



CATTARAUGUS COUNTY

John R. Searles, County Administrator

Contingent Fund Balance: \$156,676

Tobacco Settlement Proceeds to Date: \$16,553,868

The following committees will meet on **Wednesday, September 21, 2011**, at the County Center in Little Valley, New York, at the indicated times:

Joint Meeting of All Committees – <i>Update on Property</i>	
<i>Tax Cap and 2012 County Budget</i>	3:00 p.m.
Public Works	4:00 p.m.
County Operations	
- <i>Presentation by Dan Martonis - STAR</i>	
<i>Exemption Caps Recently Authorized by NYS</i>	5:00 p.m.
Development & Agriculture	5:30 p.m.
Public Safety	5:45 p.m.
Human Services	6:00 p.m.
Finance	6:15 p.m.

ACT NO.

PREFILED RESOLUTIONS

- | | |
|--------|--|
| 423-11 | Mr. O'Brien and Mr. Snyder
APPOINTMENTS TO COMMUNITY SERVICES BOARD ALCOHOL & SUBSTANCE ABUSE
SUBCOMMITTEE AND PEOPLE WITH DEVELOPMENTAL DISABILITIES SUBCOMMITTEE |
| 424-11 | Mr. O'Brien
AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE AMENDED CONTRACT
WITH NEW YORK STATE UNIFIED COURT SYSTEM FOR COURT AREA CLEANING
SERVICES AND REPAIR AND MAINTENANCE |
| 425-11 | Mr. Snyder and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH FIELDS RESEARCH, INC.
FOR DEPARTMENT OF HEALTH HH-CAHPS SURVEY |
| 426-11 | Mr. Snyder and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH TOWN OF YORKSHIRE FOR
HEALTH DEPARTMENT WIC CLINIC SPACE |
| 427-11 | Mr. Snyder and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ALFA WASSERMANN
DIAGNOSTIC TECHNOLOGIES, LLC FOR HEALTH DEPARTMENT LABORATORY
EQUIPMENT SERVICE AGREEMENT |
| 428-11 | Mr. Snyder and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE
DEPARTMENT OF HEALTH FOR CHILDREN WITH SPECIAL HEALTH SERVICES NEEDS
(CSHSN) |

- 429-11 Mr. Snyder and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF SOCIAL SERVICES FAMILY ASSESSMENT RESPONSE SERVICES
- 430-11 Mr. Snyder and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH WALKER BUSINESS & STAFFING SERVICES, INC. FOR TEMPORARY CLERICAL SERVICES FOR DEPARTMENT OF SOCIAL SERVICES CHILD PROTECTIVE UNIT AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of Social Services)
- 431-11 Mr. Burrell and Mr. Ward
LOCAL LAW NUMBER 11-2011 – A LOCAL LAW AMENDING LOCAL LAW NUMBER 2-2003 ENTITLED “A SYSTEM OF WEIGHTED VOTING AS AN INTERIM SYSTEM OF REAPPORTIONMENT FOR COUNTY LEGISLATORS IN THE COUNTY OF CATTARAUGUS” BY ADJUSTING THE WEIGHT OF VOTES OF LEGISLATORS ON THE BASIS OF THE 2010 FEDERAL DECENNIAL CENSUS
- 432-11 Mr. Burrell and Mr. Ward
AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 11-2011
- 433-11 Mr. Vecchiarella
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR SHERIFF’S OFFICE VIOLENCE AGAINST WOMEN GRANT PROGRAM
- 434-11 Mr. Ward
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF COMMUNITY SERVICES REGISTERED NURSE SERVICES AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Department of Community Services)
- 435-11 Mr. Snyder
APPROVING JCC CAPITAL PROJECTS – JAMESTOWN CAMPUS (Renovations and Additions to MTI, Renovations of Arts and Sciences Building, and Demolition of Community Building)

Committee referrals for the September 21, 2011

Committee meetings

	County			Senior	Strategic	Human	Develop. &	Public	Labor
Act #	Finance	Ops	DPW	Services	Planning	Services	Agriculture	Safety	Relations
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								
Totals	13	2	1	0	0	8	0	1	0

**APPOINTMENTS TO COMMUNITY SERVICES BOARD ALCOHOL &
SUBSTANCE ABUSE SUBCOMMITTEE AND
PEOPLE WITH DEVELOPMENTAL DISABILITIES SUBCOMMITTEE**

Pursuant to Section 41.11 of the Mental Hygiene Law.

I. RESOLVED, that the following individuals are appointed to the Community Services Board Alcohol & Substance Abuse Subcommittee:

Kevin D. Watkins, MD, MPH term to expire 12/31/2013
3236 Cranberry Road
Olean, New York 14760

Wendy Luce term to expire 12/31/2011
TLC Healthcare Network, Inc.
845 Routes 5 & 20
Irving, New York 14081

Derah Black-Dry term to expire 12/31/2011
Seneca Nation Health
987 RC Hoag Drive
PO Box 480
Salamanca, New York 14779,

and be it further

II. RESOLVED, that the following individual is appointed to the Community Services Board People with Developmental Disabilities Subcommittee:

Gary Thrush term to expire 12/31/2012
Allegany Regional
Development Corp.
100 Main Street, Suite 11
Salamanca, New York 14779.

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 COUNTY ADMINISTRATOR TO EXECUTE AMENDED CONTRACT WITH
NEW YORK STATE UNIFIED COURT SYSTEM FOR COURT
AREA CLEANING SERVICES AND REPAIR AND MAINTENANCE**

Pursuant to Chapter 686 of the Laws of 1996, 22 NYCRR Part 34.1 and
Act 290-2011 of the Cattaraugus County Legislature.

I. WHEREAS, Act 434-2009, as amended by Act 45-2011, authorized a contract with the New York State Unified Court System for the cleaning of court facilities, the term of which expires March 31, 2013, and

II. WHEREAS, the New York State Unified Court System shall reimburse the County for the aforementioned cleaning services and repairs an amount of \$74,106.00 for the period April 1, 2011 through March 31, 2012, and

III. WHEREAS, an amended contract is necessary due to the change in the amount of reimbursement, and

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

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with the New York State Unified Court System for reimbursement for the period April 1, 2011 through 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 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
FIELDS RESEARCH, INC. FOR
DEPARTMENT OF HEALTH HH-CAHPS SURVEY**

Pursuant to Section 450 of the County Law.

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

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

III. WHEREAS, Act 404-2010 authorized a contract with Fields Research, Inc., 3814 West Street, Cincinnati, Ohio 45227, for the provision of mandated patient satisfaction surveys, the term of which expired July 31, 2011, and

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

V. WHEREAS, Fields Research, Inc., 3814 West Street, Cincinnati, Ohio 45227, can conduct 300 HH-CAHPS surveys for a flat fee of \$300.00 per month, and

VI. 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 execute a contract, on behalf of Cattaraugus County, with Fields Research, Inc., for the provision of the above-described services, for a term commencing August 1, 2011 and terminating July 31, 2012, 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
TOWN OF YORKSHIRE FOR HEALTH DEPARTMENT WIC CLINIC SPACE**

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, Act 421-2010 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, 2011, 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, 2011 and terminating December 31, 2012, according to the above-described terms, and be it further

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

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

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
ALFA WASSERMANN DIAGNOSTIC TECHNOLOGIES, LLC FOR
HEALTH DEPARTMENT LABORATORY EQUIPMENT SERVICE AGREEMENT**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 45-2008 authorized a contract with Alfa Wassermann Diagnostic Technologies, LLC, 4 Henderson Drive, West Caldwell, New Jersey 07006, for the provision of a service plan for the Health Department's ALERA W/ISE laboratory equipment, the term of which expired, and

II. WHEREAS, the County Health Department is desirous of continuing the aforementioned service agreement, and

III. WHEREAS, the firm of Alfa Wassermann Diagnostic Technologies, LLC, can provide a three (3) year service plan for an amount of \$6,000.00 per year, for a total amount of \$18,000.00, and

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

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Alfa Wassermann Diagnostic Technologies, LLC, for the provision of the above-described service agreement, for a term commencing June 1, 2011 and terminating May 31, 2014, 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
NEW YORK STATE DEPARTMENT OF HEALTH FOR CHILDREN WITH
SPECIAL HEALTH SERVICES NEEDS (CSHSN)**

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

I. WHEREAS, Act 343-2010 authorized the Chair to execute a contract with the New York State Department of Health and various entities for the Children with Special Health Services Needs Program (CSHSN), the term of which expires September 30, 2011, and

II. WHEREAS, the New York State Department of Health, Division of Family Health, has approved funding in the amount of \$20,139.00 per year for three years, for a total amount of \$60,417.00, to the County Health Department to continue a system to gather quality information about children with special health care needs in Cattaraugus County, 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 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 New York State Department of Health, in order to obtain the aforementioned funding for the Children with Special Health Care Needs, for a term commencing October 1, 2011 and terminating September 30, 2014, according to the above-described terms, and be it further

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

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF
SOCIAL SERVICES FAMILY ASSESSMENT RESPONSE SERVICES**

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

I. WHEREAS, Act 528-2010 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of family assessment response services for child protection cases for the Department of Social Services, the term of which expires September 30, 2011, and

II. WHEREAS, Family Assessment Response (or "FAR") is an alternative to the traditional child protection investigative response, and allows Child Protection Services to differentiate on how they respond to accepted reports of child maltreatment, and

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

IV. WHEREAS, Cattaraugus Community Action, Inc., can provide the aforementioned services for an amount not to exceed \$33,675.00, to be paid in monthly installments as invoiced, and

V. WHEREAS, this program is 61% state funded and 39% county 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 Cattaraugus Community Action, Inc., for the provision of the aforementioned services, for a term commencing October 1, 2011 and terminating September 30, 2012, according to the above-described terms, and be it further

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

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

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
WALKER BUSINESS & STAFFING SERVICES, INC. FOR
TEMPORARY CLERICAL SERVICES FOR
DEPARTMENT OF SOCIAL SERVICES CHILD PROTECTIVE UNIT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Social Services)**

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

I. WHEREAS, Act 530-2010 authorized a contract with Walker Business & Staffing Services, Inc., 23 West State Street, Wellsville, New York 14895, for the provision of temporary clerical services for the County Department of Social Services Child Protective Unit, the term of which expired March 31, 2011, and

II. WHEREAS, the Department of Social Services is in need of the aforementioned services, and

III. WHEREAS, Walker Business & Staffing Services, Inc., can provide the aforementioned temporary clerical services for an amount not to exceed \$23,260.00, to be paid as invoiced, and

IV. WHEREAS, this program is 100% state funded, and

V. WHEREAS, various appropriation and revenue accounts must be adjusted in order to cover the costs of the aforementioned temporary clerical 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 Walker Business & Staffing Services, Inc., for the provision of the above-described services, for a term commencing October 1, 2011 and terminating March 31, 2012, according to the above-described terms, and be it further

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

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting, and be it further

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

Increase Estimated Revenue Account:

A.601.6156.0000.3689.02 Special CPS Allocation \$4,255.00

Increase Appropriation Account:

A.601.6156.0000.41233 CPS Prof Services \$4,255.00.

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"/>

**LOCAL LAW NUMBER 11 - 2011
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW AMENDING LOCAL LAW NUMBER 2-2003 ENTITLED
"A SYSTEM OF WEIGHTED VOTING AS AN
INTERIM SYSTEM OF REAPPORTIONMENT FOR COUNTY LEGISLATORS
IN THE COUNTY OF CATTARAUGUS" BY ADJUSTING THE WEIGHT OF THE VOTES OF
LEGISLATORS ON THE BASIS OF THE 2010 FEDERAL DECENNIAL CENSUS**

Pursuant to Municipal Home Rule Law §10(1)(a)(13)(f)

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

SECTION 1. Recitals and Legislative Intent.

a. Local Law Number 2-2003 established a system of weighted voting for the Legislature based on the 2000 federal decennial census.

b. Municipal Home Rule Law §10(1)(a)(13)(f) provides that no local government may restructure its legislative body more than once in each decade; provided however, that such prohibition shall not prevent the periodic adjustment of the weight of the votes of representatives on the basis of current census data where an existing plan distributes the votes of representatives on such a basis.

c. It is the intent of this Local Law to amend Local Law Number 2-2003 by adjusting the weight of the votes of legislators on the basis of the 2010 federal decennial census in the ten presently constituted legislative districts, as established by the Legislature, and approved by the voters of Cattaraugus County, as Local Law Number 6-1992 (Intro Number 7-1992).

d. It is the further intent of this Local Law that it shall become null and void and of no further effect on and after the day on which legislators take office pursuant to the terms of Local Law Intro. Number 6-2011, adopted by the Legislature on July 27, 2011, or any other local law reapportioning the county legislative districts approved by the affirmative vote of a majority of the qualified electors of Cattaraugus County voting thereon after November 1, 2011.

SECTION 2. Weighted Voting System.

2.1 Local Law Number 2-2003 is hereby amended by deleting Section 2 thereof and replacing said section with the following:

WEIGHTED VOTING PLAN

District	Population	Legislators per District	Vote per Legislator
1	3,826	1	1.0003
2	8,419	2	1.1005
3	8,628	2	1.1278
4	3,913	1	1.0230
5	12,590	3	1.0972
6	8,151	2	1.0655
7	7,854	2	1.0267
8	3,704	1	0.9684
9	6,644	2	0.8685
10	16,588	5	0.8673

Population based on 2010 census: 80,317

Ideal population per legislator: 3,825

SECTION 3. Applicability. This local law shall apply to all actions taken by the Legislature on or after the effective date hereof.

SECTION 4. Effect of Other Laws. This local law and the weighted voting plan hereby established shall be null and void and of no further effect on and after the day on which legislators take office pursuant to the terms of a any local law reapportioning the county legislative districts approved by the affirmative vote of a majority of the qualified electors of Cattaraugus County voting thereon after November 1, 2011.

SECTION 5. Severability. If any provision of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 6. Effective Date. This local law shall take effect forty-five days after its adoption unless, within such forty-five day period after its adoption, a petition protesting against this Local Law, signed and authenticated as required by the Election Law for the signing and authenticating of designation petitions, so far as applicable, by ten per centum of the qualified electors of the County of Cattaraugus of the total number of votes cast for governor at the last gubernatorial election in Cattaraugus County and registered to vote at the last preceding general election, is filed with the Clerk of the Legislature; and in such event, this Local Law shall take effect only after it has been approved by the affirmative vote of the majority of the qualified electors of the Cattaraugus County voting on a proposition for its approval submitted either at

the next general election or at a special election provided the petition requests and the Legislature adopts a Local Law submitting such proposition at a special election held not less than sixty days after the adoption of such Local Law providing such special election.

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

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 11-2011

Pursuant to Section 10 of the Municipal Home Rule Law.

I. WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on September 28, 2011, a proposed Local Law entitled "A Local Law Amending Local Law Number 2-2003 Entitled 'A System of Weighted Voting as an Interim System of Reapportionment for County Legislators in the County of Cattaraugus' by Adjusting the Weight of the Votes of Legislators on the Basis of the 2010 Federal Decennial Census", and

II. WHEREAS, no local law shall be adopted until a public hearing thereon has been had by the Cattaraugus County Legislature upon at least five days notice, now, therefore, be it

I. RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 12th day of October, 2011, at 3:01 p.m. at the Legislature's Chambers, County Office Building, 303 Court Street, Little Valley, New York, and that at least five days notice of such hearing shall be given by the Clerk by the due posting thereof upon the bulletin board of each County Court House within the County and by publishing such notice at least once in the official newspapers of the County.

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 GRANT DOCUMENTS WITH
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR
SHERIFF'S OFFICE VIOLENCE AGAINST WOMEN GRANT PROGRAM**

Pursuant to 28 CFR Part 66 and Section 450 of the County Law.

I. WHEREAS, Act 175-2011 authorized the Chair to execute grant documents to apply for funding through the Violence Against Women Grant Program for the 2011 program year, and

II. WHEREAS, \$28,000.00 in federal funding is available for the 2012 program year through the New York State Division of Criminal Justice Services for the continuation of the Violence Against Women Grant Program, and

III. WHEREAS, the purpose of the aforementioned grant funding is to assist the Criminal Bureau with domestic violence investigation issues, and

IV. WHEREAS, a contract is necessary in order to obtain the aforementioned funding, 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 Division of Criminal Justice Services, in order to apply for and receive the above-described funding, for a term commencing January 1, 2012 and terminating December 31, 2012 according to the above-described terms, and be it further

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

III. RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

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 AMENDED CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR
DEPARTMENT OF COMMUNITY SERVICES REGISTERED NURSE SERVICES AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Community Services)**

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

I. WHEREAS, Act 296-2011 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of registered nursing services for the County Department of Community Services Mental Health Clinic, the term of which expires December 31, 2011, and

II. WHEREAS, the Department of Community Services is desirous of amending the aforementioned contract to include additional registered nursing services, and

III. WHEREAS, Cattaraugus Community Action, Inc., can provide a second registered nurse for the provision of nursing services for the Mental Health Clinic for an additional amount of \$14,433.00, for a total contract amount of \$38,487.00, for the remainder of the year, and

IV. WHEREAS, various appropriation accounts must be adjusted in order 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 Cattaraugus Community Action, Inc., for the provision of the above-described services, for a term commencing October 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 Accounts:

A.431.4340.6340.11000 PROS-Full Time Wages	\$7,804.00
A.431.4340.6340.81000 PROS-FICA	\$ 923.00
A.431.4340.6340.82000 PROS-Retirement	\$1,774.00
A.431.4340.6340.83000 PROS-Health Insurance	\$3,902.00
A.431.4340.6340.84000 PROS-Dental Insurance	\$ 30.00

Increase Appropriation Account:

A.431.4340.6340.41220 PROS-Nursing Services Contracted	\$14,433.00.
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Resolution Referred to:

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

**APPROVING JCC CAPITAL PROJECTS - JAMESTOWN CAMPUS
(Renovations and Additions to MTI, Renovations of Arts and
Sciences Building, and Demolition of Community Building)**

Pursuant to Section 6310(10) of the Education Law.

I. WHEREAS, both the Manufacturers and Technology Institute (MTI) Building and the Arts and Science Building of Jamestown Community College Jamestown Campus require expansion and renovation, and the Community Building located on the campus will be too costly to renovate and requires demolition, and

II. WHEREAS, the JCC Regional Board of Trustees has approved these three capital projects as part of their Five-year capital master plan, and as individual projects to be undertaken by the college without any additional monetary contribution by the County of Cattaraugus, and

III. WHEREAS, Section 6310(10) of the Education Law requires that all proposals for the improvement of college facilities adopted by a community college regional board of trustees be approved by the legislative body of all local governments appointing members to such board of trustees, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby approves the aforementioned Jamestown Community College capital projects for the expansion and renovation of the MTI Building and the Arts and Sciences Building, and the demolition of the Community Building at the Jamestown Campus.

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"/>