



CATTARAUGUS COUNTY

John R. Searles, County Administrator

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Little Valley, New York 14755
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Olean, New York 14760
Phone (716) 701-3201

The Legislature of Cattaraugus County will meet in adjourned session at the County Center, Little Valley, New York, on **Wednesday, December 14, 2016**, for the transaction of such business as may properly come before the meeting.

Contingent Fund Balance: \$30,809

4:00 p.m. CALL TO ORDER
ROLL CALL
INVOCATION
MINUTES OF PREVIOUS MEETING
COMMUNICATIONS
PRIVILEGE OF THE FLOOR

- Public Hearing – Local Law Number 10-2016
- Public Hearing – Local Law Number 11-2016
- Public Hearing – Local Law Number 12-2016

RESOLUTIONS READY FOR ACTION
RESOLUTIONS – IMMEDIATE CONSIDERATION
UNFINISHED BUSINESS
ADJOURNMENT

.....
ACT NO.

RESOLUTIONS READY FOR ACTION

- 576-16 Mr. Neal and Mr. Boberg
LOCAL LAW NUMBER 10-2016 - A LOCAL LAW AMENDING LOCAL LAW NUMBER 8-2011 (INTRO NUMBER 14-2011) REGARDING FEES FOR CATTARAUGUS COUNTY SHERIFF'S OFFICE SERVICES
Approved by 7 Finance and 7 County Operations/Public Safety
- 584-16 Ms. Vickman and Mrs. Labuhn
LOCAL LAW NUMBER 11-2016 - A LOCAL LAW ESTABLISHING FEES FOR DEPARTMENT OF NURSING HOMES RESIDENT PRIVATE PAY RATES AND REPEALING ACT 557-2015
- 606-16 Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo
LOCAL LAW NUMBER 12-2016 - A LOCAL LAW ESTABLISHING SALARIES FOR CERTAIN COUNTY OFFICERS
- *****
- 608-16 Mr. Neal, Mrs. Stockman, Ms. Vickman, Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo
APPOINTMENT OF COUNTY ATTORNEY
Additional sponsors: Mr. Boberg, Mr. Breton, Mr. Hale, Mr. Helmich, Jr., Mr. Higgins, Mr. Klancer, Mr. Snyder, Sr., Mr. Snyder, Jr., Mr. VanRensselaer
Approved by 7 Finance, 7 County Operations/Public Safety and 5 Labor Relations

- 609-16 Mr. Klancer and Mr. Koch
BID ACCEPTANCE FOR PAPER PRODUCTS (Department of Public Works)
Additional sponsor: Mr. Boberg
Approved by 7 Finance and 7 Public Works
- 610-16 Mr. Klancer and Mr. Koch
BID ACCEPTANCE FOR GASOLINE FOR ONOVILLE MARINA (Department of Public Works)
Additional sponsor: Mr. Boberg
Approved by 7 Finance and 7 Public Works
- 611-16 Mr. Klancer and Mr. Koch
BID ACCEPTANCE FOR PURCHASE OF DUMP TRUCK/PLOW TRUCK (Department of Public Works)
Additional sponsor: Mr. Boberg
Approved by 7 Finance and 7 Public Works
- 612-16 Mr. Klancer and Mr. Koch
REJECTING CERTAIN BIDS FOR HVAC AND REFRIGERATION MAINTENANCE (Department of Public Works)
Approved by 7 Finance and 7 Public Works
- 613-16 Mr. Klancer and Mr. Koch
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH SJB SERVICES, INC. FOR SOIL BORING SERVICES, MATERIAL TESTING, DECK CORING AND GEOTECHNICAL SERVICES
Approved by 7 Finance and 7 Public Works
- 614-16 Mr. Klancer 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 7 Finance and 7 Public Works
- 615-16 Mr. Klancer and Mr. Koch
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH BERGMANN ASSOCIATES, P.C. FOR ENGINEERING DESIGN SERVICES FOR GREAT VALLEY BRIDGE NO. 9 FEDERAL-AID REPLACEMENT PROJECT
Additional sponsor: Mr. Boberg
Approved by 7 Finance and 7 Public Works
- 616-16 Mr. Klancer and Mr. Koch
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH GREENMAN-PEDERSEN, INC. FOR ENGINEERING SERVICES FOR RECONSTRUCTION OF COUNTY ROAD NO. 57 INTERSECTION WITH BENTLEY ROAD
Approved by 7 Finance and 7 Public Works

- 617-16 Labor Relations Committee: Ms. Vickman, Mr. Boberg, Mr. Breton, Mr. Higgins and Mr. Neal
AUTHORIZING THE CHAIR TO ENTER INTO AN AGREEMENT REGARDING TERMS AND CONDITIONS OF PUBLIC EMPLOYMENT BETWEEN THE COUNTY OF CATTARAUGUS AND THE CATTARAUGUS COUNTY PART-TIME EMPLOYEE UNIT OF THE CIVIL SERVICE EMPLOYEES ASSOCIATION, INC., LOCAL 1000, AFSCME AFL-CIO FOR THE PERIOD JANUARY 1, 2017 TO DECEMBER 31, 2017
Approved by 7 Finance
- 618-16 Mr. Klancer
SALE OF TAX TITLE PROPERTY TO VILLAGE OF CATTARAUGUS AND WAIVING RULE 40 OF THE RULES OF ORDER
Approved by 7 Finance
- 619-16 Mr. VanRensselaer and Mr. Padlo
BID ACCEPTANCE FOR PRINTING OF 2017 CATTARAUGUS COUNTY ACTIVITIES GUIDE (Department of Economic Development, Planning & Tourism)
Approved by 7 Finance and 7 Development & Agriculture
- 620-16 Mr. VanRensselaer and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH SENECA-SALAMANCA AREA CHAMBER OF COMMERCE, INC. FOR INFORMATION CENTER MANAGER/COORDINATOR
Additional sponsor: Mr. Koch
Approved by 7 Finance and 7 Development & Agriculture
- 621-16 Mr. VanRensselaer and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE TOURISM INDUSTRY ASSOCIATION FOR 2017 CO-OP MAGAZINE AD PROGRAM
Approved by 7 Finance and 7 Development & Agriculture
- 622-16 Mr. VanRensselaer and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH H. SICHERMAN/THE HARRISON STUDIO FOR EMPIRE STATE DEVELOPMENT CORPORATION COMMUNITY DEVELOPMENT BLOCK GRANT ADMINISTRATION SERVICES
Approved by 7 Finance and 7 Development & Agriculture
- 623-16 Mr. VanRensselaer and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH H. SICHERMAN/THE HARRISON STUDIO FOR HUD SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT ADMINISTRATION SERVICES
Approved by 7 Finance and 7 Development & Agriculture

- 624-16 Mr. VanRensselaer and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH H. SICHERMAN/THE HARRISON
STUDIO FOR GRANT WRITING TECHNICAL ASSISTANCE
Approved by 7 Finance and 7 Development & Agriculture
- 625-16 Mr. VanRensselaer and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES FOR
TOURISM PROMOTION
Approved by 7 Finance and 7 Development & Agriculture
- 626-16 Mr. VanRensselaer and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH AJR PUBLISHING, INC. FOR
ADVERTISEMENT SERVICES
Approved by 7 Finance and 7 Development & Agriculture
- 627-16 Mr. VanRensselaer and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH OUTREACHSYSTEMS FOR
SOFTSHARE BID MATCH SERVICES FOR PROCUREMENT TECHNICAL ASSISTANCE
PROGRAM
Approved by 7 Finance and 7 Development & Agriculture
- 628-16 Ms. Vickman
AUTHORIZING THE CHAIR TO EXECUTE DOCUMENTS REGARDING YOUTH PROGRAMS
FOR 2017
Approved by 7 Finance and 7 Human Services
- 629-16 Ms. Vickman and Mrs. Labuhn
AUTHORIZING CERTAIN CHARGE-OFFS OF CERTAIN ACCOUNTS RECEIVABLE IN THE
DEPARTMENT OF NURSING HOMES
Approved by 7 Finance and 7 Human Services
- 630-16 Ms. Vickman and Mrs. Labuhn
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH UNDERWOOD MANOR FOR
DEPARTMENT OF HEALTH IN-HOME NURSING AND THERAPY SERVICES
Approved by 7 Finance and 7 Human Services
- 631-16 Ms. Vickman
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS
REHABILITATION CENTER, INC. FOR EARLY INTERVENTION SERVICE COORDINATOR
Approved by 6 Finance and 6 Human Services
- 632-16 Ms. Vickman and Mrs. Labuhn
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS COMMUNITY
ACTION, INC., FOR NON-RESIDENTIAL SERVICES FOR VICTIMS OF DOMESTIC VIOLENCE
Approved by 7 Finance and 7 Human Services

- 633-16 Ms. Vickman and Mrs. Labuhn
AMENDING ACT 504-2016 REGARDING CONTRACTS WITH VARIOUS ENTITIES FOR
MEDICAL AND TESTING SERVICES
Approved by 7 Finance and 7 Human Services
- 634-16 Ms. Vickman and Mrs. Labuhn
APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES
BOARD AND HEALTHCARE SOLUTIONS WNY, LLC FOR DEPARTMENT OF COMMUNITY
SERVICES BILLING AND ACCOUNTS RECEIVABLE MANAGEMENT SERVICES
Approved by 7 Finance and 7 Human Services
- 635-16 Ms. Vickman and Mrs. Labuhn
APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES
BOARD AND JAMESTOWN PSYCHIATRIC, P.C. FOR DEPARTMENT OF COMMUNITY
SERVICES NURSING AND PSYCHIATRIC SERVICES FOR MENTAL HEALTH CLINIC & PROS
PROGRAM
Approved by 7 Finance and 7 Human Services
- 636-16 Ms. Vickman and Mrs. Labuhn
APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES
BOARD AND TRACEY FOWLER FOR DEPARTMENT OF COMMUNITY SERVICES
PSYCHIATRIC NURSE PRACTITIONER SERVICES FOR CLIENTS IN THE MENTAL HEALTH
CLINIC
Approved by 7 Finance and 7 Human Services
- 637-16 Ms. Vickman and Mrs. Labuhn
APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES
BOARD AND CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF
COMMUNITY SERVICES THERAPY AND SUPPORT SERVICES FOR MENTAL HEALTH CLINIC,
PROS PROGRAM, AFTER HOURS ON-CALL SERVICES AND MOBILE TRANSITIONAL
SUPPORT TEAM
Approved by 7 Finance and 7 Human Services
- 638-16 Ms. Vickman and Mrs. Labuhn
APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES
BOARD AND HOUSING OPTIONS MADE EASY, INC. FOR PEER SPECIALISTS FOR THE PROS
PROGRAM AND MOBILE TRANSITIONAL SUPPORT TEAM
Approved by 7 Finance and 7 Human Services
- 639-16 Mr. Neal, Mr. Padlo and Mr. Boberg
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH THE TOWN OF OTTO FOR
ASSESSMENT INTERNSHIP
Approved by 7 Finance and 7 County Operations/Public Safety

- 640-16 Mr. Neal and Mr. Boberg
AUTHORIZING THE CHAIR AND SHERIFF TO EXECUTE CONTRACT WITH ONEIDA COUNTY
FOR FORENSIC UNIT SERVICES
Approved by 7 Finance and 7 County Operations/Public Safety
- 641-16 Mr. Neal and Mr. Boberg
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS COMMUNITY
ACTION, INC. FOR THERAPY AND CASE MANAGEMENT SERVICES FOR THE COUNTY JAIL
Approved by 7 Finance and 7 County Operations/Public Safety
- 642-16 Mr. Neal and Mr. Boberg
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH JAMESTOWN PSYCHIATRIC, P.C.
FOR PSYCHIATRIC AND MEDICATION MANAGEMENT SERVICES FOR THE COUNTY JAIL
Approved by 7 Finance and 7 County Operations/Public Safety
- 643-16 Mr. Neal and Mr. Boberg
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE DIVISION OF
CRIMINAL JUSTICE SERVICES FOR DISTRICT ATTORNEY AID TO PROSECUTION PROGRAM
Approved by 7 Finance and 7 County Operations/Public Safety
- 644-16 Mr. Neal, Mr. Padlo and Mr. Boberg
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW ENGLAND POLYGRAPH
ASSOCIATES FOR POLYGRAPH SERVICES FOR PROBATION DEPARTMENT
Approved by 7 Finance and 7 County Operations/Public Safety
- 645-16 Mr. Neal, Mr. Padlo and Mr. Boberg
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ALERE TOXICOLOGY SERVICES,
INC. FOR PROBATION DEPARTMENT DRUG TESTING SERVICES
Approved by 7 Finance and 7 County Operations/Public Safety
- 646-16 Mr. Neal, Mr. Padlo and Mr. Boberg
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH ALCOHOL MONITORING
SYSTEMS, INC. AND RECOVERY SOLUTIONS CONSULTING AND TRAINING CORP. FOR
MONITORING OF SECURE CONTINUOUS REMOTE ALCOHOL MONITOR FOR PROBATION
DEPARTMENT
Approved by 7 Finance and 7 County Operations/Public Safety
- 647-16 Mr. Neal, Mr. Padlo and Mr. Boberg
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH LAW ENFORCEMENT
PSYCHOLOGICAL ASSOCIATION FOR PSYCHOLOGICAL TESTING FOR PROBATION
DEPARTMENT
Approved by 7 Finance and 7 County Operations/Public Safety

- 648-16 Mr. Neal, Mr. Padlo and Mr. Boberg
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH LAW ENFORCEMENT
PSYCHOLOGICAL ASSOCIATION FOR PSYCHOLOGICAL TESTING FOR PROBATION
DEPARTMENT
Approved by 7 Finance and 7 County Operations/Public Safety
- 649-16 Labor Relations Committee: Ms. Vickman, Mr. Boberg, Mr. Breton, Mr. Higgins and Mr.
Neal
ABOLISHING FOUR (4) PART-TIME POSITIONS OF LICENSED PRACTICAL NURSE, AND
CONVERTING TWO (2) PART-TIME POSITIONS TO TWO (2) FULL-TIME POSITIONS OF
LICENSED PRACTICAL NURSE AND ESTABLISHING COMPENSATION FOR THE SAME
(Department of Nursing Homes)
Approved by 7 Finance and 7 County Operations/Public Safety
- 650-16 Mr. Neal
AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT WITH CATTARAUGUS-LITTLE
VALLEY CENTRAL SCHOOL DISTRICT FOR USE OF SPACE FOR COUNTY OFFICES
Additional sponsor: Mr. Boberg
Approved by 7 Finance, 7 County Operations/Public Safety, 7 Human Services, and 7
Public Works
- 651-16 Mr. Klancer and Mr. Koch
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH GENERATIONS FORESTRY, INC.
FOR FORESTRY MANAGEMENT SERVICES
Approved by 7 Finance and 7 Public Works

**LOCAL LAW NUMBER 10 - 2016
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW AMENDING LOCAL LAW NUMBER 8-2011
(INTRO NUMBER 14-2011) REGARDING FEES FOR
CATTARAUGUS COUNTY SHERIFF'S OFFICE SERVICES**

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to amend Local Law No. 8-2011 (Intro Number 14-2011) regarding the fee schedule for certain services provided by the Cattaraugus County Sheriff's Office.

SECTION 2. Fee Schedule. Effective February 1, 2017, the following fees shall be increased:

<u>SERVICE</u>	<u>FEE</u>
PISTOL PERMITS	
Application Packet	\$10.00
Fingerprints & Photos for Pistol Permit	\$130.00 (includes NYS & FBI fees)
Amendment to Pistol Permit (acquired, disposed, or co-reg [up to 4 guns] includes name and/or address change)	\$3.00 per amendment per dealer
Upgrade Paper Card to Plastic Card (unlimited cards)	\$13.00
Duplicate Card	\$10.00 (1 st duplicate) \$3.00 for each additional after 1st
MISCELLANEOUS FEES	
Sheriff's Photo ID	\$20.00
Fingerprint Fee (2 cards)	\$10.00
Miscellaneous Photographs	\$10.00

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

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

SECTION 4. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 5. Effective Date. This local law shall take effect immediately.

LOCAL LAW NUMBER 11 - 2016
COUNTY OF CATTARAUGUS, NEW YORK

Pursuant to Section 10 of the Municipal Home Rule Law.

A LOCAL LAW ESTABLISHING FEES FOR DEPARTMENT OF NURSING HOMES
RESIDENT PRIVATE PAY RATES AND REPEALING ACT 557-2015

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to increase the resident private pay rate for the Department of Nursing Homes.

SECTION 2. Resident Private Pay Rate. Effective February 1, 2017, the resident private pay rate for the County Department of Nursing Homes shall be as follows:

Olean Facility – semi-private room	\$270.00 per day
Olean Facility – private room	\$282.00 per day
Machias Facility – semi-private room	\$297.00 per day
Machias Facility – private room	\$309.00 per day.

SECTION 3. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 4. Statutory Repeal. Effective February 1, 2017, Act No. 557-2015, Local Law Number 10-2015 (Intro Number 11-2015), entitled “A Local Law Establishing Fees for Department of Nursing Homes Resident Private Pay Rates”, is hereby repealed.

SECTION 5. Effective Date. This Local Law shall take effect immediately.

LOCAL LAW NUMBER 12 - 2016
COUNTY OF CATTARAUGUS, NEW YORK

Pursuant to Section 10 of the Municipal Home Rule Law and
Sections 201 and 205 of the County Law.

A LOCAL LAW ESTABLISHING SALARIES FOR CERTAIN COUNTY OFFICERS

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to establish salaries for the year 2017 for County Officers, elected or appointed, who serve fixed terms.

SECTION 2. Schedule of 2017 Salaries. Effective January 1, 2017, the County Officers listed below shall receive the following bi-weekly salary, which represents an additional 2% salary increase for 2017:

	2017
<u>Position</u>	<u>Bi-Weekly Salary</u>
County Administrator	\$4,127.51
Director Of Aging	\$2,684.10
Public Health Director	\$3,977.38
Commissioner of Social Services	\$3,634.95
Commissioner of Public Works	\$3,339.15
Personnel Officer/Human Resources Director	\$3,050.00
Information Services Director	\$3,401.50
Economic Development, Planning & Tourism Director	\$3,177.78
Community Services, Director	\$3,171.18
Real Property Tax Director	\$2,932.86

SECTION 3. Schedule of Salaries for Other County Officers. Effective January 1, 2017, the County Officers listed below shall receive the following salaries which incorporate a 2% salary increase for each of the year 2017:

	2017
<u>Position</u>	<u>Bi-Weekly Salary</u>
Election Commissioner (2)	\$2,295.12
County Historian	\$ 570.14
Museum Curator	\$ 570.14
Probation Director	\$3,118.27
Veterans Services Director	\$2,193.36
Youth Bureau Director	\$2,505.25

<u>Position</u>	<u>Annual Salary</u>
County Coroners (4)	\$ 11,148.93

Sheriff
County Clerk

\$103,205.23
\$ 77,044.68

SECTION 4. Supercession. All local laws and resolutions of the Cattaraugus County Legislature, including without limitation Local Law Number 13-2015 and Act No. 571-2015, to the extent that the same are inconsistent with this local law, are hereby superceded.

SECTION 5. Effective Date. This Local Law is subject to permissive referendum in accordance with Section 24 of the Municipal Home Rule Law.