



# CATTARAUGUS COUNTY

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The Legislature of Cattaraugus County will meet in adjourned session at the County Center, Little Valley, New York, on **Wednesday, June 27, 2018**, for the transaction of such business as may properly come before the meeting.

Contingent Fund Balance: \$162,698

- 4:00 p.m.      CALL TO ORDER  
                    ROLL CALL  
                    INVOCATION  
                    PLEDGE OF ALLEGIANCE  
                    COMMUNICATIONS  
                    PUBLIC HEARING  
                    PRIVILEGE OF THE FLOOR
- Drescher & Malecki - 2017 Year-End Audit
- MINUTES OF PREVIOUS MEETING  
RESOLUTIONS/MOTIONS/NOTICES READY FOR ACTION  
RESOLUTIONS – IMMEDIATE CONSIDERATION  
UNFINISHED BUSINESS  
ADJOURNMENT

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**ACT NO.**

**RESOLUTIONS NOT READY FOR ACTION**

302-18

Ms. Vickman  
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH EMPLOYEE SERVICES, INC. FOR EMPLOYEE ASSISTANCE PROGRAM  
Held in Finance and Labor Relations

**RESOLUTIONS READY FOR ACTION**

266-18

Mr. Giardini and Mr. Helmich  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH WENDEL WD, ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C. FOR SHERIFF'S OFFICE FIRE PROTECTION IMPROVEMENTS  
**Additional sponsors: Mr. Boberg and Mr. Helmich**  
Approved by 6 Finance and 6 Public Works

284-18

Mr. Giardini and Mr. Helmich  
BID ACCEPTANCE FOR DEMOLITION AND REMOVAL OF STRUCTURE (Department of Public Works)  
**Additional sponsor: Mr. Boberg**  
Approved by 6 Finance and 6 Public Works

- 285-18 Mr. Giardini and Mr. Helmich  
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH MCMAHON & MANN CONSULTING ENGINEERS, P.C. FOR GEOTECHNICAL EVALUATION SERVICES FOR COUNTY ROAD NO. 21 SLOPE FAILURE AREA  
**Additional sponsor: Mr. Boberg**  
Approved by 6 Finance and 6 Public Works
- 286-18 Mr. Giardini and Mr. Helmich  
AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL CONTRACT NO. 1 WITH POPLI DESIGN GROUP FOR ENGINEERING DESIGN SERVICES FOR FRANKLINVILLE BRIDGE NO. 22 REPLACEMENT PROJECT  
**Additional sponsor: Mr. Breton**  
Approved by 6 Finance and 6 Public Works
- 287-18 Mr. Giardini and Mr. Helmich  
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH CLEAN HARBORS ENVIRONMENTAL SERVICES, INC. FOR HOUSEHOLD HAZARDOUS WASTE PROGRAM (Fuel Surcharge)  
Approved by 6 Finance and 6 Public Works
- 288-18 Mr. Giardini and Mr. Helmich  
AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL AGREEMENT WITH STANTEC CONSULTING SERVICES, INC. FOR ENGINEERING SERVICES FOR NEW ALBION BRIDGE NO. 35 FEDERAL-AID REPLACEMENT PROJECT (Tannery Street Bridge)  
Approved by 6 Finance and 6 Public Works
- 289-18 Mr. Giardini and Mr. Helmich  
REJECTION OF CERTAIN BIDS AUTHORIZED BY ACT 178-2018 REGARDING DEMOLITION AND REMOVAL OF MULTIPLE STRUCTURES AND RESCINDING ACT 202-2018  
Approved by 6 Finance and 6 Public Works
- 290-18 Mr. Giardini and Mr. Helmich  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CHAUTAUQUA COUNTY SOIL & WATER CONSERVATION DISTRICT FOR CONEWANGO CREEK WATERSHED OPERATION & MAINTENANCE SERVICES  
Approved by 6 Finance and 6 Public Works
- 291-18 Mr. VanRensselaer and Mr. Koch  
AUTHORIZING THE CHAIR TO EXECUTE LOAN DOCUMENTS WITH OPFERBECK CONSULTING, INC. FOR THE PURCHASE OF MACHINERY, EQUIPMENT AND INVENTORY  
**AMENDED: in the 5<sup>th</sup> Whereas, delete “4.5%”, replace with “5%”; delete “five (5)”, replace with “seven (7)”; in the bulleted sections, delete “60 (sixty)”, replace with “84 (eighty-four)”; delete “three (3)”, replace with “(five) 5”; delete “and two (2) part-time equivalent positions (PTE)”; and delete “(calculated at \$4,166 per one (1) FTE)”**  
Approved by 6 Finance and 5 Development & Agriculture

- 292-18 Ms. Vickman  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH P & NP COMPUTER SERVICES, INC. FOR DEPARTMENT OF NURSING HOMES HISTORICAL ACCESS LICENSE  
Approved by 6 Finance and 5 Human Services
- 293-18 Ms. Vickman and Mr. Snyder, Jr.  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ZIRMED, INC. FOR ELECTRONIC BILLING SERVICES FOR MEDICARE (Department of Nursing Homes)  
Approved by 6 Finance and 5 Human Services
- 294-18 Ms. Vickman and Mr. Snyder, Jr.  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CITY OF OLEAN FOR USE OF PAVILION AT FRANCHOT PARK FOR WORLD BREAST FEEDING EVENT WEEK PICNIC  
Approved by 6 Finance and 5 Human Services
- 295-18 Ms. Vickman and Mr. Snyder, Jr.  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH MERCEDES ANNEEN BARRERA FOR SPANISH INTERPRETER SERVICES  
Approved by 6 Finance and 5 Human Services
- 296-18 Ms. Vickman and Mr. Snyder, Jr.  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS COMMUNITY ACTION, INC. FOR YOUTH PLACEMENT PREVENTION PROGRAMMING (FAST)  
***Additional sponsor: Mrs. Labuhn***  
Approved by 6 Finance and 5 Human Services
- 297-18 Ms. Vickman and Mr. Snyder, Jr.  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES PSYCHOLOGICAL EVALUATIONS AND ASSESSMENTS  
Approved by 6 Finance and 5 Human Services
- 298-18 Ms. Vickman and Mr. Snyder, Jr.  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES FOR RESIDENTIAL INSTITUTIONAL FOSTER CARE  
Approved by 6 Finance and 5 Human Services
- 299-18 Ms. Vickman and Mr. Snyder, Jr.  
APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND WEST INTERACTIVE SERVICES CORPORATION FOR TELEVOX AUTOMATED APPOINTMENT REMINDER PHONE SERVICES FOR DEPARTMENT OF COMMUNITY SERVICES  
***Additional sponsor: Mrs. Labuhn***  
Approved by 6 Finance and 5 Human Services

300-18

Mr. Klancer

AMENDING ACT 234-18 REGARDING CONTRACT WITH CATTARAUGUS-ALLEGANY ERIE-WYOMING BOCES FOR SCHOOL RESOURCE OFFICER PROGRAM AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Sheriff's Office)

Approved by 5 Finance and 5 County Operations/Public Safety

301-18

Ms. Vickman

AUTHORIZING THE CHAIR TO EXECUTE INSURANCE CONTRACTS WITH VARIOUS ENTITIES FOR INSURANCE COVERAGES AS RECOMMENDED BY BROKER OF RECORD

Approved by 6 Finance and 4 Labor Relations

**AUTHORIZING THE CHAIR TO EXECUTE LOAN DOCUMENTS  
WITH OPFERBECK CONSULTING, INC. FOR THE  
PURCHASE OF MACHINERY, EQUIPMENT AND INVENTORY**

Pursuant to Section 99-h of the State Finance Law and Section 450 of the County Law.

I. WHEREAS, Cattaraugus County has designated casino funds for economic development in the approved spending plan to address projects such as business retention and expansion by providing incentives to companies that retain and expand employment within Cattaraugus County, and

II. WHEREAS, the County is desirous of retaining and expanding employment in Cattaraugus County, and

III. WHEREAS, Opferbeck Consulting, Inc., 30 West Street, Cattaraugus, New York 14719, has a need to purchase machinery, equipment and inventory for manufacturing and startup needs to meet customers' demands regarding Diamond Maps™ and the RAFA System™, and

IV. WHEREAS, the County administers its economic development loan program, using casino funds for economic development projects in the County, and

V. WHEREAS, it is proposed that the County loan to Opferbeck Consulting, Inc., the sum of \$75,000.00, at a ~~4.5%~~ 5% fixed interest rate per annum, to be repaid in monthly installments over a ~~five (5)~~ **seven (7)** year period, with the following conditions:

- Payments for months 1 (one) through ~~60 (sixty)~~ **84 (eighty-four)** shall be principal and interest;
- Upon the County's receipt of acceptable documentation verifying the creation of at least ~~three (3)~~ **five (5)** full-time equivalent positions (FTE) ~~and two (2) part-time equivalent positions (PTE)~~, Opferbeck Consulting, Inc., is eligible for loan principal forgiveness of up to \$25,000.00 ~~(calculated at \$4,166 per one (1) FTE)~~;
- Opferbeck Consulting, Inc., shall provide job creation documentation once per year, and such loan principal forgiveness will be pro-rated for the preceding 12 month period, and
- To maintain eligibility for loan principal forgiveness, loan repayments must be made on time,

and

VI. WHEREAS, sufficient funds are included in the economic development fund from casino proceeds for this project, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute loan documents, on behalf of Cattaraugus County, with Opferbeck Consulting, Inc., for a term commencing upon signing of the loan documents and terminating five (5) years thereafter, according to the above-described terms.