



CATTARAUGUS COUNTY

John R. Searles, County Administrator

303 Court Street
Little Valley, New York 14755

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

Contingent Fund Balance: \$240,863

Tobacco Settlement Proceeds to Date: \$19,031,363

The following committees will meet on **Wednesday, October 17, 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.
Development & Agriculture	5:00 p.m.
Human Services	5:15 p.m.
County Operations.....	5:30 p.m.
Senior Services	5:45 p.m.
Public Safety.....	6:00 p.m.
Finance	6:15 p.m.

ACT NO.

PREFILED RESOLUTIONS

- 461-12 Mr. Aiello and Mr. Weller
REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS FOR FIRE SUPPRESSION SYSTEMS (Department of Public Works)
- 462-12 Mr. Aiello and Mr. Weller
REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS FOR REMOVAL OF STRUCTURE AT 133 NORTH 12TH STREET IN OLEAN
- 463-12 Mr. Aiello and Mr. Weller
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH COMFORT PEST CONTROL FOR PEST CONTROL SERVICES
- 464-12 Mr. Aiello and Mr. Weller
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH REGIONAL COMPUTER RECYCLING AND RECOVERY FOR ELECTRONIC WASTE RECYCLING COLLECTION PROGRAM
- 465-12 Mr. Aiello and Mr. Weller
AUTHORIZING PLACEMENT OF DECLARATION OF CONSERVATION COVENANTS AND RESTRICTIONS REQUIRED BY PERMIT OR BANKING INSTRUMENT FOR COUNTY ROAD NO. 30 RECONSTRUCTION PROJECT (Bray Road, Town of Freedom – Parcel Nos. BFM-19 and BFM-19A)
- 466-12 Mr. Aiello and Mr. Weller
AUTHORIZING PLACEMENT OF DECLARATION OF CONSERVATION COVENANTS AND RESTRICTIONS REQUIRED BY PERMIT OR BANKING INSTRUMENT FOR COUNTY ROAD NO. 30 RECONSTRUCTION PROJECT (County Road No. 30 – Town of Carrollton – Parcel Nos. HCA-30EE, HCA-30FF and HCA-30GG)

- 467-12 Mr. Aiello and Mr. Weller
AUTHORIZING PLACEMENT OF DECLARATION OF CONSERVATION COVENANTS
AND RESTRICTIONS REQUIRED BY PERMIT OR BANKING INSTRUMENT FOR
COUNTY ROAD NO. 30 RECONSTRUCTION PROJECT (Sparks Road, Town of Freedom –
Parcel Nos. BFM-25 and BFM-25A)
- 468-12 Mr. Aiello and Mr. Weller
AUTHORIZING PLACEMENT OF DECLARATION OF CONSERVATION COVENANTS
AND RESTRICTIONS REQUIRED BY PERMIT OR BANKING INSTRUMENT FOR
COUNTY ROAD NO. 30 RECONSTRUCTION PROJECT (County Road No. 32, Town of
Ellicottville – Parcel Nos. HEL-32D and HEL-32E)
- 469-12 Mr. Edwards
CANCELING UNENFORCEABLE LIEN (Town of Carrollton)
- 470-12 Mr. Marsh
LOCAL LAW NUMBER 11, 2012 – A LOCAL LAW CONTINUING THE CATTARAUGUS
COUNTY HOTEL AND MOTEL TAX
- 471-12 Mr. Marsh
AUTHORIZING PUBIC HEARING ON LOCAL LAW NUMBER 11-2012
- 472-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES
FOR AMERICORPS START PROGRAM
- 473-12 Mr. Murphy
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH PIONEER
CENTRAL SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICER PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND ESTIMATED REVENUE ACCOUNTS
(Sheriff's Office)
- 474-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH WILLCARE, INC. FOR
WIC LICENSED PRACTICAL NURSING SERVICES
- 475-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH WILLCARE, INC. FOR
HOME HEALTH CARE SERVICES
- 476-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH KELLIE SZKATULSKI
FOR HEALTH DEPARTMENT SPEECH THERAPY SERVICES
- 477-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH VNA HOMECARE
SERVICES FOR HOME HEALTH CARE SERVICES

- 478-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH DOYLE SECURITY SYSTEMS, INC. FOR PERSONAL EMERGENCY RESPONSE UNITS MONITORING SERVICES FOR DEPARTMENTS OF HEALTH, AGING AND SOCIAL SERVICES
- 479-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH NEW YORK STATE DEPARTMENT OF HEALTH AND HEALTH RESEARCH, INC. FOR COMMUNITY TRANSFORMATION GRANT – CHRONIC DISEASE PREVENTION
- 480-12 Ms. Edstrom and Mrs. Stockman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SUSAN K. YOWELL FOR HEALTH DEPARTMENT SPEECH THERAPY SERVICES

Committee referrals for the October 17, 2012 Committee meetings								
Act #	Finance	County Ops	DPW	Senior Services	Strategic Planning	Human Services	Develop. & Agriculture	Public Safety
461	X		X					
462	X		X					
463	X		X					
464	X		X					
465	X		X					
466	X		X					
467	X		X					
468	X		X					
469	X	X						
470	X						X	
471	X						X	
472	X					X		
473	X							X
474	X			X		X		
475	X			X		X		
476	X					X		
477	X					X		
478	X			X		X		
479	X					X		
480	X					X		
Totals	20	1	8	3	0	8	2	1

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS FOR
FIRE SUPPRESSION SYSTEMS
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

I. WHEREAS, the Department of Public Works advertised for sealed bids for the purchase and installation of fire suppression systems for the Allegany and Franklinville Highway barns, according to bid specifications and general information provided by the Public Works Committee, and

II. WHEREAS, the only bid received for the aforementioned services, which was opened on October 5, 2012, should be rejected and rebid due to the price being more than what was budgeted, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby rejects the bid received for the purchase and installation of fire suppression systems for the Allegany and Franklinville Highway barns, which was opened on October 5, 2012, and hereby authorizes the fire suppression systems to be rebid.

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"/>

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS FOR
REMOVAL OF STRUCTURE AT 133 NORTH 12TH STREET IN OLEAN
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

I. WHEREAS, the Department of Public Works advertised for sealed bids for the removal of a structure located at 133 North 12th Street in the City of Olean, according to bid specifications and general information provided by the Public Works Committee, and

II. WHEREAS, the bids received for the aforementioned services, which were opened on October 5, 2012, should be rejected and rebid due to the bidders failing to submit bid on time, or failing to submit required bid bond, or the price being more than what was budgeted, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby rejects the bids received for the removal of a structure located at 133 North 12th Street in the City of Olean, which were opened on October 5, 2012, and hereby authorizes the project to be rebid.

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
COMFORT PEST CONTROL FOR
PEST CONTROL SERVICES**

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, Act 550-2010 authorized a contract with Comfort Pest Control, 1007 Brigham Road, Dunkirk, New York 14048, for the provision of pest control services at various County buildings located throughout Cattaraugus County, the term of which expires December 31, 2012, and

II. WHEREAS, continued pest control services are needed at various County buildings located throughout the County, and

III. WHEREAS, the County Department of Public Works has solicited proposals from seven (7) companies for the aforementioned pest control services, and

IV. WHEREAS, Comfort Pest Control, 1007 Brigham Road, Dunkirk, New York 14048, has been recommended to provide pest control services at various County buildings throughout the County, for an amount as follows:

MONTHLY MAINTENANCE

Cattaraugus County Jail, 301 Court Street, Little Valley

Indoor Treatment	\$100/visit
Indoor/Outdoor Treatment	\$175/visit
Cluster Fly Treatment (as needed)	\$325/treatment

****Note:** Hospital/Nursing Home Approved Bait and/or Spray will be used

Pines Healthcare and Rehabilitation Center – Olean Campus

Indoor Treatment	\$150/visit
Indoor/Outdoor Treatment	\$200/visit
Cluster Fly Treatment (as needed)	\$125/treatment

****Note:** Hospital/Nursing Home Approved Bait and/or Spray will be used

Pines Healthcare and Rehabilitation Center – Machias Campus

Indoor Treatment	\$160/visit
Indoor/Outdoor Treatment	\$200/visit
Cluster Fly Treatment (as needed)	\$200/treatment

****Note:** Hospital/Nursing Home Approved Bait and/or Spray will be used

SEMI-ANNUAL TREATMENT (spring and fall)

Stonehouse Building – Machias

Outdoor Insect Pest Control (2 visits-spring & summer)	\$125/visit
Rodent Control (2 visits-fall & early winter)	\$ 35/visit
(combination – 3 traps & 3 bait stations)	

Cattaraugus County Office Building, 1 Leo Moss Drive, Olean

Indoor Treatment	\$ 75/visit
Indoor/Outdoor Treatment	\$175/visit
Cluster Fly Treatment (as needed)	\$250/treatment
Rodent Treatment (as needed)	\$ 80/visit

Additional Bait Stations	\$ 18/each
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Mole Trap (any of the listed locations)

\$ 75/each

NON-COVERED EMERGENCY TREATMENT: (TIME AND MATERIALS)

Hourly Rate for Weekdays

\$ 50/hour

Hourly Rate for Weeknights

\$ 75/hour

Hourly Rate for Weekends

\$ 85/hour

Hourly Rate for Holidays

\$ 85/hour

Mileage Rate (per mile)

\$ 0/mile,

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 2013 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Comfort Pest Control, for the provision of the above-described services, for a term commencing January 1, 2013 and terminating December 31, 2014, 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
REGIONAL COMPUTER RECYCLING AND RECOVERY FOR
ELECTRONIC WASTE RECYCLING COLLECTION PROGRAM**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Department of Public Works is desirous of reducing the amount of electronic waste collected at its transfer stations by recycling such electronic waste, and

II. WHEREAS, Regional Computer Recycling and Recovery, 7318 Victor Mendon Road (Route 251), Victor, New York 14564, will pay to the County an amount of \$0.071 per pound of electronic waste collected and recycled, 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 Regional Computer Recycling and Recovery, for the provision of the above-described recycling services, for a term commencing January 1, 2013 and terminating December 31, 2013, with the option to renew for two (2) one-year periods at the same rate, 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 PLACEMENT OF DECLARATION OF
CONSERVATION COVENANTS AND RESTRICTIONS REQUIRED BY
PERMIT OR BANKING INSTRUMENT FOR COUNTY ROAD NO. 30
RECONSTRUCTION PROJECT
(Bray Road, Town of Freedom -
Parcel Nos. BFM-19 and BFM-19A)**

Pursuant to 33 USC Sections 1251-1387, a/k/a Section 404 of the Clean Water Act.

I. WHEREAS, the County Department of Public Works is desirous of reconstructing portions of County Road No. 30, a/k/a Chipmunk Road and South Nine Mile Road, in the Town of Carrollton, and

II. WHEREAS, in connection with the aforementioned reconstruction project, the U.S. Department of the Army Corps of Engineers issued Permit number 2009-00786, pursuant to Section 404 of the Clean Water Act, requiring the protection of valuable public water resources, and

III. WHEREAS, the County of Cattaraugus is qualified to hold a Conservation Easement in accordance with Environmental Conservation Law Section 49-0305, whose primary purpose is the preservation and protection of land in its natural, scenic, historical and forested condition, and

IV. WHEREAS, in order to satisfy the terms of the Permit, and to comply with Section 404 of the Clean Water Act, it is necessary for Cattaraugus County to declare conservation use restrictions on two (2) parcels of property owned by Scott L. Brown, located on Bray Road in the Town of Freedom, known as Parcel Nos. BFM-19 and BFM-19A and being a portion of Tax Map No. 6.003-1-2, and

V. WHEREAS, the Cattaraugus County Legislature has agreed to authorize the placement of a Declaration of Conservation Covenants and Restrictions in order to declare conservation use restrictions on the two (2) parcels of property owned by Scott L. Brown known as Parcel Nos. BFM-19 and BFM-19A, now, therefore, be it

I. RESOLVED, that the execution, delivery and performance of the Declaration of Conservation Covenants and Restrictions (the "Declaration"), is hereby authorized and approved, and the execution of the Declaration by the Chair of the Cattaraugus County Legislature is hereby authorized and shall be conclusive evidence of such approval.

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 PLACEMENT OF DECLARATION OF
CONSERVATION COVENANTS AND RESTRICTIONS REQUIRED BY
PERMIT OR BANKING INSTRUMENT FOR COUNTY ROAD NO. 30
RECONSTRUCTION PROJECT
(County Road No. 30 – Town of Carrollton –
Parcel Nos. HCA-30EE, HCA-30FF and HCA-30GG)**

Pursuant to 33 USC Sections 1251-1387, a/k/a Section 404 of the Clean Water Act.

- I. WHEREAS, the County Department of Public Works is desirous of reconstructing a portion of County Road No. 30, a/k/a Chipmunk Road, in the Town of Carrollton, and
- II. WHEREAS, in connection with the aforementioned reconstruction project, the U.S. Department of the Army Corps of Engineers issued Permit number 2009-00786, pursuant to Section 404 of the Clean Water Act, requiring the protection of valuable public water resources, and
- III. WHEREAS, the County of Cattaraugus is qualified to hold a Conservation Easement in accordance with Environmental Conservation Law Section 49-0305, whose primary purpose is the preservation and protection of land in its natural, scenic, historical and forested condition, and
- IV. WHEREAS, in order to satisfy the terms of the Permit, and to comply with Section 404 of the Clean Water Act, it is necessary for Cattaraugus County to declare conservation use restrictions on three (3) parcels of property owned by Michael J. McCaffery, located on County Road No. 30 in the Town of Carrollton, known as Parcel Nos. HCA-30EE, HCA-30FF and HCA-30GG and being a portion of Tax Map No. 92.004-1-3.2, and
- V. WHEREAS, the Cattaraugus County Legislature has agreed to authorize the placement of a Declaration of Conservation Covenants and Restrictions in order to declare conservation use restrictions on the three (3) parcels of property owned by Michael J. McCaffery, known as Parcel Nos. HCA-30EE, HCA-30FF and HCA-30GG, now, therefore, be it
- I. RESOLVED, that the execution, delivery and performance of the Declaration of Conservation Covenants and Restrictions (the "Declaration"), is hereby authorized and approved, and the execution of the Declaration by the Chair of the Cattaraugus County Legislature is hereby authorized and shall be conclusive evidence of such approval.

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 PLACEMENT OF DECLARATION OF CONSERVATION
COVENANTS AND RESTRICTIONS REQUIRED BY
PERMIT OR BANKING INSTRUMENT FOR COUNTY ROAD NO. 30
RECONSTRUCTION PROJECT
(Sparks Road, Town of Freedom –
Parcel Nos. BFM-25 and BFM-25A)**

Pursuant to 33 USC Sections 1251-1387, a/k/a Section 404 of the Clean Water Act.

I. WHEREAS, the County Department of Public Works is desirous of reconstructing a portion of County Road No. 30, a/k/a Chipmunk Road, in the Town of Carrollton, and

II. WHEREAS, in connection with the aforementioned reconstruction project, the U.S. Department of the Army Corps of Engineers issued Permit number 2009-00786, pursuant to Section 404 of the Clean Water Act, requiring the protection of valuable public water resources, and

III. WHEREAS, the County of Cattaraugus is qualified to hold a Conservation Easement in accordance with Environmental Conservation Law Section 49-0305, whose primary purpose is the preservation and protection of land in its natural, scenic, historical and forested condition, and

IV. WHEREAS, in order to satisfy the terms of the Permit, and to comply with Section 404 of the Clean Water Act, it is necessary for Cattaraugus County to declare conservation use restrictions on two (2) parcels of property owned by Chad Ellis and Jennifer Vacinek, located on Sparks Road in the Town of Freedom, known as Parcel Nos. BFM-25 and BFM-25A, and being a portion of Tax Map No. 6.003-3-11.8, and

V. WHEREAS, the Cattaraugus County Legislature has agreed to authorize the placement of a Declaration of Conservation Covenants and Restrictions in order to declare conservation use restrictions on the two (2) parcels of property owned by Chad Ellis and Jennifer Vacinek known as Parcel Nos. BFM-25 and BFM-25A, now, therefore, be it

I. RESOLVED, that the execution, delivery and performance of the Declaration of Conservation Covenants and Restrictions (the "Declaration"), is hereby authorized and approved, and the execution of the Declaration by the Chair of the Cattaraugus County Legislature is hereby authorized and shall be conclusive evidence of such approval.

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 PLACEMENT OF DECLARATION OF
CONSERVATION COVENANTS AND RESTRICTIONS REQUIRED BY
PERMIT OR BANKING INSTRUMENT FOR COUNTY ROAD NO. 30
RECONSTRUCTION PROJECT
(County Road No. 32, Town of Ellicottville –
Parcel Nos. HEL-32D and HEL-32E)**

Pursuant to 33 USC Sections 1251-1387, a/k/a Section 404 of the Clean Water Act.

I. WHEREAS, the County Department of Public Works is desirous of reconstructing a portion of County Road No. 30, a/k/a Chipmunk Road, in the Town of Carrollton, and

II. WHEREAS, in connection with the aforementioned reconstruction project, the U.S. Department of the Army Corps of Engineers issued Permit number 2009-00786, pursuant to Section 404 of the Clean Water Act, requiring the protection of valuable public water resources, and

III. WHEREAS, the County of Cattaraugus is qualified to hold a Conservation Easement in accordance with Environmental Conservation Law Section 49-0305, whose primary purpose is the preservation and protection of land in its natural, scenic, historical and forested condition, and

IV. WHEREAS, in order to satisfy the terms of the Permit, and to comply with Section 404 of the Clean Water Act, it is necessary for Cattaraugus County to declare conservation use restrictions on two (2) parcels of property owned by Mark S. Craft, located on County Road No. 32 in the Town of Ellicottville, known as Parcel Nos. HEL-32D and HEL-32E, and being a portion of Tax Map No. 47.002-1-3.1, and

V. WHEREAS, the Cattaraugus County Legislature has agreed to authorize the placement of a Declaration of Conservation Covenants and Restrictions in order to declare conservation use restrictions on the two (2) parcels of property owned by Mark S. Craft known as Parcel Nos. HEL-32D and HEL-32E, now, therefore, be it

I. RESOLVED, that the execution, delivery and performance of the Declaration of Conservation Covenants and Restrictions (the "Declaration"), is hereby authorized and approved, and the execution of the Declaration by the Chair of the Cattaraugus County Legislature is hereby authorized and shall be conclusive evidence of such approval.

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"/>

**CANCELING UNENFORCEABLE LIEN
(Town of Carrollton)**

Pursuant to Sections 454 and 558 of the Real Property Tax Law.

I. WHEREAS, 2004 and 2005 Town and County taxes were levied on parcel 91.001-52-.434 in the Town of Carrollton, and

II. WHEREAS, Section 454 of the Real Property Tax Law exempts property owned by the Seneca Nation of Indians from taxation, special ad valorem taxes and special adjustments, and

III. WHEREAS, it is necessary and prudent for the Cattaraugus County Legislature to cancel the unpaid taxes where the lien of such taxes is unenforceable, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby cancels the lien of taxes for the property below, as being unenforceable:

<u>Account No.</u>	<u>Tax Map No.</u>	<u>Amount</u>
2004 24 0434	92.001-51-.434	\$ 977.82
2005 24 0434	92.001-52-.434	<u>\$2,470.24</u>
	Total	<u>\$3,448.06.</u>

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 11-2012
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law, Section 1202-u of the Tax Law and Chapter 563 of the Laws of 2003.

A LOCAL LAW CONTINUING THE CATTARAUGUS COUNTY HOTEL AND MOTEL TAX

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

SECTION 1. Legislative Intent. Local Law 20-2003 (Intro Number 21-2003), as continued by Local Law Number 3-2006 (Intro Number 3-2006) and Local Law Number 20-2009 (Intro Number 20-2009), imposed a tax on facilities providing lodging on an overnight basis and provided for the collection thereof in order to make funds available for tourism and economic development. The aforementioned Local Law should be further continued for an additional period of three (3) years.

SECTION 2. Continuation of Hotel and Motel Tax. The Cattaraugus County Hotel and Motel Tax established by Local Law 20-2003 (Intro Number 21-2003), as continued by Local Law Number 3-2006 (Intro Number 3-2006) and Local Law Number 20-2009 (Intro Number 20-2009), shall remain in full force and effect until three years from the date of enactment hereof.

SECTION 3. 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 checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 11-2012

Pursuant to Section 10 of the Municipal Home Rule Law, Section 1202-u of the Tax Law and Chapter 563 of the Laws of 2003.

I. WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on October 24, 2012, a proposed Local Law entitled “A Local Law Continuing the Cattaraugus County Hotel and Motel Tax”, 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 14th day of November, 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 checked="" type="checkbox"/>
DPW	<input type="checkbox"/>	Public Safety	<input type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR AMERICORPS START PROGRAM**

Pursuant to 42 USCS Section 12501 and
Section 450 of the County Law.

I. WHEREAS, Acts 541-2010 and 675-2011 authorized contracts with various entities for the continuation of the AmeriCorps START Program, and

II. WHEREAS, the Youth Bureau is desirous of renewing the aforementioned contracts, and

III. WHEREAS, the following entities have agreed to provide services for the AmeriCorps START Program by contributing amounts as follows:

<u>Entity</u>	<u>Amount</u>	<u>Members</u>
Ellicottville Central School District 5873 Route 219 Ellicottville, New York 14731	\$5,000.00	1 Full-Time
New Life Christian School 102 West Forrest Avenue P.O. Box 102 Olean, New York 14760	\$15,000.00	3 Full-Time

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 contracts, on behalf of Cattaraugus County, with various entities, for the continuation of the AmeriCorps START Program, for a term commencing October 1, 2012 and terminating December 18, 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 THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
PIONEER CENTRAL SCHOOL DISTRICT FOR
SCHOOL RESOURCE OFFICER PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND ESTIMATED REVENUE ACCOUNTS
(Sheriff's Office)**

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

I. WHEREAS, Act 460-2010 authorized a contract with the Pioneer Central School District for a full-time school resource officer in an attempt to deter criminal behavior through positive interactions with students during school hours, the term of which expires June 30, 2013, and

II. WHEREAS, the Pioneer Central School District has requested an additional school resource officer to serve on a part-time basis, and

III. WHEREAS, the Pioneer Central School District has agreed to pay the annual actual cost of the aforementioned part-time school resource officer, and

IV. WHEREAS, the Cattaraugus County Sheriff's Office has agreed to assign an additional part-time law enforcement officer to the Pioneer Central School District, and

V. WHEREAS, various appropriation and revenue accounts must be adjusted in order 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 an amended contract, on behalf of Cattaraugus County, with the Pioneer Central School District, for the provision of the School Resource Officer Program, 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 the County Administrator is hereby directed to make the following budgetary changes:

Increase Estimated Revenue Account:

A.311.3218.3218.2260.03	Pioneer School Resource Officers	\$2,871.00
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Increase Appropriation Accounts:

A.311.3218.3218.12000	Part-Time Wages	\$2,667.00
A.311.3218.3218.81000	FICA	\$ 204.00.

Resolution Referred to:

Finance <input checked="" type="checkbox"/>	Human Services <input type="checkbox"/>
Co. Operations <input type="checkbox"/>	Develop. & Ag <input type="checkbox"/>
DPW <input 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
WILLCARE, INC. FOR WIC LICENSED PRACTICAL NURSING SERVICES**

Pursuant to Section 3602 of the Public Health Law and
Section 450 of the County Law.

I. WHEREAS, Act 106-2012 authorized a contract with Willcare, Inc., Westgate Plaza, 700 West State Street, Olean, New York 14760, for the provision of licensed practical nursing (LPN) services for the Health Department WIC Program, the term of which expires December 31, 2012, and

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

III. WHEREAS, Willcare, Inc., has agreed to provide the aforementioned LPN services to Cattaraugus County for an amount of \$20.60 per hour, plus approved work expenses not to exceed \$1,500.00 and mileage reimbursement at the rate of \$.32 per mile, to be paid on a monthly basis as invoiced, 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 2013 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Willcare, Inc. for the provision of the above-described services for a term commencing January 1, 2013 and terminating December 31, 2013, 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 checked="" type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WILLCARE, INC. FOR HOME HEALTH CARE SERVICES**

Pursuant to Section 3602 of the Public Health Law and
Section 450 of the County Law.

- I. WHEREAS, Act 670-2011 authorized the Chair to execute a contract with Willcare, Inc. for the provision of home health care services, the term of which expires December 31, 2012, and
- II. WHEREAS, the County is desirous of continuing the aforementioned services, and
- III. WHEREAS, Willcare, Inc., Westgate Plaza, 700 West State Street, Olean, New York 14760, has agreed to provide home health care services to Cattaraugus County in accordance with the following rate limits and terms:

<u>Level of Care</u>	<u>2012 Rates**</u>	<u>2013 Rates**</u>
Home Attendant/Housekeeper (Personal Care 1)	\$18.92/hr.	\$18.92/hr.
Personal Care Aide (Personal Care 2)	\$19.41/hr.	\$19.41/hr.
Shared Aide –1/4 hour (Personal Care 1)	\$ 4.73/¼ hr.	\$ 4.73/¼ hr.
Shared Aide –1/4 hour (Personal Care 2)	\$ 4.86/¼ hr.	\$ 4.86/¼ hr.
Certified Home Health Aide	\$19.98/hr.	\$19.98/hr.
Registered Nurse (RN) (Health Dept)	\$38.05/hr.++	\$38.05/hr.++
Registered Nurse (RN) (DSS)	\$26.52/hr.	\$26.52/hr.
Licensed Practical Nurse (LPN) (Health Dept)	\$26.78/hr.++	\$26.78/hr.++
Licensed Practical Nurse (LPN) (DSS)	\$21.42/hr.	\$21.42/hr.
Nursing Supervision Visit	\$64.77/hr.	\$64.77/hr.

++Initial Visit which is less than, or equal to, 1 hour will be billed at 1 hour rate

**Actual base Medicaid rates as initially established by the State Department of Health to be billed, if lower than caps to all Departments. In addition to the base rate, any recruitment and retention add-on established by the State Department of Health shall be billed to the Department of Social Services only. Cattaraugus County Department of Health has applied for and receives recruitment and retention add-on funds.

Assumptions:

- In the event the initial Medicaid rates for 2013 as established by the State Department of Health exceed the County rate limits set forth above, the Contractor agrees to submit rate revision requests to the NYSDOH and request the rate(s) be lowered to comply with the Cattaraugus County rate limits set forth above.
- Rates billed to the Medicaid Management Information System (MMIS) for the DSS personal care program are subject to any limitations of the MMIS and will reflect the requirements of 18 NYCRR 505.14.

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 2013 budget of sufficient funds to cover the costs of the

aforementioned services, on behalf of Cattaraugus County, with Willcare, Inc. for the provision of the above-described services for a term commencing January 1, 2013 and terminating December 31, 2013, 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 checked="" type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>		<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
KELLIE SZKATULSKI FOR
HEALTH DEPARTMENT SPEECH THERAPY SERVICES**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 521-2011 authorized a contract with Kellie Szkatulski, 9811 Mosher Road, South Dayton, New York 14138, for the provision of speech therapy services for the County Health Department home health care program, the term of which expires December 31, 2012, and

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

III. WHEREAS, Kellie Szkatulski can provide speech therapy services as an independent contractor for home health care patients in accordance with a physician's orders, the patient's plan of care, and/or patient availability, for an amount of \$65.00 per visit, to be paid as invoiced, and

IV. WHEREAS, the aforementioned services shall be performed at the patient's home at a mutually agreed upon schedule between Kellie Szkatulski and the patient, but in all cases Kellie Szkatulski must adhere to the established Plan of Care for each patient, 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 2013 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Kellie Szkatulski for the provision of the above-described services, for a term commencing January 1, 2013 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 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
VNA HOMECARE SERVICES FOR HOME HEALTH CARE SERVICES**

Pursuant to Section 3602 of the Public Health Law and
Section 450 of the County Law.

- I. WHEREAS, Act 139-2012 authorized a contract with VNA Homecare Services, 2100 Wehrle Drive, Williamsville, New York 14221, for the provision of home care services for the County Departments of Health, Social Services and Aging, the term of which expires December 31, 2012, and
- II. WHEREAS, the County Departments of Health, Social Services and Aging are desirous of renewing the aforementioned contract, and
- III. WHEREAS, VNA Homecare Services can provide home health care services to Cattaraugus County in accordance with the following rate limits and terms:

<i>Level of Care:</i>	<i>rate limits**</i>
Home Attendant/Housekeeper (Personal Care 1)	\$18.55/hr.
Personal Care Aide (Personal Care 2)	\$19.03/hr.
Shared Aide – ¼ hour (Personal Care 1)	\$ 4.64/¼ hr.
Shared Aide – ¼ hour (Personal Care 2)	\$ 4.76/¼ hr.
Certified Home Health Aide	\$19.59/hr.
Licensed Practical Nurse (LPN) (DSS)	\$21.00/hr.
Licensed Practical Nurse (LPN) (Health Dept)	\$26.25/hr.
Registered Nurse (RN) (Health Dept)	\$37.30/hr.
Registered Nurse (RN) (Social Services Dept)	\$26.00/hr.
Nursing Supervision Visit	\$63.50/hr.

**Actual base Medicaid rates as initially established by the State Department of Health to be billed, if lower than caps to all Departments. In addition to the base rate, any recruitment and retention add-on established by the State Department of Health shall be billed to the Department of Social Services only. Cattaraugus County Department of Health has applied for recruitment and retention add-on funds.

Assumptions:

- In the event the initial Medicaid rates for 2013 as established by the State Department of Health exceed the County rate limits set forth above, the Contractor agrees to submit rate revision requests to the NYSDOH and request the rate(s) be lowered to comply with the Cattaraugus County rate limits set forth above.
- Rates billed to the Medicaid Management Information System (MMIS) for the DSS personal care program are subject to any limitations of the MMIS and will reflect the requirements of 18 NYCRR 505.14.

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 2013 budget of sufficient funds to cover the costs of the

aforementioned services, on behalf of Cattaraugus County, with VNA Homecare Services, for the provision of the above-described services for a term commencing January 1, 2013 and terminating December 31, 2013, 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
DOYLE SECURITY SYSTEMS, INC. FOR
PERSONAL EMERGENCY RESPONSE UNITS MONITORING
SERVICES FOR DEPARTMENTS OF
HEALTH, AGING AND SOCIAL SERVICES**

Pursuant to Section 95-a of the General Municipal Law and
Section 450 of the County Law.

I. WHEREAS, Act 123-2012 authorized a contract with Doyle Security Systems, Inc., 792 Calkins Road, Rochester, New York 14623, for the provision of various services to the County Departments of Health, Aging and Social Services, the term of which expires December 31, 2012, and

II. WHEREAS, the County Departments of Health, Aging and Social Services are desirous of continuing the aforementioned services, and

III. WHEREAS, Doyle Security Systems, Inc., has agreed to provide services to the County Departments of Health, Aging and Social Services, as follows:

<u>Category of Service</u>	<u>2012 Rate</u>	<u>2013 Rate</u>
<u>HEALTH DEPARTMENT</u>		
PERS Monitoring	\$18/month/unit	\$18/month/unit
Electronic Medication Monitoring	\$49/month/unit	\$49/month/unit
<u>SOCIAL SERVICES</u>		
PERS Monitoring	\$18/month/unit	\$18/month/unit
Electronic Medication Monitoring	\$49/month/unit	\$49/month/unit
<u>DEPARTMENT OF AGING</u>		
PERS Monitoring (Expanded In-Home Services for the Elderly Program),	\$15/month/unit	\$15/month/unit

and

IV. WHEREAS, this program is 75% state and 25% county funded for the Department of Aging's portion of expenses, 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 2013 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Doyle Security Systems, Inc., for the provision of the above-described services for a term commencing January 1, 2013 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 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 checked="" type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
NEW YORK STATE DEPARTMENT OF HEALTH AND
HEALTH RESEARCH, INC. FOR COMMUNITY
TRANSFORMATION GRANT – CHRONIC DISEASE PREVENTION**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Health Department has been awarded a Community Transformation Grant – Small Communities funding by the Centers for Disease Control and Prevention in the amount of \$450,000.00, and

II. WHEREAS, the Community Transformation Grant funding is intended to enable communities to reduce the burden of chronic disease, and

III. WHEREAS, the County Health Department will work with a multi-sector leadership team and coalition to implement a multi-sector implementation plan in the early child care, school and community settings within the Gowanda Central, Olean City and Salamanca City School Districts' geographic areas, and

IV. WHEREAS, in order to fulfill the goals of the aforementioned initiative, the County is required to maintain a full-time coordinator and school coordinator who is dedicated to carrying out the objectives of this grant, and

V. WHEREAS, a contract is necessary in order to accept the aforementioned funding, and

VI. WHEREAS, Health Research, Inc., shall administer the aforementioned grant on behalf of the New York State Department of Health, at no cost to the County, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with the New York State Department of Health and Health Research, Inc., in order to accept and administer Community Transformation Grant funds through the Centers for Disease Control and Prevention, for a term commencing September 30, 2012 and terminating September 29, 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
SUSAN K. YOWELL FOR
HEALTH DEPARTMENT SPEECH THERAPY SERVICES**

Pursuant to 10 NYCRR 763.3, Section 3602 of the Public Health Law and
Section 450 of the County Law.

I. WHEREAS, Act 525-2012 authorized a contract with Susan K. Yowell, 713 Gleason Hollow Road, Portville, New York 14770, for the provision of speech therapy services for the County Health Department home health care program, the term of which expires December 31, 2012, and

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

III. WHEREAS, Susan K. Yowell can provide speech therapy services as an independent contractor for home health care patients in accordance with the doctor's orders, the patient's plan of care, and/or patient availability, for an amount of \$65.00 per visit, to be paid as invoiced, and

IV. WHEREAS, the aforementioned services shall be performed at the patient's home at a mutually agreed upon schedule between Susan K. Yowell and the patient, but in all cases Susan K. Yowell must adhere to the established Plan of Care for each patient, 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 2013 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Susan K. Yowell for the provision of the above-described services, for a term commencing January 1, 2013 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 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"/>