



Senior Services Committee will meet for a work session on **Tuesday, October 6, 2009, at 6:00 p.m.** at The Pines – Olean Campus

Tobacco Settlement Proceeds to Date: \$15,244,128

Public Works	4:00 p.m.
Development & Agriculture	5:00 p.m.
Public Safety	5:30 p.m.
Senior Services	5:45 p.m.
Human Services	6:00 p.m.
County Operations	6:15 p.m.
Finance	6:30 p.m.

ACT NO.	PREFILED RESOLUTIONS
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| 510-09 | Mr. Giardini and Mr. Ellis
BID ACCEPTANCE FOR 4.0 CUBIC YARD FOUR-WHEEL DRIVE
ARTICULATED WHEEL LOADERS AND ADJUSTING VARIOUS
APPROPRIATION AND REVENUE ACCOUNTS (Department of Public Works) |
| 511-09 | Mr. Giardini and Mr. Ellis and Mr. Murphy
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
ABATE ASSOCIATES ENGINEERS & SURVEYORS, P.C. FOR MILL AND
OVERLAY OF COUNTY ROAD NO. 12 FEDERAL-AID PROJECT |
| 512-09 | Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH STATE OF
NEW YORK POLICE JUVENILE OFFICERS ASSOCIATION, INC. FOR AT-RISK
YOUTH TRAINING |
| 513-09 | Mr. Aiello and Mr. Snyder
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT
WITH CATTARAUGUS COMMUNITY ACTION, INC. FOR HOME ENERGY
ASSISTANCE PROGRAM (HEAP) FUNDS ADMINISTRATION |
| 514-09 | Mr. Snyder
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT
WITH MOUNT VIEW CEMETERY ASSOCIATION FOR ANNUAL
MAINTENANCE OF VETERANS CEMETERY |

- 515-09 Mr. Neal and Mr. McClune
AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT AND
RELATED FINANCING DOCUMENTS WITH ECOLAB, INC. FOR
DEPARTMENT OF AGING DISHWASHER
- 516-09 Mr. Aiello and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH TOWN OF
YORKSHIRE FOR HEALTH DEPARTMENT WIC CLINIC SPACE
- 517-09 Mr. Aiello and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK
STATE DEPARTMENT OF HEALTH FOR ADOLESCENT TOBACCO USE
PREVENTION ACT ENFORCEMENT PROGRAM
- 518-09 Mr. Aiello and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK
STATE DEPARTMENT OF HEALTH FOR CHILDREN WITH SPECIAL
HEALTH SERVICES NEEDS (CSHSN)
- 519-09 Mr. Aiello and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK
STATE DEPARTMENT OF HEALTH FOR HEALTH DEPARTMENT WIC
PROGRAM
- 520-09 Mr. Marsh and Mr. Padlo
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH JAMES MACK,
d/b/a JIMMY MACK'S AUCTION CO. FOR AUCTIONEER SERVICES
- 521-09 Mr. Burrell
DECLARING CERTAIN COUNTY-OWNED PROPERTY IN THE TOWN OF
FARMERSVILLE NO LONGER NECESSARY FOR PUBLIC USE AND
REQUESTING A PUBLIC AUCTION OF SUCH PROPERTY
- 522-09 Mr. Vecchiarella
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE OFFICE OF HOMELAND SECURITY FOR STATE
HOMELAND SECURITY PROGRAM GRANT
- 523-09 Mr. Vecchiarella
AUTHORIZING THE CHAIR AND SHERIFF TO EXECUTE CONTRACT WITH
ONEIDA COUNTY FOR FORENSIC UNIT SERVICES
- 524-09 Mr. Vecchiarella
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE DEPARTMENT OF STATE FOR LOCAL ENHANCED
WIRELESS 911 GRANT REIMBURSEMENT PROGRAM
- 525-09 Mr. Neal and Mr. Snyder
AUTHORIZING THE CHAIR TO EXECUTE TRANSFER AGREEMENTS WITH
ROCHESTER REGIONAL HEALTHCARE ASSOCIATION AND ITS
AFFILIATES FOR PATIENT TRANSFERS
- 526-09 Human Services Committee: Mr. Snyder, Mr. Aiello, Mr. Marsh, Ms. Vickman,
Mr. Giardini, Mr. Ward and Mrs. Witte
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS
THROUGH NEW YORK STATE OFFICE OF CHILDREN AND FAMILY
SERVICES FOR A PARTNERSHIP FOR YOUTH GRANT

- 527-09 Human Services Committee: Mr. Snyder, Mr. Aiello, Mr. Marsh, Ms. Vickman, Mr. Giardini, Mr. Ward and Mrs. Witte
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH LITERACY WEST OF NY, INC. FOR YOUTH BUREAU PARTNERSHIP FOR YOUTH GRANT
- 528-09 Human Services Committee: Mr. Snyder, Mr. Aiello, Mr. Marsh, Ms. Vickman, Mr. Giardini, Mr. Ward and Mrs. Witte
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH ALLEGANY COUNTY EMPLOYMENT AND TRAINING ONE-STOP CENTER FOR YOUTH BUREAU PARTNERSHIP FOR YOUTH GRANT
- 529-09 Human Services Committee: Mr. Snyder, Mr. Aiello, Mr. Marsh, Ms. Vickman, Mr. Giardini, Mr. Ward and Mrs. Witte
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH SOUTHERN TIER TRAVELING TEACHER, INC. FOR YOUTH BUREAU PARTNERSHIP FOR YOUTH GRANT
- 530-09 Human Services Committee: Mr. Snyder, Mr. Aiello, Mr. Marsh, Ms. Vickman, Mr. Giardini, Mr. Ward and Mrs. Witte
AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH OLEAN COMMUNITY SCHOOLS FOR YOUTH BUREAU PARTNERSHIP FOR YOUTH GRANT
- 531-09 Human Services Committee: Mr. Snyder, Mr. Aiello, Mr. Marsh, Ms. Vickman, Mr. Giardini, Mr. Ward and Mrs. Witte
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH JAMES MCGUINNESS & ASSOCIATES, INC. FOR MAINTENANCE SUPPORT SERVICES FOR CHILDREN WITH SPECIAL NEEDS SOFTWARE
- 532-09 Mr. Marsh and Mr. Padlo
OPPOSING NEW YORK STATE BOARD OF ELECTIONS PROPOSED NEW 9 NYCRR SECTION 6210.18 REGULATIONS
- 533-09 Mr. Vecchiarella
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR DISTRICT ATTORNEY AID TO PROSECUTION PROGRAM

Committee referrals for the OCTOBER 7, 2009 Committee meetings									
Act #	Finance	County Ops	DPW	Senior Services	Strategic Planning	Human Services	Develop. & Agriculture	Public Safety	Labor Relations
510	X		X						
511	X		X						
512	X					X		X	
513	X					X			
514	X					X			
515	X			X					
516	X					X			
517	X					X			
518	X					X			
519	X					X			
520	X	X							
521	X	X							
522	X							X	
523	X							X	
524	X							X	
525	X			X		X			
526	X								
527	X								
528	X								
529	X								
530	X								
531	X								
532	X	X							
533	X							X	
TOTALS	24	3	2	2	0	8	0	5	0

**BID ACCEPTANCE FOR 4.0 CUBIC YARD FOUR-WHEEL DRIVE
ARTICULATED WHEEL LOADERS AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and
Sections 215, 363 and 366 of the County Law.

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of two (2) 2009 4.0 Cubic Yard Four-Wheel Drive Articulated Wheel Loaders, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest responsible bid received meeting specifications for two (2) 2009 Hyundai HL-760-7A 4.0 Cubic Yard Four-Wheel Drive Articulated Wheel Loaders, was the bid of George & Swede Sales & Service, Inc., determined as follows:

Cost Before Trade-In Allowance	\$ 250,000.00
Guaranteed Buy Back After 1 Year (two loaders)	<u>\$-228,000.00</u>
Lowest Net Cost After Buy Back (without trade)	\$ 22,000.00,

and

III. WHEREAS, various appropriation and revenue accounts must be adjusted, now, therefore, be it

I. RESOLVED, that the bid of George & Swede Sales & Service, Inc., be, and the same hereby is, accepted, and be it further

II. RESOLVED, that the vouchers accordingly 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:

Increase Estimated Revenue Account:
DM.2665 Sale of Equipment
\$284,000.00

Increase Appropriation Account:
DM.5130.286 4WD Articulated Wheel Loaders
\$284,000.00.

State Bid does not offer buy back option.
13 sets of specifications were sent out.
Three bids were received.

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 AMENDED CONTRACT WITH
ABATE ASSOCIATES ENGINEERS & SURVEYORS, P.C. FOR
MILL AND OVERLAY OF COUNTY ROAD NO. 12 FEDERAL-AID PROJECT**

Pursuant to Section 131-b of the Highway Law and
Section 450 of the County Law.

I. WHEREAS, Act 137-2009, as amended by Act 428-2009, authorized a contract with Abate Associates Engineers & Surveyors, P.C. for federal-aid highway maintenance projects, and

II. WHEREAS, two (2) portions of County Road No. 12 are in need of a mill and overlay, and

III. WHEREAS, Abate Associates Engineers & Surveyors, P.C., 4455 Genesee Street, P.O. Box 218, Buffalo, New York 14225-0218, can provide the necessary mill and overlay engineering services for an amount not to exceed \$44,332, and

IV. WHEREAS, the aforementioned costs will be covered under the ARRA funds and are 100% reimbursable to Cattaraugus County, 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 Abate Associates Engineers & Surveyors, P.C., for the provision of the above-described services, for a term commencing October 15, 2009 and terminating December 31, 2010, 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
STATE OF NEW YORK POLICE JUVENILE OFFICERS ASSOCIATION, INC.
FOR AT-RISK YOUTH TRAINING**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Department of Social Services is desirous of providing training for individuals who serve at-risk youth, and

II. WHEREAS, The State of New York Police Juvenile Officers Association, Inc., P.O. Box 401, Olean, New York 14760, can provide training for individuals employed within the County who work with individuals serving at-risk youth, for an amount of \$20 per person trained up to a maximum of 200 people for an amount not to exceed \$4,000, and

III. WHEREAS, the aforementioned training 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 a contract, on behalf of Cattaraugus County, with The State of New York Police Juvenile Officers Association, Inc., for the provision of the above-described training services, for a term commencing October 22, 2009 and terminating October 22, 2009, according to the above-described terms.

Resolution Referred to:

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

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR HOME ENERGY
ASSISTANCE PROGRAM (HEAP) FUNDS ADMINISTRATION**

Pursuant to 18 NYCRR Part 393, P.L. 97-35, Section 34 of
the Social Services Law and Act 432-2002 of the
Cattaraugus County Legislature.

I. WHEREAS, Act 518-2008, as amended by Act 545-2008, authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of administrative functions for HEAP in Cattaraugus County, the term of which expired March 31, 2009, and

II. WHEREAS, HEAP is federally funded with State allocations funneled through the United States Department of Health and Human Services, and

III. WHEREAS, Cattaraugus Community Action, Inc., can perform outreach functions of the program for a sum not to exceed \$31,880, now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Cattaraugus Community Action, Inc., for the provision of the above-described services, for a term commencing November 2, 2009 and terminating March 31, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

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

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT
WITH MOUNT VIEW CEMETERY ASSOCIATION FOR ANNUAL
MAINTENANCE OF VETERANS CEMETERY**

Pursuant to Section 225(1)(d) of the County Law and
Act 432-2002 of the Cattaraugus County Legislature.

I. WHEREAS, Act 600-2004 authorized a contract with Mount View Cemetery Association, P.O. Box 1044, Olean, New York 14760, for assistance with the cost of annual maintenance of the Veterans Cemetery, the term of which expires December 31, 2009, and

II. WHEREAS, the county is desirous of renewing the aforementioned contract for a term of five (5) years, and

III. WHEREAS, the Mount View Cemetery Association has requested maintenance payments according to the following schedule:

<u>Old Rate Schedule</u>	<u>New Rate Schedule</u>
2005 - \$4,037	2010 - \$4,411
2006 - \$4,138	2011 - \$4,500
2007 - \$4,241	2012 - \$4,590
2008 - \$4,347	2013 - \$4,682
2009 - \$4,456	2014 - \$4,775

now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Mount View Cemetery Association, for the provision of the above-described assistance, for a term commencing January 1, 2010 and terminating December 31, 2014, with an automatic five (5) year renewal at the 2014 rate, according to the above-described terms, and be it further

II. RESOLVED, that a copy of the Mount View Cemetery Association's annual report be submitted to the Director of Veterans Service Agency along with the request for the annual maintenance payment.

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 LEASE AGREEMENT AND
RELATED FINANCING DOCUMENTS WITH ECOLAB, INC. FOR
DEPARTMENT OF AGING DISHWASHER**

Pursuant to the Older Americans Act Title III C-1,
Supplemental Nutrition Assistance Program and
Sections 215 and 450 of the County Law.

I. WHEREAS, the Department of Aging is desirous of replacing the dishwasher at the senior wellness and nutrition site in Olean, and

II. WHEREAS, Ecolab, Inc., Ecolab Center, St. Paul, Minnesota 55102, has agreed to lease a Jackson E-S2000 dishwasher, for an amount as follows:

Base Rate	\$ 69.95/month
Ecolab Institutional Foodservice	\$100.00/month minimum
Chemical Products,	

now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a lease agreement and related financing documents, on behalf of Cattaraugus County, with Ecolab, Inc., for the provision of the above-described equipment, for a term commencing October 1, 2009 and terminating September 30, 2010, with the option to continue thereafter from year to year 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 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
TOWN OF YORKSHIRE FOR HEALTH DEPARTMENT WIC CLINIC SPACE**

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, Act 490-2008 authorized a contract with the Town of Yorkshire, P.O. Box 277, Delevan, New York 14042, for the utilization of space for the County Health Department WIC program in the Yorkshire/Delevan area, the term of which expired September 30, 2009, and

II. WHEREAS, the Town of Yorkshire has agreed to allow the County Health Department to utilize space in its Board/Courtroom for WIC clinics at the rate of \$500 per year to cover the cost of utilities used during operation of the WIC clinics, and

III. WHEREAS, this program is 100% state funded, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Town of Yorkshire for the utilization of the aforementioned space, for a term commencing October 1, 2009 and terminating September 30, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

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
NEW YORK STATE DEPARTMENT OF HEALTH FOR ADOLESCENT TOBACCO
USE PREVENTION ACT ENFORCEMENT PROGRAM**

Pursuant to Article 13-F of the Public Health Law and
Section 450 of the County Law.

I. WHEREAS, Act 425-2008, as amended by Act 46-2009, authorized a contract with New York State Department of Health for a youth tobacco enforcement and preventive work plan to reduce the use and accessibility of tobacco to youths under 18 years of age, the term of which expired September 30, 2009, and

II. WHEREAS, funding is available in the amount of \$31,474 through the New York State Department of Health under the Center for Environmental Health, Bureau of Community Sanitation and Food Protection, Flanigan Square, 547 River Street, Room 515, Troy, New York 12180-2216, for an Adolescent Tobacco Use Prevention Act Enforcement Program, and

III. WHEREAS, the County Department of Health is desirous of continuing the aforementioned program, and

IV. WHEREAS, the program is 100% state funded, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the New York State Department of Health for the aforementioned grant, for a term commencing October 1, 2009 and terminating September 30, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon termination or reduction of state funding for this program, then this program shall be automatically abolished.

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
NEW YORK STATE DEPARTMENT OF HEALTH FOR CHILDREN WITH
SPECIAL HEALTH SERVICES NEEDS (CSHSN)**

Pursuant to Public Law 98-8 and Section 450 of the County Law.

I. WHEREAS, Act 256-2008, as amended by Act 426-2008, authorized the Chair to execute a contract with the New York State Department of Health and various entities for the Children with Special Health Services Needs Program (CSHSN), the term of which expired September 30, 2009, and

II. WHEREAS, the New York State Department of Health, Division of Family Health, has approved funding in the amount of \$20,139 to the County Health Department to continue a system to gather quality information about children with special health care needs in Cattaraugus County, and

III. WHEREAS, a contract is necessary with the New York State Department of Health in order to obtain the aforementioned funding, and

IV. WHEREAS, this program is 53% federally and 47% state funded, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the New York State Department of Health, in order to obtain the aforementioned funding for the Children with Special Health Care Needs, for a term commencing October 1, 2009 and terminating September 30, 2010, according to the above-described terms.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR
HEALTH DEPARTMENT WIC PROGRAM**

Pursuant to 42 USCS Section 1786 and
Section 450 of the County Law.

I. WHEREAS, Act 427-2008, as amended by Act 469-2008, authorized a contract with the New York State Department of Health for WIC Program funding, the term of which expired September 30, 2009, and

II. WHEREAS, the County Health Department has been awarded funding for the period October 1, 2009 to September 30, 2010 in the amount of \$515,107, and

III. WHEREAS, a contract is necessary in order to receive this funding from the New York State Department of Health, and

IV. WHEREAS, this program is 100% state and federally funded, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract on behalf of Cattaraugus County, with the New York State Department of Health for WIC Program funding for a term commencing October 1, 2009 and terminating September 30, 2010, with the option to renew for four (4) additional one-year periods, 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.

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
JAMES MACK, d/b/a JIMMY MACK'S AUCTION CO. FOR
AUCTIONEER SERVICES**

Pursuant to Section 450 of the County Law and Rule 40.3 of
the Rules of Order of the Cattaraugus County Legislature.

I. WHEREAS, Cattaraugus County obtained title to several parcels of real property through foreclosure proceedings, and

II. WHEREAS, the County is desirous of selling the aforementioned parcels at public auction, and

III. WHEREAS, the County is also desirous of selling surplus equipment from various County departments at public auction, and

IV. WHEREAS, the County is in need of the services of an auctioneer to conduct the auctions for the sale of the real property and the sale of the surplus equipment, and

V. WHEREAS, James Mack, d/b/a Jimmy Mack's Auction Co., 4530 Windmill Road, Randolph, New York 14772, has agreed to conduct the following two separate auctions for an amount of \$300 for each auction for a total amount of \$600:

Surplus Equipment Auction October 24, 2009
Real Property Auction October 31, 2009,

and

VI. WHEREAS, sufficient funds are included in the 2009 budget to cover the cost of the aforementioned services, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with James Mack, d/b/a Jimmy Mack's Auction Co., for the provision of auctioneer services, for a term commencing October 24, 2009 and terminating upon completion of the auction on October 31, 2009, according to the above-described terms.

Resolution Referred to:

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

**DECLARING CERTAIN COUNTY-OWNED PROPERTY IN THE
TOWN OF FARMERSVILLE NO LONGER NECESSARY FOR PUBLIC USE AND
REQUESTING A PUBLIC AUCTION OF SUCH PROPERTY**

Pursuant to Section 215 of the County Law.

I. WHEREAS, Act 60-2008 declared certain tax title property located in the Town of Farmersville necessary for public use, and

II. WHEREAS, certain portions of the aforementioned tax title property are no longer necessary for public use and may be sold at public auction, and

III. WHEREAS, the metes and bounds description of the property that is no longer necessary for public use is as follows:

**PARCEL NO. 1
(Tax Map No. 31.004-1-16.2)**

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Farmersville, County of Cattaraugus, State of New York, being part of Lot 11, Town 5, Range 4 of the Holland Land Company's survey bounded and described as follows:

BEGINNING AT A POINT lying at the intersection of the westerly bounds of tax map parcel number 31.004-1-16.2, said parcel being a portion of the lands of Cattaraugus County as described in a deed recorded in the Cattaraugus County Clerk's Office in Liber 972 at Page 585 and the southerly bounds of NYS Rt. 98, said point being an iron pin set this survey;

THENCE continuing S 87°35'16" E, a distance of 653.28 feet to a point;

THENCE easterly along the southerly bounds of NYS Rt. 98 following a curve to the left having a radius of 1685.86 feet and an arc length of 449.35 to a point lying 10.34 feet north of a found iron pin, said point lying in the easterly bounds of tax map parcel number 31.004-1-16.2;

THENCE S 0°50'46" W, a distance of 551.57 feet passing near a found iron pin to found iron pipe lying on the northerly bounds of Kingsbury Hill Road;

THENCE S 50°50'18" W, a distance of 312.08 feet to an iron pin set this survey;

THENCE S 89°22'08" W, a distance of 860.28 feet passing near a found iron pin lying at the northwesterly corner of the lands of Carmody (tax map parcel number 40.002-1-2) to an iron pin set this survey;

THENCE N 0°53'04" E, along the westerly bounds of parcel 16.2 a distance of 744.86 feet to an iron set this survey being the POINT OF BEGINNING, containing 17.72 acres of land.

ALSO ALL THAT PARCEL OF LAND situate in the Town of Farmersville, County of Cattaraugus, State of New York being part of Lot 11, Town 5, Range 4 of the Holland Land Company's survey bounded and described as follows:

Being that portion of tax map parcel number 31.004-1-16.2 lying on the southerly side of NYS Rt. 98 and a portion of the premises described in a deed from Southern Tier Waste Services, Inc. to Cattaraugus County dated

January 9, 2008 and recorded in the Cattaraugus County Clerk's office as Instrument No. 94154-002 (and more fully described in Liber 972 at page 585).

BEGINNING AT A POINT lying at the intersection of the easterly bounds tax map parcel number 31.004-1-16.2, said parcel being a portion of the lands of Cattaraugus County as described in a deed recorded in the Cattaraugus County Clerk's Office in Liber 972 at Page 585 and the southeasterly bounds of Kingsbury Hill Road, said point being an iron pin set this survey;

THENCE S 50°50'18" W, along the bounds of Kingsbury Hill Road a distance of 208.37 feet to an iron pin set this survey;

THENCE N 89°22'08" E along the southerly bounds of Lot 11 a distance of 159.65 feet to a found iron pin;

THENCE N 0°50'46" E along the easterly bounds of Lot 11 a distance of 129.84 feet to an iron pin set this survey, said pin being the POINT OF BEGINNING, Containing 0.24 acres of land, more or less.

Being that portion of tax map parcel number 31.004-1-16.2 lying on the southerly side of Kingsbury Hill Road and a portion of the premises described in a deed from Southern Tier Waste Services, Inc. to Cattaraugus County dated January 9, 2008 and recorded in the Cattaraugus County Clerk's office as Instrument No. 94154-002 (and more fully described in Liber 972 at page 585).

Total acreage for all lands in parcel 16.2 lying south of NYS Rt. 98 is 17.96 acres.

All iron pins set are 5/8" rebar flagged and marked with wooden lathe at the time of a field survey by the Cattaraugus County Department of Public Works under the supervision of Frank L. Milks, PLS.

PARCEL NO. 2

(Tax Map No. 31.004-1-17.2)

ALL THAT PARCEL OF LAND situate in the Town of Farmersville, County of Cattaraugus, State of New York being part of Lot 11, Town 5, Range 4 of the Holland Land Company's survey bounded and described as follows:

BEGINNING AT A POINT lying at the intersection of the easterly bounds of tax map parcel number 31.004-1-17.2, said parcel being a portion of the lands of Cattaraugus County as described in a deed recorded in the Cattaraugus County Clerk's Office in Liber 972 at Page 585 and the southerly bounds of NYS Rt. 98, said point being an iron pin set this survey;

THENCE N 87°35'16" W, a distance of 3.68 feet to a point;

THENCE southwesterly along the southerly bounds of NYS Rt. 98 following a curve to the left having a radius of 2887.29 feet and an arc length of 744.80 feet to a point;

THENCE S 77°37'57" W, a distance of 356.79 feet to a point lying 0.52 feet north of a found iron pin;

THENCE S 0°46'15" W, a distance of 616.11 feet to an iron pin set this survey;

THENCE N 89°22'08" E, a distance of 1088.98 feet to an iron pin set this survey on the southerly bounds of Lot 11;

THENCE N 0°55'04" E, along the westerly bounds of parcel 17.2 a distance of 744.86 feet to an iron set this survey being the POINT OF BEGINNING, containing 17.69 acres of land.

Being that portion of tax map parcel number 31.004-1-17.2 lying on the southerly side of NYS Rt. 98 and a portion of the premises described in a deed from Southern Tier Waste Services, Inc. to Cattaraugus County dated January 9, 2008 and recorded in the Cattaraugus County Clerk's office as Instrument No. 94154-002 (and more fully described in Liber 972 at page 585).

All iron pins set are 5/8" rebar flagged and marked with wooden lathe at the time of a field survey by the Cattaraugus County Department of Public Works under the supervision of Frank L. Milks, PLS.

PARCEL NO. 3

(Tax Map No. 31.004-1-18)

ALL THAT PARCEL OF LAND situate in the Town of Farmersville, County of Cattaraugus, State of New York being part of Lot 11, Town 5, Range 4 of the Holland Land Company's survey bounded and described as follows:

BEGINNING AT A POINT lying at the intersection of the westerly bounds tax map parcel number 31.004-1-18, said parcel being a portion of the lands of Cattaraugus County as described in a deed recorded in the Cattaraugus County Clerk's Office in Liber 977 at Page 925 and the southerly bounds of NYS Rt. 98, said point being an iron pin set this survey;

THENCE N 77°37'57" E, a distance of 741.90 feet to a point lying 0.52 feet north of a found iron pin;

THENCE S 0°46'15" W, a distance of 616.11 feet to an iron pin set this survey;

THENCE S 89°10'01" W, along a distance of 722.70 feet passing through a found iron pin to an iron pin set this survey at the southwesterly corner of tax map parcel 31.004-1-18;

THENCE N 0°45'48" E along the westerly bounds of parcel 18 a distance of 467.70 feet to an iron set this survey being the POINT OF BEGINNING, containing 8.99 acres of land.

Being the same premises depicted as tax map parcel number 31.004-1-18 (as described in Liber 977 at Page 925) formerly owned by Southern Tier Waste Services, Inc. which is a portion of the premises described in a deed from Southern Tier Waste Services, Inc. to Cattaraugus County dated January 9, 2008 and recorded in the Cattaraugus County Clerk's office as Instrument No. 94154-002.

All iron pins set are 5/8" rebar flagged and marked with wooden lathe at the time of a field survey by the Cattaraugus County Department of Public Works under the supervision of Frank L. Milks, PLS.

PARCEL NO. 4

(Tax Map No. 31.004-1-22.2)

ALL THAT PARCEL OF LAND situate in the Town of Farmersville, County of Cattaraugus, State of New York being part of Lot 19, Town 5, Range 4 of the Holland Land Company's, survey bounded and described as follows:

BEGINNING AT A POINT lying at the intersection of the westerly bounds of the lands of Cattaraugus County as described in a deed recorded in the Cattaraugus County Clerk's Office in Liber 972 at Page 585 and the northerly bounds of NYS Rt. 98, said point being an iron pin set this survey;

THENCE N 1°52'02" W a distance of 949.38 feet to a found iron pin at the northeasterly corner of the lands of David C. Goodemote as described in a

deed recorded in the Cattaraugus County Clerk's Office in Liber 918 at Page 689;

THENCE N 1°45'25" E along the lands of Lafarge Corporation a distance of 1120.41 feet to a found iron pin;

THENCE N 1°30'20" E a distance of 1643.84 feet along the easterly bounds of Roderick L. Perkins as described in a deed recorded in the Cattaraugus County Clerks Office as Instrument No. 34058-002 to an iron pin set this survey;

THENCE N 89°48'18" E along the along the northerly bounds of the lands of Cattaraugus County (and Lot 19) a distance of 1159.67 feet to an iron pin set this survey;

THENCE S 0°46'15" W through the lands of Cattaraugus County a distance of 3570.68 feet to and iron set this survey on the northerly bounds of NYS Rt. 98;

THENCE S 82°50'03" W along the northerly bounds of NYS Rt. 98 a distance of 1167.34 feet to an iron pin being the POINT OF BEGINNING, containing 98.53 acres of land.

Being a portion of the premises described in a deed from Southern Tier Waste Services, Inc. to Cattaraugus County dated January 9, 2008 and recorded in the Cattaraugus County Clerk's Office as Instrument No. 94154-002 (and more fully described in Liber 972 at page 585). The above described parcel is the western portion of Tax Map Parcel No. 31.004-1-22.2.

All iron pins set are 5/8" rebar flagged and marked with wooden lathe at the time of a field survey by the Cattaraugus County Department of Public Works under the supervision of Frank L. Milks, PLS.

PARCEL NO. 5

(Tax Map No. 31.004-1-22.1)

ALL THAT PARCEL OF LAND situate in the Town of Farmersville, County of Cattaraugus, State of New York being part of Lots 11 and 19, Town 5, Range 4 of the Holland Land Company's survey bounded and described as follows:

BEGINNING AT A POINT lying at the intersection of the easterly bounds tax map parcel number 31.004-1-22.1, said parcel being a portion of the lands of Cattaraugus County as described in a deed recorded in the Cattaraugus County Clerk's Office in Liber 972 at Page 585 and the northerly bounds of NYS Rt. 98, said point being an iron pin set this survey;

THENCE N 0°46'15" E a distance of 3337.20 feet to an iron pin set this survey at the northeasterly corner of tax map parcel number 31.004-1-22.1;

THENCE S 89°48'18" W along the northerly bounds of Lots 11 and 19 a distance of 1159.66 feet to an iron pin set this survey;

THENCE S 0°46'15" W through the lands of Cattaraugus County a distance of 3570.68 feet to an iron set this survey on the northerly bounds of NYS Rt. 98;

THENCE N 82°50'03" E along the northerly bounds of NYS Rt. 98 a distance of 60.70 feet to a point lying on the northerly bounds of NYS Rt. 98;

THENCE along the northerly bounds of NYS Rt. 98 following a curve to the left having a radius of 2831.17 feet and an arc length of 257.04 feet to a point;

THENCE N 77°37'57" E along the northerly bounds of NYS Rt. 98 a distance of 869.52 feet to an iron set this survey being the POINT OF BEGINNING, containing 92.13 acres of land.

Being a portion of the premises described in a deed from Southern Tier Waste Services, Inc. to Cattaraugus County dated January 9, 2008 and recorded in the Cattaraugus County Clerk's office as Instrument No. 94154-002 (and more fully described in Liber 972 at page 585). The above described parcel is the eastern portion of Tax Map Parcel No. 31.004-1-22.1.

All iron pins set are 5/8" rebar flagged and marked with wooden lathe at the time of a field survey by the Cattaraugus County Department of Public Works under the supervision of Frank L. Milks, PLS.

PARCEL NO. 6

(Tax Map No. 31.004-1-16.1)

ALL THAT PARCEL OF LAND situate in the Town of Farmersville, County of Cattaraugus, State of New York being part of Lot 11, Town 5, Range 4 of the Holland Land Company's survey bounded and described as follows:

BEGINNING AT A POINT lying at the intersection of the easterly bounds tax map parcel number 31.004-1-16.1, said parcel being a portion of the lands of Cattaraugus County as described in a deed recorded in the Cattaraugus County Clerk's Office in Liber 972 at Page 585 and the northerly bounds of NYS Rt. 98, said point being an iron pin set this survey;

THENCE N 0°50'46" E a distance of 2247.72 feet to a found iron pin at the northwesterly corner of tax map parcel number 31.004-1-12.1;

THENCE N 1°09'07" E a distance of 187.73 feet to a found iron pin;

THENCE N 0°37'25" E a distance of 767.76 feet to an iron pin set this survey at the northeasterly corner of tax map parcel number 31.004-1-16.1;

THENCE N 89°51'10" W along the northerly bounds of Lot 11 a distance of 499.81 feet to a found iron pin;

THENCE N 89°51'10" W along the northerly bounds of Lot 11 a distance of 594.64 feet to a found iron pin;

THENCE S 0°53'04" W along the westerly bounds of tax map parcel number 31.004-1-16.1 a distance of 3221.37 feet to an iron pin set this survey on the northerly bounds of NYS Rt. 98;

THENCE S 87°35'16" E along the northerly bounds of NYS Rt. 98 a distance of 655.04 feet to a point;

THENCE easterly along the northerly bounds of NYS Rt. 98 following a curve to the left having a radius of 1619.86 feet and an arc length of 447.87 feet to an iron set this survey being the POINT OF BEGINNING, containing 81.49 acres of land.

Being a portion of the premises described in a deed from Southern Tier Waste Services, Inc. to Cattaraugus County dated January 9, 2008 and recorded in the Cattaraugus County Clerk's Office as Instrument No. 94154-002 (and more fully described in Liber 972 at page 585). The above described parcel is Tax Map Parcel No. 31.004-1-16.1.

All iron pins set are 5/8" rebar flagged and marked with wooden lathe at the time of a field survey by the Cattaraugus County Department of Public Works under the supervision of Frank L. Milks, PLS.

PARCEL NO. 7

(Tax Map No. 31.004-1-12.1)

ALL THAT PARCEL OF LAND situate in the Town of Farmersville, County of Cattaraugus, State of New York being part of Lot 11, Town 5, Range 4 of the Holland Land Company's survey bounded and described as follows:

BEGINNING AT A POINT lying at the intersection of the westerly bounds tax map parcel number 31.004-1-12.1, said parcel being a portion of the lands of Cattaraugus County as described in a deed recorded in the Cattaraugus County Clerk's Office in Liber 972 at Page 585 and the northerly bounds of NYS Rt. 98, said point being an iron pin set this survey;

THENCE N 0°50'46" E a distance of 2247.72 feet to a found iron pin;
THENCE N 83°15'42" E a distance of 568.49 feet to a found iron pin;
THENCE S 1°50'41" E a distance of 137.80 feet to found iron pin;
THENCE S 3°35'06" E a distance of 598.04 feet to found iron pin;
THENCE S 3°34'50" E a distance of 535.58 feet to found iron pin;
THENCE S 4°38'39" E a distance of 77.14 feet to found iron pin;
THENCE S 59°02'14" E a distance of 210.01 feet to found iron pin;
THENCE S 13°45'08" E a distance of 171.59 feet to found iron pin;
THENCE S 20°35'24" W a distance of 262.07 feet to found iron pin;
THENCE S 1°45'06" E a distance of 193.27 feet to an iron pin set this survey on the northerly bounds of NYS Rt. 98;

THENCE S 72°18'26" W along the northerly bounds of NYS Rt. 98 a distance of 730.79 feet to a point;

THENCE westerly along the northerly bounds of NYS Rt. 98 following a curve to the right having a radius of 1619.86 feet and an arc length of 122.17 feet to an iron set this survey being the POINT OF BEGINNING, containing 34.41 acres of land.

Being a portion of the premises described in a deed from Southern Tier Waste Services, Inc. to Cattaraugus County dated January 9, 2008 and recorded in the Cattaraugus County Clerk's Office as Instrument No. 94154-002 (and more fully described in Liber 972 at page 585). The above described parcel is Tax Map Parcel No. 31.004-1-12.1.

All iron pins set are 5/8" rebar flagged and marked with wooden lathe at the time of a field survey by the Cattaraugus County Department of Public Works under the supervision of Frank L. Milks, PLS.,

and

IV. WHEREAS, the above-described parcels are no longer necessary for public use by the County, and

V. WHEREAS, the County should sell the property at public auction, with a minimum bid set on each parcel, and

VI. WHEREAS, the minimum bid on each parcel is as follows:

Tax Map No. 31.004-1-12.1	34.41 acres	\$ 66,150.00
Tax Map No. 31.004-1-16.1	81.49 acres	\$ 78,506.00
Tax Map No. 31.004-1-16.2	17.96 acres	\$ 27,150.00
Tax Map No. 31.004-1-17.2	17.69 acres	\$ 27,150.00
Tax Map No. 31.004-1-18	8.99 acres	\$ 18,650.00
Tax Map No. 31.004-1-22.1	92.13 acres	\$ 87,210.00
Tax Map No. 31.004-1-22.2	98.53 acres	\$ 89,710.00,

and

VII. WHEREAS, the above-described property shall be subject to a restrictive covenant with a right of reverter, now, therefore, be it

I. RESOLVED, that the above-described property in the Town of Farmersville is no longer necessary for public use by the County, and be it further

II. RESOLVED, that the above-described real property shall be conveyed by the County of Cattaraugus with the following restrictive covenant: The real property shall not be used for the purposes of landfills, the dumping on or storage of hazardous materials, mining or the drilling of oil and/or gas wells. If, in the sole discretion of Cattaraugus County, the restrictive covenant is violated, then the real property described herein shall, at the discretion of Cattaraugus County, revert to Cattaraugus County, and be it further

III. RESOLVED, that the County Treasurer is requested to offer the above-described parcels at public auction, according to the above-described terms.

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

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS
WITH NEW YORK STATE OFFICE OF HOMELAND SECURITY
FOR STATE HOMELAND SECURITY PROGRAM GRANT**

Pursuant to Public Law 107-56, Department of Homeland Security
Appropriations Act of 2005, Public Law 108-334 and
Section 450 of the County Law.

I. WHEREAS, Acts 534-2008 and 535-2008 authorized the Chair to execute grant documents with the New York State Office of Homeland Security for the State Homeland Security Program grant, and

II. WHEREAS, the County of Cattaraugus has been awarded a grant in the amount of \$371,000 through the New York State Office of Homeland Security for the aforementioned State Homeland Security Program that must be allocated as follows:

- Cattaraugus County Office of Emergency Services - A Homeland Security Program contract in the amount of \$231,752 will be initiated to provide funds to support the implementation of the State Homeland Security Strategy and address the identified planning, equipment, training and exercise needs for acts of terrorism and other catastrophic events;
- Cattaraugus County Sheriff's Office - A Law Enforcement Prevention Program contract in the amount of \$92,750 will be initiated to provide funds for the law enforcement community to support terrorism prevention and preparedness efforts;
- Cattaraugus County Health Department - A Local Health Department Program contract in the amount of \$46,498 will be initiated to provide funds for the local health departments to support their health emergency preparedness efforts,

and

III. WHEREAS, grant documents must be executed in order to receive the aforementioned grant funding, 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 grant documents, on behalf of Cattaraugus County, with the New York State Office of Homeland Security, in order to receive the above-described grant funding, 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 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 AND SHERIFF TO EXECUTE CONTRACT WITH
ONEIDA COUNTY FOR FORENSIC UNIT SERVICES**

Pursuant to Section 504 of the Correction Law and
Section 450 of the County Law.

I. WHEREAS, Act 686-2007 authorized a contract with Oneida County for forensic unit services for the Sheriff's Department, the term of which expired December 31, 2008, at a rate of \$140 per day per inmate, and

II. WHEREAS, the Central New York Psychiatric Center has the capability of providing forensic services for the Sheriff's Department, which has inadequate facilities for treating mentally-ill inmates, and

III. WHEREAS, the Correction Law provides for the designation of substitute jails, and for the removal of the aforementioned mentally-ill inmates from jail to appropriate facilities for care and treatment, and

IV. WHEREAS, the County is desirous of renewing the aforementioned contract with Oneida County, and

V. WHEREAS, the County of Oneida, through the Central New York Psychiatric Center, has agreed to provide the aforementioned forensic services at a rate of \$140.00 per day per inmate, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature and the Sheriff be, and hereby are, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Oneida County for the provision of forensic unit services, through the Central New York Psychiatric Center, for a term commencing January 1, 2009 and terminating December 31, 2010, 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 type="checkbox"/>	Public Safety	<input checked="" type="checkbox"/>
Senior Services	<input type="checkbox"/>	Labor Relations	<input type="checkbox"/>
Strategic Planning	<input type="checkbox"/>	_____	<input type="checkbox"/>

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE DEPARTMENT OF STATE FOR LOCAL ENHANCED
WIRELESS 911 GRANT REIMBURSEMENT PROGRAM**

Pursuant to Sections 332 and 450 of the County Law.

I. WHEREAS, Act 533-2007 authorized the Chair to execute grant documents with the New York State Department of State for reimbursement of costs incurred for the implementation and operation of Wireless 911 services during the period April 1, 2007 through March 31, 2010, and

II. WHEREAS, funding in the amount of \$45,606 is available through the New York State Department of State for reimbursement of costs incurred for the implementation and operation of Wireless 911 services during the period April 1, 2009 through March 31, 2012, and

III. WHEREAS, the County should apply for the aforementioned reimbursement funds, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Department of State, in order to apply for and receive the aforementioned reimbursement funds, for a term commencing April 1, 2009 and terminating March 31, 2012, 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 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 TRANSFER AGREEMENTS
WITH ROCHESTER REGIONAL HEALTHCARE ASSOCIATION AND
ITS AFFILIATES FOR PATIENT TRANSFERS**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Departments of Health and Nursing Homes are desirous of contracting for the transfer of patients to and from adult day healthcare agencies, adult day social models, certified home health agencies, day treatment centers, hospice agencies, hospitals, licensed home care service agencies, long term home health care programs and nursing homes, and

II. WHEREAS, the Rochester Regional Healthcare Association, 3445 Winton Place, Rochester, New York 14623, and its affiliates shall, on an as-needed basis, following their respective admission criteria, coordinate patient transfers between the County Departments of Health and Nursing Homes and any of the above-listed entities, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute transfer agreements, on behalf of Cattaraugus County, with the Rochester Regional Healthcare Association and its affiliates, for the provision of the above-described services, for a term commencing January 1, 2010 and terminating December 31, 2012, according to the above-described terms.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS
THROUGH NEW YORK STATE OFFICE OF CHILDREN AND
FAMILY SERVICES FOR A PARTNERSHIP FOR YOUTH GRANT**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 696-2008 authorized the Chairman to execute grant documents with the New York State Office of Children and Family Services for A Partnership for Youth program, the term of which expired September 30, 2009, and

II. WHEREAS, the County Youth Bureau has been notified that it has been awarded funding in an amount up to \$79,575 through the New York State Office of Children and Family Services for A Partnership for Youth (APY): Aligning the Youth Development & Workforce Development Systems Grant, and

III. WHEREAS, the Workforce Investment Act of 1998 (WIA) embodies the employment and training formulation of what youth-serving professionals of all disciplines have long advocated: interventions seeking to help young people transition to employment are more likely to succeed when rooted in the basic principles of youth development, and

IV. WHEREAS, WIA has required the local Workforce Investment Boards elicit the support of local youth experts, and

V. WHEREAS, the County Youth Bureau plays a vital role in this area, as it is most experienced at forging partnerships, so that youth development and delinquency prevention principles are part of county practices and procedures, and

VI. WHEREAS, the New York State Office of Children and Family Services has emphasized the need for partnerships, as demonstrated through its Integrated County Planning Process, where County Youth Bureaus and local Departments of Social Services are the local leaders, thus coordinating service delivery and fostering alliances among all service providers, and

VII. WHEREAS, it is necessary to execute grant documents in order to receive the aforementioned funding, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Office of Children and Family Services, in order to receive the aforementioned grant funding, for a term commencing October 1, 2009 and terminating September 30, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

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

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT
WITH LITERACY WEST OF NY, INC. FOR
YOUTH BUREAU PARTNERSHIP FOR YOUTH GRANT**

Pursuant to Section 95 of the General Municipal Law and
Act 432-2002 of the Cattaraugus County Legislature.

I. WHEREAS, Act 698-2008 authorized a contract with Literacy Volunteers of Allegany County, Inc., 6½ South Street, Belmont, New York 14813, for the provision of A Partnership for Youth Program services, the term of which expired September 30, 2009, and

II. WHEREAS, the County Youth Bureau has been awarded a grant through the New York State Office of Children and Family Services for A Partnership for Youth (APY) for the purpose of increasing the number of youth served by existing local Workforce Investment Board (WIB) programs, and

III. WHEREAS, Literacy West of NY, Inc., 6½ South Street, Belmont, New York 14813, has agreed to provide the following services for an amount up to \$6,459:

- tutoring services to four (4) younger youth, ages 14-18 in school,
- in-school tutoring services,
- mentoring services toward youth,
- outreach and recruitment efforts,
- meet for case management, evaluation and referral purposes, and
- act with responsibility as a contributing partner,

now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Literacy West of NY, Inc., for the provision of the above-described services, for a term commencing October 1, 2009 and terminating September 30, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

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

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT
WITH ALLEGANY COUNTY EMPLOYMENT AND TRAINING ONE-STOP CENTER
FOR YOUTH BUREAU PARTNERSHIP FOR YOUTH GRANT**

Pursuant to Section 95 of the General Municipal Law and
Act 432-2002 of the Cattaraugus County Legislature.

I. WHEREAS, Act 697-2008 authorized a contract with the Allegany County Employment and Training One-Stop Center for the provision of A Partnership for Youth Program services, the term of which expired September 30, 2009, and

II. WHEREAS, the County Youth Bureau has been awarded a grant through the New York State Office of Children and Family Services for A Partnership for Youth (APY) for the purpose of increasing the number of youth served by existing local Workforce Investment Board (WIB) programs, and

III. WHEREAS, the Allegany County Employment and Training One-Stop Center, 7 Wells Lane, Belmont, New York 14813, has agreed to provide the following services for an amount up to \$17,017:

- Training services to six (6) older youth ages 19-21 and will partner with Literacy Volunteers of Allegany County, Inc. and Southern Tier Traveling Teacher, Inc.,
- Occupational skill training,
- Supportive services to assist youth in achieving their goals,
- Follow-up services,
- Provide reports, as required,
- Ensure that all necessary data is recorded into OSOS for Allegany County Youth, and
- Participate in partner case management meetings,

now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Allegany County Employment and Training One-Stop Center for the provision of the above-described services, for a term commencing October 1, 2009 and terminating September 30, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

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

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
SOUTHERN TIER TRAVELING TEACHER, INC. FOR
YOUTH BUREAU PARTNERSHIP FOR YOUTH GRANT**

Pursuant to Section 95 of the General Municipal Law and
Act 432-2002 of the Cattaraugus County Legislature.

I. WHEREAS, Act 699-2008 authorized a contract with Southern Tier Traveling Teacher, Inc., 79½ North Main Street, Wellsville, New York 14895, for the provision of A Partnership for Youth Program services, the term of which expired September 30, 2009, and

II. WHEREAS, the County Youth Bureau has been awarded a grant through the New York State Office of Children and Family Services for A Partnership for Youth (APY) for the purpose of increasing the number of youth served by existing local Workforce Investment Board (WIB) programs, and

III. WHEREAS, Southern Tier Traveling Teacher, Inc., 79½ North Main Street, Wellsville, New York 14895, has agreed to provide the following services for an amount up to \$3,521:

- Work with a total of 3 out-of-school older youth, ages 19-21 to assist them in raising educational levels and/or obtaining a high school equivalency diploma by passing the GED exam,
- Assist with outreach and recruitment efforts,
- Meet as needed for case management, evaluation and referral purposes, and
- Act with responsibility as a contributing partner,

now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Southern Tier Traveling Teacher, Inc., for the provision of the above-described services, for a term commencing October 1, 2009 and terminating September 30, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

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

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
OLEAN COMMUNITY SCHOOLS FOR
YOUTH BUREAU PARTNERSHIP FOR YOUTH GRANT**

Pursuant to Section 95 of the General Municipal Law and
Act 432-2002 of the Cattaraugus County Legislature.

I. WHEREAS, the County Youth Bureau has been awarded a grant through the New York State Office of Children and Family Services for A Partnership for Youth (APY) for the purpose of increasing the number of youth served by existing local Workforce Investment Board (WIB) programs, and

II. WHEREAS, Olean Community Schools, 410 West Sullivan Street, Olean, New York 14760, has agreed to provide the following services for an amount up to \$4,666:

- Work with a total of 4 out-of-school older youth, ages 19-21 to assist them in raising educational levels and/or obtaining a high school equivalency diploma by passing the GED exam,
- Assist with outreach and recruitment efforts,
- Meet as needed for case management, evaluation and referral purposes, and
- Act with responsibility as a contributing partner,

now, therefore, be it

I. RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Southern Tier Traveling Teacher, Inc., for the provision of the above-described services, for a term commencing October 1, 2009 and terminating September 30, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

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

by Human Services Committee:
Mr. Snyder, Mr. Aiello, Mr. Marsh,
Ms. Vickman, Mr. Giardini, Mr. Ward and Mrs. Witte

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH JAMES MCGUINNESS & ASSOCIATES, INC. FOR
MAINTENANCE SUPPORT SERVICES FOR
CHILDREN WITH SPECIAL NEEDS SOFTWARE**

Pursuant to Article 19-A of the Executive Law,
Section 4410 of the Education Law and
Section 450 of the County Law.

I. WHEREAS, Act 694-2008 authorized a contract with James McGuinness & Associates, Inc., 263 State Street, Schenectady, New York 12305, for the provision of a software program with maintenance support for the Children with Special Needs Program, the term of which expires December 31, 2009, and

II. WHEREAS, the County Youth Bureau is desirous of continuing its maintenance support for the aforementioned software, and

III. WHEREAS, James McGuinness & Associates, Inc., 263 State Street, Schenectady, New York 12305, has agreed to continue providing maintenance support for an amount of \$458.33 per month, not to exceed \$5,500 per year, which is the same rate as 2009, and

IV. WHEREAS, sufficient funds are included in the budget 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 a contract, on behalf of Cattaraugus County, with James McGuinness & Associates, Inc., for the provision of the above-described maintenance support services, for a term commencing January 1, 2010 and terminating December 31, 2011, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Resolution Referred to:

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

**OPPOSING NEW YORK STATE BOARD OF ELECTIONS
PROPOSED NEW 9 NYCRR SECTION 6210.18 REGULATIONS**

Pursuant to Section 153 of the County Law.

I. WHEREAS, the federal Help America Vote Act of 2002 (HAVA) established minimum, nationwide, election administration standards for state and local governments, and

II. WHEREAS, New York State exceeded these standards by enacting the Election Reform and Modernization Act of 2005 (ERMA) and gave more specific outlines for the transition to a more accessible voting process, and

III. WHEREAS, Section 9-211 of New York State Election law requires a bipartisan committee determined by each board of elections to manually audit three percent of the voting machines or systems within the jurisdiction of such board, and

IV. WHEREAS, the New York State Board of Elections has proposed a new 9 NYCRR Section 6210.18 regulation that would expand upon this audit by requiring that there be a manual count of at least one of each type of voting machine or system used therein for each public office and any questions or proposals appearing on the ballot, and

V. WHEREAS, the additional procedure required by 9 NYCRR Section 6210.18 would require an audit for every form of ballot produced that differed in position or proposal for any election district, increasing the original three percent audit exponentially, and

VI. WHEREAS, the initial three percent audit was enacted to check the machine operating/programming with concern to functionality, not to test each candidate, race, and proposition, and

VII. WHEREAS, this proposed regulation would be labor intensive for the appointed bipartisan committee conducting the audit and would be unnecessarily costly to county boards of elections, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature opposes the new 9 NYCRR Section 6210.18 regulation that takes away flexibility from counties and provides unnecessary audit procedures that are daunting and serve no additional purpose in assuring the machines' accuracy, and be it further

II. RESOLVED, that the Clerk of the Legislature is hereby directed to forward a copy of this resolution to the New York State Board of Elections, the Election Commissioners' Association, the Western New York Inter-county Association and New York State Association of Counties.

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"/>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR
DISTRICT ATTORNEY AID TO PROSECUTION PROGRAM**

Pursuant to Section 450 of the County Law and
Chapter 53 of the Laws of 1990.

I. WHEREAS, Act 279-2008 authorized a contract with the New York State Division of Criminal Justice Services for funding for the Aid to Prosecution Program, and

II. WHEREAS, the District Attorney has been notified by the New York State Division of Criminal Justice Services that the District Attorney's Office is eligible for a grant in the amount of \$35,300 under the Aid to Prosecution Program for the period April 1, 2009 to March 31, 2010, and

III. WHEREAS, the purpose of this program is to expedite the processing of repeat and serious felony offenders, to maintain increased levels of experienced prosecution personnel, to seek the imposition of maximum sentences and minimum plea bargaining options for defendants, to limit the caseloads of experienced attorneys in order to maintain a policy of vertical prosecution and to screen all potentially Aid to Prosecution eligible felony cases, and

IV. WHEREAS, a contract is necessary with the New York State Division of Criminal Justice Services in order to accept the aforementioned funding, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute the aforementioned contract, on behalf of Cattaraugus County, with the New York State Division of Criminal Justice Services, for the provision of the above-described program, for a term commencing April 1, 2009 and terminating March 31, 2010, according to the above-described terms, and be it further

II. RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

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"/>