



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: \$126,566

The following committees will meet on **Wednesday, May 1, 2019**, 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	5:15 p.m.
Development & Agriculture	5:30 p.m.
Finance	5:45 p.m.

ACT NO.

PREFILED RESOLUTIONS

- 201-19 Mr. Snyder, Sr.
APPOINTMENT OF SOIL & WATER CONSERVATION DISTRICT BOARD MEMBER
- 202-19 Mr. Giardini and Mr. Helmich
AMENDING ACT 563-2018 REGARDING CERTAIN LABORER II POSITIONS WITHIN THE DEPARTMENT OF PUBLIC WORKS
- 203-19 Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Marsh, Mr. Snyder, Jr., Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman, Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SALAMANCA CITY CENTRAL SCHOOL DISTRICT FOR PRE-SCHOOL HANDICAPPED TRANSPORTATION SERVICES
- 204-19 Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Snyder, Sr., Ms. Vickman, Mr. Giardini, Ms. Hastings and Mr. Padlo
SALE OF TAX TITLE PROPERTY TO FORMER OWNERS (City of Olean, Town of Allegany, East Otto, Farmersville, New Albion and Perrysburg)
- 205-19 Mr. Snyder, Sr.
ESTABLISHING STANDARD WORK DAY FOR CERTAIN ELECTED AND APPOINTED OFFICIALS FOR REPORTING PURPOSES TO NEW YORK STATE RETIREMENT SYSTEM
- 206-19 Ms. Vickman and Ms. Hastings
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH KIMBERLY VESPI, RD, CDN, CSG, FOR REGISTERED DIETICIAN SERVICES FOR THE PINES HEALTHCARE AND REHABILITATION CENTER-OLEAN CAMPUS

- 207-19 Mr. Boberg, Mr. Helmich, Mr. Higgins, Mr. Snyder, Jr. and Mr. Koch
OPPOSING DRIVER'S LICENSE ACCESS AND PRIVACY ACT (S.01747 and A.03675)
- 208-19 Mr. Giardini and Mr. Helmich
BID ACCEPTANCE FOR ISCHUA 5, PLUNGE POOL REHABILITATION AND ADJUSTING
VARIOUS APPROPRIATION ACCOUNTS (Department of Public Works)
- 209-19 Mr. Giardini and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE
DEPARTMENT OF AGRICULTURE AND MARKETS FOR PETROLEUM PRODUCT QUALITY
PROGRAM
- 210-19 Mr. Giardini and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH GEITER DONE OF WNY, INC.
FOR WASTE TIRE RECYCLING PROGRAM
- 211-19 Mr. Giardini and Mr. Helmich
BID ACCEPTANCE FOR PORTABLE TOILET SERVICE IN VARIOUS LOCATIONS
THROUGHOUT COUNTY (Department of Public Works)
- 212-19 Mr. Giardini and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH WENDEL WD ARCHITECTURE,
ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C. FOR THE PINES
HEALTHCARE AND REHABILITATION CENTER-MACHIAS CAMPUS 2019 IMPROVEMENTS
PROJECT (Improvement to Sanitary & Storm Sewers and Replacement of Fire Alarm
System)
- 213-19 Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr.
Marsh, Mr. Snyder, Jr., Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman, Mr. Giardini,
Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SOUTHERN TIER WEST
DEVELOPMENT FOUNDATION TO BE CONTRIBUTING PARTNER FOR WIRELESS
BROADBAND COVERAGE
- 214-19 Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr.
Marsh, Mr. Snyder, Jr., Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman, Mr. Giardini,
Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CORNELL COOPERATIVE
EXTENSION ASSOCIATION OF CATTARAUGUS COUNTY FOR SOUTHWEST DAIRY,
LIVESTOCK AND FIELD CROPS TEAM AND TRANSFER OF FUNDS (Contingent Fund -
Cornell Cooperative Extension Association)
- 215-19 Mr. VanRensselaer and Mr. Koch
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH NEW YORK STATE
EMPIRE STATE DEVELOPMENT FOR STRATEGIC PLANNING AND FEASIBILITY STUDY
FUNDS

- 216-19 Mr. Higgins, Mr. Snyder, Sr., and Mr. Padlo
LOCAL LAW NUMBER 7-2019 - A LOCAL LAW REQUIRING CATTARAUGUS COUNTY CLERK
TO OBTAIN COUNTER SIGNATURES FROM CITY OF OLEAN PRIOR TO RECORDING OF
DEEDS
- 217-19 Mr. Higgins, Mr. Snyder, Sr. and Mr. Padlo
AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 7-2019
- 218-19 Ms. Vickman and Ms. Hastings
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ARJOHUNTLEIGH GETINGE
GROUP FOR PREVENTIVE MAINTENANCE ON BATHING SYSTEMS
- 219-19 Ms. Vickman
WAIVING CABLE SERVICE FEES FOR RESIDENTS OF THE PINES HEALTHCARE AND
REHABILITATION CENTERS
- 220-19 Ms. Vickman and Ms. Hastings
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH IDEXX DISTRIBUTION, INC. FOR
HEALTH DEPARTMENT LABORATORY WATER TESTING SUPPLIES

Committee Referrals May 1, 2019 Committee Meetings

Act #	Finance	County Ops/Pub Safety	DPW	Human Services	Dev & Ag	Labor Relations
201	X		X			
202	X		X			X
203	X					
204	X	X				
205	X					
206	X			X		
207	X	X				
208	X		X			
209	X		X			
210	X		X			
211	X		X			
212	X		X			
213	X					
214	X					
215	X				X	
216	X	X				
217	X	X				
218	X			X		
219	X			X		
220	X			X		
TOTAL	20	4	7	4	1	1

**APPOINTMENT OF SOIL & WATER CONSERVATION
DISTRICT BOARD MEMBER**

Pursuant to Section 153 of the County Law.

I. RESOLVED, that the following individual is appointed to the Cattaraugus County Soil & Water Conservation District Board of Directors to fulfill the unexpired term of Herbert Herman, who resigned, with a term to expire December 31, 2020:

Jeffrey Goodyear, at-large representative
4737 Gile Hollow Road
Hinsdale, New York 14743,

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 Cattaraugus County Soil & Water Conservation District.

Resolution Referred to:

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

**AMENDING ACT 563-2018 REGARDING CERTAIN LABORER II POSITIONS
WITHIN THE DEPARTMENT OF PUBLIC WORKS**

Pursuant to Sections 204 and 205 of the County Law.

- I. WHEREAS, Act 563-2018 created two (2) positions of Laborer II in the Public Works Department to be filled on a full-time basis effective July 1, 2019, and
- II. WHEREAS, the Department of Public Works is in need of filling these positions prior to July 1, 2019, and
- III. WHEREAS, sufficient funds are included in the DPW budget to cover the cost of the positions, now, therefore, be it
- I. RESOLVED, that Act 563-2018 is hereby amended as follows: In the Third Resolved, delete: "July 1, 2019", and replace with: "May 1, 2019".

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

by Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Marsh, Mr. Snyder, Jr. Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman, Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo

AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SALAMANCA CITY CENTRAL SCHOOL DISTRICT FOR PRE-SCHOOL HANDICAPPED TRANSPORTATION SERVICES

Pursuant to 8 NYCRR Part 4410 and Section 450 of the County Law.

I. WHEREAS, the Youth Bureau is in need of transportation services for preschool children with handicapping conditions, living within the Salamanca City Central School District, who attend preschool special education classes at The Children’s League, Springville, New York, and

II. WHEREAS, the Salamanca City Central School District has agreed to provide the aforementioned transportation services for an amount not to exceed \$25,000.00 per year, which shall include the cost of a Licensed Practical Nurse aide on a case-by-case basis, when deemed necessary with proof of documentation in the child's IEP requiring such aide, and

III. WHEREAS, these services shall be provided in accordance with the provisions of Section 103 of the General Municipal Law and Section 4410 of the Education Law, 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 the Salamanca City Central School District for the provision of the above-described pre-school handicapped transportation services, for a term commencing April 1, 2019 and terminating June 30, 2020, 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 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"/> |

**SALE OF TAX TITLE PROPERTY TO FORMER OWNERS
(City of Olean, Towns of Allegany, East Otto, Farmersville, New Albion and Perrysburg)**

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 properties situate in the City of Olean and the Towns of Allegany, East Otto, Farmersville, New Albion and Perrysburg, and

II. WHEREAS, the former owners of the properties have offered to purchase the same at a cost which will cover the County’s financial involvement in these premises, and

III. WHEREAS, the costs involved for these premises have 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 County Treasurer’s Deeds conveying these properties to the following individuals:

CITY OF OLEAN

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
31	94.049-1-68	Jeffrey J. Good	888 N. Fourth Street Olean, NY 14760	\$13,613.57

TOWN OF ALLEGANY

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
101	102.002-1-31	Patricia Gee	PO Box 276 Douglas City, CA 96024	\$8,188.12

TOWN OF EAST OTTO

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
185	28.003-1-27.9	Deborah Snyder	115 Weber Road Lackawanna, NY 14201	\$5,556.40

TOWN OF FARMERSVILLE

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
216	31.004-1-13	Joseph Klos	5337 Genesee Street Bowmansville, NY 14026	\$6,669.03

TOWN OF NEW ALBION

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
505 (2018)	35.074-1-30	Douglas B. Derk	120 Jefferson Street Cattaraugus, NY 14719	\$30,505.83

TOWN OF PERRYSBURG

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
395	7.004-1-23.2	Thomas M. Edwards	12609 Pudding Lane Rd. Perrysburg, NY 14129	\$4,1630.36

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"/>

ESTABLISHING STANDARD WORK DAY FOR CERTAIN ELECTED AND APPOINTED OFFICIALS FOR REPORTING PURPOSES TO NEW YORK STATE RETIREMENT SYSTEM

Pursuant to 2 NYCRR Section 315.4.

I. WHEREAS, effective August 12, 2009, 2 NYCRR Section 315.4, requires that all newly elected or appointed officials participating in the New York State Retirement System maintain a record of activities for a period three months within 150 days of appointment or the start of a term of office, for purposes of establishing a standard work day, and

II. WHEREAS, 2 NYCRR Section 315.4 requires that the governing board shall establish, by resolution, a standard work day for each elected and appointed position, and

III. WHEREAS, certain newly elected and appointed officials have submitted their three-month record of activities, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees Retirement System, based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

<u>Title</u>	<u>Name</u>	<u>Ret. Reg.</u>	<u>Authority</u>	<u>Term</u>	<u>Standard Work Hours per Day</u>	<u>Equivalent Days per Month</u>
Public Defender	Darryl R. Bloom	42880781	Appointed	02/28/2018-02/27/2022	7	23.04
Legislator	Norman L. Marsh	41040809	Appointed	09/26/2018-12/31/2018	7	1.09
Legislator	Norman L. Marsh	41040809	Elected	01/01/2019-12/31/2022	7	1.43
Legislator	Frank H. Higgins	61583027	Elected	08/10/2016-12/31/2019	7	3.50
Commissioner of Social Services	Anthony Turano	39540406	Appointed	07/31/2018-07/30/2023	7	NA
Assistant District Attorney	Erich Weyand	37427820	Appointed	01/01/2018-12/31/2021	7	NA

and be it further

II. RESOLVED, that the Clerk of the Legislature is hereby directed to post conspicuously, on the bulletin board in the front lobby of the Little Valley County Center, for a period on thirty days, a copy of this adopted resolution and thereafter forward a certified copy of this resolution, along with a certification of such public posting, to the New York State and Local Employees Retirement System in accordance with 2 NYCRR Section 315.4.

Resolution Referred to:

- Finance Human Services
- DPW Develop. & Ag
- Labor Relations Strategic Planning
- Co. Operations/Public Safety

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
KIMBERLY VESPI, RD, CDN, CSG, FOR REGISTERED DIETICIAN SERVICES FOR
THE PINES HEALTHCARE AND REHABILITATION CENTER-OLEAN CAMPUS**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Department of Nursing Homes is in need of registered dietician services for the residents of The Pines Healthcare and Rehabilitation Center-Olean Campus, and

II. WHEREAS, Kimberly Vespi, RD, CDN, CSG, 112 Berwick Road North, Syracuse, New York 13208, has agreed to provide registered dietician services for an amount of \$1,100.00 per week for the residents of The Pines Healthcare and Rehabilitation Center-Olean Campus, to be paid on a bi-weekly basis, 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 Kimberly Vespi, RD, CDN, CSG, for the provision of the above-described registered dietician services, for a term commencing April 25, 2019 and terminating June 30, 2019, according to the above-described terms.

Resolution Referred to:

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

**OPPOSING DRIVER'S LICENSE ACCESS AND PRIVACY ACT
(S.01747 and A.03675)**

Pursuant to Section 153 of the County Law.

I. WHEREAS, under existing law, a Social Security number is required in order to obtain a New York State driver's license, and

II. WHEREAS, the Driver's License Access and Privacy Act proposed by Senate Bill S.01747 and Assembly Bill A.03675 (collectively referred to as "the Act") proposes to allow undocumented persons, who are in the United States illegally, to be able obtain a driver's license without having a social security number, green card or visa, and

III. WHEREAS, the adoption of this Act will reward undocumented immigrants who have illegally entered the United States by permitting them to obtain drivers' licenses, and

IV. WHEREAS, adoption of the Act would create serious security risks to the residents of Cattaraugus County and the State of New York, because:

- it does not guarantee that the identity of undocumented individuals could be properly verified by the State of New York, since the Federal government would not have issued a green card or visa;
- driver's licenses could be used by undocumented aliens to obtain additional official identification documents, such as Passports;
- it provides an alert on such licenses that states they are "Not for Federal Purposes"; such alert is in a font so small it will be easily overlooked, allowing the license to be used as legal identification in situations where it is not intended to be used; and
- local DMV Office staff do not have the expertise to determine the authenticity of foreign documents, nor are they provided the tools to do so;

and

V. WHEREAS, the duties of trained Immigration agents would effectively be imposed on local DMV staff, if the Act is adopted, and

VI. WHEREAS, there is no evidence that passage of this Act will make New York State roads safer, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby strongly opposes the adoption of the Driver's License Access and Privacy Act as it concerns the issuance of a license to undocumented individuals, due to the security risks it presents, and on the grounds that it contradicts federal law, and be it further

II. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Governor Cuomo, Commissioner Schroeder of the New York State Department of Motor Vehicles, Senator Sepúlveda, Majority Leader of the Senate Stewart-Cousins, Assembly Member Giglio, Assembly Member Crespo, Speaker of the Assembly Heastie, Chairman of the Senate Transportation Committee Kennedy, the New York State Association of Counties, and the Western New York Inter-County Association.

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 ISCHUA 5, PLUNGE POOL REHABILITATION AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and
Sections 363, 366, 408 and 408-a of the County Law.

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the Ischua 5, Plunge Pool Rehabilitation Project for the Department of Public Works, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest responsible bid received for the Ischua 5, Plunge Pool Rehabilitation Project was received from J. Bognar Construction, LLC, P.O. Box 4, Sardinia, New York 14134, in the amount of \$97,786.00, to be paid as invoiced and approved by the Department of Public Works, and

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

I. RESOLVED, that the bid of J. Bognar Construction, LLC, be, and the same hereby is, accepted, for a term commencing within ten (10) days of the effective date of the contract and terminating July 31, 2019, and be it further

II. RESOLVED, that the vouchers accordingly certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer, and be it further

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

Decrease Appropriation Accounts:

H.504.8740.0000.21040.41213	Small Watershed Prot: Dam Assess/Eng Services	\$75,598.81
H.504.8735.0000.21040.41213	Joint Watershed: Dam Assess/Eng Services	\$22,187.19

Increase Appropriation Account:

H.504.8740.0000.21201.41603	Small Watershed Prot: Dam Assess/Contracted Services	\$97,786.00.
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No State Bid.

Two sets of specifications were sent out.

Two bids were submitted that meet specifications.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF AGRICULTURE AND MARKETS
FOR PETROLEUM PRODUCT QUALITY PROGRAM**

Pursuant to Section 179 of the Agriculture and Markets Law,
1 NYCRR Section 224.16 and Section 450 of the County Law.

I. WHEREAS, Act 346-2014 authorized a contract with the New York State Department of Agriculture and Markets for the Petroleum Product Quality Program, the term of which expired March 31, 2019, and

II. WHEREAS, the County has been awarded funding in the amount of \$27,500.00 for the period April 1, 2019 through March 31, 2024, and

III. WHEREAS, a contract is necessary in order to receive the aforementioned \$27,500.00, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the New York State Department of Agriculture and Markets, for funding for the Petroleum Product Quality Program, for a term commencing April 1, 2019 and terminating March 31, 2024, 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 GEITER DONE OF WNY, INC.
FOR WASTE TIRE RECYCLING PROGRAM**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 316-2015 authorized a contract with Geiter Done of WNY, Inc., for the recycling of waste tires disposed of at County Transfer Stations, the term of which expires May 31, 2019, and

II. WHEREAS, the County Department of Public Works is desirous of contracting for the recycling of waste tires disposed of at County Transfer Stations, and

III. WHEREAS, the Department of Public Works solicited proposals from five (5) companies for the provision of the aforementioned services, and

IV. WHEREAS, Geiter Done of WNY, Inc., 300 Greene Street, Buffalo, New York 14206, can provide an enclosed van trailer to the Salamanca Transfer Station located at 289 Center Street in the City of Salamanca, and will remove the full trailer and replace with an empty trailer, upon request by the County, for an amount of \$144.00 per ton, with a ten (10) ton minimum, and

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

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Geiter Done of WNY, Inc., for the provision of the above-described services, for a term commencing June 1, 2019 and terminating May 31, 2021, with the option to extend for two (2) additional one-year terms at the same rates, upon mutual agreement of the parties, 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"/> |

**BID ACCEPTANCE FOR PORTABLE TOILET SERVICE
IN VARIOUS LOCATIONS THROUGHOUT COUNTY
(Department of Public Works)**

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

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the provision of portable toilet service in various locations throughout the County for any County Department, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the only bid received meeting specifications was the bid of Zuech's Environmental Services, Inc., 8312 Route 98 North, Franklinville, New York 14737, in an amount as follows:

<u>Description</u>	<u>Rate</u>
<u>PERMANENT LOCATION</u>	
(Needed year round, such as transfer stations)	
Northeast Quadrant	\$85.00/unit/month
Northwest Quadrant	\$85.00/unit/month
Southeast Quadrant	\$85.00/unit/month
Southwest Quadrant	\$85.00/unit/month
<u>CONSTRUCTION SEASON RATES</u>	
(Delivered to and removed from work site)	
Northeast	Day Rate: \$85.00/unit
	Weekly Rate: \$85.00/unit
	Monthly Rate: \$85.00/unit
Northwest	Day Rate: \$85.00/unit
	Weekly Rate: \$85.00/unit
	Monthly Rate: \$85.00/unit
Southeast	Day Rate: \$85.00/unit
	Weekly Rate: \$85.00/unit
	Monthly Rate: \$85.00/unit
Southwest	Day Rate: \$85.00/unit
	Weekly Rate: \$85.00/unit
	Monthly Rate: \$85.00/unit

and

III. WHEREAS, Zuech's Environmental Services, Inc., shall provide the aforementioned services for a term commencing on May 1, 2019 and terminating April 30, 2021, with the option to renew for an additional two (2) year period, at the same terms and conditions, at the sole discretion of the County, 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 aforementioned bid be, and the same hereby is, accepted, and be it further

II. RESOLVED, that the vouchers accordingly certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Four sets of specifications were sent out.

One bid was 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
WENDEL WD ARCHITECTURE, ENGINEERING, SURVEYING & LANDSCAPE
ARCHITECTURE, P.C. FOR THE PINES HEALTHCARE AND REHABILITATION
CENTER-MACHIAS CAMPUS 2019 IMPROVEMENTS PROJECT
(Improvement to Sanitary & Storm Sewers and Replacement of Fire Alarm System)**

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, the Department of Public Works is desirous of providing improvements to the sanitary & storm sewers and the existing fire alarm system at The Pines Healthcare and Rehabilitation Center-Machias Campus, and

II. WHEREAS, Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C., 375 Essjay Road, Suite 200, Williamsville, New York 14221, shall provide the necessary design, bidding and construction phase services for the sanitary & storm sewers and the existing fire alarm system improvements for the total amount not to exceed \$56,200.00, which includes direct expenses, as follows:

Sanitary & Storm Sewers Improvements	\$39,200.00
Fire Alarm System Improvements	\$17,000.00,

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 Architecture, Engineering, Surveying & Landscape Architecture, P.C., for the provision of the above-described services, for a term commencing May 1, 2019 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"/> | | <input type="checkbox"/> |

by Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Marsh, Mr. Snyder, Jr., Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman, Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo

AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SOUTHERN TIER WEST DEVELOPMENT FOUNDATION TO BE A CONTRIBUTING PARTNER FOR WIRELESS BROADBAND COVERAGE

Pursuant to Section 450 of the County Law.

I. WHEREAS, Southern Tier West Development Foundation is applying for a power grant to provide wireless broadband coverage for areas of Cattaraugus County that were not included in the New York State Broadband program, and

II. WHEREAS, in the event the power grant is awarded, the County Department of Economic Development, Planning and Tourism is desirous of participating as a contributing partner by providing \$70,000.00 to Southern Tier West Development Foundation as a match for the aforementioned wireless broadband project, and

III. WHEREAS, a contract is necessary in order to provide the aforementioned grant match to the Southern Tier West Development Foundation, and

IV. WHEREAS, sufficient funds are included in the budget to cover the aforementioned \$70,000.00 grant match, 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 Southern Tier West Development Foundation, for the contribution of the above-described grant match, for a term commencing upon notification of the grant award and terminating December 31, 2020, 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 type="checkbox"/> |

by Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Marsh, Mr. Snyder, Jr., Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman, Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CORNELL COOPERATIVE EXTENSION ASSOCIATION OF CATTARAUGUS COUNTY
FOR SOUTHWEST DAIRY, LIVESTOCK AND FIELD CROPS TEAM
AND TRANSFER OF FUNDS
(Contingent Fund – Cornell Cooperative Extension Association)**

Pursuant to Sections 224 (8), 363, 365 and 450 of the County Law.

I. WHEREAS, Cornell Cooperative Extension Association of Cattaraugus County has created the Southwest Dairy, Livestock and Field Crops Team (Team) to support and enhance the dairy, livestock and field crop industry in a four (4) county region, including Cattaraugus County, and

II. WHEREAS, the Counties of Allegany, Cattaraugus, Chautauqua and Steuben will comprise the new Team and will share four (4) specialists with dairy, field crops, livestock and business management expertise, and

III. WHEREAS, Cattaraugus County currently does not have an educator to serve the agriculture industry, and

IV. WHEREAS, support for the agriculture industry is critically needed for these challenging times, and

V. WHEREAS, Cornell Cooperative Extension Association of Cattaraugus County will be responsible for the financial administration of the new Team, including covering benefits for Team members, and

VI. WHEREAS, the Field Crops Team member will be housed in Cattaraugus County, and

VII. WHEREAS, the County Legislature is desirous of joining and assisting the newly formed Team by providing the amount of \$10,000.00 in 2019, and the amount of \$35,000.00 in each of the next four (4) years, for a total amount of \$150,000.00 over a five (5) year period, and

VIII. WHEREAS, a transfer of funds is necessary to cover Cattaraugus County’s share of the costs for 2019 for the Southwest Dairy, Livestock and Field Crops Team, 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 Cornell Cooperative Extension Association of Cattaraugus County, for the Southwest Dairy, Livestock and Field Crops Team, for a term commencing May 1, 2019 and terminating December 31, 2023, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

A.901.1990.0000.40601 Contingent Fund \$10,000.00

Increase Appropriation Account:

A.298.2980.0000.42003.04 CCE, SW Dairy, Livestock and Field Crops Team \$10,000.00.

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
NEW YORK STATE EMPIRE STATE DEVELOPMENT FOR
STRATEGIC PLANNING AND FEASIBILITY STUDY FUNDS**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 25-2016, as amended by Act 660-2016, authorized a contract with the New York State Empire State Development in order to accept funding for a feasibility study to assess the practicality of returning four (4) targeted manufacturing facilities to a condition that will create jobs and support economic development within Cattaraugus County, the term of which expired April 1, 2018, and

II. WHEREAS, an extension of the aforementioned contract to December 31, 2020 is necessary in order to complete the project and receive the funding, 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 New York State Empire State Development, in order to complete the project and receive the aforementioned funding, to extend the term of the original contract which commenced January 1, 2016 to terminate December 31, 2020.

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 7 - 2019
COUNTY OF CATTARAUGUS, NEW YORK

A LOCAL LAW REQUIRING CATTARAUGUS COUNTY CLERK TO OBTAIN
COUNTER SIGNATURES FROM CITY OF OLEAN PRIOR TO RECORDING OF DEEDS

Pursuant to Section 10 of the General Municipal Law.

Section 1. Legislative Intent. It is the intent of this local law to require the Cattaraugus County Clerk to obtain a counter signature from the City of Olean on each and every deed conveying real property located within the City of Olean.

Section 2. County Clerk to Obtain Counter Signature. The Cattaraugus County Clerk shall not record any deed, transfer or conveyance of land for property located within the City of Olean, unless such deed contains a counter signature from the City of Olean.

Section 3. Severability. If any clause, sentence, paragraph, subdivision, section, or part of this Local Law or the application thereof to any person, individual, corporation, firm, partnership, or business shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not effect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its specific application.

Section 4. Effective Date. This Local Law shall become effective as provided in Municipal Home Rule Law Section 27.

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 7 - 2019

Pursuant to Section 20 of the Municipal Home Rule Law.

I. WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on May 8, 2019, a proposed Local Law entitled "A Local Law Requiring Cattaraugus County Clerk to Obtain Counter Signatures from City of Olean Prior to Recording of Deeds", 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 22nd day of May, 2019, at 4:01 p.m. at the Legislature's Chambers, County Office Building, 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"/> |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH ARJOHUNTLEIGH GETINGE GROUP
FOR PREVENTATIVE MAINTENANCE ON BATHING SYSTEMS**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 156-2016 authorized a contract with ArjoHuntleigh Getinge Group, 2349 West Lake Street, Addison, Illinois 60101, for the provision of preventative maintenance services for ArjoHuntleigh bathing systems located at The Pines Healthcare and Rehabilitation Center-Machias Campus, the term of which expired March 31, 2019, and

II. WHEREAS, the Department of Nursing Homes is desirous of continuing preventative maintenance services for the aforementioned ArjoHuntleigh bathing systems, and

III. WHEREAS, ArjoHuntleigh Getinge Group can provide the necessary preventive maintenance services and inspections for an amount of \$5,850.00 per year for a total amount of \$29,250.00 for the five-year contract period, to be paid as invoiced and approved by the Department of Nursing Homes, 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 ArjoHuntleigh Getinge Group, for the provision of the above-described preventative maintenance services, for a term commencing April 1, 2019 and terminating March 31, 2024, 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"/> | | <input type="checkbox"/> |

**WAIVING CABLE SERVICE FEES FOR RESIDENTS OF
THE PINES HEALTHCARE AND REHABILITATION CENTERS**

Pursuant to Section 153 of the County Law.

I. WHEREAS, the Department of Nursing Homes is desirous of waiving the fees for cable service for the residents of The Pines Healthcare and Rehabilitation Centers, and

II. WHEREAS, the cost to the County for waiving the aforementioned cable service fees is approximately \$35,842.87 for 2019, now, therefore, be it

I. RESOLVED, that effective May 1, 2019, the fees for cable service are hereby waived for residents of The Pines Healthcare and Rehabilitation Centers.

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
IDEXX DISTRIBUTION, INC. FOR
HEALTH DEPARTMENT LABORATORY WATER TESTING SUPPLIES**

Pursuant to Section 450 of the County Law.

- I. WHEREAS, the Health Department is in need of water testing supplies for its laboratory, and
 - II. WHEREAS, IDEXX Distribution, Inc., 6100 East Shelby Drive, Memphis, Tennessee 38141, can provide water testing supplies for the Health Department Laboratory for an amount not to exceed \$15,000.00 per year, to be paid as invoiced, 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 IDEXX Distribution, Inc., for the provision of the above-described laboratory supplies, for a term commencing April 16, 2019 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 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"/> |