

June 23, 2021

The meeting was called to order by Chairman VanRensselaer.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed one Legislator absent - Higgins.

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There being no amendments or objections thereto, Chairman VanRensselaer noted that the minutes of the June 9, 2021 session stand approved as presented.

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ACT NO. 252-2021 by Mr. Helmich and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION
WITH BERGMANN ASSOCIATES, INC. FOR
LEON BRIDGE NO. 40 ENGINEERING DESIGN SERVICES**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 238-2019, as amended by Act 247-2020, authorized a contract with Bergmann Associates, Inc., 40 LaRiviere Drive, Suite 150, Waterfront Village Center, Buffalo, New York 14202, for the provision of engineering design services for the Leon Bridge No. 40 Replacement Project, located on Dredge Road over Conewango Creek in the Town of Leon, the term of which expired April 30, 2021, and

WHEREAS, a contract extension to December 31, 2021 is necessary in order to complete the aforementioned project, at no additional cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with Bergmann Associates, Inc., for the provision of the above-described engineering design services, to amend the contract which commenced July 3, 2019 and now terminates December 31, 2021, according to the above-described terms.

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

Adopted June 23, 2021 by voice vote.

ACT NO. 253-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING CONTRACT WITH NEW YORK STATE OFFICE FOR THE AGING FOR
ACCEPTANCE OF FEDERAL ACL VAC5 AND ADRC VACCINE ACCESS FUNDING
FOR DEPARTMENT OF THE AGING ACCESS TO COVID-19 VACCINES AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(COVID-19 – Department of the Aging)**

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

WHEREAS, the County Department of the Aging has been notified that it is eligible for federal Administration for Community Living (ACL) VAC5 and ADRC Vaccine Access Funding in the amount of \$25,617.00, for the period April 1, 2021 through September 3, 2022, and

WHEREAS, the Department of the Aging is desirous of using the aforementioned funding to cover the cost of COVID-19 vaccines, and

WHEREAS, grant documents must be signed in order to accept the aforementioned federal ACL VAC5 and ADRC Vaccine Access Funding, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to accommodate 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 Office for the Aging, in order to accept, and receive, ACL VAC5 and ADRC Vaccine Access Funding, for a term commencing April 1, 2021 and terminating September 3, 2022, 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 Accounts:

A.401.4095.4080.1372	Aging Reimbursement – Vaccine Access Grant	\$25,617.00
A.677.6737.0000.4772.31	Fed Aid, Prog-Aging VAC5-COVID Vac Access	\$10,676.00
A.677.6737.0000.4772.32	Fed Aid, Prog-Aging ADRC/NWD Vac Access NY Conn	\$14,941.00

Increase Appropriation Accounts:

A.401.4095.4080.11000	Full-Time Wages	\$ 8,685.10
A.401.4095.4080.12000	Part-Time Wages	\$ 4,342.55
A.401.4095.4080.13000	Over-Time	\$ 500.00
A.401.4095.4080.45301	Van Per Diem	\$ 1,000.00
A.401.4095.4080.46102	Employee Mileage Reimbursement	\$ 1,000.00
A.401.4095.4080.48001	Advertising	\$ 5,000.00
A.401.4095.4080.47007	Printing	\$ 5,089.35
A.677.6737.0000.48331	Health Department Vaccine Access	\$25,617.00.

Approved by 6 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 23, 2021 by voice vote.

ACT NO. 254-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING CONTRACT WITH NEW YORK STATE OFFICE FOR THE AGING
FOR ACCEPTANCE OF FEDERAL AMERICAN RESCUE PLAN ACT FUNDING
FOR DEPARTMENT OF THE AGING AND ADJUSTING
VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(COVID-19 – Department of the Aging)**

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

WHEREAS, the County Department of the Aging has been notified that it is eligible for federal funding through the American Rescue Plan Act (ARPA) of 2021 in the amount of \$300,201.00, for the period April 1, 2021 through September 30, 2024, and

WHEREAS, the Department of the Aging is desirous of using the aforementioned ARPA funding to cover services with unmet needs, and

WHEREAS, grant documents must be signed in order to accept the aforementioned federal ARPA funding (CFDA Nos. 93.043, 93.044, 93.045 and 93.052), and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to accommodate the aforementioned ARPA 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 Office for the Aging, in order to accept, and receive, American Rescue Plan Act (ARPA) of 2021 funding, for a term commencing April 1, 2021 and terminating September 30, 2024, 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 Accounts:

A.677.6737.0000.4772.26	Fed Aid, Programs for Aging SSC6-ARPA Funding	\$25,830.00
A.677.6737.0000.4772.27	Fed Aid, Programs for Aging CMC6-ARPA Funding	\$12,496.00
A.677.6737.0000.4772.28	Fed Aid, Programs for Aging HDC6-ARPA Funding	\$18,706.00
A.677.6737.0000.4772.29	Fed Aid, Programs for Aging PHC6-ARPA Funding	\$ 2,000.00
A.677.6737.0000.4772.30	Fed Aid, Programs for Aging FCC6-ARPA Funding	\$ 8,606.00

Increase Appropriation Accounts:

A.677.6737.0000.11000	Full-Time Wages	\$18,481.00
A.677.6737.0000.12000	Part-Time Wages	\$24,954.00
A.677.6737.0000.14000	Pay-In-Lieu of Benefit Hours	\$ 1,372.00
A.677.6737.0000.46102	Employee Mileage Reimbursement	\$ 3,000.00
A.677.6737.0000.48003	Meeting Expenses	\$ 2,000.00
A.677.6737.0000.81000	FICA/Medicare	\$ 3,428.00
A.677.6737.0000.82000	Retirement	\$ 4,795.00
A.677.6737.0000.83000	Health Insurance	\$ 9,443.00
A.677.6737.0000.84000	Dental Insurance	\$ 165.00. ¹

Approved by 6 members of the Finance Committee and 7 members of the Human Services Committee.

¹MRS. ANDREANO moved, seconded by Mr. Helmich, to amend as follows: In the Fifth Resolved, delete all budgetary accounts and replace with budgetary accounts as listed above. Carried.

Adopted, as amended, June 23, 2021 by voice vote.

ACT NO. 255-2021 by Mr. Higgins and Mr. Marsh

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH THE
UNITED STATES DEPARTMENT OF TRANSPORTATION FOR
DEPARTMENT OF ECONOMIC DEVELOPMENT, PLANNING AND TOURISM
CATTARAUGUS COUNTY SOUTHERN TIER TRAILS PRIORITY PROJECT**

Pursuant to Section 450 of the County Law.

WHEREAS, up to \$1,000,000 is available through the United States Department of Transportation, Office of the Secretary of Transportation, for the Department of Transportation's National Infrastructure Investments RAISE Grant Program under the Consolidated Appropriations Act of 2021, and

WHEREAS, the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant funds will be awarded for surface transportation infrastructure projects that will have a significant local or regional impact, and

WHEREAS, the County Department of Economic Development, Planning and Tourism is desirous of applying for the aforementioned RAISE funding, and if awarded, will use the funding for the Southern Tier Trails Priority Project Planning and Design, and

WHEREAS, it is necessary to apply through the United States Department of Transportation, Office of the Secretary of Transportation, for the Department of Transportation's National Infrastructure Investments RAISE Grant Program for the aforementioned funding, and

WHEREAS, this program is 80% federally funded (CFDA #20.933) with a 20% match from other sources, 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 United States Department of Transportation, Office of the Secretary of Transportation, in order to apply for the above-described 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 6 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

Adopted June 23, 2021 by voice vote.

ACT NO. 256-2021 by Mrs. Andreano, Mr. Benson, Mr. Boberg, Mr. Brisky, Mr. Burr, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh, Mr. Morrow, Mr. Parker, Ms. Schröder, Mr. Smith, Mr. Snyder, Jr., Mr. VanRensselaer and Mr. Koch

**CONGRATULATING CLASS OF 2021 HIGH SCHOOL
VALEDICTORIANS AND SALUTATORIANS**

Pursuant to Section 153 of the County Law.

WHEREAS, every year, area schools recognize graduating students who have earned the highest grade point average, and

WHEREAS, these students should be recognized and congratulated for their academic achievements, and

WHEREAS, the hard work and dedication of class valedictorians and salutatorians should be commended by the Cattaraugus County Legislature, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates the following students as Class of 2021 high school valedictorians and salutatorians:

<u>School</u>	<u>Valedictorian</u>	<u>Salutarian</u>
Allegany-Limestone Central School	Ryan Wisniewski	Julia Brennan
Archbishop Walsh Academy	Genevieve Smith	Maxwell Garvin
Cattaraugus-Little Valley Central School	Macy Pritchard	Calysta Harvey
Central Baptist Christian School	Kim Geertgens	Alexzander Stiles
Cuba-Rushford Central School	Claire Benham	Haley Kumpf
Ellicottville Central School	Alexander Hunt	Sammi Lin
Forestville Central School	Ashley Gilman	Alice Vigue
Franklinville Central School	McKensie Crooks	Kaylee Brennan
Frewsburg Central School	Bailey South	Courtney Boardman
Gowanda Central School	Kayla Forthman	Zoey Kota
Hinsdale Central School	Sarah Elsigan	Lindsey Veno
Olean City School	Nathan-Michael Gabler	Paxton Retchless
Pine Valley Central School	Lyric Westlund	Kaylee Astry
Pioneer Central School	Cheyenne Titus	Nicholas Tillinghast

Portville Central School	Alexa Steighner	Jacqueline Daley
Randolph Central School	Abigail Mansfield	Alexis Shellenbarger
Salamanca City Central School	Cole Johnson	Maeghan Collins
Springville-Griffith Institute Central School	Keaton Wnuk	Olivia Giammarco
West Valley Central School	Chloe Chai	Isabella Draine-Soto,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the Class of 2021 valedictorians and salutatorians.

Approved by 6 members of the Finance Committee.

Adopted June 23, 2021 by voice vote.

ACT NO. 257-2021 by Mr. Burr

ESTABLISHING CORONAVIRUS FISCAL RECOVERY FUND

Pursuant to Section 362 of the County Law.

WHEREAS, Act 243-2021 authorized the acceptance of Federal American Rescue Plan Act Funding (ARPA), which includes a total of \$14,784,835 in aid to Cattaraugus County to combat the COVID-19 pandemic, including its public health and economic impacts, and

WHEREAS, the first installment for Cattaraugus County is expected to be approximately \$7,392,417.50, and

WHEREAS, the aforementioned ARPA funding is authorized for the following eligible uses:

- 1) To respond to the public health emergency or its negative economic impacts, including assistance to households, small businesses, and nonprofits, or aid to impacted industries such as tourism, travel, and hospitality;
- 2) To respond to workers performing essential work during the COVID-19 public health emergency by providing premium pay to eligible workers;
- 3) For the provision of government services to the extent of the reduction in revenue due to the COVID-19 public health emergency; and
- 4) To make necessary investments in water, sewer, or broadband infrastructure,

and

WHEREAS, ARPA funding can also be used to defray the cost of administering the program, including the cost of consultant services, and

WHEREAS, it is advantageous to Cattaraugus County to establish the the Coronavirus Fiscal Recovery in the financial system as the CV fund, in order to ensure compliance with the eligible uses authorized by ARPA, and

WHEREAS, this fund utilizes a budgetary basis, whereby the original authorization will not lapse, now, therefore, be it

RESOLVED, that effective June 9, 2021, the Cattaraugus County Coronavirus Fiscal Recovery Fund is hereby established in the financial system as the CV fund.

Approved by 6 members of the Finance Committee.

Adopted June 23, 2021 by voice vote.

ACT NO. 258-2021 by Mr. Burr

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
THE BONADIO GROUP FOR DISASTER RECOVERY CONSULTING SERVICES
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Coronavirus Fiscal Recovery Funds)**

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

WHEREAS, the County is desirous of obtaining consulting services to assist in managing funds received through the American Rescue Plan Act of 2021 (ARPA), and

WHEREAS, The Bonadio Group, 432 North Franklin Street, #60, Syracuse, New York 13204, can provide disaster recovery consulting services for an amount of \$340.00 per hour, which will be deducted from the initial retainer of \$9,500.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to cover the cost of the aforementioned consulting services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with The Bonadio Group for the provision of the above-described disaster recovery consulting services, for a term commencing June 10, 2021 and terminating December 31, 2024, 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 Account:

CV.901.0000.0000.4089.06	Fed Aid Other, Coronavirus Local Fiscal Recovery Funds	\$9,500.00
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Increase Appropriation Account:

CV.901.1989.0000.41233	Professional Services	\$9,500.00.
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Approved by 6 members of the Finance Committee.

Adopted June 23, 2021 by voice vote.

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MR. KLANCER moved, seconded by Mr. Parker, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 259-2021 through Act No. 275-2021. Carried.

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ACT NO. 259-2021 by Mr. Helmich and Mr. Koch
who ask immediate consideration

**AMENDING ACT 87-2021 TO ACCEPT ADDITIONAL BIDS FOR ROCK RIP RAP
(Department of Public Works)**

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

WHEREAS, Act 87-2021 authorized the acceptance of bids for the provision of various materials, including rock rip rap, according to specifications provided by the Public Works Committee, and

WHEREAS, Act 87-2021 should be amended to accept the bid for rock rip rap from an additional vendor, now, therefore, be it

RESOLVED, that Act 87-2021 be, and hereby is, amended to include rock rip rap from County Line Stone Co., Inc., as follows: In the 3rd Resolved, under the Rock Rip Rap Section, add:

COUNTY LINE STONE CO., INC.
4515 Crittenden Road
P.O. Box 150
Akron, New York 14001

<u>FINE</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$14.25	\$9.85	\$24.10
Southeast Section	\$14.25	\$13.75	\$28.00
Northwest Section	\$14.25	\$11.25	\$25.50
Southwest Section	\$14.25	\$15.25	\$29.50
<u>LIGHT</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$17.00	\$9.85	\$26.85
Southeast Section	\$17.00	\$13.75	\$30.75
Northwest Section	\$17.00	\$11.25	\$28.25
Southwest Section	\$17.00	\$15.25	\$32.25
<u>MEDIUM</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$35.00	\$10.50	\$45.50
Southeast Section	\$35.00	\$14.25	\$49.25
Northwest Section	\$35.00	\$11.75	\$46.75
Southwest Section	\$35.00	\$15.75	\$50.75
<u>HEAVY</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$35.00	\$11.00	\$46.00
Southeast Section	\$35.00	\$14.75	\$49.75
Northwest Section	\$35.00	\$12.25	\$47.25
Southwest Section	\$35.00	\$16.25	\$51.25
<u>ADDITIONAL MISCELLANEOUS</u>			
<u>RIP RAP STACKABLE</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$65.00	\$11.00	\$76.00
Southeast Section	\$65.00	\$14.75	\$79.75
Northwest Section	\$65.00	\$12.25	\$77.25
Southwest Section	\$65.00	\$16.25	\$81.25

State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County. Four sets of specifications were sent out. Two bids were received which met specifications.

Adopted June 23, 2021 by voice vote.

ACT NO. 260-2021 by Mrs. Andreano, Mr. Benson, Mr. Boberg, Mr. Brisky, Mr. Burr, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh, Mr. Morrow, Mr. Parker, Ms. Schröder, Mr. Smith, Mr. Snyder, Jr., Mr. VanRensselaer and Mr. Koch who ask immediate consideration

**AUTHORIZING PLAN FOR DISBURSEMENT OF
AMERICAN RESCUE PLAN ACT FUNDING AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Coronavirus Fiscal Recovery Funds)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, Act 243-2021 authorized acceptance of \$14,784,835.00 in Federal American Rescue Plan Act (ARPA) funds for use in combatting the COVID-19 Pandemic, including its public health and economic impacts, and

WHEREAS, the ARPA authorizes that funds may be spent to:

- replace lost public sector revenue;
- support public health expenditures and address negative economic impacts caused by the public health emergency;
- provide additional pay for essential workers whose working conditions were impacted by the COVID-19 pandemic; and
- invest in water, sewer, or broadband infrastructure,

and

WHEREAS, the County Legislature has prioritized such authorization for use of funds and has determined that it is desirous of providing additional pay to Cattaraugus County employees whom were essential, made personal sacrifices, and who worked beyond the call of duty during the COVID-19 Pandemic to maintain and provide paramount services to vulnerable populations within the community and other important services to our County taxpayers and residents, and

WHEREAS, the County Legislature also desires to formally recognize and commend the various collective bargaining representatives representing County employees, whom maintained appreciable flexibility with County officials with respect to collective bargaining agreements and terms and conditions of employment in order to assure that such above-delineated services could be delivered timely and effectively, and

WHEREAS, the County Legislature wishes to acknowledge the above-delineated significant effort by these essential County employees by the grant of a one-time stipend which has been calculated as follows:

- Amount of Stipend –
3% of gross wages earned for the period April 1, 2020 through March 31, 2021, with a minimum amount of \$100 and a maximum amount of \$3,000;
- Qualifications for Stipend –
Based on gross wages earned for the period April 1, 2020 through March 31, 2021;
Gross Wages must be greater than \$3,350 for such period in order to qualify;

and

WHEREAS, various appropriation accounts must be adjusted to accommodate the funds provided through the ARPA to cover the COVID-19 Pandemic stipends, now, therefore, be it

RESOLVED, that a COVID-19 Pandemic stipend shall be paid to eligible essential County employees, in addition to their regular compensation, and be it further

RESOLVED, that the calculated stipend amount shall be disbursed, minus withholding tax, FICA, retirement and other required withholdings therefrom, to such eligible employees, subject to an agreement with every exclusive collective bargaining representative for the County's represented employees, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate \$1,700,000.00 from Fund Balance Account A.909.0000, and be it further

RESOLVED, that upon termination of funding for this program, then this program and the COVID-19 Pandemic stipends hereby authorized shall be automatically abolished, and be it further

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

Increase Appropriation Account:

A.901.9010.0000.11000	Full-Time Wages	\$1,700,000.00.
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Adopted June 23, 2021 by voice vote.

ACT NO. 261-2021 by Labor Relations Committee:

Ms. Schröder, Mr. Marsh, Mr. Brisky,
Mr. Helmich and Mr. Koch
who ask immediate consideration

**CREATING ONE (1) POSITION OF PROGRAM ADMINISTRATOR
IN THE COUNTY ADMINISTRATOR'S OFFICE,
ESTABLISHING COMPENSATION FOR THE SAME AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(County Administrator)**

Pursuant to Sections 204, 205, 363 and 366 of the County Law and
Section 22 of the Civil Service Law.

WHEREAS, the Cattaraugus County Legislature authorized the acceptance of federal American Rescue Plan Act (ARPA) funding which includes direct aid to counties to combat the COVID-19 Pandemic, including its public health and economic impacts, and

WHEREAS, a program administrator is necessary to oversee the program and manage the funds and projects related to this program, and

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

WHEREAS, various appropriation accounts must be adjusted in order to accommodate the ARPA funding for this position, now, therefore, be it

RESOLVED, that effective immediately, there is hereby created one (1) position of Program Administrator in the County Administrator's Office to be filled on a full-time basis, Management and Confidential Officers and Employees Salary Schedule, at a bi-weekly pay rate of \$2,692.31, Position No. 123-396-001, 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 appropriate \$43,140.00 from Fund Balance Account A.909.0000, and be it further

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

Increase Appropriation Accounts:

A.123.1230.0000.11000	Full-Time Wages	\$29,615.00
A.123.1230.0000.81000	FICA	\$ 2,266.00
A.123.1230.0000.82000	Retirement	\$ 3,169.00
A.123.1230.0000.83000	Health	\$ 7,951.00
A.123.1230.0000.84000	Dental	\$ 139.00.

Adopted June 23, 2021 by voice vote.

ACT NO. 262-2021 by Mrs. Andreano, Mr. Benson, Mr. Boberg, Mr. Brisky, Mr. Burr, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Klancer, Mr. Marsh, Mr. Morrow, Mr. Parker, Ms. Schröder, Mr. Smith, Mr. Snyder, Jr., Mr. VanRensselaer and Mr. Koch who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COUNTY INDUSTRIAL DEVELOPMENT AGENCY FOR
DEVELOPMENT PROJECT AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS**

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

WHEREAS, a local manufacturing company is desirous of possibly relocating its manufacturing operations within western New York and is seeking suitable locations within Cattaraugus County, and

WHEREAS, the County is desirous of retaining the many employees currently employed at the existing manufacturing facility as well as expanding employment within Cattaraugus County, and

WHEREAS, the County desires the manufacturing facility to remain local and support our local dairy farms, along with the services required to operate those farms, which are so important to our agricultural economy, and

WHEREAS, a number of studies must be performed in order to determine whether a site is suitable for the construction of such a facility, including, but not limited to, geotechnical, traffic control, environmental, and archeological, and

WHEREAS, the County desires to be a strong partner in the development of a site within Cattaraugus County and will provide reimbursement of up to \$150,000.00 to assist with the cost of the necessary studies that must be completed for this development project, and

WHEREAS, the Cattaraugus County Industrial Development Agency (IDA) will act as lead agency in arranging for some of the aforementioned studies for such development project and may submit invoices to the County for reimbursement out of the \$150,000.00, and

WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned reimbursement, 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 Industrial Development Agency in order to facilitate the above-described project in Cattaraugus County, for a term commencing June 1, 2021 and terminating February 28, 2022, according to the above-described terms, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate \$150,000.00 from Committed Fund Balance for Economic Development Account A.913.0000, and be it further

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

Increase Appropriation Account:

A.298.6420.0000.42064	Catt Co Industrial Development Agency	\$150,000.00.
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Adopted June 23, 2021 by voice vote.

ACT NO. 263-2021 by Ms. Schröder
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
PMA MANAGEMENT CORP. FOR
WORKERS' COMPENSATION PROGRAM ADMINISTRATION**

Pursuant to Section 64 of the Workers' Compensation Law and Section 450 of the County Law.

WHEREAS, Act 416-2020 authorized a contract with PMA Management Corp., a service affiliate of The PMA Insurance Group, Blue Bell Office, 380 Sentry Parkway, P.O. Box 3031, Blue Bell, Pennsylvania 19422-0754, which has a local office at 5789 Widewaters Parkway, Dewitt, New York 13214, for the provision of workers' compensation claim file administration, the term of which expires December 31, 2021, and

WHEREAS, Cattaraugus County is interested in continuing to have PMA Management Corp. act as a third party administrator in administering workers' compensation claims for the County's self-insured Workers' Compensation program, and

WHEREAS, PMA Management Corp. has agreed to provide the aforementioned Workers' Compensation program administration at a flat annual amount as follows:

Year 1	Year 2	Year 3	Year 4	Year 5
January 1, 2022 –	January 1, 2023 –	January 1, 2024 –	January 1, 2025 –	January 1, 2026 –
<u>December 31, 2022</u>	<u>December 31, 2023</u>	<u>December 31, 2024</u>	<u>December 31, 2025</u>	<u>December 31, 2026</u>
\$97,410.00	\$99,360.00	\$101,350.00	\$103,375.00	\$105,445.00

- \$850.00 for each Indemnity Claim
- \$125.00 for each Medical-Only Claim
- \$40 for each Record-Only Claim

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 PMA Management Corp. for the provision of

the above-described services, for a term commencing January 1, 2022 and terminating December 31, 2026, according to the above-described terms.

Adopted June 23, 2021 by voice vote.

ACT NO. 264-2021 by Mr. Higgins and Mr. Marsh
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH BARTON & LOGUIDICE, D.P.C. FOR
STRATEGIC ECONOMIC DEVELOPMENT PLAN CONSULTANT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 216-2021 authorized a contract with the Empire State Development-Regional Economic Development Council to accept, and receive, up to \$50,000 in funding for the Empire State Development Strategic Planning & Feasibility Study Program, and

WHEREAS, the Department of Economic Development, Planning and Tourism is desirous of contracting with an entity for the development of an Economic Development Strategic Planning & Feasibility Plan, and

WHEREAS, Barton & Loguidice, D.P.C., 600 Riverwalk Parkway, Tonawanda, New York 14150, can conduct a study and develop a Strategic Economic Development Plan for an amount of \$74,861.00, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned consultant 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 Barton & Loguidice, D.P.C., for the provision of the above-described consultant services, for a term commencing June 23, 2021 and terminating December 31, 2021, according to the above-described terms, and be it further

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

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

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

Adopted June 23, 2021 by voice vote.

ACT NO. 265-2021 by Mr. Benson and Mr. Parker
and Mr. Koch¹
who ask immediate consideration

**AUTHORIZING THE CONTRIBUTION OF A GRANT MATCH TO THE
VILLAGE OF ALLEGANY FOR ADA COMPLIANT BOAT LAUNCH PROJECT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Economic Development, Planning & Tourism)**

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

WHEREAS, the Village of Allegany would like to provide residents with an Americans with Disabilities (ADA) compliant canoe and kayak launch along the Allegheny River on Village-owned property located along South First Street that is accessible to the river, and

WHEREAS, the total cost of the project is \$76,000.00 and includes a paved driveway, parking area and sidewalks to provide ADA access to the boat launch, and

WHEREAS, after a municipal in-kind contribution of \$15,200.00, the Village has requested assistance from Cattaraugus County in the amount of \$60,800.00, and

WHEREAS, the Cattaraugus County Legislature created a Committed Fund Balance Account for economic development, and

WHEREAS, it serves a County purpose to assist with the development of recreational opportunities within Cattaraugus County, and

WHEREAS, various appropriation and revenue accounts must be adjusted to cover the County's cost of the aforementioned project, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature shall provide up to \$60,800.00 in assistance to the Village of Allegany for the above-described ADA-compliant Boat Launch Project, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate \$60,800.00 from Committed Fund Balance for Economic Development Account A.913.0000, and be it further

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

Increase Appropriation Account:

A.298.7180.0000.42065	Boat Launch-Village of Allegany	\$60,800.00.
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¹The following Legislator requested his name be listed as an additional sponsor: "Mr. Koch".

Adopted June 23, 2021 by voice vote.

ACT NO. 266-2021 by Mr. Higgins and Mr. Marsh
who ask immediate consideration

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
UNITED STATES DEPARTMENT OF TRANSPORTATION FOR
CATTARAUGUS COUNTY SOUTHERN TIER TRAILS PRIORITY PROJECT
PLANNING AND DESIGN
(RAISE Grant Program)**

Pursuant to Section 450 of the County Law.

WHEREAS, funding in an amount not to exceed \$1,000,000 is available through the United States Department of Transportation, Office of the Secretary of Transportation, for the Rebuilding American Infrastructure with Sustainability and Equity [RAISE] Grant Program under the Consolidated Appropriations Act of 2021, and

WHEREAS, the Department of Economic Development, Planning and Tourism is desirous of applying for the aforementioned funding for the Cattaraugus County Southern Tier Trails Priority Project Planning and Design, and

WHEREAS, grant documents are necessary in order to apply for the aforementioned funding, and

WHEREAS, this program is 80% federally funded (CFDA #20.933) and 20% funded through other sources, 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 United States Department of Transportation, Office of the Secretary of Transportation, in order to apply for funding for the Cattaraugus County Southern Tier Trails Priority Project Planning and Design, according to the above-described terms, and be it further

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

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

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

Adopted June 23, 2021 by voice vote.

ACT NO. 267-2021 by Mr. Higgins and Mr. Marsh
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACTS WITH
VARIOUS ENTITIES FOR TOURISM PROMOTION**

Pursuant to Sections 224(14) and 450 of the County Law and
Local Law Number 20-2003 (Intro Number 21-2003).

WHEREAS, Act 512-2020 authorized contracts with the following municipalities for the promotion of tourism in Cattaraugus County, the terms of which expire December 31, 2021:

Ellicottville Chamber of Commerce

Greater Olean, Inc., d/b/a Greater Olean Area Chamber of Commerce

Seneca Salamanca Area Chamber of Commerce,

and

WHEREAS, due to hardships created by the COVID-19 Pandemic, the above-listed three (3) entities have requested to use 25% of the 2021 funding for staff wages, and

WHEREAS, amended contracts are necessary with each of the three (3) entities to allow an additional use of funding, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute amended contracts, on behalf of Cattaraugus County, with the above-listed entities, to allow for the use of 25% of the 2021 funding for staff wages, for a term commencing January 1, 2021 and terminating December 31, 2021, according to the above-described terms.

Adopted June 23, 2021 by voice vote.

ACT NO. 268-2021 by Mr. Higgins and Mr. Marsh
who ask immediate consideration

ALLOCATION OF CATTARAUGUS COUNTY HOTEL AND MOTEL TAX

Pursuant to Local Law No. 20-2003 (Intro No. 21-2003).

WHEREAS, the Cattaraugus County Legislature is committed to the development and expansion of the County's economy, with emphasis on its tourism, industrial, agricultural and small business assets, and

WHEREAS, the diverse natural and recreational assets and cultural resources located in Cattaraugus County have made the County a significant tourist destination in the northeast, and

WHEREAS, examples of such resources include the Seneca Nation of Indians and its Seneca Allegany Casino, the Amish communities, Holiday Valley and Holimont ski resorts, Allegany State Park, Onoville Marina, Rock City, Griffis Sculpture Park, East Otto Country, several hundred miles of well-maintained snowmobile and hiking trails, equine trails, many hunting and fishing destinations, Lime Lake and an array of museums, and

WHEREAS, Local Law No. 20-2003 (Intro No. 21-2003), adopted by the Cattaraugus County Legislature on November 12, 2003, established the Cattaraugus County Hotel and Motel Tax, and

WHEREAS, the intent and purpose of Local Law No. 20-2003, as expressed therein, was to impose a tax on facilities providing lodging on an overnight basis and provide for the collection thereof in order to make funds available for tourism and economic development throughout Cattaraugus County, and

WHEREAS, the County is desirous of establishing a fair and equitable process for the provision of tourism promotion services, funded by the Hotel and Motel Tax, to all geographic areas within Cattaraugus County, now, therefore, be it

RESOLVED, that effective for the years 2022 through 2025, the Cattaraugus County Tourism Promotion Grant Program ("the Program") is amended and reconstituted as described herein, and be it further

RESOLVED, that annual funding for the Program shall be based on the net Hotel and Motel Tax receipts (gross receipts less five percent [5%] thereof which, as authorized by Local Law No. 20-2003, shall be used for the cost of administering such tax) for the year prior to the year in which the budget for Program funding is approved by the Legislature, i.e.: such funding for the 2022 Program shall be based on Hotel and Motel Tax received by the County in the year 2021, and be it further

RESOLVED, that the annual allocation to fund the Program shall be thirty percent (30%) of such net receipts (herein called "the Fund"), and be it further

RESOLVED, that sixty percent (60%) of the Fund shall be allocated to the following entities (collectively referred to as "Group A"), in the following proportions:

- a) Fifty-seven percent (57%) thereof to the Ellicottville Chamber of Commerce;
- b) Twenty-nine percent (29%) thereof to the Greater Olean, Inc. Chamber of Commerce; and
- c) Fourteen percent (14%) thereof to the Seneca Salamanca Area Chamber of Commerce,

and be it further

RESOLVED, that the following rules and procedures shall apply to Group A participants:

- a) applications for funding shall be submitted, on or before the first day of October of the year prior to the year for which funding is sought, to the Economic Development, Planning and Tourism Department ("the Department") on forms which shall be available at the office of the Department;
- b) such applications shall include marketing and media plans for the year;
- c) the Department shall review such applications to determine whether proposed expenditures are consistent with the goals and objectives of the Program and are within the amounts budgeted therefore;
- d) funding can be used for up to 15% of staff wages;
- e) if such proposed funding is approved by the Director of the Department, the County Attorney and the County Administrator, the Chair of the Legislature is authorized and directed to execute contracts, on behalf of Cattaraugus County, with Group A entities for the provision of tourism promotion services during the year;
- f) each such contract shall provide that fifty percent (50%) of the subject Chamber's allocation shall be paid upon the execution thereof and that the balance shall be paid upon receipt by the Department of receipted invoices or other proof documenting that the Chamber has fully paid the approved expenses for the event involved, together with a report in writing describing the event and all promotional materials and research relating to the event, including, without limitation, promotional videos and photographs; and
- g) Group A participants must notify the Department of the date, place and time of their monthly meetings, permit a representative of the Department to attend such meetings and furnish the Department with copies of all directors' meeting minutes within ten (10) days after such minutes are approved by the board of directors,

and be it further

RESOLVED, that the remaining forty percent (40%) of the Fund shall be allocated to Account A.645.6410.0000.40813 (Grant Program for Tourism) for the benefit of any Chamber of Commerce (other than those Chambers of Commerce listed in the fourth Resolved paragraph above) or other organization or entity (collectively referred to as "Group B") which seeks financial assistance for tourism promotion in Cattaraugus County during the next calendar year, and be it further

RESOLVED, that the following rules and procedures shall apply to Group B participants:

- a) applications for funding shall be submitted, on or before the first day of December of the year prior to the year for which funding is sought, to the Economic Development, Planning and Tourism Department (“the Department”) on forms which shall be available at the office of the Department;
- b) the Department shall review such applications and determine which Group B entities and events shall be promoted by the County during the succeeding year, subject to the approval of the Development and Agriculture Committee; and
- c) upon receiving such approval, the Department is authorized and directed to plan for, advertise and otherwise market the approved Group B events during the year, within the amount budgeted therefore,

and be it further

RESOLVED, that any Group A participant may at any time, in its sole discretion, opt to participate in Group B rather than in Group A for the years following the year in which such decision is made. In that event, the participant's share of the Fund shall be deducted from the Part A allocation and added to the Part B allocation. Such amount shall be devoted to and used by the Department for tourism promotion for the benefit of such participant, and be it further

RESOLVED, that the requirements established by this resolution shall, unless otherwise extended by the Legislature, expire on December 31, 2025.

Adopted June 23, 2021 by voice vote.

ACT NO. 269-2021 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
HOMECARE AND HOSPICE FOR DRUG TESTING SERVICES
THROUGH HEALTH DEPARTMENT LABORATORY**

Pursuant to Section 450 of the County Law.

WHEREAS, Homecare and Hospice, 1225 West State Street, Olean, New York 14760, is in need of drug testing services for its employees, and has requested the County Health Department to perform such testing services, and

WHEREAS, the County Health Department, through the Health Department Laboratory, has agreed to provide 10 panel drug screen plus alcohol urinalysis testing services as requested by Homecare and Hospice for an amount of \$46.00 per test, and

WHEREAS, Homecare and Hospice shall pay to the County Health Department an amount of \$46.00 per test performed, 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 Homecare and Hospice, for the provision of the above-described drug testing services, for a term commencing July 1, 2021 to continue in full force and effect until terminated by either party hereto upon thirty (30) days written notice, according to the above-described terms.

Adopted June 23, 2021 by voice vote.

ACT NO. 270-2021 by Mrs. Andreano
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION
FOR CONNECT KIDS FIELD TRIP GRANT PROGRAM
(Youth Bureau)**

Pursuant to Section 450 of the County Law.

WHEREAS, funding in an amount not to exceed \$2,120.00 is available through the New York State Office of Parks, Recreation and Historic Preservation for the Connect Kids Field Trip Program, to assist with the costs of the School Resource Officer Day Camp operated by the Sheriff's Department, and

WHEREAS, grant documents are necessary in order to apply for, and accept, the aforementioned funding, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Office of Parks, Recreation and Historic Preservation, in order to apply for, and accept, funding for the Connect Kids Field Trip Program, according to the above-described terms, and be it further

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

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

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

Adopted June 23, 2021 by voice vote.

ACT NO. 271-2021 by Mrs. Andreano
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT 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, authorized a contract with Affinity Rehabilitation, LLP, c/o HealthPRO® Heritage, 307 International Circle, Suite 100, Hunt Valley, 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, 2021, and

WHEREAS, the County Department of Nursing Homes is desirous of continuing the therapy services at The Pines Healthcare and Rehabilitation Center – Olean and Machias Campuses, and

WHEREAS, Affinity Rehabilitation, LLP, c/o HealthPRO® Heritage, has agreed to provide the aforementioned professional therapy services at The Pines Healthcare and Rehabilitation Center – Olean and Machias Campuses, in accordance with the following fee schedule, which includes travel:

- PDPM and Managed PDPM - 36% of the rehab component
- Part B - 72% of the Medicare Part B Fee Schedule non-shared
- Managed Care, Managed B and Other at \$1.25 per minute
- Exclusion of non-therapy days for patients who receive no therapy during an episode of care and flexibility to address PDPM pricing in the event of PDPM rebasing
- Future PDPM rate changes on Medicare Part A and PDPM Based Managed Care - Facility will pay Affinity for residents whose payor source is Medicare Part A and PDPM Based Managed Care at 36% of the then current PDPM rates that would be reimbursable for the PT/OT and the SLP PDPM Component Groups by Clinical Category, as if billed to Medicare's Fiscal Intermediary, adjusted pro-rata for any applicable PDPM variable rate adjustment stemming from length of stay. Between October 1, 2021 and October 31, 2021, the Parties may review the Medicare Part A and PDPM Based Managed Care pricing terms set out in this sub-section (a) to ensure such terms are fair and commercially reasonable pursuant to the estimated projections upon which the terms were agreed,

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 Affinity Rehabilitation, LLP, c/o HealthPRO® Heritage, for the provision of the above-described professional therapy services, for a term commencing July 1, 2021 and terminating June 30, 2024, with the County's sole option to renew for one (1) additional three-year period at the same rates, terms and conditions, according to the above-described terms.

Adopted June 23, 2021 by voice vote.

ACT NO. 272-2021 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
MEDAILLE COLLEGE FOR VARIOUS
COMMUNITY MENTAL HEALTH COUNSELING AND
FIELD INSTRUCTION PROGRAMS**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Community Services is desirous of contracting with Medaille College, 18 Agassiz Circle, Buffalo, New York 14214, to work collaboratively with the Community Mental Health Counseling and various other departments for implementation of field instruction programs, and

WHEREAS, Medaille College has agreed to provide interns to the County Department of Community Services for participation in various mental health programs, at no cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract between the Cattaraugus County Community Services Board and Medaille College, to signify the County's approval, for the provision of the above-described field instruction internship programs, for a term commencing June 1, 2021 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Adopted June 23, 2021 by voice vote.

ACT NO. 273-2021 by Labor Relations Committee:

Ms. Schröder, Mr. Marsh, Mr. Brisky,
Mr. Helmich and Mr. Koch
who ask immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF PERSONAL CARE AIDE – LEVEL II
AND TWO (2) PART-TIME FOOD SERVICE HELPERS IN THE
DEPARTMENT OF AGING AND ESTABLISHING COMPENSATION FOR THE SAME
(Aging)**

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

WHEREAS, the Department of Aging needs to increase staffing to ensure compliance with New York State regulations and provide that operations are not hindered by prohibitive levels of care due to a shortage of staff, and

WHEREAS, a full-time position of Personal Care Aide and two (2) part-time Food Service Helpers will assist in this need, and

WHEREAS, the New Position Duties Statements have been submitted to the Cattaraugus County Personnel Officer, who has approved the title of Personal Care Aide – Level II and Food Service Helper in accordance with Civil Service Law Section 22, and

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

RESOLVED, that effective immediately, there is hereby created one (1) position of Personal Care Aide – Level II to be filled on a full-time basis in the Department of Aging in the General Bargaining Unit, Pay Grade 13 (\$17.77 per hour), Position No. 677-236-001, and be it further

RESOLVED, that effective immediately, there are hereby created two (2) positions of Food Service Helper to be filled on a part-time basis in the Department of Aging in the Part-Time Employee Unit, Pay Grade 12 (\$14.69 per hour), Position No. 677-145-140 and Position No. 677-145-141, and be it further

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

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

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

Adopted June 23, 2021 by voice vote.

ACT NO. 274-2021 by Labor Relations Committee:
 Ms. Schröder, Mr. Marsh, Mr. Helmich,
 Mrs. Hunt and Mr. Koch
 who ask immediate consideration

**TRANSFER POSITION AND FUNCTIONS OF PERSONAL CARE AIDE
 WITHIN THE HEALTH DEPARTMENT TO THE DEPARTMENT OF AGING
 AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
 (Health Department and Department of Aging)**

Pursuant to Sections 205, 363, and 366 of the County Law and
 Section 70 (2) of the Civil Service Law.

WHEREAS, the County Legislature is desirous of transferring one (1) position and functions of Personal Care Aide within the Health Department to the Department of Aging, and

WHEREAS, the position and functions of Personal Care Aide should be incorporated within the Department for Aging in order to consolidate services and provide for better efficiency, and

WHEREAS, the Human Services, Labor Relations and Finance Committees have all previously approved the transfer from the Health Department to the Department of Aging, and

WHEREAS, it is necessary to make budgetary adjustments to accommodate the transfer of the positions, now, therefore, be it

RESOLVED, that effective June 21, 2021, the following positions of employment within the Health Department, along with the permanent incumbent and part-time incumbent thereof, are hereby transferred to the Department of Aging:

<u>Title of Position</u>	<u>Position No.</u>
Personal Care Aide	677-236-002

and be it further

RESOLVED, that in accordance with Civil Service Law Section 70, a copy of this resolution be conspicuously posted in the Health Department, and be it further

RESOLVED, that upon such transfer, such permanent incumbent shall continue to be employed with all the rights and benefits heretofore acquired through civil service in the classified service as provided in the Civil Service Law Section 70(2), and be it further

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

Decrease Estimated Revenue Account:

A.401.4017.4037.1369	Aging Reimbursement PCA Services	\$50,123.94
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Decrease Appropriation Accounts:

A.401.4017.4037.11000	Full Time Wages	\$28,653.46
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A.401.4017.4037.13000	Overtime	\$ 5.34
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A.401.4017.4037.46102	Employee Mileage	\$ 5,926.18
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A.401.4017.4037.81000	FICA	\$ 2,261.39
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A.401.4017.4037.82000	Retirement	\$ 3,200.64
A.401.4017.4037.83000	Health Insurance	\$ 9,901.02
A.401.4017.4037.84000	Dental Insurance	\$ 175.91
A.677.6736.0000.48328.1	HD PC Services Level I	\$16,053.52
A.677.6736.0000.48328.2	HD PC Services Level II	\$32,052.71
Increase Appropriation Accounts:		
A.677.6736.0000.11000	Full Time Wages	\$19,903.00
A.677.6736.0000.12000	Part Time Wages	\$ 3,786.00
A.677.6736.0000.46102	Employee Mileage Reimbursement	\$ 9,910.23
A.677.6736.0000.81000	FICA	\$ 1,813.00
A.677.6736.0000.82000	Retirement	\$ 2,536.00
A.677.6736.0000.83000	Health Insurance	\$ 9,981.00
A.677.6736.0000.84000	Dental Insurance	\$ 177.00.

Adopted June 23, 2021 by voice vote.

ACT NO. 275-2021 by Mr. Boberg and Mr. Klancer
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES
FOR PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Sheriff's Office - Project #PS19-1060-E00)**

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

WHEREAS, Act 456-2019 authorized a contract with the New York State Division of Homeland Security and Emergency Services for the 2019-2020 Public Safety Answering Points Operations Grant Program, and

WHEREAS, the Sheriff's Office has been awarded \$180,381.00 from the 2020-2021 Public Safety Answering Points Operations Grant Program (PSAP Operations Grant #PS20-1060-E00), 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, it is necessary to execute grant documents in order to accept, and receive, the aforementioned funding, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to accommodate 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 accept, and receive, the aforementioned grant funding for the term commencing January 1, 2021 and terminating December 31, 2021, 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 Appropriation Account:		
A.302.3020.0000.11000	Full-Time Wages	\$22,031.00
Increase Estimated Revenue Account:		
A.302.3020.0000.3389.04	State Aid, PSAP Grant	\$22,031.00.

Adopted June 23, 2021 by voice vote.

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MR. KOCH moved, seconded by Ms. Schröder, to adjourn until July 28, 2021 at 5:00 p.m. Carried.

Meeting adjourned at 5:18 p.m.

Ann M. Giglio
Journal Clerk