



CATTARAUGUS COUNTY

John R. Searles, County Administrator

303 Court Street
Little Valley, New York 14755

Phone: (716) 938-2577
Fax (716) 938-2760

Contingent Fund Balance: \$226,937

The following committees will meet on **Wednesday, June 6, 2018**, 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.

ACT NO.

PREFILED RESOLUTIONS

- 265-18 Mr. Giardini and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CITY OF OLEAN FOR LEACHATE DISPOSAL SERVICES
- 266-18 Mr. Giardini and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH WENDEL WD, ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C. FOR SHERIFF'S OFFICE FIRE PROTECTION IMPROVEMENTS
- 267-18 Mr. Giardini and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE LICENSE AGREEMENT WITH ADMINISTRATIVE OFFICE OF THE UNITED STATES BANKRUPTCY COURT FOR FEDERAL USE OF COUNTY PROPERTY
- 268-18 Mr. Giardini and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 1 WITH NYSDOT AND AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN THE FEDERAL-AID PROJECT ADMINISTERED BY THE NYSDOT AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Contract No. D024765 - Department of Public Works)
- 269-18 Mr. Giardini and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NYSDOT AND AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN BRIDGE DECK WASHING AND SEALING FEDERAL-AID PROJECT

- 270-18 Ms. Vickman, Mr. Breton and Mr. Neal
CREATING ONE (1) FULL-TIME POSITION OF ASSESSOR'S AIDE AND ONE (1) FULL-TIME POSITION OF DATA COLLECTOR IN THE OFFICE OF REAL PROPERTY TAX SERVICES, ESTABLISHING COMPENSATION FOR THE SAME AND TRANSFER OF FUNDS (Contingent Fund - Real Property Tax Services)
- 271-18 Mr. Breton, Mr. Neal, Ms. Vickman and Mr. Giardini
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH PREMIER CONSULTING ASSOCIATES, LLC FOR BENEFITS PLAN MANAGEMENT SERVICES
- 272-18 Mr. Snyder, Jr.
RESOLUTION APPROVING THE ISSUANCE OF CERTAIN OBLIGATIONS BY CATTARAUGUS COUNTY CAPITAL RESOURCE CORPORATION TO FINANCE A CERTAIN REFINANCING PROJECT FOR JCC DEVELOPMENT CORP.
- 273-18 Mr. VanRensselaer and Mr. Koch
APPROVING DUES FOR PROFESSIONAL ORGANIZATION AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Department of Economic Development, Planning & Tourism)
- 274-18 Mr. VanRensselaer and Mr. Koch
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH KENYON PRESS, INC. FOR ADDITIONAL PRINTED COPIES OF 2018 CATTARAUGUS COUNTY ACTIVITIES GUIDE
- 275-18 Mr. VanRensselaer and Mr. Koch
AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH THE APPALACHIAN REGIONAL COMMISSION FOR DEPARTMENT OF ECONOMIC DEVELOPMENT, PLANNING AND TOURISM CATTARAUGUS COUNTY TRAILS IMPROVEMENTS PROJECT
- 276-18 Mr. VanRensselaer and Mr. Koch
AUTHORIZING COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME TO BE TRANSFERRED TO THE CATTARAUGUS COUNTY ECONOMIC SUSTAINABILITY AND GROWTH CORPORATION PURSUANT TO SUBRECIPIENT AGREEMENT AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of Economic Development, Planning & Tourism)

Committee Referrals for June 6, 2018 Committee Meetings

Act #	Finance	County Ops/Pub Safety	DPW	Human Services	Strategic Planning	Dev & Ag	Labor Relations
265	X		X				
266	X		X				
267	X		X				
268	X		X				
269	X		X				
270	X	X					X
271	X						X
272	X						
273	X					X	
274	X					X	
275	X					X	
276	X					X	
TOTALS	12	1	5	0	0	4	2

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CITY OF OLEAN FOR LEACHATE DISPOSAL SERVICES**

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

I. WHEREAS, the County is a landfill leachate transporter with a valid Waste Transporter Permit issued by the New York State Department of Environmental Conservation (NYSDEC) and is desirous of dumping leachate material into facilities owned by the City of Olean, and

II. WHEREAS, the City of Olean has jurisdiction over, and management of, the Olean Waste Water Treatment Facilities, and

III. WHEREAS, the City of Olean has agreed to allow the County to dump leachate material generated from the Farwell Landfill into the City's waste water treatment facility for an amount of \$.0113 per gallon of leachate waste disposed of by the County, and

IV. WHEREAS, sufficient funds are included in the budget to cover the costs for the aforementioned services, 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 City of Olean, for the provision of the above-described disposal services, for a term commencing June 1, 2018 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

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"/> |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WENDEL WD, ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C.
FOR SHERIFF'S OFFICE FIRE PROTECTION IMPROVEMENTS**

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, the County is in need of fire protection improvements for the Sheriff's Office call center and data rooms on the first floor of the County Center, and

II. WHEREAS, Wendel WD, Engineering, Surveying & Landscape Architecture, P.C., Centerpointe Corporate Park, 375 Essjay Road, Suite 200, Williamsville, New York 14221, can provide a double interlock, pre-action system for the call center and two data rooms, and a dry chemical fire suppression system for the data rooms, for an amount of \$14,000.00, plus reimbursable expenses not to exceed \$475.00, and

III. 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 a contract, on behalf of Cattaraugus County, with Wendel WD, Engineering, Surveying & Landscape Architecture, P.C., for the provision of the above-described engineering services, for a term commencing June 15, 2018 and terminating December 31, 2019, according to the above-described terms.

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"/> |

AUTHORIZING THE CHAIR TO EXECUTE LICENSE AGREEMENT WITH ADMINISTRATIVE OFFICE OF THE UNITED STATES BANKRUPTCY COURT FOR FEDERAL USE OF COUNTY PROPERTY

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, Act 291-2017 authorized a license agreement with the Administrative Office of the United States Bankruptcy Court for the use of the County's court facility located in the Olean Office Building one day each month, the term of which expires September 30, 2018, and

II. WHEREAS, the United States Bankruptcy Court is desirous of continuing the aforementioned license agreement under the same terms, and

III. WHEREAS, the County has agreed to allow the United States Bankruptcy Court to utilize the County's court facility located in the Olean Office Building once per month for an amount of \$600.00 per month, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a license agreement, on behalf of Cattaraugus County, with the Administrative Office of the United States Bankruptcy Court to use the above-described space for a term commencing October 1, 2018, and terminating September 30, 2019, with the option to renew for one-year periods thereafter at the same rate, according to the above-described terms.

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"/> |

**AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 1 WITH
NYSDOT AND AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE
IN THE FEDERAL-AID PROJECT ADMINISTERED BY THE NYSDOT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Contract No. D024765 – Department of Public Works)**

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

I. WHEREAS, Act 259-2006, as amended, authorized a contract with New York State Department of Transportation (NYSDOT) for the replacement of the Tannery Street Bridge (New Albion Bridge No. 35) over Tributary South Branch Cattaraugus Creek, BIN 3-32281-0, in the Town of New Albion, Cattaraugus County, PIN 5757.33, (the "Project"), and

II. WHEREAS, the aforementioned project is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% Non-Federal funds, and

III. WHEREAS, the County desires to advance the above project by making a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering (Design I-VI), Right-of-Way Incidentals and Right-of-Way Acquisition phases of the Project, and

IV. WHEREAS, a Supplemental Agreement No. 1 supersedes the original contract, which had a total value of \$265,000.00 by adding the Right-of-Way Acquisition phase and extending the contract end date to December 31, 2021, 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 in the first instance 100% of the Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design I-VI), Right-of-Way Incidentals and Right-of-Way Acquisition phases of the Project, or portions thereof, and be it further

III. RESOLVED, that the sum of \$540,600.00 is hereby appropriated which includes \$265,000.00 previously appropriated for the project's Preliminary Engineering and Right-of-Way Incidentals phases via County Resolution No. 373-2006 adopted on August 23, 2006, and made available to cover the cost of participation in the above phases of the project, and be it further

IV. RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the project's Preliminary Engineering (Design I-VI),

Right-of-Way Incidentals and Right-of-Way Acquisition phases exceeds the amount appropriated, the County of Cattaraugus shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof, and be it further

V. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all necessary documents, on behalf of Cattaraugus County, with the NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and be it further

VI. 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

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

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

Increase Estimated Revenue Accounts:

H.504.5197.5195.4597.02	Map-21	\$120,480.00
H.504.5197.5195.3591.01	State Marchiselli	\$ 22,550.00

Increase Appropriation Account:

H.504.5197.5195.25019	New Albion Bridge No. 35	\$143,030.00.
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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"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NYSDOT AND
AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN
BRIDGE DECK WASHING AND SEALING FEDERAL-AID PROJECT**

Pursuant to Title 23 U.S. Code and Section 450 of the County Law.

I. WHEREAS, the Cattaraugus County Bridge Deck Washing and Sealing Project, for various locations in Cattaraugus County, PIN 5761.95 (the "Project"), is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at a ratio of 80% federal funds and 20% non-federal funds, and

II. WHEREAS, the County desires to advance the above Project by making a commitment of 100% of the costs of the Construction & Construction Inspection phases of the 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 in the first instance 100% of the federal and non-federal shares of the cost of the Construction & Construction Inspection phases of the Project or portions thereof, and be it further

III. RESOLVED, that the sum of \$415,000.00 is hereby appropriated and made available to cover the cost of participation in the above phases of the Project, and be it further

IV. RESOLVED, that in the event the amount required to pay the full federal and non-federal shares of the cost of the Project's Construction & Construction Inspection phases exceeds the amount appropriated above, the County of Cattaraugus shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by NYSDOT, and be it further

V. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all necessary documents, on behalf of Cattaraugus County, with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid project costs and all Project costs within appropriations therefor that are not so eligible, and be it further

VI. 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

VII. RESOLVED, that this Resolution shall take effect immediately.

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"/> |

CREATING ONE (1) FULL-TIME POSITION OF ASSESSOR’S AIDE AND ONE (1) FULL-TIME POSITION OF DATA COLLECTOR IN THE OFFICE OF REAL PROPERTY TAX SERVICES, ESTABLISHING COMPENSATION FOR THE SAME AND TRANSFER OF FUNDS (Contingent Fund - Real Property Tax Services)

Pursuant to Sections 204, 205, 363 and 365 of the County Law and Section 22 of the Civil Service Law.

I. WHEREAS, due to an increase in the request for assessor services at the Office of Real Property Tax Services, the department is in need of an assessor aide and a data collector position in order to handle the increased workload, and

II. WHEREAS, the New Position Duties Statements have been submitted to the Cattaraugus County Personnel Officer, who has approved and certified the titles of Assessor’s Aide and Data Collector in accordance with Civil Service Law Section 22, and

III. WHEREAS, a transfer of funds is necessary to accommodate these positions, now, therefore, be it

I. RESOLVED, that effective immediately, there is hereby created one (1) position of Assessor’s Aide in the Office of Real Property Tax Services to be filled on a full-time basis, Cattaraugus County Employees Unit Salary Schedule, Pay Grade 17 (\$20.25 per hour), Position No. 135-025-002, and be it further

II. RESOLVED, that effective immediately, there is hereby created one (1) position of Data Collector in the Office of Real Property Tax Services to be filled on a full-time basis, Cattaraugus County Employees Unit Salary Schedule, Pay Grade 15 (\$19.06 per hour), Position No. 135-147-001, and be it further

III. RESOLVED, that following an initial investment by Cattaraugus County, each town receiving assessing services will provide payment to the County for these services, and be it further

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

Decrease Appropriation Account:

A.901.1990.0000.40601 Contingent Fund \$64,239.00

Increase Appropriation Accounts:

A.135.1355.0000.11000 Full Time Wages \$35,772.00

A.135.1355.0000.81000 FICA \$ 2,737.00

A.135.1355.0000.82000 Retirement \$ 5,652.00

A.135.1355.0000.83000 Health Insurance \$19,749.00

A.135.1355.0000.84000 Dental Insurance \$ 329.00

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 checked="" type="checkbox"/> | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | <input checked="" type="checkbox"/> | | |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
PREMIER CONSULTING ASSOCIATES, LLC FOR
BENEFITS PLAN MANAGEMENT SERVICES**

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

I. WHEREAS, Act 253-2017 authorized a contract with Premier Consulting Associates, LLC, 1416 Sweet Home Road, Suites 5-6, Amherst, New York 14228, for the provision of benefits plan management services, the term of which expires June 30, 2018, and

II. WHEREAS, the County is desirous of continuing benefits plan management services to analyze the County's current benefits plans and to recommend cost-saving changes to the County's benefits plans, and

III. WHEREAS, Premier Consulting Associates, LLC, can provide the following ongoing advisory services to assist the County in managing benefit plan contracts and costs, and monitoring plan performance and claims experience, for an amount of \$120,716.80 to be paid in monthly installments, plus commissions, if any, for any new contractual arrangements with entities that are entered into after July 1, 2018, and

<u>Data Mining</u>		<u>PremierLinx Analytics</u>	
		<u>Monthly</u>	<u>Annually</u>
\$1.30 PMPM	1328	\$1,726.40	\$20,716.80
 <u>Consulting Services</u>			
Coordination and Management of Healthcare Vendors			
****includes medical, wellness, stop loss, case management, dental & vision relationships			
Independent Health	self insured		\$60,000.00
Corporate Care Management	self insured		
Interactive Health	self insured		
Davis Vision	self insured		
Dental Plan			plus commissions
HCC Stop Loss			plus commissions
 <u>Prescription Drug Consulting and Oversight</u>			
\$1 per script			Not to exceed \$40,000.00
 TOTAL ANTICIPATED ANNUAL FEE			 \$120,716.80
 <u>Other add on services billed on fee for service basis</u>			
Actuarial Services			\$200 per hour
Hospital Bill Audit		35% of savings	
Outpatient Bill Audit		35% of savings	

Diagnostic Related Grouping Analysis	35% of savings
Physician Bill Audit	35% of savings
Pharmacy Cost Management	25% of savings
Coordination of Benefits	35% of Recovered \$
Subrogation	35% of Recovered \$
Overpayment of Recovery Services	35% of Recovered \$
Out of Network Repricing	35% of savings
Medical Record Audit (offsite)	Priced per hour at time elected
Health Plan Audit	Customized
Enrollment Audit	Customized
Dependent Audit	Customized
Wellness, Disease Management, Medical Management (CCM)	Customized

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 a contract, on behalf of Cattaraugus County, with Premier Consulting Associates, LLC, for the provision of the above-described services, for a term commencing July 1, 2018 and terminating June 30, 2019, according to the above-described terms.

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 checked="" type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety			<input type="checkbox"/>

**RESOLUTION APPROVING THE ISSUANCE OF CERTAIN OBLIGATIONS BY
CATTARAUGUS COUNTY CAPITAL RESOURCE CORPORATION TO FINANCE A
CERTAIN REFINANCING PROJECT FOR JCC DEVELOPMENT CORP.**

Pursuant to Section 153 of the County Law.

BE IT ENACTED by the County Legislature of Cattaraugus County, New York, as follows:

I. WHEREAS, pursuant to Section 1411 of the Not-For-Profit Corporation Law of the State of New York, as amended (the "Enabling Act"), Revenue Ruling 57-187 and Private Letter Ruling 200936012, the County Legislature of Cattaraugus County, New York (the "County"), adopted a resolution on May 13, 2009 (the "Sponsor Resolution") (1) authorizing the incorporation of Cattaraugus County Capital Resource Corporation (the "Issuer") under the Enabling Act and (2) appointing the initial members of the board of directors of the Issuer, and

II. WHEREAS, in August, 2009, a certificate of incorporation was filed with the New York Secretary of State's Office (the "Certificate of Incorporation") creating the Issuer as a public instrumentality of the County, and

III. WHEREAS, to accomplish its stated purposes, the Issuer is authorized and empowered under the Enabling Act to acquire real and personal property; to borrow money and issue negotiable revenue bonds, notes and other obligations therefore; to lease, sell, mortgage or otherwise dispose of or encumber any of its real or personal property upon such terms as it may determine; and otherwise to carry out its corporate purposes in the territory in which the operations of the Issuer are principally to be conducted, and

IV. WHEREAS, in April, 2018, JCC Development Corp. (the "Borrower"), a New York not-for-profit corporation, presented an application (the "Application") to the Issuer, which Application requested that the Issuer consider undertaking a project (the "Project") for the benefit of the Borrower, said Project to consist of the following: (A) the refunding of the Civic Facility Revenue Bonds (JCC Development Corp. Refunding Project), Series 2005A (the "Prior Bonds") issued by County of Cattaraugus Industrial Development Agency (the "Prior Issuer") in the aggregate principal amount of \$5,665,000, which Prior Bonds financed the refunding of the Tax-Exempt Civic Facility Revenue Bonds (JCC Development Corp. Project), Series 2000 issued by the Prior Issuer in the aggregate principal amount of \$5,130,000 (the "Series 2000 Bonds"), which Series 2000 Bonds financed the following: (1) the acquisition of an interest in an approximately 12.5 acre parcel of land located at 260 North Union

Street (formerly 312 North Barry Street) in the City and Town of Olean, Cattaraugus County, New York (the “Initial Land”), together with the approximately 35 existing buildings located thereon (collectively, the “Existing Facility”), (2) the demolition of approximately 32 of the 35 existing buildings, (3) the renovation of the remainder of the Existing Facility, (4) the construction of an approximately 13,000 square foot addition to one of the existing approximately 10,000 square foot buildings (the “Addition”), (5) the construction of three buildings containing in the aggregate approximately 112,000 square feet of space (collectively, the “New Facility”) (the remainder of the Existing Facility, the Addition and the New Facility being collectively referred to as the “Initial Facility”), (6) the construction and/or renovation of certain ancillary facilities located on the Initial Land, including driveways, parking lots and landscaping, and (7) the acquisition and installation therein and thereon of certain machinery and equipment (the “Initial Equipment”), all of the foregoing to constitute a facility to be used by Jamestown Community College (the “User”) as an educational facility and for related uses (the Initial Land, the Initial Facility and the Initial Equipment being collectively referred to as the “Initial Project Facility”); (B) the financing of all or a portion of the costs of the foregoing by the issuance of revenue bonds of the Issuer in one or more issues or Series in an aggregate principal amount sufficient to pay the cost of undertaking the Project, together with necessary incidental costs in connection therewith, in an amount not to exceed \$5,000,000 (the “Obligations”); and (C) paying a portion of the costs incidental to the issuance of the Obligations, including issuance costs of the Obligations and any reserve funds as may be necessary to secure the Obligations, and

V. WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”) and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6NYCRR Part 617, as amended (the “Regulations” and collectively with the SEQR Act, “SEQRA”), by resolution adopted by the members of the board of directors of the Issuer on June 5, 2018 (the “SEQR Resolution”), the Issuer determined that the Project constituted a “Type II action” (as such quoted term is defined under SEQRA), and therefor that no further action with respect to the Project was required under SEQRA, and

VI. WHEREAS, the Borrower has requested that interest on the Obligations be treated by the federal government as excludable from gross income for federal income tax purposes pursuant to Section 103 and Section 145(a) of the Code, and

VII. WHEREAS, the County Legislature of Cattaraugus County, New York (the “County Legislature”), has been advised by the Issuer that the Issuer proposes to issue, subsequent to the

adoption of this resolution, the Obligations from time to time in a principal amount sufficient to fund all or a portion of the costs of the Project, and

VIII. WHEREAS, interest on the Obligations will not be excludable from gross income for federal income tax purposes unless, among other things, pursuant to Section 147(f) of the Code, the issuance of the Obligations is approved by the “applicable elected representative” of Cattaraugus County, New York, after the Issuer has held a public hearing on the nature and location of the Initial Project Facility and the issuance of the Obligations, and

IX. WHEREAS, pursuant to the authorization contained in a resolution adopted by the members of the board of directors of the Issuer on March 13, 2018 (the “Public Hearing Resolution”), the Chief Executive Officer of the Issuer (A) caused notice of a public hearing of the Issuer (the “Public Hearing”) pursuant to Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”) and, as provided in the Certificate of Incorporation, pursuant to the applicable provisions of Section 859-a and Section 859-b of the General Municipal Law of the State of New York (the “GML”), to hear all persons interested in the Project and the financial assistance being contemplated by the Issuer with respect to the Project, to be published on May 8, 2018 in the Olean Times Herald, a newspaper of general circulation in the City and Town of Olean, Cattaraugus County, New York, (B) caused notice of the Public Hearing to be posted on May 4, 2018 on a bulletin board located at 9 East Washington Street, Ellicottville, Cattaraugus County, New York, (C) caused notice of the Public Hearing to be mailed on May 4, 2018 to the chief executive officers of the county and of each city, town, village and school district in which the Initial Project Facility is (or will be) located, (D) conducted the Public Hearing on May 29, 2018 at 10:00 o’clock a.m., local time at the City of Olean Municipal Building, 101 East State Street, Conference Room #119 in the City of Olean, Cattaraugus County, New York, and (E) prepared a report of the Public Hearing (the “Public Hearing Report”) which fairly summarized the views presented at such Public Hearing and caused copies of said Public Hearing Report to be made available to the members of the board of directors of the Issuer and to the County Legislature, and

X. WHEREAS, pursuant to Section 147(f) of the Code, the County Legislature desires to allow the interest on the Obligations to be treated as excludable from gross income for federal income tax purposes, now, therefore, be it

I. RESOLVED, by the County Legislature of Cattaraugus County, New York, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Obligations for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 145(a) of the Code, the County Legislature, as the elected legislative body of Cattaraugus County, New York, hereby

approves the issuance by the Issuer of the Obligations, provided that the Obligations, and the premium (if any) and interest thereon, shall be special obligations of the Issuer and shall never be a debt of the State of New York, Cattaraugus County, New York or any political subdivision thereof (other than the Issuer), and neither the State of New York, Cattaraugus County, New York nor any political subdivision thereof (other than the Issuer) shall be liable thereon.

Section 2. This resolution shall take effect immediately.

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 type="checkbox"/>

**APPROVING DUES FOR PROFESSIONAL ORGANIZATION AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Economic Development, Planning and Tourism)**

Pursuant to Sections 203(1), 363 and 366 of the County Law.

I. WHEREAS, it is beneficial for the Department of Economic Development, Planning and Tourism to be a member of the National Association of Government Web Professionals, and

II. WHEREAS, payment of dues in this organization is beneficial to the County and serves a public purpose, and

III. WHEREAS, there is a reasonable connection between the activities of this organization and the official duties of the officers or employees whose membership dues will be paid therein, and

IV. WHEREAS, annual dues in the amount of \$150.00 are due, and

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

I. RESOLVED, that effective June 1, 2018, Cattaraugus County authorizes membership and the payment of dues to the National Association of Government Web Professionals, and be it further

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

Decrease Appropriation Account:

A.642.6420.0000.11000 Full Time Wages \$150.00

Increase Appropriation Account:

A.642.6420.0000.48002 Dues \$150.00.

Resolution Referred to:

- | | | | |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| 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 AMENDED CONTRACT WITH
KENYON PRESS, INC. FOR ADDITIONAL PRINTED COPIES OF
2018 CATTARAUGUS COUNTY ACTIVITIES GUIDE**

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

I. WHEREAS, Act 531-2017 authorized a contract with Kenyon Press, Inc., 1 Kenyon Press Drive, Sherburne, New York 13460-8086, for printing of the 2018 Cattaraugus County Activities Guide, and

II. WHEREAS, the Department of Economic Development, Planning & Tourism has requested additional copies of the 2018 Cattaraugus County Activities Guide be printed, and

III. WHEREAS, Kenyon Press, Inc., can provide an additional 20,000 copies for an amount of \$15,106.00, plus shipping not to exceed \$1,000.00, and

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

I. RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Kenyon Press, Inc., for the provision of additional copies of the 2018 Cattaraugus County Activities Guide, for a term commencing May 10, 2018 and terminating November 30, 2018, according to the above-described terms.

Resolution Referred to:

- | | | | |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| 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 APPLY FOR FUNDING THROUGH THE
APPALACHIAN REGIONAL COMMISSION FOR
DEPARTMENT OF ECONOMIC DEVELOPMENT, PLANNING AND TOURISM
CATTARAUGUS COUNTY TRAILS IMPROVEMENTS PROJECT**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Department of Economic Development , Planning and Tourism is desirous of completing item numbers 9 and 10 of the Cattaraugus County Trails Plan, which includes comprehensive mapping and signage for the Cattaraugus County Trails, as follows:

- #9 Trail Access Improvements:
 - Map any unidentified trail access points; and
 - GIS for all County trails to create a Countywide Trail database

- #10 Signage and Mapping System:
 - Create a comprehensive signage system using consistent graphics, colors and materials for all trails within the Cattaraugus County Trail System;
 - Create a comprehensive mapping system that will allow users within the trail system to identify routes, access points, access difficulty level, allowed user types on each trail, and explore nearby destinations and points of interest; and
 - Use GIS to make intuitive, easily updated digital mapping system, using the current Cattaraugus County Trailer viewer website as the foundation for the System,

and

II. WHEREAS, it is anticipated that the total cost of the project will be approximately \$122,000.00, and

III. WHEREAS, federal funding in the amount of \$61,000.00 is available through the Appalachian Regional Commission to offset the cost of the aforementioned improvement project, (CFDA #23.002), and

IV. WHEREAS, it is necessary to apply to the Appalachian Regional Commission for the aforementioned funding, and

V. WHEREAS, in the event the County is awarded a \$61,000.00 grant from Appalachian Regional Commission, a \$61,000.00 County match would be required, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, in order to apply for the above-described funding, with a cash match not to exceed \$61,000.00 to the Appalachian Regional Commission, according to the above-described terms.

Resolution Referred to:

- | | | | |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| 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 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM INCOME
TO BE TRANSFERRED TO THE
CATTARAUGUS COUNTY ECONOMIC SUSTAINABILITY AND GROWTH CORPORATION
PURSUANT TO SUBRECIPIENT AGREEMENT
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Economic Development, Planning & Tourism)**

Pursuant to Sections 153, 363 and 366 of the County Law.

- I. WHEREAS, the County of Cattaraugus maintains certain assets in the form of Community Development Block Grant (hereinafter "CDBG") program income funds that were derived from grants received from the New York State Housing Trust Fund Corporation (Grant No. 199ME186-01 and No. 199ED475-03), and
- II. WHEREAS, such CDBG funds are subject to certain rules and regulations promulgated by the United States Department of Housing and Urban Development (hereinafter "HUD") and the New York State Office of Community Renewal (hereinafter "OCR") regarding their use, and
- III. WHEREAS, the County expects to periodically receive additional NYS CDBG Program Income from the repayment of certain loans made with NYS CDBG Program Income, and
- IV. WHEREAS, OCR has notified the County and other recipients of CDBG funds that it is requiring that all NYS CDBG Program Income not spent on, or committed to, CDBG-eligible activities by March 31, 2019, be paid to the OCR by April 30, 2019, and
- V. WHEREAS, the Cattaraugus County Economic Sustainability and Growth Corporation (hereinafter "CCESGC") has advised the County that it proposes to make a loan to Valley View Cheese Co., Inc., to assist in the expansion of the business that is expected to result in the creation of new employment opportunities, a majority of which would be available to low-and moderate-income persons, and
- VI. WHEREAS, the County wishes to provide its NYS CDBG Program Income to CCESGC for the purpose of funding the proposed loan to Valley View Cheese Co., Inc., which constitutes an eligible CDBG economic development activity that will provide economic benefits to the County and its residents, and

VII. WHEREAS, CCESGC has the capacity to make such loan and to accomplish the associated program delivery and administrative requirements of the CDBG program in a manner consistent with the rules and regulations promulgated by HUD and the OCR, and

VIII. WHEREAS, various appropriation and revenue accounts must be adjusted, now, therefore, be it

I. RESOLVED, that the County terminate the existing grant agreement dated June 29, 2015 between the County and CCESGC relating to use of a portion of the County's NYS CDBG Program Income by CCESGC and that the County Chairman is hereby authorized to enter into a subrecipient agreement with the CCESGC that:

- provides NYS CDBG Program Income in the amount of up to \$260,344.50 to the CCESGC for the purpose of making a loan to Valley View Cheese Co., Inc. to facilitate a CDBG-eligible economic development activity that will leverage the creation of employment opportunities for County residents, such loan to be implemented and administered in a manner consistent with the rules and regulations of the CDBG program;
- allows the CCESGC to use additional NYS CDBG Program Income to fund reasonable program delivery and grant administration costs (as such terms are defined by HUD) incurred in implementing such CDBG activities in amounts not to exceed any applicable limits prescribed by the rules, regulations, and policies of the CDBG program; and
- acknowledges and agrees that any income derived by the CCESGC from its use of the NYS CDBG Program Income that is not additional NYS CDBG Program Income shall remain the property of the CCESGC and that no restrictions shall be made upon its use,

and be it further

II. RESOLVED, that the subrecipient agreement shall be subject to the County Attorney's approval as to form and content, and be it further

III. RESOLVED, that the County Administrator is hereby directed to appropriate \$186,948.79 from the MDLF Loan Reserve Account A.831.0000 and make the following budgetary changes:

Decrease Estimated Revenue Account:

A.642.6422.6423.2701.02	Loan Repayments	\$187,000.00
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Decrease Appropriation Account:

A.642.6422.6423.40804	Microenterprise Loan Program	\$ 51.21.
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Resolution Referred to:

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"/>		<input type="checkbox"/>