

February 28, 2018

The meeting was called to order by Chairman Snyder.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed one Legislator absent - Labuhn.

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CHAIRMAN SNYDER noted that the minutes of the February 14, 2018 session stand approved as presented.

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**COMMUNICATIONS:**

New York State Department of State: Acknowledging receipt of Local Law Number 1-2018 and the filing of the same on February 1, 2018.

Letter of Disclosure From M. Andrew Burr:

Dear Legislators:

This letter is to advise you that I am the duly elected, qualified and acting County Legislator of District #1 of the Cattaraugus County Legislature.

It is to further advise that my father, Mark C. Burr, is employed by Cattaraugus County as the Director of Engineering in the Department of Public works, and my stepmother, Karen S. Burr, is employed by Cattaraugus County as the Assistant to the Legislature.

It is to further advise that my corporation, Burrlo, Inc., owns and operates a number of rental units in the Town of Persia and, in connection therewith, I do, at times, rent to people who receive assistance from the Department of Social Services of the County of Cattaraugus. I am, therefore, occasionally reimbursed indirectly by the Department of Social Services for the rent of said people receiving benefits.

It is to further advise that I serve as a Vice-President at Gernatt Family of Companies. I provide strategic oversight and financial management services on an as needed basis to the Gernatt Companies.

It is to further advise that I serve on the Board of Directors at Brooks-TLC Hospital System, which includes the assets of the former Brooks Memorial Hospital and TLC Health Network.

It is to further advise that I serve as a volunteer financial committee member for the Village of Gowanda.

It is to further advise that my father, Mark C. Burr, serves as President of Gowanda's Historic Hollywood Theater, Ltd., which is a not-for-profit organization that has received money from Cattaraugus County.

It is to further advise that I serve as Vice-Chairman of the Cattaraugus County Republican Committee.

This letter is intended as a written disclosure of my official capacities as required by Section 803 of the General Municipal Law.

Essex County Board of Supervisors: Resolution No. 21, Resolution in Support of the Implementation of Governor Cuomo's Broadband Initiative; Resolution No. 36, Resolution Opposing Governor Cuomo's Proposal Contained in the 2018 Budget Review Bill to Change the Law Regarding Taxation of State Forest Preserve Lands from the Current Locally Assessed System to a Payment In Lieu Of Taxes ("PILOT") System Administered and Controlled Solely by the State of New York; and Resolution No. 37, Resolution Opposing Governor Cuomo's Proposal Contained in the 2018 Budget Review Bill to Amend Laws Regarding the Current 480 & 480-A Forest Exemption and to Add a New 480-B Taxation of Forest Land Under a Forest Practice Program or Forest Certification Program Known as the Empire Forests for the Future Initiative.

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**APPOINTMENTS:****CATTARAUGUS COUNTY THATCHER BROOK WATERSHED TASK FORCE***Term to expire December 31, 2019*

M. Andrew Burr  
 43 Center Street  
 Gowanda, New York 14070,  
*to fill the unexpired term of Paula Stockman.*

\* \* \* \* \*

**PRIVILEGE OF THE FLOOR:**

CHAIRMAN SNYDER granted Privilege of the Floor to Olean Troop #617 represented by Eagle Scouts Antonio Belvees, Christopher Crino and Zach Kruse. Chairman Snyder presented each scout with a proclamation for their achievement. Each scout gave a brief summary of their community project.

CHAIRMAN SNYDER granted Privilege of the Floor to Darin Hill, President, Cattaraugus County Farm Bureau who outlined Farm Bureau activities and legislative goals for 2018. Mr. Hill recognized several members of their board of directors and Farm Bureau members in attendance.

CHAIRMAN SNYDER called a short recess to enjoy refreshments provided by the Farm Bureau of locally produced foods.

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**ACT NO. 94-2018** by Mr. Snyder, Sr.

**APPOINTMENT TO CATTARAUGUS COUNTY JURY BOARD**

Pursuant to Section 503 of the Judiciary Law.

RESOLVED, that James J. Snyder, Sr., 1116 W. Henley Street, P.O. Box 1, Olean, New York 14760, is hereby appointed to the Cattaraugus County Jury Board to fill the unexpired term of Paula J. Stockman, the term of which expires on December 31, 2019, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Andrew B. Isenberg, District Executive, Unified Court System, Eighth Judicial District, 206 Erie County Hall, Buffalo, New York 14202.

Approved by 5 members of the Finance Committee and 6 members of the County Operations/ Public Safety Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 95-2018** by Mr. Giardini and Mr. Helmich

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS  
FOR PURCHASE OF ARTICULATED WHEEL LOADER  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Department of Public Works advertised for sealed bids for the purchase of one (1) new and unused, 2018, 4 to 4.5 cubic yard, 4 wheel drive, articulated wheel loader with two (2) year buyback guarantee, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, due to budgetary constraints, the bids received should be rejected, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby rejects the bids received for the purchase of one (1) new and unused, 2018, 4 to 4.5 cubic yard, 4 wheel drive, articulated wheel loader, which were opened on February 7, 2018, and authorizes all actions previously taken by the Department of Public Works regarding such rejection nunc pro tunc.

Approved by 5 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 96-2018** by Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich,  
Mr. Higgins, Mr. Klancer, Mr. Neal, Mr. Snyder, Jr.,  
Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman and Mr. Giardini  
*and Ms. Hastings, Mr. Koch and Mr. Padlo*<sup>1</sup>

**APPOINTMENT OF PUBLIC DEFENDER**

Pursuant to Local Law Number 30-2002 and  
Section 716 of the County Law.

RESOLVED, that Darryl Bloom, 3 Skyview Drive, Olean, New York 14760 be, and hereby is, appointed Public Defender in the Office of Public Defender for a term of four (4) years commencing February 28, 2018 and terminating February 27, 2022, to be compensated at a bi-weekly salary of \$4,131.01, or such other salary as may hereafter be established, and be it further

RESOLVED, that Darryl Bloom be afforded all benefits in such compensation and benefit package as established for Managerial and Confidential Officers and Employees.

Approved by 5 members of the Finance Committee and 6 members of the County Operations/  
Public Safety Committee.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Ms. Hastings, Mr. Koch and Mr. Padlo".

Adopted February 28, 2018 by voice vote.

**ACT NO. 97-2018** by Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Helmich, Mr. Klancer, Mr. Neal, Mr. Snyder, Jr., Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman and Mr. Giardini and Mr. Hale, Mr. Higgins, Ms. Hastings, Mr. Koch and Mr. Padlo<sup>1</sup>

**APPOINTMENT OF COMMISSIONER OF PUBLIC WORKS**

Pursuant to Sections 204 and 205 of the County Law.

RESOLVED, that Kathleen M. Ellis, 506 Fair Oak Street, Little Valley, New York 14755 be, and hereby is, appointed Commissioner of Public Works, for a term commencing February 28, 2018 and terminating February 27, 2022, to be compensated at a bi-weekly salary of \$3,339.15, or such other salary as may hereafter be established, and be it further

RESOLVED, that Kathleen M. Ellis be afforded all benefits in such compensation and benefit package as established for Managerial and Confidential Officers and Employees.

Approved by 5 members of the Finance Committee and 7 members of the Public Works Committee.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Mr. Hale, Mr. Higgins, Ms. Hastings, Mr. Koch and Mr. Padlo".

Adopted February 28, 2018 by voice vote.

**ACT NO. 98-2018** by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH LABELLA ASSOCIATES FOR ENGINEERING DESIGN SERVICES FOR HINSDALE BRIDGE NO. 62**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Public Works is in need of engineering services for the design of Hinsdale Bridge No. 62, located on County Road No. 26 (Gile Hollow Road) over Ischua Creek, and

WHEREAS, Labella Associates, 500 East 6th Street, Jamestown, New York 14701, can provide the necessary engineering design services for an amount not to exceed \$89,500.00, to be paid on a percent-of-completion basis, as invoiced, 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 Labella Associates for the provision of the above-described engineering services, for a term commencing March 1, 2018 and terminating December 31, 2019, according to the above-described terms.

Approved by 5 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 99-2018** by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH HOUSTON-GALVESTON AREA COUNCIL  
FOR COOPERATIVE PURCHASING PROGRAM**

Pursuant to Section 103 of the General Municipal Law,  
Section 163 of the Finance Law and Section 450 of the County Law.

WHEREAS, the Houston-Galveston Area Council (H-GAC), 3555 Timmons Lane, Suite 120, Houston, Texas 77027, is a regional planning commission and political subdivision of the State of Texas, and

WHEREAS, the H-GAC is authorized to contract with eligible entities to perform governmental functions and services, including the purchase of goods and services, and

WHEREAS, the H-GAC has instituted a cooperative purchasing program under which it contracts with eligible entities, and

WHEREAS, the County is an eligible entity and is desirous of contracting with the H-GAC to be the County's purchasing agent for the purchase of certain products and services through the H-GAC Cooperative Purchasing Program, and

WHEREAS, there is no cost, obligation or minimum contract purchasing requirement to join or participate in the H-GAC Cooperative Purchasing Program, and

WHEREAS, it is necessary to execute an "Interlocal Contract for Cooperative Purchasing" in order to participate in the aforementioned purchasing cooperative, 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 Houston-Galveston Area Council, in order to become a member of the above-described H-GAC Cooperative Purchasing Program, for a term commencing March 1, 2018 and terminating February 28, 2019, with automatic renewals for one-year periods, according to the above-described terms.

Approved by 5 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 100-2018** by Mr. Giardini and Mr. Helmich

**DECLARING COUNTY-OWNED PROPERTY IN THE  
VILLAGE OF LITTLE VALLEY NO LONGER NECESSARY FOR PUBLIC USE  
AND AUTHORIZING EXECUTION OF A QUIT-CLAIM DEED  
(Former Department of Social Services, Health Department and Youth Bureau Offices)**

Pursuant to Section 72-h of the General Municipal Law  
and Section 215 of the County Law.

WHEREAS, the County owns an office building located at 200 Erie Street in the Village of Little Valley, previously used for Department of Social Services, Health Department and Youth Bureau offices, identified as Tax Map No. 54.071-3-6, and

WHEREAS, the County has occupied the building since 1941, however the building has been condemned and is no longer safe for use without substantial renovation, and is, therefore, no longer necessary for public use, and

WHEREAS, pursuant to a Deed recorded in the Cattaraugus County Clerk's Office in Liber 378 of Deeds at Page 164, this property will revert back to the Town of Little Valley in the event the County ceases or discontinues such use for a continuous period of two (2) years, and

WHEREAS, pursuant to a Deed recorded in the Cattaraugus County Clerk's Office in Liber 378 of Deeds at Page 166, this property will revert back to the Village of Little Valley in the event the County ceases or discontinues such use for a continuous period of two (2) years, and

WHEREAS, the County, in accordance with the terms and conditions of the aforementioned Deeds, should quit-claim its interest in the aforementioned property back to the Town of Little Valley and the Village of Little Valley accordingly, now, therefore, be it

RESOLVED, that the Chairman of the Legislature is hereby authorized to convey, by Quit-Claim Deed, any interest Cattaraugus County may have in the aforementioned property to the Town of Little Valley and the Village of Little Valley.

Approved by 5 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 101-2018** by Mr. Snyder, Jr., Mr. Snyder, Sr. and Ms. Hastings

**AUTHORIZING THE SALE OF CURTIS STREET RESIDENTIAL PROPERTY  
OWNED BY JAMESTOWN COMMUNITY COLLEGE**

Pursuant to 8 NYCRR §603.5(d) and Section 450 of the County Law.

WHEREAS, pursuant to Article 126 of New York State Education Law, the County of Cattaraugus is one of three municipal sponsors, along with the City of Jamestown and County of Chautauqua, that constitute a "community college region" which acts as the local sponsor of Jamestown Community College (JCC), and

WHEREAS, Jamestown Community College (JCC) currently owns 50 acres of property located on the Jamestown campus at 2835 Curtis Street Extension (the "Property") in the Town of Ellicott, and designated on the Chautauqua County Tax Map as Tax Parcel No. 370.00-1-19, and

WHEREAS, the Property includes a small pole barn and single family home of approximately 5,131 square feet which was utilized by JCC as office space but is not practical for college use now or in the future, and

WHEREAS, the sale of a portion of the Property consisting of the pole barn, single family home, and 8 acres of land adjacent to said buildings on the Property provides the opportunity to reduce operating costs of JCC, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby finds that the pole barn, single family residence, and 8 acres of land adjacent to said buildings on the Property are no longer useful or required for community college purposes by JCC, and be it further

RESOLVED, that pursuant to 8 NYCRR §603.5(d), the Cattaraugus County Legislature authorizes JCC to effectuate the divestment of the aforementioned Property at a sales price of not less than \$300,000.00, not including closing and other related costs, with the foregoing dependent on SUNY Board of Trustee approval.

Approved by 5 members of the Finance Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 102-2018** by Mr. VanRensselaer and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
SENECA-SALAMANCA AREA CHAMBER OF COMMERCE, INC. FOR  
INFORMATION CENTER MANAGER/COORDINATOR**

Pursuant to Sections 224(14) and 450 of the County Law.

WHEREAS, Act 70-2016, as amended by Acts 216-2016, 364-2016, 620-2016, 219-2017 and 394-2017, authorized a contract with the Seneca-Salamanca Area Chamber of Commerce, Inc., 734 Broad Street, Suite 103, Salamanca, New York 14779, for the provision of an information center manager for the I-86 (westbound) rest area, the term of which expired December 31, 2017, and

WHEREAS, the County is responsible for staffing the rest area on I-86 (westbound) in the Town of Allegany for a minimum of five (5) hours per day for 151 days per year, plus additional hours per day during the holiday periods of Thanksgiving, Christmas and Easter, and

WHEREAS, the County Department of Economic Development, Planning and Tourism does not have sufficient staff to provide management of the information center, and

WHEREAS, the Seneca-Salamanca Area Chamber of Commerce, Inc., can provide an information center manager/coordinator for a minimum of 15 hours per week, with at least six (6) hours on Sundays (mandatory), as well as holiday periods, for an amount not to exceed \$5,625.00 for six (6) months, to be paid as invoiced, 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 the Seneca-Salamanca Area Chamber of Commerce, Inc., for the provision of the above-described services, for a term commencing January 1, 2018 and terminating June 30, 2018, with the option by Cattaraugus County to renew for additional six (6) month periods at the same rate, according to the above-described terms.

Approved by 5 members of the Finance Committee and 5 members of the Development and Agriculture Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 103-2018** by Mr. Helmich, Mr. Higgins and Mrs. Labuhn

**AUTHORIZING TRANSFER OF UNEXPENDED GRANT FUNDS TO  
CATTARAUGUS COUNTY LAND BANK CORPORATION AND  
TRANSFER OF FUNDS  
(Cattaraugus County Land Bank)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, the County Department of Economic Development, Planning and Tourism received funding through the Local Initiative Support Corporation (LISC) for a capacity building/start-up grant program, and

WHEREAS, the amount of \$20,605.29 of the \$100,000.00 grant remains unspent, and

WHEREAS, in accordance with the LISC grant regulations, the County may transfer the remaining grant funds to the Cattaraugus County Land Bank Corporation to use as the original grant application required, and

WHEREAS, the \$20,605.29 will be used for programmatic activities, such as stabilization, pre-development, rehabilitation and/or demolition, and

WHEREAS, a transfer of funds is necessary in order to transfer the remaining unspent funds to the Cattaraugus County Land Bank accounts, now, therefore, be it

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

Increase Estimated Revenue Account:

A.642.8020.8021.3902.01	LISC Capacity Grant	\$20,605.29
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Increase Appropriation Account:

A.642.8020.8021.41603	Contracted Services	\$20,605.29.
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Approved by 5 members of the Finance Committee and 5 members of the Development and Agriculture Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 104-2018** by Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS REHABILITATION CENTER, INC. FOR SHREDDING SERVICES  
AND RESCINDING ACT 55-2018**

Pursuant to Section 450 of the County Law.

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, Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, can provide the necessary shredding services in accordance with the following rate schedule:



2017 Off-site shredding services	\$ .16 per pound
2018 Off-site shredding services	\$ .18 per pound

(\*Off-site - boxed records are picked up and shredded 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 Cattaraugus Rehabilitation Center, 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, and be it further

RESOLVED, that Act 55-2018 be, and hereby is, rescinded.

Approved by 5 members of the Finance Committee and 6 members of the County Operations/ Public Safety Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 105-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING CERTAIN CHARGE-OFFS OF CERTAIN ACCOUNTS  
RECEIVABLE IN THE DEPARTMENT OF HEALTH**

Pursuant to Section 153 of the County Law.

WHEREAS, the Department of Health has accounts receivable related to the homecare and family planning programs and the clinics for 2018 in which there has been no recent action and the accounts are deemed to be uncollectible after numerous attempts to collect the amounts owed, and

WHEREAS, the Cattaraugus County Board of Health has recommended that the County remove these bad debts from the records of the Department of Health, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the removal of the debts from the accounts receivable records of the Department of Health in the total amount of \$8,298.96, as follows:

Homecare	\$4,615.39
Family Planning	\$1,002.28
Immunization Clinic	\$ 781.29
Water	<u>\$1,900.00</u>
	\$8,298.96

Approved by 5 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 106-2018** by Ms. Vickman

**ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Health)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, various payroll accounts must be reallocated in order to access additional State Aid funds for the Health Department, now, therefore, be it

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

Increase Appropriation Accounts:

A.401.4017.4034.11000	Full Time Wages	\$55,773.00
A.401.4017.4034.81000	FICA	\$ 4,268.00
A.401.4017.4034.82000	Retirement	\$ 8,842.00
A.401.4017.4034.83000	Health Insurance	\$12,212.00
A.401.4017.4034.84000	Dental Insurance	\$ 137.00
A.401.4017.4034.11000	Full Time Wages	\$21,010.00
A.401.4017.4035.11000	Full Time Wages	\$13,828.00
A.401.4090.0000.11000	Full Time Wages	\$12,402.00
A.401.4017.4034.81000	FICA	\$ 1,608.00
A.401.4017.4035.81000	FICA	\$ 1,058.00
A.401.4090.0000.81000	FICA	\$ 949.00
A.401.4017.4034.82000	Retirement	\$ 3,088.00
A.401.4017.4035.82000	Retirement	\$ 1,993.00
A.401.4090.0000.82000	Retirement	\$ 1,917.00
A.401.4017.4034.83000	Health Insurance	\$ 4,948.00
A.401.4017.4035.83000	Health Insurance	\$ 4,416.00
A.401.4090.0000.83000	Health Insurance	\$ 4,150.00
A.401.4017.4035.84000	Dental Insurance	\$ 50.00
A.401.4017.4034.84000	Dental Insurance	\$ 72.00
A.401.4090.0000.84000	Dental Insurance	\$ 43.00

Decrease Appropriation Accounts:

A.401.4017.4035.11000	Full Time Wages	\$55,773.00
A.401.4017.4035.81000	FICA	\$ 4,268.00
A.401.4017.4035.82000	Retirement	\$ 8,842.00
A.401.4017.4035.83000	Health Insurance	\$12,212.00
A.401.4017.4035.84000	Dental Insurance	\$ 137.00
A.401.4017.4036.11000	Full Time Wages	\$47,240.00
A.401.4017.4036.81000	FICA	\$ 3,615.00
A.401.4017.4036.83000	Health Insurance	\$13,514.00
A.401.4017.4036.84000	Dental Insurance	\$ 165.00
A.401.4017.4036.82000	Retirement	\$ 6,998.00.

Approved by 5 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 107-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CAROLINE J. WOODHEAD PAINTER, M.S. CCC-SLP, FOR  
HEALTH DEPARTMENT SPEECH THERAPY SERVICES**

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

WHEREAS, 548-2016 authorized a contract with Caroline J. Woodhead, M.S. CCC-SLP, 13 Temple Street, P.O. Box 136, Portville, New York 14770, for the provision of speech therapy services for the patients of the Health Department Home Health Care Program, the term of which expired December 31, 2017, and

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

WHEREAS, Caroline J. Woodhead Painter, M.S. CCC-SLP, has agreed to continue providing speech therapy services to Cattaraugus County Health Department patients at the rate of \$72.83 per visit, and

WHEREAS, this program is funded through a variety of sources, including, but not limited to, state and federal funding, private pay, private and third-party insurance and the County, 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 Caroline J. Woodhead Painter, M.S. CCC-SLP, 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.

Approved by 5 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 108-2018** by Ms. Vickman, Mr. Snyder, Jr. and Mr. Padlo  
*and Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich,  
Mr. Higgins, Mr. Klancer, Mr. Neal, Mr. Snyder, Sr.,  
Mr. VanRensselaer, Mr. Giardini, Ms. Hastings and Mr. Koch<sup>1</sup>*

**LOCAL LAW NUMBER 2 - 2018  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW DECLARING THE OPIOID EPIDEMIC AND ITS EFFECTS ON  
CATTARAUGUS COUNTY A PUBLIC NUISANCE AND FURTHER ESTABLISHING A  
COST RECOVERY PROCEDURE FOR THE COUNTY'S EXPENDITURES INCURRED  
IN PROVIDING SERVICES RELATED TO THE OPIOID EPIDEMIC**

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

Section 1. Title. This Local Law shall be known as "A LOCAL LAW DECLARING THE OPIOID EPIDEMIC AND ITS EFFECTS ON CATTARAUGUS COUNTY A PUBLIC NUISANCE AND FURTHER ESTABLISHING A COST RECOVERY PROCEDURE FOR THE COUNTY'S EXPENDITURES INCURRED IN PROVIDING SERVICES RELATED TO THE OPIOID EPIDEMIC".

Section 2. Purpose and Intent.

2.1 The opioid epidemic is sweeping the country. Indeed, addiction to and abuse of opioids is one of the greatest challenges facing Cattaraugus County, New York (the "County"). A cause of this increasing crisis is the overabundance of prescription opioids. Vast amounts of prescription opioids were sold, distributed, and prescribed in the County over the past several years, a practice that continues today. The selling, distributing, and prescribing of large amounts of opioids in our community has created a public health and safety hazard affecting the residents of the County. This crisis has devastated families, wreaked havoc on our economy, and produced a generation of narcotic dependence. As a result of the opioid epidemic, costs related to healthcare, family and social services, criminal justice, addiction and rehabilitation, and many other areas have significantly increased. Many of these costs are paid by the County.

2.2 The purpose and intent of this legislation is to allow the County to recover these costs, despite the existence of the common-law municipal cost recovery rule (a.k.a. free public services doctrine) and declare the opioid epidemic and its effects on the County a public nuisance. Specifically, the County provides services related to the opioid epidemic, which are funded by tax revenues. This statute clarifies that reimbursement may be sought for the costs of providing such services, whenever practicable, from the responsible party. To accomplish this, the County establishes this cost recovery procedure and declares the opioid epidemic and its effects on the County a public nuisance.

Section 3. Definitions.

3.1 "Costs" means all expenditures related to the opioid epidemic that directly or indirectly arise from the County's response to a responsible party's action or inaction.

3.2 "Responsible party" means any person or corporation whose negligent, intentional, or otherwise wrongful conduct causes the incident resulting in the County incurring costs or who is found liable or made responsible by a court for the costs incurred by the County in the form of damages, regardless of the cause of action.

Section 4. Governmental Function Cost Recovery. The County may recover the costs of governmental functions related to opioids marketed, sold, manufactured, dispensed, prescribed, and/or distributed by the responsible party. If a responsible party fails to pay the costs demanded, the County may initiate and recover costs through administrative, civil, and/or criminal action against the responsible party. In that case, the County may also recover attorney's fees, interest, and any other payment or type of damages the court deems proper.

Section 5. Effect of Criminal or Civil Proceedings on Governmental Function Cost Recovery. The initiation of administrative or civil proceedings for governmental function cost recovery does not bar the criminal prosecution of a responsible party for any associated violation. Similarly, criminal prosecution does not bar civil collection of costs for the violation giving rise to the criminal prosecution.

Section 6. Public Nuisance. The County hereby finds and declares the following:

6.1 That addiction to and abuse of opioids is one of the greatest challenges facing the County;

6.2 A cause of this increasing crisis is the overabundance of prescription opioids. Vast amounts of prescription opioid pain pills were sold, distributed and prescribed in the County over the past several years which practice continues today;

6.3 There is evidence showing that approximately four in five heroin users began their addiction by first using and then misusing prescription pain medications containing opioids;

6.4 The selling, distributing, and *over*<sup>2</sup> prescribing of large amounts of opioid pain pills in the County has created a public health and safety hazard affecting the residents of the County, resulting in devastation to County families, a negative effect on the County economy, wasted public resources, and a generation of narcotic dependence;

6.5 That selling, distributing, and *over*<sup>2</sup> prescribing of prescription opioid pain pills is a hazard to public health and safety, which has created a public nuisance to the citizens of the County, and said nuisance remains unabated;

6.6 That, in addition to all other powers and duties now conferred by law upon the County, the County is authorized to enact ordinances, issue orders, and take other appropriate and necessary actions for the elimination of hazards to public health and safety and to abate or cause to be abated anything which the commission determines to be a public nuisance;

6.7 That manufacturers of prescription opioids and those in the chain of distribution have wrongfully abused the privilege of selling and/or providing medication to our residents and must be held accountable; and

6.8 That it is the duty of the County to vindicate the rights of the citizens of the County and take action to abate this public nuisance.

Section 7. Retroactive Application. This legislation applies retroactively.

Section 8. 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 9. Effective Date. This Local Law shall become effective as provided in Municipal Home Rule Law Section 27.

Approved by 5 members of the Finance Committee and 6 members of the Human Services Committee.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: “Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Neal, Mr. Snyder, Sr., Mr. VanRensselaer, Mr. Giardini, Ms. Hastings and Mr. Koch”.

MR. PADLO moved, seconded by Mr. Koch, to amend as follows: In subsection 6.4 and 6.5 after “and”, add: “over”. Carried.

No further action taken at this time.

**ACT NO. 109-2018** by Ms. Vickman, Mr. Snyder, Jr. and Mr. Padlo

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 2 - 2018**

Pursuant to Section 10 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on February 28, 2018, a proposed Local Law entitled, "A Local Law Declaring the Opioid Epidemic and its Effects on Cattaraugus County a Public Nuisance and Further Establishing a Cost Recovery Procedure for the County's Expenditures Incurred in Providing Services Related to the Opioid Epidemic", and

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

RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 14th day of March, 2018, at 4:01 p.m. at the Legislature's Chambers, County Center, 303 Court Street, Little Valley, New York, and that at least five 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.

Approved by 5 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 110-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
SALAMANCA YOUTH BUREAU FOR NATIONAL ASSOCIATION OF CHRONIC DISEASE DIRECTORS  
REACHING PEOPLE WITH DISABILITIES THROUGH HEALTHY COMMUNITIES PROJECT**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 415-2017 authorized the Chair to execute grant documents with the National Association of Chronic Disease Directors for the Reaching People with Disabilities through Healthy Communities program, and

WHEREAS, the aforementioned grant program will promote linkages between disability services and public health to increase awareness and support for the inclusion of people with disabilities in existing health promotion programs, and

WHEREAS, the project will yield healthier policies, systems and environments to address poor nutrition, physical inactivity, tobacco use, and chronic conditions with a priority on disability inclusion, and

WHEREAS, the Health Department is desirous of contracting with various agencies for the provision of services under the aforementioned grant, and

WHEREAS, the Salamanca Youth Bureau, 155 Wildwood Avenue, Salamanca, New York 14779, can collaborate with, and assist, the County Health Department to address leading risk factors for many chronic conditions, such as unhealthy eating, physical inactivity and tobacco use, so that persons with disabilities are included in policy and environmental initiatives, for an amount not to exceed \$4,500.00, to be paid as invoiced, and

WHEREAS, this project is 100% federally funded (CFDA #93.524), 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 Salamanca Youth Bureau, for the provision of the above-described services, for a term commencing November 1, 2017 and terminating June 30, 2018, according to the above-described terms.

Approved by 5 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 111-2018** by Ms. Vickman and Mr. Snyder, Jr.

**APPROVING CONTRACT BETWEEN  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND  
CHILDREN'S HEALTH HOMES OF UPSTATE NEW YORK, LLC FOR  
DEPARTMENT OF COMMUNITY SERVICES HEALTH HOME BILLING AND  
ACCOUNTS RECEIVABLE MANAGEMENT SERVICES**

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

WHEREAS, Act 333-2016 authorized contracts with various entities for the provision of Health Home services, which are provided through a network of organizations – providers, health plans and community-based organizations, and

WHEREAS, a Health Home is a care management service model whereby all of an individual's caregivers communicate with one another electronically in real time so that all of a patient's needs are addressed in a comprehensive manner, primarily through a "care coordinator", and

WHEREAS, the Children's Health Homes of Upstate New York, LLC (CHHUNY), 290 Elwood Davis Road, Suite 290, Liverpool, New York 13088, is a Health Home designated by the NYS Department of Health to provide Care Management services to adolescents and children through care management agencies, and

WHEREAS, the County Department of Community Services is desirous of contracting with CHHUNY in order to bill for care management services provided within the Health Home network in Cattaraugus County, 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 the Children's Health Homes of Upstate New York, LLC, to signify the County's approval, for the participation in the above-described Health Home program, for a term commencing January 1, 2018 and terminating December 31, 2018, according to the above-described terms.

Approved by 5 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 112-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT WITH  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND OLEAN MEDICAL GROUP, LLP  
FOR DEPARTMENT OF COMMUNITY SERVICES OFFICE SPACE**

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

WHEREAS, Act 518-2013, as amended by Act 147-2016, authorized a lease agreement with the Olean Medical Group, LLP, 535 Main Street, Olean, New York 14760, for the leasing of general medical office space and access to common area space in its facility for individual counseling services to children, adolescents and adults at the Olean Medical Group, the term of which expires February 28, 2018, and

WHEREAS, additional medical office space and an additional therapist is needed thereby increasing the lease amount from \$2,400.00 per year to \$4,800.00 per year commencing March 1, 2018, and

WHEREAS, the new therapist started on January 16, 2018 resulting in the additional lease amount of \$400.00 for January and February, and

WHEREAS, the Olean Medical Group, LLP, shall lease approximately 240 square feet of general medical space and grant access to approximately 1,260 square feet of common area space in its facility to the Cattaraugus County Community Services Board for an amount of \$400.00 per month, for a total of \$4,800.00 for twelve months, to be paid on a monthly basis, 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, between the Cattaraugus County Community Services Board and Olean Medical Group, LLP, to signify the County's approval, for the provision of the above-described leased space, for a term commencing January 16, 2018 and terminating February 28, 2019, with the option to extend the lease for one (1) additional year to February 28, 2020, if acceptable to both parties, according to the above-described terms.

Approved by 5 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted February 28, 2018 by voice vote.

**ACT NO. 113-2018** by Mr. Boberg, Mr. Breton, Mr. Klancer,  
Mr. Snyder, Jr., Mr. Giardini and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
GHD CONSULTING SERVICES, INC. FOR FARWELL AND FIVE POINTS LANDFILLS  
GROUNDWATER MONITORING VARIANCE REQUESTS AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Public Works)**

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

WHEREAS, the consent order agreements between the County and the New York State Department of Environmental Conservation (NYSDEC) require leachate, surface and groundwater monitoring at both the Farwell and Five Points Landfills, and

WHEREAS, the Department of Public Works would like to reduce the frequency of monitoring from quarterly to semi-annually, and

WHEREAS, GHD Consulting Services, Inc., 285 Delaware Avenue, Suite 500, Buffalo, New York 14202, can review historical monitoring data and develop separate groundwater monitoring variance requests for the Farwell and Five Points Landfills for an amount of \$11,100.00 to be paid as invoiced, and

WHEREAS, various appropriation accounts must be adjusted 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 GHD Consulting Services, Inc., for the provision of the above-described services, for a term commencing March 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 make the following budgetary changes:

Decrease Appropriation Account:	
A.816.8162.0000.20507	\$11,100.00
Increase Appropriation Account:	
A.816.8162.0000.41213	\$11,100.00.

Approved by 4 members of the Finance Committee and 6 members of the Public Works Committee.

Adopted February 28, 2018 by voice vote. Mr. Helmich abstained from vote.

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MR. SNYDER, JR. moved, seconded by Mr. Breton, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 114-2018 through Act No. 118-2018, inclusive. Carried.

\* \* \* \* \*

**ACT NO. 114-2018** by Human Services Committee:  
 Ms. Vickman, Ms. Hastings, Mr. Breton, Mr. Hale,  
 Mr. Helmich, Mr. Neal and Mrs. Labuhn  
 and Mr. Burr, Mr. Snyder, Sr. and Mr. Koch  
 who ask immediate consideration

**APPOINTING SUPERVISING ADMINISTRATOR AND ADMINISTRATOR OF RECORD  
 FOR THE PINES HEALTHCARE AND REHABILITATION CENTER-OLEAN CAMPUS  
 AND ESTABLISHING COMPENSATION FOR THE SAME**

Pursuant to Sections 204 and 205 of the County Law.

WHEREAS, the Director/Administrator of the Department of Nursing Homes has submitted his resignation effective February 23, 2018, and

WHEREAS, Tammy Schmidt, 13389A Route 39, Chaffee, New York 14030, is currently the Nursing Home Administrator of The Pines-Machias Campus and should be appointed to act as the Supervising Administrator and Administrator of Record of the Olean Campus of The Pines Healthcare and Rehabilitation Center until such time as a permanent appointment is made, and

WHEREAS, it is necessary to establish a salary for the Supervising Administrator and Administrator of Record for The Pines-Olean Campus of the Department of Nursing Homes, now, therefore, be it

RESOLVED, that effective February 24, 2018, Tammy Schmidt, the current Nursing Home Administrator of The Pines-Machias Facility shall be appointed and act as the Supervising Administrator

and Administrator of Record of The Pines-Olean Facility, and will be paid a weekly stipend of \$600.00 per week until such time as a permanent Director/Administrator shall be appointed, and be it further

RESOLVED, that effective upon the permanent appointment of a Director/Administrator of The Pines-Olean Facility, the stipend provided for herein shall cease.

Adopted February 28, 2018 by voice vote.

**ACT NO. 115-2018** by Mr. Helmich, Mr. Higgins, Mr. Koch and Mrs. Labuhn  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
JIFFSOFT, LLC FOR PROPERTY MANAGEMENT SYSTEM FOR  
CATTARAUGUS COUNTY LAND BANK CORPORATION**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 372-2017, as amended by Act 25-2018, authorized a contract with Jiffsoft, LLC, P.O. Box 1295, Lockport, New York 14095-1295, to design and build a web based property management system for the Cattaraugus County Land Bank Corporation, the term of which expired February 9, 2018, and

WHEREAS, a contract extension to March 30, 2018 is necessary in order to complete the system, at no additional cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of the Cattaraugus County Land Bank Corporation, with JiffSoft, LLC, for the provision of the above-described services, to extend the term of the contract which commenced August 1, 2017 to March 30, 2018, according to the above-described terms.

Adopted February 28, 2018 by voice vote.

**ACT NO. 116-2018** by Mr. Boberg and Mr. Neal  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH  
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES  
FOR ALTERNATIVE TO INCARCERATION SERVICES AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Probation)**

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

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

WHEREAS, the Probation Department has been notified that it has been awarded additional funding in the amount of \$16,129.00 for the aforementioned program, and

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

WHEREAS, this program is 100% state funded, 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 grant documents, on behalf of Cattaraugus County, with the New York State Division of Criminal Justice Services, in order to accept and receive the aforementioned funding, 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, and be it further

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

Increase Estimated Revenue Account:

A.314.3151.0000.3310.13	State Aid, Probation Services Native American ATI	\$16,129.00
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Increase Appropriation Accounts:

A.314.3151.0000.20006	Computer Equipment	\$ 4,500.00
A.314.3151.0000.20005	Office Furnishings	\$11,629.00.

Adopted February 28, 2018 by voice vote.

**ACT NO. 117-2018** by Labor Relations Committee:

Ms. Vickman, Mr. Breton,  
Mr. Higgins, Mr. Neal and Mr. Giardini  
*and Mr. Padlo<sup>1</sup>*

who ask immediate consideration

**AUTHORIZING THE CHAIR TO ENTER INTO AN AGREEMENT REGARDING  
TERMS AND CONDITIONS OF PUBLIC EMPLOYMENT BETWEEN THE COUNTY OF  
CATTARAUGUS AND THE CATTARAUGUS COUNTY EMPLOYEES UNIT #6200,  
CSEA LOCAL 805 OF THE CIVIL SERVICE EMPLOYEES ASSOCIATION, INC. LOCAL 1000,  
AFSCME AFL-CIO FOR THE PERIOD  
JANUARY 1, 2018 TO DECEMBER 31, 2021**

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 the Cattaraugus County Employees Unit #6200, 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, \$.25 per hour wage increase for 2020, and \$.25 per hour wage increase for 2021, and

WHEREAS, this settlement also provides for the implementation of changes in the Health Plan offering and in Healthcare insurance contributions in 2019, 2020, and 2021, 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 Employees Unit #6200 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 applicable Collective Bargaining Agreement between the County of Cattaraugus and the Cattaraugus County Employees Unit #6200, CSEA Local 805, of the Civil Service Employees Association, Inc. Local 1000, AFSCME AFL-CIO.

<sup>1</sup>The following Legislator requested his name be listed as an additional sponsor: "Mr. Padlo".

Adopted February 28, 2018 by voice vote.

**ACT NO. 118-2018** by Ms. Vickman, Mr. Breton, Mr. Neal and Mr. Giardini  
who ask immediate consideration

**ABOLISHING ONE (1) FULL-TIME POSITION OF MEDICAL ADMINISTRATOR (COUNTY JAIL)  
AND ONE (1) PART-TIME POSITION OF MEDICAL DIRECTOR (EMERGENCY SERVICES),  
CREATING ONE (1) FULL-TIME POSITION OF MEDICAL DIRECTOR FOR PUBLIC SAFETY  
AND ESTABLISHING COMPENSATION FOR THE SAME  
(Sheriff's Office and Office of Emergency Services)**

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

WHEREAS, Act 404-2017 assigned additional responsibilities to the part-time position of Medical Director in the Office of Emergency Services, and

WHEREAS, Act 540-2017 created a full-time position of Medical Administrator (County Jail) to provide medical services to inmates housed in the Cattaraugus County Jail through on-site treatment and administration, and

WHEREAS, the Sheriff's Office and the Office of Emergency Services have determined that the most effective, efficient, logistical and financially responsible means of providing medical services at the jail and oversight to the County's Volunteer Ambulance and Emergency Medical Technician service providers is to combine the two positions into one full-time position, and

WHEREAS, a New Position Duties Statement was submitted to the Cattaraugus County Personnel Officer, who has approved the title as Medical Director for Public Safety in accordance with Civil Service Law Section 22, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one (1) full-time position of Medical Administrator (County Jail) in the Sheriff's Office, Position No. 311-231-001, and be it further

RESOLVED, that effective immediately, there is hereby abolished one (1) part-time position of Medical Director in the Office of Emergency Services, Position No. 364-211-001, and be it further

RESOLVED, that effective immediately, there is hereby created one (1) position of Medical Director for Public Safety in the Sheriff's Office to be filled on a full-time basis, Management

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and Confidential Officer and Employees, to be compensated at a bi-weekly salary of \$3,655.06, Position No. 311-232-001.

Adopted February 28, 2018 by voice vote.

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MR. SNYDER, JR. moved, seconded by Mr. Helmich, to adjourn until March 14, 2018 at 4:00 p.m. Carried.

Meeting adjourned at 5:04 p.m.

Ann M. Giglio  
Journal Clerk