

January 24, 2018

The meeting was called to order by the Clerk of the Legislature, John R. Searles.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed all Legislators present.

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2018 Standing Committees Appointed By Chairman Stockman

- * Chair
- ** Vice Chair

Finance: *Snyder, Sr., **Labuhn, Giardini, Hale, Helmich, Klancer, Vickman

County Operations/Public Safety: *Klancer, **Neal, Boberg, Koch, Padlo, Snyder, Jr., VanRensselaer

Development & Agriculture: *VanRensselaer, **Koch, Hale, Hastings, Higgins, Padlo, Snyder, Jr.

Human Services: *Vickman, **Snyder, Sr., Breton, Hale, Helmich, Labuhn, Neal

Public Works: *Giardini, **Helmich, Boberg, Breton, Klancer, Koch, Snyder, Jr.

Strategic Planning: *Helmich, **Koch, Boberg, Hastings, Higgins, Klancer, Padlo

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Mr. Searles stated the Legislature should now elect a Chairman for the year 2018, and asked for nominations.

MR. PADLO nominated Jim Snyder, and such nomination was seconded by Mr. Giardini.

MR. VANRENSELAER nominated Donna Vickman, and such nomination was seconded by Mr. Klancer.

MRS. LABUHN moved, seconded by Ms. Hastings, to close the nominations. Carried.

Mr. Padlo and Mr. Giardini requested a Roll Call vote, which disclosed the following:

Snyder: Giardini, Hale, Hastings, Higgins, Koch, Labuhn, Padlo, Snyder, Sr., Snyder, Jr. – 9.
 Vickman: Boberg, Breton, Helmich, Klancer, Neal, VanRensselaer, Vickman – 7.

By majority vote of the Legislature, MR. SNYDER, SR., was elected Chairman for the year 2018.

CHAIRMAN SNYDER addressed the Legislature conveying his thanks for their support and hopes to work well with everyone.

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CHAIRMAN SNYDER asked for nominations for the position of Vice-Chairman for the year 2018.

MR. SNYDER, JR., nominated Susan Labuhn, and such nomination was seconded by Mr. Hale.

MR. PADLO moved, seconded by Mr. Koch, to close the nominations. Carried.

By voice vote, SUSAN LABUHN was elected Vice-Chairman for the year 2018.

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On behalf of the Minority Caucus, Vice-Chairman Labuhn announced that Mr. Padlo has been chosen Minority Leader, David Koch will be the Assistant Minority Leader, and Barbara Hastings will be the Minority Whip for the year 2018.

COUNTY COURT JUDGE RONALD PLOETZ administered the oath of office to the members of the leadership.

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CHAIRMAN SNYDER noted that the minutes of the January 3, 2018 session stand approved as presented.

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COMMUNICATIONS:

Niagara County Legislature: Resolution No. IL-003-18, Resolution Calling on Governor Cuomo to Delay the Pistol Permit Deadline.

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PUBLIC HEARINGS:

CHAIRMAN SNYDER announced this is the time and place called for a public hearing on **Act No. 35-2018, Local Law Number 1-2018**, entitled "A Local Law Amending Local Law Number 1-2008 Granting a Partial Exemption from County Real Property Taxes for Cold War Veterans", and that anyone wishing to speak for or against this local law may now do so.

There being no one wishing to speak, CHAIRMAN SNYDER declared the public hearing closed.

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CHAIRMAN SNYDER called up **Act No. 35-2018, Local Law Number 1-2018**, A Local Law Amending Local Law Number 1-2008 Granting a Partial Exemption from County Real Property Taxes for Cold War Veterans, and asked that it be read.

CHAIRMAN SNYDER requested a Roll Call vote on Act No. 35-2018, which disclosed as follows:

Ayes: Boberg, Breton, Giardini, Hale, Hastings, Helmich, Higgins, Klancer, Koch, Labuhn, Neal, Padlo, Snyder, Jr., Snyder, Sr., VanRensselaer, Vickman - 16.

Nays: none.

Act No. 35-2018, Local Law Number 1-2018, having received a majority vote of the Legislature, was declared Adopted.

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ACT NO. 48-2018 by Mr. Snyder, Sr.

APPOINTMENT OF SENECA TRAIL RC & D PROJECT MEMBERS

Pursuant to Section 153 of the County Law.

RESOLVED, that the following individual is appointed to the Seneca Trail RC & D Project for a one-year term to expire December 31, 2018:

Susan Labuhn
 County Legislator
 430 Broad Street
 Salamanca, New York 14779,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Seneca Trail RC & D Project.

Adopted January 24, 2018 by voice vote.

ACT NO. 49-2018 by Mr. Snyder, Sr.

**APPOINTMENTS TO CORNELL COOPERATIVE EXTENSION
 ASSOCIATION OF CATTARAUGUS COUNTY**

Pursuant to Article V, Section 3B, of the Constitution of the Cornell Cooperative Extension Association of Cattaraugus County, State of New York.

RESOLVED, that the following individuals are hereby appointed to the Cornell Cooperative Extension Board for a one-year term to expire December 31, 2018:

Susan Labuhn
 430 Broad Street
 Salamanca, New York 14779

Kelly Reed, Deputy County Administrator
 303 Court Street
 Little Valley, New York 14755,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Cornell Cooperative Extension Association of Cattaraugus County.

Adopted January 24, 2018 by voice vote.

ACT NO. 50-2018 by Mr. Snyder, Sr.

**APPOINTMENT OF INTER-COUNTY ASSOCIATION OF
WESTERN NEW YORK MEMBERS**

Pursuant to Section 153 of the County Law.

RESOLVED, that the following individuals shall be the Cattaraugus County voting members to the Inter-County Association of Western New York for the year 2018:

Susan Labuhn
430 Broad Street
Salamanca, New York 14779

David M. Koch
124 Academy Street
Salamanca, New York 14779

Donna M. Vickman
971 Back Street, P.O. Box 5
Farmersville Station, New York 14060

Richard F. Helmich, Jr. (*alternate*)
11357 VanGilder Road
Delevan, New York 14042-9732

Frank H. Higgins (*alternate*)
1616 Gemini Drive
Olean, New York 14760

Vergilio L. Giardini, Jr. (*alternate*)
1597 Parkside Drive
Limestone, New York 14753,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Inter-County Association of Western New York.

Adopted January 24, 2018 by voice vote.

ACT NO. 51-2018 by Mr. Snyder, Sr.

APPOINTMENTS TO CATTARAUGUS COUNTY ETHICS BOARD

Pursuant to Local Law Number 8-1990 of the
Cattaraugus County Legislature.

RESOLVED, that the following individuals are hereby appointed to the Cattaraugus County Ethics Board for three-year terms to expire December 31, 2020:

Daniel T. Martonis
 10095 Route 242
 Little Valley, New York 14755

Earl B. McElfresh
 750 Genesee Street
 Olean, New York 14760

Robert V. Buchhardt
 11601 McKinstry Road
 Delevan, New York 14042.

Adopted January 24, 2018 by voice vote.

ACT NO. 52-2018 by Mr. Snyder, Sr.

ESTABLISHING 2018 DEPARTMENTAL PETTY CASH AMOUNTS

Pursuant to Section 371 of the County Law.

WHEREAS, various County departments are in need of a petty cash fund, and
 WHEREAS, petty cash accounts should be established in County departments for 2018,

as follows:

<u>Department</u>	<u>Amount</u>
Information Services – Olean Switchboard	\$100.00
Treasurer	\$750.00
Real Property	\$ 30.00
County Clerk's Office:	
Recording Clerk	\$100.00
DMV Little Valley	\$350.00
DMV Olean	\$500.00
DMV Delevan	\$500.00
Public Works	\$200.00
Sheriff	\$250.00
Health Department	\$200.00
Community Services-Foundations for Change (PROS)	\$ 25.00
Community Services-North County Counseling Center	\$ 50.00
Community Services-Salamanca Counseling Center	\$ 50.00
Community Services-Olean Counseling Center	\$ 75.00
Social Services	\$215.00
Workforce Investment Board	\$ 40.00
Economic Development, Planning & Tourism	\$100.00
Pines Healthcare & Rehabilitation Center-Olean Campus	\$900.00
Pines Healthcare and Rehabilitation Center-Machias Campus	\$800.00
Onoville Marina	\$325.00

now, therefore, be it

RESOLVED, that petty cash accounts be established in various County departments as listed above.

Adopted January 24, 2018 by voice vote.

ACT NO. 53-2018 by Ms. Vickman and Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
MIAOLI ZHANG FOR CHINESE INTERPRETER SERVICES
(County-Wide)**

Pursuant to 14 NYCRR Section 527.4 (a), (b) and (c) and
Section 450 of the County Law.

WHEREAS, the County is desirous of obtaining Chinese interpreter services to be available for all County departments, and

WHEREAS, Miaoli Zhang, 226 North 3rd Street, Olean, New York 14760, can provide Chinese interpreter services at a rate not to exceed \$36.00 per hour, plus mileage at the federal reimbursement rate in effect at the time services are rendered, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Miaoli Zhang, for the provision of the above-described Chinese interpreter services, for a term commencing January 1, 2018 and terminating December 31, 2018, according to the above-described terms.

Adopted January 24, 2018 by voice vote.

ACT NO. 54-2018 by
Ms. Vickman and Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
DEAF ACCESS SERVICES, INC. FOR INTERPRETER SERVICES
(County-Wide)**

Pursuant to Section 41.07 of the Mental Hygiene Law and
Section 450 of the County Law.

WHEREAS, Act 136-2015 authorized a contract with Deaf Access Services, Inc., Tri-Main Center, 2495 Main Street, #446, Buffalo, New York 14214, for the provision of interpreter services for deaf clients, the term of which expired March 31, 2016, and

WHEREAS, the County is in need of interpreter services for deaf clients, and

WHEREAS, Deaf Access Services, Inc., can provide the aforementioned interpreter services for an amount in accordance with the following rate schedule:

<u>Standard Rate:</u>	applies when more than 24 hours' notice is given and service is provided
	Monday - Friday between the hours of 8am – 11pm
\$138.00	Minimum charge covering up to two hours of service
\$ 69.00	Each additional hour, billed in ½ hour increments
<u>Deaf Interpreter Rate:</u>	applies when a deaf interpreter is required due to client communication needs
	(non-ASL interpreter)
\$ 52.00	Charge in addition to the Standard Rate

<u>Premium Rate:</u>	applies when less than 24 hours' notice is provided for request. Also applies to requests made for services between 11pm - 8am, Monday - Friday plus all day Saturday, Sunday and holidays
\$160.00	Minimum charge covering up to two hours of service
\$ 80.00	Each additional hour, billed in ½ hour increments
<u>Emergency Rate:</u>	applies after business hours for any emergency request through 24-hour emergency phone service
\$196.00	Minimum charge covering up to two hours of service
\$ 98.00	Each additional hour, billed in ½ hour increments
<u>Legal Rate:</u>	applies to court appearances and on-the-record proceedings, including bankruptcy and legal consultations.
\$154.50	Minimum charge covering up to two hours of service
\$ 77.25	Each additional hour, billed in ½ hour increments
<u>Classroom Rate:</u>	
\$121.50	Minimum charge covering up to two hours of service (K-12)
\$ 60.75	Each additional hour, billed in ½ hour increments
\$134.00	Minimum charge covering up to two hours of service (college/higher education)
\$ 67.00	Each additional hour, billed in ½ hour increments
<u>Mileage:</u>	If travel time is necessary, it will be billed by the hour and will not exceed \$50/hour, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Deaf Access Services, Inc., for the provision of the above-described interpreter services, for a term commencing January 1, 2018 and terminating December 31, 2018, with automatic one-year renewals at the same rates, terms and conditions, with either party having the right to renegotiate the rates upon 60 days' notice to the other party, according to the above-described terms, and be it further

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

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

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

Adopted January 24, 2018 by voice vote.

ACT NO. 55-2018 by Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SUBCON INDUSTRIES, INC. FOR SHREDDING SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 660-2015 authorized a contract with Subcon Industries, Inc., 338 North 15th Street, Olean, New York 14760, for the provision of shredding services for obsolete boxed records, the term of which expired December 31, 2016, and

WHEREAS, the County Records Manager is in need of shredding services for obsolete boxed records which are stored at the County's records storage area, and

WHEREAS, various County departments are also in need of shredding services for obsolete files and records which are located in their respective departments, and

WHEREAS, Subcon Industries, Inc., recognized as a preferred provider under state law, can provide the necessary shredding services in accordance with the following rate schedule:

2017 Off-site shredding services	\$.16 per pound
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2018 Off-site shredding services	\$.18 per pound
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(*Off-site - Subcon picking up boxed records and shredding at their own facility),

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Subcon Industries, Inc., for the provision of the above-described services, for a term commencing January 1, 2017 and terminating December 31, 2018, according to the above-described terms.

Adopted January 24, 2018 by voice vote.

ACT NO. 56-2018 by Ms. Vickman, Mr. Snyder, Sr. and Mrs. Labuhn

AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL MEDICAID UPPER PAYMENT LIMIT SCHEDULE REQUEST FOR DEPARTMENT OF NURSING HOMES SUPPLEMENTAL FUNDING

Pursuant to Section 2808(12)(e-1) of the Public Health Law and Section 450 of the County Law.

WHEREAS, the New York State Public Health Law provides for Supplemental Medicaid Upper Payment Limit payments of up to \$500 million statewide to non-state operated public nursing facilities, and

WHEREAS, the federal Centers for Medicare and Medicaid Services (CMS) have approved State Plan amendments to implement this supplemental payment provision in the amount of \$198,758,133.00 attributable to Fiscal Year 2016-2017, and

WHEREAS, of the \$198,758,133.00 approved, \$192,065,823 has already been disbursed, leaving the remaining \$6,692,310.00 available to be disbursed to public nursing homes, and

WHEREAS, this \$6.6 million has been allocated to each qualifying nursing home based upon the ratio of each facility's reported Medicaid days divided by the total reported Medicaid days for all eligible public nursing homes for 2014 calendar year, and

WHEREAS, the County's The Pines Healthcare and Rehabilitation Centers are eligible for payments of \$106,421.53 for the Olean facility and \$132,760.87 for the Machias facility, and

WHEREAS, since these payments are exempt from the Medicaid local share cap statute, counties in New York State are responsible for transferring the full 50% non-federal share of each payment to the State prior to the corresponding 100% payment being released to the nursing homes, and

WHEREAS, Cattaraugus County is responsible for contributing an Intergovernmental Transfer of the full non-federal share of the nursing home Upper Payment Limit in the amount of \$119,591.20, which is due to the State no later than Monday, January 29, 2018, and

WHEREAS, upon the State's receipt of the County's local share, a payment of \$239,182.40 will be made to the County on or about February 2, 2018, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute the Supplemental Medicaid Upper Payment Limit Schedule Request Form for the County Department of Nursing Homes as described above.

Adopted January 24, 2018 by voice vote.

ACT NO. 57-2018 by Ms. Vickman and Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NASCENTIA HEALTH (A/K/A VNA HOMECARE OPTIONS, LLC)
FOR DEPARTMENT OF NURSING HOMES
HEALTH AND LONG TERM CARE SERVICES
(Medicare Advantage)**

Pursuant to Section 95-a of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Nascentia Health, a/k/a VNA Homecare Options, LLC, 1050 West Genesee Street, Syracuse, New York 13204-2215, is desirous of obtaining health and long term care services from the County Department of Nursing Homes for eligible participants through the Medicare Advantage Program, and

WHEREAS, the Department of Nursing Homes has agreed to provide health and long term care services to eligible participants in accordance with approved Medicare rates, and

WHEREAS, Nascentia Health, a/k/a VNA Homecare Options, LLC, shall pay to the County an amount based on 100% of the latest published Medicare rates if we collect the resident NAMI amount, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Nascentia Health, a/k/a VNA Homecare Options, LLC, for the provision of the above-described health and long term care services, for a term commencing January 1, 2018 and terminating December 31, 2018, with automatic one-year renewals until terminated by either party hereto, according to the above-described terms.

Adopted January 24, 2018 by voice vote.

ACT NO. 58-2018 by Mr. Giardini and Mr. Helmich

**ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Nursing Homes-Olean and Machias)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, the Department of Public Works is desirous of making various capital improvements at The Pines Healthcare and Rehabilitation Center-Olean and Machias Campuses, and

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

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

Decrease Appropriation Accounts:

EF.453.4530.1160.20002	Capital Expenditures Building	\$ 50,000.00
EI.453.4530.1160.20002	Capital Expenditures Building	\$205,000.00

Increase Appropriation Accounts:

EF.453.4530.1216.20002	ADA Upgrade (Olean)	\$ 50,000.00
EI.453.4530.1211.20002	Roof (Machias)	\$175,000.00
EI.453.4530.1222.20002	Sanitary Sewer (Machias)	\$ 30,000.00.

Adopted January 24, 2018 by voice vote.

ACT NO. 59-2018 by Ms. Vickman and Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH BEACON SOLUTIONS GROUP
FOR BILLING SOFTWARE TRAINING SERVICES AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Nursing Homes)**

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

WHEREAS, the County Department of Nursing Homes converted to PointClickCare in January of 2017 and additional training is required, and

WHEREAS, Beacon Solutions Group, 100 Corporate Parkway, Buffalo, New York 14226, can provide on-site training, setup and clearinghouse services to the County, to avoid future write-offs of Nursing Homes accounts, for an amount not to exceed \$21,800.00, which includes travel expenses, to be paid as invoiced, and

WHEREAS, various appropriation accounts must be adjusted to cover the cost of the aforementioned training services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Beacon Solutions Group, 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

RESOLVED, that the County Administrator is hereby directed to appropriate \$21,800.00 from Fund Balance Account EF.909.0000 and make the following budgetary changes:

Increase Appropriation Account:

EF.453.4530.8310.46106	Training	\$21,800.00.
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Adopted January 24, 2018 by voice vote.

ACT NO. 60-2018 by Ms. Vickman and Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
INSTITUTE FOR HEALTHCARE IMPROVEMENT FOR SCALE INITIATIVE
FUNDED THROUGH ROBERT WOOD JOHNSON FOUNDATION
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Health Department)**

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

WHEREAS, Act 334-2017 authorized the Chairman to apply for, and accept, funding through the Institute for Healthcare Improvement for the SCALE initiative program (Spreading Community Accelerators through Learning and Evaluation), and

WHEREAS, the County Health Department has been awarded funding in the amount of \$59,000.00 and selected to participate in a 16-month intensive "learning and doing" program designed to assist communities to achieve unprecedented results in improving the health and well-being of people and the community, and

WHEREAS, the purpose of the SCALE initiative is to provide an opportunity for communities to substantially accelerate their health improvement by equipping communities with skills and resources to unlock their potential and achieve significant results, and

WHEREAS, the funding awarded for participation in the aforementioned SCALE initiative program in the amount of \$59,000.00, will be disbursed, as follows:

January 2018 – April 2018	\$20,000.00
May 2018 – April 2019	\$30,000.00
Additional Funds:	
– funding to attend planning and implementing Regional CHILA 1	\$ 1,000.00
– funding to attend planning and implementing Regional CHILA 2	\$ 2,000.00
– funding to attend planning and implementing Regional CHILA 3	\$ 2,000.00
– Travel allowance for National CHILAs 3 and 4	\$ 4,000.00
– Limited funding available by request for travel for Bright Spots/Present CHILAs	
– Limited additional supplemental funds available by request,	

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Institute for Healthcare Improvement, in order to accept the aforementioned grant funding which was provided through the Robert Wood Johnson Foundation, for a term commencing January 1, 2018 and terminating April 30, 2019, according to the above-described terms, and be it further

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

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

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

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

Increase Estimated Revenue Account:

A.401.4015.4020.2705.29	SCALE Grant	\$40,000.00
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Increase Appropriation Accounts:

A.401.4015.4020.41603	Contracted Services	\$27,276.00
A.401.4015.4020.46103	Travel Expenses	\$ 5,724.00
A.401.4015.4020.48003	Meeting Expense	\$ 2,000.00
A.401.4015.4020.48402	Other Expenses	\$ 5,000.00.

Adopted January 24, 2018 by voice vote.

ACT NO. 61-2018 by Ms. Vickman and Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
KATHLEEN E. EBERSOLE D/B/A KEE CONCEPTS CONSULTING FOR
HEALTH DEPARTMENT SCALE INITIATIVE CONSULTANT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 60-2018 authorized the Chairman to execute grant documents with the Institute for Healthcare Improvement funded through the Robert Wood Johnson Foundation for the SCALE Initiative Program (Spreading Community Accelerators through Learning and Evaluation), and

WHEREAS, the Health Department is in need of consultant services to manage the SCALE initiative program for the County, and

WHEREAS, Kathleen Ebersole, d/b/a KEE Concepts Consulting, 4877 Kortwright Road, Asheville, New York 14710, as Community Improvement Advisor, can provide the following activities, in conjunction with the SCALE Leadership Team, the local Community Improvement Champion and the Cattaraugus County Healthy Livable Communities Consortium:

- Take a leadership role in all SCALE activities including development of the SCALE Aim statement, measurable metrics and change ideas;
- Conduct a readiness assessment and incorporate this information with a needs and assets community assessment;
- Oversee the implementation of change ideas through testing and measuring of possible change ideas using rapid cycle PDSA and other testing methodologies to determine long term solutions to meet agreed upon community improvement metrics;
- Work with Leadership Team and the Consortium to identify and coach/mentor local community leaders to learn community improvement methods and to build plans for long-term sustainability of all change ideas developed and tested during the SCALE Initiative time period;
- Develop and implement reporting methods and oversee monthly reporting and sharing of data;
- Participate in evaluation activities; and
- Participate in all SCALE learning activities including CHILA events, peer mentoring sessions, monthly peer group calls, monthly individual coaching calls and any visits to "Bright Spot" communities,

and

WHEREAS, Kathleen Ebersole, d/b/a KEE Concepts Consulting, shall provide the aforementioned consultant services for a total contract amount of \$30,276.00, which includes travel costs, to be paid as follows:

January 2018 – April 2018	\$2,319.00/month	total \$9,276.00
May 2018 – April 2019	\$1,750.00/month	total \$21,000.00,

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Kathleen Ebersole, d/b/a KEE Concepts Consulting, for the provision of the above-described consulting services, for a term commencing January 1, 2018 and terminating April 30, 2019, according to the above-described terms, and be it further

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

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

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

Adopted January 24, 2018 by voice vote.

ACT NO. 62-2018 by Ms. Vickman and Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
HEALTHY COMMUNITY ALLIANCE FOR
HEALTH DEPARTMENT SCALE INITIATIVE SUPPORT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 60-2018 authorized the Chairman to execute grant documents with the Institute for Healthcare Improvement funded through the Robert Wood Johnson Foundation for the SCALE Initiative Program (Spreading Community Accelerators through Learning and Evaluation), and

WHEREAS, the Health Department is in need of support services to assist with setting up Regions of Solutions for the SCALE initiative program for the County, and

WHEREAS, Healthy Community Alliance, 1 School Street, Suite #100, Gowanda, New York 14070, as Local Improvement Advisor, can provide the support services, for an amount of \$5,000.00, to be paid as follows:

January 2018 – April 2018	\$2,000.00
May 2018 – April 2019	\$3,000.00,

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Healthy Community Alliance, for the

provision of the above-described consulting services, for a term commencing January 1, 2018 and terminating April 30, 2019, according to the above-described terms, and be it further

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

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

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

Adopted January 24, 2018 by voice vote.

ACT NO. 63-2018 by Ms. Vickman and Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
JAMESTOWN REHAB SERVICES, PT, OT, SLP, PLLC, FOR
HEALTH DEPARTMENT HOME HEALTH CARE PROGRAM THERAPY SERVICES**

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

WHEREAS, Act 418-2017 authorized a contract with Jamestown Rehab Services, PT, OT, SLP, PLLC, 4482 Kathaleen Street, Hamburg, New York 14075, for the provision of various therapy services for the patients of the Health Department Home Health Care Program, the term of which expires December 31, 2018, and

WHEREAS, Jamestown Rehab Services, PT, OT, SLP, PLLC, has requested an increase in rates, as follows:

<u>Service</u>	<u>2017 Rate</u>	<u>2018 Rate</u>
Physical Therapist	\$76.53/visit	\$77.68/visit
Occupational Therapist	\$76.53/visit	\$77.68/visit
Speech Therapist	\$76.53/visit	\$77.68/visit
Certified Occupational Therapy Assistant	\$76.53/visit	\$77.68/visit
Attendance at Meetings	\$30.61/hour	\$31.07/hour
Evaluations	\$76.53/visit	\$76.53/visit
PT only admission visit	\$107.18/visit	\$108.79/visit
Recruitment & Retention (to be determined by NYSDOH),		

and

WHEREAS, an amended contract is necessary in order to increase rates as requested by Jamestown Rehab Services, PT, OT, SLP, PLLC, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Jamestown Rehab Services, PT, OT, SLP, PLLC, 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.

Adopted January 24, 2018 by voice vote.

ACT NO. 64-2018 by Mr. VanRensselaer and Mr. Koch

**AMENDING ACT 27-2018 REGARDING APPLICATION FOR
MANUFACTURED HOUSING REPLACEMENT PROGRAM**

Pursuant to 24 CFR Section 570.482(e) and
Section 450 of the County Law.

WHEREAS, Act 27-2018 authorized the Chairman to execute grant documents with the New York State Homes and Community Renewal Community Development Block Grant Program for the Manufactured Housing Replacement Program, and

WHEREAS, the County is required to hold a public hearing to provide information to the public and to consider citizen comments regarding the CDBG program and the Project prior to submitting an application for CDBG funding, and

WHEREAS, a public hearing will be conducted on May 23, 2018 as part of the grant process, and

WHEREAS, Act 27-2018 should be amended to reflect May 23, 2018 as the date set for the public hearing, now, therefore, be it

RESOLVED, that Act 27-2018 be, and hereby is amended as follows: In the first Resolved, delete the following: "24th day of January", and replace with: "23rd day of May".

Adopted January 24, 2018 by voice vote.

ACT NO. 65-2018 by Mr. VanRensselaer and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE SUB-RECIPIENT AGREEMENT
WITH CATTARAUGUS COMMUNITY ACTION, INC. FOR
ADMINISTRATION OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS
AND ADJUSTING VARIOUS ESTIMATED REVENUE ACCOUNTS
(Economic Development Manufactured Home Replacement
Project No. 199MH305-17)**

Pursuant to 24 CFR Section 570.482(e) and Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 27-2018 authorized the County Department of Economic Development, Planning and Tourism to accept and receive funding through the New York State Division of Homes and Community Renewal Community Development Block Grant (CDBG) Program for the replacement of eight to ten dilapidated owner-occupied manufactured homes and to address septic and well issues serving those properties within Cattaraugus County, and

WHEREAS, Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, shall administer and implement the CDBG Program for the replacement of eight to ten dilapidated owner-occupied manufactured homes on behalf of Cattaraugus County, for an amount of \$850,000 as follows:

Administration of Grant - Community Action	\$ 32,500.00
Administration of Grant – EDP&T	\$ 10,000.00
Services Provided for Implementation of Program	\$807,500.00,

and

WHEREAS, the County Department of Economic Development, Planning and Tourism shall retain the amount of \$10,000.00 from the \$42,500.00, for the administration of the County's portion of the program, and

WHEREAS, this program is 100% federally funded (CFDA #14-228), and

WHEREAS, various estimated revenue accounts must be adjusted, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a Sub-Recipient Agreement, on behalf of Cattaraugus County, with Cattaraugus Community Action, Inc., for the provision of the above-described services, for a term commencing February 15, 2018 and terminating December 14, 2019, according to the above-described terms, and be it further

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

Decrease Estimated Revenue Account:

A.642.6422.6427.4789.02	Federal Aid, NYS CDBG	\$10,000.00
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Increase Estimated Revenue Account:

A.642.6422.6427.4789.03	Federal Aid, NYS CDBG Loan Administration	\$10,000.00.
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Adopted January 24, 2018 by voice vote.

ACT NO. 66-2018 by Ms. Vickman and Mr. Snyder, Sr.

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
CATTARAUGUS COUNTY CHAPTER NYSARC, INC. AND
THE CATTARAUGUS REHABILITATION CENTER, INC. FOR PROVISION OF SERVICES
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Community Services)**

Pursuant to Sections 41.07 and 75.13 of the Mental Hygiene Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 46-2017 authorized approval of a contract with the Cattaraugus County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, for the provision of adult day care services and comprehensive programs and service facilities for the mentally ill, developmentally disabled, and physically handicapped residents of Cattaraugus County, the term of which expired December 31, 2017, and

WHEREAS, the Department of Community Services is desirous of continuing the provision of the aforementioned services, and

WHEREAS, the Cattaraugus County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., can provide comprehensive programs and services for the mentally ill, developmentally disabled and physically handicapped individuals for an amount of \$548,748.00, to be paid as invoiced, and,

WHEREAS, New York State has approved funding for the above-described programs in the total amount of \$548,748.00 for the period January 1, 2018 through December 31, 2018, and

WHEREAS, these programs are 100% state funded, and

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

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 with the Cattaraugus

County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., 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

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

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

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

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

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

Increase Estimated Revenue Account:

A.434.4322.2740.3490.570	State Aid, OMH Health Homes	\$3,303.00
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Increase Appropriation Account:

A.434.4322.2740.42020.570	Rehabilitation Center Health Homes	\$3,303.00.
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Adopted January 24, 2018 by voice vote. Mrs. Labuhn abstained from vote.

ACT NO. 67-2018 by Ms. Vickman and Mr. Snyder, Sr.

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
OLEAN GENERAL HOSPITAL FOR OPERATION OF
A 24-HOUR TELEPHONE CRISIS HOTLINE**

Pursuant to Chapter 119 of the Laws of 1997 and
Section 41.13(6) of the Mental Hygiene Law.

WHEREAS, Act 41-2017 authorized approval for a contract between the Cattaraugus County Community Services Board and the Olean General Hospital for the operation of a 24-hour telephone crisis hotline to service the residents of Cattaraugus County, the term of which expired December 31, 2017, and

WHEREAS, the County Department of Community Services is desirous of continuing the aforementioned services, and

WHEREAS, the Olean General Hospital, 515 Main Street, Olean, New York 14760, can operate a 24-hour telephone crisis hotline to service the residents of Cattaraugus County, and

WHEREAS, the County shall pay to the Olean General Hospital, 515 Main Street, Olean, New York 14760, an amount not to exceed \$120,897.00 for such purpose, to be paid on a quarterly basis as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2018, between the Cattaraugus County Community Services Board and Olean General Hospital, 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

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

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

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

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

Adopted January 24, 2018 by voice vote.

ACT NO. 68-2018 by Ms. Vickman and Mr. Snyder, Sr.

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
SENECA NATION OF INDIANS FOR
CASE MANAGEMENT SERVICES FOR HOMELESS INDIVIDUALS WITH
CO-OCCURRING MENTAL HEALTH AND ADDICTION ISSUES**

Pursuant to 14 NYCRR 587.8(g) and
Section 450 of the County Law.

WHEREAS, Act 58-2016, as amended by Act 568-2016, authorized approval for a contract with the Seneca Nation of Indians for case management services for homeless individuals with co-occurring mental health and addiction issues residing in Cattaraugus County, the term of which expired December 31, 2016, and

WHEREAS, the County Department of Community Services is desirous of contracting with the Seneca Nation of Indians for the aforementioned services, and

WHEREAS, the Seneca Nation of Indians, P.O. Box 231, 90 Ohi:Yo Way, Salamanca, New York 14779, can provide the aforementioned case management services for such homeless Seneca Nation of Indians individuals residing in Cattaraugus County, for an amount not to exceed \$46,926.00 per year for 2017 and 2018, to be paid as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the years 2017 and 2018, between the Cattaraugus County Community Services Board and the Seneca Nation of Indians, to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2017 and terminating December 31, 2018, according to the above-described terms, and be it further

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

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

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

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

Adopted January 24, 2018 by voice vote.

ACT NO. 69-2018 by Ms. Vickman and Mr. Snyder, Sr.

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
HOUSING OPTIONS MADE EASY, INC. FOR VARIOUS SERVICES,
SERVING AS THE LEAD AGENCY FOR RECOVERY CENTER SERVICES AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Sections 41.47 and 41.55 of the Mental Hygiene Law
and Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 44-2017 authorized approval of a contract with Housing Options Made Easy, Inc., 75 Jamestown Street, Gowanda, New York 14070, for supported housing for mentally ill people and the homeless, the provision of a consumer operated client systems advocacy service, and the operation of a telephone "warm" line, innovative vocational services, non-Medicaid Care coordination, peer staff for Mobile Transitional Services, as well as serving as the lead agency for Recovery Center Services, the term of which expired December 31, 2017, and

WHEREAS, the County Department of Community Services is desirous of continuing the aforementioned services, and

WHEREAS, Housing Options Made Easy, Inc., can provide the aforementioned various services for mentally ill people in Cattaraugus County for an amount not to exceed \$1,015,953.00, to be paid in quarterly installments as invoiced, and

WHEREAS, the 2018 County budget provides for the payment of \$1,015,953.00 to Housing Options Made Easy, Inc., for the aforementioned programs, and

WHEREAS, the above programs are funded through 100% state funds with a net County cost of zero, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2018, between the Cattaraugus County Community Services Board and Housing Options Made Easy, Inc., to signify the County's approval, for the provision of the above-mentioned programs, for a term commencing January 1, 2018 and terminating December 31, 2018, according to the above-described terms, and be it further

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

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

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

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

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

Increase Estimated Revenue Accounts:

A.437.4322.6050.3490.078	HOME, State Aid, OMH, Supported Housing	\$1,160.00
A.437.4322.6060.3490.078	HOME, State Aid, OMH, Supported Housing	\$1,134.00

Increase Appropriation Accounts:

A.437.4322.6050.42023.078	HOME, Supported Housing	\$1,160.00
A.437.4322.6060.42023.078	HOME, Supported Housing	\$1,134.00.

Adopted January 24, 2018 by voice vote.

ACT NO. 70-2018 by Ms. Vickman and Mr. Snyder, Sr.

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
DIRECTIONS IN INDEPENDENT LIVING, INC. FOR HEALTH HOME,
NON-MEDICAID CARE COORDINATION, MENTAL HEALTH CONSUMER ADVOCACY,
SUPPORT AND TRAINING PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Section 75.13 of the Mental Hygiene Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 42-2017 authorized approval of a contract with Directions in Independent Living, Inc., 514 West State Street, Olean, New York 14760, for the provision of advocacy, support and training programs for consumers of mental health services, Health Home Care, and Non-Medicaid Care Coordination services, the term of which expired December 31, 2017, and

WHEREAS, the Department of Community Services is desirous of continuing the aforementioned services, and

WHEREAS, Directions in Independent Living, Inc., can provide advocacy, support and training programs for consumers of mental health services, Health Home, and Non-Medicaid Care Coordination services for an amount not to exceed \$149,102.00, to be paid in quarterly installments, as invoiced, and

WHEREAS, this program is 100% state funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2018, between the Cattaraugus County Community Services Board and Directions in Independent Living, Inc., 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

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

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

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

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

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

Increase Estimated Revenue Accounts:

A.438.4322.2740.3490.570	HHCM Service Dollars, State Aid, OMH Health Homes	\$991.00
A.438.4322.2850.3490.570	HHCM Service Dollars, State Aid, OMH Health Homes	\$108.00

Increase Appropriation Accounts:

A.438.4322.2740.42024.570	HHCM Service Dollars, DIL, Health Homes	\$991.00
A.438.4322.2850.42024.570	HHCM Service Dollars, State Aid, OMH Health Homes	\$108.00.

Adopted January 24, 2018 by voice vote.

ACT NO. 71-2018 by Ms. Vickman and Mr. Snyder, Sr.

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
SOUTHERN TIER ENVIRONMENTS FOR LIVING, INC. FOR
VARIOUS MENTAL HEALTH PROGRAMS AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Section 75.13 of the Mental Hygiene Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 45-2017, as amended by Act 520-2017, authorized approval of a contract with Southern Tier Environments for Living, Inc., (S.T.E.L.), 715 Central Avenue, Dunkirk, New York 14048, for the provision of intensive case management, supportive case management and supported housing services for mentally ill individuals, the term of which expired December 31, 2017, and

WHEREAS, the County Department of Community Services is desirous of renewing the aforementioned contract, and

WHEREAS, S.T.E.L., Inc., has agreed to provide Health Home Care Coordination Services and Supported Housing and Rental Assistance for a total amount not to exceed \$204,448.00, and

WHEREAS, this program is 100% state funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2018 between the Cattaraugus County Community Services Board and S.T.E.L., Inc., 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

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

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

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

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

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

Increase Estimated Revenue Accounts:

A.440.4322.2740.3490.570	State Aid, OMH Health Homes	\$15,694.00
A.440.4322.6050.3490.078	State Aid, OMH Supported Housing	\$ 674.00
A.440.4322.6060.3490.078	State Aid, OMH Supported Housing	\$ 686.00

Increase Appropriation Accounts:

A.440.4322.2740.42026.570	State Aid, OMH Health Homes	\$15,694.00
A.440.4322.6050.42026.078	STEL, Supported Housing	\$ 674.00
A.440.4322.6060.42026.078	STEL, Supported Housing	\$ 686.00.

Adopted January 24, 2018 by voice vote.

ACT NO. 72-2018 by Ms. Vickman and Mr. Snyder, Sr.

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
CATHOLIC CHARITIES OF BUFFALO NEW YORK FOR HEALTH HOME CARE
MANAGEMENT SERVICES FOR CHILDREN AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Section 41.07 of the Mental Hygiene Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 43-2017 authorized approval of a contract with Catholic Charities of Buffalo New York, 525 Washington Street, Buffalo, New York 14203, for the provision of case management services for Cattaraugus County children, the term of which expired December 31, 2017, and

WHEREAS, the County Department of Community Services is desirous of renewing the aforementioned contract, and

WHEREAS, Catholic Charities of Buffalo New York can provide health home care management services to children for an amount not to exceed \$40,294.00, to be paid in quarterly installments as invoiced, and

WHEREAS, this program is 100% state funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2018 between the Cattaraugus County Community Services Board and Catholic Charities of Buffalo New York, to signify the County’s approval, for the provision of health home care management services for children, for a term commencing January 1, 2018 and terminating December 31, 2018, according to the above-described terms, and be it further

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

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

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

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

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

Decrease Appropriation Account:		
A.443.4322.1810.42029.034K	Cath Char, C&F Case Management	\$19,324.00
Increase Estimated Revenue Accounts:		
A.443.4322.1810.3490.570K	State Aid, OMH, Kids Health Home Care Mgt	\$ 19,324.00
A.443.4322.1910.3490.570K	State Aid, OMH, Kids Health Home Care Mgt	\$ 18,970.00
Increase Appropriation Accounts:		
A.443.4322.1810.42029.570K	Cath Char, Kids HH Care Management	\$ 19,324.00
A.443.4322.1910.42029.570K	Cath Char, Kids HH Care Management	\$ 18,970.00
Decrease Estimated Revenue Account:		
A.443.4322.1810.3490.034K	State Aid, OMH, C&F Case Management	\$19,324.00.

Adopted January 24, 2018 by voice vote.

ACT NO. 73-2018 by Ms. Vickman and Mr. Snyder, Sr.

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND JAMESTOWN PSYCHIATRIC, P.C. FOR DEPARTMENT OF COMMUNITY SERVICES NURSING AND PSYCHIATRIC SERVICES FOR MENTAL HEALTH CLINIC & PROS PROGRAM

Pursuant to Section 41.13(a)(6) of the Mental Hygiene Law and Section 450 of the County Law.

WHEREAS, Act 635-2016 authorized a contract with Jamestown Psychiatric, P.C., 305 East Fairmount Avenue, Lakewood, New York 14750, for the provision of nursing and psychiatric services for the Department of Community Services mental health clinic and PROS Program, the term of which expired December 31, 2017, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of renewing the aforementioned contract, and

WHEREAS, Jamestown Psychiatric, P.C., shall provide the following staff for the provision of nursing and psychiatric services for the mental health clinic and PROS program for a total contract amount not to exceed \$725,190.00, to be paid on a monthly basis, as invoiced:

- two (2) registered nurses (Clinic)
- two (2) licensed practical nurses (Clinic)
- one (1) registered nurse (PROS Program)
- psychiatric medical services (Clinic) – total not to exceed 2,047 hours
 - child psychiatrist \$175.00/hour of direct care
 - psychiatrist \$165.00/hour of direct care
 - allied health professional \$110.00/hour of direct care
 - travel \$50.00/hour not to exceed 150 hours
- psychiatric medical services (PROS) – total not to exceed 286 hours
 - psychiatrist \$165.00/hour of direct care
 - travel \$50.00/hour not to exceed 208 hours,

and

WHEREAS, the costs of these services are provided through a combination of state aid, billable insurance, and County funds, now, therefore, be it

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 Jamestown Psychiatric, P.C., 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

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

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

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

Adopted January 24, 2018 by voice vote.

ACT NO. 74-2018 by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT WITH
ERW ENTERPRISES, INC., FOR
PROBATION DEPARTMENT OFFICE SPACE**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 190-2013 authorized a lease agreement with Snyder Holdings Company, Inc., to lease space in Salamanca for the Probation Department, the term of which expires April 30, 2018, and

WHEREAS, the Probation Department is desirous of relocating its satellite office in Salamanca from its current location to 22 Broad Street in Salamanca, and

WHEREAS, ERW Enterprises, Inc., 11157 Old Lakeshore Road, Irving, New York 14081, has approximately 1792 square feet of space available in its facility, located at 22 Broad Street in Salamanca, and will lease it to the County for an amount of \$875.00 per month to be paid as invoiced, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a lease agreement, on behalf of Cattaraugus County, with ERW Enterprises, Inc., in order to lease space at 22 Broad Street in the City of Salamanca, for a five (5) year term commencing May 1, 2018 and terminating April 30, 2023, with the option to renew for two (2) additional years under the same terms and conditions, according to the above-described terms.

Adopted January 24, 2018 by voice vote.

ACT NO. 75-2018 by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH SENECA NATION OF INDIANS
FOR PROBATION DEPARTMENT PEER ADVOCATE**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 436-2017 authorized the Chair to execute grant documents with the New York State Division of Criminal Justice Services (NYSDCJS) in order to accept funding in the amount of \$127,245.00 for the Native American Focused Alternative to Incarceration Program, and

WHEREAS, the Probation Department is desirous of working with a Peer Advocate in order to more effectively reach Seneca Nation of Indians individuals residing in Cattaraugus County, and

WHEREAS, the Seneca Nation of Indians, P.O. Box 231, 90 Ohi:Yo Way, Salamanca, New York 14779, through its Seneca Strong Program, can provide a Peer Advocate to work with the County Probation Department 40 hours per week for an amount not to exceed \$38,755.00, plus mileage at the current County rate, to be paid on a monthly basis, as invoiced, and

WHEREAS, Peer Advocate services are 100% funded through the aforementioned NYSDCJS Grant for the Probation Department's Native American Focused Alternative to Incarceration Program, and

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 Seneca Nation of Indians for the provision of the above-described peer advocate services, for a term commencing January 1, 2018 and terminating December 31, 2018, with the option to renew for four (4) additional one-year periods, according to the above-described terms.

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

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

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

Adopted January 24, 2018 by voice vote.

ACT NO. 76-2018 by Labor Relations Committee:
Ms. Vickman, Mr. Breton,
Mr. Higgins, Mr. Neal and Mr. Giardini

**AUTHORIZING THE CHAIR TO ENTER INTO AN AGREEMENT
REGARDING TERMS AND CONDITIONS OF PUBLIC EMPLOYMENT
BETWEEN THE COUNTY OF CATTARAUGUS AND THE
CATTARAUGUS COUNTY SUPERVISORY UNIT OF THE
CIVIL SERVICE EMPLOYEES ASSOCIATION, INC. LOCAL 1000,
AFSCME AFL-CIO FOR THE PERIOD
JANUARY 1, 2018 TO DECEMBER 31, 2022**

Pursuant to Article 14 of the Civil Service Law.

WHEREAS, the Civil Service Employees Association, Inc. Local 1000, AFSCME AFL-CIO, is the exclusive collective bargaining agent for supervisory employees of Cattaraugus County, and

WHEREAS, an agreement has been reached on terms and conditions of employment which include a \$1.00 per hour wage increase for employees for the year 2018, \$1.00 per hour wage increase for 2019, \$1.00 per hour wage increase for 2020, \$.75 per hour wage increase for 2021, and \$.75 per hour wage increase for 2022, and

WHEREAS, this settlement also provides for the implementation of changes in the Health Plan offering and in Healthcare insurance contributions in 2019, 2020, 2021 and 2022, and

WHEREAS, the items agreed upon to be contained in the applicable collective bargaining agreement have heretofore been disclosed to the County Legislature for review and information, and

WHEREAS, the Cattaraugus County Supervisory Unit of the Civil Service Employees Association, Inc. Local 1000, AFSCME AFL-CIO, has heretofore ratified all negotiated changes to such Collective Bargaining Agreement, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed, on behalf of the County of Cattaraugus, to execute the Collective Bargaining Agreement with the Cattaraugus County Supervisory Unit of the Civil Service Employees Association, Inc. Local 1000, AFSCME AFL-CIO.

Adopted January 24, 2018 by voice vote.

ACT NO. 77-2018 by Mr. Snyder, Sr.

**AMENDING ACT 39-2018 REGARDING LEASE AGREEMENT WITH
DIRECTIONS IN INDEPENDENT LIVING FOR
LEASING OF SHARED OFFICE SPACE AT OLEAN OFFICE FACILITY**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 39-2018 authorized a lease agreement with Directions in Independent Living, 512 West State Street, Olean, New York 14760, for the leasing of office space in the Office for the Aging in the Olean Office Facility, and

WHEREAS, Act 39-2018 should be amended to revise the term of the lease to commence June 1, 2017 and terminate March 31, 2018, now, therefore, be it

RESOLVED, that Act 39-2018 be, and hereby is, amended as follows: In the Resolved, delete: "January 1, 2018" and "December 31, 2018", and replace with: "June 1, 2017" and March 31, 2018.

Adopted January 24, 2018 by voice vote.

**MOTION TO ADJOURN IN MEMORY OF
KAREN P. BLAKE**

WHEREAS, Karen P. Blake, 75, of Gowanda, passed away on December 25, 2017 at the Gowanda Rehabilitation and Nursing Center, and

WHEREAS, Ms. Blake served as a Cattaraugus County Legislator representing District 1 from 1996-1999, and

WHEREAS, Ms. Blake was co-founder of H.E.L.P. (Help Eliminate Lawn Pesticides); was locally known as the "Lois Gibbs of Lawn Spray"; was a member of the statewide Toxics In Your Community Coalition; and served on the Board of the Albany New York Coalition for Alternatives to Pesticides, the Board of Directors of the National Coalition Against the Misuse of Pesticides (NCAMP) of Washington, D.C., the Town of Boston Conservation Board, and the Erie County Environmental Management Council, and

WHEREAS, Ms. Blake was President of the Collins Art Club, Vice-President of the Tonawanda Garden Club, and a member of the Gowanda Poetry Group, WNY Land Conservancy, West Valley Coalition, Concerned Citizens of Cattaraugus County, and the Cattaraugus County Democratic Committee, and

WHEREAS, Ms. Blake is survived by a son, John Gautille of Illinois; two grandchildren; and a sister, Janet Petri of Springville, and

WHEREAS, the loss of her presence will be sadly felt by her many friends and colleagues in Cattaraugus County, now, therefore, Legislator Klancer hereby

MOVES, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, in memory of Karen P. Blake, and this Motion be seconded by the rest of the Legislature, now, therefore, be it

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

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

**MOTION TO ADJOURN IN MEMORY OF
LAURA L. BENNETT**

WHEREAS, Laura L. Bennett, 94, of Randolph Manor, formerly of Steamburg, passed away on January 2, 2018 at UPMC Chautauqua WCA Hospital, and

WHEREAS, Mrs. Bennett served as Cattaraugus County Democratic Election Commissioner from February 13, 1975 until her retirement on May 14, 1986, and

WHEREAS, Mrs. Bennett then served as a Cattaraugus County Legislator representing District 3 from 1988-1989, and

WHEREAS, Mrs. Bennett was also a former Town of Coldspring Justice of the Peace and Town Clerk, and

WHEREAS, Mrs. Bennett was a member of the Steamburg United Methodist Church and the former Steamburg Free Church, and

WHEREAS, Mrs. Bennett is survived by a son-in-law, Martin A. Garland of Onoville; six grandchildren; and eight great-grandchildren, and

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

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

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

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

**MOTION TO ADJOURN IN MEMORY OF
PAULA J. STOCKMAN**

WHEREAS, Paula J. Stockman, 64, of South Dayton, passed away on January 13, 2018 at home, and

WHEREAS, Mrs. Stockman was appointed to the Cattaraugus County Legislature on December 9, 2009 to fill a vacancy in District 1 and then won election to the seat in November 2010, and

WHEREAS, Mrs. Stockman was elected to serve as Chairman of the Legislature in 2016 and continued to serve as Chairman until her death, and

WHEREAS, Mrs. Stockman also served as South Dayton Village Clerk, a position she held since April 1991, and

WHEREAS, Mrs. Stockman was a member of St. Mary's Episcopal Church of Gowanda where she was the organist for almost 40 years, and

WHEREAS, their love of music brought Mrs. Stockman and husband Tim together and they played music together for 40 years, entertaining at various clubs with their Little Big Band and performing special music together at church, and

WHEREAS, Mrs. Stockman was also a member of the American Legion Auxiliary and Veterans of Foreign Wars Auxiliary and an active member of the Friendship Homecomers Association Committee, and

WHEREAS, Mrs. Stockman was a former Girl Scout leader and was also involved in the Boy Scouts, and

WHEREAS, Mrs. Stockman is survived by her husband of 42 years, Tim; two children, Troy of Collins and Kendra of Jamestown; three grandchildren; and several nieces and nephews, and

WHEREAS, the loss of her presence will be sadly felt by her many friends and colleagues in Cattaraugus County, now, therefore, Legislator Klancer hereby

MOVES, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, in memory of Paula J. Stockman, and this Motion be seconded by the rest of the Legislature, now, therefore, be it

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

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

* * * * *

MR. KLANCER moved, seconded by Mr. NEAL, to adjourn until February 14, 2018 at 4:00 p.m.
Carried.

Meeting adjourned at 4:37 p.m.

Ann M. Giglio
Journal Clerk