



June 12, 2019

The meeting was called to order by the Chairman Snyder.

The invocation was given by Rev leFeber.

The Attendance Roll Call disclosed one Legislator absent – Klancer.

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CHAIRMAN SNYDER noted that the minutes of the May 22, 2019 session stand approved as presented.

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**COMMUNICATIONS:**

New York State Member of Assembly Joseph M. Giglio: Acknowledging receipt of Act 207-2019 and Act 255-2019.

Gerald E. Zimmerman, Director of Probation: Retirement letter effective June 29, 2019 (read in its entirety).

New York State Association of Counties: Acknowledging receipt of Act 207-2019.

Town of Persia: Resolution opposing Governor Cuomo’s budget proposal to eliminate the AIM funding program for towns and villages in cases where the funding accounts for less than 2% of the municipality’s budget.

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**PUBLIC HEARING:**

CHAIRMAN SNYDER announced this is the time and place called for a public hearing on the submission of an application to the New York State Office of Homes and Community Renewal for Community Development Block Grant funding to support the development of a brewery that will include bottling operations, a restaurant and a museum to be located at 202 Second Street in the Village of Little Valley, and that anyone wishing to speak for or against this application may now do so.

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

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CHAIRMAN SNYDER called up **Act No. 216-2019, Local Law Number 7-2019**, A Local Law Requiring Cattaraugus County Clerk to Obtain Counter Signatures from City of Olean Prior to Recording of Deeds, and asked that it be read.

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

MR. PADLO moved, seconded by Mrs. Labuhn, to amend as follows: At the end of Section 2., add: “, on the condition that the City of Olean shall waive its fee for the counter-signature of deeds by which the County of Cattaraugus and/or the County Treasurer, as grantor, conveys any such real property”. Carried.

No further action at this time.

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CHAIRMAN SNYDER called up **Act No. 217-2019**, Authorizing Public Hearing on Local Law Number 7-2019, and asked that it be read.

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

MR. PADLO moved, seconded by Mr. Helmich, to amend as follows: In the Resolved, delete: “22<sup>nd</sup> day of May, 2019 at 4:01 p.m.”, and replace with: “26<sup>th</sup> day of June, 2019 at 4:02 p.m.”. Carried.

Adopted, as amended, by voice vote.

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**ACT NO. 256-2019** by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS COUNTY SOIL & WATER CONSERVATION DISTRICT FOR  
2019 STREAMBANK STABILIZATION PROJECTS**

Pursuant to Section 9 of the Soil and Water Conservation  
Districts Law and Section 450 of the County Law.

WHEREAS, inspection and technical services are needed for various emergency streambank repair projects for the 2019 Streambank Stabilization Program, and

WHEREAS, the Cattaraugus County Soil & Water Conservation District (SWCD) has agreed to provide the inspection and technical services necessary for the following projects for an amount not to exceed \$6,875.00, to be paid on a percent-of-completion basis as invoiced:

- Project 1 – County Road #14, Town of East Otto, 275 linear feet of stacked rock for shoulder protection;
- Project 2 – County Road #6, Town of New Albion, 175 linear feet of stacked rock for shoulder protection; and
- Project 3 – County Road #12, Town of New Albion, 50 linear feet of bank stabilization for culvert inlet protection,

and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned expenses, 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 County Soil & Water Conservation District, for the provision of the above-described streambank restoration and bank

protection inspection and technical services, for a term commencing June 13, 2019 and terminating December 31, 2019, according to the above-described terms.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 257-2019** by Mr. Klancer, Ms. Vickman and Mr. Giardini

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
LAKESHORE EMPLOYEE TESTING SERVICES, INC. FOR  
CATTARAUGUS COUNTY RANDOM DRUG AND ALCOHOL TESTING PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act Nos. 223-2018 and 263-2018 authorized contracts with Lakeshore Employee Testing Services, Inc., 202 East Main Street, Fredonia, New York 14063, for the provision of various drug and alcohol testing services for commercial motor vehicle drivers, the towns and villages of Cattaraugus County, and the Sheriff's Office, the terms of which expired May 30, 2019, and

WHEREAS, the County is desirous of continuing the aforementioned drug and alcohol testing services, and

WHEREAS, Lakeshore Employee Testing Services, Inc., can provide random drug and alcohol testing services, in accordance with the fee schedule set out below, for the following:

- NYS Department of Transportation (NYSDOT) regulated CDL licensed drivers for the Department of Public Works,
- Sheriff's Office Employee non-NYSDOT regulated motor vehicle drivers,
- NYSDOT regulated CDL licensed drivers for towns and villages of Cattaraugus County, and
- New employee drug testing services

Random Program Testing:

\$65.00 per random drug test (Non-Regulated Extended Panel)  
 \$60.00 per random drug test (25% of employees)  
 \$35.00 per random breath alcohol test (10% of employees)  
 \$.55 per mile

Pre-Employment, Post-Accident, Reasonable Causes, Follow-Up and Return to Duty Testing:

\$65.00	*Urine Drug Screening (Non-Regulated Extended Panel)
\$60.00	*Urine Drug Screening (NYSDOT)
N/C	Direct Observed Specimen (if done at our office)
\$30.00	Direct Observed Specimen (done elsewhere)
\$200.00	Per Positive Confirmatory Test (Sent to a Different Lab)
\$35.00	*Breath Alcohol Testing
	*Collection Fee for collections performed at a collection site not utilized by Lakeshore Employee Testing Services

All Testing, excluding Random Program, will be charged an hourly rate for "At Your Site" services:

\$50.00	Per Hour from 8:00 a.m. – 4:00 p.m.
\$.55	Per mile round trip from Fredonia Office or Collector's Home

<u>Training:</u>	\$100.00	Emergency call out (includes 1 <sup>st</sup> hour) after hours, weekends, and holidays
	\$60.00	Supervisor's Reasonable Cause Training Video
	\$10.00	Certificates for Training
	\$100.00	Written NYSDOT Policies and Procedures

\*No administration fee is charged, contract price includes random pull, lab statistical reports, quarterly, and year-end reports,  
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 a contract, on behalf of Cattaraugus County, with Lakeshore Employee Testing Services, Inc., for the provision of the above-described random drug and alcohol testing services, for a term commencing June 1, 2019 and terminating May 31, 2021, according to the above-described terms.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 258-2019** by Ms. Vickman and Ms. Hastings  
*and Mr. Breton, Mr. Koch and Mrs. Labuhn<sup>1</sup>*

**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 172-2019 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 \$2,100.00, 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 March 1, 2019 and terminating July 31, 2019, according to the above-described terms.

Approved by 6 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. Breton, Mr. Koch and Mrs. Labuhn".

Adopted June 12, 2019 by voice vote.

**ACT NO. 259-2019** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
FIELDS RESEARCH, INC. FOR  
DEPARTMENT OF HEALTH HH-CAHPS SURVEY**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 252-2018 authorized a contract with Fields Research, Inc., 3814 West Street, Cincinnati, Ohio 45227, for the provision of mandated patient satisfaction surveys, the term of which expires July 31, 2019, and

WHEREAS, the Centers for Medicare & Medicaid Services require that all home health care agencies that receive Medicare/Medicaid conduct a HH-CAHPS survey on a monthly basis, and

WHEREAS, the Consumer Assessment of Healthcare Providers and Systems (CAHPS®) Home Health Care Survey, hereafter referred to as the "HH-CAHPS Survey", is designed to measure the experiences of people receiving home health care from Medicare-certified home health agencies, and

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

WHEREAS, Fields Research, Inc., can conduct 300 HH-CAHPS surveys for a flat fee of \$500.00 per month, to be paid as invoiced, 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 a contract, on behalf of Cattaraugus County, with Fields Research, Inc., for the provision of the above-described services, for a term commencing August 1, 2019 and terminating July 31, 2020, according to the above-described terms.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 260-2019** by Ms. Vickman and Ms. Hastings  
and Mr. Padlo<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
OLEAN GENERAL HOSPITAL FOR FAMILY PLANNING CLINIC LABORATORY SERVICES**

Pursuant to Section 2406 of the Public Health Law and  
Section 450 of the County Law.

WHEREAS, Act 294-2017 authorized a contract with Olean General Hospital, 515 Main Street, Olean, New York 14760, for the provision of laboratory services for the family planning clinic, which includes the provision of services such as collection, testing, and analyzing of specimens and reporting the results to various providers, the term of which expires June 30, 2019, and

WHEREAS, the County Health Department is desirous of continuing the aforementioned laboratory services, and

WHEREAS, Olean General Hospital can provide laboratory services for the County Health Department's family planning clinic, in accordance with the following rate schedule:

88142	Thin Layer Pap Smear	\$18.00
87621	HPV DNA, High Risk	\$35.00
88175	Thin Layer Pap Smear with Imaging	\$28.00,

and

WHEREAS, this program is fee-based and funded through private insurances, Medicaid and State Family Planning Grant funds, 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 General Hospital, for the provision of the above-described services, for a term commencing July 1, 2019 and terminating June 30, 2020, 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 6 members of the Finance Committee and 6 members of the Human Services Committee.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 261-2019** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS COMMUNITY ACTION, INC. FOR  
WIC NUTRITIONIST**

Pursuant to Section 3602 of the Public Health Law and  
Section 450 of the County Law.

WHEREAS, Act 325-2018 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of a qualified nutritionist for the County's WIC Program, the term of which expires September 30, 2019, and

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

WHEREAS, Cattaraugus Community Action, Inc., has agreed to provide a full-time qualified nutritionist for the County's WIC Program for an amount of \$56,472.00, to be paid on a monthly 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 Cattaraugus Community Action, Inc., for the provision of the above-described services, for a term commencing October 1, 2019 and terminating September 30, 2020, 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 6 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted June 12, 2019 by voice vote.

**ACT NO. 262-2019** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HEALTHY COMMUNITY ALLIANCE, INC. FOR  
HEALTH DEPARTMENT WOMEN INFANT AND CHILDREN (WIC) PROGRAMS**

Pursuant to 10 NYCRR Part 40-1 and Section 450 of the County Law.



WHEREAS, Act 322-2018 authorized a contract with Healthy Community Alliance, Inc., One School Street, Suite 1, Gowanda, New York 14070, for the provision of the following components of the Health Department WIC program, the term of which expires September 30, 2019:

- Two (2) Breastfeeding Peer Counselors (part-time), and
- One (1) Nutrition Program Aide (full-time),

and

WHEREAS, the County Health Department is desirous of continuing the services of part-time breastfeeding peer counselors and full-time nutrition program aides, and

WHEREAS, Healthy Community Alliance, Inc., has agreed to provide the aforementioned WIC program components, in accordance with the following:

<p><u>Breastfeeding Peer Counselor (two part-time)</u>                  *to be paid on a monthly basis, as invoiced                  *Approved work-related expenses will be reimbursed, including approved work-related cell phone usage                  *Mileage will be reimbursed at the established rate of \$0.485/mile</p>	<p>Total not to exceed</p>	<p>\$27,014.59</p>
<p><u>Nutrition Program Aide (one full-time)</u>                  *to be paid on a monthly basis, as invoiced                  *Approved work-related expenses will be reimbursed, including approved work-related cell phone usage                  *Mileage will be reimbursed at the established rate of \$0.485/mile</p>	<p>Total not to exceed</p>	<p>\$48,087.28</p>

and

WHEREAS, these programs are 100% funded through the WIC Program, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Healthy Community Alliance, Inc., for the provision of the above-described services, for a term commencing October 1, 2019 and terminating September 30, 2020, 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 6 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted June 12, 2019 by voice vote.

**ACT NO. 263-2019** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
 BE-A-FRIEND PROGRAM, INC., BIG BROTHERS BIG SISTERS OF ERIE, NIAGARA AND  
 THE SOUTHERN TIER FOR GROUP MENTORING PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Department of Social Services is desirous of providing a group mentoring program to 30 male youths between the ages of 10 to 15 to promote academic and community success for youth considered PINS, JD, JO or AO through job readiness, independent living skills, youth advocacy and leadership development, and

WHEREAS, Be-A-Friend Program, Inc., Big Brothers Big Sisters of Erie, Niagara and the Southern Tier, 100 River Rock Drive, Suite 104, Buffalo, New York 14207, can provide a group mentoring program to promote academic and community success for youth for a total contract amount not to exceed \$35,000.00 to be paid on a monthly basis for services provided during the preceding month, as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned program, 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 Be-A-Friend Program, Inc., Big Brothers Big Sisters of Erie, Niagara and the Southern Tier, for the provision of the above-described Group Mentoring Program, for a term commencing June 1, 2019 and terminating May 31, 2020, 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 6 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted June 12, 2019 by voice vote.

**ACT NO. 264-2019** by Ms. Vickman and Ms. Hastings  
*and Mr. Breton<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS COMMUNITY ACTION, INC., FOR  
YOUTH PLACEMENT PREVENTION PROGRAMMING (FAST)**

Pursuant to 9 NYCRR Subpart 165-1, Section 501 of the Executive Law,  
and Section 450 of the County Law.

WHEREAS, Act 296-2018 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, through its "Families and Schools Together (FAST) Program", for the provision of a placement prevention program to reduce the number of Cattaraugus County youth that are court-ordered to placement due to a history of PINS and/or juvenile delinquency behavior, the term of which expires June 30, 2019, and

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

WHEREAS, Cattaraugus Community Action, Inc., through its "Families and Schools Together (FAST) Program", will target specific school districts mutually agreed upon by both parties and has agreed to continue the aforementioned services, for an amount not to exceed \$141,369.00 to be paid on a monthly basis for services provided during the preceding month, as invoiced, and

WHEREAS, this program is 62% state and 38% county funded, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned program, 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 Youth Placement Prevention Programming, for a term commencing July 1, 2019 and terminating June 30, 2020, 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 6 members of the Finance Committee and 6 members of the Human Services Committee.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 265-2019** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
MERCEDES ANNEEN BARRERA FOR SPANISH INTERPRETER SERVICES**

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

WHEREAS, Act 295-2018 authorized a contract with Mercedes Anneen Barrera, P.O. Box 7, Ellicottville, New York 14731, for the provision of Spanish interpreter services to be available for all County departments, the term of which expires June 30, 2019, and

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

WHEREAS, Mercedes Anneen Barrera can provide Spanish interpreter services at a rate not to exceed \$36.00 per hour, plus mileage at the federal reimbursement rate in effect at the time services are rendered, and

WHEREAS, this service may be paid for through various funding streams ranging from 50% federal funds (CFDA #93.558), 25% state funds and 25% county funds, 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 Mercedes Anneen Barrera, for the provision of the above-described Spanish interpreter services, for a term commencing July 1, 2019 and terminating June 30, 2020, 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 6 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted June 12, 2019 by voice vote.

**ACT NO. 266-2019** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES  
PSYCHOLOGICAL EVALUATIONS AND ASSESSMENTS**

Pursuant to Section 251 of the Family Court Act and  
Section 450 of the County Law.

WHEREAS, Act 297-2018 authorized contracts with various entities for psychological evaluation and assessment services, which consist of interviews with clients, consultation with other care providers and case managers, and preparation of reports, including recommendations for placement, treatment or custody/visitation, the terms of which expire June 30, 2019, and

WHEREAS, contracts are needed with various entities for the provision of the above-described services, with a maximum rate based on the current highest acceptable rate within the service area which are as follows:

<u>Position</u>	<u>Rate</u>
Doctor of Psychiatry	Not to Exceed \$185 per session
Doctor of Psychology	Not to Exceed \$175 per session
Licensed Mental Health Counselor	Not to Exceed \$125 per session
Family Counseling	Not to Exceed \$100 per session
Preparation & Court Testimony	Not to Exceed \$175 per hour
Testing	Not to Exceed \$180 per hour,

and

WHEREAS, this program is 62% state 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 contracts, on behalf of Cattaraugus County, with various entities, for the provision of the aforementioned court-ordered psychological assessments and evaluations, for a term commencing July 1, 2019 and terminating June 30, 2020, 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 6 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted June 12, 2019 by voice vote.

**ACT NO. 267-2019** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS ENTITIES FOR RESIDENTIAL INSTITUTIONAL FOSTER CARE**

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

WHEREAS, Act 298-2018 authorized contracts with various residential foster care institutions throughout New York State for the provision of residential-therapeutic foster care services in accordance with a New York State-approved fee schedule for the approved listing of residential institutions throughout New York State, the terms of which expire June 30, 2019, and

WHEREAS, the County Department of Social Services has the responsibility of placing children at risk into foster care, and

WHEREAS, the County Department of Social Services is desirous of renewing the aforementioned contracts with various residential foster care institutions in accordance with a New York State fee schedule for the approved listing of residential institutions throughout New York State, and

WHEREAS, this program is 62% state 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 contracts, on behalf of Cattaraugus County, with various residential foster care institutions for the provision of the above-described services for a term commencing July 1, 2019 and terminating June 30, 2020, 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 6 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted June 12, 2019 by voice vote.

**ACT NO. 268-2019** by Ms. Vickman and Ms. Hastings  
*and Mr. Higgins and Mr. Padlo<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CITY OF OLEAN FOR  
REIMBURSEMENT FOR OATS BUS SERVICE**

Pursuant to Public Law 104-1993, Section 119-o of the  
General Municipal Law and Section 450 of the County Law.

WHEREAS, Act 195-2018 authorized a contract with the City of Olean for the operation of the O.A.T.S. bus service within the City, the term of which expired May 31, 2019, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned bus service within the City of Olean, and

WHEREAS, the City of Olean has agreed to provide the O.A.T.S. bus transportation services to DSS-eligible recipients if the County agrees to reimburse the City an amount not to exceed \$25,000.00 for transportation services provided to DSS-eligible recipients during the period June 1, 2019 through May 31, 2020, and

WHEREAS, these services are 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 City of Olean, for reimbursement for the provision of transportation services to DSS-eligible recipients, for a term commencing June 1, 2019 and terminating May 31, 2020, 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 6 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. Higgins and Mr. Padlo”.

Adopted June 12, 2019 by voice vote.

**ACT NO. 269-2019** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
AFFINITY REHABILITATION, LLP C/O HEALTHPRO® HERITAGE FOR  
DEPARTMENT OF NURSING HOMES PROFESSIONAL THERAPY SERVICES**

Pursuant to 10 NYCRR Part 415.16 and Section 450 of the County Law.

WHEREAS, Act 483-2016, as amended by Act 55-2019, authorized a contract with Affinity Rehabilitation, LLP, c/o HealthPRO® Heritage, 10600 York Road, Suite 105, Cockeysville, Maryland 21030, for the provision of professional occupational therapy, physical therapy and speech/language pathology services for The Pines Healthcare & Rehabilitation Center - Olean and Machias Campuses, the term of which expires June 30, 2019, and

WHEREAS, the aforementioned contract should be extended to December 31, 2019 to allow for time to renegotiate the contract terms, 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 Cattaraugus County, with Affinity Rehabilitation, LLP c/o HealthPRO® Heritage, for the provision of the above-described professional therapy services, to extend the term of the contract which commenced November 1, 2016 to terminate December 31, 2019, at the same rates, terms and conditions, according to the above-described terms.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 270-2019** by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
P & NP COMPUTER SERVICES, INC. FOR  
DEPARTMENT OF NURSING HOMES HISTORICAL ACCESS LICENSE**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 292-2018 authorized a contract with P & NP Computer Services, Inc., 66 North Main Street, Brockport, New York 14420-1649, for the provision of access to historical data for the Department of Nursing Homes, the term of which expires June 30, 2019, and

WHEREAS, the Department of Nursing Homes is desirous of continuing the aforementioned historical license for another year, and

WHEREAS, P & NP Computer Services, Inc., has agreed to provide the aforementioned maintenance services which will enable access to historical data for a total amount of \$3,150.00, which covers both facilities, as follows:

Olean	\$1,575.00
Machias	\$1,575.00,

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with P & NP Computer Services, Inc., for the provision of the above-described services, for a term commencing July 1, 2019 and terminating June 30, 2020, according to the above-described terms.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 271-2019** by Ms. Vickman and Ms. Hastings

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND NEW YORK eHEALTH COLLABORATIVE FOR DEPARTMENT OF COMMUNITY SERVICES ACCUMED SOFTWARE SYSTEM DATA EXCHANGE INCENTIVE PROGRAM AND ADJUSTING VARIOUS REVENUE ACCOUNTS (Department of Community Services)**

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

WHEREAS, Act 227-2019 authorized a contract with Accumedic Computer Systems, Inc., for the provision and installation of SaaS Edition on redundant (Cloud) servers for the AccuMed System and the Scheduler and Patient Accounts modules, the term of which expires May 23, 2024, and

WHEREAS, the Department of Community Services has been awarded \$2,000.00 through the New York eHealth Collaborative, 40 Worth Street, 5<sup>th</sup> Floor, New York, New York 10013, for having achieved Milestone 1 for enrollment in the Data Exchange Incentive Program, and

WHEREAS, the aforementioned funding will offset a portion of the cost of installing Cloud-based servers for the Department of Community Services electronic health record, and

WHEREAS, a contract is necessary with the New York eHealth Collaborative in order to accept and receive the aforementioned funding, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, between the Cattaraugus County Community Services Board and New York eHealth Collaborative, to signify the County's approval, in order to accept and receive the above-described funding, for a term commencing May 1, 2019 and terminating September 30, 2020, 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.431.4335.2100.3489.06	State Aid, Other Health-NY eHealth	\$2,000.00.
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Approved by 6 members of the Finance Committee, 6 members of the County Operations/Public Safety Committee and 6 members of the Human Services Committee.

Adopted June 12, 2019 by voice vote.

**ACT NO. 272-2019** by Mr. VanRensselaer and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE LOAN DOCUMENTS  
WITH SIMPLY SINFUL HOMEMADE ICE CREAM FOR  
PURCHASE OF MACHINERY AND RENOVATION PROJECT**

Pursuant to Section 99-h of the State Finance Law and Section 450 of the County Law.

WHEREAS, Cattaraugus County has designated casino funds for economic development in the approved spending plan to address projects such as business retention and expansion by providing incentives to companies that retain and expand employment within Cattaraugus County, and

WHEREAS, the County is desirous of retaining and expanding employment in Cattaraugus County, and

WHEREAS, Simply Sinful Homemade Ice Cream, has plans to make renovations to property located at 100 West Main Street, Allegany, New York 14706; purchase machinery, equipment and fixtures for a homemade ice cream shop and restaurant, and

WHEREAS, Simply Sinful Homemade Ice Cream projects that one (1) full time equivalent position and four to six (4-6) part-time equivalent positions will be created as a result of this project, and

WHEREAS, the County administers its economic development loan program, using casino funds for economic development projects in the County, and

WHEREAS, it is proposed that the County loan to Simply Sinful Homemade Ice Cream the sum of \$75,000.00, at a 5% fixed interest rate per annum, to be repaid in monthly installments over a seven (7) year period, with the following conditions:

- Payments for months 1 (one) through 84 (eight-four) shall be principal and interest;
- To maintain eligibility for loan principal forgiveness, loan repayments must be made on time,

and

WHEREAS, sufficient funds are included in the economic development fund from casino proceeds for this project, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute loan documents, on behalf of Cattaraugus County, with Simply Sinful Homemade Ice Cream, for a term commencing upon signing of the loan documents and terminating seven (7) years thereafter, according to the above-described terms.

Approved by 6 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

Adopted June 12, 2019 by voice vote.

**ACT NO. 273-2019** by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATION WITH  
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR  
FEDERAL EMERGENCY MANAGEMENT AGENCY  
HAZARD MITIGATION GRANT PROGRAM PROJECT FUNDS**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, funds are available from the New York State Division of Homeland Security and Emergency Services for Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant Project for Presidential Declaration DR-4397: Severe Storms and Flooding for certain projects, and

WHEREAS, the County Department of Public Works has 2 projects that meet the qualification criteria for the aforementioned Hazard Mitigation grant funding, and

WHEREAS, the Department of Public Works is desirous of applying for the aforementioned Hazard Mitigation grant funds, and

WHEREAS, the deadline for filing the application to apply for the Hazard Mitigation grant funds is June 6, 2019, and

WHEREAS, this grant is 75% federally funded and 25% county funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the New York State Division of Homeland Security and Emergency Services, in order to apply for FEMA Hazard Mitigation Grant funds, according to the above-described terms.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 274-2019** by Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
ANA NATASHA CERVANTES, M.D. FOR  
FORENSIC PSYCHIATRIC EVALUATION SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, the Public Defender's Office and the Assigned Counsel Program are in need of forensic psychiatric evaluation services for various cases, and

WHEREAS, Ana Natasha Cervantes, M.D., 465 Tiburon Lane, East Amherst, New York 14051, can provide the necessary forensic psychiatric evaluations as follows:

April 1, 2019 through December 31, 2019	\$375.00 per hour
January 1, 2020 to continue in full force and effect	\$400.00 per hour,

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Ana Natasha Cervantes, M.D., for the provision of the above-described forensic psychiatric evaluation services, for a term commencing April 1, 2019 to continue in full force and effect under the terms, rates and conditions set forth above until terminated by either party hereto, according to the above-described terms.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 275-2019** by Mr. Giardini and Mr. Helmich

**URGING NEW YORK STATE LEGISLATURE TO PROVIDE FOR  
REIMBURSEMENT OF COSTS FOR WASTE TIRE RECYCLING PROGRAM**

Pursuant to Sections 27-1903 and 27-1915 of the Environmental Conservation Law and Section 153 of the County Law.

WHEREAS, the Cattaraugus County Department of Public Works operates a waste tire management and recycling program in Cattaraugus County, and

WHEREAS, the revenue collected for the disposal of tires at the County's transfer stations requires County residents to pay fees, when purchasing and disposing of tires, effectually being charged a fee multiple times, and

WHEREAS, New York State imposes a waste tire management and recycling fee of \$2.50 on each new tire sold, and

WHEREAS, Environmental Conservation Law (ECL) Section 27-1903 provides that the State government must make an essential contribution to the development and implementation of environmentally, economically and technically viable waste tire management programs, and

WHEREAS, waste tire management and recycling fees are deposited in the waste management and cleanup fund established in Section 92-bb of the State Finance Law (SFL), and

WHEREAS, ECL Section 27-1915 describes the distribution of such funds to various departments of the State that assist with the waste tire management and recycling program, to ensure that waste tires are effectively managed and used in environmentally acceptable ways, and

WHEREAS, the County of Cattaraugus also assists with the waste, disposal, and recycling of tires by ensuring that waste tires are effectively managed and used in environmentally acceptable ways, and

WHEREAS, the State should recognize the County of Cattaraugus as an entity that operates a waste tire management and recycling program and should provide reimbursement of costs for such program, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby urges the New York State Legislature to provide financial assistance from the Waste Management and Cleanup Fund as authorized by ECL Section 27-1915, and established by State Finance Law Section 92-bb, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Governor Andrew Cuomo, Lieutenant Governor Kathy Hochul, Members of the Western New York State Legislature delegation, Assembly Member Giglio, New York State Association of Counties, and the Western New York Inter-County Association.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 276-2019** by Mr. Hale, Mr. Higgins, Mr. Snyder, Jr.,  
Mr. Snyder, Sr., and Mr. Padlo

**AMENDING ACT 252-2019 REGARDING SALE OF TAX TITLE PROPERTIES**

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

WHEREAS, Act 252-2019 authorized the County Treasurer to execute County Treasurer's Deeds conveying tax title properties to the highest bidders following the public auction, and

WHEREAS, Act 252-2019 should be amended to include additional bidders on the deeds, now, therefore, be it

RESOLVED, that Act 252-2019 be, and hereby is, amended as follows: Under the City of Olean, Parcel No. 39, after Matthew James Parmelee, add Doris Parmelee as a bidder, and Under the Town of Portville, Parcel No. 416, after Lawrence A. Douglas, add Linda L. Douglas as a bidder.

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 277-2019** by Mrs. Labuhn  
and Mr. Koch and Mr. Padlo<sup>1</sup>

**LOCAL LAW NUMBER 8 - 2019**  
**COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 467(1)(b) of the Real Property Tax Law.

**A LOCAL LAW AMENDING LOCAL LAW 3-2016 (INTRO NO. 2-2016)**  
**GRANTING PARTIAL EXEMPTION ON REAL PROPERTY**  
**TAXATION TO CERTAIN SENIOR CITIZENS**

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

SECTION 1. Legislative Intent. It is the intent of this legislation to amend Local Law No. 3-2016 (Intro No 2-2016) to permit an offset to the income used in determination of applicants' eligibility for the senior citizen exemption to be offset by medical and prescription drug expenses.

SECTION 2. Amendment of Senior Citizen Real Property Tax Exemption. Local Law 3-2016 (Intro No. 2-2016) is hereby amended by adding the following new section and consecutively renumbering the remaining section thereafter:

"Section 4. Offset for Medical Expenses. Any income used in the determination of applicants' eligibility for the exemption hereby granted shall be offset by all medical and prescription drug expenses actually paid which were not reimbursed or paid for by insurance.

SECTION 3. Local Law No. 3-2016 (Intro No. 2-2016). Except to the extent that it hereby amended, Local Law 3-2016 (Intro No. 2-2016) shall be and remain in full force and effect.

SECTION 4. 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 affect, 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 5. Effective Date. This Local Law shall take effect January 1, 2020.

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

No further action taken at this time.

**ACT NO. 278-2019** by Mrs. Labuhn

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 8-2019**

Pursuant to Section 20 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on June 12, 2019, a proposed Local Law entitled "A Local Law Amending Local Law 3-2016 (Intro No. 2-2016) Granting Partial Exemption on Real Property Taxation to Certain Senior Citizens", 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 26<sup>th</sup> day of June, 2019, 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 6 members of the Finance Committee and 6 members of the County Operations/Public Safety Committee.

Adopted June 12, 2019 by voice vote.

**ACT NO. 279-2019** by Mr. Klancer  
and Mr. Padlo<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
COUNTY OF CHAUTAUQUA FOR  
BOMB TEAM TRAINING REIMBURSEMENT**

Pursuant to Section 450 of the County Law.

WHEREAS, the New York State Division of Criminal Justice Services (NYSDCJS) has appropriated funds to the County of Chautauqua for the Bomb FY17 program initiative, which shall be implemented in cooperation with other municipalities, and

WHEREAS, the Cattaraugus County Sheriff's Office and the County of Chautauqua have entered into a Memorandum of Understanding to continue the Explosive Ordinance Demolition Team, and

WHEREAS, pursuant to the terms of the funding provided by the NYSDCJS, the County of Chautauqua is responsible for the payment of training costs for the staff of other municipalities that participate in the Explosive Ordinance Demolition Team, and

WHEREAS, the County of Chautauqua shall reimburse Cattaraugus County an amount not to exceed \$11,000.00 for expenses associated while participating in Bomb Training school, 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 County of Chautauqua, in order to receive the aforementioned reimbursement, for a term commencing May 1, 2018 and terminating August 31, 2020, according to the above-described terms.

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

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

Adopted June 12, 2019 by voice vote.

**ACT NO. 280-2019** by Mr. Klancer  
and Mr. Padlo<sup>1</sup>

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH  
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES  
FOR PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 283-2018 authorized the Chairman to apply for, and Act 486-2018 authorized the acceptance of, funding through the New York State Division of Homeland Security and Emergency Services for the 2018-2019 Public Safety Answering Points Operations Grant Program, and

WHEREAS, the Sheriff's Office has been informed that it is eligible to receive an award in the tentative amount of \$177,000.00 from the 2019-2020 Public Safety Answering Points Operations Grant Program (PSAP Operations Grant), and

WHEREAS, the purpose of the aforementioned program is to facilitate the development, consolidation and/or improved operation of public safety communications to support and enhance statewide interoperable communications for first responders, and

WHEREAS, the Sheriff's Office is desirous of applying for the aforementioned funding, and

WHEREAS, it is necessary to execute grant documents in order to apply for the aforementioned 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 Homeland Security and Emergency Services, in order to apply for the aforementioned grant funding, according to the above-described terms.

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

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

Adopted June 12, 2019 by voice vote.

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MR. HALE moved, seconded by Mr. Koch, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 281-2019 through Act No. 284-2019, inclusive. Carried.

\* \* \* \* \*

**ACT NO. 281-2019** by Mr. Snyder, Sr.  
who asks immediate consideration

**APPOINTMENT TO JAMESTOWN COMMUNITY COLLEGE  
REGIONAL BOARD OF TRUSTEES**

Pursuant to Section 6310(1-a) of the Education Law.

RESOLVED, that the following individual is hereby appointed to the Jamestown Community College Regional Board of Trustees until June 30, 2026:

James P. Griffin  
113 Virginia Avenue  
Olean, New York 14760,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the President's Office of Jamestown Community College, 525 Falconer Street, Jamestown, New York 14702.

Adopted June 12, 2019 by voice vote.

**ACT NO. 282-2019** by Mr. Giardini and Mr. Helmich  
*and Mr. Boberg*<sup>1</sup>  
who ask immediate consideration

**BID ACCEPTANCE FOR WEST VALLEY SALT/SAND STORAGE BUILDING  
CONTRACT A - FOUNDATION SYSTEM  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and  
Sections 215 and 450 of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the West Valley Salt/Sand Storage Building – Contract A–Foundation System for the Cattaraugus County Department of Public Works, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications was the bid of STC Construction, Inc., 63 Zoar Valley Road, Springville, New York 14141, for the West Valley Salt/Sand Storage Building – Contract A–Foundation System for the Cattaraugus County Department of Public Works, for an amount of \$312,625.00, to be paid as invoiced, and

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

RESOLVED, that the bid of STC Construction, Inc., be, and the same hereby is, accepted, for a term commencing June 27, 2019 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.

No State Bid.

Six sets of specifications were sent out.

Four bids were received which meet specifications.

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

Adopted June 12, 2019 by voice vote.



**ACT NO. 283-2019** by Development & Agriculture Committee:  
 Mr. VanRensselaer, Mr. Koch, Mr. Hale, Mr. Higgins,  
 Mr. Marsh, Mr. Snyder, Jr. and Ms. Hastings  
 who ask immediate consideration

**CANCELING CERTAIN TAX LIENS**

Pursuant to 558 of the Real Property Tax Law.

WHEREAS, Act 679-2014, as amended, established the Cattaraugus County Land Bank Corporation and granted authority to the Legislature to transfer county-owned properties to the Land Bank for rehabilitation, and

WHEREAS, the properties listed below should be transferred to the Cattaraugus County Land Bank Corporation upon completion of repair, rehabilitation and/or demolition, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby cancels the lien of taxes for the County-owned properties listed below:

<u>City/Town/Village</u>	<u>Tax Map No.</u>	<u>Property Address</u>	<u>County Involvement</u>
Dayton	33.034-3-12	108 Mill Street	\$ 7,670.51
Dayton	33.033-6-40	88 First Street	\$13,144.27
Franklinville	40.071-2-1	16 Main Street S.	\$20,739.31
Olean, City	94.056-6-58	316 Ninth Street N.	\$ 8,774.54
Olean, City	94.064-8-49	139 Seventh Street N.	\$12,148.34
Olean, City	94.049-2-47	808 Union Street N.	\$ 9,816.44
Olean, City	94.064-8-55	121 Seventh Street N.	\$10,008.90
Olean, City	94.073-6-30.2	326 Barry Street S.	\$23,665.24
Portville	104.057-2-34	27 Temple Street	\$ 7,011.59
Yorkshire	13.029-1-17	20 North Main Street	\$17,591.59
Yorkshire	13.037-2-6	22 Cobb Avenue	\$ 8,445.78

Adopted June 12, 2019 by voice vote.

**ACT NO. 284-2019** by Development & Agriculture Committee:  
 Mr. VanRensselaer, Mr. Koch, Mr. Hale, Mr. Higgins,  
 Mr. Marsh, Mr. Snyder, Jr. and Ms. Hastings  
 who ask immediate consideration

**DIRECTING COUNTY TREASURER TO ISSUE  
 CERTIFICATE OF PROSPECTIVE CANCELLATION**

Pursuant to Section 1138(6)(d) of the Real Property Tax Law.

WHEREAS, there are certain parcels of property on the assessment roll for which there is no practical method to enforce the collection of delinquent tax liens arising hereafter against these parcels, and

WHEREAS, the County Treasurer should issue a Certificate of Prospective Cancellation on the parcels, and

WHEREAS, the parcels shall then become exempt from taxation notwithstanding any other provision of law, and shall remain exempt until the County Legislature determines that the parcels should be restored to the taxable portion of the assessment roll, now, therefore, be it

RESOLVED, that the County Treasurer is hereby directed to issue a Certificate of Prospective Cancellation for the following properties:

<u>Town/Village</u>	<u>Owner</u>	<u>Address</u>	<u>Tax Map No.</u>
Dayton	Cattaraugus County	108 Mill Street	33.034-3-12
Dayton	Cattaraugus County	88 First Street	33.033-6-40
Franklinville	Cattaraugus County	16 Main Street S.	40.071-2-1
Olean, City	Cattaraugus County	316 Ninth Street N.	94.056-6-58
Olean, City	Cattaraugus County	139 Seventh Street N.	94.064-8-49
Olean, City	Cattaraugus County	808 Union Street N.	94.049-2-47
Olean, City	Cattaraugus County	121 Seventh Street N.	94.064-8-55
Olean, City	Cattaraugus County	326 Barry Street S.	94.073-6-30.2
Portville	Cattaraugus County	27 Temple Street	104.057-2-34
Yorkshire	Cattaraugus County	20 North Main Street	13.029-1-17
Yorkshire	Cattaraugus County	22 Cobb Avenue	13.037-2-6

Adopted June 12, 2019 by voice vote.

\* \* \* \* \*

MR. BURR moved, seconded by Mr. Higgins, to adjourn until June 26, 2019 at 4:00 p.m. Carried.

Meeting adjourned at 4:18 p.m.

Ann M. Giglio  
Journal Clerk