

February 8, 2012

The meeting was called to order by the Chairman Norman L. Marsh.

The invocation was given by Rev. Kay.

The Attendance Roll Call disclosed one Legislator absent – Mr. Murphy.

MR. SNYDER, SR. moved, seconded by Mr. Hale that the minutes of the January 25, 2012 session be approved. Carried.

* * * * *

COMMUNICATIONS:

New York State Department of Transportation: Copy of letter addressed to New York State Assembly Member Giglio regarding his request for a three-color signal at the intersection of U.S. Route 219 and Peters Road in the Town of Ashford. After completion of the traffic engineering investigation, NYSDOT has determined that the volume of traffic entering this intersection is below the threshold conditions established in the National Manual on Uniform Traffic Control Devices.

APPOINTMENT:

CATTARAUGUS COUNTY EQUINE ADVISORY COMMITTEE
Three-year term to expire December 31, 2014

Holly Parry
4386 Route 353
Salamanca, New York 14779

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CHAIRMAN MARSH granted privilege of the floor to representatives of the Cattaraugus County Farm Bureau. James Woloszyn, a young farmer representative on the Farm Bureau Board, and his wife, Laura, gave a presentation on the proposed federal agriculture youth law revisions and how they will affect family farms. Mr. Woloszyn also spoke about his own farm experiences. Tim Bigham, New York State Farm Bureau Field Advisor, spoke regarding the Farm Bureau issues and Phyllis Couture spoke regarding Food Check-Out Week, February 19 – 25, 2012.

CHAIRMAN MARSH presented Gerald Zimmerman, Director of Cattaraugus County Department of Probation and Correctional Alternatives, with the Sara Tullar Fasoldt Award for Leadership and Humanitarianism. This award is given by the New York State Division of Criminal Justice Services for outstanding leadership and significant contributions to the field of community corrections. This is the highest award an individual can receive from New York State as a Probation Director.

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ACT NO. 82-2012 by Mr. Marsh

**AMENDING RULES 3.2, 12.9, 16.2, 24, 29.2 AND THE APPENDIX OF THE
RULES OF ORDER OF THE COUNTY LEGISLATURE**

Pursuant to Rule 32 of the Rules of Order.

WHEREAS, in various sections throughout the Rules of Order, the term “mail” is used,
and

WHEREAS, the following sections of the Rules of Order should be amended to include the term “email”:

- Rule 3.2 shall be amended as follows: after “mail” in the second line, add: “or email”;
- Rule 3.2 shall be further amended by adding the following at the end of the section: “Each Legislator shall notify the Clerk of the Legislature and the Assistant to the Legislature regarding his/her choice to receive such notice by regular mail or by email.”
- Rule 12.9 shall be amended as follows: after “mailed” in the first line, add: “or emailed”;
- Rule 12.9 shall be further amended by adding the following after “Legislator.”: “Each Legislator shall notify the Clerk of the Legislature and the Assistant to the Legislature regarding his/her choice to receive such resolutions by regular mail or by email.”
- Rule 16.2 shall be amended as follows: after “mailed” in the first line, add: “or emailed”;
- Rule 16.2 shall be further amended by adding the following at the end of the section: “Each Legislator shall notify the Clerk of the Legislature and the Assistant to the Legislature regarding his/her choice to receive such order or business by regular mail or by email.”
- Rule 29.2 shall be amended as follows: after “telephone” in the second line, delete: “or by mail” and replace with: “by mail or email”,

and

WHEREAS, Rule 24 and the Standing Committees Appendix should be amended to allow for a change in the number of members of the Strategic Planning Committee, now, therefore, be it

RESOLVED, that Rules 3.2, 12.9, 16.2 and 29.2 of the Rules of Order are hereby amended as stated above, and be it further

RESOLVED, that Rule 24 of the Rules of Order is hereby amended as follows: Under #9, Strategic Planning Committee, Delete: “9” members and replace with: “7” members, and be it further

RESOLVED, that section 9 of the Standing Committees Appendix of the Rules of Order is hereby amended as follows: Under Section 9, Strategic Planning, Delete: “9” members and replace with: “7” members.

Approved by 9 members of the Finance Committee and 7 members of the County Operations Committee.

The vote on Act No. 82-2012 is as follows:

Ayes: Aiello 0.8673, Boser 1.0267, Edstrom 0.8673, Edwards 0.9684, Felton 1.0972, Hale 1.0655, Klancer 1.1005, Koch 0.8685, Labuhn 0.8685, Lamberson 1.0267, Padlo 0.8673, Snyder, Jr.

1.0655, Snyder, Sr. 0.8673, Sprague 1.0230, Stockman 1.0003, Teachman 0.8673, VanRensselaer 1.1278, Vickman 1.0972, Weller 1.0972, Marsh 1.1278 – 19.8973.

Nays: none.

Act No. 82-2012, having received the more than a two-thirds affirmative vote of the Legislature, was declared Adopted.

ACT NO. 83-2012 by Mr. Aiello and Mr. Weller
and Mr. Padlo¹

**BID ACCEPTANCE FOR PURCHASE OF CHIMNEY FLUE REPLACEMENT
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and
Section 215 of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of a chimney flue replacement for the County Center Building in Little Valley, according to specifications provided by the Public Works Committee, and

WHEREAS, the only bid received meeting specifications for the provision of the chimney flue replacement, was the bid of Mazza Mechanical Services, Inc., 430 North 7th Street, Olean, New York 14760, for an amount of \$29,000.00, and

WHEREAS, sufficient funds are included in the 2012 budget to cover the costs of the aforementioned purchase, now, therefore, be it

RESOLVED, that the bid of Mazza Mechanical Services, Inc., be, and the same hereby is, accepted, for a term commencing upon notice to proceed and terminating September 30, 2012, and be it further

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.

No State Bid.

Five sets of specifications were sent out.

One bid was received.

Approved by 9 members of the Finance Committee and 9 members of the Public Works Committee.

¹ The following Legislator requested his name be listed as an additional sponsor: "Mr. Padlo".

Adopted February 8, 2012 by voice vote.

ACT NO. 84-2012 by Mr. Aiello and Mr. Weller

**BID ACCEPTANCE FOR CRUSHED STONE, ROCK RIP RAP,
CONCRETE CATCH BASINS, PORTLAND CEMENT CONCRETE, FLEXIBLE
CONCRETE MATS, BRIDGE STRUCTURAL STEEL AND PROCESSED GRAVEL
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and
Sections 408 and 408-a of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the provision of various materials, according to specifications provided by the Public Works Committee, now, therefore, be it

RESOLVED, that the Commissioner of Public Works is authorized to contract for crushed stone, rock rip rap, concrete catch basins, portland cement concrete, flexible concrete mats, bridge structural steel and processed gravel, with the following bidders recommended by the Public Works Committee for the term May 1, 2012 through April 30, 2013, and be it further

RESOLVED, that any county, city, village, town, school, or fire district in Cattaraugus County may participate in the bid prices by dealing directly with the bidder, and be it further

RESOLVED, that the County of Cattaraugus reserves the right to make purchases of the aforementioned items at any time during the term for which the bids are taken and to require suitable bond to guarantee delivery.

♦ **CRUSHED STONE**

*County Line Stone Co., Inc.
4515 Crittenden Road
P.O. Box 150
Akron, New York 14001*

<u>Per Ton</u>	<u>F.O.B. Co. Trucks</u>	<u>Delivered Northeast</u>	<u>Delivered Northwest</u>	<u>Delivered Southeast</u>	<u>Delivered Southwest</u>
No. 1A	\$14.50	\$20.95	\$21.60	\$22.40	\$23.95
No. 1 ST	13.50	20.00	20.45	21.45	
No. 1	13.25		20.25		
No. 2	11.75		18.40		
Minus 1 Crusher Run	10.25		17.70		
Minus 2 Crusher Run	8.95	15.45	16.20	17.20	
Gabion Stone	10.25		18.25	18.55	18.75

***Origin of Stone: 4515 Crittenden Road Quarry, Akron, NY*

*Buffalo Crushed Stone, Inc.
2544 Clinton Street
P.O. Box 710
Buffalo, New York 14224*

<u>Per Ton</u>	<u>F.O.B. Co. Trucks</u>	<u>Delivered Northeast</u>	<u>Delivered Northwest</u>	<u>Delivered Southeast</u>	<u>Delivered Southwest</u>
No. 1A	\$16.90				
No. 1 ST	14.75				\$22.15
No. 1	14.10	\$19.10		\$20.35	21.20
No. 2	12.80	17.80		19.05	19.90
Minus 1 Crusher Run	11.10	16.60		18.10	18.50
Minus 2 Crusher Run	10.35				17.75
Gabion Stone	11.65	17.15			

***Origin of Stone: Wehrle Drive Quarry, Lancaster, NY #1 Stone @ Como Park Quarry*

State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County.

Four sets of specifications were sent out.

Two bids were received.

♦ **ROCK RIP RAP**

County Line Stone Co., Inc.

4515 Crittenden Road

P.O. Box 150

Akron, New York 14001

<u>FINE</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$ 9.40	\$ 7.00	\$16.40
Southeast Section	\$ 9.40	\$ 8.30	\$17.70
Northwest Section	\$ 9.40	\$ 8.00	\$17.40
Southwest Section	\$ 9.40	\$ 8.50	\$17.90
<u>LIGHT</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Southeast Section	\$10.25	\$ 8.30	\$18.55
Northwest Section	\$10.25	\$ 8.00	\$18.25
Southwest Section	\$10.25	\$ 8.50	\$18.75
<u>MEDIUM</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$13.50	\$10.00	\$23.50
Northwest Section	\$13.50	\$10.90	\$24.40
Southwest Section	\$13.50	\$12.45	\$25.95
<u>HEAVY</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Southeast Section	\$14.25	\$11.80	\$26.05
Northwest Section	\$14.25	\$10.50	\$24.75
Southwest Section	\$14.25	\$11.85	\$26.10

Buffalo Crushed Stone, Inc.

2544 Clinton Street

P.O. Box 710

Buffalo, New York 14224

<u>LIGHT</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$11.65	\$ 5.50	\$17.15
<u>MEDIUM</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Southeast Section	\$15.65	\$10.50	\$26.15
<u>HEAVY</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$15.65	\$ 7.90	\$23.55

State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County.

Four sets of specifications were sent out.
Two bids were received.

♦ **CONCRETE CATCH BASINS - price each, includes delivery**

Southern Tier Municipal & Construction Supply Co.

1801 Washington Street

Jamestown, New York 14701

<u>Frames & Grates - Basin Sizes</u>		<u>Rate</u>
CCB 3036	30" sq. x 36"	\$490.00
CCB 3636	36" sq. x 36"	\$790.00
CCB 3654	36" sq. x 54"	\$805.00
CCB 3672	36" sq. x 72"	\$955.00
<u>Risers – 30 inches square (Height)</u>		
CBR 30-6	6 inches	\$110.00
CBR 30-9	9 inches	\$110.00
CBR 30-12	12 inches	\$140.00
CBR 30-24	24 inches	\$210.00
<u>Risers – 36 inches square (Height)</u>		
CBR 36-6	6 inches	\$140.00
CBR 36-9	9 inches	\$140.00
CBR 36-12	12 inches	\$170.00
CBR 36-24	24 inches	\$210.00
<u>Extra Grates</u>		
CBG 30	30" x 30" slab top with 27½" drop in grates (coated)	\$170.00
CBG 36	36" x 36" slab top with 27½" drop in grates (coated)	\$170.00
	30" x 30" adapter tops 6"	\$140.00
	36" x 36" adapter tops 6"	\$140.00

Kistner Concrete Products, Inc.

P.O. Box 218

East Pembroke, New York 14056-0218

<u>Frames & Grates - Basin Sizes</u>		<u>Rate</u>
CCB 2424	24" sq. x 24"	\$305.00
CCB 2436	24" sq. x 36"	\$329.00
CCB 2436A	24" sq. x 36"	\$369.00
CCB 2466	24" sq. x 66"	\$457.00
CCB 2472	24" sq. x 72"	\$459.00
CCB 3054	30" sq. x 54"	\$584.00
<u>Risers - 24 inches square (Height)</u>		
CBR 24-6	6 inches	\$120.00
CBR 24-12	12 inches	\$147.00
CBR 24-24	24 inches	\$220.00
<u>Risers - 30 inches square (Height)</u>		
CBR 30-6	6 inches	\$136.00
CBR 30-12	12 inches	\$166.00
CBR 30-24	24 inches	\$258.00
<u>Extra Grates</u>		

CBG 24	24" x 24"	\$178.00
CBG 30	30" x 30"	\$315.00

Great Lakes Concrete Products, LLC
5690 Camp Road
Hamburg, New York 14075

<u>Frames & Grates - Basin Sizes</u>		<u>Rate</u>
CCB 2436W	24" sq. x 36" (8" wall)	\$507.00
CCB 2454A	24" sq. x 54" (single knockout)	\$519.00
CCB 2454W	24" sq. x 54" (8" wall)	\$674.00
<u>Risers - 24 inches square (Height)</u>		
CBR 24-6	6 inches	\$121.00
CBR 24-9	9 inches	\$132.00
CBR 24-12	12 inches	\$146.00
CBR 24-24	24 inches	\$220.00
<u>Extra Grates</u>		
CBG 24	24" x 24"	\$180.00

Bihr Landscape, Inc.
211 Westminster Road
West Seneca, New York 14224

<u>Frames & Grates - Basin Sizes</u>		<u>Rate</u>
CCB 2454	24" sq. x 54"	\$400.00
<u>Risers - 24 inches square (Height)</u>		
CBR 24-6	6 inches	\$ 75.00
CBR 24-12	12 inches	\$ 96.00
CBR 24-24	24 inches	\$135.00
<u>Extra Grates</u>		
CBG 24	24" x 24"	\$158.00

No State Bid. Seven sets of specifications were sent out. Five bids were received.

◆ **PORTLAND CEMENT CONCRETE** - Per cubic yard

Wayne Gravel d/b/a Little Lisa, Inc.
262 Route 44
Shinglehouse, Pennsylvania 16748

<u>Index No.</u>	<u>Description</u>		<u>Rate</u>
<u>A = NYSDOT Class "A", General Purpose Structural</u>			
A-SE	Southeast Section		\$108.50
A-SW	Southwest Section		\$108.50
<u>D = NYSDOT Class "D", Thin Structured Application</u>			
D-SE	Southeast Section		\$115.25
D-SW	Southwest Section		\$115.25

<u>E = NYSDOT Class "E", Structural Slabs and Structural Approach Slabs</u>			
E-NE	Northeast Section		\$111.75
E-NW	Northwest Section		\$111.75
E-SE	Southeast Section		\$111.75
E-SW	Southwest Section		\$111.75
<u>F = NYSDOT Class "F", High Early Strength for Pavement or Structural Slabs</u>			
F-NE	Northeast Section		\$114.25
F-NW	Northwest Section		\$114.25
F-SE	Southeast Section		\$114.25
F-SW	Southwest Section		\$114.25
<u>H = NYSDOT Class "H", Pumping Applications</u>			
H-SE	Southeast Section		\$112.25
H-SW	Southwest Section		\$112.25
<u>HP = NYSDOT Class "HP", High Performance Concrete for Superstructure Slabs and Structural Approach Slabs</u>			
HP-SE	Southeast Section		\$146.50
HP-SW	Southwest Section		\$146.50
<u>ALLOWABLE EXTRA COST - Short load, PER LOAD</u>			
S-1	1 cubic yard or less		\$ 60.00
S-2	More than 1 CY, <= 2 CY		\$ 60.00
S-3	More than 2 CY, <= 3 CY		\$ 50.00
S-4	More than 3 CY, <= 4 CY		\$ 40.00
S-5	More than 4 CY, <= 5 CY		\$30.00
<u>ALLOWABLE EXTRA COST – Heated Concrete, PER YARD</u>			
HC-1	When Requested		\$ 9.00
<u>ALLOWABLE EXTRA COST – Unloading, PER MINUTE</u>			
XC-1	Unloading in excess of 5 minutes per cubic yard		\$ 1.35
<u>ALLOWABLE EXTRA COST – Water-Reducing Admixture</u>			
SP-1	When Requested (High Range)(ASTM) Type F		\$ 8.75

Great Lakes Concrete Products, LLC
5690 Camp Road
Hamburg, New York 14075

<u>Index No.</u>	<u>Description</u>		<u>Rate</u>
<u>A = NYSDOT Class "A", General Purpose Structural</u>			
A-NE	Northeast Section		\$105.00
A-NW	Northwest Section		\$105.00
<u>D = NYSDOT Class "D", Thin Structured Application</u>			
D-NE	Northeast Section		\$112.00

D-NW	Northwest Section		\$112.00
<u>H = NYSDOT Class "H", Pumping Applications</u>			
H-NE	Northeast Section		\$109.00
H-NW	Northwest Section		\$109.00
<u>HP = NYSDOT Class "HP", High Performance Concrete for Superstructure Slabs and Structural Approach Slabs</u>			
HP-NE	Northeast Section		\$130.00
HP-NW	Northwest Section		\$130.00
<u>ALLOWABLE EXTRA COST - Short load, PER LOAD</u>			
S-1	1 cubic yard or less		\$129.48
S-2	More than 1 CY, <= 2 CY		\$110.83
S-3	More than 2 CY, <= 3 CY		\$ 90.83
S-4	More than 3 CY, <= 4 CY		\$ 71.13
S-5	More than 4 CY, <= 5 CY		\$ 51.78
<u>ALLOWABLE EXTRA COST – Heated Concrete, PER YARD</u>			
HC-1	When Requested		\$ 7.95
<u>ALLOWABLE EXTRA COST – Unloading, PER MINUTE</u>			
XC-1	Unloading in excess of 5 minutes per cubic yard		\$ 1.38
<u>ALLOWABLE EXTRA COST – Water-Reducing Admixture</u>			
SP-1	When Requested (High Range)(ASTM) Type F	per quart	\$ 5.46

State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County. Six sets of specifications were sent out. Four bids were received.

♦ **FLEXIBLE CONCRETE MATS**

Kistner Concrete Products, Inc.
P.O. Box 218
8713 Read Road
East Pembroke, New York 14056

<u>Mat Index No.</u>	<u>Thickness /Mat Weight</u>	<u>Rate</u>
FC35	4.5" / 2531	\$ 724.46
FC45	5.5" / 3094	\$ 878.05
FC70	8.5" / 4781	\$1,346.75

No State Bid. Two sets of specifications were sent out. One bid was received.

• **BRIDGE STRUCTURAL STEEL**

Chemung Supply Corp.
P.O. Box 527
Elmira, New York 14902

Index No.	Description	Prices are Per Pound	
		A36	A572 Grade 50
SS-A	Structural Angles, Channels, all sizes up to and including 15"		\$1.04
SS-B	Ship and Car Channel (MC section), 6" to 18"		\$1.12
SS-C1a	I-Beams Standard [up to and inc. 12"] (up to 60' long)	\$1.49	\$.99
SS-C1b	I-Beams Standard [up to and inc. 12"] (60' and greater)	\$1.49	\$.99
SS-C2a	I-Beams Standard [14" to 36"] (up to 60' long)	\$1.89	\$1.17
SS-C2b	I-Beams Standard [14" to 36"] (60' and greater)	\$1.89	\$1.19
SS-D1a	Wide Flange [up to and inc. 12"] (up to 60' long)	\$.84	\$.93
SS-D1b	Wide Flange [up to and inc. 12"] (60' and greater)	\$.84	\$.94
SS-D2a	Wide Flange [14" to 36"] (up to 60' long)	\$.82	\$.99
SS-D2b	Wide Flange [14" to 36"] (60' and greater)	\$.82	\$1.03
SS-D2c	Wide Flange [14" to 36"] (up to 60' long – precambered)	\$.82	\$1.13
SS-D2d	Wide Flange [14" to 36"] (60' and greater – precambered)	\$.82	\$1.13
SS-E	H-Piles – all sized up to, and including, 14"	\$1.62	\$.99
SS-F	Flat Steel Plates, 6' wide x 20' long x 5/16"	\$1.02	\$.99
SS-G	Flat Steel Plates, 4' wide x 8' long, all thicknesses from 1/4" to 1"	\$1.02	\$.99
SS-H1	Steel Sheet Piling – up to 60' length	A572 Grade 50	A690 Grade 50
SS-H1a	AZ Shapes & Accessories	\$1.34	\$1.44
SS-H1b	PZ Shapes & Accessories	\$1.34	\$1.44
		A615 Grade 50	
SS-I	Concrete Re-Enforcing Bar, Grade 60, sizes no. 3 through no. 8, 20' lengths	\$.57	

State Line Supply Corp.
1333 East Main Street
Bradford, Pennsylvania 16701

Index No.	Description	Prices are Per Pound	
		A36	A572 Grade 50
SS-A	Structural Angles, Channels, all sizes up to and including 15"	\$1.28	

SS-B	Ship and Car Channel (MC section), 6" to 18"	\$1.28	
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No State Bid. Four sets of specifications were sent out. Two bids were received.

♦ **PROCESSED GRAVEL** - see next page for listings

State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County.

26 sets of specifications were sent out. 20 bids were received.

Approved by 9 members of the Finance Committee and 9 members of the Public Works Committee.

Adopted February 8, 2012 by voice vote.

PROCESSED GRAVEL**PRICE SUMMARY SHEET**

5/1/2012 - 4/30/2013

WASHED per TON F.O.B. Co. Ttk.

Material:	Vendor>	COUNTRY SIDE SAND & GRAVEL CRUSHED / SCREEN	DAN GERNATT GRAVEL PRODUCTS CRUSHED / SCREEN	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN
NO. 1A		12.90	9.50	NB	13.10	9.40	NB
NO. PA 1B		NB	NB	NB	NB	2012	NB
NO. 1ST		11.90	NB	NB	NB	NB	NB
NO. 1		13.15	NB	NB	12.10	9.60	NB
NO. 1 & 2 MIXED		12.90	NB	NB	12.10	NB	NB
NO. 2		12.90	NB	NB	12.10	10.85	NB
NO. PA 2A		11.35 9.10 #	NB	NB	10.00 8.75 #	NB	NB
NO. 3		NB	NB	NB	12.35	11.10	NB
NO. 4		NB	NB	NB	NB	NB	NB
NO. 5		NB	NB	NB	NB	NB	NB
OVERSIZED (LGR. THAN NO. 5)		12.65, 10.40 # (2"-8")	NB	9.60 # (2" - 6")	NB	NB	NB
RUN OF BANK GRAVEL: (# - At Deposit)		6.60 #	7.90, 6.90 #	7.70, 6.45 #	7.45, 6.45 #		7.90
SAND SUITABLE FOR CONCRETE		8.95	8.95	8.95	8.95		8.95
SAND SUITABLE FOR ICE & SNOW CONTROL		5.95	NB	7.95	4.95		7.95
MINUS 1" CRUSHER RUN HARDHEADS		NB	NB	12.25; 11.00 #	NB		NB
SUB-BASE MATERIALS		\$10.10; \$7.85 #	9.45 #	8.95, 7.70 #	8.70, 7.70 #		10.45
BITUMINOUS STABILIZED COURSE		NB	NB	49.25	NB		NB
ADDITIONAL ITEMS: (see below)			XX3, XX3A	XX4	XX7, XX8		XX9
DELIVERY CHARGES #		ALL OF THE					
0 - 5 MILES (per net ton mile)		GERMATT LOCATIONS	2.75				
6 - 15 MILES		HAVE THE SAME	.15				
16 - 50 MILES		DELIV. CHARGE	.15				
PLANT LOCATION:		ROUTE 62 SOUTH DAYTON	TAYLOR HOLLOW COLLINS, NY	BENZ DRIVE SPRINGVILLE	BUFFALO ROAD IRVING, NY	RT. 98 FREEDOM, NY	BROADWAY ROAD GOWANDA, NY

- AT DEPOSIT
 XX1 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$NB
 XX2 - GABION GRAVEL - (2" - 5") NO BID
 XX3 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$NB
 XX4 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$NB
 XX5 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$NB
 XX6 - NO. 3A CRUSHED - \$NB
 XX7 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$NB
 XX8 - NO. 3A CRUSHED - \$NB
 XX9 - SIDEWALK BLEND - \$NB
 XX10 - NO. 3A CRUSHED - \$NB

PROCESSED GRAVEL

WASHED per TON F.O.B. Co. Ttk.

Material:	Vendor: >	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN	A & F TRUCKING CRUSHED / SCREEN	BUFFALO CRUSHED STONE, INC. CRUSHED / SCREEN	LITTLE VALLEY SAND & GRAVEL CRUSHED / SCREEN	LAFARGE N. AMERICAN CRUSHED / SCREEN
NO. 1A		11.60	9.40	NB	6.75	NO	BIDS
NO. PA 1B		11.35	NB	NB	NB	IN	2012
NO. 1ST		NB	NB	NB	NB		
NO. 1		11.85	10.40	NB	8.25		
NO. 1 & 2 MIXED		11.85	NB	NB	NB		
NO. 2		11.85	NB	NB	8.75		
NO. PA 2A		8.75 #	NB	8.75	NB		
NO. 3		NB	NB	NB	NB		
NO. 4		NB	NB	NB	NB		
NO. 5		NB	NB	NB	NB		
OVERSIZED (LGR. THAN NO. 5)		9.60 # (2" - 6")	9.15 (2" - 6")		NB		9.50
RUN OF BANK GRAVEL		6.45 #		6.20	6.80		5.00
SAND SUITABLE FOR CONCRETE		8.95		NB	8.45		5.50
SAND SUITABLE FOR ICE & SNOW CONTROL		4.45		4.95	7.15		5.10
MINUS 1" CRUSHER RUN HARDHEADS		NB		11.00	NB		NB
SUB-BASE MATERIALS		7.45 #		7.45	7.25		6.50
BITUMINOUS STABILIZED COURSE		NB		NB	NB		NB
ADDITIONAL ITEMS: (see below)		XX10,			XX13, XX14		
DELIVERY CHARGES #		SEE DELIVERY					
0 - 5 MILES (per net ton mile)		ON			2.25		2.25
6 - 15 MILES		PREVIOUS PAGE			.15		.15
16 - 50 MILES					.12		.15
PLANT LOCATION:		RT. 219 GREAT VALLEY		ROUTE #16 CHAFFEE	FRANKLINVILLE	New Albion Rd. LITTLE VALLEY	ELTON ROAD DELEVAN

- AT DEPOSIT

XX10 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$ NB

XX11 - OVERSIZED GRAVEL (1" - 5") \$ NB

XX13 - 304.05 TYPE 4, CRUSHED - \$ NB

XX14 - YARD CLEAN-UP - \$7.05

PROCESSED GRAVEL

WASHED per TON F.O.B. Co. Trk.

I.A. CONSTRUCTION

Material:	Vendor->	CORBETT HILL GRAVEL PRODUCTS (Jamestown Macadam) CRUSHED / SCREEN	E.F. LIPPERT & CO., INC. I.A. CONSTRUCTION CRUSHED / SCREEN	PORTVILLE SAND & GRAVEL I.A. CONSTRUCTION CRUSHED / SCREEN	HY-BANKS GRAVEL PRODUCTS CRUSHED / SCREEN	UNGERMANN EXCAVATING CRUSHED / SCREEN	GIARDINI BROS. CONST. CO. CRUSHED / SCREEN
NO. 1A		12.10	12.10	8.45	NB	NB	NB
NO. PA 1B		10.55	10.55	13.00	10.40	10.40	NB
NO. 1ST		11.45	11.45	10.00	NB	NB	NB
NO. 1		11.05	11.05	NB	NB	9.75	11.00
NO. 1 & 2 MIXED		10.90	10.90	11.00	11.35	9.75	NB
NO. 2		10.70	10.70	11.50	11.35	9.75	12.00
NO. PA 2A		NB	NB	8.80	8.95	9.00	NB
NO. 3		11.50	11.50	10.75	9.75	9.50	NB
NO. 4		NB	NB	NB	NB	NB	NB
NO. 5		NB	NB	NB	NB	NB	NB
OVERSIZED (LGR. THAN NO. 5)		7.50	NB	10.50		8.00	12.00
RUN OF BANK GRAVEL		5.00	5.40	5.75		5.00 (Machias) 5.00 (Cuba Pit)	6.25
SAND SUITABLE FOR CONCRETE		8.00	7.90	NB		8.75	NB
SAND SUITABLE FOR ICE & SNOW CONTROL		3.95	6.15	6.15		6.15	6.50
MINUS 1" CRUSHER RUN HARDHEADS		NB	NB	NB		9.00	NB
SUB-BASE MATERIALS		5.00	6.25	6.25		6.25 (Machias)	6.75
BITUMINOUS STABILIZED COURSE		NB	NB	NB		NB	NB
ADDITIONAL ITEMS: (see below)						XYZ#1	
DELIVERY CHARGES ##							
0 - 5 MILES (per net ton mile)		2.80	3.95	3.95		1.50	4.00
6 - 15 MILES		.16	.25	.25		1.00	1.00
16 - 50 MILES		.16	.25	.25		3.50	1.00
PLANT LOCATION:		MOORE ROAD RANDOLPH	S. NINE MILE RD. ALLEGANY	BARBERTOWN RD. PORTVILLE	EXIT 17, 1.86 3 MILES SOUTH	BROWN ROAD, MACHIAS Spring Valley, Cuba	GARGOYLE RD. ALLEGANY, NY

XYZ#1 - 1-1/4" Minus Crushed Bankrun - \$6.75 (Machias & Cuba Pits)

KUJALESHU OKAVEL:

GRAVEL PITS BIDDING ONLY A FEW ITEMS:

LITTLE VALLEY SAND & GRAVEL

RICKERT PIT - RTE. 242
 RUN OF BANK \$7.00/CU. YD.
 SUB-BASE MATER. \$9.00/CU. YD.
 PEASE PIT - RTE. 353
 RUN OF BANK \$7.00/CU. YD.
 SUB-BASE MATER. \$9.00/CU. YD.

0 - 5 MILES PER NET TON MILE \$2.25
 6 - 15 MILES PER NET TON MILE .15
 16 - 50 MILES PER NET TON MILE .15

MIDLAND ASPHALT (WAS ALLE-CATT ASPHALT)
LOWER BIRCH RUN ROAD, ALLEGANY

BITUMINOUS STABILIZED COURSE \$ 58.00 ^

^ = Price is based on the average FOB terminal price of AC-15 or AC-20
 Asphalt cement as of 10/1/11 (\$549.00) PER U.S. TON

McEWAN TRUCKING & GRAVEL PRODUCTS, INC.

RUN OF BANK GRAVEL 5.25 / TON
 SCREENED TOPSOIL 23.00 / TON
 SUB-BASE MATERIALS NB
 SCREENED STONE 3" - 8" 8.75 / TON

SCHWAB AGGREGATES 10152 PIGEON HILL ROAD, DELEVAN, NY

NO. 1 & 1A Mixed Screened Gravel 4.50 / TON
 NO. 2 Washed Screened Gravel 6.50 / TON
 NO. 3A Washed Screened Gravel 6.50 / TON
 OVERSIZED STONE (2" - 5") 6.50 / TON
 RUN OF BANK 4.50 / TON
 SAND SUITABLE FOR CONCRETE 8.00 / TON
 SUB-BASE MATERIAL (Uncrushed) 6.25 / TON

MORAN GRAVEL, INC. PIT LOCATION - 2188 WINDFALL ROAD, OLEAN, NY

OVERSIZED STONE 9.00 / CU. YD.
 RUN OF BANK GRAVEL 8.25 / CU. YD.
 SUB-BASE MATERIALS (2") 9.00 / CU. YD.

MACHIAS SAND & GRAVEL PIT LOCATION - 3497 ROUTE 242, MACHIAS, NY

RUN OF BANK GRAVEL 6.00 / CU. YD.
 SUB-BASE MATERIALS (2") 7.42 / CU. YD. (4.95 / TON)

WATERMAN'S GRAVEL12316 VAUGHAN ST., RT. 240,
EAST CONCORD, NY

OVERSIZED STONE 8.25 / TON
 RUN OF BANK GRAVEL 4.25 / TON
 SAND SUITABLE FOR SNOW & ICE 6.00 / TON
 MINUS 1" Crusher Run Hardheads 11.00 / TON
 SCREENED TOPSOIL 19.00 / TON
 2" CRUSHER RUN Gravel 6.50 / TON
 DOT 3 203.21 & 203.07 4.90 / TON
 SUB-BASE MATERIAL 4.90 / TON

0 - 5 MILES PER NET TON MILE \$3.25
 6 - 15 MILES PER NET TON MILE 1.00
 16 - 50 MILES PER NET TON MILE 3.00

D & H EXCAVATING, INC.

(THERE ARE THREE (3) LOCATIONS WITH IDENTICAL PRICES)
 THE 3 LOCATIONS ARE: "MARTIN ROAD", McKinstry Rd. & "HIRAM ROAD"

OVERSIZED STONE 7.45 / TON
 RUN OF BANK 4.95 / TON
 CRUSHED #3, #4, #5 WASHED 7.45 / TON
 MINUS 1" CRUSHER RUN HARDHEADS 7.20 / TON
 MINUS 2" CRUSHER RUN HARDHEADS 7.20 / TON
 SCREENED TOPSOIL 15.00 / TON
 SUB-BASE MATERIAL 5.45 / TON

0 - 5 MILES PER NET TON MILE \$2.40
 6 - 15 MILES PER NET TON MILE .15
 16 - 50 MILES PER NET TON MILE .14

WATERBORO GRAVEL 12841 Rt. 394, Randolph, NY

OVERSIZED STONE \$6.50 PER TON
 RUN OF BANK \$4.25 PER TON
 SUB-BASE MATERIAL \$4.95 PER TON

RICK PERKINS CONTRACTING

(PIT LOCATION - LAIDLAW ROAD, FRANKLINVILLE/FARMERSVILLE

RUN OF BANK \$5.25 PER TON
 SUB-BASE MATERIALS \$5.50 PER TON

0 - 5 MILES PER NET TON MILE \$2.25
 6 - 15 MILES PER NET TON MILE .15
 16 - 50 MILES PER NET TON MILE .15

BIG DOG GRAVEL PRODUCTS (PIT LOCATION - 5157 NORTH ROUTE 62 -
CONEWANGO, NY

OVERSIZED STONE \$7.00 / CU. YD.
 RUN OF BANK GRAVEL \$3.00 / CU. YD.
 SUB-BASE MATERIALS \$6.00 / CU. YD.

ACT NO. 85-2012 by Mr. Aiello and Mr. Weller

**BID ACCEPTANCE FOR PURCHASE OF ONE HYDRAULIC TRACK EXCAVATOR
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and
Section 215 of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of one (1) new and unused 2012 or newer hydraulic track excavator, with one (1) year buy back guarantee, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for one (1) new and unused 2012 or newer Link-Belt 135 hydraulic track excavator, was the bid of George & Swede Sales & Service, Inc., 7155 Big Tree Road, Pavilion, New York 14525, with the lowest net cost after buy back (with trade-in) of \$19,898.00, determined as follows:

Cost Before Trade-In Allowance (delivered)	\$119,425.00
- Minus Trade-In Allowance Model #2110	<u>\$ -99,527.00</u>
Net Cost	\$ 19,898.00,

and

WHEREAS, sufficient funds are included in the 2012 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the bid of George & Swede Sales & Service, Inc. be, and the same hereby is, accepted, for a term commencing upon receipt of the order and terminating 150 days thereafter, and be it further

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.

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

Approved by 9 members of the Finance Committee and 9 members of the Public Works Committee.

Adopted February 8, 2012 by voice vote.

ACT NO. 86-2012 by Mr. Aiello and Mr. Weller

**BID ACCEPTANCE FOR TANDEM AXLE TRUCK TRACTOR
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of one (1) 2012 Tandem Axle Truck Tractor, according to specifications provided by the Public Works Committee, and

WHEREAS, the only responsible bid received meeting specifications for the purchase of one (1) 2012 International 5900i SBA 124 6x4 (DF677), was the bid of Regional International Corp., 2955 Strunk Road, Jamestown, New York 14701, determined as follows:

Cost Before Trade-In Allowance (delivered)	\$ 119,978.00
Trade-In Allowance (Vehicle R1100)	<u>\$ -12,340.00</u>
Net Cost	\$ 107,638.00,

and

WHEREAS, sufficient funds are included in the 2012 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the bid of Regional International Corp., be, and the same hereby is, accepted, and be it further

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.

State Bid on this truck is approximately \$129,0000.00.

Eight sets of specifications were sent out.

One bid was received.

Approved by 9 members of the Finance Committee and 9 members of the Public Works Committee.

Adopted February 8, 2012 by voice vote.

ACT NO. 87-2012 by Mr. Aiello and Mr. Weller

**BID ACCEPTANCE FOR 4.0 CUBIC YARD FOUR-WHEEL DRIVE
ARTICULATED WHEEL LOADERS
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of two (2) 2012 4.0 Cubic Yard Four-Wheel Drive Articulated Wheel Loaders, with one (1) year buy back guarantee, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for two (2) 2012 Hyundai HL-760-9 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	\$ 280,164.00
Trade-In Allowance (two loaders) #2710 & #2810	<u>\$-238,000.00</u>
Net Cost	\$ 42,164.00,

and

WHEREAS, sufficient funds are included in the budget to cover the costs of the aforementioned services, now, therefore, be it

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

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.

State Bid does not offer buy back option.

Seven sets of specifications were sent out.

Two bids were received.

Approved by 9 members of the Finance Committee and 9 members of the Public Works Committee.

Adopted February 8, 2012 by voice vote.

ACT NO. 88-2012 by Ms. Edstrom and Mrs. Stockman
and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
LEARNING LADDER THERAPEUTIC ASSOCIATION, INC. FOR
HEALTH DEPARTMENT HOME HEALTH CARE PROGRAM
SPEECH THERAPY SERVICES**

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

WHEREAS, Act 638-2010 authorized a contract with Learning Ladder Therapeutic Association, Inc., 10495 Manchester Road, Boston, New York 14025, for the provision of speech therapy services for the patients of the Health Department Home Health Care Program, the term of which expired December 31, 2011, and

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

WHEREAS, Learning Ladder Therapeutic Association, Inc., has agreed to provide speech therapy services to Cattaraugus County Health Department patients at the rate of \$70.00 per visit, and

WHEREAS, this program is funded through a variety of sources, including, but not limited to, state and federal funding, private pay, private and third-party insurance and the County, now, therefore, be it

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 Learning Ladder Therapeutic Association, Inc., for the provision of the above-described services, for a term commencing January 1, 2012 and terminating December 31, 2012, according to the above-described terms, and be it further

RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

¹ The following Legislator requested her name be listed as an additional sponsor: "Mrs. Labuhn".

Adopted February 8, 2012 by voice vote.

ACT NO. 89-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR
HEALTH DEPARTMENT WIC PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Health)**

Pursuant to 42 USCS Section 1786 and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 359-2010, as amended by Act 168-2011, authorized a contract with the New York State Department of Health for WIC Program funding, the term of which expired March 31, 2011, and

WHEREAS, the New York State Department of Health has authorized a cost-of-living adjustment (COLA) in the amount of \$37,109.00 for the period April 1, 2011 through March 31, 2012, and

WHEREAS, a contract amendment is necessary in order to obtain the aforementioned COLA funding, and

WHEREAS, this program is 96% federal and 4% state funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract on behalf of Cattaraugus County, with the New York State Department of Health for WIC Program funding, for a term commencing April 1, 2011 and terminating March 31, 2012, according to the above-described terms, and be it further

RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting, and be it further

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

Increase Estimated Revenue Account:

A.401.4082.0000.4482	Federal Aid, WIC Program	\$37,109.00
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Increase Appropriation Account:

A.401.4082.0000.41220	Nursing Services Contracted	\$37,109.00.
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Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted February 8, 2012 by voice vote.

ACT NO. 90-2012 by Mr. VanRensselaer and Mr. Boser

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
OUTREACH SYSTEMS FOR SOFTSHARE BID MATCH SERVICES FOR
PROCUREMENT TECHNICAL ASSISTANCE PROGRAM**

Pursuant to 10 USCS 4211 and Act 290-2011 of the
Cattaraugus County Legislature.

WHEREAS, Act 67-2011 authorized a contract with Softshare, Inc., for the provision of governmental bid opportunities to clients of the County's Procurement Technical Assistance Program, for an amount of \$5,000.00, the term of which expired January 31, 2012, and

WHEREAS, the County Department of Economic Development, Planning and Tourism is desirous of continuing the aforementioned services, and

WHEREAS, OutreachSystems, 911 Olive Street, Santa Barbara, California 93101-1406, has agreed to continue providing governmental bid opportunities to clients of the County's Procurement Technical Assistance Program for an amount of \$6,000.00, and

WHEREAS, sufficient funds are included in the 2012 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with OutreachSystems for the provision of the above-described services, for a term commencing February 1, 2012 and terminating January 31, 2013, according to the above-described terms.

Approved by 9 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

Adopted February 8, 2012 by voice vote.

ACT NO. 91-2012 by Mr. VanRensselaer and Mr. Boser
*and Mr. Aiello, Mr. Klancer, Mr. Murphy, Mrs. Stockman, Mr. Teachman,
Ms. Vickman, Mr. Weller and Mrs. Labuhn and Mr. Padlo¹*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
CATTARAUGUS COUNTY FEDERATION OF SNOWMOBILE CLUBS, INC. AND
VARIOUS SNOWMOBILE CLUBS IN CATTARAUGUS COUNTY FOR
SNOWMOBILE TRAIL GRANT PROGRAM AND ADJUSTING VARIOUS
APPROPRIATION AND REVENUE ACCOUNTS
(Department of Economic Development, Planning and Tourism)**

Pursuant to Article 27 of the Parks, Recreation and
Historic Preservation Law and Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 52-2011 authorized the Chair to execute contracts with the New York State Office of Parks, Recreation and Historic Preservation, the Cattaraugus County Federation of Snowmobile Clubs, Inc., and various snowmobile clubs for the snowmobile trail grant program, the terms of which expired March 31, 2011, and

WHEREAS, the Cattaraugus County Federation of Snowmobile Clubs, Inc., oversees the activities of various snowmobile clubs within the County, and

WHEREAS, the County desires that the development and maintenance of snowmobile trails be the responsibility of the Cattaraugus County Federation of Snowmobile Clubs, Inc., and

WHEREAS, the County shall act as a pass-through agency for purposes of disbursing the aforementioned grant funds, and

WHEREAS, the Cattaraugus County Federation of Snowmobile Clubs, Inc., shall distribute the aforementioned grant funds to the snowmobile clubs listed below:

	<u>2011 Grant</u>	<u>2012 Grant</u>
Ashford Snowmobile Club, Inc. PO Box 96 West Valley, NY 14171	\$ 8,820.00	\$ 8,820.00
Elibomwons, Inc. 4164 Elm Creek Road Randolph, NY 14772	\$ 27,235.00	\$ 27,765.00
Enchanted Mountains Border Riders, Inc. PO Box 325 Westons Mills, NY 14788	\$ 4,550.00	\$ 4,550.00
Franklinville Snow Sled Club, Inc. PO Box 22 Franklinville, NY 14737	\$ 23,240.00	\$ 24,430.00
Portville Snowmobile Club, Inc. PO Box 466 Portville, NY 14770	\$ 12,600.00	\$ 12,600.00
Snow Bounders, Inc. 9189 Cattaraugus-Otto Road Cattaraugus, NY 14719	\$ 64,235.00	\$ 64,565.00
Southern Tier Snow Drifters, Inc. PO Box 755 North Collins, NY 14111	\$ 11,200.00	\$ 11,200.00
Tri-County Drift Hoppers, Inc. Snowmobile Club PO Box 161 Sandusky, NY 14133-0161	\$ 14,180.00	\$ 14,180.00
Western New York Snowmobile Club of Boston, Inc. PO Box 137 Boston, NY 14025	\$ 4,410.00	\$ 4,410.00

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with the New York State Office of Parks, Recreation and Historic Preservation, the Cattaraugus County Federation of Snowmobile Clubs, Inc., and the above-listed snowmobile clubs, for the provision of the above-described services, for a term commencing April 1, 2011 and terminating March 31, 2012, according to the above-described terms, and be it further

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

Increase Estimated Revenue Account:

A.644.7180.0000.3889.01	NYS Snowmobile Trail Grant	\$172,520.00
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Increase Appropriation Account:

A.644.7180.0000.42037	NYS Snowmobile Trail Program	\$172,520.00.
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Approved by 9 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Mr. Klancer, Mr. Murphy, Mrs. Stockman, Mr. Teachman, Ms. Vickman, Mr. Weller and Mrs. Labuhn and Mr. Padlo".

Adopted February 8, 2012 by voice vote.

ACT NO. 92-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS-ALLEGANY WORKFORCE INVESTMENT BOARD, INC. FOR
YEAR-ROUND YOUTH PROGRAMS**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 395-2010, as amended by Act 452-2010, authorized a contract with the Cattaraugus-Allegany Workforce Investment Board, Inc. (WIB), for the provision of services necessary to operate year-round youth programs, the term of which expired June 30, 2011, and

WHEREAS, the County Department of Social Services is desirous of continuing the provision of services to youth and can make available all necessary qualified personnel, licenses, facilities and expertise to perform, or have performed, the services required, and

WHEREAS, the WIB will pay the County an amount of \$17,723.00 for the provision of the above-described youth services for the period July 1, 2011 through June 30, 2012, and

WHEREAS, this program is 100% federally funded, now, therefore, be it

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 Cattaraugus-Allegany Workforce Investment Board, Inc., for the provision of the above-described services, for a term commencing July 1, 2011 and terminating June 30, 2012, according to the above-described terms.

Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted February 8, 2012 by voice vote.

ACT NO. 93-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS-ALLEGANY WORKFORCE INVESTMENT BOARD, INC. FOR
OPERATION OF WIA ONE-STOP PROGRAM**

Pursuant to P.L. 105-220, Workforce Investment Act of 1998,
20 USC 9201 and Section 450 of the County Law.

WHEREAS, Act 65-2011 authorized a contract with the Cattaraugus-Allegany Workforce Investment Board, Inc., for the operation of the aforementioned WIA One-Stop program, the term of which expired June 30, 2011, and

WHEREAS, the County Department of Social Services is desirous of continuing the One Stop Operator delivery system services, and

WHEREAS, the WIB will pay the County for the administration of the above-described program the sum of \$526,904.00 for the program year July 1, 2011 through June 30, 2012, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 100% federally funded, now, therefore, be it

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 Cattaraugus-Allegany Workforce Investment Board, Inc., for the provision of the above-described services, for a term commencing July 1, 2011 and terminating June 30, 2012, according to the above-described terms.

Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted February 8, 2012 by voice vote.

ACT NO. 94-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE INSURANCE FUND FOR
AMERICORPS PROGRAM WORKERS' COMPENSATION COVERAGE**

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

WHEREAS, Act 540-2010 authorized a contract with the New York State Insurance Fund, 225 Oak Street, Buffalo, New York 14203, for the provision of workers' compensation coverage for Americorps members, the term of which expired December 31, 2011, and

WHEREAS, the County Youth Bureau is desirous of obtaining workers' compensation coverage for the Americorps members, and

WHEREAS, the New York State Insurance Fund, can provide the aforementioned workers' compensation coverage for an amount not to exceed \$3,000.00 to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 100% federally funded, now, therefore, be it

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 Insurance Fund, for the

provision of the above-described services, for a term commencing January 1, 2012 and terminating December 31, 2012, according to the above-described terms, and be it further

RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted February 8, 2012 by voice vote.

ACT NO. 95-2012 by Ms. Edstrom and Mrs. Stockman
and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GREATER BUFFALO CHAPTER OF THE AMERICAN RED CROSS FOR
CPR AND FIRST AID TRAINING FOR AMERICORPS MEMBERS**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 554-2010 authorized a contract with the Greater Buffalo Chapter of the American Red Cross for the provision of CPR and First Aid training for its Americorps members so that they may be better equipped to act in an emergency situation, the term of which expired, and

WHEREAS, the Youth Bureau is again in need of the aforementioned training services, and

WHEREAS, the Greater Buffalo Chapter of the American Red Cross shall provide CPR and First Aid training for Youth Bureau Americorps members for an amount not to exceed \$800.00, which includes necessary training materials, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 100% federally funded, now, therefore, be it

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 Greater Buffalo Chapter of the American Red Cross, for the provision of the above-described training, for a term commencing December 21, 2011 and terminating December 31, 2012, according to the above-described terms, and be it further

RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

¹ The following Legislator requested her name be listed as an additional sponsor: “Mrs. Labuhn”.

Adopted February 8, 2012 by voice vote.

ACT NO. 96-2012 by Mr. Marsh
who asks immediate consideration

**APPOINTMENTS TO LAKE ERIE WATERSHED PROTECTION ALLIANCE
REPRESENTING CATTARAUGUS COUNTY**

Pursuant to Section 153 of the County Law.

WHEREAS, effective January 24, 2012, the first official meeting of the Lake Erie Watershed Protection Alliance was held, and

WHEREAS, the purposes of this organization are to collaborate efforts between the soil and water conservation districts and Cattaraugus, Chautauqua and Erie Counties and the municipalities within these counties, and to develop work plans and seek funding for technical assistance to address watershed issues within the Lake Erie Basin in Western New York, and

WHEREAS, these issues include flooding, stream problems, water quality impairments, etc., and

WHEREAS, the organizational structure for the Lake Erie Watershed Protection Alliance includes three voting members from each county, representing county government, local municipalities, and the county soil and water conservation district, now, therefore, be it

RESOLVED, that the following individuals are appointed to represent Cattaraugus County on the Lake Erie Watershed Protection Alliance:

Crystal J. Abers	County government representative
Chris Lexer	Town of Yorkshire, Local municipal representative
Brian Davis	Soil & Water Conservation District representative

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Lake Erie Watershed Protection Alliance.

MR. AIELLO moved, seconded by Mr. Sprague to waive Rule 12. Carried.

Adopted February 8, 2012 by voice vote.

ACT NO. 97-2012 by Ms. Edstrom
and Mrs. Stockman¹
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
THE COMMUNITY FOUNDATION FOR THE NATIONAL CAPITAL REGION
FUNDING THROUGH SALLIE MAE FUND FOR
AMERICORPS START PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, the Community Foundation for the National Capital Region, through the Sallie Mae Fund, has offered funding in the amount of \$7,700.00 for the Youth Bureau Americorps START Program, and

WHEREAS, the County Youth Bureau is desirous of accepting the aforementioned funding, and

WHEREAS, this program is 100% funded through the Sallie Mae Fund, now, therefore, be it

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 Community Foundation for the National Capital Region and the Sallie Mae Fund, in order to receive the aforementioned grant funding, according to the above-described terms.

MR. TEACHMAN moved, seconded by Mr. Lamberson to waive Rule 12. Carried.

¹ The following Legislator requested her name be listed as an additional sponsor: "Mrs. Stockman".

Adopted February 8, 2012 by voice vote.

ACT NO. 98-2012 by Ms. Edstrom and Mrs. Stockman
and Mr. Aiello, Mr. Teachman and Mr. Padlo¹
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
OLEAN CITY CENTRAL SCHOOL DISTRICT FOR
YOUTH BUREAU AMERICORPS START PROGRAM**

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

WHEREAS, Act 675-2011 authorized a contract with the Olean City School District for the placement of a full-time AmeriCorps START Program member for the period December 18, 2011 through December 17, 2012, for an amount of \$5,000.00, and

WHEREAS, the Olean City School District has requested a half-time member to be placed at the school in addition to the aforementioned full-time member, and

WHEREAS, the Youth Bureau has agreed to place a half-time AmeriCorps member in the Olean City School District for the period February 27, 2012 through December 31, 2012, and

WHEREAS, the Olean City School District, 410 West Sullivan Street, Olean, New York 14760, has agreed to provide services for the AmeriCorps START Program by contributing an additional amount of \$2,700.00 for one (1) half-time member, making the total contract amount \$7,700.00, and

WHEREAS, the continuation of the aforementioned contract is contingent upon the receipt of funding from the New York State Commission on National and Community Service, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with the Olean City School District, for the provision of the AmeriCorps START Program, for a term commencing December 18, 2011 and terminating December 31, 2012, according to the above-described terms, and be it further

RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

MR. BOSER moved, seconded by Mr. Edwards to waive Rule 12. Carried.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Mr. Teachman and Mr. Padlo".

Adopted February 8, 2012 by voice vote.

ACT NO. 99-2012 by Ms. Edstrom and Mrs. Stockman
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
HOUSING OPTIONS MADE EASY, INC. FOR
RECOVERY CENTER SERVICES**

Pursuant to Section 41.07 of the Mental Hygiene Law and
Section 450 of the County Law.

WHEREAS, Act 50-2012 authorized a contract with the New York State Office of Mental Health to accept funding in the amount of \$593,400.00 for a collaborative effort in Allegany, Cattaraugus and Chautauqua Counties for the provision of recovery center services provided by various peer agencies, and

WHEREAS, the County Department of Community Services, as the Local Governmental Unit, has accepted the aforementioned funding in order to facilitate the aforementioned collaborative effort and shall serve as the lead County, and

WHEREAS, Housing Options Made Easy, Inc., 75 Jamestown Street, Gowanda, New York 14070, shall serve as lead agency for the implementation of the aforementioned recovery center services, for an amount not to exceed \$534,060.00, to be paid on a quarterly basis, as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Housing Options Made Easy, Inc., for the provision of the above-described services, for a term commencing January 1, 2012 and terminating December 31, 2012, according to the above-described terms, and be it further

RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further

RESOLVED, that such contract shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contract on thirty (30) days written notice, and be it further

RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting.

MS. EDSTROM moved, seconded by Mr. Weller to waive Rule 12. Carried.

Adopted February 8, 2012 by voice vote.

ACT NO. 100-2012 by Mr. Marsh
who asks immediate consideration

**REQUESTING NEW YORK STATE LEGISLATURE AUTHORIZE
IMPOSITION OF 25 CENT MORTGAGE RECORDING FEE**

Pursuant to Section 40 of the Municipal Home Rule Law.

WHEREAS, New York State (“the State”) has authorized most counties in New York State to charge a 25 cent per \$100 recording tax for mortgages, and

WHEREAS, by Chapter 98 of the Laws of 2009, the State authorized Cattaraugus County to impose such mortgage recording tax, and

WHEREAS, by reason of the State’s recently enacted cap on Cattaraugus County’s tax levy and otherwise, the County must request that its authority to impose a recording tax for mortgages be further extended to December 1, 2015, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby requests the New York State Legislature to adopt legislation authorizing Cattaraugus County to extend a 25 cent per \$100 mortgage recording tax until December 1, 2015, and be it further

RESOLVED, that the County Attorney be, and hereby is, authorized and directed to submit one or more Home Rule Requests to the New York State legislature pursuant hereto, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to State Senator Young and Assembly Member Giglio, the New York State Tax Commission and the New York State Department of Audit and Control.

MS. VICKMAN moved, seconded by Mr. Padlo to waive Rule 12. Carried.

Adopted February 8, 2012 by voice vote. Mr. Edwards and Mr. Sprague voting no.

MR. TEACHMAN moved, seconded by Ms. Edstrom to adjourn until February 22, 2012 at 3:00 p.m. Carried.

Meeting adjourned at 3:57 p.m.

Ann M. Giglio
Journal Clerk