



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, August 18, 2010**, at the County Center in Little Valley, New York, at the indicated times.

Public Works	4:00 p.m.
County Operations	4:30 p.m.
Development & Agriculture	4:35 p.m.
Senior Services	5:10 p.m.
Public Safety – <i>Sheriff's Dept. Annual Report</i>	5:15 p.m.
Human Services	5:50 p.m.
Finance	5:55 p.m.

ACT NO.

REFERRED RESOLUTIONS

- 417-10 Mr. Giardini and Mr. Ellis
DECLARING ONOVILLE MARINA SAWMILL RUN CAMPGROUND
DEVELOPMENT PROJECT TO BE AN UNLISTED SEQOR ACTION
- 418-10 Mr. Giardini and Mr. Ellis and Mr. Murphy
AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL CONTRACT
NO. 1 WITH NYSDOT AND AUTHORIZING CATTARAUGUS COUNTY TO
PARTICIPATE IN THE FEDERAL-AID PROJECT ADMINISTERED BY THE
NYSDOT AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE
ACCOUNTS (Department of Public Works)
- 419-10 Mr. Giardini and Mr. Burrell, Mr. Ellis, Ms. Vickman and Mr. Hebdon
BID ACCEPTANCE FOR COUNTY ROAD NO. 85 MILLING AND PAVING
(Department of Public Works)
- 420-10 Mr. Giardini and Mr. Ellis
BID ACCEPTANCE FOR PURCHASE OF NATURAL GAS (Department of
Public Works)
- 421-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH TOWN OF
YORKSHIRE FOR HEALTH DEPARTMENT WIC CLINIC SPACE
- 422-10 Ms. Vickman and Mr. McClune
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SALAMANCA
AREA SENIOR CENTER FOR RENTAL OF SPACE FOR HOME MEAL
COORDINATION

- 423-10 Mr. Murphy
RESCINDING ACT 313-2010 REGARDING CONTRACT WITH NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR PROBATION VIOLATION RESIDENTIAL CENTER FUNDING
- 424-10 Mr. McLarney and Mr. Boser
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE AMENDED CONTRACT WITH CATTARAUGUS COUNTY BUSINESS DEVELOPMENT CORP. FOR HUD SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT
- 425-10 AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE AMENDED CONTRACT WITH CATTARAUGUS COUNTY BUSINESS DEVELOPMENT CORP. FOR EMPIRE STATE DEVELOPMENT CORPORATION COMMUNITY DEVELOPMENT BLOCK GRANT
- 426-10 Mr. McLarney and Mr. Boser
AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATION AND CONTRACT WITH DEFENSE LOGISTICS AGENCY FOR PROCUREMENT TECHNICAL ASSISTANCE PROGRAM
- 427-10 Mr. McLarney and Mr. Boser
AUTHORIZING APPLICATION FOR TOURISM PROMOTION AND DESIGNATING GRANT ADMINISTRATOR
- 428-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR ADOLESCENT TOBACCO USE PREVENTION ACT ENFORCEMENT PROGRAM
- 429-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR EARLY INTERVENTION PROGRAM ADMINISTRATION (EIP)
- 430-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH GLENN COLTON D/B/A GLENN COLTON SHOWS FOR HEALTHY LIFESTYLES CHILDREN'S FAIR
- 431-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH MENTAL HEALTH ASSOCIATION IN CATTARAUGUS COUNTY, INC. FOR CAMP NEW HORIZONS RESIDENTIAL SUMMER CAMP
- 432-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH GENESIS HOUSE OF OLEAN, INC. FOR HOMELESS SHELTER SERVICES FOR DEPARTMENT OF SOCIAL SERVICES ELIGIBLE RECIPIENTS

- 433-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH COUNCIL ON ADDICTION RECOVERY SERVICES, INC. FOR CAMP CASA RESIDENTIAL SUMMER CAMP
- 434-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATHOLIC CHARITIES OF WESTERN NEW YORK, INC. FOR DEPARTMENT OF SOCIAL SERVICES KINSHIP PROGRAM
- 435-10 Ms. Vickman and Mr. McClune
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH NEXT GENERATION VENDING AND FOOD SERVICE, INC. FOR DEPARTMENT OF NURSING HOMES VENDING AND OFFICE REFRESHMENT SERVICES
- 436-10 Ms. Vickman and Mr. McClune
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH MORRISON MANAGEMENT SPECIALISTS, INC. FOR DEPARTMENT OF NURSING HOMES DIETARY MANAGEMENT SERVICES
- 437-10 Mr. Aiello and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH NEW YORK STATE INDUSTRIES FOR THE DISABLED, INC. FOR JANITORIAL SERVICES FOR DEPARTMENT OF COMMUNITY SERVICES GUIDEPOST AND CASE MANAGEMENT OFFICES
- 438-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SALAMANCA CITY CENTRAL SCHOOL DISTRICT FOR MENTAL HEALTH SOCIAL WORKER SERVICES
- 439-10 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH FRANKLINVILLE CENTRAL SCHOOL DISTRICT FOR MENTAL HEALTH SOCIAL WORKER SERVICES
- 440-10 Mr. Marsh and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH INDIVIDUALS FOR INSTRUCTION ON USE OF IMAGE CAST OPTICAL SCAN MACHINES
- 441-10 Mr. McLarney, Mr. Boser and Mr. Padlo
RESOLUTION APPROVING THE ISSUANCE OF CERTAIN OBLIGATIONS BY CATTARAUGUS COUNTY CAPITAL RESOURCE CORPORATION TO FINANCE A CERTAIN CIVIC FACILITY PROJECT FOR OLEAN GENERAL HOSPITAL

- 442-10 Mr. Aiello, Mr. Burrell, Mr. Ellis, Mr. Marsh, Mr. McLarney, Mr. Murphy, Mr. Neal, Mr. O'Brien, Mr. Snyder, Mrs. Stockman, Mr. Teachman, Mr. Vecchiarella, Ms. Vickman, Mr. Boser, Mr. Giardini, Mr. Hebdon, Mr. McClune, Mr. Nenno, Mr. Padlo, Mr. Sprague and Mr. Ward
CONGRATULATING RANDY OPFERBECK ON HIS RETIREMENT FROM CATTARAUGUS COUNTY
- 443-10 Ms. Vickman and Mr. McClune
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH NEW YORK STATE OFFICE FOR THE AGING FOR HEALTH INSURANCE INFORMATION COUNSELING AND ASSISTANCE PROGRAM (HIICAP) MEDICARE IMPROVEMENTS FOR PATIENTS & PROVIDERS ACT (MIPPA) FUNDING

Cattaraugus County Legislative Committee Referrals					Committee Meeting August 18, 2010					
Act #	Finance	County Ops	DPW	Senior Services	Strategic Planning	Human Services	Develop. & Agriculture	Public Safety	Labor Relations	Legislature
417	X		X							
418	X		X							
419	X		X							
420	X		X							
421	X					X				
422	X			X						
423	X							X		
424	X						X			
425	X						X			
426	X						X			
427	X						X			
428	X					X				
429	X					X				
430	X					X				
431	X					X				
432	X					X				
433	X					X				
434	X					X				
435	X			X						
436	X			X						
437	X					X				
438	X					X				
439	X					X				
440	X	X								
441	X						X			
442	X									X
443	X			X						
TOTALS	27	1	4	4	0	11	5	1	0	1

**DECLARING ONOVILLE MARINA SAWMILL RUN CAMPGROUND DEVELOPMENT PROJECT
TO BE AN UNLISTED SEQRA ACTION**

Pursuant to 6 NYCRR Section 617.

I. WHEREAS, the Department of Public Works is desirous of expanding the Sawmill Run campground project at the Onoville Marina, and

II. WHEREAS, this act initiates the SEQRA process for the proposed campground expansion and classifies the project as an Unlisted Action as described in 6 NYCRR 617, and

III. WHEREAS, the County has identified itself as the sole involved agency, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature determines that the proposed campground expansion project is an Unlisted Action as described in 6 NYCRR 617, and be it further

II. RESOLVED, that Cattaraugus County is the lead agency for the proposed campground expansion project, pursuant to 6 NYCRR Part 617, and be it further

III. RESOLVED, that the lead agency determines that this Unlisted Action will not have a significant environmental impact because:

- The County currently owns and maintains the proposed site;
- The project will not create a substantial or adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels;
- The project will not create a substantial increase in solid waste production, or in the potential for erosion, flooding, leaching or drainage problems;
- The project will not involve the removal or destruction of large quantities or vegetation or fauna; substantial interference with the movement of any resident or migratory fish or wildlife species; impacts on a significant habitat area or CEA; will not create substantial adverse impacts on a threatened or endangered species of animal or plant; or the habitat of such a species; or other significant adverse impacts to natural resources;
- The project will not conflict with a community's current plans or goals as officially approved or adopted;
- The project will not impair the character or quality of important historical, archeological, architectural, or aesthetic resources or of existing community or neighborhood character;
- The project will not create a major change in the use of either the quantity or type of energy;

- The project will not create a hazard to human health;
- The project will not create a substantial change in the use, or intensity of use, of land including agricultural, open space or recreational resources, or in its capacity to support existing uses;
- The project will not create any cumulative impacts with other actions or involved agencies,

and be it further

IV. RESOLVED, that as Lead Agency, the County issues a Negative Declaration for this Action.

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 SUPPLEMENTAL CONTRACT NO. 1
WITH NYSDOT AND AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE
IN THE FEDERAL-AID PROJECT ADMINISTERED BY THE NYSDOT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Public Works)**

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

I. WHEREAS, the Economic Recovery Project for the pavement resurfacing, mill and overlay of County Road No. 4, Broadway Road from 1000 feet south of Point Peter Road in the Town of Persia to Palmer Street, in the Village of Gowanda, Cattaraugus County, PIN 5759.34 (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 100% Federal funds and 0% Non-Federal funds, now, therefore, be it

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

II. RESOLVED, that the Cattaraugus County Legislature hereby authorizes the County of Cattaraugus to advance the Project by making a commitment of 100% of the Non-Federal share (if any) of the cost of the Construction & Construction Inspection phase of the Project, or portions thereof, and be it further

III. RESOLVED, that the Cattaraugus County Legislature hereby authorizes the County of Cattaraugus to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Construction & Construction Inspection phase of the project or portions thereof, and be it further

IV. RESOLVED, that the sum of \$300,000 is hereby appropriated through County Resolution No. 263-2009, adopted May 27, 2009, and made available to cover the cost of participation in the above phase of the Project, and be it further

V. RESOLVED, that in the event the amount required to pay in the first instance 100% of the full Federal and Non-Federal shares of the cost of the project's Construction & Construction Inspection phase exceeds the amount appropriated, \$300,000 and/or 100% of the full Federal and Non-Federal shares of the cost of the project's Construction & Construction Inspection phase exceeds \$309,500, the project's current total cost, 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

VI. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all necessary documents, 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 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

VII. 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

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

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

Increase Estimated Revenue Account:

H.4598 ARRA Act of 2009 \$9,500.00

Increase Appropriation Account:

H.5196.702 County Road No. 4 (Broadway Road) \$9,500.00.

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 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 COUNTY ROAD NO. 85 MILLING AND PAVING
(Department of Public Works)**

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

I. WHEREAS, the Clerk of the Legislature was authorized to advertise
for sealed bids for the County Road No. 85 milling and paving project,
according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest bid received meeting specifications was the
bid of American Paving & Excavating, Inc., 5880 Thompson Road, Clarence
Center, New York 14032, in the amount of \$678,541.10, 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 bid of American Paving & Excavating, Inc., be,
and the same hereby is, accepted, 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.

Seven sets of specifications were sent out.

Six 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"/>

**BID ACCEPTANCE FOR PURCHASE OF NATURAL GAS
(Department of Public Works)**

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

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of natural gas for the County Center building, the DPW Facility in Little Valley and the Pines Healthcare and Rehabilitation Center in Machias, according to specifications provided by the Public Works Committee, and

II. WHEREAS, Energy Enterprises, Inc., energy consultant for the County, has reviewed the bids submitted as well as the performance history of the bidders and has recommended that the County accept the bid of National Fuel Resources, Inc., 165 Lawrence Bell Drive, Suite 120, Williamsville, New York 14221-7817, for Method #1 - Firm Index Based Pricing with Trigger Option, as follows:

Basis Pricing shall be the difference between the monthly NYMEX, Henry Hub settlement price, as reported in the Wall Street Journal and the total price to the LDC. Each month this non-changing basis will be added to the appropriate monthly NYMEX settlement figure or the fixed NYMEX upon fixing.

Basis including shrinkage, upstream transportation, margin, etc. \$0.730

The price can be fixed anytime during the contract term at the current NYMEX + Basis. Notice will be given to the marketer by noon of the day which the price shall be fixed.,

now, therefore, be it

I. RESOLVED, that the bid of National Fuel Resources, Inc., be, and the same hereby is, accepted for a term commencing September 1, 2010 and terminating August 31, 2011, 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.

One bid was received meeting 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"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
TOWN OF YORKSHIRE FOR HEALTH DEPARTMENT WIC CLINIC SPACE**

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, Act 5165-2009 authorized a contract with the Town of Yorkshire, P.O. Box 277, Delevan, New York 14042, for the utilization of space for the County Health Department WIC program in the Yorkshire/Delevan area, the term of which expires September 30, 2010, and

II. WHEREAS, the Town of Yorkshire has agreed to allow the County Health Department to utilize space in its Board/Courtroom for WIC clinics at the rate of \$600 per year to cover the cost of utilities used during operation of the WIC clinics, and

III. WHEREAS, this program is 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 Town of Yorkshire for the utilization of the aforementioned space, for a term commencing October 1, 2010 and terminating September 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 SALAMANCA AREA SENIOR CENTER
FOR RENTAL OF SPACE FOR HOME MEAL COORDINATION**

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, the Department of Aging is in need of a location for home meals to be coordinated and loaded onto vehicles for distribution to area senior citizens, and

II. WHEREAS, the Salamanca Area Senior Center, 20 Main Street, Salamanca, New York 14779, has space available at 20 Main Street in Salamanca for the coordination of home meals for an amount of \$100 per month, 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 the Salamanca Area Senior Center, for the provision of the above-described services, for a term commencing September 1, 2010 and terminating December 31, 2011, 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 checked="" type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**RESCINDING ACT 313-2010 REGARDING CONTRACT WITH
NEW YORK STATE DIVISION OF PROBATION AND CORRECTIONAL ALTERNATIVES
FOR PROBATION VIOLATION RESIDENTIAL CENTER FUNDING**

Pursuant to American Recovery and Reinvestment Act of 2009
(Public Law 111-5), 42 USC Section 3751(a) and
Section 450 of the County Law.

I. WHEREAS, Act 313-2010 authorized the Chairman to execute grant documents for American Recovery and Reinvestment Act funding through the New York State Division of Probation and Correctional Alternatives for the operation of a probation violation residential center at Limestone, New York, and

II. WHEREAS, the Cattaraugus County Legislature has reconsidered its position on the aforementioned project, now, therefore, be it

I. RESOLVED, that Act 313-2010 be, and hereby is, 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 checked="" 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 CATTARAUGUS COUNTY BUSINESS DEVELOPMENT CORP. FOR
HUD SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT**

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

I. WHEREAS, Act 746-2009 authorized a contract with the Cattaraugus County Business Development Corp., 214 Main Street, Little Valley, New York 14755, for the administration of the Microenterprise Development Revolving Loan Fund for an amount of \$90,000, the term of which expires December 31, 2010, and

II. WHEREAS, the contract for the Cattaraugus County Business Development Corporation for the administration of the United States Department of Housing and Urban Development (HUD) Small Cities Community Development Block Grant funds should be reduced to an amount not to exceed \$30,000, 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 the Cattaraugus County Business Development Corporation, for the administration and management of the above-referenced grant fund, for a term commencing January 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 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 AMENDED CONTRACT WITH
CATTARAUGUS COUNTY BUSINESS DEVELOPMENT CORP. FOR EMPIRE STATE
DEVELOPMENT CORPORATION COMMUNITY DEVELOPMENT BLOCK GRANT**

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

I. WHEREAS, Act 745-2009 authorized a contract with the Cattaraugus County Business Development Corp., 214 Main Street, Little Valley, New York 14755, for the administration of the Microenterprise Development Revolving Loan Fund for an amount of \$30,000, the term of which expires December 31, 2010, and

II. WHEREAS, the contract for the Cattaraugus County Business Development Corporation for the administration of the Empire State Development Corporation Community Development Block Grant should be increased to an amount not to exceed \$90,000, 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 the Cattaraugus County Business Development Corporation, for the administration and management of the above-referenced grant fund, for a term commencing January 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 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 GRANT APPLICATION AND
CONTRACT WITH DEFENSE LOGISTICS AGENCY FOR
PROCUREMENT TECHNICAL ASSISTANCE PROGRAM**

Pursuant to 10 USCS Section 2411, et seq., and
Section 450 of the County Law.

I. WHEREAS, Act 437-2009 authorized the Chair to execute a grant application and contract with the Defense Logistics Agency, 8725 John J. Kingman Road, Ft. Belvoir, Virginia 22060-6221, in order to secure funding for the continuation of the Procurement Technical Assistance Program, and

II. WHEREAS, Cattaraugus County is eligible for funding through the Defense Logistics Agency in order to maintain the Procurement Technical Assistance Program, and

III. WHEREAS, it is estimated that the project cost will not exceed \$161,366, of which Cattaraugus County's cash contribution will not exceed \$20,812, plus an in-kind contribution of \$16,030, plus third-party support of \$3,500, and

IV. WHEREAS, Cattaraugus County will be responsible for the share of any third-party agency which fails to contribute its portion to the program, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application and contract, on behalf of Cattaraugus County, with the Defense Logistics Agency in order to secure funding for the continuation of the Procurement Technical Assistance Program, and be it further

II. RESOLVED, that the Procurement Technical Assistance Program will commence January 16, 2011 and terminate January 15, 2012, and be it further

III. RESOLVED, that upon 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 APPLICATION FOR TOURISM PROMOTION AND
DESIGNATING GRANT ADMINISTRATOR**

Pursuant to Section 164 of the Economic Development Law.

I. WHEREAS, Act 456-2009 authorized an application for tourism promotion and designated the grant administrator, and

II. WHEREAS, the New York State Tourist Promotion Act provides that the Commissioner of Economic Development may, upon application, match the funds expended by tourist promotion agencies and provide other assistance to local organizations for the promotion of tourist travel, resorts, and vacation businesses of the State of New York, and

III. WHEREAS, before an application for matching funds for the promotion of tourism can be submitted, it is required that the Cattaraugus County Legislature designate a tourist promotion agency to make such application and to receive grants for the purposes specified in the law, and

IV. WHEREAS, Cattaraugus County should contribute a local share of \$70,000 in Fiscal Year 2011 to leverage additional funds from the New York State I Love New York Matching Funds Program, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism, is hereby authorized and directed to submit all the required applications and other documents, on behalf of Cattaraugus County, necessary for the purpose of receiving these funds, and be it further

II. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism, is hereby authorized and directed to receive grants from the State of New York for, and on behalf of, Cattaraugus County for the purposes herein specified, and be it further

III. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism is hereby designated as the administrator of these funds, and be it further

IV. RESOLVED, that the Cattaraugus County Department of Economic Development, Planning and Tourism is authorized to apply for state matching funds up to \$500,000 for the program year October 1, 2010 through September 30, 2011, and be it further

V. RESOLVED, that if the application for such funding is approved, then the Cattaraugus County Department of Economic Development, Planning and Tourism shall submit the grant agreement to the Legislature for approval and appropriation prior to the commencement of any work, and be it further

VI. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Commissioner of Economic

Development of the State of New York, and the Marketing Manager, Matching Funds, New York State Department of Economic Development.

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 WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR ADOLESCENT TOBACCO
USE PREVENTION ACT ENFORCEMENT PROGRAM**

Pursuant to Article 13-F of the Public Health Law and
Section 450 of the County Law.

I. WHEREAS, Act 517-2009 authorized a contract with New York State Department of Health for a youth tobacco enforcement and preventive work plan to reduce the use and accessibility of tobacco to youths under 18 years of age, the term of which expires September 30, 2010, and

II. WHEREAS, funding is available in the amount of \$31,440 through the New York State Department of Health under the Center for Environmental Health, Bureau of Community Sanitation and Food Protection, Flanigan Square, 547 River Street, Room 515, Troy, New York 12180-2216, for an Adolescent Tobacco Use Prevention Act Enforcement Program for the 2010-2011 program year, and

III. WHEREAS, the County Department of Health is desirous of continuing the aforementioned program, and

IV. WHEREAS, the program is 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 New York State Department of Health for the aforementioned grant, for a term commencing October 1, 2010 and terminating September 30, 2011, according to the above-described terms, and be it further

II. RESOLVED, that upon termination or reduction of state 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
NEW YORK STATE DEPARTMENT OF HEALTH FOR
EARLY INTERVENTION PROGRAM ADMINISTRATION (EIP)**

Pursuant to Public Law 98-8 and Section 450 of the County Law.

I. WHEREAS, Act 107-2007 authorized the Chair to execute a five-year contract with the New York State Department of Health and various entities for the Child Find (Infant & Child Health Assessment Program) and the Early Intervention Program (EIP) administration, the term of which expires September 30, 2011, and

II. WHEREAS, the New York State Department of Health, Bureau of Child and Adolescent Health, has approved funding in the amount of \$55,232 to the County Health Department to continue a system to gather quality information about children with special health care needs in Cattaraugus County for the period commencing October 1, 2010 and terminating September 30, 2011, and

III. WHEREAS, a contract is necessary with the New York State Department of Health in order to obtain the aforementioned funding, and

IV. WHEREAS, this program is 53% federal and 47% 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 New York State Department of Health, in order to obtain the aforementioned funding for the Early Intervention Programs, for a term commencing October 1, 2010 and terminating September 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 GLENN COLTON D/B/A GLENN COLTON SHOWS
FOR HEALTHY LIFESTYLES CHILDREN'S FAIR**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Health Department is desirous of using WIC outreach funds to conduct a Children's Healthy Lifestyles Fair on September 2, 2010 to promote healthy living and to increase WIC participant caseload by targeting the Little Valley population and surrounding areas, and

II. WHEREAS, Glenn Colton d/b/a Glenn Colton Shows, 205 Ashwood Lane, Orchard Park, New York 14127, can provide a summer fun celebration of a healthy lifestyle musical concert on September 2, 2010 for an amount of \$449, and

III. WHEREAS, the musical concert will be performed in the Little Valley Town Park between the hours of 4:00 p.m. and 7:00 p.m., 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 Glenn Colton Shows, for the provision of the above-described services, for a term commencing September 2, 2010 and terminating September 2, 2010 at the conclusion of the concert, 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 MENTAL HEALTH
ASSOCIATION IN CATTARAUGUS COUNTY, INC. FOR
CAMP NEW HORIZONS RESIDENTIAL SUMMER CAMP**

Pursuant to Social Security Act, Title IV, Part A, as amended,
Public Law 104-193, Public Law 105-33 and
Section 450 of the County Law.

I. WHEREAS, Act 493-2009 authorized a contract with the Mental Health Association in Cattaraugus County, Inc., 502 North Union Street, Olean, New York 14760, for the provision of Camp New Horizons residential summer camp for TANF-eligible and 200% TANF-eligible youths in an effort to reduce at-risk factors, and

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

III. WHEREAS, Mental Health Association in Cattaraugus County, Inc., has agreed to operate three (3) 8-day residential summer camp sessions, at Camp Allegany in the Allegany State Park, for children and adolescents ages 8-15 whose emotional and/or behavioral problems make it difficult for them to succeed in traditional camp settings, and

IV. WHEREAS, the County Department of Social Services shall provide funding for up to 17 participants at an amount of \$900 per participant, not to exceed \$15,300, 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 Mental Health Association in Cattaraugus County, Inc., for the provision of the above-described residential summer camp, for a term commencing July 1, 2010 and terminating September 30, 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 GENESIS HOUSE OF OLEAN, INC. FOR HOMELESS SHELTER SERVICES FOR
DEPARTMENT OF SOCIAL SERVICES ELIGIBLE RECIPIENTS**

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

I. WHEREAS, the County Department of Social Services is in need of homeless shelter services for eligible recipients, and

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

Single Person	\$30.00 per night
Family (any size)	\$40.00 per night
After 30 Days	\$35.00 per night
Hotel reimbursement in emergency situations	
at a reasonable rate for a maximum of 3 nights,	
and	

III. WHEREAS, the above-described services for families are 50% federal, 25% state and 25% local funded and for individuals are 50% state and 50% local 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 Genesis House of Olean, Inc., for the provision of the above-described services, for a term commencing September 1, 2010 and terminating December 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 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
COUNCIL ON ADDICTION RECOVERY SERVICES, INC.
FOR CAMP CASA RESIDENTIAL SUMMER CAMP**

Pursuant to Social Security Act, Title IV, Part A, as amended,
Public Law 104-193, Public Law 105-33 and
Section 450 of the County Law.

I. WHEREAS, Act 494-2009 authorized a contract with the Cattaraugus County Council on Alcoholism and Substance Abuse, Inc., 201 South Union Street, Olean, New York 14760, for the provision of a residential summer camp for TANF eligible and 200% TANF eligible youths in an effort to reduce at-risk factors, and

II. WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned residential summer camp, and

III. WHEREAS, the Council on Addiction Recovery Services, Inc., formerly the Cattaraugus County Council on Alcoholism and Substance Abuse, Inc., has agreed to operate Camp Casa residential summer camp, at Camp Allegany in the Allegany State Park, for children and adolescents ages 8-11 who are at risk of alcohol and substance abuse, and

IV. WHEREAS, the County Department of Social Services shall provide an amount of \$312.50 per camper, for up to 8 TANF-eligible youth, for a total not to exceed \$2,500, 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 Council on Addiction Recovery Services, Inc., for the provision of the above-described residential summer camp, for a term commencing July 1, 2010 and terminating September 30, 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 CATHOLIC CHARITIES OF WESTERN NEW YORK, INC.
FOR DEPARTMENT OF SOCIAL SERVICES KINSHIP PROGRAM**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 438-2009 authorized a contract with Catholic Charities of Western New York, Inc., 520 West State Street, Olean, New York 14760, for the provision of a Kinship Program for grandparents or other relatives who obtain custody of children, the term of which expires August 31, 2010, and

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

III. WHEREAS, the Kinship Program will serve approximately 50 participants and is for those children who are placed with relatives in lieu of foster care, and

IV. WHEREAS, Catholic Charities of Western New York, Inc., can provide the aforementioned Kinship Program for a total amount not to exceed \$76,550, and

V. WHEREAS, this program is 100% funded through the Flexible Fund for Family 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 Catholic Charities of Western New York, Inc., for the provision of the above-described services, for a term commencing September 1, 2010 and terminating September 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 EXTENSION
WITH NEXT GENERATION VENDING AND FOOD SERVICE, INC. FOR
DEPARTMENT OF NURSING HOMES VENDING AND OFFICE REFRESHMENT SERVICES**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 461-2007 authorized a contract with Next Generation Vending and Food Service, Inc., 5 Campanelli Circle, Suite 200, Canton, MA 02021-2480, for vending and office refreshment services for the Pines Healthcare and Rehabilitation Center - Olean Campus, the term of which expires August 31, 2010, and

II. WHEREAS, the County Department of Nursing Homes is desirous of extending the term of the aforementioned contract to March 31, 2011, and

III. WHEREAS, Next Generation Vending and Food Service, Inc., can continue providing vending machines and office refreshment equipment, including microwaves, utensils, condiments and other vending supplies, for the Pines Healthcare and Rehabilitation Center - Olean Campus, and sell the following: prepackaged snacks and confections, beverages of all types, and similar vended items and office refreshment service, in accordance with the following:

- Prices are fixed annually,
- Option One - No Commission,

now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with Next Generation Vending and Food Service, Inc., for the provision of the above-described services, for a term commencing September 1, 2010 and terminating March 31, 2011, 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 checked="" type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
MORRISON MANAGEMENT SPECIALISTS, INC. FOR
DEPARTMENT OF NURSING HOMES DIETARY MANAGEMENT SERVICES**

Pursuant to 10 NYCRR Section 415.14, Section 103
of the General Municipal Law and
Sections 408 and 408-a of the County Law.

I. WHEREAS, Act 140-2006 authorized a contract with Morrison Management Specialists, Inc., 5801 Peachtree Dunwoody Road, Atlanta, Georgia 30342, with a local office at 220 Oakbrook Drive, Williamsville, New York 14221, for the operation and management of the Department of Nursing Homes Dietary Department at the Pines Healthcare & Rehabilitation Centers - Olean and Machias Campuses, the term of which expires September 30, 2010, and

II. WHEREAS, the Department of Nursing Homes is desirous of extending the term of the aforementioned contract until November 30, 2010 in order to allow for time to rebid the services, and

III. WHEREAS, there is a 3% annual increase in the per patient day price and registrant meal price in the current contract, which should be included in the 2 month extension, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with Morrison Management Specialists, Inc., for the provision of the above-described services, for a term commencing October 1, 2010 and terminating November 30, 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 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 AMENDED CONTRACT WITH
NEW YORK STATE INDUSTRIES FOR THE DISABLED, INC. FOR
JANITORIAL SERVICES FOR DEPARTMENT OF COMMUNITY SERVICES
GUIDEPOST AND CASE MANAGEMENT OFFICES**

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, Act 737-2009 authorized the Chair to execute a contract with the New York State Industries for the Disabled, Inc., for the provision of janitorial services for the Guidepost Facility and Case Management Offices located at 203 Laurens Street, Olean, New York 14760, the term of which expires December 31, 2010, and

II. WHEREAS, the County Department of Community Services is desirous of amending the aforementioned contract to reduce services to once per week for cost-savings, and extending the term through December 31, 2011, and

III. WHEREAS, the New York State Industries for the Disabled, Inc., through SubCon Industries, Inc., has agreed to provide janitorial services, for the Guidepost Facility and Case Management Offices located at 203 Laurens Street, Olean, New York 14760, for an amount of \$1,024.54 per month, not to exceed \$16,914.72 in 2010 and \$ 12,294.48 in 2011, and

IV. 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 an amended contract, on behalf of Cattaraugus County, with the New York State Industries for the Disabled, Inc., for the provision of the above-described services, for a term commencing January 1, 2010 and terminating December 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 SALAMANCA CITY 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.

I. WHEREAS, the Salamanca City Central School District is desirous of obtaining the services of a social worker in the Salamanca City Central School District for the provision of mental health services, and

II. WHEREAS, a contract with Salamanca City Central School District outlining the mental health services to be provided by the County's Department of Community Services staff social worker is necessary, and

III. WHEREAS, the Salamanca City Central School District shall provide an office, a phone line and furniture, at no cost to the County, and

IV. WHEREAS, the Salamanca City Central School District shall pay to the Department of Community Services an amount of \$1,667 for 2010 and an amount of \$5,000 for 2011, 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 City Central School District, for the provision of the above-described services, for a term commencing September 1, 2010 and terminating December 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 AMENDED CONTRACT
WITH FRANKLINVILLE 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.

I. WHEREAS, Act 727-2009 authorized a contract with the Franklinville Central School District, North Main Street, Franklinville, New York 14737, for the placement of a social worker in the Franklinville Central School District for the provision of mental health services, the term of which expires December 31, 2011, and

II. WHEREAS, the County Department of Community Services is desirous of amending the aforementioned contract to reflect two (2) days of services per week, and

III. WHEREAS, the Franklinville Central School District has agreed to pay to the County Department of Community Services an amount of \$8,334 for services provided in 2010 and an amount of \$5,000 for services provided in 2011, and

IV. WHEREAS, Franklinville Central School District shall provide an office, a family meeting room, a phone line and furniture for the County's staff social worker at no cost to the County, 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 the Franklinville Central School District, for the provision of the above-described services, for a term commencing September 1, 2010 and terminating December 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 CONTRACTS
WITH INDIVIDUALS FOR INSTRUCTION ON
USE OF IMAGE CAST OPTICAL SCAN MACHINES**

Pursuant to 42 USCS Section 15421, Sections 10 and
16 of Chapter 181 of the Laws of 2005 and
Section 450 of the County Law.

I. WHEREAS, the County Board of Elections is desirous of contracting with Monty R. Shields, 19 Church Street, Randolph, New York 14772 and Anthony C. Kopko, 3615 Buffalo Road, Allegany, New York 14706, to instruct the public on the operation of the new Image Cast Optical Scan voting machines at 22 different locations throughout the County, and

II. WHEREAS, these two individuals can perform the above-mentioned services for \$500 each, including mileage, and

III. WHEREAS, sufficient funds are included in the 2010 budget to cover the cost of these 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 Monty R. Shields and Anthony C. Kopko, for the provision of the above-described services, for a term commencing August 9, 2010 and terminating September 17, 2010, according to the above-described terms.

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"/>

**RESOLUTION APPROVING THE ISSUANCE OF CERTAIN OBLIGATIONS BY
CATTARAUGUS COUNTY CAPITAL RESOURCE CORPORATION TO FINANCE
A CERTAIN CIVIC FACILITY PROJECT FOR OLEAN GENERAL HOSPITAL**

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

WHEREAS, pursuant to the provisions of Section 1411 of the Not-For-Profit Corporation Law of the State of New York, as amended (the "Enabling Act"), Revenue Ruling 57-187 and Private Letter Ruling 200936012, the County Legislature of Cattaraugus County, New York (the "County") adopted a resolution on May 13, 2009 (the "Sponsor Resolution") (A) authorizing the incorporation of Cattaraugus County Capital Resource Corporation (the "Issuer") under the Enabling Act and (B) appointing the initial members of the board of directors of the Issuer, and

WHEREAS, on August 28, 2009, a certificate of incorporation was filed with the New York Secretary of State's Office (the "Certificate of Incorporation") creating the Issuer as a public instrumentality of the County, and

WHEREAS, the Issuer is authorized and empowered by the provisions of the Enabling Act to relieve and reduce unemployment, promote and provide for additional and maximum employment, better and maintain job opportunities, and lessen the burdens of government and act in the public interest, and in carrying out the aforesaid purposes and in exercising the powers conferred in the Enabling Act, the Enabling Act declares that the Issuer will be performing essential governmental functions, and

WHEREAS, to accomplish its stated purposes, the Issuer is authorized and empowered under the Enabling Act to acquire real and personal property; to borrow money and issue negotiable bonds, notes and other obligations therefore; to lease, sell, mortgage or otherwise dispose of or encumber any of its real or personal property upon such terms as it may determine; and otherwise to carry out its corporate purposes in the territory in which the operations of the Issuer are principally to be conducted, and

WHEREAS in July, 2010, Olean General Hospital, a New York not-for-profit corporation (the "Institution"), submitted an application (the "Application") to the Issuer, a copy of which Application is on file at the office of the Issuer, which Application requested that the Issuer consider undertaking a project (the "Initial Project") for the benefit of the Institution, said Initial Project consisting of the following: (A) (1) the acquisition of an interest in certain parcels of land located at 112 Genesee Street, 120 Genesee Street, 500 Main Street, 520 Main Street and 524 Main Street in the City of Olean, Cattaraugus County, New York containing in the aggregate approximately 2 acres of land (collectively, the "Initial Land"), together with a building located thereon containing approximately 19,000 square feet of space (the "Existing Facility"), (2) the construction of an approximately 18,970 square foot addition to the Existing Facility (the "Addition") and the making of various renovations and/or improvements to the Existing Facility, including, but not limited to, parking lots and a loading dock (the Existing Facility, as improved and the Addition being sometimes collectively referred to as the "Initial Facility"), (3) the acquisition and installation therein and thereon of certain machinery and equipment (the "Initial Equipment") and (4) the refinancing and/or refunding of certain existing indebtedness incurred by or on behalf of the Institution to finance the construction, renovation and equipping of previously completed projects related to the Existing Facility and other properties of the Institution (the "Refinancing Project Facility") (the Initial Land, the Initial Facility, the

Initial Equipment and the Refinancing Project Facility being collectively referred to as the "Initial Project Facility"), all the foregoing to constitute a multi-specialty ambulatory surgery center, medical facilities and related facilities to be owned and operated by the Institution; (B) the financing of all or a portion of the costs of the foregoing by the issuance of tax-exempt and taxable revenue bonds of the Issuer in one or more issues or series in an aggregate principal amount sufficient to pay the cost of undertaking the Initial Project, together with necessary incidental costs in connection therewith, presently estimated to be approximately \$21,740,000 and in any event not to exceed \$23,000,000 (the "Obligations"); (C) paying a portion of the costs incidental to the issuance of the Obligations, including issuance costs of the Obligations and any reserve funds as may be necessary to secure the Obligations; (D) the granting of certain other financial assistance with respect to the foregoing, including potential exemptions from real estate transfer taxes and mortgage recording taxes (collectively with the Obligations, the "Financial Assistance"); and (E)) the lease (with an obligation to purchase) or sale of the Initial Project Facility to the Institution or such other person as may be designated by the Institution and agreed upon by the Issuer, and

WHEREAS, the Institution has requested that interest on the Obligations be treated by the federal government as excludable from gross income for federal income tax purposes pursuant to Section 103 and Section 145(a) of the Internal Revenue Code of 1986, as amended (the "Code"), and

WHEREAS, the County Legislature of Cattaraugus County, New York (the "County Legislature") has been advised by the Issuer that the Issuer proposes to issue, subsequent to the adoption of this resolution, the Obligations from time to time in a principal amount sufficient to fund all or a portion of the costs of the Project, and

WHEREAS, interest on the Obligations will not be excludable from gross income for federal income tax purposes unless, among other things, pursuant to Section 147(f) of the Code, the issuance of the Obligations is approved by the "applicable elected representative" of Cattaraugus County, New York after the Issuer has held a public hearing on the nature and location of the Initial Project Facility and the issuance of the Obligations, and

WHEREAS, pursuant to the authorization contained in a resolution adopted by the members of the Issuer on July 27, 2010 (the "Public Hearing Resolution"), the Chief Executive Officer of the Issuer (A) caused notice of a public hearing of the Issuer (the "Public Hearing") pursuant to Section 859-a of the General Municipal Law and Section 147(f) of the Code, to hear all persons interested in the Initial Project and the financial assistance being contemplated by the Issuer with respect to the Initial Project, to be mailed on July 30, 2010, to the chief executive officers of the county and of each city, town, village and school district in which the Initial Project is or is to be located, (B) caused notice of the public hearing to be posted on July 30, 2010 on bulletin boards located at (1) Olean General Hospital in the City of Olean, Cattaraugus County, New York and (2) 3 East Washington Street in the Town of Ellicottville, Cattaraugus County, New York, (C) caused notice of the Public Hearing to be published on August 3, 2010 in the Olean Times Herald, a newspaper of general circulation available to the residents of the City of Olean, Cattaraugus County, New York, (D) conducted the Public Hearing on August 19, 2010 at 11:00 o'clock a.m., local time in the Cattaraugus County Office, Administrative Conference Room #235, located at 1 Leo Moss Drive in City of Olean, Cattaraugus County, New York, and (E) prepared a report of the Public Hearing (the "Report") which fairly summarized the views presented at the Public Hearing and distributed same to the members of the Issuer and to the County Legislature of Cattaraugus County, New York, and

WHEREAS, pursuant to Section 147(f) of the Code, the County Legislature desires to allow the interest on the Obligations to be treated as excludable from gross income for federal income tax purposes, and

WHEREAS, pursuant to the Issuer's Certificate, neither the Obligations nor any other obligation of the Issuer shall be a debt of Cattaraugus County, New York, nor shall Cattaraugus County, New York be liable thereon,

NOW, THEREFORE, BE IT RESOLVED by the County Legislature of Cattaraugus County, New York, as follows:

Section 1. For the sole purpose of qualifying the interest payable on the Obligations for exclusion from gross income for federal income tax purposes pursuant to the provisions of Section 145(a) of the Code, the County Legislature, as the elected legislative body of Cattaraugus County, New York, hereby approves the issuance by the Issuer of the Obligations, provided that the Obligations, and the premium (if any) and interest thereon, shall be special obligations of the Issuer and shall never be a debt of the State of New York, Cattaraugus County, New York or any political subdivision thereof (other than the Issuer), and neither the State of New York, Cattaraugus County, New York nor any political subdivision thereof (other than the Issuer) shall be liable thereon.

Section 2. This resolution shall take effect immediately.

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"/>

by Mr. Aiello, Mr. Burrell, Mr. Ellis, Mr. Marsh,
Mr. McLarney, Mr. Murphy, Mr. Neal, Mr. O'Brien, Mr. Snyder,
Mrs. Stockman, Mr. Teachman, Mr. Vecchiarella, Ms. Vickman, Mr. Boser,
Mr. Giardini, Mr. Hebdon, Mr. McClune, Mr. Nenno,
Mr. Padlo, Mr. Sprague and Mr. Ward

**CONGRATULATING RANDY OPFERBECK ON HIS
RETIREMENT FROM CATTARAUGUS COUNTY**

Pursuant to Section 153 of the County Law.

I. WHEREAS, Randy Opferbeck of Allegany, New York, retired as a Chief Investigator with the Cattaraugus County Department of Social Services, effective July 1, 2010, and

II. WHEREAS, upon graduating from Salamanca Central School and from St. Bonaventure University with a history education degree, Mr. Opferbeck first worked at Allegany State Park and substitute taught at area schools, and

III. WHEREAS, Randy then began employment with Cattaraugus County DSS as a Caseworker in June, 1971, and was promoted to a Chief Investigator in May, 1982, the job he held until his retirement on July 1, 2010, and

IV. WHEREAS, Randy is a founding member of the National Wild Turkey Federation, a member of the state and local chapters of the Wild Turkey Federation, a member of the Cattaraugus County Federated Sportsmen's Association and attends the Five-Mile Baptist church in Allegany, and

V. WHEREAS, Randy enjoys hunting, fishing, bowling and golfing, and

VI. WHEREAS, for the past 39 years, Randy has been an extremely conscientious, dedicated employee and has provided invaluable service to the taxpayers of Cattaraugus County, having served with loyalty, integrity and perseverance in his job duties, and

VII. WHEREAS, Randy has proven himself to be a great asset to the County, and is missed by his many friends and co-workers, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby expresses its deepest gratitude to Randy Opferbeck for his years of service to Cattaraugus County and its citizens, and be it further

II. RESOLVED, that the Cattaraugus County Legislature hereby congratulates Randy Opferbeck upon the occasion of his retirement, and be it further

III. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Randy Opferbeck.

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"/>	<u>Legislature</u>	<input checked="" type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE OFFICE FOR THE AGING FOR HEALTH
INSURANCE INFORMATION COUNSELING AND ASSISTANCE PROGRAM (HIICAP)
MEDICARE IMPROVEMENTS FOR PATIENTS & PROVIDERS ACT (MIPPA) FUNDING**

Pursuant to Medicare Improvements for Patients & Providers
Act (MIPPA) of 2008, Section 541 of the Executive Law,
Section 95-a of the General Municipal Law and
Section 450 of the County Law.

I. WHEREAS, Act 455-2009 authorized the Chair to execute grant documents with the New York State Office for the Aging for the Health Insurance Information Counseling and Assistance Program (HIICAP) for the Medicare Improvements for Patients & Providers Act (MIPPA) component, and

II. WHEREAS, funding is again available through the New York State Office for the Aging for the aforementioned program, and

III. WHEREAS, the aforementioned program strengthens the capability of area agencies on aging to provide Medicare beneficiaries information, counseling and assistance to purchase, file claims, and appeal health insurance coverage decisions, and

IV. WHEREAS, the MIPPA component funding will allow for more public outreach, and

V. WHEREAS, the County should execute grant documents in order to apply for and receive the aforementioned funding, and

VI. 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 grant documents, on behalf of Cattaraugus County, with the New York State Office for the Aging, in order to apply for and receive the above-described funding, for a term commencing June 1, 2010 and terminating May 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 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"/>