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Little Valley, New York 14755
Phone (716) 938-2577

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Olean, New York 14760
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The Legislature of Cattaraugus County will meet in adjourned session at the County Center, Little Valley, New York, on **Wednesday, May 25, 2016**, for the transaction of such business as may properly come before the meeting.

Contingent Fund Balance: \$94,840

4:00 p.m. CALL TO ORDER
 ROLL CALL
 INVOCATION
 MINUTES OF PREVIOUS MEETING
 COMMUNICATIONS
 PRIVILEGE OF THE FLOOR
 Public Hearing – Local Law No. 2-2016
 RESOLUTIONS READY FOR ACTION
 RESOLUTIONS – IMMEDIATE CONSIDERATION
 UNFINISHED BUSINESS
 ADJOURNMENT

ACT NO.	RESOLUTIONS NOT READY FOR ACTION
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262-16 Mr. Snyder, Jr.
LOCAL LAW NUMBER 3-2016 – A LOCAL LAW REPEALING LOCAL LAW NUMBER
10-1994 (INTRO NUMBER 15-1994) REGARDING REDEMPTION PERIOD FOR REAL
PROPERTY TAXES ***Additional sponsors: Mr. Boberg, Mr. Hale, Ms. Vickman, Ms.
Hastings, Mr. Koch, Mrs. Labuhn, Mr. Padlo & Mr. Keller***
Approved 6 Finance & 7 County Operations/Public Safety

ACT NO.	RESOLUTIONS HELD IN COMMITTEE
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242-16 Mr. VanRensselaer and Mr. Keller
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH THE HERALD, INC. FOR
PRINTING OF 2016 AMISH TRAIL BROCHURES

ACT NO.	RESOLUTIONS READY FOR ACTION
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225-16 Mr. Boberg and Mr. Klancer
LOCAL LAW NUMBER 2-2016 – A LOCAL LAW GRANTING PARTIAL EXEMPTION
ON REAL PROPERTY TAXATION TO CERTAIN SENIOR CITIZENS AND REPEALING
LOCAL LAW NUMBER 3-2009 (Intro Number 4-2009) **Additional sponsor: Mrs.
Labuhn**

234-16

Mr. Weller and Mr. Koch

BID ACCEPTANCE FOR DEMOLITION AND REMOVAL OF MULTIPLE STRUCTURES AND TRANSFER OF FUNDS (Contingent Fund – Building Repair/Maintenance) (Department of Public Works)

AMENDED: In the Title, delete: "AND TRANSFER OF FUNDS (Contingent Fund-Building Repair/Maintenance)";

In the 'Pursuant to' section, delete: ", 363 and 365";

In the 2nd Whereas, delete: "multiple structures", and replace with: "a structure";

In the 2nd Whereas, after "County" delete: "were the bids", and replace with: "was the bid";

In the 2nd Whereas, delete: "\$36,300.00", and replace with: "\$10,400.00";

In the 2nd Whereas, delete:

"Project 1 1210 Reed Street, City of Olean \$25,900.00";

In the 3rd Whereas, delete: "a transfer of funds is necessary", and replace with: "sufficient funds are included in the budget";

In the 1st Resolved, delete: "bids", and replace with: "bid";

In the 1st Resolved, after 'hereby', delete: "are", and replace with: "is";

In the 2nd Resolved, after 'Treasurer', delete: ", and be it further III. RESOLVED that the County Administrator is hereby directed to make the following budgetary changes:

Decrease Appropriation Account:

A.901.1990.0000.40601	Contingent Fund	\$25,900.00
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Increase Appropriation Account:

A.132.1364.0000.44401	Building Repair/Maintenance	\$25,900.00."
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Approved by 6 Finance & 4 Public Works

235-16

Mr. Weller and Mr. Koch

AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH SCHINDLER ELEVATOR CORPORATION FOR DPW FACILITY, LITTLE VALLEY COUNTY CENTER AND JAIL ELEVATOR MAINTENANCE/ INSPECTION

Approved by 6 Finance & 4 Public Works

236-16

Mr. Weller and Mr. Koch

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

Approved by 6 Finance & 4 Public Works

237-16

Mr. Weller and Mr. Koch

AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH CONSTELLATION ENERGY SERVICES OF NEW YORK, INC. FOR PARTICIPATION IN ENERGY PURCHASE PROGRAM

Approved by 6 Finance & 4 Public Works

- 238-16 Mr. Weller and Mr. Koch
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SJB SERVICES, INC. FOR SOIL BORING SERVICES, MATERIAL TESTING, DECK CORING AND GEOTECHNICAL SERVICES
Approved by 6 Finance & 4 Public Works
- 239-16 Ms. Vickman and Mrs. Labuhn
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ATHENAHEALTH, INC. FOR ELECTRONIC MEDICAL RECORDS AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Health Department)
Approved 6 Finance & 4 Human Services
- 240-16 Ms. Vickman and Mrs. Labuhn
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH THE WAL-MART FOUNDATION FOR THE WAL-MART COMMUNITY PROJECT GRANT FUNDING AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of Health) ***Additional sponsor: Ms. Hastings***
Approved 6 Finance & 4 Human Services
- 241-16 Mr. VanRensselaer and Mr. Keller
AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH THE APPALACHIAN REGIONAL COMMISSION FOR DEPARTMENT OF ECONOMIC DEVELOPMENT, PLANNING AND TOURISM COMMUNITY DEVELOPMENT INITIATIVE
Approved 6 Finance & 7 Development & Ag
- 243-16 Mr. VanRensselaer
AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH NEW YORK STATE OFFICE OF COMMUNITY RENEWAL FOR COMMUNITY DEVELOPMENT BLOCK GRANT FOR COMPOSITE PANEL SOLUTIONS, INC. MANUFACTURING FACILITY PROJECT
Approved 6 Finance & 7 Development & Ag
- 244-16 Mr. VanRensselaer and Mr. Keller
AMENDING ACT 587-2015 REGARDING CONTRACTS WITH VARIOUS ENTITIES FOR TOURISM PROMOTION
Approved 6 Finance & 7 Development & Ag
- 245-16 Mr. VanRensselaer
AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH THE LOCAL INITIATIVES SUPPORT CORPORATION (LISC) FOR A CAPACITY BUILDING/START-UP GRANT PROGRAM
Approved 6 Finance & 7 Development & Ag

- 246-16 Mr. VanRensselaer and Mr. Keller
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS FOR ASSISTANCE TO START-UP ENTREPRENEURS (Department of Economic Development, Planning & Tourism) ***Additional sponsors: Mr. Koch & Mr. Padlo***
Approved 6 Finance & 6 Development & Ag
- 247-16 Mr. VanRensselaer
APPROVING DUES FOR PROFESSIONAL ORGANIZATION (Economic Development, Planning & Tourism)
Approved 6 Finance & 7 Development & Ag
- 248-16 Mr. Boberg and Mr. Klancer
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH TASER INTERNATIONAL, INC. FOR TASERS, CAMERAS AND DOCKS FOR SHERIFF'S OFFICE
Approved 6 Finance & 7 County Operations/Public Safety
- 249-16 Mr. Boberg and Mr. Klancer
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS-LITTLE VALLEY CENTRAL SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICER PROGRAM
Approved 6 Finance & 7 County Operations/Public Safety
- 250-16 Mr. Boberg and Mr. Klancer
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SALAMANCA CITY CENTRAL SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICER PROGRAM
Additional sponsors: Mr. Koch & Mrs. Labuhn
Approved 6 Finance & 7 County Operations/Public Safety
- 251-16 Mr. Boberg and Mr. Klancer
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ALLEGANY-LIMESTONE CENTRAL SCHOOL DISTRICT AND CATTARAUGUS-ALLEGANY-ERIE-WYOMING BOCES FOR SCHOOL RESOURCE OFFICER PROGRAM
Approved 6 Finance & 7 County Operations/Public Safety
- 252-16 Mr. Boberg and Mr. Klancer
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH PIONEER CENTRAL SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICER PROGRAM
Approved 6 Finance & 7 County Operations/Public Safety
- 253-16 Mr. Boberg, Mr. Klancer and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW ENGLAND POLYGRAPH ASSOCIATES FOR POLYGRAPH SERVICES FOR PROBATION DEPARTMENT AND TRANSFER OF FUNDS (Contingent Fund – Probation Department)
Approved 6 Finance & 7 County Operations/Public Safety

- 254-16 Mr. Boberg, Mr. Klancer and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH LAW ENFORCEMENT
PSYCHOLOGICAL ASSOCIATION FOR PSYCHOLOGICAL TESTING FOR PROBATION
DEPARTMENT AND TRANSFER OF FUNDS (Contingent Fund – Probation
Department)
Approved 6 Finance & 7 County Operations/Public Safety
- 255-16 Mr. Boberg and Mr. Klancer
URGING ADOPTION OF DEFENSE MANDATE RELIEF ACT (A.6202C AND S.6341A)
AND ENDORSING NEW YORK STATE’S RESPONSIBILITY TO FULLY FUND ALL
COUNTY PUBLIC DEFENSE PROGRAMS, INCLUDING ANY INCREASED COSTS
INCURRED BY COMPLYING WITH THE OFFICE OF INDIGENT LEGAL SERVICES’
STANDARDS
Approved 6 Finance & 7 County Operations/Public Safety
AMENDED:
In the 3rd Resolved, after: “(ILS)”, delete: “and”;
**In the 3rd Resolved, after “(NYSDA)”, add the following: “the New York Civil
Liberties Union (NYCLU), the Chief Defenders Association of New York
(CDANY), the New York State Association of Counties (NYSAC), and the Inter-
County Association of Western New York”**
- 256-16 Mr. Boberg and Mr. Klancer
ENDORSING THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES
CRITERIA AND PROCEDURES FOR DETERMINING ASSIGNED COUNSEL ELIGIBILITY
Approved 6 Finance & 7 County Operations/Public Safety
AMENDED:
**In the 1st Resolved, after: “2016”, delete: “and the timely implementation
thereof”, and replace with: “and the extension of the effective date to April 1,
2017, as requested by the Chief Defenders Association of New York”;**
In the 2nd Resolved, after: “(ILS)”, delete “and”;
**In the 2nd Resolved, after: (NYSDA), add the following: “the New York Civil
Liberties Union (NYCLU), the Chief Defenders Association of New York
(CDANY), the New York State Association of Counties (NYSAC), and the Inter-
County Association of Western New York”**
- 257-16 Mr. Snyder, Sr., Mr. Padlo and Mr. Keller
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CITY OF OLEAN FOR
OLEAN MUNICIPAL AIRPORT CAPITAL IMPROVEMENTS
Approved by 6 Finance & 7 Development & Ag
- 258-16 Mr. Snyder, Sr., Mr. Padlo and Mr. Keller
AUTHORIZING THE CHAIR TO EXECUTE PAYMENT IN LIEU OF TAXES AGREEMENT
WITH CITY OF OLEAN REGARDING OLEAN AIRPORT TAXATION
Approved 5 Finance & 7 County Operations/Public Safety

- 259-16 Mrs. Stockman
ESTABLISHING STANDARD WORK DAY FOR CERTAIN ELECTED AND APPOINTED
OFFICIALS FOR REPORTING PURPOSES TO NEW YORK STATE RETIREMENT
SYSTEM
Approved by 5 Finance
- 260-16 Ms. Vickman and Mrs. Labuhn
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS
COMMUNITY ACTION, INC. FOR ASSISTANCE WITH FOOD FOR THOUGHT
CULINARY ARTS EMPLOYMENT TRAINING PROGRAM AND ADJUSTING VARIOUS
APPROPRIATION AND REVENUE ACCOUNTS (Department of Social Services)
Additional sponsor: Mr. Koch
Approved 6 Finance & 4 Human Services
- 261-16 Mr. Snyder, Sr., and Mr. VanRensselaer
SALE OF TAX TITLE PROPERTIES TO CITY OF OLEAN AND WAIVING RULE 40.9 OF
THE RULES OF ORDER (City of Olean)
Approved 5 Finance & 4 County Operations/Public Safety
AMENDED:
In the Title, delete: "SALE", and replace with: "TRANSFER";
In the 1st Whereas, delete "2015";
In the 1st Whereas, delete the "Amount" column in its entirety;
In the 1st Whereas, add the following properties:

"1210 Reed Street	94.056-2-45
313 Seventh Street South	94.072-4-48
122 Henley Street East	94.073-4-6
439 Martha Avenue	94.081-1-60";

**In the 1st Resolved, delete: "for an amount of \$40,148.21, which represents the
amount of city taxes made whole by the County"**
- 263-16 Mr. Snyder, Jr.
AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 3-2016 **Additional
sponsor: Mr. Boberg**
Approved 6 Finance & 7 County Operations/Public Safety

**LOCAL LAW NUMBER 2 - 2016
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 467(1)(b) of the Real Property Tax Law.

**A LOCAL LAW GRANTING PARTIAL EXEMPTION ON REAL PROPERTY
TAXATION TO CERTAIN SENIOR CITIZENS AND REPEALING
LOCAL LAW NUMBER 3-2009 (Intro Number 4-2009)**

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

SECTION 1. Legislative Intent. It is the intent of this legislation to continue to provide a real property tax exemption to certain senior citizens in accordance with Section 467 of the Real Property Tax Law and to distribute the exemption in a more equitable manner. It is the intent of this legislation to add Option #2 to the current senior citizen exemption.

SECTION 2. Senior Citizen Real Property Tax Exemption. Effective January 1, 2017, Cattaraugus County shall grant a real property tax exemption to certain individuals sixty-five (65) years of age or over, in accordance with Section 467(1)(b) of the Real Property Tax Law.

SECTION 3. Maximum Income Eligibility Level. Effective January 1, 2017, the maximum income eligibility level as described in Section 467 of the Real Property Tax Law is hereby established as follows:

\$18,500 or less	=50% of assessed value exempt
\$18,501 but less than \$19,500	= 45% of assessed value exempt
\$19,500 but less than \$20,500	= 40% of assessed value exempt
\$20,500 but less than \$21,500	= 35% of assessed value exempt
\$21,500 but less than \$22,400	= 30% of assessed value exempt
\$22,400 but less than \$23,300	= 25% of assessed value exempt
\$23,300 but less than \$24,200	= 20% of assessed value exempt

Option 2

\$24,200 but less than \$25,100	= 15% of assessed value exempt
\$25,100 but less than \$26,000	= 10% of assessed value exempt.

SECTION 4. Real Property Tax Law. All other provisions of Section 467 of the Real Property Tax Law of the State of New York shall be in effect for the purposes of County real property taxation in Cattaraugus County.

SECTION 5. Repeal of Local Law Number 3-2009 (Intro No. 4-2009). Local Law Number 3-2009 (Intro Number 4-2009) entitled "A Local Law Granting Partial Exemption on Real Property Taxation to Certain Persons", as amended, is hereby repealed, effective January 1, 2017.

SECTION 6. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 7. Effective Date. This Local Law shall take effect immediately.

**BID ACCEPTANCE FOR DEMOLITION AND REMOVAL OF MULTIPLE STRUCTURES
AND TRANSFER OF FUNDS
(Contingent Fund — Building Repair/Maintenance)
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and
Sections 215, ~~363~~ and ~~365~~ of the County Law.

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the demolition and removal of multiple structures within Cattaraugus County, New York, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest responsible bids received meeting specifications for the demolition and removal of ~~multiple structures~~ **a structure** within Cattaraugus County ~~were the bids was~~ **the bid** of H. H. Rauh Contracting Co., LLC, P.O. Box 28, Lakewood, New York 14750, in the amount of \$10,400.00 ~~\$36,300.00~~, to be paid as invoiced, as follows:

Project 1	1210 Reed Street, City of Olean	\$25,900.00
Project 2	County Road No. 13, Town of Mansfield (known as Tax Map No. 46.001-1-24.2),	\$10,400.00,

and

III. WHEREAS, ~~a transfer of funds is necessary~~ **sufficient funds are included in the budget** to cover the costs of the aforementioned services, now, therefore, be it

I. RESOLVED, that the ~~bids bid~~ of H. H. Rauh Contracting Co., LLC, be, and the same hereby ~~are is~~, accepted, for a term commencing upon the Notice to Proceed and terminating 45 days thereafter, and be it further

II. RESOLVED, that 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, ~~and be it further~~

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

Decrease Appropriation Account:

A.901.1990.0000.40601	Contingent Fund	\$25,900.00
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Increase Appropriation Account:

A.132.1364.0000.44401	Building Repair/Maintenance	\$25,900.00.
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No State Bid.

Five sets of specifications were sent out.

Two bids were received that met specifications.

Resolution Referred to:

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

**URGING ADOPTION OF DEFENSE MANDATE RELIEF ACT (A.6202C AND S.6341A) AND
ENDORISING NEW YORK STATE'S RESPONSIBILITY TO FULLY FUND ALL
COUNTY PUBLIC DEFENSE PROGRAMS, INCLUDING ANY INCREASED COSTS INCURRED BY
COMPLYING WITH THE OFFICE OF INDIGENT LEGAL SERVICES' STANDARDS**

Pursuant to Section 153 of the County Law.

I. WHEREAS, it is a fundamental right of all persons in the United States to be represented by counsel in all criminal prosecutions; and in the case of *Gideon vs. Wainwright*, 372 U.S. 335, the United States Supreme Court ruled that persons who were unable to afford counsel had a constitutional right to be defended by an appointed attorney paid by the State, and

II. WHEREAS, New York State has chosen to fulfill its obligation to provide representation to people unable to afford counsel by requiring each county outside New York City and New York City to implement and fund a plan to provide such representation, and

III. WHEREAS, in 2006, the Kaye Commission on the Future of Indigent Legal Services concluded that a system of county operated and funded public defense services failed to satisfy the constitutional obligation to protect the rights of persons accused of crime and recommended that funding for mandated legal services come from the State's general fund rather than from the counties, and

IV. WHEREAS, on April 27, 2007, the Board of Directors of the New York State Defenders Association adopted a list of Defender System "Must Haves" drafted by the Chief Defenders of New York containing the following:

- "Adequate and full State funding, with no reduction in existing level of funding for any county and/or region;
- Fair and consistent level of quality throughout the state," and

V. WHEREAS, New York State has entered into an agreement to settle the *Hurrell-Harring vs. State of New York* class action lawsuit, and such agreement acknowledges that the Office of Indigent Legal Services and the Indigent Legal Services Board are statutorily authorized to monitor and study indigent legal services in the state, to recommend measures to improve those services, and to establish statewide standards to improve the quality of public defense legal services, and

VI. WHEREAS, by entering into such agreement, the State acknowledges that it is constitutionally required to fund public defense services and to fund initiatives to improve the quality of public defense, ensure representation at arraignment, implement caseload standards for providers of indigent legal services, and implement statewide standards for determining eligibility for mandated representation, and

VII. WHEREAS, requiring counties to finance the State's obligation to provide public defense services imposes a significant uncontrollable financial burden on counties dependent on real property taxes to fund needed services and subject to a State imposed tax cap, and

VIII. WHEREAS, Assembly Bill A.6202C and Senate Bill S.6341A have been introduced to provide for the State to take over full funding of the ILS program in 2023 and relieve all counties of this financial strain and unfunded mandate, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby supports the timely implementation of the State's responsibility to fund in all counties the full amount necessary to provide public defense legal services and the full amount necessary to ensure the delivery of quality legal services for clients, including any increased costs incurred by public defense programs in complying with any standards promulgated by the Office of Indigent Legal Services (ILS), and be it further

II. RESOLVED, that the Cattaraugus County Legislature hereby strongly urges the passage of the Public Defense Mandate Relief Act (A.6202C and S.6341A), and be it further

III. RESOLVED, that a copy of this resolution be sent to Governor Cuomo, Senate Majority Leader Flanagan, Senator Young, Assembly Speaker Heastie, Assemblyman Giglio, the New York State Office of Indigent Legal Services (ILS), ~~and~~ the New York State Defenders Association (NYSDA), **the New York Civil Liberties Union (NYCLU), the Chief Defenders Association of New York (CDANY), the New York State Association of Counties (NYSAC), and the Inter-County Association of Western New York.**

Resolution Referred to:

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

**ENDORISING THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES
CRITERIA AND PROCEDURES FOR DETERMINING ASSIGNED COUNSEL ELIGIBILITY**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the New York State Defenders Association (NYSDA) has long recognized the important role of standards in improving public defense representation by using and publicizing a wide variety of national and state standards in many contexts; adopting “Standards for Providing Constitutionally and Statutorily Mandated Legal Representation in New York State” in 2004 and its Client Advisory Board’s “Client-Centered Representation Standards” in 2005; and commenting on drafts or otherwise assisting in standards developed by other organizations, including the New York State Bar Association, the American Bar Association, and the New York State Office of Indigent Legal Services (ILS), and

II. WHEREAS, in 2015, ILS was designated by the State of New York to implement the settlement of the class action lawsuit *Hurrell-Harring v State of New York*, and as part of fulfilling that responsibility undertook its own comprehensive examination of eligibility processes across the State, and

III. WHEREAS, ILS then developed, with the assistance of NYSDA and others, and has now promulgated “Criteria and Procedures for Determining Assigned Counsel Eligibility” consistent with the agreed-upon terms of the *Hurrell-Harring* settlement relating to eligibility determinations and pursuant to its authority under Executive Law § 832(3)(c), and

IV. WHEREAS, implementation of those ILS standards to guide courts in determining eligibility will improve the fairness and efficiency of eligibility determinations across the State, benefitting potential public defense clients, the judiciary, and justice, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby fully endorses the “Criteria and Procedures for Determining Assigned Counsel Eligibility” promulgated by ILS on April 4, 2016 ~~and the timely implementation thereof~~ **and the extension of the effective date to April 1, 2017, as requested by the Chief Defenders Association of New York**, and be it further

II. RESOLVED, that a copy of this resolution be sent to Governor Cuomo, Senate Majority Leader Flanagan, Senator Young, Assembly Speaker Heastie, Assemblyman Giglio, and the New York State Office of Indigent Legal Services (ILS), ~~and~~ the New York State Defenders

Association (NYSDA), *the New York Civil Liberties Union (NYCLU), the Chief Defenders Association of New York (CDANY), the New York State Association of Counties (NYSAC), and the Inter-County Association of Western New York.*

Resolution Referred to:

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

**SALE TRANSFER OF TAX TITLE PROPERTIES TO CITY OF OLEAN AND
WAIVING RULE 40.9 OF THE RULES OF ORDER
(City of Olean)**

Pursuant to Section 215 of the County Law, Rule 33 of the
Rules of Order of the Cattaraugus County Legislature, and
Section 72-h of the General Municipal Law.

I. WHEREAS, certain properties located in the City of Olean, known and identified as the following Tax Map Numbers, appear on the County's ~~2015~~ in rem tax foreclosure list:

<u>Address</u>	<u>Tax Map No.</u>	<u>Amount</u>
331 Thirteenth Street North	94.055-4-44	\$ 8,386.54
616 Henley Street West	94.064-13-31	\$ 7,247.37
226 Seventh Street North	94.064-4-74	\$ 5,440.26
602-04 Green Street West	94.072-4-35	\$ 8,237.04
306 Eleventh Street North	94.056-3-27	\$ 1,706.17
1202 Sullivan Street West	94.056-3-45	\$ 2,889.94
105 Thirteenth Street South	94.064-10-62	\$ 2,897.68
305 Seventh Street North	94.056-6-20	\$ 1,509.20
312 Wayne Street North	94.057-1-33	\$ 1,834.01
1210 Reed Street	94.056-2-45	\$ 0.00
313 Seventh Street South	94.072-4-48	\$ 0.00
122 Henley Street East	94.073-4-6	\$ 0.00
439 Martha Avenue	94.081-1-60	\$ 0.00
	Total	\$40,148.21,

and

II. WHEREAS, the properties have been foreclosed upon and are currently owned by the County, and

III. WHEREAS, the City of Olean has pledged to take an aggressive stance against the blighted properties within the City, and would like to acquire the above-listed properties from the County to ensure that they do not fall into a state of disrepair, and

IV. WHEREAS, conveyance of the properties to the City of Olean and the waiver of delinquent taxes is in the best interests of the County, now, therefore, be it

I. RESOLVED, that the County Treasurer shall be, and hereby is, authorized and directed to execute a deed conveying the above-described properties to the City of Olean, ~~for an amount of \$40,148.21, which represents the amount of city taxes made whole by the County,~~ and be it further

II. RESOLVED, that Rule 40.9 of the Rules of Order of the Cattaraugus County Legislature is hereby waived for this sale.

Resolution Referred to:

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