

November 12, 2014

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

The invocation was given by Anthony Evans.

The Attendance Roll Call disclosed all Legislators present.

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MR. WELLER moved, seconded by Mr. Teachman that the minutes of the October 22, 2014 session be approved. Carried.

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COMMUNICATIONS:

Tom Reed, Member of Congress: Letter to Governor Cuomo strongly encouraging New York State to guarantee funding the local 25% cost share for communities under Federal Disaster Declaration Number FEMA-4180-DR.

Lewis County Legislature: Resolution No. 357-2014 entitled, "Resolution Requesting State Disaster Aid, Lewis County".

Town of Middlesex: Resolution requesting State Disaster Aid.

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ACT NO. 490-2014 by Mr. Marsh

APPOINTMENT TO THE CHAUTAUQUA, CATTARAUGUS, ALLEGANY AND STEUBEN SOUTHERN TIER EXTENSION RAILROAD AUTHORITY

Pursuant to Section 2642-C(4) of the Public Authorities Law.

RESOLVED, that the following individual shall be a Cattaraugus County voting member on the Chautauqua, Cattaraugus, Allegany and Steuben Southern Tier Extension Railroad Authority for a term to expire September 12, 2017:

Michael Brisky
36 South Main Street
P.O. Box 141
Franklinville, New York 14737,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Chautauqua, Cattaraugus, Allegany and Steuben Southern Tier Extension Railroad Authority.

Approved by 9 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 491-2014 by Ms. Edstrom, Mr. Felton, Mr. Hale, Mr. Marsh, Mr. McElfresh, Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Snyder, Jr., Mr. Snyder, Sr., Mr. Teachman, Mr. Boser, Mr. Lamberson and Mr. Padlo

SALE OF TAX TITLE PROPERTIES

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

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

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

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

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

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

CITY OF OLEAN

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
2	94.065-7-28	Harold Bell Marsha Bell	124 Fulton Street Olean, NY 14760	\$7,969.26	\$10,000.00
13	94.065-9-26	Richard C. Middaugh	6148 CR 18 Alma, NY 14708 ¹	\$20,608.25	\$2,100.00

TOWN OF ALLEGANY

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
58	93.052-1-28	Anthony Burgess	107 Woodland Circle Allegany, NY 14706	\$21,547.80	\$27,000.00

TOWN OF FRANKLINVILLE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
163	40.071-4-63	Richard C. Middaugh	6148 CR 18 Alma, NY 14708	\$11,303.81	\$900.00

TOWN OF PORTVILLE

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
314	95.013-1-56	John W. Whelpley	1831 Happy Hollow Road Olean, NY 14760	\$7,963.49	\$15,000.00

TOWN OF RANDOLPH

PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
333	70.070-1-12	GCB LLC	c/o Charles Brickman 38209 Wilson Avenue Willoughby, OH 44094	\$23,338.15	\$2,900.00
336	70.071-4-23	Kelly See	69 Jamestown Street Randolph, NY 14772	\$27,247.52	\$24,000.00
Totals				\$144,782.91	\$83,900.00
Loss				\$60,882.91	

Approved by 9 members of the Finance Committee and 6 members of the County Operations Committee.

¹MR. TEACHMAN moved, seconded by Mr. Padlo to amend as follows: In the Second Resolved, delete:

"CITY OF OLEAN					
PARCEL NO.	TAX MAP NO.	HIGH BIDDER	ADDRESS	COUNTY INVOLVEMENT	BID AMOUNT
31	94.056-4-35.2	Richard C. Middaugh	6148 CR 18	\$13,787.05	\$1,900.00
32	94.056-4-34		Alma, NY 14708		
33	94.056-2-45	Richard C. Middaugh	6148 CR 18	\$11,017.58	\$100.00".

Carried.

Adopted, as amended, November 12, 2014 by voice vote.

ACT NO. 492-2014 by Mr. Weller and Mr. Koch

**BID ACCEPTANCE FOR ALLEGANY HIGHWAY BARN FUEL ISLAND REPLACEMENT
(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 Allegany Highway Barn Fuel Island Replacement Project, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned project, was the bid of LaValley Brothers Construction, Inc., 10643 Ridge Road, P.O. Box 208, Wolcott, New York 14590, for an amount of \$331,802.00, to be paid on a percent-of-completion basis, as invoiced and approved by the Department of Public Works, and

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

RESOLVED, that the bid of LaValley Brothers Construction, Inc., be, and the same hereby is, accepted, for a term commencing upon Notice of Award and with completion by June 30, 2015, and be it further

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

No State Bid.

Eight sets of specifications were sent out.

Two bids were received meeting specifications.

Approved by 9 members of the Finance Committee and 8 members of the Public Works Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 493-2014 by Mr. Weller and Mr. Koch

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS
FOR PURCHASE OF SKID-STEER UTILITY LOADER
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Department of Public Works advertised for sealed bids for the purchase of a skid-steer utility loader, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the lowest bid received is higher than purchasing the skid-steer through an alternate purchasing method and the bids should be rejected, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby rejects the bids received for the purchase of a skid-steer utility loader, which were opened on October 16, 2014, and authorizes all actions previously taken by the Department of Public Works regarding such rejection nunc pro tunc.

Approved by 5 members of the Finance Committee and 9 members of the Public Works Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 494-2014 by Mr. Weller and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH LAMB & WEBSTER, INC. FOR PURCHASE OF
SKID-STEER UTILITY LOADER AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS**

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

WHEREAS, Act 476-2014 authorized the County to become a member of the National Joint Powers Alliance (NJPA) for the purpose of purchasing supplies, materials, equipment or services through the current and active competitive bidding process exercised by NJPA on behalf of governmental and other qualifying agencies, and

WHEREAS, the County Department of Public Works is desirous of purchasing one (1) new and unused skid-steer utility loader through the aforementioned NJPA membership, and

WHEREAS, Lamb & Webster, Inc., Route 219 & 39, Springville, New York 14141, can provide one (1) new and unused Case SR210 skid-steer utility loader, through NJPA Award #PGB22792, Contract #PC66592, for an amount of \$19,584.00 after trade-in allowances, and

WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned skid-steer, 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 Lamb & Webster, Inc., for the purchase of the above-described skid-steer utility loader, for a term commencing November 12, 2014 and terminating upon delivery of the skid-steer, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

A.816.8160.0000.20527	Recycle Boxes	\$19,584.00
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Increase Appropriation Account:

A.816.8160.0000.20515	Skid Steer	\$19,584.00.
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Approved by 9 members of the Finance Committee and 9 members of the Public Works Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 495-2014 by Mr. Weller and Mr. Koch

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING
THROUGH NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION
CLEAN VESSEL ASSISTANCE PROGRAM
FOR ONOVILLE MARINA PUMPOUT SYSTEM**

Pursuant to the Section 450 of the County Law.

WHEREAS, funding is available through the Clean Vessel Assistance Program (CVAP) for the installation, renovation and replacement of pumpout stations for the removal and disposal of recreational boater septic waste at the Onoville Marina, and

WHEREAS, CVAP provides up to 75% of eligible project costs up to \$60,000.00 for municipalities or marinas installing pumpout boats and up to \$35,000.00 for installing or upgrading stationary pumpout units or upgrading pumpout boats, and

WHEREAS, the Department of Public Works is desirous of applying for the aforementioned funding, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the New York State Environmental Facilities Corporation for funding provided through the Clean Vessel Assistance Program, for the above-described purpose, according to the above-described terms.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 496-2014 by Mr. Weller and Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
SUNNKING, INC. FOR
ELECTRONIC WASTE RECYCLING COLLECTION PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 492-2013, as amended by Act 83-2014, authorized a contract with SunnKing, Inc., 4 Owens Road, Brockport, New York 14420, for the recycling of non-CRT electronic waste collected at the County's transfer stations, the term of which expires November 12, 2014, and

WHEREAS, under the current contract, SunnKing, Inc., accepts CRT electronic waste for recycling at no cost to the County, and

WHEREAS, effective November 13, 2014, SunnKing, Inc. will charge the County an amount of \$.20 per pound for CRT electronic waste and an amount of \$.35 per pound for broken CRTs, and

WHEREAS, a contract amendment is necessary to reflect the increased fees and further extend the term of the contract to February 28, 2015, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with SunnKing, Inc., for the provision of the above-described recycling services, for a term commencing November 13, 2014 and terminating February 28, 2015, according to the above-described terms.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 497-2014 by Mr. Weller and Mr. Koch

**AUTHORIZING THE FILING OF AN APPLICATION FOR STATE ASSISTANCE FROM THE
HOUSEHOLD HAZARDOUS WASTE (HHW) STATE ASSISTANCE PROGRAM AND SIGNING
OF THE ASSOCIATED STATE MASTER GRANT CONTRACT, UNDER THE
APPROPRIATE LAWS OF NEW YORK STATE**

Pursuant to Section 450 of the County Law.

WHEREAS, the State of New York provides financial aid for household hazardous waste (hhw) programs, and

WHEREAS, the County of Cattaraugus, herein called the Municipality, has examined and duly considered the applicable laws of the State of New York and the Municipality deems it to be in the public interest and benefit to file an application under these laws, and

WHEREAS, it is necessary that a contract by and between the People of the State of New York, herein called the State, and the Municipality be executed for such state aid, now, therefore, be it

RESOLVED, that the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in such application is hereby authorized, and be it further

RESOLVED, that the Chair of the Legislature, or his designee, be, and hereby is, authorized and directed, as the official representative of the Municipality, to act in connection with the application, to sign the resulting contract if such application is approved by the State, and to provide such additional information as may be required, and be it further

RESOLVED, that the Municipality agrees that it will fund the entire cost of such household hazardous waste program, subject to 50% reimbursement by the State for the share of such costs as indicated in the contract, and be it further

RESOLVED, that two (2) certified copies of this resolution be prepared and sent to the NYS Department of Environmental Conservation together with a complete application, and be it further

RESOLVED, that this resolution shall take effect immediately, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 498-2014 by Mr. Edwards, Mr. VanRensselaer, Mr. Koch and Mrs. Labuhn
and Mr. Klancer, Mr. Murphy, Mr. Teachman, Mr. Weller,
Mr. Boser, Mr. Lamberson and Mr. Padlo¹

**AUTHORIZING COUNTY TREASURER TO TRANSFER UNEXPENDED CASINO FUNDS
TO FUND BALANCE COMMITTED-ECONOMIC DEVELOPMENT ACCOUNT**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, Act 643-2013 established a Committed Fund Balance Account within the General Fund and authorized the County Treasurer to transfer unexpended casino funds into such account for economic development purposes, and

WHEREAS, the Cattaraugus County Legislature is desirous of transferring the balance of Account A.913.0000 Fund Balance Committed-Economic Development to the Economic Development Revolving Fund to be used for economic development purposes, and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed to transfer the amount of \$345,967.75, which represents the balance of the unexpended casino funds, to the Economic Development Revolving Fund, as follows:

Increase Appropriation Accounts:

A.990.9901.0000.90642	Transfer to Economic Development Fund	\$345,967.75
ED.642.6989.6983.48516	Economic Development Fund	\$345,967.75

Increase Estimated Revenue Account:

ED.990.9901.0000.5031	Interfund Transfers	\$345,967.75.
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Approved by 9 members of the Finance Committee and 6 members of the Development and Agriculture Committee.

¹The following Legislators requested their names be listed as additional sponsors: "Mr. Klancer, Mr. Murphy, Mr. Teachman, Mr. Weller, Mr. Boser, Mr. Lamberson and Mr. Padlo".

Adopted November 12, 2014 by voice vote. Ms. Edstrom voting No.

ACT NO. 499-2014 by Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES
OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES FOR
GTSC IGNITION INTERLOCK MONITORING PROGRAM**

Pursuant to 9 NYCRR Section 358.4(a) and Section 450 of the County Law.

WHEREAS, Act 355-2010, as amended by Act 297-2014, approved the County's Ignition Interlock Program Plan, and

WHEREAS, Act 615-2013 authorized a contract with the New York State Division of Criminal Justice Services for 2013-2014 funding, and

WHEREAS, the County Probation Department has been awarded funding in the amount of \$24,435.00 through the New York State Division of Criminal Justice Services Office of Probation and Correctional Alternatives for the GTSC Ignition Interlock Monitoring Program for the 2014-2015 program year, and

WHEREAS, a contract with the New York State Division of Criminal Justice Services is necessary in order to accept the aforementioned funding, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute the aforementioned grant documents, on behalf of Cattaraugus County, with the New York State Division of Criminal Justice Services, for the provision of the above-described program, for a term commencing October 1, 2014 and terminating September 30, 2015, according to the above-described terms, and be it further

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

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

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

Approved by 9 members of the Finance Committee and 6 members of the Public Safety Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 500-2014 by Mr. Felton and Ms. Vickman

**AUTHORIZING THE CHAIR TO EXECUTE ASSIGNMENTS FOR
FOURTH AND MAPLE, LLC LEASE AGREEMENTS FOR
DEPARTMENT OF AGING SENIOR NUTRITION PROGRAM (ALLEGANY)
AND LINWOOD ADULT DAY CARE CENTER**

Pursuant to Section 95-a of the General Municipal Law and
Sections 215 and 450 of the County Law.

WHEREAS, the County currently leases space at 80 North 4th Street in Allegany from Fourth and Maple, LLC, for its Department of Aging Senior Nutrition Program and Linwood Adult Day Care Center, and

WHEREAS, effective October 7, 2014, Fourth and Maple, LLC, has sold the aforementioned leased premises to Hall Development, and

WHEREAS, it is necessary to execute assignments of the aforementioned Lease Agreements to Hall Development, 123 North Clark Street, Olean, New York 14760, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute assignments of the Lease Agreements, on behalf of Cattaraugus County, with Hall Development, for the Department of Aging Senior Nutrition Program and Linwood Adult Day Care Center, for a term commencing October 7, 2014 and terminating June 30, 2015, according to the above-described terms.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 501-2014 by Mr. Teachman and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE LICENSE AGREEMENT WITH
PICTOMETRY INTERNATIONAL CORP. FOR
AERIAL PHOTOGRAPHY SOFTWARE SUPPORT SERVICES AND LICENSES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 223-2012 authorized a License Agreement with Pictometry International Corp. for the provision of aerial photography services to the County Office of Real Property Tax Services, and

WHEREAS, Act 502-2013 authorized a License Agreement with Pictometry International Corp. for the provision of software support services for the aforementioned aerial photography software, the term of which expires December 31, 2014, and

WHEREAS, the Office of Real Property Tax Services is desirous of continuing the software support services and licenses, and

WHEREAS, Pictometry International Corp., 100 Town Centre Drive, Suite A, Rochester, New York 14623, can provide software support services and licenses to the County for an amount of \$2,500.00, to be paid as invoiced, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a License Agreement, on behalf of Cattaraugus County, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, with Pictometry International Corp., for the provision of the above-described software support services and licenses, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 502-2014 by Mr. Teachman and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SYSTEMS DEVELOPMENT GROUP, INC. FOR
REAL PROPERTY TAX SERVICES
IMAGE MATE ONLINE SUPPORT AGREEMENT AND
IMAGE MATE GIS SUPPORT AGREEMENT**

Pursuant to Section 1532 of the Real Property Tax Law and
Section 450 of the County Law.

WHEREAS, Act 433-2013 authorized a contract with Systems Development Group, Inc., 441 Trenton Avenue, Utica, New York 13502, for the provision of imaging software and services for the County Real Property Tax Service Agency online support, the term of which expires December 31, 2014, and

WHEREAS, the County Real Property Tax Service Agency is desirous of continuing the aforementioned technical support for the Image Mate Online, and

WHEREAS, Systems Development Group, Inc., can provide the necessary online support of the Image Mate Online System for an amount as follows:

Annual Fee	\$7,420.00
Software Support	\$85.00/hr, including travel time
Custom Software Enhancement	\$100.00/hr,

now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon, and subject to, inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Systems Development Group, Inc., for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 503-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATHOLIC CHARITIES OF WESTERN NEW YORK, INC., FOR
DEPARTMENT OF SOCIAL SERVICES KINSHIP PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 378-2013 authorized a contract with Catholic Charities of Western New York, Inc., 520 West State Street, Olean, New York 14760, for the provision of a Kinship Program for grandparents or other relatives who obtain custody of children, the term of which expired September 30, 2014, and

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

WHEREAS, the Kinship Program will serve approximately 55 participants and is for those children who are placed with relatives in lieu of foster care, and

WHEREAS, Catholic Charities of Western New York, Inc., can provide the aforementioned Kinship Program for a total amount not to exceed \$65,000.00, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Catholic Charities of Western New York, Inc., 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.

Held in the Finance Committee and the Human Services Committee.

ACT NO. 504-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR
DEPARTMENT OF SOCIAL SERVICES TRUANCY PREVENTION PROGRAM**

Pursuant to Public Law 104-193 and Section 450 of the County Law.

WHEREAS, Act 414-2013 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the implementation of a truancy prevention program in Cattaraugus County, in an attempt to reduce the percentage of poor attendance and chronic absenteeism in area school districts, the term of which expired September 30, 2014, and

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

WHEREAS, Cattaraugus Community Action, Inc., has agreed to provide a truancy prevention program in Cattaraugus County for an amount not to exceed \$136,842.00, to be paid on a monthly basis for services provided during the preceding month, as invoiced, and

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

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned 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 Cattaraugus Community Action, Inc., 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 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 505-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF
SOCIAL SERVICES FAMILY ASSESSMENT RESPONSE SERVICES**

Pursuant to Public Law 104-193 and Section 450 of the County Law.

WHEREAS, Act 415-2013 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of family assessment response services for child protection cases for the Department of Social Services, the term of which expired September 30, 2014, and

WHEREAS, Family Assessment Response (or "FAR") is an alternative to the traditional child protection investigative response, and allows Child Protection Services to differentiate on how they respond to accepted reports of child maltreatment, and

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

WHEREAS, Cattaraugus Community Action, Inc., can provide the aforementioned services for an amount not to exceed \$51,507.00, to be paid in monthly installments as invoiced, and

WHEREAS, this program is 62% state funded 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 a contract, on behalf of Cattaraugus County, with Cattaraugus Community Action, Inc., for the provision of the aforementioned 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 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 506-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES
FAMILY GROUP CONFERCING PROGRAM**

Pursuant to 18 NYCRR Parts 405 and 423 and
Section 450 of the County Law.

WHEREAS, Act 411-2013 authorized contracts with various entities for a family group conferencing program in Cattaraugus County, the terms of which expired September 30, 2014, and

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

WHEREAS, the following various entities have agreed to provide family group conferencing program services, for a total amount not to exceed \$39,000.00, to be paid on a monthly basis, as follows and as invoiced:

<u>Agency</u>	<u>Amount</u>
Cattaraugus Community Action, Inc. 25 Jefferson Street Salamanca, New York 14779	\$26,000.00
Parent Education Program, Inc. 234 North Union Street Olean, New York 14760,	\$13,000.00

and

WHEREAS, a portion of this program is 62% state and 38% County funded, and the other portion is 100% federally 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 the above-listed various entities, 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 9 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 507-2014 by Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN COMMUNITY SCHOOLS FOR AFTER SCHOOL AND
SUMMER PROGRAM FOR AT-RISK YOUTH FOR
DEPARTMENT OF SOCIAL SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 416-2013 authorized a contract with Olean Community Schools, 410 West Sullivan Street, Olean, New York 14760, for the provision of an after school and summer program for at-risk youth, the term of which expired September 30, 2014, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned after school and summer program for at-risk youth, and

WHEREAS, Olean Community Schools can provide the aforementioned after school and summer program for at-risk youth for an amount not to exceed \$11,000.00, to be paid on a monthly basis as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Olean Community Schools, for the provision of the above-described services, for a term commencing October 1, 2014 and terminating September 30, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Ms. Edstrom abstained from vote.

ACT NO. 508-2014 by Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN COMMUNITY SCHOOLS FOR MATH AND READING
TUTORIAL SERVICES FOR DEPARTMENT OF SOCIAL SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 410-2013 authorized a contract with Olean Community Schools, 410 West Sullivan Street, Olean, New York 14760, for the provision of math and reading tutorial services for recipients of services, the term of which expired September 30, 2014, and

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

WHEREAS, Olean Community Schools, through its Adult Education Program, can provide the aforementioned math and reading tutorial services for an amount not to exceed \$10,000.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, the Olean Community Schools shall provide six (6) hours of class per week, three (3) hours of math and three (3) hours of reading tutorial services per week, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Olean Community Schools, for the provision of the above-described services, for a term commencing October 1, 2014 and terminating September 30, 2015, according to the above-described terms, and be it further

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

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

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

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

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

Adopted November 12, 2014 by voice vote. Ms. Edstrom abstained from vote.

ACT NO. 509-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
BERKSHIRE FARM CENTER & SERVICES FOR YOUTH, INC. FOR
DEPARTMENT OF SOCIAL SERVICES PATHWAYS PROGRAM PREVENTIVE SERVICES
FOR OPEN CHILD PROTECTIVE CASES**

Pursuant to Public Law 104-193 and
Section 450 of the County Law.

WHEREAS, Act 504-2013 authorized a contract with Berkshire Farm Center & Services for Youth, Inc., Tri-Main Center, 2495 Main Street, Suite 330, Buffalo, New York 14214, for the provision of preventive services for open child protective cases, the term of which expired October 31, 2014, and

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

WHEREAS, Berkshire Farm Center & Services for Youth, Inc., can provide the aforementioned preventive services, through the Pathways Program, for an amount not to exceed \$78,500.00, to be paid on a monthly basis as invoiced, and

WHEREAS, services provided by the Pathways Program include crisis intervention to stabilize the family; assessments to identify at-risk issues; home-based services to determine the root causes of these issues; development of treatment plans; and overall support, nurturing, and guidance to help youth and families resolve the issues that place the youth at risk, so the youth can successfully and safely remain at home, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Berkshire Farm Center & Services for Youth, Inc., for the provision of the aforementioned services, for a term commencing November 1, 2014 and terminating October 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 510-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
JAMESTOWN COMMUNITY COLLEGE FOR
STAFF DEVELOPMENT AND TRAINING COORDINATOR SERVICES**

Pursuant to Section 112 of the Social Services Law and
Section 450 of the County Law.

WHEREAS, Act 505-2013 authorized a contract with Jamestown Community College for an employee education and training program, the term of which expires December 31, 2014, and

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

WHEREAS, Jamestown Community College, P.O. Box 5901, Olean, New York 14760, has agreed to provide a full-time training coordinator who will provide the above-described staff development services to employees of the Cattaraugus County Department of Social Services, and

WHEREAS, the maximum amount for 2015 is \$95,701.85, of which \$66,991.29 is charged to the Cattaraugus County Department of Social Services, and

WHEREAS, this program is 100% reimbursable through state and federal funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Jamestown Community College, for the provision of the above-described employee education program, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 511-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GREATER OLEAN, INC., FOR DEPARTMENT OF SOCIAL SERVICES
TANF ON-THE-JOB TRAINING SERVICES**

Pursuant to Public Law 104-1993 and Section 450 of the County Law.

WHEREAS, Act 506-2013 authorized a contract with Greater Olean, Inc., for the provision of on-the-job training for TANF-eligible participants, the term of which expires December 31, 2014, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned on-the-job training for TANF-eligible participants, and

WHEREAS, Greater Olean, Inc., 120 North Union Street, Olean, New York 14760, has agreed to develop and manage on-the-job training for participants that are TANF-eligible for an annual amount not to exceed \$53,045.00, to be paid on a monthly basis, as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Greater Olean, Inc., for a term commencing January 1, 2015 and terminating December 31, 2015, for the provision of the above-described services, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 512-2014 by Senior Services Committee:

Ms. Vickman, Mr. Felton, Mr. Edwards, Mr. Hale,
Mr. Snyder, Jr., Mr. Koch and Mrs. Labuhn

**LOCAL LAW NUMBER 7-2014
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW ESTABLISHING FEES FOR DEPARTMENT OF NURSING HOMES
RESIDENT PRIVATE PAY RATES AND REPEALING ACT 561-2013**

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 increase the resident private pay rate for the Department of Nursing Homes.

SECTION 2. Resident Private Pay Rate. Effective January 1, 2015, the resident private pay rate for the County Department of Nursing Homes shall be \$235.00 per day for the Olean Facility and \$270.00 per day for the Machias Facility, plus an additional \$10.00 per day for a private room at either facility.

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. Statutory Repeal. Effective January 1, 2015, Act No. 561-2013, Local Law Number 6-2013 (Intro Number 5-2013), entitled "A Local Law Establishing Fees for Department of Nursing Homes Resident Private Pay Rates", is hereby repealed.

SECTION 5. Effective Date. This Local Law shall take effect immediately.

Approved by 9 members of the Finance Committee.

No action taken at this time.

ACT NO. 513-2014 by Senior Services Committee:

Ms. Vickman, Mr. Felton, Mr. Edwards, Mr. Hale,
Mr. Snyder, Jr., Mr. Koch and Mrs. Labuhn

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 7-2014

Pursuant to Section 20 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on November 12, 2014, a proposed Local Law entitled "A Local Law Establishing Fees for Department of Nursing Homes Resident Private Pay Rates and Repealing Act 561-2013", and

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

RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 25th day of November, 2014, at 3:02 p.m. at the Legislature's Chambers, County Center, 303 Court Street, Little Valley, New York, and that at least five 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 9 members of the Finance Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 514-2014 by Senior Services Committee:
Ms. Vickman, Mr. Felton, Mr. Edwards, Mr. Hale,
Mr. Snyder, Jr., Mr. Koch and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH BUFFALO HOTEL SUPPLY CO., INC.
FOR PURCHASE OF BOILERLESS STEAMER FOR
DEPARTMENT OF NURSING HOMES AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Nursing Homes)**

Pursuant to Sections 215, 363, 366 and 450 of the County Law.

WHEREAS, the Department of Nursing Homes is desirous of purchasing a boilerless steamer for The Pines Healthcare and Rehabilitation Center-Machias Campus, and

WHEREAS, Buffalo Hotel Supply Co., Inc., Jamestown Division, 708 Foote Avenue 108, Jamestown, New York 14701, can provide an AccuTemp Model No. N61201E060 DBL boilerless steamer for an amount of \$15,139.00, which includes shipping, and

WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned equipment, 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 Buffalo Hotel Supply Co., Inc., for the provision of the above-described equipment, for a term commencing November 12, 2014 and terminating December 31, 2014, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

El.453.4530.1160.20002	Building Improvements	\$15,500.00
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Increase Appropriation Account:

El.453.4530.1190.20203	Kitchen Equipment	\$15,500.00.
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Approved by 9 members of the Finance Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 515-2014 by Senior Services Committee:
Ms. Vickman, Mr. Felton, Mr. Edwards, Mr. Hale,
Mr. Snyder, Jr., Mr. Koch and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
P & NP COMPUTER SERVICES, INC. FOR
DEPARTMENT OF NURSING HOMES SOFTWARE MAINTENANCE SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 563-2013 authorized a contract with P & NP Computer Services, Inc., 66 North Main Street, Brockport, New York 14420-1649, for the provision of software maintenance services for the Department of Nursing Homes, the term of which expires December 31, 2014, and

WHEREAS, the Department of Nursing Homes still needs the aforementioned maintenance services, and

WHEREAS, P & NP Computer Services, Inc., has agreed to provide the aforementioned maintenance services for a total amount of \$8,546.25, which covers both facilities, as follows:

Olean	\$5,197.50
Machias	\$3,348.75,

now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with P & NP Computer Services, Inc., for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 516-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
DOYLE SECURITY SYSTEMS, INC. FOR
PERSONAL EMERGENCY RESPONSE UNITS MONITORING
SERVICES FOR DEPARTMENTS OF
HEALTH, AGING AND SOCIAL SERVICES**

Pursuant to Section 95-a of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Act 463-2013 authorized a contract with Doyle Security Systems, Inc., 792 Calkins Road, Rochester, New York 14623, for the provision of various services to the County Departments of Health, Aging and Social Services, the term of which expires December 31, 2014, and

WHEREAS, the County Departments of Health, Aging and Social Services are desirous of continuing the aforementioned services, and

WHEREAS, Doyle Security Systems, Inc., has agreed to provide services to the County Departments of Health, Aging and Social Services, as follows:

<u>Category of Service</u>	<u>2014 Rate</u>	<u>2015 Rate</u>
<u>HEALTH DEPARTMENT</u>		
PERS Monitoring	\$18/month/unit	\$18/month/unit
Electronic Medication Monitoring	\$49/month/unit	\$49/month/unit

SOCIAL SERVICES

PERS Monitoring	\$18/month/unit	\$18/month/unit
Electronic Medication Monitoring	\$49/month/unit	\$49/month/unit

DEPARTMENT OF AGING

PERS Monitoring (Expanded In-Home Services for the Elderly Program), and	\$15/month/unit	\$15/month/unit
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WHEREAS, this program is 75% state and 25% county funded for the Department of Aging's portion of expenses, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Doyle Security Systems, Inc., for the provision of the above-described services for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 517-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
MICHELE SIMON FOR HEALTH DEPARTMENT
AUDIOLOGY SCREENING SERVICES**

Pursuant to 10 NYCRR 763.3, Section 3602 of the Public
Health Law and Section 450 of the County Law.

WHEREAS, Act 66-2012 authorized a contract with Michele Simon, 3799 South Nine Mile Road, Allegany, New York 14706, for the provision of audiology screening services to County Health Department patients, the term of which expires December 31, 2014, and

WHEREAS, the County Health Department is desirous of continuing the provision of audiology services for patients of the County Health Department Home Health Care Program, and

WHEREAS, Michele Simon has agreed to provide audiology screening services to County Health Department patients, on an as-needed basis, at the rate of \$160.00 per screening, to be paid as invoiced, and

WHEREAS, this program is 100% state and federally reimbursable, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Michele Simon, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2017, according to the above-described terms, and be it further

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

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 518-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SOUTHTOWNS CHILDREN'S SLPT, PT & OT ASSOCIATES, PLLC FOR
HEALTH DEPARTMENT PHYSICAL, OCCUPATIONAL AND
SPEECH THERAPY SERVICES**

Pursuant to 10 NYCRR Section 763.3 and Section 450 of the County Law.

WHEREAS, Act 131-2013 authorized a contract with Southtowns Children's SLPT, PT & OT Associates, PLLC, 4534 Salisbury Place, Hamburg, New York 14075, for the provision of physical, occupational and speech therapy services for patients in the Health Department's Home Care Program, the term of which expires December 31, 2014, and

WHEREAS, the Health Department is desirous of continuing the provision of physical, occupational and speech therapy services for patients in the Health Department's Home Care Program, and

WHEREAS, Southtowns Children's SLPT, PT & OT Associates, PLLC, can provide physical, occupational and speech therapy services to patients in the Health Department's Home Care Program, as follows:

<u>Service</u>	<u>Rate</u>
Physical Therapist	\$72.83/visit

Occupational Therapist	\$72.83/visit
Speech Therapist	\$72.83/visit
Physical Therapy Assistant	\$57.22/visit
Attendance at Meetings	\$29.13/hour
Evaluations	\$72.83/visit
PT only admission visit	\$102.00/visit
Recruitment & Retention (to be determined by NYSDOH),	

and

WHEREAS, this program is funded through a variety of sources, including, but not limited to, state and federal funding, private pay, private and third-party insurance and the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Southtowns Children's SLPT, PT & OT Associates, PLLC, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 519-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Koch and Mrs. Labuhn¹

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

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

WHEREAS, Act 464-2013 authorized a contract with the Seneca Nation Area Office of Aging, 28 Thomas Indian School Drive, Irving, New York 14081, for the preparation and delivery of a noon meal in the areas contiguous to Cattaraugus County, the term of which expires December 31, 2014, and

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

WHEREAS, the Seneca Nation Area Office of Aging has agreed to provide for the preparation and delivery of a noon meal in the areas contiguous to Cattaraugus County five (5) days per week, at the current Medicaid rate per delivered meal, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with the Seneca Nation Area Office of Aging, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

¹The following Legislators requested their names be listed as additional sponsors: "Mr. Koch and Mrs. Labuhn".

Adopted November 12, 2014 by voice vote.

ACT NO. 520-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ALLEGANY COUNTY FOR HEALTH DEPARTMENT
LEAD RISK ASSESSMENT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 632-2011 authorized a contract with Allegany County for the provision of lead risk assessment services for the County Health Department, the term of which expires December 31, 2014, and

WHEREAS, the County Health Department is responsible for investigating possible lead poisoning situations, and

WHEREAS, Allegany County, County Office Building, 7 Court Street, Belmont, New York 14813, has equipment and personnel trained for the provision of lead risk assessment services, and

WHEREAS, the County Health Department is desirous of contracting with Allegany County for the provision of the aforementioned services, and

WHEREAS, Allegany County can perform the aforementioned lead risk assessment services, on an as-needed basis, for an amount of \$29.09 per hour, plus work-related mileage at the prevailing IRS rate in effect at the time services are provided, not to exceed \$3,000.00, plus reimbursement for lunch not to exceed \$10.00 and equipment usage for an amount of \$150.00 per each completed assessment, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Allegany County, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2017, according to the above-described terms, and be it further

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

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 521-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
TOTAL SENIOR CARE, INC. FOR
HOME CARE THERAPY SERVICES**

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

WHEREAS, Act 419-2013 authorized a contract with Total Senior Care, Inc., 519 North Union Street, Olean, New York 14760, for the operation of the PACE Program for the Health Department, the term of which expires December 31, 2014, and

WHEREAS, Total Senior Care, Inc., is authorized by New York State Department of Health and the Centers for Medicare and Medicaid Services to operate a Program for All Inclusive Care for the Elderly (PACE Program) as a comprehensive program of services to participants, and

WHEREAS, Total Senior Care, Inc., is desirous of obtaining home care therapy services from the County Department of Health for PACE Program participants, and

WHEREAS, the Department of Health has agreed to provide the following home care therapy services to PACE Program participants in accordance with current New York State Medicaid rates, 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 Total Senior Care, Inc., for the provision of the above-described in-home nursing and therapy services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 522-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WILLCARE, INC. FOR HOME HEALTH CARE SERVICES**

Pursuant to Section 3602 of the Public Health Law and
Section 450 of the County Law.

WHEREAS, Act 558-2013 authorized a contract with Willcare, Inc., Westgate Plaza, 700 West State Street, Olean, New York 14760, for the provision of home health care services, the term of which expires December 31, 2014, and

WHEREAS, the County Departments of Health, Aging and Social Services are desirous of continuing the aforementioned services, and

WHEREAS, Willcare, Inc., has agreed to provide home health care services to Cattaraugus County in accordance with the following rate limits and terms:

<u>Level of Care</u>	<u>2014 Rates**</u>	<u>2015 Rates**</u>
Home Attendant/Housekeeper (Personal Care 1)	\$18.92/hr.	\$18.92/hr.
Personal Care Aide (Personal Care 2)	\$19.41/hr.	\$19.41/hr.
Shared Aide –1/4 hour (Personal Care 1)	\$ 4.73/¼ hr.	\$ 4.73/¼ hr.
Shared Aide –1/4 hour (Personal Care 2)	\$ 4.86/¼ hr.	\$ 4.86/¼ hr.
Certified Home Health Aide	\$19.98/hr.	\$19.98/hr.
Registered Nurse (RN) (Health Dept)	\$38.05/hr.++	\$38.05/hr.++
Registered Nurse (RN) (DSS)	\$26.52/hr.	\$26.52/hr.
Licensed Practical Nurse (LPN) (Health Dept)	\$26.78/hr.++	\$26.78/hr.++
Licensed Practical Nurse (LPN) (DSS)	\$21.42/hr.	\$21.42/hr.
Nursing Supervision Visit	\$64.77/hr.	\$64.77/hr.

++Initial Visit which is less than, or equal to, 1 hour will be billed at 1 hour rate

**Actual base Medicaid rates as initially established by the State Department of Health to be billed, if lower than caps to all Departments. In addition to the base rate, any recruitment and retention add-on established by the State Department of Health shall be billed to the Department of Social Services only. Cattaraugus County Department of Health has applied for and receives recruitment and retention add-on funds.

Assumptions:

- In the event the initial Medicaid rates for 2015 as established by the State Department of Health exceed the County rate limits set forth above, the Contractor agrees to submit rate revision requests to the NYSDOH and request the rate(s) be lowered to comply with the Cattaraugus County rate limits set forth above.
- Rates billed to the Medicaid Management Information System (MMIS) for the DSS personal care program are subject to any limitations of the MMIS and will reflect the requirements of 18 NYCRR 505.14.

now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Willcare, Inc. for the provision of the above-described services for a term commencing January 1, 2015 and terminating December 31, 2015, and be it further

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

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 523-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CORNELL COOPERATIVE EXTENSION-CATTARAUGUS COUNTY FOR
HEALTH DEPARTMENT REPRODUCTIVE HEALTH EDUCATOR**

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

WHEREAS, Act 469-2013 authorized a contract with Cornell Cooperative Extension-Cattaraugus County, 28 Parkside Drive, Ellicottville, New York 14731, for the provision of services of a Reproductive Health Educator for the County Health Department family planning clinics, the term of which expires December 31, 2014, and

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

WHEREAS, Cornell Cooperative Extension-Cattaraugus County has agreed to perform the aforementioned reproductive health educator services for the family planning clinics, for a total amount not to exceed \$46,738.00, which includes all work-related expenses:

- 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;
- Any overnight travel must have prior approval of the County Public Health Director or the Director's designee, and must have an authorization attached, prior to reimbursement,

and

WHEREAS, this program is 100% funded through the Family Planning Grant, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Cornell Cooperative Extension-Cattaraugus County, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

Approved by 9 members of the Finance Committee, 6 members of the Development and Agriculture Committee and 7 members of the Human Services Committee.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 524-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR
HEALTH DEPARTMENT WIC PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Health Department)**

Pursuant to 42 USCS Section 1786 and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 317-2014 authorized a contract with the New York State Department of Health for WIC Program funding in the amount of \$485,902.00 for the period October 1, 2014 to September 30, 2015, the term of which expires September 30, 2015, and

WHEREAS, the New York State Department of Health has authorized a cost-of-living adjustment (COLA) in the amount of \$35,427.00 for the period April 1, 2014 through March 31, 2015, and

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

WHEREAS, this program is 96% federal and 4% state funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with the New York State Department of Health for WIC Program funding, for a term commencing October 1, 2014 and terminating September 30, 2015, according to the above-described terms, and be it further

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

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

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

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

Increase Estimated Revenue Account:

A.401.4082.0000.4482	Federal Aid, WIC Program	\$10,592.00
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Increase Appropriation Account:

A.401.4082.0000.47006	Nursing Services – Contracted	\$10,592.00.
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Approved by 9 members of the Finance Committee and 7 members of the Human Services Committee.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 525-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CORNELL COOPERATIVE EXTENSION-CATTARAUGUS COUNTY FOR
HEALTH DEPARTMENT WATER RESOURCE SPECIALIST**

Pursuant to Sections 224 (8)(e) and 450 of the County Law.

WHEREAS, Act 468-2013 authorized a contract with Cornell Cooperative Extension-Cattaraugus County, 28 Parkside Drive, Ellicottville, New York 14731, for the provision of a Water Resource Specialist to coordinate the public water supply inspection, monitoring and surveillance program and ensure fulfillment of all NYS drinking water enhancement grant work plan deliverables, the term of which expires December 31, 2014, and

WHEREAS, the County Health Department is desirous of renewing the aforementioned contract, and

WHEREAS, Cornell Cooperative Extension-Cattaraugus County can provide a Water Resource Specialist to provide the aforementioned services for a total amount not to exceed \$60,621.00, which includes all work-related expenses:

- 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;
- Any overnight travel must have prior approval of the County Public Health Director or the Director's designee, and must have an authorization attached, prior to reimbursement,

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Cornell Cooperative Extension-Cattaraugus County, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

Approved by 9 members of the Finance Committee, 6 members of the Development and Agriculture Committee and 7 members of the Human Services Committee.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 526-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
REHABILITATION TODAY, PT, OT, REGISTERED NURSING, PLLC FOR
HEALTH DEPARTMENT HOME HEALTH CARE PROGRAM OCCUPATIONAL SERVICES**

Pursuant to 10 NYCRR 763.3, Section 3602 of the Public Health Law
and Section 450 of the County Law.

WHEREAS, Act 434-2013 authorized a contract with Rehabilitation Today, PT, OT, Registered Nursing, PLLC, 2416 Constitution Avenue, Olean, New York 14760, for the provision of occupational therapy services to patients of the County Health Department Home Health Care Program, the term of which expires December 31, 2014, and

WHEREAS, the County Health Department is desirous of renewing the aforementioned contract, and

WHEREAS, Rehabilitation Today, PT, OT, Registered Nursing, PLLC, has agreed to provide occupational therapy services to Cattaraugus County Health Department patients at the following rates:

<u>Service</u>	<u>2014 Rate</u>	<u>2015 Rate</u>
Occupational Therapist	\$73 per visit	\$73 per visit
Attendance at Meetings	\$28 per hour	\$28 per hour
Office Visits:		
per standard visit - (any combination of modalities and/or procedures; CHAA or patient to provide all dressings and ointments)	\$50 per visit	\$50 per visit
per short visit - (less than 15 minutes)	\$22 per visit	\$22 per visit
Office Visit Evaluations	\$72.50 per visit	\$72.50 per visit
Recruitment & Retention (to be determined by NYSDOH), and		

WHEREAS, if Rehabilitation Today, PT, OT, Registered Nursing, PLLC, refuses any occupational therapy visits during the term of the 2015 contract, then the rates for such services shall revert back to the base rate of \$68/visit for the duration of the contract, and

WHEREAS, this program is funded through a variety of sources, including, but not limited to, state and federal funding, private pay, private and third-party insurance and the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, with Rehabilitation Today, PT, OT, Registered Nursing, PLLC, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 527-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR CHILDREN WITH
SPECIAL HEALTH SERVICES NEEDS (CSHSN)**

Pursuant to Public Law 98-8 and Section 450 of the County Law.

WHEREAS, Act 428-2011 authorized the Chair to execute a contract with the New York State Department of Health and various entities for the Children with Special Health Services Needs Program (CSHSN), the term of which expired September 30, 2014, and

WHEREAS, the New York State Department of Health, Division of Family Health, has approved funding in the amount of \$19,996.00 per year for three years, for a total amount of \$59,988.00, to the County Health Department to continue a system to gather quality information about children with special health care needs in Cattaraugus County, and

WHEREAS, a contract is necessary with the New York State Department of Health in order to obtain the aforementioned funding, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the New York State Department of Health, in order to obtain the aforementioned funding for the Children with Special Health Care Needs, for a term commencing October 1, 2014 and terminating September 30, 2017, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 528-2014 by Ms. Edstrom and Mrs. Stockman
*and Mr. Teachman, Mrs. Vickman and Mr. Padlo*¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN GENERAL HOSPITAL FOR
LABORATORY, RADIOLOGY AND MAMMOGRAPHY SERVICES
FOR HEALTH DEPARTMENT FAMILY PLANNING CLINIC**

Pursuant to 10 NYCRR Part 763 and Section 450 of the County Law.

WHEREAS, Act 417-2013 authorized a contract with Olean General Hospital, 515 Main Street, Olean, New York 14760, for the provision of laboratory, radiology and mammography services for the County Health Department, the term of which expires December 31, 2014, and

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

WHEREAS, the Olean General Hospital can provide the aforementioned laboratory, radiology and mammography services at the Olean General Hospital approved Medicaid rate, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Olean General Hospital, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

¹The following Legislators requested their names be listed as additional sponsors: "Mr. Teachman, Mrs. Vickman and Mr. Padlo".

Adopted November 12, 2014 by voice vote.

ACT NO. 529-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
JAMESTOWN REHAB SERVICES, PT, OT, SLP, PLLC FOR
HEALTH DEPARTMENT HOME HEALTH CARE PROGRAM
THERAPY SERVICES**

Pursuant to 10 NYCRR 763.3, Section 3602 of the Public Health Law
and Section 450 of the County Law.

WHEREAS, Act 437-2013 authorized a contract with Jamestown Rehab Services, PT, OT, SLP, PLLC, 4482 Kathaleen Street, Hamburg, New York 14075, for the provision of various therapy services for the patients of the Health Department Home Health Care Program, the term of which expires December 31, 2014, and

WHEREAS, the County Department of Health is desirous of continuing the provision of physical, occupational and speech therapy services, and

WHEREAS, Jamestown Rehab Services, PT, OT, SLP, PLLC, has agreed to provide physical, occupational and speech therapy services to Cattaraugus County Health Department patients at the following rates:

<u>Service</u>	<u>2014 Rate</u>	<u>2015 Rate</u>
Physical Therapist	\$72.83/visit	\$73.92/visit
Occupational Therapist	\$72.83/visit	\$73.92/visit
Speech Therapist	\$72.83/visit	\$73.92/visit
Physical Therapy Assistant	\$57.22/visit	\$58.08/visit
Attendance at Meetings	\$29.13/hour	\$29.57/hour
Evaluations	\$72.83/visit	\$73.92/visit
PT only admission visit	\$102.00/visit	\$103.53/visit
Recruitment & Retention (to be determined by NYSDOH),		

and

WHEREAS, if Jamestown Rehab Services, PT, OT, SLP, PLLC, refuses any physical therapy home care cases, occupational therapy visits or speech therapy services during the term of the 2015 contract, then the rates for such services shall revert back as follows for the duration of the contract:

Physical Therapy Services	Base Rate of \$68/visit
Occupational Therapy Services	Base Rate of \$68/visit
Speech Therapy Services	Base Rate of \$68/visit
Physical Therapy Assistant Services	Base Rate of \$45/visit,

and

WHEREAS, this program is funded through a variety of sources, including, but not limited to, state and federal funding, private pay, private and third-party insurance and the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, with Jamestown Rehab Services, PT, OT, SLP, PLLC, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 530-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN MEDICAL GROUP, LLP FOR HEALTH DEPARTMENT
CONTINGENT MEDICAL DIRECTOR SERVICES**

Pursuant to Section 352 of the Public Health Law and
Section 450 of the County Law.

WHEREAS, Act 467-2013 authorized a contract with the Olean Medical Group, LLP, 535 Main Street, Olean, New York 14760, for the provision of a contingent medical director, in the event the County Health Department's medical director is unavailable, the term of which expires December 31, 2014, and

WHEREAS, the County Health Department is desirous of renewing the aforementioned contract at the same rates, and

WHEREAS, the Olean Medical Group, LLP, can provide the aforementioned medical director services, in the event the County Health Department's current medical director is unavailable, for an amount of \$172.55 per hour to be paid as invoiced, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon, and subject to, inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with the Olean Medical Group, LLP, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 531-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ELLCOTTVILLE PHARMACY, INC. FOR HEALTH DEPARTMENT
PHARMACY CONSULTANT SERVICES**

Pursuant to 10 NYCRR Section 752.5 and Section 450 of the County Law.

WHEREAS, Act 614-2013 authorized a contract with Ellicottville Pharmacy, Inc., 6133 Route 219, Ellicottville, New York 14731, for the provision of a pharmacy consultant for assistance in the development of policies and procedures related to the provision of drugs and vaccines and advising professional and para-professional staff on drug interactions, side effects, and recall procedures as required by Article 28 of the Public Health Law, the term of which expires December 31, 2014, and

WHEREAS, the County Health Department is desirous of contracting for pharmacy consultant services, and

WHEREAS, Ellicottville Pharmacy, Inc., has agreed to provide the aforementioned pharmacy consultant services at the rate of \$70.00 per hour, to be paid as invoiced, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Ellicottville Pharmacy, Inc., for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 532-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR HEALTH DEPARTMENT WIC CLINIC SPACE**

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

WHEREAS, Act 470-2013 authorized contracts with various entities for the utilization of space for the Health Department's WIC Program, the terms of which expire December 31, 2014, and

WHEREAS, the County Health Department is desirous of continuing the WIC program in various areas of Cattaraugus County, and

WHEREAS, the entities listed below have agreed to allow the County Health Department to utilize space in their facilities for WIC clinics:

	<u>2014 Rate</u>	<u>2015 Rate</u>
Franklinville Free Methodist Church 41 South Main Street Franklinville, New York 14737	\$300/year	\$300/year
Gowanda Free Methodist Church 149 West Main Street Gowanda, New York 14070	\$75/day of use	\$75/day of use
Roberts Memorial Free Methodist Church 111 South Street Cattaraugus, New York 14719	\$100/year	\$100/year
Town of Randolph 72 Main Street Randolph, New York 14772	No Cost	No Cost
United Methodist Church of Little Valley 109 Court Street Little Valley, New York 14755	\$50/month	\$50/month
Delevan Baptist Church P.O. Box 335, 18 Church Street Delevan, New York 14042,	No Cost	No Cost

and

WHEREAS, this program is 75% federal and 25% state funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with the above-listed various entities for the utilization of the aforementioned space, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote.

ACT NO. 533-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Teachman and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
OLEAN GENERAL HOSPITAL FOR HEALTH DEPARTMENT
NUTRITION, PHYSICAL, OCCUPATIONAL AND SPEECH THERAPY SERVICES**

Pursuant to 10 NYCRR Section 763.3 and Section 450 of the County Law.

WHEREAS, Act 418-2013 authorized the Chair to execute a contract with Olean General Hospital, 515 Main Street, Olean, New York 14760, for the provision of outpatient physical therapy services for patients in the Health Department's Home Care Program, the term of which expires December 31, 2014, and

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

WHEREAS, Olean General Hospital can provide nutrition, physical, occupational and speech therapy services, as follows:

OUTPATIENT

Outpatient Physical Therapy	\$48/standard office visit
	\$21/short office visit (less than 15 min.)

HOME VISITS

Physical Therapy Home Visits	\$68/visit
Physical Therapy Evaluations	\$70/each

Occupational Therapy Home Visits	\$68/visit
Occupational Therapy Evaluations	\$70/each

Speech Therapy Home Visits	\$68/visit
Speech Therapy Evaluations	\$70/each

Nutritionist Education/Counseling	\$90/visit
Nutritionist Evaluations/Assessment	\$90/visit

CONSULTING SERVICES

Qualified Medical Record Practitioner	\$68/hour
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MEETINGS

Attendance at meetings	\$28/hour,
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and

WHEREAS, Olean General Hospital shall be paid on a monthly basis, as invoiced, in accordance with the rates listed above for services rendered, which are inclusive of all costs, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with Olean General Hospital, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

¹The following Legislators requested their names be listed as additional sponsors: "Mr. Teachman and Mr. Padlo".

Adopted November 12, 2014 by voice vote.

ACT NO. 534-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND ACCUMEDIC COMPUTER SYSTEMS, INC. FOR
DEPARTMENT OF COMMUNITY SERVICES ACCUMED SOFTWARE SYSTEM**

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

WHEREAS, Act 448-2013 authorized a contract with Accumedic Computer Systems, Inc., for the provision of the AccuMed Software System, including licenses for the AccuMed System and the Scheduler and Patient Accounts modules and training, the term of which expires November 30, 2014, and

WHEREAS, the Department of Community Services is desirous of continuing the customer support for the aforementioned software system, and

WHEREAS, Accumedic Computer Systems, Inc., 11 Grace Avenue, Suite 401, Great Neck, New York 11021, can provide continued customer support for the AccuMed Software System for an amount not to exceed \$14,076.90 for a total of 26 licenses, and

WHEREAS, the aforementioned services are 100% federally 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 a contract, between the Cattaraugus County Community Services Board and Accumedic Computer Systems, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing December 1, 2014 and terminating November 30, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 535-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND KIMBERLY CONROY, RN, MS, CS, NPP FOR
DEPARTMENT OF COMMUNITY SERVICES
PSYCHIATRIC NURSE PRACTITIONER SERVICES AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

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

WHEREAS, Act 444-2013 authorized a contract with Kimberly Conroy, RN, MS, CS, NPP, 2656 West State Street, Suite 502, Olean, New York 14760, for the provision of psychiatric nurse practitioner services for clients in the PROS program, 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 eleven (11) additional hours of direct care, and

WHEREAS, Kimberly Conroy, RN, MS, CS, NPP, an independent contractor, can provide eleven (11) additional hours of psychiatric nurse practitioner services to clients in the PROS facility at a rate of \$115 per direct care hour, for a maximum of 297 hours per year, not to exceed an annual amount of \$34,155.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to cover the costs of the aforementioned additional services, 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 Kimberly Conroy, RN, MS, CS, NPP, to signify the County's approval, of 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 the County Administrator is hereby directed to make the following budgetary changes:

Decrease Appropriation Account:

A.431.4340.6340.41237 PROS: Psychiatrist Services

\$1,265.00

Increase Appropriation Account:

A.431.4340.6340.41219 PROS: Nurse Practitioner Services \$1,265.00.

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 536-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING 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 AFTER HOURS ON-CALL SERVICES**

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

WHEREAS, Act 525-2013, as amended by Acts 255-2014 and 371-2014, authorized a contract with Cattaraugus Community Action, Inc., for the provision of various therapy and support services for Department of Community Services mental health clinic and PROS Program, the term of which expires December 31, 2014, and

WHEREAS, Act 93-2014 authorized a contract with Cattaraugus Community Action, Inc., for the provision of after hours on-call crisis services for Cattaraugus County, the term of which expires December 31, 2014, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of renewing the aforementioned contracts, and

WHEREAS, Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, will provide the following staff for the provision of therapy and support services for the mental health clinic and the PROS Program and after hours on-call staff, for a total contract amount not to exceed \$1,832,388.00, to be paid on a monthly basis, as invoiced:

Mental Health Clinic

- 16 clinicians to perform in the capacity of Social Worker/Mental Health Therapists;
- 1 Clinician to perform in capacity of Early Recognition Specialist;
- 1 Engagement Specialist;
- 1 Clinical Supervisor;
- 5 Customer Service Representatives (full-time);
- 1 Customer Service Representative (part-time);
- 2 Senior Customer Service Representatives;
- 1 Quality Assurance Specialist;

PROS Program

- 4 Master's Level Mental Health Therapists to perform in the capacity of (1 FTE) Senior Mental Health Therapist and (2.5 FTEs) Mental Health Therapists;

On Call

▪ Mental Health Therapists to provide after hours on-call services,
and

WHEREAS, the costs of these services are provided through a combination of state aid, billable insurance, and County funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, 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, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 537-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
ADVANCE PRACTICE SOLUTIONS FOR
DEPARTMENT OF COMMUNITY SERVICES
SCRIBE SUPPORT STAFF FOR MENTAL HEALTH CLINIC**

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

WHEREAS, Act 527-2013 authorized a contract with Advance Practice Solutions, 305 East Fairmount Avenue, Lakewood, New York 14750, for the provision of scribe support staff to assist psychiatric professionals with clinical documentation in the Department of Community Services mental health clinic and PROS Program, the term of which expires December 31, 2014, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of continuing the aforementioned services, and

WHEREAS, Advance Practice Solutions can provide scribe support staff to assist psychiatric professionals with clinical documentation in the Department of Community Services mental health clinic and PROS Program for an amount not to exceed \$32,140.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, the funding for these services are provided through a combination of state aid, billable insurance, and County funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, between the Cattaraugus County Community Services Board and Advance Practice Solutions, to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 538-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND JAMESTOWN PSYCHIATRIC, P.C. FOR
DEPARTMENT OF COMMUNITY SERVICES NURSING AND PSYCHIATRIC SERVICES
FOR MENTAL HEALTH CLINIC & PROS PROGRAM**

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

WHEREAS, Acts 526-2013 and 446-2013, authorized contracts with Jamestown Psychiatric, P.C., for the provision of nursing and psychiatric services for the Department of Community Services mental health clinic and PROS Program, the terms of which expire December 31, 2014, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of continuing the aforementioned services, and

WHEREAS, Jamestown Psychiatric, P.C., 305 East Fairmount Avenue, Lakewood, New York 14750, shall provide the following staff for the provision of nursing and psychiatric services for the mental health clinic and PROS program for a total contract amount not to exceed \$817,604.00, to be paid on a monthly basis, as invoiced:

- two (2) registered nurses (Clinic)
- two (2) licensed practical nurses (Clinic)
- one (1) registered nurse (PROS Program)
- psychiatric medical services (Clinic) – total not to exceed 2,872 hours
 - child psychiatrist \$175.00/hour of direct care
 - psychiatrist \$165.00/hour of direct care

- allied health professional \$110.00/hour of direct care
- travel \$50.00/hour not to exceed 150 hours
- psychiatric medical services (PROS) – total not to exceed 325 hours
 - psychiatrist \$165.00/hour of direct care
 - travel \$50.00/hour not to exceed 104 hours

and

WHEREAS, the costs of these services are provided through a combination of state aid, billable insurance, and County funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, between the Cattaraugus County Community Services Board and Jamestown Psychiatric, P.C., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 539-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND JAMESTOWN PSYCHIATRIC, P.C. FOR DEPARTMENT OF
COMMUNITY SERVICES MEDICAL DIRECTOR SERVICES**

Pursuant to 14 NYCRR Section 587.8(d)(3) and (i),
Section 41.07 of the Mental Hygiene Law and
Section 450 of the County Law.

WHEREAS, Act 443-2013 authorized a contract with Jamestown Psychiatric, P.C., for the provision of medical director services to oversee the provision of medical services in the Department of Community Services mental health clinics, the term of which expires December 31, 2014, and

WHEREAS, the Department of Community Services is desirous of continuing the aforementioned services, and

WHEREAS, Jamestown Psychiatric, P.C., 305 East Fairmount Avenue, Lakewood, New York 14750, through Israr Abbasi, M.D., shall provide the services of Medical Director for the Department of Community Services mental health clinics for an annual amount of \$16,000.00, to be paid on a monthly basis, as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, between the Cattaraugus County Community Services Board and Jamestown Psychiatric, P.C., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 540-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND RAJAN GULATI PHYSICIAN, P.C. FOR DEPARTMENT OF
COMMUNITY SERVICES MEDICAL SERVICES**

Pursuant to 14 NYCRR Section 587.8(d)(3) and (i) and
Section 450 of the County Law.

WHEREAS, Act 442-2013 authorized a contract with Rajan Gulati Physician, P.C., 45 West Main Street, Cuba, New York 14727, for the provision of medical services for the Department of Community Services, the term of which expires December 31, 2014, and

WHEREAS, the Department of Community Services is desirous of continuing the aforementioned services, and

WHEREAS, Rajan Gulati Physician, P.C., shall provide medical services for the Department of Community Services mental health clinic, at a rate of \$130.00 per hour of direct care for a maximum of 66 hours annually, plus \$50.00 per hour for travel not to exceed 12 hours annually, for a total contract amount not to exceed \$9,180.00, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is funded through federal, state and local funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, between the Cattaraugus County Community Services Board and Rajan Gulati Physician, P.C., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 541-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND KIMBERLY CONROY, RN, MS, CS, NPP FOR
DEPARTMENT OF COMMUNITY SERVICES
PSYCHIATRIC NURSE PRACTITIONER SERVICES FOR CLIENTS
IN THE MENTAL HEALTH CLINIC AND PROS PROGRAM**

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

WHEREAS, Acts 444-2013, as amended by Act 535-2014, and 77-2014 authorized contracts with Kimberly Conroy, RN, MS, CS, NPP, 2656 West State Street, Suite 502, Olean, New York 14760, for the provision of psychiatric nurse practitioner services for clients in the mental health clinic and the PROS Program, the terms of which expire December 31, 2014, and

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

WHEREAS, Kimberly Conroy, RN, MS, CS, NPP, an independent contractor, can provide psychiatric nurse practitioner services to clients in the mental health clinic and the PROS Program for an amount of \$115.00 per direct care hour, for a maximum of 741 hours annually, not to exceed a total contract amount of \$85,215.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is funded through federal, state and local funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, between the Cattaraugus County Community Services Board and Kimberly Conroy, RN, MS, CS, NPP, to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 542-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND CATTARAUGUS REHABILITATION CENTER, INC.
FOR DEPARTMENT OF COMMUNITY SERVICES
VOCATIONAL SERVICES FOR PROS PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 447-2013 authorized a contract with Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, for the provision of vocational services for its PROS Program, the term of which expires December 31, 2014, and

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

WHEREAS, the Cattaraugus Rehabilitation Center, Inc., can provide vocational services for the Department of Community Services PROS Program for an amount not to exceed \$90,000.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is funded through federal, state and local funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, between the Cattaraugus County Community Services Board and Cattaraugus Rehabilitation Center, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mrs. Labuhn, Mr. Padlo and Mr. Weller abstained from vote.

ACT NO. 543-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND HOUSING OPTIONS MADE EASY, INC. FOR
PEER SPECIALISTS FOR THE PROS PROGRAM**

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

WHEREAS, Act 445-2013, as amended by Act 370-2014, 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 the services of two (2) full-time and one (1) part-time peer specialists for the PROS program, and

WHEREAS, Housing Options Made Easy, Inc., can provide two (2) full-time and one (1) part-time peer specialists for the PROS program for an amount not to exceed \$87,562.00, to be paid in installments on a monthly basis, as invoiced, and

WHEREAS, this program is funded through federal, state and local funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, 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, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 544-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. Padlo¹

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND OLEAN CHILD DAY CARE CENTER, INC. FOR
DAY CARE SERVICES FOR DEPARTMENT OF COMMUNITY SERVICES PROS CLIENTS**

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

WHEREAS, Act 521-2013 authorized a contract with Olean Child Day Care Center, Inc., for the provision of day care services to PROS clients with children, in order to allow clients to attend programs more regularly, the term of which expires December 31, 2014, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of continuing the provision of the aforementioned services, and

WHEREAS, Olean Child Day Care Center, Inc., 212 Laurens Street, Olean, New York 14760, has agreed to provide the aforementioned day care services for an amount not to exceed a total program amount of \$3,643.00, in accordance with the Olean Child Day Care Center's current rate schedule, to be paid on a monthly basis, as invoiced, and

WHEREAS, this program is 38% county funded and 62% state funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, between the Cattaraugus County Community Services Board and Olean Child Day Care Center, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 545-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. VanRensselaer¹

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND GUSTAVUS ADOLPHUS CHILD AND FAMILY SERVICES, INC.
FOR SKILL BUILDING AND RESPITE SERVICES FOR
DEPARTMENT OF COMMUNITY SERVICES CHILD/ADOLESCENT CLIENTS**

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

WHEREAS, Act 226-2014 authorized a contract with Gustavus Adolphus Child and Family Services, Inc., 1293 Union Road, West Seneca, New York 14224, for the provision of skill-building services and respite services for Department of Community Services child/adolescent clients, the term of which expires December 31, 2014, and

WHEREAS, the County Department of Community Services is desirous of renewing the aforementioned contract, and

WHEREAS, Gustavus Adolphus Child and Family Services, Inc., can provide the aforementioned skill-building and respite services for children and adolescent clients for a total contract amount not to exceed \$37,377.00, to be paid on a monthly basis, as invoiced, and in accordance with the current rate schedule, and

WHEREAS, this program is 38% County funded and 62% state funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, between the Cattaraugus County Community Services Board and Gustavus Adolphus Child and Family Services, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 546-2014 by Ms. Edstrom and Mrs. Stockman
*and Mr. VanRensselaer*¹

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND CATTARAUGUS REHABILITATION CENTER, INC. FOR
DEPARTMENT OF COMMUNITY SERVICES RESPITE SERVICES**

Pursuant to Section 41.55 of the Mental Hygiene Law and
Section 450 of the County Law.

WHEREAS, Act 520-2013 authorized a contract with Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, for the provision of respite services for consumers of mental health services, the term of which expires December 31, 2014, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of utilizing respite services for consumers of mental health services, and

WHEREAS, Cattaraugus Rehabilitation Center, Inc., has agreed to provide the aforementioned respite services for an amount not to exceed \$17,377.00, to be paid on a monthly basis, as invoiced and in accordance with the current rate schedule, and

WHEREAS, this program is 62% state and 38% County funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, between the Cattaraugus County Community Services Board and the Cattaraugus Rehabilitation Center, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

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

Adopted November 12, 2014 by voice vote. Mrs. Labuhn, Mr. Padlo and Mr. Weller abstained from vote.

ACT NO. 547-2014 by Ms. Edstrom and Mrs. Stockman
and Mr. VanRensselaer¹

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY
COMMUNITY SERVICES BOARD AND
NEW DIRECTIONS YOUTH & FAMILY SERVICES, INC.
FOR RESPITE SERVICES**

Pursuant to 14 NYCRR Sections 587.9(d)(6) and 587.9(e)(1) and (2) and
Section 450 of the County Law.

WHEREAS, Act 522-2013 authorized a contract with New Directions Youth & Family Services, Inc., for the provision of short-term respite placement services for consumers of mental health services, the term of which expires December 31, 2014, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of continuing the aforementioned services, and

WHEREAS, New Directions Youth & Family Services, Inc., 356 Main Street, Randolph, New York 14772, has agreed to provide therapeutic foster care respite homes for the provision of respite services based upon the current rate schedule not to exceed an annual amount of \$17,377.00, to be paid in monthly installments as invoiced, and

WHEREAS, this program is 62% state and 38% County funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, between the Cattaraugus County Community Services Board and New Directions Youth & Family Services, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 548-2014 by Ms. Edstrom and Mrs. Stockman

**APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY
SERVICES BOARD AND HEALTHCARE SOLUTIONS WNY, LLC FOR
DEPARTMENT OF COMMUNITY SERVICES BILLING AND ACCOUNTS
RECEIVABLE MANAGEMENT SERVICES**

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

WHEREAS, Act 51-2014, as amended by Act 369-2014, 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 and cash receipt reconciliation and contractual allowance management 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 continuing the aforementioned services, and

WHEREAS, Healthcare Solutions WNY, LLC, can provide billing and accounts receivable management services and manage the authorization-for-payment process, for an amount not to exceed \$140,000.00 based upon billable units of service not to exceed 24,000 units of service at a rate of \$5.83333 per unit, and perform monthly cash receipt reconciliation and contractual allowance management for \$8,400.00, for a total amount not to exceed \$148,400.00, and

WHEREAS, this program is funded through federal, state and local funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, 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, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 549-2014 by Ms. Edstrom and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE OFFICE OF MENTAL HEALTH FOR
DEPARTMENT OF COMMUNITY SERVICES EARLY RECOGNITION SERVICES**

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

WHEREAS, Act 524-2013 authorized a contract with the New York State Office of Mental Health in order to accept funding in the amount of \$108,836.00 for the Department of Community Services Early Recognition Specialist and related supervision and administrative costs for the 2014 program year, and

WHEREAS, funding in the amount of \$110,404.00 has been awarded to the Department of Community Services to cover the cost of an Early Recognition Specialist and related supervision, administrative and operating costs for the 2015 program year, and

WHEREAS, a contract is necessary with the New York State Office of Mental Health in order to accept the aforementioned grant funding, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, contingent upon and subject to the inclusion in the 2015 budget of sufficient funds to cover the costs of the aforementioned services, on behalf of Cattaraugus County, with the New York State Office of Mental Health, in order to accept the aforementioned funding, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

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

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

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

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

Adopted November 12, 2014 by voice vote. Mr. Weller abstained from vote.

ACT NO. 550-2014 by Mr. Murphy

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CH2M HILL B&W WEST VALLEY, LLC FOR
SECURITY LAW ENFORCEMENT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 489-2013 authorized a contract with CH2M Hill B&W West Valley, LLC, 10282 Rock Springs Road, West Valley, New York 14171-9799, for the provision of on-site security law enforcement services for its facility and surrounding areas, the term of which expired September 30, 2014, and

WHEREAS, CH2M Hill B&W West Valley, LLC, is desirous of renewing the aforementioned contract, and

WHEREAS, the Cattaraugus County Sheriff's Office can provide the aforementioned security law enforcement services for an amount based on actual costs, which are estimated to be \$290,600.00, 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 CH2M Hill B&W West Valley, LLC, for the provision of the above-described security law enforcement services, for a term commencing October 1, 2014 and terminating September 30, 2015, according to the above-described terms.

Approved by 9 members of the Finance Committee and 6 members of the Public Safety Committee.

Adopted November 12, 2014 by voice vote.

ACT NO. 551-2014 by Mr. Weller

**AUTHORIZING THE CHAIR TO EXECUTE AGREEMENT
WITH HINSDALE FIRE DEPARTMENT
FOR STORAGE OF PUMPER TRUCK**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, the Hinsdale Fire Department recently purchased a new pumper truck and is in need of a temporary facility to store its old pumper truck until it is able to sell it, and

WHEREAS, the County Department of Public Works is desirous of allowing the Hinsdale Fire Department to store its old pumper truck at the Farwell Transfer Station building at no cost, and

WHEREAS, the Hinsdale Fire Department shall maintain insurance on the pumper truck and hold the County harmless from any liabilities, 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 Hinsdale Fire Department, for the storage of the pumper truck at the Farwell Transfer Station building, for a term commencing November 12, 2014 to continue in full force and effect until the pumper truck is sold, unless the facility is needed by the County, according to the above-described terms.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 552-2014 by Mr. Snyder, Sr.
who asks immediate consideration

**APPOINTMENT TO JAMESTOWN COMMUNITY COLLEGE
REGIONAL BOARD OF TRUSTEES**

Pursuant to Section 6310(1-a) of the Education Law.

RESOLVED, that the following individual is hereby appointed to the Jamestown Community College Regional Board of Trustees with a term to expire June 30, 2021:

Elizabeth Powers
1508 Stardust Lane
Olean, New York 14760,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the President's Office of Jamestown Community College, 525 Falconer Street, Jamestown, New York 14701.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 553-2014 by Mr. Klancer and Mr. Murphy
who ask immediate consideration

**SALE OF TAX TITLE PROPERTY TO CATTARAUGUS-LITTLE VALLEY CENTRAL SCHOOL DISTRICT
AND WAIVING RULE 40 OF THE RULES OF ORDER**

Pursuant to Section 215 of the County Law, Rule 33 of the
Rules of Order of the Cattaraugus County Legislature, and
Section 72-h of the General Municipal Law.

WHEREAS, Cattaraugus County has tax title to certain property in the Town of New Albion, Village of Cattaraugus, described as being Parcel 260: being premises located at 29 N. Franklin St., Village of Cattaraugus, about 50' x 212', Tax Map No. 35.074-2-29, and

WHEREAS, the Cattaraugus-Little Valley Central School District, 25 Franklin Street North, Cattaraugus, New York 14719, is desirous of purchasing the above-described property for an amount of \$8,488.89, which includes reimbursement for the taxes that the County made whole to the Town, Village and School District, and

WHEREAS, that upon receipt of the aforementioned amount, the property should be conveyed to the Cattaraugus-Little Valley Central School District, now, therefore, be it

RESOLVED, that the County Treasurer, upon receipt of the amount of \$8,488.89, is hereby authorized and directed to convey the aforementioned parcel to the Cattaraugus-Little Valley Central School District, by the issuance of a County Treasurer's Deed, and be it further

RESOLVED, that Rule 40 of the Rules of Order of the Cattaraugus County Legislature is hereby waived for this sale.

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

Adopted November 12, 2014 by voice vote.

ACT NO. 554-2014 by Mr. Teachman and Mr. Padlo
who ask immediate consideration

**AUTHORIZING COUNTY CLERK TO REQUEST RETENTION OF
ADDITIONAL EXPENSES FOR MORTGAGE TAX RECORDING**

Pursuant to Section 262 of the Tax Law.

WHEREAS, Act 759-2010 authorized the County Clerk to request retention of \$10,493.33 a month for mortgage tax recording, and

WHEREAS, the County Clerk's Office would be entitled to increased funds for its expenses, if the County Legislature requested the New York State Tax Commission for such an increase, and

WHEREAS, the Tax Commission has requested that Cattaraugus County provide the Commission with the amount that the County desires to retain for those expenses, now, therefore, be it

RESOLVED, that Cattaraugus County hereby requests that \$14,447.56 per month be retained by the County for the following necessary expenditures for mortgage tax recording:

Personnel Costs	\$147,426.63
Non-Personnel Costs	<u>\$ 25,944.12</u>
Total Annual Costs	\$173,370.75,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the New York State Tax Commission and the New York State Department of Audit and Control.

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

MR. SPRAGUE moved, seconded by Mr. Koch, to refer Act No. 554-2014 to the Finance Committee and the County Operations Committee. Carried.

ACT NO. 555-2014 by Mr. Padlo
and Mr. Edwards, Mr. Teachman, Mr. Weller, Mr. Boser, Mrs. Labuhn and Mr. Sprague¹
who ask immediate consideration

**URGING THE STATE ATTORNEY GENERAL TO ENFORCE LAWS AGAINST
GEOGRAPHICALLY-BASED ZONE PRICING**

Pursuant to Section 153 of the County Law.

WHEREAS, gasoline prices have been in steep decline across the United States with an average decline of 15% nationally, and

WHEREAS, New York State has lagged behind that national average, with a recent price decline of only 11%, and

WHEREAS, currently gas prices average about \$3.42 cents per gallon in the WNY region, about \$.50 greater than the nationwide average of \$2.96, and

WHEREAS, although high taxes in New York State consistently translate to higher gas prices across the State, the WNY region is significantly higher than Rochester (\$3.34 per gallon average) and Syracuse (\$3.19 per gallon average), and

WHEREAS, in 2011 between February 1 and June 1, the Office of the State Attorney General found numerous violations of the 2008 Zone Pricing ban that disallows arbitrary price adjustments based on geography, and

WHEREAS, NOCO Energy Corp. and other refineries exist in the WNY region, belying arguments that price differences arrive from geographic delivery distances to the refinery facilities, and

WHEREAS, NOCO Energy Corp. and other energy middlemen are in the position to potentially take advantage of energy consumers through anti-competitive practices, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby requests that the Office of the State Attorney General ensure that suppliers of gasoline in WNY are in compliance with Anti-Gouging and Zone Pricing Bans, and be it further

II. RESOLVED, that the Clerk of the Legislature shall forward copies of this resolution to Governor Andrew M. Cuomo, State Attorney General Eric T. Schneiderman, Senator Catharine M. Young, Assemblymember Joseph M. Giglio, and all others deemed necessary and proper.

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

¹The following Legislators requested their names be listed as additional sponsors: "Mr. Edwards, Mr. Teachman, Mr. Weller, Mr. Boser, Mrs. Labuhn and Mr. Sprague".

Adopted November 12, 2014 by voice vote.

MR. SPRAGUE moved, seconded by Mr. Teachman to adjourn until November 25, 2014 at 3:00 p.m. Carried.

Meeting adjourned at 3:51 p.m.

Ann M. Giglio
Journal Clerk