DISTRICT FOR USE OF SPACE FOR SHERIFF'S OFFICE TRAINING

Committee Referrals for June 17, 2020 Committee Meetings							
Act #	Finance	County Ops/Pub Safety	DPW	Human Services	Dev & Ag	Labor Relations	Strategic Plng.
239	X		X				
240	X	X					
241	X			X			
242	X			X			
243	X			X			
244	X			X			
245	X				X		
246	X	X	X				
TOTAL	8	2	2	4	1	0	0

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Increase Appropriation Account:
H.504.5197.5195.25097.41603 Leon Bridge No. 8 \$1,149,500.00.

Resolution Referred to:

- | | | | |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance | <input checked="" type="checkbox"/> | Human Services | <input type="checkbox"/> |
| DPW | <input checked="" type="checkbox"/> | Develop. & Ag | <input type="checkbox"/> |
| Labor Relations | <input type="checkbox"/> | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | <input type="checkbox"/> | | <input type="checkbox"/> |

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

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

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

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

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

IV. WHEREAS, this program is 100% state funded, and

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

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

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

III. 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

IV. 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

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

Increase Estimated Revenue Account:		
H.145.1450.0000.21100.41603	Contracted Services	\$80,232.70

Increase Appropriation Account:		
H.145.1450.0000.21100.3089.08	Other State Aid-BOE, Cybersecurity Grant	\$80,232.70.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety	<input checked="" type="checkbox"/>		

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

Pursuant to Sections 363 and 366 of the County Law.

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

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

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

Decrease Appropriation Accounts:

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

Increase Appropriation Account:

EF.453.4530.8212.41225	Dietician/Nutrition Services	\$90,021.81.
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Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety	<input type="checkbox"/>		<input type="checkbox"/>

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

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

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

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

III. WHEREAS, Cattaraugus Community Action, Inc., through its "Families and Schools Together (FAST) Program", will target specific school districts mutually agreed upon by both parties and has agreed to continue the aforementioned services, for an amount not to exceed \$141,369.00 to be paid on a monthly basis for services provided during the preceding month, as invoiced, and

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

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

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Cattaraugus Community Action, Inc., for the provision of the above-described Youth Placement Prevention Programming, for a term commencing July 1, 2020 and terminating June 30, 2021, according to the above-described terms, and be it further

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

III. 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

IV. 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.

Resolution Referred to:

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|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance | <input checked="" type="checkbox"/> | Human Services | <input checked="" type="checkbox"/> |
| DPW | <input type="checkbox"/> | Develop. & Ag | <input type="checkbox"/> |
| Labor Relations | <input type="checkbox"/> | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | <input type="checkbox"/> | | <input type="checkbox"/> |

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

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

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

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

III. WHEREAS, the County Department of Social Services is desirous of renewing the aforementioned contracts with various residential foster care institutions in accordance with a New York State fee schedule for the approved listing of residential institutions throughout New York State, and

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

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

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various residential foster care institutions for the provision of the above-described services for a term commencing July 1, 2020 and terminating June 30, 2021, according to the above-described terms, and be it further

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

III. 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

IV. 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.

Resolution Referred to:

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|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance | <input checked="" type="checkbox"/> | Human Services | <input checked="" type="checkbox"/> |
| DPW | <input type="checkbox"/> | Develop. & Ag | <input type="checkbox"/> |
| Labor Relations | <input type="checkbox"/> | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | | | <input type="checkbox"/> |

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

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

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

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

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

and

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

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

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various entities, for the provision of the aforementioned court-ordered psychological assessments and evaluations, for a term commencing July 1, 2020 and terminating June 30, 2021, according to the above-described terms, and be it further

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

III. 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

IV. 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.

Resolution Referred to:

- | | | | |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance | <input checked="" type="checkbox"/> | Human Services | <input checked="" type="checkbox"/> |
| DPW | <input type="checkbox"/> | Develop. & Ag | <input type="checkbox"/> |
| Labor Relations | <input type="checkbox"/> | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | <input type="checkbox"/> | | <input type="checkbox"/> |

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

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

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

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

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

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

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

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

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

and

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

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

Resolution Referred to:

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|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance | <input checked="" type="checkbox"/> | Human Services | <input type="checkbox"/> |
| DPW | <input type="checkbox"/> | Develop. & Ag | <input checked="" type="checkbox"/> |
| Labor Relations | <input type="checkbox"/> | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | | | <input type="checkbox"/> |

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

Pursuant to Sections 215 and 450 of the County Law.

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

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

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

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

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

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

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

Resolution Referred to:

- | | | | |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance | <input checked="" type="checkbox"/> | Human Services | <input checked="" type="checkbox"/> |
| DPW | <input checked="" type="checkbox"/> | Develop. & Ag | <input type="checkbox"/> |
| Labor Relations | <input type="checkbox"/> | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | <input type="checkbox"/> | | <input type="checkbox"/> |