



March 26, 2014

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

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed four Legislators absent – Boser, Hale, Murphy and VanRensselaer.

\* \* \* \* \*

MR. LAMBERSON moved, seconded by Mr. Teachman that the minutes of the March 12, 2014 session be approved. Carried.

\* \* \* \* \*

#### **COMMUNICATIONS:**

NYS Member of Assembly Joseph M. Giglio: Acknowledging receipt of Act No. 128-2014.

Chenango County Board of Supervisors: Resolution No. 46-14P entitled “Resolution Offering an Alternative to the Property Tax Freeze That Will Lead to Permanent and Historic Property Tax Reductions by Eliminating the Cost of State Mandated Spending Imposed on County Property Taxpayers”.

Delaware County Board of Supervisors: Resolution No. 53 entitled “Calling on New York State Legislature to Reject Governor Cuomo’s Plans to Reward Prison Inmates by Providing Them with College Educations at Taxpayer Expense, Sheriff’s Office”; Resolution No. 54 entitled “Resolution Urging Governor Cuomo to Refund the Projected New York State Tax Surpluses to the Taxpayers”; Resolution No. 56 entitled “In Support of Home Rule 543 ‘Blue Water Navy Vietnam Veterans Act of 2013’, Veterans’ Service Agency”; and Resolution No. 57 entitled “In Support of Home Rule 1494 ‘Blue Water Navy Accountability Act’, Veterans’ Service Agency”.

Fulton County Board of Supervisors: Resolution No. 98 entitled “Resolution Denying the State of New York Permission to Use the Fulton County Seal for Enforcement of the So-Called “SAFE Act”.

Tioga County Legislature: Resolution No. 53-14 entitled “Resolution Offering an Alternative to the Property Tax Freeze That Will Lead to Permanent and Historic Property Tax Reductions by Eliminating the Cost of State Mandated Spending Imposed on County Property Taxpayers”; and Resolution No. 72-14 entitled “Resolution in Support of Statewide Indigent Defense Legal System and Settlement of Hurrell-Harring, et al. v. State of New York”.

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#### **APPOINTMENTS:**

##### **CATTARAUGUS COUNTY PLANNING BOARD**

Mark Hopkins

P.O. Box 572

Yorkshire, New York 14173

*(to fill the remainder of Richard Fuller’s term through July 31, 2016)*

**CATTARAUGUS-ALLEGANY WORKFORCE INVESTMENT BOARD**

Lesley Christman, Executive Director  
ACCORD Corporation  
84 Schuyler Street  
Belmont, New York 14813  
*(to fill the remainder of Charles Kalthoff's term through December 31, 2015)*

**CATTARAUGUS COUNTY LONG TERM CARE ADVISORY COUNCIL**

Timothy Hellwig, Director  
Cattaraugus County Department of Nursing Homes  
2245 West State Street  
Olean, New York 14760  
*(to fill the remainder of Maureen Mooney-Myer's term through December 31, 2015)*

\* \* \* \* \*

CHAIRMAN MARSH granted Privilege of the Floor to Joseph G. Keller, County Treasurer, who presented the Annual Treasurer's Report for the year ending December 31, 2013.

\* \* \* \* \*

CHAIRMAN MARSH announced this is the time and place called for a public hearing on **Act No. 153-2014**, Local Law Number 1-2014, entitled, "A Local Law Authorizing Corrections Officers Employed by the County of Cattaraugus to Reside in Cattaraugus County or any Adjoining County within New York State", 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. 153-2014 and asked that it be read.

CHAIRMAN MARSH requested a Roll Call vote on Act No. 153-2014, Local Law Number 1-2014, which disclosed as follows:

Ayes: Edstrom 0.8673, Edwards 0.9684, Felton 1.0972, Klancer 1.1005, Koch 0.8685, Labuhn 0.8685, Lamberson 1.0267, Marsh 1.1278, McElfresh 0.8673, Padlo 0.8673, Snyder, Sr. 0.8673, Snyder, Jr. 1.0655, Sprague 1.0230, Stockman 1.0003, Teachman 0.8673, Vickman 1.0972, Weller 1.0972 – 16.6773.

Nays: none.

Act No. 153-2014, Local Law Number 1-2014, having received the majority vote of the Legislature was declared Adopted.

\* \* \* \* \*

**ACT NO. 155-2014** by Mr. Weller and Mr. Koch

**BID ACCEPTANCE FOR PRECAST CONCRETE DECK PANELS  
FOR LEON BRIDGE NO. 1**

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 precast concrete deck panels for Leon Bridge No. 1, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned precast concrete deck panels was the bid of Kistner Concrete Products, Inc., 8713 Read Road, P.O. Box 218, East Pembroke, New York 14056, for an amount of \$37,962.00, to be paid as determined by the Department of Public Works, and

WHEREAS, sufficient funds are included in the 2014 budget to cover the costs of the aforementioned deck panels, 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 upon delivery which is to be made within 45 days after approval of the drawings, 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.

Five bids were received.

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

Adopted March 26, 2014 by voice vote.

**ACT NO. 156-2014** by Mr. Weller and Mr. Koch  
*and Mr. Teachman<sup>1</sup>*

**BID ACCEPTANCE FOR LANDSCAPE CONSTRUCTION FOR  
COUNTY ROAD NO. 27**

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 landscape construction services for County Road No. 27 (Haskell Road) in the Town of Portville, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned landscape construction services was the bid of Natural Restorations by Linda J. & Co.,

Inc., 3721 Millersport Highway, Getzville, New York 14068, for an amount of \$10,180.00, to be paid as determined by the Department of Public Works, and

WHEREAS, sufficient funds are included in the 2014 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the bid of Natural Restorations by Linda J. & Co., Inc., be, and the same hereby is, accepted, for a term commencing upon Notice to Proceed and terminating May 31, 2014, 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.

Eight bids were received; five met specifications.

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

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

Adopted March 26, 2014 by voice vote.

**ACT NO. 157-2014** by Mr. Weller and Mr. Koch

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

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

RESOLVED, that the Commissioner of Public Works is authorized to contract for materials with the bidders recommended by the Public Works Committee for the season May 1, 2014 through April 30, 2015, and be it further

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

RESOLVED, that the County of Cattaraugus reserves the right to make purchases of all materials at any time during the season for which the bids are taken.

ASPHALT CONCRETE

GERNATT ASPHALT PRODUCTS, INC.

Taylor Hollow Road

P.O. Box 400

Collins, New York 14034

price/ton loaded in truck at Plant

<u>Index</u> <u>No.</u>	<u>Description</u>	<u>2014 Rate</u> <u>Collins Plant</u>	<u>2014 Rate</u> <u>Springville Plant</u>	<u>2014 Rate</u> <u>Delevan Plant</u>
AC-1	403-11 1 Base (Dense)			
	<b><u>Loaded in truck @ plant</u></b>			
	0-500 tons	\$61.75	\$60.25	\$59.75
	501-1000 tons	\$61.75	\$60.25	\$59.75
	1001-3000 tons	\$61.75	\$60.25	\$59.75
	3001 and greater tons	\$60.75	\$59.25	\$58.75
	<b><u>Delivered to Northeast Quadrant</u></b>			
	0-500 tons			\$65.40
	501-1000 tons			\$65.40
	1001-3000 tons			\$65.40
	3001 and greater tons			\$64.40
	<b><u>Delivered to Northwest Quadrant</u></b>			
	0-500 tons		\$67.00	
	501-1000 tons		\$67.00	
	1001-3000 tons		\$67.00	
	3001 and greater tons		\$66.00	
	<b><u>Delivered to Southeast Quadrant</u></b>			
	0-500 tons			\$68.35
	501-1000 tons			\$68.35
	1001-3000 tons			\$68.35
	3001 and greater tons			\$67.35
	<b><u>Delivered to Southwest Quadrant</u></b>			
	0-500 tons		\$67.55	
	501-1000 tons		\$67.55	
	1001-3000 tons		\$67.55	
	3001 and greater tons		\$66.55	
AC-2	403-12 2 Base (Open)			
	<b><u>Loaded in truck @ plant</u></b>			
	0-500 tons	\$57.25	\$55.75	\$55.25
	501-1000 tons	\$57.25	\$55.75	\$55.25
	1001-3000 tons	\$57.25	\$55.75	\$55.25
	3001 and greater tons	\$56.25	\$54.75	\$54.25
	<b><u>Delivered to Northeast Quadrant</u></b>			
	0-500 tons			\$60.90
	501-1000 tons			\$60.90
	1001-3000 tons			\$60.90
	3001 and greater tons			\$59.90
	<b><u>Delivered to Northwest Quadrant</u></b>			
	0-500 tons		\$62.50	
	501-1000 tons		\$62.50	
	1001-3000 tons		\$62.50	
	3001 and greater tons		\$61.50	

<b><u>Delivered to Southeast Quadrant</u></b>			
	0-500 tons		\$63.85
	501-1000 tons		\$63.85
	1001-3000 tons		\$63.85
	3001 and greater tons		\$62.85
<b><u>Delivered to Southwest Quadrant</u></b>			
	0-500 tons	\$63.05	
	501-1000 tons	\$63.05	
	1001-3000 tons	\$63.05	
	3001 and greater tons	\$62.05	
AC-3	403-13	3 Binder (Dense)	
<b><u>Loaded in truck @ plant</u></b>			
	0-500 tons	\$62.50	\$61.50 \$60.50
	501-1000 tons	\$62.50	\$61.50 \$60.50
	1001-3000 tons	\$62.50	\$61.50 \$60.50
	3001 and greater tons	\$61.50	\$60.00 \$59.50
<b><u>Delivered to Northeast Quadrant</u></b>			
	0-500 tons		\$66.15
	501-1000 tons		\$66.15
	1001-3000 tons		\$66.15
	3001 and greater tons		\$65.15
<b><u>Delivered to Northwest Quadrant</u></b>			
	0-500 tons	\$67.75	
	501-1000 tons	\$67.75	
	1001-3000 tons	\$67.75	
	3001 and greater tons	\$66.75	
<b><u>Delivered to Southeast Quadrant</u></b>			
	0-500 tons		\$69.10
	501-1000 tons		\$69.10
	1001-3000 tons		\$69.10
	3001 and greater tons		\$68.10
<b><u>Delivered to Southwest Quadrant</u></b>			
	0-500 tons	\$68.30	
	501-1000 tons	\$68.30	
	1001-3000 tons	\$68.30	
	3001 and greater tons	\$67.30	
AC-4	403-14	4 Binder (Open)	
<b><u>Loaded in truck @ plant</u></b>			
	0-500 tons	\$59.00	\$57.50 \$57.00
	501-1000 tons	\$59.00	\$57.50 \$57.00
	1001-3000 tons	\$59.00	\$57.50 \$57.00
	3001 and greater tons	\$58.00	\$56.50 \$56.00
<b><u>Delivered to Northeast Quadrant</u></b>			
	0-500 tons		\$62.65
	501-1000 tons		\$62.65
	1001-3000 tons		\$62.65
	3001 and greater tons		\$61.65
<b><u>Delivered to Northwest Quadrant</u></b>			
	0-500 tons	\$64.25	
	501-1000 tons	\$64.25	
	1001-3000 tons	\$64.25	
	3001 and greater tons	\$63.25	

<b><u>Delivered to Southeast Quadrant</u></b>			
		0-500 tons	\$65.60
		501-1000 tons	\$65.60
		1001-3000 tons	\$65.60
		3001 and greater tons	\$64.60
<b><u>Delivered to Southwest Quadrant</u></b>			
		0-500 tons	\$64.80
		501-1000 tons	\$64.80
		1001-3000 tons	
		3001 and greater tons	\$63.80
AC-5	403.15	5 Shim (Course)	
<b><u>Loaded in truck @ plant</u></b>			
		0-500 tons	\$79.00 \$77.50
		501-1000 tons	\$79.00 \$77.50
		1001-3000 tons	\$79.00 \$77.50
		3001 and greater tons	\$78.00 \$76.50
<b><u>Delivered to Northeast Quadrant</u></b>			
		0-500 tons	\$83.75
		501-1000 tons	\$83.75
		1001-3000 tons	\$83.75
		3001 and greater tons	\$82.75
<b><u>Delivered to Northwest Quadrant</u></b>			
		0-500 tons	\$84.25
		501-1000 tons	\$84.25
		1001-3000 tons	\$84.25
		3001 and greater tons	\$83.25
<b><u>Delivered to Southwest Quadrant</u></b>			
		0-500 tons	\$84.80
		501-1000 tons	\$84.80
		1001-3000 tons	\$84.80
		3001 and greater tons	\$83.80
AC-6	403-16	6 Top (State Top)	
<b><u>Loaded in truck @ plant</u></b>			
		0-500 tons	\$68.00 \$66.50 \$66.00
		501-1000 tons	\$68.00 \$66.50 \$66.00
		1001-3000 tons	\$68.00 \$66.50 \$66.00
		3001 and greater tons	\$67.00 \$65.50 \$65.00
<b><u>Delivered to Northeast Quadrant</u></b>			
		0-500 tons	\$71.65
		501-1000 tons	\$71.65
		1001-3000 tons	\$71.65
		3001 and greater tons	\$70.65
<b><u>Delivered to Northwest Quadrant</u></b>			
		0-500 tons	\$73.25
		501-1000 tons	\$73.25
		1001-3000 tons	\$73.25
		3001 and greater tons	\$72.25
<b><u>Delivered to Southeast Quadrant</u></b>			
		0-500 tons	\$74.60
		501-1000 tons	\$74.60
		1001-3000 tons	\$74.60
		3001 and greater tons	\$73.60



				<b><u>Delivered to Southwest Quadrant</u></b>			
				0-500 tons		\$73.80	
				501-1000 tons		\$73.80	
				1001-3000 tons		\$73.80	
				3001 and greater tons		\$72.80	
AC-7	403-17	6F Top (High Friction)					
				<b><u>Loaded in truck @ plant</u></b>			
				0-500 tons	\$68.00	\$66.50	\$66.00
				501-1000 tons	\$68.00	\$66.50	\$66.00
				1001-3000 tons	\$68.00	\$66.50	\$66.00
				3001 and greater tons	\$67.00	\$65.50	\$65.00
				<b><u>Delivered to Northeast Quadrant</u></b>			
				0-500 tons			\$71.65
				501-1000 tons			\$71.65
				1001-3000 tons			\$71.65
				3001 and greater tons			\$70.65
				<b><u>Delivered to Northwest Quadrant</u></b>			
				0-500 tons		\$73.25	
				501-1000 tons		\$73.25	
				1001-3000 tons		\$73.25	
				3001 and greater tons		\$72.25	
				<b><u>Delivered to Southeast Quadrant</u></b>			
				0-500 tons			\$74.60
				501-1000 tons			\$74.60
				1001-3000 tons			\$74.60
				3001 and greater tons			\$73.60
				<b><u>Delivered to Southwest Quadrant</u></b>			
				0-500 tons		\$73.80	
				501-1000 tons		\$73.80	
				1001-3000 tons		\$73.80	
				3001 and greater tons		\$72.80	
AC-8	403-18	7 Top (Armor Coat)					
				<b><u>Loaded in truck @ plant</u></b>			
				0-500 tons	\$71.25	\$69.75	\$69.25
				501-1000 tons	\$71.25	\$69.75	\$69.25
				1001-3000 tons	\$71.25	\$69.75	\$69.25
				3001 and greater tons	\$70.25	\$68.75	\$68.25
				<b><u>Delivered to Northeast Quadrant</u></b>			
				0-500 tons			\$74.90
				501-1000 tons			\$74.90
				1001-3000 tons			\$74.90
				3001 and greater tons			\$73.90
				<b><u>Delivered to Northwest Quadrant</u></b>			
				0-500 tons		\$76.25	
				501-1000 tons		\$76.25	
				1001-3000 tons		\$76.25	
				3001 and greater tons		\$75.25	
				<b><u>Delivered to Southeast Quadrant</u></b>			
				0-500 tons			\$77.85
				501-1000 tons			\$77.85
				1001-3000 tons			\$77.85
				3001 and greater tons			\$76.85

<u><b>Delivered to Southwest Quadrant</b></u>			
		0-500 tons	\$77.05
		501-1000 tons	\$77.05
		1001-3000 tons	\$77.05
		3001 and greater tons	\$76.05
AC-9	403-19	7F Top (Friction Armor Coat)	
<u><b>Loaded in truck @ plant</b></u>			
		0-500 tons	\$71.25 \$69.75 \$69.25
		501-1000 tons	\$71.25 \$69.75 \$69.25
		1001-3000 tons	\$71.25 \$69.75 \$69.25
		3001 and greater tons	\$70.25 \$68.75 \$68.25
<u><b>Delivered to Northeast Quadrant</b></u>			
		0-500 tons	\$74.90
		501-1000 tons	\$74.90
		1001-3000 tons	\$74.90
		3001 and greater tons	\$73.90
<u><b>Delivered to Northwest Quadrant</b></u>			
		0-500 tons	\$76.25
		501-1000 tons	\$76.25
		1001-3000 tons	\$76.25
		3001 and greater tons	\$75.25
<u><b>Delivered to Southeast Quadrant</b></u>			
		0-500 tons	\$77.85
		501-1000 tons	\$77.85
		1001-3000 tons	\$77.85
		3001 and greater tons	\$76.85
<u><b>Delivered to Southwest Quadrant</b></u>			
		0-500 tons	\$77.05
		501-1000 tons	\$77.05
		1001-3000 tons	\$77.05
		3001 and greater tons	\$76.05
AC-13	Cold Mix Stockpile Patching Materials		
<u><b>Loaded in truck @ plant</b></u>			
		0-500 tons	\$107.50*
		501-1000 tons	\$107.50*
		1001-3000 tons	\$107.50*
		3001 and greater tons	\$106.50*
<u><b>Delivered to Northeast Quadrant</b></u>			
		0-500 tons	\$113.75*
		501-1000 tons	\$113.75*
		1001-3000 tons	\$113.75*
		3001 and greater tons	\$112.75*
<u><b>Delivered to Northwest Quadrant</b></u>			
		0-500 tons	\$114.25*
		501-1000 tons	\$114.25*
		1001-3000 tons	\$114.25*
		3001 and greater tons	\$113.25*
<u><b>Delivered to Southeast Quadrant</b></u>			
		0-500 tons	\$116.10*
		501-1000 tons	\$116.10*
		1001-3000 tons	\$116.10*
		3001 and greater tons	\$115.10*

**Delivered to Southwest Quadrant**

0-500 tons	\$114.80*
501-1000 tons	\$114.80*
1001-3000 tons	\$114.80*
3001 and greater tons	\$113.80*

\*Bid is for OPR

AC-21 No. 1 Commercial Binder

**Loaded in truck @ plant**

0-500 tons	\$62.50	\$61.00	\$60.50
501-1000 tons	\$62.50	\$61.00	\$60.50
1001-3000 tons	\$62.50	\$61.00	\$60.50
3001 and greater tons	\$61.50	\$60.00	\$59.50

**Delivered to Northeast Quadrant**

0-500 tons	\$66.15
501-1000 tons	\$66.15
1001-3000 tons	\$66.15
3001 and greater tons	\$65.15

**Delivered to Northwest Quadrant**

0-500 tons	\$67.75
501-1000 tons	\$67.75
1001-3000 tons	\$67.75
3001 and greater tons	\$66.75

**Delivered to Southeast Quadrant**

0-500 tons	\$69.10
501-1000 tons	\$69.10
1001-3000 tons	\$69.10
3001 and greater tons	\$68.10

**Delivered to Southwest Quadrant**

0-500 tons	\$68.30
501-1000 tons	\$68.30
1001-3000 tons	\$68.30
3001 and greater tons	\$76.05

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

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

0 - 5 miles - total cost first 5 miles	\$3.50	\$3.50	\$3.50
6 - 15 miles - above + \$____/net ton mile	\$ .15	\$ .15	\$ .15
16 - 50 miles - above + \$____/net ton mile	\$ .15	\$ .15	\$ .15

DOLOMITE PRODUCTS COMPANY, INC.

d/b/a A. L. BLADES

7610 County Route 65

P.O. Box 590

Hornell, New York 14843

**price/ton loaded in truck at Plant**

<u>Index</u>	<u>Description</u>	<u>2014 Rate</u>
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No.

AC-1 403-11 1 Base (Dense)

**Loaded in truck @ plant**

0-500 tons	\$62.50
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			501-1000 tons	\$59.50
			1001-3000 tons	\$59.00
			3001 and greater tons	\$58.50
AC-2	403-12	2 Base (Open)		
			<b><u>Loaded in truck @ plant</u></b>	
			0-500 tons	\$59.50
			501-1000 tons	\$56.50
			1001-3000 tons	\$56.50
			3001 and greater tons	\$55.50
AC-3	403-13	3 Binder (Dense)		
			<b><u>Loaded in truck @ plant</u></b>	
			0-500 tons	\$65.00
			501-1000 tons	\$62.00
			1001-3000 tons	\$61.50
			3001 and greater tons	\$61.00
AC-5	403.15	5 Shim (Course)		
			<b><u>Loaded in truck @ plant</u></b>	
			0-500 tons	\$82.00
			501-1000 tons	\$82.00
			1001-3000 tons	\$82.00
			3001 and greater tons	\$82.00
AC-6	403-16	6 Top (State Top)		
			<b><u>Loaded in truck @ plant</u></b>	
			0-500 tons	\$70.00
			501-1000 tons	\$67.00
			1001-3000 tons	\$66.50
			3001 and greater tons	\$66.00
AC-7	403-17	6F Top (High Friction)		
			<b><u>Loaded in truck @ plant</u></b>	
			0-500 tons	\$70.00
			501-1000 tons	\$67.00
			1001-3000 tons	\$66.50
			3001 and greater tons	\$66.00
AC-8	403-18	7 Top (Armor Coat)		
			<b><u>Loaded in truck @ plant</u></b>	
			0-500 tons	\$74.00
			501-1000 tons	\$71.00
			1001-3000 tons	\$70.50
			3001 and greater tons	\$70.00
AC-9	403-19	7F Top (Friction Armor Coat)		
			<b><u>Loaded in truck @ plant</u></b>	
			0-500 tons	\$74.00
			501-1000 tons	\$71.00
			1001-3000 tons	\$70.50
			3001 and greater tons	\$70.00
AC-21	No. 1 Commercial Binder			
			<b><u>Loaded in truck @ plant</u></b>	
			0-500 tons	\$67.25
			501-1000 tons	\$64.25
			1001-3000 tons	\$63.75
			3001 and greater tons	\$63.25

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

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

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

6 - 15 miles above + \$.45/net ton mile

16 - 50 miles above + \$.35/net ton mile

*BUFFALO CRUSHED STONE, INC.*

2544 Clinton Street

P.O. Box 710

Buffalo, New York 14224

price/ton loaded in truck at Plant

<u>Index</u>	<u>Description</u>	<u>2014 Rate</u>	<u>2014 Rate</u>
<u>No.</u>		<u>Olean Plant</u>	<u>Ashford Plant</u>
AC-1	403-11 1 Base (Dense)		
	<b><u>Loaded in truck @ plant</u></b>		
	0-500 tons	\$64.20	\$61.60
	501-1000 tons	\$61.20	\$60.60
	1001-3000 tons	\$61.20	\$60.60
	3001 and greater tons	\$61.20	\$60.60
AC-2	403-12 2 Base (Open)		
	<b><u>Loaded in truck @ plant</u></b>		
	0-500 tons	\$56.95	\$54.95
	501-1000 tons	\$53.95	\$53.95
	1001-3000 tons	\$53.95	\$53.95
	3001 and greater tons	\$53.95	\$53.95
AC-3	403-13 3 Binder (Dense)		
	<b><u>Loaded in truck @ plant</u></b>		
	0-500 tons	\$68.80	\$62.90
	501-1000 tons	\$65.80	\$61.90
	1001-3000 tons	\$65.80	\$61.90
	3001 and greater tons	\$65.80	\$61.90
AC-4	403-14 4 Binder (Open)		
	<b><u>Loaded in truck @ plant</u></b>		
	0-500 tons	\$58.75	\$58.20
	501-1000 tons	\$55.75	\$57.20
	1001-3000 tons	\$55.75	\$57.20
	3001 and greater tons	\$55.75	\$57.20
AC-5	403-15 5 Shim (Course)		
	<b><u>Loaded in truck @ plant</u></b>		
	0-500 tons	\$82.15	\$76.55
	501-1000 tons	\$79.15	\$75.55
	1001-3000 tons	\$79.15	\$75.55
	3001 and greater tons	\$79.15	\$75.55
AC-6	403-16 6 Top (State Top)		
	<b><u>Loaded in truck @ plant</u></b>		
	0-500 tons	\$74.20	\$66.30
	501-1000 tons	\$71.20	\$65.30
	1001-3000 tons	\$71.20	\$65.30
	3001 and greater tons	\$71.20	\$65.30

AC-7	403-17	6F Top (High Friction)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons	\$74.20	\$66.30
		501-1000 tons	\$71.20	\$65.30
		1001-3000 tons	\$71.20	\$65.30
		3001 and greater tons	\$71.20	\$65.30
AC-8	403-18	7 Top (Armor Coat)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons	\$77.30	\$69.40
		501-1000 tons	\$74.30	\$68.40
		1001-3000 tons	\$74.30	\$68.40
		3001 and greater tons	\$74.30	\$68.40
AC-9	403-19	7F Top (Friction Armor Coat)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons	\$77.30	\$69.40
		501-1000 tons	\$74.30	\$68.40
		1001-3000 tons	\$74.30	\$68.40
		3001 and greater tons	\$74.30	\$68.40
AC-20	P-401	Airport Top		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons	\$71.25	\$65.20
		501-1000 tons	\$68.25	\$64.20
		1001-3000 tons	\$68.25	\$64.20
		3001 and greater tons	\$68.25	\$64.20
AC-21	No. 1	Commercial Binder		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons	\$68.80	\$62.90
		501-1000 tons	\$65.80	\$61.90
		1001-3000 tons	\$65.80	\$61.90
		3001 and greater tons	\$65.80	\$61.90
<b><u>Delivery Charge "Other Than" to Paver</u></b>				
<b><u>Transportation Rates:</u></b>				
All orders will be a minimum of 50 ton				
(if delivery is requested)				
		0 - 5 miles - total cost first 5 miles	\$3.75	\$3.75
		6 - 15 miles - above + \$____/net ton mile	\$ .25	\$ .25
		16 - 50 miles - above + \$____/net ton mile	\$ .20	\$ .20

JAMESTOWN MACADAM, INC.  
P.O. Box 158  
Walden Avenue  
Jamestown, New York 14701

price/ton loaded in truck at Plant

<u>Index</u>	<u>Description</u>	<u>2014 Rate</u>
<u>No.</u>		
AC-1	403-11 1 Base (Dense)	
	<b><u>Loaded in truck @ plant</u></b>	
	0-500 tons	\$61.50
	501-1000 tons	\$61.50
	1001-3000 tons	\$60.00
	3001 and greater tons	\$60.00

AC-2	403-12	2 Base (Open)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons		\$55.90
		501-1000 tons		\$55.90
		1001-3000 tons		\$54.40
		3001 and greater tons		\$54.40
AC-3	403-13	3 Binder (Dense)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons		\$63.30
		501-1000 tons		\$63.30
		1001-3000 tons		\$61.80
		3001 and greater tons		\$61.80
AC-4	403-14	4 Binder (Open)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons		\$57.50
		501-1000 tons		\$57.50
		1001-3000 tons		\$56.00
		3001 and greater tons		\$56.00
		<b><u>Delivered to Southwest Quad.</u></b>		
		1001-3000 tons		\$64.75
AC-5	403-15	5 Shim (Course)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons		\$78.20
		501-1000 tons		\$78.20
		1001-3000 tons		\$76.70
		3001 and greater tons		\$76.70
AC-6	403-16	6 Top (State Top)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons		\$69.10
		501-1000 tons		\$69.10
		1001-3000 tons		\$67.60
		3001 and greater tons		\$67.60
AC-7	403-17	6F Top (High Friction)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons		\$69.10
		501-1000 tons		\$69.10
		1001-3000 tons		\$67.60
		3001 and greater tons		\$67.60
AC-8	403-18	7 Top (Armor Coat)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons		\$71.60
		501-1000 tons		\$71.60
		1001-3000 tons		\$70.10
		3001 and greater tons		\$70.10
AC-9	403-19	7F Top (Friction Armor Coat)		
		<b><u>Loaded in truck @ plant</u></b>		
		0-500 tons		\$71.60
		501-1000 tons		\$71.60
		1001-3000 tons		\$70.10
		3001 and greater tons		\$70.10

AC-11	403-21 Truing & Leveling Plant Mix Stockpile Patching Materials (Reg)	<b><u>Loaded in truck @ plant</u></b>	
		0-500 tons	\$71.60
		501-1000 tons	\$71.60
		1001-3000 tons	\$70.10
		3001 and greater tons	\$70.10
		<b><u>Delivered to Southwest Quad.</u></b>	
		0-500 tons	\$80.35
		501-1000 tons	\$80.35
		1001-3000 tons	\$78.85
		3001 and greater tons	\$78.85
AC-12	Plant Mixed Stockpile Patching Materials (modified)	<b><u>Loaded in truck @ plant</u></b>	
		0-500 tons	\$125.00
		501-1000 tons	\$125.00
		1001-3000 tons	\$124.00
		3001 and greater tons	\$124.00
		<b><u>Delivered to Southwest Quad.</u></b>	
		0-500 tons	\$133.75
		501-1000 tons	\$133.75
		1001-3000 tons	\$132.75
		3001 and greater tons	\$132.75
AC-20	P-401 Airport Top	<b><u>Loaded in truck @ plant</u></b>	
		0-500 tons	\$67.10
		501-1000 tons	\$67.10
		1001-3000 tons	\$65.60
		3001 and greater tons	\$65.60
		<b><u>Delivered to Southwest Quad.</u></b>	
		0-500 tons	\$75.85
		501-1000 tons	\$75.85
		1001-3000 tons	\$74.35
		3001 and greater tons	\$74.35
AC-21	No. 1 Commercial Binder	<b><u>Loaded in truck @ plant</u></b>	
		0-500 tons	\$67.10
		501-1000 tons	\$67.10
		1001-3000 tons	\$65.60
		3001 and greater tons	\$65.60

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

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

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

6 - 15 miles above + \$.20/net ton mile

16 - 50 miles above + \$.20/net ton mile



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

price/ton loaded in truck at Plant

<u>Index</u>	<u>Description</u>	<u>2014 Rate</u>
<u>No.</u>		
AC-13	Cold Mix Stockpile Patching Materials	
	<b><u>Loaded in truck @ plant</u></b>	
	0-500 tons	\$96.33
	501-1000 tons	\$92.84
	1001-3000 tons	\$90.59
	3001 and greater tons	\$90.59

SUIT-KOTE CORPORATION  
 1911 Lorings Crossing Road  
 Cortland, New York 13045

price/ton loaded in truck at Plant at Jamestown location

<u>Index</u>	<u>Description</u>	<u>2014 Rate</u>
<u>No.</u>		
AC-14	Cold Mix Bituminous Pavement (open graded)	
	<b><u>Loaded in truck @ plant</u></b>	
	0-500 tons	\$75.11
	501-1000 tons	\$63.64
	1001-3000 tons	\$62.61
	3001 and greater tons	\$61.47
AC-15	Type 1 (Surface Course)	
	<b><u>Loaded in truck @ plant</u></b>	
	0-500 tons	\$78.87
	501-1000 tons	\$68.45
	1001-3000 tons	\$68.16
	3001 and greater tons	\$66.49
AC-16	Type 2 (Intermediate)	
	<b><u>Loaded in truck @ plant</u></b>	
	0-500 tons	\$73.36
	501-1000 tons	\$63.49
	1001-3000 tons	\$62.53
	3001 and greater tons	\$59.52
AC-17	Type 3 (Base Course)	
	<b><u>Loaded in truck @ plant</u></b>	
	0-500 tons	\$74.74
	501-1000 tons	\$64.08
	1001-3000 tons	\$61.33
	3001 and greater tons	\$59.77

*Asphalt Concrete:*

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

Nine sets of specifications were sent out.

Six bids were received.

LIQUID BITUMINOUS MATERIALS

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

<u>Index No.</u>	<u>Description:</u> <u>(Without Guarantee)</u>	<u>2014 Rate</u>
LBM-1	MC-30	\$ 3.79
LBM-2	MC-70	\$ 3.79
LBM-7	CRS-1	\$2.594
LBM-12	CRS-2L	\$ 2.82
LBM-16A	HFMS-2GH	\$3.073
LBM-17	CMS-1H	\$2.951
LBM-19	CMS-2H	\$2.971
LBM-20	CSS-1	\$2.731
LBM-26	35% Calcium Chloride Solution (applied)	\$ 1.45
LBM-30	Dust Control Emulsion AEDC (applied)	\$1.782
LBM-32	Crack Sealing	\$15.00
<u>(With Two-Year Guarantee)</u>		
GLBM-1	MC-30	\$ 3.79
GLBM-2	MC-70	\$ 3.79
GLBM-7	CRS-1	\$2.594
GLBM-12	CRS-2L	\$ 2.82
LBM-16A	HFMS-2GH	\$3.073
GLBM-17	CMS-1H	\$2.951
GLBM-19	CMS-2H	\$2.971
GLBM-20	CSS-1	\$2.731
GLBM-32	Crack Sealing	\$15.00

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

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

<u>Item</u>	<u>2014 Rate</u>
Pugmill	\$.21/gal. not to exceed \$2100/day
Mix Paver	\$.27/gal. not to exceed \$2700/day
Automated Paver	No bid
Self-Propelled Aggregate Spreader	\$.20/gal. not to exceed \$2000/day
Or	
Self-Propelled Aggregate Spreader	\$250/hour not to exceed \$2000/day
Variable Width Aggregate Spreader	\$.20/gal. not to exceed \$2000/day
Or	
Variable Width Aggregate Spreader	\$250/hour not to exceed \$2000/day
Milling Machine	4 foot width: \$742/hour not to exceed \$5200/day
	6 foot width: No bid
	7 foot width: \$742/hour not to exceed \$5200/day
	10 foot width: \$757/hour not to exceed \$5300/day
	11 foot width: \$757/hour not to exceed \$5300/day
Pulveration Only	\$650/hour not to exceed \$5000/day

Distributor Rental for Spray Patching or Tack Coat Application with Operator

0-1000 gallon/day	\$135/hour
1001-2000 gallon/day	\$130/hour
2001-3000 gallon/day	\$125/hour

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

<u>Index No.</u>	<u>Description:</u> <u>(Without Guarantee)</u>	<u>2014 Rate</u>
LBM-6	RS-1	\$ 2.594
LBM-8	RS-2	\$ 2.644
LBM-9	HFRS-2	\$ 2.644
LBM-10	HFRS-2P	\$ 2.870
LBM-14	MS-2	\$ 2.971
LBM-15	HFMS-2	\$ 2.971
LBM-16A	HFMS-2GH	\$ 3.073
LBM-23	Winter Mix HFMS-2	\$ 3.101
LBM-24	Summer Stock Pile HFMS-2P	\$ 3.081
LBM-25	Recycle HFMS-R	\$ 2.991
LBM-26	35% Calcium Chloride Solution (applied)	\$ 1.450
LBM-30	Dust Control Emulsion AEDC (applied)	\$ 1.782
LBM-31	Crack Filling	\$13.977
<u>(With Two-Year Guarantee)</u>		
GLBM-6	RS-1	\$ 2.594
GLBM-8	RS-2	\$ 2.644
GLBM-9	HFRS-2	\$ 2.644
GLBM-10	HFRS-2P	\$ 2.870
GLBM-14	MS-2	\$ 2.971
GLBM-15	HFMS-2	\$ 2.971
GLBM-16A	HFMS-2GH	\$ 3.073
GLBM-23	Winter Mix HFMS-2	\$ 3.101
GLBM-24	Summer Stock Pile HFMS-2P	\$ 3.081
GLBM-25	Recycle HRMS-R	\$ 2.991
GLBM-31	Crack Filling	\$13.977

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

**Additional Bids:**

HFMS-2MP	High Float Medium Set Emulsion formulated-Cold Mix Paving	\$2.941/gal.
HFMS-2ST	High Float Medium Set Emulsion formulated-Surface Treating over Gravel	\$2.624/gal.
DCA-2000	Dust Control Alternate	\$1.769/gal.
HFRS-2SE	High Float Rapid Set Emulsion formulated-Limestone	\$2.499/gal.
Type III Recycling, Single Grid	10,000 sq. yd. min., 10 ft head plus emulsion	\$0.513/sq.yd

Mobilization \$500.00

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

<u>Item</u>	<u>2014 Rate</u>
Pugmill	\$.21/gal. not to exceed \$2100/day
Mix Paver	\$.27/gal. not to exceed \$2700/day
Automated Paver	\$.28/gal. not to exceed \$2800/day
Self-Propelled Aggregate Spreader	\$.20/gal. not to exceed \$2000/day

Or	
Self-Propelled Aggregate Spreader	\$250/hour not to exceed \$2000/day
Variable Width Aggregate Spreader	\$.20/gal. not to exceed \$2000/day
Or	
Variable Width Aggregate Spreader	\$250/hour not to exceed \$2000/day
Milling Machine	4 foot width: \$650/hour not to exceed \$5200/day
	6 foot width: \$650/hour not to exceed \$5200/day
	7 foot width: \$650/hour not to exceed \$5200/day
	10 foot width: \$687.50/hour not to exceed \$5500/day
	11 foot width: \$687.50/hour not to exceed \$5500/day
Pulverization Only	\$643.75/hour not to exceed \$5150/day
<u>Distributor Rental for Spray Patching or Tack Coat Application with Operator</u>	
	0-1000 gallon/day \$140/hour
	1001-2000 gallon/day \$135/hour
	2001-3000 gallon/day \$130/hour

RUSSELL STANDARD CORP.  
P.O. Box 86  
Union City, Pennsylvania 16438

<u>Index No.</u>	<u>Description:</u> <u>(Without Guarantee)</u>	<u>2014 Rate</u>
LBM-11	CRS-2	\$ 2.53
LBM-13	CRS-2P	\$ 2.77
LBM-16	HFMS-2H	\$ 2.97
LBM-18	CMS-2	\$ 2.92
LBM-21	CSS-1H	\$ 2.65
LBM-22	Tackcoat	\$ 5.94
	<u>(With Two-Year Guarantee)</u>	
GLBM-11	CRS-2	\$ 2.53
GLBM-13	CRS-2P	\$ 2.77
GLBM-16	HFMS-2H	\$ 2.97
GLBM-18	CMS-2	\$ 2.92
GLBM-21	CSS-1H	\$ 2.65
GLBM-22	Tackcoat	\$ 5.94

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

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

<u>Item</u>	<u>2014 Rate</u>
Pugmill	\$.22/gal. not to exceed \$2200/day
Mix Paver	No bid
Automated Paver	No bid
Self-Propelled Aggregate Spreader	\$.24/gal. not to exceed \$2400/day
Or	
Self-Propelled Aggregate Spreader	No bid
Variable Width Aggregate Spreader	\$.24/gal. not to exceed \$2400/day
Or	
Variable Width Aggregate Spreader	No bid
<u>Distributor Rental for Spray Patching or Tack Coat Application with Operator</u>	
	0-1000 gallon/day \$134/hour
	1001-2000 gallon/day \$130/hour
	2001-3000 gallon/day \$126/hour

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

<u>Index No.</u>	<u>Description:</u> <u>(Without Guarantee)</u>	<u>2014 Rate</u>
LBM-27	32% Calcium Chlor. Sol. To County Storage	\$1.20

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

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

<u>Item</u>	<u>2014 Rate</u>
Milling Machine	8 hour minimum
	3-4 foot width: \$390/hour not to exceed \$3900/day
	8 hour minimum
	5 foot width: \$420/hour not to exceed \$4200/day
<u>Distributor Rental for Spray Patching or Tack Coat Application with Operator</u>	
	0-1000 gallon/day \$110/hour
	1001-2000 gallon/day \$110/hour
	2001-3000 gallon/day \$110/hour

\* \$3.50 per gallon of Tack Coat

LAKE SHORE PAVING, INC.  
7 Osmer Street  
Jamestown, New York 14701

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

<u>Item</u>	<u>2014 Rate</u>
Milling Machine	4 foot width: \$450/hour not to exceed \$3400/day
Pulverization Only	\$450/hour not to exceed \$3400/day
<u>Distributor Rental for Spray Patching or Tack Coat Application with Operator</u>	
	0-1000 gallon/day \$130/hour
	1001-2000 gallon/day \$130/hour
	2001-3000 gallon/day \$130/hour

DECCA PAVING, INC.  
1007 Chili Avenue  
Rochester, New York 14611

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

<u>Item</u>	<u>2014 Rate</u>
Milling Machine	10 hour maximum
	4 foot width: \$600/hour not to exceed \$3200/day
Pulverization Only	10 hour maximum
	\$800/hour not to exceed \$4500/day

*Liquid Bituminous Materials*  
Option Without Guarantee:

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

Fifteen sets of specifications were sent out.  
Nine bids were received.

Option With Guarantee:

No State Bid.

Fourteen sets of specifications were sent out.

Nine bids were received.

### **MICRO-SURFACING OF EXISTING PAVEMENT**

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

<u>Prices Per Ton:</u>	<u>2014 Rate</u>
<u>Quantities</u>	
Quantities to be placed under 100 ton	\$298.00
Quantities to be placed 101 - 300 ton	\$201.29
Quantities to be placed 301 - 500 ton	\$186.12
Quantities to be placed over 500 ton	\$173.82

*Micro Surfacing:*

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

Five sets of specifications were sent out.

One bid was received.

### **COLD IN-PLACE RECYCLING OF BITUMINOUS PAVEMENT**

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

### **PROJECTS BETWEEN 5,000 & 9,999 SQUARE YARDS**

#### **In-Place Recycling with Emulsified Asphalt**

<u>(Cutting Depth) Price / Sq. Yard</u>	<u>Type 1 Prices/sq. yd.</u>	<u>Type II Prices/sq. yd.</u>
(1a) 1" up to, but not including 3"	No Bid	\$2.54
(1b) 3" up to, but not including 6"	No Bid	\$2.67
(1c) 6" up to 12"	No Bid	No bid
<u>Additive</u>	<u>Price/Gallon</u>	<u>Price/Gallon</u>
(2) Additive: HFMS-2 Type delivered and added to Mix	No Bid	\$2.755
<u>Total Square Yard Price for Recycling:</u>		
Using 1 Gallon per square yard of Additive:	(1a+2) = (3a) No Bid	\$5.295
	(1b+2) = (3b) No Bid	\$5.425
	(1c+2) = (3c) No bid	No bid

Alternate/Ton: Add for Contractor supplying Aggregate as described in Section 8.a.2 page 14 of bid specifications \$23.00

**PROJECTS 10,000 SQUARE YARDS AND GREATER**

**In-Place Recycling with Emulsified Asphalt**

<u>(Cutting Depth) Price / Sq. Yard</u>		<u>Type I</u> <u>Prices/sq. yd.</u>	<u>Type II</u> <u>Prices/sq. yd.</u>
(1a) 1" up to, but not including 3"		No Bid	\$2.16
(1b) 3" up to, but not including 6"		No Bid	\$2.21
(1c) 6" up to 12"		No Bid	No bid
<u>Additive</u>		<u>Price/Gallon</u>	<u>Price/Gallon</u>
(2) Additive: HFMS-2 Type delivered and added to Mix		No Bid	\$2.755
<u>Total Square Yard Price for Recycling:</u>			
Using 1 Gallon per square yard of Additive:	(1a+2) = (3a)	No Bid	\$4.915
	(1b+2) = (3b)	No Bid	\$4.965
	(1c+2) = (3c)	No bid	No bid

Alternate/Ton: Add for Contractor supplying Aggregate as described in Section 8.a.2 page 14 of bid specifications \$23.00

**FULL DEPTH RECLAMATION - TYPE III RECYCLING**

<u>(Cutting Depth) Price / Sq. Yard</u>		<u>w/Emulsified</u> <u>Asphalt</u> <u>Price/sq.yd.</u>	<u>w/33%Calcium</u> <u>Chloride Solution</u> <u>Price/sq.yd.</u>
(1a) 6" or less		-	\$.90
(1b) Over 6"		\$.95	\$.95
(2) Additive delivered & added to mix		\$2.755/gal	\$1.30/gal
<u>Total Square Yard Price for Recycling:</u>			
Using 1 Gallon per square yard of Additive	(1a+2=3a)	-	\$2.20
	(1b+2=3b)	\$3.705	\$2.25
<u>Alternate:</u> Add amount if contractor supplies the aggregate and water			
Aggregate / Ton	\$23.00		
Water / Gallon	\$.050		
<u>Pulverize Only: (Cutting Depth) Price / Sq. Yard</u>			
6" or less		\$ .85	

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

**PROJECTS BETWEEN 5,000 & 9,999 SQUARE YARDS**

**In-Place Recycling with Emulsified Asphalt**

<u>(Cutting Depth) Price / Sq. Yard</u>		<u>Type I</u> <u>Prices/sq. yd.</u>	<u>Type II</u> <u>Prices/sq. yd.</u>
(1a) 1" up to, but not including 3"		No Bid	\$2.540
(1b) 3" up to, but not including 6"		No Bid	\$2.670

(1c) 6" up to 12"	No Bid	No bid
<u>Additive</u>	<u>Price/Gallon</u>	<u>Price/Gallon</u>
(2) Additive: HFMS-2 Type delivered and added to Mix	No Bid	\$2.755
<u>Total Square Yard Price for Recycling:</u>		
Using 1 Gallon per square yard of Additive:	(1a+2) = (3a)	No Bid \$5.295
	(1b+2) = (3b)	No Bid \$5.425
	(1c+2) = (3c)	No bid No bid
Alternate/Ton: Add for Contractor supplying Aggregate as described in Section 8.a.2 page 14 of bid specifications		\$23.00

**PROJECTS 10,000 SQUARE YARDS AND GREATER****In-Place Recycling with Emulsified Asphalt**

	<u>Type 1</u>	<u>Type II</u>
<u>(Cutting Depth) Price / Sq. Yard</u>	<u>Prices/sq. yd.</u>	<u>Prices/sq. yd.</u>
(1a) 1" up to, but not including 3"	No Bid	\$2.160
(1b) 3" up to, but not including 6"	No Bid	\$2.210
(1c) 6" up to 12"	No Bid	No bid
<u>Additive</u>	<u>Price/Gallon</u>	<u>Price/Gallon</u>
(2) Additive: HFMS-2 Type delivered and added to Mix	No Bid	\$2.755
<u>Total Square Yard Price for Recycling:</u>		
Using 1 Gallon per square yard of Additive:	(1a+2) = (3a)	No Bid \$4.915
	(1b+2) = (3b)	No Bid \$4.965
	(1c+2) = (3c)	No bid No bid
Alternate/Ton: Add for Contractor supplying Aggregate as described in Section 8.a.2 page 14 of bid specifications		\$23.00

**FULL DEPTH RECLAMATION TYPE III RECYCLING**

	<u>w/Emulsified</u>	<u>w/33%Calcium</u>
<u>(Cutting Depth) Price / Sq. Yard</u>	<u>Asphalt</u>	<u>Chloride Solution</u>
	<u>Price/sq.yd.</u>	<u>Price/sq.yd.</u>
(1a) 6" or less	\$.848	\$.90
(1b) Over 6"	\$.950	\$.95
(2) Additive delivered & added to mix	\$2.755/gal	\$1.30/gal
<u>Total Square Yard Price for Recycling:</u>		
Using 1 Gallon per square yard of Additive	(1a+2=3a)	\$3.603 \$2.200
	(1b+2=3b)	\$3.705 \$2.250
<u>Alternate:</u> Add amount if contractor supplies the aggregate and water		
Aggregate / Ton	\$23.00	\$23.00
Water / Gallon	\$.050	\$.099
<u>Pulverize Only: (Cutting Depth) Price / Sq. Yard</u>		
6" or less	\$.85	\$.85
Over 6"		\$.85



*Cold In-Place Recycling of Bituminous Pavement:*

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

Five sets of specifications were sent out.

Two bids were received.

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

640 Young Street

P. O. Box 388

Tonawanda, New York 14151

**Bid Item #1 – Travel Way/Pavement**

Aggregates: Per Square Yard "Applied"

<u>Description</u>	<u>2014 Rate</u>
No. 1ST Crushed Gravel	\$.487
No. 1A Crushed Gravel	\$.459
No. 1ST Crushed Limestone	\$.722
No. 1A Crushed Limestone	\$.360

**Bid Item #2 – Stabilized Shoulder (2 coats)**

Aggregates: Per Square Yard "Applied"

No. 1 Crushed Gravel	\$.803
No. 1ST Crushed Gravel	\$.803
No. 1A Crushed Gravel	\$.772
No. 1 Crushed Limestone	\$.968
No. 1ST Crushed Limestone	\$.968
No. 1A Crushed Limestone	-

**Bid Item #3 – Stabilized Shoulder (1 coat)**

Aggregates: Per Square Yard "Applied"

No. 1A Crushed Gravel	\$.747
No. 1A Crushed Limestone	\$.955

**Bituminous Materials: Per Gallon "Applied"**

HFMS-2	\$2.811
RS-2	\$2.484
CRS-2	\$2.464
HFRS-2	\$2.484
HFRS-2P	\$2.710
CRS-2P	\$2.690

**SUIT-KOTE JAMESTOWN, DIVISION**

OF SUIT-KOTE CORPORATION

57 Lister Street

Jamestown, New York 14701

**Bid Item #2 – Stabilized Shoulder (2 coats)**

Aggregates: Per Square Yard "Applied"

No. 1A Crushed Limestone	<u>2014 Rate</u> \$.764
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*Surface Treating:*

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

Six sets of specifications were sent out.

Two bids were received.

**PAVER PLACED CHIP SEAL***MIDLAND ASPHALT MATERIALS CORP.*

640 Young Street

P. O. Box 388

Tonawanda, New York 14151

price per square yard

Square Yard Range2014 Rate

Type A: 1/4 inch

5,000 – 15,000 square yards

\$5.43

15,001 – 30,000 square yards

\$5.09

30,001 square yards plus

\$4.99

Type C: 1/2 inch

5,000 – 15,000 square yards

\$5.39

15,001 – 30,000 square yards

\$5.05

30,001 square yards plus

\$4.95

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

If County furnishes and operates compaction equipment	deduct	\$ .08
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If County furnishes hauling of Hot Mix from Plant to laydown machine	deduct	\$ .20
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If County furnishes traffic control	deduct	\$ .22
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*Paver Placed Chip Seal:*

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

Four sets of specifications were sent out.

One bid was received.

**HOT IN-PLACE RECYCLING OF EXISTING ASPHALT PAVEMENT***HIGHWAY REHABILITATION CORP.*

2258 Route 22

Brewster, New York 10509

Price Per Square Yard

<u>Item No.</u>	<u>Size of Product With/Without Roller &amp; Operator</u>	<u>2014 Rate</u>
#1	Less than 20,000 square yards WITH roller & operator	\$5.28
1A	Less than 20,000 square yards WITHOUT roller & operator	\$5.20
#2	Greater than 20,000 sq.yds. WITH roller & operator	\$4.28
#2A	Greater than 20,000 sq.yds. WITHOUT roller & operator	\$4.20
#3	With traffic control, ADD to all items above	\$0.24

*Hot In-Place Recycling of Existing Asphalt Pavement:*

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

Five sets of specifications were sent out.

One bid was received.

**FIBER REINFORCED BITUMINOUS MEMBRANE SURFACE TREATMENT****MIDLAND ASPHALT MATERIALS CORP.**

640 Young Street

P. O. Box 388

Tonawanda, New York 14151

## Price Per Square Yard

<u>Item</u>	<u>Description</u>	<u>2014 Rate</u>
Fibermat Type A	1 – 5,000 sq. yd. per day	\$2.89
	5,001-10,000 sq. yd. per day	\$2.27
	10,001- 20,000 sq. yd. per day	\$2.02
	20,001 & greater sq. yd. per day	\$1.92
Fibermat Type B	1 – 5,000 sq. yd. per day	\$2.84
	5,001-10,000 sq. yd. per day	\$2.22
	10,001- 20,000 sq. yd. per day	\$1.97
	20,001 & greater sq. yd. per day	\$1.87
Options: Per Sq. Yd.	Add if contractor furnishes the following:	ADD
1. If Contractor furnishes & delivers aggregate to aggregate spreader		
	1 – 5,000 sq. yd. per day	\$ .22
	5,001-10,000 sq. yd. per day	\$.205
	10,001- 20,000 sq. yd. per day	\$ .19
	20,001 & greater sq. yd. per day	\$.175
2. If Contractor furnishes & operates self-propelled aggregate spreader		
	1 – 5,000 sq. yd. per day	\$ .36
	5,001-10,000 sq. yd. per day	\$ .18
	10,001- 20,000 sq. yd. per day	\$ .05
	20,001 & greater sq. yd. per day	\$ .05
3. If Contractor furnishes & operates pneumatic tired roller (per roller)		
	1 – 5,000 sq. yd. per day	\$ .29
	5,001-10,000 sq. yd. per day	\$ .16
	10,001- 20,000 sq. yd. per day	\$.085
	20,001 & greater sq. yd. per day	\$.045
4. If Contractor furnishes Maintenance & Protection of Traffic as per MUTCD		
	1 – 5,000 sq. yd. per day	\$ .33
	5,001-10,000 sq. yd. per day	\$.175
	10,001- 20,000 sq. yd. per day	\$ .14
	20,001 & greater sq. yd. per day	\$ .09
5. If Contractor furnishes and operates a steel wheeled roller (Per Roller)		
	1 – 5,000 sq. yd. per day	\$ .29
	5,001-10,000 sq. yd. per day	\$ .16

10,001- 20,000 sq. yd. per day	\$ .085
20,001 & greater sq. yd. per day	\$ .045

6. If Contractor furnishes and operates a self-propelled broom or vacuum sweeper

1 – 5,000 sq. yd. per day	\$ .27
5,001-10,000 sq. yd. per day	\$.155
10,001- 20,000 sq. yd. per day	\$ .08
20,001 & greater sq. yd. per day	\$ .04

*Fiber Reinforced Bituminous Membrane Surface Treatment*

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

Four sets of specifications were sent out.

One bid was received.

**HOT MIX ASPHALT IN-PLACE PAVING PROJECTS**

*D & H EXCAVATING, INC.*

11939 Route 98 South

Arcade, New York 14009

Price Is Per Ton In-Place Applied In One Working Day

<u>Quantities Applied</u>	<u>NE Quad.</u>	<u>NW Quad.</u>	<u>SE Quad.</u>	<u>SW Quad.</u>
Projects: 50 – 100 Tons	\$155.00	\$155.00	\$155.00	\$155.00

Cost Per Ton – If County Provides The Traffic Control

Projects: Less than 50 Tons	\$225.00	\$225.00	\$225.00	\$225.00
Projects: 501 Tons and Greater			\$ 91.00	

*LAKE SHORE PAVING*

7 Osmer Street

Jamestown, New York 14701

Price Is Per Ton In-Place Applied In One Working Day

<u>Quantities Applied</u>	<u>NE Quad.</u>	<u>NW Quad.</u>	<u>SE Quad.</u>	<u>SW Quad.</u>
Projects: 50 – 100 Tons	\$155.00	\$155.00	\$155.00	\$155.00
Projects: 101 – 500 Tons	\$ 95.00	\$ 96.00	\$ 96.00	\$ 95.00

Cost Per Ton – If County Provides The Traffic Control

Projects: 101 – 500 Tons	\$ 92.00	\$ 93.00	\$ 93.00	\$ 92.00
Projects: 501 Tons and Greater			\$ 91.00	\$ 90.00

*NORTHEAST DIVERSIFICATION, INC.*

d/b/a Northeast Paving

2 Cadby Industrial Park

Lancaster, New York 14086

Price Is Per Ton In-Place Applied In One Working Day

<u>Quantities Applied</u>	<u>NE Quad.</u>	<u>NW Quad.</u>	<u>SE Quad.</u>	<u>SW Quad.</u>
Projects: Less than 50 Tons	\$252.00	\$252.00	\$252.00	\$252.00
Projects: 50 – 100 Tons	\$155.00	\$155.00	\$155.00	\$155.00
Projects: 501 Tons and Greater	\$ 92.00	\$ 92.00	\$ 92.00	\$ 92.00

Cost Per Ton – If County Provides The Traffic Control

Projects: Less than 50 Tons	\$225.00	\$225.00	\$225.00	\$225.00
Projects: 50 – 100 Tons	\$147.00	\$147.00	\$147.00	\$147.00
Projects: 501 Tons and Greater	\$ 88.00	\$ 90.00		\$ 90.00

No State Bid.

Twelve sets of specifications were sent out.

Five bids were received.

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

Adopted March 26, 2014 by voice vote.

**ACT NO. 158-2014** by Mr. Weller and Mr. Koch

**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, as amended by Act 275-2013, 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 expired December 31, 2013, and

WHEREAS, an extension of the aforementioned contract to March 15, 2014 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 \$13,000.00, 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 March 15, 2014, according to the above-described terms.

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

Adopted March 26, 2014 by voice vote.

**ACT NO. 159-2014** by Mr. Weller and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
GREENMAN-PEDERSEN, INC. FOR  
LANDFILL WATER MONITORING REPORTING AT  
FARWELL AND FIVE POINTS LANDFILLS**

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

WHEREAS, Acts 62-2012 and 107-2014 authorized contracts with TVGA Consultants and KHEOPS Engineering & Architecture, DPC, for the provision of water monitoring reporting at both the Farwell (Town of Ischua) and Five Points (Town of Mansfield) Landfills, the terms of which have expired, and

WHEREAS, the consent order agreements between the County and the New York State Department of Environmental Conservation (NYSDEC) require landfill water monitoring reporting at both the Farwell and Five Points Landfills, and

WHEREAS, the County Department of Public Works is desirous of continuing the aforementioned landfill water monitoring reporting until the New York State Department of Environmental Conservation has formulated the new sampling schedule, and

WHEREAS, Greenman-Pederson, Inc., 4950 Genesee Street, Suite 100, Buffalo, New York 14225, shall provide landfill water monitoring reporting for the Farwell and Five Points Landfills for a total amount not to exceed \$41,280.00 for the two-year period, as follows:

<u>Report</u>	<u>Report Description</u>	<u>Total Cost</u>
Farwell	2014 Landfill Reporting (3 quarterly reports and 1 quarterly/annual report)	\$9,150.00
Farwell	2015 Landfill Reporting (3 quarterly reports and 1 quarterly/annual report)	\$9,350.00
Farwell	Periodic Review Report – 2013	\$2,700.00
Farwell	Periodic Review Report – 2014	\$2,800.00
Farwell	Periodic Review Report – 2015	\$2,900.00
Farwell	Site Management Plan (one time effort)	\$4,150.00
Farwell	NYSDEC Request Letter to Change PRR Frequency (one time effort)	\$1,030.00
Five Points	2014 Landfill Reporting (1 semi-annual report and 1 semi-annual/annual report)	\$4,550.00
Five Points	2015 Landfill Reporting (1 semi-annual report and 1 semi-annual/annual report)	\$4,650.00
Total Project Cost		\$41,280.00

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 Greenman-Pedersen, Inc., for the provision of the above-described services, for a term commencing February 1, 2014 and terminating December 31, 2015, with the option of two (2) one-year renewals if mutually agreed upon by both parties, according to the above-described terms.

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

Adopted March 26, 2014 by voice vote.

**ACT NO. 160-2014** by Mr. Weller and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH NEW YORK STATE DEPARTMENT OF AGRICULTURE AND  
MARKETS FOR PETROLEUM PRODUCT QUALITY PROGRAM**

Pursuant to Section 179 of the Agriculture and Markets Law,  
1 NYCRR Section 224.16 and Section 450 of the County Law.

WHEREAS, Act 404-2004 authorized a contract with the New York State Department of Agriculture and Markets for the Petroleum Product Quality Program, the term of which expires March 31, 2014, and

WHEREAS, the County has been awarded additional funding in the amount of \$7,000.00, for a total contract amount of \$57,690.00, for the period April 1, 2004 through March 31, 2014, and

WHEREAS, a contract amendment is necessary in order to receive the additional \$7,000.00, 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 the New York State Department of Agriculture and Markets, for additional funding for the Petroleum Product Quality Program, for an original contract term commencing April 1, 2004 and terminating March 31, 2014, according to the above-described terms.

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

Adopted March 26, 2014 by voice vote.

**ACT NO. 161-2014** by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
THE REHABILITATION CENTER, INC., TRANSFERRING CONTROL, MANAGEMENT  
AND OPERATION OF LINWOOD CENTER ADULT DAY SERVICES  
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Aging)**

Pursuant to Older Americans Act Title III-E and  
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 63-2011, as amended by Acts 71-2012, 183-2012 and 611-2013, authorized a contract with The Rehabilitation Center, Inc., for the operation of the Linwood Center adult day services, subject to the continued management and control of the Department of Aging, and

WHEREAS, effective *May*<sup>1</sup> 1, 2014, The Rehabilitation Center, Inc., will take over the total management, operation and control of the Linwood Center, and

WHEREAS, the Department of Aging shall transfer a portion of EISEP, Title III-E and CSE funding relating to the Linwood Center, totaling \$60,000.00, to The Rehabilitation Center, Inc., and

WHEREAS, the Department of Aging will continue to provide case management and monitoring services as required by the NYS Office for the Aging (NYSOFA) funding for the Linwood Center beyond May<sup>1</sup> 1, 2014, and

WHEREAS, this program is 38% federal, 44% state and 18% county funded, and

WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with The Rehabilitation Center, Inc., for the transfer of the Linwood Center, for a term commencing May<sup>1</sup> 1, 2014 and terminating March 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 Accounts:

A.677.6722.0000.41016	Day Care Management	\$ 7,845.00
A.677.6725.0000.41016	Day Care Management	\$19,612.00
A.677.6751.6951.41016	Day Care Management	\$19,612.00

Increase Appropriation Accounts:

A.677.6722.0000.41631	Contracted Day Care Services	\$ 7,845.00
A.677.6725.0000.41631	Contracted Day Care Services	\$19,612.00
A.677.6751.6951.41631	Contracted Day Care Services	\$19,612.00.

Approved by 8 members of the Finance Committee and 5 members of the Senior Services Committee.

<sup>1</sup>MR. FELTON moved, seconded by Mr. Teachman, to amend as follows: In the Second and Fourth Whereas and the First Resolved, delete: "April", and replace with: "May". Carried.

Adopted, as amended, March 26, 2014 by voice vote. Mrs. Labuhn and Mr. Padlo abstained from vote.

**ACT NO. 162-2014** by Mr. Marsh  
and Mr. Teachman and Mr. Lamberson<sup>1</sup>

**APPROVING AMENDED CONTRACT BETWEEN  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND  
CATTARAUGUS COUNTY CHAPTER NYSARC, INC. AND  
THE CATTARAUGUS REHABILITATION CENTER, INC. FOR PROVISION OF SERVICES  
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Community Services)**

Pursuant to Section 75.13 of the Mental Hygiene Law and  
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 55-2014 authorized approval of a contract with the Cattaraugus County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New



York 14760, for the provision of comprehensive programs and service facilities for the mentally ill, developmentally disabled, and physically handicapped residents of Cattaraugus County, the term of which expires December 31, 2014, and

WHEREAS, the County Department of Aging is transferring the Linwood Adult Day Care Program to the Cattaraugus Rehabilitation Center, Inc., and

WHEREAS, the County Department of Community Services is desirous of amending the aforementioned contract with The Cattaraugus Rehabilitation Center, Inc., to include state aid for Adult Day Care services which were previously managed by the Cattaraugus County Department of Aging, and

WHEREAS, the Department of Community Services shall include OMH funding not to exceed \$51,279.00<sup>2</sup> and OPWDD funding not to exceed \$32,015.00<sup>2</sup>, for a total amount of funding not to exceed \$83,294.00<sup>2</sup> for the period May<sup>2</sup> 1, 2014 through December 31, 2014, and

WHEREAS, this program is 100% state funded, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to accommodate the additional funding, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract for the year 2014, between the Cattaraugus County Community Services Board and Cattaraugus County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2014 and terminating December 31, 2014, 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.431.4370.0000.48307.1	DOA: State Aid Pass-Through OMH	\$51,279.00
A.431.4370.0000.48307.2	DOA: State Aid Pass-Through OPWDD	\$32,015.00

*Increase Estimated Revenue Accounts:*

A.434.4322.2720.3490.034J	Rehabilitation Center, State Aid: OMH	\$51,279.00
A.434.4322.0330.3491.620	Rehabilitation Center, State Aid: OPWDD	\$15,265.00
A.434.4322.0330.3491.OT620	Rehabilitation Center, State Aid: OPWDD	\$16,750.00

*Increase Appropriation Accounts:*

A.434.4322.2720.42020.034J	Rehabilitation Center Non-Medicaid Care Coord.	\$51,279.00
A.434.4322.0330.42020.620	Rehabilitation Center Day Training	\$15,265.00
A.434.4322.0330.42020.OT620	Rehabilitation Center Day Training	\$16,750.00

*Decrease Estimated Revenue Accounts:*

A.431.4370.0000.3490.034J	DOA: State Aid OMH Adult Case Mgt & ACT	\$51,279.00
A.431.4370.0000.3491.620	DOA: State Aid OMRDD Chapter 620	\$15,265.00
A.431.4370.0000.3491.OT620	DOA: State Aid OMRDD Other Than 620	\$16,750.00 <sup>2</sup> .

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

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Mr. Teachman and Mr. Lamberson".

<sup>2</sup>MR. TEACHMAN moved, seconded by Ms. Vickman, to amend as follows: In the Fourth Whereas, delete: "\$57,689.00", and replace with: "\$51,279.00; delete: "\$36,018.00", and replace with: "\$32,015.00"; delete: "\$93,707.00", and replace with: "\$83,294.00; delete: "April", and replace with: "May"; and delete the Fourth Resolved, and replace with: "RESOLVED, that the County Administrator is hereby directed to make the following budgetary changes:

Decrease Appropriation Accounts:

A.431.4370.0000.48307.1	DOA: State Aid Pass-Through OMH	\$51,279.00
A.431.4370.0000.48307.2	DOA: State Aid Pass-Through OPWDD	\$32,015.00

Increase Estimated Revenue Accounts:

A.434.4322.2720.3490.034J	Rehabilitation Center, State Aid: OMH	\$51,279.00
A.434.4322.0330.3491.620	Rehabilitation Center, State Aid: OPWDD	\$15,265.00
A.434.4322.0330.3491.OT620	Rehabilitation Center, State Aid: OPWDD	\$16,750.00

Increase Appropriation Accounts:

A.434.4322.2720.42020.034J	Rehabilitation Center Non-Medicaid Care Coord.	\$51,279.00
A.434.4322.0330.42020.620	Rehabilitation Center Day Training	\$15,265.00
A.434.4322.0330.42020.OT620	Rehabilitation Center Day Training	\$16,750.00

Decrease Estimated Revenue Accounts:

A.431.4370.0000.3490.034J	DOA: State Aid OMH Adult Case Mgt & ACT	\$51,279.00
A.431.4370.0000.3491.620	DOA: State Aid OMRDD Chapter 620	\$15,265.00
A.431.4370.0000.3491.OT620	DOA: State Aid OMRDD Other Than 620	\$16,750.00."

Carried.

Adopted, as amended, March 26, 2014 by voice vote. Mrs. Labuhn and Mr. Padlo abstained from vote.

**ACT NO. 163-2014** by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH THE REHABILITATION CENTER, INC.  
FOR SENIOR NUTRITION PROGRAM MEALS AT  
LINWOOD SOCIAL ADULT DAY PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Aging sponsors Senior Nutrition Program Meals, in the federally funded Nutrition Program for the elderly which provides meals and other approved services

related to the provision of meals for residents of Cattaraugus County aged 60 and over and/or their spouses regardless of their age, and

WHEREAS, social day care, transportation, and congregate meal services qualify as additional services provided under Federal waiver to address other currently unmet social, nutritional and environmental needs of residents, and

WHEREAS, The Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, is desirous of purchasing meals from the County Department of Aging Senior Nutrition Program for the participants of the Linwood Social Adult Day Program who are participating in the County's congregate nutrition day program, and

WHEREAS, the Department of Aging has agreed to provide the aforementioned meals, through its Senior Nutrition Program, to the Linwood Social Adult Day Program participants in accordance with the following rates:

- Congregate Meal for Breakfast      \$1.75 per meal, with current Child and Adult Care Food Program reimbursement rates
- Congregate Meal for Lunch      \$3.75 per meal, with current Child and Adult Care Food Program reimbursement rates
- Congregate Meal      \$4.50 per meal for a guest,

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 Rehabilitation Center, Inc., for the provision of the above-described meals, for a term commencing *May*<sup>1</sup> 1, 2014 and terminating March 31, 2015, according to the above-described terms.

Approved by 8 members of the Finance Committee and 5 members of the Senior Services Committee.

<sup>1</sup>MS. VICKMAN moved, seconded by Mr. Teachman, to amend as follows: In the Resolved, delete: "April", and replace with: "May". Carried.

Adopted March 26, 2014 by voice vote. Mrs. Labuhn and Mr. Padlo abstained from vote.

**ACT NO. 164-2014** by Ms. Edstrom and Mrs. Stockman  
and Mr. Teachman<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH THE REHABILITATION CENTER, INC.  
FOR SOCIAL DAY CARE PROGRAM<sup>2</sup>**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Health, through its Long-Term Home Health Care Program, hereinafter referred to as "LTHHCP", is charged with the responsibility, insofar as funds are available for the purpose, to administer such care, treatment and services in the home that might be necessary to maintain eligible patients, and

WHEREAS, social day care, transportation, and congregate meal services qualify as additional services provided under Federal waiver to address other currently unmet social, nutritional and environmental needs of the patients, and

WHEREAS, The Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, shall provide social day care services through the Linwood Center Adult Day Care Program, for an amount in accordance with the established Medicaid rate for social day care services (currently at \$38.16 per day), and <sup>2</sup>

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned services, and

WHEREAS, these programs are funded by NYS Medicaid LTHHCP, 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 Rehabilitation Center, Inc., for the provision of the above-described social day care services<sup>2</sup>, for a term commencing *May*<sup>2</sup> 1, 2014 and terminating December 31, 2015, according to the above-described terms.

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

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

<sup>2</sup>MRS. STOCKMAN moved, seconded by Ms. Edstrom, to amend as follows: "In the Title, delete: "AND HOME DELIVERED MEALS"; delete the Fourth Whereas; in the Resolved, delete: "and home delivered meals services" and delete: "April", and replace with: "May". Carried.

Adopted, as amended, March 26, 2014 by voice vote. Mrs. Labuhn and Mr. Padlo abstained from vote.

**ACT NO. 165-2014** by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH  
NEW YORK STATE OFFICE FOR THE AGING FOR VARIOUS PROGRAMS  
FOR DEPARTMENT OF AGING**

Pursuant to Title III of the Older Americans Act of 1965,  
as amended, Section 541 of the Executive Law and  
Section 95-a of the General Municipal Law.

WHEREAS, Act 54-2013 authorized the Chair to apply for, and accept, funding through the New York State Office for the Aging for the 2013 program year for various programs, and

WHEREAS, funding is available for various programs through the New York State Office for the Aging for the 2014 program year, and

WHEREAS, the County Department of Aging is desirous of applying for the following program funding:

Community Services for the Elderly (CSEP)	\$ 97,518.00
Expanded In-Home Services for the Elderly	\$221,701.00

Congregate Services Initiative (CSI)	\$ 1,722.00
Caregiver Resource Center (CRC)	\$ 19,611.00
Wellness in Nutrition (WIN)	\$212,678.00
Transportation	\$ 5,600.00
Assistance program (HIICAP)	\$ 35,568.00,

and

WHEREAS, a contract is necessary with the New York State Office for the Aging in order to accept the aforementioned funds, and

WHEREAS, four of the aforementioned programs are 100% state funded and three of the aforementioned programs are 75% state funded and 25% 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 New York State Office for the Aging, in order to apply for, and accept, the aforementioned funds, for a term commencing April 1, 2014 and terminating March 31, 2015, and be it further

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

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

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

Approved by 9 members of the Finance Committee and 6 members of the Senior Services Committee.

Adopted March 26, 2014 by voice vote.

**ACT NO. 166-2014** by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH  
NEW YORK STATE OFFICE FOR THE AGING FOR FUNDING UNDER  
VARIOUS TITLES OF THE OLDER AMERICANS ACT OF 1965, AS AMENDED**

Pursuant to Titles III-B, III-C1, III-C2, III-D and III-E of the Older Americans Act of 1965,  
as amended, Section 541 of the Executive Law and  
Section 95-a of the General Municipal Law.

WHEREAS, Act 53-2013 authorized the Chair to apply for funding through the New York State Office for the Aging for the 2013 program year, and

WHEREAS, federal funding is again available through the New York State Office for the Aging under Titles III-B, III-C1, III-C2, III-D and III-E of the Older Americans Act of 1965, as amended, for the 2014 program year, for the following programs:

- Title III-B - direct services to the senior citizens of Cattaraugus County,
- Title III-C - congregate and home delivered services and other related services to the senior citizens of Cattaraugus County,

- Title III-D - preventative services to senior citizens of Cattaraugus County, and
- Title III-E - family caregiver support program,

and

WHEREAS, it is necessary to file grant applications with the New York State Office for the Aging to obtain this funding, and

WHEREAS, the above-described programs are funded as follows:

Title III-B	- 90% federally funded	\$ 86,233.00
Title III-C1	- 90% federally funded	\$111,077.00
Title III-C2	- 90% federally funded	\$ 47,818.00
Title III-D	- 90% federally funded	\$ 5,127.00
Title III-E	- 75% federally funded	\$ 37,678.00,

now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute the necessary grant applications, on behalf of Cattaraugus County, with the New York State Office for the Aging in order to apply for, and accept, funding under Titles III-B, III-C1, III-C2, III-D and III-E for the 2014 program year, and be it further

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

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

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

Approved by 9 members of the Finance Committee and 6 members of the Senior Services Committee.

Adopted March 26, 2014 by voice vote.

**ACT NO. 167-2014** by Mr. Edwards, Mr. Marsh, Mr. Snyder, Sr.,  
Mr. Boser and Mr. Lamberson

#### **ABOLISHING ONE POSITION OF FOOD SERVICE HELPER IN THE DEPARTMENT OF AGING**

Pursuant to Section 204 of the County Law.

WHEREAS, the Vacancy Committee approved the filling of a Cook position to be filled on a full-time basis in the Department of Aging, conditioned upon the abolition of a Food Service Helper position which was previously filled on a full-time basis, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one (1) position of Food Service Helper, currently vacant, previously filled on a full-time basis, Position No. 677-145-119, in the Department of Aging.

Approved by 9 members of the Finance Committee and 6 members of the Senior Services Committee.

Adopted March 26, 2014 by voice vote.

**ACT NO. 168-2014** by Senior Services Committee:  
Ms. Vickman, Mr. Felton, Ms. Edstrom, Mr. Hale,  
Mr. Snyder, Jr., Mr. Koch and Mrs. Labuhn  
and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HEALTH ECONOMICS GROUP, INC. FOR PARTICIPATION IN NYSAC  
DENTAL NETWORK CARD PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, the New York State Association of Counties (NYSAC) sponsors a Dental Network Card Program for the residents of its member counties to provide reduced fees for dental services for any resident who is not covered by dental insurance, and

WHEREAS, the NYSAC Dental Network Card Program provides members with information they can use to locate dentists who have agreed to charge relatively low fees for dental services, and

WHEREAS, the Dental Network Card Program uses the DenteMax network of more than 8,000 dental practices statewide, and

WHEREAS, the network fee schedule is set at amounts that are significantly less than area average fees, and

WHEREAS, dentists in the network have agreed to charge the prevailing network fee schedule when a patient presents a program identification card, and

WHEREAS, savings often are 25%-35% below average dental fees, and

WHEREAS, the annual fee to belong to NYSAC's Dental Network Card Program is:

Single membership	\$36.50 per year
Family membership	\$52.00 per year
(covering 2 or more people)	

and

WHEREAS, the Cattaraugus County Legislature feels that it is in the best interests of the County and its residents to sponsor and participate in the NYSAC Dental Network Card Program for Cattaraugus County residents, and

WHEREAS, a contract with Health Economics Group, Inc., 1050 University Avenue, Suite A, Rochester, New York 14607, is necessary in order to participate in the aforementioned Dental Network Card Program, and

WHEREAS, there is no cost to Cattaraugus County for this service to its residents, 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 Health Economics Group, Inc., for participation in the NYSAC sponsored Dental Network Card Program, for a term commencing June 1,

2014 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Approved by 9 members of the Finance Committee.

Adopted March 26, 2014 by voice vote. Mr. McElfresh voting No.

**ACT NO. 169-2014** by Mr. Marsh

**AMENDING POLICY FOR COMPLIANCE REGARDING  
AMERICANS WITH DISABILITIES ACT OF 1990 AND  
SECTION 504 OF THE REHABILITATION ACT OF 1973**

Pursuant to 24 CFR Sections 8.53 and 8.54, 28 CFR Section 35.107(b),  
Section 504 of the Rehabilitation Act of 1973, as amended, and  
the Americans with Disabilities Act of 1990.

WHEREAS, Act 539-2013 authorized the adoption of the Policy for Compliance Regarding the Americans with Disabilities Act ("ADA"), and

WHEREAS, Section 7.4 of the aforementioned ADA Policy and paragraph B of Section VIII (Filing the Appeal) of Attachment A in the ADA Policy should be amended to reflect that the County Administrator will serve as the point of appeal regarding ADA grievances, now, therefore, be it

RESOLVED, that Section 7.4 of the ADA Policy be, and hereby is, amended to read as follows:

"7.4 The ADA Coordinator shall establish and implement internal grievance procedures to receive and resolve grievances from the public alleging non-compliance with disability non-discrimination laws regarding access. The County Administrator will serve as the point of appeal regarding ADA grievances.",

and be it further

RESOLVED, that paragraph B of Section VIII (Filing the Appeal) of Attachment A in the ADA Policy be, and hereby is, amended as follows: Delete: "Wenona Scott, Cattaraugus County Compliance Officer", and Replace with: "John R. Searles, Cattaraugus County Administrator".

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

Adopted March 26, 2014 by voice vote.

**ACT NO. 170-2014** by Ms. Edstrom and Mrs. Stockman  
*and Mr. Koch and Mr. Lamberson<sup>1</sup>*

**AUTHORIZING DEPARTMENT OF HEALTH TO CHARGE REDUCED FEE TO  
MUNICIPALITIES FOR ANIMAL CONTROL PERSONNEL RABIES PRE-EXPOSURE VACCINATIONS**

Pursuant to Section 450 of the County Law.



WHEREAS, with the continuation of the rabies epidemic, the animal control personnel serving Cattaraugus County and other municipalities located within Cattaraugus County continue to be at the greatest risk for being rabies infected, and

WHEREAS, to ensure the protection of the animal control personnel against rabies infection, the County Health Department is desirous of assisting the municipalities of Cattaraugus County with the rabies pre-exposure vaccination of their animal control personnel, and

WHEREAS, the County Health Department shall charge the municipalities 50% of the annual charge established by the Board of Health for the pre-exposure vaccine when purchased from the County Health Department, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned pre-exposure vaccinations, now, therefore, be it

RESOLVED, that the Cattaraugus County Health Department be, and hereby is, authorized to charge a reduced fee to municipalities who incur costs associated with rabies pre-exposure vaccinations for its animal control personnel, and be it further

RESOLVED, that Act 516-1993 be, and hereby is, superseded by this Act effective immediately.

Approved by 9 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. Koch and Mr. Lamberson".

Adopted March 26, 2014 by voice vote.

**ACT NO. 171-2014** by Ms. Edstrom and Mrs. Stockman  
*and Mr. Koch, Mr. Lamberson and Mr. Padlo<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS TOWNS AND CITIES FOR  
MOSQUITO CONTROL PROGRAM FUNDING**

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

WHEREAS, Act 201-2013 authorized contracts with various towns and cities within the County for the provision of local funding for a portion of the mosquito control spraying program, the terms of which expired December 31, 2013, and

WHEREAS, the County is desirous of providing mosquito control spraying, and

WHEREAS, it is proposed that the County contract with various towns and cities within the County, in order to provide local funding by the towns and cities for a portion of the program, according to the following schedule:

Town of Allegany	\$10,413.62
Town of Carrollton	\$ 1,680.24
Town of Great Valley	\$ 3,911.06

Town of Olean	\$ 2,436.34
Town of Portville	\$ 3,225.29
City of Olean	\$14,298.15
City of Salamanca	\$ 4,722.18,

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 towns and cities, for the provision of the above-described services, for a term commencing May 1, 2014 and terminating December 31, 2014, according to the above-described terms.

Approved by 9 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. Koch, Mr. Lamberson and Mr. Padlo".

Adopted March 26, 2014 by voice vote.

**ACT NO. 172-2014** by Mr. Edwards and Mr. Lamberson

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
GILROY, KERNAN & GILROY, INC. FOR  
BENEFITS PLAN MANAGEMENT SERVICES**

Pursuant to Section 92-a of the General Municipal Law and  
Section 450 of the County Law.

WHEREAS, Act 181-2013 authorized a contract with Gilroy, Kernan & Gilroy, 210 Clinton Road, New Hartford, New York 13413, for the provision of benefits plan management services, the term of which expires April 30, 2014, and

WHEREAS, the County is desirous of obtaining ongoing benefits plan management services to analyze the County's current benefits plans, and to recommend cost-saving changes to the County's benefits plans, and

WHEREAS, the firm of Gilroy, Kernan & Gilroy, Inc. can provide the following ongoing advisory services to assist the County in managing benefit plan contracts and costs, and monitoring plan performance and claims experience, for an amount of \$45,000.00, to be paid in quarterly installments of \$11,250.00 each:

- Analyzing continuing plan experience and utilization data, provide customized reports, and make recommendations to the County regarding the most effective plan management;
- Provide customized monthly plan financial summary reports designed to assist the County in concisely monitoring plan costs and claims activity;

- 
- Unlimited attendance at all plan management meetings;
  - Development, communication coordination, and installation of new plan options or plan design changes;
  - Assist with and provide advisory services with collective bargaining issues related to the health benefits plan;
  - Monitoring performance of insurance carriers and service providers to ensure smooth delivery of benefits and services and assist County staff with benefits administration issues;
  - Ongoing evaluation of plan designs, plan alternatives, perform "what if" scenarios and cost management options;
  - Act on behalf of the County in analyzing and negotiating renewal rates to obtain the most competitive pricing;
  - Provide actuarial services, including, but not limited to:
    - calculating "conventional" premium rates
    - plan financing
    - reserve setting
    - trend forecasting
    - preparation of Budget and supporting documentation;
  - Examining the appropriateness of alternative health care strategies and programs such as Preferred Provider Organizations, Point-of-Service plans, etc.;
  - Provide reports on benefit utilization, inflation trends, evaluate and interpret this data to suggest benefit design and cost control initiatives;
  - Development, communication coordination, and installation of new plan options or plan design changes, conduct group meetings with participants to explain specific benefit provisions, introduce and communicate coverage changes;
  - Update Plan Documents and Summary Plan Description booklets (SPD's) in accordance with new or changing regulations or benefit provisions;
  - Serving as a resource to Cattaraugus County by providing objective information and advising the County on legislative and regulatory developments such as COBRA, HIPAA, etc. and recommending courses of action;
  - Strategizing long-term employee benefit objectives;
  - Providing plan updates, experience, analysis and other timely information as requested;

- Act as a resource for any employee benefits/human resource issues the County may have,

and

WHEREAS, sufficient funds are included in the 2014 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 Gilroy, Kernan & Gilroy, Inc. for the provision of the above-described services, for a term commencing May 1, 2014 and terminating April 30, 2015, according to the above-described terms.

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

Adopted March 26, 2014 by voice vote.

**ACT NO. 173-2014** by Ms. Edstrom and Mrs. Stockman  
and Ms. Vickman<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE LEASE DOCUMENTS WITH  
BI INCORPORATED FOR YOUTH BUREAU YOUTH PLACEMENT  
PREVENTION ELECTRONIC MONITORING PROGRAM**

Pursuant to Section 65.10 of the Penal Law and  
Section 450 of the County Law.

WHEREAS, Act 371-2013 authorized the Chair to execute lease documents for the provision of electronic monitoring devices for the Youth Bureau Youth Placement Prevention Electronic Monitoring Program, the term of which expires August 31, 2014, with automatic one-year renewals, at the sole option of the County, and

WHEREAS, the Youth Bureau is desirous of continuing the aforementioned electronic monitoring services, and

WHEREAS, BI Incorporated, 6400 Lookout Road, Boulder, Colorado 80301, has agreed to provide the following monitoring equipment and services for a total amount not to exceed \$25,000.00 per year, as follows:

**1. HomeGuard 200 Unit Charges:**

- HomeGuard 200 Unit Rental Charge	\$1.27 per day per Unit provided from BI Inventory
- HomeGuard 200 Monitoring Service Charge	\$1.10 per Unit per active day
Total HomeGuard 200 Unit Charge	\$2.37 per Unit per day

**Additional Services:**

- 20% HomeGuard 200 Unit No-charge Spares	Each month, the YB is entitled to keep a quantity of HomeGuard 200 Units equal to 20% of that month's average number of active HomeGuard 200 Units per day in its possession at no charge. For any inactive HomeGuard 200 Units in excess of the 20% allowance, the YB will incur a \$1.27 charge per unit per day.
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Replacement Cost (after exceeding annual 5% allowance)	HomeGuard 200 Receiver - \$1,320.00 each HomeGuard 200 Transmitter - \$575.00 each
<b>2. <u>HomeGuard 206 unit Terms &amp; Charges:</u></b>	
- HG206 HomeGuard Digital Cell Unit Rental Charge	\$3.18 per day per Unit provided from BI Inventory
- HG206 HomeGuard Digital Cell Monitoring Service Charge	\$1.10 per Unit per active day
Total HG206 HomeGuard Digital Cell Unit Charge	\$4.28 per Unit per day
<u>Additional Services:</u>	
- 10% HG206 HomeGuard Digital Cell Unit No-charge Spares	Each month, the YB is entitled to keep a quantity of inactive HG206 HomeGuard Digital Cell Units equal to 10% of that month's average number of active Units per day in its possession at no charge. For any inactive HG206 HomeGuard Digital Cell Units in excess of the 10% spares allowance, the YB will incur a \$3.18 charge per unit per day.
Replacement Cost	HG206 HomeGuard Digital Cell Receiver - \$1,620.00 each HG206 HomeGuard Digital Cell Transmitter - \$575.00 each
<b>3. <u>ExacuTrack One Charges:</u></b>	
- Exacutrack One Tracker Component Rental	\$3.95 per day per Unit provided from BI Inventory
<u>ExacuTrack One with 1.30.A0 ZX Service:</u>	
- ExacuTrack One 1.30.A0 ZX Service	\$1.59 per day per Unit provided from BI Inventory
- ExacuTrack One 1.30.A0 ZX <u>Total</u>	\$5.54 total of ExacuTrack One Components & ExacuTrack One 1.30.A0 ZX Service charges
<u>ExacuTrack One with 1.720.A0 ZX Service:</u>	
- ExacuTrack One 1.720.A0 ZX Service	\$0.68 per day per Unit provided from BI Inventory
- ExacuTrack One 1.720.A0 ZX <u>Total</u>	\$4.63 total of ExacuTrack One Components & ExacuTrack One 1.720.A0 ZX Service charges
<u>Additional Services:</u>	
- 10% ExacuTrack One Unit No-charge Spares	Each month, the YB is entitled to keep a quantity of ExacuTrack One Tracking Units equal to 10% of that month's average number of active Units per day in its possession at no charge. For any inactive ExacuTrack One Units in excess of the 10% allowance, the YB will incur a \$3.95 charge per unit per day.
Replacement Cost	ExacuTrack One Beacon - \$250.00 each ExacuTrack One Tracking Unit - \$1,740.00 each ExacuTrack One Fiber Optic Strap - \$60.00 each ExacuTrack One Wallcharger - \$60.00 each

and

WHEREAS, sufficient funds are included in the budget to cover the costs of the aforementioned monitoring equipment and services, 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 BI Incorporated, for the provision of

the above-described services, for a term commencing April 1, 2014 and terminating March 31, 2015, with automatic one-year renewals, at the sole option of the County, at the same rates as listed above, according to the above-described terms.

Approved by 9 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: "Ms. Vickman".

Adopted March 26, 2014 by voice vote.

**ACT NO. 174-2014** by Mr. Snyder, Sr.

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH THE  
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR  
INDIGENT LEGAL SERVICES FUNDING  
(June 1, 2014 – May 31, 2017 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 2014 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, 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 the aforementioned funds, subject to the consent of the Cattaraugus County Administrator, for a term commencing June 1, 2014 and terminating May 31, 2017, according to the above-described terms.

Held in the Finance Committee and the Public Safety Committee.

**ACT NO. 175-2014** by Mr. Marsh and Mr. Snyder, Sr.  
*and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Klancer, Mr. McElfresh,  
Mr. Snyder, Jr., Mrs. Stockman, Mr. Teachman, Ms. Vickman, Mr. Weller,  
Mr. Koch, Mrs. Labuhn, Mr. Lamberson, Mr. Padlo and Mr. Sprague<sup>1</sup>*

**REQUESTING FEDERAL GOVERNMENT TO RESTORE AND  
STABILIZE FUNDING FOR WEST VALLEY  
DEMONSTRATION PROJECT CLEANUP**

Pursuant to Section 153 of the County Law.

WHEREAS, the President's 2015 federal budget request included only \$60.5 million for the West Valley Demonstration Project (WVDP), and

WHEREAS, when the Department of Energy issued its Decommissioning Environmental Impact Statement in 2010, it assumed that Phase 1 Decommissioning activities could be completed in ten years with an annual federal appropriation of \$75 million, and

WHEREAS, since that time, the annual federal appropriation has generally been between \$60 and \$65 million, and this level of funding has significantly impacted the 10-year schedule for Phase 1 decommissioning activities, and

WHEREAS, if the WVDP receives an annual federal appropriation of just \$60 million throughout Phase 1, it will take 20 years to complete, which is twice as long as DOE initially estimated when they assumed funding would remain at the \$75 million level, and

WHEREAS, the extension of Phase 1 Decommissioning from 10 years to 20 years will add \$200 million to the total project cost, and

WHEREAS, we strongly encourage the Department of Energy to restore WVDP funding to the \$75 million level that was anticipated when the Final Environmental Impact Statement was released in 2010, in order to continue the cleanup project on schedule and as expeditiously as possible, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby requests the federal government restore WVDP funding to the current \$75 million that was anticipated when the Final Environmental Impact Statement and Record of Decision were issued in 2010, and be it further

RESOLVED, that this level of funding be stabilized for 10 years to complete all Phase 1 decommissioning work, and be it further

RESOLVED, that the County Administrator is hereby directed to forward copies of this resolution to US Secretary of Energy Moniz; Senators Schumer and Gillibrand; Congressmen Reed; Higgins & Collins; Governor Cuomo; State Senator Young; Assembly Member Giglio; Bryan Bower, USDOE Director of the WVDP; and Paul Bembia, NYSERDA Director of the West Valley Site Management Program.

Approved by 9 members of the Finance Committee.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Klancer, Mr. McElfresh, Mr. Snyder, Jr., Mrs. Stockman, Mr. Teachman, Ms. Vickman, Mr. Weller, Mr. Koch, Mrs. Labuhn, Mr. Lamberson, Mr. Padlo and Mr. Sprague".

Adopted March 26, 2014 by voice vote.

**ACT NO. 176-2014** by Mr. Marsh  
who asks immediate consideration

**APPOINTMENT TO CATTARAUGUS COUNTY ETHICS BOARD**

Pursuant to Local Law Number 8-1990 of the  
Cattaraugus County Legislature.

RESOLVED, that the following individual is hereby appointed to the Cattaraugus County Ethics Board for a three-year term to expire December 31, 2016, replacing Howard Zollinger who is unable to serve:

Thomas Livak  
7483 Hungry Hollow Road  
Great Valley, New York 14741.

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

Adopted March 26, 2014 by voice vote.

**ACT NO. 177-2014** by Mr. Edwards and Mr. Snyder, Sr.  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR  
UPSTATE QUALITY IMPROVEMENT AND CASELOAD REDUCTION GRANT AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Indigent Legal Services - Caseload Reduction)**

Pursuant to Article 30 of the Executive Law, Article 18-B of the County Law  
and Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 431-2013 authorized the Chair to apply for funding through the New York State Office of Indigent Legal Services for the Upstate Quality Improvement and Caseload Reduction Grant, which is aimed at alleviating excessive caseloads in upstate public defender offices and the development of quality control measures in upstate assigned counsel programs, and

WHEREAS, this funding will provide upstate attorneys and their clients relief from excessive workloads, which is essential to improving the quality of indigent legal services in upstate New York, and

WHEREAS, the intent of the aforementioned grant is to support local initiatives which address the quality of representation, including reduced attorney caseloads and improved supervision of attorneys and staff in indigent legal service provider programs, and

WHEREAS, the County was awarded a grant in the total amount of \$299,529.00 over a three-year period commencing January 1, 2014 through December 31, 2016, for the Upstate Quality Improvement and Caseload Reduction Grant, as follows:

<u>Year One</u>	<u>Year Two</u>	<u>Year Three</u>
\$99,843.00	\$99,843.00	\$99,843.00,



and

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

WHEREAS, this grant will provide for the addition of one (1) full-time attorney and one (1) part-time support staff position in the Public Defender's Office, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to accommodate the aforementioned grant funding, 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 Office of Indigent Legal Services, for the acceptance and receipt of the aforementioned grant, for a term commencing January 1, 2014 and terminating December 31, 2016, according to the above-described terms, and be it further

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

Increase Estimated Revenue Account:

A.117.1170.1179.3025	Caseload Reduction Grant	\$99,843.00
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Increase Appropriation Accounts:

A.117.1170.1179.11000	Full Time Wages	\$50,000.00
A.117.1170.1179.12000	Part Time Wages	\$ 9,601.00
A.117.1170.1179.20005	Office Furnishings	\$ 4,364.00
A.117.1170.1179.20006	Computer Equipment/Software	\$ 2,400.00
A.117.1170.1179.41404	Internet Contracts	\$ 480.00
A.117.1170.1179.45401	Small Equipment/Tools	\$ 1,800.00
A.117.1170.1179.46101	Employee Meal Reimbursements	\$ 700.00
A.117.1170.1179.46102	Employee Mileage Reimbursements	\$ 1,800.00
A.117.1170.1179.46103	Employee Other Travel Expenses	\$ 800.00
A.117.1170.1179.46106	Training	\$ 2,700.00
A.117.1170.1179.46108	Cellular Phone Charges	\$ 800.00
A.117.1170.1179.47002	Office Supplies	\$ 500.00
A.117.1170.1179.47011	Law Books	\$ 400.00
A.117.1170.1179.48002	Dues	\$ 135.00
A.117.1170.1179.81000	FICA	\$ 4,560.00
A.117.1170.1179.82000	Retirement	\$12,100.00
A.117.1170.1179.83000	Health Insurance	\$ 6,646.00
A.117.1170.1179.84000	Dental Insurance	\$ 57.00.

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

MR. KOCH moved, seconded by Mr. Sprague to refer Act No. 177-2014 to the Finance Committee and the Public Safety Committee. Motion failed to receive a majority vote.

Adopted March 26, 2014 by voice vote. Mr. Koch and Mr. McElfresh voting No.

**ACT NO. 178-2014** by Mr. Edwards and Mr. Snyder, Sr.  
who ask immediate consideration

**CREATING ONE (1) POSITION OF ASSISTANT PUBLIC DEFENDER IN THE  
DEPARTMENT OF PUBLIC DEFENDER 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 Public Defender's Office has applied for, and received, an Upstate Quality Improvement and Caseload Reduction Grant, and

WHEREAS, in order to achieve these improvements in the delivery of services and reductions of caseload, it will require additional staff, and

WHEREAS, this grant will cover 100% of the personnel costs associated with the proposed increase in staff, 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 Assistant Public Defender, in accordance with Section 22 of the Civil Service Law, now, therefore, be it

RESOLVED, that effective immediately, there is hereby created one (1) position of Assistant Public Defender in the Public Defender's Office to be compensated at the rate of \$1,923.07 on a bi-weekly basis, Management/Confidential, and be it further

RESOLVED, that upon cessation of the Upstate Quality Improvement and Caseload Reduction Grant for this position, the Public Defender shall notify the Chairman of the Public Safety Committee and the affected position shall be automatically abolished as of the effective date of such lack of funding.

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

Adopted March 26, 2014 by voice vote. Mr. Koch voting No.

**ACT NO. 179-2014** by Ms. Edstrom, Mr. Edwards, Mr. Marsh,  
Mr. McElfresh, Mr. Snyder, Jr., Mr. Snyder, Sr.,  
Mr. Teachman, Mr. VanRensselaer and Mr. Padlo  
who ask immediate consideration

**SALE OF TAX TITLE PROPERTY TO FORMER OWNERS  
(Towns of Carrollton, Conewango, Lyndon, Olean and South Valley)**

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 property situate in the Towns of Carrollton, Conewango, Lyndon, Olean, and South Valley, and

WHEREAS, the former owners of the property have offered to purchase the same at a cost which will cover the County's financial involvement in these premises, and

WHEREAS, the costs involved for these premises have been tendered to the County Treasurer's Office, now, therefore, be it

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to execute County Treasurer's Deeds conveying these properties to the following individuals:

**TOWN OF CARROLLTON**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
82	110.023-1-8	Penny J. Lattery	440 Main Street Limestone, NY 14753	\$13,658.13

**TOWN OF CONEWANGO**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
98	61.003-1-2.8	Danielle Blood	20 Center Street Randolph, NY 14772	\$2,523.33

**TOWN OF LYNDON**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
227	50.003-2-3	Charles Schappacher	231 Adams St. Olean, NY 14760	\$3,481.38
228	50.004-1-8.2	Christine A. Trost	6508 White Oak Way Lake View, NY 14085	\$6,420.27

**TOWN OF OLEAN**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
280	103.002-1-6	David J. Fye Kathy L. Fye	1497 Indiana Ave. Olean, NY 14760	\$2,527.45

**TOWN OF SOUTH VALLEY**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
342	97.001-1-6	Frank J. Black Janet M. Black	1069 Ivory Rd. Frewsburg, NY 14738.	\$2,844.71

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

Adopted March 26, 2014 by voice vote.

**ACT NO. 180-2014** by Labor Relations Committee:

Mr. Edwards, Mr. Lamberson, Ms. Edstrom,  
Ms. Vickman and Mr. Boser  
*and Mr. Padlo and Mr. Sprague*<sup>1</sup>  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO ENTER INTO AN AGREEMENT  
REGARDING TERMS AND CONDITIONS OF PUBLIC EMPLOYMENT  
BETWEEN THE COUNTY OF CATTARAUGUS AND THE  
CATTARAUGUS COUNTY PART-TIME EMPLOYEE UNIT OF THE  
CIVIL SERVICE EMPLOYEES ASSOCIATION, INC. LOCAL 1000,  
AFSCME AFL-CIO FOR THE PERIOD  
JANUARY 1, 2013 TO DECEMBER 31, 2015  
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS**

Pursuant to Article 14 of the Civil Service Law and Sections 363 and 366 of the County Law.

WHEREAS, the Cattaraugus County Part-Time Employee Unit is the bargaining agent for part-time employees of Cattaraugus County, and

WHEREAS, an agreement has been reached on terms and conditions of employment which include a one percent (1.0%) wage increase for part-time employees effective January 1, 2013, a one percent (1.0%) wage increase for part-time employees effective January 1, 2014, and a two percent (2.0%) wage increase for part-time employees effective January 1, 2015, and

WHEREAS, the agreement also provides for shift differential adjustments of \$.60 per hour for the second shift and \$.65 per hour for the third shift in an effort to standardize such differentials, and

WHEREAS, these wage increases represent the total wage package settled upon by the parties, and

WHEREAS, the items agreed upon for the Articles of Agreement have heretofore been disclosed to the County Legislature for information, and

WHEREAS, the Cattaraugus County Part-Time Employee Unit of Civil Service Employees Association, Inc. Local 1000, AFSCME AFL-CIO has heretofore ratified such agreement, and

WHEREAS, it is necessary to adjust various appropriation accounts, now, therefore, be it RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed, on behalf of the County of Cattaraugus, to execute the Articles of Agreement with the Cattaraugus County Part-Time Employee Unit, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate from Fund Balance Account No. A.909.0000 and make the following budgetary changes:

Increase Appropriation Account:

A.901.9010.0000.40602.4	Provision of Wage Settlements	\$130,000.00.
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MRS. STOCKMAN moved, seconded by Mr. Koch to waive Rule 12. Carried.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Mr. Padlo and Mr. Sprague".

Adopted March 26, 2014 by voice vote.

MR. TEACHMAN moved, seconded by Mr. Sprague to adjourn until April 9, 2014 at 3:00 p.m.  
Carried.

Meeting adjourned at 3:56 p.m.

Ann M. Giglio  
Journal Clerk