

June 25, 2014

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

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed one Legislator absent – Murphy.

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MR. WELLER moved, seconded by Mr. Teachman that the minutes of the June 11, 2014 session be approved. Carried.

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#### COMMUNICATIONS:

NYS Department of Transportation: Acknowledging receipt of Act No. 280-2014 and discussing adjustments made to detour to accommodate traffic flow.

Chenango County Board of Supervisors: Resolution No. 122-14P entitled “Opposing Proposed Amendments to Childrens’ Camp Regulations – Department of Public Health/Environmental Health Services”.

Friends of Cattaraugus County Nursing Home, Inc.: Note of thanks for donation in memory of Robert W. Searles.

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#### PROCLAMATIONS:

CHAIRMAN MARSH proclaimed July 13-19, 2014 as **Pretrial, Probation and Parole Supervision Week** in Cattaraugus County.

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CHAIRMAN MARSH granted Privilege of the Floor to Mike McCarthy of McCarthy & Conlon who gave a report on the audit of the nursing homes for year ending December 31, 2013.

CHAIRMAN MARSH granted Privilege of the Floor to Tom Malecki of Drescher & Malecki who gave a presentation on the 2013 County Audit.

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CHAIRMAN MARSH called up **Act No. 129-2014** and asked that it be read.

Approved by 5 members of the Finance Committee and 6 members of the Development & Agriculture Committee.

MR. VANRENSELAER moved, seconded by Mr. Weller to amend as follows: "In the twelfth Whereas, delete: "and Great Valley". Carried.

Adopted, as amended, June 25, 2014 by voice vote. Mr. McElfresh voting No.

CHAIRMAN MARSH granted Privilege of the Floor to the following officials who spoke in favor of Act No. 129-2014: John Burrell, Town of Ellicottville Supervisor; Charles Coolidge, Village of Ellicottville Mayor; and Christopher Gerwitz, Town of Ashford Supervisor. Brian McFadden, Ellicottville Chamber of Commerce, also thanked the legislators for their support.

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**ACT NO. 308-2014** by Mr. Weller and Mr. Koch  
*and Mr. Lamberson<sup>1</sup>*

**BID ACCEPTANCE FOR 2014 BRIDGE DECK SEALING AND  
CLEANING AND WASHING PROGRAMS  
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the 2014 bridge deck sealing and cleaning and washing programs, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for the provision of the aforementioned bridge deck sealing and cleaning and washing programs was the bid of Hunting Valley Construction, Inc., 825 Rein Road, Cheektowaga, New York 14225, in the amount of \$269,441.00, to be paid as invoiced, and

WHEREAS, the term of the contract for the aforementioned bridge deck sealing and cleaning and washing programs shall commence upon Notice to Award and shall be completed by September 13, 2014, and

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

RESOLVED, that the bid of Hunting Valley Construction, Inc., be, and the same hereby is, accepted, and be it further

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

No State Bid.

Six (6) sets of specifications were sent out.

Three (3) bids were received that 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. Lamberson”.

Adopted June 25, 2014 by voice vote.

**ACT NO. 309-2014** by Mr. Weller and Mr. Koch

**BID ACCEPTANCE FOR GENERATOR MAINTENANCE FOR COUNTY BUILDINGS  
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for generator maintenance for County Buildings, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications was the bid of Penn Detroit Diesel Allison, LLC, d/b/a Penn Power Systems, 8330 State Road, Philadelphia, Pennsylvania 19136, with a local office at 350 Bailey Avenue, Buffalo, New York 14210, as follows:

Semi-Annual Service:	<u>(8/1/2014– 7/31/2015)</u>	<u>(8/1/2015– 7/31/2016)</u>	<u>(8/1/2016– 7/31/2017)</u>
DPW Facility	\$688.00	\$1,590.00	\$ 718.00
Pump Station	\$513.00	\$1,110.00	\$ 553.00
County Center-LV & Jail	\$743.00	\$2,230.00	\$ 773.00
County Office Building-Olean	\$848.00	\$1,730.00	\$ 878.00
The Pines – Olean	\$893.00	\$1,755.00	\$1,023.00
The Pines – Machias	\$688.00	\$1,590.00	\$1,233.00
 Radio Towers:			
Dutch Hill	\$462.00	\$530.00	\$543.00
McCarty	\$462.00	\$530.00	\$543.00
Yorkshire-Machias	\$462.00	\$530.00	\$543.00
Dayton	\$462.00	\$590.00	\$543.00
Knapps Creek	\$462.00	\$690.00	\$543.00
Oldro Hill Tower (Cold Spring)	<u>\$462.00</u>	<u>\$530.00</u>	<u>\$543.00</u>
Total	\$7,145.00	\$13,405.00	\$8,436.00
 Hourly Rate for Work     Regular	\$107.00	\$107.00	\$107.00
Not Covered by Contract     Overtime	\$148.00	\$148.00	\$148.00
Sundays & Holidays	\$190.00	\$190.00	\$190.00
Mileage Rate: Per mile	\$ 2.00	\$ 2.00	\$ 2.00

now, therefore, be it

RESOLVED, that the bid of Penn Detroit Diesel Allison, LLC, d/b/a Penn Power Systems, be, and the same hereby is, accepted, for a term commencing August 1, 2014 and terminating July 31, 2017, and be it further

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

No State Bid.

Seven (7) sets of specifications were sent out.

Two bids were received.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 310-2014** by Mr. Felton, Ms. Vickman, Mr. Weller and Mr. Koch  
*and Mrs. Labuhn<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
WENDEL WD ARCHITECTURE, ENGINEERING, SURVEYING &  
LANDSCAPE ARCHITECTURE, P.C. FOR ENGINEERING SERVICES  
FOR ROOF REPLACEMENT PROJECT**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 170-2013 authorized a contract with Audubon Architecture, Engineering, Surveying and Landscape Architecture, P.C., (formerly known as Wendel Duchscherer), 140 John James Audubon Parkway, Suite 201, Buffalo, New York 14228, for the provision of engineering services for the replacement of the roof at The Pines Healthcare and Rehabilitation Center – Olean Campus, the term of which expires December 31, 2014, and

WHEREAS, Audubon Architecture, Engineering, Surveying and Landscape Architecture, P.C., has recently reorganized and the firm is now known as Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C., and

WHEREAS, additional design services are needed to cover the existing soffits and fascias of the facility, and

WHEREAS, Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C., can provide the additional design services for an additional amount of \$3,000.00, plus reimbursable expenses, to be paid as invoiced and approved by the Department of Public Works, and

WHEREAS, sufficient funds are included in the 2014 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 an amended contract, on behalf of Cattaraugus County, with Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C., for the provision of the above-described design services, for a term commencing June 25, 2014 and terminating December 31, 2014, according to the above-described terms.

Approved by 9 members of the Finance Committee, 9 members of the Public Works Committee, and 7 members of the Senior Services Committee.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 311-2014** by Ms. Edstrom, Mrs. Stockman, Mr. VanRensselaer and Ms. Vickman  
*and Mr. Lamberson*<sup>1</sup>

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

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

WHEREAS, Act 284-2013 authorized contracts with various handicapped education providers for the provision of educational and evaluation services for various County preschool-aged children with special needs, the terms of which expire June 30, 2014, and

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

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

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

WHEREAS, these services are 59.5% State funded and 40.5% County funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various education providers, related-service providers, and evaluators for the provision of the above-described services, for a term commencing July 1, 2014 and terminating June 30, 2015, 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 9 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. Lamberson".

Adopted June 25, 2014 by voice vote.

**ACT NO. 312-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH ERIE 1 BOCES  
FOR CLEARTRACK COUNTY MEDICAID MODULE**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Youth Bureau is desirous of accessing the ClearTrack County Medicaid Module for the Special Needs Pre-K Program for the 2014-2015 school year, and

WHEREAS, Erie 1 BOCES, 355 Harlem Road, West Seneca, New York 14224, can provide access to the ClearTrack County Medicaid Module, for an amount of \$5,525.00, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned module, 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 Erie 1 BOCES for the provision of the above-described services, for a term commencing July 1, 2014 and terminating June 30, 2015, according to the above-described terms.

Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 25, 2014 by voice vote.

**ACT NO. 313-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
PEDIATRIC HOME NURSING SERVICES, INC. FOR  
PEDIATRIC SKILLED NURSING SERVICES IN SCHOOL SETTING**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 438-2013 authorized a contract with Pediatric Home Care Services for the provision of pediatric skilled nursing services in a school setting, the term of which expires June 30, 2014, and

WHEREAS, the Youth Bureau is desirous of continuing the provision of pediatric skilled nursing services in a school setting, and

WHEREAS, Pediatric Home Nursing Services, Inc., 2250 Wehrle Drive, Suite 1, Williamsville, New York 14221, can provide the aforementioned services in a school setting for an amount in accordance with the following rate schedule:

Registered Nurse	\$28.00 per hour
LPN	\$21.00 per hour
LPN Premium	\$24.00 per hour,

and

WHEREAS, this program is 59% federal, 25% state and 16% 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 Pediatric Home Nursing Services, Inc., for the provision of the above-described services, for a term commencing July 1, 2014 and terminating June 30, 2015, 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 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 25, 2014 by voice vote.

**ACT NO. 314-2014** by Mr. Felton and Ms. Vickman

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Nursing Homes)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, due to a greater need for contracted nursing services in the Department of Nursing Homes, various appropriation accounts must be adjusted, now, therefore, be it

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

Increase Appropriation Account:		
EF.453.4530.6020.41220	Nursing Services Contracted	\$42,000.00
Decrease Appropriation Accounts:		
EF.453.4530.6010.00001.11000	Full Time Wages	\$20,000.00
EF.453.4530.6020.00002.11000	Full Time Wages	\$15,000.00
EF.453.4530.6020.00002.13000	Overtime	\$ 7,000.00.

Approved by 9 members of the Finance Committee and 7 members of the Senior Services Committee.

Adopted June 25, 2014 by voice vote.

**ACT NO. 315-2014** by Mr. Marsh, Mr. Murphy, Mr. Snyder, Sr., Mr. Teachman,  
Ms. Vickman, Mr. Boser, Mrs. Labuhn and Mr. Sprague  
*and Mrs. Stockman*<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED RENTAL AGREEMENT WITH  
CATTARAUGUS-LITTLE VALLEY CENTRAL SCHOOL DISTRICT TO  
INCLUDE ADDITIONAL SPACE FOR BOARD OF ELECTIONS**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 642-2012 authorized a rental agreement with the Cattaraugus-Little Valley Central School District for the use of space at the Little Valley campus building by the Board of Elections, and

WHEREAS, the Board of Elections would like to include an additional 264 square feet of space known as Room #118 in the aforementioned rental agreement, and

WHEREAS, commencing August 1, 2014, the Cattaraugus-Little Valley Central School District shall lease to the Board of Elections, an additional 264 square feet of space, known as Room #118, for an additional amount of \$164.83 per month, subject to the terms of the existing rental agreement, 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 an amended rental agreement, on behalf of Cattaraugus County, with the Cattaraugus-Little Valley Central School District, for the rental of the above-described additional space, for a term commencing January 1, 2013 and terminating December 31, 2015, with the option to renew for two (2) additional one-year terms, according to the above-described terms.

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

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 316-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE GRANT APPLICATIONS  
WITH CENTERS FOR DISEASE CONTROL AND PREVENTION  
FOR COMMUNITY HEALTH IMPROVEMENT GRANTS  
(Department of Health)**

Pursuant to Section 450 of the County Law.

WHEREAS, a three (3) year funding initiative is available through the Centers for Disease Control and Prevention for the following two (2) grants:

- Racial and Ethnic Approaches to Community Health (REACH), and
- Partnerships to Improve Community Health (PICH),

and

WHEREAS, the purpose of each of the aforementioned grants is to create healthier communities and reduce the burden of chronic diseases, and

WHEREAS, the Health Department is desirous of applying through the Centers for Disease Control and Prevention for each of the aforementioned grants, and

WHEREAS, the REACH grant is 100% federally funded, and the PICH grant is 15% federally funded for the first year, 20% funded for the second year and 25% funded for the third year, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant applications, on behalf of Cattaraugus County, with the Centers for Disease Control and Prevention, in order to apply for the above-described grant programs, for a three (3) year funding initiative, according to the above-described terms.

Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 25, 2014 by voice vote.

**ACT NO. 317-2014** by Ms. Edstrom and Mrs. Stockman  
*and Mr. Lamberson<sup>1</sup>*

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

Pursuant to 42 USCS Section 1786 and  
Section 450 of the County Law.

WHEREAS, Act 324-2013 authorized a contract with the New York State Department of Health for WIC Program funding, the term of which expires September 30, 2014, and

WHEREAS, the County Health Department has been awarded funding for the period October 1, 2014 to September 30, 2015 in the amount of \$485,902.00, and

WHEREAS, a contract is necessary in order to receive this funding from the New York State Department of Health, and

WHEREAS, this program is 25% state and 75% federally funded, now, therefore, be it  
RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract on behalf of Cattaraugus County, with the New York State Department of Health for WIC Program funding for a term commencing October 1, 2014 and terminating September 30, 2015, 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 9 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 additional sponsor: "Mr. Lamberson".

Adopted June 25, 2014 by voice vote.

**ACT NO. 318-2014** by Ms. Edstrom and Mrs. Stockman

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

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

WHEREAS, Act 471-2013 authorized a contract with the New York State Department of Health for the administration of the Western Region Immunization Consortium, the term of which expires March 31, 2018, and

WHEREAS, the New York State Department of Health has authorized a cost-of-living adjustment (COLA) in the amount of \$3,221.00, for the period April 1, 2014 through March 31, 2015, and

WHEREAS, a contract amendment is necessary in order to obtain the aforementioned COLA funding, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with the New York State Department of Health, in order to receive the aforementioned COLA for the immunization program, for a term commencing April 1, 2014 and terminating March 31, 2015, according to the above-described terms.

Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 25, 2014 by voice vote.

**ACT NO. 319-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
NEW YORK STATE DEPARTMENT OF HEALTH FOR  
CHILDHOOD LEAD POISONING PREVENTION PROGRAM**

Pursuant to 10 NYCRR Parts 22 and 67, Sections 1370-1376 of the Public Health Law  
and Section 450 of the County Law.

WHEREAS, Act 363-2013 authorized the Chair to execute a contract with the New York State Department of Health for the Childhood Lead Poisoning Prevention Program, the term of which expires September 30, 2014, and

WHEREAS, the Cattaraugus County Health Department has been awarded a cost-of-living adjustment (COLA) in the amount of \$3,767.00 for the period April 1, 2014 to March 31, 2015, and

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with the New York State Department of Health in order to obtain reimbursement through the above-referenced program, for a term commencing April 1, 2014 and terminating March 31, 2015, 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 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 25, 2014 by voice vote.

**ACT NO. 320-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
NEW YORK STATE DEPARTMENT OF HEALTH FOR  
FAMILY PLANNING PROGRAMS**

Pursuant to 10 NYCRR Part 40-1 and  
Section 450 of the County Law.

WHEREAS, Act 196-2014 authorized a contract with the New York State Department of Health, Division of Family & Local Health, Corning Tower, Empire State Plaza, Room 878, Albany, New York 12237-0675, for the provision of a Family Planning Program in the County's Health Department, the term of which expires December 31, 2014, and

WHEREAS, the New York State Health Department has awarded the County Health Department a COLA in the amount of \$21,993.00 for the period April 1, 2014 through March 31, 2015, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with the New York State Department of Health for the provision of a Family Planning Program in Cattaraugus County, for a term commencing January 1, 2014 and terminating March 31, 2015, 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 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 25, 2014 by voice vote.

**ACT NO. 321-2014** by Ms. Edstrom and Mrs. Stockman

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

Pursuant to Article 13-F of the Public Health Law and  
Section 450 of the County Law.

WHEREAS, Act 56-2013, as amended, authorized a contract with New York State Department of Health for pre-set reimbursement rates for human rabies treatment, animal specimens prepared and shipped, and for pet vaccination clinics that are conducted over the five-year period April 1, 2012 through March 31, 2017, and

WHEREAS, the New York State Department of Health has authorized a cost-of-living adjustment (COLA) in the amount of \$2,575.00 for the period April 1, 2014 through March 31, 2015, and

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with the New York State Department of Health, in order to receive the aforementioned COLA for the rabies reimbursement, for a term commencing April 1, 2014 and terminating March 31, 2015, 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 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 25, 2014 by voice vote.

**ACT NO. 322-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
NEW YORK STATE DEPARTMENT OF HEALTH FOR ADOLESCENT TOBACCO  
USE PREVENTION ACT ENFORCEMENT PROGRAM**

Pursuant to Article 13-F of the Public Health Law and  
Section 450 of the County Law.

WHEREAS, Act 147-2014 authorized a contract with New York State Department of Health for a youth tobacco enforcement and preventive work plan to reduce the use and accessibility of tobacco to youths under 18 years of age, the term of which expires March 31, 2015, and

WHEREAS, the New York State Department of Health has authorized a cost-of-living adjustment (COLA) in the amount of \$2,520.00 for the period April 1, 2014 through March 31, 2015, and

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with the New York State Department of Health, in order to receive the aforementioned COLA for the Adolescent Tobacco Use Prevention Act Program, for a term commencing April 1, 2014 and terminating March 31, 2015, 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 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 25, 2014 by voice vote. Mr. McElfresh voting No.

**ACT NO. 323-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
FOR WATER QUALITY MANAGEMENT PROJECT AND RESCINDING ACT 195-2014**

Pursuant to P.L. 97-117, P.L. 100-4, Section 450 of the  
County Law, and 40 CFR Parts 31 and 35, Subpart A.

WHEREAS, funds are available through the United States Environmental Protection Agency for the conduct of Water Quality Management Planning, and

WHEREAS, the New York State Department of Environmental Conservation (NYSDEC) is desirous of contracting with the County Health Department for the provision of the following services:

- a) review of plans and specifications of wastewater treatment systems for NYSDEC-regulated private, commercial and institutional facilities less than 10,000 gpd in Cattaraugus County, and
- b) inspection and compliance of NYSDEC-regulated private, commercial and institutional wastewater facilities in Cattaraugus County,

and

WHEREAS, the County Health Department currently provides the aforementioned services and has agreed to continue providing the aforementioned services for a total amount up to \$22,979.00 to be reimbursed in installments not to exceed \$4,595.80 per year over a five (5) year period, and

WHEREAS, Cattaraugus County ("the Project Sponsor") agrees that it will fund its portion of the cost of the aforementioned Project, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the NYSDEC, for the provision of the above-described services, for a term commencing April 1, 2014 and terminating March 31, 2019, 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 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 Act 195-2014 be, and hereby is, rescinded.

Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 25, 2014 by voice vote.

**ACT NO. 324-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES  
PSYCHOLOGICAL EVALUATIONS AND ASSESSMENTS**

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

WHEREAS, Act 257-2013 authorized contracts with various entities for psychological evaluation and assessment services, which consist of interviews with clients, consultation with other care providers and case managers, and preparation of reports, including recommendations for placement, treatment or custody/visitation, the terms of which expire June 30, 2014, and

WHEREAS, contracts are needed with various entities for the provision of the above-described services, with a maximum rate based on the current highest acceptable rate within the service area which are as follows:

<u>Position</u>	<u>Rate</u>
Doctor of Psychiatry	Not to Exceed \$185 per session
Doctor of Psychology	Not to Exceed \$175 per session
Licensed Mental Health Counselor	Not to Exceed \$125 per session
Family Counseling	Not to Exceed \$100 per session
Preparation & Court Testimony	Not to Exceed \$175 per hour
Testing	Not to Exceed \$180 per hour,

and

WHEREAS, this program is 62% state and 38% county funded, 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 contracts, on behalf of Cattaraugus County, with various entities, for the provision of the aforementioned court-ordered psychological assessments and evaluations, for a term commencing July 1, 2014 and terminating June 30, 2015, 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 members of the 9 Finance Committee and 7 members of the Human Services Committee.

Adopted June 25, 2014 by voice vote.

**ACT NO. 325-2014** by Ms. Edstrom and Mrs. Stockman  
*and Mr. Padlo*<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS COMMUNITY ACTION, INC., FOR  
YOUTH PLACEMENT PREVENTION PROGRAMMING (FAST) AND  
TEENAGE SERVICE ACT (TASA) SERVICES**

Pursuant to 9 NYCRR Subpart 165-1, Section 501 of the Executive Law, and  
Section 450 of the County Law.

WHEREAS, Act 325-2013 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, through its "Families and Schools Together (FAST) Program", for the provision of a placement prevention program to reduce the number of Cattaraugus County youth that are court-ordered to placement due to a history of PINS and/or juvenile delinquency behavior, the term of which expires June 30, 2014, and

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

WHEREAS, Cattaraugus Community Action, Inc., through its "Families and Schools Together (FAST) Program" and "Teenage Service Act (TASA) Program", will target specific school districts mutually agreed upon by both parties, except the Olean City School District, and has agreed to continue the aforementioned services, plus provide TASA services, for an amount not to exceed \$204,048.00, to be paid on a monthly basis for services provided during the preceding month, as invoiced, and

WHEREAS, this program is 62% state and 38% county funded, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned program, 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 Cattaraugus Community Action, Inc., for the provision of the above-described Youth Placement Prevention Programming, for a term commencing July 1, 2014 and terminating June 30, 2015, 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 9 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 June 25, 2014 by voice vote.

**ACT NO. 326-2014** by Mrs. Stockman  
*and Mr. Teachman, Ms. Vickman, Mr. Lamberson and Mr. Padlo*<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
OLEAN COMMUNITY SCHOOLS FOR GED INSTRUCTION**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 326-2013 authorized a contract with the Olean Community Schools for the provision of GED instruction services, the term of which expires June 30, 2014, and

WHEREAS, the County Department of Social Services is desirous of continuing the GED instruction services for eligible recipients up to the age of 21, and

WHEREAS, Olean Community Schools, 410 West Sullivan Street, Olean, New York 14760, through its Adult Education Program, can provide the aforementioned GED instruction services for an amount not to exceed \$12,000.00, to be paid on a monthly basis as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Olean Community Schools, for the provision of the above-described services, for a term commencing July 1, 2014 and terminating June 30, 2015, 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 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. Teachman, Ms. Vickman, Mr. Lamberson and Mr. Padlo".

Adopted June 25, 2014 by voice vote.

**ACT NO. 327-2014** by Ms. Edstrom, Mr. McElfresh, Mr. Snyder, Sr., Mr. Teachman and Mr. Padlo  
and Mr. Murphy, Mr. Weller and Mr. Koch<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CITY OF OLEAN FOR BRADNER STADIUM FIELD HOUSE PROJECT AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Fund Balance Committed-Economic Development)**

Pursuant to Section 99-h of the State Finance Law and  
Sections 363, 366 and 450 of the County Law.

WHEREAS, the City of Olean is renovating Bradner Stadium and has asked for assistance with the construction of a field house, and

WHEREAS, Cattaraugus County recognizes that improvements to Bradner Stadium will help to encourage economic growth in the eastern part of the County and is desirous of assisting the City of Olean by contributing the amount of \$200,000.00 for the construction of the aforementioned field house, and

WHEREAS, Act 643-2013 established Account A.913.0000 - Fund Balance Committed-Economic Development for unexpended Casino Funds, and

WHEREAS, the aforementioned account should be used to cover the cost of the \$200,000.00 to be paid to the City of Olean for the Field House project, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the City of Olean, for assistance with the aforementioned project, for a term commencing June 1, 2014 and terminating December 31, 2014, according to the above-described terms, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate from Fund Balance Committed Economic Development Account A.913.0000 and make the following budgetary changes:

Increase Appropriation Account:

A.298.7180.0000.42045	Bradner Stadium - City of Olean	\$200,000.00.
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Approved by 9 members of the Finance Committee and 4 members of the Development and Agriculture Committee.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Mr. Murphy, Mr. Weller and Mr. Koch".

Adopted June 25, 2014 by voice vote.

CHAIRMAN MARSH granted Privilege of the Floor to Mayor William Aiello, City of Olean, who spoke about the Bradner Stadium project as well as other projects within the city. Brian O'Connell, owner of the Olean Oilers baseball team, also spoke regarding the use of the facility and the impact on the Olean area.

**ACT NO. 328-2014** by Mr. Marsh

**ESTABLISHING STANDARD WORK DAY FOR CERTAIN APPOINTED OFFICIALS FOR REPORTING PURPOSES TO NEW YORK STATE RETIREMENT SYSTEM**

Pursuant to 2 NYCRR Section 315.4.

WHEREAS, 2 NYCRR Section 315.4, effective August 12, 2009, requires that all newly elected or appointed officials participating in the New York State Retirement System maintain a record of activities for a period three months within 150 days of appointment or the start of a term of office, for purposes of establishing a standard work day, and

WHEREAS, 2 NYCRR Section 315.4 requires that the governing board shall establish, by resolution, a standard work day for each appointed position, and

WHEREAS, certain newly appointed officials have submitted their three-month record of activities, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby establishes the following as standard work days for appointed officials and will report the following days worked to the New York State and Local Employees Retirement System, based on the record of activities maintained and submitted by this official to the Clerk of the Legislature:

<u>Title</u>	<u>Name</u>	<u>Ret. Reg.</u>	<u>Authority</u>	<u>Term</u>	<u>Standard Work Hrs/Day</u>	<u>Days/ Month</u>
Assistant District Attorney	Erich S. Weyand	37427820	Appointed	01/01/2014-12/31/2017	6	18.28

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to post conspicuously, on the bulletin board in the front lobby of the Little Valley County Center, for a period of thirty days, a copy of this adopted resolution and thereafter forward a certified copy of this resolution, along with a certification of such public posting, to the New York State and Local Employees Retirement System in accordance with 2 NYCRR Section 315.4.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 329-2014** by Mr. Snyder, Sr.  
*and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer, Mr. Marsh, Mr. McElfresh, Mr. Snyder, Jr., 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>*

**WISHING A SPEEDY RECOVERY TO JIM KELLY**

Pursuant to Section 153 of the County Law.

WHEREAS, Jim Kelly, the third quarterback taken in the 1983 NFL Draft, as quarterback of the Buffalo Bills led one of the great NFL scoring juggernauts, leading the Bills to four consecutive Super Bowls, from 1991 to 1994, and was inducted into the Pro Football Hall of Fame in 2002 in his first year of eligibility, and

WHEREAS, Kelly devoted much of his post-football life to his son, Hunter James Kelly, who was diagnosed with Krabbe disease shortly after his birth and died as a result of this disease on August 5, 2005, at the age of 8, and

WHEREAS, to honor his son, Kelly and his wife Jill established a non-profit organization in 1997 called Hunter's Hope to advocate on behalf of Krabbe patients, which has significantly increased national awareness of the disease, and

WHEREAS, The Hunter James Kelly Research Institute was founded at the University of Buffalo in 2004 for neuroscientists and clinicians to study the disease, and

WHEREAS, Jim and Jill have, for many years, been instrumental and pivotal members of the western New York community and have set a positive example for all showing the extent to which faith and community support and involvement can carry people through the toughest times, and

WHEREAS, Jim and Jill are property owners in Cattaraugus County, and have, for more than a decade, often resided at their home in the Town of Ellicottville and made many friends in this county, and

WHEREAS, this iconic sports figure is presently battling cancer of the jaw, which has spread into his maxillary sinus cavity and adjacent tissues, and is now recovering from chemotherapy and radiation treatments, and

WHEREAS, it is fitting that the Cattaraugus County Legislature recognize Jim and Jill Kelly for their many accomplishments and wish Jim a speedy recovery and return to the community, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby expresses its best wishes to Jim and Jill Kelly and extends to Jim its hope and prayers for a speedy and complete recovery from his illness, and

RESOLVED, that the Legislature looks forward to welcoming Jim and Jill back to Cattaraugus County and Ellicottville in the near future, and

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Jim and Jill Kelly.

Approved by 8 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. Hale, Mr. Klancer, Mr. Marsh, Mr. McElfresh, Mr. Snyder, Jr., Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn, Mr. Lamberson, Mr. Padlo and Mr. Sprague".

Adopted June 25, 2014 by voice vote.

**ACT NO. 330-2014** by Mr. Snyder, Sr.  
*and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer,  
Mr. Marsh, Mr. McElfresh, Mr. Snyder, Jr., 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>*

**SUPPORTING THE BUFFALO BILLS AND URGING THE NEW OWNERS TO COMMIT  
TO THE TEAM'S LONG-TERM LOCATION IN WESTERN NEW YORK**

Pursuant to Section 153 of the County Law.

WHEREAS, since the death of owner Ralph Wilson in March, 2014, the imminent sale of the Buffalo Bills NFL franchise has been a much-discussed topic of concern for the team's many fans and all residents of Western New York (WNY), and

WHEREAS, as Governor Andrew Cuomo has recognized, "(t)he Buffalo Bills are a central part of the cultural, economic, and of the entire western part of New York State ... and (w)ith a fan-base as diverse, passionate, and energetic as any professional sports team in the nation, the Buffalo Bills account for hundreds of millions of dollars in economic impact as well as hundreds of jobs in WNY...", and

WHEREAS, the Bills CEO Russ Brandon recently observed that "(t)he interest (of potential buyers), from my point of view, is high," and

WHEREAS, under the terms of the team's new lease with Erie County, the Bills are only obligated to remain in WNY for the next seven (7) years, and

WHEREAS, several possible purchasers of the franchise have expressed the possibility of relocating the team to Toronto, Los Angeles or other venues, and

WHEREAS, the loss of the Buffalo Bills would constitute a horrendous and tragic blow to the culture and economy of WNY and to the team's thousands of fans and residents of Cattaraugus County, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby expresses its support for the Buffalo Bills and urges the team's new owners to commit the team's long-term location to WNY, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Buffalo Bill's President and CEO Russ Brandon, Erie County Executive Mark C. Poloncarz, and Governor Cuomo.

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. Hale, Mr. Klancer, Mr. Marsh, Mr. McElfresh, Mr. Snyder, Jr., Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn, Mr. Lamberson, Mr. Padlo and Mr. Sprague".

Adopted June 25, 2014 by voice vote.

**ACT NO. 331-2014** by Mr. Murphy  
and Mr. VanRensselaer<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HEALTHY COMMUNITY ALLIANCE, INC. FOR  
COORDINATOR OF EMERGENCY MEDICAL SERVICES AND  
EMERGENCY PREPAREDNESS RESOURCE SPECIALIST AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Office of Emergency Services)**

Pursuant to Sections 224 (8), 363, 366 and 450 of the County Law.

WHEREAS, Act 209-2013 authorized the Chair to execute a contract with Healthy Community Alliance, Inc., for the services of a Coordinator of Emergency Medical Services and an Emergency Preparedness Resource Specialist, the terms of which expire June 30, 2014, and

WHEREAS, the County Office of Emergency Services is desirous of continuing the services of a Coordinator of Emergency Medical Services and an Emergency Preparedness Resource Specialist, and

WHEREAS, the Coordinator of Emergency Medical Services shall be responsible for the preparation, review and approval of a basic grant application form, which is forwarded to the State for final approval of state-reimbursed EMT courses, and

WHEREAS, the Emergency Preparedness Resource Specialist shall be responsible for assisting the Coordinator of Public Health Emergency Preparedness in ensuring that the County Office of Emergency Services is prepared to respond and react to environmental and/or health-related disasters which may affect Cattaraugus County, and

WHEREAS, Healthy Community Alliance, Inc., 1 School Street, Suite 100, Gowanda, New York 14070, can provide personnel to perform the tasks of Coordinator of Emergency Medical Services and Public Health Emergency Preparedness Resource Specialist, which shall include assistance with:

- emergency medical services projects;
- the Cattaraugus County All Hazard Mitigation Plan;
- emergency preparedness deliverables;
- federal and state emergency management;
- the national and state Homeland Security Program; and
- coordination for all emergency medical services training within the County, including, but not limited to, emergency medical technician training (EMT), original and refresher courses, first aid and CPR and critical first responder (CFR) training,

for a total amount of \$48,792.00, for the period July 1, 2014 through June 30, 2015, to be paid as invoiced, and

WHEREAS, this program is 100% state funded, and

WHEREAS, various appropriation and revenue 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 Healthy Community Alliance, Inc., for the provision of the above-described services, for a term commencing July 1, 2014 and terminating June 30, 2015, according to the above-described terms, and be it further

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

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

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

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

Increase Estimated Revenue Account:

A.364.3642.2013.4305.01	LEMPG	\$20,000.00
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Increase Appropriation Account:

A.364.3642.2013.41010	Contracted EMS Director	\$20,000.00.
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Approved by 9 members of the Finance Committee and 6 members of the Public Safety Committee.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 332-2014** by Mr. Weller and Mr. Koch  
who ask immediate consideration

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS FOR  
PURCHASE OF TANDEM AXLE TRUCKS WITH SNOWFIGHTING EQUIPMENT  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Department of Public Works advertised for sealed bids for the purchase of two (2) new or unused 2014 or newer tandem axle trucks with snowfighting equipment, according to bid specifications and general information provided by the DPW Procurement Specialist, and

WHEREAS, due to a conflict in the bid specification options, the bids should be rejected and rebid, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby rejects the bids received for the purchase of two (2) new or unused 2014 or newer tandem axle trucks with snowfighting equipment, which were opened on June 5, 2014, authorizes the purchase to be rebid, and authorizes all actions previously taken by the Department of Public Works regarding such rejection and rebidding nunc pro tunc.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 333-2014** by Mr. Hale, Mr. Snyder, Jr., Mr. VanRensselaer and Mrs. Labuhn  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
SOUTHERN TIER WIRELESS, INC. FOR  
RADIO TOWER SPACE AT LYNDON TOWER**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Southern Tier Wireless, Inc., 8450 Glen Road, Rushford, New York 14777, has requested space to place their equipment on the County's radio tower located in the Town of Lyndon, and

WHEREAS, the County has agreed to rent space to Southern Tier Wireless, Inc., on the County's radio tower located in the Town of Lyndon, for a rental fee of \$90.00 per month or \$1,080.00 per year, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract or lease agreement, on behalf of Cattaraugus County, with Southern Tier Wireless, Inc., for the renting of space on the Lyndon Tower, for a term commencing July 1, 2014 to continue in full force and effect for a term of five (5) years, with the option to renew for an additional five (5) year term, according to the above-described terms.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 334-2014** by Ms. Vickman and Mrs. Labuhn  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
LSA VIDEO, INC. FOR  
VIDEO REMOTE INTERPRETING SERVICES  
(Deaf Interpreter Services)**

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

WHEREAS, the County must provide interpreter services for deaf clients, and

WHEREAS, LSA Video, Inc., 455 Business Center Drive, Suite 100, Horsham, Pennsylvania 19044, can provide comprehensive video remote interpreting (VRI) services, on an as-needed basis, for a monthly minimum of \$50.00 per month per facility, in accordance with the following rate schedule:

<u>VRI Service</u>	<u>Rate</u>
American Sign Language	\$3.25 per minute
Spoken Spanish	\$1.99 per minute
Other Languages	\$2.50 per minute

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 LSA Video, Inc., for the provision of the above-described services, for a term commencing upon execution of the contract and continuing for three (3) years, according to the above-described terms, and be it further

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

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

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

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 335-2014** by Mr. Snyder, Jr., Mr. Teachman, Mr. Koch and Mrs. Labuhn  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS GOVERNMENTAL ENTITIES FOR  
USE OF ELECTRONIC VOTING MACHINES FOR CERTAIN ELECTIONS**

Pursuant to Section 450 of the County Law.

WHEREAS, various governmental entities in Cattaraugus County are desirous of using the County's electronic voting machines for certain elections throughout the year, and

WHEREAS, the County Board of Elections has agreed to allow various governmental entities to use its electronic voting machines for certain elections for an amount based on the actual expenses incurred by the Board of Elections at each election, and

WHEREAS, the County Board of Elections shall charge back to the governmental entity 100% of the actual expenses incurred by the Board of Elections at each election, not to exceed \$1,500.00 per election, and

WHEREAS, the governmental entities using the County's electronic voting machines must hire certified inspectors, who have been approved by the County Board of Elections, 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 governmental entities, for the use of the electronic voting machines, for a term commencing June 25, 2014, to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 336-2014** by Mr. Edwards and Mr. Lamberson  
*and Ms. Edstrom, Mr. Felton, Mr. Hale, Mr. Klancer, Mr. Marsh,*  
*Mr. McElfresh, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. Teachman,*  
*Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch,*  
*Mrs. Labuhn, Mr. Padlo and Mr. Sprague<sup>1</sup>*  
 who ask immediate consideration

**APPOINTMENT OF HUMAN RESOURCES DIRECTOR**

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

WHEREAS, Act 109-2014 authorized the withdrawal of Cattaraugus County from the Civil Service Commission form of administration of the Civil Service Law, effective April 30, 2015, and further authorized that such law shall be administered by a Personnel Officer, and

WHEREAS, the current Human Resources Director David Moshier is retiring effective June 27, 2014, and is thereby creating a vacancy in that position, and

WHEREAS, the term of the Human Resources Director will expire on April 30, 2015, concurrent with the change in form of administration of Civil Service Law, and

WHEREAS, it is necessary to appoint a Human Resources Director until such change in form of administration of Civil Service Law is enacted for purposes of conducting routine business, now, therefore, be it

RESOLVED, that Julie J. Carr, 48 Washington Street, Ellicottville, New York 14731 be, and hereby is, appointed as Human Resources Director for a term commencing June 28, 2014 and terminating April 30, 2015, at a bi-weekly salary rate of \$2,884.60.

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

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 337-2014** by Mr. Marsh, Mr. VanRensselaer and Mrs. Labuhn  
 who ask immediate consideration

**RECOGNIZING NEW YORK STATE'S FIRST INVASIVE SPECIES AWARENESS WEEK**

Pursuant to Section 153 of the County Law.

WHEREAS, New York State is rich and varied in its lands and waters and species of plants, trees, and wildlife that inhabit them which enhance our State's air and water quality, contribute to the overall environmental balance, support a robust agricultural industry, beautify recreational destinations and wildlife habitats, and add to property values and local economies, and

WHEREAS, the citizens of Cattaraugus County are pleased to support initiatives through which we can illustrate our ongoing commitment to these precious resources and those cherished lands and waters which reflect our noble heritage and whose presence has meaningful impact upon the lives of New Yorkers, and

WHEREAS, the quality of those lands and waters are put at risk by invasive species which have been introduced to New York State and spread, harming the environment, the economy, and even human health, and

WHEREAS, increased awareness and understanding about the need to stop the introduction and spread of invasive species will benefit New York State and the Nation, and

WHEREAS, encouraging a cooperative spirit and environmental stewardship throughout New York State and among its partners can reduce the specific risk of invasive species to the State's natural resources, economy, and human health; efforts are being undertaken in this State, in partnership with private and nonprofit organizations, universities, and local, State and Federal agencies, to help protect the State's lands and waters, and

WHEREAS, New Yorkers share a concern for the safety and well-being of our environment and economic prosperity, and all citizens and visitors alike are encouraged to increase their knowledge, understanding, and awareness of invasive species and their damaging environmental, societal, and economic impact on New York State and the entire Nation, and

WHEREAS, summer marks the high season of tourism, boating, camping and agricultural productivity in New York State, and Invasive Species Awareness Week provides an opportunity for all to express support for the goals of this observance and to extend appreciation to the agencies, businesses, environmental groups, academic institutions, community organizations, and volunteers that are taking action against the spread of invasive species, now, therefore, be it

RESOLVED, that in coordination with other counties and regions of the state, Cattaraugus County hereby designates the week of July 6-12, 2014 as NEW YORK INVASIVE SPECIES AWARENESS WEEK in Cattaraugus County.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 338-2014** by Ms. Edstrom, Mr. Marsh and Mrs. Stockman  
and Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer, Mr. McElfresh,  
Mr. Snyder, Jr., Mr. Snyder, Sr., Mr. Teachman, Mr. VanRensselaer,  
Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn,  
Mr. Lamberson, Mr. Padlo and Mr. Sprague<sup>1</sup>  
who ask immediate consideration

**OPPOSING CLOSURE OF WESTERN NEW YORK CHILDREN'S PSYCHIATRIC CENTER  
WEST SENECA LOCATION**

Pursuant to Section 153 of the County Law.

WHEREAS, the State Office of Mental Health is considering consolidating and reducing the number of state-run psychiatric hospitals from 24 to 15 over a three-year period, and

WHEREAS, the plan includes the closing of all children's psychiatric centers and inpatient

units, including the Western New York Children's Psychiatric Center located in West Seneca, and combining these units into "Centers of Excellence" generally designed to serve adult patients with significant mental disorders, not children, and

WHEREAS, institutionalization of children in these "Centers of Excellence" will require the sharing of facilities and services with adult psychiatric patients, and

WHEREAS, children currently residing at the West Seneca Children's Psychiatric Center are between the ages of 4 and 18 years of age and are at high risk for future institutionalization without the proper care and treatment, and

WHEREAS, the resulting exposure of these children at risk at the proposed "Centers of Excellence" to adult influence and circumstances beyond their control is both unhealthy and dangerous, and

WHEREAS, the closure of children's centers, similar to the West Seneca Children's Psychiatric Center, will result in many children from other areas of the state being housed in institutions far away from their homes, in Utica, Buffalo or Albany, thus creating unacceptable hardships for families expecting to stay in contact with their children serviced by these distant "institutions", and

WHEREAS, accommodations for these children at risk should be made in all regions of the state in order to allow families to stay connected, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby acknowledges the importance of maintaining an adequate and safe environment for our citizens and especially for children at risk, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby opposes the combining of children's psychiatric services in "Centers of Excellence" with adult patients and supports the retention of separate "Centers of Excellence" exclusively for children in comfortable and park-like settings similar to those found at the Western New York Children's Psychiatric Center located in West Seneca, and be it further

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

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

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 339-2014** 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

### **CONGRATULATING DAVID MOSHIER ON HIS RETIREMENT**

Pursuant to Section 153 of the County Law.

WHEREAS, David Moshier began his employment with Cattaraugus County in the Personnel and Civil Service Department as a Personnel Technician Trainee on October 11, 1988; became a Personnel & Labor Relations Specialist on October 8, 1989; was promoted to a Sr. Personnel Labor Relations Specialist on June 16, 1999; was promoted to Deputy Director of Personnel & Labor Relations on June 17, 2001; and was appointed Human Resources Director on July 1, 2004, where he has served ever since, and

WHEREAS, Mr. Moshier has served Cattaraugus County faithfully and honorably for over 25 years and during that time has distinguished himself by exemplifying the highest ideals and principles of his profession and the utmost in ability and devotion to the County and its citizens, and

WHEREAS, during his tenure as Human Resources Director, Mr. Moshier has achieved many departmental goals, including, but not limited to:

- Administered and participated in many successful negotiations for seven (7) collective bargaining units;
- Administered civil service for the County, as well as all towns, school, villages, cities and special districts within Cattaraugus County;
- Served as Executive Secretary to the Civil Service Commission for over 10 years;
- Assumed responsibility in October 2008 for the former Risk Management Department,

and

WHEREAS, Mr. Moshier has been active in professional organizations such as the New York State Public Employers Labor Relations Association, Inc., and the New York State Association of Personnel and Civil Service Officers in which he served as an Executive Board Member from 2003 as well as President From July 2009 to June 2011, and

WHEREAS, Mr. Moshier received two awards from the New York State Association of Personnel and Civil Service Officers for his leadership, determination and critical role in the continuation of statewide civil service training while the New York State Department of Civil Service was going through transition and unable to provide training, and

WHEREAS, Mr. Moshier has earned the respect of the people he has served by being highly professional, displaying good judgment, and conducting himself in a fair and consistent manner; and utilizing his diplomatic abilities, wisdom and leadership skills, he has well served the County and its residents, and

WHEREAS, Mr. Moshier will be missed by his many friends and colleagues in Cattaraugus County, and

WHEREAS, for the foregoing reasons, it is entirely fitting and proper that this Legislature express its most sincere appreciation for all that he has done for Cattaraugus County, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates David Moshier on his retirement as Human Resources Director of Cattaraugus County, and be it further

RESOLVED, that the Cattaraugus County Legislature does hereby express its deepest gratitude to Mr. Moshier for all that he has done for the betterment of Cattaraugus County, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to David Moshier.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 340-2014** by Mr. Marsh  
and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer,  
Mr. McElfresh, 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>  
who ask immediate consideration

**CONGRATULATING RYAN D. WEST ON HIS RETIREMENT  
FROM CATTARAUGUS ABSTRACT CORP.**

Pursuant to Section 153 of the County Law.

WHEREAS, the abstract companies perform a valuable service to the citizens and the legal community in Cattaraugus County, and

WHEREAS, one of these companies, Cattaraugus Abstract Corp., is currently celebrating its 50<sup>th</sup> anniversary, and

WHEREAS, its long-time manager, Ryan D. West, is retiring after 46 years of service to this abstract company, and

WHEREAS, throughout these 46 years, Ryan West has maintained a daily presence in the Cattaraugus County Clerk's Office and has been a source of knowledge and assistance to the Cattaraugus County Clerk and staff, as well as to the Cattaraugus County Treasurer, Real Property Tax Service and many other offices within the County Center, and

WHEREAS, said assistance has proven invaluable over the years and the knowledge Mr. West has unselfishly shared with the staff of Cattaraugus County has saved countless hours in time and resources, and

WHEREAS, the high standards maintained by Ryan West and his professional integrity have helped ensure that the records of Cattaraugus County are kept in pristine condition, and

WHEREAS, the retirement of Ryan D. West will leave a void in the County Clerk's Office and real estate industry that will not be filled soon, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates Cattaraugus Abstract Corp. on its 50<sup>th</sup> anniversary and further expresses congratulations to Ryan D. West on his retirement, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Cattaraugus Abstract Corp. and Ryan D. West.

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

<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. 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 June 25, 2014 by voice vote.

**ACT NO. 341-2014** by Mr. Murphy  
and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Klancer,  
Mr. Marsh, Mr. McElfresh, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman,  
Mr. Teachman, Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Boser,  
Mr. Koch, Mrs. Labuhn, Mr. Lamberson, Mr. Padlo and Mr. Sprague  
who ask immediate consideration

**CONGRATULATING THE OCTANE 13S VOLLEYBALL TEAM FOR  
WINNING THE WESTERN EMPIRE VOLLEYBALL ASSOCIATION BID QUALIFIER**

Pursuant to Section 153 of the County Law.

WHEREAS, the Octane 13s volleyball team for the second year in a row is heading to the USA National Volleyball Championships to be held June 25 through June 30 in Minneapolis, Minnesota, and

WHEREAS, the Octane team won the Western Empire Volleyball Association’s Bid Qualifier held in West Seneca on May 3, 2014 by defeating Rochester’s Volley FX in the semi-finals and Buffalo’s Niagara Frontier VB team in the championship match, and

WHEREAS, the Octane team has competed in eight tournaments this season including events held in Philadelphia, Cleveland, and Baltimore, as well as the Disney Invitational Qualifier in Orlando, and

WHEREAS, members of the Octane 13s volleyball team are Menleigh Ellis and Bridgette Murphy of Cattaraugus-Little Valley; Bethany Miller of Olean; Ericka Carlson, Sydney Colligan, Brooke Decker, Sierra Keim, and Haley Unverdorben of Portville; and Naomi Cook of Oswayo Valley, and

WHEREAS, the team and coach should be commended for their hard work and dedication, which has led to a highly successful season record of 89-18 and the team’s second opportunity to compete at Nationals, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates Coach Kelly Unverdorben and the Octane 13s volleyball team on its successful 2014 season, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Coach Kelly Unverdorben.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 342-2014** 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

**CONGRATULATING CLASS OF 2014 HIGH SCHOOL VALEDICTORIANS**

Pursuant to Section 153 of the County Law.

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

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

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

RESOLVED, that the Cattaraugus County Legislature hereby congratulates the following students as Class of 2014 high school valedictorians:

Allegany-Limestone Central School	Haley Elizabeth Porterfield
Archbishop Walsh High School	Christian Daugherty
Cattaraugus-Little Valley Central School	Claire Dowdall
Central Baptist Christian School	Damien Zink
Cuba-Rushford Central School	Teagan Peacock
Ellicottville Central School	Ashley Charlesworth
Forestville Central School	Emma Smith
Franklinville Central School	Mark Thompson
Frewsburg Central School	Jesse Ernewein
Gowanda Central School	Jessica Sowa
Hinsdale Central School	Melissa Harris
New Life Christian School	Frances Quigley
Olean City School	Corie Both
Pine Valley Central School	Ahleen Pollock
Pioneer Central School	Walker Darling
Portville Central School	Makayla Wells
Randolph Central School	Zachery Jackson
Salamanca City Central School	Courtney Yehl
Springville-Griffith Institute Central School	Caroline Francisco
West Valley Central School	Lindsey Smith,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the Class of 2014 valedictorians.

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

Adopted June 25, 2014 by voice vote.

**ACT NO. 343-2014** by Public Works Committee:  
Mr. Weller, Mr. Koch, Ms. Edstrom, Mr. Klancer, Mr. Snyder, Jr.,  
Mrs. Stockman, Mr. Teachman, Mr. Lamberson and Mr. Sprague  
and County Operations Committee:  
Mr. Teachman, Mr. Padlo, Mr. Klancer, Mr. McElfresh,  
Mr. Snyder, Jr., Mr. Weller and Mr. Sprague  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED RENTAL AGREEMENT WITH  
CATTARAUGUS-LITTLE VALLEY CENTRAL SCHOOL DISTRICT TO  
INCLUDE REIMBURSEMENT FOR INCREASE IN UTILITIES DUE TO AIR CONDITIONERS**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 642-2012, as amended by Act 89-2013 authorized a rental agreement with the Cattaraugus-Little Valley Central School District - Little Valley Campus for the use of space by the Board of Elections, and

WHEREAS, the Board of Elections is desirous of installing four (4) air conditioning units in its offices, and

WHEREAS, the County shall reimburse the School District for any increase in electric utility bills caused by the use of the County's air conditioning units, subject to the review and approval of the County Administrator of documentation submitted by the District establishing the specific amount of any such increase so caused, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended rental agreement, on behalf of Cattaraugus County, with the Cattaraugus-Little Valley Central School District, for the reimbursement of the aforementioned electric utility bills, for a term commencing January 1, 2013 and terminating December 31, 2015, with the option to renew for two (2) additional one-year terms, according to the above-described terms.

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

Adopted June 25, 2014 by voice vote.

MR. TEACHMAN moved, seconded by Mr. Sprague to adjourn until July 23, 2014 at 3:00 p.m. Carried.

Meeting adjourned at 4:43 p.m.

Ann M. Giglio  
Journal Clerk