



July 23, 2014

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

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed three Legislators absent – Hale, Murphy and Teachman.

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MR. WELLER moved, seconded by Mrs. Stockman that the minutes of the June 25, 2014 session be approved. Carried.

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#### **COMMUNICATIONS:**

New York State Department of State: Acknowledging receipt of Local Law 4-2014, Cattaraugus County Local Law Number 3-2014, and the filing of the same.

Member of the Assembly Joseph M. Giglio: Acknowledging receipt of Act No. 280-2014 and Act No. 292-2014.

Chenango County Board of Supervisors: Resolution No. 130-14 entitled “Declaring May 12, 2014 ‘Mayday for Mandate Relief’ and Urging the Mandate Relief Council to Take Swift Action in Submitting a Package of Mandate Relief Proposals to Governor Cuomo and the State Legislature to be Voted on This Session”.

Seneca County Board of Supervisors: Resolution No. 152-14 entitled “Resolution Recognizing New York State’s First Invasive Species Awareness Week”.

Family of Jack Searles: Thank you note for donation to the Friends of the Cattaraugus County Nursing Home in memory of Robert W. Searles.

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#### **APPOINTMENTS:**

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

*Terms to expire July 31, 2017*

Tina J. Abrams  
3543 West Loop Road  
Salamanca, New York 14779

Mark Smith  
9931 Nashville Road  
South Dayton, New York 14138

James Valent  
5 Fancher Avenue  
Salamanca, New York 14779

Al Ormond  
8937 Dutch Hill Road  
Little Valley, New York 14755

**ACT NO. 344-2014** by Mr. Weller and Mr. Koch

**BID ACCEPTANCE FOR PRECAST CONCRETE BOX CULVERT FOR  
LYNDON CULVERT NO. 8**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for a precast concrete box culvert for Lyndon Culvert No. 8, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned precast concrete box culvert was the bid of Kistner Concrete Products, Inc., P.O. Box 218, East Pembroke, New York 14056, for an amount of \$44,968.50, to be paid as invoiced and as determined by the Department of Public Works, and

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

RESOLVED, that the bid of Kistner Concrete Products, Inc., be, and the same hereby is, accepted, for a term commencing upon Notice of Award and terminating October 31, 2014, with delivery to be made between August 18, 2014 and September 8, 2014, and be it further

RESOLVED, that vouchers submitted in accordance with the provisions of the General Municipal Law §106-b and certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Five sets of specifications were sent out.

Three bids were received.

Approved 7 members of the Finance Committee and 9 members of the Public Works Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 345-2014** by Mr. Weller and Mr. Koch  
*and Mr. Lamberson<sup>1</sup>*

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Public Works- Mill & Pave Program)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, the Department of Public Works is desirous of conducting a mill & pave program on various County roads, and

WHEREAS, various appropriation and revenue accounts must be adjusted to cover the cost of the aforementioned projects, now, therefore, be it

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

Increase Estimated Revenue Account:

H. 504.5197.5197.3501	Consolidated Highway Aid	\$727,943.42
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Increase Appropriation Account:

H.504.5197.5197.27002.41603	Milling and Paving Program	\$727.943.42.
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Approved by 7 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 July 23, 2014 by voice vote.

**ACT NO. 346-2014** by Mr. Weller and Mr. Koch

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

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

WHEREAS, Act 404-2004, as amended by Act 160-2014, authorized a contract with the New York State Department of Agriculture and Markets for the Petroleum Product Quality Program, the term of which expired March 31, 2014, and

WHEREAS, the County has been awarded funding in the amount of \$27,500.00 for the period April 1, 2014 through March 31, 2019, and

WHEREAS, a contract is necessary in order to receive the aforementioned \$27,500.00, 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 Agriculture and Markets, for funding for the Petroleum Product Quality Program, for a term commencing April 1, 2014 and terminating March 31, 2019, according to the above-described terms.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 347-2014** by Mr. Weller and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
OTIS ELEVATOR COMPANY FOR ELEVATOR MAINTENANCE SERVICES  
FOR THE PINES HEALTHCARE & REHABILITATION CENTER – MACHIAS CAMPUS**

Pursuant to Section 215 of the County Law and  
Section 450 of the County Law.

WHEREAS, Act 433-2009 authorized a contract with Otis Elevator Company, 1001 State Street, Suite 311, Erie, Pennsylvania 16501, for the provision of maintenance services on two elevators at The Pines Healthcare & Rehabilitation Center – Machias Campus, the term of which expires September 14, 2014, and

WHEREAS, the County Department of Public Works is desirous of continuing the aforementioned maintenance services, and

WHEREAS, Otis Elevator Company shall provide maintenance services on the elevator at the nursing home for an amount of \$509.94 per month, to be paid as invoiced, and

WHEREAS, the contract price will be adjusted on the effective date of any labor rate adjustment under Otis' contract with the International Union of Elevator Constructors to reflect increases or decreases in material and labor costs, 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 Otis Elevator Company for the provision of the above-described services, for a term commencing September 15, 2014 and terminating September 14, 2019, according to the above-described terms.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 348-2014** by Mr. Weller and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
OTIS ELEVATOR COMPANY FOR ELEVATOR MAINTENANCE  
SERVICES FOR STONE HOUSE MUSEUM**

Pursuant to Section 215 of the County Law and  
Section 450 of the County Law.

WHEREAS, Act 432-2009 authorized a contract with Otis Elevator Company, 1001 State Street, Suite 311, Erie, Pennsylvania 16501, for the provision of maintenance services on the elevator at the Stone House Museum in Machias, the term of which expires July 31, 2014, and

WHEREAS, the County Department of Public Works is desirous of continuing the aforementioned maintenance services, and

WHEREAS, Otis Elevator Company shall provide maintenance services on the elevator at the Stone House Museum for an amount of \$467.11 per month, to be paid as invoiced, and

WHEREAS, the contract price will be adjusted on the effective date of any labor rate adjustment under Otis' contract with the International Union of Elevator Constructors to reflect increases or decreases in material and labor costs, 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 Otis Elevator Company for the provision of the above-described services, for a term commencing August 1, 2014 and terminating July 31, 2019, according to the above-described terms.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 349-2014** by Mr. Teachman and Mr. Padlo

**AUTHORIZING INCREASE OF ANNUAL LEAVE AND CREDIT FOR PRIOR SERVICE  
FOR ONE (1) SECRETARY TO COUNTY ATTORNEY**

Pursuant to Section 7.2 of the Benefit Manual for Managerial and Confidential Officers and Employees of Cattaraugus County and Section 205 of the County Law.

WHEREAS, Ann M. Giglio, a long-term prior employee, has been appointed to the position of Secretary to County Attorney, and

WHEREAS, it is only fair that Ann M. Giglio receive credit for prior service with the County in terms of vacation and other benefit entitlements, now, therefore, be it

RESOLVED, that Ann M. Giglio be credited with her prior service as a county employee from February 8, 1988 to September 21, 1997 for purposes of qualifying for and computing vacation as established for Managerial and Confidential Officers and Employees, causing her to be credited with eleven (11) vacation days in 2014 in addition to those she has earned as a provisional employee since April 22, 2013, and to be credited with such additional time hereafter, and be it further

RESOLVED, that Ann M. Giglio be treated as a management confidential employee hired prior to January 1, 2001, for the purpose of determining salary schedule steps and shall receive compensation at the second step in 2014 and progress thereafter according to such schedule.<sup>1</sup>

Approved 7 members of the Finance Committee, 7 members of the County Operations Committee and 3 members of the Labor Relations Committee.

<sup>1</sup>MR. PADLO moved, seconded by Ms. Vickman to amend as follows: In the second Resolved, delete: "credited with such prior service for the purpose of qualifying for and calculating all other benefit entitlements.", and replace with: "treated as a management confidential employee hired prior

to January 1, 2001, for the purpose of determining salary schedule steps and shall receive compensation at the second step in 2014 and progress thereafter according to such schedule". Carried.

Adopted, as amended, July 23, 2014 by voice vote.

**ACT NO. 350-2014** by Mr. Edwards

**ABOLISHING ONE (1) POSITION OF JUNIOR ACCOUNTANT, ONE (1) POSITION OF ACCOUNT CLERK TYPIST, AND ONE (1) POSITION OF PROPERTY TAX CLERK IN THE OFFICE OF THE COUNTY TREASURER AND CREATING TWO (2) POSITIONS OF SENIOR ACCOUNT CLERK TYPIST AND ONE (1) POSITION OF PROPERTY TAX SPECIALIST IN THE OFFICE OF THE COUNTY TREASURER AND ESTABLISHING COMPENSATION FOR SAME  
(Treasurer's Office)**

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

WHEREAS, the Treasurer's Office desires to increase efficiency and provide additional support by better utilization of Senior Account Clerk Typist positions in accounting functions which will minimize the need for over/comp time, and

WHEREAS, the Treasurer's Office has a new Property Tax Collection Software, and the software implementation requires new responsibilities in administration and assistance to municipalities within the County with current tax collection and delinquent tax collection, and

WHEREAS, the employee familiar with the tax collection software is retiring, and

WHEREAS, the Office of the County Treasurer proposes to abolish one Junior Accountant position and one Account Clerk Typist position, and

WHEREAS, the Office of the County Treasurer proposes to create two Senior Account Clerk Typist positions, and

WHEREAS, the Office of the County Treasurer proposes to abolish one Property Tax Clerk position, and

WHEREAS, the Office of the County Treasurer proposes to create one Property Tax Specialist position, and

WHEREAS, the New Position Duties Statements have been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the titles of Senior Account Clerk Typist and Property Tax Specialist in accordance with Section 22 of the Civil Service Law, and

WHEREAS, sufficient funds are available in the 2014 budget to cover the cost of these positions, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one (1) position of Junior Accountant, Position No. 132-181-003<sup>1</sup>; one (1) position of Account Clerk Typist, Position No. 132-002-002; and one (1) position of Property Tax Clerk, Position No. 132-262-004, in the Office of the County Treasurer, and be it further

RESOLVED, that effective immediately, there is hereby created two (2) positions of Senior Account Clerk Typist in the Office of the County Treasurer to be filled on a full-time basis, General Bargaining Unit Salary Schedule, Pay Grade 17 (\$18.14 - \$21.60 per hour), and one (1) position of Property Tax Specialist in the Office of the County Treasurer to be filled on a full-time basis, Supervisory Bargaining Unit Salary Schedule, Pay Grade 27 (\$27.00 - \$32.87 per hour).

Approved by 7 members of the Finance Committee and 3 members of the Labor Relations Committee.

<sup>1</sup>MR. EDWARDS moved, seconded by Mr. Lamberson to amend Act No. 350-2014 as follows: In the first Resolved after Junior Accountant, delete: "Position No. 132-181-002", and replace with: "Position No. 132-181-003". Carried.

Adopted, as amended, July 23, 2014 by voice vote.

**ACT NO. 351-2014** by Mr. Edwards and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
MASSMUTUAL LIFE INSURANCE COMPANY AND  
STATE STREET BANK AND TRUST COMPANY FOR  
ADMINISTRATION OF DEFERRED COMPENSATION PLAN  
AND RESCINDING ACT 281-2013**

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

WHEREAS, Act 262-1986, as amended by Act 361-2012, authorized a contract with the Hartford Life Insurance Company, 457 Plan Service Group, 179 Sully's Trail, Suite 200, Pittsford, New York 14534, for the administration of a Deferred Compensation plan for its employees, the term of which expired May 24, 2013, and

WHEREAS, the purpose of such plan is to provide employees with a convenient and tax favored method of saving on a regular and long-term basis and thereby provide for their retirement, and

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

WHEREAS, the County of Cattaraugus's current agreement for the administration and funding of the County's deferred compensation plan expired May 24, 2013, and

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

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts with MassMutual Life Insurance Company (formerly Hartford Life) and State Street Bank and Trust Company, which will be in effect for a period of five (5) years commencing May 25, 2013 and terminating May 24, 2018, and be it further

RESOLVED, that Act 281-2013 is hereby rescinded.



Approved by 7 members of the Finance Committee and 3 members of the Labor Relations Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 352-2014** by Mr. Edwards and Mr. Lamberson

**LOCAL LAW NUMBER 6-2014  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Article 5 of the Workers' Compensation Law.

**A LOCAL LAW AMENDING LOCAL LAW NUMBER 3-1989 ENTITLED  
"A LOCAL LAW TO ESTABLISH THE CATTARAUGUS COUNTY SELF-INSURANCE PLAN  
AND TO PROVIDE FOR THE ADMINISTRATION THEREOF"**

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to remove the term "Risk Manager" throughout this local law and all subsequent local laws and to replace it with the term "Human Resources Director".

SECTION 2. Amendment. Local Law Number 3-1989 is hereby amended by removing the term "Risk Manager" from Sections 2, 3, 4, 5, 7, 9, 12 and 13 thereof by substituting and adding in the place and stead thereof the term "Human Resources Director".

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

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

Approved by 7 members of the Finance Committee and 3 members of the Labor Relations Committee.

No action taken at this time.

**ACT NO. 353-2014** by Mr. Edwards and Mr. Lamberson

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 6-2014**

Pursuant to Article 5 of the Workers' Compensation Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on July 23, 2014, a proposed Local Law entitled, "A Local Law Amending Local Law

Number 3-1989 entitled 'A Local Law to Establish the Cattaraugus County Self-Insurance Plan and to Provide for the Administration Thereof' ", 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 27<sup>th</sup> day of August, 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.

Approved by 7 members of the Finance Committee and 3 members of the Labor Relations Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 354-2014** by Mr. VanRensselaer and Mrs. Labuhn

**AUTHORIZING NAME CHANGE AND ADOPTION OF GROW CATTARAUGUS  
LOAN FUND POLICY GUIDELINES AND OPERATING PLAN**

Pursuant to Section 153 of the County Law.

WHEREAS, Act 641-2006, as amended, authorized the adoption of the Cattaraugus County Microenterprise Development Loan Fund Program (MDLF), and

WHEREAS, it is proposed that the name of the aforementioned Loan Fund Program be changed to Grow Cattaraugus Loan Fund (GCLF), and

WHEREAS, the Grow Cattaraugus Loan Fund Policy Guidelines and Operating Plan serves as the primary administrative document for the Grow Cattaraugus Loan Fund (GCLF), and

WHEREAS, a copy of the Grow Cattaraugus Loan Fund Policy Guidelines and Operating Plan has been provided to the Cattaraugus County Legislature, and

WHEREAS, the County Legislature should adopt the policy guidelines and operating plan, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby adopts the Grow Cattaraugus Loan Fund Policy Guidelines and Operating Plan dated July 23, 2014.

Approved by 7 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 355-2014** by Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE EMERGENCY MANAGEMENT OFFICE FOR  
LOCAL EMERGENCY MANAGEMENT ASSISTANCE PROGRAM**

Pursuant to P.L. 81-920 and Section 450 of the County Law.

WHEREAS, Act 403-2013 authorized a contract with the New York State Emergency Management Office, 1220 Washington Street, Building 22, Suite 101, Albany, New York 12226-2251, for the 2013 Local Emergency Management Assistance Program, the term of which expires September 30, 2014, and

WHEREAS, the County desires to participate in the program for the federal fiscal year 2014, and

WHEREAS, under this agreement, the County will receive \$35,311.00 from the State Emergency Management Office, and

WHEREAS, this program is 50% 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 Emergency Management Office for the above-described program, for a term commencing October 1, 2013 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 7 members of the Finance Committee and 7 members of the Public Safety Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 356-2014** by Mr. Murphy  
and Mr. Padlo<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH TRACIE MCCLELLAND  
FOR MENTAL HEALTH NURSING SERVICES AT THE JAIL**

Pursuant to Section 450 of the County Law.

WHEREAS, the Sheriff's Office is in need of Mental Health nursing services at the Jail,  
and

WHEREAS, Tracie McClelland, 514 West Sullivan Street, Olean, New York 14760, can provide Mental Health nursing services at the Jail for an amount of \$35.00 per hour, on an as-needed basis, 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 Tracie McClelland, for the provision of the above-described services, for a term commencing July 24, 2014 and terminating October 23, 2014, with the option to renew for additional three (3) month increments upon mutual agreement between the parties, according to the above-described terms.

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

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 357-2014** by Mr. Teachman and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH INNOVATIVE INFORMATION SOLUTIONS  
FOR SUPPORT SERVICES FOR COUNTY SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Acts 238-2011 and 565-2013 authorized contracts with Innovative Information Solutions, 61 Interstate Lane, Waterbury, Connecticut 06705, for the provision of the STORServer Backup and Recovery Solutions with 7TB TSM capacity licenses, and

WHEREAS, maintenance services are needed on the aforementioned software and hardware, and

WHEREAS, Innovative Information Solutions can provide the necessary software and hardware maintenance services for an amount of \$12,067.00, 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 Innovative Information Solutions, 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 County Operations Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 358-2014** by Mr. Teachman and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH LINSTAR, INC. FOR  
STANDALONE VIDEO SURVEILLANCE SYSTEM FOR  
COUNTY MUSEUM AND RESEARCH LIBRARY**

Pursuant to Section 450 of the County Law.

WHEREAS, the County is desirous of installing a standalone video surveillance system at the County Museum and Research Library, and

WHEREAS, Linstar, Inc., 430 Lawrence Bell Drive, Buffalo, New York 14221, can provide and install a standalone video surveillance system consisting of: one (1) 4-Channel Cube Embedded Network Recorder, Compact Series, 4 Port POE, 1 TB HDD; and four (4) 1.3 Megapixel Dome IP Camera with Fixed Lens, for the County Museum and Research Library for an amount of \$2,579.08, plus an amount of \$321.23 for an optional annual on-site maintenance agreement, as follows:

Equipment	\$1,847.08
Professional Implementation Services	\$ 732.00,

and

WHEREAS, the County agrees that it will provide network connectivity, monitor for viewing, provide any cabling and computers required for the system, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned system and 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 Linstar, Inc., for the provision of the above-described system and services, for a term commencing August 1, 2014 and terminating December 31, 2014, with on-going annual maintenance, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the County Operations Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 359-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS ENTITIES FOR RESIDENTIAL INSTITUTIONAL FOSTER CARE**

Pursuant to 18 NYCRR Part 405 and  
Section 450 of the County Law.

WHEREAS, Act 256-2013 authorized contracts with various residential foster care institutions throughout New York State for the provision of residential-therapeutic foster care services in accordance with a New York State-approved fee schedule for the approved listing of residential institutions throughout New York State, the terms of which expire June 30, 2014, and

WHEREAS, the County Department of Social Services has the responsibility of placing children at risk into foster care, and

WHEREAS, the County Department of Social Services is desirous of renewing the aforementioned contracts with various residential foster care institutions in accordance with a New York State fee schedule for the approved listing of residential institutions throughout New York State, 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 residential foster care institutions 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 360-2014** by Ms. Edstrom and Mrs. Stockman  
*and Mr. Teachman<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE AGREEMENT TO AMEND PARTNERING AGREEMENT  
WITH THE CATTARAUGUS REHABILITATION CENTER, INC. AND  
NYSARC, INC. (CATTARAUGUS COUNTY CHAPTER) FOR  
TRANSPORTATION SERVICES AND TRANSFER OF FUNDS  
(Contingent Fund – Transportation)**

Pursuant to Sections 363, 365 and 450 of the County Law.

WHEREAS, Act 274-2012 authorized the Chair to execute a Partnering Agreement with the Cattaraugus Rehabilitation Center, Inc. and NYSARC, Inc. (Cattaraugus County Chapter) for the provision of transportation services through Carrier Coach, Inc., and

WHEREAS, the methodology in calculating the invoicing and payment provisions of the Partnering Agreement have been revised and an amendment to the Partnering Agreement is necessary, and

WHEREAS, the County of Cattaraugus and the Cattaraugus Rehabilitation Center, Inc., and NYSARC, Inc. (Cattaraugus County Chapter) have all agreed to the revised invoicing and payment provisions, and

WHEREAS, the aforementioned transportation services will continue to be provided through Carrier Coach, Inc., and

WHEREAS, a transfer of funds is necessary 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 an agreement to amend the Partnering Agreement, on behalf of Cattaraugus County, with the Cattaraugus Rehabilitation Center, Inc. and NYSARC, Inc. (Cattaraugus County Chapter), for the provision of the above-described joint transportation services, the original term of which commenced on July 1, 2012, effective January 1, 2014, to continue thereafter for a period coterminous with the term of the contract with Carrier Coach, Inc., according to the above-described terms, and subject to the approval of the County Attorney as to the form of the agreement, and be it further

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

Decrease Appropriation Account:

A.901.1990.0000.40601	Contingent Fund	\$89,586.00
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Increase Appropriation Accounts:

A.296.2961.2963.41601	Transportation	\$40,679.00
A.296.2961.2964.41601	Transportation	\$40,679.00
A.677.6751.6951.41601	Transportation	\$ 8,228.00.

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

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

Adopted July 23, 2014 by voice vote. Mrs. Labuhn and Mr. Padlo abstained from vote.

**ACT NO. 361-2014** by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE ASSIGNMENT FOR  
MEDICAL STAFFING NETWORK HEALTHCARE, LLC CONTRACTS**

Pursuant to Section 450 of the County Law.

WHEREAS, Medical Staffing Network Healthcare, LLC, has sold its assets to Cross Country Healthcare, Inc., and

WHEREAS, it is necessary to execute an assignment for the contracts between the County and Medical Staffing Network Healthcare, LLC, to Cross Country Healthcare, Inc., now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an assignment of contracts, on behalf of Cattaraugus County, for Medical Staffing Network Healthcare, LLC, contracts.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 362-2014** by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HILL-ROM FOR SAFE RESIDENT HANDLING INITIATIVE AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Nursing Homes)**

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

WHEREAS, the Department of Nursing Homes is in need of safety equipment as recommended by the Safe Resident Handling Program Committee, for The Pines Healthcare and Rehabilitation Center-Machias Campus, and

WHEREAS, Hill-Rom, 1069 State Route 46 East, Batesville, Indiana 47006-9167, can provide the following equipment and installation of the 20 Liko Lift Motors for a total amount of \$64,220.30:

2 -Sabina Mobile Lift @ \$3,680.84 each	\$ 7,361.68
20 -Liko Lift Motor Package @ \$2,693.32 each	\$53,866.40
10 -Liko Slings	\$ 2,992.22

and

WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned purchase, 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 Hill-Rom, for the provision of the above-described equipment and installation, for a term commencing July 24, 2014 and terminating October 31, 2014, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

El.453.4530.1160.20002	Building Improvements	\$85,000.00
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Increase Appropriation Account:

El.453.4530.1190.20213	Lift Equipment	\$85,000.00.
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Approved by 7 members of the Finance Committee and 7 members of the Senior Services Committee.

Adopted July 23, 2014 by voice vote.



**ACT NO. 363-2014** by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH KAREN CARFLEY BOHN, MS, RD, CS, LD  
FOR REGISTERED DIETICIAN SERVICES AT  
PINES HEALTHCARE AND REHABILITATION CENTER-OLEAN CAMPUS  
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Nursing Homes)**

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

WHEREAS, the Department of Nursing Homes is in need of registered dietician services for three (3) days per week at The Pines Healthcare and Rehabilitation Center-Olean Campus, and

WHEREAS, Karen Carfley Bohn, MS, RD, CS, LD, 521 School Street, Olean, New York 14760, can provide the aforementioned registered dietician services for an amount of \$28.00 per hour for three (3) days per week, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Karen Carfley Bohn, MS, RD, CS, LD, for the provision of the above-described services, for a term commencing July 25, 2014 and terminating December 31, 2015, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

EF.453.4530.8212.00002.11000	Full Time Wages	\$15,456.00
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Increase Appropriation Account:

EF.453.4530.8212.41251	Registered Dietician/Tech	\$15,456.00.
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Approved by 7 members of the Finance Committee and 7 members of the Senior Services Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 364-2014** by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT  
WITH IM SOLUTIONS, INC. FOR  
DEPARTMENT OF NURSING HOMES MDS CONSULTANT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 292-2013 authorized a contract with IM Solutions, Inc., 109 Chatham Avenue, Buffalo, New York 14216, for Department of Nursing Homes MDS (medical data set) consultant services, for an amount of \$11,250.00, to ensure that its documents are "audit-ready", the term of which expired December 31, 2013, and

WHEREAS, IM Solutions, Inc., provided more services than were originally anticipated with an additional amount of \$15,469.00 due to cover those services, and

WHEREAS, an amended contract is necessary with IM Solutions, Inc., to cover the additional services provided, 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 an amended contract, on behalf of Cattaraugus County, with IM Solutions, Inc., for the provision of the above-described services, covering the term commencing October 1, 2013 and terminating December 31, 2013, according to the above-described terms.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 365-2014** by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
AFFINITY REHABILITATION, LLP, C/O HEALTHPRO MANAGEMENT SERVICES, LLC  
FOR DEPARTMENT OF NURSING HOMES PROFESSIONAL THERAPY SERVICES  
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Nursing Homes)**

Pursuant to 10 NYCRR Part 415.16 and  
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 444-2010, as amended by Acts 536-2010 and 122-2012, authorized a contract with Affinity Rehabilitation, LLP, c/o HealthPRO Management Services, LLC, 10600 York Road, Suite 105, Cockeysville, Maryland 21030, for the provision of professional occupational therapy, physical therapy and speech/language pathology services for The Pines Healthcare & Rehabilitation Center-Olean and Machias Campuses, the term of which expires October 31, 2016, and

WHEREAS, Affinity Rehabilitation, LLP, revised its fee schedule effective April 1, 2013, as follows:

Fee Schedule

Facility shall pay Provider according to the below fee schedule, which includes travel. The Provider shall not bill any patient or any governmental or third party reimbursement source for services rendered to a patient pursuant to this contract.

- a. Medicare Part A Residents. Facility will pay Provider for services rendered to residents whose payor source is Medicare Part A an all-inclusive Per Diem Rate per Patient Day as follows:

	<u>RUG Classification</u>	<u>Per Diem Rate</u>
RU		\$115.20
RV		\$ 80.00

RH	\$ 52.00
RM	\$ 24.00
RL	\$ 7.20
NON-R	\$1.12 for each clinical minute

- The payment to Provider will be structured in relation to the RUGs classification as adopted by the Centers for Medicare and Medicaid Services. The total payment due Provider shall be determined by multiplying the number of patient days per RUG classification by the Per Diem Rate for that RUG classification.
  - If Facility fails to assess residents to ensure that they are categorized under the appropriate RUG classification or fails to submit its resident assessment data on a timely basis, Facility will nonetheless compensate Provider for services based on the appropriate RUG classification.
- b. All Other Residents & Patients. For services rendered to Managed Care, Medicare Part B, private pay, and all other payors, the Facility will pay Provider 75% of the then-current Medicare Part B physician fee schedule, sharing the current MPPR impact as of the Date of this Amendment on 50/50 basis.,

and

WHEREAS, an amended contract is necessary between the parties due to the revised fee schedule, 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 an amended contract, on behalf of Cattaraugus County, with Affinity Rehabilitation, LLP, c/o HealthPRO Management Services, LLC, for the provision of the above-described services, for a term commencing April 1, 2013 and terminating October 31, 2016, according to the above-described terms, and be it further

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

Decrease Appropriation Accounts:

EF.453.4530.7340.41221	Occupational Therapy Contract	\$12,000.00
EI.453.4530.7330.41222	Physical Therapy Contract	\$17,000.00

Increase Appropriation Accounts:

EF.453.4530.7350.41223	Speech Therapy Contract	\$12,000.00
EI.453.4530.7350.41223	Speech Therapy Contract	\$17,000.00.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 366-2014** by Ms. Edstrom and Mrs. Stockman

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

Pursuant to Section 450 of the County Law.

WHEREAS, Act 289-2013 authorized a Memorandum of Understanding with the Accord Corporation for participation in the Comprehensive Adolescent Pregnancy Prevention (CAPP) project, in an effort to reduce teen pregnancy rates in Cattaraugus County, the term of which expired December 31, 2013, and

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

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a memorandum of understanding, on behalf of Cattaraugus County, with the ACCORD Corporation, for the provision of the above-described services, for a term commencing January 1, 2014 and terminating December 31, 2014, according to the above-described terms.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 367-2014** by Ms. Edstrom and Mrs. Stockman

**APPROVING AMENDED CONTRACT BETWEEN  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND  
SOUTHERN TIER ENVIRONMENTS FOR LIVING, INC. FOR  
VARIOUS MENTAL HEALTH PROGRAMS AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Community Services)**

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

WHEREAS, Act 53-2014 authorized approval of a contract with Southern Tier Environments for Living, Inc., (S.T.E.L.), 715 Central Avenue, Dunkirk, New York 14048, for the provision of intensive case management, supportive case management and supported housing services for mentally ill individuals, the term of which expires December 31, 2014, and

WHEREAS, the Department of Community Services has been awarded additional funding in the amount of \$31,598.00 from the New York State Office of Mental Health for the Supported Housing Bed program in an effort to reduce reliance on inpatient services and beds, and

WHEREAS, a contract amendment is necessary due to the additional funding, and

WHEREAS, S.T.E.L., Inc., has agreed to continue providing the following programs for a total amount not to exceed \$163,154.00:

Health Home Care Coordination Services,  
Supported Housing and Rental Assistance,

and

WHEREAS, these programs are 100% state funded, 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 an amended contract for the year 2014 between the Cattaraugus County Community Services Board and S.T.E.L., Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2014 and terminating December 31, 2014, 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 Accounts:

A.440.4322.6060.3490.078	State Aid, OMH Supported Housing	\$ 7,900.00
A.440.4322.6050.3490.078	State Aid, OMH Supported Housing	\$23,698.00

Increase Appropriation Accounts:

A.440.4322.6060.42026.078	STEL, Supported Housing	\$ 7,900.00
A.440.4322.6050.42026.078	STEL, Supported Housing	\$23,698.00.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 368-2014** by Ms. Edstrom and Mrs. Stockman

**APPROVING AMENDED CONTRACT BETWEEN  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND  
MENTAL HEALTH ASSOCIATION IN CATTARAUGUS  
COUNTY, INC., FOR VARIOUS PROGRAMS AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Community Services)**

Pursuant to Article 75 of the Mental Hygiene Law and  
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 47-2014 authorized approval for 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 community support services through its Compeer and Family Support Programs, and a summer camp program, prevention and education services for the public, and other services, the term of which expires December 31, 2014, and

WHEREAS, the Community Services Board has approved the distribution of Reinvestment funding from the New York State Office of Mental Health in the amount of \$6,573.00 for MHA's Family Support programs, and

WHEREAS, a contract amendment is necessary due to the additional funding, and

WHEREAS, Mental Health Association in Cattaraugus County, Inc., has agreed to continue providing the following programs for a total amount not to exceed \$177,736.00:

OMH Children and Youth Family Support Program,  
OMH Advocacy/Support Program,  
OMH Non-Medicaid Care Coordination,

and

WHEREAS, the above programs are 100% funded through state funds, 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 an amended 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 programs for a term commencing January 1, 2014 and terminating December 31, 2014, according to the above-described terms, and be it further

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

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

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

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

Decrease Appropriation Account:

A.441.4322.1760.42027.200

Healthy Community Alliance Reinvestment

\$2,017.00

## Increase Estimated Revenue Account:

A.432.4322.1650.3490.200	State Aid, OMH Reinvestment	\$6,573.00
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## Increase Appropriation Account:

A.432.4322.1650.42018.200	Mental Health Association Reinvestment	\$6,573.00
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## Decrease Estimated Revenue Account:

A.441.4322.1760.3490.200	State Aid, OMH Reinvestment	\$2,017.00.
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Approved by 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 369-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND  
HEALTHCARE SOLUTIONS WNY, LLC FOR  
DEPARTMENT OF COMMUNITY SERVICES BILLING AND ACCOUNTS  
RECEIVABLE MANAGEMENT SERVICES AND ADJUSTING VARIOUS  
APPROPRIATION ACCOUNTS  
(Department of Community Services)**

Pursuant to Section 41.07 of the Mental Hygiene Law and  
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 51-2014 authorized approval for a contract with Healthcare Solutions WNY, LLC, Apple Tree Business Park, 2875 Union Road, Suite 8, Cheektowaga, New York 14227, for the provision of billing-related services for the Department of Community Services clinic operations, the term of which expires December 31, 2014, and

WHEREAS, the County Department of Community Services is desirous of amending the aforementioned contract to include cash receipt reconciliation and contractual allowance management, and

WHEREAS, Healthcare Solutions WNY, LLC, can continue providing the aforementioned billing-related services, and include cash receipt reconciliation and contractual allowance management services for an additional amount of \$3,500.00, for a total amount not to exceed \$143,500.00, and

WHEREAS, various appropriation accounts must be adjusted, now, therefore, be it  
RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract for the year 2014, between the Cattaraugus County Community Services Board and Healthcare Solutions WNY, LLC, to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2014 and terminating December 31, 2014, with the additional services commencing August 1, 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, and be it further

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

Decrease Appropriation Account:

A.431.4335.2100.41220	MH Clinics: Nursing Services Contracted	\$3,500.00
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Increase Appropriation Account:

A.431.4335.2100.41430	MH Clinics: Contracted Billing Services	\$3,500.00.
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Approved by 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 370-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND  
HOUSING OPTIONS MADE EASY, INC. FOR  
PEER SPECIALISTS FOR THE PROS PROGRAM AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Community Services)**

Pursuant to Section 41.07 of the Mental Hygiene Law and  
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 445-2013 authorized a contract with Housing Options Made Easy, Inc., 75 Jamestown Street, Gowanda, New York 14070, for the provision of peer specialists for the PROS program, the term of which expires December 31, 2014, and

WHEREAS, the County Department of Community Services is desirous of contracting for one (1) additional full-time peer specialist to provide peer services to eight (8) individuals within the Forensic Program at the PROS Facility, and

WHEREAS, the objectives of the Forensic Program are as follows:

- 1) to reduce the recidivism rates for Mental Health and Substance Abuse individuals involved in the criminal justice system by increasing skills and knowledge, and assisting in positive goal development and pro-social behaviors,
- 2) to reduce psychiatric hospitalization rates among those individuals served, and
- 3) to increase employment rates for individuals with legal problems and Mental Health and Substance Abuse issues,

and



WHEREAS, Housing Options Made Easy, Inc., can provide one (1) additional full-time peer specialist to provide peer services to eight (8) individuals within the Forensic Program at the PROS Facility for an additional amount not to exceed \$12,500.00 for 2014, for a total contract amount not to exceed \$48,170.00, to be paid in installments on a monthly basis, as invoiced, 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 an amended contract for the year 2014, between the Cattaraugus County Community Services Board and Housing Options Made Easy, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2014 and terminating December 31, 2014, with the additional services commencing August 1, 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, and be it further

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

Increase Estimated Revenue Account:

A.431.4340.6340.1620.02	PROS Mental Health Fees Medicaid	\$12,500.00
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Increase Appropriation Account:

A.431.4340.6340.41606.02	PROS Cont. Services, Comm. Services Peer Specialists	\$12,500.00.
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Approved by 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted July 23, 2014 by voice vote. Mr. Weller abstained from vote.

**ACT NO. 371-2014** by Ms. Edstrom and Mrs. Stockman

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

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

WHEREAS, Act 525-2013, as amended by Act 255-2014, authorized a contract with Cattaraugus Community Action, Inc., for the provision of various therapy and support services for the Department of Community Services Mental Health Clinic and PROS Program, the term of which expires December 31, 2014, and

WHEREAS, the aforementioned contract should be amended to include one (1) additional full-time Mental Health Therapist to provide services to eight (8) individuals within the Forensic Program at the PROS Facility, and

WHEREAS, the objectives of the Forensic Program are as follows:

- 1) to reduce the recidivism rates for Mental Health and Substance Abuse individuals involved in the criminal justice system by increasing skills and knowledge, and assisting in positive goal development and pro-social behaviors,
- 2) to reduce psychiatric hospitalization rates among those individuals served, and
- 3) to increase employment rates for individuals with legal problems and Mental Health and Substance Abuse issues, and

WHEREAS, Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, can provide one (1) additional full-time Mental Health Therapist to provide services to eight (8) individuals within the Forensic Program at the PROS Facility for an additional amount not to exceed \$26,167.00 for 2014, for a total contract amount not to exceed \$1,698,576.00, to be paid in installments on a monthly basis, as invoiced, 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 an amended contract, between the Cattaraugus County Community Services Board and Cattaraugus Community Action, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2014 and terminating December 31, 2014, with the additional services commencing August 1, 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, and be it further

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

Increase Estimated Revenue Account:

A.431.4340.6340.1620.02	PROS Mental Health Fees Medicaid	\$26,167.00
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Increase Appropriation Account:

A.431.4340.6340.41229	PROS Social Worker Contracted	\$26,167.00.
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Approved by 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted July 23, 2014 by voice vote. Mr. Weller abstained from vote.

**ACT NO. 372-2014** by Ms. Edstrom and Mr. Edwards

**ABOLISHING ONE (1) POSITION OF ACCOUNT CLERK TYPIST AND  
CREATING ONE (1) POSITION OF JUNIOR ACCOUNTANT IN THE DEPARTMENT OF  
COMMUNITY SERVICES AND ESTABLISHING COMPENSATION FOR SAME  
(Community Services)**

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

WHEREAS, Community Services is desirous of restructuring its organization which will lead to more efficient and economical services to its clients, and

WHEREAS, this restructuring requires the abolition of a vacant Account Clerk Typist position and the creation of a Junior Accountant position, and

WHEREAS, this newly created Junior Accountant position will increase efficiency in, and provide needed support for, the accounts receivable and accounts payable duties, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the title of Junior Accountant in accordance with Section 22 of the Civil Service Law, and

WHEREAS, sufficient funds are included in the 2014 budget to cover the cost of this position, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one (1) position of Account Clerk Typist in the Community Services Department, Position No. 431-002-001, and be it further

RESOLVED, that effective immediately, there is hereby created one (1) position of Junior Accountant in the Community Services Department to be filled on a full-time basis, General Bargaining Unit Salary Schedule, Pay Grade 21 (\$20.85 – \$23.19 per hour).

Approved by 7 members of the Finance Committee, 7 members of the Human Services Committee and 3 members of the Labor Relations Committee.

Adopted July 23, 2014 by voice vote.

**ACT NO. 373-2014** by Mr. Marsh

**AUTHORIZING PURCHASE OF TABLETS AND ACCESSORIES FOR COUNTY  
LEGISLATURE THROUGH COMPUTER DISCOUNT WAREHOUSE-GOVERNMENT  
AND TRANSFER OF FUNDS  
(Contingent Fund – Legislature)**

Pursuant to Sections 363, 365 and 450 of the County Law.

WHEREAS, the County Legislature is desirous of purchasing tablets to replace their laptop computers, and

WHEREAS, Computer Discount Warehouse-Government, known as CDW-G, 200 North Milwaukee Avenue, Vernon Hills, Illinois 60061, can provide 21 tablets with warranties and accessories for an amount not to exceed \$25,332.00, to be paid as invoiced, and

WHEREAS, a transfer of funds is necessary in order to cover the cost of the aforementioned computers and accessories, 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 CDW-G for the provision of the above-described tablets with warranties and accessories, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

A.901.1990.0000.40601	Contingent Fund	\$25,332.00
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Increase Appropriation Accounts:

A.101.1010.0000.20006	Computer Equipment/Software	\$18,790.00
A.101.1010.0000.45202	Equipment Repair/Maintenance	\$ 1,995.00
A.101.1010.0000.45401	Small Equipment	\$ 4,547.00.

Approved by 6 members of the Finance Committee and 5 members of the County Operations Committee.

Adopted July 23, 2014 by voice vote. Mr. Snyder, Jr., Mrs. Stockman, Mr. Lamberson, Mr. Padlo and Mr. Sprague voting No.

**ACT NO. 374-2014** by Mr. Teachman and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH LINSTAR, INC.  
FOR ACCESS CONTROL SYSTEM LOCKDOWN FUNCTIONALITY**

Pursuant to Section 450 of the County Law.

WHEREAS, a panic button should be installed at each of the following County Buildings that would lock down the electronic access controlled doors in the event of an emergency:

Olean Office Facility	installed @ Security Desk
Little Valley County Center	installed @ 911 Dispatch,

and

WHEREAS, Linstar, Inc., 430 Lawrence Bell Drive, Buffalo, New York 14221, can provide and install the hardware and programming required to expand onto the existing Galaxy Access Control System, for an amount of \$2,914.42, as follows:

Equipment	\$1,338.68
Professional Implementation Services	\$1,298.18
Annual Service Contract	\$ 277.56,

and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned system and 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 Linstar, Inc., for the provision of the above-described system and services, for a term commencing September 1, 2014 and terminating August 31, 2015, according to the above-described terms.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 375-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING CERTAIN CHARGE-OFFS OF CERTAIN ACCOUNTS  
RECEIVABLE IN THE DEPARTMENT OF COMMUNITY SERVICES**

Pursuant to Section 153 of the County Law.

WHEREAS, the Department of Community Services has accounts receivable related to the Clinic, Continuing Day Treatment, PROS and Blended Case Management programs for dates of service ranging from 2008 through 2013 in which there has been no recent action and the accounts are deemed to be uncollectible after numerous attempts to collect the amounts owed, and

WHEREAS, the Cattaraugus County Community Services Board has recommended that the County remove these bad debts from the records of the Department of Community Services, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the removal of the debts from the accounts receivable records of the Department of Community Services in the total amount of \$433,508.16, as follows:

Clinic non-Medicaid	\$416,877.56
Continuing Day Treatment & PROS non-Medicaid	\$ 11,127.61
Blended Case Management Medicaid	\$ 5,502.99.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 376-2014** by Ms. Vickman, Mr. Lamberson and Mr. Sprague  
and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Klancer, Mr. Marsh,  
Mr. McElfresh, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. Teachman,  
Mr. VanRensselaer, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn and Mr. Padlo<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS REGION COMMUNITY FOUNDATION<sup>2</sup> FOR  
ASSISTANCE WITH MEMORIAL HONORING LOUIS ZAMPERINI AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Economic Development, Planning & Tourism)**

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

WHEREAS, *concerned citizens in*<sup>2</sup> the City of Olean are desirous of erecting a memorial at War Vets Park to honor Louis Zamperini, and

WHEREAS, Louis Zamperini was an Olympic long-distance runner and a World War II hero who survived 47 days at sea in a raft after his plane crashed, as well as, the brutality of Japanese prison camps, and

WHEREAS, Louis Zamperini's life story is a lesson of the potential that lies within all of us to summon strength amid suffering, love in the face of cruelty, and joy from sorrow, and

WHEREAS, his life story has been told in Laura Hillenbrand's best-selling book "Unbroken: A World War II Story of Survival, Resilience and Redemption" and will also be depicted in the upcoming Universal Pictures movie of the same title, and

WHEREAS, the County is desirous<sup>2</sup> of contributing the amount of \$5,000.00 towards the cost of the memorial, 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 \$5,000.00 to be paid to the *Cattaraugus Region Community Foundation*<sup>2</sup> for a memorial honoring Louis Zamperini<sup>2</sup>, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to cover the aforementioned \$5,000.00, 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 *Cattaraugus Region Community Foundation*<sup>2</sup>, in order to contribute an amount of \$5,000.00 towards the cost of a memorial honoring Louis Zamperini, 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.298.7520.0000.42046	Louis Zamperini Memorial-City of Olean	\$5,000.00.
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Approved by 7 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: "Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Klancer, Mr. Marsh, Mr. McElfresh, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs.

Stockman, Mr. Teachman, Mr. VanRensselaer, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn and Mr. Padlo”.

<sup>2</sup>MR SPRAGUE moved, seconded by Mr. Lamberson to amend Act No. 376-2014 as follows: “In the title, delete: “City of Olean”, and replace with: “Cattaraugus Region Community Foundation”; in the first Whereas, add: “concerned citizens in”; in the fifth Whereas, delete: “assisting the City with the aforementioned memorial by”; in the seventh Whereas, delete: “City of Olean”, and replace with: “Cattaraugus Region Community Foundation” and after memorial, add: “honoring Louis Zamperini”; and in the first Resolved, delete: “City of Olean”, and replace with: “Cattaraugus Region Community Foundation”. Carried.

Adopted, as amended, July 23, 2014 by voice vote.

**ACT NO. 377-2014** by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CORNELL COOPERATIVE EXTENSION-CATTARAUGUS COUNTY FOR  
VARIOUS HEALTH DEPARTMENT WIC PROGRAMS**

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

WHEREAS, Act 365-2013 authorized a contract with Cornell Cooperative Extension-Cattaraugus County, 28 Parkside Drive, Ellicottville, New York 14731, for the provision of the following components for the Health Department WIC program, the term of which expires September 30, 2014:

- Breastfeeding Peer Counselors (part-time),
- Two (2) Nutrition Program Aides,
- Breastfeeding Coordinator,

and

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

WHEREAS, Cornell Cooperative Extension-Cattaraugus County has agreed to provide the aforementioned WIC program components, in accordance with the following:

Breastfeeding Peer Counselor (two part-time)

\*to be paid on a monthly basis, as invoiced

\*Approved work-related expenses will be reimbursed at cost, including approved work-related cell phone usage

\*Mileage will be reimbursed at the Cornell established rate of \$.485/mile

Total not to exceed \$16,173.00<sup>1</sup>

Nutrition Program Aide (two full-time)

\*to be paid on a monthly basis, as invoiced

\*Approved work-related expenses will be reimbursed at cost, including approved work-related cell phone usage

\*Mileage will be reimbursed at the Cornell established rate of \$.485/mile

Total not to exceed \$71,128.00<sup>1</sup>

Breast Feeding Peer Counselor Coordinator

\*to be paid on a monthly basis, as invoiced

Total not to \$47,705.00<sup>1</sup>

\*Approved work-related expenses will be reimbursed at cost, including approved work-related cell phone usage

exceed

\*Mileage will be reimbursed at the Cornell established rate of \$.485/mile,

and

WHEREAS, these programs are 100% funded through the WIC 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 Cornell Cooperative Extension-Cattaraugus County, for the provision of the above-described services, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

<sup>1</sup>MRS. STOCKMAN moved, seconded by Ms. Edstrom to amend Act No. 377-2014 as follows: In the third Whereas, under Breastfeeding Peer Counselor, delete: "\$16,057.00", and replace with: "\$16,173.00"; under Nutrition Program Aide, delete: "\$70,530.00", and replace with: "\$71,128.00"; and under Breastfeeding Peer Counselor Coordinator, delete: "\$47,287.00", and replace with: "\$47,705.00". Carried.

Adopted, as amended, July 23, 2014 by voice vote.

**ACT NO. 378-2014** by Mr. Edwards and Mr. Sprague

**CELEBRATING THE SIGNING OF THE UNITED STATES CONSTITUTION**

Pursuant to Section 153 of the County Law.

WHEREAS, our Founding Fathers, in order to secure the blessings of liberty for themselves and their posterity, did ordain and establish a Constitution for the United States of America, and

WHEREAS, the anniversary of the signing of the Constitution provides a historic opportunity for all Americans to learn about, and to reflect on, the rights and privileges of citizenship, as well as its responsibilities, and



WHEREAS, to commemorate the September 17, 1787 signing of the Constitution of the United States, Congress has designated September 17<sup>th</sup> of each year as *Constitution Day* and September 17<sup>th</sup> through 23<sup>rd</sup> of each year as *Constitution Week*, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby recognizes and celebrates September 17, 2014 as *Constitution Day* and the week of September 17 through September 23, 2014 as *Constitution Week*, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby urges all citizens to pay special attention to our United States Constitution and the advantages of being an American.

Held in Finance Committee.

**ACT NO. 379-2014** by Mr. Marsh  
who asks immediate consideration

**APPOINTMENTS TO COMMUNITY SERVICES BOARD  
PEOPLE WITH DEVELOPMENTAL DISABILITIES SUBCOMMITTEE**

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that the following individuals are appointed to the Community Services Board People with Developmental Disabilities Subcommittee effective January 21, 2014 with terms to expire December 31, 2017:

Dan Gayton  
The Rehabilitation Center  
3799 South Nine Mile Road  
Allegany, New York 14706

Christina L. Veno  
479 Indiana Avenue  
Olean, New York 14760,

and be it further

RESOLVED, that the following individual is appointed to the Community Services Board People with Developmental Disabilities Subcommittee effective June 6, 2014 with a term to expire December 31, 2016:

Mari L. Howard  
2624 Swartz Road  
Olean, New York 14760.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 380-2014** by Mr. Marsh  
who asks immediate consideration

**APPOINTMENTS TO COMMUNITY SERVICES BOARD  
ALCOHOL AND SUBSTANCE ABUSE SUBCOMMITTEE**

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that the following individuals are appointed to the Community Services Board Alcohol and Substance Abuse Subcommittee effective January 21, 2014 with terms to expire December 31, 2017:

Laura Elliott-Engel  
201 South Union Street  
Olean, New York 14760

Dr. Kevin Watkins  
3236 Cranberry Road  
Olean, New York 14760,

and be it further

RESOLVED, that the following individual is appointed to the Community Services Board Alcohol and Substance Abuse Subcommittee effective June 6, 2014 with a term to expire December 31, 2017:

Richard C. Trietley, Jr.  
3308 Maple Avenue  
Allegany, New York 14706.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 381-2014** by Mr. Marsh  
who asks immediate consideration

**APPOINTMENTS TO COMMUNITY SERVICES BOARD  
MENTAL HEALTH SUBCOMMITTEE**

Pursuant to Section 41.11 of the Mental Hygiene Law.

RESOLVED, that the following individual is appointed to the Community Services Board Mental Health Subcommittee effective January 21, 2014 with a term to expire December 31, 2015:

Stephen S. Morgan  
453 Washington Street  
Bradford, Pennsylvania 16701,

and be it further

RESOLVED, that the following individual is appointed to the Community Services Board Mental Health Subcommittee effective January 21, 2014 with a term to expire December 31, 2016:

Joseph M. Woodward  
34 Leroy Road  
Cheektowaga, New York 14215,

and be it further

RESOLVED, that the following individuals are appointed to the Community Services Board Mental Health Subcommittee effective January 21, 2014 with terms to expire December 31, 2017:

Sondra Fox  
1620 Gemini Drive  
Olean, New York 14760

Leonard Liguori  
512½ West State Street  
Olean, New York 14760

Shelly Woods  
740 Gleason Hollow Road  
Portville, New York 14770.

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

Adopted July 23, 2014 by voice vote. Mr. Snyder, Jr., and Mr. Sprague voting No.

**ACT NO. 382-2014** by Mr. Hale, Mr. Marsh, Mr. Snyder, Jr. and Mr. VanRensselaer  
who ask immediate consideration

**SALE OF TAX TITLE PROPERTIES  
(Second Highest Bidders)**

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, Act 281-2014 authorized the sale of the following described properties to the highest bidders, and

WHEREAS, the highest bidders did not complete the purchase within thirty (30) days, and

WHEREAS, the properties have been offered to the second highest bidder at the highest bid price, and

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

RESOLVED, that if the tender by the high bidder of the total purchase price is not made within 30 days after the adoption hereof, then the acceptance of that individual's bid shall thereafter be

void and of no further effect, as of course, and the bid deposit shall be forfeited pursuant to Rule 40.8 of the Rules of Order, and be it further

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

**TOWN OF PORTVILLE**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
310	104.003-2-23	John M. Tuttle	1649 Camelback Lane Olean, NY 14760	\$1,297.00	\$1,050.00

**TOWN OF RANDOLPH**

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
332	70.071-4-25	John Bohall	3035 Lebanon Road Randolph, NY 14772.	\$36,368.40	\$10,500.00

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 383-2014** by Mr. Weller and Mr. Koch  
who ask immediate consideration

**BID ACCEPTANCE FOR PURCHASE OF TWO TANDEM AXLE TRUCKS WITH  
DUMP BODIES AND SNOWFIGHTING EQUIPMENT  
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the purchase of two (2) 2014 or newer tandem axle trucks with dump bodies and snowfighting equipment, according to specifications provided by the Public Works Committee, and

WHEREAS, Kenworth of Buffalo, NY, Inc., 100 Commerce Drive, Buffalo, New York 14218, submitted the lowest acceptable bid for the purchase of two (2) 2014 or newer tandem axle trucks with dump bodies and snowfighting equipment, for an amount of \$432,250.00, minus \$44,000.00 trade-in allowance, for a net cost of \$388,250.00, with the following options:

Option #1: Extended Cab \$2,500.00 each

Option #2: Stainless Steel Dump Body Upcharge \$9,000.00 per truck,

for a total amount of \$411,250.00 for two (2) trucks, dump bodies, snowfighting equipment with Options #1 and #2, and

WHEREAS, also included in the bid is the option to purchase one (1) or more 13-foot spreaders for an amount of \$13,500.00 if ordered within six (6) months of the award of the contract, and

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

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

RESOLVED, that the vouchers submitted in accordance with the provisions of General Municipal Law §106-b and certified by the Commissioner of the Department of Public Works be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Eleven sets of specifications were sent out.

Four bids were received.

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

Adopted July 23, 2014 by voice vote.

**ACT NO. 384-2014** by Senior Services Committee:

Ms. Vickman, Mr. Felton, Mr. Edwards, Mr. Hale,

Mr. Snyder, Jr., Mr. Koch and Mrs. Labuhn

and Mr. Murphy, Mr. Snyder, Sr., Mrs. Stockman,

Mr. Teachman and Mr. Sprague

*and Ms. Edstrom, Mr. Klancer, Mr. Marsh, Mr. McElfresh,*

*Mr. VanRensselaer, Mr. Weller, Mr. Boser, Mr. Lamberson and Mr. Padlo<sup>1</sup>*

who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL MEDICAID UPPER  
PAYMENT LIMIT SCHEDULE REQUEST FOR DEPARTMENT OF NURSING HOMES  
SUPPLEMENTAL FUNDING AND APPROPRIATE FROM FUND BALANCE  
(Department of Social Services)**

Pursuant to Section 2808(12)(e-1) of the Public Health Law and  
Sections 363, 366 and 450 of the County Law.

WHEREAS, the New York State Public Health Law provides for Supplemental Medicaid Upper Payment Limit payments of up to \$300 million statewide to non-state operated public nursing facilities, and

WHEREAS, the \$300 million for state fiscal year 2013-2014 is allocated to each qualifying nursing home, based upon the ratio of each facility's reported Medicaid days divided by the total reported Medicaid days for all eligible public nursing homes for each of the year April 1, 2013 through March 31, 2014, with a total amount available for the 2013-2014 year of \$273.1 million, and

WHEREAS, the County's Pines Healthcare and Rehabilitation Centers are eligible for payments of \$3,033,208.00 for the Olean facility and \$2,961,043.00 for the Machias facility, and

WHEREAS, since these payments are exempt from the Medicaid local share cap statute, counties in New York State are responsible for transferring the full 50% non-federal share of each payment to the state prior to the corresponding 100% payment being released to the nursing homes, and

WHEREAS, it is proposed that the County apply for the entire payment to be received by the County in August, 2014, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute the Supplemental Medicaid Upper Payment Limit Schedule Request Form for the County Department of Nursing Homes as described above, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate the amount of \$254,349.00 from the General Fund Unreserved Fund Balance and make the following budgetary change:

Increase Appropriation Account:

A.601.6102.0000.40608	IGT Payment	\$254,349.00.
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MR. EDWARDS 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. Klancer, Mr. Marsh, Mr. McElfresh, Mr. VanRensselaer, Mr. Weller, Mr. Boser, Mr. Lamberson and Mr. Padlo".

Adopted July 23, 2014 by voice vote.

**ACT NO. 385-2014** by Ms. Edstrom and Mrs. Stockman  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CORNELL COOPERATIVE EXTENSION – CATTARAUGUS COUNTY  
FOR EARLY INTERVENTION SERVICE COORDINATOR AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Health)**

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

WHEREAS, the County Health Department is in need of a third service coordinator for its early intervention program, and

WHEREAS, Cornell Cooperative Extension – Cattaraugus County, 28 Parkside Drive, Ellicottville, New York 14731, can provide a service coordinator for the Health Department's Early Intervention Program for an amount not to exceed \$54,100.00 annually, to be paid on a monthly basis as invoiced, 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 Cornell Cooperative Extension – Cattaraugus County, 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, and be it further

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

Increase Estimated Revenue Accounts:

A.401.4059.0000.1621.02	El Fees for SC Medicaid	\$36,788.00
A.401.4059.0000.3449.01	State Aid El	\$ 8,483.00

Decrease Appropriation Account:

A.401.4059.0000.41601	Transportation	\$ 8,829.00
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Increase Appropriation Account:

A.401.4059.0000.41603	ECP Contracted Services	\$54,100.00,
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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.*<sup>1</sup>

MR. SNYDER, SR., moved, seconded by Ms. Edstrom to waive Rule 12. Carried.

<sup>1</sup>MS. EDSTROM moved, seconded by Mr. Sprague to amend Act No. 385-2014 as follows: After the 2<sup>nd</sup> Resolved, add: "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.". Carried.

Adopted, as amended, July 23, 2014 by voice vote.

**ACT NO. 386-2014** by Ms. Edstrom  
who asks immediate consideration

**ABOLISHING ONE PART-TIME POSITION OF REGISTERED NURSE  
AND CREATING ONE FULL-TIME POSITION OF REGISTERED NURSE  
AND ESTABLISHING COMPENSATION FOR SAME  
(Health Department)**

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

WHEREAS, the Health Department is in need of a qualified individual to perform duties of a Registered Nurse for the WIC Program, and

WHEREAS, the Health Department has not been successful in its many attempts to secure the services of part-time registered nurses to provide adequate coverage for their program, and

WHEREAS, the Health Department intends to reorganize duties to fully utilize the services of a full-time Registered Nurse for the WIC Program, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the title of Registered Nurse in accordance with Section 22 of the Civil Service Law, and

WHEREAS, sufficient funds are available in the 2014 budget to cover the cost of this position, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one (1) part-time position of Registered Nurse, Position No. 401-280-007, and be it further

RESOLVED, that effective immediately, there is hereby created one (1) full-time position of Registered Nurse in the Health Department, General Bargaining Unit Salary Schedule, Pay Grade 24 (\$23.19 - \$25.92 per hour), 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.*<sup>1</sup>

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

<sup>1</sup>MS. EDSTROM moved, seconded by Mr. Klancer to amend Act No. 386-2014 as follows: After the 2<sup>nd</sup> Resolved, add: "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.". Carried.

Adopted, as amended, July 23, 2014 by voice vote.

**ACT NO. 387-2014** by Human Services Committee:

Ms. Edstrom, Mrs. Stockman, Mr. Edwards, Mr. VanRensselaer,

Ms. Vickman, Mr. Lamberson and Mr. Padlo

who ask immediate consideration

**ABOLISHING ONE POSITION OF SENIOR SOCIAL SERVICES EXAMINER (SEASONAL BASIS)  
AND CREATING ONE POSITION OF ELIGIBILITY WORKER (SEASONAL BASIS)  
AND ESTABLISHING COMPENSATION FOR SAME  
(Department of Social Services)**

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



WHEREAS, the Department of Social Services is desirous of restructuring the duties and personnel by creating an additional Eligibility Worker position and abolishing a seasonal Social Services Examiner position, bringing the total Eligibility Workers to eight and decreasing the Senior Social Services Workers to two, to effectively process applications in a timely manner, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the title of Eligibility Worker to be filled on a seasonal basis in accordance with Section 22 of the Civil Service Law, and

WHEREAS, the cost of this position to be filled on a seasonal basis would be fully funded with federal dollars at no additional cost to the County, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one (1) position of Senior Social Services Examiner (seasonal basis), Position No. 601-942-011, and be it further

RESOLVED, that effective immediately, there is hereby created one (1) position of Eligibility Worker to be filled on a seasonal basis in the Department of Social Services, Part-Time Bargaining Unit Salary Schedule, Pay Grade 14 (\$12.50 per hour), *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.*<sup>1</sup>

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

<sup>1</sup>MS. EDSTROM moved, seconded by Mr. Lamberson to amend Act No. 387-2014 as follows: After the 2<sup>nd</sup> Resolved, add: "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.". Carried.

Adopted, as amended, July 23, 2014 by voice vote.

**ACT NO. 388-2014** by Senior Services Committee:

Ms. Vickman, Mr. Felton, Mr. Edwards, Mr. Hale,  
Mr. Snyder, Jr., Mr. Koch and Mrs. Labuhn  
*and Mr. Weller*<sup>1</sup>

who ask immediate consideration

**ABOLISHING ONE PART-TIME POSITION OF INSERVICE COORDINATOR  
AND CREATING ONE FULL-TIME POSITION OF INSERVICE COORDINATOR  
AND ESTABLISHING COMPENSATION FOR SAME AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Nursing Homes)**

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

WHEREAS, the Department of Nursing Homes is desirous of restructuring its organization which will lead to more efficient and effective services to its clients at The Pines Healthcare & Rehabilitation Centers, and

WHEREAS, this restructuring requires the abolition of a part-time Inservice Coordinator and the creation of a full-time Inservice Coordinator, and

WHEREAS, this newly created full-time Inservice Coordinator will provide the Nursing Homes with all new employee orientation requirements, assessment and evaluation of the training needs of all staff, and

WHEREAS, this newly created full-time position will provide updates and training on infection control and health assessments to comply with federal and state regulations, and

WHEREAS, the focus of this position will be to facilitate the training to better utilize skilled nursing staff by providing training on best practices, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the title of Inservice Coordinator in accordance with Section 22 of the Civil Service Law, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to cover the costs associated with this position, now, therefore, be it

RESOLVED, that effective immediately, there is hereby abolished one (1) part-time position of Inservice Coordinator, Position No. 200-173-111, and be it further

RESOLVED, that effective immediately, there is hereby created one (1) position of Inservice Coordinator in the Department of Nursing Homes to be filled on a full-time basis (40 hours per week), Supervisory Bargaining Unit Salary Schedule, Pay Grade 29 (\$26.03 - \$29.14 per hour), and be it further

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

Decrease Appropriation Accounts:

EF.453.4530.1211.20002	Building Improvements	\$16,663.00
EF.453.4530.6011.00002.12000	Part Time Wages	\$ 6,285.00
EF.453.4530.6012.00002.12000	Part Time Wages	\$ 1,000.00

Increase Appropriation Accounts:

EF.453.4530.6011.00002.11000	Full Time Wages	\$ 4,284.00
EF.453.4530.6011.00002.81000	FICA	\$ 328.00
EF.453.4530.6011.00002.82000	Retirement	\$ 1,459.00
EF.453.4530.6011.00002.83000	Health Insurance	\$ 1,104.00
EF.453.4530.6011.00002.84000	Dental Insurance	\$ 10.00
EF.453.4530.6012.00002.11000	Full Time Wages	\$ 9,996.00
EF.453.4530.6012.00002.81000	FICA	\$ 765.00
EF.453.4530.6012.00002.82000	Retirement	\$ 3,403.00
EF.453.4530.6012.00002.83000	Health Insurance	\$ 2,577.00
EF.453.4530.6012.00002.84000	Dental Insurance	\$ 22.00,

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.<sup>2</sup>*

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

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

<sup>2</sup>MS. EDSTROM moved, seconded by Mr. Lamberson to amend Act No. 388-2014 as follows: After the 3<sup>rd</sup> Resolved, add: "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.". Carried.

Adopted, as amended, July 23, 2014 by voice vote.

**ACT NO. 389-2014** by Human Services Committee:  
Ms. Edstrom, Mrs. Stockman, Mr. Edwards, Mr. VanRensselaer,  
Ms. Vickman, Mr. Lamberson and Mr. Padlo  
who ask immediate consideration

**CREATING THREE POSITIONS OF CASEWORKER AND ONE POSITION OF UNIT SUPERVISOR  
TO BE FILLED ON A TEMPORARY BASIS AND ESTABLISHING COMPENSATION FOR SAME  
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Social Services)**

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

WHEREAS, the Department of Social Services is desirous of providing additional services to deal with the backlog of Child Protective Services cases in the form of three (3) temporary Caseworkers and one (1) temporary Unit Supervisor, and

WHEREAS, the New Position Duties Statements have been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the title of Caseworker and Unit Supervisor to be filled on a temporary basis in accordance with Section 22 of the Civil Service Law, and

WHEREAS, the cost of these positions to be filled on a temporary basis would be fully funded with Child Protective Services Enhanced Funding at no additional cost to the County, and

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

RESOLVED, that effective immediately, there is hereby created three (3) positions of Caseworker to be filled on a temporary basis in the Department of Social Services, General Bargaining Unit Salary Schedule, Pay Grade 23 (\$17.78 per hour), and be it further

RESOLVED, that effective immediately, there is hereby created one (1) position of Unit Supervisor to be filled on a temporary basis in the Department of Social Services, Supervisory Bargaining Unit Salary Schedule, Pay Grade 26 (\$20.21 per hour), and be it further

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

## Increase Estimated Revenue Account:

A.601.6156.0000.3689.02	CPS Special Allocation	\$75,758.00
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## Increase Appropriation Accounts:

A.601.6156.0000.12000	Part-Time Wages	\$59,208.00
A.601.6156.0000.81000	FICA	\$ 4,530.00
A.601.6156.0000.82000	Retirement	\$12,020.00,

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.*<sup>1</sup>

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

<sup>1</sup>MS. EDSTROM moved, seconded by Mr. Weller to amend Act No. 389-2014 as follows: After the 3<sup>rd</sup> Resolved, add: "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.". Carried.

Adopted, as amended, July 23, 2014 by voice vote.

**ACT NO. 390-2014** by Mr. Hale and Mr. Murphy  
who ask immediate consideration

**ABOLISHING TWO PART-TIME POSITIONS OF CORRECTIONAL ALTERNATIVES SPECIALIST  
AND CREATING ONE FULL-TIME POSITION OF PROBATION MONITORING TECHNICIAN  
AND ESTABLISHING COMPENSATION FOR SAME AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Probation Department)**

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

WHEREAS, the Department of Probation and Correctional Alternatives is desirous of re-structuring their methodology of providing services to clients by use of a Monitoring Technician concept, and

WHEREAS, the use of a full-time Probation Monitoring Technician will result in an ability to retain the qualified personnel to oversee the Pretrial and Ignition Interlock Programs, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Civil Service Commission, which has approved and certified the title of Probation Monitoring Technician in accordance with Section 22 of the Civil Service Law, and

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

RESOLVED, that effective August 2, 2014, there is hereby abolished two (2) part-time positions of Correctional Alternative Specialist, Position No. 314-070-004 and Position No. 314-070-005, and be it further

RESOLVED, that effective August 1, 2014, there is hereby created one (1) full-time position of Probation Monitoring Technician in the Department of Probation and Correctional Alternatives, General Bargaining Unit Salary Schedule, Pay Grade 19 (\$19.43 - \$21.60 per hour), and be it further

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

Decrease Appropriation Accounts:

A.314.3145.0000.12000	Part-Time Wages	\$ 6,000.00
A.314.3145.0000.82000	Retirement	\$ 161.13
A.314.3140.0000.12000	Part-Time Wages	\$12,027.87

Increase Appropriation Accounts:

A.314.3145.0000.11000	Full-Time Wages	\$14,826.00
A.314.3145.0000.81000	FICA	\$ 680.00
A.314.3145.0000.83000	Health Insurance	\$ 2,660.00
A.314.3145.0000.84000	Dental Insurance	\$ 23.00,

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.*<sup>1</sup>

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

<sup>1</sup>MS. EDSTROM moved, seconded by Mr. Padlo to amend Act No. 390-2014 as follows: After the 3<sup>rd</sup> Resolved, add: "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.". Carried.

Adopted, as amended, July 23, 2014 by voice vote.

MR. SPRAGUE moved, seconded by Mr. Boser to adjourn until August 27, 2014 at 3:00 p.m. Carried.

Meeting adjourned at 4:15 p.m.

Ann M. Giglio  
Journal Clerk