



CATTARAUGUS COUNTY

John R. Searles, County Administrator

Contingent Fund Balance: \$218,602

Tobacco Settlement Proceeds to Date: \$15,244,128

The following committees will meet on **Wednesday, July 21, 2010**, at the County Center in Little Valley, New York, at the indicated times.

Public Works	4:00 p.m.
Committee o/t Whole – <i>Discuss Impact of State Budget upon the County</i>	4:30 p.m.
County Operations	5:15 p.m.
Labor Relations	5:20 p.m.
Development & Agriculture	5:25 p.m.
Senior Services	5:35 p.m.
Public Safety – <i>Probation Annual Report</i>	5:40 p.m.
Human Services	6:15 p.m.
Finance	6:30 p.m.

ACT NO.

REFERRED RESOLUTIONS

361-2010 Mr. Ellis and Mr. Neal
TRANSFER OF FUNDS (Contingent Fund – Soil Conservation District)

PREFILED RESOLUTIONS

378-10 Mr. Giardini and Mr. Burrell, Mr. Ellis, Ms. Vickman and Mr. Hebdon
BID ACCEPTANCE FOR PRECAST CONCRETE BOX CULVERT FOR FARMERSVILLE CULVERT NO. 3

379-10 Mr. Giardini and Mr. Ellis
BID ACCEPTANCE FOR BOOM MOWER ATTACHMENT AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Department of Public Works)

380-10 Ms. Vickman and Mr. McClune
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE AMENDED CONTRACT WITH CASELLA WASTE MANAGEMENT OF NEW YORK, INC. D/B/A SDS OF OLEAN FOR DEPARTMENT OF AGING REMOVAL SERVICES

381-10 Mr. Giardini and Mr. Ellis
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH NEW YORK STATE OCCUPATIONAL SAFETY & HEALTH HAZARD ABATEMENT BOARD FOR OCCUPATIONAL SAFETY AND HEALTH TRAINING AND EDUCATION GRANT PROGRAM AND INCREASING ESTIMATED REVENUE AND APPROPRIATION ACCOUNTS (Department of Public Works)

- 382-10 Mr. O'Brien
AMENDING ACT 636-2009 REGARDING COUNTY PURCHASING POLICY
- 383-10 Mr. McLarney and Mr. Ward
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
HODGSON RUSS LLP FOR CONTRACT NEGOTIATION SERVICES AND
RESCINDING ACT 354-2010
- 384-10 Mr. Marsh
SALE OF TAX TITLE PROPERTY (Town of Allegany)
- 385-10 Mr. Ward
SALE OF TITLE PROPERTY TO TOWN OF GREAT VALLEY AND WAIVING
RULE 40 OF THE RULES OF ORDER
- 386-10 Mr. Burrell, Ms. Vickman and Mr. Hebdon
SALE OF TAX TITLE PROPERTY TO FORMER OWNER (Town of Ellicottville)
- 387-10 Mr. Murphy
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
SWANSON SERVICES CORPORATION FOR COBRA BANKER SOFTWARE
FOR JAIL COMMISSARY
- 388-10 Mr. Murphy
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS-ALLEGANY-ERIE-WYOMING BOCES FOR INMATE
INSTRUCTIONAL SERVICES SECURITY
- 389-10 Mr. McLarney and Mr. Boser
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SALAMANCA
AREA CHAMBER OF COMMERCE, INC. FOR INFORMATION CENTER
MANAGER/COORDINATOR
- 390-10 Mr. McLarney and Mr. Boser
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT
WITH M. MARK HOWDEN FOR HUD SMALL CITIES COMMUNITY
DEVELOPMENT BLOCK GRANT AND EMPIRE STATE DEVELOPMENT
CORPORATION COMMUNITY DEVELOPMENT BLOCK GRANT LEGAL
SERVICES
- 391-10 Mr. Burrell and Mr. Boser
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT MODIFICATION
WITH TOWN OF ALLEGANY FOR WATER AND SEWER LINE EXTENSION
- 392-10 Mr. Neal and Mr. Snyder
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT
WITH EVERYWOMAN OPPORTUNITY CENTER, INC. FOR DEPARTMENT
OF SOCIAL SERVICES TANF SERVICES GRANT FUNDING

- 393-10 Mr. Neal and Mr. Snyder
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH YMCA FOR YMCA MEMBERSHIPS FOR FAMILIES WITH CHILDREN AT RISK OF PLACEMENT
- 394-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS-ALLEGANY WORKFORCE INVESTMENT BOARD, INC. FOR OPERATION OF WIA ONE-STOP PROGRAM
- 395-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS-ALLEGANY WORKFORCE INVESTMENT BOARD, INC. FOR YEAR-ROUND YOUTH PROGRAMS
- 396-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR HEALTH DEPARTMENT CHILDHOOD LEAD POISONING PREVENTION PROGRAM
- 397-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SOUTHERN TIER CREDIT CENTER, INC. FOR HEALTH DEPARTMENT COLLECTION SERVICES
- 398-10 Mr. O'Brien
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH MCCARTHY & CONLON, LLP FOR AUDITING SERVICES FOR DEPARTMENTS OF AGING, HEALTH, COMMUNITY SERVICES AND NURSING HOMES
- 399-10 Mr. McLarney and Mr. Ward
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH PUBLIC SECTOR HR CONSULTANTS LLC FOR WORKPLACE VIOLENCE PREVENTION PROGRAM
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Department of Human Resources)
- 400-10 Mr. Giardini, Mr. Burrell, Mr. Ellis, Ms. Vickman and Mr. Hebdon
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ABATE ASSOCIATES ENGINEERS & SURVEYORS, P.C. FOR CONSTRUCTION INSPECTION SERVICES FOR ASHFORD CULVERT NO. 69 REPLACEMENT PROJECT
- 401-10 Mr. Giardini and Mr. Ellis
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH WENDEL DUCHSCHERER ARCHITECTS & ENGINEERS, P.C. FOR COUNTY OFFICE BUILDING IMPROVEMENTS

- 402-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS REHABILITATION CENTER, INC. FOR DEPARTMENT OF
COMMUNITY SERVICES AFTERNOON GAP PROGRAM
- 403-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
DOCUTRAC, INC. FOR DEPARTMENT OF COMMUNITY SERVICES
QUICDOC SOFTWARE AND ADJUSTING VARIOUS APPROPRIATION
ACCOUNTS (Department of Community Services)
- 404-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH FIELDS
RESEARCH, INC. FOR DEPARTMENT OF HEALTH HH-CAHPS SURVEY
- 405-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH WCA
HOSPITAL FOR HEALTH DEPARTMENT PHYSICAL THERAPY SERVICES
- 406-10 Mr. Vecchiarella
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH FISCAL
ADVISORS & MARKETING, INC. FOR DISSEMINATION AGENT SERVICES
- 407-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
JAMESTOWN PSYCHIATRIC, P.C., FOR DEPARTMENT OF COMMUNITY
SERVICES MENTAL HEALTH PSYCHIATRIC SERVICES FOR PROS CLIENTS
- 408-10 Mr. McLarney and Mr. Ward
AUTHORIZING RISK MANAGER TO EXECUTE GRANT APPLICATION
THROUGH U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR
EARLY RETIREE REINSURANCE PROGRAM APPLICATION

Cattaraugus County Legislative Committee Referrals					Committee Meeting July 21, 2010				
		County		Senior		Human	Develop. &	Public	Labor
Act #	Finance	Ops	DPW	Services	Strategic	Services	Agriculture	Safety	Relations
361	X						X		
378	X		X						
379	X		X						
380	X		X	X					
381	X		X						
382	X								
383	X								X
384	X	X							
385	X	X							
386	X	X							
387	X							X	
388	X							X	
389	X						X		
390	X						X		
391	X						X		
392	X					X			
393	X					X			
394	X					X	X		
395	X					X	X		
396	X					X			
397	X					X			
398	X			X		X			
399	X								X
400	X		X						
401	X		X						
402	X					X			
403	X					X			
404	X					X			
405	X					X			
406	X								
407	X					X			
408	X								X
TOTALS	32	3	6	2	0	12	6	4	2

TRANSFER OF FUNDS
(Contingent Fund - Soil Conservation District)

Pursuant to Sections 223, 363 and 365 of the County Law.

I. WHEREAS, the Cattaraugus County Soil & Water Conservation District is in need of an upgrade of its primary vehicle and has requested assistance from the County to purchase a new one, and

II. WHEREAS, the Soil and Water Conservation District Board of Directors is requesting a total amount of \$21,834.19 for the purchase of a 2010 Ford F150 4 x 4 pickup truck, and

III. WHEREAS, a transfer of funds is necessary in order to cover the cost of the purchase of the aforementioned pickup truck, now, therefore, be it

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

Decrease Appropriation Account:

A.1990.445	Contingent Fund	\$21,835.00
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Increase Appropriation Account:

A.8730.445	Soil and Water Conservation	\$21,835.00.
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Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

REFERRED AT 6/23/10 BOARD MEETING

**BID ACCEPTANCE FOR PRECAST CONCRETE BOX CULVERT
FOR FARMERSVILLE CULVERT NO. 3**

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

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for a precast concrete box culvert for Farmersville Culvert No. 3, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned precast concrete box culvert, was the bid of Kistner Concrete Products, Inc., P.O. Box 218, 8713 Read Road, East Pembroke, New York 14056, for an amount of \$43,426.50, and

III. WHEREAS, sufficient funds are included in the 2010 budget to cover the costs of the aforementioned culvert, now, therefore, be it

I. RESOLVED, that the bid of Kistner Concrete Products, Inc., be, and the same hereby is, accepted, for a term commencing upon the signing of the contract documents and terminating 45 days after shop drawing approval, and be it further

II. 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.

Five sets of specifications were sent out.

Three bids were received that meet specifications.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input checked="" type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**BID ACCEPTANCE FOR BOOM MOWER ATTACHMENT
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and
Sections 363 and 363 of the County Law.

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of one (1) new and unused boom mower attachment, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest responsible bid received meeting specifications for one (1) new and unused MO-Trim/LMT-20A-5HB boom mower attachment, was the bid of Lamb & Webster, 601 West Main Street, Springville, New York 14141, for an amount of \$43,000, and

III. WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned boom mower attachment, now, therefore, be it

I. RESOLVED, that the bid of Lamb & Webster be, and the same hereby is, accepted, for a term commencing July 29, 2010 and terminating fifty (50) days after the notice of award, and be it further

II. 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, and be it further

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

Decrease Appropriation Accounts:

DM.5130.298	Aerial Work Platform	\$42,000.00
DM.5130.290	Grader	\$ 1,000.00

Increase Appropriation Account:

DM.5130.254	Boom Mower	\$43,000.00.
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State Bid does not offer a boom mower that meets specifications.
Twelve sets of specifications were sent out.
Four bids were received.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input checked="" type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE AMENDED CONTRACT
WITH CASELLA WASTE MANAGEMENT OF NEW YORK, INC. D/B/A
SDS OF OLEAN FOR DEPARTMENT OF AGING WASTE REMOVAL SERVICES**

Pursuant to Act 636-2009 of the Cattaraugus County Legislature.

I. WHEREAS, Act 660-2008 authorized a contract with Casella Waste Management of New York, Inc., d/b/a SDS of Olean, 225 Homer Street, Olean, New York 14760, for the removal of solid waste from various senior wellness and nutrition sites, and

II. WHEREAS, Casella Waste Management of New York, Inc., d/b/a SDS of Olean, has requested that, effective July 1, 2010, the rate increase from \$51.76 per month to \$55.76 per month for the City of Salamanca SWAN site located at the Landmark Church, and

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

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Casella Waste Management of New York, Inc., d/b/a SDS of Olean, for the provision of the above-described services, for a term commencing July 1, 2010 to continue in full force and effect until terminated by either party hereto, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input checked="" type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input checked="" type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE OCCUPATIONAL SAFETY & HEALTH HAZARD ABATEMENT
BOARD FOR OCCUPATIONAL SAFETY AND HEALTH TRAINING AND EDUCATION GRANT
PROGRAM AND INCREASING ESTIMATED REVENUE AND APPROPRIATION ACCOUNTS
(Department of Public Works)**

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

I. WHEREAS, funding is available through the New York State Occupational Safety and Health Hazard Abatement Board for the Occupational Safety and Health Training and Education Grant program, and

II. WHEREAS, the County Department of Public Works has been awarded an amount of \$9,459 through the aforementioned grant, and

III. WHEREAS, a contract with the New York State Occupational Safety and Health Hazard Abatement Board is necessary in order to receive the aforementioned grant, and

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

I. 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 New York State Occupational Safety and Health Hazard Abatement Board, in order to accept and receive the aforementioned grant funding, for a term commencing August 1, 2010 and terminating July 31, 2011, according to the above-described terms, and be it further

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

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

Increase Estimated Revenue Account:

D.3589	NYS Occupational Safety Grant	\$9,459.00
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Increase Appropriation Account:

D.5110.469	Training	\$9,459.00.
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Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input checked="" type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AMENDING ACT 636-2009 REGARDING
COUNTY PURCHASING POLICY**

Pursuant to Section 104-b(2)(f) of the General Municipal Law.

I. WHEREAS, a recent amendment to the New York State General Municipal Law requires that municipalities identify the individual or individuals responsible for purchasing, and include that information in the municipality's purchasing policy, now, therefore, be it

I. RESOLVED, that Act 636-2009 is hereby amended as follows: Add the following section: "3.13 Purchasing Responsibility. In accordance with General Municipal Law Section 104-b(2)(f), the grid contained in section 3.1, supra, describes the required action and the level of approval required for purchases by Cattaraugus County."

Resolution Referred to:			
Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION
WITH HODGSON RUSS LLP
FOR CONTRACT NEGOTIATION SERVICES AND
RESCINDING ACT 354-2010**

Pursuant to Section 5 of the Rules of Order Appendix and
Section 450 of the County Law.

I. WHEREAS, Act 184-2007, as amended by Acts 52-2008, 444-2008 and 324-2009, established fees for negotiating services of Hodgson Russ LLP, for purposes of negotiating the County's various collective bargaining agreements, and

II. WHEREAS, the fees established in Act 324-2009 were effective through June 30, 2010, and

III. WHEREAS, Hodgson Russ LLP has agreed to extend the term of the aforementioned contract until June 30, 2011, at the current 2009-2010 rates:

Partners	\$239 per hour
Senior Associates	227 per hour
Associate	204 per hour
Law Clerk	160 per hour
Paralegals	112 per hour,

and

IV. WHEREAS, sufficient funds are included in the 2010 budget to cover the costs of the aforementioned services, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to authorize a contract extension, on behalf of Cattaraugus County, with Hodgson Russ LLP, for a term commencing July 1, 2010 and terminating June 30, 2011, according to the above-described terms, and be it further

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

III. RESOLVED, that Act 354-2010 is hereby rescinded.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input checked="" type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**SALE OF TAX TITLE PROPERTY
(Town of Allegany)**

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

I. WHEREAS, Cattaraugus County has tax title to certain property situate in Cattaraugus County, as described below, and

II. WHEREAS, the property was exposed to bid at public auction as required by Rule 40 of the Rules of Order of the Cattaraugus County Legislature, and

III. WHEREAS, the highest bid received for the property was the bid listed below, now, therefore, be it

I. RESOLVED, that if the tender by the high bidder of the total purchase price is not made within 30 days after the adoption hereof, then the acceptance of that individual's bid shall thereafter be void and of no further effect, as of course, and the bid deposit shall be forfeited pursuant to Rule 40.8 of the Rules of Order, and be it further

II. RESOLVED, that the County Treasurer be, and hereby is, authorized and directed to execute a County Treasurer's Deed conveying the property to the following individual at the bid price listed:

TOWN OF ALLEGANY

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
259	94.059-1-28	Ryan Reed	1554 Happy Hollow Rd. Olean, NY 14760	\$10,369.19	\$5,000

Resolution Referred to:			
Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input checked="" type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**SALE OF TAX TITLE PROPERTY TO TOWN OF GREAT VALLEY AND
WAIVING RULE 40 OF THE RULES OF ORDER**

Pursuant to Section 215 of the County Law, Rule 33 of the
Rules of Order of the Cattaraugus County Legislature, and
Section 72-h of the General Municipal Law.

I. WHEREAS, Cattaraugus County has tax title to certain property in the Town of Great Valley described as follows:

Parcel 115: being part of Lot 28, Town 03, Range 06, about 100.00' X 30.00', Acct. No. 1080, TM #65.013-2-17, located on US Route 219, and

II. WHEREAS, the Town of Great Valley has offered to purchase the property for the amount of \$421.41, which covers the County's financial involvement in the property, and

III. WHEREAS, that amount has been tendered by the Town of Great Valley to the County Treasurer, and

IV. WHEREAS, the property should be conveyed to the Town of Great Valley, now, therefore, be it

I. RESOLVED, that the County Treasurer is hereby authorized to convey the aforementioned parcel to the Town of Great Valley, by the issuance of a County Treasurer's Deed, and be it further

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

Resolution Referred to:			
Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input checked="" type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

SALE OF TAX TITLE PROPERTY TO FORMER OWNER
(Town of Ellicottville)

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

I. WHEREAS, Cattaraugus County has tax title to certain property situate in the Town of Ellicottville, as described below, and

II. WHEREAS, the former owner of the property has offered to purchase the same at a cost which will cover the County's financial involvement in these premises, and

III. WHEREAS, the cost involved for these premises has been tendered to the County Treasurer's Office, now, therefore, be it

I. RESOLVED, that the County Treasurer be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to execute a County Treasurer's Deed conveying this property to the following individual:

TOWN OF ELLICOTTVILLE

#	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
74	55.028-2-11	Australia Trading, LLC	c/o John Robertson 2855 E. Cottonwood Parkway, Suite 340 Salt Lake City, UT 84121	\$22,141.88
78	55.028-2-9.2	Ellicottville Development, LLC	c/o John Robertson 2855 E. Cottonwood Parkway, Suite 340 Salt Lake City, UT 84121	\$10,950.92

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input checked="" type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT
WITH SWANSON SERVICES CORPORATION
FOR COBRA BANKER SOFTWARE FOR JAIL COMMISSARY**

Pursuant to Sections 217 and 450 of the County Law.

I. WHEREAS, the County Sheriff's Office entered into a contract with Swanson Services Corporation on March 1, 1998 for the provision of commissary services in the Jail, and

II. WHEREAS, Swanson Services Corporation, 1131 Pennsylvania Street, Denver, Colorado 80203, can provide, at no charge to the County, the software and equipment necessary to collect, disburse and account for funds used by Jail inmates through the installation of one (1) combo Booking Cashier and one (1) combo Lobby Cashier, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Swanson Services Corporation, for the provision of the above-described services, for a term commencing May 17, 2010 and terminating May 16, 2013, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input checked="" type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS-ALLEGANY-ERIE-WYOMING BOCES FOR
INMATE INSTRUCTIONAL SERVICES SECURITY**

Pursuant to 8 NYCRR Part 118 and Section 450 of the County Law.

I. WHEREAS, BOCES is required to provide at least 15 hours of instructional programs to persons under 21 years of age who have not received a high school diploma and who have been incarcerated for a period of 10 or more calendar days in a County Jail, and

II. WHEREAS, Act 580-2007 authorized a contract with BOCES for the provision of security services by the Sheriff's Office at the rate of \$12.55 per hour during the hours of the aforementioned instruction programs provided by BOCES, the term of which expired June 30, 2010, and

III. WHEREAS, the County Sheriff's Office will continue to provide security services during the hours of the instructional programs provided by BOCES, and

IV. WHEREAS, BOCES shall continue to pay to the County an amount of \$12.55 per hour for a maximum of 30 hours per week for 50 weeks per year, now, therefore, be it

I. 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-Allegany-Erie-Wyoming BOCES, for the provision of the above-described services, for a term commencing July 1, 2010 and terminating June 30, 2011, with the option to renew for two (2) additional one-year periods, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input checked="" type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SALAMANCA AREA CHAMBER OF COMMERCE, INC. FOR
INFORMATION CENTER MANAGER/COORDINATOR**

Pursuant to Sections 224(14) and 450 of the County Law.

I. WHEREAS, Act 327-2009 authorized a contract with the Salamanca Area Chamber of Commerce, Inc., 26 Main Street, Salamanca, New York 14779, for the provision of an information center manager for the I-86 (westbound) rest area, the term of which expired June 30, 2010, and

II. WHEREAS, the County is responsible for staffing the rest area on I-86 (westbound) in the Town of Allegany for a minimum of five (5) hours per day for 151 days per year, plus additional hours per day during the holiday periods of Thanksgiving, Christmas and Easter, and

III. WHEREAS, the County Department of Economic Development, Planning and Tourism does not have sufficient staff to provide management of the information center, and

IV. WHEREAS, the Salamanca Area Chamber of Commerce, Inc., 26 Main Street, Salamanca, New York 14779, can provide an information center manager/coordinator for a minimum of 20 hours per week, with six (6) to eight (8) hours on Sundays (mandatory), as well as holiday periods, for an amount of \$15,000, per year, and

V. WHEREAS, funding for this program is provided through casino proceeds, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Salamanca Area Chamber of Commerce, Inc., for the provision of the above-described services, for a term commencing July 1, 2010 and terminating June 30, 2011, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
M. MARK HOWDEN FOR HUD SMALL CITIES COMMUNITY DEVELOPMENT
BLOCK GRANT AND EMPIRE STATE DEVELOPMENT CORPORATION
COMMUNITY DEVELOPMENT BLOCK GRANT LEGAL SERVICES**

Pursuant to 42 USCS 5301 and 5303, 24 CFR Part 570 and
Act 636-2009 of the Cattaraugus County Legislature.

I. WHEREAS, Act 339-2009 authorized a contract with M. Mark Howden for the HUD Small Cities Community Development Block Grant and the Empire State Development Corporation Community Development Block Grant, the term of which expires July 31, 2010, and

II. WHEREAS, the Department of Economic Development, Planning and Tourism is desirous of renewing the aforementioned contract, and

III. WHEREAS, the Law Office of M. Mark Howden, Suite 615-616, Community Bank Building, 201 North Union Street, Olean, New York 14760, has agreed to provide specialized legal services on a limited basis as directly relating to delinquencies and collections, on behalf of Cattaraugus County, for an amount of \$150 per hour, for a total amount not to exceed \$4,000 for each program, plus costs and expenses, for legal fees and other legal incidentals, including court filings, court proceedings, court appearances, and all activities involved with garnishment of wages/collections for delinquent accounts of the above-described loan programs, and

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

I. RESOLVED, that the County Administrator be, and hereby is, authorized to execute a contract, on behalf of Cattaraugus County, with M. Mark Howden, for a term commencing August 1, 2010 and terminating July 31, 2011, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT MODIFICATION WITH
TOWN OF ALLEGANY FOR WATER AND SEWER LINE EXTENSION**

Pursuant to Section 119-o of the General Municipal Law,
Section 99-h of the State Finance Law and
Section 450 of the County Law.

I. WHEREAS, Act 375-2009 as amended by Act 609-2009, authorized a contract to assist the Town of Allegany with the extension of the water and sewer lines from the Village of Allegany, along Route 417 to the West Five Mile Road at the Interstate 86 exit in the Town of Allegany, for an amount of \$200,000, the term of which expired June 30, 2010, and

II. WHEREAS, the Town of Allegany has requested a one (1) month extension of the aforementioned contract in order to complete the water line portion of the aforementioned project, and

III. WHEREAS, the Town of Allegany will not be installing a sewer line, thereby modifying the scope of the project, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract modification, on behalf of Cattaraugus County, with the Town of Allegany, according to the above-described terms, for a term commencing July 1, 2010 and terminating July 31, 2010, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
EVERYWOMAN OPPORTUNITY CENTER, INC. FOR DEPARTMENT OF
SOCIAL SERVICES TANF SERVICES GRANT FUNDING**

Pursuant to Public Law 104-1993 and Act 432-2002 of the
Cattaraugus County Legislature.

I. WHEREAS, Act 349-2009 authorized a contract with Everywoman Opportunity Center, Inc., 132 North Union Street, Suite 107, Olean, New York 14760, for the provision of comprehensive pre-employment related and supportive services to TANF-eligible recipients and 200% TANF-eligible recipients, the term of which expired June 30, 2010, and

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

III. WHEREAS, Everywoman Opportunity Center, Inc., has agreed to continue the provision of the above-described services for TANF recipients for an amount of \$12,000, and

IV. WHEREAS, this program is 100% federally funded through the Flexible Fund for Family Services, now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Everywoman Opportunity Center, Inc., for the provision of the above-described services, for a term commencing August 1, 2010 and terminating June 30, 2011, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT
WITH OLEAN YMCA FOR YMCA MEMBERSHIPS FOR FAMILIES WITH
CHILDREN AT RISK OF PLACEMENT**

Pursuant to 9 NYCRR Sections 771.6 and 771.7,
Public Law 104-193 and Act 636-2009 of the
Cattaraugus County Legislature.

I. WHEREAS, Act 352-2009 authorized a contract with the Olean YMCA, 130 South Union Street, Olean, New York 14760, for the provision of YMCA memberships for family activities for at-risk youth and families in an effort to reduce at-risk factors and out-of-home placement, for an amount of \$12,000, the term of which expired June 30, 2010, and

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

III. WHEREAS, the Olean YMCA has agreed to continue the provision of the above-described services for an amount of \$12,000, and

IV. WHEREAS, this program is 100% federally funded, now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Olean YMCA, for the provision of the above-described services, for a term commencing August 1, 2010 and terminating June 30, 2011, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS-ALLEGANY WORKFORCE INVESTMENT BOARD, INC. FOR
OPERATION OF WIA ONE-STOP PROGRAM**

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

I. WHEREAS, Act 459-2009 authorized a contract with the Cattaraugus-Allegany Workforce Investment Board, Inc., for the operation of the aforementioned WIA One-Stop program, the term of which expired June 30, 2010, and

II. WHEREAS, the WIB has the authority to regulate and provide funding for the establishment and operation of program services and desires to contract with skilled parties possessing the necessary resources to provide such services, and

III. WHEREAS, the County Department of Social Services is desirous of providing for the operation of the WIA One-Stop program and can make available all necessary qualified personnel, licenses, facilities and expertise to perform, or have performed, the services required, and

IV. WHEREAS, the WIB will pay the County for the administration of the above-described program the sum of \$474,105, and

V. WHEREAS, this program is 100% federally funded, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Cattaraugus-Allegany Workforce Investment Board, Inc., for the provision of the above-described services, for a term commencing July 1, 2010 and terminating June 30, 2011, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS-ALLEGANY WORKFORCE INVESTMENT BOARD, INC. FOR
YEAR-ROUND YOUTH PROGRAMS**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 439-2009 authorized a contract with the Cattaraugus-Allegany Workforce Investment Board, Inc. (WIB), for the provision of services necessary to operate year-round youth programs, the term of which expired June 30, 2010, and

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

III. WHEREAS, the WIB will pay the County an amount of \$87,973 for the provision of the above-described youth services for the period July 1, 2010 through June 30, 2011, and

IV. WHEREAS, this program is 100% federally funded, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Cattaraugus-Allegany Workforce Investment Board, Inc., for the provision of the above-described services, for a term commencing July 1, 2010 and terminating June 30, 2011, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR
HEALTH DEPARTMENT CHILDHOOD LEAD POISONING PREVENTION PROGRAM**

Pursuant to 10 NYCRR Parts 22 and 67, Sections 1370-1376 of the
Public Health Law and Section 450 of the County Law.

I. WHEREAS, Act 446-2009 authorized the Chair to execute a contract with the New York State Department of Health for the County Health Department's Childhood Lead Poisoning Prevention Program, the term of which expired March 31, 2010, and

II. WHEREAS, the County Health Department has been awarded a grant in the amount of \$18,985 for the period April 1, 2010 to September 30, 2010, and

III. WHEREAS, this program is 39.8% federal, 24.53% state, 28.87% County and 6.8% other funded, now, therefore, be it

I. 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 New York State Department of Health for the provision of funding for the Childhood Lead Poisoning Prevention Program, for a term commencing April 1, 2010 and terminating September 30, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be terminated immediately.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SOUTHERN TIER CREDIT CENTER, INC. FOR
HEALTH DEPARTMENT COLLECTION SERVICES**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Health Department is in need of collection services for delinquent accounts, and

II. WHEREAS, Southern Tier Credit Center, Inc., 112 Main Street, 2nd Floor, P.O. Box 118, Hornell, New York 14843, shall provide collection services for the County Health Department for an amount of 33 1/3% of all amounts collected and an amount of 50% of the amount collected in the event legal action is initiated for such collection, and

III. WHEREAS, sufficient funds are included in the 2010 budget to cover the costs of the aforementioned services, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Southern Tier Credit Center, Inc., for the provision of the above-described services, for a term commencing July 1, 2010 and terminating December 31, 2011, according to the above-described terms, and

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
MCCARTHY & CONLON, LLP FOR AUDITING SERVICES FOR
DEPARTMENTS OF AGING, HEALTH, COMMUNITY SERVICES AND NURSING HOMES**

Pursuant to Sections 210 and 450 of the County Law.

I. WHEREAS, Act 324-2007 authorized a contract with McCarthy & Conlon, LLP, 185 Chestnut Ridge Road, Queensbury, New York 12804, for the provision of auditing, accounting and reimbursement consultant services for the County Departments of Aging, Health, Community Services and Nursing Homes, the term of which expires December 31, 2010, and

II. WHEREAS, the County is desirous of obtaining auditing, accounting and reimbursement consultant services for the years ending December 31, 2010, 2011 and 2012, and

III. WHEREAS, McCarthy & Conlon, LLP, has agreed to provide the aforementioned auditing services for an amount of \$62,000, in accordance with the following schedule:

Department of Nursing Homes	\$31,000.00 per year
Department of Health	\$22,500.00 per year
Department of Community Services	\$ 5,500.00 per year
Department of Aging	\$ 3,000.00 per year,

and

IV. WHEREAS, the aforementioned audits must be conducted in order for the County to receive any State reimbursement, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with McCarthy & Conlon, LLP, for the provision of the above-described services, for a term commencing January 1, 2011 and terminating December 31, 2013, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input checked="" type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
PUBLIC SECTOR HR CONSULTANTS LLC FOR
WORKPLACE VIOLENCE PREVENTION PROGRAM
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Human Resources)**

Pursuant to Section 27-b of the Labor Law and
Sections 363 and 366 of the County Law.

I. WHEREAS, Section 27-b of the New York State Labor Law requires the County to develop a formal policy, promulgate rules and develop a program to ensure the safety and well being of its employees, and

II. WHEREAS, the regulations and requirements established by the New York State Department of Labor pursuant to 12 NYCRR Section 800.6 require that:

- the employer shall prepare and post a policy statement; and
- the employer shall examine records to identify any patterns of workplace violence; and
- the employer shall assess current policies, work practices and procedures that impact risk of workplace violence; and
- the employer shall provide employee workplace violence prevention training, as well as other requirements,

and

III. WHEREAS, Public Sector HR Consultants LLC, 14 Knollwood Drive, Glenville, New York 12302, can assist Cattaraugus County in complying with the regulations set forth in 12 NYCRR Section 800.6 by performing Workplace Risk Evaluation, developing a written policy statement, developing a written Workplace Violence Prevention Program and providing the required employee training and education, and

IV. WHEREAS, Public Sector HR Consultants LLC, can perform the aforementioned services at a cost of \$19,500, plus travel expenses, and

V. WHEREAS, various appropriation accounts must be adjusted, now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Public Sector HR Consultants LLC, for the provision of the above-described services, for a term commencing August 1, 2010 and terminating December 31, 2010, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

A.9010.831	Provision Health Insurance Buy-Out	\$21,000.00
Increase Appropriation Account:		
A.1445.455	Professional Services	\$21,000.00.

Resolution Referred to:			
Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input checked="" type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ABATE ASSOCIATES ENGINEERS & SURVEYORS, P.C. FOR
CONSTRUCTION INSPECTION SERVICES FOR
ASHFORD CULVERT NO. 69 REPLACEMENT PROJECT**

Pursuant to Section 131-b of the Highway Law and
Section 450 of the County Law.

I. WHEREAS, construction inspection services are needed for the
Ashford Culvert No. 69 replacement project, and

II. WHEREAS, Abate Associates Engineers & Surveyors, P.C., 4455
Genesee Street, P.O. Box 218, Buffalo, New York 14225-0218, can provide a
certified inspector for the provision of on-site construction inspection
services for the Ashford Culvert No. 69 replacement project, for an amount
not to exceed \$50,012, and

III. WHEREAS, sufficient funds are included in the 2010 budget to
cover the costs of the aforementioned services, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is,
authorized and directed to execute a contract, on behalf of Cattaraugus
County, with Abate Associates Engineers & Surveyors, P.C., for the provision
of the above-described services, for a term commencing July 29, 2010 and
terminating December 31, 2010, according to the above-described terms.

Resolution Referred to:			
Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input checked="" type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
WENDEL DUCHSCHERER ARCHITECTS & ENGINEERS, P.C. FOR
COUNTY OFFICE BUILDINGS IMPROVEMENTS**

Pursuant to American Recovery and Reinvestment Act of 2009
(Public Law 111-5), and Section 450 of the County Law.

I. WHEREAS, Act 412-2009, as amended by Act 615-2009, authorized a contract with Wendel Duchscherer Architects & Engineers, P.C., 140 John James Audubon Parkway, Suite 201, Amherst, New York 14228, for the provision of design and construction services for improvements to the Little Valley County Center and the Olean Office Center, and

II. WHEREAS, the County Department of Public Works is desirous of modifying the aforementioned contract to include window analysis and printing costs, and

III. WHEREAS, Wendel Duchscherer Architects & Engineers, P.C., can provide the aforementioned additional services for an amount of \$3,223.52, as follows:

Window Analysis	\$ 2,540.00
Printing Costs	\$ 683.52,

and

IV. WHEREAS, American Recovery and Reinvestment Act funding is available for the aforementioned services, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Wendel Duchscherer Architects & Engineers, P.C., for the provision of the above-described services, for a term commencing July 28, 2010 and terminating December 31, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input checked="" type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS REHABILITATION CENTER, INC. FOR
DEPARTMENT OF COMMUNITY SERVICES
AFTERNOON GAP PROGRAM**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the Department of Community Services is desirous of extending participation in the Afternoon Group Activities People (GAP) Program to its blended child case management clients, and

II. WHEREAS, the Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, operates the Afternoon GAP Program and has agreed to allow the blended child case management clients to attend for an amount of \$16.68 per hour and/or \$4.17 per fifteen minute increment, for an amount not to exceed \$5,000, and

III. WHEREAS, the aforementioned services are 100% state funded, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Cattaraugus Rehabilitation Center, Inc., for the provision of the above-described services, for a term commencing July 1, 2010 and terminating December 31, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT
WITH DOCUTRAC, INC. FOR
DEPARTMENT OF COMMUNITY SERVICES QUICDOC SOFTWARE AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Community Services)**

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

I. WHEREAS, Act 439-2007 authorized a contract with Accumedic Computer Systems, Inc., for the provision of the AccuMed Software System, including licenses for the AccuMed System, the QuicDoc System, and the Scheduler and Patient Accounts modules, and

II. WHEREAS, the Department of Community Services is desirous of purchasing 15 additional QuicDoc software licenses for use in the PROS Program, and

III. WHEREAS, DocuTrac, Inc., 20140 Scholar Drive, Suite 218, Hagerstown, Maryland 21742, can provide the aforementioned fifteen (15) additional QuicDoc software licenses for an amount of \$500 per license for a total amount of \$7,500, plus an amount of \$972 for maintenance for six (6) months, and

IV. WHEREAS, various appropriation accounts must be adjusted, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with DocuTrac, Inc., for the provision of the above-described software and services, for a term commencing August 1, 2010 and terminating February 28, 2011, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

A .4332.490	Small Tools	\$972.00
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Increase Appropriation Account:

A .4332.422	Maintenance	\$972.00.
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Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

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

Pursuant to Section 450 of the County Law.

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

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

III. WHEREAS, Fields Research, Inc., 3814 West Street, Cincinnati, Ohio 45227, can conduct 300 HH-CAHPS surveys for a flat fee of \$300 per month, plus a one-time setup fee of \$200, and

IV. WHEREAS, sufficient funds are included in the 2010 budget to cover the costs of the aforementioned services, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Fields Research, Inc., for the provision of the above-described services, for a term commencing August 1, 2010 and terminating July 31, 2011, according to the above-described terms.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WCA HOSPITAL FOR HEALTH DEPARTMENT
PHYSICAL THERAPY SERVICES**

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

I. WHEREAS, the County Health Department is in need of home health care physical therapy services, and

II. WHEREAS, WCA Hospital, 207 Foote Avenue, Jamestown, New York 14701, can provide physical therapy services, for an amount as follows:

Outpatient Physical Therapy Services	\$48/standard office visit
	\$21/short office visit
	\$28/hour for meetings,

and

III. WHEREAS, sufficient funds are included in the 2010 budget to cover the cost of the aforementioned services, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with WCA Hospital, for the provision of the above-described services, for a term commencing August 2, 2010 and terminating December 31, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:			
Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
FISCAL ADVISORS & MARKETING, INC. FOR
DISSEMINATION AGENT SERVICES**

Pursuant to 17 CFR Part 240 and 240.15c2-12.

I. WHEREAS, Act 427-2007 authorized a contract with Fiscal Advisors & Marketing, Inc., 120 Walton Street, Suite 600, Syracuse, New York 13202, the term of which expires July 31, 2010, and

II. WHEREAS, the aforementioned contract was necessary due to changes in the Securities and Exchange Commission rules concerning determinations of material events and authorizing designation of a dissemination agent for the County for purposes of complying with Securities and Exchange Commission Rules 15c2-12, and

III. WHEREAS, the County Treasurer is desirous of renewing the aforementioned contract, and

IV. WHEREAS, Fiscal Advisors & Marketing, Inc., has proposed to continue providing the aforementioned services for the same fees, which are as follows:

Continuing Secondary Market Disclosure Service	\$1,800.00
for AFIOD and Audited Financial Statements (annual fee)	

Continuing Secondary Market Disclosure of	\$ 500.00
Material Events (per event disclosure),	

and

V. WHEREAS, \$1,000 of the \$1,800 fee is waived for those years that Fiscal Advisors completes an updated final official statement which qualifies under Rule 15c2-12, now, therefore, be it

I. RESOLVED, that the Chair of the Cattaraugus County Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Fiscal Advisors & Marketing, Inc., for the provision of the above-described services, for a term commencing August 1, 2010 and terminating July 31, 2013, according to the above-described terms.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
JAMESTOWN PSYCHIATRIC, P.C., FOR DEPARTMENT OF COMMUNITY SERVICES
MENTAL HEALTH PSYCHIATRIC SERVICES FOR PROS CLIENTS**

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.

I. WHEREAS, Act 163-2010 authorized a contract with Jamestown Psychiatric, P.C., 560 West Third Street, Jamestown, New York 14701, for the provision of psychiatric services for the Department of Community Services' Day Treatment clients in the PROS program through a Psychiatrist a rate of \$165 per hour for a maximum amount of 340 hours, and

II. WHEREAS, an amended contract is necessary in order to clarify certain terms and conditions regarding compensation for travel, and

III. WHEREAS, Jamestown Psychiatric, P.C., shall provide psychiatric services for the Department of Community Services' Day Treatment clients in the PROS program through a Psychiatrist at a rate of \$165 per hour of direct care for a maximum amount of 340 hours plus \$165 per hour for travel time, for a total program amount not to exceed \$56,100, and

IV. WHEREAS, this program is funded through federal, state and local funds, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Jamestown Psychiatric, P.C., for the provision of the above-described services, for a term commencing April 1, 2010 and terminating December 31, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING RISK MANAGER TO EXECUTE GRANT APPLICATION
THROUGH U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES FOR
EARLY RETIREE REINSURANCE PROGRAM APPLICATION**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the Healthcare Reform Act established an Early Retiree Reinsurance Program, and

II. WHEREAS, it would be in the best interests of the County to apply through the U.S. Department of Health and Human Services to participate in the aforementioned program, and

III. WHEREAS, an application must be executed in order to apply, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Risk Manager be, and hereby is, authorized and directed to execute an application, on behalf of Cattaraugus County, with the U.S. Department of Health and Human Services, in order to participate in the Early Retiree Reinsurance Program, for a term commencing June 21, 2010 and terminating January 1, 2014, or upon exhaustion of funds, whichever is earlier, according to the above-described terms, and

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input checked="" type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>