

May 23, 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 all Legislators present.

MR. TEACHMAN moved, seconded by Ms. Edstrom that the minutes of the May 9, 2012 session be approved. Carried.

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**COMMUNICATIONS:**

NYS Department of State: Letter acknowledging receipt of Local Law No. 1-2012 and the filing of the same.

NYS Department of Agriculture and Markets: Letter acknowledging receipt of Act No. 199-2012 and certification that the inclusion of predominantly viable agricultural land as proposed is feasible.

Senator Young: Letter acknowledging receipt of Act No. 206-2012.

Fulton County Board of Supervisors: Copy of its Resolution No. 182, entitled, "Resolution Calling Upon the Governor's Mandate Relief Council to Submit a Package of Mandate Relief Proposals to State Legislators".

Michael Brisky, Town of Franklinville Supervisor: Letter in support of Local Law No. 2-2012.

**APPOINTMENTS:**

**CATTARAUGUS – ALLEGANY WORKFORCE INVESTMENT BOARD**

*Three-year unexpired term to expire December 31, 2012*

Gretchen Hanchett, Executive Director  
Allegany County Chamber  
6087 State Route 19N, Suite 120  
Belmont, New York 14813  
(replacing Christina Hedstrom)

*Three-year unexpired term to expire December 31, 2013*

Ed Giardini, Jr., Business Manager  
Laborers' Local #621  
1521 North Union Street  
Olean, New York 14760  
(replacing Donald Giardini)

**CATTARAUGUS COUNTY EQUINE ADVISORY COMMITTEE**

*Term to expire December 31, 2014*

Randy Mallabar  
3393 Jollytown Road  
Cuba, New York 14727

CHAIRMAN MARSH announced this is the time and place called for a public hearing on **Act No. 231-2012**, Local Law Number 2 - 2012, A Local Law Amending Local Law No. 3-1989 entitled "A Local Law Amending Local Law No. 3-1989 Entitled "A Local Law to Establish the Cattaraugus County Self-Insurance Plan and to Provide for the Administration Thereof", 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 called up **Act No. 231-2012**, Local Law Number 2 - 2012, A Local Law to Establish the Cattaraugus County Self-Insurance Plan and to Provide for the Administration Thereof, and asked that it be read.

Approved by 9 members of the Finance Committee and 5 members of the Labor Relations Committee.

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

CHAIRMAN MARSH requested a Roll Call Vote on Act No. 231-2012, which disclosed as follows:

Ayes: Aiello 0.8673, Boser 1.0267, Edstrom 0.8673, Edwards 0.9684, Felton 1.0972, Hale 1.0655, Klancer 1.1005, Koch 0.8685, Labuhn 0.8685, Lamberson 1.0267, Murphy 1.1005, Padlo 0.8673, Snyder, Jr. 1.0655, Snyder, Sr. 0.8673, Sprague 1.0230, Stockman 1.0003, Teachman 0.8673, VanRensselaer 1.1278, Vickman 1.0972, Weller 1.0972, Marsh 1.1278 – 20.9978.

Nays: none.

Act No. 231-2012, having received the majority vote of the Legislature, was declared Adopted.

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CHAIRMAN MARSH granted privilege of the floor to Jim Paar who spoke in favor of the appointment of Kevin Haines as Director of Veterans Service Director.

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**ACT NO. 243-2012** by Mr. Marsh

### **APPOINTMENT OF CIVIL SERVICE COMMISSIONER**

Pursuant to Section 15 of the Civil Service Law and  
Section 201 of the County Law.

RESOLVED, that Linda Milks, 5035 Route 353, Little Valley, New York 14755 be, and hereby is, appointed as Commissioner of the Cattaraugus County Civil Service Commission for a term commencing June 1, 2012 and terminating May 31, 2018, at such annual compensation as has heretofore been, or may hereafter be, established.

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 244-2012** by Mr. Aiello and Mr. Weller

**AUTHORIZING THE CHAIR TO EXECUTE ASSIGNMENT FOR  
WENDEL DUCHSCHERER ARCHITECTS & ENGINEERS, P.C. CONTRACTS**

Pursuant to Section 450 of the County Law.

WHEREAS, Wendel Duchscherer Architects & Engineers, P.C., 140 John James Audubon Parkway, Suite 201, Buffalo, New York 14228, is undertaking a corporate restructuring, and

WHEREAS, it is necessary to execute an assignment for the contracts between the County and Wendel Duchscherer Architects & Engineers, P.C., on a temporary basis, to Audubon Architecture, Engineering, Land Surveying & Landscape Architecture, P.C., and

WHEREAS, upon the conclusion of the corporate restructuring, the legal corporate name will be Wendel Duchscherer Architects, Engineers, Land Surveying & Landscape Architects, P.C., now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an assignment of contracts, on behalf of Cattaraugus County, for Wendel Duchscherer Architects & Engineers, P.C. contracts as needed by them to complete such restructuring.

Approved by 8 members of the Finance Committee and 9 members of the Public Works Committee.

Adopted May 23, 2012 by voice vote.

**ACT NO. 245-2012** by Mr. Aiello and Mr. Weller

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
DANDROW'S PAINTING, INC. FOR  
2011-2012 BRIDGE DECK SEALING PROGRAM**

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

WHEREAS, the County is desirous of contracting for the 2011-2012 Bridge Deck Sealing Program, and

WHEREAS, Dandrow's Painting, Inc., 136 Cornelia Street, Plattsburgh, New York 12901, has agreed to provide the 2012 Bridge Deck Sealing Program for an amount of \$42,747.00 for seventeen (17) bridges, and

WHEREAS, sufficient funds are included in the 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 Dandrow's Painting, Inc., for the provision of the above-described services, for a term commencing upon Notice to Proceed and terminating September 30, 2012, according to the above-described terms.

Approved by 8 members of the Finance Committee and 9 members of the Public Works Committee.

Adopted May 23, 2012 by voice vote.

**ACT NO. 246-2012** by Mr. Aiello, Mr. Klancer, Mr. Murphy and Mr. Weller

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
GREENMAN-PEDERSEN, INC. FOR CONSTRUCTION SUPPORT AND  
INSPECTION SERVICES FOR OTTO BRIDGE NO. 12  
FEDERAL AID REPLACEMENT PROJECT**

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

WHEREAS, the County is in need of construction support and inspection services for the Otto Bridge No. 12 Replacement Project, located on County Road No. 11 over South Branch Cattaraugus Creek, and

WHEREAS, Greenman-Pedersen, Inc., 4950 Genesee Street, Suite 165, Buffalo, New York 14225, can provide the necessary construction support and inspection services for the aforementioned federal aid bridge replacement project at a cost not to exceed \$229,537.00, to be paid on a percent of progress basis, as determined by the Department of Public Works, 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 Greenman-Pedersen, Inc., for the provision of the above-described engineering services, for a term commencing May 23, 2012 and terminating June 30, 2013, according to the above-described terms.

Approved by 8 members of the Finance Committee and 9 members of the Public Works Committee.

Adopted May 23, 2012 by voice vote.

**ACT NO. 247-2012** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS ENTITIES FOR DEPARTMENTS OF HEALTH AND COMMUNITY SERVICES  
HEALTH INSURANCE-COVERED SERVICES**

Pursuant to Section 4405 of the Public Health Law and  
Section 450 of the County Law.

WHEREAS, Act 657-2006 authorized contracts with Independent Health Association, Inc., and each of its subsidiaries and affiliates, for the provision of health insurance-covered services, which include homecare, laboratory, family planning, early intervention, home infusion, and mental health services, the terms of which expired, and

WHEREAS, the County Department of Health is desirous of providing homecare services, early intervention services, family planning services, home infusion services and laboratory services to individuals enrolled with Independent Health Association, Inc., and each of its subsidiaries and affiliates, and

WHEREAS, the County Department of Community Services is desirous of providing out-patient clinical services to individuals enrolled with Independent Health Association, Inc., and each of its subsidiaries and affiliates, and

WHEREAS, Independent Health Association, Inc., 511 Farber Lakes Drive, Buffalo, New York 14221, and each of its subsidiaries and affiliates, is desirous of obtaining ancillary services for individuals enrolled in the aforementioned County programs and other public programs in the County's service area, and

WHEREAS, Independent Health Association, Inc., and each of its subsidiaries and affiliates, has agreed to reimburse the County Departments of Health and Community Services in accordance with negotiated fee schedules, for the provision of ancillary services to Independent Health members, 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 Independent Health Association, Inc., and each of its subsidiaries and affiliates, for the provision of the above-described services, for a term commencing January 1, 2010 and terminating December 31, 2015, according to the above-described terms.

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 248-2012** by Ms. Edstrom and Mrs. Stockman

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

Pursuant to Section 450 of the County Law.

WHEREAS, Act 209-2011 authorized a contract with the New York State Department of Health, through the Zoonoses Program, GNARESP Corning Tower – Room 621, Albany, New York 12237, for the provision of reimbursement for human rabies treatment, animal specimens prepared and shipped, and for pet vaccination clinics that are conducted for the period April 1, 2011 through March 31, 2012, and

WHEREAS, the New York State Department of Health has authorized an additional amount of \$26,590.77 for the period April 1, 2011 through March 31, 2012, and

WHEREAS, the Cattaraugus County Health Department is desirous of contracting with the New York State Department of Health in order to receive the aforementioned 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 rabies reimbursement, 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.

Adopted May 23, 2012 by voice vote.

**ACT NO. 249-2012** by Ms. Edstrom, Mr. Felton, Mr. Hale, Mr. Snyder, Jr.,  
Ms. Vickman and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACTS WITH  
VARIOUS ENTITIES FOR DEPARTMENT OF  
NURSING HOMES ANCILLARY SERVICES**

Pursuant to Section 4405 of the Public Health Law and  
Section 450 of the County Law.

WHEREAS, Act 722-2009, as amended by Acts 271-2011 and 333-2011, authorized contracts for reimbursement for Department of Nursing Homes skilled nursing services for individuals enrolled with Independent Health Association, Inc., and each of its subsidiaries and affiliates, and

WHEREAS, Independent Health Association, Inc., 511 Farber Lakes Drive, Buffalo, New York 14221, and each of its subsidiaries and affiliates, effective May 1, 2012, has increased the Skilled Nursing Facility Services reimbursement to an amount of \$245.00 per diem, and the Subacute Services reimbursement to an amount of \$315.00 per diem at the Pines Healthcare and Rehabilitation Centers, and

WHEREAS, contract amendments are necessary with Independent Health Association, Inc., and each of its subsidiaries and affiliates, for the aforementioned reimbursement to the Pines Healthcare and Rehabilitation Centers, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute amended contracts, on behalf of Cattaraugus County, with Independent Health Association, Inc., and each of its subsidiaries and affiliates, for the provision of the above-described services to the Pines Healthcare and Rehabilitation Centers, for a term commencing May 1, 2012 to continue in full force and effect at the same rates until terminated by either party, according to the above-described terms.

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 250-2012** by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE AGREEMENTS WITH  
P2 COLLABORATIVE OF WNY AND VARIOUS ENTITIES FOR PARTICIPATION IN  
WESTERN NEW YORK RURAL CARE TRANSITIONS COALITION AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of the Aging)**

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

WHEREAS, the County Department of the Aging is desirous of participating in the Western New York Rural Care Transitions Coalition, and

WHEREAS, the mission of the Care Transitions Coalition is to improve the quality of care for Medicare beneficiaries who transition among health care settings, through a comprehensive community effort with the aim of improving cross setting communication, care coordination and patient/caregiver self-management, and

WHEREAS, agreements are necessary with various entities, which were selected by the Centers for Medicare & Medicaid Services to participate in the Community-Based Care Transitions

Program, to formalize working relationships for the purposes of implementing the Care Transitions Intervention, and

WHEREAS, P<sup>2</sup> Collaborative of WNY, 6225 Sheridan Drive, Suite 206, Williamsville, New York 14221, shall invoice the Centers for Medicare & Medicaid Services and reimburse the County Department of the Aging an amount of \$223.52 per eligible patient, and

WHEREAS, the County Department of the Aging shall reimburse entities that it subcontracts with for services provided through care transition coaches at a rate of \$201.17 per eligible patient, 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 agreements, on behalf of Cattaraugus County, with various entities, for participation in the Western New York Rural Care Transitions Coalition, and for the provision of the above-described services, for a term commencing June 1, 2012 and terminating June 30, 2014, according to the above-described terms, and be it further

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

Increasing Estimated Revenue Account:

A.677.6733.0000.4772.18	Federal Aid Rural Care Transitions	\$61,000.00
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Increasing Appropriation Accounts:

A.677.6733.0000.11000	- FT Wages	\$27,000.00
A.677.6733.0000.20006	- Computers	\$ 5,000.00
A.677.6733.0000.41243	- Care Transition Coaches	\$13,000.00
A.677.6733.0000.44101	- Telephone	\$ 1,000.00
A.677.6733.0000.45401	- Small Equipment	\$ 1,000.00
A.677.6733.0000.46102	- Employee Mileage Reimb	\$ 7,000.00
A.677.6733.0000.46108	- Cellular Phone Charges	\$ 2,000.00
A.677.6733.0000.47002	- Office Supplies	\$ 1,000.00
A.677.6733.0000.47049	- Clients Miscellaneous Expense	\$ 5,000.00
A.677.6733.0000.48319	- Health Dept Care Transitions Coaches	\$26,000.00
A.677.6733.0000.81000	- FICA	\$ 2,065.00
A.677.6733.0000.82000	- Retirement	\$ 4,500.00
A.677.6733.0000.83000	- Health Insurance	\$ 6,600.00
A.677.6733.0000.84000	- Dental Insurance	\$ 200.00
A.677.6733.0000.85000	- Workers Compensation	\$ 1,100.00

Decreasing Appropriation Accounts:

A.677.6721.0000.11000	- FT Wages	\$14,000.00
A.677.6724.0000.11000	- FT Wages	\$13,000.00
A.677.6721.0000.81000	- FICA	\$ 1,070.00
A.677.6724.0000.81000	- FICA	\$ 995.00
A.677.6721.0000.82000	- Retirement	\$ 1,100.00
A.677.6724.0000.82000	- Retirement	\$ 3,400.00
A.677.6721.0000.83000	- Health Insurance	\$ 2,700.00
A.677.6724.0000.83000	- Health Insurance	\$ 3,900.00
A.677.6721.0000.84000	- Dental Insurance	\$ 165.00
A.677.6724.0000.84000	- Dental Insurance	\$ 35.00
A.677.6721.0000.85000	- Workers Compensation	\$ 534.00
A.677.6724.0000.85000	- Workers Compensation	\$ 566.00.

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 251-2012** by Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE ANNUAL PROBATION STATE  
AID PLAN AND APPLICATION AND ANNUAL ALTERNATIVES TO  
INCARCERATION SERVICE PLAN FOR 2012-2013 WITH  
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES OFFICE OF  
PROBATION AND CORRECTIONAL ALTERNATIVES**

Pursuant to 9 NYCRR Part 345 and  
Section 450 of the County Law.

WHEREAS, the New York State Division of Criminal Justice Services, Office of Probation and Correctional Alternatives requires the submission of an Annual Probation State Aid Plan And Application And Annual Alternatives To Incarceration Service Plan in order to access NYS Probation and ATI funding allocations, and

WHEREAS, the County Probation Department is eligible to receive Probation and ATI funding allocations in the amount of \$178,891.00 for the period July 1, 2012 to June 30, 2013, and

WHEREAS, the Annual Probation State Aid Plan and Application and the Annual Alternatives to Incarceration Service Plan and Application for the Community Corrections Program and a contract are necessary with the New York State Division of Criminal Justice Services, Office of Probation and Correctional Alternatives in order to receive the aforementioned funding, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute the aforementioned Community Corrections Program State Aid Plans, on behalf of Cattaraugus County, with the New York State Division of Criminal Justice Services, Office of Probation and Correctional Alternatives, in order to accept, the aforementioned Probation and ATI funds, for a term commencing July 1, 2012 and terminating June 30, 2013, according to the above-described terms, 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 Public Safety Committee.

Adopted May 23, 2012 by voice vote.

**ACT NO. 252-2012** by Mrs. Stockman, Mr. Teachman and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
MJW TECHNICAL SERVICES, INC. FOR  
BOARD OF ELECTIONS ELECTRONIC VOTING MACHINES STORAGE SPACE**

Pursuant to Sections 215 and 450 of the County Law.



WHEREAS, Act 207-2011 authorized a contract with MJW Technical Services, Inc., 240 Root Street, Suite 100, Olean, New York 14760, for the rental of storage space for the electronic voting machines, the term of which expires May 31, 2012, and

WHEREAS, the County is desirous of continuing the rental of space for the aforementioned voting machines, and

WHEREAS, MJW Technical Services, Inc., has agreed to rent 3,800 square feet of space at 243 Root Street (the Morton Building) for the storage of the aforementioned voting machines for an amount of \$1,900.00 per month, which includes all utilities (except phone service) and the use of the bathroom and kitchen facilities located in Suite 100, and

WHEREAS, sufficient funds are included in the 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 MJW Technical Services, Inc., for the rental of the above-described space, for a term commencing June 1, 2012 and terminating May 31, 2013, according to the above-described terms.

Approved by 8 members of the Finance Committee and 6 members of the County Operations Committee.

Adopted May 23, 2012 by voice vote.

**ACT NO. 253-2012** by Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR  
ADDITIONAL FUNDING**

Pursuant to Article 30 of the Executive Law and  
Section 450 of the County Law.

WHEREAS, Act 312-2011 authorized a contract with the New York State Office of Indigent Legal Services in order to received additional funds in the amount of \$35,490.00, and

WHEREAS, the New York State Office of Indigent Legal Services has offered to extend the term of the aforementioned contract to March 31, 2013 in order to allow for additional time to use the aforementioned funds, 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 New York State Office of Indigent Legal Services, in order to allow for additional time to use the aforementioned funds, for a term commencing January 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 Public Safety Committee.

Adopted May 23, 2012 by voice vote.

**ACT NO. 254-2012** by Mr. Hale, Mr. Murphy and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR  
INDIGENT LEGAL SERVICES FUNDING**

Pursuant to Article 30 of the Executive Law,  
Article 18-B and Section 450 of the County Law.

WHEREAS, the New York State Office of Indigent Legal Services has announced that it is accepting proposals for a three-year distribution of funds from the 2012 Indigent Legal Services Fund (ILSF), and

WHEREAS, a three-year plan must be submitted to the Office of Indigent Legal Services which demonstrates that the funding provided will be utilized to improve the quality of legal representation under Article 18-B of the County Law, and

WHEREAS, Cattaraugus County has been notified that it shall receive an amount of \$80,733.00 per year for three (3) years, for a total three-year grant in the amount of \$242,199.00, and

WHEREAS, the application for such funding shall reflect such proposed uses thereof as may be agreed upon by the Public Defender and the Administrator of Assigned Counsel, with the approval of the County Administrator, and

WHEREAS, it is in the best interests of Cattaraugus County to submit the aforementioned three-year proposal and apply for the ILSF funding at no cost to the County, now, therefore, be it

RESOLVED, that the Public Defender's Office, subject to the advice and consent of the Cattaraugus County Administrator, be, and hereby is, authorized and directed to submit to the NYS Office of Indigent Legal Services a three-year proposal for its proposed use of the aforementioned funds within the parameters set forth herein, and be it further

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 Office of Indigent Legal Services, in order to apply for, accept and receive the aforementioned funds, and commit Cattaraugus County to their use as prescribed by such office, for a term commencing June 1, 2012 and terminating December 31, 2015, according to the above-described terms.

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 255-2012** by <sup>1</sup> Mrs. Stockman  
and Mr. Aiello, Mr. Teachman, Ms. Vickman,  
Mrs. Labuhn and Mr. Lamberson<sup>2</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
OLEAN THEATER WORKSHOP FOR AMERICORPS START PROGRAM**

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

WHEREAS, the Youth Bureau is desirous of providing ten (10) minimum-time AmeriCorps members to the Olean Theater Workshop, and

WHEREAS, the Olean Theater Workshop, 702 Washington Street, Olean, New York 14760, has agreed to provide services for the AmeriCorps START Program, and

WHEREAS, the AmeriCorps members will provide mentoring services, community service opportunities, assistance with theater classes and performances, technical assistance, sets and wardrobes, and

WHEREAS, the AmeriCorps members will also oversee the summer Community Action lunch program and conduct an afternoon education program, 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 various entities, for the continuation of the AmeriCorps START Program, for a term commencing April 23, 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.

<sup>1</sup>MS. EDSTROM requested to withdraw her name as a sponsor.

<sup>2</sup> The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Mr. Teachman, Ms. Vickman, Mrs. Labuhn and Mr. Lamberson".

Adopted May 23, 2012 by voice vote. Ms. Edstrom abstained from vote.

**ACT NO. 256-2012** by Ms. Edstrom and Mrs. Stockman  
*and Mr. Aiello<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
MENTAL HEALTH ASSOCIATION IN CATTARAUGUS COUNTY, INC. FOR  
AMERICORPS START PROGRAM**

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

WHEREAS, the Youth Bureau is desirous of providing one (1) half-time AmeriCorps member to the Mental Health Association in Cattaraugus County, Inc., and

WHEREAS, the Mental Health Association in Cattaraugus County, Inc., has agreed to provide services for the AmeriCorps START Program, 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 various entities, for the continuation of the AmeriCorps START Program, for a term commencing April 18, 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.

<sup>1</sup> The following Legislator requested his name be listed as an additional sponsor: "Mr. Aiello".

Adopted May 23, 2012 by voice vote.

**ACT NO. 257-2012** by Ms. Edstrom and Mrs. Stockman  
*and Mr. VanRensselaer, Ms. Vickman and Mrs. Labuhn<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS SCHOOL DISTRICTS FOR  
PRE-SCHOOL HANDICAPPED TRANSPORTATION SERVICES**

Pursuant to 8 NYCRR Part 4410 and Section 450 of the County Law.

WHEREAS, Act 359-2011 authorized contracts with various school districts for the provision of pre-school handicapped transportation services, the terms of which expires June 30, 2012, and

WHEREAS, transportation services are required for pre-school children with handicapping conditions within the County of Cattaraugus, and

WHEREAS, various school districts in Cattaraugus County have agreed to provide the aforementioned transportation services at the rate of \$3.40 per mile per day, plus \$7.25 per hour per bus for an aide, on a case-by-case basis, when deemed necessary with proof of documentation in the child's IEP requiring such aide, and

WHEREAS, the aforementioned services shall be provided in accordance with the provisions of Section 103 of the General Municipal Law and Section 4410 of the Education Law, and

WHEREAS, this program is 59.5% state funded and 40.5% locally funded, 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 various school districts, for the provision of the above-described transportation services, for a term commencing July 1, 2012 and terminating June 30, 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.

<sup>1</sup> The following Legislators requested their names be listed as additional sponsors: "Mr. VanRensselaer, Ms. Vickman and Mrs. Labuhn".

Adopted May 23, 2012 by voice vote.

**ACT NO. 258-2012** by Ms. Edstrom and Mrs. Stockman  
*and Mr. VanRensselaer, Ms. Vickman and Mrs. Labuhn<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
FRANKLINVILLE CENTRAL SCHOOL DISTRICT FOR  
PRE-SCHOOL HANDICAPPED TRANSPORTATION SERVICES**

Pursuant to 8 NYCRR Part 4410 and  
Section 450 of the County Law.

WHEREAS, Act 362-2011 authorized a contract with Franklinville Central School District, North Main Street, Franklinville, New York 14737, for the provision of transportation services for preschool children with handicapping conditions within the Franklinville Central School District to a BOCES pre-school speech class located at Pioneer-Delevan Elementary School, the term of which expires June 30, 2012, and

WHEREAS, Franklinville Central School District has agreed to continue providing the aforementioned services at a rate of \$1.28 per mile per day, plus \$7.25 per hour per bus for an aide, on a case-by-case basis, when deemed necessary with proof of documentation in the child's IEP requiring such aide, and

WHEREAS, these services shall be provided in accordance with the provisions of Section 103 of the General Municipal Law and Section 4410 of the Education Law, and

WHEREAS, these services are 59.5% State and 40.5% County 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 Franklinville Central School District for the provision of the above-described pre-school handicapped transportation services, for a term commencing July 1, 2012 and terminating June 30, 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.

<sup>1</sup> The following Legislators requested their names be listed as additional sponsors: "Mr. VanRensselaer, Ms. Vickman and Mrs. Labuhn".

Adopted May 23, 2012 by voice vote.

**ACT NO. 259-2012** by Ms. Edstrom and Mrs. Stockman  
*and Mr. VanRensselaer, Ms. Vickman and Mrs. Labuhn*<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
SALAMANCA CITY CENTRAL SCHOOL DISTRICT FOR  
PRE-SCHOOL HANDICAPPED TRANSPORTATION SERVICES**

Pursuant to 8 NYCRR Part 4410 and  
Section 450 of the County Law.

WHEREAS, Act 360-2011 authorized a contract with the Salamanca City Central School District for the provision of transportation services for preschool children with handicapping conditions, children living within the Salamanca City Central School District who attend classes at a BOCES preschool special education class at Prospect Elementary school, the term of which expires June 30, 2012, and

WHEREAS, the Salamanca City Central School District has agreed to continue providing the aforementioned services at a rate of \$3.70 per mile per day, plus \$7.25 per hour per bus for an aide, on a case-by-case basis, when deemed necessary with proof of documentation in the child's IEP requiring such aide, and

WHEREAS, these services shall be provided in accordance with the provisions of Section 103 of the General Municipal Law and Section 4410 of the Education Law, and

WHEREAS, these services are 59.5% State and 40.5% County 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 Salamanca City Central School District for the provision of the above-described pre-school handicapped transportation services, for a term commencing July 1, 2012 and terminating June 30, 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.

<sup>1</sup> The following Legislators requested their names be listed as additional sponsors: “Mr. VanRensselaer, Ms. Vickman and Mrs. Labuhn”.

Adopted May 23, 2012 by voice vote.

**ACT NO. 260-2012** by Ms. Edstrom and Mrs. Stockman  
*and Mr. VanRensselaer and Mrs. Labuhn<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS HANDICAPPED EDUCATION PROVIDERS FOR  
YOUTH BUREAU CHILDREN WITH SPECIAL NEEDS PROGRAM**

Pursuant to Section 236 of the Family Court Act and  
Section 450 of the County Law.

WHEREAS, Act 361-2011 authorized contracts with various handicapped education providers for the provision of educational and evaluation services for various County preschool-aged children with special needs, the terms of which expires June 30, 2012, and

WHEREAS, the Family Court Act mandates that the County provide payment for the educational and evaluation services which are approved by the Court, and

WHEREAS, contracts are necessary with education providers, related-service providers, and evaluators which are accredited by the New York State Education Department, and

WHEREAS, payments to the education providers, related-service providers, and evaluators will be in accordance with the budgetary tuition rate approved by the County and/or the State, and

WHEREAS, these services are 59.5% State funded and 40.5% County funded, 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 various education providers, related-service providers, and evaluators for the provision of the above-described services, for a term commencing July 1, 2012 and terminating June 30, 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.

<sup>1</sup> The following Legislators requested their names be listed as additional sponsors: “Mr. VanRensselaer and Mrs. Labuhn”.

Adopted May 23, 2012 by voice vote.

At the request of MR. SNYDER, SR., Mr. Marsh granted privilege of the floor to the following persons who spoke against Act Nos. 261-2012 and 262-2012:

Rose Teachman, CSEA President Local 805  
 Sheri Ambuske, CSEA Local 805 Secretary  
 Lonnie Lewis, CSEA Local 805 Member

**ACT NO. 261-2012** by Mrs. Stockman and Ms. Vickman

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND JAMESTOWN PSYCHIATRIC, P.C. FOR DEPARTMENT OF COMMUNITY SERVICES NURSING SERVICES FOR MENTAL HEALTH CLINIC AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of Community Services)**

Pursuant to Section 41.13(a)(6) of the Mental Hygiene Law and Sections 363, 366 and 450 of the County Law.

WHEREAS, the Cattaraugus County Community Services Board has decided to contract for nursing services for the Department of Community Services mental health clinic, and

WHEREAS, such contract is subject to the approval of the Cattaraugus County Legislature, and

WHEREAS, pursuant to such proposed contract, Jamestown Psychiatric, P.C., 305 East Fairmount Avenue, Lakewood, New York 14750, shall provide two (2) registered nurses and one (1) licensed practical nurse for the mental health clinic, for an amount not to exceed as follows, to be paid on a monthly basis, as invoiced:

October 1, 2012 – December 31, 2012	\$ 46,724.00
January 1, 2013 – December 31, 2013	<u>\$186,896.00</u>
Total Contract Amount Not to Exceed	\$233,620.00,

and

WHEREAS, the costs of these services are provided through a combination of state aid, billable insurance, and county funds, and

WHEREAS, various appropriation and estimated revenue accounts must be adjusted in order 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 between the Cattaraugus County Community Services Board and Jamestown Psychiatric, P.C., to signify the County's approval, for the provision of the above-described services, for a term commencing October 1, 2012 and terminating December 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, and be it further



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

Decrease Appropriation Accounts:

A.431.4330.2100.11000	Adult MH Clinic: Full Time Wages	\$	20,724.00
A.431.4330.2100.41220	Adult MH Clinic: Nursing Services Contracted	\$	13,711.00
A.431.4330.2100.81000	Adult MH Clinic: FICA	\$	1,585.00
A.431.4330.2100.82000	Adult MH Clinic: Retirement	\$	3,721.00
A.431.4330.2100.83000	Adult MH Clinic: Health Insurance	\$	4,936.00
A.431.4330.2100.84000	Adult MH Clinic: Dental Insurance	\$	56.00
A.431.4331.2100.11000	Children's MH Clinic: Full Time Wages	\$	15,487.00
A.431.4331.2100.41220	Children's MH Clinic: Nursing Services Contracted	\$	722.00
A.431.4331.2100.81000	Children's MH Clinic: FICA	\$	1,185.00
A.431.4331.2100.82000	Children's MH Clinic: Retirement	\$	2,781.00
A.431.4331.2100.83000	Children's MH Clinic: Health Insurance	\$	4,393.00
A.431.4331.2100.84000	Children's MH Clinic: Dental Insurance	\$	43.00

Increase Appropriation Accounts:

A.431.4335.2100.41220	Mental Health Clinics: Nursing Services Contracted	\$	42,476.00
A.431.4335.2100.48402	Mental Health Clinics: Other Expenses	\$	4,248.00
A.431.4330.2100.14000	Adult MH Clinic: Pay In Lieu of Benefit Hours	\$	3,241.00
A.431.4331.2100.14000	Adult MH Clinic: Pay In Lieu of Benefit Hours	\$	4,490.00
A.431.4331.2100.99999	Children's MH Clinic: Reorganization	\$	14,889.00.

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

CHAIRMAN MARSH requested a Roll Call Vote on Act No. 261-2012, which disclosed as follows:

Ayes: Aiello 0.8673, Boser 1.0267, Edwards 0.9684, Felton 1.0972, Hale 1.0655, Klancer 1.1005, Koch 0.8685, Labuhn 0.8685, Lamberson 1.0267, Murphy 1.1005, Sprague 1.0230, Stockman 1.0003, Teachman 0.8673, VanRensselaer 1.1278, Vickman 1.0972, Marsh 1.1278 – 16.2332.

Nays: Edstrom 0.8673, Padlo 0.8673, Snyder, Jr. 1.0655, Snyder, Sr. 0.8673, Weller 1.0972 – 4.7646.

Act No. 261-2012, having received the majority vote of the Legislature, was declared Adopted.

**ACT NO. 262-2012** by Mrs. Stockman and Ms. Vickman

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF COMMUNITY SERVICES THERAPY AND SUPPORT SERVICES FOR MENTAL HEALTH CLINIC AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of Community Services)**

Pursuant to Section 41.13(a)(6) of the Mental Hygiene Law and Sections 363, 366 and 450 of the County Law.

WHEREAS, the Cattaraugus County Community Services Board has decided to contract for various therapy and support services for Department of Community Services mental health clinic, and

WHEREAS, such contract is subject to the approval of the Cattaraugus County Legislature, and

WHEREAS, pursuant to such proposed contract, Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, will provide the following staff for the provision of therapy and support services for the mental health clinic for an amount as follows, to be paid on a monthly basis, as invoiced:

October 1, 2012 – December 31, 2012	\$ 372,497.00
January 1, 2013 – December 31, 2013	<u>\$1,489,987.00</u>
Total Contract Amount Not to Exceed	\$1,862,484.00

- 16 Social Worker/Mental Health Therapists
- 1 Clinician to perform in capacity of Early Recognition Specialist
- 5 Clinicians to perform in capacity of Social Worker/Mental Health Therapist for On-Call Services
- 5 Customer Services Representatives
- 2 Senior Customer Services Representatives
- 1 Engagement Specialist
- 1 Clinical Director
- 1 Quality Assurance Specialist,

and

WHEREAS, the costs of these services are provided through a combination of state aid, billable insurance, and county funds, and

WHEREAS, various appropriation and estimated revenue accounts must be adjusted in order 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 between the Cattaraugus County Community Services Board and Cattaraugus Community Action, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing October 1, 2012 and terminating December 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, and be it further

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

Decrease Appropriation Accounts:

A.431.4330.2100.11000	Adult MH Clinic: Full Time Wages	\$	112,835.00
A.431.4330.2100.12000	Adult MH Clinic: Part Time Wages	\$	1,235.00
A.431.4330.2100.14000	Adult MH Clinic: Pay-In-Lieu of Benefits	\$	56.00
A.431.4330.2100.41229	Adult MH Clinic: Social Worker Contracted	\$	37,448.00
A.431.4330.2100.41414	Adult MH Clinic: Q & A Contracted Services	\$	6,134.00
A.431.4330.2100.41423	Adult MH Clinic: Appointment Reminder Service	\$	688.00
A.431.4330.2100.81000	Adult MH Clinic: FICA	\$	8,731.00

A.431.4330.2100.82000	Adult MH Clinic: Retirement	\$	20,196.00
A.431.4330.2100.83000	Adult MH Clinic: Health Insurance	\$	17,413.00
A.431.4330.2100.84000	Adult MH Clinic: Dental Insurance	\$	293.00
A.431.4331.2100.11000	Children's MH Clinic: Full Time Wages	\$	97,593.00
A.431.4331.2100.12000	Children's MH Clinic: Part Time Wages	\$	1,235.00
A.431.4331.2100.14000	Children's MH Clinic: Pay-In-Lieu of Benefits	\$	56.00
A.431.4331.2100.41229	Children's MH Clinic: Social Worker Contracted	\$	83,266.00
A.431.4331.2100.41414	Children's MH Clinic: Q & A Contracted Services	\$	6,134.00
A.431.4331.2100.41423	Children's MH Clinic: Appoint Reminder Service	\$	687.00
A.431.4331.2100.81000	Children's MH Clinic: FICA	\$	7,509.00
A.431.4331.2100.82000	Children's MH Clinic: Retirement	\$	17,584.00
A.431.4331.2100.83000	Children's MH Clinic: Health Insurance	\$	22,908.00
A.431.4331.2100.84000	Children's MH Clinic: Dental Insurance	\$	263.00
A.431.4332.2680.13000	24 Hour On-Call Services: Overtime	\$	3,538.00
A.431.4332.2680.81000	24 Hour On-Call Services: FICA	\$	271.00
A.431.4332.2680.82000	24 Hour On-Call Services: Retirement	\$	559.00
A.431.4332.2680.83000	24 Hour On-Call Services: Health Insurance	\$	153.00
A.431.4332.2680.84000	24 Hour On-Call Services: Dental Insurance	\$	3.00
A.431.4334.0870.41430	Mental Health Clinics: Contracted Billing Services	\$	41,000.00
A.431.4340.6340.41414	PROS: Q & A Contracted Services	\$	1,440.00

## Increase Estimated Revenue Accounts:

A.431.4335.2100.1620.01	Mental Health Clinics: MH Fees: Medicare	\$	25,903.00
A.431.4335.2100.1620.02	Mental Health Clinics: MH Fees: Medicaid	\$	113,258.00
A.431.4335.2100.1620.03	Mental Health Clinics: MH Fees: Third Party Ins	\$	248,451.00
A.431.4335.2100.1620.04	Mental Health Clinics: MH Fees: Private Pay	\$	6,119.00
A.431.4335.2100.1620.06	Mental Health Clinics: MH Fees: Medicaid Supp	\$	182,041.00
A.431.4335.2100.1620.07	Mental Health Clinics: MH Fees: CSP Revenue	\$	3,052.00

## Increase Appropriation Accounts:

A.431.4332.2680.41603	24 Hour On-Call Services: Contracted Services	\$	1,772.00
A.431.4335.2100.41423	Mental Health Clinics: Appoint Reminder Services	\$	1,375.00
A.431.4335.2100.41229	Mental Health Clinics: Social Worker Contracted	\$	223,507.00
A.431.4335.2100.41244	Mental Health Clinics: Clinical Director	\$	15,119.00
A.431.4335.2100.41414	Mental Health Clinics: Q & A Contracted Services	\$	6,509.00
A.431.4335.2100.41430	Mental Health Clinics: Contracted Billing Services	\$	41,000.00
A.431.4335.2100.41636	Mental Health Clinics: Support Staff	\$	62,206.00
A.431.4335.2100.48402	Mental Health Clinics: Other Expenses	\$	45,100.00
A.431.4330.2100.14000	Adult MH Clinic: PILB (Payout)	\$	29,285.00
A.431.4331.2100.14000	Children's MH Clinic: PILB (Payout)	\$	35,329.00
A.431.4330.2100.99999	Adult MH Clinic: Reorganization	\$	2,069.00
A.431.4331.2100.99999	Children's MH Clinic: Reorganization	\$	17,231.00
A.431.4332.2680.99999	24 Hour On-Call Services: Reorganization	\$	8,726.00

## Decrease Estimated Revenue Accounts:

A.431.4330.2100.1620.01	Adult MH Clinic: MH Fees: Medicare	\$	25,903.00
A.431.4330.2100.1620.02	Adult MH Clinic: MH Fees: Medicaid	\$	65,293.00
A.431.4330.2100.1620.03	Adult MH Clinic: MH Fees: Third Party Ins	\$	112,217.00
A.431.4330.2100.1620.04	Adult MH Clinic: MH Fees: Private Pay	\$	3,559.00
A.431.4330.2100.1620.06	Adult MH Clinic: MH Fees: Medicaid Supp	\$	99,649.00
A.431.4330.2100.1620.07	Adult MH Clinic: MH Fees: CSP Revenue	\$	1,879.00

A.431.4331.2100.1620.02	Children's MH Clinic: MH Fees: Medicaid	\$	47,965.00
A.431.4331.2100.1620.03	Children's MH Clinic: MH Fees: Third Party Ins	\$	136,234.00
A.431.4331.2100.1620.04	Children's MH Clinic: MH Fees: Private Pay	\$	2,560.00
A.431.4331.2100.1620.06	Children's MH Clinic: MH Fees: Medicaid Supp	\$	82,392.00
A.431.4331.2100.1620.07	Children's MH Clinic: MH Fees: CSP Revenue	\$	1,173.00.

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

MR. SNYDER, SR. and Mr. Weller requested a Roll Call Vote on Act No. 262-2012, which disclosed as follows:

Ayes: Aiello 0.8673, Boser 1.0267, Edwards 0.9684, Felton 1.0972, Hale 1.0655, Klancer 1.1005, Koch 0.8685, Labuhn 0.8685, Lamberson 1.0267, Murphy 1.1005, Sprague 1.0230, Stockman 1.0003, Teachman 0.8673, VanRensselaer 1.1278, Vickman 1.0972, Marsh 1.1278 – 16.2332.

Nays: Edstrom 0.8673, Padlo 0.8673, Snyder, Jr. 1.0655, Snyder, Sr. 0.8673, Weller 1.0972 – 4.7646.

Act No. 262-2012, having received the majority vote of the Legislature, was declared Adopted.

**ACT NO. 263-2012** by Mr. Marsh

*and Mr. Aiello, Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer, 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<sup>1</sup>*

**DECLARING MAY 23, 2012 TO BE “MAYDAY FOR MANDATE RELIEF” AND  
URGING MANDATE RELIEF COUNCIL TO TAKE SWIFT ACTION IN  
SUBMITTING PACKAGE OF MANDATE RELIEF PROPOSALS TO  
GOVERNOR CUOMO AND STATE LEGISLATURE TO BE VOTED ON THIS SESSION**

Pursuant to Section 153 of the County Law.

WHEREAS, the State of New York mandates the delivery of State programs using local resources, causing some counties to dedicate more than 80 percent of their entire budget toward the funding of State mandated programs and fixed costs, and

WHEREAS, the New York State Association of Counties (NYSAC) has identified 9 state mandates that equal 90% of all county property taxes levied in 2010 (outside of New York City), consuming \$4 billion of \$4.4 billion in county property taxes levied, and

WHEREAS, these mandates include: Medicaid, TANF/Public Assistance Safety Net, Child Welfare Protective and Preventive Care, Special Education Pre-School, Early Intervention, Probation, Indigent Defense, Youth Detention and Pensions, and

WHEREAS, these State mandates are the root cause of high county property and sales taxes in New York and have led to a decline in the delivery of import local services, and

WHEREAS, these State-imposed mandates continue to contribute to New York's highest in the nation local tax burden for residents and businesses, severely damaging New York's ability to attract, create and maintain good paying jobs, as well as contributing to population losses to other states, and

WHEREAS, when the State enacted a property tax cap in 2011, a Mandate Relief Council was established to review specific mandates and advance legislative proposals to reduce the statutory and regulatory burden on municipalities, now, therefore, be it

RESOLVED, that Cattaraugus County hereby declares May 23, 2012 to be "Mayday for Mandate Relief" to demonstrate that the decisions made in Albany have a direct impact on the property tax levy and local community services here in Cattaraugus County, and be it further

RESOLVED, that Cattaraugus County hereby calls on the Mandate Relief Council to take swift action in submitting a package of Mandate Relief proposals to Governor Cuomo and the State Legislature to be voted on by our State representatives during the 2012 State legislative session, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward copies of this resolution to Governor Andrew M. Cuomo, Senator Young, Assembly Member Giglio, New York State Association of Counties and the Western New York Inter-County Association.

Approved by 8 members of the Finance Committee.

<sup>1</sup> The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer, 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".

Adopted May 23, 2012 by voice vote.

**ACT NO. 264-2012** by Mr. Snyder, Sr.  
who asks immediate consideration

### **SALE OF TAX TITLE PROPERTIES**

Pursuant to Section 215 of the County Law and Rule 40 of the  
Rules of Order of the Cattaraugus County Legislature.

WHEREAS, Cattaraugus County has tax title to certain properties situate in Cattaraugus County, as described below, and

WHEREAS, the properties were exposed to bid at public auction as required by Rule 40 of the Rules of Order of the Cattaraugus County Legislature, and

WHEREAS, the highest bids received for the properties were the bids listed below, now, therefore, be it

RESOLVED, that if the tender by the high bidder of the total purchase price is not made within 30 days after the adoption hereof, then the acceptance of that individual's bid shall thereafter be void and of no further effect, as of course, and the bid deposit shall be forfeited pursuant to Rule 40.8 of the Rules of Order, and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed to execute County Treasurer's Deeds conveying the properties to the following individuals at the bid prices listed:

#### **TOWN OF ALLEGANY**

<b>PARCEL TAX MAP NO. NO.</b>	<b>HIGH BIDDER</b>	<b>ADDRESS</b>	<b>COUNTY INVOLVEMENT</b>	<b>BID AMOUNT</b>
1 75.004-1-2	Gary Bull Diane Bull	3945 Pumpkin Hollow Rd. Allegany, NY 14706	\$3,565.39	\$6,400
4 94.070-1-23	Dale Anderson	109 S. 9 <sup>th</sup> St. Olean, NY 14760	\$2,479.61	\$1,600

11	75.004-1-28	Robert Paul Sander	3916 Church Rd. Allegany, NY 14706	\$16,706.93	\$1,200
12	84.003-2-36.1	Josh Anderson	506 N. 8 <sup>th</sup> St. Olean, NY 14760	\$9,471.99	\$5,000

**TOWN OF ASHFORD**

<b>PARCEL TAX MAP NO.</b>	<b>NO.</b>	<b>HIGH BIDDER</b>	<b>ADDRESS</b>	<b>COUNTY INVOLVEMENT</b>	<b>BID AMOUNT</b>
23-26	28.002-1-40 28.007-1-3 28.007-1-17 28.007-1-18	Ralph J. Genovese Jr.	4889 E. Shorewood Dr. Dunkirk, NY 14048	\$4,907.15	\$19,000
28	29.001-2-3.3	Christopher Widrig	5888 Ashford Hollow Rd. West Valley, NY 14171	\$7,129.47	\$1,400
30	11.003-2-8.1	Paul H. Steffenhagen Judith A. Steffenhagen	10544 Green Rd. West Valley, NY 14171	\$6,076.48	\$7,000
31	19.001-2-25.3	David Woroniecki	10244 Connoisarauley Rd. West Valley, NY 14171	\$334.34	\$200

**TOWN OF CARROLLTON**

<b>PARCEL TAX MAP NO.</b>	<b>NO.</b>	<b>HIGH BIDDER</b>	<b>ADDRESS</b>	<b>COUNTY INVOLVEMENT</b>	<b>BID AMOUNT</b>
42,48	101.071-2-19 101.071-2-16.10	David L. Frederick	773 Main St. Limestone, NY 14753	\$1,194.04	\$1,800
43	101.002-1-6./2	Jay Little	5460 Nichols Run Limestone, NY 14753	\$9,685.76	\$1,100
46	101.063-1-37	John Sandy	Box 24 Limestone, NY 14753	\$3,935.44	\$3,500
55	100.004-1-3.10	Bernard Jackson Thelma Jackson	6459 Limestone Run Limestone, NY 14753	\$1,156.52	\$1,700

**TOWN OF COLDSRING**

<b>PARCEL TAX MAP NO.</b>	<b>NO.</b>	<b>HIGH BIDDER</b>	<b>ADDRESS</b>	<b>COUNTY INVOLVEMENT</b>	<b>BID AMOUNT</b>
67	70.004-2-4	Kurt S. Miller	21 Johnson St. Franklinville, NY 14737	\$289.36	\$50

**TOWN OF CONEWANGO**

<b>PARCEL TAX MAP NO.</b>	<b>NO.</b>	<b>HIGH BIDDER</b>	<b>ADDRESS</b>	<b>COUNTY INVOLVEMENT</b>	<b>BID AMOUNT</b>
71	70.050-3-28	East Randolph United Methodist Church	122 Church St. East Randolph, NY 14730	\$1,111.86	\$2,300
72	60.002-2-26.3	Rebecca Moore	244 E. Elmwood Ave. Falconer, NY 14733	\$3,811.94	\$6,800

**TOWN OF DAYTON**

<b>PARCEL TAX MAP NO.</b>	<b>NO.</b>	<b>HIGH BIDDER</b>	<b>ADDRESS</b>	<b>COUNTY INVOLVEMENT</b>	<b>BID AMOUNT</b>
82	33.034-3-13.2	Sunnyvalle Properties, LLC	PO Box 193 18 Main St. South Dayton, NY 14138	\$10,489.02	\$2,500

## TOWN OF EAST OTTO

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
82a	37.002-1-25.2	John Brancato Matt Ortiz	30 Inwood Place Buffalo, NY 14209	\$239.90	\$60

## TOWN OF FARMERSVILLE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
109	41.002-1-15.1	Roger G. Hinz	7923 Centerville Rd. Fillmore, NY 14735	\$26,748.29	\$67,000
110	41.002-1-15.5	Roger G. Hinz	7923 Centerville Rd. Fillmore, NY 14735	\$1,614.70	\$5,800

## TOWN OF FRANKLINVILLE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
112	40.063-4-3	Michael Aris	21 Cherry St. Franklinville, NY 14737	\$10,791.72	\$4,000
115	49.001-1-1.1	Jonathan Hall	51 S. Main St. Franklinville, NY 14737	\$1,668.17	\$3,200
116	40.063-5-36	Angela Oliverio Lucas Marino	23 Cherry St. Franklinville, NY 14737	\$17,284.42	\$32,000
120	40.063-3-36	Richard Duncan	5 S. Academy St. Franklinville, NY 14737	\$2,932.51	\$500
122,123	40.063-4-55 40.063-4-56	Nicholas Bellaus	2 S. Main St. Franklinville, NY 14737	\$16,702.43	\$4,700
126	40.062-3-27	Dennis Snyder	6383 Rte. 16 S Franklinville, NY 14737	\$10,232.50	\$12,750

## TOWN OF GREAT VALLEY

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
152,153	73.004-1-20 73.004-1-19.4	Clyde R. Schine Jennie K. Schine	6531 Hardscrabble Rd. Killbuck, NY 14742	\$3,718.19	\$2,300

## TOWN OF HINSDALE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
160	76.002-3-8	Kent Cobado Barbara Cobado	4544 Five Mile Rd. Allegany, NY 14706	\$2,833.92	\$4,300
170	77.004-2-13.9	Conn Keogh	22 Carriage Hill Ct. Williamsville, NY 14221	\$1,442.77	\$850

## TOWN OF HUMPHREY

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
171	66.001-1-19	Gerald DeGracio Rebecca DeGracio	19820 Spanish Oak Dr. Newhall, CA 91321	\$1,023.17	\$3,600

## TOWN OF ISCHUA

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
180	58.004-1-5.23	Matthew Harrington	PO Box 315 Limestone, NY 14753	\$499.40	\$130
181	67.003-2-5.1	Scott Anderson Teresa Anderson	4961 Steward Rd. Hinsdale, NY 14743	\$2,330.49	\$3,000
185	59.004-2-12.1	Matthew Grill	45 Palmer St. Gowanda, NY 14070	\$831.39	\$23
186	67.002-1-1.1	Charles Wagner	5300 Steward Rd. Hinsdale, NY 14743	\$2,184.57	\$9,500

## TOWN OF LEON

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
195	34.004-1-22.2	Lisa Whalen	9639 Point Peter Rd. Gowanda, NY 14070	\$1,396.45	\$1,700

## TOWN OF LYNDON

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
207	58.002-2-5.19	Shawn E. Burkett	157 Hartwell Rd. Buffalo, NY 14216	\$3,023.65	\$6,000
208	50.003-1-6	Wayne D. Lamb	8970 Transit Rd. East Amherst, NY 14051	\$3,845.13	\$6,700

## TOWN OF MACHIAS

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
209	30.003-1-10	Donald Swider	58 Sandrock Buffalo, NY 14207	\$1,322.48	\$300
211	22.013-3-34	Nicholas Bellaus	2 S. Main St. Franklinville, NY 14737	\$868.45	\$100
212	21.004-1-31	Michael J. Tingué	11644 Worden Rd. Delevan, NY 14042	\$6,273.93	\$9,250
220	22.053-1-20	Hal Payne	756 Eagle St. Arcade, NY 14009	\$6,477.20	\$6,900
227	22.069-1-1	Hal Payne	756 Eagle St. Arcade, NY 14009	\$6,333.94	\$33,000
229	30.002-3-4	Michael J. Tingué	11644 Worden Rd. Delevan, NY 14042	\$10,253.82	\$14,500

## TOWN OF MANSFIELD

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
234	55.001-1-17.9	Daniel D'Amico Leigh-Ann D'Amico	2799 7 <sup>th</sup> Ave. Jordan, Ontario Canada L0R 1S0	\$833.09	\$15,000



## TOWN OF NAPOLI

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
243	62.054-2-30	Arthur Peterson	1701 Andrew St. Olean, NY 14760	\$547.81	\$1,400
244	62.038-2-37	Timothy Webb	304 Goundry St., Apt. 3 N. Tonawanda, NY 14120	\$590.74	\$50
248	62.038-1-4	Donald Swider	58 Sandrock Buffalo, NY 14207	\$366.44	\$75
250	62.038-3-44	Timothy Webb	304 Goundry St., Apt. 3 N. Tonawanda, NY 14120	\$490.74	\$50
251	62.038-3-39	Timothy Webb	304 Goundry St., Apt. 3 N. Tonawanda, NY 14120	\$485.47	\$250

## TOWN OF NEW ALBION

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
255	35.004-3-4.4	Andrew Bolya	7002 Hinman Hollow Ellicottville, NY 14731	\$9,896.08	\$31,500
258	44.003-2-22.1	Susan Teel	10004 Leon Rd. Cattaraugus, NY 14719	\$3,307.28	\$21,000
260	35.081-1-13	John Brancato	30 Inwood Place Buffalo, NY 14209	\$9,884.10	\$3,000
261	35.081-1-7	Douglas Gross Christina Gross	8376 Wolfe Rd. Cattaraugus, NY 14719	\$6,831.98	\$2,600
261a	35.073-1-19 35.073-1-20 35.073-1-22	Joy E. Goodsell	38 Main St. Savona, NY 14829	\$6,754.41	\$600

## CITY OF OLEAN

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
264	94.072-5-32	Jess Anderson	122 S. 7 <sup>th</sup> St. Olean, NY 14760	\$12,068.73	\$25,000
266	94.067-6-6	Jerome Giles	317 S. 3 <sup>rd</sup> St, Olean, NY 14760	\$11,866.32	\$8,200
279	94.041-1-4	Vashti Maharaj-Ramdass Balack Ramdass	16 Dunlop Court Brampton, Ontario Canada L6X 4Z9	\$5,689.23	\$6,000
288,289	94.057-2-40 94.057-2-41	B. Wright Properties, LLC	1180 Rte. 16 S Olean, NY 14760	\$6,011.72	\$500
290	94.064-6-52	Vashti Maharaj-Ramdass	16 Dunlop Court Brampton, Ontario Canada L6X 4Z9	\$10,446.42	\$9,000
291	94.050-6-44	Karen Callahan Kevin Callahan	760 Genesee St. Olean, NY 14760	\$18,192.36	\$30,000
305	94.065-9-34	Berry Armprester Venita Armprester	121 N. 12 <sup>th</sup> Street Olean, NY 14760	\$7,280.67	\$8,000

311	94.041-1-7	Matthew Lampack	PO Box 345 1476 W. Rock Rd. Perkasie, PA 18944	\$9,376.55	\$8,000
312	94.065-7-58	Mitchell Martin	1523 Happy Hollow Rd. Olean, NY 14760	\$18,324.20	\$30,000
317	94.075-1-36	Ramsha Zia	3 Woodview Court Olean, NY 14760	\$3,635.55	\$650
324	94.050-4-1	John R. Searles Kathy L. Searles	733 Front St. Olean, NY 14760	\$712.07	\$200
327	94.034-4-61	Edward Isaacs Melissa Goodwin	140 Adams St. Olean, NY 14760	\$7,831.64	\$14,000
332	94.034-4-61	Frances Ouderkirk	940 E. Windfall Rd. Olean, NY 14760	\$11,195.65	\$36,000
332a	94.074-1-32	Conn Keogh	22 Carriage Hill Ct. Buffalo, NY 14221	\$2,887.48	\$200

## TOWN OF OLEAN

PARCEL TAX MAP NO.	PARCEL TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
336	103.004-1-10	Matthew Harrington	PO Box 315 Limestone, NY 14753	\$811.42	\$1,100
340	103.001-2-46	Rodney Kruppner Linda Kruppner	5051 McAndrew Rd. Great Valley, NY 14741	\$7,232.30	\$7,000

## TOWN OF OTTO

PARCEL TAX MAP NO.	PARCEL TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
343	36.009-2-14	Colleen A. Robertson	9114 Otto-E. Otto Rd. Otto, NY 14766	\$6,135.88	\$4,500
345	18.003-1-19	ValVac, LLC	8641 Woodcrest Drive Port Richey, FL 34668	\$16,394.32	\$28,000

## TOWN OF PERRYSBURG

PARCEL TAX MAP NO.	PARCEL TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
349	16.001-1-33	Ronald Shisler, Jr.	PO Box 623 Dunkirk, NY 14048	\$2,162.74	\$450
350	16.022-2-33	Shelly Spoon	11875 Eaton Rd. Versailles, NY 14168	\$6,086.57	\$3,200
353	16.021-1-18.2	Penny Adams James Pagett	8793 Rte. 62 South Dayton, NY 14138	\$10,491.55	\$17,000
355	7.004-1-1	Penny Adams James Pagett	8793 Rte. 62 South Dayton, NY 14138	\$2,528.06	\$16,000
356	2.013-1-32	John Steinwachs	PO Box 166 Perrysburg, NY 14129	\$9,375.90	\$200

**TOWN OF PERSIA**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
358	8.083-3-38.2	Crestpoint Corp.	PO Box 708 Derby, NY 14047	\$10,421.39	\$3,000
359	8.083-3-4	Gernatt Asphalt Products, Inc.	13870 Taylor-Hollow Rd. Collins, NY 14034	\$7,407.87	\$5,000
360	16.027-2-24	Richard Toczek	6211 Ward Rd. Sanborn, NY 14132	\$1,663.74	\$275
361	8.075-2-8	Ronald E. Chmielewski	9071 Rte. 353 Gowanda, NY 14070	\$9,762.85	\$14,000

**TOWN OF SALAMANCA**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
387	72.004-1-33.4	David Magara	3960 Bucktooth Run Rd. Little Valley, NY 14755	\$1,166.76	\$1,500

**TOWN OF SOUTH VALLEY**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
390	97.001-1-12	Donald Hoffman	3512 W. Yorkshire Rd. Chaffee, NY 14030	\$1,117.78	\$2,500

**TOWN OF YORKSHIRE**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
392	12.052-2-9	Jerome Giles	317 S. 3 <sup>rd</sup> St. Olean, NY 14760	\$6,116.59	\$1,100
394	12.044-2-13	Donald Dillenburg Angie Osborne	41 Grove St. Delevan, NY 14042	\$5,643.10	\$600
Totals				\$495,244.44	\$650,412.50

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 265-2012** by Public Works Committee:  
Mr. Aiello, Mr. Weller, Ms. Edstrom, Mr. Klancer, Mr. Snyder, Jr.,  
Mr. Teachman, Mr. Koch, Mr. Lamberson and Mr. Sprague  
and Mr. Murphy  
who ask immediate consideration

**BID ACCEPTANCE FOR REPLACEMENT OF OTTO BRIDGE NO. 12  
(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 Otto Bridge No. 12 located on County Road No. 11 over South Branch Cattaraugus Creek, in the Town of Otto, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications was the bid of H & K Services, 12025 Leon Road, Leon, New York 14751, in the amount of \$2,052,102.75, to be paid periodically based on a percent 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 H & K Services be, and the same hereby is, accepted, for a term commencing upon notice to proceed, with substantial completion by November 30, 2012, with a contract termination date of May 31, 2013, 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.

Eleven sets of specifications were sent out.

Six bids were received.

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 266-2012** by Mr. Aiello and Mr. Weller  
who ask immediate consideration

**AMENDING ACT 148-2012 REGARDING 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.

WHEREAS, Act 148-2012 accepted the bids for highway signs and sandblasting abrasives, and

WHEREAS, the vendor, Rocal, Inc., is not able to provide certain items that were awarded to it under Act 148-2012, and

WHEREAS, Osburn Associates can provide the required items, now, therefore, be it

RESOLVED, that Act 148-2012 is hereby amended as follows: Delete the bids for Rocal, Inc., and be it further

RESOLVED, that Act 148-2012 is hereby further amended as follows: Add the following bids for Osburn Associates:

**3M Prismatic Grade**

Aluminum 1 side w/Legend 1 color	\$4.40
Aluminum 1 side w/Legend 2 color	\$4.60

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 267-2012** by Public Works Committee:  
Mr. Aiello, Mr. Weller, Ms. Edstrom, Mr. Klancer, Mr. Snyder, Jr.,  
Mr. Teachman, Mr. Koch, Mr. Lamberson and Mr. Sprague  
who ask immediate consideration

**ABOLISHING ONE (1) POSITION OF  
MAINTENANCE MECHANIC AND ONE (1) POSITION OF  
MAINTENANCE WORKER BOTH FILLED ON A PART-TIME BASIS, AND  
CREATING ONE POSITION OF MAINTENANCE WORKER TO BE FILLED ON A  
FULL-TIME BASIS IN THE DEPARTMENT OF PUBLIC WORKS AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Public Works)**

Pursuant to Sections 205, 363 and 366 of the County Law.

WHEREAS, the Department of Public Works is desirous of combining two maintenance positions, both filled on a part-time basis, into a single maintenance position filled on a full-time basis, and

WHEREAS, this action will result in a more effective way of providing services to the department by increasing reliability, stability and continuity, and

WHEREAS, there will be little increase in costs, if any, in combining these two part-time positions into a full-time position, now, therefore, be it

RESOLVED, that effective June 30, 2012, there are hereby abolished one (1) position of Maintenance Mechanic (502-205-003) and one (1) position of Maintenance Worker (502-207-010) in the Department of Public Works, and be it further

RESOLVED, that effective July 1, 2012 there is hereby created one (1) position of Maintenance Worker (502-207-010) to be filled on a full time basis, General Bargaining Unit, Grade 16 (\$15.53 - \$17.08 per hr.), and be it further

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

Decrease Appropriation Accounts:

A.162.1620.0000.12000	Part Time Wages	\$	23,855.00
A.162.1620.0000.81000	FICA	\$	658.00
A.162.1620.0000.82000	Retirement	\$	1,300.00

Increase Appropriation Accounts:

A.162.1620.0000.11000	Full Time Wages	\$	19,630.00
A.162.1620.0000.83000	Health Insurance	\$	6,132.00
A.162.1620.0000.84000	Dental Insurance	\$	51.00.

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 268-2012** by Public Works Committee:  
Mr. Aiello, Mr. Weller, Ms. Edstrom, Mr. Klancer, Mr. Snyder, Jr.,  
Mr. Teachman, Mr. Koch, Mr. Lamberson and Mr. Sprague  
who ask immediate consideration

**CREATING SIXTEEN POSITIONS OF LABORER TO BE FILLED ON A  
SEASONAL BASIS IN THE DEPARTMENT OF PUBLIC WORKS,  
CREATING COMPENSATION FOR SAME AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Public Works)**

Pursuant to Sections 204, 205, 363 and 366 of the County Law and  
Section 22 of the Civil Service Law.

WHEREAS, the Department of Public Works has sufficient funds available to hire as many as sixteen laborers to work during the summer months, and

WHEREAS, these individuals will be placed at various County facilities throughout the County, including one each at the Nursing Facilities and County Centers, and

WHEREAS, these seasonal laborers will complete manual tasks such as ground maintenance, mowing, flagging, painting, cleaning and general work, and

WHEREAS, these laborers will allow full-time employees to complete higher level tasks thus providing for a more cost-effective way of doing business, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the titles as sixteen (16) Laborers, to be filled on a seasonal basis in accordance with Section 22 of the Civil Service Law, now, therefore, be it

RESOLVED, that effective immediately, there are hereby created sixteen positions of Laborer, to be filled on a seasonal basis, Grade 8 (\$8.32 - \$10.06 per hour, seasonal salary schedule), and be it further

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

Decrease Appropriation Accounts:

D.502.5110.0000.47061	Road Materials	\$	36,000.00
D.502.5142.0000.47063	Snow Removal Materials	\$	28,590.00

Increase Appropriation Accounts:

D.502.5110.0000.12000	Part Time Wages	\$	60,000.00
D.502.5110.0000.81000	FICA	\$	4,590.00.

MRS. STOCKMAN moved, seconded by Mrs. Labuhn to waive Rule 12. Carried.

Adopted May 23, 2012 by voice vote.

**ACT NO. 269-2012** by Public Safety Committee:  
Mr. Murphy, Mr. Hale, Mr. Felton, Mr. Snyder, Sr.,  
Mr. VanRensselaer, Mr. Weller and Mr. Koch  
who ask immediate consideration

**CREATING ONE POSITION OF CORRECTIONAL ALTERNATIVES  
SPECIALIST TO BE FILLED ON A PART-TIME BASIS IN THE  
DEPARTMENT OF PROBATION AND  
CORRECTIONAL ALTERNATIVES AND ESTABLISHING  
COMPENSATION FOR THE SAME**

Pursuant to Sections 204 and 205 of the County Law and  
Section 22 of the Civil Service Law.

WHEREAS, the Department of Probation And Correctional Alternatives is currently in need of a Correctional Alternatives Specialist position to be filled on a part time basis to cover the Pretrial program at the jail, and

WHEREAS, the Department of Probation and Correctional Alternatives is in receipt of grant funds from New York State to cover a portion of the cost of this program, and

WHEREAS, loss of grant funds may occur if adequate staffing is not provided to this program, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the title as Correctional Alternatives Specialist, respectively, in accordance with Section 22 of the Civil Service Law, now, therefore, be it

RESOLVED, that effective immediately there is hereby created one position of Correctional Alternatives Specialist to be filled on a part-time basis, Grade 17 (\$13.58 per hour), 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. SNYDER, JR. moved, seconded by Mr. Koch to waive Rule 12. Carried.

Adopted May 23, 2012 by voice vote.

**ACT NO. 270-2012** by Public Safety Committee:  
Mr. Murphy, Mr. Hale, Mr. Felton, Mr. Snyder, Sr.,  
Mr. VanRensselaer, Mr. Weller and Mr. Koch  
who ask immediate consideration

**TRANSFER OF FUNDS  
(Contingent Fund – District Attorney)**

Pursuant to Sections 205, 363 and 365 of the County Law.

WHEREAS, the Office of the District Attorney is desirous of filling a part-time Confidential Law Secretary on a full-time basis in order to accommodate an increase in workload, and

WHEREAS, previous permission has been received from the Vacancy Committee, the Public Safety Committee and the Finance Committee, and

WHEREAS, additional funds are needed to cover the increase in cost, and

WHEREAS, a transfer of funds from contingency is necessary in order to cover the aforementioned increase in costs, now, therefore, be it

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

Decrease Appropriation Accounts:

A.901.1990.0000.40601	Contingent Fund	\$20,893.00
A.116.1165.0000.12000	Part-Time Wages	\$ 8,135.00

Increase Appropriation Accounts:

A.116.1165.0000.11000	Full-Time Wages	\$20,450.00
A.116.1165.0000.81000	FICA	\$ 943.00
A.116.1165.0000.82000	Retirement	\$ 3,088.00
A.116.1165.0000.83000	Health Insurance	\$ 4,496.00
A.116.1165.0000.84000	Dental Insurance	\$ 51.00.

MR. SNYDER, SR. moved, seconded by Mr. Boser to waive Rule 12. Carried.

Adopted May 23, 2012 by voice vote.

**ACT NO. 271-2012** by Mr. VanRensselaer  
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT AGREEMENTS WITH  
CATTARAUGUS COUNTY BUSINESS DEVELOPMENT CORPORATION AND  
H. SICHERMAN & COMPANY FOR IMPLEMENTATION OF SMALL CITIES  
COMMUNITY DEVELOPMENT BLOCK GRANT RECEIVED FROM THE  
NEW YORK STATE HOUSING TRUST FUND CORPORATION**

Pursuant to Section 450 of the County Law.

WHEREAS, the County of Cattaraugus (hereinafter the "County") has been awarded a federal grant in the amount of \$200,000.00, from the New York State Housing Trust Fund Corporation represented by the New York State Office of Community Renewal (hereinafter the "OCR") through the Community Development Block Grant (hereinafter "CDBG") Program (OCR Grant #199ME722-11) for the purpose of implementing a Microenterprise grant program (hereinafter the "Program") in the County, and

WHEREAS, the Cattaraugus County Business Development Corporation (hereinafter the "BDC") proposes to implement the aforementioned grant in the best interests of the County, and

WHEREAS, the BDC is a not-for-profit corporation eligible to receive grants of CDBG funds pursuant to Section 105(a)(15) of the Housing and Community Development of 1974, as amended (42 USC 5305), and

WHEREAS, H. Sicherman & Company, 5852 Forest Creek Drive, East Amherst, New York 14051, can provide administration services for the aforementioned grant, now, therefore, be it

RESOLVED, that the Chair of the Legislature is hereby authorized and directed to enter into an agreement with the BDC for implementation of the grant under terms and conditions fully reviewed and agreed to by counsel, and be it further



RESOLVED, that the Chair of the Legislature is hereby further authorized and directed to enter into an agreement with H. Sicherman & Company for administration of the grant under terms and conditions fully reviewed and agreed to by counsel, and be it further

RESOLVED, that consistent with the OCR grant application and budget, such agreement shall grant to the BDC the following amounts:

\$150,000.00 for the funding of Microenterprise grants, and

\$40,000.00 for program delivery and other eligible program costs,

and be it further

RESOLVED, that consistent with the OCR grant application and budget, such agreement shall grant to H. Sicherman & Company the amount of \$10,000.00 for administration purposes.

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 272-2012** by Mr. Marsh and Mr. Padlo  
*and Mr. Aiello, Ms. Edstrom, Mr. Murphy, Mr. Snyder, Jr., Mr. Teachman and Mr. Weller<sup>1</sup>*  
who ask immediate consideration

**SUPPORTING SENATE BILL S.5629-B AND ASSEMBLY BILL A.6575  
REPEALING REQUIREMENT THAT COUNTIES OBTAIN  
HOME RULE LEGISLATION TO IMPOSE LOCAL SALES TAX**

Pursuant to Section 153 of the County Law.

WHEREAS, currently counties are required to obtain state approval for the renewal or extension of local sales tax rates, and

WHEREAS, Senate Bill S.5629 and Assembly Bill A.6575 have been introduced to amend the Tax Law by repealing the requirement that counties obtain home rule legislation enacted by the State Legislature every two (2) years in order to continue imposing local sales tax, and

WHEREAS, enactment of this legislation will allow county officials to manage their local sales tax rates in a way that is most efficient for local tax payers, without obtaining such state approval, and

WHEREAS, the passage of the aforementioned Bills will reduce waste and redundancy in state and local legislative procedure, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby supports adoption of Senate Bill S.5629 and Assembly Bill A.6575 to amend the Tax Law for the above-described reasons, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Governor Cuomo, Senate President Pro Tempore Skelos, Assembly Speaker Silver, Senator Young, Assembly Member Giglio, the New York State Association of Counties and the Western New York Inter-County Association.

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

<sup>1</sup> The following Legislators requested their names be listed as additional sponsors: “Mr. Aiello, Ms. Edstrom, Mr. Murphy, Mr. Snyder, Jr., Mr. Teachman and Mr. Weller”.

MR. EDWARDS and Mr. Sprague requested a Roll Call Vote on Act No. 272-2012, which disclosed as follows:

Ayes: Aiello 0.8673, Boser 1.0267, Edstrom 0.8673, Felton 1.0972, Hale 1.0655, Klancer 1.1005, Koch 0.8685, Labuhn 0.8685, Lamberson 1.0267, Murphy 1.1005, Padlo 0.8673, Snyder, Jr. 1.0655, Snyder, Sr. 0.8673, Stockman 1.0003, Teachman 0.8673, VanRensselaer 1.1278, Vickman 1.0972, Weller 1.0972, Marsh 1.1278 – 19.0064.

Nays: Edwards 0.9684, Sprague 1.0230 – 1.9914.

Act No. 272-2012, having received the majority vote of the Legislature, was declared Adopted.

CHAIRMAN MARSH granted privilege of the floor to Mr. Snyder, Sr. who introduced Mark Williams, Public Defender. Mr. Williams explained the need to support Act No. 273-2012 and Senate Bill S.7005.

**ACT NO. 273-2012** by Mr. Murphy and Mr. Snyder, Sr.  
who ask immediate consideration

**SUPPORTING SENATE BILL S.7005 REGARDING  
AMENDMENT OF NEW YORK STATE EXECUTIVE LAW TO  
FURTHER DEFINE QUALIFIED AGENCIES**

Pursuant to Section 153 of the County Law.

WHEREAS, New York State mandates the cost of indigent defense upon the counties of New York State, and

WHEREAS, Cattaraugus County has a plan for representing the indigent utilizing a public defender, legal aid society and administrator of assigned counsel, in order to meet that mandate, and

WHEREAS, public defenders, legal aid societies and assigned counsel administrators must have access to a client's criminal history as soon as they are assigned to the client's case, in order to more effectively and efficiently represent that client, and

WHEREAS, currently, because of changes State of New York has made in how criminal histories are provided to courts and police agencies, the aforementioned defense agencies must purchase criminal histories at \$65.00 each because direct access to such information is not permitted, and

WHEREAS, the New York State Assembly adopted Assembly Bill A.7857-A on May 2, 2012, which amends subdivision 9 of Section 835 of the Executive Law, to include public defenders, legal aid societies and assigned counsel administrators in the definition of "qualified agencies", which are authorized to receive such information, and

WHEREAS, a companion bill, identified as Senate Bill S.7005, has been introduced, and

WHEREAS, enactment of this legislation will allow such defense offices to have access to the DCJS criminal history repository and the records of their clients and necessary witnesses, and more efficiently perform their duties of representation, and

WHEREAS, enactment of the legislation will also provide mandate relief to the counties of this state through defense agencies by allowing such access without charging the aforementioned \$65.00, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby supports adoption of Senate Bill S.7005 to amend subdivision 9 of Section 835 of the New York State Executive Law for the above-described reasons, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Governor Cuomo, Senate President Pro Tempore Skelos, Assembly Speaker Silver, Senator Young, Assembly Member Giglio, the New York State Association of Counties and the Western New York Inter-County Association.

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

Adopted May 23, 2012 by voice vote.

**ACT NO. 274-2012** by Mr. Aiello, Mr. Marsh, Mr. Murphy, Mr. Snyder, Sr.,  
Mrs. Stockman, Ms. Vickman, Mr. Boser and Mr. Sprague  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE PARTNERING AGREEMENT WITH  
THE CATTARAUGUS REHABILITATION CENTER, INC. AND  
NYSARC, INC. (CATTARAUGUS COUNTY CHAPTER) FOR  
TRANSPORTATION SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, the County of Cattaraugus and the Cattaraugus Rehabilitation Center, Inc., and NYSARC, Inc. (Cattaraugus County Chapter) are desirous of jointly offering transportation services to their respective clients, and

WHEREAS, the aforementioned transportation services will be provided through Carrier Coach, Inc., now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a partnering agreement, on behalf of Cattaraugus County, with the Cattaraugus Rehabilitation Center, Inc. and NYSARC, Inc., for the provision of the above-described joint transportation services, for a term commencing July 1, 2012 to continue thereafter for a period coterminous with the term of the contract with Carrier Coach, Inc., according to the above-described terms, and subject to the approval of the County Attorney as to the form of the agreement.

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

Adopted May 23, 2012 by voice vote. Mrs. Labuhn and Mr. Padlo abstained from vote.

**ACT NO. 275-2012** by Mr. Aiello, Mr. Marsh, Mr. Murphy, Mr. Snyder, Sr.,  
Mrs. Stockman, Ms. Vickman, Mr. Boser and Mr. Sprague  
who ask immediate consideration

**BID ACCEPTANCE FOR BUS AND VAN SERVICES ON BEHALF  
OF COUNTY OF CATTARAUGUS AND CATTARAUGUS REHABILITATION  
CENTER, INC. AND NYSARC, INC. (CATTARAUGUS COUNTY CHAPTER)**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for bus and van services within geographic areas to meet the needs of individuals serviced by the County

Department of Aging, Department of Community Services, Cattaraugus One Stop Career Center, Department of Health, the Youth Bureau, and the Cattaraugus Rehabilitation Center, Inc. and NYSARC, Inc. (Cattaraugus County Chapter), according to specifications provided by the Human Services and Senior Services Committees, and

WHEREAS, the lowest bid meeting specifications was received from Carrier Coach, Inc., 271 Buffalo Street, P.O. Box 13, Gowanda, New York 14070, in the following amounts for the initial period July 1, 2012 through December 31, 2012:

**Price Rate A – Contractor Using Center-Owned Vehicles**

<u>Vehicle Configuration</u>	<u>Daily Rate Types</u>			
	<u>2-Hour</u>	<u>4-Hour</u>	<u>6-Hour</u>	<u>8-Hour</u>
40 – 44 Passenger	\$65	\$130	\$200	\$250

**Price Rate B – Contractor Using Contractor-Owned Vehicles**

<u>Vehicle Configuration</u>	<u>Daily Rate Types</u>			
	<u>2-Hour</u>	<u>4-Hour</u>	<u>6-Hour</u>	<u>8-Hour</u>
Van	\$120	\$120	\$250	\$250
12 to 14 Passenger	\$120	\$195	\$230	\$250
Wheelchair Van	\$120	\$200	\$250	\$300
Monitor (2-hour price)	\$35			

and

WHEREAS, at the commencement of each year of the term, the sums to be paid to Carrier Coach, Inc., shall be increased by an amount equal to the lesser of three and one-half percent (3½%), or the increase in the cost of living index (CPI) as calculated by the U.S. Department of Labor, Bureau of Labor Statistics as shown at [www.bls.gov](http://www.bls.gov), and listed under All Urban Consumers for the area of “Northeast Urban” and for areas with a population of 50,000 to 1,000,000, and shall be that shown for the month of May of the applicable year, and

WHEREAS, in the event that, during any given quarter annual period of the term of the contract, the price of fuel rises by 25% or more above the price charged on the first day of the term of the contract (as measured by the price for Diesel-2D REG as shown in the NYS OGS Fuel Contract Price Listing), then during the following quarter annual period a surcharge of \$5.00 will be deemed added to the price of an 8-hour vehicle bid by Carrier Coach, Inc. during the following quarter annual period. Such \$5.00 increase shall be prorated for Contractor-Owned vehicles that are utilized for 2, 4, and 6 hours a day. In the event that in the next and/or subsequent quarter annual period, the cost of fuel remains at the level of a 25% increase (or more), the fuel surcharge will continue during that quarter annual period. In the event that during the next and/or any subsequent quarter annual period the price of fuel is reduced below the 25% increase level, the fuel surcharge will be deleted. In order to accommodate the foregoing fuel surcharge formula, the County or the Agent will review the cost of fuel on a quarterly annual basis, and will advise Carrier Coach, Inc. of the result of the review, now, therefore, be it

RESOLVED, that the bid of Carrier Coach, Inc., be, and the same hereby is, accepted, for a term commencing July 1, 2012 and terminating June 30, 2015, with the joint option of the County and the Rehabilitation Center to renew for two (2) additional one-year periods, and be it further

RESOLVED, that the vouchers accordingly certified by the County Administrator be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Five sets of specifications were sent out.

Three bids were received.

MS. EDSTROM moved, seconded by Mrs. Stockman to waive Rule 12. Carried.

Adopted May 23, 2012 by voice vote. Mrs. Labuhn and Mr. Padlo abstained from vote.

MR. TEACHMAN moved, seconded by Mrs. Stockman to adjourn until June 13, 2012 at 3:00 p.m. Carried.

Meeting adjourned at 4:10 p.m.

Ann M. Giglio  
Journal Clerk