



CATTARAUGUS COUNTY

John R. Searles, County Administrator

303 Court Street
Little Valley, New York 14755

(716) 938-2577 Fax (716) 938-2760

Senior Services Committee Work Session
Tuesday, May 1, 2012 @ 6:00 p.m. - Olean Pines

Public Works and Strategic Planning Committees
will meet on Wednesday, May 2, 2012 @ 2:00 p.m.
at the Little Valley School to tour the school

Fleet Management Advisory Committee
Wednesday, May 2, 2012 @ 3:00 p.m.
Large Committee Room

Public Works Department Presentation
Wednesday, May 2, 2012 @ 3:30 p.m.
Legislative Chambers

Contingent Fund Balance: \$412,286

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

The following committees will meet on **Wednesday, May 2, 2012**, in the large committee room, at the County Center in Little Valley, New York, at the indicated times:

Public Works	4:00 p.m.
Strategic Planning	5:00 p.m.
Committee of the Whole	5:15 p.m.
<ul style="list-style-type: none"><i>It is expected that the Committee will adjourn into Executive Session to discuss matters leading to the appointment or employment of a particular person or corporation</i>	
	5:15 p.m.
Human Services	5:45 p.m.
Public Safety	6:15 p.m.
County Operations	6:30 p.m.
Labor Relations	6:45 p.m.
Development & Agriculture	7:00 p.m.
Finance	7:15 p.m.
<ul style="list-style-type: none"><i>There is a ½ hour Finance Committee work session scheduled after consideration of referred resolutions to discuss financial items</i>	

ACT NO.

PREFILED RESOLUTIONS

222-12

Mr. Aiello and Mr. Weller

BID ACCEPTANCE FOR CHAIN LINK FENCE (Department of Public Works)

- 223-12 Mr. Teachman and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE LICENSE AGREEMENT WITH
PICTOMETRY INTERNATIONAL CORP. FOR AERIAL PHOTOGRAPHY AND
TRANSFER OF FUNDS (Contingent Fund – Emergency Services)
- 224-12 Ms. Edstrom and Mrs. Stockman
BID ACCEPTANCE FOR MOSQUITO SPRAYING (Health Department)
- 225-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS TOWNS
AND CITIES FOR MOSQUITO CONTROL PROGRAM FUNDING
- 226-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES
FOR DEPARTMENT OF SOCIAL SERVICES PSYCHOLOGICAL EVALUATIONS AND
ASSESSMENTS
- 227-12 Ms. Edstrom and Mrs. Stockman
AMENDING ACT 197-2012 REGARDING CONTRACT WITH CATTARAUGUS
COMMUNITY ACTION, INC., FOR YOUTH PLACEMENT PREVENTION
PROGRAMMING (FAST) AND TEENAGE SERVICE ACT (TASA) SERVICES
- 228-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES
FOR RESIDENTIAL INSTITUTIONAL FOSTER CARE
- 229-12 Mr. Snyder, Sr.
APPROVING JAMESTOWN COMMUNITY COLLEGE ACQUISITION OF ORIGINAL
TWO (2) RESIDENCE HALLS AT JAMESTOWN CAMPUS
- 230-12 Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE
DEPARTMENT OF TAXATION & FINANCE FOR BAR-CODED RP-5217 TRANSFER
FORM PROJECT
- 231-12 Mr. Aiello, Mr. Marsh, Mr. Snyder, Sr. and Ms. Vickman
LOCAL LAW NUMBER 2-2012 – A LOCAL LAW AMENDING LOCAL LAW NO. 3-
1989 ENTITLED “A LOCAL LAW TO ESTABLISH THE CATTARAUGUS COUNTY
SELF-INSURANCE PLAN AND TO PROVIDE FOR THE ADMINISTRATION
THEREOF”
- 232-12 Mr. Aiello, Mr. Marsh, Mr. Snyder, Sr. and Ms. Vickman
AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 2-2012
- 233-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH MENTAL HEALTH
ASSOCIATION IN CATTARAUGUS COUNTY, INC., FOR PROS PROGRAM SUMMER
INTERN

- 234-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH DEAF ADULT SERVICES, INC. FOR INTERPRETER SERVICES
- 235-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE MEMORANDUM OF UNDERSTANDING WITH OLEAN GENERAL HOSPITAL FOR PROVISION OF SERVICES
- 236-12 Mr. Murphy
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH MENTAL HEALTH ASSOCIATION IN NEW YORK, INC. FOR SUICIDE PREVENTION TRAINING INITIATIVE FOR LAW ENFORCEMENT
- 237-12 Mr. Murphy
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR SHERIFF'S DEPARTMENT TRAFFIC SAFETY PARTNERSHIP PROGRAM
- 238-12 Mr. Teachman and Mr. Padlo
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH JAMES MACK D/B/A JIMMY MACK'S AUCTION CO. FOR AUCTIONEER SERVICES

Committee referrals for the May 2, 2012 Committee meetings									
Act #	Finance	County Ops	DPW	Senior Services	Strategic Planning	Human Services	Develop. & Agriculture	Public Safety	Labor Relations
222	X		X						
223	X	X						X	
224	X					X			
225	X					X			
226	X					X			
227	X					X			
228	X					X			
229	X								
230	X	X							
231	X								X
232	X								X
233	X					X			
234	X					X			
235	X					X			
236	X					X		X	
237	X							X	
238	X	X							
Totals	17	3	1	0	0	9	0	3	2

**BID ACCEPTANCE FOR CHAIN LINK FENCE
(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 repairs to existing chain link fence and the installation of sections of new chain link fence, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest bid received meeting specifications, for repairs to existing chain link fence and the installation of sections of new chain link fence and three (3) new gates, was the bid of Lotter & Lotter, 9805 Prosser Road, Portville, New York 14770, in the amount of \$18,520.00, and

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

I. RESOLVED, that the aforementioned bid be, and the same hereby is, accepted, and be it further

II. RESOLVED, that the vouchers submitted in accordance with the provisions of the General Municipal Law §106-b and certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Twelve sets of specifications were sent out.

Three bids were received that meet specifications.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE LICENSE AGREEMENT WITH
PICTOMETRY INTERNATIONAL CORP. FOR AERIAL PHOTOGRAPHY AND
TRANSFER OF FUNDS
(Contingent Fund – Emergency Services)**

Pursuant to Sections 363, 365 and 450 of the County Law.

I. WHEREAS, the County Office of Real Property Tax Services is desirous of obtaining aerial photographs of the real property throughout the entire County, including both oblique images and ortho images for various County projects, and

II. WHEREAS, Pictometry International Corp., 100 Town Centre Drive, Suite A, Rochester, New York 14623, can provide aerial photography services to the County for an amount of \$75,989.00 for the 2012 project, and

III. WHEREAS, partial funding for the aforementioned project is provided through a Homeland Security Grant through the Office of Emergency Services, and

IV. WHEREAS, a transfer of \$3,097.00 is necessary to cover the remaining cost of the aforementioned services, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a License Agreement, on behalf of Cattaraugus County, with Pictometry International Corp., for the provision of the above-described services and licenses, for a term commencing upon signing of the contract and terminating one year thereafter, with the County's sole option to renew for additional aerial photography services, 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 Account:

A.901.1990.0000.40601	Contingent Fund	\$ 3,097.00
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Increase Appropriation Account:

A.364.3645.3641.20207	Homeland Security Equipment	\$75,989.00
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Increase Estimated Revenue Account:

A.364.3645.3641.4389.01	2011 Homeland Security Grant	\$72,892.00.
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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 checked="" type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**BID ACCEPTANCE FOR MOSQUITO SPRAYING
(Health Department)**

Pursuant to Section 103 of the General Municipal Law and
Section 450 of the County Law.

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for aerial application and insect control, according to specifications provided by the Cattaraugus County Health Department, and

II. WHEREAS, the only bid received was Duflo Spray-Chemical, Inc., 8369 State Route 812, Lowville, New York 13367, as follows:

Applications - Applied Rates

Teknar HP-D & Zoecon Altosid Mixture

1st larvicide application	\$12.25/acre x 4,009.42 acres = \$49,115.40
Subsequent larvicide application	\$11.85/acre x 4,009.42 acres = \$47,511.63

1st adulticide application

if Scourge is used	\$4.35/acre x 11,245 acres = \$48,915.75
subsequent adulticide	\$4.18/acre x 11,245 acres = \$47,004.10

2nd adulticide application

if Anvil 10 + 10 is used	\$4.35/acre x 11,245 acres = \$48,915.75
subsequent adulticide	\$4.18/acre x 11,245 acres = \$47,004.10,

and

III. WHEREAS, the aforementioned services are 100% locally funded, and

IV. WHEREAS, sufficient funds are included in the 2012 budget to cover the costs of the aforementioned services, now, therefore, be it

I. RESOLVED, that the bid of Duflo Spray-Chemical, Inc. be, and the same hereby is, accepted, for a term commencing May 1, 2012 and terminating December 31, 2012, and be it further

II. RESOLVED, that the vouchers accordingly certified by the Public Health Director of the Health Department be audited by the Auditor and paid by the County Treasurer.

No State Bid.

10 sets of specifications were sent out.

Only one bid was received.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS TOWNS AND CITIES FOR
MOSQUITO CONTROL PROGRAM FUNDING**

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

I. WHEREAS, Act 200-2011 authorized contracts with various towns and cities within the County for the provision of local funding for a portion of the mosquito control spraying program, the terms of which expired December 31, 2011, and

II. WHEREAS, the County is desirous of providing mosquito control spraying, and

III. WHEREAS, it is proposed that the County contract with various towns and cities within the County, in order to provide local funding by the towns and cities for a portion of the program, according to the following schedule:

Town of Allegany	\$ 9,479.57
Town of Carrollton	\$ 2,403.66
Town of Great Valley	\$ 3,692.73
Town of Hinsdale	\$ 0.00
Town of Olean	\$ 2,663.26
Town of Portville	\$ 4,295.83
Town of Randolph	\$ 2,831.34
City of Olean	\$18,374.20
City of Salamanca	\$ 5,147.72,

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 towns and cities, for the provision of the above-described services, for a term commencing May 1, 2012 and terminating December 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 CONTRACTS WITH
VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES
PSYCHOLOGICAL EVALUATIONS AND ASSESSMENTS**

Pursuant to Section 251 of the Family Court Act and
Section 450 of the County Law.

I. WHEREAS, Act 266-2011 authorized contracts with various entities for psychological evaluation and assessment services, which consist of interviews with clients, consultation with other care providers and case managers and preparation of reports, including recommendations for placement, treatment or custody/visitation, the terms of which expire June 30, 2012, and

II. WHEREAS, contracts are needed with various entities for the provision of the above-described services, with a maximum rate based on the current highest acceptable rate within the service area which are as follows:

<u>Position</u>	<u>Rate</u>
Doctor of Psychiatry	Not to Exceed \$185 per session
Doctor of Psychology	Not to Exceed \$175 per session
Licensed Mental Health Counselor	Not to Exceed \$125 per session
Family Counseling	Not to Exceed \$100 per session
Preparation & Court Testimony	Not to Exceed \$175 per hour
Testing	Not to Exceed \$180 per hour,

and

III. WHEREAS, this program is 62% state and 38% county funded, 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 entities, for the provision of the aforementioned court-ordered psychological assessments and evaluations, for a term commencing July 1, 2012 and terminating June 30, 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 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"/>

**AMENDING ACT 197-2012 REGARDING CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC., FOR
YOUTH PLACEMENT PREVENTION PROGRAMMING (FAST) AND
TEENAGE SERVICE ACT (TASA) SERVICES**

Pursuant to 9 NYCRR Subpart 165-1, Section 501 of the Executive Law, and
Section 450 of the County Law.

I. WHEREAS, Act 197-2012 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, P.O. Box 398, Salamanca, New York 14779, through its "Families and Schools Together (FAST) Program" and "Teenage Service Act (TASA) Program", for the provision of a placement prevention program to reduce the number of Cattaraugus County youth that are court-ordered to placement due to a history of PINS and/or juvenile delinquency behavior, the term of which expires June 30, 2013, and

II. WHEREAS, Act 197-2012 should be amended to reflect a change in the program amount from \$201,214.00 to \$232,806.00, now, therefore, be it

I. RESOLVED, that Act 197-2012 be, and hereby is, amended as follows:

In the third Whereas, delete: "\$201,214.00" and replace with: "\$232,806.00".

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"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR RESIDENTIAL
INSTITUTIONAL FOSTER CARE**

Pursuant to 18 NYCRR Part 405 and
Section 450 of the County Law.

I. WHEREAS, Act 267-2011 authorized contracts with various residential foster care institutions throughout New York State for the provision of residential-therapeutic foster care services in accordance with a New York State approved fee schedule for the approved listing of residential institutions throughout New York State, the terms of which expire June 30, 2012, and

II. WHEREAS, the County Department of Social Services has the responsibility of placing children at risk into foster care, and

III. WHEREAS, the County Department of Social Services is desirous of renewing the aforementioned contracts with various residential foster care institutions in accordance with a New York State fee schedule for the approved listing of residential institutions throughout New York State, and

IV. WHEREAS, this program is 62% state and 38% county funded, and

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

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various residential foster care institutions for the provision of the above-described services for a term commencing July 1, 2012 and terminating June 30, 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 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 JAMESTOWN COMMUNITY COLLEGE
ACQUISITION OF ORIGINAL TWO (2) RESIDENCE HALLS AT
JAMESTOWN CAMPUS**

Pursuant to Section 153 of the County Law.

- I. WHEREAS, two residence halls were opened at the Jamestown campus of Jamestown Community College (JCC) in 2008, and student demand for beds in the residence halls far exceeded the available space, and
- II. WHEREAS, the JCC Regional Board of Trustees approved the construction of a third residence hall at the Jamestown campus and the County of Chautauqua approved financing for the project without any additional monetary contribution by the County of Cattaraugus, and
- III. WHEREAS, the original two residence halls were located on the property of JCC but were owned and financed by the JCC Development Corp., a local development corporation affiliated with JCC, and
- IV. WHEREAS, it has been determined that a transfer of the two original residence halls from JCC Development Corp. to JCC would allow the refinancing of the existing debt incurred for the two original residence halls on more favorable terms by utilizing the bonding capacity of the County of Chautauqua, with no additional monetary contribution or other participation by the County of Cattaraugus, and
- V. WHEREAS, Section 6310 (10) of the Education Law requires that all proposals for the acquisition 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 acquisition by JCC of the original two residence halls 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"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF TAXATION & FINANCE FOR
BAR-CODED RP-5217 TRANSFER FORM PROJECT**

Pursuant to Section 574 of the Real Property Tax Law and
Section 450 of the County Law.

I. WHEREAS, Section 574 of the Real Property Tax Law provides that county recording officers shall furnish to the New York State Department of Taxation & Finance, Office of Real Property Tax Services (ORPTS), a report showing all the transfers of real property during the preceding month, and

II. WHEREAS, the New York State Department of Taxation & Finance, Office of Real Property Tax Services (ORPTS), is desirous of facilitating the collection of sales data and the subsequent distribution of data to ORPTS, assessors and county offices, and

III. WHEREAS, ORPTS wishes to assist the County in complying through electronic capture and transmittal of this bar-coded information via a one-part RP-5217-PDF Real Property Transfer Form, and

IV. WHEREAS, ORPTS shall pay to the County an amount of \$.50 for each RP-5217 received electronically via the internet, until the number of four-part forms received is diminished to a minimal volume and the RP-5217-PDF becomes the primary or only acceptable Real Property Transfer Report with submission of deeds, 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 Taxation & Finance, Office of Real Property Tax Services, for the provision of the above-described services, for a term commencing May 1, 2012 to continue in full force and effect until terminated by either party hereto, 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 2 - 2012
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Article 5 of the Worker's Compensation Law and
Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW AMENDING LOCAL LAW NO. 3-1989 ENTITLED "A LOCAL LAW
TO ESTABLISH THE CATTARAUGUS COUNTY SELF-INSURANCE PLAN AND
TO PROVIDE FOR THE ADMINISTRATION THEREOF"**

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

SECTION 1. Preamble.

A. By Local Law No. 3-1989, the Cattaraugus County Legislature, effective January 1, 1990, established a plan of self-insured worker's compensation for the County and other municipalities electing to participate in the plan, as permitted by Article 5 of the Worker's Compensation Law.

B. Local Law No. 3-1989 provided, in part, that the share of municipal participants would be collected by inclusion in the next succeeding tax levy against property taxable by the participant responsible therefore, thereby electing not to bill each participant for its share as is also permitted by the statute.

C. The Cattaraugus County Legislature deems it necessary to amend Local Law No. 3-1989 to provide that during and after the year 2012, Cattaraugus County will bill each municipal participant for its share of the cost of the workers' compensation program. Such decision is made necessary by reason of the fact that the New York State Office of Taxation and Finance has recently determined that so-called "charge-backs" to other municipalities, including the collection of shares of towns and fire districts participating in the workers' compensation plan, must be included within the County's real property tax cap calculation.

SECTION 2. Amendment of Local Law No. 3-1989.

A. Local Law No. 3-1989 entitled "A Local Law to Establish the Cattaraugus County Self-Insurance Plan and to Provide for the Administration Thereof", adopted by the Cattaraugus County Legislature on August 23, 1989, is hereby amended by deleting from subparagraph (c) of section 8 thereof the following: "except that the share of each of the Towns and fire districts participating in the plan shall be collected in the next succeeding tax levy."

B. As amended, subparagraph (c) of section 8 of Local Law No. 3-1989 shall, from and after the effective date hereof, read as follows: "The share of each participant in the plan shall be collected as provided in section 67(1) of the worker's compensation law."

SECTION 3. Severability. If any clause, sentence, paragraph, subdivision, section or part of this local law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 4. Effective Date. This Local Law shall become effective 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 checked="" type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 2-2012

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 May 9, 2012, a proposed Local Law entitled “A Local Law Amending Local Law No. 3-1989 Entitled “A Local Law to Establish the Cattaraugus County Self-Insurance Plan and to Provide for the Administration Thereof”, 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 23rd day of May, 2012, 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 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
MENTAL HEALTH ASSOCIATION IN CATTARAUGUS
COUNTY, INC., FOR PROS PROGRAM SUMMER INTERN**

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

I. WHEREAS, the County Department of Community Services is in need of an intern for ten (10) weeks during the summer months in order to maintain the level of programming at the PROS Program during summer vacation time, and

II. WHEREAS, the Mental Health Association in Cattaraugus County, Inc., P.O. Box 833, 121 North Union Street, Olean, New York 14060, can provide an intern for an amount not to exceed \$2,000.00, to be paid on a monthly basis, as invoiced, and

III. WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned costs, 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 Mental Health Association in Cattaraugus County, Inc., for the provision of the above-described services, for a term commencing May 1, 2012 and terminating September 15, 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
DEAF ADULT SERVICES, INC. FOR INTERPRETER SERVICES**

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

I. WHEREAS, Act 180-2011 authorized a contract with Deaf Adult Services, Inc., 2495 Main Street, #347, Buffalo, New York 14214, for the provision of interpreter services for deaf clients, the term of which expired March 31, 2012, and

II. WHEREAS, the County Department of Community Services is desirous of renewing the aforementioned contract, and

III. WHEREAS, Deaf Adult Services, Inc., can provide the aforementioned interpreter services for an amount not to exceed \$3,900.00, in accordance with the following rate schedule:

Standard Rate – applies when more than 48 hours notice is given and during business hours
\$129.00 Minimum charge covering up to two hours of service
\$ 64.50 Each additional hour, billed in ½ hour increments

Premium Rate – applies with less than 24 hours notice and a non-emergency call between the hours of 11pm and 8am, Monday through Friday, holidays, Saturdays and Sundays
\$150.00 Minimum charge covering up to two hours of service
\$ 75.00 Each additional hour, billed in ½ hour increments

Crisis Rate - applies after business hours, emergency appointments through 24 hour emergency phone service
\$185.00 Minimum charge covering up to two hours of service
\$ 92.50 Each additional hour, billed in ½ hour increments

Legal Proceedings – applies to Court appearances and on the record proceedings
\$145.00 Minimum charge covering up to two hours of service
\$ 72.50 Each additional hour, billed in ½ hour increments

Deaf Interpreter Rate – applies when a deaf interpreter is required due to client communication needs (non-ASL interpreter)
\$ 50.00 Charge in addition to the Standard Rate

and

IV. WHEREAS, travel time, if needed, will be billed as additional hours, and

V. WHEREAS, this program is 50% state and 50% 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 Deaf Adult Services, Inc., for the provision of the above-described services, for a term commencing April 1, 2012 and terminating March 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 checked="" type="checkbox"/>
Co. Operations	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING COUNTY ADMINISTRATOR TO
EXECUTE MEMORANDUM OF UNDERSTANDING WITH
OLEAN GENERAL HOSPITAL FOR PROVISION OF SERVICES**

Pursuant to 14 NYCRR Section 575.5 and
Act 290-2011 of the Cattaraugus County Legislature.

I. WHEREAS, Act 650-2006 authorized a Memorandum of Understanding with the Olean General Hospital, 515 Main Street, Olean, New York 14760, for the coordination of services and continuity of care of residents of Cattaraugus County with mental health issues, the term of which expired December 31, 2011, and

II. WHEREAS, the County Department of Community Services is desirous of renewing the aforementioned Memorandum of Understanding, and

III. WHEREAS, Olean General Hospital has agreed to provide the following services at no cost to the County:

- Operate 24-hour Crisis Hotline Telephone Service,
- Perform Emergency Room Evaluations,
- Accept inpatient referrals from Community Services, and
- Perform Discharge Planning,

and

IV. WHEREAS, the County Department of Community Services has agreed to provide the following services:

- Accept referrals from Olean General Hospital for follow-up outpatient mental health care, and
- Provide outreach and face-to-face crisis intervention services during clinic operating hours and on evenings and weekends via on-call services,

and

V. WHEREAS, Olean General Hospital will receive reimbursement directly from the New York State Office of Mental Health to cover the cost of the aforementioned services, now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a Memorandum of Understanding, on behalf of Cattaraugus County, with Olean General Hospital, for the provision of the above-described services, for a term commencing January 1, 2012 to continue in full force and effect until terminated by either party hereto, 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 GRANT DOCUMENTS WITH
MENTAL HEALTH ASSOCIATION IN NEW YORK, INC. FOR
SUICIDE PREVENTION TRAINING INITIATIVE FOR LAW ENFORCEMENT**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 181-2011 authorized the Chair to apply for funding through the Mental Health Association in New York, Inc., 194 Washington Avenue, Suite 415, Albany, New York 12010, for the Suicide Prevention Training Initiative for Law Enforcement project for the 2011 program year, and

II. WHEREAS, funding up to \$10,000.00 is available through the Mental Health Association in New York, Inc., for the aforementioned project for the 2012 program year, and

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

IV. WHEREAS, the Suicide Prevention Training Initiative for Law Enforcement will provide training and strengthening of unified, but diverse local coalitions, and

V. WHEREAS, it is necessary to apply for 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 grant documents, on behalf of Cattaraugus County, with Mental Health Association in New York, Inc., in order to apply for the aforementioned grant funding, 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 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
NEW YORK STATE GOVERNOR'S TRAFFIC SAFETY COMMITTEE FOR
SHERIFF'S DEPARTMENT TRAFFIC SAFETY PARTNERSHIP PROGRAM**

Pursuant to Section 1229-c of the Vehicle and
Traffic Law and Section 450 of the County Law.

I. WHEREAS, Act 111-2011 authorized the Chairman to apply for funding through the New York State Governor's Traffic Safety Committee for a Traffic Safety Enforcement Program for the 2011 program year, and

II. WHEREAS, funding is again available through the New York State Governor's Traffic Safety Committee for a Traffic Safety Partnership Program, which shall include, but not be limited to, components such as: the Child Safety Seat Program, the Selective Traffic Enforcement Program (STEP) and the Traffic Safety Education Program, and

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

IV. WHEREAS, this program includes funding from the New York State Governor's Traffic Safety Committee, 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 Governor's Traffic Safety Committee, in order to apply for the aforementioned funding, 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 COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
JAMES MACK D/B/A JIMMY MACK'S AUCTION CO. FOR
AUCTIONEER SERVICES**

Pursuant to Act 290-2011 of the Cattaraugus County Legislature and
Rule 40.3 of the Rules of Order.

- I. WHEREAS, Cattaraugus County obtained title to several parcels of real property through foreclosure proceedings, and
- II. WHEREAS, the County is desirous of selling the aforementioned parcels at public auction, and
- III. WHEREAS, the County is in need of the services of an auctioneer to conduct the public auction, and
- IV. WHEREAS, James Mack, d/b/a Jimmy Mack's Auction Co., 4530 Windmill Road, Randolph, New York 14772, has agreed to provide the aforementioned auctioneer services for an amount of \$1,000.00, and
- V. WHEREAS, sufficient funds are included in the 2012 budget to cover the cost of the aforementioned services, now, therefore, be it
- I. RESOLVED, that the County Administrator be, and hereby is, authorized to execute a contract, on behalf of Cattaraugus County, with James Mack, d/b/a Jimmy Mack's Auction Co., for auctioneer services, for a one-day term commencing May 19, 2012 and terminating upon completion of the auction, 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"/>