

September 12, 2018

The meeting was called to order by Chairman Snyder.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed three Legislators absent – Boberg, Klancer and Neal.

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CHAIRMAN SNYDER noted that the minutes of the August 22, 2018 session stand approved as presented.

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COMMUNICATIONS:

Robert E. Neal, Sr., Cattaraugus County Legislator, District #4: Letter of resignation effective 11:59 pm September 14, 2018.

Town of Franklinville: Resolution No. 43 of 2018 entitled “Resolution in Support of Act No. 368 of the Cattaraugus County Legislature Requesting Cattaraugus County Industrial Development Agency to Approve No Further PILOT Agreements for Wind Energy Projects larger than 5 Megawatts Rated Capacity”.

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APPOINTMENTS:

CATTARAUGUS COUNTY TRAFFIC SAFETY BOARD

Term to expire December 31, 2018

Lt. Brandon Walters
Cattaraugus County Sheriff’s Office
301 Court Street
Little Valley, New York 14755,

to fill the vacancy created by the resignation of Administrative Lt. Melanie Churakos.

STOP-DWI COORDINATOR

Pursuant to VTL 1197 §2

Melanie A. Churakos
Administrative Lieutenant
Cattaraugus County Sheriff’s Office
301 Court Street
Little Valley, New York 14755

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PUBLIC HEARING:

CHAIRMAN SNYDER announced this is the time and place called for a public hearing on **Act No. 370-2018, Local Law Number 6-2018**, entitled "A Local Law Establishing the Cattaraugus County Animal Abuser Registry and Repealing Local Law No. 2-2016 (Intro No. 1-2016)", 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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PRIVILEGE OF THE FLOOR:

CHAIRMAN SNYDER granted Privilege of the Floor to Richard Rivers, Executive Director, Cornell Cooperative Extension of Cattaraugus County. Mr. Rivers introduced 4-H Youth Educators Abby Luzier and Carrie Busekist who spoke briefly about the 4-H program. Ms. Luzier introduced 4-H member Logan who is 9 years old and exhibited at the State Fair. Ms. Busekist introduced Eric who is 6 years old and a Cloverbud.

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CHAIRMAN SNYDER called up **Act No. 370-2018, Local Law Number 6-2018**, A Local Law Establishing the Cattaraugus County Animal Abuser Registry and Repealing Local Law No. 2-2016 (Intro No. 1-2016), and asked that it be read.

CHAIRMAN SNYDER requested a Roll Call vote on Act No. 370-2018, which disclosed as follows:
 Ayes: Breton, Burr, Giardini, Hale, Hastings, Helmich, Higgins, Koch, Labuhn, Padlo, Snyder, Jr., Snyder, Sr., VanRensselaer, Vickman - 14.
 Nays: none.

Act No. 370-2018, Local Law Number 6-2018, having received a majority vote of the Legislature, was declared Adopted.

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ACT NO. 384-2018 by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR SALT AND SAND PREMIX
 (Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for salt and sand premix for the 2018-2019 season requirements, according to specifications provided by the Public Works Committee, and

WHEREAS, the only bid received meeting specifications for salt and sand premix was the bid of Gernatt Asphalt Products, Inc., 13870 Taylor Hollow Road, Collins, New York 14034 (Benz Drive Plant, Springville, New York) as follows:

Ratio of Sand to Salt <u>Per Ton</u>	2017-2018 Price Per Ton Premixed Material <u>F.O.B. Plant</u>	2018-2019 Price Per Ton Premixed Material <u>F.O.B. Plant</u>
4-1	\$19.60	\$20.80
5-1	\$18.20	\$19.20
6-1	\$17.20	\$18.05
7-1	\$16.50	\$17.25
8-1	\$16.00	\$16.60
9-1	\$15.50	\$16.10
10-1	\$15.10	\$15.65

now, therefore, be it

RESOLVED, that the bid of Gernatt Asphalt Products, Inc., be, and the same hereby is, accepted, for a term commencing September 1, 2018 and terminating April 30, 2019, and be it further

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

No State Bid.

Three sets of specifications were sent out.

Only one bid was received.

Approved by 4 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 385-2018 by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR HOT DIP GALVANIZATION OF STEEL
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for hot dip galvanization of steel, according to specifications and general information provided by the Public Works Committee, and

WHEREAS, the only bid received meeting specifications for hot dip galvanization of steel was the bid of Frontier Hot Dip Galvanizing, Inc., 1740 Elmwood Avenue, P.O. Box 199, Buffalo, New York 14207-0199, in an amount as follows:

<u>Job Size</u>	<u>2017-2018 Amount</u>	<u>2018-2019 Amount</u>
Single Dip up to 27 feet in length:		
Less than 1,000 lbs	\$0.45/lb	\$0.50/lb
1,000 – 2,000 lbs	\$0.40/lb	\$0.45/lb
2,000 – 5,000 lbs	\$0.35/lb	\$0.40/lb

5,000 – 10,000 lbs	\$0.30/lb	\$0.35/lb
10,000 lbs & greater	\$0.23/lb	\$0.28/lb
Double Dip up to 40 feet in length:		
Less than 1,000 lbs	\$0.68/lb	\$0.75/lb
1,000 – 2,000 lbs	\$0.60/lb	\$0.68/lb
2,000 – 5,000 lbs	\$0.53/lb	\$0.60/lb
5,000 – 10,000 lbs	\$0.33/lb	\$0.53/lb
10,000 lbs & greater	\$0.26/lb	\$0.31/lb

Additional Charges:

1. Surcharge for double dip - For materials which are longer than tank length and which must be dipped first one end and then the other (double dip), any additional charges are included in the above pricing.	Included in above pricing	Included in above pricing
2. Handrails	\$ 0.75/lb	\$ 0.75/lb
3. Tanks	\$ 1.00/lb	\$ 1.00/lb
4. Additional Venting/Holes	\$50.00/hr	\$50.00/hr

now, therefore, be it

RESOLVED, that the bid of Frontier Hot Dip Galvanizing, Inc., be, and the same hereby is, accepted, for a term commencing November 1, 2018 and terminating October 31, 2019, and be it further

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

No State Bid.

Six sets of specifications were sent out.

One bid was received.

Approved by 4 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 386-2018 by Mr. Giardini and Mr. Helmich

**BID ACCEPTANCE FOR CUTTING EDGES AND
SHOES FOR GRADERS, PLOWS AND WINGS
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for cutting edges and shoes for graders, plows and wings for the Department of Public Works, according to specifications provided by the Public Works Committee, and

WHEREAS, the bids meeting specifications for the aforementioned items are as follows:

CHEMUNG SUPPLY CORP.

P.O. Box 527

Elmira, New York 14902

Carbon Grader Blades- Sheered, Mitered & Punched, Hole Type, Size & Spacing As Per Order

Carbon Grader - double bevel curved item, Price Per Foot

<u>Index #</u>	<u>Size</u>	<u>Quantity</u>	<u>2018 Rate</u>
A-8L	5/8" x 8"	Less than 10 Sets	\$10.56
A-8G	5/8" x 8"	10 Sets or Greater	\$10.41

Cover Blade for Wings 5/8" (45/64" Square Punch, 13/16" Square Die, 5/8" Carriage Bolt, 13 holes, Center Punched)

<u>Index #</u>	<u>Size</u>	<u>Quantity</u>	
C-8L	5/8" x 8" x 132" FSE	Less than 50 Blades	\$10.34
C-8G	5/8" x 8" x 132" FSE	50 Blades or Greater	\$ 9.99

Cover Blade for Wings 3/4" (45/64" Square Punch, 7/8" Square Die, 5/8" Carriage Bolt, 13 holes, Center Punched)

<u>Index #</u>	<u>Size</u>	<u>Quantity</u>	
D-8L	3/4" x 8" x 132" FSE	Less than 50 Blades	\$13.32
D-8G	3/4" x 8" x 132" FSE	50 Blades or Greater	\$12.88

Plow and Wing Shoes for Viking Plow

Cast Alloy Plow Shoe – (2 1/4" x 8" x 14", Min. weight 36 lbs., Hole size 13/16" recessed for square head bolt)

<u>Index #</u>	<u>Description</u>		
J-AL	Cast Alloy Abrasive	Less Than 50 Shoes	\$31.05
J-AG	Cast Alloy Abrasive	50 Shoes or Greater	\$30.01

Cast Alloy Wing Shoe (12" OC, 10 degree, Min. weight 37 lbs., Hole size 3/4", 8" Center Punched)

<u>Index #</u>	<u>Description</u>		
K-AL	Cast Alloy Abrasive	Less Than 50 Shoes	\$26.65
K-AG	Cast Alloy Abrasive	50 Shoes or Greater	\$25.76

Steel Wing Shoe (Model MSCO MSO60)

Flame Cut and Flame Hardened Shoe with Min. 50,000 lb. yield strength. Shoe will fit Viking, Tenco, Everest,

Frink wing with 12 inch Centers

<u>Index #</u>	<u>Description</u>		
L-SL	Steel	Less than 50 Shoes	\$49.84
L-SG	Steel	50 Shoes or Greater	\$48.17

NiHard Wing Shoe – 8" Center Punched, 3/4" x 12" O/C, 75 degree, Min. weight 37 lbs.

<u>Index #</u>	<u>Description</u>		
M-NL	NiHard	Less than 50 Shoes	\$38.08
M-NG	NiHard	50 Shoes or Greater	\$36.80

NiHard Moldboard Shoe

<u>Index #</u>	<u>Description</u>		
O-NL	NiHard	Less than 50 Shoes	\$43.54
O-NG	NiHard	50 Shoes or Greater	\$42.07

NiHard Mushroom Shoe – Made of NiHard Casting, 12" outside diameter x 2 3/4" high with

2 hex head bolt holes

<u>Index #</u>	<u>Description</u>		
P-NL	NiHard	Less than 50 Shoes	\$54.32
P-NG	NiHard	50 Shoes or Greater	\$52.49

NORTHERN SUPPLY, INC.

P.O. Box 69

Bloomfield, New York 14469

NiHard Snow Plow Frame Shoe

<u>Index #</u>	<u>Description</u>	<u>2018 Rate</u>
N-NL	NiHard	Less than 50 Shoes \$55.00
N-NG	NiHard	50 Shoes or Greater \$50.00

Plow Nose Piece – Fit Viking One-Way PlowViking Model #10805373 (Newer Model Plows)

<u>Index #</u>	<u>Description</u>	
V-NL	Less than 50 Pieces	\$30.00
V-NG	50 Pieces or Greater	\$28.00

Plow Nose Piece – Fit Viking One-Way Plow(Viking Model #10805373 – newer model plows)

<u>Index #</u>	<u>Description</u>	
W-NL	Less than 50 Pieces	\$30.00
W-NG	50 Pieces or Greater	\$28.00

Plow Nose Piece – 8" Top Punch

<u>Index #</u>	<u>Description</u>	
X-NL	Less than 50 Pieces	\$40.00
X-NG	50 Pieces or Greater	\$35.00

VIKING CIVES

2917 Judge Road

Oakfield, New York 14125

Plow Nose Piece – 8" Top Punch

<u>Index #</u>	<u>Description</u>	<u>2018 Rate</u>
X-NG	50 Pieces or Greater	\$35.00

VANTAGE EQUIPMENT, LLC

4554 West Saile Drive

Batavia, New York 14020

Carbon Plow & Wing Blades- (Round Hole type, drilled for 5/8" cap screw, 12" centers)Carbon Plow and Wing Blades, Item - Price/Foot

<u>Index #</u>	<u>Size</u>	<u>Quantity</u>	<u>2018 Rate</u>
B-6L	3/4" x 6"	Less than 50 Blades	\$ 9.14
B-6G	3/4" x 6"	50 Blades or Greater	\$ 8.74

TUCA Underbody Scraper Wing Blade – Kuper SX or approved equal

<u>Index #</u>	<u>Description</u>	
G-3	TUCA wing 11 ft set includes: Two (2) 48" sections and One (1) 36" section (3-3-12-3-3 universal reversible punch) Price Per Set	\$1,262.00

now, therefore, be it

RESOLVED, that the aforementioned bids be, and hereby are, accepted, for a term commencing October 1, 2018 and terminating September 30, 2019, and be it further

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

The cutting edges and shoes that the County uses are not offered on State Bid.

20 sets of specifications were sent out.

8 bids were received.

Approved by 4 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 387-2018 by Mr. Giardini and Mr. Helmich

REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS FOR CUTTING EDGES AND SHOES FOR GRADERS, PLOWS & WINGS (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 cutting edges and shoes for graders, plows and wings for the Department of Public Works, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, specifications for certain bids received for the cutting edges and shoes for graders, plows and wings, which were opened on August 9, 2018, need to be clarified and should be rejected and rebid once the specifications are clarified, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby rejects certain bids received for cutting edges and shoes for graders, plows and wings for the Department of Public Works, with the understanding that certain categories for the items will be rebid, as follows:

- Index Nos. E-3 & E-4 Carbide Combination Plow Blades
- Index Nos. F-3 & F-4 Carbide Insert Plow Blade System
- Index No. H-2 Tungsten Carbide Blades for Plows and Graders
- Index No. I-RG & I-RL Wing Blade, Rubber.

Approved by 4 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 388-2018 by Mr. Giardini and Mr. Helmich

AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH TESTAMERICA LABORATORIES, INC. FOR GROUNDWATER MONITORING SERVICES AT FARWELL AND FIVE POINTS LANDFILLS AND THE ANALYSIS OF ALLEGANY HIGHWAY FACILITY STORMWATER DISCHARGE

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

WHEREAS, Act 509-2015 authorized a contract with TestAmerica Laboratories, Inc., 4101 Shuffel Street, NW, North Canton, Ohio 44720, with local offices at 10 Hazelwood Drive, Amherst, New York 14228-2223, for the provision of leachate, surface and groundwater monitoring services at both the Farwell (Town of Ischua) and Five Points (Town of Mansfield) Landfills and an analysis of the stormwater discharge at the Allegany Highway Facility, the term of which expires December 31, 2018, and

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 NYSDEC has requested additional groundwater monitoring services at the Farwell Landfill, and

WHEREAS, TestAmerica Laboratories, Inc., can provide the aforementioned additional groundwater monitoring services for an amount of \$964.50, and

WHEREAS, sufficient funds are included in the budget to cover the costs of the aforementioned services, 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 TestAmerica Laboratories, Inc., for the provision of the above-described services, which amends the original contract dated November 10, 2015 to terminate December 31, 2019, with the County's sole option to renew for a one-year period, according to the above-described terms.

Approved by 4 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 389-2018 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
GREENMAN-PEDERSEN, INC. FOR
LANDFILL WATER MONITORING REPORTING AT
FARWELL AND FIVE POINTS LANDFILLS**

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

WHEREAS, Act 500-2017 authorized a contract with Greenman-Pederson, Inc., 4950 Genesee Street, Suite 100, Buffalo, New York 14225, for the provision of water monitoring reporting at both the Farwell (Town of Ischua) and Five Points (Town of Mansfield) Landfills, the term of which expires December 31, 2019, and

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

WHEREAS, the NYSDEC has requested additional groundwater monitoring services at the Farwell Landfill, and

WHEREAS, Greenman-Pederson, Inc., can provide the aforementioned additional groundwater monitoring services for an amount of \$2,600.00, and

WHEREAS, sufficient funds are included in the budget to cover the costs of the aforementioned services, 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 Greenman-Pedersen, Inc., for the provision of the above-described services, which amends the original contract commencing January 1, 2018 and terminating December 31, 2019, with the option of two (2) one-year renewals if mutually agreed upon by both parties, according to the above-described terms.

Approved by 4 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 390-2018 by Ms. Vickman, Mr. Breton, Mr. Higgins and Mr. Giardini

**CREATING ONE (1) FULL-TIME POSITION OF WATER RESOURCE SPECIALIST
IN THE HEALTH DEPARTMENT AND ESTABLISHING COMPENSATION FOR THE SAME
(Department of Health)**

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

WHEREAS, the Department of Health is in need of a Water Resource Specialist, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Personnel Officer, who has approved and certified the title of Water Resource Specialist in accordance with Civil Service Law Section 22, and

WHEREAS, funding for this position is provided by the New York State Department of Health and will be included in the 2019 Health Department budget, now, therefore, be it

RESOLVED, that effective January 1, 2019, there is hereby created one (1) position of Water Resource Specialist in the Department of Health to be filled on a full-time basis, General Bargaining Unit Salary Schedule, Pay Grade 26 (\$28.54 per hour), Position No. 401-385-001, and be it further

RESOLVED, that upon termination of state funding for this position, then this position shall be automatically abolished.

Approved by 4 members of the Finance Committee, 5 members of the Labor Relations Committee, and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 391-2018 by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATHOLIC CHARITIES OF WESTERN NEW YORK, INC., FOR
DEPARTMENT OF SOCIAL SERVICES KINSHIP PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 377-2017 authorized a contract with Catholic Charities of Western New York, Inc., 2636 West State Street, Suite 301, Olean, New York 14760, for the provision of a Kinship Program for grandparents or other relatives who obtain custody of children, the term of which expires September 30, 2018, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned program, and

WHEREAS, the Kinship Program will serve approximately 55 participants and is for those children who are placed with relatives in lieu of foster care, and

WHEREAS, Catholic Charities of Western New York, Inc., can provide the aforementioned Kinship Program for a total amount not to exceed \$65,000.00, to be paid as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Catholic Charities of Western New York, Inc., for the provision of the above-described services, for a term commencing October 1, 2018 and terminating September 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.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 392-2018 by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN YMCA, INC. FOR YMCA MEMBERSHIPS FOR
FAMILIES WITH CHILDREN AT RISK OF PLACEMENT**

Pursuant to 9 NYCRR Sections 771.6 and 771.7,
Public Law 104-193 and Section 450 of the County Law.

WHEREAS, Act 380-2017 authorized a contract with the Olean YMCA, 1011 Wayne Street, Olean, New York 14760, for the provision of YMCA memberships for family activities for at-risk youth and families in an effort to reduce at-risk factors and out-of-home placement, the term of which expires September 30, 2018, and

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

WHEREAS, the Olean YMCA has agreed to continue the provision of the above-described services for an amount not to exceed \$16,000.00 to be paid on a monthly basis for memberships provided during the preceding month, as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Olean YMCA, for the provision of the above-described services, for a term commencing October 1, 2018 and terminating September 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.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 393-2018 by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN COMMUNITY SCHOOLS FOR AFTER SCHOOL AND
SUMMER PROGRAM FOR AT-RISK YOUTH FOR
DEPARTMENT OF SOCIAL SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 382-2017 authorized a contract with Olean Community Schools, 410 West Sullivan Street, Olean, New York 14760, for the provision of an after school and summer program for at-risk youth, the term of which expires September 30, 2018, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned after school and summer program for at-risk youth, and

WHEREAS, Olean Community Schools can provide the aforementioned after school and summer program for at-risk youth for an amount not to exceed \$12,970.00, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Olean Community Schools, for the provision of the above-described services, for a term commencing October 1, 2018 and terminating September 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.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 394-2018 by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES
FAMILY GROUP CONFERENCING PROGRAM**

Pursuant to 18 NYCRR Parts 405 and 423 and
Section 450 of the County Law.

WHEREAS, Act 379-2017 authorized contracts with various entities for a family group conferencing program in Cattaraugus County, the terms of which expire September 30, 2018, and

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

WHEREAS, the following various entities have agreed to provide family group conferencing program services, for a total amount not to exceed \$52,000.00, to be paid on a monthly basis, as follows and as invoiced:

<u>Agency</u>	<u>Amount</u>
Cattaraugus Community Action, Inc. 25 Jefferson Street Salamanca, New York 14779	\$26,000.00
Parent Education Program, Inc. 234 North Union Street Olean, New York 14760,	\$26,000.00

and

WHEREAS, a portion of this program is 62% state funded and 38% County funded, and the other portion is 100% federally funded (CFDA #93.558), 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 contracts, on behalf of Cattaraugus County, with the above-listed various entities, for the provision of the above-described services, for a term commencing October 1, 2018 and terminating September 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.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 395-2018 by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR
DEPARTMENT OF SOCIAL SERVICES TRUANCY PREVENTION PROGRAM**

Pursuant to Public Law 104-193 and Section 450 of the County Law.

WHEREAS, Act 225-2018 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the implementation of a truancy prevention program in Cattaraugus County, in an attempt to reduce the percentage of poor attendance and chronic absenteeism in area school districts, the term of which expires September 30, 2018, and

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

WHEREAS, Cattaraugus Community Action, Inc., has agreed to provide a truancy prevention program in Cattaraugus County for an amount not to exceed \$136,842.00, to be paid on a monthly basis for services provided during the preceding month, as invoiced, and

WHEREAS, this program is 62% state funded and 38% county funded, 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 Community Action, Inc., for the provision of the above-described services, for a term commencing October 1, 2018 and terminating September 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.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 396-2018 by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN COMMUNITY SCHOOLS FOR HIGH SCHOOL EQUIVALENCY INSTRUCTION
AND MATH AND READING TUTORIAL SERVICES
(Departments of Social Services and Probation)**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 381-2017 authorized a contract with the Olean Community Schools for the provision of high school equivalency (HSE) instruction services and math and reading tutorial services for the Departments of Social Services and Probation for eligible recipients up to the age of 21, in the Olean and Salamanca areas, the term of which expires September 30, 2018, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned HSE instruction services in the Olean area for a period to terminate September 30, 2019, and

WHEREAS, the County Probation Department is also in need of HSE instruction services in the Salamanca area for a period to terminate September 30, 2019, and

WHEREAS, the County Department of Social Services is also desirous of continuing the aforementioned math and reading tutorial services for a period to terminate September 30, 2019, and

WHEREAS, Olean Community Schools, 410 West Sullivan Street, Olean, New York 14760, through its Adult Education Program, can provide the aforementioned HSE instruction services and math and reading tutorial services for the Departments of Social Services and Probation for a total amount not to exceed \$40,260.00, to be paid as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Olean Community Schools, for the provision of the above-described services, for a term commencing October 1, 2018 and terminating September 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.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 397-2018 by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS-ALLEGANY WORKFORCE DEVELOPMENT BOARD
FOR WIOA CAREER SERVICES**

Pursuant to P.L. 105-220, Workforce Investment Act of 1998,
20 USC 9201 and Section 450 of the County Law.

WHEREAS, Act 214-2018 authorized a contract with the Cattaraugus-Allegany Workforce Development Board, Inc., One Blue Bird Square, Lower Level, Olean, New York 14760, (CAWDB), for the operation of the WIOA One-Stop Career Services program, the term of which expired June 30, 2018, and

WHEREAS, the County Department of Social Services is desirous of continuing the One Stop Operator Career Services program, and

WHEREAS, the CAWDB will pay the County for the administration of the above-described program the sum of \$298,503.00 for the program year July 1, 2018 through June 30, 2019, to be paid on a monthly basis, as invoiced, and as follows:

Adult	\$159,084.00
Dislocated Worker	\$118,167.00
Administration	\$ 21,252.00,

and

WHEREAS, this program is 100% federally funded (CFDA #17.250), 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 Cattaraugus-Allegany Workforce Development Board, Inc., for the provision of the above-described services, for a term commencing July 1, 2018 and terminating June 30, 2019, according to the above-described terms, 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 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 398-2018 by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS-ALLEGANY WORKFORCE DEVELOPMENT BOARD, INC.
FOR YEAR-ROUND YOUTH PROGRAMS (2018-2019)**

Pursuant to Workforce Innovation and Opportunity Act (Public Law 113-128)
and Section 450 of the County Law.

WHEREAS, Act 367-2017 authorized a contract with the Cattaraugus-Allegany Workforce Development Board, Inc. (CAWDB), for the provision of services necessary to operate year-round youth programs, the term of which expired June 30, 2018, and

WHEREAS, the County Department of Social Services is desirous of continuing the provision of services to youth and can make available all necessary qualified personnel, licenses, facilities and expertise to perform, or have performed, the services required, and

WHEREAS, the CAWDB will pay to the County an amount not to exceed \$210,083.00 for the provision of the above-described youth services for the period July 1, 2018 through June 30, 2019, and

WHEREAS, this program is 100% federally funded (CFDA# 17-283), 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 Cattaraugus-Allegany Workforce Development Board, Inc., for the provision of the above-described services, for a term commencing July 1, 2018 and terminating June 30, 2019, according to the above-described terms, 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 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 399-2018 by Ms. Vickman and Mr. Snyder, Jr.

**AMENDING ACT 52-2018 TO INCREASE PETTY CASH AMOUNT IN
DEPARTMENT OF COMMUNITY SERVICES**

Pursuant to Section 371 of the County Law.

WHEREAS, Act 52-2018 established petty cash accounts in various County departments,
and

WHEREAS, Act 52-2018 should be amended to increase the amount of petty cash in the Department of Community Services, and

WHEREAS, effective September 1, 2018, the petty cash account for the Department of Community Services – North County Counseling Center should be increased from \$50.00 to \$100.00, now, therefore, be it

RESOLVED, that the petty cash account for the Department of Community Services – North County Counseling Center be increased effective September 1, 2018.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 400-2018 by Mr. Snyder, Jr., Mr. Snyder, Sr. and Mr. Giardini
and Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich,
Mr. Higgins, Mr. Klancer, Mr. Neal, Mr. VanRensselaer,
Ms. Vickman, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo¹

LOCAL LAW NUMBER 7 - 2018
COUNTY OF CATTARAUGUS, NEW YORK

Pursuant to Section 10 of the Municipal Home Rule Law.

**AMENDING LOCAL LAW NUMBER 7-2013 (INTRO NUMBER 6-2013) REGARDING
FEE SCHEDULE FOR ONOVILLE MARINA BOATING AND CAMPING ACTIVITIES TO
INCLUDE DISABLED VETERANS, ACTIVE MILITARY PERSONNEL AND RESERVISTS² EXEMPTION**

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

SECTION 1. Legislative Intent. It is the intent of this Local Law No. 7-2013 (Intro No. 6-2013), which established the fee schedule for the Onoville Marina boating and camping activities, to exempt disabled veterans, *active military personnel and reservists*² from admission fees into the Onoville Marina.

SECTION 2. Amendment. Local Law No. 7-2013 is hereby amended by adding an exemption under Section 2. Onoville Marina Fees, as follows: After: "Vehicle Access Fee \$4.00 per day", add: "Exemption for Disabled Veterans, *Active Military Personnel and Reservists*² (proof required-*NYS Lifetime Liberty Pass and/or Federal America the Beautiful Pass*²)".

SECTION 3. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 4. Effective Date. This Local Law shall take effect *January 1, 2019*².

Approved by 4 members of the Finance Committee and 7 members of the Public Works Committee.

¹The 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. VanRensselaer, Ms. Vickman, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo".

²MR. GIARDINI moved, seconded by Mr. VanRensselaer, to amend as follows: In the Title, Section 1 and Section 2, after Disabled Veterans, add: ", *Active Military Personnel and Reservists*"; in Section 2, after proof required, add: "-*NYS Lifetime Liberty Pass and/or Federal America the Beautiful Pass*"; and in Section 4, delete: "immediately", and replace with: "January 1, 2019". Carried.

No further action taken at this time.

ACT NO. 401-2018 by Mr. Snyder, Jr., Mr. Snyder, Sr. and Mr. Giardini

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 7 - 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 September 12, 2018, a proposed Local Law entitled "Amending Local Law No. 7-2013 (Intro Number 6-2013) Regarding Fee Schedule for Onoville Marina Boating and Camping Activities to Include Disabled Veterans Exemption", 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 26th day of September, 2018, at 4:01 p.m. at the Legislature's Chambers, County Office Building, 303 Court Street, Little Valley, New York, and that at least five 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 4 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 402-2018 by Mr. Snyder, Sr., Mrs. Labuhn, Ms. Vickman, Mr. Neal, Mr. Padlo, Mr. Koch and Ms. Hastings

**SUPPORTING FORMATION OF LOCAL DEVELOPMENT CORPORATION
FOR COUNTY DETENTION FACILITY FOR JUVENILE DELINQUENTS AND
PERSONS IN NEED OF SUPERVISION AND PARTICIPATION IN AS A MEMBER**

Pursuant to Section 218-a of the County Law and
Section 1411 of the Not-for-Profit Corporation Law.

WHEREAS, on April 10, 2017, Governor Cuomo signed into law "Raise the Age" legislation that was included as part of the State Budget, and

WHEREAS, County Law Section 218-a authorizes a contract between one or more counties providing for the joint establishment, operation and maintenance by such counties of a joint county detention facility which shall be located on a site conveniently accessible to the counties concerned and which shall be certified by the State Division for Youth and which shall be established, operated and maintained in compliance with the regulations of the Division for Youth, and which shall provide for adequate detention of alleged or convicted adolescent offenders, and

WHEREAS, a Local Development Corporation for a County Detention Facility for Juvenile Delinquents and Persons in Need of Supervision, hereinafter referred to as "LDC", shall be created, and

WHEREAS, the County of Cattaraugus is desirous of participating as a member in the newly created LDC, and

*WHEREAS, a committee shall be formed by the participating municipalities, which shall consist of one representative of each municipality to be named by its legislative body, and*¹

WHEREAS, the committee shall initially be charged with the retention of experts and/or legal counsel to accomplish such incorporation, and the creation of proposed corporate by-laws, and

*WHEREAS, each municipality shall contribute equally to the cost of the expert professional services, including legal services for creating, and designing the governance of, such LDC, under the existing contract with Treahy Consulting; however, participation in this Intermunicipal Agreement does not constitute a binding commitment on the part of any municipality to contribute funds or resources to the acquisition and/or construction of any detention facility, now, therefore, be it*¹

RESOLVED, that the Cattaraugus County Legislature hereby supports the formation of the Local Development Corporation for a County Detention Facility for Juvenile Delinquents and Persons in Need of Supervision, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby expresses its desire to participate as a member in the above-described LDC, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized to execute any and all documentation necessary to participate in the above-described LCD.

Approved by 4 members of the Finance Committee, 7 members of the County Operations/Public Safety Committee, and 5 members of the Human Services Committee.

¹MS. VICKMAN moved, seconded by Mr. Burr, to amend as follows: delete: “WHEREAS, the Local Development Corporation Board shall be comprised of three (3) members, consisting of the following: a) one representative of each participating municipality's legislative body, b) one judge of the Family Court of each participating municipality, and c) the Commissioner of Social Services of each participating municipality, and WHEREAS, the terms of office of members of the LDC Board shall coincide with their respective terms of office in the offices listed in the preceding paragraph, and”, and replace with: “WHEREAS, a committee shall be formed by the participating municipalities, which shall consist of one representative of each municipality to be named by its legislative body, and”; delete: “WHEREAS, each municipality shall contribute equally to the cost of creating such local development corporation, however, participation in an Intermunicipal Agreement does not constitute a binding commitment on the part of any municipality to contribute funds or resources to the acquisition and/or construction of any detention facility, now, therefore, be it”, and replace with: “WHEREAS, each municipality shall contribute equally to the cost of the expert professional services, including legal services for creating, and designing the governance of, such LDC, under the existing contract with Treahy Consulting; however, participation in this Intermunicipal Agreement does not constitute a binding commitment on the part of any municipality to contribute funds or resources to the acquisition and/or construction of any detention facility, now, therefore, be it”. Carried.

Adopted, as amended, September 12, 2018 by voice vote.

ACT NO. 403-2018 by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT
WITH TARGETSOLUTIONS LEARNING, LLC, FOR
PURCHASE OF ONLINE TRAINING PLATFORM LICENSE
FOR OFFICE OF EMERGENCY SERVICES**

Pursuant to Section 450 of the County Law and Section 103 (3) of the General Municipal Law.

WHEREAS, Act 192-2018 authorized a contract with TargetSolutions Learning, LLC, 4890 W. Kennedy Blvd., Suite 300, Tampa, Florida 33609, for the provision of 67 licenses for online training platforms which include the Career Track Platform, plus annual maintenance, the term of which expires April 11, 2023, and

WHEREAS, the County Office of Emergency Services is desirous of purchasing an additional 63 licenses for use by various Fire/EMS agencies in Cattaraugus County to access the online training platforms, and

WHEREAS, pursuant to Section 103(3) of the General Municipal Law, the County is piggybacking on a contract between the Augusta Fire Department in Augusta, Georgia and TargetSolutions Learning, LLC, which allows for cooperative procurement with public entities, and

WHEREAS, TargetSolutions Learning, LLC, can provide 63 additional licenses for online training platforms which include the Career Track Platform, plus annual maintenance, for an amount not to exceed \$2,986.20, and

WHEREAS, a contract amendment is necessary in order to purchase the additional 63 licenses, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned online training courses licenses, 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 TargetSolutions Learning, LLC, for the provision of additional licenses for online training platforms, for a five-year term commencing April 12, 2018 and terminating April 11, 2023, according to the above-described terms.

Approved by 4 members of the Finance Committee and 7 members of the County Operations/Public Safety Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 404-2018 by Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR
SHERIFF'S DEPARTMENT TRAFFIC SAFETY PARTNERSHIP PROGRAM**

Pursuant to Section 1229-c of the Vehicle and
Traffic Law and Section 450 of the County Law.

WHEREAS, the County has been awarded funding in the amount of \$15,090.00 through the New York State Governor's Traffic Safety Committee for a Traffic Safety Enforcement Program for the 2018-2019 program year, for the following components:

Child Passenger Safety Program	\$3,000.00
Police Traffic Services	\$9,990.00
Traffic Safety Education Program	\$2,100.00,

and

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

WHEREAS, this program includes funding from the New York State Governor's Traffic Safety Committee, and

WHEREAS, the Sheriff's Office shall partner with the County Departments of Social Services and Health for the Child Passenger Safety Program, 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 Governor's Traffic Safety Committee, in order to apply for, and receive, the aforementioned funding, 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 4 members of the Finance Committee and 7 members of the County Operations/ Public Safety Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 405-2018 by Mr. Snyder, Jr.

**WAIVING TAXES, FEES AND INTEREST ON CERTAIN PROPERTY
(Village of Ellicottville)**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 26-2018 authorized a contract with Barton & Loguidice, DPC, for the provision of a site redevelopment assessment for property located at 24 Rockwell Avenue, identified as Tax Map No. 55.043-1-33.1, in the Village of Ellicottville, and

WHEREAS, the County has suspended the assessment of taxes on the aforementioned property, rather than foreclose due to ground pollutants on the property, and

WHEREAS, the Village of Ellicottville is interested in taking ownership of the aforementioned property on the condition that the County forgive the accrued taxes, fees and interest against the property, and

WHEREAS, it is in the County's best interest for the Village of Ellicottville to obtain ownership of the aforementioned property, therefore, be it

RESOLVED, that the accrued taxes, fees and interest against property located at 24 Rockwell Avenue, identified as Tax Map No. 55.043-1-33.1, in the Village of Ellicottville, be forgiven and the County's tax lien cancelled only if the County Treasurer receives proof that a deed transferring the property to the Village of Ellicottville has been recorded in the Cattaraugus County Clerk's Office.

Approved by 7 members of the Finance Committee and 4 members of the County Operations/ Public Safety Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 406-2018 by Mr. Snyder, Sr., Mrs. Labuhn, Ms. Vickman, Mr. Neal,
Mr. Padlo, Mr. Koch and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
TARGETSOLUTIONS LEARNING, LLC, FOR
PURCHASE OF ONLINE TRAINING PLATFORM LICENSE
FOR COUNTY-WIDE TRAINING SERVICES**

Pursuant to Section 450 of the County Law and
Section 103 (3) of the General Municipal Law.

WHEREAS, the County is desirous of purchasing online training courses for access by County employees, and

WHEREAS, pursuant to Section 103(3) of the General Municipal Law, the County is piggybacking on a contract between the Augusta Fire Department in Augusta, Georgia and TargetSolutions Learning, LLC, which allows for cooperative procurement with public entities, and

WHEREAS, TargetSolutions Learning, LLC, 4890 W. Kennedy Blvd., Suite 300, Tampa, Florida 33609, can provide 1,300 licenses for online training platforms which include annual maintenance, for an amount not to exceed the following:

Online Training Platform year 1 – HR and OSHA	\$34,360.00
Includes annual maintenance fee	
Online Training Platform year 2	\$35,140.00
Includes annual maintenance fee/2% increase	
Online Training Platform year 3	\$35,920.00
Includes annual maintenance fee/2% increase	
Online Training Platform year 4	\$36,700.00
Includes annual maintenance fee/2% increase	
Online Training Platform year 5	\$37,480.00
Includes annual maintenance fee/2% increase,	

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 TargetSolutions Learning, LLC, contingent upon and subject to the inclusion in the 2019 budget of sufficient funds to cover the costs of the aforementioned services, for the provision of licenses for online training platforms, for a five-year term commencing January 1, 2019 and terminating December 31, 2023, according to the above-described terms.

Approved by 4 members of the Finance Committee and 5 members of the Labor Relations Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 407-2018 by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GLOBAL HEALTH PRODUCTS, INC. FOR
NUTRITIONAL SUPPLEMENTS AND PRODUCTS FOR
DEPARTMENT OF NURSING HOMES**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Nursing Homes is in need of nutritional supplements and products for the residents of The Pines Healthcare and Rehabilitation Centers, and

WHEREAS, Global Health Products, Inc., 1099 Jay Street, Suite 100E, Rochester, New York 14611, can supply protein and other nutritional supplements and products for the Department of Nursing Homes for an amount not to exceed \$20,000.00 per year, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned products, 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 Global Health Products, Inc., for the provision of the above-described nutritional supplements and products, for a term commencing January 1, 2018 and terminating December 31, 2018, according to the above-described terms.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 408-2018 by Ms. Vickman and Mr. Snyder, Jr.

**APPROVING AMENDED 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 70-2018 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 expires December 31, 2018, and

WHEREAS, the New York State Office of Mental Health (NYSOMH) has awarded Work Force Enhancement (WFE) funding in the amount of \$5,004.00 to the County for Direct Support, Direct Care and Clinical Staff, which needs to be passed through to the agencies providing such services in Cattaraugus County, and

WHEREAS, the County Department of Community Services is desirous of accepting the aforementioned WFE funding, and

WHEREAS, additional NYSOMH Service Dollars in the amount of \$1,318.00 have been allocated to Directions in Independent Living, Inc., and

WHEREAS, a contract amendment is necessary with Directions in Independent Living, Inc., and

WHEREAS, the aforementioned program is 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 an amended 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 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	\$1,184.00
A.438.4322.2850.3490.570	HHCM Service Dollars, State Aid, OMH Health Homes	\$ 134.00
A.438.4322.1760.3490.965	Advocacy/Support Services, State Aid, OMH COLA	\$2,491.00
A.438.4322.1760.3490.965S	Advocacy/Support Services, State Aid, OMH Min Wage	\$1,579.00
A.438.4322.2720.3490.965	Non-Medicaid Care Coordination, State Aid, OMH COLA	\$ 934.00

Increase Appropriation Accounts:

A.438.4322.2740.42024.570	HHCM Service Dollars, DIL, Health Homes	\$1,184.00
A.438.4322.2850.42024.570	HHCM Service Dollars, DIL, Health Homes	\$ 134.00
A.438.4322.1760.42024.965	Advocacy/Support Services, DIL, COLA	\$2,491.00
A.438.4322.1760.42024.965S	Advocacy/Support Services, DIL, Min Wage	\$1,579.00
A.438.4322.2720.42024.965	Non-Medicaid Care Coordination, DIL, COLA	\$ 934.00.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 409-2018 by Ms. Vickman and Mr. Snyder, Jr.

**APPROVING AMENDED 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 69-2018 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 expires December 31, 2018, and

WHEREAS, the New York State Office of Mental Health (NYSOMH) has awarded Work Force Enhancement (WFE) funding in the amount of \$19,873.00 to the County for Direct Support, Direct Care and Clinical Staff, which needs to be passed through to the agencies providing such services in Cattaraugus County, and

WHEREAS, the County Department of Community Services is desirous of accepting the aforementioned WFE funding, and

WHEREAS, a contract amendment is necessary with Housing Options Made Easy, Inc., to provide for the WFE rate increase for supported housing beds, and

WHEREAS, the aforementioned program is 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 an amended 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 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	\$2,431.00
A.437.4322.1320.3490.965	HOME, State Aid, OMH, Innov Voc Svcs	\$4,775.00
A.437.4322.1760.3490.965	HOME, State Aid, OMH, Advocacy/Support	\$3,094.00
A.437.4322.1760.3490.965S	HOME, State Aid, OMH, Advocacy/Support	\$ 20.00
A.437.4322.2720.3490.965	HOME, State Aid, OMH, Non-Medicaid Care	\$ 94.00
A.437.4322.2750.3490.965	HOME, State Aid, OMH, Peer & Rehab Support	\$9,264.00
A.437.4322.2770.3490.965	HOME, State Aid, OMH, Self-Help Programs	\$ 195.00

Increase Appropriation Accounts:

A.437.4322.6050.42023.078	HOME, Supported Housing	\$2,431.00
A.437.4322.1320.42023.965	HOME, COLA	\$4,775.00
A.437.4322.1760.42023.965	HOME, COLA	\$3,094.00
A.437.4322.1760.42023.965S	HOME, Minimum Wage	\$ 20.00
A.437.4322.2720.42023.965	HOME, COLA	\$ 94.00
A.437.4322.2750.42023.965	HOME, COLA	\$9,264.00
A.437.4322.2770.42023.965	HOME, COLA	\$ 195.00.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

ACT NO. 410-2018 by Ms. Vickman and Mr. Snyder, Jr.

**APPROVING AMENDED 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 71-2018 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 expires December 31, 2018, and

WHEREAS, the New York State Office of Mental Health (NYSOMH) has awarded Work Force Enhancement (WFE) funding in the amount of \$1,439.00 to the County for Direct Support, Direct Care and Clinical Staff, which needs to be passed through to the agencies providing such services in Cattaraugus County, and

WHEREAS, the County Department of Community Services is desirous of accepting the aforementioned WFE funding, and

WHEREAS, a contract amendment is necessary with Southern Tier Environments for Living, Inc., (S.T.E.L.), to provide for the WFE rate increase for supported housing beds, and

WHEREAS, a NYSOMH Service Dollar realignment resulted in a reduction in the amount passed through to S.T.E.L., Inc., of \$380.00, 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 an amended 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 County Administrator is hereby directed to make the following budgetary changes:

Decrease Appropriation Accounts:

A.440.4322.2740.42026.570	STEL, OMH, Health Homes	\$ 380.00
A.440.4322.6060.42026.078	STEL, OMH Supported Housing	\$18,136.00

Increase Estimated Revenue Account:

A.440.4322.6050.3490.078	State Aid, OMH Supported Housing	\$19,575.00
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Increase Appropriation Account:

A.440.4322.6050.42026.078	STEL, OMH Supported Housing	\$19,575.00
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Decrease Estimated Revenue Accounts:

A.440.4322.2740.3490.570	State Aid, OMH Health Homes	\$ 380.00
A.440.4322.6060.3490.078	State Aid, OMH Supported Housing	\$18,136.00.

Approved by 4 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted September 12, 2018 by voice vote.

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MR. SNYDER, JR., moved, seconded by Mr. Koch, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 411-2018 through Act No. 418-2018, inclusive. Carried.

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ACT NO. 411-2018 by Mr. Helmich, Mr. Higgins, Mr. Koch and Mrs. Labuhn who ask immediate consideration

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

Pursuant to Section 450 of the County Law.

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

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

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

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

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

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

Location: Enchanted Lake, Town of Napoli
(known as Tax Map No. 62.071-1-33)

Location: 512 Spittler Lane, Town of Carrollton
(known as Tax Map No. 101.079-1-32)

Location: 9652 NYS Route 240, Town of Ashford
(known as Tax Map No. 20.004-1-46)

Location: 215 Eighteenth Street N., City of Olean
(known as Tax Map No. 94.055-2-26),

and be it further

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

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

Adopted September 12, 2018 by voice vote.

ACT NO. 412-2018 by Human Services Committee:
Ms. Vickman, Mr. Snyder, Jr., Mr. Breton, Mr. Burr,
Mr. Helmich, Mr. Neal and Ms. Hastings
and Labor Relations Committee:
Ms. Vickman, Mr. Breton, Mr. Higgins,
Mr. Neal and Mr. Giardini
who ask immediate consideration

**CREATING ONE (1) PART-TIME POSITION OF SITE MANAGER IN THE
DEPARTMENT OF AGING AND ESTABLISHING COMPENSATION FOR THE SAME
(Department of Aging)**

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

WHEREAS, the Department of Aging is desirous of establishing a new position of Site Manager to effectively manage nutrition programs throughout the County, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Personnel Officer, who has approved and certified the title of Site Manager in accordance with Civil Service Law Section 22, and

WHEREAS, sufficient funds are available in the budget of the Department of Aging for this position, now, therefore, be it

RESOLVED, that effective immediately, there is hereby created one (1) position of Site Manager in the Department of Aging to be filled on a part-time basis, Part-time Bargaining Unit Salary Schedule, Pay Grade 14 (\$14.20 per hour), Position No. 677-303-014.

Adopted September 12, 2018 by voice vote.

ACT NO. 413-2018 by Human Services Committee:
 Ms. Vickman, Mr. Snyder, Jr., Mr. Breton, Mr. Burr,
 Mr. Helmich, Mr. Neal and Ms. Hastings
 and Labor Relations Committee:
 Ms. Vickman, Mr. Breton, Mr. Higgins,
 Mr. Neal and Mr. Giardini
 who ask immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF SENIOR ACCOUNTANT IN THE
 DEPARTMENT OF SOCIAL SERVICES AND ESTABLISHING COMPENSATION FOR THE SAME
 (Department of Social Services)**

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

WHEREAS, the Department of Social Services is desirous of establishing a new position
 of Senior Accountant to effectively manage financial assistance programs, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus
 County Personnel Officer, who has approved and certified the title of Senior Accountant in accordance
 with Civil Service Law Section 22, and

WHEREAS, the cost of this position would be partially funded through state and federal
 dollars with minimal cost to the County, now, therefore, be it

RESOLVED, that effective immediately, there is hereby created one (1) position of Senior
 Accountant in the Department of Social Services to be filled on a full-time basis, Supervisory Bargaining
 Unit Salary Schedule, Pay Grade 26 (\$29.65 per hour), Position No. 601-314-002, and be it further

RESOLVED, that should state or federal funding for this position cease, this position will
 be automatically abolished.

Adopted September 12, 2018 by voice vote.

ACT NO. 414-2018 by Mr. Snyder, Sr., Ms. Vickman and Mrs. Labuhn
 who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
 MASSMUTUAL LIFE INSURANCE COMPANY AND
 ITS DESIGNATED TRUST COMPANY FOR
 ADMINISTRATION OF DEFERRED COMPENSATION PLAN**

Pursuant to Section 5 of the State Finance Law and
 Section 405 of the County Law.

WHEREAS, Act 351-2014, as amended by Act 303-2018, authorized a contract with the
 MassMutual Life Insurance Company (formerly Hartford Life), 457 Plan Service Group, 179 Sully's Trail,
 Suite 200, Pittsford, New York 14534, as the administrator and financial provider and State Street Bank
 and Trust Company as Trustee, for the administration of a Deferred Compensation Plan for Cattaraugus
 County employees, the term of which expires September 30, 2018, and

WHEREAS, the purpose of such plan is to provide employees with a convenient and tax favored method of saving on a regular and long-term basis and thereby provide for their retirement, and

WHEREAS, Section 9003 of the New York State Rules & Regulations requires all contracts or agreements with Administrative Service Agencies and Financial Organizations be awarded for a duration not to exceed five (5) years, and

WHEREAS, the County of Cattaraugus has solicited competitive proposals and published such solicitation in the New York State Register and local newspapers, and

WHEREAS, the Deferred Compensation Committee did accept and evaluate seven (7) sets of competitive proposals, and

WHEREAS, the County of Cattaraugus's Deferred Compensation Committee has recommended that the County enter into a five (5) year contract with MassMutual Life Insurance Company (formerly Hartford Life) as the administrator and financial provider and its designated trust company as Trustee, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts with MassMutual Life Insurance Company (formerly Hartford Life) and its designated trust company, which will be in effect for a period of five (5) years commencing October 1, 2018 and terminating September 30, 2023.

Adopted September 12, 2018 by voice vote.

ACT NO. 415-2018 by Ms. Vickman and Mr. Snyder, Jr.
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT
WITH WESTCOM SOLUTIONS, INC. D/B/A
POINTCLICKCARE FOR ELECTRONIC MEDICAL RECORDS SYSTEM
(Department of Nursing Homes)**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 334-2016, as amended by Acts 580-2017 and 207-2018, authorized a contract with Westcom Solutions, Inc., d/b/a PointClickCare, 5570 Explorer Drive, Mississauga, Ontario Canada L4W 0C4, for the provision of a cloud-based electronic medical records system for The Pines Healthcare and Rehabilitation Centers-Olean and Machias Campuses, the term of which expires August 3, 2021, and

WHEREAS, for PointClickCare integration with a Health Information Exchange Organization, the County must purchase and register one root OID (object identifier) for the County Department of Nursing Homes, as follows:

OID Registration:

One-Time Set Up Fee per Facility - \$170.00	\$340.00
Subscription Fee – Machias	\$ 88.39 per month
Subscription Fee – Olean	\$ 92.23 per month,

and

WHEREAS, a contract amendment is necessary to add OID registration, which is required for the electronic exchange of health data, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned OID registration and subscription, 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 Westcom Solutions, Inc., d/b/a PointClickCare, for the provision of the above-described OID registration and subscription, for a term to commence September 13, 2018 and shall terminate to coincide with the five (5) year term of the original contract dated July 27, 2016, according to the above-described terms.

Adopted September 12, 2018 by voice vote.

ACT NO. 416-2018 by Mr. Snyder, Sr.
who asks immediate consideration

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

Pursuant to 2 NYCRR Section 315.4.

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

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

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

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

<u>Title</u>	<u>Name</u>	<u>Ret. Reg.</u>	<u>Last 4 SS</u>	<u>Authority</u>	<u>Term</u>	<u>Standard Work Hours per Day</u>	<u>Equivalent Days per Month</u>
Commissioner of Public Works	Kathleen Ellis	31913809	3051	Appointed	02/28/2018 - 2/27/2022	7	34.10
Sheriff	Timothy Whitcomb	36518470	7522	Elected	01/01/2018 - 12/31/2021	7	19.46
Undersheriff	Eric Butler	39460605	3778	Appointed	01/01/2018 - 12/31/2021	7	20.71
Assistant County Attorney	Wendy Peterson	60939410	0050	Appointed	05/31/2015- 12/31/2019	7	25.24
Legislator	Richard Helmich, Jr.	61314048	6858	Elected	01/01/2016 - 12/31/2019	7	2.07
Legislator	Frank Higgins	61583027	2151	Elected	08/10/2016 - 12/31/2019	7	3.72
Coroner	Cleon Easton, III	14683866	0559	Elected	01/01/2015 12/31/2018	7	4.58
Coroner	Kevin O'Rourke	38820502	4990	Elected	01/01/2018 - 12/31/2021	7	NA

Coroner	Bradley Spink	38839684	1763	Elected	01/01/2017 - 12/31/2020	7	NA
Coroner	Howard T. VanRensselaer	50569821	8605	Elected	01/01/2016 - 12/31/2019	7	12.08
Election Commissioner	Kevin Burleson	41396813	2322	Appointed	1/1/2017 - 12/31/2020	7	21.67
Director, Dept. of Aging	Catharine Mackay	38595955	4016	Appointed	4/1/2016 - 3/31/2020	7	22.79
Legislator	John Padlo	38764155	5363	Elected	01/01/2016 - 12/31/2019	7	9.25
District Attorney	Lori Rieman	39967682	9742	Elected	01/01/2018 - 12/31/21	7	21.67
Deputy Treasurer	Matthew Keller	50567734	7858	Appointed	07/18/2016 - 12/31/2020	7	21.67
Deputy County Administrator and be it further	Kelly Reed	39316476	1115	Appointed	7/18/2016 - 09/13/2019	7	21.65

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

Adopted September 12, 2018 by voice vote.

ACT NO. 417-2018 by Labor Relations Committee:

Ms. Vickman, Mr. Breton,
Mr. Higgins, Mr. Neal and Mr. Giardini
who ask immediate consideration

**AUTHORIZING THE CHAIR TO ENTER INTO AN AGREEMENT
REGARDING TERMS AND CONDITIONS OF PUBLIC EMPLOYMENT BETWEEN
THE SHERIFF OF CATTARAUGUS COUNTY AND THE COUNTY OF CATTARAUGUS
AND THE CATTARAUGUS COUNTY DEPUTIES ASSOCIATION FOR THE PERIOD
JANUARY 1, 2018 TO DECEMBER 31, 2022**

Pursuant to Article 14 of the Civil Service Law.

WHEREAS, the Cattaraugus County Deputies Association is the exclusive bargaining agent for all full-time and part-time Deputy Sheriffs in the Cattaraugus County Sheriff's Office, and

WHEREAS, an agreement has been reached on terms and conditions of employment which include a new 2018 salary table and rates, 2% per hour wage increase for 2019, 2% per hour wage increase for 2020, 2% per hour wage increase for 2021, 2% per hour wage increase for 2022, and to raise the salary of the part-time Deputy Sheriff to \$19.00 per hour as of January 1, 2018, thereafter 2% per hour for the year 2019, 2% per hour for the year 2020, 2% per hour for the year 2021, and 2% per hour for the year 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 bargaining agreement have heretofore been disclosed to the County Legislature for review and information, and

WHEREAS, the Cattaraugus County Deputies Association has heretofore ratified all negotiated changes to such 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 Bargaining Agreement between the Sheriff of Cattaraugus County, the County of Cattaraugus, and the Cattaraugus County Deputies Association.

Adopted September 12, 2018 by voice vote.

ACT NO. 418-2018 by Mr. Snyder, Sr., Mrs. Labuhn, Mrs. Vickman,
Mr. VanRensselaer, Mr. Padlo, Mr. Koch and Ms. Hastings
who ask immediate consideration

**ESTABLISHING STIPEND FOR DEPUTY COUNTY ADMINISTRATOR
TO ACT AS NURSING HOME DIRECTOR
(Department of Nursing Homes)**

Pursuant to Sections 204 and 205 of the County Law.

WHEREAS, the Director of the Department of Nursing Homes has submitted his resignation effective September 30, 2018, and

WHEREAS, it is desired that the Deputy County Administrator temporarily perform the duties and responsibilities of the Director of Nursing Homes, now, therefore, be it

RESOLVED, that effective October 1, 2018, Deputy County Administrator Kelly Reed, 108 Court Street, Little Valley, New York 14755, shall, for a period of six (6) months, perform the duties and responsibilities of the Director of Nursing Homes, and shall be paid a stipend therefor in the amount of \$250.00 bi-weekly.

Adopted September 12, 2018 by voice vote.

**MOTION TO ADJOURN IN MEMORY OF
ELLIOTT J. ELLIS, JR.**

WHEREAS, Elliott J. Ellis, Jr., 86, of New Albion, passed away on August 22, 2018 in Spring Hill, Florida, and

WHEREAS, Mr. Ellis served as a Cattaraugus County Legislator from 1992-1993 and 1996-2007, and

WHEREAS, during his tenure as a legislator, Mr. Ellis served as Minority Leader in 2000, Assistant Minority Leader from 1996-1999 and 2001, Majority Whip from 2004-2007, and especially enjoyed serving as Chairman of the Public Works Committee from 2003-2007, and

WHEREAS, Mr. Ellis also served the Town of New Albion as Building Inspector and Tax Assessor, and

WHEREAS, Mr. Ellis retired from Local 66 Carpenters Union where he worked as business agent, and

WHEREAS, Mr. Ellis was a member of St. Johns United Church of Cattaraugus, life member of the Little Valley American Legion Post #531, Little Valley Lions Club, Otto Masonic Lodge, life member of the Cattaraugus Rod & Gun Club, and an honorary member of the Cattaraugus Firemen's Club, and

WHEREAS, Mr. Ellis was the co-founder of the Skyline Pool in Cattaraugus, charter founder of the Cattaraugus Little League football program, and co-founder of the Cattaraugus Snow Bounders snowmobile club, and

WHEREAS, Mr. Ellis is survived by his two sons: Elliott III of Spring Hill, Florida, and Kevin of Gowanda; three grandchildren and three step-grandchildren; six great-grandchildren; and two brothers and three sisters, and

WHEREAS, this past June, Maryann, his wife of 63 years, predeceased him, and

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

MOVE, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, in memory of Elliott J. Ellis, Jr., 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 Elliott J. Ellis, Jr., 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 his sons.

* * * * *

MR. BURR moved, seconded by Mr. Breton, to adjourn until September 26, 2018 at 4:00 p.m. Carried.

Meeting adjourned at 4:35 p.m.

Ann M. Giglio
Journal Clerk