



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, November 2, 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.
Development & Agriculture	5:15 p.m.
Public Safety	5:45 p.m.
Human Services	6:00 p.m.
Labor Relations	6:15 p.m.
Finance - <i>Presentation by Toski & Schaefer</i>	6:30 p.m.

ACT NO.

PREFILED RESOLUTIONS

- 483-11 Mr. Giardini and Mr. Ellis
BID ACCEPTANCE FOR TREE REMOVAL & STUMP GRINDING (Department of Public Work)
- 484-11 Mr. Giardini and Mr. Ellis
BID ACCEPTANCE FOR PAPER PRODUCTS (Department of Public Works)
- 485-11 Mr. Giardini and Mr. Ellis
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE INDUSTRIES FOR THE DISABLED FOR OLEAN OFFICE FACILITY JANITORIAL SERVICES
- 486-11 Mr. Ward
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF COMMUNITY SERVICES SOCIAL WORKER/MENTAL HEALTH THERAPIST AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Department of Community Services)
- 487-11 Mr. Snyder and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ACCUMEDIC COMPUTER SYSTEMS, INC. FOR DEPARTMENT OF COMMUNITY SERVICES ACCUMED SOFTWARE SYSTEM
- 488-11 Mr. Marsh and Mr. Teachman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH JAMES B. SCHWAB CO., INC. FOR RENTAL OF COUNTY OFFICE PHOTOCOPIERS
- 489-11 Mr. Vecchiarella
LOCAL LAW NUMBER 14-2011 – A LOCAL LAW AMENDING LOCAL LAW NUMBER 20-2000 (INTRO NUMBER 9-2000) REGARDING FEES FOR CATTARAUGUS COUNTY SHERIFF'S OFFICE SERVICES
- 490-11 Mr. Vecchiarella
AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 14-2011

- 491-11 Mr. O'Brien, Mr. Vecchiarella and Mr. Ward
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH TOSKI, SCHAEFER & CO.,
P.C. FOR DEFERRED COMPENSATION AUDITING SERVICES
- 492-11 Mr. O'Brien
ESTABLISHING STANDARD WORK DAY FOR CERTAIN APPOINTED OFFICIALS FOR
REPORTING PURPOSES TO NEW YORK STATE RETIREMENT SYSTEM
- 493-11 Mr. Giardini and Mr. Ellis
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH U & S SERVICES, INC. FOR
HVAC CONTROL SYSTEM MAINTENANCE AND FIRE ALARM INSPECTION

Committee referrals for the November 2, 2011 Committee meetings									
Act #	Finance	County Ops	DPW	Senior Services	Strategic Planning	Human Services	Develop. & Agriculture	Public Safety	Labor Relations
483	X		X						
484	X		X						
485	X		X						
486	X					X			
487	X					X			
488	X	X							
489	X							X	
490	X							X	
491	X								X
492	X								X
493	X		X						
Totals	11	1	4	0	0	2	0	2	2

**BID ACCEPTANCE FOR TREE REMOVAL & STUMP GRINDING
(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 tree removal & stump grinding for the Department of Public Works, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest acceptable bids for the tree removal, stump grinding and limbing in the four quadrants of the County is split between the following three (3) bidders:

Covey Tree, Inc.
P.O. Box 551
1 Railroad Avenue
Frewsburg, New York 14738

Terry Tree Service, LLC
225 Ballantyne Road
Rochester, New York 14623

Good Neighbor Services
9276 Dake Hill Road
Cattaraugus, New York 14719,

and

III. WHEREAS, the lowest responsible bids received meeting specifications are as follows:

*TERRY TREE SERVICE, LLC
225 Ballantyne Road
Rochester, New York 14623*

TREE REMOVAL (Per Diameter Inch)

	<u>Quadrant</u>	<u>Rate</u>
Schedule A		
Provide ALL equipment and personnel necessary to complete contract specifications. Minimum requirements for equipment shall include a stump grinder, tractor loader, large dump truck for hauling wood, utility truck, chipper, truck with enclosed chipper box, a 50' high platform hydraulic aerial device, saws, adequate ropes and pulleys, and other related equipment, as well as traffic control.	NE	\$ 31.00
Schedule B		
The same as Schedule A except the County will provide traffic control.	NE	\$ 27.00
	SE	\$ 30.00

COVEY TREE, INC.
P.O. Box 551
1 Railroad Avenue
Frewsburg, New York 14738

<u>TREE REMOVAL (Per Diameter Inch)</u>	<u>Quadrant</u>	<u>Rate</u>
Schedule A		
Provide ALL equipment and personnel necessary to complete contract specifications. Minimum requirements for equipment shall include a stump grinder, tractor loader, large dump truck for hauling wood, utility truck, chipper, truck with enclosed chipper box, a 50' high platform hydraulic aerial device, saws, adequate ropes and pulleys, and other related equipment, as well as traffic control.	SE	\$ 34.00
	SW	\$ 32.00
Schedule B		
The same as Schedule A except the County will provide traffic control.	SE	\$ 30.00
Schedule C		
The same as Schedule A except all wood greater than four (4) inches in diameter will be left on site, in a safe area off the shoulder of the road for the County to dispose. The successful bidder shall remove all wood and debris smaller than 4 inches in diameter. Required equipment will not be as extensive as listed in Schedule A above.	SE	\$ 30.00
Schedule D		
The same as Schedule C except the County will provide traffic control.	SE	\$ 25.00
	SW	\$ 23.80
<u>STUMP GRINDING (Per Diameter Inch)</u>		
Schedule A		
Same As Schedule "A" Above	SE	\$ 5.50
	SW	\$ 5.25
Schedule B		
Same As Schedule "B" Above	SE	\$ 4.50
	SW	\$ 4.25
<u>LIMBING- per Hour FIRST HOUR</u>		
To include mobilization, a 50' bucket truck, operator/sawer, and one groundsperson. County will provide cleanup, disposal of wood & debris, and traffic control.	NE	\$410.00
	NW	\$350.00
	SE	\$350.00
	SW	\$310.00
<u>LIMBING- AFTER FIRST HOUR</u>		
This is a "Per Half Hour" rate	NE	\$101.00
	NW	\$101.00
	SE	\$101.00
	SW	\$101.00

GOOD NEIGHBOR SERVICES
9276 Dake Hill Road
Cattaraugus, New York 14719

<u>TREE REMOVAL (Per Diameter Inch)</u>	<u>Quadrant</u>	<u>Rate</u>
Schedule A		
Provide ALL equipment and personnel necessary to complete contract specifications. Minimum requirements for equipment shall include a stump grinder, tractor loader, large dump truck for hauling wood, utility truck, chipper, truck with enclosed chipper box, a 50' high platform hydraulic aerial device, saws, adequate ropes and pulleys, and other related equipment, as well as traffic control.	NW	\$ 31.00
Schedule B		
The same as Schedule A except the County will provide traffic control.	NW	\$ 26.00
	SW	\$ 28.00
Schedule C		
The same as Schedule A except all wood greater than four (4) inches in diameter will be left on site, in a safe area off the	NE	\$ 28.00
	NW	\$ 25.00

shoulder of the road for the County to dispose. The successful bidder shall remove all wood and debris smaller than 4 inches in diameter. Required equipment will not be as extensive as listed in Schedule A above.

SW \$ 28.00

Schedule D

The same as Schedule C except the County will provide traffic control.

NE \$ 24.00
NW \$ 22.00

STUMP GRINDING (Per Diameter Inch)

Schedule A

Same As Schedule "A" Above

NE \$ 4.99
NW \$ 4.90

Schedule B

Same As Schedule "B" Above

NE \$ 4.99
NW \$ 3.99

now, therefore, be it

I. RESOLVED, that the bid of Covey Tree, Inc., be, and the same hereby is, accepted, for a term commencing January 1, 2012 and terminating December 31, 2012, and be it further

II. RESOLVED, that the bid of Terry Tree Service, LLC be, and the same hereby is, accepted, for a term commencing January 1, 2012 and terminating December 31, 2012, and be it further

III. RESOLVED, that the bid of Good Neighbor Services be, and the same hereby is, accepted, for a term commencing January 1, 2012 and terminating December 31, 2012, and be it further

IV. 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.

7 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"/>

**BID ACCEPTANCE FOR PAPER PRODUCTS
(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 paper products, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest responsible bid received meeting specifications for certain paper products was XPEDX, 75 Allied Drive, Cheektowaga, New York 14227, for the term January 1, 2012 through December 31, 2012, as follows:

<u>Price per case of Recycled paper (greater than 40%)</u>	\$33.59 per case
Bleached Folded Hand Towels (Scottfold 01980):	
Size - 9.4" x 12.4" (4375 sheets per case)	

<u>Price per case of Recycled paper (greater than 40%)</u>	
Bleached Roll Toilet Tissue (Scott 04460):	\$43.37 per case
Size - 4.1" x 4" (44000 sheets per case)	

and

III. WHEREAS, the lowest responsible bid received meeting specifications for paper products was Clark N Anderson, Inc., 72 Congress Street, Bradford, Pennsylvania 16701, for the term January 1, 2012 through December 31, 2012, as follows:

<u>Price per case of Recycled paper (greater than 40%)</u>	
Bleached Roll Towels (Lag 1799):	\$21.30 per case
Size 11" x 9" (2550 sheets per case)	

now, therefore, be it

I. RESOLVED, that the aforementioned bids be, and the same hereby are, accepted, and be it further

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

State Bid does not meet County Specifications.
Seven 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"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE INDUSTRIES FOR THE DISABLED FOR
OLEAN OFFICE FACILITY JANITORIAL SERVICES**

Pursuant to Section 162 of the State Finance
Law and Section 450 of the County Law.

I. WHEREAS, Act 391-2009 authorized a contract with New York State Industries for the Disabled, 155 Washington Avenue, Suite 400, Albany, New York 12210, through SubCon Industries, Inc., for the provision of janitorial services for the Olean Office Facility, the term of which expires December 31, 2011, and

II. WHEREAS, County Department of Public Works is desirous of renewing the aforementioned contract for a term commencing January 1, 2012 and terminating December 31, 2013, and

III. WHEREAS, the New York State Industries for the Disabled, through SubCon Industries, Inc., has agreed to perform the aforementioned janitorial services at a cost not to exceed \$173,210.54 per year, for a total contract amount of \$346,421.07, to be paid on a monthly basis as invoiced, with the option to increase if the minimum wage increases, now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2012 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with New York State Industries for the Disabled, through SubCon Industries, Inc., for the provision of the above-described services, for a term commencing January 1, 2012 and terminating December 31, 2013, 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 checked="" type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF COMMUNITY SERVICES
SOCIAL WORKER/MENTAL HEALTH THERAPIST 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 56-2011 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of social worker/mental health therapist services for the County Department of Community Services Mental Health Clinic, the term of which expires December 31, 2011, and

II. WHEREAS, the County Department of Community Services is in need of additional social worker/mental health therapist services for its Mental Health Clinic, and

III. WHEREAS, Cattaraugus Community Action, Inc., can provide an additional clinician for the provision of social worker/mental health therapist services for the Mental Health Clinic for an amount of \$7,985.00 for the period November 14, 2011 through December 31, 2011, for a total contract amount of \$67,297.00, 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 January 1, 2011 and terminating December 31, 2011, 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:

Decrease Appropriation Accounts:

A.431.4331.2100.11000 Child MH Clinic-Full Time Wages	\$6,170.00
A.431.4331.2100.83000 Child MH Clinic-Health Insurance	\$1,801.00
A.431.4331.2100.84000 Child MH Clinic-Dental Insurance	\$ 14.00

Increase Appropriation Account:

A.431.4331.2100.41229 Child MH Clinic-Social Worker Contracted	\$7,985.00.
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Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ACCUMEDIC COMPUTER SYSTEMS, INC. FOR
DEPARTMENT OF COMMUNITY SERVICES ACCUMED SOFTWARE SYSTEM**

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

I. WHEREAS, Act 560-2010 authorized a contract with Accumedic Computer Systems, Inc., for the provision of the AccuMed Software System, including licenses for the AccuMed System, the QuicDoc System, and the Scheduler and Patient Accounts modules and training, the term of which expires November 30, 2011, and

II. WHEREAS, the Department of Community Services is desirous of continuing the customer support for the aforementioned software system, and

III. WHEREAS, Accumedic Computer Systems, Inc., 11 Grace Avenue, Suite 401, Great Neck, New York 11021, can provide continued customer support for the AccuMed Software System for an amount not to exceed \$12,821.40, and

IV. WHEREAS, the aforementioned services are 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, contingent upon and subject to the inclusion in the 2012 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Accumedic Computer Systems, Inc., for the provision of the above-described services, for a term commencing December 1, 2011 and terminating November 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
JAMES B. SCHWAB CO., INC. FOR RENTAL OF
COUNTY OFFICE PHOTOCOPIERS**

Pursuant to Sections 208 and 450 of the County Law.

I. WHEREAS, Act 448-2005, as amended, authorized a contract with James B. Schwab Co., Inc., 223 West Main Street, P.O. Box 6, Falconer, New York 14733-0006, for the provision of photocopiers to Cattaraugus County, the term of which expires December 31, 2011, and

II. WHEREAS, the Department of Information Services has solicited proposals from twenty (20) companies for the provision of photocopiers for the County offices, and

III. WHEREAS, James B. Schwab Co., Inc., has been recommended to rent to the County 77 office photocopiers, according to specifications provided by the Department of Information Services, for an amount based on the following schedule:

<u>Quote Parameters</u>	<u>Rate</u>
Price per copy	\$0.0193
Automatic Document Feeder	Included
Duplexer	Included
RADF	Included
Sheet drawer	Included
Sheet LCT	\$0.0017
Print/Scan per page	\$0.01
Color Copiers price per copy	\$0.09
Stapler	\$0.00217
Stand	Included

now, therefore, be it

I. RESOLVED, that the Chair be, and hereby is, authorized and directed to execute a rental agreement, contingent upon and subject to the inclusion in the 2012 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with James B. Schwab Co., Inc., for the provision of the above-described equipment, for a term commencing January 1, 2012 and terminating December 31, 2015, 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"/>

**LOCAL LAW NUMBER 14 - 2011
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW AMENDING LOCAL LAW NUMBER 20-2000
(INTRO NUMBER 9-2000) REGARDING FEES FOR
CATTARAUGUS COUNTY SHERIFF'S OFFICE SERVICES**

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to amend Local Law No. 20-2000 (Intro Number 9-2000) regarding the fee schedule for certain services provided by the Cattaraugus County Sheriff's Office.

SECTION 2. Fee Schedule. Effective January 1, 2011, the following fees shall be increased:

<u>SERVICE</u>	<u>FEE</u>
PISTOL PERMITS	
Application Packet	\$10.00
Application Processing-Sheriff's Office	\$15.00
Fingerprint Fee	\$10.00
Miscellaneous Photographs	\$10.00
SHERIFF'S ID CARD	
Sheriff's Photo ID	\$20.00

The Sheriff may, at the Sheriff's sole discretion, waive such fees as the Sheriff may feel represent a hardship or an exceptional circumstance.

SECTION 3. Supersession. This local law amends any previously enacted local law or resolution establishing the fees listed in Section 2 supra.

SECTION 4. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not effect, 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 5. Effective Date. This local law 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 checked="" type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 14 - 2011

Pursuant to Section 20 of the Municipal Home Rule Law.

I. WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on November 9, 2011, a proposed Local Law entitled "A Local Law Amending Local Law Number 20-2000 (Intro Number 9-2000) Regarding Fees For Cattaraugus County Sheriff's Office Services", 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 22nd day of November, 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 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
TOSKI, SCHAEFER & CO., P.C. FOR
DEFERRED COMPENSATION AUDITING SERVICES**

Pursuant to 9 NYCRR Section 9005.1 and
Section 210 of the County Law.

I. WHEREAS, Act 757-2010 authorized a contract with Toski, Schaefer & Co., P.C. for purposes of auditing the Cattaraugus County Deferred Compensation Plan, the term of which expired December 31, 2010, and

II. WHEREAS, it is necessary that the County have its Deferred Compensation Plan audited by an independent auditor in order to be in compliance with New York State Finance Law, and

III. WHEREAS, the firm of Toski, Schaefer & Co., P.C., 555 International Drive, Williamsville, New York, has been recommended to audit the County's Deferred Compensation Plan for an amount as follows:

Plan Year December 31, 2010 Not to exceed \$4,300.00,

and

IV. WHEREAS, the Hartford, Inc., will reimburse the County for the for the cost of the 2010 Deferred Compensation Plan audit, 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 firm of Toski, Schaefer & Co., P.C. for the provision of conducting the 2010 audit of the Deferred Compensation Plan for a term commencing December 1, 2011 and terminating December 31, 2012.

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"/>

**ESTABLISHING STANDARD WORK DAY FOR CERTAIN
APPOINTED OFFICIALS FOR REPORTING PURPOSES TO
NEW YORK STATE RETIREMENT SYSTEM**

Pursuant to 2 NYCRR Section 315.4.

I. WHEREAS, 2 NYCRR Section 315.4, effective August 12, 2009, requires that all newly appointed officials participating in the New York State Retirement System maintain a record of activities for a period three months within 150 days of appointment or the start of a term of office, for purposes of establishing a standard work day, and

II. WHEREAS, 2 NYCRR Section 315.4 requires that the governing board shall establish, by resolution, a standard work day for each appointed position, and

III. WHEREAS, certain newly appointed officials have submitted their three-month record of activities, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby establishes the following as standard work days for appointed officials and will report the following days worked to the New York State and Local Employees Retirement System, based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

<u>Title</u>	<u>Name</u>	<u>Authority</u>	<u>Term</u>	<u>Standard Work Hrs/Day</u>	<u>Days/Month</u>
Director of Information Services	Patricia A. Davison	Appointed	5/16/2011- 5/15/2015	8	20
Commissioner of Public Works	Joseph T. Pillittere	Appointed	6/12/2011- 6/11/2015	8	20
County Administrator	John R. Searles	Appointed	9/14/2011- 9/13/2015	8	20

and be it further

II. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the New York State and Local Employees Retirement System in accordance with 2 NYCRR Section 315.4.

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
U & S SERVICES, INC. FOR HVAC CONTROL SYSTEM MAINTENANCE AND
FIRE ALARM INSPECTION**

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, Act 593-2009 authorized a contract for inspection, testing and maintenance of HVAC controls for the following County Buildings: Public Works Facility, Little Valley County Center, Pines Healthcare & Rehabilitation Center - Olean and Machias Campuses and the Stone House, the term of which expires December 31, 2011, and

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

III. WHEREAS, the County is also in need of fire alarm inspection and testing services at the Pines Healthcare and Rehabilitation Center - Olean Campus, and

IV. WHEREAS, U & S Services, Inc., 233 Fillmore Avenue, Suite 11, Tonawanda, New York 14150, can provide maintenance services for the HVAC control system at the Public Works Facility, the Little Valley County Center, the Olean Office Facility, the Pines Healthcare & Rehabilitation Center - Olean and Machias Campuses, and the Stone House, and fire alarm inspection and testing services for the Pines Healthcare and Rehabilitation Center - Olean Campus, (includes annual inspection of CO sensors at the Pines in Olean), for an amount as follows:

<u>Facility</u>	<u>2012</u>	<u>2013</u>
Public Works Facility	\$ 4,738.00	\$ 4,833.00
Pines - Machias	\$ 5,078.00	\$ 5,180.00
Pines - Olean	\$ 3,982.00	\$ 4,138.00
LV County Center	\$ 8,260.00	\$ 8,425.00
Stone House	\$ 4,167.00	\$ 4,250.00
Olean Office Building	<u>\$ 8,288.00</u>	<u>\$ 8,454.00</u>
	\$34,513.00	\$35,280.00

Total

now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2012 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with U & S Services, Inc., for the provision of the above-described services, for a term commencing January 1, 2012 and terminating December 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 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"/>