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June 26, 2013

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. Hale and Mr. Murphy.

MS. EDSTROM moved, seconded by Mr. VanRensselaer that the minutes of the June 12, 2013 session be approved. Carried.

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CHAIRMAN MARSH granted Privilege of the Floor to Joseph G. Keller, County Treasurer, who introduced Thomas Malecki of Drescher & Malecki, LLP, who presented the 2012 Annual Report.

\* \* \* \* \*

CHAIRMAN MARSH called up **ACT NO. 238-2013**, Establishing Modified List of Approved Professional Organizations, and asked that it be read.

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

Adopted June 26, 2013 by voice vote.

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**ACT NO. 268-2013** by Mr. Marsh  
*and Mrs. Labuhn and Mr. Padlo<sup>1</sup>*

#### **APPOINTMENT TO COMMUNITY SERVICES BOARD**

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that the following individual is appointed to the Community Services Board with a term to expire December 31, 2016:

Daniel P. Piccioli  
10 Solterra Circle  
Allegany, New York 14706  
*(filling the vacancy created by the late Wendy Bourgeois),*

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Cattaraugus County Community Services Board.

Approved by 7 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: “Mrs. Labuhn and Mr. Padlo”.

Adopted June 26, 2013 by voice vote.

**ACT NO. 269-2013** by Mr. Snyder, Sr.  
*and Mrs. Labuhn and Mr. Padlo*<sup>1</sup>

**APPOINTMENT TO CATTARAUGUS COUNTY BOARD OF HEALTH**

Pursuant to Section 343 of the Public Health Law.

RESOLVED, that the following individual is appointed to fill the unexpired term of Andrzej Colonna Klaczynski, M.D., to expire December 31, 2016:

Zahid Chohan, M.D.  
*3 Satellite Circle*<sup>2</sup>  
Olean, New York 14760,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Cattaraugus County Board of Health.

Approved by 6 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: “Mrs. Labuhn and Mr. Padlo”.

<sup>2</sup>MR. SNYDER, SR., moved, seconded by Mr. Teachman, to amend as follows: In the 1<sup>st</sup> Resolved, delete: “1741 David Drive”, and replace with: “3 Satellite Circle”. Carried.

Adopted, as amended, June 26, 2013 by voice vote.

**ACT NO. 270-2013** by Mr. Aiello and Mr. Weller

**BID ACCEPTANCE FOR PURCHASE OF TWO TANDEM AXLE TRUCKS WITH  
DUMP BODIES AND SNOWFIGHTING EQUIPMENT**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of two (2) 2013 or newer, tandem axle trucks with dump bodies and snowfighting

equipment with stainless steel hydraulic tanks, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for the purchase of two (2) 2013 or newer, tandem axle trucks with dump bodies and snowfighting equipment with stainless steel hydraulic tanks, was the bid of Kenworth of Buffalo, NY, Inc., 100 Commerce Drive, Buffalo, New York 14218, for an amount per truck as follows:

	\$206,991.00
less	\$ <u>20,000.00</u> trade-in allowance
net cost of	\$186,991.00
plus Option #4b	\$ <u>850.00</u> for stainless steel hydraulic tank

Total Cost \$187,841.00 per truck for a total amount of \$375,682.00,

and

III. WHEREAS, also included in the bid is the option to purchase one (1) or more 13-foot spreaders for an amount of \$13,600.00 if ordered within six (6) months of the award of the contract, and

IV. WHEREAS, sufficient funds are included in the 2013 budget to cover the cost of the aforementioned equipment, now, therefore, be it

I. RESOLVED, that the bid of Kenworth of Buffalo, NY, Inc., be, and the same hereby is, accepted, for a term commencing upon Notice of Award and terminating 150 days after receipt of the order, and be it further

II. 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.

Ten sets of specifications were sent out.

Four bids were received.

Approved by 7 members of the Finance Committee and 6 members of the Public Works Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 271-2013** by Mr. Aiello, Mr. Klancer, Mr. Murphy and Mr. Weller

**BID ACCEPTANCE FOR PRECAST CONCRETE BOX CULVERT FOR  
MANSFIELD CULVERT NO. 13**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for a precast concrete box culvert for Mansfield Culvert No. 13, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned precast concrete box culvert was the bid of Kistner Concrete Products, Inc., P.O. Box 218, East Pembroke, New York 14056, for an amount of \$86,254.00, to be paid as invoiced and as determined by the Department of Public Works, and

WHEREAS, sufficient funds are included in the 2013 budget to cover the costs of the aforementioned culvert, now, therefore, be it

RESOLVED, that the bid of Kistner Concrete Products, Inc., be, and the same hereby is, accepted, for a term commencing upon Notice of Award and terminating October 31, 2013, with delivery to be made between August 12, 2013 and August 26, 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.

Eight sets of specifications were sent out.

Three bids were received.

Approved by 7 members of the Finance Committee and 6 members of the Public Works Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 272-2013** by Mr. Aiello and Mr. Weller

**BID ACCEPTANCE FOR PURCHASE OF  
50-CUBIC YARD OPEN TOP CONTAINERS AND  
50-CUBIC YARD CONTAINERS WITH ROOFS  
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of two (2) new and unused 50-cubic yard open top containers and two (2) 50-cubic yard containers with roofs, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest acceptable bids received meeting specifications for the purchase of two (2) new and unused 50-cubic yard open top containers and two (2) 50-cubic yard containers with roofs was the bid of Custom Container Solutions, LLC, 391 Wolfeland Road, Lewisburg, Pennsylvania 17837, for a total amount of \$40,050.00, as follows:

two (2) 50-cubic yard open top containers	\$19,000.00
two (2) 50-cubic yard containers with roofs	\$21,050.00,

and

WHEREAS, sufficient funds are included in the 2013 budget to cover the costs of the aforementioned equipment, now, therefore, be it

RESOLVED, that the bid of Custom Container Solutions, LLC, be, and the same hereby is, accepted, for a term commencing upon the signing of the contract documents and terminating 30 days thereafter, and be it further

RESOLVED, that the vouchers accordingly certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State Bid.

25 sets of specifications were sent out.

Seven bids were received for the containers with roofs

Eight bids were received for the open top containers.

Approved by 7 members of the Finance Committee and 6 members of the Public Works Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 273-2013** by Mr. Aiello and Mr. Weller

**BID ACCEPTANCE FOR 2013 BRIDGE DECK SEALING PROGRAM  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and  
Section 131-b of the Highway Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the 2013 bridge deck sealing program, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for the provision of the aforementioned bridge deck sealing program was the bid of Acme Power Washing, Inc., 15590 Powerline Road, Holley, New York 14470, in the amount of \$61,000.00 to clean and seal decks on 22 County bridges, and

WHEREAS, the aforementioned bridge deck sealing program shall commence upon Notice to Proceed and shall be completed by September 30, 2013, and

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

RESOLVED, that the bid of Acme Power Washing, Inc., be, and the same hereby is, accepted, and be it further

RESOLVED, that the vouchers accordingly certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Seven (7) sets of specifications were sent out.

Four (4) bids were received.

Approved by 7 members of the Finance Committee and 6 members of the Public Works Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 274-2013** by Mr. Aiello, Mr. Felton, Ms. Vickman and Mr. Weller

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH E & M ENGINEERS AND SURVEYORS, P.C. FOR  
DEPOT STREET DRAINAGE IMPROVEMENTS HAZARD MITIGATION PROJECT**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 76-2013 authorized a contract with the New York State Emergency Management Office in order to accept and receive Hazard Mitigation Grant funds for the Depot Street Drainage Improvement Project in the Town of Ashford, and

WHEREAS, engineering services are needed for the aforementioned Hazard Mitigation Project, and

WHEREAS, E & M Engineers and Surveyors, P.C., 24 Derrick Road, Bradford, Pennsylvania 16701, can provide the necessary base engineering services for an amount not to exceed \$33,100.00, plus an allowance of \$500.00 each for temporary and permanent easements, and an amount not to exceed \$20,721.00 for inspection services on an as-needed basis, to be paid on a percent-of-completion basis as invoiced and approved by the Department of Public Works, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned project, 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 E & M Engineers and Surveyors, P.C., for the provision of the above-described services, for a term commencing June 27, 2013 and terminating August 31, 2014, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the Public Works Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 275-2013** by Mr. Aiello, Mr. Klancer, Mr. Murphy and Mr. Weller

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED 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, Act 246-2012 authorized a contract with Greenman-Pedersen, Inc., 4950 Genesee Street, Suite 165, Buffalo, New York 14225, for the provision 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, the term of which expires June 30, 2013, and

WHEREAS, an extension of the aforementioned contract to December 31, 2013 is necessary in order to complete the project, and

WHEREAS, Greenman-Pedersen, Inc., can continue to provide the necessary construction support and inspection services for the aforementioned federal aid bridge replacement project for an additional cost not to exceed \$165,000.00, 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 aforementioned costs, 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 Greenman-Pedersen, Inc., for the provision of the above-described engineering services, for a term commencing May 23, 2012 and terminating December 31, 2013, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the Public Works Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 276-2013** by Public Works Committee:

Mr. Aiello, Mr. Weller, Ms. Edstrom, Mr. Klancer, Mr. Snyder, Jr.,  
Mr. Teachman, Mr. Koch, Mr. Lamberson and Mr. Sprague

**AUTHORIZING THE CHAIR TO EXECUTE  
INTERMUNICIPAL AGREEMENT WITH CHAUTAUQUA COUNTY FOR  
SHARED RECYCLING COORDINATION/EDUCATION SERVICES AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Public Works)**

Pursuant to Section 119-o of the General Municipal Law and  
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 183-2006, as amended by Act 126-2013, authorized a contract with Chautauqua County for a recycling public education and coordination program to enhance waste reduction, the term of which expired March 31, 2013, and

WHEREAS, the New York State Department of Environmental Conservation awarded a grant to Chautauqua County for the aforementioned program, and

WHEREAS, the County is desirous of sharing in the services provided to Chautauqua County by Cornell Cooperative Extension Association of Chautauqua County under the aforementioned grant, and

WHEREAS, the County shall be responsible for 40%, which is an amount not to exceed \$33,102.00 over a three (3) year term, for shared recycling coordination/education services accepted under this agreement, 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 Chautauqua County, for the provision of the above-described services, for a term commencing January 1, 2013 and terminating December 31, 2015, 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.816.8160.0000.41616	Tipping Fees	\$11,034.00
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## Increase Appropriation Account:

A.816.8160.0000.41611	Consultant Services	\$11,034.00.
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Approved by 7 members of the Finance Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 277-2013** by Mr. Aiello and Mr. Weller  
and Ms. Edstrom, Mr. Edwards, Mrs. Stockman, Ms. Vickman, Mr. Koch and Mrs. Labuhn<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
SIMPLEXGRINNELL LP FOR LIFE SAFETY SERVICE  
AGREEMENT FOR VARIOUS COUNTY BUILDINGS**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 203-2010 authorized a contract with SimplexGrinnell LP, 6850 Main Street, Suite 3, Williamsville, New York 14221, for the provision of annual systems test & inspections, smoke detector cleaning/sensitivity testing, panel parts replacement coverage and informal training for the Little Valley County Center and Jail Facility, the Olean Office Facility and the DPW Facility, the term of which expires June 30, 2013, and

WHEREAS, the County Department of Public Works is desirous of continuing the aforementioned services with the exclusion of the above-referenced Jail Facility and the addition of the Pines Healthcare & Rehabilitation Center – Machias Campus, the Stone House and the Guidepost/PROS Facility, and

WHEREAS, SimplexGrinnell LP has agreed to provide the following services for a total amount for all locations of \$16,095.00 per year, to be paid as invoiced:

***Annual Systems Test & Inspections of Fire & Smoke Alarms***

***Smoke Detector Cleaning/Sensitivity Testing***

***Panel Parts Replacement Coverage***

<u>Site</u>	<u>Address</u>	<u>Amount</u>
LV County Center Building	303 Court Street Little Valley, NY 14755	\$6,075.00
Olean Office Facility	1 Leo Moss Drive Olean, NY 14760	\$1,400.00
DPW Facility	8810 Route 242	\$1,560.00
Security Panel Parts Coverage	Little Valley, NY 14755	\$1,200.00
Pines Healthcare and Rehabilitation Center – Machias Campus	9822 Route 16 Machias, NY 14101	\$4,085.00

Stone House	9824 Route 16 Machias, NY 14101	\$ 400.00
Guidepost/PROS Facility	203 Laurens Street	\$1,175.00
Smoke Detector Cleaning	Olean, NY 14760	\$ 200.00

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with SimplexGrinnell LP, for the provision of the above-described services, for a term commencing July 1, 2013 and terminating June 30, 2016, according to the above-described terms.

Approved by 7 members of the Finance Committee, 6 members of the Public Works Committee, 7 members of the Senior Services Committee and 7 members of the Human Services Committee.

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 278-2013** by Mr. Aiello and Mr. Weller

**AUTHORIZING THE CHAIR TO EXECUTE LICENSE AGREEMENT WITH  
ADMINISTRATIVE OFFICE OF THE UNITED STATES BANKRUPTCY COURT FOR  
FEDERAL USE OF COUNTY PROPERTY**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 279-2012 authorized a license agreement with the Administrative Office of the United States Bankruptcy Court for the use of the County's court facility located in the Olean Office Building one day each month, the term of which expires September 30, 2013, and

WHEREAS, the United States Bankruptcy Court is desirous of continuing the aforementioned license agreement under the same terms, and

WHEREAS, the County has agreed to allow the United States Bankruptcy Court to utilize the County's court facility located in the Olean Office Building once per month for an amount of \$600.00 per month, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a license agreement, on behalf of Cattaraugus County, with the Administrative Office of the United States Bankruptcy Court to use the above-described space for a term commencing October 1, 2013, and terminating September 30, 2014, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the Public Works Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 279-2013** by Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR  
INDIGENT LEGAL SERVICES FUNDING  
(June 1, 2013 – May 31, 2016 Grant)**

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 2013 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 the aforementioned funding shall reflect such proposed uses thereof as may be agreed upon by the Public Defender, the Administrator of Assigned Counsel and Legal Assistance of Western New York, 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, with the agreement of the Administrator of Assigned Counsel and Legal Assistance of Western New York, and 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, 2013 and terminating May 31, 2016, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the Public Safety Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 280-2013** by Mr. Snyder, Sr.

**AMENDING RULE 40 OF THE  
RULES OF ORDER OF THE COUNTY LEGISLATURE**

Pursuant to Rule 32 of the Rules of Order.

WHEREAS, General Municipal Law Section 72-h allows the County to transfer ownership of tax title property, acquired through the foreclosure process, to other municipalities, and

WHEREAS, Rule 40 of the Rules of Order should be amended as follows: After 40.8, add a new 40.9 to read:

"No property shall be conveyed to another municipality unless the municipality reimburses the County for the amount of returned taxes for which the County has made whole to the municipality involved or any other town, city, village or school district.",

and

WHEREAS, Rule 40 of the Rules of Order should be further amended by renumbering the "old" 40.9 through 40.13 sections to 40.10 through 40.14 respectively, and

WHEREAS, Rule 40 of the Rules of Order should be further amended as follows: After 40.14, add a new 40. 15 to read:

"In the event that properties remain unsold after they have been offered for sale at two annual spring property tax auctions, and at the sole discretion of the County Treasurer and the Director of Real Property Tax Services, the County Treasurer's Office is hereby authorized to accept sealed bids for the purchase of such property until the close of business on the last day of July in each year, and a resolution authorizing the sale of any such property to the highest bidder shall thereafter be submitted to the Legislature for its consideration.",

now, therefore, be it

RESOLVED, that Rule 40 of the Rules of Order is hereby amended as stated above.

Approved by 7 members of the Finance Committee and 5 members of the County Operations Committee.

Adopted June 26, 2013 by voice vote.

**Act No. 281-2013** by Mr. Marsh, Mr. Snyder, Sr. and Mr. Boser

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
MASSMUTUAL LIFE INSURANCE COMPANY AND  
STATE STREET BANK AND TRUST COMPANY  
FOR COUNTY OF CATTARAUGUS EMPLOYEE'S MODEL PLAN  
DEFERRED COMPENSATION PLAN**

Pursuant to Section 5 of the State Finance Law and  
Section 405 of the County Law.

WHEREAS, Act 262-1986, adopted July 7, 1986, by the Cattaraugus County Legislature, established a Model Deferred Compensation Plan for eligible County employees and elected or appointed officials, and

WHEREAS, Section 9003 of the New York State Rules & Regulations requires all contracts or agreements with Administrative Service Agencies and Financial Organizations be awarded for a duration not to exceed five (5) years, and

WHEREAS, the County of Cattaraugus's current agreement for the administration and funding of the County's deferred compensation plan expired May 21, 2013, and

WHEREAS, the County of Cattaraugus has solicited competitive proposals and published such solicitation in the New York State Register and local newspapers, and

WHEREAS, the Deferred Compensation Committee did accept and evaluate four (4) sets of competitive proposals, and

WHEREAS, the County of Cattaraugus's Deferred Compensation Committee has recommended that the County enter into a five (5) year contract with MassMutual Life Insurance Company (formerly Hartford Life) as the administrator and financial provider and State Street Bank and Trust Company as Trustee, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts with MassMutual Life Insurance Company (formerly Hartford Life) and State Street Bank and Trust Company, which will be in effect for a period of five (5) years commencing July 1, 2013 and terminating June 30, 2018.

Approved by 7 members of the Finance Committee and 4 members of the Labor Relations Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 282-2013** by Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
NEW YORK STATE CATHOLIC HEALTH PLAN, INC. D/B/A  
FIDELIS CARE NEW YORK FOR  
PROVISION OF ADULT DAY CARE MEALS**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 366-2011 authorized a contract with the New York State Catholic Health Plan, Inc., d/b/a Fidelis Care New York, 8 Southwoods Boulevard, Albany, New York 12211, for the provision of home delivered meals and congregate meals for eligible patients, and

WHEREAS, an amendment of the aforementioned contract is necessary to further clarify the benefits available to certain members of the Medicaid population, and

WHEREAS, effective June 1, 2013, the Department of Aging can provide home delivered meals and congregate meals to the above-described patients at the following rates:

**Program: Managed Long Term Care Program**

<u>HCPCS</u>	<u>Description</u>	<u>Rate</u>
S5102	Adult Social Day Program, per diem	\$50.00
S5102TG	Adult Social Day Program, half day, per diem	\$25.00
S9977	Congregate Meals, per meal	\$ 6.00
A0110	Transportation to & from center activities, round trip	\$22.00

**Program: Managed Medicaid & Managed Long Term Care Program**

<u>HCPCS</u>	<u>Description</u>	<u>Rate</u>
S5170	Home Delivered Meal, per meal	\$ 7.00

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 meals, for a term commencing August 1, 2011, as amended, to continue in full force and effect until terminated by either party hereto.

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 283-2013** by Ms. Edstrom and Mrs. Stockman

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

Pursuant to Section 450 of the County Law.

WHEREAS, the Community Foundation for the National Capital Region, through the Sallie Mae Fund, has offered funding in the amount of \$3,000.00 for the Youth Bureau Americorps START Program, and

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

WHEREAS, the County must execute grant documents with the Community Foundation for the National Capital Region in order to accept and receive the aforementioned funding, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the Community Foundation for the National Capital Region and the Sallie Mae Fund, in order to receive the aforementioned grant funding, according to the above-described terms.

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 284-2013** by Ms. Edstrom and Mrs. Stockman  
*and Mr. VanRensselaer and Ms. Vickman<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 260-2012 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 expire June 30, 2013, 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, 2013 and terminating June 30, 2014, 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 7 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 Ms. Vickman".

Adopted June 26, 2013 by voice vote.

**ACT NO. 285-2013** by Ms. Edstrom and Mrs. Stockman  
and Mr. VanRensselaer and Ms. Vickman<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 257-2012 authorized contracts with various school districts for the provision of pre-school handicapped transportation services, the terms of which expire June 30, 2013, 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 child loaded mile per day (from child's home to school and returned), 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, 2013 and terminating June 30, 2014, 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 7 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 Ms. Vickman".

Adopted June 26, 2013 by voice vote.

**ACT NO. 286-2013** by Mr. Hale and Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH  
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES  
OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR  
ALTERNATIVES TO INCARCERATION PROGRAMS FOR JAIL DIVERSION  
AND/OR RE-ENTRY IN NEW YORK STATE AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Probation Department)**

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

WHEREAS, Act 235-2013 authorized the Chairman to apply for funding through the New York State Division of Criminal Justice Services Grants Management System for the Alternatives to Incarceration (ATI) Programs and Adult Re-Entry Employment Programs currently supported under the Byrne Jag American Recovery and Reinvestment Act through December 31, 2013, and

WHEREAS, the County Probation Department has been awarded a grant in the amount of \$85,200.00 for the Alternatives to Incarceration (ATI) Programs for Jail Diversion and/or Adult Re-Entry in New York State through December 31, 2013, and



WHEREAS, the aforementioned grant award is supported with State Aid – Re-Entry ATI Bridge funding, and

WHEREAS, contracts are necessary in order to accept and receive the aforementioned grant funds, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to accommodate the above-described grant, 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 Division of Criminal Justice Services Office of Probation and Correctional Alternatives, in order to accept and receive the aforementioned grant funding, according to the above-described terms, and be it further

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

Increase Estimated Revenue Accounts:

A.314.3144.0000.3310.11	State Aid – Re-Entry ATI Bridge Funding	\$85,200.00
A.601.6155.0000.1341	DSS-Re-Entry	\$38,689.00

Increase Appropriation Accounts:

A.314.3144.0000.11000	Re-Entry Wages	\$20,317.00
A.314.3144.0000.81000	Re-Entry FICA	\$ 1,554.00
A.314.3144.0000.82000	Re-Entry Retirement	\$ 2,337.00
A.314.3144.0000.83000	Re-Entry Health Insurance	\$ 2,813.00
A.314.3144.0000.84000	Dental Insurance	\$ 71.00
A.314.3144.0000.40405	Job Training	\$14,989.00
A.314.3144.0000.41412	Drug Testing	\$ 420.00
A.314.3144.0000.46101	Meals	\$ 300.00
A.314.3144.0000.46102	Mileage	\$ 1,500.00
A.314.3144.0000.46106	Training	\$ 2,000.00
A.314.3144.0000.46108	Cell Phone	\$ 210.00
A.314.3144.0000.48306	DSS Contracted Services	\$38,689.00
A.601.6155.0000.11000	DSS-Re-Entry Wages	\$23,588.00
A.601.6155.0000.81000	DSS-Re-Entry FICA	\$ 1,814.00
A.601.6155.0000.82000	DSS-Re-Entry Retirement	\$ 4,964.00
A.601.6155.0000.83000	DSS-Re-Entry Health	\$ 8,252.00
A.601.6155.0000.84000	DSS-Re-Entry Dental	\$ 71.00.

Approved by 7 members of the Finance Committee, 7 members of the Human Services Committee, 6 members of the Public Safety Committee and 4 members of the Labor Relations Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 287-2013** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
DOMINIC DISPENZA FOR DEPARTMENT OF SOCIAL SERVICES  
SEXUAL OFFENDER RISK EVALUATIONS**

Pursuant to Section 251 of the Family Court Act and  
Section 450 of the County Law.

WHEREAS, Act 324-2012 authorized a contract with Dominic Dispenza, 21 Princeton Place, Orchard Park, New York 14127, for the provision of sexual offender risk evaluation services for the County Department of Social Services, the term of which expires June 30, 2013, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned contract, and

WHEREAS, Dominic Dispenza can provide the aforementioned sexual offender risk evaluations for an amount of \$500.00 per assessment, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 65% state and 35% county funded, and

WHEREAS, sufficient funds are included in the 2013 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 Dominic Dispenza, for the provision of the aforementioned sexual offender risk evaluations, for a term commencing July 1, 2013 and terminating June 30, 2014, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 288-2013** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE DEPARTMENT OF HEALTH FOR  
DRINKING WATER SUPPLY PROTECTION PROGRAM**

Pursuant to 10 NYCRR Part 53, 21 NYCRR Part 2604 and  
Section 450 of the County Law.

WHEREAS, Act 213-2012 authorized a contract with the New York State Department of Health for the provision of a drinking water supply protection program, the term of which expired March 31, 2013, and

WHEREAS, there is funding available in the amount of \$132,009.00 through the New York State Department of Health Center for Environmental Health, Division of Environmental Protection, Bureau of Public Water Supply Protection, Flanigan Square, 547 River Street, Troy, New York 12180-2216, for a drinking water supply protection program, and

WHEREAS, the County Health Department is desirous of providing drinking water supply protection services, and

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the New York State Department of Health for the aforementioned grant, for a term commencing April 1, 2013 and terminating March 31, 2014, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 289-2013** by Ms. Edstrom and Mrs. Stockman  
and Mrs. Labuhn<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE MEMORANDUM OF UNDERSTANDING WITH  
ACCORD CORPORATION FOR HEALTH DEPARTMENT ADOLESCENT  
PREGNANCY PREVENTION PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 564-2012 authorized a Memorandum of Understanding with the Accord Corporation for participation in the Comprehensive Adolescent Pregnancy Prevention (CAPP) project, in an effort to reduce teen pregnancy rates in Cattaraugus County, the term of which expired December 31, 2012, and

WHEREAS, the County Health Department is desirous of continuing to participate in the Comprehensive Adolescent Pregnancy Prevention (CAPP) project, and

WHEREAS, the County Health Department shall expand clinic hours in the Salamanca office to incorporate 2-3 additional hours, twice monthly, and

WHEREAS, the Allegany County Community Opportunities and Rural Development Corporation (ACCORD), 84 Schuyler Street, P.O. Box 573, Belmont, New York 14813, shall pay to the County Health Department an amount of \$7,800.00 to assist with promoting the CAPP program initiatives, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a memorandum of understanding, on behalf of Cattaraugus County, with the ACCORD Corporation, for the provision of the above-described services, for a term commencing January 1, 2013 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.

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

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 290-2013** by Ms. Edstrom and Mrs. Stockman  
*and Mr. Felton, Mr. VanRensselaer, Ms. Vickman, Mr. Koch and Mrs. Labuhn<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
SENECA NATION AREA OFFICE OF AGING FOR  
DEPARTMENT OF HEALTH HOME DELIVERED MEALS PROGRAM**

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

WHEREAS, the County Health Department is desirous of providing home delivered meals to clients of the Long Term Home Health Care Program who reside on or near the Cattaraugus Territory of the Seneca Nation of Indians, and

WHEREAS, the Seneca Nation Area Office of Aging, 28 Thomas Indian School Drive, Irving, New York 14081, has agreed to provide for the preparation and delivery of a noon meal in the areas contiguous to Cattaraugus County five (5) days per week, at the current Medicaid rate per delivered meal, 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 Seneca Nation Area Office of Aging, for the provision of the above-described services, for a term commencing May 1, 2013 and terminating December 31, 2013, according to the above-described terms.

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

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 291** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
HEALTHNOW NEW YORK, INC. D/B/A BLUE CROSS & BLUE SHIELD OF WESTERN NEW YORK  
FOR HOME HEALTH SERVICES**

Pursuant to Article 44 of the Public Health Law and Section 450 of the County Law.

WHEREAS, Act 543-1999, as amended by Act 340-2009, authorized a contract with HealthNow New York, Inc., d/b/a/ Blue Cross & Blue Shield of Western New York, Inc., for the provision of home health services, and

WHEREAS, the County Health Department needs to provide additional services which have not heretofore been covered, and

WHEREAS, that effective April 1, 2013, the aforementioned contract is hereby amended to add the following services:

<u>Home Health Care Service</u>	<u>Rate</u>
Medical Social Services	\$114.10 per visit
<i>Nursing Assessment/Evaluation (RN)</i>	<i>\$110.00 per visit<sup>1</sup></i>
Home Meal Delivery	\$6.32 per delivery limited to one (1) delivery per day,

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 Health Now New York, Inc., d/b/a Blue Cross & Blue Shield of Western New York, for the provision of the above-described services, for a term commencing April 1, 2013 to continue in full force and effect until terminated or otherwise amended thereto, according to the above-described terms.

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

<sup>1</sup> MS. EDSTROM moved, seconded by Mrs. Stockman, to amend as follows: In the 3<sup>rd</sup> Whereas, add: "Nursing Assessment/Evaluation (RN) \$110.00 per visit". Carried.

Adopted, as amended, June 26, 2013 by voice vote.

**ACT NO. 292-2013** by Mr. Felton

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH IM SOLUTIONS, INC. FOR  
DEPARTMENT OF NURSING HOMES MDS CONSULTANT SERVICES AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Nursing Homes)**

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

WHEREAS, the Department of Nursing Homes is in need of MDS (medical data set) consultant services to ensure that its documents are "audit-ready", and

WHEREAS, IM Solutions, Inc., 109 Chatham Avenue, Buffalo, New York 14216, can provide MDS consultant services, which shall include services to prevent overpayments or potential fraud, ensure that Department of Nursing Homes employees have been trained appropriately to prepare and file documents and ensure that documents are "audit-ready", for an amount not to exceed \$3,750.00 per month for a total not to exceed \$11,250.00, to be paid as invoiced, and

WHEREAS, various appropriation and 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, on behalf of Cattaraugus County, with IM Solutions, Inc., for the provision of the above-described services, for a term commencing June 26, 2013 and terminating three (3) months after commencement of services, 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 Accounts:

EF.453.4530.7270.47037	Prescription Drugs	\$5,625.00
EL.453.4530.7270.47037	Prescription Drugs	\$5,625.00

Increase Appropriation Accounts:

EF.453.4530.6020.41611	Consultant Services	\$5,625.00
EL.453.4530.6020.41611	Consultant Services	\$5,625.00.

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 293-2013** by Mr. Felton

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
OLEAN GENERAL HEALTHCARE SYSTEMS FOR  
DEPARTMENT OF NURSING HOMES RESPIRATORY EQUIPMENT**

Pursuant to 10 NYCRR Section 415.12(k) and  
Section 450 of the County Law.

WHEREAS, Act 346-2010 authorized a contract with Olean General Healthcare Systems, 234 Homer Street, Olean, New York 14760, for the provision of respiratory equipment and related services to the County Department of Nursing Homes, the term of which expires June 30, 2013, and

WHEREAS, the County Department of Nursing Homes is desirous of extending the aforementioned contract until October 1, 2013 in order to rebid the services, and

WHEREAS, Olean General Healthcare Systems, can provide the aforementioned respiratory equipment and related services in accordance with the following rate schedule:

<u>Description</u>	<u>Rate</u>
Oxygen Concentrators, 5 liter	\$ 1.80 per day
BiPAP-S	\$ 3.09 per day
CPAP	\$ 2.58 per day
CiPAP-S/T (ventilator)	\$10.30 per day
Air Compressors (50 psi)	\$ 1.03 per day
Miscellaneous Supplies	25% off list
Pulse Oximeter	\$0.00 per month
Oxygen Conservers	\$15.45 per month
Ventilators BiPAP-S/T	\$309 per month

Projected Contract Cost – 36 months

Services for a respiratory therapist for clinical support and routine maintenance/calibration of equipment shall be included by the vendor.

In-service training and documentation will also be provided by the vendor for an amount of \$1.00 per day.,

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 Olean General Healthcare Systems, for the provision of the above-described services, for a term commencing July 1, 2013 and terminating October 1, 2013, according to the above-described terms.

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 294-2013** by Mr. Marsh

**LOCAL LAW NUMBER 3-2013  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law and  
Sections 22(3) and (4) of the General Municipal Law.

**A LOCAL LAW AMENDING LOCAL LAW NUMBER 2-1993  
(INTRO NUMBER 2-1993) ENTITLED, "ALLOWING RELEASE OF  
FUNDS LIENED UNDER SECTION 22 OF THE GENERAL MUNICIPAL LAW"**

BE IT ENACTED by the County Legislature of the County of Cattaraugus as follows:

SECTION 1. Legislative Intent. It is the intent of this Local Law to amend Local Law Number 2-1993 (Intro Number 2-1993) entitled, "Allowing Release of Funds Liened Under Section 22 of the General Municipal Law", to clarify the intent thereof and the manner in which its provisions can be carried out.

SECTION 2. Amendment of Local Law Number 2-1993. Local Law Number 2-1993 (Intro Number 2-1993), is hereby amended as follows:

A. By amending Section 1 thereof to read as follows:

"SECTION 1. Legislative Intent. General Municipal Law Section 22(3) and (4) provides that upon the adoption of a resolution the Legislature may require that the County Treasurer serve upon the New York State Superintendent of Insurance notice of intention to make a claim against fire insurance proceeds for delinquent real property taxes, thereby creating a means by which the County can recoup such taxes in cases where the properties have experienced significant reduction in value because of fire. The law further provides, however, that such action can be taken only if the Legislature has first adopted a local law requiring that the County release or return to the insured any or all amounts to which it would otherwise be entitled to claim, provided that the insured agrees that the County, in writing, to restore the affected premises to the same or improved condition that the subject premises was in prior to the time that the lien of the County against proceeds provided for by Section 22 of the General Municipal Law arose, subject to such conditions as such resolution shall provide to guarantee performance of such obligation by the insured."

B. By deleting Section 4 thereof in its entirety.

C. By renumbering Sections 2 and 3 thereof to Sections 3 and 4, respectively.

D. By adding a new Section 2 thereto, as follows:

"SECTION 2. Release or Return of Funds to Insured. In the event that the County Legislature, by resolution adopted pursuant to Section 22(3) of the General Municipal Law, directs the County Treasurer to serve a notice of intention to claim against fire insurance proceeds regarding tax delinquent properties upon the State Superintendent of Insurance and thereafter satisfies the County's tax lien from the proceeds of such insurance or otherwise, the County shall release or return to the insured any or all amounts to which it would otherwise be entitled to claim, provided that the insured agrees that the County, in writing, to restore the affected premises to the same or improved condition that the subject premises was in prior to the time that the lien of the County against proceeds provided for by Section 22 of the General Municipal Law arose, subject to such conditions as such resolution shall provide to guarantee performance of such obligation by the insured."

SECTION 3. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not effect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 4. Effective Date. This Local Law shall take effect immediately.

No action taken on Act No. 294-2013 on June 26, 2013.



**ACT NO. 295-2013** by Mr. Marsh

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 3-2013**

Pursuant to Section 20 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on June 26, 2013, a proposed Local Law entitled "A Local Law Amending Local Law Number 2-1993 (Intro Number 2-1993) Entitled, Allowing Release of Funds Liened Under Section 22 of the General Municipal Law", and

WHEREAS, no local law shall be adopted until a public hearing thereon has been had by the Cattaraugus County Legislature upon at least five days' notice, now, therefore, be it

RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 24th day of July, 2013, at 3:01 p.m. at the Legislature's Chambers, County Office Building, 303 Court Street, Little Valley, New York, and that at least five days' notice of such hearing shall be given by the Clerk by the due posting thereof upon the bulletin board of each County Court House within the County and by publishing such notice at least once in the official newspapers of the County.

Approved by 7 members of the Finance Committee and 5 members of the County Operations Committee.

Adopted June 26, 2013 by voice vote.

**ACT NO. 296-2013** 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 RE-ENTRY SPECIALIST IN THE DEPARTMENT OF PROBATION  
AND CORRECTIONAL ALTERNATIVES AND ONE POSITION OF EMPLOYMENT SPECIALIST  
IN THE DEPARTMENT OF SOCIAL SERVICES**

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

WHEREAS, Act No. 286-2013 authorized acceptance of State funding for an Alternative to Incarceration Program for Jail Diversion and/or Re-Entry program, and

WHEREAS, staffing by one position of Re-Entry Specialist in the Department of Probation and Correctional Alternatives and one position of Employment Specialist in the Department of Social Services is necessary to implement and carry out the associated duties and responsibilities of the program, and

WHEREAS, the Department of Probation and Correctional Alternatives has been notified by the New York State Division Of Criminal Justice, Office of Probation and Correctional Alternatives, that funding for this program will cease on December 31, 2013, 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 Re-Entry Specialist and Employment Specialist 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 Re-Entry Specialist, position number 315-288-001, to be compensated at Grade 23, General Bargaining Unit (\$21.92 - \$24.52 per hour), in the Department of Probation and Correctional Alternatives, and be it further

RESOLVED, that effective April 30, 2013, there is hereby created one position of Employment Specialist, position number 601-134-010, to be compensated at Grade 20, General Bargaining Unit (\$19.69 - \$21.92 per hour), in the Department of Social Services, and be it further

RESOLVED, that each of these positions be automatically abolished effective December 31, 2013.

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 297-2013** by County Operations Committee:  
Mr. Teachman, Mr. Padlo, Mr. Klancer, Mr. Snyder, Jr.,  
Mrs. Stockman, Mr. Weller and Mr. Sprague  
*and Mr. Aiello, Mr. VanRennselaer and Mr. Lamberson<sup>1</sup>*  
who ask immediate consideration

**ABOLISHING ONE POSITION OF SYSTEMS ANALYST PROGRAMMER AND  
CREATING ONE POSITION OF TECHNOLOGY COMPLIANCE SPECIALIST  
IN THE INFORMATION SERVICES DEPARTMENT  
AND ESTABLISHING COMPENSATION FOR SAME**

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

WHEREAS, the Department of Information Services is desirous of restructuring its organization which will lead to a more efficient and productive method of providing control and security for its electronic information system, and

WHEREAS, this restructuring requires the abolition of a vacant Systems Analyst Programmer position and the creation of a Technology Compliance Specialist position, and

WHEREAS, sufficient funds exist within the current budget to cover the costs associated with the creation of this restructuring, 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 Technology Compliance Specialist in accordance with Section 22 of the Civil Service Law, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one vacant position of Systems Analyst Programmer, position no. 168-349-003, in the Department of Information Services, and be it further

RESOLVED, that effective immediately, there is hereby created one position of Technology Compliance Specialist, position no. 168-367-001, in the Department of Information Services to be compensated at Grade 23, General Bargaining Unit (\$21.92 – \$24.52 per hour).

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

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 298-2013** by Mr. Aiello and Mr. Weller  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
VILLAGE OF LITTLE VALLEY FOR LEACHATE DISPOSAL SERVICES**

Pursuant to Sections 226-b and 450 of the County Law.

WHEREAS, Act 327-2008 authorized a contract with the Village of Little Valley for the provision of services for leachate disposal services from the Five Points Landfill at the Little Valley Wastewater Treatment Plant, the term of which expires June 30, 2013, and

WHEREAS, the County currently pays the Village of Little Valley the sum of \$.0050 per gallon of waste, and

WHEREAS, the Village of Little Valley has agreed to renew the aforementioned contract according to the following rates:

<u>Contract Year</u>	<u>Rate/Gallon of Waste</u>
1	\$0.0051
2	\$0.0052
3	\$0.0053
4	\$0.0054
5	\$0.0055,

and

WHEREAS, sufficient funds are included in the budget to cover the costs for 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 Village of Little Valley, for the provision of the above-described services, for a term commencing July 1, 2013 and terminating June 30, 2018, according to the above-described terms.

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

Adopted June 26, 2013 by voice vote. Mr. Marsh abstained from vote.

**ACT NO. 299-2013** by Mr. Marsh  
who asks immediate consideration

**AUTHORIZING CHAIR TO FILE CERTIFICATE DESIGNATING THE SECRETARY OF STATE  
AS THE AGENT FOR SERVICE OF NOTICES OF CLAIM**

Pursuant to Section 53 of the General Municipal Law.

WHEREAS, the State Legislature has enacted and Governor Cuomo has signed Chapter 24 of the Laws of 2013, which, *inter alia*, adds a new Section 53 to the General Municipal Law, effective June 15, 2013, and

WHEREAS, Chapter 24 of the Laws of 2013 permits claimants to serve notices of claim upon the Secretary of State rather than effecting personal service of such notices upon the municipality which is the subject of the claim, and

WHEREAS, the statute directs the Secretary of State to forward copies of notices of claim served in the above-referenced manner to the municipalities involved, and

WHEREAS, Section 53 of the General Municipal Law requires that municipalities, including Cattaraugus County, within thirty days after the effective date of the law, file a certificate in the office of the Secretary of State designating the Secretary of State as the agent for service of notices of claim and providing the name, post office address and electronic mail address of an officer, person or designee, nominee or other agent-in-fact for the transmittal of notices of claim served upon the secretary, now, therefore, be it

RESOLVED, that the Chairman be, and hereby is, authorized and directed to file not later than July 12, 2013, a certificate with the Secretary of State designating the Secretary of State as Cattaraugus County's agent for the service of notices of claim, and be it further

RESOLVED that the County Attorney is hereby designated to receive such notices of claim served in the manner set forth herein, and be it further

RESOLVED, that the Chair in such certificate, and in amendments thereof as from time to time may be necessary, provide the Secretary of State with the name, post office address and electronic mail address of the County Attorney.

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 300-2013** by Senior Services Committee:

Ms. Vickman, Mr. Felton, Ms. Edstrom, Mr. Hale,  
Mr. Snyder, Jr., Mr. Koch and Mrs. Labuhn  
*and Mr. Aiello, Mr. Klancer, Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer,  
Mr. Weller, Mr. Boser, Mr. Lamberson, Mr. Padlo and Mr. Sprague<sup>1</sup>*  
who ask immediate consideration

**AUTHORIZING COUNTY ADMINISTRATOR TO ENTER INTO AGREEMENT WITH  
WESTERN NEW YORK COUNCIL ON OCCUPATIONAL SAFETY AND HEALTH FOR  
SAFE RESIDENT HANDLING TRAINING IN THE DEPARTMENT OF NURSING HOMES  
PINES-MACHIAS FACILITY**

Pursuant to Section 205 of the County Law.

WHEREAS, Western New York Council On Occupational Safety and Health has agreed to provide safe resident handling training to the Pines-Machias Facility at no direct cost to the County, and

WHEREAS, such training will consist of three (3) six-hour sessions for a "train-the-trainer" program and approximately fifteen (15) three-hour sessions for general workforce training, and

WHEREAS, the topics of such training will include: Introduction to Safe Resident Handling; Making the Case for Safe Resident Handling/Ergonomic Program; Equipment, Facility

Environment and Organizational Needs Assessment; Implementing and Sustaining Your Safe Resident Handling Program; Safe Resident Handling Train-the-Trainer Program; and Evaluation of Training Activities Experience, and

WHEREAS, it is the intent of this program to provide the necessary equipment and training to improve resident safety as well as reduce occupational injuries to the staff, and

WHEREAS, Western New York Council On Occupational Safety and Health requires that the County be committed to this program by assuring that employees be available and mandated to attend such trainings in return for providing such training, and

WHEREAS, the County is firmly committed to maximizing safety of both its residents as well as employees, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to enter into an agreement with Western New York Council On Occupational Safety and Health, for the above-described safe resident handling training program at the Pines-Machias Facility, according to the above-described terms.

MRS. STOCKMAN moved, seconded by Mr. Lamberson to waive Rule 12. Carried.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Mr. Klancer, Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer, Mr. Weller, Mr. Boser, Mr. Lamberson, Mr. Padlo and Mr. Sprague".

Adopted June 26, 2013 by voice vote.

**ACT NO. 301-2013** by Mr. Aiello and Mr. Weller  
who ask immediate consideration

**AMENDING ACT 244-2013 REGARDING CONTRACT WITH JAMES B. SCHWAB CO., INC.  
FOR DEPARTMENT OF PUBLIC WORKS WIDE FORMAT IMAGING SYSTEM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 244-2013 authorized a contract with James B. Schwab Co., Inc., for the provision of a Ricoh Aficio MPW3601 Wide Format Imaging System, with all options, with "no trade-in", and

WHEREAS, a financing agreement must be executed with US Bank Equipment Finance in order to lease the aforementioned wide format imaging system, and

WHEREAS, Act 244-2013 should be amended as follows:

- In the Title, after James B. Schwab Co., Inc., add: "and Financing Documents with US Bank Equipment Finance"
- Add a new 3<sup>rd</sup> Whereas: "III. Whereas, US Bank Equipment Finance, a Division of US Bank, N.A., will finance a Wide Format Imaging System for lease through James B. Schwab Co., Inc., and"
- Renumber the remaining paragraphs, and

- At the end of the 1<sup>st</sup> Resolved, add: "and be it further"
- Add a 2<sup>nd</sup> Resolved: "II. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute financing documents, on behalf of Cattaraugus County, with US Bank Equipment Finance, a Division of US Bank, N.A., for the leasing of the above-described Wide Format Imaging System, for a term subject to the approval of the County Attorney, according to the above-described terms. ",

now, therefore, be it

RESOLVED, that Act 244-2013 is hereby amended as described above.

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 302-2013** by Mr. Felton and Ms. Vickman  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE LEASE DOCUMENTS  
WITH BURT YOUNG SALES CENTER AND KUBOTA LEASING  
FOR 0-TURN MOWER FOR DEPARTMENT OF NURSING HOMES**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Nursing Homes is desirous of leasing a Kubota 0-turn mower for the Pines Healthcare and Rehabilitation Center – Machias Campus, and

WHEREAS, Burt Young Sales Center, 2934 Route 16, Olean, New York 14760, can provide one (1) Kubota 0-turn mower model ZD331LP-72 31HP 72" Pro Commercial Deck with tires for an amount not to exceed \$20,000.00, to be financed through a 60-month municipal equipment lease with Kubota Leasing, 655 Business Center Drive, Suite 250, Horsham, Pennsylvania 19044, with payments to be made as invoiced and approved by the Department of Nursing Homes, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned 0-turn mower, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute lease documents, on behalf of Cattaraugus County, with Burt Young Sales Center and Kubota Leasing, for the leasing of the above-described 0-turn mower, for a term commencing upon delivery of the 0-turn mower and terminating sixty (60) months thereafter, according to the above-described terms.

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 303-2013** by Mr. Murphy  
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
PIONEER CENTRAL SCHOOL DISTRICT FOR  
SCHOOL RESOURCE OFFICER PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 460-2010, as amended by Act 473-2012, authorized a contract with the Pioneer Central School District for one (1) full-time and one (1) part-time school resource officer in an attempt to deter criminal behavior through positive interactions with students during school hours, the term of which expires June 30, 2013, and

WHEREAS, the Pioneer Central School District is desirous of continuing the aforementioned contract, and

WHEREAS, the Pioneer Central School District has agreed to pay the annual actual cost of the aforementioned school resource officers, and

WHEREAS, the Cattaraugus County Sheriff's Office has agreed to assign one (1) full-time and one (1) part-time law enforcement officer to the Pioneer Central School District, 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 Pioneer Central School District, for the provision of the School Resource Officer Program, for a term commencing July 1, 2013 and terminating June 30, 2014, with the option to renew for two (2) additional one-year periods, according to the above-described terms.

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 304-2013** by Ms. Edstrom and Mrs. Stockman  
who ask immediate consideration

**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, as amended, of the Cattaraugus County Legislature.

WHEREAS, Act 161-2012 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, 2012, 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, 2013 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

MR. FELTON moved, seconded by Ms. Vickman to waive Rule 12. Carried.

Adopted June 26, 2013 by voice vote.

**ACT NO. 305-2013** by Ms. Edstrom and Mrs. Stockman  
who ask immediate consideration

**AMENDING ACT 221-2013 REGARDING CONTRACT WITH  
OLEAN GENERAL HOSPITAL FOR FAMILY PLANNING CLINIC  
LABORATORY SERVICES**

Pursuant to Section 2406 of the Public Health Law and  
Section 450 of the County Law.

WHEREAS, Act 221-2013 authorized a contract with Olean General Hospital, 515 Main Street, Olean, New York 14760, for the provision of laboratory services for the family planning clinic, which includes the provision of services such as collection, testing, and analyzing of specimens and reporting the results to various providers, the term of which expires June 30, 2015, and

WHEREAS, Olean General Hospital has requested a rate increase for one of the laboratory services, now, therefore, be it

RESOLVED, that Act 221-2013 be, and hereby is, amended as follows: In the Third Whereas, for the item - *88175 Thin Layer Pap Smear with Imaging*, delete: "\$25.00" and replace with: "\$28.00".

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

Adopted June 26, 2013 by voice vote.

**ACT NO. 306-2013** 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 CLASS OF 2013 HIGH SCHOOL VALEDICTORIANS**

Pursuant to Section 153 of the County Law.



WHEREAS, every year, area schools recognize graduating students who have earned the highest grade point average, and

WHEREAS, these students should be recognized and congratulated for their academic achievements, and

WHEREAS, the hard work and dedication of class valedictorians should be commended by the Cattaraugus County Legislature, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates the following students as Class of 2013 high school valedictorians:

Allegany-Limestone Central School	Jordan Shulman
Archbishop Walsh High School	Andrew Weber
Cattaraugus-Little Valley Central School	Daniel Vasconcellos
Central Baptist Christian School	Kassia Balus
Cuba-Rushford Central School	Dylan Lewis
Ellicottville Central School	Rachel McMahon-Eagan
Forestville Central School	Emily Markham
Franklinville Central School	Whitney Farrand
Frewsburg Central School	Jacob Caldwell
Gowanda Central School	Alexa Farner
Hinsdale Central School	Jonathan Cledgett
New Life Christian School	Nicholas Aloï
Olean City School	Soumitri Barua
Pine Valley Central School	Allen Gage
Pioneer Central School	Amy Drzewiecki
Portville Central School	Emily F. Simon
Randolph Central School	Adam L. Ditcher
Salamanca City Central School	McKayla Sluga
Springville-Griffith Institute	Rainah Umlauf
Central School	
West Valley Central School	Marcus Enser,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the Class of 2013 valedictorians.

MS. VICKMAN moved, seconded by Mrs. Labuhn to waive Rule 12. Carried.

Adopted June 26, 2013 by voice vote.

MR. PADLO moved, seconded by Mr. Teachman to adjourn until July 24, 2013 at 3:00 p.m. Carried.

Meeting adjourned at 4:08 p.m.

Ann M. Giglio  
Journal Clerk