



# CATTARAUGUS COUNTY

John R. Searles, County Administrator

303 Court Street  
Little Valley, New York 14755

Phone: (716) 938-2577  
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Contingent Fund Balance: \$102,698

The following committees will meet on **Wednesday, August 15, 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. |
| County Operations/Public Safety | 4:45 p.m. |
| Human Services                  | 5:00 p.m. |
| Development & Agriculture       | 5:15 p.m. |
| Finance                         | 5:30 p.m. |

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**ACT NO.**

**PREFILED RESOLUTIONS**

- 349-18 Mr. Snyder, Sr.  
APPOINTMENT OF MEMBER TO THE CHAUTAUQUA, CATTARAUGUS, ALLEGANY AND STEUBEN SOUTHERN TIER EXTENSION RAILROAD AUTHORITY
- 350-18 Mr. Koch and Mrs. Labuhn  
SALE OF TAX TITLE PROPERTY TO FORMER OWNER
- 351-18 Mr. Giardini and Mr. Helmich  
BID ACCEPTANCE FOR INTERSECTION RECONSTRUCTION ON COUNTY ROAD NO. 32 (Department of Public Works)
- 352-18 Mr. Giardini and Mr. Helmich  
BID ACCEPTANCE FOR REPLACEMENT OF CULVERTS LOCATED ON COUNTY ROAD NO. 85 (Town of Ashford Culverts C8528480 and C8528092 Department of Public Works)
- 353-18 Mr. Giardini and Mr. Helmich  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH TWIN TIERS OVERHEAD DOORS, INC. FOR OVERHEAD DOOR REPAIR, REPLACEMENT, INSTALLATION AND PREVENTIVE MAINTENANCE
- 354-18 Mr. Giardini and Mr. Helmich  
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH W2 OPERATOR TRAINING GROUP, LLC FOR SEWAGE PUMPS FOR LANDFILLS

- 355-18 Mr. Neal  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR INDIGENT LEGAL SERVICES FUNDING (January 1, 2016 - December 31, 2018 Grant - Round 6)
- 356-18 Mr. VanRensselaer and Mr. Koch  
AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATION AND CONTRACT WITH DEFENSE LOGISTICS AGENCY FOR PROCUREMENT TECHNICAL ASSISTANCE PROGRAM
- 357-18 Mr. VanRensselaer and Mr. Koch  
AUTHORIZING APPLICATION FOR TOURISM PROMOTION AND DESIGNATING GRANT ADMINISTRATOR
- 358-18 Mr. VanRensselaer and Mr. Koch  
AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH NYS DEPARTMENT OF AGRICULTURE AND MARKETS FOR UPDATE OF COUNTY AGRICULTURE AND FARMLAND PROTECTION PLAN
- 359-18 Mr. Helmich, Mr. Higgins, Mr. Koch and Mrs. Labuhn  
AUTHORIZING TRANSFER OF TAX FORECLOSURE PROPERTIES TO CATTARAUGUS COUNTY LAND BANK CORPORATION
- 360-18 Ms. Vickman and Mr. Snyder, Jr.  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SALAMANCA HOUSING AUTHORITY FOR HEALTH DEPARTMENT OFFICE SPACE
- 361-18 Ms. Vickman and Mr. Snyder, Jr.  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH HEALTH RESEARCH, INC. FOR PUBLIC HEALTH PREPAREDNESS AND RESPONSE TO BIOTERRORISM
- 362-18 Ms. Vickman and Mr. Snyder, Jr.  
APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND GENESEE COUNTY FOR BEHAVIORAL HEALTH INTER-MUNICIPAL CONSORTIUM
- 363-18 Mr. Snyder, Sr., Ms. Hastings and Mrs. Labuhn  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH MCCARTHY & CONLON, LLP FOR AUDITING SERVICES FOR DEPARTMENTS OF HEALTH, COMMUNITY SERVICES AND NURSING HOMES
- 364-18 Ms. Vickman and Mr. Snyder, Jr.  
APPROVING MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS (Department of Social Services)

- 365-18 Ms. Vickman and Mr. Snyder, Jr.  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH LEVANT WESLEYAN CHURCH FOR FATHERS SUPPORT/PARENTING GROUP
- 366-18 Mr. Breton, Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES FOR YOUTH SERVICES PROGRAMS (Youth Bureau - Member Item Funding)
- 367-18 Ms. Vickman  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH INTERACTIVE HEALTH, INC. FOR HEALTH WELLNESS PROGRAM
- 368-18 Mr. Breton, Mr. Helmich, Mr. Snyder, Jr., and Ms. Vickman  
REQUESTING CATTARAUGUS COUNTY INDUSTRIAL DEVELOPMENT AGENCY NOT APPROVE PILOT AGREEMENTS FOR WIND ENERGY PROJECTS LARGER THAN 5 MEGAWATTS RATED CAPACITY
- 369-18 Mr. VanRensselaer and Mr. Koch  
ADJUSTING VARIOUS APPROPRIATION AND ESTIMATED REVENUE ACCOUNTS (Department of economic Development, Planning & Tourism)
- 370-18 Mr. Boberg, Mr. Breton and Ms. Vickman  
LOCAL LAW NUMBER 6-2018 - A LOCAL LAW ESTABLISHING THE CATTARAUGUS COUNTY ANIMAL ABUSER REGISTRY AND REPEALING LOCAL LAW NO. 2-2016 (INTRO NO. 1-2016)
- 371-18 Mr. Boberg, Mr. Breton and Ms. Vickman  
AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 6-2018
- 372-18 Mrs. Labuhn  
SUPPORTING SENECA NATION'S BAN ON UNCONVENTIONAL GAS DRILLING; DISPOSAL, STORAGE, OR TREATMENT OF UNCONVENTIONAL GAS DRILLING BY-PRODUCTS; AND TRANSPORTATION OF UNCONVENTIONAL GAS DRILLING BY-PRODUCTS ON OR THROUGH NATION TERRITORIES

**Committee Referrals for August 15, 2018 Committee Meetings**

| <b>Act #</b>  | <b>Finance</b> | <b>County<br/>Ops/Pub<br/>Safety</b> | <b>DPW</b> | <b>Human<br/>Services</b> | <b>Strategic<br/>Planning</b> | <b>Dev &amp;<br/>Ag</b> | <b>Labor<br/>Relations</b> |
|---------------|----------------|--------------------------------------|------------|---------------------------|-------------------------------|-------------------------|----------------------------|
| 349           | X              |                                      |            |                           |                               | X                       |                            |
| 350           | X              | X                                    |            |                           |                               |                         |                            |
| 351           | X              |                                      | X          |                           |                               |                         |                            |
| 352           | X              |                                      | X          |                           |                               |                         |                            |
| 353           | X              |                                      | X          |                           |                               |                         |                            |
| 354           | X              |                                      | X          |                           |                               |                         |                            |
| 355           | X              | X                                    |            |                           |                               |                         |                            |
| 356           | X              |                                      |            |                           |                               | X                       |                            |
| 357           | X              |                                      |            |                           |                               | X                       |                            |
| 358           | X              |                                      |            |                           |                               | X                       |                            |
| 359           | X              |                                      |            |                           |                               | X                       |                            |
| 360           | X              |                                      |            | X                         |                               |                         |                            |
| 361           | X              |                                      |            | X                         |                               |                         |                            |
| 362           | X              |                                      |            | X                         |                               |                         |                            |
| 363           | X              |                                      |            | X                         |                               |                         |                            |
| 364           | X              |                                      |            | X                         |                               |                         |                            |
| 365           | X              |                                      |            | X                         |                               |                         |                            |
| 366           | X              |                                      |            | X                         |                               |                         |                            |
| 367           | X              |                                      |            |                           |                               |                         | X                          |
| 368           | X              |                                      |            |                           |                               | X                       |                            |
| 369           | X              |                                      |            |                           |                               | X                       |                            |
| 370           | X              | X                                    |            |                           |                               |                         |                            |
| 371           | X              | X                                    |            |                           |                               |                         |                            |
| 372           | X              |                                      |            |                           |                               |                         |                            |
| <b>TOTALS</b> | <b>24</b>      | <b>4</b>                             | <b>4</b>   | <b>7</b>                  | <b>0</b>                      | <b>7</b>                | <b>1</b>                   |

**APPOINTMENT OF MEMBER TO THE CHAUTAUQUA, CATTARAUGUS,  
ALLEGANY AND STEUBEN SOUTHERN TIER EXTENSION RAILROAD AUTHORITY**

Pursuant to Section 2642-C(4) of the Public Authorities Law.

I. RESOLVED, that the following individual shall be a Cattaraugus County voting member on the Chautauqua, Cattaraugus, Allegany and Steuben Southern Tier Extension Railroad Authority:

Terry Everetts  
1666 Haskell Road  
Olean, New York 14760  
*Three-year term to expire 9/12/2021,*

and be it further

II. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Chautauqua, Cattaraugus, Allegany and Steuben Southern Tier Extension Railroad Authority.

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"/>            |

**SALE OF TAX TITLE PROPERTY TO FORMER OWNER  
(Town of Great Valley)**

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

I. WHEREAS, Cattaraugus County has tax title to certain property situate in the Town of Great Valley, and

II. WHEREAS, the former owner of the property has offered to purchase the same at a cost which will cover the County’s financial involvement in this premises, and

III. WHEREAS, the cost involved for this premises has been tendered to the County Treasurer’s Office, now, therefore, be it

I. RESOLVED, that the County Treasurer be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to execute a County Treasurer’s Deed conveying this property to the following individual:

**TOWN OF GREAT VALLEY**

| PARCEL | TAX MAP NO. | FORMER OWNER(S) | ADDRESS                                       | COUNTY INVOLVEMENT |
|--------|-------------|-----------------|---|--------------------|
| 350    | 73.002-1-29 | Sandra Simons   | 4421 N. Whalen Road<br>Great Valley, NY 14741 | \$5,951.33         |

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"/> |

**BID ACCEPTANCE FOR INTERSECTION RECONSTRUCTION ON COUNTY ROAD NO. 32  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and  
Section 215 of the County Law.

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the reconstruction of the Thomas Corners and Cole Road intersection located on County Road No. 32, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned intersection reconstruction was the bid of D & H Excavating, Inc., 11939 Route 98 South, Arcade, New York 14009, for an amount of \$467,168.00, to be paid as invoiced and as determined by the Department of Public Works, and

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

I. RESOLVED, that the bid of D & H Excavating, Inc., be, and the same hereby is, accepted, for a term commencing upon Notice to Proceed with project to be completed on or before November 15, 2018, and be it further

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

No State Bid.

Eight sets of specifications were sent out.

Four bids were received.

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"/> |

**BID ACCEPTANCE FOR REPLACEMENT OF CULVERTS LOCATED ON COUNTY ROAD NO. 85  
(Town of Ashford Culverts C8528480 and C8528092  
Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and  
Section 215 of the County Law.

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the replacement of two (2) culverts located on County Road No. 85 in the Town of Ashford, known as Culvert Nos. C8528480 and C8528092, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned culvert replacement projects was the bid of Union Concrete & Construction Corp., P.O. Box 410, 105 Center Road, West Seneca, New York 14224, for an amount of \$456,397.00, to be paid as invoiced and as determined by the Department of Public Works, and

III. WHEREAS, sufficient funds are included in the budget to cover the costs of the aforementioned culvert replacement projects, now, therefore, be it

I. RESOLVED, that the bid of Union Concrete & Construction Corp., be, and the same hereby is, accepted, for a term commencing within ten (10) days of the effective date of the contract with project completion on or before December 31, 2018, and be it further

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

No State Bid.

Eight sets of specifications were sent out.

Five bids were received.

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  
TWIN TIERS OVERHEAD DOORS, INC. FOR OVERHEAD DOOR REPAIR,  
REPLACEMENT, INSTALLATION AND PREVENTIVE MAINTENANCE**

Pursuant to Section 450 of the County Law.

- I. WHEREAS, Act 324-2017 authorized a contract with Twin Tiers Overhead Doors, Inc., 1997 Four Mile Road, Allegany, New York 14706, for the provision of overhead door repair, replacement, installation and preventive maintenance services, the term of which expires August 31, 2018, and
- II. WHEREAS, the County Department of Public Works has solicited proposals for the provision of the aforementioned overhead door repair, replacement, installation and preventive maintenance services, and
- III. WHEREAS, Twin Tiers Overhead Doors, Inc., can provide the aforementioned services in accordance with the following rate schedule, on an as-needed basis:

| <u>Labor Charges</u>   | <u>Rates</u>            |
|--|-------------------------|
| <b>Monday – Friday Business Hours</b>  |                         |
| <i>Regular Hourly Rate</i>   |                         |
| 1 Overhead Door Mechanic   | \$75.00/hour/man        |
| 1 Overhead Door Mechanic Plus 1 Apprentice                                     | \$75.00/hour/man        |
| <i>Emergency</i>   |                         |
| 1 Overhead Door Mechanic   | \$112.50/hour/man       |
| 1 Overhead Door Mechanic Plus 1 Apprentice                                     | \$112.50/hour/man       |
| <b>Evening, Saturday, Sunday and Holiday Work</b>                              |                         |
| <i>Regular Hourly Rate</i>   |                         |
| 1 Overhead Door Mechanic   | \$75.00/hour/man        |
| 1 Overhead Door Mechanic Plus 1 Apprentice                                     | \$75.00/hour/man        |
| <i>Emergency</i>   |                         |
| 1 Overhead Door Mechanic   | \$112.50/hour/man       |
| 1 Overhead Door Mechanic Plus 1 Apprentice                                     | \$112.50/hour/man       |
| Maximum Response Time required to arrive on-site after receiving service call: | 8 hours                 |
| Service Charge   | Per Visit \$150.00      |
| Materials and Parts (not included in Preventive Maintenance)                   | % Markup 35% - 45%      |
| Rental Equipment   | % Markup 35%            |
| Scissor Lift Use   | \$200.00/trip           |
|  | Mileage \$0.56 per mile |

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 Twin Tiers Overhead Doors, Inc., for the provision of the above-described services, for a term commencing September 1, 2018 and terminating August 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 AMENDED CONTRACT  
WITH W2 OPERATOR TRAINING GROUP, LLC  
FOR SEWAGE PUMPS FOR LANDFILLS**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 131-2018 authorized a contract with W2 Operator Training Group, LLC, 131 Port Watson Street, Cortland, New York 13045, for the provision of two (2) explosion proof submersible sewage pumps that will work with existing equipment at the Five Points and Farwell landfills, the term of which expires December 31, 2018, and

II. WHEREAS, two (2) additional pumps are needed at the Five Points Landfill, and

III. WHEREAS, W2 Operator Training Group can provide and install two (2) additional explosion proof submersible sewage pumps that will work with existing equipment at the Five Points landfill, for an additional amount not to exceed \$37,050.00, which includes freight, to be paid as invoiced, and

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

I. 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 W2 Operator Training Group, LLC, for the provision of the above-described equipment and services, to amend the original contract which commenced March 1, 2018 and terminates December 31, 2018, 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  
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR  
INDIGENT LEGAL SERVICES FUNDING  
(January 1, 2016 – December 31, 2018 Grant – Round 6)**

Pursuant to Article 30 of the Executive Law,  
Article 18-B and Section 450 of the County Law.

I. WHEREAS, Act 279-2013 authorized a three-year contract (Round 3) with the New York State Office of Indigent Legal Services in order to accept Indigent Legal Services funding totaling \$242,199.00 to improve the quality of legal representation under Article 18-B of the County Law, and

II. WHEREAS, the New York State Office of Indigent Legal Services has announced that it is accepting proposals for a three-year distribution of funds from the Indigent Legal Services Fund (ILSF) for the period January 1, 2016 through December 31, 2018 – Round 6, which is a renewal of the Round 3 funding, and

III. WHEREAS, a three-year plan must be submitted to the Office of Indigent Legal Services which demonstrates that the funding provided will be utilized to improve the quality of legal representation under Article 18-B of the County Law, and

IV. WHEREAS, Cattaraugus County has been notified that it shall receive an amount of \$80,733.00 per year for three (3) years, for a total three-year grant in the amount of \$242,199.00 for the period January 1, 2016 through December 31, 2018, and

V. WHEREAS, the application for the aforementioned funding shall reflect the following proposed uses as have been agreed upon by the Public Defender, the Administrator of Assigned Counsel, and Legal Assistance of Western New York, with the approval of the Chairman of the Cattaraugus County Legislature:

| <u>Description</u>  | <u>3 Year Total</u> |
|---|---------------------|
| Full Time Account Clerk Typist Position at Public Defender's Office,<br>Office Equipment, Office Expenses, Associated Fringe Benefits | \$131,251.00        |
| Maintain and Continue Public Defender Offices in downtown Olean, NY   | \$ 19,879.00        |
| Pay Parity for Legal Aid Society attorneys  | \$ 73,776.00        |
| Upgrade Workstations and Equipment at Public Defender and Assigned Council<br>Offices   | \$ 9,889.00         |

Annual Internet Costs for Network iPads for Attorneys at Court \$ 5,763.00  
Workers Compensation \$ 1,641.00

and

VI. WHEREAS, it is in the best interests of Cattaraugus County to submit the aforementioned three-year proposal and apply for the ILSF funding at no cost to the County, now, therefore, be it

I. RESOLVED, that the Public Defender's Office, with the agreement of the Administrator of Assigned Counsel and Legal Assistance of Western New York, be, and hereby is, authorized and directed to submit to the New York State Office of Indigent Legal Services a three-year proposal for its proposed use of the aforementioned funds within the parameters set forth herein, and be it further

II. 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 Office of Indigent Legal Services, in order to apply for, accept and receive the aforementioned funds, and commit Cattaraugus County to their use as prescribed by such office, for a term commencing January 1, 2016 and terminating December 31, 2018, with automatic one-year extension periods until the grant funds have been expended, 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 type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input checked="" type="checkbox"/> |

**AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATION AND  
CONTRACT WITH DEFENSE LOGISTICS AGENCY FOR  
PROCUREMENT TECHNICAL ASSISTANCE PROGRAM**

Pursuant to 10 USCS Section 2411, et seq., and  
Section 450 of the County Law.

I. WHEREAS, Act 344-2017 authorized the Chair to execute a grant application and contract with the Defense Logistics Agency, 8725 John J. Kingman Road, Ft. Belvoir, Virginia 22060-6221, in order to secure funding for the continuation of the Procurement Technical Assistance Program and such funding was received, and

II. WHEREAS, Cattaraugus County is again eligible for funding through the Defense Logistics Agency in order to maintain the Procurement Technical Assistance Program, and

III. WHEREAS, it is estimated that the project cost will not exceed \$161,367.00, of which Cattaraugus County's cash contribution and in-kind contribution will not exceed \$41,000.00, and

IV. WHEREAS, Cattaraugus County will be responsible for the share of any third-party agency which fails to contribute its portion to the program, and

V. WHEREAS, this program is 75% federally funded (CFDA #12.002) and 25% County funded, and sufficient funds are included in the budget to cover the County's 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 grant application and contract, on behalf of Cattaraugus County, with the Defense Logistics Agency in order to secure funding for the continuation of the Procurement Technical Assistance Program, and be it further

II. RESOLVED, that the Procurement Technical Assistance Program will commence January 16, 2019 and terminate January 15, 2020, and be it further

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

IV. 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

V. 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 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 APPLICATION FOR TOURISM PROMOTION AND  
DESIGNATING GRANT ADMINISTRATOR**

Pursuant to Section 164 of the Economic Development Law.

I. WHEREAS, Act 343-2017 authorized an application for tourism promotion and designated the grant administrator, and

II. WHEREAS, the New York State Tourist Promotion Act provides that the Commissioner of Economic Development may, upon application, match the funds expended by tourist promotion agencies and provide other assistance to local organizations for the promotion of tourist travel, resorts, and vacation businesses of the State of New York, and

III. WHEREAS, before an application for matching funds for the promotion of tourism can be submitted, it is required that the Cattaraugus County Legislature designate a tourist promotion agency to make such application and to receive grants for the purposes specified in the law, and

IV. WHEREAS, Cattaraugus County should contribute a local share of \$70,000.00 in Fiscal Year 2018 to leverage additional funds from the New York State I Love New York Matching Funds Program, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism, is hereby authorized and directed to submit all the required applications and other documents, on behalf of Cattaraugus County, necessary for the purpose of receiving these funds, and be it further

II. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism, is hereby authorized and directed to receive grants from the State of New York for, and on behalf of, Cattaraugus County for the purposes herein specified, and be it further

III. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism is hereby designated as the administrator of these funds, and be it further

IV. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism is authorized to apply for state matching funds up to \$500,000.00 for the program year October 1, 2018 through September 30, 2019, and be it further

V. RESOLVED, that if the application for such funding is approved, then the Cattaraugus County Department of Economic Development, Planning and Tourism shall submit the grant agreement



to the Legislature for approval and appropriation prior to the commencement of any work, and be it further

VI. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Commissioner of Economic Development of the State of New York and the Marketing Manager, Matching Funds, New York State Department of Economic Development, and be it further

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

VIII. 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

IX. 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 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  
NYS DEPARTMENT OF AGRICULTURE AND MARKETS FOR UPDATE OF  
COUNTY AGRICULTURE AND FARMLAND PROTECTION PLAN**

Pursuant to Article 25AAA of the Agriculture and Markets Law and  
Section 450 of the County Law.

I. WHEREAS, Act 260-2004 authorized the submission of a grant application for the development of an Agricultural and Farmland Protection Plan for Cattaraugus County, and

II. WHEREAS, the County Department of Economic Development, Planning and Tourism is desirous of updating the aforementioned Agricultural and Farmland Protection Plan, and

III. WHEREAS, the NYS Department of Agriculture and Markets has funding available to assist counties in updating the Agricultural and Farmland Protection Plan, and

IV. WHEREAS, pursuant to Article 25AAA of the NYS Agriculture and Markets Law, a \$40,000.00 farmland protection planning grant requires a County commitment to match the funding and support the update of the Plan by providing in-kind services equaling \$23,000.00 and a cash commitment equaling \$17,000.00, and

V. WHEREAS, the County Development and Agriculture Committee recognizes that it is in the best interests of Cattaraugus County and its agricultural community to apply for the aforementioned funding to update the County Agricultural and Farmland Protection Plan to ensure that it meets the needs of the County's farmers and agricultural businesses, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism is hereby authorized to develop and submit an application to apply for a matching State grant in the amount of \$40,000.00 for an update of the Agricultural and Farmland Protection Plan for Cattaraugus County, and be it further

II. RESOLVED, that in the event the County is awarded the aforementioned grant, then the County Legislature hereby authorizes the amount of \$17,000.00 to meet the required County cash contribution, and be it further

III. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant documents, on behalf of Cattaraugus County, with the NYS Department of Agriculture and Markets, in order to apply for the aforementioned funding.

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 TRANSFER OF TAX FORECLOSURE PROPERTIES TO  
CATTARAUGUS COUNTY LAND BANK CORPORATION**

Pursuant to Section 450 of the County Law.

I. WHEREAS, pursuant to Act 679-2014, as amended, Cattaraugus County established the Cattaraugus County Land Bank Corporation, which is now an authorized land bank corporation in New York State, and

II. WHEREAS, New York State's land bank legislation was enacted to address the negative impacts of distressed or at-risk structures and abandoned vacant property in New York's communities, and

III. WHEREAS, vacant and abandoned properties present a danger to the health and safety of local residents, result in costs and loss of revenues to local governments, and discourage further investment in the community, and

IV. WHEREAS, land banks allow municipalities to acquire, redevelop and improve tax delinquent, vacant or abandoned property, thereby providing a mechanism for municipalities to acquire blighted properties and convert them to productive uses, and

V. WHEREAS, the Cattaraugus County Land Bank Corporation is able to acquire properties through a variety of means, which include properties obtained through the in rem tax foreclosure process, as well as donated properties, now, therefore, be it

I. RESOLVED, the Chairman of the Legislature, upon approval of the County Treasurer, is hereby authorized to transfer the County-owned properties listed below to the Cattaraugus County Land Bank Corporation for rehabilitation:

Location: 5426 Gooseneck Road, Town of Ashford  
(known as Tax Map No. 20.001-1-14)

Location: 3888 Main Street, Town of Hinsdale  
(known as Tax Map No. 77.013-2-4)

Location: 128-130 Fulton Street, City of Olean  
(known as Tax Map No. 94.065-6-37)

Location: 809 Seneca Avenue, City of Olean  
(known as Tax Map No. 94.067-2-55)

Location: 325 North Sixth Street, City of Olean  
(known as Tax Map No. 94.056-7-8)

Location: 307 Gilmore Avenue, City of Olean  
(known as Tax Map No. 94.058-5-27)

Location: 330 North First Street, City of Olean  
(known as Tax Map No. 94.057-2-43),

and be it further

II. RESOLVED, that the Cattaraugus County Treasurer hereby agrees to waive any and all taxes, liens or other fees that may be due on the properties being transferred to the Cattaraugus County Land Bank, and be it further

III. RESOLVED, that the Cattaraugus County Clerk is hereby authorized and directed to waive all recording fees and transfer taxes for properties transferred to the Cattaraugus County Land Bank Corporation.

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 CONTRACT WITH  
SALAMANCA HOUSING AUTHORITY FOR HEALTH DEPARTMENT OFFICE SPACE**

Pursuant to 10 NYCRR 763.3, Section 3602 of the Public Health Law and Sections 215 and 450 of the County Law.

I. WHEREAS, Act 408-2015 authorized a contract with the Salamanca Housing Authority, 69 Iroquois Drive, Salamanca, New York 14779, for the rental of office space in Hillview Homes in the City of Salamanca for Health Department office/clinic space, at the rate of \$948.00 per month on a month-to-month basis, the term of which expires October 31, 2018, and

II. WHEREAS, the Health Department is desirous of renewing the aforementioned contract, and

III. WHEREAS, the Salamanca Housing Authority has agreed to continue leasing the above-described space for an amount of \$948.00 per month on a month-to-month basis, to be paid monthly, as invoiced, and

IV. WHEREAS, the office space rental is partially funded through state aid and generated revenues, 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 Salamanca Housing Authority, for the provision of the above-described services, for a term commencing November 1, 2018 and terminating October 31, 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"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HEALTH RESEARCH, INC. FOR PUBLIC HEALTH  
PREPAREDNESS AND RESPONSE TO BIOTERRORISM**

Pursuant to Section 301 et seq. of the Public Health Service Act and  
Section 450 of the County Law.

I. WHEREAS, Act 340-2017 authorized a contract with Health Research, Inc., in order to accept funding in the amount of \$79,989.00 per year for the next phase of the terrorism emergency response and preparedness plan, the term of which expired June 30, 2018, and

II. WHEREAS, the County Health Department has been awarded funding through Health Research, Inc., Riverview Center, 150 Broadway, Suite 560, Menands, New York 12204, in the amount of \$79,989.00, for the period commencing July 1, 2018 and terminating June 30, 2019, and

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

IV. WHEREAS, this program is 100% federally funded (CFDA# 93.074), 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 Health Research, Inc., in order to accept and receive the aforementioned grant funding, for a term commencing July 1, 2018 and terminating June 30, 2019, 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"/>            |

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND GENESEE COUNTY FOR BEHAVIORAL HEALTH INTER-MUNICIPAL CONSORTIUM**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 153-2017 authorized a contract with Genesee County for the preparation of a feasibility analysis for the purposes of establishing a behavioral health inter-municipal consortium for the oversight, administration and delivery of mental health services, the term of which expired December 31, 2017, and

II. WHEREAS, a behavioral health inter-municipal consortium would be beneficial to each member county to more successfully navigate the changes in reimbursement and service delivery directly related to New York State mandates through DSRIP and the related transition from FFS Medicaid to Medicaid Managed Care, and

III. WHEREAS, the County Community Services Departments in the Western Region are requesting continued work related to the development of the behavioral health inter-municipal consortium, and

IV. WHEREAS, Genesee County shall continue to be the lead county and engage the law firm of Barclay Damon for the preparation of the aforementioned analysis, and

V. WHEREAS, the Cattaraugus County Department of Community Services is desirous of reimbursing Genesee County an amount not to exceed \$18,000.00, which represents an equal share of the legal fees related to this analysis, to be paid on a percent-of-completion basis, as invoiced, and

VI. WHEREAS, this program is 50% federal (CFDA #93.778) and 50% state funded, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract between the Cattaraugus County Community Services Board and Genesee County, to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2018 and terminating December 31, 2018, 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"/>            |



**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
MCCARTHY & CONLON, LLP FOR AUDITING SERVICES FOR  
DEPARTMENTS OF HEALTH, COMMUNITY SERVICES AND NURSING HOMES**

Pursuant to Sections 210 and 450 of the County Law.

I. WHEREAS, Act 446-2016 authorized a contract with McCarthy & Conlon, LLP, for the provision of auditing, accounting and reimbursement consultant services for the County Departments of Health, Community Services and Nursing Homes, and

II. WHEREAS, the County is desirous of obtaining auditing, accounting and reimbursement consultant services for the years ending December 31, 2018, 2019 and 2020, and

III. WHEREAS, McCarthy & Conlon, LLP, 123 Quaker Road, Suite 103B, Queensbury, New York 12804, has agreed to provide the aforementioned auditing services for an amount of \$59,000.00, in accordance with the following schedule:

|                                  |                      |
|----------------------------------|----------------------|
| Department of Nursing Homes      | \$31,000.00 per year |
| Department of Health             | \$22,500.00 per year |
| Department of Community Services | \$ 5,500.00 per year |

and

IV. WHEREAS, the aforementioned audits must be conducted in order for the County to receive any State reimbursement, 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 McCarthy & Conlon, LLP, for the provision of the above-described services, contingent upon and subject to inclusion in the 2019 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2019 and terminating December 31, 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"/>            |

**APPROVING MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS  
(Department of Social Services)**

Pursuant to Section 203(1) of the County Law.

I. WHEREAS, it is beneficial for the Department of Social Services to be a member of the following organizations:

Coalition of Adoption and Foster Family Agencies                      \$125.00 per year  
New York Agency on Training and Employment Professionals      \$750.00 per year,

and

II. WHEREAS, membership in these organizations is beneficial to the County and serves a public purpose, now, therefore, be it

I. RESOLVED, that Cattaraugus County authorizes memberships in the Coalition of Adoption and Foster Family Agencies and the New York Agency on Training and Employment Professionals.

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 LEVANT WESLEYAN CHURCH  
FOR FATHERS SUPPORT/PARENTING GROUP**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 332-2017 authorized a contract with the Levant Wesleyan Church for the provision of a weekly support/parenting group for fathers who are currently working with or under the supervision of the Department of Social Services to focus on family, child and service engagement, the term of which expires August 31, 2018, and

II. WHEREAS, the County Department of Social Services is desirous of renewing the aforementioned contract, and

III. WHEREAS, the purpose of the aforementioned program is to reduce re-involvement with Child Protective Services, the Support Collection Unit and Family Court, and

IV. WHEREAS, the Levant Wesleyan Church, 1670 Lundquist Drive, Falconer, New York 14733, can provide a weekly two-hour support/parenting group for male residents of Cattaraugus County who are involved with the Department of Social Services through Child Protective Services, the Child Welfare Unit, Adult Protection Unit, Support Collection Unit, and as parents to youth involved in the juvenile justice/probation system by providing education, parenting services and support, and

V. WHEREAS, the Levant Wesleyan Church can provide the aforementioned services for a total amount not to exceed \$18,000.00, to be paid on a monthly basis, as invoiced, and

VI. WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Levant Wesleyan Church, for the provision of the above-described services, for a term commencing September 1, 2018 and terminating August 31, 2019, 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"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS ENTITIES FOR YOUTH SERVICES PROGRAMS  
(Youth Bureau-Member Item Funding)**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 472-2017 authorized the Chairman to execute grant documents with the New York State Office of Children and Family Services, in order to receive up to \$200,000.00 in grant-in-aid funding, to offset costs related to youth services including, but not limited to, operational, capital project(s) and/or program administration costs to help provide services, opportunities and supports that are designed to improve youth and the community, and

II. WHEREAS, the Youth Bureau has received grant-in-aid funding in the amount of \$200,000.00, and is desirous of contracting with the following entities for the provision of various youth services development and delinquency prevention programs:

Cornell Cooperative Extension-Cattaraugus County \$15,000.00  
28 Parkside Drive  
Ellicottville, New York 14731

Directions in Independent Living, Inc. \$15,000.00  
512 West State Street  
Olean, New York 14760

Boundless Connections \$15,000.00  
120 North Union Street  
Olean, New York 14760

BSA Allegheny Highlands Council \$20,000.00  
P.O. Box 261  
50 Hough Hill Road  
Falconer, New York 14733

Big Brothers/Big Sisters Mentoring Program \$15,000.00  
85 River Rock Drive, Suite 107  
Buffalo, New York 14207,

and

III. WHEREAS, the aforementioned youth services programs are 100% state funded, 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 the above-listed entities, for the provision of various youth services programs, according to the above-described terms.

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"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION  
WITH INTERACTIVE HEALTH, INC.  
FOR HEALTH WELLNESS PROGRAM**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 425-2016, as amended by Act 356-2017, authorized a contract with Interactive Health, Inc., 1700 East Golf Road, Suite 900, Schaumburg, Illinois 60173, for the provision of a health wellness program for County employees, the term of which expires December 31, 2018, and

II. WHEREAS, the County is desirous of continuing a health wellness program for its employees that are insured under the Independent Health Medical Plan, and

III. WHEREAS, Interactive Health, Inc., shall continue to provide the following services for County employees for an amount of \$195.00 per completed health evaluation:

- Health Evaluation (including biometric screening),
- Post Evaluation Materials, Tools and Actions,
- Post Evaluation Client reporting,
- Interactive Health Standard Tools and Resources, and
- Healthy Lifestyle Coaching,

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 extension, on behalf of Cattaraugus County, with Interactive Health, Inc., for the provision of the above-described services, to extend the term of the original contract to December 31, 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"/> |



**REQUESTING CATTARAUGUS COUNTY INDUSTRIAL DEVELOPMENT AGENCY  
NOT APPROVE PILOT AGREEMENTS FOR WIND ENERGY PROJECTS  
LARGER THAN 5 MEGAWATTS RATED CAPACITY**

Pursuant to Section 153 of the County Law.

I. WHEREAS, pursuant to Local Law No. 6-2008, the County “opted out” of the tax exemption otherwise granted by New York Real Property Tax Law (“RPTL”) Section 487 for certain solar or wind energy systems or farm waste energy systems, and such systems are therefore taxable within Cattaraugus County absent a payment in lieu of tax (“PILOT”) agreement, and

II. WHEREAS, the Cattaraugus County Industrial Development Agency (“CCIDA”) accepts applications for PILOT agreements pertaining to both small and large energy projects that are taxable as a result of the County opting out of the RPTL Section 487 tax exemption, and

III. WHEREAS, it has been demonstrated that the environmental, economic, and community impacts of large wind energy projects of 5 Megawatts (MW) or more can be significant and might well have a net negative effect on the County depending on the location and parameters of the proposed project, and

IV. WHEREAS, large wind energy projects of 5 MW or more historically create few full-time permanent jobs in the private sector in relation to the significant tax abatement subsidies that are sought through PILOT agreements, and

V. WHEREAS, providing a tax abatement subsidy through PILOT agreements to encourage the siting of large wind energy projects may not be appropriate given the potential negative impacts and potential low cost-benefit value of large wind energy projects, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby requests the Cattaraugus County Industrial Development Agency not approve PILOT agreements of any kind for large wind energy projects with a rated capacity of 5 MW or greater, and be it further

II. RESOLVED, that the Clerk of the County Legislature is directed to send a copy of this resolution to the Chairman of the Cattaraugus County Industrial Development Agency.

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"/>            |

**ADJUSTING VARIOUS APPROPRIATION AND ESTIMATED REVENUE ACCOUNTS  
(Department of Economic Development, Planning & Tourism)**

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

I. WHEREAS, Act 274-2018 authorized the County Department of Economic Development, Planning and Tourism to order 20,000 additional copies of the 2018 Cattaraugus County Activities Guide, and

II. WHEREAS, various appropriation and estimated revenue accounts must be adjusted in order to cover the cost of the aforementioned additional copies, now, therefore, be it

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

Increase Estimated Revenue Account:

A.642.6420.6410.1989.02      I Love NY Matching Funds      \$13,288.00

Increase Appropriation Account:

A.642.6420.6410.48226      Collateral-Travel Guide      \$13,288.00.

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"/>            |

**LOCAL LAW NUMBER 6 - 2018  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW ESTABLISHING THE CATTARAUGUS COUNTY ANIMAL ABUSER REGISTRY  
AND REPEALING LOCAL LAW NO. 2-2016 (INTRO NO. 1-2016)**

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

SECTION 1. Intent. It is the intent of this local law to establish a registry of individuals in Cattaraugus County who have abused animals.

SECTION 2. Legislative Findings. Cruelty is a serious problem resulting in the abuse of many animals each year, and while the State of New York has criminalized the cruel treatment of animals, animal abuse and cruelty continues to occur in Cattaraugus County and throughout New York State. Studies show that people who have abused animals in the past are likely to do so in the future and that there is a near 100% recidivism rate for certain types of abuse such as animal hoarding. It has also been documented that individuals who abuse animals are statistically more likely to commit violent acts against humans, and there has been a strong correlation established linking individuals who abuse animals with incidents of domestic violence. Animals in need of homes need to be protected from potential abusers. The Cattaraugus County Legislature hereby finds and determines that it is in the best interest of the residents of Cattaraugus County and their animals that an online registry be established identifying individuals residing in Cattaraugus County who have been convicted of animal abuse crimes in order to prevent these individuals from adopting, purchasing or otherwise obtaining animals from any animal shelter, pet seller, or other person or entity involved in the exchange of animals by adoption, sale or other means.

SECTION 3. Definitions. As used in this local law, the following terms shall have the meanings indicated:

- 3.1 "Animal Abuse Crime" - Any of the following crimes:
  - a) A Violation of any of the following provisions of the NYS Agriculture Markets Law (AML) Article 26:
    - Section 351 - Prohibition of animal fighting
    - Section 353 - Torturing and injuring animals; failure to provide proper sustenance
    - Section 353-A - Aggravated cruelty to animals
    - Section 355 - Abandonment of animals
    - Section 356 - Failure to provide proper food and drink to impounded animals
    - Section 359 - Carrying animal in a cruel manner

Section 360 - Poisoning or attempting to poison animals

Section 361 - Interference with or injury to certain domestic animals

Section 362 - Throwing substance injurious to animals in public place

Section 365 - Clipping or cutting the ears of dogs

Section 366 - Companion animal stealing

Section 366-A - Removing, seizing or transporting dogs for research purposes

- b) Sexual misconduct with an animal in violation of NYS Penal Law (PL) §130.20(a)
- c) Harming a service animal in violation of PL §242.10 and PL §242.15
- d) Killing or injuring a police animal in violation of PL §195.06
- e) Harming an animal trained to aid a person with a disability in violation of PL §195.12.

3.2 "Animal" - Any living mammal (except a human being), bird, reptile, amphibian or fish.

3.3 "Animal Abuse Offender" - Any person eighteen (18) years of age or older, convicted of an Animal Abuse Crime, except youthful offenders whose convictions or adjudications include sealed records.

3.4 "Animal Abuser Registry" - The online registry established by this Local Law for registering any person residing in Cattaraugus County convicted of an Animal Abuse Crime.

3.5 "Animal Shelter" - Any publicly or privately owned organization including, but not limited to, any duly incorporated humane society, pound, animal protective association or animal rescue group which maintains buildings, structures or other property for the purpose of harboring animals which may be stray, unwanted, lost, abandoned or abused and seeks to find appropriate temporary or permanent homes for such animals.

3.6 "Conviction" - An adjudication of guilt by any court of competent jurisdiction whether upon verdict after trial, plea of guilty or nolo contendere plea.

3.7 "Farm Animal" - An animal used in the production of human or animal food, feed or fiber.

3.8 "Pet Seller" - Any individual, person, partnership, firm, corporation or other entity which offers animals for sale or is engaged in the sale, exchange or other transfer of ownership of animals.

3.9 "Service Animal" - Any animal that has been individually trained to do work or perform tasks for people with disabilities as defined under the ADA (Americans with Disabilities Act).

SECTION 4. Establishing an Animal Abuser Registry. The Cattaraugus County Sheriff, or his/her designee, is hereby authorized, empowered and directed to establish an online Animal Abuser Registry that shall contain the names and residence information, the nature of, and date of conviction of all Animal Abuse Offenders living in Cattaraugus County who are convicted of an animal abuse crime on or after the effective date of this law. The online Registry will be maintained by the Cattaraugus County Sheriff's Office and shall be listed on the Cattaraugus County official website within the Cattaraugus

County Sheriff's Office webpage. The online Animal Abuser Registry shall also contain links to other county Animal Abuser Registries that are available, or as they become available in the future, in the State of New York, with such other county registries to be used as informational resources by Animal Shelters, Pet Sellers or other persons or entities located in Cattaraugus County when they shall sell, exchange or otherwise transfer the ownership of any animal. The Registry shall contain the required information about each Animal Abuse Offender for a period of fifteen (15) years following his or her release from incarceration or, if not incarcerated, from the date of the judgment of conviction. Any currently or previously registered Animal Abuse Offender convicted of a subsequent Animal Abuse Crime shall be placed on the Animal Abuser Registry for life following the second conviction. Upon notification to the Cattaraugus County Sheriff's Office of a successful appeal of a conviction of an Animal Abuse Crime by an individual that has been required to register pursuant to this local law, the registration information for that individual shall be removed from the Cattaraugus County Animal Abuse Registry within five (5) days following the notification.

#### SECTION 5. Registry Requirements.

5.1 All Animal Abuse Offenders who reside in Cattaraugus County and who are convicted of an Animal Abuse Crime on or after the effective date of this article must register with the Cattaraugus County Animal Abuser Registry within five (5) days of their release from incarceration or, if not incarcerated, from the date of the rendering of judgment.

5.2 When a person is convicted of an Animal Abuse Crime, the court shall forward to the Sheriff's Office the name and address of the convicted person along with the name of the Animal Abuse Crime the person was convicted of, thereby notifying the Sheriff's Office that the person is required to register with the Animal Abuser Registry.

5.3 Each person required to register with the Animal Abuser Registry shall submit to the Cattaraugus County Sheriff's Office on a form prepared by the Sheriff's Office, the following:

- a) Their name and any aliases they may be known by,
- b) Their residence address,
- c) Their date of birth, and
- d) A photograph of the front of their head and shoulders not less than 2" by 3" or a digital image commonly known as a digital photograph of the front of their head and shoulders.

5.4 Every person required to register with the Animal Abuser Registry shall update their registry information within five (5) days of any change of residence address and/or upon any official change of name.

5.5 Every person required to register with the Animal Abuser Registry shall pay a fee of one hundred twenty-five dollars (\$125.00) to the Cattaraugus County Sheriff's Office at the time of Registration. All such fees shall be used to help pay the administrative and maintenance costs of maintaining the Registry.

5.6 The Cattaraugus County Sheriff is hereby authorized and empowered to promulgate such rules and regulations as may be necessary to implement the Animal Abuser Registry.

SECTION 6. Animal Shelters and Pet Sellers Prohibited from Transferring Animal Ownership to Animal Abuse Offenders.

6.1 Except as provided for otherwise in this local law, no person who is required to register under this local law shall possess or own any animal.

6.2 No Animal Shelter, Pet Seller, or other person or entity located in Cattaraugus County shall sell, exchange or otherwise transfer the ownership of any animal to any person having resided in Cattaraugus County and listed as an Animal Abuse Offender on the Animal Abuser Registry, nor shall such Animal Abuse Offender be allowed to retain possession of any currently owned animals. Prior to the sale, exchange or other transfer of ownership of any animal, the Animal Shelter, Pet Seller or other person or entity is required to examine the Animal Abuser Registry to confirm that the name of the potential owner of the animal is not listed.

SECTION 7. Penalties.

7.1 Any Animal Abuse Offender required to register with the Animal Abuse Registry who fails to so register shall be guilty of a violation punishable by a fine of Two Hundred Fifty Dollars (\$250.00).

7.2 Any Animal Shelter, Pet Seller or other individual or entity that violates Section 6 of this Local Law shall be guilty of a violation and subject to a fine of Five Hundred Dollars (\$500.00) for the first offense, a fine of One Thousand Dollars (\$1,000.00) for the second offense, and a fine of Two Thousand Dollars (\$2,000.00) for the third offense. It shall not be a violation of this law if the Animal Shelter, Pet Seller, or other individual or entity checked with the Cattaraugus County Animal Abuser Registry and the name did not appear thereon.

SECTION 8. Severability. If any clause, sentence, paragraph, section, subdivision or other part of this Local Law or its applications shall be adjudged by a Court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or otherwise invalidate the remainder of this Local Law which shall remain in full force and effect except as limited by such order or judgment.

SECTION 9. Effective Date. This Local Law shall take effect as provided by the New York State Municipal Home Rule Law and upon completion of the requisite filings and procedures.

SECTION 10. Repeal. Local Law No. 2-2016 (Intro No. 1-2016) is hereby repealed.

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"/> |                    |                          |

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 6 - 2018**

Pursuant to Section 10 of the Municipal Home Rule Law.

I. WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on August 22, 2018, a proposed Local Law entitled, "A Local Law Establishing the Cattaraugus County Animal Abuser Registry and Repealing Local Law No. 2-2016 (Intro No. 1-2016)", and

II. WHEREAS, no local law shall be adopted until a public hearing thereon has been had by the Cattaraugus County Legislature upon at least five (5) days' notice, now, therefore, be it

I. RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 12th day of September, 2018, at 4:01 p.m. at the Legislature's Chambers, County Center, 303 Court Street, Little Valley, New York, and that at least five (5) days' notice of such hearing shall be given by the Clerk by the due posting thereof upon the bulletin board of each County Court House within the County and by publishing such notice at least once in the official newspapers of the County.

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"/> |

**SUPPORTING SENECA NATION’S BAN OF UNCONVENTIONAL GAS DRILLING; DISPOSAL, STORAGE, OR TREATMENT OF UNCONVENTIONAL GAS DRILLING BY-PRODUCTS; AND TRANSPORTATION OF UNCONVENTIONAL GAS DRILLING BY-PRODUCTS ON OR THROUGH NATION TERRITORIES**

Pursuant to Section 153 of the County Law.

I. WHEREAS, the Seneca Nation has approved a ban of unconventional gas drilling; disposal, storage, or treatment of unconventional gas drilling by-products; and transportation of unconventional gas drilling by-products on or through Nation Territories, and

II. WHEREAS, it is in the best interests of the citizens of Cattaraugus County to support the Nation in the aforementioned ban, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby supports the Seneca Nation’s ban of unconventional gas drilling; disposal, storage, or treatment of unconventional gas drilling by-products; and transportation of unconventional gas drilling by-products on or through Nation Territories, and be it further

II. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Todd Gates, President of the Seneca Nation.

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"/> |