

May 28, 2014

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

The invocation was given by Anthony Evans.

The Attendance Roll Call disclosed one Legislator absent – Edwards.

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MR. TEACHMAN moved, seconded by Ms. Edstrom that the minutes of the May 14, 2014 session be approved. Carried.

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#### COMMUNICATIONS:

James J. Snyder, Sr., Chairman, Finance Committee: Apportionment of Mortgage Taxes from October 1, 2013 through March 30, 2014. (See page 322)

Chemung County Legislature: Resolution No. 103-14 entitled "Opposing Expansion of Federal Control Under Clean Water Act".

Fulton County Board of Supervisors: Resolution No. 187 entitled "Resolution Declaring 'Mayday for Mandate Relief' and Urging the State to Adopt Laws that Prohibit Unfunded Mandates on Local Governments".

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#### APPOINTMENTS:

##### **CATTARAUGUS COUNTY LONG TERM CARE ADVISORY COUNCIL**

*Term to expire December 31, 2015*

Beth DiNicolantonio, MSW  
Director of Respite Services  
Alzheimer's Association, WNY Chapter  
2805 Wehrle Drive, Suite 6  
Williamsville, New York 14221

\* \* \* \* \*

CHAIRMAN MARSH granted Privilege of the Floor to Anthony Evans, Youth Bureau Director, who addressed the Legislature regarding the Youth Citizenship Banquet to be held this year in Ellicottville and showed a video highlighting last year's event.

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To: The Chairman and Legislature of Cattaraugus County:

I, the Chairman of the Finance Committee, which committee has charge of Apportionment of Mortgage Taxes, respectfully report that the amount to be apportioned for the six-month period from October 1, 2013 through March 31, 2014 is \$264,457.00 and recommend that the amounts opposite the names of the cities/towns be paid to the fiscal officers of that city/town, and amounts in the column headed villages, be paid to the treasurers of the respective villages.

Respectfully submitted,

James J. Snyder, Chairman  
Finance Committee

#### APPORTIONMENT OF MORTGAGE TAXES

	ROW 1 CITY/TOWN ASSESSED VALUATION	ROW 2 DOUBLE CITY/TOWN VALUATION	ROW 3 VILLAGE ASSESSED VALUATION	ROW 4 VILLAGE PERCENTAGE SHARE	ROW 5 TOTAL MORTGAGE TAX DISTRIBUTED	ROW 6 AMOUNT VILLAGE SHARE	ROW 7 CITY/ TOWN SHARE
ALLEGANY	324,666,036	649,332,072	69,427,760	0.10692181	26,672.00	2,851.82	23,820.18
ASHFORD	76,273,188	152,546,376		0.00000000	9,161.68	0.00	9,161.68
CARROLLTON	75,507,443	151,014,886		0.00000000	2,135.94	0.00	2,135.94
COLDSPRING	59,826,033	119,652,066		0.00000000	826.93	0.00	826.93
CONEWANGO	33,492,690	66,985,380		0.00000000	2,560.84	0.00	2,560.84
DAYTON	49,230,284	98,460,568	13,036,162	0.13239983	4,245.98	562.17	3,683.81
EAST OTTO	49,350,765	98,701,530		0.00000000	2,736.14	0.00	2,736.14
ELLICOTTVILLE	568,509,603	1,137,019,206	122,556,575	0.10778760	35,694.82	3,847.46	31,847.36
FARMERSVILLE	56,901,047	113,802,094		0.00000000	5,900.29	0.00	5,900.29
FRANKLINVILLE	84,285,242	168,570,484	32,750,689	0.19428484	7,392.43	1,436.24	5,956.19
FREEDOM	117,284,048	234,568,096		0.00000000	6,098.88	0.00	6,098.88
GREAT VALLEY	166,832,625	333,665,250		0.00000000	8,689.14	0.00	8,689.14
HINSDALE	72,513,735	145,027,470		0.00000000	4,605.79	0.00	4,605.79
HUMPHREY	49,465,610	98,931,220		0.00000000	1,880.90	0.00	1,880.90
ISCHUA	40,797,512	81,595,024		0.00000000	1,874.23	0.00	1,874.23
LEON	48,292,428	96,584,856		0.00000000	4,081.97	0.00	4,081.97
LITTLE VALLEY	46,456,994	92,913,988	19,171,068	0.20633134	6,329.21	1,305.91	5,023.30
LYNDON	45,871,500	91,743,000		0.00000000	1,910.58	0.00	1,910.58
MACHIAS	128,132,811	256,265,622		0.00000000	8,923.59	0.00	8,923.59
MANSFIELD	106,604,403	213,208,806		0.00000000	4,559.48	0.00	4,559.48
NAPOLI	32,925,538	65,851,076		0.00000000	2,433.09	0.00	2,433.09
NEW ALBION	57,059,859	114,119,718	21,597,180	0.18925020	4,329.58	819.37	3,510.21
OLEAN, CITY	499,030,915	998,061,830		0.00000000	37,624.66	0.00	37,624.66
OLEAN, TOWN	87,064,789	174,129,578		0.00000000	11,187.22	0.00	11,187.22
OTTO	55,211,519	110,423,038		0.00000000	3,247.75	0.00	3,247.75
PERRYSBURG	55,929,302	111,858,604		0.00000000	6,632.05	0.00	6,632.05
PERSIA	58,439,628	116,879,256	40,425,780	0.34587643	15,060.73	5,209.15	9,851.58
PORTVILLE	135,349,045	270,698,090	28,195,439	0.10415825	8,654.43	901.43	7,753.00
RANDOLPH	82,970,849	165,941,698		0.00000000	8,174.36	0.00	8,174.36
RED HOUSE	107,207,946	214,415,892		0.00000000	147.21	0.00	147.21
SALAMANCA, CITY	17,225,471	34,450,942		0.00000000	5,854.40	0.00	5,854.40
SALAMANCA, TOWN	27,330,012	54,660,024		0.00000000	1,190.42	0.00	1,190.42
SOUTH VALLEY	30,328,760	60,657,520		0.00000000	2,275.88	0.00	2,275.88
YORKSHIRE	29,841,506	59,683,012	5,976,208	0.10013248	11,364.40	1,137.95	10,226.45
TOTALS	3,476,209,136		353,136,861		264,457.00	18,071.50	246,385.50

**ACT NO. 262-2014** by Mr. Weller and Mr. Koch  
*and Mr. Lamberson<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
T. Y. LIN INTERNATIONAL FOR  
DAM HYDRAULIC CALCULATIONS FOR  
CATTARAUGUS COUNTY CLASS C AND B DAMS**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 311-2013 authorized a contract with T.Y. Lin International, 220 Red Tail, Suite 10, Orchard Park, New York 14127, for the provision of engineering services for dam hydraulic calculations for Class C and B dams in Cattaraugus County, the term of which expires July 31, 2014, and

WHEREAS, it is necessary to extend the term of the aforementioned contract to December 31, 2014 in order to allow for more time to complete the aforementioned dam hydraulic calculations, at no additional cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with T.Y. Lin International, for the provision of the above-described services, for a term commencing July 25, 2013 and terminating December 31, 2014, according to the above-described terms.

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

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 263-2014** by Mr. Weller and Mr. Koch  
*and Mr. Lamberson<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
T. Y. LIN INTERNATIONAL FOR  
ENGINEERING ASSESSMENT REPORTS FOR  
CATTARAUGUS COUNTY CLASS B DAMS**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 310-2013 authorized a contract with T. Y. Lin International, 220 Red Tail, Suite 10, Orchard Park, New York 14127, for the provision of engineering assessment services for three (3) Class B dams in Cattaraugus County, the term of which expires July 31, 2014, and

WHEREAS, it is necessary to extend the term of the aforementioned contract to December 31, 2014 in order to allow for more time to complete the aforementioned engineering assessment reports, at no additional cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with T.Y. Lin International, for the

provision of the above-described services, for a term commencing July 25, 2013 and terminating December 31, 2014, according to the above-described terms.

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

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 264-2014** by Mr. Weller and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
VILLAGE OF LITTLE VALLEY FOR  
RENTAL OF UTILITY POLES**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 206-2011 authorized a contract with the Village of Little Valley for the rental of utility poles at the rate of \$8.51 per pole per year, the term of which expires June 30, 2014, and  
WHEREAS, the County is desirous of continuing the rental of 42 utility poles located as follows:

- a) between the County Center on Court Street and LV Pole No. 1;
- b) between LV Pole No. 1 on North Ninth Street and 503 Fair Oak Street;
- c) from 503 Fair Oak Street to driveway at DPW facility; and
- d) 1 pole at the end of the Village parking lot and 1 pole on Erie Street for Social Services,

and

WHEREAS, the Village of Little Valley, 103 Rock City Street, Little Valley, New York 14755, has agreed to allow the County to use the aforementioned 42 utility poles at a rate of \$8.51 per pole per year, for a total amount of \$357.42 per year, 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 the Village of Little Valley, for the provision of the above-described services, for a term commencing July 1, 2014 and terminating June 30, 2017, according to the above-described terms.

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

Adopted May 28, 2014 by voice vote. Chairman Marsh abstained from the vote.

**ACT NO. 265-2014** by Mr. Weller and Mr. Koch

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

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 278-2013 authorized a license agreement with the Administrative Office of the United States Bankruptcy Court for the use of the County's court facility located in the Olean Office Building one day each month, the term of which expires September 30, 2014, and

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a license agreement, on behalf of Cattaraugus County, with the Administrative Office of the United States Bankruptcy Court to use the above-described space for a term commencing October 1, 2014, and terminating September 30, 2015, according to the above-described terms.

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 266-2014** by Mr. Snyder, Sr.

**AUTHORIZING THE DIVESTMENT OF THE PRESIDENT'S RESIDENCE PROPERTY  
AT JAMESTOWN COMMUNITY COLLEGE**

Pursuant to Section 6310 of the Education Law and  
Section 153 of the County Law.

WHEREAS, Jamestown Community College (JCC) currently owns residential property located at 636 Winsor Street in the City of Jamestown that has historically been used as the JCC President's Residence, and

WHEREAS, the property consists of an approximately 6,700 square foot house on 0.44 acres of land designated on the Chautauqua County Tax Map as Tax Parcel Number 379.19-6-4, and

WHEREAS, the President's Residence property is no longer useful or required for community college purposes by JCC and no longer fits the mission of JCC, and

WHEREAS, because JCC did access state capital funds for the renovation of the President's Residence, 50% of the net proceeds of the sale will be remitted to the State of New York, and

WHEREAS, the divestment of the property provides the opportunity to reduce operating costs of the College, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby finds that the President's Residence property is no longer useful or required for community college purposes by JCC, and be it further

RESOLVED, that the Cattaraugus County Legislature authorizes JCC to effectuate the divestment of the property at a sales price estimated to be as low as \$120,000.00, not including closing and other related costs, with the foregoing dependent on SUNY Board of Trustee approval.

Approved by 7 members of the Finance Committee.

Adopted May 28, 2014 by voice vote.

**ACT NO. 267-2014** by Mr. Snyder, Sr.

**APPROVE JCC CAPITAL PROJECT  
RENOVATION OF FOOD SERVICE AREA OF THE HAMILTON COLLEGIATE CENTER**

Pursuant to Section 6310 of the Education Law and  
Section 153 of the County Law.

WHEREAS, the food service area of the Hamilton Collegiate Center at the Jamestown campus of Jamestown Community College (JCC) has not been renovated in nearly 30 years, and a renovation project was identified as a need in JCC's current five-year capital master plan, and

WHEREAS, the JCC Regional Board of Trustees has approved the renovation of the food service area of the Hamilton Collegiate Center, and the County of Chautauqua has approved financing for the project without any additional monetary contribution by the County of Cattaraugus, and

WHEREAS, Section 6310(10) of the Education Law requires that all proposals for the improvement of college facilities adopted by a community college regional board of trustees be approved by the legislative body of all local governments appointing members to such board of trustees, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby approves the aforementioned JCC capital project for the renovation of the food service area of the Hamilton Collegiate Center for an amount not to exceed \$1,540,000.00 with no monetary contribution by the County of Cattaraugus.

Approved by 7 members of the Finance Committee.

Adopted May 28, 2014 by voice vote.

**ACT NO. 268-2014** by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
ALLEGANY COUNTY AND CATTARAUGUS-ALLEGANY WORKFORCE  
INVESTMENT BOARD, INC. FOR WORKFORCE SERVICES**

Pursuant to Section 117(d)(3) of the Workforce  
Investment Act of 1998 and 29 USCS 2832 (d)(3).

WHEREAS, Act 329-2012 authorized a contract with Allegany County and the Cattaraugus-Allegany Workforce Investment Board, Inc., the term of which expires June 30, 2014, and

WHEREAS, the purpose of the aforementioned contract was to define and delineate the functions, powers, duties, relationships and operating procedures of the grant recipient, the Workforce Investment Board and the chief elected officials of Allegany and Cattaraugus Counties, in order to facilitate the provision of policy guidance for, and the exercise of oversight of, the Workforce Investment Act, and

WHEREAS, the parties are desirous of continuing the aforementioned services, and

WHEREAS, an agreement is necessary with Allegany County and the Cattaraugus-Allegany Workforce Investment Board, Inc., to authorize the funding streams which are currently being received by the County, or which are anticipated to be received by the County in conjunction with the Workforce Investment System, to flow to the Workforce Investment Board, Inc., 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 Allegany County and the Cattaraugus-Allegany Workforce Investment Board, Inc., for the provision of the above-described services and funding, for a term commencing July 1, 2014 and terminating June 30, 2016, according to the above-described terms.

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 269-2014** by Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE LEASE AGREEMENT WITH  
SNYDER HOLDINGS COMPANY, INC. FOR  
PROBATION DEPARTMENT OFFICE SPACE**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 190-2013 authorized a lease agreement with Snyder Holdings Company, Inc., 255 Rochester Street, Unit #1, Salamanca, New York 14779, for Probation Department offices located at 255 Rochester Street in Salamanca, and

WHEREAS, Snyder Holdings Company, Inc., has increased the monthly rent from \$1,000.00 to \$1,040.00, and

WHEREAS, the County Probation Department is desirous of continuing to lease the aforementioned office space, and

WHEREAS, Snyder Holdings Company, Inc., shall lease approximately 2,000 square feet of space in its facility, located at 255 Rochester Street in Salamanca, to the County for an amount of \$1,040.00 per month, plus an additional amount of \$250.00 per month for electricity, heat, air conditioning, bi-weekly restroom cleaning and supplies, and snow removal, to be paid as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a lease agreement, on behalf of Cattaraugus County, with Snyder Holdings Company, Inc., for the provision of the above-described services, for a term commencing May 1, 2014 and terminating

April 30, 2015, with the option to renew for three (3) additional years with a four percent (4%) increase each year, according to the above-described terms.

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 270-2014** by Mr. Murphy

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

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

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

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

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

WHEREAS, the County Probation Department shall contract with Recovery Solutions, which shall manage the collection, payment and participant billing process for the County, at no cost to the County, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Alcohol Monitoring Systems, Inc., for the provision of the above-described monitoring services, for a term commencing May 8, 2014 and terminating May 8, 2017, according to the above-described terms.

Held in the Finance Committee and the Public Safety Committee.

**ACT NO. 271-2014** by Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE MEMORANDUM OF UNDERSTANDING  
WITH RECOVERY SOLUTIONS CONSULTING AND TRAINING FOR  
PROBATION DEPARTMENT ELECTRONIC MONITORING COLLECTION SERVICES**

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



WHEREAS, Act 270-2014 authorized a contract with Alcohol Monitoring Systems, Inc., for the provision of electronic monitoring services using a Secure Continuous Remote Alcohol Monitor (SCRAM) for the Probation Department, and

WHEREAS, the County Probation Department is desirous of contracting with Recovery Solutions Consulting and Training, 4885 Cliffside Drive West, Clarence, New York 14031, for the collection services, payment and participant billing process associated with the monitoring services provided by Alcohol Monitoring Systems, Inc., and

WHEREAS, Recovery Solutions Consulting and Training shall pay the SCRAM daily service fees to Alcohol Monitoring Systems, Inc., at no cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Recovery Solutions Consulting and Training, for the provision of the above-described collection and payment services, for a term commencing May 8, 2014 and terminating May 8, 2017, according to the above-described terms.

Held in the Finance Committee and the Public Safety Committee.

**ACT NO. 272-2014** by Mr. Murphy

**LOCAL LAW NUMBER 4-2014  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Article 12 of the Correction Law  
and Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW ESTABLISHING A LOCAL CONDITIONAL RELEASE COMMISSION**

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

**SECTION 1.** There is hereby established a local conditional release commission to be known as the "Cattaraugus County Conditional Release Commission" (hereinafter "the Commission").

**SECTION 2.** The Commission shall have and exercise all the functions and duties provided by Article 12 of the Correction Law of the State of New York.

**SECTION 3.** There shall be five (5) members of the Commission who shall be appointed by the County Legislature.

**SECTION 4.** The term of office of each member of such Commission shall be four (4) years; provided, however, that any member chosen to fill a vacancy occurring otherwise than by the expiration of a term shall be appointed for the remainder of the unexpired term of the member whom the person is to succeed.

**SECTION 5.** Each member of the Commission shall receive such compensation as may from time to time be established by resolution adopted by the County Legislature.

**SECTION 6.** Each member of the Commission shall have graduated from an accredited four-year college or university and shall have had at least five (5) years of experience in the field of criminology,

administration of criminal justice, law enforcement, probation, parole, law, social work, social science, psychology, psychiatry or corrections.

SECTION 7. Members of the Commission may be removed by the County Legislature, after notice and an opportunity to be heard.

SECTION 8. The Probation Director or his/her designee shall serve as an ex-officio, non-voting member of the Commission.

SECTION 9. The Probation Department shall assign staff support to the Commission.

SECTION 10. Effective Date. This local law shall take effect immediately.

Held in the Finance Committee and the Public Safety Committee.

**ACT NO. 273-2014** by Mr. Murphy

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 4- 2014**

Pursuant to Section 10 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on May 28, 2014, a proposed Local Law entitled, "A Local Law Establishing A Local Conditional Release Commission", and

WHEREAS, no local law shall be adopted until a public hearing thereon has been had by the Cattaraugus County Legislature upon at least five (5) days' notice, now, therefore, be it

RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 11<sup>th</sup> day of June, 2014, at 3:01 p.m. at the Legislature's Chambers, County Center, 303 Court Street, Little Valley, New York, and that at least five (5) days' notice of such hearing shall be given by the Clerk by the due posting thereof upon the bulletin board of each County Court House within the County and by publishing such notice at least once in the official newspapers of the County.

Held in the Finance Committee and the Public Safety Committee.

**ACT NO. 274-2014** by Mr. Murphy

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Jail Diversion Program)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, the Sheriff's Office shall work in conjunction with the Probation Department to provide Jail Diversion and Re-Entry Services for local inmates to enhance their re-entry into the community in a safe and effective manner, and

WHEREAS, various appropriation and revenue accounts must be adjusted between the Sheriff's Office and the Probation Department for the aforementioned Jail Diversion Program, now, therefore, be it

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

Increase Estimated Revenue Accounts:

A.311.3150.0000.2264	Jail Facilities Services, Other Governments	\$66,500.00
A.314.3149.0000.1364	Jail Diversion from Sheriff	\$66,500.00

Increase Appropriation Accounts:

A.311.3150.0000.48324	Jail Diversion Probation	\$66,500.00
A.314.3149.0000.11000	Jail Diversion Wages	\$39,372.00
A.314.3149.0000.81000	Jail Diversion FICA	\$ 3,012.00
A.314.3149.0000.82000	Jail Diversion Retirement	\$ 6,324.00
A.314.3149.0000.83000	Jail Diversion Health Insurance	\$15,950.00
A.314.3149.0000.84000	Jail Diversion Dental Insurance	\$ 135.00
A.314.3149.0000.41412	Jail Diversion Drug Testing	\$ 250.00
A.314.3149.0000.45313	Jail Diversion Computer Lease	\$ 375.00
A.314.3149.0000.46101	Jail Diversion Employee Meal Reimbursement	\$ 100.00
A.314.3149.0000.46102	Jail Diversion Employee Mileage Reimbursement	\$ 2,500.00
A.314.3149.0000.46103	Jail Diversion Employee Other Travel	\$ 1,500.00
A.314.3149.0000.46108	Jail Diversion Cell Phone Charges	\$ 232.00
A.314.3149.0000.48003	Jail Diversion Commission Meeting Expenses	\$ 6,000.00

Decrease Appropriation Accounts:

A.314.3140.0000.12000	Regular Probation Part-Time Wages	\$ 8,600.00
A.314.3140.0000.81000	Regular Probation FICA	\$ 650.00

Held in the Finance Committee and the Public Safety Committee.

**ACT NO. 275-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AN AMENDED SOFTWARE LICENSE AGREEMENT WITH  
CLINICAL DRUG INFORMATION, LLC (FORMERLY WOLTERS KLUWER HEALTH, INC.)  
FOR HEALTH DEPARTMENT DRUG SOFTWARE**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 188-2013 authorized a software license agreement with Wolters Kluwer Health, Inc., for the provision of Medi-Span Electronic Drug File (Med-File) software, the Drug Therapy Monitoring System (DTMS) and the Patient Drug Education Database (PDED) for the Health Department, the term of which expires May 31, 2016, and

WHEREAS, the corporation known as Wolters Kluwer Health, Inc., has reorganized and is now known as Clinical Drug Information, LLC, and

WHEREAS, an amended License Agreement is necessary due to the aforementioned reorganization, and

WHEREAS, Clinical Drug Information, LLC, 8425 Woodfield Crossing Boulevard, Suite 490, Indianapolis, Indiana 46240-2495, can provide Medi-Span Electronic Drug File (Med-File) software, the Drug Therapy Monitoring System (DTMS) and the Patient Drug Education Database (PDED) for an amount not to exceed \$3,971.00 per year, in U.S. funds, to be paid as invoiced, for software licenses, which are more fully described as follows:

- Medi-Span Electronic Drug File (Med-File) provides fully embedded electronic drug data and clinical information to healthcare professionals;
- Drug Therapy Monitoring System™ (DTMS) provides authoritative, clinically relevant drug interaction information on prescription and over-the-counter (OTC) drugs for the healthcare professional, and patient interaction information for the consumer;
- Patient Drug Education (PDE) Database™ provides accurate, timely patient-oriented information about drug products available for prescription and over-the-counter (OTC) use;

and

WHEREAS, the aforementioned software works in conjunction with the MISYS software package, 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 an amended software license agreement, on behalf of Cattaraugus County, with Clinical Drug Information, LLC, (formerly Wolters Kluwer Health, Inc.), for the provision of the above-described software, for a term commencing June 1, 2014 and terminating May 31, 2017, according to the above-described terms.

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 276-2014** by Ms. Edstrom and Mrs. Stockman  
and Mr. Padlo<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
COMMUNITY CARE OF WESTERN NEW YORK, INC.  
D/B/A HOMECARE & HOSPICE FOR HEALTH DEPARTMENT  
NURSING, MEDICAL SOCIAL WORKER AND THERAPY SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Community Care of Western New York, Inc., d/b/a HomeCare & Hospice, 1225 West State Street, Olean, New York 14760, is in need of nursing, medical social worker and therapy services for its clients, and

WHEREAS, the Health Department can provide the aforementioned nursing, medical social worker and therapy services, and

WHEREAS, Community Care of Western New York, Inc., d/b/a HomeCare & Hospice, shall pay the Health Department an amount in accordance with the Health Department's current home care rate schedule, 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 Community Care of Western New York, Inc., d/b/a HomeCare & Hospice, for the provision of the above-described services, for a term commencing May 1, 2014 and terminating December 31, 2015, according to the above-described terms.

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

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 277-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
FIELDS RESEARCH, INC. FOR  
DEPARTMENT OF HEALTH HH-CAHPS SURVEY**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 220-2013 authorized a contract with Fields Research, Inc., 3814 West Street, Cincinnati, Ohio 45227, for the provision of mandated patient satisfaction surveys, the term of which expires July 31, 2014, and

WHEREAS, the Centers for Medicare & Medicaid Services require that all home health care agencies that receive Medicare/Medicaid conduct a HH-CAHPS survey on a monthly basis, and

WHEREAS, the Consumer Assessment of Healthcare Providers and Systems (CAHPS®) Home Health Care Survey, hereafter referred to as the "HH-CAHPS Survey", is designed to measure the experiences of people receiving home health care from Medicare-certified home health agencies, and

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

WHEREAS, Fields Research, Inc., can conduct 300 HH-CAHPS surveys for a flat fee of \$300.00 per month, to be paid as invoiced, 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 Fields Research, Inc., for the provision of the above-described services, for a term commencing August 1, 2014 and terminating July 31, 2015, according to the above-described terms.

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 278-2014** by Ms. Edstrom and Mrs. Stockman  
and Mr. VanRensselaer, Ms. Vickman, Mr. Lamberson and Mr. Padlo<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
RURAL REVITALIZATION CORPORATION D/B/A  
NEIGHBORWORKS® HOME RESOURCES FOR ADMINISTRATION OF  
COUNTY-WIDE WELL AND SEPTIC SYSTEM REPLACEMENT PROGRAM**

Pursuant to 24 CFR Section 570.482(e) and  
Section 450 of the County Law.

WHEREAS, Act 253-2014 authorized a contract with the New York State Division of Housing and Office of Community Renewal for a County-Wide Well and Septic System Replacement Community Development Block Grant for the period April 11, 2014 through April 10, 2016, and

WHEREAS, the County Department of Health is desirous of contracting for the administration of the aforementioned grant program, and

WHEREAS, Rural Revitalization Corporation d/b/a Neighborworks® Home Resources, shall provide for the administration, technical assistance and implementation of the County-Wide Well and Septic System Replacement Project and management of the replacement, installation and/or repair of 26 septic systems and 14 water wells in homes owned and occupied by low and moderate income households, for an amount not to exceed \$272,000.00, including, but not limited to, the following technical assistance:

- Completion of Environmental Review
- Arrange for archeological review
- Development of program manual
- (SEQR) State Environmental Quality Review
- (NEPA) National Environmental Policy Act
- (RROF) Request for Release of Funds
- Assistance with preparation of sub-recipient agreement,

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Rural Revitalization Corporation, d/b/a NeighborWorks® Home Resources, for the provision of the above-described services, for a term commencing April 11, 2014 and terminating April 10, 2016, according to the above-described terms, and be it further

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

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

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

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

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 279-2014** by Ms. Edstrom and Mrs. Stockman  
*and Mr. Padlo<sup>1</sup>*

**APPROVING CONTRACT BETWEEN  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND  
MENTAL HEALTH ASSOCIATION IN CATTARAUGUS  
COUNTY, INC., FOR PROS PROGRAM SUMMER INTERN**

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

WHEREAS, Act 227-2013 authorized a contract with the Mental Health Association in Cattaraugus County, Inc., P.O. Box 833, 121 North Union Street, Olean, New York 14760, for the provision of an intern for ten (10) weeks during the summer months in order to maintain the level of programming for the County Department of Community Services PROS Program during summer vacation time, the term of which expired September 30, 2013, and

WHEREAS, the County Department of Community Services is again in need of an intern for the summer months, and

WHEREAS, the Mental Health Association in Cattaraugus County, Inc., can provide an intern for ten (10) weeks during the summer months in order to maintain the level of programming for the County Department of Community Services PROS Program during summer vacation time, for an amount not to exceed \$2,000.00, to be paid on a monthly basis, as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract between the Cattaraugus County Community Services Board and the Mental Health Association in Cattaraugus County, Inc., to signify the County's approval, for the provision of the above-described intern, for a term commencing June 1, 2014 and terminating September 30, 2014, according to the above-described terms, and be it further

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

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

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

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

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

Adopted May 28, 2014 by voice vote. Mr. Weller abstained from the vote.

**ACT NO. 280-2014** by Mr. Marsh  
and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer,  
Mr. McElfresh, Mr. Murphy, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman,  
Mr. Teachman, Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Boser,  
Mr. Koch, Mrs. Labuhn, Mr. Lamberson, Mr. Padlo and Mr. Sprague<sup>1</sup>

**NOTIFYING NEW YORK STATE DEPARTMENT OF TRANSPORTATION OF  
THE EXISTENCE OF A DANGEROUS CONDITION**

Pursuant to Section 58 of the Highway Law.

WHEREAS, the New York State Department of Transportation (NYSDOT) on May 12, 2014 closed Interstate 86 between Exit 21 in the City of Salamanca and Exit 23 at Seneca Junction in order to reconstruct approximately 10 miles of Interstate 86, and

WHEREAS, as a result of such closing, all Interstate 86 traffic, including eastbound and westbound, has been diverted to New York State Route 417 between the City of Salamanca and Seneca Junction, and

WHEREAS, Route 417 is a rural, two-lane highway that is not able to safely accommodate the high volume of traffic diverted from Interstate 86, and

WHEREAS, the increase in the volume of vehicular traffic, including truck traffic, on Route 417 has created a significant danger to the traveling public, including all residents of Cattaraugus County who live along, or travel on, Route 417, now, therefore be it

RESOLVED, that the Cattaraugus County Legislature hereby gives formal notice to the New York State Department of Transportation that the high volume of traffic on New York State Route 417 between Exit 21 of Interstate 86 in the City of Salamanca and Exit 23 at Seneca Junction has created a highly dangerous condition along such roadway and urges NYSDOT to find alternate routes to accommodate the heavy traffic, especially truck traffic, presently using Route 417 while Interstate 86 is being restructured, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to send certified copies of this resolution to the NYSDOT Commissioner Joan McDonald, Governor Andrew Cuomo, Senator Catharine Young, and Member of Assembly Joseph Giglio.

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

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

Adopted May 28, 2014 by voice vote.



**ACT NO. 281-2014** by Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer, Mr. Marsh, Mr. McElfresh, Mr. Murphy, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn, Mr. Lamberson, Mr. Padlo and Mr. Sprague who ask immediate consideration

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

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

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

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

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

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

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

#### **CITY OF OLEAN**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>HIGH BIDDER</b>	<b>ADDRESS</b>	<b>COUNTY INVOLVEMENT</b>	<b>BID AMOUNT</b>
2	94.065-7-28	Alicia Nicole Bell	124 Fulton Street Olean, NY 14760	\$7,969.26	\$19,000.00
3	94.074-1-31	Kevin Dougherty Paul LeBlanc	PO Box 148 Olean, NY 14760	\$1,272.13	\$1,600.00
4	94.039-1-9	Thomas Arnold	1803 Edgewood Ave. Olean, NY 14760	\$659.95	\$2,400.00
7 8	94.058-2-64 94.058-2-65	Lawrence Bennion, Jr.	515 Front Street Olean, NY 14760	\$420.20	\$60.00
10	94.055-3-47.2	Patrice Anderson Dale Anderson	105 9 <sup>th</sup> St. S. Olean, NY 14760	\$9,726.37	\$23,000.00
11	94.049-1-7	Donald Martin Jodie Martin	1523 Happy Hollow Rd. Olean, NY 14760	\$15,673.98	\$35,000.00
20	94.072-2-35	Jeremy A. Sturm	814 Homer St. Olean, NY 14760	\$16,137.46	\$18,000.00

24	94.058-3-39	Jeffery Maine	PO Box 352 Fishersville, VA 22939	\$3,398.19	\$4,400.00
30	94.058-1-52	Lawrence Bennion, Jr.	515 Front Street Olean, NY 14760	\$1,983.67	\$50.00
31	94.056-4-35.2	Berry Armprester	121 N. 12 <sup>th</sup> Street	\$12,320.49	\$11,000.00
32	94.056-4-34		Olean, NY 14760		
33	94.056-2-45	John F. Bean	307 N. 18 <sup>th</sup> Street Olean, NY 14760	\$11,006.06	\$12,000.00
44	94.041-1-14	Berry Armprester	121 N. 12 <sup>th</sup> Street Olean, NY 14760	\$7,114.64	\$5,500.00
48	94.033-2-39	Daniel Andavaso	521 Second Ave. Olean, NY 14760	\$1,227.79	\$50.00

## TOWN OF ALLEGANY

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
49	94.003-1-9	Trevor Horsley	2607 W. State Street Olean, NY 14760	\$2,836.69	\$6,200.00
51	93.043-5-27	AC Thomas Properties, LLC	95 W. Main Street Allegany, NY 14706	\$16,695.46	\$30,000.00
56	84.004-2-4	Sean Donavon Annette Donavon	2887 Five Mile Rd. Allegany, NY 14706	\$541.62	\$600.00
58	93.052-1-28	Sheryl Anderson	116 N. 10 <sup>th</sup> Street Olean, NY 14760	\$19,094.08	\$42,000.00

## TOWN OF ASHFORD

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
63	28.004-2-18	Howard Weiss	183 Sheffield Ave. Buffalo, NY 14220	\$1,664.34	\$800.00
64	20.001-1-29	David Brown	3424 Franklin St. Machias, NY 14101	\$3,998.33	\$4,000.00
		Joseph Gambino	11689 Bolton Rd. Springville, NY 14141		

## TOWN OF CARROLLTON

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
70	110.030-1-1.2	Matthew Harrington	4557 Route 305 Cuba, NY 14727	\$1,289.71	\$100.00
79	101.079-1-32	Richard Pecora	543 Spittler Lane	\$3,476.53	\$600.00
80	101.079-1-33		Limestone, NY 14753		
85	101.063-1-1	Kurt S. Miller	21 Johnson Street Franklinville, NY 14737	\$578.44	\$100.00

## TOWN OF COLDSPRING

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
92	80.017-3-2	Thomas Miller	492 Rt. 62 N.	\$7,373.39	\$100.00
93	80.017-3-3		Conewango Valley, NY 14726		

## TOWN OF DAYTON

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
105	33.033-1-14.4	Paul J. Feger	177 Tremont Ave. Kenmore, NY 14217	\$7,910.51	\$7,000.00
116	33.033-5-46	Brian D. Gernatt Beverly Gernatt	2600 Gowanda-Zoar Rd. Gowanda, NY 14070	\$15,509.61	\$10,500.00
117	28.003-1-14	Benjamin Smith	7621 East Flats Rd. East Otto, NY 14729	\$6,800.59	\$13,000.00

## TOWN OF ELLICOTTVILLE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
123	47.001-1-22	Thomas Zerbian	7760 Brennan Rd. Ellicottville, NY 14731	\$6,553.73	\$17,000.00
124	46.004-1-43.4	John Northrup  Peter Krog	97 Elizabeth Street Ellicottville, NY 14731 4 Center Drive Orchard Park, NY 14127	\$56,784.02	\$180,000.00
130	46.004-1-51.3	Patrice Anderson Dale Anderson	506 N. 8 <sup>th</sup> Street Olean, NY 14760	\$30,205.03	\$25,000.00
131	46.004-1-51.4	Patrice Anderson Dale Anderson	506 N. 8 <sup>th</sup> Street Olean, NY 14760	\$6,461.70	\$49,000.00

## TOWN OF FARMERSVILLE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
143	41.002-1-2	Jonas A. Weaver Lizzie E. Weaver	656 Hardy Corners Rd. Franklinville, NY 14737	\$2,145.47	\$5,000.00
144	23.003-1-18	Rick J. Warner	1058 Elton Road Farmersville Station, NY 14060	\$3,190.39	\$600.00
146	31.004-1-20.1	Darryl Heintz	3168 Bieler Road Orchard Park, NY 14127	\$3,419.63	\$8,500.00
146a	31.004-1-16.1	Thomas Kotwica	24 Saddle Brook Orchard Park, NY 14127	co-owned	\$69,000.00

## TOWN OF FRANKLINVILLE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
147	40.071-1-2	Daryl Clark	5757 Southwestern Blvd. Hamburg, NY 14075	\$14,517.70	\$4,000.00
150	40.063-4-45	Colling Enterprises, LLC	PO Box 26 Arcade, NY 14009	\$12,137.10	\$3,250.00
152	49.001-1-43	Russell Barker	1108 Lockport Rd. Youngstown, NY 14174	\$922.28	\$5,000.00
157	40.071-4-46.2	James Burdick	10666 Route 16 Delevan, NY 14042	\$1,478.75	\$400.00
160	39.004-1-7.4	Christa A. Pipo	13729 E. Schutt Rd. Chaffee, NY 14030	\$9,506.74	\$20,500.00
162	39.004-1-7.3	Christa A. Pipo	13729 E. Schutt Rd. Chaffee, NY 14030	\$4,757.21	\$25,000.00
163	40.071-4-63	Jeffrey Westman	9703 Marek Rd. N. Cattaraugus, NY 14719	\$10,605.14	\$15,000.00
165	40.003-2-10.11	Darel Tingué	8383 Kingsbury Hill Rd. Franklinville, NY 14737	\$1,831.87	\$7,000.00

## TOWN OF FREEDOM

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
168	14.002-2-23	James Tingué	11644 Worden Rd. Delevan, NY 14042	\$23,812.93	\$9,500.00

171	14.001-3-2.1	James Tingue	11644 Worden Rd. Delevan, NY 14042	\$4,081.53	\$3,000.00
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**TOWN OF HINSDALE**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
181	85.012-1-34	Sandra Peters Darwin Peters, Jr.	3115 Rt. 16 N. Olean, NY 14760	\$10,965.94	\$7,250.00
188	85.012-1-4.1	Jason Wade	3259 Rt. 16 N. Olean, NY 14760	\$7,579.57	\$2,200.00
194	86.002-2-46.3	Jerry Osgood	10344 Pleasant Valley Rd. Delevan, NY 14042	\$4,904.04	\$20,000.00
195	85.002-1-19.15	Earl Wilber	4480 Cooper Hill Rd. Allegany, NY 14706	\$3,100.89	\$9,250.00
198	77.003-2-22	Scott Phillips	145 Brunck Rd. Lancaster, NY 14086	\$2,045.83	\$2,100.00
200	76.002-3-3	Colling Enterprises, LLC	PO Box 26 Arcade, NY 14009	\$2,185.22	\$2,500.00
201	76.002-3-2	Earl Wilber	4480 Cooper Hill Rd. Allegany, NY 14706	\$2,418.26	\$5,500.00
202	76.002-3-4	Michael Tingue	11644 Worden Rd. Delevan, NY 14042	\$2,670.75	\$6,000.00

**TOWN OF ISCHUA**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
205a	59.004-2-12.1	Dale Forrester	7325 John Dallas Rd. Franklinville, NY 14737	\$834.86	\$140.00

**TOWN OF MACHIAS**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
231	29.002-2-8	Eric Bond	2810 Cheltenham Rd. Toledo, OH 43606	\$1,628.31	\$600.00
231a	30.003-1-10	Timothy Steffenhagen	4141 Route 242 Machias, NY 14101	\$1,657.70	\$400.00

## TOWN OF MANSFIELD

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
239	45.018-1-18	Jeremia Solecki	7815 East Flats Rd. East Otto, NY 14729	\$967.49	\$1,700.00
240	46.003-1-4.7	Paul D. Hicks Natalie A. Hicks	7018 Hencoop Rd. Ellicottville, NY 14731	\$319.29	\$525.00
241	46.003-1-4.8	Michael L. Kent	7445 Boyce Hill Rd. Ellicottville, NY 14731	\$254.07	\$400.00

## TOWN OF NAPOLI

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
243	62.070-6-100	Edward Padgett MaryAnn Padgett	4617 Windmill Rd. Randolph, NY 14772	\$276.02	\$450.00
245	62.038-2-28	Donald Felix Jennifer Felix	PO Box 144 Glenwood, NY 14069	\$502.34	\$425.00
248	62.039-1-4	Richard Borkowski Brigetta Borkowski	101 Fair Oak St., Apt. Lower Little Valley, NY 14755	\$502.34	\$400.00
250	62.062-1-25	Denise Waid	59 Greenwood Drive Randolph, NY 14772	\$499.09	\$450.00
254	62.001-1-8.2	Cathleen Wright Ray Wright, Sr.	5639 Allegany Road Cattaraugus, NY 14719	\$5,573.03	\$24,000.00
255	62.038-3-40	Timothy Webb	160 14 <sup>th</sup> Ave. North Tonawanda, NY 14120	\$502.34	\$375.00
256	62.038-3-22	Timothy Webb	160 14 <sup>th</sup> Ave. North Tonawanda, NY 14120	\$502.34	\$200.00

## TOWN OF NEW ALBION

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
259	35.082-4-27	Javan Tanner	58 N. Franklin St. Cattaraugus, NY 14719	\$15,644.41	\$5,000.00
262	35.082-2-5	Daryl Clark	5757 Southwestern Blvd. Hamburg, NY 14075	\$9,177.06	\$6,000.00
263	35.081-2-4	Shirley Heckman	294 Desmond Drive Tonawanda, NY 14150	\$15,167.98	\$13,000.00

268	35.074-1-1	Marc Pritchard	43 Leavenworth St. Cattaraugus, NY 14719	\$7,835.13	\$2,300.00
269	35.082-3-14	Logan Westfall	PO Box 48 Otto, NY 14766	\$9,695.61	\$12,000.00
270	35.082-5-17	Anthony Wick	66 Waverly St. Cattaraugus, NY 14719	\$13,491.03	\$7,750.00
271a	54.029-1-19.1	Howard Weiss	183 Sheffield Ave. Buffalo, NY 14220	\$900.07	\$600.00

## TOWN OF OLEAN

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
277	112.002-1-49	Douglas E. Phillips	115 Irving Street Olean, NY 14760	\$4,740.95	\$4,100.00
278	103.004-1-6.3	Ted Hewitt Joni Hewitt	949 Hartwig Rd. Olean, NY 14760	\$1,369.43	\$1,250.00
283	103.002-2-19	Carla Winnickey	3149 Blinn Rd. Allegany, NY 14706	\$7,355.51	\$35,000.00
284	103.001-2-33	Matthew Harrington	4557 Route 305	\$1,635.35	\$650.00
285	103.001-2-21		Cuba, NY 14727		
286	103.001-2-56	Ralph Brooks Kerri A. Arena-Brooks	519 Bolivar Drive Bradford, PA 16701	\$5,587.42	\$100.00

## TOWN OF PERRYSBURG

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
289	16.022-2-27	John Russell Bouquin	11799 Route 39	\$35,379.14	\$24,000.00
289a	16.001-1-33 combined		Perrysburg, NY 14129		
290	8.078-1-19	Jamie See	342 East Ave. Lockport, NY 14094	\$1,882.73	\$175.00
292	7.002-1-17	Michael Burger	13 Cedar Street Forestville, NY 14062	\$7,988.11	\$42,000.00
293	16.022-2-22	John Russell Bouquin	11799 Route 39	\$17,732.91	\$24,000.00
294	16.001-1-34 combined		Perrysburg, NY 14129		

**TOWN OF PERSIA**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>HIGH BIDDER</b>	<b>ADDRESS</b>	<b>COUNTY INVOLVEMENT</b>	<b>BID AMOUNT</b>
298	8.084-3-23	Renee Linden	139 Clark Street Springville, NY 14141	\$2,117.45	\$1,150.00
299	8.084-3-22	Alan Bierman	9717 Marek Rd. Cattaraugus, NY 14719	\$12,565.78	\$22,000.00

**TOWN OF PORTVILLE**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>HIGH BIDDER</b>	<b>ADDRESS</b>	<b>COUNTY INVOLVEMENT</b>	<b>BID AMOUNT</b>
305	104.065-1-5.1	Brett Sullivan	2073 Wolf Creek Rd. Cuba, NY 14727	\$1,170.56	\$100.00
306	113.002-4-24	Gerald Leidenfrost	200 West Carroll Rd. Portville, NY 14770	\$458.50	\$725.00
310	104.003-2-23	Michael J. Gorman	350 Crosby Ave. Kenmore, NY 14217	\$2,874.04	\$4,500.00
313	104.003-2-12.5	John Tuttle Vickie Tuttle	1649 Camelback Lane Olean, NY 14760	\$1,297.00	\$1,050.00
314	95.013-1-56	Donald Kinnaid Andrea Kinnaid	1383 Olean-Portville Rd. P.O. Box 150, Portville, NY 14788	\$7,963.49	\$49,000.00
315	95.004-1-17	Matthew Harrington	4557 Route 305 Cuba, NY 14727	\$3,403.59	\$3,700.00
315a	113.002-1-20.1	Anthony Wick	66 Waverly Street Cattaraugus, NY 14719	\$1,088.41	\$1,300.00

**TOWN OF RANDOLPH**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>HIGH BIDDER</b>	<b>ADDRESS</b>	<b>COUNTY INVOLVEMENT</b>	<b>BID AMOUNT</b>
326	70.071-2-21	Willard Palmer	21 Sheldon Street Randolph, NY 14772	\$12,431.51	\$16,000.00
332	70.071-4-25	Gary Pope	10521 Maltbie Rd. Gowanda, NY 14070	\$36,368.40	\$10,500.00
334	70.070-1-24	Edna M. Sample	PO Box 303 Randolph, NY 14772	\$26,259.10	\$900.00
335	70.071-4-19	James Bateman Tanya Bateman	2942 Cooney Rd. Franklinville, NY 14737	\$16,874.25	\$250.00



337	79.002-1-2.2	Valorie Barzak James Barzak	3340 Ireland Rd. Randolph, NY 14772	\$5,728.48	\$1,900.00
338	79.002-1-5.1	Valorie Barzak James Barzak	3340 Ireland Rd. Randolph, NY 14772	\$6,096.81	\$2,700.00
339	69.004-1-22	Dale Beaver	3785 Kirk Rd. Randolph, NY 14772	\$20,599.14	\$4,250.00

**TOWN OF SALAMANCA**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
340	72.002-2-30.2	Joe Nicholson	5404 Riley Rd. West Valley, NY 14171	\$3,063.91	\$4,000.00

**TOWN OF SOUTH VALLEY**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
341	97.001-1-5.10	Michael J. Tingué	11644 Worden Rd. Delevan, NY 14042	\$1,235.14	\$7,750.00
344	97.002-2-31	Matthew Root	178 Main Street Randolph, NY 14772	\$631.34	\$25.00

**TOWN OF YORKSHIRE**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
346	21.002-1-12.3	James Tingué	11644 Worden Rd. Delevan, NY 14042	\$16,304.13	\$40,000.00
350	13.001-2-12	Janet Lilley	9154 E.Otto-Springville Rd. East Otto, NY 14729	\$5,932.50	\$2,000.00
Totals				\$761,489.75	\$1,130,200.00
Gain				\$368,710.25	

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 282-2014** by Mr. Hale, Mr. Marsh, Mr. Snyder, Jr. and Mr. VanRensselaer  
who ask immediate consideration

**SALE OF TAX TITLE PROPERTY TO FORMER OWNERS  
(Towns of Coldspring, Humphrey and Napoli)**

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 Coldspring, Humphrey and Napoli, and

WHEREAS, the former owners of the properties 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 COLDSPRING**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
95	80.017-2-14	John C. Stanz	5578 Ripple Drive Hamburg, NY 14075	\$1,186.31

**TOWN OF HUMPHREY**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
205	66.002-1-27.7	Edith M. San Filippo	3016 Norman Street Niagara Falls, NY 14305	\$12,198.65

**TOWN OF NAPOLI**

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
244	71.002-1-39.2	Charles R. Brooks, Jr.	4400 Briggs Road Little Valley, NY 14755	\$21,529.11

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 283-2014** by Mr. Murphy  
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH  
U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED  
POLICING SERVICES FOR COPS HIRING PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, funding is available through the U.S. Department of Justice, Office of Community Oriented Policing Services for the three-year COPS Hiring Program, and

WHEREAS, the COPS Hiring Program provides funding directly to law enforcement agencies having primary law enforcement authority to create and preserve jobs and to increase their community policing capability and crime-prevention efforts, and

WHEREAS, the COPS Hiring Program grant funds may be used to hire school resource officers, new full-time sworn officer positions, to rehire officers who have been laid off, or to rehire officers who are scheduled to be laid off on a specific future date as a result of local budget cuts, and

WHEREAS, the County Sheriff's Office is desirous of applying for the aforementioned funding, and applications must be filed no later than June 23, 2014, and

WHEREAS, this program will provide up to \$125,000.00 per officer for the three-year grant program, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the U.S. Department of Justice, Office of Community Oriented Policing Services, in order to apply for the aforementioned funding, according to the above-described terms, and be it further

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

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

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

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 284-2014** by Mr. Murphy  
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS  
WITH THE NEW YORK OFFICE OF THE ATTORNEY GENERAL  
FOR THE 2014 COMMUNITY OVERDOSE PREVENTION GRANT PROGRAM  
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Sheriff's Office)**

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

WHEREAS, the Sheriff's Office has applied for, and been awarded, funding in the amount of \$13,200.00 through the New York Office of the Attorney General, for the 2014 Community Overdose Prevention Grant Program, and

WHEREAS, the aforementioned program provides for reimbursement of 120 complete naloxone kits and the costs associated with training, and

WHEREAS, a contract is necessary with the New York Office of the Attorney General in order to accept the aforementioned grant, 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 Office of the Attorney General, in order to apply for, and accept, the aforementioned grant, 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.311.3220.0000.3389.15	Overdose Prevention Program	\$13,200.00
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Increase Appropriation Accounts:

A.311.3220.0000.47006	Supplies	\$ 7,200.00
A.311.3220.0000.46106	Training	\$ 6,000.00.

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 285-2014** by Mr. Weller and Mr. Koch  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
HAMED VENDING, INC. FOR VENDING MACHINE/FRESH FOOD  
VENDING SERVICE FOR PINES HEALTHCARE AND REHABILITATION  
CENTERS AND OLEAN OFFICE FACILITY**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 197-2011 authorized a contract with Hamed Vending, Inc., P.O. Box 160, 1000 South Union Street, Olean, New York 14760, for the provision of vending machine/fresh food vending services for the Olean Office Facility and the Pines Healthcare and Rehabilitation Center – Machias and Olean Campuses, the term of which expires May 31, 2014, and

WHEREAS, the County Department of Public Works is desirous of extending the term of the aforementioned contract for a one (1) month period to terminate June 30, 2014, in order to allow for time to rebid the aforementioned services, and

WHEREAS, Hamed Vending, Inc., shall continue providing vending machine/fresh food vending services for the Olean Office Facility and the Pines Healthcare and Rehabilitation Center – Machias and Olean Campuses, until June 30, 2014, at the current rates, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with Hamed Vending, Inc., for the provision of the above-described services, for an original contract term commencing June 1, 2011 and terminating May 31, 2014, to be extended until June 30, 2014, at the same rates, according to the above-described terms.

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 286-2014** by County Operations Committee:  
Mr. Teachman, Mr. Padlo, Mr. Klancer, Mr. McElfresh,  
Mr. Snyder, Jr., Mr. Weller and Mr. Sprague  
who ask immediate consideration

**ABOLISHING ONE FULL TIME POSITION OF MOTOR VEHICLE REPRESENTATIVE  
IN THE OFFICE OF COUNTY CLERK**

Pursuant to Sections 204 and 205 of the County Law.

WHEREAS, the Vacancy Committee approved the filling of two (2) part-time Motor Vehicle Representative positions in the County Clerk's Office, conditioned upon the abolition of one (1) full-time Motor Vehicle Representative position, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one (1) position of full-time Motor Vehicle Representative, currently vacant by retirement, Position #141-216-009, in the County Clerk' Office, and be it further

RESOLVED, that effective immediately, there are hereby established two (2) positions of Motor Vehicle Representative, Position #141-217-015 and Position #141-217-016, to be filled on a part-time basis, Part-Time Bargaining Unit, Pay Grade 17 (\$13.93 per hr.).

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 287-2014** by County Operations Committee:  
Mr. Teachman, Mr. Padlo, Mr. Klancer, Mr. McElfresh,  
Mr. Snyder, Jr., Mr. Weller and Mr. Sprague  
who ask immediate consideration

**LOCAL LAW NUMBER 5-2014  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law and  
Sections 201 and 205 of the County Law.

**A LOCAL LAW ESTABLISHING SALARY FOR SHERIFF FOR THE YEARS 2014 AND 2015**

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

SECTION 1. Salary. The Office of Cattaraugus County Sheriff shall receive a salary of \$97,252.60 for 2014, which incorporates a 3% salary increase, and a salary of \$99,197.65 for 2015, which incorporates an additional 2% salary increase.

SECTION 2. Effective Date. This Local Law is subject to permissive referendum in accordance with Section 24 of the Municipal Home Rule Law.

No action taken at this time.

**ACT NO. 288-2014** by County Operations Committee:  
Mr. Teachman, Mr. Padlo, Mr. Klancer, Mr. McElfresh,  
Mr. Snyder, Jr., Mr. Weller and Mr. Sprague  
who ask immediate consideration

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 5- 2014**

Pursuant to Section 10 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on May 28, 2014, a proposed Local Law entitled, "A Local Law Establishing Salary for Sheriff for the Years 2014 and 2015", and

WHEREAS, no local law shall be adopted until a public hearing thereon has been had by the Cattaraugus County Legislature upon at least five (5) days' notice, now, therefore, be it

RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 11<sup>th</sup> day of June, 2014, at 3:02 p.m. at the Legislature's Chambers, County Center, 303 Court Street, Little Valley, New York, and that at least five (5) days' notice of such hearing shall be given by the Clerk by the due posting thereof upon the bulletin board of each County Court House within the County and by publishing such notice at least once in the official newspapers of the County.

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 289-2014** by Labor Relations Committee:  
Mr. Edwards, Mr. Lamberson, Ms. Edstrom,  
Ms. Vickman and Mr. Boser  
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  
SHERIFF'S DEPARTMENT EMPLOYEES' UNIT, CSEA LOCAL 805  
FOR THE PERIOD JANUARY 1, 2013 TO DECEMBER 31, 2017  
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS**

Pursuant to Article 14 of the Civil Service Law and  
Sections 201, 205, 363 and 366 of the County Law.

WHEREAS, the Sheriff's Department Employees' Unit, CSEA Local 805, is the bargaining agent for Sheriff's Employees of Cattaraugus County, and

WHEREAS, an agreement has been reached on terms and conditions of employment which include a 1% lump sum wage increase for Sheriff's employees for the year 2013, 2% wage increase for employees for each of the years 2014, 2015, 2016 and 2017, and

WHEREAS, the agreement also provides for a shift differential of \$.60 for second shift and \$.65 for third shift employees, and

WHEREAS, this settlement also provides for the implementation of an Employee Wellness program as well as an increase in Healthcare Insurance contributions in 2014 and 2016, and

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

WHEREAS, the Sheriff's Department Employees' Unit, CSEA Local 805, has heretofore ratified such agreement, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to execute the Articles of Agreement with the Sheriff's Department Employees' Unit, CSEA Local 805, 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 for Wage Settlements	\$86,914.00.
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MR. FELTON moved, seconded by Mr. McElfresh to waive Rule 12. Carried.

Adopted May 28, 2014 by voice vote.

**ACT NO. 290-2014** by Labor Relations Committee:  
Mr. Edwards, Mr. Lamberson, Ms. Edstrom,  
Ms. Vickman and Mr. Boser  
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 DEPUTIES ASSOCIATION (CCDA)  
FOR THE PERIOD JANUARY 1, 2013 TO DECEMBER 31, 2017  
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS**

Pursuant to Article 14 of the Civil Service Law and  
Sections 201, 205, 363 and 366 of the County Law.

WHEREAS, the Cattaraugus County Deputies Association is the bargaining agent for Deputies of Cattaraugus County, and

WHEREAS, an agreement has been reached on terms and conditions of employment which include a 1% wage increase for full-time employees for the year 2013, 2% wage increase for full-time employees for each of the years 2014, 2015, 2016 and 2017, 1% wage increase for part-time employees for the year 2013, \$.50 increase for part-time employees in the year 2014, 2% increase for part-time employees in the year 2015, \$.50 increase for part-time employees in the year 2016, 2% increase for part-time employees in the year 2017, and

WHEREAS, this settlement also provides for the implementation of an Employee Wellness Program as well as an increase in Healthcare Insurance contributions in 2014 and 2016, 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 Deputies Association has heretofore ratified such agreement, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to execute the Articles of Agreement with the Cattaraugus County Deputies Association, 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 for Wage Settlements	\$138,940.00.
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MR. MURPHY moved, seconded by Mrs. Stockman to waive Rule 12. Carried.

Adopted May 28, 2014 by voice vote.



**ACT NO. 291-2014** by Ms. Edstrom, Mr. Klancer, Mr. Snyder, Jr., Mrs. Stockman, Mr. Teachman, Mr. Weller, Mr. Koch and Mr. Lamberson  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH TROY & BANKS, INC.  
FOR UTILITY AND TELECOMMUNICATION AUDIT**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Public Works is desirous of contracting with a utility and telecommunication consultant to conduct an audit or survey of the County's gas, electric, telecommunications and water/sewer utility service accounts for the purpose of securing refunds, credits, and cost reductions resulting from overcharges, tariffs, statutes, rules or regulations, and

WHEREAS, the consulting firm of Troy & Banks, Inc., 2216 Kensington Avenue, Buffalo, New York 14226-4812, shall provide the aforementioned consultant services for an amount of 50% of all monies refunded or credited to the County from an audit of the above-described utility and telecommunication service accounts, and

WHEREAS, if the County does not receive refunds, credits or reductions in future billings, then there will be no fee for the consultant's 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 Troy & Banks, Inc., for the provision of the above-described services, for a term commencing May 29, 2014 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

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

Adopted May 28, 2014 by voice vote.

**ACT NO. 292-2014** by Mr. Marsh, Ms. Vickman, Mr. Snyder, Sr.,  
Mr. Boser, Mrs. Labuhn and Mr. Sprague  
*and Ms. Edstrom, Mr. Felton, Mr. Hale, Mr. Klancer, Mr. McElfresh,  
Mr. Murphy, Mr. Snyder, Jr., Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer,  
Mr. Weller, Mr. Koch, Mr. Lamberson and Mr. Padlo<sup>1</sup>*  
who ask immediate consideration

**URGING THE NEW YORK STATE LEGISLATURE AND GOVERNOR TO CONTINUE TO  
ADDRESS UNFUNDED MANDATES THAT USE LOCAL TAX DOLLARS TO FUND  
STATE AND FEDERAL PROGRAMS AND SERVICES**

Pursuant to Section 153 of the County Law.

WHEREAS, many municipalities in New York State face significant fiscal challenges that are amplified by a slow economic recovery and a state imposed restriction on local revenues, and

WHEREAS, in most instances, counties' fiscal challenges are directly tied to state imposed mandates and reduced state reimbursement, and

WHEREAS, counties play a central role in delivering state services, due to our state mandated role in the administration and financing of a wide variety of state programs, and

WHEREAS, in 2013, the State enacted Medicaid reforms to assume all of the growth in spending from the local taxpayers by 2015, and

WHEREAS, local taxpayers continue to fund \$7.5 billion of Medicaid costs, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature strongly encourages Governor Cuomo and the State Legislature to address the underlying causes of fiscal stress facing so many localities, particularly unfunded state mandates, and be it further

RESOLVED, that Cattaraugus County urges the State to work diligently to enact a "no new unfunded mandates law" and constitutional protections against future unfunded mandates, and be it further

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

MR. HALE moved, seconded by Mr. McElfresh to waive Rule 12. Carried.

Adopted May 28, 2014 by voice vote.

MR. SPRAGUE moved, seconded by Mr. Hale to adjourn until June 11, 2014 at 3:00 p.m. Carried.

Meeting adjourned at 3:50 p.m.

Ann M. Giglio  
Journal Clerk