

November 21, 2023

The meeting was called to order by Chairman VanRensselaer.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed one Legislator absent - Andreano.

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There being no amendments or objections thereto, Chairman VanRensselaer noted that the minutes of the November 8, 2023 session stand approved as presented.

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COMMUNICATIONS:

Jaré R. Cardinal, Director, Salamanca Rail Museum: Thank you letter for the continued support of their program.

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PUBLIC HEARING:

CHAIRMAN VANRENSELAER announced this is the time and place called for a public hearing on the **2024 Cattaraugus County Tentative Budget**, 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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ACT NO. 473-2023 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE TRANSFER DOCUMENTS WITH
NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR
COUNTY-OWNED PROPERTY IN TOWN OF NEW ALBION
AND WAIVING RULE 40 OF THE RULES OF ORDER**

Pursuant to Sections 215 and 450 of the County Law and
Section 30 of the Highway Law.

WHEREAS, the County is the owner of certain tax title property located at 130 North Main Street in the Village of Cattaraugus, Town of New Albion, known as Parcel No. 286 and identified as Tax Map No. 35.073-1-26, and

WHEREAS, the New York State Department of Transportation (NYSDOT) is desirous of acquiring a portion of the aforementioned parcel, consisting of approximately 0.012± acres for the construction, reconstruction and maintenance of New York State Route 353 and a stream channel by

replacing/rehabilitating a culvert located thereunder, and acquiring a temporary easement to provide a work area in connection with the aforementioned project, for an amount of \$400.00, and

WHEREAS, transfer documents must be executed in order to complete the aforementioned transaction, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute transfer documents, on behalf of Cattaraugus County, with the New York State Department of Transportation, according to the above-described terms, and be it further

RESOLVED, that Rule 40 of the Rules of Order of the Cattaraugus County Legislature is hereby waived for this transaction.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 474-2023 by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR PURCHASE OF CLASS 8 DUMP TRUCK/PLOW TRUCK
(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 the purchase of a new and unused, 2024 or newer, Class 8, Dump Truck/Plow Truck, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for the purchase of a new and unused, 2024 or newer, Class 8, Dump Truck/Plow Truck was the bid of Fleet Maintenance, Inc., 67 Ransier Drive, Buffalo, New York 14224, in accordance with the following cost schedule:

Cost of Chassis (Single Axle)	\$165,400.00
Cost of Chassis (Tandem Axle)	\$174,524.00
Cost for Complete Plow Equipment for 10' Dump Body & Hydraulics (sander not included)	\$104,587.00
Cost for Complete Plow Equipment for 14' Dump Body & Hydraulics (sander not included)	\$107,458.00
Cost for Additional 10' Sander/Spreader	\$ 27,745.00
Screens priced separately	\$ 1,924.00
Cost for Additional 13' Sander/Spreader	\$ 32,287.00
Screens priced separately	\$ 2,085.00
Option #2: Cost for Disc Brakes	\$ 2,500.00
Option #3: Dump Body with In-floor Sander:	
A) Single Axle with Fenders	\$128,278.00
B) Tandem Axle with Fenders	\$137,376.00
Option #5: Extended Warranties:	
A) Cost for Additional Two (2) year Extended Warranty on Truck	\$ 1,430.00
B) Other Optional Extended Warranties:	
1) Cost for TC4 Extended Truck Coverage – Seven (7) year, 100,000 miles	\$ 4,060.00
2) Cost for Extended Allison Transmission – Seven (7) year, unlimited miles	\$ 1,646.00

now, therefore, be it

RESOLVED, that the bid of Fleet Maintenance, Inc., be, and the same hereby is, accepted, for a term commencing upon notice of award with delivery to be 365 days from placement of order, and be it further

RESOLVED, that the prices listed in the bid specifications are available from January 1, 2024 through December 31, 2024, with the County's option to renew for three (3) additional one-year periods with a maximum 3% increase per model year, contingent upon and subject to inclusion in the budget of sufficient funds to cover the costs of the aforementioned equipment, and be it further

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

No State Bid.

Nine sets of specifications were sent out.

One bid was received which met specifications.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 475-2023 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NYS DOT AND AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN
THE FEDERAL-AID PROJECT ADMINISTERED BY THE NYS DOT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Otto Bridge No. 3 Replacement Project-County Road No. 12 over South Branch Cattaraugus Creek)**

Pursuant to Title 23 U.S. Code and Sections 363, 366 and 450 of the County Law.

WHEREAS, a project for the replacement of Otto Bridge No. 3, located on County Road No. 12 (Otto-East Otto Road) over South Branch Cattaraugus Creek (BIN 3-3228-80), in the Town of Otto, Cattaraugus County, PIN 5764.58, Comptroller's Contract #D041101 (the "Project"), is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% Non-Federal funds, and

WHEREAS, the County desires to advance the above Project by making a commitment of 100% of the costs of the Preliminary Engineering (Design I-VI) and Right-of-Way Incidentals phases of the Project, PIN 5764.58, and

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

RESOLVED, that the Cattaraugus County Legislature hereby approves the above-described Project, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the County of Cattaraugus to pay 100% of the cost of the Preliminary Engineering (Design I-VI) and Right-of-Way Incidentals phases of the Project, or portions thereof, and be it further

RESOLVED, that the sum of \$280,000.00 is hereby appropriated and made available to cover the cost of participation in the Preliminary Engineering (Design I-VI) and Right-of-Way Incidentals phases of the Project, and be it further

RESOLVED, that in the event the costs of the Project exceed the amount appropriated above (\$280,000.00), the County of Cattaraugus shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all necessary documents, certifications or reimbursement requests on behalf of Cattaraugus County, with the NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of the Project costs, and permanent funding of the local share of federal-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project, and be it further

RESOLVED, that this Resolution shall take effect immediately, and be it further

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

Increase Estimated Revenue Accounts:

H.504.5197.5195.3591.01	State Aid, Highway Marchiselli Program	\$ 42,000.00
H.504.5197.5195.4597.02	Federal Aid, Transportation Capital Projects	\$224,000.00

Decrease Appropriation Account:

H.504.5197.5198.25107.41603	Otto Bridge No. 3/Contracted Services	\$ 14,000.00
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Increase Appropriation Account:

H.504.5197.5195.25107.41603	Otto Bridge No. 3/Contracted Services	\$280,000.00.
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Approved by 7 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted November 21, 2023 by voice vote.

ACT NO. 476-2023 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
FOIT-ALBERT ASSOCIATES, ARCHITECTURE, ENGINEERING AND SURVEYING, P.C.
FOR ENGINEERING SERVICES FOR VARIOUS BUILDING AND ELECTRICAL PROJECTS**

Pursuant to Section 450 of the County Law.

WHEREAS, the County is in need of various engineering services for the following building and electrical projects:

Sheriff's Shooting Range Building	Farwell Pump Dog House,
Salamanca Baler	Randolph Storage Garage,

and

WHEREAS, Foit-Albert Associates, Architecture, Engineering and Surveying, P.C., 295 Main Street, Suite 200, Buffalo, New York 14203, can provide the engineering services necessary for each of the projects listed above for an amount not to exceed \$46,700.00, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned engineering 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 Foit-Albert Associates, Architecture, Engineering and Surveying, P.C., for the provision of the above-described engineering services, for a term commencing November 22, 2023 and terminating June 28, 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 21, 2023 by voice vote.

ACT NO. 477-2023 by Mr. Benson and Mr. Helmich

AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CHRISTOPHER SURMA D/B/A ENVIROTEKNIX FOR LEACHATE, SURFACE AND GROUNDWATER MONITORING AT FARWELL AND FIVE POINTS LANDFILLS AND ALLEGANY AND FRANKLINVILLE HIGHWAY BARN'S STORM WATER DISCHARGE ANALYSIS

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 518-2019, as amended by Act 88-2021, authorized a contract with Christopher Surma d/b/a Enviroteknix, 302 Lakeshore Drive East, Dunkirk, New York 14048, for the provision of leachate, surface and groundwater monitoring services at the Farwell and Five Point Landfills, and storm water discharge analysis services for the Allegany Highway Barn, the term of which expires December 31, 2023, and

WHEREAS, the County Department of Public Works is desirous of continuing the aforementioned leachate, surface and groundwater monitoring services, as well as storm water discharge analysis services for the Allegany Highway Barn and Franklinville Highway Barn, and

WHEREAS, Christopher Surma d/b/a Enviroteknix can provide the leachate, surface and groundwater monitoring services at the Farwell and Five Point Landfills, as well as the storm water discharge analysis services for the Allegany and Franklinville Highway Barns, as requested by the County, for a total four (4) year contract amount of \$95,630.00, in accordance with the following fee schedule:

<u>Five Points Landfill</u>	2024 Cost for Services	\$ 9,875.00	
	2025 Cost for Services	\$10,250.00	
	2026 Cost for Services	\$11,275.00	
	2027 Cost for Services	\$12,425.00	
<u>Farwell Landfill</u>	2024 Cost for Services	\$ 8,750.00	
	2025 Cost for Services	\$12,950.00	
	2026 Cost for Services	\$10,075.00	
	2027 Cost for Services	\$11,590.00	
<u>Allegany Highway Storm Water Discharge Analysis</u>			
	Monthly	O&G, pH, Labor/Travel	\$120.00/month
	Quarterly	BTEX Sample	\$110.00/quarter

Franklinville Highway Storm Water Discharge Analysis

Annual	O&G, pH, BTEX, Labor/Travel	\$230.00/year
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Other Costs: Additional Labwork needed as per Cattaraugus County request will be charged as follows:

	\$225.00/each
Routine Set	\$375.00/each
Baseline Set	\$945.00/each
Expanded Set	\$250.00/each
CO2/O2/CH4 Set	\$125.00/each
Field Parameters	\$350.00/each
Labor (Purge Day/Sample Day)	

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 Christopher Surma d/b/a Enviroteknix, for the provision of the above-described services, contingent upon and subject to inclusion in the 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 2025, with the option to extend for two (2) additional one-year periods at the rates listed above, according to the above-described terms.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 478-2023 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
VALI-DATA OF WNY, LLC FOR WATER MONITORING DATA VALIDATION SERVICES
AT FARWELL AND FIVE POINTS LANDFILLS**

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

WHEREAS, Act 464-2019 authorized a contract with Dataval, Inc., for the provision of water monitoring data validation services for the Farwell (Town of Ischua) and Five Points (Town of Mansfield) Landfills, the term of which expires December 31, 2023, and

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

WHEREAS, the County Department of Public Works is desirous of continuing the aforementioned groundwater monitoring data validation services, and

WHEREAS, Vali-Data of WNY, LLC, 7288 Hayes Hollow Road, West Falls, New York 14170, shall provide the aforementioned groundwater monitoring data validation services for the Farwell and Five Points Landfills in accordance with the following rate schedule:

2024	Five Points	\$685.00	
	Farwell	<u>\$849.00</u>	\$1,534.00

2025	Five Points Farwell	\$685.00 <u>\$849.00</u>	\$1,534.00
2026	Five Points Farwell	\$685.00 <u>\$849.00</u>	\$1,534.00
2027	Five Points Farwell	\$685.00 <u>\$849.00</u>	\$1,534.00,

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 Vali-Data of WNY, LLC, for the provision of the above-described services, contingent upon and subject to inclusion in the budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 2025, with the mutual option to extend for two additional one-year periods at the rates listed above, according to the above-described terms.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 479-2023 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE ACQUISITION OF LANDS IN THE
TOWN OF NEW ALBION FOR HIGHWAY PURPOSES
(New Albion Culvert No. 47 Right-of-Way)**

Pursuant to Sections 118 and 119 of the Highway Law and
Articles 2 and 3 of the Eminent Domain Procedure Law.

WHEREAS, fee title is needed for property, more fully described below, located in the Town of New Albion, for the replacement of New Albion Culvert No. 47:

Parcel No. BNE-47

(Tax Map No. 53.002-2-16.3)

ALL THAT PARCEL OF LAND situate in the Town of New Albion, County of Cattaraugus, State of New York, being part of Lot No. 9, Township 4, Range 8, of the Holland Land Company's survey, bounded and described as follows:

Commencing at the intersection of the westerly Right-of-Way of New Albion Road - C.R. 5 (49.5' wide) and the northerly Right-of-Way of Pigeon Valley Road - C.R. 7 (49.5' wide), said point being the southeasterly corner of lands of Deborah G. Tripodi and Andrew F. Tripodi (reputed owners) as described in a deed recorded in the Cattaraugus County Clerk's office in Instrument 55433-001; thence northerly along said westerly Right-of-Way of New Albion Road - C.R. 5 (49.5' wide), 164.83 feet to the POINT OF BEGINNING, said point being 26.11 feet southwesterly of and measured perpendicular from station 10+23.48 of the centerline of improvement of New Albion Road - C.R. 5 as established in September, 2019

by Erdman Anthony for the reconstruction of New Albion Road - C.R. 5, Cattaraugus County Culvert No. 47;

THENCE S 83°14'20" W, in said lands of Deborah G. Tripodi and Andrew F. Tripodi (reputed owners), a distance of 68.68 feet to a point, said point being 74.67 feet southwesterly of and measured perpendicular from station 9+74.92 of the aforementioned centerline of improvement;

THENCE N 06°45'40" W, continuing in said lands of Deborah G. Tripodi and Andrew F. Tripodi (reputed owners), a distance of 68.25 feet to a point on the aforementioned westerly Right-of-Way of New Albion Road - C.R. 5 (49.5' wide), said point being 26.52 feet southwesterly of and measured perpendicular from station 9+27.08 of the aforementioned centerline of improvement;

THENCE southeasterly, along said westerly Right-of-Way of New Albion Road - C.R. 5 (49.5' wide), a distance of 96.84 feet to the POINT OF BEGINNING, Containing 2297 square feet or 0.053 acre of land, more or less,

now, therefore, be it

RESOLVED, that the Commissioner of the Department of Public Works is hereby authorized and directed to acquire lands or rights or interests therein for County highway purposes and to acquire such lands or rights or interests therein by option to purchase, release or agreement which gives the County the right to enter and occupy the above-described property for highway purposes, or by condemnation pursuant to Articles 2 and 3 of the Eminent Domain Procedure Law.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 480-2023 by Mr. Benson and Mr. Helmich

**DECLARING THAT THE ACQUISITION OF CERTAIN REAL PROPERTY
IN THE TOWN OF NEW ALBION REPUTEDLY OWNED BY
ANDREW F. TRIPODI AND DEBORAH G. TRIPODI IS DE MINIMIS AND
THAT THE PUBLIC INTEREST WILL NOT BE PREJUDICED BY THE
REPLACEMENT OF NEW ALBION CULVERT NO. 47**

Pursuant to Section 206 (D) of the Eminent Domain Procedure Law.

WHEREAS, Act 479-2023 authorized the County Department of Public Works to acquire lands or rights or interests therein for County highway purposes by condemnation pursuant to Articles 2 and 3 of the Eminent Domain Procedure Law, and

WHEREAS, the County is about to acquire the lands or rights or interests described in Act 479-2023, reputedly owned by Andrew F. Tripodi and Deborah G. Tripodi (deceased), and

WHEREAS, the parcel to be acquired in fee simple is described in Act 479-2023, now, therefore, be it

RESOLVED, that it is the opinion of the Cattaraugus County Legislature that the acquisition of the above-described real property, reputedly owned by Andrew F. Tripodi and Deborah G. Tripodi (deceased), is de minimis in nature and that the public interest will not be prejudiced by the replacement of New Albion Culvert No. 47, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby determines that, pursuant to Section 206 (D) of the Eminent Domain Procedure Law, the aforementioned acquisition is exempt from a public hearing as required by Section 201 of the Eminent Domain Procedure Law, and be it further

RESOLVED, that the Commissioner of the Department of Public Works is hereby authorized to institute a proceeding pursuant to Articles 2 and 3 of the Eminent Domain Procedure Law to acquire the aforementioned real property.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 481-2023 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE COUNTY ATTORNEY TO NEGOTIATE THE
FAIR MARKET VALUE AND MAKE AN OFFER TO PURCHASE
CERTAIN PROPERTY LOCATED IN THE TOWN OF *NEW ALBION*¹ FROM
ANDREW F. TRIPODI AND DEBORAH G. TRIPODI**

Pursuant to Article 3 of the Eminent Domain Procedure Law.

WHEREAS, Act 479-2023 authorized the County Department of Public Works to acquire lands or rights or interests therein for County highway purposes by condemnation pursuant to Articles 2 and 3 of the Eminent Domain Procedure Law, and

WHEREAS, pursuant to Section 302 of the Eminent Domain Procedure Law, the County must have real property, which is to be acquired by condemnation, appraised, and

WHEREAS, pursuant to Section 303 of the Eminent Domain Procedure Law, the County must make a written offer to represent just compensation for the real property to be acquired, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the County Attorney to negotiate the fair market value of the above-described property and make an offer for the purchase of the same.

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

¹MR. HELMICH moved, seconded by Mr. Burr, to amend as follows: In the Title, delete: "Dayton", and replace with: "New Albion". Carried.

Adopted, as amended, November 21, 2023 by voice vote.

ACT NO. 482-2023 by Mr. Higgins and Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION AND
CONTRACTS WITH CATTARAUGUS COUNTY FEDERATION OF SNOWMOBILE CLUBS, INC.
AND VARIOUS SNOWMOBILE CLUBS IN CATTARAUGUS COUNTY
FOR SNOWMOBILE TRAIL GRANT PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Economic Development, Planning & Tourism)**

Pursuant to Article 27 of the Parks, Recreation and Historic
Preservation Law and Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 463-2022, as amended by Act 363-2023, authorized the Chair to execute contracts with the New York State Office of Parks, Recreation and Historic Preservation, the Cattaraugus County Federation of Snowmobile Clubs, Inc., and various snowmobile clubs for the snowmobile trail grant program, the terms of which expired March 31, 2023, and

WHEREAS, the County has been awarded funding through the New York State Office of Parks, Recreation and Historic Preservation for the maintenance of snowmobile trails for the 2023-2024 program year, and

WHEREAS, the Cattaraugus County Federation of Snowmobile Clubs, Inc., oversees the activities of various snowmobile clubs within the County, and

WHEREAS, the County desires that the development and maintenance of snowmobile trails be the responsibility of the Cattaraugus County Federation of Snowmobile Clubs, Inc., and

WHEREAS, the County shall act as a pass-through agency for purposes of disbursing the aforementioned grant funds, and

WHEREAS, the Cattaraugus County Federation of Snowmobile Clubs, Inc., shall distribute the aforementioned grant funds to the snowmobile clubs listed below:

	<u>2022-2023</u> Grant	<u>2023-2024</u> Grant
Ashford Snowmobile Club, Inc. P.O. Box 96 West Valley, NY 14171	\$12,342.00	\$12,342.00
Elibomwons, Inc. 4164 Elm Creek Road Randolph, NY 14772	\$30,045.00	\$30,429.00
Enchanted Mountains Border Riders Snowmobile Club, Inc. P.O. Box 325	\$4,608.00	\$4,608.00
Westons Mills, NY 14788 Franklinville Snow Sled Club, Inc. P.O. Box 22 Franklinville, NY 14737	\$28,206.00	\$29,922.00

Portville Snowmobile Club, Inc. P.O. Box 466 Portville, NY 14770	\$13,440.00	\$13,440.00
Snow Bounders, Inc. 9189 Cattaraugus-Otto Road Cattaraugus, NY 14719	\$51,426.00	\$53,016.00
Southern Tier Snow Drifters, Inc. 5075 Woodside Road Springville, NY 14141	\$10,074.00	\$10,074.00
Tri-County Drift Hoppers, Inc. Snowmobile Club P.O. Box 161 Sandusky, NY 14133-0161	\$15,360.00	\$15,360.00
Western New York Snowmobile Club of Boston, Inc. P.O. Box 137 Boston, NY 14025	\$5,082.00	\$5,082.00

and

WHEREAS, the grant funding has been received and is in the budget to cover the aforementioned allocations, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents and contracts, on behalf of Cattaraugus County, with the New York State Office of Parks, Recreation and Historic Preservation, the Cattaraugus County Federation of Snowmobile Clubs, Inc., and the above-listed snowmobile clubs, in order to accept and receive the aforementioned funding, for a term commencing April 1, 2023 and terminating March 31, 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 Account:		
A.644.7180.0000.3889.01	NYS Snowmobile Trail Grant	\$171,420.80
Increase Appropriation Account:		
A.644.7180.0000.42037	Federation of Snowmobile Clubs	\$171,420.80.

Approved by 7 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

Adopted November 21, 2023 by voice vote.

ACT NO. 483-2023 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ALLEGANY FAMILY MEDICINE FOR THE PINES HEALTHCARE & REHABILITATION
CENTER-OLEAN CAMPUS CONTINGENT MEDICAL DIRECTOR SERVICES**

Pursuant to 10 NYCRR Section 415.15 and Section 450 of the County Law.

WHEREAS, the Department of Nursing Homes is in need of a contingent medical director, in the event the current medical director for The Pines Healthcare and Rehabilitation Center-Olean Campus is unavailable, and

WHEREAS, Allegany Family Medicine, 112 West Main Street, Allegany, New York 14706, shall provide the services of Medical Director at The Pines Healthcare & Rehabilitation Center-Olean Campus, in the event the current medical director is unavailable, for an amount in accordance with the following rate schedule:

Shafi Raza, MD	\$180.00 per hour
Physician Assistant	\$125.00 per hour
Nurse Practitioner	\$125.00 per hour,

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 Allegany Family Medicine, for the provision of the above-described services, for a term commencing December 1, 2023 and terminating December 31, 2024, according to the above-described terms.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 484-2023 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
JAMES MCGUINNESS & ASSOCIATES, INC. FOR
MAINTENANCE SUPPORT SERVICES FOR
CHILDREN WITH SPECIAL NEEDS SOFTWARE**

Pursuant to Article 19-A of the Executive Law, Section 4410 of the Education Law and Section 450 of the County Law.

WHEREAS, Act 477-2022 authorized a contract with James McGuinness & Associates, Inc., for the provision of a software program with maintenance support for the Children with Special Needs Program, the term of which expires December 31, 2023, and

WHEREAS, the County Youth Bureau is desirous of continuing its maintenance support for the aforementioned software, and

WHEREAS, James McGuinness & Associates, Inc., 1482 Erie Boulevard, Schenectady, New York 12305, has agreed to continue providing maintenance support for an amount not to exceed \$9,500.00 per year, 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 James McGuinness & Associates, Inc., for the provision of the above-described maintenance support services, contingent upon and subject to inclusion in the 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 2024, according to the above-described terms.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 485-2023 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE DOCUMENTS
REGARDING YOUTH PROGRAMS FOR 2024**

Pursuant to Section 95 of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Act 478-2022 authorized the Chair to execute such agreements, applications and other documents as were necessary to effect the establishment of the various youth programs in 2023, and

WHEREAS, a sum not to exceed \$165,000.00 will be used for various youth-related projects in Cattaraugus County for the period October 1, 2023 through September 30, 2024, and

WHEREAS, it is necessary for the County to enter into various contracts with the individual sponsoring agencies throughout the 2023-2024 program year to comply with New York State Office of Children & Family Services' requirements, and

WHEREAS, these programs are 100% state funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute such contracts, applications and other documents, on behalf of Cattaraugus County, as deemed necessary to effect the establishment of the various youth programs during the period October 1, 2023 through September 30, 2024, and be it further

RESOLVED, that prior to entering into any contract for youth programs for the 2023-2024 program year, such programs shall be approved, in writing, by the Cattaraugus County Youth Bureau Board of Directors, and be it further

RESOLVED, that any such contracts, applications, or other documents are further contingent upon subsequent approval by the New York State Office of Children & Family Services of the

program and program budgeting and are null and void until and unless such approval is obtained, and be it further

RESOLVED, that the County's participation in any of the various programs will be to reimburse the sponsoring agency 100% for reimbursable expenditures as defined under the New York State Office of Children & Family Services Guidelines and approved by the Cattaraugus County Youth Bureau with reimbursement set forth infra, and be it further

RESOLVED, that all reimbursement to the sponsoring agency by the County of Cattaraugus up to the maximum of the approved program cost for the 2023-2024 program year will take effect after the sponsoring agency has filed appropriate state aid forms with the Cattaraugus County Youth Bureau, and the Youth Bureau has approved those forms, and be it further

RESOLVED, that any such contract entered into between the County and a sponsoring agency shall provide, inter alia, a provision that, in the event the State of New York fails to reimburse the County as contractually outlined, the sponsoring agency shall reimburse the County for the total amount of funds provided by the County pursuant hereto, 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 21, 2023 by voice vote.

ACT NO. 486-2023 by Mrs. Andreano and Mr. Helmich

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND HOUSING OPTIONS MADE EASY, INC. D/B/A RECOVERY OPTIONS MADE EASY, INC. FOR CRISIS PEER SPECIALIST FOR THE MENTAL HEALTH CLINIC

Pursuant to Section 41.07 of the Mental Hygiene Law,
Section 520A of Public Health Service Act and
Section 450 of the County Law.

WHEREAS, Act 37-2023 authorized a contract with Housing Options Made Easy, Inc., d/b/a Recovery Options Made Easy, Inc., 75 Jamestown Street, Gowanda, New York 14070, for the provision of Peer Specialists for the Olean Mental Health Clinic, the term of which expires December 31, 2023, and

WHEREAS, the Department of Community Services is desirous of providing one (1) full-time Crisis Peer Specialist for the Olean Mental Health Clinic, and

WHEREAS, Housing Options Made Easy, Inc., d/b/a Recovery Options Made Easy, Inc., can provide (1) full-time Crisis Peer Specialist for the Olean Mental Health Clinic, along with, and including,

SAMSHA grant services for an amount not to exceed \$62,857.00, to be paid in installments on a monthly basis, as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.958), 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 Housing Options Made Easy, Inc., d/b/a Recovery Options Made Easy, Inc., to signify the County's approval, contingent upon and subject to inclusion in the 2024 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, 2024 and terminating December 31, 2024, according to the above-described terms, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, further authorized and directed to execute contract amendments, upon notification of award, for the allocation of additional state aid funding or cost of living adjustments (COLAs) for this program, 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 21, 2023 by voice vote.

ACT NO. 487-2023 by Mrs. Andreano and Mr. Helmich

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND JAMESTOWN PSYCHIATRIC, P.C. FOR NURSING AND PSYCHIATRIC SERVICES FOR MENTAL HEALTH CLINIC & PROS PROGRAM

Pursuant to Section 41.13(a)(6) of the Mental Hygiene Law and Section 450 of the County Law.

WHEREAS, Act 575-2022 authorized a contract with Jamestown Psychiatric, P.C., 305 East Fairmount Avenue, Lakewood, New York 14750, for the provision of nursing and psychiatric services for the Department of Community Services mental health clinic and PROS Program, the term of which expires December 31, 2023, and

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

WHEREAS, Jamestown Psychiatric, P.C., shall provide the following staff for the provision of nursing and psychiatric services for the mental health clinic and PROS program for a total contract amount not to exceed \$1,109,848.00, to be paid on a monthly basis, as invoiced:

- one (1) registered nurse (Clinic) \$31.40/hour for 35 hours/week
- one (1) licensed practical nurse (Clinic) \$26.18/hour for 35 hours/week

- one (1) licensed practical nurse (Clinic) \$25.50/hour for 35 hours/week
- one (1) nursing supervisor (Clinic) \$33.81/hour for 35 hours/week
- one (1) registered nurse (PROS Program) \$31.40/hour for 35 hours/week
- psychiatric medical services (Clinic) – total not to exceed 2,704 hours
 - child psychiatrist \$195.00/hour of direct care
 - psychiatrist \$195.00/hour of direct care
 - allied health professional \$150.00/hour of direct care
 - travel \$50.00/hour not to exceed 400 hours
- psychiatric medical services (PROS) – total not to exceed 286 hours
 - psychiatrist \$195.00/hour of direct care
 - travel \$50.00/hour not to exceed 208 hours,

and

WHEREAS, the costs of these services are provided through a combination of state aid, billable insurance, and County funds, 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 Jamestown Psychiatric, P.C., to signify the County's approval, contingent upon and subject to inclusion in the 2024 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, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 488-2023 by Mrs. Andreano and Mr. Helmich

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND HEALTHCARE SOLUTIONS WNY, LLC, FOR DEPARTMENT OF COMMUNITY SERVICES BILLING AND ACCOUNTS RECEIVABLE MANAGEMENT SERVICES

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

WHEREAS, Act 36-2023 authorized approval for a contract with Healthcare Solutions WNY, LLC, 3719 Union Road, Suite 218, Cheektowaga, New York 14225, for the provision of billing-related

services and cash receipt reconciliation and contractual allowance management for the Department of Community Services clinic operations, the term of which expires December 31, 2023, and

WHEREAS, the Department of Community Services is desirous of continuing the aforementioned billing-related and cash receipt reconciliation services, and

WHEREAS, Healthcare Solutions WNY, LLC, can provide billing and accounts receivable management services and manage the authorization-for-payment process, for an amount not to exceed \$157,666.00 based upon billable units of service not to exceed 26,000 units of service at a rate of \$5.83333 per unit, and perform monthly cash receipt reconciliation for \$6,000.00, and

WHEREAS, this program is funded through a combination of state aid, billable insurance, federal funds (CFDA# 93.778), 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, between the Cattaraugus County Community Services Board and Healthcare Solutions WNY, LLC, to signify the County's approval, contingent upon and subject to inclusion in the 2024 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, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 489-2023 by Mrs. Andreano and Mr. Helmich

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND JAMESTOWN PSYCHIATRIC, P.C. FOR DEPARTMENT OF COMMUNITY SERVICES MEDICAL DIRECTOR SERVICES

Pursuant to 14 NYCRR Section 587.8(d)(3) and (i),
Section 41.07 of the Mental Hygiene Law and Section 450 of the County Law.

WHEREAS, Act 581-2022 authorized a contract with Jamestown Psychiatric, P.C., for the provision of medical director services to oversee the provision of medical services in the Department of Community Services mental health clinics, the term of which expires December 31, 2023, and

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

WHEREAS, Jamestown Psychiatric, P.C., 305 East Fairmount Avenue, Lakewood, New York 14750, through Israr Abbasi, M.D., shall provide the services of Medical Director for the Department of

Community Services mental health clinics for an annual amount of \$16,600.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, the cost of these services is provided through a combination of state aid, billable insurance, and federal funds (CFDA #93.778), 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 Jamestown Psychiatric, P.C., to signify the County's approval, contingent upon and subject to inclusion in the 2024 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, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 490-2023 by Mrs. Andreano and Mr. Helmich

**APPROVING CONTRACTS BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD
AND GOWANDA CENTRAL SCHOOL DISTRICT FOR
MENTAL HEALTH SOCIAL WORKER SERVICES**

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

WHEREAS, Act 493-2022 authorized a contract with Gowanda Central School District for the provision of mental health services through the placement of a social worker in the school, the term of which expires December 31, 2023, and

WHEREAS, the County Department of Community Services is desirous of continuing the placement of a social worker in the Gowanda Central School District, and

WHEREAS, a contract is necessary with the Gowanda Central School District to outline the mental health services to be provided by the County's mental health clinician, at no cost to the County, and

WHEREAS, the Gowanda Central School District shall provide an office, a family meeting room, a phone line and furniture, as well as a family support staff to work in conjunction with the County staff to meet the needs of families, and special equipment for the County's mental health clinician 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 the Gowanda Central School District, to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2024 and terminating December 31, 2024, according to the above-described terms.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 491-2023 by Mrs. Andreano and Mr. Helmich

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND KIMBERLY CONROY, RN, MS, CS, NPP FOR DEPARTMENT OF COMMUNITY SERVICES PSYCHIATRIC NURSE PRACTITIONER SERVICES FOR CLIENTS IN THE PROS PROGRAM

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

WHEREAS, Act 490-2022 authorized a contract with Kimberly Conroy, RN, MS, CS, NPP, 2656 West State Street, Suite 502, Olean, New York 14760, for the provision of psychiatric nurse practitioner services for clients in the PROS Program, the term of which expires December 31, 2023, and

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

WHEREAS, Kimberly Conroy, RN, MS, CS, NPP, an independent contractor, can provide psychiatric nurse practitioner services to clients in the PROS Program for an amount of \$145.00 per direct care hour, for a maximum of 286 hours annually, not to exceed a total contract amount of \$41,470.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, the cost of these services is provided through a combination of state aid, billable insurance, and County funds, 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 Kimberly Conroy, RN, MS, CS, NPP, to signify the County's approval, for the provision of the above-described services, contingent upon and subject to inclusion in the 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 492-2023 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING PAYMENT OF MEMBERSHIP DUES FOR PARTICIPATION IN
INTEGRITY PARTNERS FOR BEHAVIORAL HEALTH IPA, INC.
BEHAVIORAL HEALTH CARE COOPERATIVE**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 574-2022 authorized a contract with Genesee County Department of Mental Health to act as the lead agency in the development of a behavior health care cooperative known as Integrity Partners for Behavior Health IPA, Inc., and

WHEREAS, the County, as a participating member of the behavior health care cooperative, must pay dues in the amount of \$10,000.00 to Integrity Partners for Behavioral Health IPA, Inc., 430 East Main Street, Batavia, New York 14020, for continued participation in the IPA, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to pay membership dues, on behalf of Cattaraugus County, to Integrity Partners for Behavioral Health IPA, Inc., for continued participation in the behavior health care cooperative for the period commencing January 1, 2024 and terminating December 31, 2024, according to the above-described terms.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 493-2023 by Mrs. Andreano and Mr. Helmich

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND KIMBERLY CONROY, RN, MS, CS, NPP
FOR DEPARTMENT OF COMMUNITY SERVICES
PSYCHIATRIC NURSE PRACTITIONER SERVICES FOR
CLIENTS IN THE MENTAL HEALTH CLINIC**

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

WHEREAS, Act 489-2022 authorized a contract with Kimberly Conroy, RN, MS, CS, NPP, 2656 West State Street, Suite 502, Olean, New York 14760, for the provision of psychiatric nurse practitioner services for clients in the mental health clinic, the term of which expires December 31, 2023, and

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

WHEREAS, Kimberly Conroy, RN, MS, CS, NPP, an independent contractor, can provide psychiatric nurse practitioner services to clients in the mental health clinic for an amount of \$145.00 per direct care hour, for a maximum of 416 hours annually, not to exceed a total contract amount of \$60,320.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, the cost of these services is provided through a combination of state aid, billable insurance, and County funds, 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 Kimberly Conroy, RN, MS, CS, NPP, to signify the County's approval, for the provision of the above-described services, contingent upon and subject to inclusion in the 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 494-2023 by Mrs. Andreano and Mr. Helmich

APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND HOUSING OPTIONS MADE EASY, INC. D/B/A RECOVERY OPTIONS MADE EASY, INC. FOR PEER SPECIALISTS FOR THE MOBILE TRANSITIONAL SUPPORT TEAM

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

WHEREAS, Act 495-2022 authorized a contract with Housing Options Made Easy, Inc., d/b/a Recovery Options Made Easy, Inc., 75 Jamestown Street, Gowanda, New York 14070, for the provision of a peer specialist for the Mobile Transitional Support Team, the term of which expires December 31, 2023, and

WHEREAS, the County Department of Community Services is desirous of providing one (1) full-time peer specialist for the Mobile Transitional Support Team for the provision of services to residents of Cattaraugus County who have been discharged from inpatient facilities and who have been identified as being at significant risk for re-hospitalization or emergency room presentation if not provided off-hours clinical intervention and/or support, and

WHEREAS, Housing Options Made Easy, Inc., d/b/a Recovery Options Made Easy, Inc., can provide one (1) full-time peer specialist for the Mobile Transitional Support Team for an amount not to exceed \$60,965.00, to be paid in installments on a monthly basis, as invoiced, 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 a contract, between the Cattaraugus County Community Services Board and Housing Options Made Easy, Inc., d/b/a Recovery Options Made Easy, Inc., to signify the County's approval, for the provision of the above-described services, contingent upon and subject to inclusion in the 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 2024, according to the above-described terms, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, further authorized and directed to execute contract amendments, upon notification of award, for the allocation of additional state aid funding or cost of living adjustments (COLAs) for this program, 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 21, 2023 by voice vote.

ACT NO. 495-2023 by Mrs. Andreano and Mr. Helmich

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD
AND ADVANCE PRACTICE SOLUTIONS FOR
DEPARTMENT OF COMMUNITY SERVICES
SCRIBE SUPPORT STAFF FOR MENTAL HEALTH CLINIC & PROS PROGRAM**

Pursuant to Section 41.13(a)(6) of the Mental Hygiene Law and
Section 450 of the County Law.

WHEREAS, Act 492-2022 authorized a contract with Advance Practice Solutions, 305 East Fairmount Avenue, Lakewood, New York 14750, for the provision of scribe support staff to assist psychiatric professionals with clinical documentation in the Department of Community Services mental health clinic and PROS Program, the term of which expires December 31, 2023, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of renewing the aforementioned contract, and

WHEREAS, Advance Practice Solutions can provide scribe support staff to assist psychiatric professionals with clinical documentation in the Department of Community Services mental

health clinic and PROS Program, for a maximum of 2,770 hours at \$10.25 per hour, for an amount not to exceed \$28,393.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, the funding for these services is provided through a combination of state aid, billable insurance, and County funds, 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 Advance Practice Solutions, to signify the County’s approval, for the provision of the above-described services, contingent upon and subject to inclusion in the 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 496-2023 by Mrs. Andreano and Mr. Helmich

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
FOR PURCHASE OF SUPPLIES FOR
DEPARTMENT OF COMMUNITY SERVICES
(DSRIP FUNDS)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, the Department of Community Services would like to utilize a portion of DSRIP funds to purchase needed supplies for the Mental Health Clinic, the Care Management Office and the PROS Facility, and

WHEREAS, various appropriation and revenue funds must be adjusted in order to utilize DSRIP funds for the aforementioned purchases, now, therefore, be it

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

Increase Estimated Revenue Account:

A.431.4310.0890.4401.10 LGU Administration DSRIP \$ 26,561.47

Increase Appropriation Accounts:

A.431.4340.6340.45401 PROS Small Equipment \$ 13,280.54

A.431.4340.6340.48212 PROS Client Lunch Program \$ 200.00

A.431.4340.6340.47036 PROS Nursing Supplies \$ 100.00

A.431.4340.6340.44401 PROS Building Repair & Maintenance \$ 930.00

A.431.4340.6340.47002	PROS Office Supplies	\$ 249.95
A.431.4352.2620.47002	Adult Case Management Office Supplies	\$ 124.98
A.431.4350.0820.47002	Children's Care Management Office Supplies	\$ 389.60
A.431.4352.2620.45401	Adult Case Management Small Equipment	\$ 3,690.69
A.431.4334.0870.45401	Mental Health Monitoring & Evaluation	\$ 824.50
A.431.4335.2100.20005	Mental Health Clinic Office Furnishings	\$ 2,815.66
A.431.4335.2100.45401	Mental Health Clinic Small Equipment	\$ 2,170.37
A.431.4335.2100.47002	Mental Health Clinic Office Supplies	\$ 1,785.18.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 497-2023 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 497-2022 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 alternate hours visitation services for at-risk children, the term of which expires December 31, 2023, 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 \$27,500.00, 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 2024 budget of sufficient funds to cover the costs of the aforementioned services for a term commencing January 1, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 498-2023 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 498-2022 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 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, 2023, 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 \$352,098.73, 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 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024, and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 499-2023 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 499-2022 authorized a contract with Catholic Charities of Buffalo, Inc., for the provision of 1 1/2 therapists for the Multi-Systemic Therapy (MST) program, and for preventive and other supportive services to persons in need of supervision (PINS), the term of which expires December 31, 2023, 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 \$166,000.00, 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 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 500-2023 by Mrs. Andreano and Mr. Helmich

**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 503-2022 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, 2023, 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 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 501-2023 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
RESIDENTIAL SERVICES FOR VICTIMS OF DOMESTIC VIOLENCE**

Pursuant to 18 NYCRR Parts 408 and 452.2(b), Article 6-A of the Social Services Law and Section 450 of the County Law.

WHEREAS, Act 506-2022 authorized a contract with Cattaraugus Community Action, Inc., d/b/a Connecting Communities in Action for the provision of necessary and available approved residential services to victims of domestic violence, the term of which expires December 31, 2023, 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, 25 Jefferson Street, Salamanca, New York 14779, has agreed to administer the aforementioned program for an amount not to exceed the \$67.00 per day per person or at a rate established by the New York State Office of Children and Family Services, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 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 Cattaraugus Community Action, Inc., d/b/a Connecting Communities in Action, for the administration of the above-described program, contingent upon and subject to inclusion in the 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

ACT NO. 502-2023 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 507-2022 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 shelter and transitional services for homeless individuals, the term of which expires December 31, 2023, 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 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 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.

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

Adopted November 21, 2023 by voice vote.

* * * * *

MR. MARSH moved, seconded by Mr. Boberg, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 503-2023 through Act No. 508-2023. Carried.

* * * * *

ACT NO. 503-2023 by Mrs. Andreano, Mr. Higgins and Mr. Smith
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CITY OF OLEAN
FOR OLEAN MUNICIPAL AIRPORT CAPITAL IMPROVEMENTS**

Pursuant to Section 119-s of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, the City of Olean has requested funding in an amount not to exceed \$95,000.00 for capital improvements at the Olean Municipal Airport, and

WHEREAS, the City of Olean proposes to use the aforementioned funding to offset the cost of professional services rendered for the Runway Rehabilitation Project, and

WHEREAS, the 2023 County budget provides for the payment of \$95,000.00 to the City of Olean for the aforementioned costs from Account A.561.5610.0000.42002, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the City of Olean, for payment to the City of Olean of an amount not to exceed \$95,000.00, for a term commencing January 1, 2023 and terminating December 31, 2023, according to the above-described terms.

Adopted November 21, 2023 by voice vote.

ACT NO. 504-2023 by Mrs. Hunt and Mr. Koch
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
TOWN OF RED HOUSE FOR
TAX COLLECTION SERVICES**

Pursuant to Article 5-G of the General Municipal Law,
Section 578 of the Real Property Tax Law
and Section 450 of the County Law.

WHEREAS, the Town of Red House desires to enter into a municipal cooperation agreement with the County for the collection of County taxes, and

WHEREAS, the Town of Red House desires to jointly and concurrently collect taxes with the County pursuant to NYS Real Property Tax Law Sections 578(2)(a) and 578(2)(b), and

WHEREAS, the Town of Red House authorizes the County Treasurer to collect County taxes on behalf of the Town in the amount of \$5.00 per parcel, now, therefore, be it

RESOLVED, that the County Treasurer shall be considered a tax collecting officer of the Town of Red House for the purpose of collecting County taxes for the Town of Red House, including any interest and/or penalties that may be owed, on behalf of the Town from residents, and shall have all powers and duties thereof, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a municipal cooperation agreement, on behalf of Cattaraugus County, with the Town of Red House for the provision of the above-described services, for a term commencing January 1, 2024 and remaining in full force and effect until terminated by either party upon the giving of thirty (30) days' written notice to the other party, on or before September 1st of the preceding County tax collection year.

Adopted November 21, 2023 by voice vote.

ACT NO. 505-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AFFILIATION AGREEMENTS
WITH STATE UNIVERSITY OF NEW YORK AT BUFFALO FOR
EDUCATIONAL EXPERIENCE PROGRAMS**

Pursuant to Section 450 of the County Law.

WHEREAS, the State University of New York, University at Buffalo, 12 Capen Hall, Buffalo, New York 14260, offers training and educational programs to students in various curriculums who would benefit from educational experience through various County Departments, and

WHEREAS, the County believes that the value of the presence of such students would add to its operation, and

WHEREAS, the aforementioned programs are conducted 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 affiliation agreements, on behalf of Cattaraugus County, with the State University of New York, University at Buffalo, for the provision of the above-described education experience programs, for a term commencing January 1, 2024 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Adopted November 21, 2023 by voice vote.

ACT NO. 506-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SEAN LENNON, LMHC
FOR FAMILIES WITH CHILDREN AT RISK OF PLACEMENT
PSYCHOLOGICAL ASSESSMENTS**

Pursuant to 42 USC Sections 672 and 675a, Section 409-h of the Social Services Law
and Section 450 of the County Law.

WHEREAS, effective October 1, 2021, New York State regulations required the County Department of Social Services to conduct psychological assessments for children who are placed in a qualified residential treatment program, so that the Family Court Judge can ensure that the level of care is sufficient to meet the needs of the child, and

WHEREAS, Act 571-2022 authorized a contract with Sean Lennon, LMHC, 25 East 4th Street, Suite 410, Jamestown, New York 14701, for the provision of the aforementioned psychological assessments for children, the term of which expires December 31, 2023, and

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

WHEREAS, Sean Lennon, LMHC, can provide psychological assessments for children who are placed in a qualified residential treatment program for an amount not to exceed \$50,000.00, to be paid as invoiced, and

WHEREAS, this program is 62% state and 38% County funded, however, without the aforementioned psychological assessment, the Department of Social Services will not be eligible for Title IV-E reimbursement, 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 Sean Lennon, LMHC, for the provision of the above-described services, for a term commencing January 1, 2024 and terminating December 31, 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.

Adopted November 21, 2023 by voice vote.

ACT NO. 507-2023 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**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 502-2022 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, 2023, 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 June 1, 2022

Age of Child:	<u>Under 1½</u>	<u>1½ - 2</u>	<u>3 - 5</u>	<u>6 - 12</u>
DAY CARE CENTER				
Weekly	\$295.00	\$275.00	\$253.00	\$245.00
Daily	64.00	59.00	55.00	55.00
Part-Day	43.00	39.00	37.00	37.00
SCHOOL AGE CHILD CARE				
Weekly	\$0	\$0	\$253.00	\$245.00
Daily	0	0	55.00	55.00
Part-Day	0	0	37.00	37.00

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 2024 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing January 1, 2024 and terminating December 31, 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.

Adopted November 21, 2023 by voice vote.

ACT NO. 508-2023 by Mrs. Andreano, Mr. Higgins and Mr. Smith
who ask immediate consideration

**SUPPORTING OLEAN COMMUNITY THEATRE, INC.'S APPLICATION FOR EXEMPTION FROM
REAL PROPERTY TAXES PURSUANT TO SECTION 420-A OF THE REAL PROPERTY TAX LAW
FOR THE 2022 GENERAL TAX YEAR AND 2021-2022 SCHOOL TAX YEAR ASSESSMENT ROLLS**

Pursuant to Section 153 of the County Law.

WHEREAS, Olean Community Theatre, Inc., has requested an exemption from real property taxes pursuant to Section 420-a of the Real Property Tax Law for the 2022 general tax year and the 2021-2022 school tax year assessment rolls, and

WHEREAS, the City of Olean Common Council supports such application and has requested the State of New York to review and accept said application and authorize the assessor of the City of Olean to accept the application for exemption for the 2022 general tax year and the 2021-2022 school tax year assessment rolls, and

WHEREAS, the Cattaraugus County Legislature also supports the application of the Olean Community Theatre, Inc., as described above, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby supports Olean Community Theatre, Inc.'s application for exemption from real property taxes pursuant to Section 420-a of the Real Property Tax Law and hereby requests the State of New York to review and accept said application for exemption for the 2022 general tax year and the 2021-2022 school tax year assessment rolls, and be it further

RESOLVED, that the Clerk of the Legislature be, and hereby is, authorized and directed to forward a certified copy of this resolution to Senator George Borrello, Assemblyman Joseph Giglio, and the Olean Common Council.

Adopted November 21, 2023 by voice vote.

* * * * *

MR. BRISKY moved, seconded by Mr. Parker, to accept the Finance Committee Report on the 2024 Tentative Budget. Carried.

* * * * *

CHAIRMAN VANRENSELAER called up the budget resolutions for immediate consideration.

ACT NO. 509-2023 by Mr. Burr
who asks immediate consideration

ADOPTION OF 2024 BUDGET

Pursuant to Section 360 of the County Law.

RESOLVED, that the tentative County Budget for the year 2024, as amended and filed with the Clerk of the Legislature and as hereafter attached, is hereby adopted as the County Budget for 2024 and the budget requires the raising by tax of the amount of \$57,596,569.00.

Adopted November 21, 2023 by voice vote.

ACT NO. 510-2023 by Mr. Burr
who asks immediate consideration

APPORTIONMENT OF COUNTY BUDGET

Pursuant to Section 804 of the Real Property Tax Law.

RESOLVED, that the following report of the assessed value of all property assessed in each of the several towns and cities of the County for 2024 shows the equalized value of real estate and the amount of the County budget apportioned to each district:

{See Report on Page 529}

PROPERTY TAX REPORT		November 17, 2023				
PROPERTY TAX AMOUNT.....		\$57,596,569				
TOWN	Taxable Value	Taxable Value With Fixed Exemptions	Equalization Rate	Full Value	Apportioned Tax	Tax Rate
ALLEGANY	366,047,484	366,048,984	71.00	515,561,949	4,610,922.27	12.5965
ASHFORD	198,990,576	198,992,076	100.00	198,992,076	1,779,683.31	8.9436
CARROLLTON	73,365,788	73,365,788	67.00	109,501,176	979,322.49	13.3485
COLDSRING	93,106,568	93,195,518	100.00	93,195,518	833,493.03	8.9520
CONEWANGO	33,915,138	33,916,638	41.50	81,726,839	730,923.03	21.5515
DAYTON	85,388,930	85,388,930	91.00	93,833,989	839,203.18	9.8280
EAST OTTO	123,665,379	123,666,879	100.00	123,666,879	1,106,013.29	8.9436
ELLCOTTVILLE	632,401,632	632,401,632	65.00	972,925,588	8,701,348.62	13.7592
FARMERSVILLE	69,758,581	69,758,581	66.00	105,694,820	945,280.39	13.5507
FRANKLINVILLE	86,943,001	87,020,717	45.00	193,379,371	1,729,486.14	19.8922
FREEDOM	169,658,239	169,661,287	100.00	169,661,287	1,517,363.74	8.9436
GREAT VALLEY	183,838,194	183,838,194	72.00	255,330,825	2,283,548.25	12.4215
HINSDALE	122,251,391	122,251,691	70.00	174,645,273	1,561,937.96	12.7764
HUMPHREY	85,757,177	85,757,177	69.00	124,285,764	1,111,548.28	12.9616
ISCHUA	42,047,809	42,052,909	70.00	60,075,584	537,285.28	12.7780
LEON	49,204,924	49,206,824	66.00	74,555,794	666,788.87	13.5513
LITTLE VALLEY	47,687,923	47,689,423	48.00	99,352,965	888,562.08	18.6329
LYNDON	51,786,251	51,786,251	73.00	70,940,070	634,451.69	12.2514
MACHIAS	220,605,286	220,608,286	100.00	220,608,286	1,973,007.63	8.9436
MANSFIELD	172,993,333	172,998,600	89.00	194,380,449	1,738,439.27	10.0492
NAPOLI	89,769,703	89,769,703	100.00	89,769,703	802,854.29	8.9435
NEW ALBION	140,398,302	140,398,302	100.00	140,398,302	1,255,650.57	8.9435
OLEAN/CITY	483,573,299	483,631,099	78.00	620,039,871	5,545,319.34	11.4674
OLEAN/TOWN	91,186,111	91,194,411	56.00	162,847,163	1,456,421.70	15.9720
OTTO	90,317,964	90,318,114	100.00	90,318,114	807,759.00	8.9435
PERRYSBURG	146,066,847	146,066,847	100.00	146,066,847	1,306,347.14	8.9435
PERSIA	126,461,116	126,461,116	100.00	126,461,116	1,131,003.51	8.9435
PORTVILLE	136,858,643	136,880,458	66.00	207,394,633	1,854,831.48	13.5529
RANDOLPH	85,282,972	85,288,972	56.00	152,301,736	1,362,108.80	15.9716
RED HOUSE	292,683,015	292,683,015	100.00	292,683,015	2,617,607.12	8.9435
SALAMANCA/CITY	14,759,563	14,785,463	12.50	118,283,704	1,057,868.92	71.6735
SALAMANCA/TOWN	29,011,474	29,011,474	67.00	43,300,707	387,259.37	13.3485
SOUTH VALLEY	32,202,137	32,202,137	58.00	55,520,926	496,550.75	15.4198
YORKSHIRE	28,850,265	28,859,165	11.00	262,356,045	2,346,378.22	81.3295
	4,696,835,015	4,697,156,661		6,440,056,384	57,596,569.01	
TAX RATE % FULL VALUE		0.0089434883				
TAX RATE % TAXABLE VALUE		0.0122628470				
Assessment Values as of November 17, 2023.						

Adopted November 21, 2023 by voice vote.

ACT NO. 511-2023 by Mr. Burr
who asks immediate consideration

APPROPRIATIONS FOR THE FISCAL YEAR 2024

Pursuant to Sections 356 and 360 of the County Law.

WHEREAS, the Cattaraugus County Legislature has, by resolution, adopted a budget for the fiscal year 2024, now, therefore, be it

RESOLVED, that the several subtotals specified in such budget, in the column headed "Adopted" opposite the several items of expenditures, be approved for such items, effective January 1, 2024.

Adopted November 21, 2023 by voice vote.

ACT NO. 512-2023 by Mr. Burr
who asks immediate consideration

AUTHORIZING THE CHAIR AND CLERK TO SIGN AND ATTACH WARRANTS

Pursuant to Section 904 of the Real Property Tax Law.

RESOLVED, that tax levies as extended upon the several rolls of the County be, and they hereby are, approved, and be it further

RESOLVED, that the Chair and the Clerk of the Legislature be, and they hereby are, authorized and directed to sign and attach warrants thereto under the date of December 10, 2023.

Adopted November 21, 2023 by voice vote.

ACT NO. 513-2023 by Mr. Burr
who asks immediate consideration

AUTHORIZATION TO DEBIT AND CREDIT ACCOUNTS OF TOWNS AND CITIES

Pursuant to Section 940 of the Real Property Tax Law.

WHEREAS, at the meeting of the Legislature on November 21, 2023, a report was filed by the County Treasurer in the Office of the County Treasurer showing the debits and credits of all the towns and cities in the County, now, therefore, be it

RESOLVED, that the Clerk of the Legislature be, and hereby is, authorized and directed to debit and credit the respective towns and cities as set forth on such report in the tax levy:

<u>TOWN</u>	<u>DEBIT</u>	<u>CREDIT</u>
Allegany		
Ashford		
Carrollton	.27	
Coldspring		.30
Conewango		46.90
Dayton		38.92
East Otto		.15
Ellicottville	1.27	
Farmersville		10.00
Franklinville		.02
Freedom	.26	
Great Valley		
Hinsdale		
Humphrey		
Ischua	.37	
Leon	.40	
Little Valley		
Lyndon		
Machias		.01
Mansfield		
Napoli		
New Albion	.27	
Olean City		
Olean Town		
Otto	.19	
Perrysburg		.23
Persia		12.91
Portville		
Randolph	.20	
Red House		
Salamanca City		.19
Salamanca Town		.02
South Valley	.11	
Yorkshire	.37	

Adopted November 21, 2023 by voice vote.

ACT NO. 514-2023 by Mr. Burr
who asks immediate consideration

**AUTHORIZING RELEVY OF RETURNED SCHOOL TAXES AND
RETURNED CITY TAXES OF THE CITY OF OLEAN**

Pursuant to Section 1330 of the Real Property Tax Law.

RESOLVED, that effective November 30, 2023, the Clerk of the Legislature be, and hereby is, authorized and directed to relevy all returned school taxes and returned city taxes of the City of Olean.

Adopted November 21, 2023 by voice vote.

ACT NO. 515-2023 by Mr. Burr
who asks immediate consideration

**AUTHORIZING RELEVY OF VILLAGE TAXES OF
THE COUNTY OF CATTARAUGUS**

Pursuant to Section 1442 of the Real Property Tax Law.

RESOLVED, that effective November 30, 2023, the Clerk of the Legislature be, and hereby is, authorized and directed to relevy all returned village taxes of the County of Cattaraugus.

Adopted November 21, 2023 by voice vote.

ACT NO. 516-2023 by Mr. Burr
who asks immediate consideration

**AUTHORIZATION TO APPLY PORTION OF TOWN OF PORTVILLE'S
SHARE OF SALES TAX REVENUE TO REDUCTION OF
COUNTY TAX LEVIED AGAINST THE TOWN**

Pursuant to Article 29 of the Tax Law.

WHEREAS, the Town of Portville has elected to take its share of the sales tax revenue in cash, and

WHEREAS, the share due to the Town of Portville will result in a surplus, and

WHEREAS, the Town of Portville has requested that a portion of such surplus be applied to reduce the County Tax against the Town of Portville (outside), now, therefore, be it

RESOLVED, that \$446,045.00 of the 2024 sales tax revenue due the Town of Portville be applied to the reduction of the County Tax levied against the real property in the Town of Portville (outside).

Adopted November 21, 2023 by voice vote.

ACT NO. 517-2023 by Mr. Burr
who asks immediate consideration

**AUTHORIZATION TO APPLY PORTION OF TOWN OF RED HOUSE'S
SHARE OF SALES TAX REVENUE TO REDUCTION OF
COUNTY TAX LEVIED AGAINST THE TOWN**

Pursuant to Article 29 of the Tax Law.

WHEREAS, the Town of Red House has elected to take its share of the sales tax revenue in cash, and

WHEREAS, the share due to the Town of Red House will result in a surplus, and

WHEREAS, the Town of Red House has requested that a portion of such surplus be applied to reduce the County Tax against the Town of Red House, now, therefore, be it

RESOLVED, that \$756,250.00 of the 2024 sales tax revenue due the Town of Red House be applied to the reduction of the County Tax levied against the real property in the Town of Red House.

Adopted November 21, 2023 by voice vote.

ACT NO. 518-2023 by Mr. Burr
who asks immediate consideration

ADOPTION OF EQUALIZATION RATES

Pursuant to Section 804 of the Real Property Tax Law.

RESOLVED, that the Cattaraugus County Legislature does hereby adopt the equalization rate fixed by the State Board of Real Property Tax Services for the year 2024 as follows:

<u>Towns</u>	<u>Equalization Rates</u>
Allegany	71.00
Ashford	100.00
Carrollton	67.00
Coldspring	100.00
Conewango	41.50
Dayton	91.00
East Otto	100.00
Ellicottville	65.00
Farmersville	66.00
Franklinville	45.00
Freedom	100.00
Great Valley	72.00
Hinsdale	70.00
Humphrey	69.00
Ischua	70.00
Leon	66.00
Little Valley	48.00
Lyndon	73.00
Machias	100.00
Mansfield	89.00
Napoli	100.00
New Albion	100.00
Olean, City	78.00
Olean, Town	56.00
Otto	100.00
Perrysburg	100.00
Persia	100.00
Portville	66.00
Randolph	56.00

Red House	100.00
Salamanca, City	12.50
Salamanca, Town	67.00
South Valley	58.00
Yorkshire	11.00

Adopted November 21, 2023 by voice vote.

ACT NO. 519-2023 by Ms. Schröder
who asks immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF KEYBOARD SPECIALIST II
IN THE COUNTY ATTORNEY'S OFFICE, RISK MANAGEMENT DIVISION
AND ESTABLISHING COMPENSATION FOR THE SAME
(Risk Management)**

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

WHEREAS, due to restructuring in the Risk Management Division of the County Attorney's Office, clerical staff is needed to assist the investigators and safety engineer with daily paperwork, reports, and other recordkeeping duties, and

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

WHEREAS, sufficient funds are included in the 2024 budget for this position, now, therefore, be it

RESOLVED, that effective January 1, 2024, there is hereby created one (1) position of Keyboard Specialist II in the County Attorney's Office, Risk Management Division, to be filled on a full-time basis, Managerial and Confidential Officers and Employees, Pay Grade 15 (\$26.19 per hour), Position No. 142-186-002.

Adopted November 21, 2023 by voice vote.

ACT NO. 520-2023 by Ms. Schröder
who asks immediate consideration

**CREATING ONE (1) PART-TIME POSITION OF TRAINING COORDINATOR/RESOURCE ATTORNEY
IN THE DEPARTMENT OF ASSIGNED COUNSEL AND
ESTABLISHING COMPENSATION FOR THE SAME
(Assigned Counsel)**

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

WHEREAS, the County has a contract with the New York State Office of Indigent Legal Services for the Statewide Expansion of the Hurrell-Harring Reform Grant which requires the position of a Training Coordinator/Resource Attorney for the Assigned Counsel Program, and

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

WHEREAS, sufficient funds are included in the 2024 budget for this position, now, therefore, be it

RESOLVED, that effective January 1, 2024, there is hereby created one (1) position of Training Coordinator/Resource Attorney in the Department of Assigned Counsel to be filled on a part-time basis, Managerial and Confidential Officers and Employees, at a bi-weekly salary of \$2,100.00, Position No. 119-421-001.

Adopted November 21, 2023 by voice vote.

ACT NO. 521-2023 by Ms. Schröder
who asks immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF DIRECTOR OF OFFICER WELLNESS
IN THE OFFICE OF THE SHERIFF AND ESTABLISHING COMPENSATION FOR THE SAME
(Sheriff's Office)**

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

WHEREAS, the Sheriff's Office is in need of a position to develop, oversee, and provide CCSO Health and Wellness program activities for the Sheriff's Office staff as well as grant funding responsibilities, and

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

WHEREAS, sufficient funds are included in the 2024 budget for this position, now, therefore, be it

RESOLVED, that effective January 1, 2024, there is hereby created one (1) position of Director of Officer Wellness in the Office of the Sheriff to be filled on a full-time basis, Managerial and Confidential Officers and Employees, at a bi-weekly salary of \$3,820.79, Position No. 311-424-001.

Adopted November 21, 2023 by voice vote.

ACT NO. 522-2023 by Ms. Schröder
who asks immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF DEVELOPMENT SPECIALIST IN THE
DEPARTMENT OF ECONOMIC DEVELOPMENT, PLANNING AND TOURISM
AND ESTABLISHING COMPENSATION FOR THE SAME
(EDP&T)**

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

WHEREAS, the current Development Specialist performs duties for both the APEX Program and economic development, and

WHEREAS, the APEX Program component of the Department of Economic Development, Planning & Tourism is now requiring a full-time position under the grant to perform only APEX Program responsibilities, and

WHEREAS, a new position needs to be created to fulfill this requirement, and

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

WHEREAS, sufficient funds are included in the 2024 budget for this position through the APEX Program grant, now, therefore, be it

RESOLVED, that effective January 1, 2024, there is hereby created one (1) position of Development Specialist in the Department of Economic Development, Planning and Tourism, to be filled on a full-time basis, General Bargaining Unit Salary Schedule, Pay Grade 23 (\$30.18 per hour), Position No. 642-100-006, and be it further

RESOLVED, that upon termination or reduction of funding through the APEX Program grant for this position, this position will be abolished immediately.

Adopted November 21, 2023 by voice vote.

ACT NO. 523-2023 by Ms. Schröder
who asks immediate consideration

**ABOLISHING ONE (1) FULL-TIME POSITION OF PRIVACY, SECURITY & COMPLIANCE OFFICER
IN THE COUNTY ATTORNEY'S OFFICE, RISK MANAGEMENT DIVISION**

Pursuant to Section 204 of County Law.

RESOLVED, that effective January 1, 2024, there is hereby abolished one (1) full-time position of Privacy, Security & Compliance Officer, Position No. 142-270-001.

Adopted November 21, 2023 by voice vote.

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CHAIRMAN VANRENSELAER granted Privilege of the Floor to Legislator Burr who thanked everyone involved in the budget process for their efforts in producing a responsible budget. He also highlighted numerous projects this Legislature has invested in over the last four years. Legislator Burr also criticized and vehemently opposes Governor Hochul's forced mandates which have made a tremendous impact on the 2024 budget and County taxpayers.

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MR. KOCH moved, seconded by Mr. Higgins, to adjourn until December 13, 2023 at 5:00 p.m.
Carried.

Meeting adjourned at 5:30 p.m.

Ann M. Giglio
Journal Clerk