

November 10, 2021

The meeting was called to order by Chairman VanRensselaer.

The invocation was given by Legislator Andreano.

The Attendance Roll Call disclosed two Legislators absent – Higgins and Klancer.

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There being no amendments or objections thereto, Chairman VanRensselaer noted that the minutes of the October 27, 2021 session stand approved as presented.

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PUBLIC HEARING:

CHAIRMAN VANRENSELAER announced this is the time and place called for a public hearing on Local Law Number 9-2021, A Local Law Imposing an Additional Mortgage Recording Tax within the County of Cattaraugus, and that anyone wishing to speak for or against this may now do so.

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

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PRIVILEGE OF THE FLOOR:

CHAIRMAN VANRENSELAER granted Privilege of the Floor to Legislator Richard Helmich who provided a history of Veterans' Day and as a member of the Arcade American Legion, a brief history of the American Legion organization. Legislator Helmich recognized Legislator Kip Morrow as a member of the Sons of the American Legion in Portville and Legislator Norman Marsh representing the Veterans of Foreign Wars. Legislator Marsh read a history of the VFW. Legislators Morrow and Marsh joined Legislator Helmich in honoring all veterans.

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CHAIRMAN VANRENSELAER called up **Act No. 410-2021, Local Law Number 9-2021**, A Local Law Imposing an Additional Mortgage Recording Tax within the County of Cattaraugus, and asked that it be read.

CHAIRMAN VANRENSELAER requested a Roll Call vote on Act No. 410-2021, which disclosed as follows:

Ayes: Andreano, Benson, Boberg, Brisky, Burr, Helmich, Hunt, Koch, Marsh, Morrow, Parker, Schröder, Smith, Snyder, VanRensselaer -15.

Nays: none.

Act No. 410-2021, Local Law Number 9-2021, having received a unanimous vote of the Legislature, was declared Adopted.

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ACT NO. 415-2021 by Mr. Boberg and Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS FOR FUNDING
WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR
DISTRICT ATTORNEY AID TO PROSECUTION PROGRAM
(Project AP21-1004-D00)**

Pursuant to Section 450 of the County Law and Chapter 53 of the Laws of 1990.

WHEREAS, Act Nos. 387-2019 and 34-2021 authorized contracts with the New York State Division of Criminal Justice Services for funding for the Aid to Prosecution Program, for the period October 1, 2019 to March 31, 2021, and

WHEREAS, the District Attorney has been notified by the New York State Division of Criminal Justice Services that the District Attorney's Office is eligible for a grant up to the amount of \$44,228.00 through the Aid to Prosecution Program for the period April 1, 2021 to March 31, 2022, and

WHEREAS, the purpose of this program is to expedite the processing of repeat and serious felony offenders, to maintain increased levels of experienced prosecution personnel, to seek the imposition of maximum sentences and minimum plea bargaining options for defendants, to limit the caseloads of experienced attorneys in order to maintain a policy of vertical prosecution, and to screen all potentially Aid to Prosecution-eligible felony cases, and

WHEREAS, it is necessary to execute grant documents with the New York State Division of Criminal Justice Services in order to accept and receive the aforementioned additional 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 Division of Criminal Justice Services, in order to accept and receive the above-described funding, for a term commencing April 1, 2021 and terminating March 31, 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.

Approved by 7 members of the Finance Committee and 6 members of the County Operations/
Public Safety Committee.

Adopted November 10, 2021 by voice vote.

ACT NO. 416-2021 by Mr. Helmich and Mr. Koch

**BID ACCEPTANCE FOR PAPER PRODUCTS
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for paper products, according to specifications provided by the Public Works Committee, and

WHEREAS, the only responsible bid received meeting specifications for certain paper products was submitted by Staples Contract & Commercial, LLC, 50 Methodist Hill Drive, Suite 1300, Rochester, New York 14623, as follows:

Price per case of Recycled paper (greater than 40%)

C-Fold Towels (Scott Scottfold M 10980) Size 9.4" x 12.4" (4375 sheets per case)	\$0.01211 per sheet \$52.99 per case
Rolled Towels (Coastwide Professional 365384) Size 11" x 9" (30 rolls per case)	\$0.01946 per square foot \$32.22 per case
Rolled Centerfeed Towels (Coastwide 962055) Size 8.25" x 11.8" (6 rolls per case)	\$0.01305 per square foot \$31.81 per case
Mini Jumbo Roll Toilet Tissue (Coastwide 1000474) Size 3.5" x 7.36" (12 rolls per case)	\$0.00637 per square foot \$22.28 per case
Rolled Toilet Tissue (Coastwide 362377) Size 4.5" x 3.8" (80 rolls per case)	\$0.00852 per square foot \$42.23 per case,

now, therefore, be it

RESOLVED, that the bid of Staples Contract & Commercial, LLC be, and the same hereby is, accepted, for a term commencing January 1, 2022 and terminating December 31, 2022, and be it further

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

May use additional items that are on State bid. Items specified will be compared against those on State Contract to purchase from the source most advantageous to the County.

Seven sets of specifications were sent out.

One bid was received.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 417-2021 by Mr. Helmich and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CPL: ARCHITECTURE-ENGINEERING-PLANNING FOR
ALLEGANY HIGHWAY MAINTENANCE BARN AND TRANSFER STATION FEASIBILITY STUDY**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Department of Public Works is desirous of improving the existing facility operations and flow of traffic at the Allegany Highway Maintenance Barn and Transfer Station, and

WHEREAS, CPL: Architecture-Engineering-Planning, 130 South Union Street, Suite 4, Olean, New York 14760, can develop a feasibility study to address efficient operation and traffic flow for the site for an amount not to exceed \$10,000.00, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned feasibility study, 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 CPL: Architecture-Engineering-Planning, for the provision of the above-described feasibility study, for a term commencing November 11, 2021 and terminating April 30, 2022, according to the above-described terms.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 418-2021 by Mr. Helmich and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CHAUTAUQUA COUNTY SOIL & WATER CONSERVATION DISTRICT FOR
CONEWANGO CREEK WATERSHED OPERATION & MAINTENANCE SERVICES**

Pursuant to Sections 299-m and 450 of the County Law.

WHEREAS, Act 520-2019 authorized a contract with the Chautauqua County Soil & Water Conservation District, 220 Fluvanna Avenue, #600, Jamestown, New York 14701, for the provision of watershed maintenance services for various sites on the Conewango Creek Watershed owned by Cattaraugus County, the term of which expired April 30, 2021, and

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

WHEREAS, the Chautauqua County Soil & Water Conservation District can provide coordination and technical assistance for the operation and maintenance of flood control dams and structures in the Conewango Creek Watershed Flood Protection Project located in Cattaraugus and Chautauqua Counties, for an amount not to exceed \$2,000.00 per year, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned watershed operation and maintenance 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 Chautauqua County Soil & Water Conservation District, for the provision of the above-described watershed operation and maintenance

services, for a term commencing May 1, 2021 and terminating December 31, 2023, according to the above-described terms.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 419-2021 by Mr. Helmich and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COUNTY SOIL & WATER CONSERVATION DISTRICT FOR
CONEWANGO CREEK WATERSHED OPERATION & MAINTENANCE SERVICES**

Pursuant to Sections 299-m and 450 of the County Law.

WHEREAS, Act 465-2019 authorized a contract with the Cattaraugus County Soil & Water Conservation District, 8 Martha Street, P.O. Box 1765, Ellicottville, New York 14731, for the provision of watershed maintenance services for the various sites on the Conewango Creek Watershed owned by Cattaraugus County, the term of which expires December 31, 2021, and

WHEREAS, watershed maintenance services are necessary for 2022 and 2023, and

WHEREAS, the Cattaraugus County Soil & Water Conservation District can provide the aforementioned operation and maintenance services for the years 2022 and 2023 at an amount not to exceed \$5,000.00 per year, 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 watershed operation and maintenance services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 2023, according to the above-described terms.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 420-2021 by Mr. Helmich and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
VILLAGE OF GOWANDA FOR LEACHATE DISPOSAL SERVICES**

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

WHEREAS, Act 637-2018 authorized a contract with the Village of Gowanda, 27 East Main Street, Gowanda, New York 14070, for the provision of leachate disposal services, the term of which expires December 31, 2021, and

WHEREAS, the Department of Public Works is desirous of disposing of leachate from its Five Points Landfill into a NYSDEC-permitted wastewater treatment facility, and

WHEREAS, the Village of Gowanda has jurisdiction over, and management of, the Gowanda Wastewater Treatment Plant, and

WHEREAS, the County shall pay the Village of Gowanda the sum of \$5.30 per 1000 gallons of waste disposed of, 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 Village of Gowanda, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for the provision of the above-described services, for a term commencing January 1, 2022 and terminating December 31, 2024, according to the above-described terms.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 421-2021 by Mr. Boberg and Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
JAMES B. SCHWAB CO., INC. FOR RENTAL OF
COUNTY OFFICE PHOTOCOPIERS**

Pursuant to Sections 208 and 450 of the County Law.

WHEREAS, Act 443-2017 authorized a contract with James B. Schwab Co., Inc., 223 West Main Street, P.O. Box 6, Falconer, New York 14733-0006, for the provision of office photocopiers for Cattaraugus County, the term of which expires December 31, 2021, and

WHEREAS, the Department of Information Services is desirous of extending the aforementioned contract for a term not to exceed six (6) months at the same rates, and

WHEREAS, James B. Schwab Co., Inc., has agreed to extend the aforementioned contract for a term not to exceed six (6) months, under the same rates, terms and conditions, 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 James B. Schwab Co., Inc., for the provision of the above-described equipment, to extend the term of the contract which commenced January 1, 2018 to terminate on or before June 30, 2022, at the same rates, terms and conditions, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the County Operations/Public Safety Committee.

Adopted November 10, 2021 by voice vote.

ACT NO. 422-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. D/B/A
CONNECTING COMMUNITIES IN ACTION FOR DEPARTMENT OF
SOCIAL SERVICES CHILD ABUSE PREVENTION SERVICES**

Pursuant to 18 NYCRR Parts 405, 407 and 423, Article 6, Title 1 of the Social Services Law and Section 450 of the County Law.

WHEREAS, Act 435-2020 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of child abuse prevention services for families with children at risk of foster care placement for the Department of Social Services, the term of which expires December 31, 2021, and

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

WHEREAS, Cattaraugus Community Action, Inc., d/b/a Connecting Communities in Action, can provide the aforementioned child abuse prevention services for a total amount not to exceed \$320,489.75, to be paid in monthly installments as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Cattaraugus Community Action, Inc., d/b/a Connecting Communities in Action, for the provision of the aforementioned child abuse prevention services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 423-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
JAMESTOWN COMMUNITY COLLEGE FOR
STAFF DEVELOPMENT AND TRAINING COORDINATOR SERVICES**

Pursuant to Section 112 of the Social Services Law and Section 450 of the County Law.

WHEREAS, Act 436-2020 authorized a contract with Jamestown Community College for an employee education and training program for the Department of Social Services, the term of which expires December 31, 2021, and

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

WHEREAS, Jamestown Community College, P.O. Box 5901, 260 North Union Street, Olean, New York 14760, has agreed to provide a full-time training coordinator who will provide the above-described staff development services to employees of the Cattaraugus County Department of Social Services, and

WHEREAS, the maximum amount for 2022 is \$128,560.00, of which \$89,992.00 is charged to the Cattaraugus County Department of Social Services, and

WHEREAS, this program is 70% federally (CFDA #93.575) and 30% state reimbursable, 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 Jamestown Community College, for the provision of the above-described employee education and training program, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 424-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
J.D. GALLEGOS, LLC, FOR TANF ELIGIBLE DRUG/ALCOHOL
SCREENING AND CASE MANAGEMENT**

Pursuant to 29 USCS 1604 and Section 450 of the County Law.

WHEREAS, Act 443-2020 authorized a contract with J.D. Gallegos, LLC, 9572 Main Street, Machias, New York 14101, for the provision of drug/alcohol screening and comprehensive case management for all public assistance adult applicants/recipients, the term of which expires December 31, 2021, and

WHEREAS, the County Department of Social Services is required to provide the aforementioned services pursuant to the Welfare Reform Act of 1996, and

WHEREAS, J.D. Gallegos, LLC, has agreed to continue providing drug/alcohol screening and comprehensive case management for all public assistance adult applicants/recipients for a total annual amount not to exceed \$66,244.00, to be paid on a bi-weekly basis as invoiced, and

WHEREAS, the aforementioned 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 J.D. Gallegos, LLC, for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 425-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
PARENT EDUCATION PROGRAM, INC., FOR PROTECTIVE/PREVENTIVE
SERVICES FOR CHILDREN AT RISK OF PLACEMENT**

Pursuant to P.L. 96-272, 18 NYCRR Parts 405, 407 and 423, Sections 409 and 409-b of the Social Services Law and Section 450 of the County Law.

WHEREAS, Act 439-2020 authorized a contract with Parent Education Program, Inc., 234 North Union Street, Olean, New York 14760, for the provision of "Families Together" and "Families First" services for families with children who may be placed in foster care, the term of which expires December 31, 2021, and

WHEREAS, the County Department of Social Services is desirous of renewing the aforementioned contract and providing the following services:

- The Families Together Program will serve one (1) family at a time that is referred by the County; and
- The Families First Program will provide in-home parenting skills and related services to approximately 15 Cattaraugus County families per month,

and

WHEREAS, Parent Education Program, Inc., has agreed to provide the above-described services for an annual amount of \$61,062.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Parent Education Program, Inc., for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 426-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. D/B/A
CONNECTING COMMUNITIES IN ACTION FOR
ALTERNATE HOURS VISITATION FOR AT-RISK CHILDREN**

Pursuant to CFR Parts 74 and 92 and Section 450 of the County Law.

WHEREAS, Act 440-2020 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of alternate hours visitation services for at-risk children, the term of which expires December 31, 2021, and

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

WHEREAS, Cattaraugus Community Action, Inc., d/b/a Connecting Communities in Action, can provide both planned and unplanned visits to families working with the Cattaraugus County Child Welfare Unit for an annual amount not to exceed \$25,000.00, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Cattaraugus Community Action, Inc., d/b/a Connecting Communities in Action, for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 427-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATHOLIC CHARITIES OF BUFFALO, INC. FOR DEPARTMENT OF
SOCIAL SERVICES TANF FUNDING FOR MULTI-SYSTEMIC
THERAPY SERVICES FOR PINS DIVERSION**

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

WHEREAS, Act 438-2020 authorized a contract with Catholic Charities of Buffalo, Inc., for the provision of 1 1/2 therapists for the Multi-Systemic Therapy (MST) program, for the provision of preventive and other supportive services to persons in need of supervision (PINS), the term of which expires December 31, 2021, and

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

WHEREAS, Catholic Charities of Buffalo, Inc., 2636 West State Street, Olean, New York 14760, has agreed to continue the provision of home-based services to individuals for whom a PINS action has been initiated in an attempt to prevent detention and foster care placements, for a total annual amount not to exceed \$215,000.00, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is funded through federal (CFDA #93.558), state and local 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 Catholic Charities of Buffalo, Inc., for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 428-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH, INC. FOR
DEPARTMENT OF SOCIAL SERVICES PROJECT TURNABOUT
(Home-Based Truancy Prevention Program)**

Pursuant to 10 NYCRR Part 405 and Section 450 of the County Law.

WHEREAS, Act 437-2020 authorized a contract with Berkshire Farm Center and Services for Youth, Inc., 975 Hertel Avenue, Buffalo, New York 14216, for the provision of a home-based truancy prevention program, the term of which expires December 31, 2021, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned truancy prevention program in Cattaraugus County, and

WHEREAS, Berkshire Farm Center and Services for Youth, Inc., has agreed to conduct an attendance support plan in partnership with the County Department of Social Services for an amount not to exceed \$250,428.00, to be paid on a monthly basis as invoiced, as follows:

Target Population:

- Elementary Grades 3-8 with flexibility if attendance problems are identified earlier or later

Overarching Goals:

- Reduction in truancy rates
- Improved academic success and achievement
- Strengthening family systems that support positive relationships with schools and emphasizing the value of education

Key Solution Factors:

- Collaboration with schools, DSS, families and other agencies
- Early intervention and parental involvement/accountability
- Systemic and individualized approach to root causes of truancy

Strategies:

- Early parental notification
- Attendance expectations are made clear to students and parents before school year begins
- Prompt parental/child intervention that includes individualized goal setting
- Clear and enforceable sanctions and incentives are in place,

and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Berkshire Farm Center and Services for Youth, Inc., for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 429-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GENESIS HOUSE OF OLEAN, INC. FOR HOMELESS SHELTER SERVICES FOR
DEPARTMENT OF SOCIAL SERVICES ELIGIBLE RECIPIENTS**

Pursuant to Article 2-A of the Social Services Law and
Section 450 of the County Law.

WHEREAS, Act 445-2020 authorized a contract with the Genesis House of Olean, Inc., for the provision of homeless shelter services for eligible recipients, the term of which expires December 31, 2021, and

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

WHEREAS, Genesis House of Olean, Inc., 107 South Barry Street, Olean, New York 14760, can provide homeless shelter services on an as-needed basis in accordance with the following rate schedule:

Single Person	\$80.00/night
Single Parent Family	\$80.00/night plus \$20.00 per night for each additional child
2 Parent Households	\$100.00/night plus \$20.00 per night for each additional child
After 30 Days	\$55.00 per night for single adults and couples plus \$15.00 per night per child

Hotel reimbursement in emergency situations at a reasonable rate for a maximum of 3 nights (Only if a DSS application was completed by shelter staff with the individual at the time of hotel placement),

and

WHEREAS, the above-described services are 50% federal (CFDA #93.558), 25% state 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 contract, on behalf of Cattaraugus County, with Genesis House of Olean, Inc., for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 430-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES
DAY CARE SERVICES**

Pursuant to Sections 410 and 410-a of the Social Services Law,
Section 450 of the County Law and 18 NYCRR Part 415.

WHEREAS, Act 442-2020 authorized contracts with various entities for the provision of Child Care Block Grant day care services to eligible recipients of Cattaraugus County, the terms of which expire December 31, 2021, and

WHEREAS, the County Department of Social Services is desirous of renewing the contracts for the provision of day care services to eligible recipients, in accordance with the following rate schedule, or the current rate established by the NYS Office of Children and Family Services:

CATTARAUGUS COUNTY- WEEKLY MARKET RATES

Effective May 1, 2019

Age of Child:	<u>Under 1½</u>	<u>1½ - 2</u>	<u>3 - 5</u>	<u>6 - 12</u>
DAY CARE CENTER				
Weekly	\$220.00	\$206.00	\$195.00	\$180.00
Daily	48.00	45.00	44.00	39.00
Part-Day	32.00	30.00	29.00	26.00
Hourly	8.00	8.00	8.00	7.00
SCHOOL AGE CHILD CARE				
Weekly	\$0	\$0	\$195.00	\$180.00
Daily	0	0	44.00	39.00
Part-Day	0	0	29.00	26.00
Hourly	0	0	8.00	7.00

and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various entities for the provision of the above-described day care services, contingent upon and subject to inclusion in the 2022 budget of sufficient

funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 431-2021 by Mrs. Andreano and Mr. Helmich
and Mr. Higgins, Mr. Morrow and Mr. Smith¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GREATER OLEAN, INC., FOR DEPARTMENT OF SOCIAL SERVICES
TANF ON-THE-JOB TRAINING SERVICES**

Pursuant to Public Law 104-1993 and Section 450 of the County Law.

WHEREAS, Act 441-2020 authorized a contract with Greater Olean, Inc., for the provision of on-the-job training for TANF-eligible participants, the term of which expires December 31, 2021, and

WHEREAS, the County Department of Social Services is desirous of continuing on-the-job training for TANF-eligible participants, and

WHEREAS, Greater Olean, Inc., 120 North Union Street, Olean, New York 14760, has agreed to develop and manage on-the-job training for participants that are TANF-eligible for an annual amount not to exceed \$55,000.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Greater Olean, Inc., for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

¹The following Legislators requested their names be listed as additional sponsors: “Mr. Higgins, Mr. Morrow and Mr. Smith”.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 432-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. D/B/A CONNECTING COMMUNITIES IN ACTION
FOR DEPARTMENT OF SOCIAL SERVICES
SHELTER AND TRANSITIONAL SERVICES FOR HOMELESS INDIVIDUALS**

Pursuant to Article 2-A of the Social Services Law and
Section 450 of the County Law.

WHEREAS, Act 444-2020 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of shelter and transitional services for homeless individuals, the term of which expires December 31, 2021, and

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

WHEREAS, Cattaraugus Community Action, Inc., d/b/a Connecting Communities in Action, can provide homeless shelter and transitional services on an as-needed basis in accordance with the following rate schedule:

Shelter Services	\$60.00 per day
Single Residence Occupancy	\$200.00 per month,

and

WHEREAS, the above-described services are 29% state and 71% County funded, 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., d/b/a Connecting Communities in Action, for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 433-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
HEALTH RESEARCH, INC. FOR PUBLIC HEALTH
PREPAREDNESS AND RESPONSE TO BIOTERRORISM**

Pursuant to Section 301 et seq. of the Public Health Service Act and
Section 450 of the County Law.

WHEREAS, Act 362-2020 authorized a contract with Health Research, Inc., in order to accept funding for the next phase of the terrorism emergency response and preparedness plan, the term of which expired June 30, 2021, and

WHEREAS, the County Health Department has been awarded funding through Health Research, Inc., Riverview Center, 150 Broadway, Suite 280, Menands, New York 12204, in the total contract amount of \$1,076,923.00, with a maximum reimbursement of \$76,923.00, for the period commencing July 1, 2021 and terminating June 30, 2022, and

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

WHEREAS, this program is 100% federally funded (CFDA# 93.069), 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 Health Research, Inc., in order to accept and receive the aforementioned grant funding, for a term commencing July 1, 2021 and terminating June 30, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 434-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN GENERAL HOSPITAL FOR
LABORATORY, RADIOLOGY AND MAMMOGRAPHY SERVICES
FOR HEALTH DEPARTMENT FAMILY PLANNING CLINIC**

Pursuant to 10 NYCRR Part 763 and Section 450 of the County Law.

WHEREAS, Act 464-2020 authorized a contract with Olean General Hospital, 515 Main Street, Olean, New York 14760, for the provision of laboratory, radiology and mammography services for the County Health Department, the term of which expires December 31, 2021, and

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

WHEREAS, Olean General Hospital can provide the aforementioned laboratory, radiology and mammography services at Olean General Hospital's approved Medicaid rate, and

WHEREAS, this program is 31% federal (CFDA #93.217 and #93.994) and 69% state funded, 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, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 435-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN MEDICAL GROUP, LLP FOR HEALTH DEPARTMENT
FAMILY PLANNING MEDICAL CONSULTANT SERVICES**

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

WHEREAS, Act 103-2020 authorized a contract with the Olean Medical Group, LLP, 535 Main Street, Olean, New York 14760, for the provision of family planning medical consultant services through its Family Planning and Reproductive Health programs, the term of which expires December 31, 2021, and

WHEREAS, the County Health Department is required to have medical direction, preceptorship and collaboration by a physician who specializes in obstetrics and gynecology, and

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

WHEREAS, the Olean Medical Group, LLP, has agreed to continue providing the aforementioned family planning consultant services for an amount of \$400.00 per month, which is the same rate as the previous contract, to be paid as invoiced, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Olean Medical Group, LLP, for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022, and terminating December 31, 2023, according to the above-described terms.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 436-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN MEDICAL GROUP, LLP FOR HEALTH DEPARTMENT
CONTINGENT MEDICAL DIRECTOR SERVICES**

Pursuant to Section 352 of the Public Health Law and
Section 450 of the County Law.

WHEREAS, Act 466-2020 authorized a contract with the Olean Medical Group, LLP, 535 Main Street, Olean, New York 14760, for the provision of a contingent medical director, in the event the County Health Department's medical director is unavailable, the term of which expires December 31, 2021, and

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

WHEREAS, the Olean Medical Group, LLP, can provide the aforementioned medical director services, in the event the County Health Department's current medical director is unavailable, for an amount of \$172.55 per hour, to be paid as invoiced, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Olean Medical Group, LLP, for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 2022, according to the above-described terms.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 437-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
TOTAL SENIOR CARE, INC. FOR
HOME CARE THERAPY SERVICES**

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

WHEREAS, Act 467-2020 authorized a contract with Total Senior Care, Inc., 519 North Union Street, Olean, New York 14760, for the operation of the PACE Program for the Health Department, the term of which expires December 31, 2021, and

WHEREAS, Total Senior Care, Inc., is authorized by New York State Department of Health and the Centers for Medicare and Medicaid Services to operate a Program for All Inclusive Care for the Elderly (PACE Program) as a comprehensive program of services to participants, and

WHEREAS, Total Senior Care, Inc., is desirous of obtaining home care therapy services from the County Department of Health for PACE Program participants, and

WHEREAS, the Department of Health has agreed to provide home care therapy services to PACE Program participants in accordance with current New York State Medicaid rates and a negotiated rate of \$82.00 per visit for LPN 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 Total Senior Care, Inc., for the provision of the above-described home care therapy services, for a term commencing January 1, 2022 and terminating December 31, 2022, according to the above-described terms.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 438-2021 by Mrs. Andreano and Mr. Helmich
and Ms. Schröder¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ELLCOTTVILLE PHARMACY, INC. FOR HEALTH DEPARTMENT
PHARMACY CONSULTANT SERVICES**

Pursuant to 10 NYCRR Section 752.5 and
Section 450 of the County Law.

WHEREAS, Act 468-2020 authorized a contract with Ellicottville Pharmacy, Inc., 6133 Route 219, Ellicottville, New York 14731, for the provision of a pharmacy consultant for assistance in the

development of policies and procedures related to the provision of drugs and vaccines and advising professional and para-professional staff on drug interactions, side effects, and recall procedures as required by Article 28 of the Public Health Law, the term of which expires December 31, 2021, and

WHEREAS, the County Health Department is desirous of renewing the aforementioned contract for pharmacy consultant services, and

WHEREAS, Ellicottville Pharmacy, Inc., has agreed to provide the aforementioned pharmacy consultant services at the rate of \$70.00 per hour, to be paid as invoiced, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Ellicottville Pharmacy, Inc., for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 2022, according to the above-described terms.

¹The following Legislator requested her name be listed as an additional sponsor: "Ms. Schröder".

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

Adopted November 10, 2021 by voice vote.

ACT NO. 439-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
UNDERWOOD MANOR FOR
DEPARTMENT OF HEALTH IN-HOME NURSING AND THERAPY SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 469-2020 authorized a contract with Underwood Manor, 4040 Union Hill Road, Hinsdale, New York 14743, for the provision of in-home nursing and therapy services for its assisted living program residents, the term of which expires December 31, 2021, and

WHEREAS, Underwood Manor has requested a renewal of the aforementioned contract, and

WHEREAS, the County Department of Health, through its Home Health Care Program, can provide in-home nursing and therapy services for the residents of the Underwood Manor assisted living program, in accordance with NYS approved Medicaid rates for Cattaraugus County CHHA 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 Underwood Manor, for the provision of the above-described in-home nursing and therapy services, for a term commencing January 1, 2022 and terminating December 31, 2022, according to the above-described terms.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 440-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
HEALTHY COMMUNITY ALLIANCE, INC. FOR
HEALTH DEPARTMENT REPRODUCTIVE HEALTH EDUCATOR**

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

WHEREAS, Act 471-2020 authorized a contract with Healthy Community Alliance, Inc., One School Street, Suite 100, Gowanda, New York 14070, for the provision of services of a Reproductive Health Educator for the County Health Department family planning clinics, the term of which expires December 31, 2021, and

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

WHEREAS, Healthy Community Alliance, Inc., has agreed to perform the aforementioned reproductive health educator services for the family planning clinics, for a total amount not to exceed \$65,687.42, which includes all work-related expenses:

- *Approved work-related expenses will be reimbursed at cost, including approved work-related cell phone usage;
- *Mileage will be reimbursed at the established rate of \$0.485/mile;
- *Any overnight travel must have prior approval of the County Public Health Director or the Director's designee, and must have an authorization attached, prior to reimbursement,

and

WHEREAS, this program is 31% federal (CFDA #93.217 and 93.994) and 69% state funded, 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, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 441-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN GENERAL HOSPITAL FOR HEALTH DEPARTMENT
NUTRITION, PHYSICAL, OCCUPATIONAL AND SPEECH THERAPY SERVICES**

Pursuant to 10 NYCRR Section 763.3 and Section 450 of the County Law.

WHEREAS, Act 463-2020 authorized the Chair to execute a contract with Olean General Hospital, 515 Main Street, Olean, New York 14760, for the provision of outpatient physical therapy services for patients in the Health Department's Home Care Program, the term of which expires December 31, 2021, and

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

WHEREAS, Olean General Hospital can provide nutrition, physical, occupational and speech therapy services, as follows:

OUTPATIENT

Outpatient Physical Therapy	\$48/standard office visit
	\$21/short office visit (less than 15 min.)

HOME VISITS

Physical Therapy Home Visits	\$68/visit
Physical Therapy Evaluations	\$70/each
Occupational Therapy Home Visits	\$68/visit
Occupational Therapy Evaluations	\$70/each
Speech Therapy Home Visits	\$68/visit
Speech Therapy Evaluations	\$70/each
Nutritionist Education/Counseling	\$90/visit
Nutritionist Evaluations/Assessment	\$90/visit

CONSULTING SERVICES

Qualified Medical Record Practitioner	\$68/hour
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MEETINGS

Attendance at meetings	\$28/hour,
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and

WHEREAS, Olean General Hospital shall be paid on a monthly basis, as invoiced, in accordance with the rates listed above for services rendered, which are inclusive of all costs, 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, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 442-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR HEALTH DEPARTMENT WIC CLINIC SPACE**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 470-2020 authorized contracts with various entities for the utilization of space for the Health Department's WIC Program, the terms of which expire December 31, 2021, and

WHEREAS, the County Health Department is desirous of continuing the WIC program in various areas of Cattaraugus County, and

WHEREAS, the entities listed below have agreed to allow the County Health Department to utilize space in their facilities for WIC clinics:

	<u>2021 Rate</u>	<u>2022 Rate</u>
Franklinville Baptist Church 27 South Main Street Franklinville, New York 14737	\$300/year	\$1,800/year
Gowanda Free Methodist Church 149 West Main Street Gowanda, New York 14070	\$75/day of use	\$75/day of use
Roberts Memorial Free Methodist Church 111 South Street Cattaraugus, New York 14719	\$100/year	\$100/year
Town of Randolph 72 Main Street Randolph, New York 14772	No Cost	No Cost
United Methodist Church of Little Valley 109 Court Street Little Valley, New York 14755	\$50/month	\$50/month
Delevan Baptist Church P.O. Box 335 18 Church Street Delevan, New York 14042,	No Cost	No Cost

and

WHEREAS, this program is 97.6% federal (CFDA #10.557) and 2.4% state funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with the above-listed various entities for the utilization of the aforementioned space, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned space, for a term commencing January 1, 2022 and terminating December 31, 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.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 443-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
REHABILITATION TODAY SERVICES, PLLC, FOR
HEALTH DEPARTMENT HOME HEALTH CARE PROGRAM OCCUPATIONAL THERAPY SERVICES**

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

WHEREAS, Act 334-2021 authorized a contract with Rehabilitation Today Services, PLLC, 2416 Constitution Avenue, Olean, New York 14760, for the provision of occupational therapy services to patients of the County Health Department Home Health Care Program, the term of which expires September 30, 2022, and

WHEREAS, Rehabilitation Today Services, PLLC, has requested an amendment to the term of the aforementioned contract, as well as a clarification of the services to be provided, and

WHEREAS, Rehabilitation Today Services, PLLC, has agreed to provide occupational therapy services to Cattaraugus County Health Department patients, to include two (2) patients per week/ four (4) visits per week, not to exceed twenty-two (22) visits per month, and

WHEREAS, the County Health Department has agreed to the aforementioned amendment, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Rehabilitation Today Services, PLLC, for the provision of the above-described services, to amend the term of the contract which commenced October 1, 2021 to terminate February 28, 2022, according to the above-described terms.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 444-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WILLCARE, INC. FOR HOME HEALTH CARE SERVICES**

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

WHEREAS, Act 473-2020 authorized a contract with Willcare, Inc., for the provision of home health care services, the term of which expires December 31, 2021, and

WHEREAS, the County Departments of Health and Aging are desirous of continuing the aforementioned services, and

WHEREAS, Willcare, Inc., LHC Group, 901 Hugh Wallis Road South, Lafayette, Louisiana 70508, with a local address at 346 Delaware Avenue, Buffalo, New York 14202, has agreed to provide home health care services to Cattaraugus County in accordance with the following rate limits and terms:

<u>Level of Care</u>	<u>2021 Rates**</u>	<u>2022 Rates**</u>
Home Attendant/Housekeeper (Personal Care 1)	\$21.60/hr.	\$21.60/hr.
Personal Care Aide (Personal Care 2)	\$22.15/hr.	\$22.15/hr.
Shared Aide –1/4 hour (Personal Care 1)	\$5.40/¼ hr.	\$5.40/¼ hr.
Shared Aide –1/4 hour (Personal Care 2)	\$5.55/¼ hr.	\$5.55/¼ hr.
Certified Home Health Aide	\$22.40/hr.	\$22.40/hr.
Registered Nurse (RN) (Health Dept)	\$40.55/hr.++	\$40.55/hr.++
Licensed Practical Nurse (LPN) (Health Dept)	\$28.55/hr.++	\$28.55/hr.++
Nursing Supervision Visit	\$75.00/hr.	\$75.00/hr.
Show-up policy clause if we do not attempt to contact you for cancellation and we are aware patient will not be there	Payment for one (1) hour work	Payment for one (1) hour work

++Initial Visit which is less than, or equal to, 1 hour will be billed at 1 hour rate.

**Actual base Medicaid rates as initially established by the State Department of Health to be billed, if lower than caps to all Departments. Cattaraugus County Department of Health has applied for and receives recruitment and retention add-on funds.

Assumptions:

- In the event the initial Medicaid rates for 2022 as established by the State Department of Health exceed the County rate limits set forth above, the Contractor agrees to submit rate revision requests to the NYSDOH and request the rate(s) be lowered to comply with the Cattaraugus County rate limits set forth above. Rates for the Department of the Aging can be negotiated.

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 Willcare, Inc., for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 2022, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 10, 2021 by voice vote.

ACT NO. 445-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CHIACHI HWANG FOR CHINESE INTERPRETER SERVICES**

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

WHEREAS, Act 465-2020 authorized a contract with Chiachi Hwang, 22 Glacier Court, Bozeman, Montana 59715, for the provision of Chinese interpreter services to be available for all County departments, the term of which expires December 31, 2021, and

WHEREAS, it is in the best interests of the County to renew the aforementioned contract,
and

WHEREAS, Chiachi Hwang can provide Chinese interpreter services, as requested by the County, at a rate of \$36.00 per hour, to be paid as invoiced, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Chiachi Hwang, for the provision of the above-described Chinese interpreter services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 2022, according to the above-described terms.

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

Adopted November 10, 2021 by voice vote.

ACT NO. 446-2021 by Mrs. Andreano and Mr. Helmich

**AMENDING ACT 320-2021 REGARDING CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. D/B/A CONNECTING
COMMUNITIES IN ACTION FOR WIC NUTRITIONIST**

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

WHEREAS, Act 320-2021 authorized a contract with Cattaraugus Community Action, Inc., d/b/a Connecting Communities in Action, 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, 2022, and

WHEREAS, Cattaraugus Community Action, Inc. d/b/a Connecting Communities in Action, has requested an increase in the total contract amount, and

WHEREAS, Act 320-2021 should be amended to reflect an increase in the annual contract amount, now, therefore, be it

RESOLVED, that Act 320-2021 be, and hereby is, amended as follows: In the third Whereas, delete: "\$60,649.51", and replace with: "\$64,217.15".

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

Adopted November 10, 2021 by voice vote.

ACT NO. 447-2021 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
MCCARTHY & CONLON, LLP FOR PREPARATION AND REVIEW OF COST REPORTS
FOR DEPARTMENT OF HEALTH**

Pursuant to Sections 210 and 450 of the County Law.

WHEREAS, Act 477-2020 authorized a contract with McCarthy & Conlon, LLP, for the provision of auditing, accounting and reimbursement consultant services for the County Department of Health for the year ending December 31, 2020, the term of which expires December 31, 2021, and

WHEREAS, McCarthy & Conlon, LLP, 123 Quaker Road, Suite 103B, Queensbury, New York 12804, has agreed to provide the services necessary for the preparation and review of cost reports for the County Department of Health for the year ending December 31, 2021, in accordance with the following schedule:

Health Department	\$20,000.00
<ul style="list-style-type: none"> • Preparation and Review of Certified Home Health Care Agency Medicare Cost Reports; • Review Certified Home Health Agency, Long-Term Home Health Care Program and Ambulatory Health Care Facility Medicaid Cost Reports; • Audit certain financial and statistical data of the Health Department for the year ending December 31, 2021 for the purpose of expressing an opinion as to whether the applicable schedules included in the Certified Home Health Agency, Long-Term Home 	

Health Care Program, and Ambulatory Health Care Facility Medicaid cost reports ("cost reports") fairly present, in all material respects, certain financial and statistical data of the Health Department in conformity with the applicable instructions furnished by the NYSDOH relating to the preparation of the cost reports. The audit will be conducted with the objective of expressing an opinion on the cost reports.

- Prepare the Certified Home Health Care Agency (CHHA) Medicare Cost Report in accordance with the requirements of the Centers for Medicare and Medicaid Services for the year ending December 31, 2021. These reports and all necessary attachments will be provided to the County in the proper format for filing with the Centers for Medicare and Medicaid Services.

and

WHEREAS, the aforementioned services must be conducted in order for the County to receive any State 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 McCarthy & Conlon, LLP, for the provision of the above-described services, contingent upon and subject to inclusion in the 2022 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2022 and terminating December 31, 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 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 10, 2021 by voice vote.

ACT NO. 448-2021 by Mr. Higgins, Mr. Marsh, Mr. Morrow and Mr. Koch

**LOCAL LAW NUMBER 10 - 2021
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW ESTABLISHING FEE SCHEDULE
FOR ONOVILLE MARINA BOATING AND CAMPING ACTIVITIES**

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to establish a fee schedule for the Onoville Marina boating and camping activities.

SECTION 2. Onoville Marina Fees. Effective January 1, 2022, the following fees shall be charged by the Cattaraugus County Onoville Marina for boating and camping activities:

	<u>Docking</u>	<u>Day</u>	<u>Week</u>	<u>2 Weeks</u>	<u>Season</u>
Non-Electric Slips					
Slip Size A (23')		\$16.00	\$80.00	\$136.50	\$628.00
Slip Size B (27')		\$16.00	\$80.00	\$136.50	\$843.00
Slip Size C (31')		\$16.00	\$80.00	\$136.50	\$1008.00
Slips With Electric					
Slip Size D (27')		\$18.00	\$110.00	\$168.00	\$938.00
Slip Size E (28')		\$18.00	\$110.00	\$168.00	\$1077.00
Slip Size F (32')		\$19.00	\$120.00	\$168.00	\$1556.00
Slip Size G (36')		\$20.00	\$130.00	\$168.00	\$1842.00
Slip Size H (40')		\$22.00	\$140.00	\$168.00	\$2270.00
Slip Size I (44')		\$23.00	\$150.00	\$210.00	\$2323.00
Slips with 50 Ampere Shorepower, add \$50.00					
		<u>Day</u>	<u>Week</u>	<u>Season</u>	
Launch & Park Ticket		\$10.00	\$40.00	\$150.00	
Launch Access with Dry Parking (watercraft on trailer in parking lot)			\$40.00	\$450.00 (boats up to 30')	
			\$50.00	\$550.00 (boats over 30')	
Vehicular Parking		\$5.00	\$20.00	\$50.00	
Camping (Transient/Seasonal)		\$35.00	\$200.00	\$2000.00	
Tent (1) with Primary Camping Unit		\$15.00			
Pumpout Fee		\$3.00 per token			
Seasonal Trailer Storage		\$200.00 (up to 28')			
		\$250.00 (over 28')			

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

SECTION 4. Effect on Prior Legislation. This Local Law shall supersede Local Law Number 3-2019 (Intro No. 3-2019) which established a fee schedule for Onoville Marina boating and camping activities, and became effective January 1, 2020.

SECTION 5. Effective Date. This Local Law shall take effect January 1, 2022.

Approved by 7 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

No further action taken at this time.

ACT NO. 449-2021 by Mr. Higgins, Mr. Marsh, Mr. Morrow and Mr. Koch

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 10 - 2021

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 November 10, 2021, a proposed Local Law entitled "A Local Law Establishing Fee Schedule for Onoville Marina Boating and Camping Activities", 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 23rd day of November, 2021, 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 7 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

Adopted November 10, 2021 by voice vote.

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MR. HELMICH moved, seconded by Mr. Koch, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 450-2021 through Act No. 458-2021. Carried.

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ACT NO. 450-2021 by Mr. VanRensselaer
who asks immediate consideration

**APPOINTMENT TO COMMUNITY SERVICES BOARD
MENTAL HEALTH SUBCOMMITTEE**

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that Toni Taylor is appointed to the Community Services Board Mental Health Subcommittee effective September 17, 2021 with a four-year term to expire December 31, 2024, replacing Kirsten Vincent, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Cattaraugus County Community Services Board.

Adopted November 10, 2021 by voice vote.

ACT NO. 451-2021 by Mr. VanRensselaer
who asks immediate consideration

**APPOINTMENT TO COMMUNITY SERVICES BOARD
PEOPLE WITH DEVELOPMENTAL DISABILITIES SUBCOMMITTEE**

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that Anne Nolan is appointed to the Community Services Board People with Developmental Disabilities Subcommittee effective September 17, 2021 with a four-year term to expire December 31, 2024, replacing Jeffery H. Capitani, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Cattaraugus County Community Services Board.

Adopted November 10, 2021 by voice vote.

ACT NO. 452-2021 by Public Works Committee:
Mr. Helmich, Mr. Koch, Mr. Benson, Mr. Boberg,
Mr. Morrow, Mr. Parker and Mr. Snyder
and Ms. Schröder
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATIONS 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 Declaration DR-4567: Tropical Storm Isaias, and

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

Ashford Slide – Slope Failure Mitigation Project	\$125,000.00
New Albion Lake Culverts	\$410,910.00,

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 November 11, 2021, and

WHEREAS, these grants are 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 grant applications, 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, for the above-described projects, according to the above-described terms.

Adopted November 10, 2021 by voice vote.

ACT NO. 453-2021 by Mrs. Andreano, Mr. Brisky, Mr. Burr, Mr. VanRensselaer and Mr. Koch
who ask immediate consideration

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

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

WHEREAS, the New York State Public Health Law provides for Supplemental Medicaid Upper Payment Limit payments of up to \$110 million statewide to non-state operated public nursing facilities, and

WHEREAS, the federal Centers for Medicare and Medicaid Services (CMS) have approved State Plan amendments to implement this supplemental payment provision in the amount of \$55,043,151.00 attributable to April 1, 2021 – September 30, 2021, and

WHEREAS, this \$55 million has been allocated to each qualifying nursing home based upon the ratio of each facility's reported Medicaid days divided by the total reported Medicaid days for all eligible public nursing homes for the 2019 calendar year, and

WHEREAS, the County's The Pines Healthcare and Rehabilitation Centers are eligible for payments of \$853,271.50 for the Olean facility and \$791,512.50 for the Machias facility, and

WHEREAS, since these payments are exempt from the Medicaid local share cap statute, counties in New York State are responsible for transferring the full 43.8% non-federal share of each payment to the State prior to the corresponding 100% payment being released to the nursing homes, and

WHEREAS, Cattaraugus County is responsible for contributing an Intergovernmental Transfer of the full non-federal share of the nursing home Upper Payment Limit in the amount of \$720,415.39 in 2021, and

WHEREAS, upon the State's receipt of the County's local share, a payment of \$1,644,784.00 will be made to the County in 2021, now, therefore, be it

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

Adopted November 10, 2021 by voice vote.

ACT NO. 454-2021 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
FOUNDATION FOR LONG TERM CARE, INC. FOR
ROUND 3 CORONAVIRUS EMERGENCY SUPPORT GRANT**

Pursuant to Section 450 of the County Law.

WHEREAS, Cattaraugus County Department of Nursing Homes has been awarded a Round 3 Coronavirus Emergency Support grant, in the amount of \$25,600.00, from the Mother Cabrini Health Foundation, through the Foundation for Long Term Care, Inc., for COVID-related expenses, and

WHEREAS, the grant must be used to support the following categories of COVID-related expenses at The Pines Healthcare and Rehabilitation Center-Machias Campus:

- Hazard pay and similar incentives for direct care workers;
- Support for staff, such as transportation, meals, child care, and wellness programs;
- Training and education relating to COVID-19 and the vaccine;
- Technology for telehealth and virtual social engagement;
- Unreimbursed expenses associated with COVID testing of staff and visitors;
- Devices and staff to support screening of staff and visitors upon entry into the facility;
- Safe in-person visitation spaces and practices;

- Virtual visits and socially distanced activities including technology and staff support;
- Signage for social distancing and/or partitions for infection prevention;
- HVAC and/or air filtration improvements; and
- PPE and other supplies, services and equipment needed to respond to COVID-19,

and

WHEREAS, a contract is necessary with the Foundation for Long Term Care, Inc., 13 British American Boulevard, Latham, New York 12110, in order to accept and receive the aforementioned funding, and

WHEREAS, this program is 100% funded through the Mother Cabrini Health Foundation, through the Foundation for Long Term Care, Inc., 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 Foundation for Long Term Care, Inc., in order to accept and receive the aforementioned grant funding, for a term commencing April 1, 2021 and terminating June 30, 2022, according to the above-described terms, and be it further

RESOLVED, that upon termination of 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 November 10, 2021 by voice vote.

ACT NO. 455-2021 by Mr. Higgins and Mr. Marsh
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WGRZ FOR TELEVISION ADVERTISING SERVICES TO PROMOTE TOURISM**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Economic Development, Planning and Tourism is desirous of promoting tourism in Cattaraugus County through the use of television commercials, and

WHEREAS, WGRZ, 259 Delaware Avenue, Buffalo, New York 14202, can provide advertising services, promoting tourism in Cattaraugus County, through the use of television commercials for an amount not to exceed \$12,500.00, to be paid as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with WGRZ, for the provision of the above-described advertising services, for a term commencing September 1, 2021 and terminating December 31, 2021, according to the above-described terms.

Adopted November 10, 2021 by voice vote.

ACT NO. 456-2021 by Mr. Higgins and Mr. Marsh
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
LAMAR COMPANIES FOR ADVERTISING SERVICES ON VINYL AND DIGITAL BILLBOARDS**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Economic Development, Planning and Tourism is desirous of promoting Cattaraugus County through the use of advertisements on vinyl and digital billboards, and

WHEREAS, Lamar Companies, 8235 Oliver Road, Erie, Pennsylvania 16509, can provide advertising services, promoting Cattaraugus County, through the use of vinyl and digital billboards for an amount of \$7,825.00, to be paid as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Lamar Companies, for the provision of the above-described advertising services, for a term commencing November 8, 2021 and terminating January 30, 2022, according to the above-described terms.

Adopted November 10, 2021 by voice vote.

ACT NO. 457-2021 by Mr. Higgins and Mr. Marsh
who ask immediate consideration

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS FOR
TOURISM PROMOTION AND GRANT ADMINISTRATOR**

Pursuant to Section 363 and 366 of the County Law.

WHEREAS, Act 203-2021 authorized an application and acceptance of funds for tourism promotion and also designated the grant administrator for fiscal year 2021, and

WHEREAS, additional funds have been received for the aforementioned program, and

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

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

Decrease Estimated Revenue Account:

A.642.6420.6410.1362	Catt County I Love NY MF	\$21,898.00
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Increase Estimated Revenue Account:

A.642.6420.6410.3715	State Aid, Tourism Promotion	\$28,102.00
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Increase Appropriation Accounts:

A.642.6420.6410.48001	Advertising	\$29,336.00
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A.642.6420.6410.48227	Transferred to Region	\$ 1,868.00
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Decrease Appropriation Account:

A.642.6420.6410.48226	Collateral-Travel Guide	\$25,000.00.
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Adopted November 10, 2021 by voice vote.

ACT NO. 458-2021 by Development & Agriculture Committee:
Mr. Marsh, Mr. Higgins, Mr. Benson, Mr. Burr,
Mr. Morrow, Mr. Smith and Mr. Koch
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
BEARDSLEY ARCHITECTS & ENGINEERS FOR
ONOVILLE MARINA PARK REHABILITATION AND
EXPANSION PROJECT FEASIBILITY ANALYSIS**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Economic Development, Planning & Tourism has received seven (7) proposals for a rehabilitation and expansion project at the Onoville Marina Park, and

WHEREAS, Beardsley Architects & Engineers, 64 South Street, Auburn, New York 13021, can provide the architect and engineering services necessary to complete a feasibility analysis for improving and expanding the Onoville Marina for a total amount of \$18,800.00, which includes reimbursable expenses, 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 Beardsley Architects & Engineers, for the provision of the above-described architect and engineering services, for a term commencing November 10, 2021 and terminating November 9, 2022, according to the above-described terms.

Adopted November 10, 2021 by voice vote.

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MR. MORROW moved, seconded by Mrs. Hunt, to adjourn until November 23, 2021 at 5:00 p.m.
Carried.

Meeting adjourned at 5:26 p.m.

Ann M. Giglio
Journal Clerk