

March 28, 2012

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

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed two Legislators absent – Mr. Aiello and Mr. Teachman. Mr. VanRensselaer arrived at 4:17 p.m.

MRS. STOCKMAN moved, seconded by Mr. Lamberson that the minutes of the March 14, 2012 session be approved. Carried.

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COMMUNICATIONS:

Assembly Member Giglio: Letter acknowledging receipt of Act Nos. 131-2012; 141-2012; 142-2012 and 143-2012.

Allegany County Board of Legislators: Copy of its Resolution No. 44-12 entitled, “Resolution to Governor Cuomo and the New York State Legislature to Request Advancing Funding and Expediting Completion of Projects in Broome, Delaware, Sullivan and Orange Counties, and Placing Signage Recognizing the Designation of the Daniel Patrick Moynihan Interstate Highway 86”.

Chenango County Board of Supervisors: Copy of its Resolution No. 56-12P entitled, “Calling on the Governor and State Legislature to Maintain the Current Success of the New York State Child Support Enforcement Unit by Maintaining a Commitment to a Strong State/Local Partnership”.

Delaware County Board of Supervisors: Copy of its Resolution No. 48 entitled, “Resolution Requesting the State Fulfills Its Commitment to Upstate Economic Revitalization and the Completion of Interstate Highway I-86 Department of Economic Development”.

Tioga County Legislature: Copy of its Resolution No. 80-12 entitled, “Resolution Calling on all Counties to Unite to Bring About Real and Meaningful Mandate Relief in New York State” and Resolution No. 82-12 entitled, “Resolution to Governor Cuomo and the New York State Legislature to Request Advance Funding and Expedite Completion of Projects in Broome, Delaware, Sullivan, and Orange Counties, and Placing Signage Recognizing the Designation of the Daniel Patrick Moynihan Interstate Highway 86”.

County Attorney Thomas Brady: Copy of annual report for the year ending 2011.

Director of Economic Development, Planning and Tourism Crystal Abers: Copy of annual report for the year ending 2011 containing County Planning Board’s annual report.

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CHAIRMAN MARSH announced that this is the time and place called for a public hearing on Act No. 121-2012, Authorizing Public Hearing on Requests for Inclusion into a Certified Agricultural District of Agricultural Parcels Submitted During the 2012 Thirty-day Inclusion Period and that anyone wishing to speak for or against this local law, may now do so.

There being no one wishing to speak, CHAIRMAN MARSH declared the public hearing closed.

CHAIRMAN MARSH granted privilege of the floor to the following Cattaraugus County 4-H members: Haleigh Youll who gave a presentation on Founder, which is laminitis of a horse's hoof; and Kaylee Eaton who gave a presentation on "What 4-H Means to Me".

CHAIRMAN MARSH granted privilege of the floor to County Treasurer Joseph Keller who presented the 2011 Annual Treasurer's Report to the Legislature.

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ACT NO. 145-2012 by Mr. Aiello and Mr. Weller

**ACCEPTING MATERIAL BIDS FOR ASPHALT CONCRETE,
LIQUID BITUMINOUS MATERIALS,
MICRO SURFACING, IN-PLACE RECYCLING OF BITUMINOUS PAVEMENT,
SURFACE TREATING, PAVER PLACED CHIP SEAL, FIBER REINFORCED
BITUMINOUS MEMBRANE SURFACE TREATMENT AND HOT MIX
ASPHALT IN-PLACE PAVING PROJECTS
(Department of Public Works)**

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

RESOLVED, that the Commissioner of Public Works is authorized to contract for materials with the bidders recommended by the Public Works Committee for the season May 1, 2012 through April 30, 2013, and be it further

RESOLVED, that any 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 all materials at any time during the season for which the bids are taken.

ASPHALT CONCRETE

GERNATT ASPHALT PRODUCTS, INC.

Taylor Hollow Road

P.O. Box 400

Collins, New York 14034

price/ton loaded in truck at Collins Plant

<u>Index No.</u>	<u>Description</u>		2012 Rate
AC-1	403-11 1 Base (Dense)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$58.75
		501-1000 tons	\$58.75
		1001-3000 tons	\$58.75
		3001 and greater tons	\$57.75
AC-2	403-12 2 Base (Open)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$53.75
		501-1000 tons	\$53.75
		1001-3000 tons	\$53.75
		3001 and greater tons	\$52.75
		<u>Delivered to Northwest Quad.</u>	

			0-500 tons	\$58.25
			501-1000 tons	\$58.25
			1001-3000 tons	\$58.25
			3001 and greater tons	\$57.25
AC-3	403-13	3 Binder (Dense)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$60.50
			501-1000 tons	\$60.50
			1001-3000 tons	\$60.50
			3001 and greater tons	\$59.50
AC-4	403-14	4 Binder (Open)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$58.75
			501-1000 tons	\$58.75
			1001-3000 tons	\$58.75
			3001 and greater tons	\$57.75
AC-5	403.15	5 Shim (Course)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$75.00
			501-1000 tons	\$75.00
			1001-3000 tons	\$75.00
			3001 and greater tons	\$74.00
AC-6	403-16	6 Top (State Top)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$65.25
			501-1000 tons	\$65.25
			1001-3000 tons	\$65.25
			3001 and greater tons	\$64.25
AC-7	403-17	6F Top (High Friction)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$65.25
			501-1000 tons	\$65.25
			1001-3000 tons	\$65.25
			3001 and greater tons	\$64.25
AC-8	403-18	7 Top (Armor Coat)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$68.50
			501-1000 tons	\$68.50
			1001-3000 tons	\$68.50
			3001 and greater tons	\$67.50
AC-9	403-19	7F Top (Friction Armor Coat)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$68.50
			501-1000 tons	\$68.50
			1001-3000 tons	\$68.50
			3001 and greater tons	\$67.50
AC-21	No. 1 Commercial Binder			
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$60.50

501-1000 tons	\$60.50
1001-3000 tons	\$60.50
3001 and greater tons	\$59.50

Transportation Rates: Collins PlantDelivery Charge "Other Than" to Paver

All orders will be a minimum of 50 ton if delivery is requested.

0 - 5 miles \$3.25 total cost first 5 miles

6 - 15 miles above + \$.15/net ton mile

16 - 50 miles above + \$.15/net ton mile

NOTE: To figure the delivery charge for "ACT-19", this is an amount that will be added to "ACT-18" for delivery between 6-15 miles. To figure "ACT-20" it will be an amount added to "ACT-18" & "ACT-19"

GERNATT ASPHALT PRODUCTS, INC.

Taylor Hollow Road

P.O. Box 400

Collins, New York 14034

price/ton loaded in truck at Springville Plant

<u>Index No.</u>	<u>Description</u>	2012 Rate
AC-1	403-11 1 Base (Dense)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$57.25
	501-1000 tons	\$57.25
	1001-3000 tons	\$57.25
	3001 and greater tons	\$56.25
	<u>Delivered to Northwest Quad.</u>	
	0-500 tons	\$64.00
	501-1000 tons	\$64.00
	1001-3000 tons	\$64.00
	3001 and greater tons	\$63.00
	<u>Delivered to Southwest Quad.</u>	
	0-500 tons	\$64.55
	501-1000 tons	\$64.55
	1001-3000 tons	\$64.55
	3001 and greater tons	\$63.55
AC-2	403-12 2 Base (Open)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$52.25
	501-1000 tons	\$52.25
	1001-3000 tons	\$52.25
	3001 and greater tons	\$51.25
	<u>Delivered to Southwest Quad.</u>	
	0-500 tons	\$59.55
	501-1000 tons	\$59.55
	1001-3000 tons	\$59.55
	3001 and greater tons	\$58.55
AC-3	403-13 3 Binder (Dense)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$59.00

			501-1000 tons	\$59.00
			1001-3000 tons	\$59.00
			3001 and greater tons	\$58.00
			<u>Delivered to Northwest Quad.</u>	
			0-500 tons	\$65.75
			501-1000 tons	\$65.75
			1001-3000 tons	\$65.75
			3001 and greater tons	\$64.75
			<u>Delivered to Southwest Quad.</u>	
			0-500 tons	\$66.30
			501-1000 tons	\$66.30
			1001-3000 tons	\$66.30
			3001 and greater tons	\$65.30
AC-4	403-14	4 Binder (Open)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$57.25
			501-1000 tons	\$57.25
			1001-3000 tons	\$57.25
			3001 and greater tons	\$56.25
			<u>Delivered to Northwest Quad.</u>	
			0-500 tons	\$64.00
			501-1000 tons	\$64.00
			1001-3000 tons	\$64.00
			3001 and greater tons	\$63.00
AC-5	403.15	5 Shim (Course)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$73.50
			501-1000 tons	\$73.50
			1001-3000 tons	\$73.50
			3001 and greater tons	\$72.50
			<u>Delivered to Northeast Quad.</u>	
			0-500 tons	\$79.70
			501-1000 tons	\$79.70
			1001-3000 tons	\$79.70
			3001 and greater tons	\$78.70
			<u>Delivered to Northwest Quad.</u>	
			0-500 tons	\$80.25
			501-1000 tons	\$80.25
			1001-3000 tons	\$80.25
			3001 and greater tons	\$79.25
			<u>Delivered to Southwest Quad.</u>	
			0-500 tons	\$80.80
			501-1000 tons	\$80.80
			1001-3000 tons	\$80.80
			3001 and greater tons	\$79.80
AC-6	403-16	6 Top (State Top)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$63.75
			501-1000 tons	\$63.75
			1001-3000 tons	\$63.75
			3001 and greater tons	\$62.75

			<u>Delivered to Northwest Quad.</u>	
			100-500 tons	\$70.50
			501-1000 tons	\$70.50
			1001-3000 tons	\$70.50
			3001 and greater tons	\$69.50
			<u>Delivered to Southwest Quad.</u>	
			0-500 tons	\$71.05
			501-1000 tons	\$71.05
			1001-3000 tons	\$71.05
			3001 and greater tons	\$70.05
AC-7	403-17	6F Top (High Friction)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$63.75
			501-1000 tons	\$63.75
			1001-3000 tons	\$63.75
			3001 and greater tons	\$62.75
			<u>Delivered to Northwest Quad.</u>	
			100-500 tons	\$70.50
			501-1000 tons	\$70.50
			1001-3000 tons	\$70.50
			3001 and greater tons	\$69.50
			<u>Delivered to Southwest Quad.</u>	
			0-500 tons	\$71.05
			501-1000 tons	\$71.05
			1001-3000 tons	\$71.05
			3001 and greater tons	\$70.05
AC-8	403-18	7 Top (Armor Coat)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$67.00
			501-1000 tons	\$67.00
			1001-3000 tons	\$67.00
			3001 and greater tons	\$66.00
			<u>Delivered to Northwest Quad.</u>	
			0-500 tons	\$73.75
			501-1000 tons	\$73.75
			1001-3000 tons	\$73.75
			3001 and greater tons	\$72.75
			<u>Delivered to Southwest Quad.</u>	
			0-500 tons	\$74.30
			501-1000 tons	\$74.30
			1001-3000 tons	\$74.30
			3001 and greater tons	\$73.30
AC-9	403-19	7F Top (Friction Armor Coat)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$67.00
			501-1000 tons	\$67.00
			1001-3000 tons	\$67.00
			3001 and greater tons	\$66.00
			<u>Delivered to Northwest Quad.</u>	
			0-500 tons	\$73.75
			501-1000 tons	\$73.75

		1001-3000 tons	\$73.75
		3001 and greater tons	\$72.75
		<u>Delivered to Southwest Quad.</u>	
		0-500 tons	\$74.30
		501-1000 tons	\$74.30
		1001-3000 tons	\$74.30
		3001 and greater tons	\$73.30
AC-13	403.2030 Cold Mix Stockpile Patching Materials		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$103.45*
		501-1000 tons	\$103.45*
		1001-3000 tons	\$103.45*
		3001 and greater tons	\$102.45*
		<u>Delivered to Northeast Quad.</u>	
		0-500 tons	\$109.65*
		501-1000 tons	\$109.65*
		1001-3000 tons	\$109.65*
		3001 and greater tons	\$108.65*
		<u>Delivered to Northwest Quad.</u>	
		0-500 tons	\$110.20*
		501-1000 tons	\$110.20*
		1001-3000 tons	\$110.20*
		3001 and greater tons	\$109.20*
		<u>Delivered to Southwest Quad.</u>	
		0-500 tons	\$110.75*
		501-1000 tons	\$110.75*
		1001-3000 tons	\$110.75*
		3001 and greater tons	\$109.75*
	* - Bid is for QPR		
AC-21	No. 1 Commercial Binder		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$59.00
		501-1000 tons	\$59.00
		1001-3000 tons	\$59.00
		3001 and greater tons	\$58.00
		<u>Delivered to Northwest Quad.</u>	
		0-500 tons	\$65.75
		501-1000 tons	\$65.75
		1001-3000 tons	\$65.75
		3001 and greater tons	\$64.75
		<u>Delivered to Southwest Quad.</u>	
		0-500 tons	\$66.30
		501-1000 tons	\$66.30
		1001-3000 tons	\$66.30
		3001 and greater tons	\$65.30

Transportation Rates: Springville PlantDelivery Charge "Other Than" to Paver

All orders will be a minimum of 50 ton if delivery is requested.

0 - 5 miles \$3.25 total cost first 5 miles

6 - 15 miles above + \$.15/net ton mile

16 - 50 miles above + \$.15/net ton mile

NOTE: To figure the delivery charge for "ACT-19", this is an amount that will be added to "ACT-18" for delivery between 6-15 miles. To figure "ACT-20" it will be an amount added to "ACT-18" & "ACT-19"

GERNATT ASPHALT PRODUCTS, INC.

Taylor Hollow Road

P.O. Box 400

Collins, New York 14034

price/ton loaded in truck at Delevan Plant

<u>Index No.</u>	<u>Description</u>	<u>2012 Rate</u>
AC-1	403-11 1 Base (Dense)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$56.75
	501-1000 tons	\$56.75
	1001-3000 tons	\$56.75
	3001 and greater tons	\$55.75
	<u>Delivered to Northeast Quad.</u>	
	0-500 tons	\$62.30
	501-1000 tons	\$62.30
	1001-3000 tons	\$62.30
	3001 and greater tons	\$61.30
	<u>Delivered to Southeast Quad.</u>	
	0-500 tons	\$65.35
	501-1000 tons	\$65.35
	1001-3000 tons	\$65.35
	3001 and greater tons	\$64.35
AC-2	403-12 2 Base (Open)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$51.75
	501-1000 tons	\$51.75
	1001-3000 tons	\$51.75
	3001 and greater tons	\$50.75
	<u>Delivered to Northeast Quad.</u>	
	0-500 tons	\$57.30
	501-1000 tons	\$57.30
	1001-3000 tons	\$57.30
	3001 and greater tons	\$56.30
	<u>Delivered to Southeast Quad.</u>	
	0-500 tons	\$60.35
	501-1000 tons	\$60.35
	1001-3000 tons	\$60.35
	3001 and greater tons	\$59.35
AC-3	403-13 3 Binder (Dense)	
	<u>Loaded in truck @ plant</u>	

			0-500 tons	\$58.50
			501-1000 tons	\$58.50
			1001-3000 tons	\$58.50
			3001 and greater tons	\$57.50
			<u>Delivered to Northeast Quad.</u>	
			0-500 tons	\$64.05
			501-1000 tons	\$64.05
			1001-3000 tons	\$64.05
			3001 and greater tons	\$63.05
			<u>Delivered to Southeast Quad.</u>	
			0-500 tons	\$67.10
			501-1000 tons	\$67.10
			1001-3000 tons	\$67.10
			3001 and greater tons	\$66.10
AC-4	403-14	4 Binder (Open)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$56.75
			501-1000 tons	\$56.75
			1001-3000 tons	\$56.75
			3001 and greater tons	\$55.75
			<u>Delivered to Northeast Quad.</u>	
			0-500 tons	\$62.30
			501-1000 tons	\$62.30
			1001-3000 tons	\$62.30
			3001 and greater tons	\$61.30
			<u>Delivered to Southeast Quad.</u>	
			0-500 tons	\$65.35
			501-1000 tons	\$65.35
			1001-3000 tons	\$65.35
			3001 and greater tons	\$64.35
AC-6	403-16	6 Top (State Top)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$63.25
			501-1000 tons	\$63.25
			1001-3000 tons	\$63.25
			3001 and greater tons	\$62.25
			<u>Delivered to Northeast Quad.</u>	
			0-500 tons	\$68.80
			501-1000 tons	\$68.80
			1001-3000 tons	\$68.80
			3001 and greater tons	\$67.80
			<u>Delivered to Southeast Quad.</u>	
			0-500 tons	\$71.85
			501-1000 tons	\$71.85
			1001-3000 tons	\$71.85
			3001 and greater tons	\$70.85
AC-7	403-17	6F Top (High Friction)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$63.25
			501-1000 tons	\$63.25
			1001-3000 tons	\$63.25

			3001 and greater tons	\$62.25
			<u>Delivered to Northeast Quad.</u>	
			0-500 tons	\$68.80
			501-1000 tons	\$68.80
			1001-3000 tons	\$68.80
			3001 and greater tons	\$67.80
			<u>Delivered to Southeast Quad.</u>	
			0-500 tons	\$71.85
			501-1000 tons	\$71.85
			1001-3000 tons	\$71.85
			3001 and greater tons	\$70.85
AC-8	403-18	7 Top (Armor Coat)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$66.50
			501-1000 tons	\$66.50
			1001-3000 tons	\$66.50
			3001 and greater tons	\$65.50
			<u>Delivered to Northeast Quad.</u>	
			0-500 tons	\$72.05
			501-1000 tons	\$72.05
			1001-3000 tons	\$72.05
			3001 and greater tons	\$71.05
			<u>Delivered to Southeast Quad.</u>	
			0-500 tons	\$75.10
			501-1000 tons	\$75.10
			1001-3000 tons	\$75.10
			3001 and greater tons	\$74.10
AC-9	403-19	7F Top (Friction Armor Coat)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$66.50
			501-1000 tons	\$66.50
			1001-3000 tons	\$66.50
			3001 and greater tons	\$65.50
			<u>Delivered to Northeast Quad.</u>	
			0-500 tons	\$72.05
			501-1000 tons	\$72.05
			1001-3000 tons	\$72.05
			3001 and greater tons	\$71.05
			<u>Delivered to Southeast Quad.</u>	
			0-500 tons	\$75.10
			501-1000 tons	\$75.10
			1001-3000 tons	\$75.10
			3001 and greater tons	\$74.10
AC-21	No. 1	Commercial Binder		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$58.50
			501-1000 tons	\$58.50
			1001-3000 tons	\$58.50
			3001 and greater tons	\$57.50
			<u>Delivered to Northeast Quad.</u>	
			0-500 tons	\$64.05

501-1000 tons	\$64.05
1001-3000 tons	\$64.05
3001 and greater tons	\$63.05
<u>Delivered to Southeast Quad.</u>	
0-500 tons	\$67.10
501-1000 tons	\$67.10
1001-3000 tons	\$67.10
3001 and greater tons	\$66.10

Transportation Rates: Delevan Plant**Delivery Charge "Other Than" to Paver**

All orders will be a minimum of 50 ton if delivery is requested.

0 - 5 miles \$3.25 total cost first 5 miles

6 - 15 miles above + \$.15/net ton mile

16 - 50 miles above + \$.15/net ton mile

NOTE: To figure the delivery charge for "ACT-19", this is an amount that will be added to "ACT-18" for delivery between 6-15 miles. To figure "ACT-20" it will be an amount added to "ACT-18" & "ACT-19"

DOLOMITE PRODUCTS COMPANY, INC.

d/b/a A. L. BLADES

7610 County Route 65

P.O. Box 590

Hornell, New York 14843

price/ton loaded in truck at Plant

<u>Index No.</u>	<u>Description</u>	2012 Rate
AC-1	403-11 1 Base (Dense)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$61.00
	501-1000 tons	\$58.00
	1001-3000 tons	\$57.50
	3001 and greater tons	\$57.50
AC-2	403-12 2 Base (Open)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$58.00
	501-1000 tons	\$55.00
	1001-3000 tons	\$54.50
	3001 and greater tons	\$54.50
AC-3	403-13 3 Binder (Dense)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$64.00
	501-1000 tons	\$61.00
	1001-3000 tons	\$60.50
	3001 and greater tons	\$60.50
AC-5	403.15 5 Shim (Course)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$79.00
	501-1000 tons	\$76.00
	1001-3000 tons	\$75.50
	3001 and greater tons	\$75.50

AC-6	403-16	6 Top (State Top)	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$67.75
			501-1000 tons	\$64.75
			1001-3000 tons	\$64.25
			3001 and greater tons	\$64.25
AC-7	403-17	6F Top (High Friction)	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$67.75
			501-1000 tons	\$64.75
			1001-3000 tons	\$64.25
			3001 and greater tons	\$64.25
AC-8	403-18	7 Top (Armor Coat)	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$70.00
			501-1000 tons	\$67.00
			1001-3000 tons	\$66.50
			3001 and greater tons	\$66.50
AC-9	403-19	7F Top (Friction Armor Coat)	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$70.00
			501-1000 tons	\$67.00
			1001-3000 tons	\$66.50
			3001 and greater tons	\$66.50
AC-21	No. 1	Commercial Binder	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$66.75
			501-1000 tons	\$63.75
			1001-3000 tons	\$63.25
			3001 and greater tons	\$63.25

Transportation Rates: Cuba Plant**Delivery Charge "Other Than" to Paver**

All orders will be a minimum of 50 ton if delivery is requested.

0 - 5 miles \$3.75 total cost first 5 miles

6 - 15 miles above + \$.30/net ton mile

16 - 50 miles above + \$.25/net ton mile

NOTE: To figure the delivery charge for "ACT-19", this is an amount that will be added to "ACT-18" for delivery between 6-15 miles. To figure "ACT-20" it will be an amount added to "ACT-18" & "ACT-19"

BUFFALO CRUSHED STONE, INC.

2544 Clinton Street

P.O. Box 710

Buffalo, New York 14224

price/ton loaded in truck at Olean Plant

<u>Index No.</u>	<u>Description</u>	2012 Rate
AC-1	403-11 1 Base (Dense)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$61.00
	501-1000 tons	\$58.00

			1001-3000 tons	\$58.00
			3001 and greater tons	\$58.00
AC-2	403-12	2 Base (Open)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$54.40
			501-1000 tons	\$51.40
			1001-3000 tons	\$51.40
			3001 and greater tons	\$51.40
AC-3	403-13	3 Binder (Dense)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$65.35
			501-1000 tons	\$62.35
			1001-3000 tons	\$62.35
			3001 and greater tons	\$62.35
AC-4	403-14	4 Binder (Open)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$55.95
			501-1000 tons	\$52.95
			1001-3000 tons	\$52.95
			3001 and greater tons	\$52.95
AC-5	403.15	5 Shim (Course)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$77.50
			501-1000 tons	\$74.50
			1001-3000 tons	\$74.50
			3001 and greater tons	\$74.50
AC-6	403-16	6 Top (State Top)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$70.50
			501-1000 tons	\$67.50
			1001-3000 tons	\$67.50
			3001 and greater tons	\$67.50
AC-7	403-17	6F Top (High Friction)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$70.50
			501-1000 tons	\$67.50
			1001-3000 tons	\$67.50
			3001 and greater tons	\$67.50
AC-8	403-18	7 Top (Armor Coat)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$73.25
			501-1000 tons	\$70.25
			1001-3000 tons	\$70.25
			3001 and greater tons	\$70.25
AC-9	403-19	7F Top (Friction Armor Coat)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$73.25
			501-1000 tons	\$70.25
			1001-3000 tons	\$70.25
			3001 and greater tons	\$70.25
AC-20	P-401	Airport Top		

		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$67.75
		501-1000 tons	\$64.75
		1001-3000 tons	\$64.75
		3001 and greater tons	\$64.75
AC-21	No. 1 Commercial Binder		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$65.35
		501-1000 tons	\$62.35
		1001-3000 tons	\$62.35
		3001 and greater tons	\$62.35

Transportation Rates: Olean Plant**Delivery Charge "Other Than" to Paver**

All orders will be a minimum of 50 ton if delivery is requested.

0 - 5 miles \$3.00 total cost first 5 miles

6 - 15 miles above + \$.15/net ton mile

16 - 50 miles above + \$.15/net ton mile

NOTE: To figure the delivery charge for "ACT-19", this is an amount that will be added to "ACT-18" for delivery between 6-15 miles. To figure "ACT-20" it will be an amount added to "ACT-18" & "ACT-19"

BUFFALO CRUSHED STONE, INC.

2544 Clinton Street

P.O. Box 710

Buffalo, New York 14224

price/ton loaded in truck at Ashford Plant

<u>Index No.</u>	<u>Description</u>		2012 Rate
AC-1	403-11 1 Base (Dense)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$58.90
		501-1000 tons	\$57.90
		1001-3000 tons	\$57.90
		3001 and greater tons	\$57.90
AC-2	403-12 2 Base (Open)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$52.90
		501-1000 tons	\$51.90
		1001-3000 tons	\$51.90
		3001 and greater tons	\$51.90
AC-3	403-13 3 Binder (Dense)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$59.95
		501-1000 tons	\$58.95
		1001-3000 tons	\$58.95
		3001 and greater tons	\$58.95
AC-4	403-14 4 Binder (Open)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$55.90
		501-1000 tons	\$54.90
		1001-3000 tons	\$54.90

AC-5	403.15	5 Shim (Course)	3001 and greater tons	\$54.90
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$72.40
			501-1000 tons	\$71.40
			1001-3000 tons	\$71.40
			3001 and greater tons	\$71.40
AC-6	403-16	6 Top (State Top)	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$63.00
			501-1000 tons	\$62.00
			1001-3000 tons	\$62.00
			3001 and greater tons	\$62.00
AC-7	403-17	6F Top (High Friction)	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$63.00
			501-1000 tons	\$62.00
			1001-3000 tons	\$62.00
			3001 and greater tons	\$62.00
AC-8	403-18	7 Top (Armor Coat)	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$65.85
			501-1000 tons	\$64.85
			1001-3000 tons	\$64.85
			3001 and greater tons	\$64.85
AC-9	403-19	7F Top (Friction Armor Coat)	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$65.85
			501-1000 tons	\$64.85
			1001-3000 tons	\$64.85
			3001 and greater tons	\$64.85
AC-20	P-401	Airport Top	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$62.20
			501-1000 tons	\$61.20
			1001-3000 tons	\$61.20
			3001 and greater tons	\$61.20
AC-21	No. 1	Commercial Binder	<u>Loaded in truck @ plant</u>	
			0-500 tons	\$59.95
			501-1000 tons	\$58.95
			1001-3000 tons	\$58.95
			3001 and greater tons	\$58.95

Transportation Rates: Ashford Plant

Delivery Charge "Other Than" to Paver

All orders will be a minimum of 50 ton if delivery is requested.

0 - 5 miles \$3.00 total cost first 5 miles

6 - 15 miles above + \$.15/net ton mile

16 - 50 miles above + \$.15/net ton mile

NOTE: To figure the delivery charge for "ACT-19", this is an amount that will be added to "ACT-18" for delivery between 6-15 miles. To figure "ACT-20" it will be an amount added to "ACT-18" & "ACT-19"

JAMESTOWN MACADAM, INC.

P.O. Box 158

Walden Avenue

Jamestown, New York 14701

price/ton loaded in truck at Plant

<u>Index No.</u>	<u>Description</u>		2012 Rate
AC-1	403-11 1 Base (Dense)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$59.20
		501-1000 tons	\$59.20
		1001-3000 tons	\$59.20
		3001 and greater tons	\$59.20
AC-2	403-12 2 Base (Open)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$53.85
		501-1000 tons	\$53.85
		1001-3000 tons	\$53.85
		3001 and greater tons	\$53.85
AC-3	403-13 3 Binder (Dense)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$61.05
		501-1000 tons	\$61.05
		1001-3000 tons	\$61.05
		3001 and greater tons	\$61.05
AC-4	403-14 4 Binder (Open)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$55.00
		501-1000 tons	\$55.00
		1001-3000 tons	\$55.00
		3001 and greater tons	\$55.00
		<u>Delivered to Southwest Quad.</u>	
		0-500 tons	\$62.15
		501-1000 tons	\$62.15
		1001-3000 tons	\$62.15
		3001 and greater tons	\$62.15
AC-5	403.15 5 Shim (Course)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$74.15
		501-1000 tons	\$74.15
		1001-3000 tons	\$74.15
		3001 and greater tons	\$74.15
AC-6	403-16 6 Top (State Top)		
		<u>Loaded in truck @ plant</u>	
		0-500 tons	\$65.85
		501-1000 tons	\$65.85
		1001-3000 tons	\$65.85
		3001 and greater tons	\$65.85

AC-7	403-17	6F Top (High Friction)		
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$65.85
			501-1000 tons	\$65.85
			1001-3000 tons	\$65.85
AC-8	403-18	7 Top (Armor Coat)	3001 and greater tons	\$65.85
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$68.90
			501-1000 tons	\$68.90
			1001-3000 tons	\$68.90
AC-9	403-19	7F Top (Friction Armor Coat)	3001 and greater tons	\$68.90
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$68.90
			501-1000 tons	\$68.90
			1001-3000 tons	\$68.90
AC-11	403-21	Truing & Leveling Plant Mix Stockpile Patching Materials (Reg)	3001 and greater tons	\$68.90
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$65.85
			501-1000 tons	\$65.85
			1001-3000 tons	\$65.85
AC-12	Plant Mixed Stockpile Patching Materials (modified)		3001 and greater tons	\$65.85
			<u>Delivered to Southwest Quad.</u>	
			0-500 tons	\$73.00
			501-1000 tons	\$73.00
			1001-3000 tons	\$73.00
AC-20	P-401 Airport Top		3001 and greater tons	\$73.00
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$115.00
			501-1000 tons	\$115.00
			1001-3000 tons	\$115.00
			3001 and greater tons	\$115.00
			<u>Loaded in truck @ plant</u>	
			0-500 tons	\$65.10
			501-1000 tons	\$65.10
			1001-3000 tons	\$65.10
			3001 and greater tons	\$65.10
			<u>Delivered to Southwest Quad.</u>	
			0-500 tons	\$72.25
			501-1000 tons	\$72.25
			1001-3000 tons	\$72.25
			3001 and greater tons	\$72.25

Transportation Rates: Ashford PlantDelivery Charge "Other Than" to Paver

All orders will be a minimum of 50 ton if delivery is requested.

0 - 5 miles \$4.00 total cost first 5 miles

6 - 15 miles above + \$.18/net ton mile

16 - 50 miles above + \$.18/net ton mile

NOTE: To figure the delivery charge for "ACT-19", this is an amount that will be added to "ACT-18" for delivery between 6-15 miles. To figure "ACT-20" it will be an amount added to "ACT-18" & "ACT-19"

MIDLAND ASPHALT MATERIALS CORP.

640 Young Street

P.O. Box 388

Tonawanda, New York 14151

price/ton loaded in truck at Plant

<u>Index No.</u>	<u>Description</u>	2012 Rate
AC-13	Cold Mix Stockpile Patching Materials	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$91.44
	501-1000 tons	\$88.06
	1001-3000 tons	\$85.87
	3001 and greater tons	\$85.87

SUIT-KOTE CORPORATION

1911 Lorings Crossing Road

Cortland, New York 13045

price/ton loaded in truck at Plant at Jamestown location

<u>Index No.</u>	<u>Description</u>	2012 Rate
AC-14	Cold Mix Bituminous Pavement (open graded)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$66.91
	501-1000 tons	\$55.44
	1001-3000 tons	\$54.41
	3001 and greater tons	\$53.27
AC-15	Type 1 (Surface Course)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$70.74
	501-1000 tons	\$60.32
	1001-3000 tons	\$60.03
	3001 and greater tons	\$58.36
AC-16	Type 2 (Intermediate)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$65.33
	501-1000 tons	\$55.46
	1001-3000 tons	\$54.50
	3001 and greater tons	\$51.49
AC-17	Type 3 (Base Course)	
	<u>Loaded in truck @ plant</u>	

0-500 tons	\$66.45
501-1000 tons	\$55.79
1001-3000 tons	\$53.24
3001 and greater tons	\$50.98

H.H. RAUH PAVING, INC.
7 West First Street
P.O. Box 2
Lakewood, New York 14750

price/ton loaded in truck at Plant

<u>Index No.</u>	<u>Description</u>	<u>2012 Rate</u>
AC-3	403-13 3 Binder (Dense)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$59.00
AC-8	403-18 7 Top (Armor Coat)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$67.00
AC-8	403-19 7F Top (Friction Armor Coat)	
	<u>Loaded in truck @ plant</u>	
	0-500 tons	\$67.00

Asphalt Concrete:

State Bid - The County Department of Public Works will compare the aforementioned bids against the State Contract prices and will purchase from the source most advantageous to the County.
 Eight sets of specifications were sent out.
 Seven bids were received.

LIQUID BITUMINOUS MATERIALS

MIDLAND ASPHALT MATERIALS CORP.
640 Young Street
P.O. Box 388
Tonawanda, New York 14151

<u>Index No.</u>	<u>Description:</u> <u>(Without Guarantee)</u>	<u>2012 Rate</u>
LBM-1	MC-30	\$ 4.32
LBM-7	CRS-1	\$ 2.37
LBM-12	CRS-2L	\$ 2.64
LBM-13	CRS-2P	\$ 2.72
LBM-17	CMS-1H	\$ 2.67
LBM-18	CMS-2	\$ 2.69
LBM-19	CMS-2H	\$ 2.69
LBM-20	CSS-1	\$ 2.49
LBM-25	Recycle HFMS-R	\$ 2.68
LBM-26	35% Calcium Chloride Solution (applied)	\$ 1.35
LBM-30	Dust Control Emulsion AEDC (applied)	\$ 1.65

(With Two-Year Guarantee)

GLBM-1	MC-30	\$ 4.32
GLBM-7	CRS-1	\$ 2.37
GLBM-12	CRS-2L	\$ 2.64
GLBM-13	CRS-2P	\$ 2.72
GLBM-17	CMS-1H	\$ 2.67
GLBM-18	CMS-2	\$ 2.69
GLBM-19	CMS-2H	\$ 2.69
GLBM-20	CSS-1	\$ 2.49
GLBM-25	Recycle HFMS-R	\$ 2.68

**Price Per Gallon Applied, including: heat, haul and applied point in Cattaraugus Co.

Price Additions - The following bid prices are for rental of equipment by the gallon or by the hour for various liquid asphalt projects (both with or without guarantee)

<u>Item</u>	<u>2012 Rate</u>
Pugmill	\$.20/gal. not to exceed \$2000/day
Mix Paver	\$.25/gal. not to exceed \$2500/day
Automated Paver	No bid
Self-Propelled Aggregate Spreader	\$.20/gal. not to exceed \$2100/day
Or	
Self-Propelled Aggregate Spreader	\$250/hour not to exceed \$2100/day
Variable Width Aggregate Spreader	\$.20/gal. not to exceed \$2100/day
Or	
Variable Width Aggregate Spreader	\$250/hour not to exceed \$2100/day
Milling Machine	4 foot width: \$625/hour not to exceed \$5000/day
	6 foot width: \$625/hour not to exceed \$5000/day
	7 foot width: \$625/hour not to exceed \$5000/day
	10 foot width: \$650/hour not to exceed \$5200/day
	11 foot width: \$650/hour not to exceed \$5200/day
Pulveration Only	\$625/hour not to exceed \$5000/day
<u>Distributor Rental for Spray Patching or Tack Coat Application with Operator</u>	
	0-1000 gallon/day \$125/hour
	1001-2000 gallon/day \$120/hour
	2001-3000 gallon/day \$115/hour

*SUIT-KOTE JAMESTOWN, DIVISION
OF SUIT-KOTE CORPORATION
57 Lister Street
Jamestown, New York 14701*

LBM-6	RS-1	\$ 2.37
LBM-8	RS-2	\$ 2.42
LBM-9	HFRS-2	\$ 2.42
LBM-10	HFRS-2P	\$ 2.72
LBM-14	MS-2	\$ 2.69
LBM-15	HFMS-2	\$ 2.69
LBM-16	HFMS-2H	\$ 2.69
LBM-16A	HFMS-2GH	\$ 2.79
LBM-23	Winter Mix HFMS-2	\$ 2.80

LBM-24	Summer Stock Pile HFMS-2P	\$ 2.89
LBM-26	35% Calcium Chloride Solution (applied)	\$ 1.35
LBM-30	Dust Control Emulsion AEDC (applied)	\$ 1.65
LBM-32	Crack Sealing (See Note on Page 10)	\$13.95

(With Two-Year Guarantee)

GLBM-6	RS-1	\$ 2.37
GLBM-8	RS-2	\$ 2.42
GLBM-9	HFRS-2	\$ 2.42
GLBM-10	HFRS-2P	\$ 2.72
GLBM-14	MS-2	\$ 2.69
GLBM-15	HFMS-2	\$ 2.69
GLBM-16	HFMS-2H	\$ 2.69
GLBM-16A	HFMS-2GH	\$ 2.79
GLBM-23	Winter Mix HFMS-2	\$ 2.80
GLBM-24	Summer Stock Pile HFMS-2P	\$ 2.89
GLBM-31	Crack Filling	\$15.95
GLBM-32	Crack Sealing (See Note on Page 10)	\$13.95

**Price Per Gallon Applied, including: heat, haul and applied point in Cattaraugus Co.

Price Additions - The following bid prices are for rental of equipment by the gallon or by the hour for various liquid asphalt projects (both with or without guarantee)

<u>Item</u>	<u>2012 Rate</u>
Pugmill	\$.20/gal. not to exceed \$2000/day
Mix Paver	\$.25/gal. not to exceed \$2500/day
Automated Paver	\$.27/gal. not to exceed \$2700/day
Self-Propelled Aggregate Spreader	\$.20/gal. not to exceed \$2100/day
Or	
Self-Propelled Aggregate Spreader	\$250/hour not to exceed \$2100/day
Variable Width Aggregate Spreader	\$.20/gal. not to exceed \$2100/day
Or	
Variable Width Aggregate Spreader	\$250/hour not to exceed \$2100/day
Milling Machine	4 foot width: \$650/hour not to exceed \$5500/day 6 foot width: \$650/hour not to exceed \$5500/day 7 foot width: \$650/hour not to exceed \$5500/day 10 foot width: \$675/hour not to exceed \$5700/day 11 foot width: \$675/hour not to exceed \$5700/day
Pulverization Only	\$650/hour not to exceed \$5000/day
<u>Distributor Rental for Spray Patching or Tack Coat Application with Operator</u>	
	0-1000 gallon/day \$130/hour
	1001-2000 gallon/day \$125/hour
	2001-3000 gallon/day \$120/hour

Additional Bids:

Fixed Head Chipper	\$0.180/gal. not to exceed \$1800/day	
HFMS-2MP	High Float Medium Set Emulsion formulated-Cold Mix Paving	\$2.66/gal.
HFMS-2ST	High Float Medium Set Emulsion formulated-Surface Treating over Gravel	\$2.39/gal.
DCA-2000	Dust Control Alternate	\$1.637/gal.
HFRS-2SE	High Float Rapid Set Emulsion formulated-Limestone	\$2.339/gal.

BOTHAR CONSTRUCTION, LLC
170 East Service Road
Binghamton, New York 13901

<u>Index No.</u>	<u>Description:</u> <u>(Without Guarantee)</u>	<u>2012 Rate</u>
LBM-31	Crack Filling	\$15.25
**Price Per Gallon Applied, including: heat, haul and applied point in Catt. Co.		

RUSSELL STANDARD CORP.
P.O. Box 86
Union City, Pennsylvania 14701

<u>Index No.</u>	<u>Description:</u> <u>(Without Guarantee)</u>	<u>2012 Rate</u>
LBM-2	MC-70	\$ 4.24
LBM-11	CRS-2	\$ 2.40
LBM-21	CSS-1H	\$ 2.46
LBM-22	Tackcoat	\$ 4.45

(With Two-Year Guarantee)

GLBM-2	MC-70	\$ 4.24
GLBM-11	CRS-2	\$ 2.40
GLBM-21	CSS-1H	\$ 2.46
GLBM-22	Tackcoat	\$ 4.45

**Price Per Gallon Applied, including: heat, haul and applied point in Cattaraugus Co.

Price Additions - The following bid prices are for rental of equipment by the gallon or by the hour for various liquid asphalt projects (both with or without guarantee)

<u>Item</u>	<u>2012 Rate</u>
Pugmill	\$.20/gal. not to exceed \$2000/day
Mix Paver	No bid
Automated Paver	No bid
Self-Propelled Aggregate Spreader	\$.20/gal. not to exceed \$2000/day
Or	
Self-Propelled Aggregate Spreader	No bid
Variable Width Aggregate Spreader	\$.20/gal. not to exceed \$2000/day
Or	
Variable Width Aggregate Spreader	No bid
<u>Distributor Rental for Spray Patching or Tack Coat Application with Operator</u>	
0-1000 gallon/day	\$130/hour
1001-2000 gallon/day	\$125/hour
2001-3000 gallon/day	\$120/hour

INNOVATIVE MUNICIPAL PRODUCTS, INC.
78 Orchard Road
Ajax, Ontario, Canada L1S6L1

<u>Index No.</u>	<u>Description:</u> (Without Guarantee)	<u>2012 Rate</u>
LBM-27	32% Calcium Chlor. Sol. To County Storage	\$1.25
LBM-28	Calcium/Sodium Chloride Brine (applied)	\$0.23
LBM-29	Calcium/Sodium Chloride Brine delivered to County Storage	\$0.19
	Liquid Magnesium Chloride-30% delivered to County Storage (meltdown)	\$0.83
**Price Per Gallon Applied, including: heat, haul and applied point in Catt. Co.		

D & H EXCAVATING, INC.
11939 Route 98 South
Arcade, New York 14009

Price Additions - The following bid prices are for rental of equipment by the gallon or by the hour for various liquid asphalt projects (both with or without guarantee)

<u>Item</u>	<u>2012 Rate</u>
Milling Machine	4 foot width: \$325/hour not to exceed \$3250/day 5 foot width: \$375/hour not to exceed \$3750/day
<u>Distributor Rental for Spray Patching or Tack Coat Application with Operator</u>	
	0-1000 gallon/day \$105/hour
	1001-2000 gallon/day \$105/hour

*2.90 per gallon of tackcoat

KILLIAN CONSTRUCTION, INC.
210 Commerce Drive
Rochester, New York 14623

Price Additions - The following bid prices are for rental of equipment by the gallon or by the hour for various liquid asphalt projects (both with or without guarantee)

<u>Item</u>	<u>2012 Rate</u>
Milling Machine	4 foot width: \$750/hour not to exceed \$3600/day 7 foot width: \$900/hour not to exceed \$4600/day

VILLAGER CONSTRUCTION, INC.
425 Old Macedon Center Road
Fairport, New York 14450

Price Additions - The following bid prices are for rental of equipment by the gallon or by the hour for various liquid asphalt projects (both with or without guarantee)

<u>Item</u>	<u>2012 Rate</u>
Milling Machine	4 foot width: \$450/hour not to exceed \$3600/day 7 foot width: \$575/hour not to exceed \$4600/day

Liquid Bituminous Materials

State Bid - The County Department of Public Works will compare the aforementioned bids against the State Contract prices and will purchase from the source most advantageous to the County.

Eleven sets of specifications were sent out.
Eight bids were received.

MICRO-SURFACING OF EXISTING PAVEMENT

*SUIT-KOTE JAMESTOWN, DIVISION
OF SUIT-KOTE CORPORATION
57 Lister Street
Jamestown, New York 14701*

<u>Quantities</u>	<u>Prices Per Ton</u> <u>2012 Rate</u>
Quantities to be placed under 100 ton	\$293.80
Quantities to be placed 101 - 300 ton	\$197.80
Quantities to be placed 301 - 500 ton	\$182.60
Quantities to be placed over 500 ton	\$170.30

Micro Surfacing:

State Bid - The County Department of Public Works will compare the aforementioned bids against the State Contract prices and will purchase from the source most advantageous to the County.

Three sets of specifications were sent out.

One bid was received.

COLD IN-PLACE RECYCLING OF BITUMINOUS PAVEMENT

*MIDLAND ASPHALT MATERIALS CORP.
640 Young Street
P.O. Box 388
Tonawanda, New York 14151*

PROJECTS BETWEEN 5,000 & 9,999 SQUARE YARDS

<u>Depth of Cut</u>	<u>Type I</u> <u>Prices/sq. yd.</u>	<u>Type II</u> <u>Prices/sq. yd.</u>
1" up to, but not including 3"	(1a) \$3.00	(1a) \$2.40
3" up to, but not including 6"	(1b) \$3.12	(1b) \$2.52
6" up to 12"	(1c) No bid	(1c) No bid
<u>Additive</u>	<u>Price/Gallon</u>	<u>Price/Gallon</u>
Emulsified Asphalt HFMS-2 Type delivered and added to Mix	(2) \$2.48	(2) \$2.48
** Total Square Yard Price for Recycling:		
Using 1 Gallon per square yard of Additive:	(1a+2) = (3a) \$5.48	\$4.88
	(1b+2) = (3b) \$5.60	\$5.00
	(1c+2) = (3c) No bid	No bid

**** Using 1 gallon per square yard of Emulsified Asphalt is only for the purpose of determining the low bid price for the work. The actual amount of liquid additive per square yard will vary depending on the Job Mix Formula.**

Alternate: Add for Contractor supplying Aggregate

Prices/sq. yd.

as described in Section 8.a.2 page 12 of bid specifications

Alt. \$.75

PROJECTS 10,000 SQUARE YARDS AND GREATER

<u>Depth of Cut</u>		<u>Type I</u> <u>Prices/sq. yd.</u>	<u>Type II</u> <u>Prices/sq. yd.</u>
1" up to, but not including 3"		(1a) \$2.68	(1a) \$2.05
3" up to, but not including 6"		(1b) \$2.74	(1b) \$2.10
6" up to 12"		(1c) No bid	(1c) No bid
<u>Additive</u>		<u>Price/Gallon</u>	<u>Price/Gallon</u>
Emulsified Asphalt HFMS-2 Type delivered and added to Mix		(2) \$2.48	(2) \$2.48
** Total Square Yard Price for Recycling:			
Using 1 Gallon per square yard of Additive:	(1a+2) = (3a)	\$5.16	\$4.53
	(1b+2) = (3b)	\$5.22	\$4.58
	(1c+2) = (3c)	No bid	No bid

** Using 1 gallon per square yard of Emulsified Asphalt is only for the purpose of determining the low bid price for the work. The actual amount of liquid additive per square yard will vary depending on the Job Mix Formula.

Alternate: Add for Contractor supplying Aggregate as described in Section 8.a.2 page 12 of bid specifications

Prices/sq.yd.

Alt. \$.75

FULL DEPTH RECLAMATION TYPE III RECYCLING

Pulverize Only:

<u>Depth of Cut</u>	<u>Price Per Sq. Yd.</u>
6" or less	1a \$.775
Over 6"	1b \$.825

*SUIT-KOTE JAMESTOWN, DIVISION
OF SUIT-KOTE CORPORATION
57 Lister Street
Jamestown, New York 14701*

PROJECTS BETWEEN 5,000 & 9,999 SQUARE YARDS

<u>Depth of Cut</u>		<u>Type I</u> <u>Prices/sq. yd.</u>	<u>Type II</u> <u>Prices/sq. yd.</u>
1" up to, but not including 3"		(1a) No bid	(1a) \$2.40
3" up to, but not including 6"		(1b) No bid	(1b)
6" up to 12"		(1c) No bid	(1c) No bid
<u>Additive</u>		<u>Price/Gallon</u>	<u>Price/Gallon</u>
Emulsified Asphalt HFMS-2 Type delivered and added to Mix		(2) No bid	(2) \$2.48
** Total Square Yard Price for Recycling:			
Using 1 Gallon per square yard of Additive:	(1a+2) = (3a)	No bid	\$4.88
	(1b+2) = (3b)	No bid	
	(1c+2) = (3c)	No bid	No bid

** Using 1 gallon per square yard of Emulsified Asphalt is only for the purpose of determining the low bid price for the work. The actual amount of liquid additive per square yard will vary depending on the Job Mix Formula.

Alternate: Add for Contractor supplying Aggregate as described in Section 8.a.2 page 12 of bid specifications

Prices/sq.yd.

Alt. \$.84

PROJECTS 10,000 SQUARE YARDS AND GREATER

<u>Depth of Cut</u>	<u>Type I</u> <u>Prices/sq. yd.</u>	<u>Type II</u> <u>Prices/sq. yd.</u>
1" up to, but not including 3"	(1a) No bid	(1a) \$2.05
3" up to, but not including 6"	(1b) No bid	(1b) \$2.10
6" up to 12"	(1c) No bid	(1c) No bid
<u>Additive</u>	<u>Price/Gallon</u>	<u>Price/Gallon</u>
Emulsified Asphalt HFMS-2 Type delivered and added to Mix	(2) No bid	(2) \$2.48
** Total Square Yard Price for Recycling:		
Using 1 Gallon per square yard of Additive:	(1a+2) = (3a) No bid	\$4.53
	(1b+2) = (3b) No bid	\$4.58
	(1c+2) = (3c) No bid	No bid

** Using 1 gallon per square yard of Emulsified Asphalt is only for the purpose of determining the low bid price for the work. The actual amount of liquid additive per square yard will vary depending on the Job Mix Formula.

Alternate: Add for Contractor supplying Aggregate as described in Section 8.a.2 page 12 of bid specifications

Prices/sq.yd.

Alt. \$.84

FULL DEPTH RECLAMATION TYPE III RECYCLING

<u>Depth of Cut</u>	<u>w/Emulsified</u> <u>Asphalt</u> <u>Price/sq.yd.</u>	<u>w/33%Calcium</u> <u>Chloride Solution</u> <u>Price/sq.yd.</u>
6" or less	(1a) \$1.38	(1a) \$1.475
Over 6"	(1b) \$1.525	(1b) \$1.525
Additive delivered & added to mix	(2) \$2.48/gal	(2) \$1.20/gal

*Total Square Yard Price for Recycling:

Using 1 Gallon per square yard of Additive	(1a+2=3a)	\$3.86	\$2.675
	(1b+2=3b)	\$4.005	\$2.725

Alternate:

A deductible amount if contractor does not have to supply the aggregate & water (price/sq.yd.) (The amount to be entered is:	(3a) (minus alt)	\$3.21	\$2.025
3a & 3b above minus the deductible amount)	(3b) (minus alt)	\$3.355	\$2.075

Pulverize Only:

<u>Depth of Cut</u>	<u>Price Per Sq. Yd.</u>
6" or less	1a \$.775
Over 6"	1b \$.825

Cold In-Place Recycling of Bituminous Pavement:

State Bid - The County Department of Public Works will compare the aforementioned bids against the State Contract prices and will purchase from the source most advantageous to the County.

Three sets of specifications were sent out.

Two bids were received.

SURFACE TREATING***MIDLAND ASPHALT MATERIALS CORP.***

640 Young Street

Box 388

Tonawanda, New York 14151

Bid Item #1 – Travel Way/Pavement

Aggregates: Per Square Yard "Applied"

<u>Description</u>	<u>2012 Rate</u>
No. 1ST Crushed Gravel	\$.47
No. 1A Crushed Gravel	\$.425
No. 1A Crushed Limestone	\$.556

Bid Item #2 – Stabilized Shoulder (2 coats)

Aggregates: Per Square Yard "Applied"

No. 1 Crushed Gravel	\$.785
No. 1ST Crushed Gravel	\$.785
No. 1A Crushed Gravel	\$.745
No. 1 Crushed Limestone	\$.92
No. 1ST Crushed Limestone	\$.92
No. 1A Crushed Limestone	\$.845

Bid Item #3 – Stabilized Shoulder (1 coat)

Aggregates: Per Square Yard "Applied"

No. 1A Crushed Gravel	\$.71
No. 1A Crushed Limestone	\$.935

Bituminous Materials: Per Gallon "Applied"

HFMS-2	\$2.41
RS-2	\$2.23
CRS-2	\$2.21
HFRS-2	\$2.23
HFRS-2P	\$2.46
CRS-2P	\$2.44

SUIT KOTE CORPORATION

57 Lister Street

Jamestown, New York 14701

Bid Item #1 – Travel Way/Pavement

Aggregates: Per Square Yard "Applied"

<u>Description</u>	<u>2012 Rate</u>
No. 1ST Crushed Limestone	\$.598

Bituminous Materials: Per Gallon "Applied"

HFMS-2	\$2.67
RS-2	\$2.40
CRS-2	\$2.42
HFRS-2	\$2.40
HFRS-2P	\$2.70
CRS-2P	\$2.72

Surface Treating:

State Bid - The County Department of Public Works will compare the aforementioned bids against the State Contract prices and will purchase from the source most advantageous to the County.

Four sets of specifications were sent out.

Two bids were received.

PAVER PLACED CHIP SEAL*MIDLAND ASPHALT MATERIALS CORP.*

640 Young Street

Tonawanda, New York 14151

price per square yard

<u>Square Yard Range</u>	<u>2012 Rate</u>
Type A: 1/4 inch	
5,000 – 15,000 square yards	\$5.07
15,001 – 30,000 square yards	\$4.80
30,001 square yards plus	\$4.64
Type C: 1/2 inch	
5,000 – 15,000 square yards	\$5.17
15,001 – 30,000 square yards	\$4.86
30,001 square yards plus	\$4.70

Allowable Deductions per square yard if the County elects to supplement operation with their equipment and labor

If County furnishes and operates compaction equipment, deduct	\$.08
If County furnishes hauling of Hot Mix from Plant to laydown machine, deduct	\$.20
If County furnishes traffic control deduct	\$.22

Paver Placed Chip Seal:

State Bid - The County Department of Public Works will compare the aforementioned bids against the State Contract prices and will purchase from the source most advantageous to the County.

Three sets of specifications were sent out.

One bid was received.

HOT IN-PLACE RECYCLING OF EXISTING ASPHALT PAVEMENT*HIGHWAY REHABILITATION CORP.**2258 Route 22**Brewster, New York 10509*

Price Per Square Yard

<u>Item No.</u>	<u>Size of Product With/Without Roller & Operator</u>	<u>2012 Rate</u>
#1	Less than 20,000 square yards WITH roller & operator	\$4.73
1A	Less than 20,000 square yards WITHOUT roller & operator	\$4.65
#2	Greater than 20,000 sq.yds. WITH roller & operator	\$3.73
#2A	Greater than 20,000 sq.yds. WITHOUT roller & operator	\$3.65
#3	With traffic control, ADD to all items above	\$0.23

Hot In-Place Recycling of Existing Asphalt Pavement:

State Bid - The County Department of Public Works will compare the aforementioned bids against the State Contract prices and will purchase from the source most advantageous to the County.

Two sets of specifications were sent out.

One bid was received.

FIBER REINFORCED BITUMINOUS MEMBRANE SURFACE TREATMENT*MIDLAND ASPHALT MATERIALS CORP.**640 Young Street**Tonawanda, New York 14151*

Price Per Square Yard

<u>Item</u>	<u>Description</u>	<u>2012 Rate</u>
Fibermat Type A	1 – 5,000 sq. yd. per day	\$2.83
	5,001-10,000 sq. yd. per day	\$2.21
	10,001- 20,000 sq. yd. per day	\$1.96
	20,001 & greater sq. yd. per day	\$1.86
Fibermat Type B	1 – 5,000 sq. yd. per day	\$2.78
	5,001-10,000 sq. yd. per day	\$2.16
	10,001- 20,000 sq. yd. per day	\$1.91
	20,001 & greater sq. yd. per day	\$1.81
Options: Per Sq. Yd.	Add if contractor furnishes the following:	ADD
1. If Contractor furnishes & delivers aggregate to aggregate spreader		
	1 – 5,000 sq. yd. per day	\$.22
	5,001-10,000 sq. yd. per day	\$.205
	10,001- 20,000 sq. yd. per day	\$.19
	20,001 & greater sq. yd. per day	\$.175
2. If Contractor furnishes & operates self-propelled aggregate spreader		
	1 – 5,000 sq. yd. per day	\$.36
	5,001-10,000 sq. yd. per day	\$.18
	10,001- 20,000 sq. yd. per day	\$.05
	20,001 & greater sq. yd. per day	\$.05

3. If Contractor furnishes & operates pneumatic tired roller (per roller)	
1 – 5,000 sq. yd. per day	\$.29
5,001-10,000 sq. yd. per day	\$.16
10,001- 20,000 sq. yd. per day	\$.085
20,001 & greater sq. yd. per day	\$.045
4. If Contractor furnishes Maintenance & Protection of Traffic as per MUTCD	
1 – 5,000 sq. yd. per day	\$.33
5,001-10,000 sq. yd. per day	\$.175
10,001- 20,000 sq. yd. per day	\$.14
20,001 & greater sq. yd. per day	\$.09
5. If Contractor furnishes and operates a steel wheeled roller (Per Roller)	
1 – 5,000 sq. yd. per day	\$.29
5,001-10,000 sq. yd. per day	\$.16
10,001- 20,000 sq. yd. per day	\$.085
20,001 & greater sq. yd. per day	\$.045
6. If Contractor furnishes and operates a self-propelled broom or vacuum sweeper	
1 – 5,000 sq. yd. per day	\$.27
5,001-10,000 sq. yd. per day	\$.155
10,001- 20,000 sq. yd. per day	\$.08
20,001 & greater sq. yd. per day	\$.04

Fiber Reinforced Bituminous Membrane Surface Treatment

State Bid - The County Department of Public Works will compare the aforementioned bids against the State Contract prices and will purchase from the source most advantageous to the County.

Two sets of specifications were sent out.

One bid was received.

HOT MIX ASPHALT IN-PLACE PAVING PROJECTS

D & H EXCAVATING, INC.

11939 Route 98 South

Arcade, New York 14009

PRICE IS PER TON IN-PLACE APPLIED IN ONE WORKING
DAY

<u>Quantities Applied</u>	<u>NE Quad.</u>	<u>NW Quad.</u>	<u>SE Quad.</u>	<u>SW Quad.</u>
Projects: Less than 50 Tons	\$230.00	\$230.00	\$230.00	\$230.00

COST PER TON – IF COUNTY PROVIDES THE TRAFFIC CONTROL

Projects: Less than 50 Tons	\$205.00	\$205.00	\$205.00	\$205.00
Projects: 50-100 Tons	\$142.00	\$142.00	\$142.00	\$142.00

LAKE SHORE PAVING

7 Osmer Street

Jamestown, New York 14701

PRICE IS PER TON IN-PLACE APPLIED IN ONE WORKING DAY

<u>Quantities Applied</u>	<u>NE Quad.</u>	<u>NW Quad.</u>	<u>SE Quad.</u>	<u>SW Quad.</u>
Projects: 50-100 Tons	\$155.00	\$157.00	\$159.00	\$159.00
Projects: 101-500 Tons	\$ 96.05	\$ 97.75	\$ 99.10	\$ 98.30
Projects: 501 and Greater	\$ 88.05	\$ 89.75	\$ 91.10	\$ 90.30

COST PER TON – IF COUNTY PROVIDES THE TRAFFIC CONTROL

Projects: 101-500 Tons	\$ 93.05	\$ 94.75	\$ 96.10	\$ 95.30
Projects: 501 and Greater	\$ 85.05	\$ 86.75	\$ 88.10	\$ 87.30

No State Bid.

Seven sets of specifications were sent out.

Three bids were received.

Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 146-2012 by Mr. Aiello and Mr. Weller

**BID ACCEPTANCE FOR CONCRETE PIPE (CLASS III & IV),
PLASTIC CORRUGATED DRAINAGE PIPE AND
STEEL CORRUGATED PIPE AND PIPE ARCHES
(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 round and elliptical concrete pipe (Class III & IV), plastic corrugated drainage pipe and steel corrugated pipe and pipe arches, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest acceptable bids received for the provision of round and elliptical concrete pipe (Class III & IV) were submitted by Southern Tier Municipal & Construction Supply Co. and Chemung Supply Corp., as follows:

SOUTHERN TIER MUNICIPAL &
CONSTRUCTION SUPPLY CO.
1801 Washington Street
P.O. Box 892
Jamestown, New York 14701

ROUND CONCRETE PIPE (CLASS III & IV)

<u>Description</u>	2012 Rate
24 Inch (Class IV) per foot	\$ 41.50
24 Inch Flared End	\$1098.00

30 Inch (Class III) per foot	\$ 59.00
30 Inch (Class IV) per foot	\$ 63.00
30 Inch Flared End	\$1168.00
36 Inch (Class IV) per foot	\$ 89.70
36 Inch Flared End	\$1656.00
54 Inch (Class IV) per foot	\$ 208.50
54 Inch Flared End	\$2938.00
60 Inch (Class IV) per foot	\$ 258.40
60 Inch Flared End	\$3495.00
72 Inch (Class III) per foot	\$ 295.55
72 Inch (Class IV) per foot	\$ 326.60
72 Inch Flared End	\$4625.00

ELLIPTICAL CONCRETE PIPE (CLASS III & IV)

<u>Description</u>	2012 Rate
18 Inch (Class III) per foot (14 x 23)	\$ 52.80
18 Inch (Class IV) per foot	\$ 57.50
18 Inch Flared End (each)	\$1399.00
24 Inch (Class III) per foot (19 x 30)	\$ 61.70
24 Inch (Class IV) per foot	\$ 67.60
24 Inch Flared End (each)	\$1799.00
30 Inch (Class III) per foot (24 x 38)	\$ 79.30
30 Inch (Class IV) per foot	\$ 87.50
30 Inch Flared End (each)	\$2154.00
36 Inch (Class III) per foot (29 x 45)	\$ 114.45
36 Inch (Class IV) per foot	\$ 126.25
36 Inch Flared End (each)	\$2565.00
42 Inch (Class III) per foot (34 x 53)	\$ 149.85
42 Inch (Class IV) per foot	\$ 162.85
42 Inch Flared End (each)	\$3441.00
48 Inch (Class III) per foot (38 x 60)	\$ 188.80
48 Inch (Class IV) per foot	\$ 206.50
48 Inch Flared End (each)	\$4287.00
54 Inch (Class III) per foot (43 x 68)	\$ 228.85
54 Inch (Class IV) per foot	\$ 241.50
54 Inch Flared End (each)	\$7185.00
60 Inch (Class III) per foot (48 x 76)	\$ 282.90
60 Inch (Class IV) per foot	\$ 294.40
60 Inch Flared End (each)	\$7992.00
66 Inch (Class III) per foot (53 x 83)	\$ 302.45
66 Inch (Class IV) per foot	\$ 316.25
66 Inch Flared End (each)	\$9660.00

72 Inch (Class III) per foot (58 x 91)	\$ 380.65
72 Inch (Class IV) per foot	\$ 402.50
72 Inch Flared End (each)	\$10,235.00

CHEMUNG SUPPLY CORP.
P.O. Box 527
Elmira, New York 13901

ROUND CONCRETE PIPE (CLASS III & IV)

<u>Description</u>	2012 Rate
18 Inch (Class III) per foot	\$ 18.18
18 Inch (Class IV) per foot	\$ 21.00
18 Inch End Section (each)	\$663.00
18 Inch Flared End	\$663.00
21 Inch (Class III) per foot	\$ 22.02
21 Inch (Class IV) per foot	\$ 25.98
21 Inch End Section (each)	\$944.00
21 Inch Flared End	\$944.00
24 Inch (Class III) per foot	\$ 26.64
24 Inch End Section (each)	\$1284.00
24 Inch Flared End	\$1284.00
36 Inch (Class III) per foot	\$ 57.90
36 Inch End Section (each)	\$2019.00
36 Inch Flared End	\$2019.00
42 Inch (Class III) per foot	\$ 75.12
42 Inch (Class IV) per foot	\$ 87.30
42 Inch End Section (each)	\$2614.00
42 Inch Flared End	\$2614.00
48 Inch (Class III) per foot	\$ 93.72
48 Inch (Class IV) per foot	\$ 106.38
48 Inch End Section (each)	\$3102.00
48 Inch Flared End	\$3102.00
54 Inch (Class III) per foot	\$ 144.42
54 Inch End Section (each)	\$3898.00
54 Inch Flared End	\$3898.00
60 Inch (Class III) per foot	\$ 182.52
60 Inch End Section (each)	\$4490.00
60 Inch Flared End	\$4490.00
66 Inch (Class III) per foot	\$ 251.82
66 Inch (Class IV) per foot	\$ 290.82
66 Inch End Section (each)	\$5490.00
66 Inch Flared End	\$5490.00

and

WHEREAS, the lowest acceptable bids received for the provision of plastic corrugated drainage pipe were submitted by Southern Tier Municipal & Construction Supply Co., Chemung Supply Corp., Expanded Supply Products, Inc., and Lock City Supply, as follows:

**SOUTHERN TIER MUNICIPAL &
CONSTRUCTION SUPPLY CO.**

1801 Washington Street
P.O. Box 892
Jamestown, New York 14701

**Plastic & Polyethylene Corrugated Drainage Pipe
Or Tubing**

<u>Index No.</u>	<u>Diameter</u>	<u>Description</u>	2012 Rate
CPDP8	8	Per foot	\$ 1.80
CPC8	8	Per coupler	\$ 3.50
CPDP10	10	Per foot	\$ 3.30
CPC10	10	Per coupler	\$ 5.37
CPDP12	12	Per foot	\$ 3.84
CPC12	12	Per coupler	\$ 6.84
CPFE12	12	Flared End	\$ 99.90
CPDP18	18	Per foot	\$ 9.14
CPDP18	18	Per coupler	\$ 16.43
CPDP18	18	Flared End	\$130.00
CPDP24	24	Per foot	\$ 14.37
CPDP24	24	Per coupler	\$ 28.70
CPDP24	24	Flared End	\$170.00

CHEMUNG SUPPLY CORP.

P.O. Box 527
Elmira, New York 13901

**Plastic & Polyethylene Corrugated Drainage Pipe
Or Tubing**

<u>Index No.</u>	<u>Diameter</u>	<u>Description</u>	2012 Rate
CPDP4	4	Per foot	\$ 0.34
CPC4	4	Per coupler	\$ 1.70
CPDP6	6	Per foot	\$ 0.92
CPC6	6	Per coupler	\$ 3.42
CPDP15	15	Per foot	\$ 5.90
CPC15	15	Per coupler	\$ 10.77
CPFE15	15	Flared End	\$102.00

**Polyethylene Corrugated High Capacity Smooth Interior
Pipe**

CPDP12SI	12	Per foot	\$ 4.34
CPC12SI	12	Per coupler	\$ 5.42
CPFE12SI	12	Flared End	\$102.00
CPDP15SI	15	Per foot	\$ 5.64
CPC15SI	15	Per coupler	\$ 7.05

CPFE15SI	15	Flared End	\$102.00
CPDP18SI	18	Per foot	\$ 8.34
CPC18SI	18	Per coupler	\$ 10.42
CPFE18SI	18	Flared End	\$137.00
CPDP24SI	24	Per foot	\$ 13.00
CPC24SI	24	Per coupler	\$ 16.25
CPFE24SI	24	Flared End	\$176.00
CPDP36SI	36	Per foot	\$ 25.63
CPC36SI	36	Per coupler	\$ 51.26
CPFE36SI	36	Flared End	\$435.00
CPDP42SI	42	Per foot	\$ 35.70
CPC42SI	42	Per coupler	\$ 71.40
CPDP48SI	48	Per foot	\$ 43.57
CPC48SI	48	Per coupler	\$ 87.14

Category II Integral Bell Joint

CPDPSL12	12	Per foot	\$4.46
CPSCP12	12	Split Coupler	\$5.32
CPDPSL15	15	Per foot	\$5.80
CPSCP15	15	Split Coupler	\$6.91
CPDPSL18	18	Per foot	\$8.60
CPSCP18	18	Split Coupler	\$10.23
CPDPSL24	24	Per foot	\$13.38
CPSCP24	24	Split Coupler	\$15.94

EXPANDED SUPPLY PRODUCTS, INC.
 3330 Route 9
 Cold Spring, New York 10516

Plastic & Polyethylene Corrugated Drainage Pipe**Or Tubing**

<u>Index No.</u>	<u>Diameter</u>	<u>Description</u>	2012 Rate
CPDP4	4	Per foot	\$ 0.34
CPC4	4	Per coupler	\$ 1.70
CPDP6	6	Per foot	\$ 0.92
CPC6	6	Per coupler	\$ 3.42
CPDP15	15	Per foot	\$ 5.90
CPC15	15	Per coupler	\$ 10.77
CPFE15	15	Flared End	\$102.00

Polyethylene Corrugated High Capacity Smooth Interior Pipe

CPDP15SI	15	Per foot	\$ 5.64
CPC15SI	15	Per coupler	\$ 7.05
CPFE15SI	15	Flared End	\$102.00
CPDP24SI	24	Per foot	\$ 13.00
CPC24SI	24	Per coupler	\$ 16.25
CPFE24SI	24	Flared End	\$176.00
CPDP36SI	36	Per foot	\$ 25.63

CPC36SI	36	Per coupler	\$ 51.26
CPFE36SI	36	Flared End	\$435.00
CPDP42SI	42	Per foot	\$ 35.70
CPC42SI	42	Per coupler	\$ 71.40
CPDP48SI	48	Per foot	\$ 43.57
CPC48SI	48	Per coupler	\$ 87.14

LOCK CITY SUPPLY, INC.
650 West Avenue
Lockport, New York 14095

**Plastic & Polyethylene Corrugated Drainage Pipe
Or Tubing**

<u>Index No.</u>	<u>Diameter</u>	<u>Description</u>	2012 Rate
CPDP4	4	Per foot	\$ 0.34
CPC4	4	Per coupler	\$ 1.70
CPDP6	6	Per foot	\$ 0.92
CPC6	6	Per coupler	\$ 3.42
CPDP15	15	Per foot	\$ 5.90
CPC15	15	Per coupler	\$ 10.77
CPFE15	15	Flared End	\$102.00

**Polyethylene Corrugated High Capacity Smooth Interior
Pipe**

CPDP12SI	12	Per foot	\$ 4.34
CPC12SI	12	Per coupler	\$ 5.42
CPFE12SI	12	Flared End	\$102.00
CPDP15SI	15	Per foot	\$ 5.64
CPC15SI	15	Per coupler	\$ 7.05
CPFE15SI	15	Flared End	\$102.00
CPDP18SI	18	Per foot	\$ 8.34
CPC18SI	18	Per coupler	\$ 10.42
CPFE18SI	18	Flared End	\$137.00
CPDP24SI	24	Per foot	\$ 13.00
CPC24SI	24	Per coupler	\$ 16.25
CPFE24SI	24	Flared End	\$176.00
CPDP30SI	30	Per foot	\$ 20.01
CPC30SI	30	Per coupler	\$ 40.00
CPFE30SI	30	Flared End	\$415.00
CPDP36SI	36	Per foot	\$ 25.63
CPC36SI	36	Per coupler	\$ 51.26
CPFE36SI	36	Flared End	\$435.00
CPDP42SI	42	Per foot	\$ 35.70
CPC42SI	42	Per coupler	\$ 71.40
CPDP48SI	48	Per foot	\$ 43.57
CPC48SI	48	Per coupler	\$ 87.14

Category II Integral Bell Joint

CPDPSL30	30	Per foot	\$20.59
CPSCP30	30	Split Coupler	\$30.88

CPBCP30	30	Bell Coupler	\$ 415.00
CPDPSL36	36	Per foot	\$26.39
CPSCP36	36	Split Coupler	\$39.58
CPBCP36	36	Bell Coupler	\$ 435.00
CPDPSL42	42	Per foot	\$36.75
CPSCP42	42	Split Coupler	\$55.12
CPDPSL48	48	Per foot	\$44.86
CPSCP48	48	Split Coupler	\$67.29

WHEREAS, the lowest acceptable bids received for the provision of steel corrugated pipe and pipe arches were submitted by Southern Tier Municipal & Construction Supply Co. and Chemung Supply Corp., as follows:

SOUTHERN TIER MUNICIPAL &
CONSTRUCTION SUPPLY CO.
1801 Washington Street
P.O. Box 892
Jamestown, New York 14701

ROUND CORRUGATED STEEL PIPE AND PIPE ARCHES

Fully Bituminous Coated w/o Pavement Helically Corrugated Pipe Arch w/Rerolled Ends

<u>Index No.</u>	<u>Diameter</u>	<u>Description</u>	2012 Rate
CMDP3524	35" x 24"	Per linear foot	\$ 38.86
CMSC3524		24" connect. band	\$ 77.72
CMDP4229	42" x 29"	Per linear foot	\$ 53.21
CMSC4229		24" connect. band	\$ 106.42
CMDP4933	49" x 33"	Per linear foot	\$ 62.05
CMSC4933		24" connect. band	\$ 124.10

CHEMUNG SUPPLY CORP.
P.O. Box 527
Elmira, New York 13901

ROUND CORRUGATED STEEL PIPE AND PIPE ARCHES

Perforated Plain Galvanized Corrugated Steel Pipe Underdrain

<u>Index No.</u>	<u>Diameter</u>	<u>Description</u>	2012 Rate
CMDP6	6	(18 ga.) per linear foot	\$ 4.86
CMDP8	8	(16 ga.) per linear foot	\$ 6.41

Plain Galvanized Helically Corrugated Pipe with Rerolled Ends

CMDP10	10	(16 ga.) per linear foot	\$ 8.04
CMC1012	10	12" connect. band	\$ 8.04
CMC1024	10	24" connect. band	\$ 16.08
CMFE10	10	Flared End	\$ 139.00

CMDP12	12	(16 ga.) per linear foot	\$ 8.17
CMC1212	12	12" connect. band	\$ 8.17
CMC1224	12	24" connect. band	\$ 16.34
CMFE12	12	Flared End	\$ 52.00
CMDP15	15	(16 ga.) per linear foot	\$ 10.26
CMC1512	15	12" connect. band	\$ 10.26
CMC1524	15	24" connect. band	\$ 20.52
CMFE15	15	Flared End	\$ 67.00
CMDP18	18	(16 ga.) per linear foot	\$ 12.40
CMC1812	18	12" connect. band	\$ 12.40
CMC1824	18	24" connect. band	\$ 24.80
CMFE18	18	Flared End	\$ 89.00

Round Corrugated Steel Pipe & Pipe Arches Class II

CMDP21	21	(16 ga.) /linear foot	\$ 14.75
CMC2112	21	12" connect. band	\$ 14.75
CMC2124	21	24" connect. band	\$ 29.50
CMFE21	21	Flared End	\$ 120.00
CMDP24	24	(14 ga.) /linear foot	\$ 19.60
CMC2412	24	12" connect. band	\$ 19.60
CMC2424	24	24" connect. band	\$ 39.20
CMFE24	24	Flared End	\$ 137.00
CMDP30	30	(14 ga.) /linear foot	\$ 25.05
CMC3012	30	12" connect. band	\$ 25.05
CMC3024	30	24" connect. band	\$ 50.10
CMFE30	30	Flared End	\$ 319.76
CMDP36	36	(12 ga.) /linear foot	\$ 39.88
CMC3612	36	12" connect. band	\$ 39.88
CMC3624	36	24" connect. band	\$ 79.76
CMFE36	36	Flared End	\$ 432.00
CMDP42	42	(12 ga.) /linear foot	\$ 47.54
CMC4212	42	12" connect. band	\$ 71.31
CMC4224	42	24" connect. band	\$ 142.62
CMFE42	42	Flared End	\$ 823.00
CMDP48	48	(12 ga.) /linear foot	\$ 53.70
CMC4812	48	12" connect. band	\$ 80.55
CMC4824	48	24" connect. band	\$ 161.10
CMFE48	48	Flared End	\$ 993.00
CMDP60	60	(10 ga.) /linear foot	\$ 86.34
CMC6012	60	12" connect. band	\$ 129.51
CMC6024	60	24" connect. band	\$ 259.02
CMFE60	60	Flared End	\$1610.00
CMDP72	72	(10 ga.) /linear foot	\$ 110.34
CMC7212	72	12" connect. band	\$ 220.68
CMC7224	72	24" connect. band	\$ 441.36
CMFE72	72	Flared End	\$2167.00
CMDP84	84	(8 ga.) /linear foot	*\$ 149.15
CMC8412	84	12" connect. band	\$ 298.30
CMC8424	84	24" connect. band	\$ 596.60
CMFE84	84	Flared End	\$2600.00

*-10 gauge

**Fully Bituminous Coated w/o Pavement Helically
Corrugated Pipe Arch w/Rerolled Ends**

CMDP5738	57" x 38"	Per linear foot	\$ 87.23
CMSC5738		24" connect. band	\$ 130.84
CMDP6443	64" x 43"	Per linear foot	\$ 101.23
CMSC6443		24" connect. band	\$ 151.84
CMDP7147	71" x 47"	Per linear foot	\$ 132.65
CMSC7147		24" connect. band	\$ 265.30
CMDP7752	77" x 52"	Per linear foot	\$ 157.19
CMSC7752		24" connect. band	\$ 314.38
CMDP8357	83" x 57"	Per linear foot	\$ 190.58
CMSC8357		24" connect. band	\$ 381.16

now, therefore, be it

RESOLVED, that the Commissioner of Public Works is authorized to contract for concrete pipe (Class III & IV) with Southern Tier Municipal & Construction Supply Co. and Chemung Supply Corp., as recommended by the Public Works Committee for the term May 1, 2012 through April 30, 2013, and be it further

RESOLVED, that the Commissioner of Public Works is authorized to contract for plastic corrugated drainage pipe with Southern Tier Municipal & Construction Supply Co., Chemung Supply Corp., Expanded Supply Products, Inc., and Lock City Supply, as recommended by the Public Works Committee for the term May 1, 2012 through April 30, 2013, and be it further

RESOLVED, that the Commissioner of Public Works is authorized to contract for steel corrugated pipe and pipe arches with Southern Tier Municipal & Construction Supply Co. and Chemung Supply Corp., as 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.

Concrete Pipe – Round & Elliptical (Class III & IV):

No State Bid.

Four sets of specifications were sent out.

Two bids were received.

Plastic Corrugated Drainage Pipe:

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

Eight sets of specifications were sent out.

Six bids were received.

Steel Corrugated Pipe and Pipe Arches:

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

Eight sets of specifications were sent out.

Six bids were received.

Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 147-2012 by Mr. Aiello and Mr. Weller

**BID ACCEPTANCE FOR ROAD STRIPING
(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 road striping for the period commencing May 1, 2012 and terminating April 30, 2013, according to specifications provided by the Public Works Committee, and

WHEREAS, road striping was bid in the following two formats:

Method 1 – successful bidder doing the striping and supplying the
paint and glass beads;

Method 2 – successful bidder doing the striping, but the County
supplying the paint and glass beads,

and

WHEREAS, the lowest bid received meeting specifications for both Method 1 and 2, striping with acrylic waterborne paint was the bid of Seneca Pavement Marking, Inc., 3526 Watkins Road, Horseheads, New York 14845, as follows:

Method #1 – Seneca Pavement Marking, Inc.:

<u>Acrylic Waterborne Paint</u>	<u>Estimated Units</u>	<u>2012 Rate</u>
Fast Dry Acrylic Waterborne (Rate 320 LF/gal) Centerline Applications (25.5 gallon/mile and 140 lbs. of beads/mile) (Approximately 260 miles) PER MILE	300	\$303.00
Fast Dry Acrylic Waterborne (Rate 320 LF/gal) Edgeline Applications (16.5 gallon/mile and 99 lbs. of beads/mile) (approximately 45 miles) PER MILE	100	\$183.00
<u>Additional Items</u>		
Survey of passing & no passing zones	25	\$ 200.00
Indexing zones per mile	25	\$ 100.00
Intersection Stop Bar (acrylic waterborne) PER STOP BAR	105	\$ 125.00
Railroad Crossing (acrylic waterborne) PER CROSSING	37	\$ 150.00

Additional Paint Prices

Yellow Acrylic Waterborne traffic line paint	\$9.75/gallon
White Acrylic Waterborne traffic line paint	\$9.75/gallon

Price Adjustment: If the contractor uses less than the amounts of materials that bids are based on for centerline and edgeline application, then the County Department of Public Works shall require that those amounts be deducted from the final billing. Should the contractor use more material, it shall be taken into account on the final billing. Contractor prices which are bid for paint and beads shall be used for any price adjustment.

Method #2 – Seneca Pavement Marking, Inc.:

<u>Acrylic Waterborne Paint</u>	<u>Estimated Units</u>	<u>2012 Rate</u>
Fast Dry Acrylic Waterborne (Rate 320 LF/gal) Centerline Applications (25.5 gallon/mile and 140 lbs. of beads/mile) (Approximately 260 miles) PER MILE	300	\$95.00
Fast Dry Acrylic Waterborne (Rate 320 LF/gal) Edgeline Applications (16.5 gallon/mile and 99 lbs. of beads/mile) (approximately 45 miles) PER SIDE MILE	100	\$95.00
<u>Additional Items</u>		
Intersection Stop Bar (acrylic waterborne) PER STOP BAR	105	\$ 125.00
Railroad Crossing (acrylic waterborne) PER CROSSING	37	\$150.00

Price Adjustment: If the contractor uses less than the amounts of materials that bids are based on for centerline and edgeline application, then the County Department of Public Works shall require that those amounts be deducted from the final billing. Should the contractor use more material, it shall be taken into account on the final billing. Contractor prices which are bid for paint and beads shall be used for any price adjustment.

and

WHEREAS, the lowest bid received meeting specifications for Method 1, striping with epoxy paint or polyester paint was the bid of Accent Stripe, Inc., 3275 North Benzing Road, Orchard Park, New York 14127, as follows:

Method #1 – Accent Stripe, Inc.:

<u>Polyester Paint</u>	<u>Estimated Units</u>	<u>2012 Rate</u>
Polyester (Rate 330 LF/gal) Centerline Applications (25 gallon/mile and 450 lbs of beads/mile) (Approximately 25 miles) PER MILE	10	** \$1500.00
Polyester (Rate 330 LF/gal) Edgeline Applications		**

(16 gallon/mile and 288 lbs. of beads/mile)	25	\$ 950.00
(approximately 50 miles) PER MILE		

Additional Items

No. 3 glass beads per pound	---	\$.31
Survey of passing & no passing zones	25	\$ 200.00
Indexing zones per mile	25	\$ 150.00
Railroad Crossing (epoxied)		
PER CROSSING	---	\$3000.00

Additional Paint Prices

Yellow Polyester traffic line paint	\$22.00/gallon
White Polyester traffic line paint	\$22.00/gallon

Price Adjustment: If the contractor uses less than the amounts of materials that bids are based on for centerline and edgeline application, then the County Department of Public Works shall require that those amounts be deducted from the final billing. Should the contractor use more material, it shall be taken into account on the final billing. Contractor prices which are bid for paint and beads shall be used for any price adjustment.

** - Accent Stripe is proposing the use of **Epoxy Paint** instead of Polyester Paint.

now, therefore, be it

RESOLVED, that the bid of Seneca Pavement Marking, Inc., be, and the same hereby is, accepted, and be it further

RESOLVED, that the bid of Accent Stripe, Inc., be, and the same hereby is, accepted, and be it further

RESOLVED, that vouchers submitted in accordance with the provisions of the General Municipal Law §106-b and certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Fourteen sets of specifications were sent out.

Three bids were received.

Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 148-2012 by Mr. Aiello and Mr. Weller

**ACCEPTING MATERIAL BIDS FOR HIGHWAY SIGNS AND
SANDBLASTING ABRASIVES
(Department of Public Works)**

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

RESOLVED, that the Commissioner of Public Works is authorized to contract for the following materials with the bidders recommended by the Public Works Committee for the season May 1, 2012 through April 30, 2013, and be it further

RESOLVED, that any 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 all materials at any time during the season for which the bids are taken.

HIGHWAY SIGNS

*Rocal, Inc.
3186 County Road 550
Frankfort, Ohio 45628*

<u>Description</u>	<u>Price Per Square Foot</u>	<u>2012 Rate</u>
<u>New Domestic 0.080 inch thick 5052-H38 Alodized Aluminum:</u>		
<u>Signs:</u>		
3M Prismatic Grade Aluminum 1 side w/Legend 1 color		\$3.70
3M Prismatic Grade Aluminum 1 side w/Legend 2 color		\$3.93

*AllMac Signs
10 Captain Scott Road
Harwich, MA 02645*

<u>Description</u>	<u>Price Per Square Foot</u>	<u>2012 Rate</u>
<u>New Domestic 0.080 inch thick 5052-H38 Alodized Aluminum:</u>		
Blank Aluminum		\$2.235
48" x 96" sheet, blank (no holes)		\$2.215
<u>Signs:</u>		
Scotchlite Engineers Grade		
Aluminum 1 side w/Legend 1 color		\$3.31
Aluminum 1 side w/Legend 2 color		\$3.52

*Osburn Associates, Inc.
P.O. Box 912
Logan, Ohio 43138*

<u>Description</u>	<u>Price Per Square Foot</u>	<u>2012 Rate</u>
<u>New Domestic 0.080 inch thick 5052-H38 Alodized Aluminum:</u>		
<u>Signs:</u>		
<u>Scotchlite Diamond Grade</u>		
Aluminum 1 side w/Legend 1 color		\$6.45
Aluminum 1 side w/Legend 2 color		\$6.85
<u>Delineators-Reflectorized on Aluminum (per sq. in.)</u>		
Engineers Grade		\$.025
High Intensity		\$.03

*Garden State Highway Products, Inc.
1740 East Oak Road
Vineland, New Jersey 08361*

<u>Description</u>	<u>Price Per Square Foot</u>	<u>2012 Rate</u>
<u>New Domestic 0.080 inch thick 5052-H38 Alodized Aluminum:</u>		
<u>Signs:</u>		
Scotchlite High Intensity, Pressure Sensitive		\$1.61
Pre-Screened, Unmounted Faces w/Legend 1 color		
Scotchlite High Intensity, Pressure Sensitive		\$1.66
Pre-Screened, Unmounted Faces w/Legend 2 color		

No State Bid.

Ten sets of specifications were set out.

Four bids were received.

SANDBLASTING ABRASIVE

Gernatt Asphalt Products, Inc.

P.O. Box 400

Taylor Hollow Road

Collins, New York 14043

<u>Description</u>	<u>2012 Rate</u>
In 100 pound bags per ton delivered to Cattaraugus County Public Works, 8810 Route 242, Little Valley on pallets in 21 ton lots.	\$280.00
Pick-up at warehouse /100 lb. bag	\$ 13.50

Black Beauty Grade 1040 Utility – Price Delivered

Bulk Per Ton

Per Ton Bagged

Per 100 lb. Bag

\$290.00

\$ 14.50

Black Beauty Grade 1040 Utility – Price Picked-Up

Bulk Per Ton

Per Ton Bagged

Per 100 lb. Bag

\$270.00

\$ 13.50

Warehouse: 191 Broadway Road, Gowanda, New York

Delivery: When delivery is requested, delivery shall be to Cattaraugus County Department of Public Works, Little Valley, NY, on pallets in 21 ton lots unless ordered in bulk.

Bradco Supply Co.

RD#1 Box 143-1

Towanda, Pennsylvania 18848

<u>Description</u>	<u>2012 Rate</u>
<u>Black Beauty Grade Medium 1240 – Price Delivered</u>	
Per Ton Bagged	\$238.00
Per 100 lb. Bag	\$ 11.90
<u>Black Beauty Grade Medium 1240 – Price Picked-Up</u>	
Per Ton Bagged	\$230.00
Per 100 lb. Bag	\$ 11.50

Warehouse: Towanda, Pennsylvania

Delivery: When delivery is requested, delivery shall be to Cattaraugus County Department of Public Works, Little Valley, NY, on pallets in 21 ton lots unless ordered in bulk.

No State Bid.
Four sets of specifications were sent out.
Two bids were received.

Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 149-2012 by Mr. Aiello and Mr. Weller

**ACCEPTING MATERIAL BIDS FOR GALVANIZED
SQUARE STEEL TUBING FOR SIGN POSTS
(Department of Public Works)**

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

RESOLVED, that the Commissioner of Public Works is authorized to contract for galvanized square steel tubing for sign posts with the bidders recommended by the Public Works Committee for the season May 1, 2012 through April 30, 2013, and be it further

RESOLVED, that any 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 all materials at any time during the season for which the bids are taken, and be it further

RESOLVED, that the following bids be accepted:

GALVANIZED SQUARE STEEL TUBING FOR SIGN POSTS

Unistrut Buffalo, Div.

Eberl Iron Works, Inc.

128 Sycamore Street

Buffalo, New York 14204-1492

Tubing: price per foot (min. order 600 ft.) F.O.B. Little Valley

<u>Size</u>	<u>Price</u>	<u>2012 Rate</u>
1" x 1"x 24 ft. w/o perforations	12 gauge	N/A
1½" x 1½" x 24 ft. w/perforations	12 gauge	\$2.42
1¾" x 1¾" x 24 ft. w/perforations	12 gauge	\$2.72
2" x 2" x 24 ft. w/perforations	12 gauge	\$2.95
2¼" x 2¼" x 24 ft. w/perforations	12 gauge	\$3.22

Other Items: price per 100

<u>Telspar or Description</u>	<u>Units</u>	<u>2012 Rate</u>
<u>Equivalent</u>		
TN-31 Tuff Nut 5/16" 18 thread	/100	\$ 66.80
TLO15 T Bracket, used on 1½", 1¾", 2" & 2¼"	/100	\$278.00
TLO16 90 Degree Bracket, used on 1½", 1¾", 2" & 2¼"	/100	\$392.00
TLO18 Straight Bracket, used on 1½", 1¾", 2" & 2¼"	/100	\$323.00
TLO19 Bracket, used on 1½", 1¾", 2" & 2¼"	/100	\$302.00

TLO20	Inside Corner Bracket, used on 1½", 1¾", 2" & 2¼"	/100	\$185.00
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Corner Bolts – All 5/16"

		<u>Units</u>	<u>2012 Rate</u>
TLO50	1½" sq., 1¾" sq., 2" sq.	/100	\$55.13
TLO70	2¼" Sq., 2½" Sq.	/100	\$51.54
TLO62	Heavy Hex Jam Nut for above Bolts	/100	\$8.75*
TL130	Guard Rail Clamp	Each	\$22.61
TL186	Swing Sign Assembly	Each	Not Available
TL3806	3/8" diameter large head multi-grip drive rivet	/100	\$64.10*

* - Will give 10% off orders of 5,000 pieces

The State Contract is for Channel Sign Post only, not Square Post

State Bid does not meet County specifications.

One set of specifications was sent out.

One bid was received.

Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 150-2012 by Mr. Aiello and Mr. Weller

**ACCEPTING MATERIAL BIDS FOR HYDRAULIC AND MOTOR OIL
(Department of Public Works)**

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

RESOLVED, that the Commissioner of Public Works is authorized to contract for hydraulic oil and motor oil with the bidders recommended by the Public Works Committee for the season June 1, 2012 through May 31, 2013, and be it further

RESOLVED, that any 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 all materials at any time during the season for which the bids are taken.

Sandburg Oil Company
1641 East State Road
Olean, New York 14760

MOTOR OIL – Per Gallon Delivered

<u>Type</u>	<u>Delivery Units</u>	<u>Rate & Brand</u>
15W-40 Advanced Shell Rimula or Valvoline Premium Blue	Bulk Delivery	\$9.16 /Shell Rimula

HYDRAULIC OIL – Per Gallon Delivered

Delivered any point Cattaraugus County in 55 gal. drums	\$6.78 Brad Penn
Bulk Delivery to DPW garages in Little Valley, Franklinville, Allegany	\$5.88 Brad Penn

NOCO Distribution, LLC
2440 Sheridan Drive
Tonawanda, New York 14150

MOTOR OIL – Per Gallon Delivered

<u>Type</u>	<u>Delivery Units</u>	<u>Rate & Brand</u>
10W SL/CF	55 gallon drum	\$7.87 NOCO
5W-20 SM ILSAC GF-4	55 gallon drum	\$7.40 Mobil
5W-30 SM ILSAC GF-4	55 gallon drum	\$7.07 Mobil
10W-30 SM ILSAC GF-4	55 gallon drum	\$7.11 NOCO
10W-40 SM/CF	55 gallon drum	\$8.06 NOCO
15W-40 SL/CF CF-2, CF-4, CG-4, CH-4	Bulk delivery	\$7.06 Mobil
15W-40 CJ-4, CI-4, CI-4+, CH-4, SL, CF/SM, API CF-2, ACEA E7/E5	Bulk delivery	\$7.06 Mobil
Synthetic Motor Oil, GM dexos, ILSAC GF-5, API SN Classification	Price per sample	\$11.16 Advanced

State Bid does not meet specifications.
Four sets of specifications were sent out.
Four bids were received.

Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 151-2012 by Mr. Aiello and Mr. Weller

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS
FOR RADIO MAINTENANCE
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Department of Public Works advertised for sealed bids for radio maintenance, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the Department of Public Works is desirous of modifying the bid specifications and rebidding the aforementioned radio maintenance, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature, effective March 15, 2012, hereby rejects the bids received for the radio maintenance, which were opened on February 28, 2012, hereby authorizes the radio maintenance to be rebid, and hereby authorizes all actions previously taken by the Department of Public Works regarding such rejection and rebidding nunc pro tunc.

Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 152-2012 by Mr. Aiello and Mr. Weller

**AUTHORIZING THE IMPLEMENTATION AND FUNDING OF
FEDERAL AID AND STATE MARCHISELLI PROGRAM AID FOR
COUNTY ROAD NO. 12 MILL AND OVERLAY PROJECT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Public Works)**

Pursuant to Title 23 U.S. Code and Sections 363, 366 and 450 of the County Law.

WHEREAS, the project to Resurface (Mill & Overlay) CR 12, East Otto Road: from CR 11, North Otto Road to CR 13, Maples Road, in the Town of Otto, Cattaraugus County, PIN 5759.55 ("the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% Non-Federal funds, and

WHEREAS, the County of Cattaraugus desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Construction & Construction Inspection phase of the project PIN 5759.55, and

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

RESOLVED, that the Cattaraugus County Legislature hereby approves the above-subject project, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the County of Cattaraugus to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Construction & Construction Inspection phase of the Project or portions thereof, and be it further

RESOLVED, that the sum of \$100,000.00 has been appropriated by County Resolution No. 446-2010 adopted September 8, 2010, and made available to cover the cost of participation in the above phase of the Project, and it is further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the project's Construction & Construction Inspection phase exceeds the amount appropriated above, \$100,000.00 and/or 100% of the full Federal and Non-Federal shares of the cost of the project's Construction & Construction Inspection phase exceeds \$500,000.00, this project's current cost, the County of Cattaraugus shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and be it further

RESOLVED, that the Chair of the Legislature is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Cattaraugus with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal Aid and State Aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and be it further

RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and be it further

RESOLVED, this Resolution shall take effect immediately, and be it further

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

Increase Estimated Revenue Accounts:

H.504.5197.5195.3591.01	Marchiselli State Aid	\$ 75,000.00
H.504.5197.5198.27038.41603	County Road No. 92	\$ 25,000.00

Increase Appropriation Account:

H.504.5197.5195.27039.41603	County Road No. 12	\$100,000.00.
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Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 153-2012 by Mr. Aiello and Mr. Weller

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NYSDOT AND
AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN
BRIDGE WASHING FEDERAL-AID PROJECT**

Pursuant to Title 23 U.S. Code and
Section 450 of the County Law.

WHEREAS, the Cattaraugus County Bridge Washing Project, 211 bridges in various towns, Cattaraugus County, PIN 5760.05 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at a ratio of 80% federal funds and 20% non-federal funds, and

WHEREAS, the County desires to advance the above project by making a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering (Design I-VI) and Construction & Construction Inspection phases of the Project, PIN 5760.05, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby approves the above-described project, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the County of Cattaraugus to pay in the first instance 100% of the federal and non-federal shares of the cost of the Preliminary Engineering (Design I-VI) and Construction & Construction Inspection phases of the project or portions thereof, and be it further

RESOLVED, that the sum of \$175,000.00 is hereby appropriated and made available to cover the cost of participation in the above phases of the Project, and it is further

RESOLVED, that in the event the amount required to pay the full federal and non-federal shares of the cost of the project's Preliminary Engineering (Design I-VI) and Construction & Construction Inspection phases exceeds the amount appropriated above, the County of Cattaraugus shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all necessary documents, on behalf of Cattaraugus County, with the NYSDOT in connection

with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid project costs and all Project costs within appropriations therefor that are not so eligible, and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project, and be it further

RESOLVED, that this Resolution shall take effect immediately.

Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 154-2012 by Mr. Aiello and Mr. Weller

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
CASELLA WASTE MANAGEMENT, NEW ENGLAND WASTE SERVICES OF
NY, INC. , FOR OUT-OF-COUNTY WASTE DISPOSAL SERVICES**

Pursuant to Section 226-b of the County Law and
Act 290-2011 of the Cattaraugus County Legislature.

WHEREAS, the County Department of Public Works is desirous of contracting for the disposal of waste from our transfer stations, and

WHEREAS, Casella Waste Management, New England Waste Services of NY, Inc., 6653 Herdman Road, Angelica, New York 14709, has agreed to accept municipal solid waste and construction and demolition debris from the County of Cattaraugus for an amount not to exceed \$40,000.00, based on \$25.00 per ton with no minimum tonnage requirements, to be paid on a monthly basis, as invoiced, and

WHEREAS, the County will transport and deliver the aforementioned waste to the Hyland Landfill, which is located in Angelica, New York, 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 Casella Waste Management, New England Waste Services of NY, Inc., for the provision of the above-described services, for a term commencing March 28, 2012 and terminating December 31, 2012, according to the above-described terms.

Approved by 8 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 155-2012 by Mr. Aiello and Mr. Weller

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
WCA HOSPITAL FOR AUDIOMETRIC TESTING**

Pursuant to 29 CFR 1910.95 and Act 290-2011 of the
Cattaraugus County Legislature.

WHEREAS, Act 132-2011 authorized a contract with WCA Hospital, P.O. Box 840, Jamestown, New York 14702-0840, for the provision of audiometric examinations, monitoring and training services, the term of which expired December 31, 2011, and

WHEREAS, pursuant to the provisions of 29 CFR 1910.95, the County must provide audiometric examinations, monitoring and training for those Public Works employees exposed to a noise level at, or above, the action level of 85 decibels for a time-weighted average of eight hours, and

WHEREAS, the County is also desirous of providing the aforementioned services for up to 30 employees of the Cattaraugus County Sheriff's Office, and

WHEREAS, WCA Hospital can provide the aforementioned testing for up to 125 Public Works employees and up to 30 Sheriff's Office employees, for an estimated amount of \$2,500.00, as follows:

\$18.00/person/test for on-site annual follow-up audiograms,
\$22.00/person/test for pre-employment audiograms to be done
at WCA Hospital, Speech & Hearing Department,

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 WCA Hospital, 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.

Approved by 5 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 156-2012 by Mr. Aiello and Mr. Weller

**CREATING ONE TEMPORARY POSITION OF
CLERK OF THE WORKS IN DEPARTMENT OF PUBLIC WORKS
FOR FIVE POINTS LANDFILL IMPROVEMENT PROJECT AND
ESTABLISHING COMPENSATION FOR SAME AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Public Works)**

Pursuant to Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 117-2012 authorized the acceptance of a bid and contracts for the General Construction portion and the Electrical portion of the Five Points Landfill Improvement Project, as follows:

General Construction Portion:

Electrical Portion:

Blue Heron Construction
9293 Bonta Bridge Road
Jordan, New York 13080

BECC Electric
1007 Central Avenue
Dunkirk, New York 14048,

and

WHEREAS, certain services, such as oversight of the project and coordination of staff, can be accomplished in a more efficient and economical manner by using a "Clerk of the Works", and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Commission, which has approved the title in accordance with Section 22 of the Civil Service Law, and

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

RESOLVED, that effective March 28, 2012, there is hereby created one position of Clerk of the Works in the Department of Public Works, to be compensated at a rate of \$26.24 per hour, for a total amount not to exceed \$24,857.70, and be it further

RESOLVED, that upon completion of the project, but not later than December 31, 2012, the position created herein shall be automatically abolished, and be it further

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

Decrease Appropriation Account:

H.504.8162.0000.21022.41603	Contracted Services	\$24,857.70
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Increase Appropriation Accounts:

H.504.8162.0000.21022.12000	Part-Time Wages	\$23,091.20
H.504.8162.0000.21022.81000	FICA	\$ 1,766.50.

Approved by 8 members of the Finance Committee, 7 members of the Public Works Committee and 5 members of the Labor Relations Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 157-2012 by Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ALCOHOL MONITORING SYSTEMS, INC. FOR
MONITORING OF SECURE CONTINUOUS REMOTE ALCOHOL MONITOR FOR
PROBATION DEPARTMENT**

Pursuant to Section 256 of the Executive Law and
Section 450 of the County Law.

WHEREAS, Act 575-2008 authorized a contract with Alcohol Monitoring Systems, Inc., 1241 West Mineral Avenue, Suite 200, Littleton, Colorado 80120, for the provision of a secure continuous remote alcohol monitor for the Probation Department, the term of which expired, and

WHEREAS, the Probation Department is desirous of continuing the use of a Secure Continuous Remote Alcohol Monitor (SCRAM) in order to automatically test DWI and other alcohol-fueled offenders at least twenty-four times a day, every day, regardless of location, and

WHEREAS, Alcohol Monitoring Systems, Inc., can provide the aforementioned SCRAM monitoring services for an amount of \$5.30 per day per unit in use for monitoring services, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned costs, 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 Alcohol Monitoring Systems, Inc., for the provision of the above-described monitoring services, for a term commencing December 1, 2011 and terminating December 31, 2014, according to the above-described terms.

Approved by 8 members of the Finance Committee and 5 members of the Public Safety Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 158-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
BERKSHIRE FARM CENTER & SERVICES FOR YOUTH, INC. FOR
DEPARTMENT OF SOCIAL SERVICES FAMILY ASSESSMENT
RESPONSE SERVICES FOR CHILD PROTECTION CASES**

Pursuant to Public Law 104-193 and
Section 450 of the County Law.

WHEREAS, Act 613-2011 authorized a contract with Berkshire Farm Center & Services for Youth, Inc., Tri-Main Center, 2495 Main Street, Suite 330, Buffalo, New York 14214, for the provision of family assessment response services for child protection cases, the term of which expires December 31, 2012, and

WHEREAS, Family Assessment Response (or "FAR") is an alternative to the traditional child protection investigative response, and allows Child Protection Services to differentiate on how they respond to accepted reports of child maltreatment, and

WHEREAS, mandated training of staff is necessary in order to provide the aforementioned services, and

WHEREAS, the County Department of Social Services is desirous of paying to Berkshire Farm Center & Services for Youth, Inc., an additional amount of \$800.00 to assist with costs associated with mandated training, bringing the total contract amount to \$77,107.00, and

WHEREAS, an amendment of the aforementioned contract is necessary in order to include mandated training expenses, 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 Berkshire Farm Center & Services for Youth, Inc., for the provision of the aforementioned services, for a term commencing January 1, 2012 and terminating December 31, 2012, according to the above-described terms.

Approved by 8 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 159-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF
SOCIAL SERVICES FAMILY ASSESSMENT RESPONSE SERVICES**

Pursuant to Public Law 104-193 and
Section 450 of the County Law.

WHEREAS, Act 429-2011 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of family assessment response services for child protection cases for the Department of Social Services, the term of which expires September 30, 2012, and

WHEREAS, Family Assessment Response (or "FAR") is an alternative to the traditional child protection investigative response, and allows Child Protection Services to differentiate how they respond to accepted reports of child maltreatment, and

WHEREAS, mandated training of staff is necessary in order to provide the aforementioned services, and

WHEREAS, the County Department of Social Services is desirous of paying to Cattaraugus Community Action, Inc., an additional amount of \$2,000.00 to assist with costs associated with mandated training, bringing the total contract amount to \$38,270.00, and

WHEREAS, an amendment of the aforementioned contract is necessary in order to include mandated training expenses, 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 Cattaraugus Community Action, Inc., for the provision of the aforementioned services, for a term commencing October 1, 2011 and terminating September 30, 2012, according to the above-described terms.

Approved by 8 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 160-2012 by Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
VNS CHOICE FOR
LINWOOD ADULT SERVICES REIMBURSEMENT**

Pursuant to Section 95-a of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, the Department of the Aging operates the Linwood Adult Day Care Center, which is a social day care program for senior citizens, and

WHEREAS, VNS Choice, 107 East 70th Street, New York, New York 10021, administers a managed long-term care program to provide a fully integrated system of long term care services, including coordination of medical care, to meet the needs of frail elderly individuals who are enrolled in the Medicaid program, and

WHEREAS, VNS Choice shall reimburse the County for covered services provided to Linwood Adult Care Center members referred by VNS Choice, 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 VNS Choice, for the reimbursement of services provided to individuals referred by VNS Choice, for a term commencing April 1, 2012 and terminating March 30, 2015, to continue with automatic one-year renewals thereafter until terminated by either party hereto, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the Senior Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 161-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
ALLEGANY COUNTY OFFICE FOR THE AGING FOR
DEPARTMENT OF HEALTH MOBILE MEALS PROGRAM**

Pursuant to Section 119-o of the General Municipal Law and
Act 290-2011 of the Cattaraugus County Legislature.

WHEREAS, Act 637-2010 authorized a contract with the Allegany County Office for the Aging, County Office Building, 17 Court Street, Belmont, New York 14813, for the provision of home delivered meals to clients of the Long Term Home Health Care Program located near the Cattaraugus-Allegany County border, the term of which expired December 31, 2011, and

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

WHEREAS, the Allegany County Office for the Aging has agreed to provide for the preparation and delivery of a noon meal in the townships contiguous to Cattaraugus County five (5) days a week, at the Cattaraugus County Health Department approved Medicaid rate, 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 the Allegany County Office for the Aging, 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.

Approved by 8 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 162-2012 by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED LEASE AGREEMENT WITH
HEALTHY COMMUNITY ALLIANCE, INC., FOR DEPARTMENT OF AGING
SENIOR WELLNESS AND NUTRITION PROGRAM SITES**

Pursuant to Section 95-a of the General Municipal Law, Title III-C of
the Older Americans Act of 1965, as amended and
Sections 215 and 450 of the County Law.

WHEREAS, Act 658-2011 authorized a lease agreement with Healthy Community Alliance, Inc., Academy Place, 1 School Street, Suite 100, Gowanda, New York 14070, for the County Department of Aging Gowanda Senior Wellness and Nutrition Program site, the terms of which expires December 31, 2012, and

WHEREAS, the aforementioned contract should be amended to reflect a cost of \$450.00 per month to be paid on a quarterly basis, as invoiced, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended lease agreement, on behalf of Cattaraugus County, with Healthy Community Alliance, for the leasing of the Gowanda Senior Wellness and Nutrition Program site, for a term commencing January 1, 2012 and terminating December 31, 2012, according to the above-described terms.

Approved by 8 members of the Finance Committee and 6 members of the Senior Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 163-2012 by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
HEALTHY COMMUNITY ALLIANCE, INC. FOR
HEALTH INSURANCE AND LONG-TERM CARE INFORMATION AND COUNSELING**

Pursuant to Article 2, Title 3 of the Elder Law and
Section 450 of the County Law.

WHEREAS, Act 139-2011 authorized a contract with Healthy Community Alliance, Inc., 1 School Street, Suite #100, Gowanda, New York 14070, for the provision of information, counseling and workshops to Cattaraugus County residents in order to help them better understand health insurance and long term care services, the term of which expires March 31, 2012, and

WHEREAS, the Department of Aging is desirous of continuing the aforementioned program, and

WHEREAS, Healthy Community Alliance, Inc., can provide staff persons, to the Department of Aging, who will provide information, counseling and workshops to Cattaraugus County residents in order to help them better understand health insurance, Medicare benefits, EPIC and other long-term care services, for an amount of \$82,023.00 for staffing, training and travel-related expenses, to be paid on a quarterly basis, as invoiced, 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 Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Healthy Community Alliance, Inc., for the provision of the above-described services, for a term commencing April 1, 2012 and terminating March 31, 2013, 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 8 members of the Finance Committee and 6 members of the Senior Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 164-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
NEW YORK STATE CATHOLIC HEALTH PLAN, INC., D/B/A
FIDELIS CARE NEW YORK FOR HEALTH DEPARTMENT
MEDICAID MANAGED CARE PROVIDER PROGRAM**

Pursuant to 42 USCS Section 1396a and Section 450 of the County Law.

WHEREAS, Act 493-2000, as amended by Act 91-2011, authorized a contract with New York State Catholic Health Plan, Inc., d/b/a Fidelis Care New York, 95-25 Queens Boulevard, Rego Park, New York 11371, for the provision of home health care and Medicaid managed care services to the residents of Cattaraugus County, and

WHEREAS, New York State Catholic Health Plan, Inc., d/b/a Fidelis Care New York, has requested an amendment of the aforementioned contract to include reimbursement for the following services: "T1001 – Nursing Assessment, per diem" at the rate of \$90.00 per diem, and

WHEREAS, the County Health Department has agreed to the aforementioned amendment, 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 New York State Catholic Health Plan, Inc., d/b/a Fidelis Care New York, for the provision of the above-described services, for a term commencing April 1, 2012 and terminating March 31, 2013, with automatic one-year period renewals, according to the above-described terms.

Approved by 8 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 165-2012 by Ms. Edstrom and Mrs. Stockman
and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR
IMMUNIZATION CONSORTIUM REIMBURSEMENT**

Pursuant to 10 NYCRR Section 40-1.52 and
Section 450 of the County Law.

WHEREAS, Act 381-2011 authorized a contract with the New York State Department of Health for the administration of the Western Region Immunization Consortium, the term of which expired March 31, 2012, and

WHEREAS, the Western Region Immunization Consortium will receive \$41,007.00 from the New York State Department of Health in order to enhance immunization rates and increase the distribution of vaccines to families who might otherwise not obtain vaccination, and

WHEREAS, the New York State Department of Health has been designated as Lead Agency for the Western Region Immunization Consortium for the administration of the above-referenced program, and

WHEREAS, the Cattaraugus County Health Department is desirous of participating in the above-referenced program in order to expand the vaccine distribution in Cattaraugus County and ensure that children who are uninsured, underinsured and Medicaid-eligible have access to immunization clinics, and

WHEREAS, the County must enter into a contract with the New York State Department of Health in order to obtain reimbursement through the above-referenced program, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned costs, 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 Department of Health in order to obtain reimbursement through the above-referenced program, for a term commencing April 1, 2012 and terminating March 31, 2013, 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 8 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 March 28, 2012 by voice vote.

ACT NO. 166-2012 by Ms. Edstrom and Mrs. Stockman
and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT AMENDMENT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR
IMMUNIZATION CONSORTIUM REIMBURSEMENT**

Pursuant to 10 NYCRR Section 40-1.52 and
Section 450 of the County Law.

WHEREAS, Act 174-2011 authorized a contract with the New York State Department of Health for the administration of the Western Region Immunization Consortium, 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 \$3,289.00, 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, 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, in order to receive the aforementioned COLA for the immunization program, for a term commencing April 1, 2011 and terminating March 31, 2012, according to the above-described terms.

Approved by 8 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 March 28, 2012 by voice vote.

ACT NO. 167-2012 by Mr. Snyder

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED
COOPERATIVE LIQUID ASSETS SECURITIES SYSTEM
MUNICIPAL COOPERATION AGREEMENT**

Pursuant to Section 199-o of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Act 128-1992 authorized the Chairman to execute the New York Cooperative Liquid Assets Securities System (NYCLASS) Municipal Corporation Agreement, which allows the County to invest certain of its available investment funds in cooperation with other municipal corporations and or districts, and

WHEREAS, due to recent changes in the NYCLASS governing board, an amendment to the municipal cooperation agreement is necessary, and

WHEREAS, as a participating member of the NYCLASS, a resolution is necessary in order to acknowledge and approve of the aforementioned changes in the NYCLASS governing board, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended municipal cooperation contract, on behalf of Cattaraugus County, with NYCLASS, according to the above-described terms.

Approved by 8 members of the Finance Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 168-2012 by Ms. Edstrom and Mrs. Stockman
and Mrs. Labuhn¹

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

Pursuant to Section 450 of the County Law.

WHEREAS, Act 373-2008, as amended by Acts 215-2010 and 169-2011, authorized a contract with the New York State Department of Health for the reimbursement of costs associated with the rabies program, the term of which expires March 31, 2012, and

WHEREAS, the New York State Department of Health has authorized a cost-of-living adjustment (COLA) in the amount of \$2,785.00, 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 100% state funded, 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, in order to receive the aforementioned COLA reimbursement for the rabies program, for a term commencing April 1, 2011 and terminating March 31, 2012, according to the above-described terms.

Approved by 8 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 March 28, 2012 by voice vote.

ACT NO. 169-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS REHABILITATION CENTER, INC. FOR
OPERATION OF NORTH UNION STREET HOUSE COMMUNITY RESIDENCE**

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

WHEREAS, Act 197-2008 authorized a contract with the Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, for participation in the provision of services for the psychiatric care of youth, the term of which expired, and

WHEREAS, the County Department of Community Services is desirous of renewing the aforementioned contract at no cost to the County, and

WHEREAS, the Cattaraugus Rehabilitation Center, Inc., has agreed to continue the operation of the North Union Street House Community Residence for psychiatric care for youths, 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 Rehabilitation Center, Inc.,

for the provision of the above-described services, for a term commencing February 15, 2012 and terminating March 31, 2013, according to the above-described terms.

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

Adopted March 28, 2012 by voice vote. Mrs. Labuhn and Mr. Padlo abstained from vote.

ACT NO. 170-2012 by Mr. VanRensselaer and Mr. Boser

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
LAURA RYAN TO FACILITATE STRATEGIC PLANNING FOR
CATTARAUGUS COUNTY COMPREHENSIVE PLAN**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Comprehensive Plan was adopted in 1978, and last updated in 1982, and

WHEREAS, the County Department of Economic Development, Planning and Tourism is desirous of updating its Comprehensive Plan in order to create a new vision for the future of the County and to address the pressing issues of the twenty-first century, and

WHEREAS, a Comprehensive Plan involves extensive public input and citizen participation, and

WHEREAS, Laura Ryan, 5373 Transit Road, Williamsville, New York 14221, can act as the facilitator of strategic planning in order to engage the public for the update of the Cattaraugus County Comprehensive Plan, for an amount of \$850.00 per project delivery day, which is inclusive of preparation time, facilitation time, meetings that occur that day, materials and drive time, not to exceed an amount of \$10,000.00, and

WHEREAS, sufficient funds are included in the 2012 budget to cover the cost of the aforementioned costs, 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 Laura Ryan, for the provision of the above-described services, for a term commencing February 1, 2012 and terminating December 31, 2012, according to the above-described terms.

Approved by 8 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 171-2012 by Mr. VanRensselaer and Mr. Boser

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
H. SICHERMAN & COMPANY, INC. FOR
GRANT WRITING TECHNICAL ASSISTANCE**

Pursuant to Title I of the Housing and Community Development Act of 1974, as amended, and Section 450 of the County Law.

WHEREAS, Act 695-2010 authorized a contract with H. Sicherman & Company, Inc., 5852 Forest Creek Drive, East Amherst, New York 14051-2980, for the provision of technical assistance for grant writing for various programs, the term of which expired December 31, 2011, and

WHEREAS, the Department of Economic Development, Planning and Tourism is desirous of continuing the aforementioned grant writing technical assistance services, and

WHEREAS, H. Sicherman & Company, Inc., can continue providing technical assistance for grant writing services for an amount not to exceed \$10,000.00, which will be billed at the following rates and paid as invoiced:

Harry Sicherman	\$149/hour
Robert E. Deemer, Jr.	\$114/hour
Richard W. Lippold	\$ 93/hour
Other Professionals	\$ 85/hour
Rate in Travel Status	\$ 60/hour (all personnel),

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 Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with H. Sicherman and Company, 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.

Approved by 8 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 172-2012 by Ms. Edstrom and Mrs. Stockman
and Mrs. Labuhn and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
PORTVILLE CENTRAL SCHOOL DISTRICT FOR AMERICORPS START PROGRAM**

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

WHEREAS, the Youth Bureau is desirous of contracting with Portville Central School District for the provision of services through the AmeriCorps START Program in the eastern part of the County, and

WHEREAS, the Portville Central School District shall work with the Cattaraugus County Youth Bureau to provide one (1) full-time AmeriCorps member with 1,700 hours of service in the AmeriCorps START Program, and

WHEREAS, the Portville Central School District shall provide appropriate office space for the AmeriCorps member, and

WHEREAS, there is no cash match for the aforementioned one (1) full-time AmeriCorps member, 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 Portville Central School District, for the

provision of services through the AmeriCorps START Program, for a term commencing March 6, 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 8 members of the Finance Committee and 7 members of the Human Services Committee.

¹ The following Legislators requested their names be listed as additional sponsors: "Mrs. Labuhn and Mr. Padlo".

Adopted March 28, 2012 by voice vote.

ACT NO. 173-2012 by Mr. Felton and Ms. Vickman
and Ms. Edstrom¹

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
LEGAL SERVICES FOR THE ELDERLY, DISABLED OR
DISADVANTAGED OF WESTERN NEW YORK, INC. FOR LEGAL
SERVICES FOR ELDERLY RESIDENTS OF CATTARAUGUS COUNTY**

Pursuant to 45 CFR 1321 and Act 290-2011 of the
Cattaraugus County Legislature.

WHEREAS, Act 141-2011 authorized a contract with Legal Services for the Elderly, Disabled or Disadvantaged of Western New York, Inc., 230 Main Street, Suite 105, Buffalo, New York 14203, for the provision of legal services for elderly residents of Cattaraugus County in accordance with Title III of the Older Americans Act of 1965, as amended, the term of which expires March 31, 2012, and

WHEREAS, Legal Services for the Elderly, Disabled or Disadvantaged of Western New York, Inc. is desirous of renewing the aforementioned contract at a rate of \$55.00 per hour, not to exceed \$25,000.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, these services are 75% state funded and 25% County funded, 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 Legal Services for the Elderly, Disabled or Disadvantaged of Western New York, Inc. for the provision of the above-described services, for a term commencing April 1, 2012 and terminating March 31, 2013, 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 8 members of the Finance Committee and 6 members of the Senior Services Committee.

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

Adopted March 28, 2012 by voice vote.

ACT NO. 174-2012 by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
HEALTHY COMMUNITY ALLIANCE, INC. FOR MANAGEMENT OF
DEPARTMENT OF AGING SENIOR WELLNESS AND NUTRITION PROGRAM SITE**

Pursuant to Section 95-a of the General Municipal Law, Title III-C
of the Older Americans Act of 1965, as amended and
Sections 215 and 450 of the County Law.

WHEREAS, Act 242-2010 authorized a lease and staffing agreement with Healthy Community Alliance, Inc., for the management of a Senior Wellness and Nutrition Program (SWAN) site in the Gowanda area for the Department of Aging, the term of which expired December 31, 2011, and

WHEREAS, Act 658-2011 authorized an extension of the aforementioned lease agreement to December 31, 2012, and

WHEREAS, the Department of Aging is desirous of continuing the staffing agreement for the management of the Gowanda SWAN site, and

WHEREAS, Healthy Community Alliance, Inc., shall continue providing for the management of, and part-time personnel to staff, the Gowanda SWAN site for an amount of \$19,374.00, and

WHEREAS, this program is 90% federal and 10% county funded, and

WHEREAS, sufficient funds are included in the 2012 budget to cover the cost of the aforementioned costs, 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 Healthy Community Alliance, Inc., for the management of the Gowanda SWAN site, 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 8 members of the Finance Committee and 6 members of the Senior Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 175-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
SOUTHERN TIER ENVIRONMENTS FOR LIVING, INC. FOR
SOCIAL WORKER/MENTAL HEALTH THERAPIST FOR DEPARTMENT
OF COMMUNITY SERVICES PROS PROGRAM AND ADJUSTING
VARIOUS APPROPRIATION ACCOUNTS
(Department of Community Services)**

Pursuant to Section 41.07 of the Mental Hygiene Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 591-2011 authorized a contract with Southern Tier Environments for Living, Inc. (STEL), 715 Central Avenue, Dunkirk, New York 14048, for the provision of social worker/mental health therapist services for the PROS Program, the term of which expires December 31, 2012, and

WHEREAS, the County Department of Community Services is desirous of amending the aforementioned contract to provide 50% reimbursement to STEL for EMDR training expenses, and

WHEREAS, Eye Movement Desensitization and Reprocessing (EMDR) is an evidence-based, comprehensive integrative psychotherapy used to treat people diagnosed with Post Traumatic Stress Disorder, and

WHEREAS, EMDR training is necessary in order to have a certified provider available in Cattaraugus County, and

WHEREAS, Southern Tier Environments for Living, Inc. (STEL), can provide a social worker/mental health therapist, who will obtain EMDR training, for an additional amount of \$700.00, for a total contract amount of \$59,350.00, and

WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned training, 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 Southern Tier Environments for Living, Inc. (STEL), 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 the County Administrator is hereby directed to make the following budgetary changes:

Decrease Appropriation Account:

A.431.4394.0000.41231	OMH FSS-Interpreter Services	\$700.00
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Increase Appropriation Account:

A.431.4340.6340.41229	PROS – Social Worker Contracted	\$700.00.
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Approved by 8 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 176-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GUSTAVUS ADOLPHUS CHILD AND FAMILY SERVICES, INC. FOR
SKILL BUILDING AND RESPITE SERVICES FOR
DEPARTMENT OF COMMUNITY SERVICES CHILD/ADOLESCENT CLIENTS**

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

WHEREAS, Act 291-2011 authorized a contract with Gustavus Adolphus Child and Family Services, Inc., for the provision of skill-building services and respite services for Department of Community Services child/adolescent clients, the term of which expired December 31, 2011, and

WHEREAS, the County Department of Community Services is desirous of renewing the aforementioned contract, and

WHEREAS, Gustavus Adolphus Child and Family Services, Inc., 1293 Union Road, West Seneca, New York 14224, can provide the aforementioned skill-building and respite services for children and adolescent clients for a total contract amount not to exceed \$44,771.00, to be paid on a monthly basis in accordance with the following breakdown, as invoiced:

<u>Skill Building Services</u>	\$15.00 per 15 minute increment
(not to exceed \$20,000.00)	
<u>Respite Services</u>	<6 hours - \$9.75 per 15 minute increment
(not to exceed \$24,771.00)	6-24 hours - \$235 per occasion,

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 Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Gustavus Adolphus Child and Family Services, Inc., for the provision of the above-described services, for a term commencing *January 1¹*, 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 8 members of the Finance Committee and 7 members of the Human Services Committee.

¹ MS. EDSTROM moved, seconded by Mrs. Stockman to amend Act No. 176-2012 as follows: In the first Resolved, delete: "March 28" and replace with: "January 1". Carried.

Adopted, as amended, March 28, 2012 by voice vote.

ACT NO. 177-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
CATTARAUGUS REHABILITATION CENTER, INC. FOR
DEPARTMENT OF COMMUNITY SERVICES RESPITE SERVICES**

Pursuant to Section 41.55 of the Mental Hygiene Law and
Act 290-2011 of the Cattaraugus County Legislature.

WHEREAS, Act 729-2010 authorized a contract with Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, for the provision of respite services for consumers of mental health services, the term of which expired December 31, 2011, and

WHEREAS, the County Department of Community Services is desirous of utilizing respite services for consumers of mental health services, and

WHEREAS, Cattaraugus Rehabilitation Center, Inc., has agreed to provide the aforementioned respite services for an amount not to exceed \$24,771.00, in accordance with the current rate schedule, as follows:

Respite through DSS COPS Program	not to exceed	\$13,394.00/yr.
OMH Respite	not to exceed	\$11,377.00/yr.

and

WHEREAS, this program is 80% state and 20% County funded, 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 the Cattaraugus Rehabilitation Center, 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 8 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted March 28, 2012 by voice vote. Mrs. Labuhn and Mr. Padlo abstained from vote.

ACT NO. 178-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
NEW DIRECTIONS YOUTH & FAMILY SERVICES, INC. FOR
RESPITE/CASE MANAGEMENT SERVICES**

Pursuant to 14 NYCRR Sections 587.9(d)(6) and 587.9(e)(1) and (2) and
Act 290-2011 of the Cattaraugus County Legislature.

WHEREAS, Act 716-2010 authorized a contract with New Directions Youth & Family Services, Inc., 356 Main Street, Randolph, New York 14772, for the provision of short-term respite placement services for consumers of mental health services, the term of which expired December 31, 2011, and

WHEREAS, the County Department of Community Services is desirous of obtaining the aforementioned services, and

WHEREAS, New Directions Youth & Family Services, Inc., through its Global Village Community Services, has agreed to provide therapeutic foster care respite homes for provision of respite for an amount of \$55.00 per day, not to exceed \$24,771.00, and

WHEREAS, this program is 80% state and 20% county funded, 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 New Directions Youth & Family Services, Inc., for the provision of the above-described services, for a term commencing March 21, 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 8 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 179-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE CONFERENCE OF LOCAL MENTAL HYGIENE DIRECTORS FOR
ENHANCEMENT OF SYSTEMS OF CARE FOR CATTARAUGUS COUNTY RESIDENTS**

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

WHEREAS, the County Department of Community Services has been awarded a grant in the amount of \$5,000.00 through the New York State Conference of Local Mental Hygiene Directors for the purpose of providing training to enhance collaboration among service providers in Cattaraugus County and receive technical assistance with Systems of Care approach, and

WHEREAS, the participating counties agree as follows:

- to participate in a one day educational/orientation session that provides an introduction to the principles of Systems of Care;

- to be actively involved in Learning Collaborative meetings to partner with colleagues to obtain clinical, technical and social supports related to the implementation of the Systems of Care approach;
- to form a team with meaningful youth and family participation;
- to make a commitment to adhere to the Systems of Care principles and values in their counties;
- to submit a work plan containing project goal(s), actions to achieve this goal and short-term/long-term outcomes;
- to submit a written report by September 14, 2012 detailing the impact of the use of this grant money and progress made on each outcome,

and

WHEREAS, a contract is necessary in order to accept the aforementioned funding, and

WHEREAS, this program is 100% funded through other sources, 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 New York State Conference of Local Mental Hygiene Directors, in order to receive the above-described funding, 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 8 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 180-2012 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
OLEAN CHILD DAY CARE CENTER, INC. FOR DAY CARE SERVICES FOR
DEPARTMENT OF COMMUNITY SERVICES PROS CLIENTS**

Pursuant to Section 41.07 of the Mental Hygiene Law,
Section 450 of the County Law and
Act 290-2011 of the Cattaraugus County Legislature.

WHEREAS, Act 731-2010 authorized a contract with Olean Child Day Care Center, Inc., 212 Laurens Street, Olean, New York 14760, for the provision of day care services to PROS clients with

children, in order to allow clients to attend programs more regularly, the term of which expired December 31, 2011, and

WHEREAS, the County Department of Community Services is desirous of providing the aforementioned services, and

WHEREAS, Olean Child Day Care Center, Inc., has agreed to provide the aforementioned day care services for an amount not to exceed a total program amount of \$32,700.00, in accordance with the Olean Child Day Care Center's current rate schedule, to be paid as invoiced, and

WHEREAS, this program is 33% county funded and 67% state and federally funded, 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 Olean Child Day Care Center, Inc., for the provision of the above-described services, for a term commencing March 28, 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 8 members of the Finance Committee and 7 members of the Human Services Committee.

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

Adopted March 28, 2012 by voice vote.

ACT NO. 181-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE INDUSTRIES FOR THE DISABLED, INC. FOR
JANITORIAL SERVICES FOR DEPARTMENT OF COMMUNITY SERVICES
PROS AND CASE MANAGEMENT OFFICES AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Community Services)**

Pursuant to Sections 215, 363, 366 and 450 of the County Law.

WHEREAS, Act 437-2010 authorized the Chair to execute a contract with the New York State Industries for the Disabled, Inc., for the provision of janitorial services for the PROS Facility and Case Management Offices located at 203 Laurens Street, Olean, New York 14760, the term of which expired December 31, 2011, and

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

WHEREAS, the New York State Industries for the Disabled, Inc., through SubCon Industries, Inc., has agreed to provide janitorial services, for the PROS Facility and Case Management Offices located at 203 Laurens Street, Olean, New York 14760, for an amount of \$1,253.36 per month, not to exceed \$15,040.00 in 2012 and \$15,040.00 in 2013, to be paid on a monthly basis as invoiced, with

the option to increase the hourly rates if the prevailing wage rates published in July of 2012 or July of 2013 increase, and

WHEREAS, various appropriation accounts must be adjusted, 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 Industries for the Disabled, Inc., for the provision of the above-described services, for a term commencing January 1, 2012 and terminating December 31, 2013, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

A.431.4340.6340.44203	PROS, Office Rental	\$2,722.00
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Increase Appropriation Accounts:

A.431.4340.6340.41615	PROS, Cleaning Contracted Services	\$2,069.00
A.431.4341.0670.41615	MH Transportation, Contracted Cleaning Services	\$ 163.00
A.431.4352.1810.41615	ICM, Cleaning Contracted Services	\$ 490.00.

Approved by 8 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted March 28, 2012 by voice vote.

ACT NO. 182-2012 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED LEASE AGREEMENT
WITH PARK CENTRE DEVELOPMENT, INC. FOR
DEPARTMENT OF COMMUNITY SERVICES
FOUNDATIONS FOR CHANGE (PROS) FACILITY**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 638-2007 authorized a lease agreement with Park Centre Development, Inc., One Blue Bird Square, Olean, New York 14760, for the Department of Community Services Foundations For Change (Pros) Facility, the term of which expires March 31, 2013, and

WHEREAS, the Department of Community Services has negotiated a reduction in the monthly lease amount, and

WHEREAS, commencing April 1, 2012, Park Centre Development, Inc., has agreed to lease the facility located at 203 Laurens Street in the City of Olean for an amount of \$12,500.00 per month, excluding utilities, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended lease agreement, on behalf of Cattaraugus County, with Park Centre Development, Inc., for the Foundations For Change (Pros) Facility, for a term commencing April 1, 2012 and terminating March 31, 2013, according to the above-described terms.

Approved by 8 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted March 28, 2012 by voice vote. Mr. Weller abstained from vote.

ACT NO. 183-2012 by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
THE REHABILITATION CENTER, INC. FOR MANAGEMENT AND
OPERATION OF LINWOOD CENTER ADULT DAY SERVICES**

Pursuant to Older Americans Act Title III-E and
Section 450 of the County Law.

WHEREAS, Act 63-2011, as amended by Act 71-2012, authorized a contract with The Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, for the operation of the Linwood Center adult day services, the term of which expires March 31, 2012, and

WHEREAS, the Department of the Aging is desirous of extending the aforementioned contract to December 31, 2013, and

WHEREAS, The Rehabilitation Center, Inc., shall continue to be responsible for the management of staff, program and activities of the Linwood Center, for an amount of \$29,000.00 per month for the remainder of 2012 and for an amount of \$29,870.00 per month not to exceed \$358,440.00 for 2013, and

WHEREAS, The Rehabilitation Center, Inc. is responsible for coordinating, arranging for, and providing transportation for participants as necessary, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with The Rehabilitation Center, Inc., for the provision of the above-described services, for a term commencing January 31, 2012 and terminating December 31, 2013, according to the above-described terms.

Approved by 8 members of the Finance Committee and 6 members of the Senior Services Committee.

Adopted March 28, 2012 by voice vote. Mr. Padlo and Mrs. Labuhn abstained from vote.

ACT NO. 184-2012 by Senior Services Committee:
Ms. Vickman, Mr. Felton, Ms. Edstrom, Mr. Hale,
Mr. Snyder, Jr., Mr. Koch and Mrs. Labuhn
and Mr. Boser¹

APPOINTMENT OF DIRECTOR, DEPARTMENT OF AGING

Pursuant to Sections 204 and 205 of the County Law.

RESOLVED, that Catherine M. Mackay, 14 Stevens Avenue, Cuba, New York 14727, be, and hereby is, appointed Director, Department of Aging for a term commencing April 1, 2012 and terminating March 31, 2016 at a bi-weekly salary of \$2,309.67² (\$60,000.00 annually), and at any salary as may hereinafter be established.

Approved by 8 members of the Finance Committee and 5 members of the Labor Relations Committee.

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

² MS. VICKMAN moved, seconded by Mr. Felton to amend Act No. 184-2012 as follows: In the Resolved, delete: "1,153.85" and replace with: "2,309.67". Carried.

Adopted, as amended, March 28, 2012 by voice vote.

ACT NO. 185-2012 by Mr. Aiello, Mr. Hale, Mr. Snyder, Jr., and Mr. Weller
who ask immediate consideration

**BID ACCEPTANCE FOR REPLACEMENT OF HINSDALE BRIDGE NO. 41
(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 replacement of Hinsdale Bridge No. 41 over Fay Hollow Branch of Olean Creek, in the Town of Hinsdale, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications was the bid of D & H Excavating, Inc., 11939 Route 98 South, Arcade, New York 14009, in the amount of \$229,207.50, to be paid periodically based on a percentage of completion, as invoiced, 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 D & H Excavating, Inc., be, and the same hereby is, accepted, for a term commencing upon notice to proceed, with substantial completion by June 15, 2012, with a contract termination date of December 31, 2012, and be it further

RESOLVED, that vouchers submitted in accordance with the provisions of the General Municipal Law §106-b and certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Sixteen sets of specifications were sent out.

Eight bids were received.

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

Adopted March 28, 2012 by voice vote.

ACT NO. 186-2012 by Mr. Aiello and Mr. Weller
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS AGENCIES FOR USE OF COUNTY'S FUEL DEPOTS**

Pursuant to Section 119-o of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Act 207-1996 authorized contracts with various agencies for the use of the County's fuel depots, and

WHEREAS, due to increasing costs, the County should make its gasoline and diesel fuel depots available to municipal corporations, school districts, fire districts and fire companies at a rate which covers the County's cost for the fuel, plus an administrative charge to cover paperwork expenses for the transactions, and

WHEREAS, effective January 1, 2012, the County is desirous of increasing the aforementioned administrative charge from \$.03 per gallon to \$.05 per gallon, 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 any municipal corporation, school district, fire district or fire company within Cattaraugus County for the provision of the above-described usage, according to the above-described terms.

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

Adopted March 28, 2012 by voice vote.

ACT NO. 187-2012 by Mr. Felton and Ms. Vickman
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT WITH
ECOLAB, INC., FOR DISH MACHINE AT
PINES HEALTHCARE AND REHABILITATION CENTER-OLEAN CAMPUS**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Department of Nursing Homes is in need of a dish machine for The Pines Healthcare and Rehabilitation Center – Olean Campus, and

WHEREAS, Ecolab, Inc., Ecolab Center, 370 Wabasha Street, St. Paul, Minnesota 55102, can lease, and install at The Pines Healthcare and Rehabilitation Center – Olean Campus, a dish machine for an amount of \$318.15 per month for a term of five (5) years, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a lease agreement, on behalf of Cattaraugus County, with Ecolab, Inc., for the provision of the above-described leased water softener, for a term commencing on the date the dish machine is delivered and continuing from year-to-year thereafter for a period of five (5) years, according to the above-described terms.

MR. EDWARDS moved, seconded by Mr. Koch to waive Rule 12. Carried.

Adopted March 28, 2012 by voice vote.

ACT NO. 188-2012 by Ms. Edstrom and Mrs. Stockman
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED 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.

WHEREAS, Act 518-2009, as amended by Acts 172-2010 and 170-2011, 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), and

WHEREAS, the Cattaraugus County Health Department has been awarded a cost-of-living adjustment (COLA) in the amount of \$1,615.00 for the period April 1, 2011 to March 31, 2012, and

WHEREAS, an amended contract is necessary with the New York State Department of Health in order to obtain reimbursement through the above-referenced program, 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 an amended contract, on behalf of Cattaraugus County, with the New York State Department of Health in order to obtain reimbursement through the above-referenced program, 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.

MR. FELTON moved, seconded by Mrs. Labuhn to waive Rule 12. Carried.

Adopted March 28, 2012 by voice vote.

ACT NO. 189-2012 by Ms. Edstrom and Mrs. Stockman
who ask immediate consideration

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

Pursuant to 10 NYCRR Part 40-1 and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 171-2010, as amended by Act 171-2011 authorized a contract with the New York State Department of Health, Division of Family & Local Health, Corning Tower, Empire State

Plaza, Room 878, Albany, New York 12237-0675, for the provision of a Family Planning Program in the County's Health Department, the term of which expired June 30, 2011, and

WHEREAS, the Cattaraugus County Health Department has been awarded a cost-of-living adjustment (COLA) in the amount of \$37,800.00 for the period April 1, 2011 to March 31, 2012, and

WHEREAS, an amended contract is necessary with the New York State Department of Health in order to obtain reimbursement through the above-referenced program, and

WHEREAS, this program is 100% 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 the provision of a Family Planning program in Cattaraugus County, 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, the County Administrator is hereby directed to make the following budgetary adjustments:

Increase Estimated Revenue Account:

A.401.4017.4035.3450.10	State Aid Public Health Other Family Planning	\$37,800.00
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Increase Appropriation Account:

A.401.4017.4035.47006	Operating Supplies	\$37,800.00.
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MR. HALE moved, seconded by Mr. Lamberson to waive Rule 12. Carried.

Adopted March 28, 2012 by voice vote.

ACT NO. 190-2012 by Mr. Felton and Ms. Vickman
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT WITH
PRESBYTERIAN CHURCH OF FRANKLINVILLE FOR DEPARTMENT OF AGING
SENIOR WELLNESS AND NUTRITION PROGRAM SITES**

Pursuant to Section 95-a of the General Municipal Law, Title III-C of the
Older Americans Act of 1965, as amended and
Sections 215 and 450 of the County Law.

WHEREAS, Act 630-2010 authorized lease agreements with various entities for the County Department of Aging Senior Wellness and Nutrition Program sites in the County, the terms of which expired December 31, 2011, and

WHEREAS, the County Department of Aging is desirous of renewing the lease agreement with the Presbyterian Church of Franklinville, and

WHEREAS, the Presbyterian Church of Franklinville has agreed to renew the aforementioned lease agreement for an amount of \$421.27 per month for rent, plus \$12.88 per month for cleaning, for a total monthly amount of \$434.15, and

WHEREAS, this program is 90% federal and 10% county funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a lease agreement, on behalf of Cattaraugus County, with the Presbyterian Church of Franklinville, for the leasing of a Senior Wellness and Nutrition Program site, 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.

MR. KLANCER moved, seconded by Mr. Padlo to waive Rule 12. Carried.

Adopted March 28, 2012 by voice vote.

ACT NO. 191-2012 by Mr. Marsh

and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer, Mr. Murphy, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn, Mr. Lamberson, Mr. Padlo and Mr. Sprague¹
who ask immediate consideration

**REQUESTING CONGRESS TO REPEAL PORTION OF
UNIVERSAL SERVICE FUND, A HIDDEN TAX, THAT FUNDS
TRACFONE "SAFELINK" MOBILE TELEPHONES AND
OTHER SIMILAR FREE CELL PHONE SERVICES PROVIDED TO
"INCOME ELIGIBLE" INDIVIDUALS AT THE
EXPENSE OF PAYING TELEPHONE CUSTOMERS**

Pursuant to Section 153 of the County Law.

WHEREAS, Tracfone's Safelink wireless subsidiary and Assurance, ReachOut, LifeLine, Cintex Wireless, Conexion Wireless, Standup Wireless and other telecommunications companies have provided taxpayer-funded "Lifeline" cellular telephone services to individuals deemed "income-eligible," as defined as either those receiving incomes up to 135% of the poverty line, or those receiving Medicaid, Food Stamps, Supplemental Security Income, federal public housing, Temporary Assistance for Needy Families, or free lunch through the federal school lunch program, and

WHEREAS, the "free" cellular telephones are, in fact, funded by a hidden tax placed on paying cellular telephone customers' telephone bills, namely, the Federal Communication Commission's "Universal Service Fund," which is passed along as a "Universal Connectivity Charge", and

WHEREAS, per the Federal Communications Commission, the Universal Service fund rate is “increased or decreased depending on the needs of the Universal Service programs,” meaning that increases in the number of individuals receiving free cell phones and cellular service will increase the costs to paying customers, and

WHEREAS, per the Federal Communications Commission, the Universal Service Fund rate for the first quarter of 2012 is 17.9 percent of telecommunications revenues, and

WHEREAS, this constitutes a 17% increase in the Universal Service Fund tax from the fourth quarter of 2011, when it was set at 15.3%, and a 57% increase in the Universal Service Fund tax since the fourth quarter of 2008, when it was set at 11.4%, and

WHEREAS, annual expenditures on Universal Service programs have increased from \$4.3 billion in 2000 to \$8.0 billion in 2010, an 86% spending increase in one decade, and

WHEREAS, the stated rationale in materials provided by Tracfone and Safelink Wireless is that Lifeline telephones “provide the people with a sense of security because they have access to help during an emergency”, despite the fact that even deactivated cellular phones may be utilized to dial 911, and

WHEREAS, there is no oversight over the usage of monthly minutes and text services for Lifeline service, meaning that the “free” minutes may be used for any activity, rather than for emergencies, job searches and other justified uses, and

WHEREAS, prior to the time Safelink Wireless Lifeline service became available in New York State, there was no indication that individuals lacking cellular telephones were adversely affected, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby requests the United States House of Representatives and the United States Senate to introduce legislation to initiate repeal of the portion of the Universal Service Fund tax that provides free cellular service to individuals and to terminate federal funding of free cell phones, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby requests President Obama to sign into law such legislation as repeals the portion of the Universal Service Fund that subsidizes free cellular service for SafeLink, Lifeline, and other similar programs, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward copies of this resolution to President Obama, Senators Schumer and Gillibrand, Representative Reed, Federal Communications Commission Chairman Julius Genachowski, the New York State Association of Counties and the Western New York Inter-County Association.

MR. MURPHY moved, seconded by Mr. Weller to waive Rule 12. Carried.

¹ The following Legislators requested their names be listed as additional sponsors: “Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer, Mr. Murphy, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn, Mr. Lamberson, Mr. Padlo and Mr. Sprague¹.

Adopted March 28, 2012 by voice vote.

ACT NO. 192-2012 by Mr. Aiello, Ms. Edstrom, Mr. Edwards, Mr. Felton,
Mr. Hale, Mr. Klancer, Mr. Marsh, Mr. Murphy, Mr. Snyder, Jr.,
Mr. Snyder, Sr., Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer,
Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn, Mr. Lamberson,
Mr. Padlo and Mr. Sprague
who ask immediate consideration

**CONGRATULATING DENNIS V. TOBOLSKI ON BEING NAMED
SALAMANCA REPRESENTATIVE TO CATTARAUGUS COUNTY
SPORTS HALL OF FAME**

Pursuant to Section 153 of the County Law.

WHEREAS, on March 24, 2012, Dennis Tobolski, former County Attorney, was inducted into the Cattaraugus County Sports Hall of Fame at its 10th annual banquet held at the Little Valley Legion, and

WHEREAS, in 1978, Mr. Tobolski was one of the founders of the youth soccer programs in Salamanca, and

WHEREAS, he later became a soccer league administrator, followed by founding the Twin Tier Youth Soccer League, which developed youth soccer in Cattaraugus, Allegany, Chautauqua, McKean and southern Erie counties, and

WHEREAS, Mr. Tobolski was a volunteer assistant soccer coach for over 20 years at Salamanca High School, working primarily with goaltenders for both boys' and girls' teams, and

WHEREAS, since 2007, he has been a soccer goalkeeper coach for the Jamestown Community College soccer teams, and during that time, the JCC Jaguars' and the team's goalies have been ranked nationally, and

WHEREAS, Mr. Tobolski has coaching licenses from U.S. Soccer and the National Soccer Coaches Association, and has been a high school referee and a U.S. Soccer associate referee, which as an official, gave him the responsibility of assessing and grading other officials on their performance, and

WHEREAS, he was district coach for New York State West Youth Soccer Association in the late 1980s, where he was responsible for training coaches, and

WHEREAS, since 1995, he has been a club soccer coach for the SW Catts, where he trains players from Randolph, Ellicottville, Cattaraugus, Little Valley and Salamanca, many of which have proceeded on to their high school and college teams, and

WHEREAS, Mr. Tobolski was recently named 2011 Eastern U.S. Junior College Assistant Coach of the Year, and

WHEREAS, he is also a past president of the Salamanca Youth Activities Board, the Salamanca YMCA, past president of the Southern Tier Travel Soccer League; past member of the New York State West Youth Soccer Association Appeals Board, and a current member of the National Soccer Coaches Association Ethics Committee, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates former County Attorney Dennis V. Tobolski on his hard work and dedication which led to his induction into the Cattaraugus County Sports Hall of Fame, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Dennis V. Tobolski.

MR. SNYDER, SR. moved, seconded by Mrs. Stockman to waive Rule 12. Carried.

Adopted March 28, 2012 by voice vote.

**MOTION TO ADJOURN IN MEMORY OF
EDWARD WINTERMANTEL**

WHEREAS, Edward Wintermantel, 88, of Allegany, passed away on March 10, 2012, and

WHEREAS, Mr. Wintermantel served as Director of Veterans Service from July 1979 until December 31, 1989, and

WHEREAS, while he was attending St. Bonaventure University, he was called to active duty in the United States Army, where he served honorably as a medic and engineer with secret government clearance during World War II, setting up the first allied hospital following D-Day and designing bridges with a heavy engineering group, and

WHEREAS, Mr. Wintermantel then returned to St. Bonaventure, resuming his education in engineering and pre-medicine, and

WHEREAS, Mr. Wintermantel was plant manager for Precision Ceramics, Inc., in Franklinville and Aerovox in Olean, as well as product manager at Conap, and

WHEREAS, he also started his own company, Winter Manufacturing, designing, engineering and building automated machinery for the electronics industry, which produced inventive solutions ranging from the manufacture of feathered arrows to unique components for the aerospace industry, and

WHEREAS, for 25 years, he was also a veterans counselor for the New York State Division of Veterans Affairs, 10 of which were with Cattaraugus County concurrent with his New York State duties, doing so without a salary from Cattaraugus County, and

WHEREAS, along with his partner, Jack Hickey of Olean, he invented and perfected a silicone injected pad for relief of paralyzed and bedridden veterans, giving the formula away to the Veterans Administration, and

WHEREAS, with his father a physician and his mother a nurse, as a teenager, Mr. Wintermantel saved the lives of accident victims with the skills he learned from his parents, and

WHEREAS, often times, he drove his father out into the night on house calls, long before there was an ambulance service, and

WHEREAS, Mr. Wintermantel loved his family, especially his children, grandchildren and great-grandchildren, and taught them how to sew, knit, bake, bike, ski, sail, design, weld, mill, solder, invest, heal, give, laugh and love, and

WHEREAS, Mr. Wintermantel is survived by his four children: Daniel of Pittsburgh; Peter of Allegany; Prim Rennick of Dallas; and Mikel of Allegany; a daughter-in-law Edna Wintermantel of Allegany; 14 grandchildren and 7 great-grandchildren, and

WHEREAS, the loss of his presence will be sadly felt by his many friends and colleagues in Cattaraugus County, now, therefore, Legislator Edstrom hereby

MOVES, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, in memory of Edward Wintermantel and this Motion be seconded by the rest of the Legislature, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, until its next meeting, unless specially convened, in memory of Edward Wintermantel, and be it further

RESOLVED, that the Clerk of the Legislature be, and hereby is, directed to forward a certified copy of this Motion to his children.

MR. FELTON moved, seconded by Mrs. Labuhn to adjourn until April 11, 2012 at 3:00 p.m. Carried.

Meeting adjourned at 4:26 p.m.

Ann M. Giglio
Journal Clerk