



Cattaraugus County
John R. Searles, County Administrator

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Little Valley, NY 14755
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Contingent Fund Balance: \$329,662
Tobacco Settlement Proceeds to Date: \$16,553,868

The following committees will meet on **Wednesday, May 18, 2011**, at the County Center in Little Valley, New York, at the indicated times:

Public Works	4:00 p.m.
County Operations	5:00 p.m.
Public Safety	5:15 p.m.
Development & Agriculture	5:30 p.m.
Human Services	5:45 p.m.
Senior Services	6:00 p.m.
Labor Relations	6:15 p.m.
Finance	6:30 p.m.

ACT NO.

REFERRED RESOLUTIONS

- 224-11 Senior Services Committee: Ms. Vickman, Mr. McClune, Ms. Edstrom, Mr. Neal, Mr. Teachman, Mr. Boser and Mr. Padlo and Mr. Aiello, Mr. Burrell, Mr. Ellis, Mr. Marsh, Mr. McLarney, Mr. McClune, Mr. Sprague and Mr. Ward
AUTHORIZING COUNTY ADMINISTRATOR TO SOLICIT PROPOSALS FOR CONSULTANT SERVICES TO ASSIST IN EVALUATING OPTIONS FOR OPERATION, MANAGEMENT, AND/OR SALE OF SKILLED NURSING FACILITIES
- 227-11 Mr. Aiello, Ms. Edstrom, Mr. Neal, Mr. Teachman, Mr. Snyder, Mr. McClune and Mr. Padlo
REQUESTING NEW YORK STATE LEGISLATURE ENACT SENATE BILL S.4784 AND ASSEMBLY BILL A.7310 REGARDING ADDITIONAL ONE PERCENT SALES TAX FOR CATTARAUGUS COUNTY

PREFILED RESOLUTIONS

- 228-11 Mr. Giardini and Mr. Ellis
BID ACCEPTANCE FOR GENERATOR MAINTENANCE FOR COUNTY BUILDING (Department of Public Works)
- 229-11 Mr. Giardini and Mr. Ellis
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (CHIPS - Department of Public Works)

- 230-11 Mr. Giardini and Mr. Ellis
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH HUNT ENGINEERS, ARCHITECTS & LAND SURVEYORS, P.C. FOR 2010 BRIDGE MAINTENANCE PROGRAM
- 231-11 Mr. Giardini and Mr. Ellis
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NYSDOT AND AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN THE 2011-2012 BRIDGE PAINTING FEDERAL-AID PROJECT
- 232-11 Public Works Committee: Mr. Giardini, Mr. Ellis, Mr. Burrell, Ms. Edstrom, Mr. Marsh, Mr. Murphy, Mr. Boser, Mr. Hebdon and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS MUNICIPALITIES FOR SHARED HIGHWAY SERVICES
- 233-11 Mr. Marsh, Mr. Teachman and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH NEW YORK STATE BOARD OF ELECTIONS FOR HELP AMERICA VOTE ACT (HAVA) FUNDS REIMBURSEMENT
- 234-11 Mr. Marsh, Mr. Teachman and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH NEW YORK STATE BOARD OF ELECTIONS FOR HELP AMERICA VOTE ACT (HAVA) FUNDS REIMBURSEMENT (Voter Education/Poll Worker Training Program)
- 235-11 Mr. Vecchiarella
AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY-ORIENTED POLICING SERVICES FOR HIRING PROGRAM FOR SCHOOL RESOURCE OFFICERS
- 236-11 Mr. Vecchiarella
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH U.S. DEPARTMENT OF JUSTICE PROGRAMS FOR COPS SECURE OUR SCHOOLS PROGRAM FOR SCHOOL SAFETY
- 237-11 Mr. Marsh
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SIRIUS COMPUTER SOLUTIONS, INC. FOR VOICE NETWORK READINESS ASSESSMENT FOR PHASE I OF THE VOICE OVER THE INTERNET TELEPHONE PROJECT
- 238-11 Mr. Marsh
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH INNOVATIVE INFORMATION SOLUTIONS AND STORSERVER, INC. FOR STORSERVER BACKUP AND RECOVERY SOLUTION AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Department of Information Services)

- 239-11 Mr. McLarney and Mr. Ward
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH HODGSON
RUSS LLP FOR CONTRACT NEGOTIATIONS SERVICES
- 240-11 Mr. Murphy and Mr. Vecchiarella
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NATIONAL ASSOCIATION
OF COUNTY AND CITY HEALTH OFFICIALS FOR MEDICAL RESERVE CORPS UNITS
- 241-11 Ms. Vickman and Mr. McClune
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH PAUL MARRA, D/B/A
PREMIER BANQUET CENTER, FOR RETIRED & SENIOR VOLUNTEER PROGRAM (RSVP)
TRIBUTE DAY
- 242-11 Mrs. Stockman and Mr. Burrell and Mr. Giardini
DESIGNATING COUNTY ROAD NO. 58 AS NEW YORK STATE TROOPER GARY E.
KUBASIAK MEMORIAL HIGHWAY
- 243-11 Mr. Snyder and Mrs. Stockman
URGING THE CONTINUATION OF FUNDING FOR COMMUNITY SERVICES BLOCK
GRANT
- 244-11 Mr. Burrell
REPEALING UNEXPENDED BOND AUTHORIZATIONS
- 245-11 Mr. Burrell
ALLOCATION OF CATTARAUGUS COUNTY HOTEL AND MOTEL TAX

Committee referrals for the May 18, 2011 Committee meetings									
Act #	Finance	County Ops	DPW	Senior Services	Strategic Planning	Human Services	Develop. & Agriculture	Public Safety	Labor Relations
224	X			X					
227	X		X						
228	X		X						
229	X		X						
230	X		X						
231	X		X						
232	X								
233	X	X							
234	X	X							
235	X							X	
236	X							X	
237	X	X							
238	X	X							
239	X								X
240	X							X	
241	X			X					
242	X		X						
243	X					X			
244	X								
245	X						X		
Total	20	4	6	1	0	1	1	3	1

by Senior Services Committee:
Ms. Vickman, Mr. McClune, Ms. Edstrom, Mr. Neal,
Mr. Teachman, Mr. Boser and Mr. Padlo
and Mr. Aiello, Mr. Burrell, Mr. Ellis, Mr. Marsh,
Mr. McLarney, Mr. McClune, Mr. Sprague and Mr. Ward

**AUTHORIZING COUNTY ADMINISTRATOR TO SOLICIT PROPOSALS
FOR CONSULTANT SERVICES TO ASSIST IN EVALUATING OPTIONS FOR
OPERATION, MANAGEMENT, AND/OR SALE OF SKILLED NURSING FACILITIES**

Pursuant to Section 103 of the General Municipal Law.

I. WHEREAS, the County is in need of consultant services to assist in evaluating options for future public and/or private ownership/operation of the Pines Healthcare and Rehabilitation Centers - Olean and/or Machias Campuses and to help the County develop a strategy and plan of action, now, therefore, be it

I. RESOLVED, that the County Administrator is hereby authorized and directed to solicit proposals for consultant services to assist in evaluation options for the operation, management and/or sale of the County's skilled nursing facilities, and be it further

II. RESOLVED, that the County Administrator and Senior Services Committee shall review the proposals and determine which option would be in the best interests of the County.

Referred to Finance and Senior Services at May 11, 2011 Board Meeting

**REQUESTING NEW YORK STATE LEGISLATURE ENACT SENATE BILL S.4784 AND
ASSEMBLY BILL A.7310 REGARDING ADDITIONAL ONE
PERCENT SALES TAX FOR CATTARAUGUS COUNTY**

Pursuant to Section 40 of the Municipal Home Rule Law.

I. WHEREAS, the New York State Legislature authorized the imposition of an additional one percent sales tax in Cattaraugus County by Chapter 332 of the Laws of 2009 of the State of New York, and

II. WHEREAS, that authorization expires November 30, 2011, and

III. WHEREAS, the revenue generated by the additional one percent sales tax during 2010 was approximately \$9,119,083 million, and

IV. WHEREAS, Senate Bill S.4784 and Assembly Bill A.7310 have been introduced in the New York State Legislature, which authorize the Cattaraugus County Legislature to implement an additional one percent sales tax for a term commencing December 1, 2011 and ending November 30, 2013, and

V. WHEREAS, it is proposed that in its 2012 and 2013 budgets, Cattaraugus County allocate one-fourth (25%) of the net collections from the additional one percent sales tax to the towns, villages and cities in the County proportionately on the basis of the respective full valuation of the parcels of property in each such municipality, as determined by the County Treasurer and allocate the remainder of the net collections from such additional sales tax to the maintenance, repair, rehabilitation and replacement of the infrastructure in Cattaraugus County, and

VI. WHEREAS, a necessity exists for the passage of such legislation by the New York State Legislature, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby requests the New York State Legislature enact Senate Bill S.4784 and Assembly Bill A.7310, which authorizes the Cattaraugus County Legislature to implement an additional one percent sales tax, in accordance with the above-described terms, and be it further

II. RESOLVED, that the County Attorney be, and hereby is, authorized and directed to submit one or more Home Rule Requests to the New York State Legislature pursuant hereto, and be it further

III. RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Senator Young and Assembly Member Giglio.

Referred to Finance and Public Works at May 11, 2011 Board Meeting

**BID ACCEPTANCE FOR GENERATOR MAINTENANCE FOR COUNTY BUILDINGS
(Department of Public Works)**

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 generator maintenance for County Buildings, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest responsible bid received meeting specifications was the bid of Penn Detroit Diesel Allison, LLC d/b/a Penn Power Systems, 8330 State Road, Philadelphia, Pennsylvania 19136, with a local office at 350 Bailey Avenue, Buffalo, New York 14210, as follows:

Semi-Annual Service:	(8/1/2011- 7/31/2012)	(8/1/2012- 7/31/2013)	(8/1/2013- 7/31/2014)
DPW Facility	\$688.00	\$1,590.00	\$ 718.00
Pump Station	\$513.00	\$1,110.00	\$ 553.00
County Center-LV & Jail	\$743.00	\$2,230.00	\$ 773.00
County Office Building-Olean	\$848.00	\$1,730.00	\$ 878.00
The Pines - Olean	\$893.00	\$1,755.00	\$ 923.00
The Pines - Machias	\$688.00	\$1,590.00	\$1,233.00
Radio Towers:			
Dutch Hill	\$462.00	\$630.00	\$643.00
McCarty	\$462.00	\$630.00	\$643.00
Yorkshire-Machias	\$462.00	\$630.00	\$643.00
Dayton	\$462.00	\$690.00	\$643.00
Knapps Creek	\$462.00	\$790.00	\$643.00
Oldro Hill Tower (Cold Spring)	\$462.00	\$630.00	\$643.00
Total	\$7,145.00	\$14,005.00	\$8,936.00
Hourly Rate for Work Not Regular	\$ 90.00	\$ 90.00	\$ 90.00
Covered by Contract Overtime	\$132.00	\$132.00	\$132.00
Sundays & Holidays	\$176.00	\$176.00	\$176.00
Mileage Rate: Per mile	\$ 2.00	\$ 2.00	\$ 2.00

now, therefore, be it

I. RESOLVED, that the bid of Penn Detroit Diesel Allison, LLC d/b/a Penn Power Systems, be, and the same hereby is, accepted, for a term commencing August 1, 2011 and terminating July 31, 2014, 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.
Four sets of specifications were sent out.
Three 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"/>

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(CHIPS - Department of Public Works)**

Pursuant to Sections 363 and 366 of the County Law.

I. WHEREAS, Cattaraugus County has been notified that it will receive CHIPS funding in the amount of \$1,995,000.00 for 2011, and

II. WHEREAS, various appropriation and revenue accounts must be adjusted in order to accommodate this funding, now, therefore, be it

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

Increase Estimated Revenue Account:

H.504.5197.5197.3501	Consolidated Highway Aid	\$2,016,753.65
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Increase Appropriation Accounts:

H.504.5197.5197.25033.41603	Otto Bridge No. 4	\$ 100,000.00
H.504.5197.5197.23046.41603	Humphrey Culvert No. 9	\$ 229,000.00
H.504.5197.5197.27012.41603	County Road No. 30	\$1,000,000.00
H.504.5197.5197.27034.41603	County Road No. 21	\$ 110,000.00
H.504.5197.5197.27008.41603	County Road No. 46	\$ 447,753.65
H.504.5197.5197.27005.41603	County Road No. 19	\$ 130,000.00.

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 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 EXTENSION WITH
HUNT ENGINEERS, ARCHITECTS & LAND SURVEYORS, P.C. FOR
2010 BRIDGE MAINTENANCE PROGRAM**

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

I. WHEREAS, Act 83-2010 authorized a contract with Hunt Engineers, Architects & Land Surveyors, P.C., Airport Corporate Park, 100 Hunt Center, Horseheads, New York 14845, for the provision of bridge painting, bridge deck sealing and concrete deck overlays for the 2010 bridge maintenance program, the term of which expired December 31, 2010, and

II. WHEREAS, due to delays in the federal-aid process, the bridge deck overlay on the Dutch Hill Road bridge was not completed and an extension of the aforementioned contract is now necessary in order to complete the project, and

III. WHEREAS, Hunt Engineers, Architects & Land Surveyors, P.C., shall complete the bridge deck overlay services, under the terms of the existing contract, at no additional 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 a contract extension, on behalf of Cattaraugus County, with Hunt Engineers, Architects & Land Surveyors, P.C., for the provision of the above-described engineering services, for a term commencing February 11, 2010 and terminating February 28, 2012, 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 CONTRACT WITH NYSDOT AND
AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN THE 2011-2012
BRIDGE PAINTING FEDERAL-AID PROJECT**

Pursuant to Title 23 U.S. Code and
Section 450 of the County Law.

I. WHEREAS, the Cattaraugus County 2011-2012 Bridge Painting Project, BINs 3-32082-0, 3-32168-0, 3-32292-0 and 3-32308-0 in the Towns of Conewango, Freedom, Otto and Portville, Cattaraugus County, PIN 5760.06 (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 a ratio of 80% federal funds and 20% non-federal funds, and

II. WHEREAS, the County desires to advance the above project by making a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering (Design I-VI) phase of the Project, PIN 5760.06, 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 pay in the first instance 100% of the federal and non-federal shares of the cost of the Preliminary Engineering (Design I-VI) phase of the project or portions thereof, and be it further

III. RESOLVED, that the sum of \$30,000.00 is hereby appropriated and made available to cover the cost of participation in the above phases of the Project, and be it further

IV. RESOLVED, that in the event the amount required to pay the full federal and non-federal shares of the cost of the project's Preliminary Engineering (Design I-VI) phase exceeds the amount appropriated above, the County of Cattaraugus shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT, and be it further

V. 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 project costs and all Project costs within appropriations therefor that are not so eligible, and be it further

VI. 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

VII. RESOLVED, that 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 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"/>

by Public Works Committee:
Mr. Giardini, Mr. Ellis, Mr. Burrell, Ms. Edstrom, Mr. Marsh,
Mr. Murphy, Mr. Boser, Mr. Hebdon and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS MUNICIPALITIES FOR SHARED HIGHWAY SERVICES**

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

I. WHEREAS, Act 255-2006 authorized contracts with various municipalities for shared highway services, the terms of which expire June 30, 2011, and

II. WHEREAS, the Department of Public Works is desirous of renewing the aforementioned shared highway services contracts, and

III. WHEREAS, local governments are authorized to enter into municipal cooperation agreements for purposes of renting, leasing, exchanging, borrowing or maintaining machinery and equipment, with operators, with other municipalities, and

IV. WHEREAS, by renting, borrowing, exchanging, leasing or maintaining highway machinery and equipment and the borrowing or lending of materials and supplies, the cities, towns and villages of Cattaraugus County may avoid the necessity of purchasing certain needed highway machinery and equipment and the purchase or storage of a large inventory of certain extra materials and supplies, thereby saving the taxpayers money, and

V. WHEREAS, it is proposed that the County contract with various cities, towns, and villages within Cattaraugus County, for the above-described purposes, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various cities, towns and villages, for the provision of the above-described shared highway services, for a term commencing July 1, 2011 and terminating June 30, 2016, 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 CONTRACT EXTENSION WITH
NEW YORK STATE BOARD OF ELECTIONS FOR
HELP AMERICA VOTE ACT (HAVA) FUNDS REIMBURSEMENT**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 110-2007, as amended by Acts 518-2007 and 629-2007, authorized a contract with the New York State Board of Elections Help America Vote Act (HAVA) in order to receive HAVA reimbursement in the amount of \$23,368 for the New York State Voting Access for Individuals with Disabilities Polling Place Access Improvement, NYS Accessibility Funds, the term of which expired, and

II. WHEREAS, the term of the aforementioned contract should be extended to March 31, 2012, and

III. WHEREAS, a contract extension is necessary with the New York State Board of Elections in order to extend the term of the aforementioned contract, 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 the New York State Board of Elections, in order to receive the aforementioned HAVA funding, for a term commencing April 1, 2011 and terminating March 31, 2012, 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"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
NEW YORK STATE BOARD OF ELECTIONS FOR
HELP AMERICA VOTE ACT (HAVA) FUNDS REIMBURSEMENT
(Voter Education/Poll Worker Training Program)**

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

I. WHEREAS, Act 109-2007, as amended by Acts 631-2007 and 89-2009, authorized a contract with the New York State Board of Elections Help America Vote Act (HAVA) in order to receive HAVA reimbursement for the Voter Education/Poll Worker Training Program, the term of which expired, and

II. WHEREAS, the term of the aforementioned contract should be extended to March 31, 2012, and

III. WHEREAS, a contract extension is necessary with the New York State Board of Elections in order to extend the term of the aforementioned contract, 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 the New York State Board of Elections, for a term commencing April 1, 2011 and terminating March 31, 2012, 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"/>

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY-ORIENTED
POLICING SERVICES FOR HIRING PROGRAM FOR SCHOOL RESOURCE OFFICERS**

Pursuant to Section 450 of the County Law.

I. WHEREAS, funding is available through the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) for the Hiring Program for School Resource Officers, and

II. WHEREAS, the COPS Hiring Program provides funding directly to law enforcement agencies having primary law enforcement authority to create and preserve jobs and to increase their community policing capability and crime-prevention efforts, and

III. WHEREAS, the County Sheriff's Office is desirous of applying for the aforementioned funding, and

IV. WHEREAS, this program is 100% funded through the fiscal year 2011 COPS Hiring Program grants, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the U.S. Department of Justice, Office of Community Oriented Policing Services, in order to apply for the aforementioned funding, 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 automatically be 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 GRANT DOCUMENTS WITH
U.S. DEPARTMENT OF JUSTICE PROGRAMS FOR
COPS SECURE OUR SCHOOLS PROGRAM FOR SCHOOL SAFETY**

Pursuant to Omnibus Crime Control and Safe Streets Act of 1968,
42 U.S.C. 3796, as amended, Violent Crime Control and Law
Enforcement Act of 1994, Title I, Part Q, Public Law 103-322 and
Section 450 of the County Law.

I. WHEREAS, Act 348-2010 authorized a contract with the U.S. Department of Justice Office of Community Oriented Policing Services for the Secure Our Schools Program, and

II. WHEREAS, funding is again available through the U.S. Department of Justice Office of Community Oriented Policing Services for the Secure Our Schools Program, and

III. WHEREAS, the aforementioned funding will be used to reimburse applicant schools fifty percent (50%) of the cost for school safety resources and provide improved security at schools and on school grounds, and

IV. WHEREAS, the County should apply for the aforementioned grant from the U.S. Department of Justice Community Oriented Policing Services Office, 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 U.S. Department of Justice Office of Community Oriented Policing Services, in order to apply for the aforementioned funding, for a term commencing September 1, 2011 and terminating August 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 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
SIRIUS COMPUTER SOLUTIONS, INC. FOR
VOICE NETWORK READINESS ASSESSMENT FOR
PHASE I OF THE VOICE OVER THE INTERNET TELEPHONE PROJECT

Pursuant to Section 450 of the County Law.

I. WHEREAS, the Department of Information Services is desirous of implementing a voice over the internet telephone project (VoIP), and

II. WHEREAS, Sirius Computer Solutions, Inc., 613 N.W. Loop 410, Suite 1000, San Antonio, Texas 78216, can provide consulting services to analyze the County's internal network for efficiency and ability to support VoIP implementation, for a fixed amount of \$6,920.00, plus travel expenses not to exceed \$2,000.00, and

III. WHEREAS, sufficient funds are included in the 2011 budget through 2010 FMAP funds 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 Sirius Computer Solutions, Inc., for the provision of the above-described services, for a term commencing June 1, 2011 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 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 CONTRACTS WITH
INNOVATIVE INFORMATION SOLUTIONS AND STORSERVER, INC. FOR
STORSERVER BACKUP AND RECOVERY SOLUTION AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Information Services)**

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

I. WHEREAS, the County Department of Information Services is in need of backup and recovery services for the County's servers, and

II. WHEREAS, Innovative Information Solutions, 61 Interstate Lane, Waterbury, Connecticut 06705, is the exclusive reseller and "sole source" provider for Cattaraugus County regarding STORServer product and services, and

III. WHEREAS, Innovative Information Solutions can provide the STORServer Backup and Recovery Solution, which includes complete integrated and turn-key solution of system hardware, software, support and services for all of the County's servers backup and recovery, for an amount of \$76,054.00, plus travel expenses not to exceed \$2,200.00, to be paid periodically as work is completed, and

IV. WHEREAS, various appropriation accounts must be adjusted in order to cover the costs of the above, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with Innovative Information Solutions and STORServer, Inc., for the provision of the above-described services, for a term commencing June 1, 2011 and terminating December 31, 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:

H.901.1997.0000.21028.41603	FIS/HRP Software Project	\$78,754.00
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Increase Appropriation Account:

H.168.1997.0000.21047.41603	Data Back-up and Recovery System	\$78,754.00.
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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 CONTRACT EXTENSION WITH
HODGSON RUSS LLP FOR CONTRACT NEGOTIATION SERVICES**

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, 324-2009 and 383-2010 established fees for negotiating services of Hodgson Russ LLP, for purposes of negotiating the County's various collective bargaining agreements, the term of which expires June 30, 2011, and

II. WHEREAS, Hodgson Russ LLP has agreed to extend the term of the aforementioned contract until June 30, 2012, at the current rates:

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

and

III. WHEREAS, sufficient funds are included in the 2011 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, 2011 and terminating June 30, 2012, 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 checked="" type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NATIONAL ASSOCIATION OF COUNTY AND CITY HEALTH OFFICIALS FOR
MEDICAL RESERVE CORPS UNITS**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 328-2010 authorized a contract with the National Association of County and City Health Officials (NACCHO) for receipt of the Department of Health and Human Services Medical Reserve Corps grant, the term of which expired July 31, 2010, and

II. WHEREAS, the National Association of County and City Health Officials (NACCHO) has received a grant from the Department of Health and Human Services to build the capacity of local Medical Reserve Corps units, and

III. WHEREAS, NACCHO shall pay to the County an amount of \$5,000.00 for the local Medical Reserve Corps units, and

IV. WHEREAS, in exchange for the aforementioned grant, the County Office of Emergency Services shall undertake or oversee the activities indicated in their capacity building application and provide certain information to the Office of the Surgeon General's Office of the Civilian Volunteer Medical Reserve Corps, and

V. WHEREAS, a contract with the National Association of County and City Health Officials, 1100 17th Street, NW, Second Floor, Washington, DC 20036-4636, is needed in order to accept the aforementioned grant funding, 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 National Association of County and City Health Officials, for the acceptance of the above-described grant funding, for a term commencing January 5, 2011 and terminating July 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 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
PAUL MARRA, D/B/A PREMIER BANQUET CENTER, FOR
RETIRED & SENIOR VOLUNTEER PROGRAM (RSVP) TRIBUTE DAY**

Pursuant to Section 95-a of the General Municipal Law,
Title III-C of the Older Americans Act of 1965,
as amended, and Section 215 and Section 450 of the County Law.

I. WHEREAS, Act 124-2010 authorized a contract with Paul Marra, d/b/a Premier Banquet Center, 2000 Constitution Avenue, Olean, New York 14760, for the use of his facility for the Retired & Senior Volunteer Program (RSVP) Tribute Day, which was held on May 14, 2010, and

II. WHEREAS, the County Department of Aging is desirous of hosting a Tribute Day dinner for the Retired & Senior Volunteer Program (RSVP) on May 26, 2011 at the Premier Banquet Center, and

III. WHEREAS, Paul Marra, d/b/a Premier Banquet Center, has agreed to provide the facility and the meals for the aforementioned Tribute Day dinner for an amount of \$16.00 per person for approximately 400 people, plus \$150 for a punch station, and

IV. WHEREAS, the aforementioned Tribute Day dinner is primarily funded through private donations and the federal RSVP grant, 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 Paul Marra, d/b/a Premier Banquet Center, for the use of the above-described facility and the provision of meals, for a term commencing May 26, 2011 and terminating May 26, 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"/>

**DESIGNATING COUNTY ROAD NO. 58 AS NEW YORK STATE TROOPER
GARY E. KUBASIAK MEMORIAL HIGHWAY**

Pursuant to Section 153 of the County Law.

I. WHEREAS, on August 30, 1982, New York State Trooper Gary E. Kubasiak, a nine-year veteran of the force then assigned to the K-9 unit and a resident of County Route 58 in the Town of Dayton, Cattaraugus County, lost his life in the line of duty in the Town of Dayton while attempting to make contact with a suspect who was barricaded in his home when the suspect fired three rounds from a high powered rifle, striking and killing Trooper Kubasiak, and

II. WHEREAS, Trooper Kubasiak, who was off-duty on the day of his death and not in uniform, took it upon himself to respond to the call for assistance made by the suspect's mother and volunteered, with his dog Donovan, to make contact with the suspect, a mental health patient with whom he was acquainted, in order to keep the other responders out of harm's way, and

III. WHEREAS, Trooper Kubasiak is survived by his wife Melody, and sons Ryan and Randy, who were ten and seven years of age, respectively, at the time of their father's death, and

IV. WHEREAS, it is right and proper for this Legislature to recognize and memorialize Trooper Kubasiak's heroic actions of August 30, 1982, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby designates County Road No. 58, from its intersection with New York State Route No. 62 to its intersection with New York State Route 39, as the Trooper Gary E. Kubasiak Memorial Highway, effective August 30, 2011, the 29th anniversary of his death, and be it further

II. RESOLVED, that the Deputy Commissioner of Public Works is hereby directed to erect appropriate signage at the intersections of County Road No. 58 with New York State Route 62 and New York State Route 39, and be it further

III. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Legislator Stockman for presentation to Trooper Kubasiak's family.

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"/>

**URGING THE CONTINUATION OF FUNDING FOR
COMMUNITY SERVICES BLOCK GRANT**

Pursuant to Section 153 of the County Law.

I. WHEREAS, Cattaraugus County continues to have a high incidence of poverty and unemployment and these conditions severely affect the quality of life for many of our neighbors, and

II. WHEREAS, the Community Development Program has utilized the Community Services Block Grant and other funding leveraged from that source to successfully and efficiently provide services and opportunities to low-income and unemployed residents, and

III. WHEREAS, the Community Services Block Grant provides not only funding but assures local control through a mandated board structure and flexibility to address changing local needs, and

IV. WHEREAS, funding for the Community Services Block Grant is targeted for drastic reductions in multiple federal budget proposals, putting the entire range of services and opportunities provided by Community Development Program at risk, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature is supportive of the Community Development Program and urges that adequate funding for the Community Services Block Grant be adopted in the Congressional appropriations process to assure the continuation of so many vital services to the citizens of Cattaraugus County, and be it further

II. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Governor Andrew Cuomo, Senator Catherine Young, Assembly Member Giglio, the National Association of Counties (NACo) and the New York State Association of Counties (NYSAC).

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"/>

REPEALING UNEXPENDED BOND AUTHORIZATIONS

Pursuant to Section 41.00 of the Local Finance Law.

I. WHEREAS, serial bonds have been authorized and issued for various objects or purposes and a portion thereof remain authorized but unissued for such projects, and

II. WHEREAS, it is the desire of this legislature to now repeal the unexpended authorization for each of such bonds or purposes, now, therefore, be it

I. RESOLVED, by the Cattaraugus County Legislature, as follows:

Section 1. In accordance with Section 41.00 of the Local Finance Law, the County Legislature of the County of Cattaraugus, New York, hereby repeals the unexpended serial bond authorization:

- (a) \$70,000.00 of the \$5,600,000.00 serial bond authorized by Bond Resolution dated June 9, 2010 (Act No. 335-2010) to fund the reconstruction and resurfacing of roads; and
- (b) \$30,000.00 of the \$2,600,000.00 serial bond authorized by Bond Resolution dated June 9, 2010 (Act No. 336-2010) to fund improvements at the Jail, consisting of jail locks and video systems.

Section 2. This resolution shall not affect any indebtedness which has been contracted or encumbrances made for the objects or purposes identified in the resolution set forth in Section 1 hereof.

Section 3. 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 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"/>

ALLOCATION OF CATTARAUGUS COUNTY HOTEL AND MOTEL TAX

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

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

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

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

IV. WHEREAS, the retention, creation and expansion of small businesses, including farms and other agribusinesses, and industrial and other commercial endeavors is also of paramount importance, and

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

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

VII. WHEREAS, since the adoption of Local Law No. 20-2003, the Cattaraugus County Legislature has apportioned annually a significant portion of funds received from the Hotel and Motel Tax directly to the Ellicottville, Olean and Salamanca Chambers of Commerce, and

VIII. WHEREAS, a significant number of complaints have been received alleging that the current hotel and motel tax allocation system is not equitable in all cases, and

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

I. RESOLVED, that on or before the first day of December, 2011 and in each year thereafter, any Chamber of Commerce, person or other organization or entity which seeks financial assistance from the County's Hotel and Motel Tax receipts for the promotion of a festival or other event proposed to be held during the next calendar year shall submit an application for such assistance to the Economic Development, Planning and Tourism

Department ("the Department") on a form which shall be available at the office of the Department, and be it further

II. RESOLVED, that in the event any business seeks financial assistance from the County's Hotel and Motel Tax receipts for the promotion or expansion of such business, an application for such assistance shall be submitted to the Department of Economic Development, Planning and Tourism ("the Department") on a form which shall be available at the office of the Department, and be it further

III. RESOLVED, that the Department shall review such applications and determine which businesses and events shall be promoted by the County from a portion of the Hotel and Motel tax receipts during the succeeding year, and it is further

IV. RESOLVED, that during the month of January, 2012 and in each year thereafter, the Department is authorized and directed to seek proposals from marketing professionals to promote such activities and events by advertising and by such other means as the Director of the Department deems appropriate, and be it further

V. RESOLVED, that the Department is directed to prefile a resolution with the Clerk of the Legislature on or before the first day of March, 2012 and in each year thereafter, to seek the Legislature's authority for the County to contract with a marketing professional to promote such businesses and events during the year and to expend such amounts as may be necessary therefore, within the amounts budgeted for such purpose by the Legislature, and be it further

VI. RESOLVED, that the requirements established by this resolution shall be effective for a period of three years and, unless otherwise extended by the Legislature, shall expire on December 31, 2014.

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"/>