

January 7, 2015

The meeting was called to order by the Clerk of the Legislature, John R. Searles.

The invocation was given by Anthony Evans.

The Attendance Roll Call disclosed one Legislator absent - Lamberson.

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COUNTY COURT JUDGE RONALD PLOETZ administered the oath of office to Matthew J. Keller.

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Mr. Searles stated the Legislature should now elect a Chairman for the year 2015, and asked for nominations.

MR. SNYDER, SR. moved, seconded by Mr. Weller to nominate Norman Marsh. Carried.

MS. VICKMAN moved, seconded by Mr. Hale to close the nominations. Carried.

By voice vote, MR. MARSH was elected Chairman for the year 2015.

CHAIRMAN MARSH addressed the Legislature:

Good afternoon,

I would like to thank you for letting me continue as your Chairman for another year. It is indeed a great honor and I will strive to uphold the duties and ideals of the office.

With the start of this winter being similar to last winter, we could be in for another year of rough roads and major pothole patching. Hopefully, our decision to lease a new pothole patching machine will pay off by saving both time and money. We will be able to take care of our potholes while, at the same time, allowing our other crews to take care of additional road projects. Making our roads and bridges safe to drive on is our ultimate goal.

We created a Land Bank group to help take care of some of the housing blight in the County. This is a major step in the right direction, but only if there is cooperation among all involved. This will take a while to get started as we have to be approved by the State and, hopefully, they will have seed money to go along with the money we have already made available through the budget. Changes can be made in how we operate in order to make the committee more efficient, but we should also wait until we have been in operation for a period of time for a better understanding of how to carry out the ideas of the committee.

As always, we must continue to deal with the tax cap, and now the tax freeze. One thing we can always count on with the State is if there is a way to make things difficult, they will certainly find it. Jack's budgeting skills will certainly be challenged again in the coming year. The State's continuing effort to take over Medicaid just adds more confusion on a daily basis. We must also continue to engage our local State representatives in our effort to reduce State mandates that hamper our efforts to reduce taxes and create business opportunities. We do not need more State regulations hindering our attempts to retain the industry we have and to attract new ones.

With help from the Legislators, department heads and employees, we can have a successful 2015. Everyone's cooperation will result in making Cattaraugus County a great place to live and play. What more can we ask for?

Thank you.

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CHAIRMAN MARSH asked for nominations for Vice-Chairman for the year 2015.

MR. KLANCER moved, seconded by Mrs. Stockman to nominate James Snyder, Sr. Carried.

MS. VICKMAN moved, seconded by Mr. Hale to close the nominations. Carried.

By voice vote, MR. SNYDER, SR. was elected Vice-Chairman for the year 2015.

VICE-CHAIRMAN SNYDER SR.'S comments are as follows:

Mr. Snyder thanked everyone for their unanimous support. He hopes that this year will be as much fun as last year. As Chair of the Finance Committee, he appreciated everyone's cooperation last year and looks forward to another year of continued cooperation with the best interests of the County in mind. He looks forward to working with everyone.

CHAIRMAN MARSH announced Donna Vickman has been chosen Majority Leader for the year 2015.

MAJORITY LEADER VICKMAN'S comments are as follows:

Chairman Marsh, Vice-Chair Snyder, Legislators, Department Heads, County employees and residents of Cattaraugus County,

As we move into this New Year, I feel we will continue to work as a team including Mr. Searles and his staff, our department heads, our County employees, all working for the good of our residents.

As a Legislature, we have listened to those who have come to us with any issues; we have investigated and tried to address these issues as best we can. We know there remain continuing issues that need to be addressed: our nursing homes, inter-structure, economic development, working with state mandates. I am confident our team will continue to address these issues and any others that may come before us.

Thank you for my continued support as majority leader.

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MS. VICKMAN announced that Patrick Murphy has been chosen Assistant Majority Leader and that Steven Teachman has been chosen Majority Whip for the year 2015.

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CHAIRMAN MARSH announced Susan Labuhn has been chosen Minority Leader for the year 2015.

MINORITY LEADER LABUHN addressed the legislature as follows:

Good afternoon: Chairman Marsh, Vice-Chairman Snyder, fellow Legislators, Department Heads, staff, press, public and Judge Ploetz,

First off, I would personally like to extend a sincere thank you to Legislators Boser, Lamberson, Koch, Padlo and Sprague for having the faith, support and respect in electing me as the Minority Leader. I do not look at it as just a title but, as many of those before who have held this position, with great honor.

Welcome newly elected Legislator Keller; may I offer one comment to you. If you are unsure, ask. Ask the questions. No one will expect you to know everything. And there isn't any question you may have that anyone here will not try to answer; if they cannot answer it, they surely will get the information for you. I have found over the past 3 years a tremendously knowledgeable group of people here in this County to help whenever the need arose for me.

While questioning myself as to what to speak of today, I took a task and reviewed past comments made by many elected officials who had and currently represent the County. Notably some common themes such as budget, taxes, jobs, the dreaded "M" word of mandates, roads and bridges, agriculture, and economic development were mentioned. Then came new topics: the 2% Tax Cap, the Affordable Care Act, and most recently, the 1% tax freeze, as well as the shared services plan. All of which each cannot be addressed alone without an impact on the other.

Which solidify my beliefs, that no matter where we as legislators and staff are in years of service here at the County or what experience we bring into our positions, our job here is forever fluid – sometimes changing daily. And we all must be ready to learn new ways to address and adjust to these county needs, for not just the current year but years to follow; always keeping in mind our County's future.

So not just my goal but our goal should be to continue becoming more efficient, by examining ways we deliver services to the public and financial savings for the County.

At times this will include making difficult decisions: evaluating the new county comprehensive plan (not just reviewing it, but remembering the information came from a variety of community voices), examining duplication of services in departments, at times thinking outside the routine box, exploring possible privatizing of services, along with shared services with other municipalities – all the while keeping focus on the County becoming more successful.

We will need to address any and all issues, whether we are a body of 21 of 17, no matter where our party lines fall, and especially no matter if it is an election year. The people in this County need and want strong decision makers for them.

Thank you for coming to listen and support your County.

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MINORITY LEADER LABUHN announced that William Sprague will be the Assistant Minority Leader and John Padlo will be the Minority Whip for the year 2015.

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COUNTY COURT JUDGE RONALD PLOETZ administered the oaths of office to the members of the leadership.

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CHAIRMAN MARSH announced that Ann Giglio will serve as Journal Clerk for the year 2015.

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MRS. STOCKMAN moved, seconded by Ms. Edstrom that the minutes of the December 10, 2014 session be approved. Carried.

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COMMUNICATIONS:

New York State Department of State: Acknowledging receipt of Local Law No. 7-2014 (Intro No. 7) and the filing of the same on December 2, 2014.

Greene County Legislature: Resolution No. 364-14 entitled “Resolution Calling on the State to Develop a 100 Percent State Funded Indigent Legal Defense System as a Way to Provide Mandate Relief and Lower Property Taxes”.

Letters of Disclosure From:

Ms. Linda M. Edstrom
Mr. James J. Snyder
Mr. Steven H. Teachman

Mr. David M. Koch
Mr. William E. Sprague
Thomas C. Brady, County Attorney

Dear Legislators:

This letter is to advise you that I am the duly elected, qualified and acting County Legislator of District #10 of the Cattaraugus County Legislature.

It is to further advise you that my husband, Gerald Zimmerman, is employed by Cattaraugus County as Director of the Probation Department.

This letter is intended as a written disclosure of my official capacities as required by Section 803 of the General Municipal Law.

Sincerely,
Linda M. Edstrom, County Legislator

Dear Legislators:

This letter is to advise you that I am the duly elected, qualified and acting County Legislator of District #9 of the Cattaraugus County Legislature.

It is to further advise you that my wife, Cynthia Koch, is employed by Cattaraugus County as a Personnel Assistant in the Human Resources Department and my daughter, Lora Prey, is employed by Cattaraugus County as a Keyboard Specialist in the Health Department.

This letter is intended as a written disclosure of my official capacities as required by Section 803 of the General Municipal Law.

Sincerely,
David M. Koch, County Legislator

Dear Legislators:

This letter is to advise you that I am the duly elected, qualified and acting County Legislator of District #10 of the Cattaraugus County Legislature.

It is to further advise you that my daughter, Sydney Evans, is employed by Cattaraugus County as an Intensive Case Manager in the Community Services Department, and my son-in-law, Anthony Evans, is employed by Cattaraugus County as the Director of the Youth Bureau.

This letter is intended as a written disclosure of my official capacities as required by Section 803 of the General Municipal Law.

Sincerely,
James J. Snyder, County Legislator

Dear Legislators:

This letter is to advise you that I am the duly elected, qualified and acting County Legislator of District #4 of the Cattaraugus County Legislature.

It is to further advise you that I own and operate a number of rental units in the Towns of Yorkshire, Hinsdale and Franklinville and, in connection therewith, I do, at times, rent to people who receive assistance from the Department of Social Services of the County of Cattaraugus. I am, therefore, occasionally reimbursed indirectly by the Department of Social Services for the rent of said people receiving benefits.

This letter is intended as a written disclosure of my official capacities as required by Section 803 of the General Municipal Law.

Sincerely,
William E. Sprague, County Legislator

Dear Legislators:

This letter is to advise you that I am the duly elected, qualified and acting County Legislator of District #10 of the Cattaraugus County Legislature.

It is to further advise you that my wife, Rosemary Teachman, is employed by Cattaraugus County as a Support Officer in the Social Services Department.

This letter is intended as a written disclosure of my official capacities as required by Section 803 of the General Municipal Law.

Sincerely,
Steven H. Teachman, County Legislator

Dear Legislators:

I am the duly appointed and qualified Cattaraugus County Attorney.

This is to advise that I am of counsel to the law firm of Brady & Swenson, which represents Cattaraugus County in the defense of civil litigation and to further advise that I, personally, will receive no benefit or derive any income from Brady & Swenson for any such representation.

This letter is intended as a written disclosure of my official capacities as required by Section 803 of the General Municipal Law.

Sincerely,
Thomas C. Brady, Esq., County Attorney

JOINT VETERANS COUNCIL: Letter of gratitude for financing the purchase of a garage for their van.

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APPOINTMENTS:

CATTARAUGUS COUNTY MEMORIAL MUSEUM BOARD

Term to expire December 31, 2019

Bradley L. Parker
9460 Maple Avenue
Machias, New York 14101

CATTARAUGUS – ALLEGANY WORKFORCE INVESTMENT BOARD

Terms to expire December 31, 2017

Cesar Cabrera
Western Region NYSDOL
290 Main Street
Buffalo, New York 14202

Michael Hendrix
Both, Branch & Hendrix
128 South Union Street
Olean, New York 14760

Christopher Napoleon
Napoleon Engineering Services
241 Adams Street
Olean, New York 14760

Brenda Sobeck
Jones Memorial Hospital
P.O. Box 72
Belmont, New York 14813

John Stevens
JB Stevens Organizational Solutions
917 Forness Avenue
Olean, New York 14760

CATTARAUGUS – ALLEGANY WORKFORCE INVESTMENT BOARD YOUTH COUNCIL

Terms to expire December 31, 2016

Rebecca Cooper
Housing Options Made Easy
75 Jamestown Street
Gowanda, New York 14070

Gordon Diffenderfer
Cattaraugus County Probation Department
One Leo Moss Drive, Suite 3140
Olean, New York 14760

Patsi Magara
Cattaraugus Community Action
25 Jefferson Street
Salamanca, New York 14779

Becky Scott
Literacy West NY
5455 Route 19 North
Belmont, New York 14813

CATTARAUGUS EMPIRE ZONE CORPORATION*Terms to expire December 31, 2015*

Michael Fischer, Dean
School of Business
St. Bonaventure University
St. Bonaventure, New York 14778

Mark Saglimben
11 Upland Terrace
Allegany, New York 14706

Edward Giardini
Laborers Local #621
1521 North Union Street
Olean, New York 14760

James Snyder
Snyder Manufacturing, Inc.
255 Rochester Street
Salamanca, New York 14779

Raymond Jonak
3408 Fortune Drive
Allegany, New York 14706

James J. Snyder
P.O. Box 1
Olean, New York 14760

Michael Higgins
Abbott Gas Products
509 North First Street
Olean, New York 14760

Gail Speedy, Director
Universal Primary Care
135 North Union Street, Blue Bird Square
Olean, New York 14760

John Hare, Supervisor
Town of Allegany
3678 Karl Road
Allegany, New York 14706

William J. Aiello, Mayor
City of Olean
Municipal Building
Olean, New York 14760

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PROCLAMATIONS:

CHAIRMAN MARSH recognized NYSAC's 90 years of dedicated service to New York Counties.

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ACT NO. 1-2015 by Mr. Marsh

ADOPTION OF 2015 RULES OF ORDER

Pursuant to Section 153 of the County Law.

RESOLVED, that the Rules of Order of the Cattaraugus County Legislature for the year 2015 shall be as follows:

**RULES OF ORDER
OF THE
CATTARAUGUS COUNTY LEGISLATURE**

RULE 1. ORGANIZATION MEETING

1.1 The organization meeting of the Legislature shall be held on or before January 8 in each year for election or appointment of all officers and employees. The Clerk shall call the meeting to order and the first order of business shall be the election of a Chair for the ensuing year. The Legislature, under the Chair, shall proceed with the election of a Vice-Chair whose term of office shall be for the current year.

1.2 At the organization meeting commencing a new legislature, the Legislature shall appoint a County Attorney to act during the term of office for which the then members of such Legislature were elected.

1.3 The Chair shall appoint the Journal Clerk whose term of office shall be for the current year.

1.4.1 The Chair shall announce one majority leader selected by the members affiliated with one political party having a majority of the legislative membership.

1.4.2 The majority leader shall be a member of the Finance Committee.

1.5.1 The Chair shall announce one minority leader selected by the members affiliated with a political party or combination of political parties, other than the political party of the majority leader.

1.5.2 The minority leader shall be a member of the Finance Committee.

RULE 2. REGULAR MEETINGS

2.1 Regular meetings shall commence at 3:00 p.m. on the second and fourth Wednesdays of each month, except, that in the months of July and August, the only regular meeting will be the fourth Wednesday.

RULE 3. SPECIAL MEETINGS

3.1 Special meetings shall be at the call of the Clerk upon the direction of the Chair, or at the call of the Clerk of the Legislature upon direction of the Vice-Chair provided that upon convening, a majority of the members of the Legislature pass a resolution ratifying such call, or upon written request signed by Legislators representing a majority of the Legislature.

3.2 A notice in writing stating the time, place and purpose of the special meeting shall be served personally or by email upon each member of the Legislature by the Clerk at least 48 hours before the date fixed for holding the meeting, or a member may waive the service of a notice for such meeting by a writing signed by the member.

3.3 Only business specified in the notice may be transacted at a special meeting.

RULE 4. PLACE AND TIME OF MEETINGS

4.1 All meetings shall be held at the Legislature Chambers in Little Valley, New York, and shall begin at the hour specified in these rules, unless a different time or place is provided by a motion for adjournment or by the call for the meeting.

4.2 The Clerk shall notify members, County Officers and Department Heads of all meetings, except adjourned regular meetings.

RULE 5. PRESENCE OF COUNTY ATTORNEY and COUNTY ADMINISTRATOR

5.1 The County Attorney shall be present during all legislative meetings for the purpose of advising the Legislature on legal questions, unless excused by the Chair.

5.2 The County Administrator shall be present during all legislative meetings for the purpose of counsel and advice, unless excused by the Chair.

RULE 6. QUORUM

6.1 A majority of the full Legislature shall constitute a quorum for the transaction of business, but a lesser number may adjourn.

6.2 When a quorum is not present, the Clerk of the Legislature, upon request of the members present, shall notify members in the manner specified for calling special meetings that an adjourned meeting will be held at a specified time.

RULE 7. TEMPORARY CHAIR

7.1 Upon the appearance of a quorum, the Chair shall call the Legislature to order.

7.2 In the case of the non-appearance of the Chair, the Vice-Chair shall conduct the meeting.

7.3 In the case of the non-appearance of the Chair or the Vice-Chair, the Majority Leader shall conduct the meeting.

7.4 In case of the nonappearance of the Chair, Vice-Chair or Majority Leader within fifteen minutes of the appointed hour, the Clerk shall call the Legislature to order and a Chair pro tem shall be elected to preside for such day only, or during the absence of the Chair. The Chair pro tem shall have and exercise all of the powers and duties of the Chair at the meeting over which the Chair pro tem is called to preside.

RULE 8. ORDER OF BUSINESS

8.1 The order of business at each session shall be as follows, with the exception of times set apart for the consideration of special orders of the day:

1. Call to order by Chair.
2. Roll Call by Journal Clerk.
3. Invocation at each regular meeting.
4. Correcting and approving the minutes of any previous meetings.
5. Presentation of notices, petitions, claims, communications and departmental reports.
6. Privilege of the floor, subject to Rule 11.1.
7. Resolutions, motions and notices ready for action.
8. Unfinished business.
 - .1 tabled matters.
 - .2 matters postponed to date certain.
9. Resolutions presented for immediate consideration.
10. Notices and any other matters for discussion.
11. Adjournment.

RULE 9. ROLL CALL

9.1 On roll call, the Journal Clerk shall record by name all members present or absent. It shall be the duty of any Legislator arriving late or departing before adjournment to advise the Journal Clerk of his/her arrival and his/her departure and it shall be the duty of the Journal Clerk to note the name of the Legislator and the time by hour and minutes of his/her late arrival or early departure.

RULE 10. MINUTES OF PREVIOUS MEETING

10.1 Minutes of the previous meeting shall not be read, unless requested by any Legislator, by motion duly made, seconded and adopted by majority vote.

RULE 11. PRIVILEGE OF THE FLOOR

11.1 A person, other than a member of the County Legislature, may be granted the privilege of the floor by the Chair only on agenda items upon the request of a Legislator, unless a motion is made by a Legislator for a vote on extending the privilege. If such motion is made, a majority vote shall be made to extend the privilege. Such privilege may be granted upon non-agenda items by advance notice to the Chair prior to the meeting. The Chair, in its discretion, may set reasonable limitations upon the duration of time for which the privilege will be extended. In addition to persons granted the privilege of the floor, the Chair may extend such privilege under other appropriate times and circumstances. For purposes of this rule only, the Clerk of the Legislature and the County Attorney shall have the same speaking privilege as a Legislator.

11.2 If a person, other than a member of the County Legislature, in speaking transgresses the rules of the Legislature, the Chair or any member may call him/her to order and the Chair may suspend the privilege.

RULE 12. PRESENTATION AND WITHDRAWAL OF MOTIONS AND RESOLUTIONS

12.1 All resolutions shall be reduced to writing and filed with the Clerk.

12.2 Every resolution shall contain the name or names of the sponsors, a short title setting forth the purpose of the proposed action, and a reference to the law or laws, if any, from which the authority to pass the resolution shall be derived.

12.3 All resolutions and local laws shall be filed with the County Attorney not later than noon of the 13th day before the Legislature meeting.

12.4 All resolutions shall provide the name of the prime sponsor, or sponsors, on the first line.

12.5 Upon the request of the prime sponsor, or sponsors, prior to action taken by the legislature, the name or names of additional sponsors shall be added to the resolution in alphabetical order on the second line with the majority members listed first and the minority members listed second. Such permission may be given by the sponsor or sponsors either in writing to the Chair of the Legislature prior to the legislative meeting at which the resolution is to be debated or orally when the resolution is on the floor for discussion.

12.6 If a Committee is sponsoring a resolution, then the names of the committee members shall appear on the first line as prime sponsors with additional sponsors listed on the second line.

12.7 Each resolution shall indicate the year of its introduction.

12.8 The Clerk of the Legislature shall assign all resolutions and correspondence to the proper committee or committees for proper action.

12.9 A copy of all resolutions shall be emailed to each Legislator. The Deputy Clerk of the Legislature shall place a copy of all resolutions in each Legislator's mail box located in the Office of the Assistant to the Legislature.

12.10 All committees with business to transact shall meet on the seventh day preceding the meeting of the Legislature. Five days preceding the meeting of the Legislature, the Clerk shall cause to be reproduced and emailed to all Legislators copies of all resolutions and the disposition, if any, of them.

12.11 The term "resolution" as herein used shall mean a formal proposed action, in writing, to be read by the Journal Clerk. Any proposed action given orally from the floor shall be deemed a motion.

12.12 No motion shall be debated until seconded. After a motion or resolution is stated by the Chair or read by the Journal Clerk, it shall be deemed to be in the possession of the Legislature and open for debate, but may be withdrawn at any time before decision is made or an amendment is adopted. A resolution may be withdrawn by the author. A motion or amendment may be withdrawn by the two members who offered and seconded it. The names of the members who offered and seconded the motion shall be entered in the proceedings by the Clerk.

12.13 All resolutions memorializing action on pending legislation by the State Legislature shall be identified by setting forth the Assembly or Senate Introductory Number of the legislation.

12.14 All resolutions in committee or reported on by committee and not acted on by committee and not acted on by the Legislature before the end of the year shall die each December 31.

12.15 No resolution shall be filed with the Clerk of the Legislature until it has been approved as to legality and form by the County Attorney. The County Attorney shall indicate his/ her approval of legality and form of the resolution by initialing the original copy of the resolution.

12.16 Each paragraph of each resolution or local law shall be numbered consecutively.

12.17 Paragraphs 12.3, 12.8 and 12.9 of this rule shall not apply to the meetings in January, nor to tax and budget resolutions introduced in November and December.

12.18 Where applicable, a resolution request form shall be filed with the County Attorney prior to resolution preparation.

12.19.1 All proposed local laws and the public hearing resolutions accompanying them, after being passed out of the committees to which they are assigned, will appear on the legislative agenda for the next meeting of the Legislature, but the local law shall be listed under an agenda category entitled "Local Laws Not Ready for Final Action". No legislative action on a local law so listed except amendment may occur at that meeting. At the meeting at which the public hearing on a local law is scheduled to be held, the local law shall be listed on the legislative agenda under the category entitled "Resolutions, Motions and Notices Ready for Action", although the local law may not be acted upon until after the public hearing is held and closed.

12.19.2 Local laws and their accompanying hearing resolutions filed for immediate consideration will both be provided to the Legislature. In the event that the Legislature votes, pursuant to Rule 16.3, to consider the hearing resolution, it may be acted upon at the meeting at which it is introduced. In the event that the Legislature votes, pursuant to such rule, to consider the local law at that meeting, no legislative action on such local law may then occur except amendment. After such meeting of the Legislature, the procedure set forth in the last sentence of Rule 12.19.1 shall apply.

12.20 Beneath the caption of each proposed local law, there shall appear a brief description of the local law in plain language including its purpose and intent.

12.21 Academic and athletic achievement resolutions should be sponsored by all legislators.

RULE 13. RESOLUTIONS AND LOCAL LAWS CREATING COUNTY POSITIONS

13.1 Any local law or resolution seeking to create a new county position shall not be filed with the Clerk of the Legislature or be prefiled with the Clerk of the Legislature unless such local law or resolution is accompanied by a certification by the Cattaraugus County Civil Service Commission approving the title of such position.

13.2. The request to fill the position vacancy must be approved by the following:

- .1 Employee Position Vacancy Committee
- .2 Oversight Committee
- .3 Finance Committee.

RULE 14. SPONSORSHIP OF COUNTY PROPERTY SALES

14.1 Every resolution which authorizes the sale of any county property, other than tax title property, must be sponsored by a majority of the Legislators representing the district in which the property is located.

RULE 15. TRANSFER OF FUNDS

15.1 Any resolution authorizing or directing the transfer of funds from any account to another account shall not be adopted unless such resolution or transfer of funds be accompanied by an explanation to be submitted by the applicable department head, fully explaining the reason and necessity of such transfer.

15.2 All other transfers of funds shall be made in accordance with Local Law Number 5-1985 (Intro Number 10-1985), as amended.

RULE 16. AGENDA

16.1 The Clerk shall prepare a statement of the order of business for each meeting of the Legislature which shall also contain the title and sponsor of each resolution to be presented together with the number to be assigned thereto.

16.2 The order of business shall be emailed prior to the regular meeting or be placed on the desk of each Legislator.

16.3 Any resolution not set forth in the order of business shall be tabled by the Chair until the next meeting of the Legislature, unless, upon motion regularly made and adopted by a two-thirds vote of the

Legislators, the consideration of such resolution is authorized. The motion shall be as follows: "Move that Resolution No. ____ be considered at this time."

16.4 Any resolution appearing on the agenda will not be read at the meeting of the Legislature, but shall be called up by referring only to the Act number and the title, as hereinabove set forth, the same shall be deemed to be before the Legislature with the full force and effect as though the same had been fully read; if, however, any Legislator requests the reading of the resolution in full, such resolution must be read to the Legislature.

16.5 Information, correspondence, and non-county resolutions not germane to the regular legislative meeting shall be filed with the Journal Clerk.

RULE 17. UNFINISHED BUSINESS

17.1 All reports, resolutions, and other matters laid on the table, may be called therefrom under "Unfinished Business" in the regular order of business.

17.2 All questions laid over by rule, or by request of any member, for one day shall be considered in order on the succeeding day or at the next session, under the head of "Unfinished Business."

RULE 18. ORDER AND DECORUM

18.1 The Chair shall preserve order and decorum and shall decide all questions of order subject to an appeal to the Legislature. If an appeal be taken from the decision of the Chair, the Chair shall have the right in his/her place to make known the reason for his/her decision. The Legislature shall decide the case without debate and the question shall be stated, "Shall the ruling of the Chair be sustained?"

18.2 In order to debate, to give a notice, to make a motion, or to present a petition or other papers, a Legislator must rise and be recognized by the Chair before he/she shall proceed. When two or more Legislators rise to speak at the same time, the Chair shall determine who is entitled to the floor.

18.3 While a member is speaking, no member shall entertain any private discourse or pass between the speaker and the Chair.

18.4 While the Chair is putting a question, or while the roll is being called, no member shall speak or leave his/her place.

18.5 If any member, in speaking, transgresses the rules of the Legislature, then the Chair or any member may call him/her to order, in which case the member so called to order, shall immediately sit down, unless permitted to explain. He/She shall remain seated until the Chair determines the point raised and if the point shall be sustained, then such member shall not further proceed, except on order and by permission of the Chair.

18.6 When a motion to adjourn is carried, the members shall keep their seats and places until the Chair declares the Legislature adjourned.

18.7 While the Legislature is in session no person other than members of the Legislature shall be allowed on the floor without the consent of the Chair, except the County Attorney, Journal Clerk, County Administrator or his/her designee. "On the floor" shall be designated as that area surrounding the Legislators' desks; all other county officers, department heads and interested persons and spectators

shall remain in seats provided outside the railing, unless otherwise instructed by the Chair. The space designated for individuals wishing to videotape public meetings shall be at the end of the public area behind the railing next to the Chamber windows. The space designated for the print and audio media shall continue to be to the left of the podium.

18.8 In order to have an orderly presentation of speakers at public hearings, the Legislative Assistant shall maintain a sign-up sheet for persons interested in speaking at such hearings.

18.9 During public hearings, the Chair may set a reasonable limitation upon the duration of time for which members of the public will be granted the privilege of the floor.

18.10 Errors in actual fact made during public hearings may be corrected or addressed by the Chair, or his/her designee.

18.11 A member wishing to make comments germane to a resolution under consideration by the Legislature may submit such comments, not to exceed 75 words, in writing to the Journal Clerk on the date that the resolution is under consideration by the Legislature.

18.12 Matters raised by any person which are not germane to a resolution under consideration may be referred by the Chair to the appropriate committee.

RULE 19. RULES OF DEBATE

19.1 No debate shall be in order until the pending question shall be stated by the Chair.

19.2 If the question being debated contains several distinct propositions, the same shall be divided by the Chair at the request of any member, to the end that a vote may be taken on each proposition.

19.3 All questions relating to the priority of business, that is, the priority of one question or subject matter over another, under the same order of business, shall be decided by the Chair without debate.

19.4 When the reading of any paper is called for and objected to by any member, the question shall be determined without debate by a vote of the Legislature.

19.5 The Vice-Chair shall assume the chair to preside when the Chair desires to speak from the floor on any pending matter. In the absence of the Vice-Chair, the Chair, with the permission of the majority of the Legislature, may designate an acting Chair to preside when the Chair desires to speak from the floor on any pending matter. Such designation shall be effective until the question on the floor is disposed of, or the Chair elects to return to the Chair.

19.6 The Chair may limit the speaking of a member on any motion or resolution, or any amendment to a motion or resolution, to three times.

RULE 20. MOTIONS AND THEIR PRECEDENCE

20.1 When a question shall be under consideration, no motions shall be made except as herein specified, which motions shall have precedence in the order stated:

UNDEBATABLE

1. For adjournment of the Legislature

2. Take recess
3. Raise a question of privilege
4. To lay on the table
5. For the previous question
6. Limit or extend limits of debate

DEBATABLE

1. Postpone to a certain time
2. Commit or refer
3. Amend
4. Postpone indefinitely
5. Main motion

20.2 The motion to adjourn or to take a recess shall always be in order, but cannot be made while the Chair is putting a question or while a member has the floor or after the previous question has been ordered or while the Journal Clerk is calling the roll, or while in Committee of the Whole.

RULE 21. DEBATE CLOSURE

21.1 When a debate has run its course, a member may rise to request debate closure. The member must be recognized by the Chair prior to requesting debate closure. The Chair may recognize those members who were standing prior to the request for debate closure. When the Chair determines that the debate is concluded, the Chair shall put the resolution or motion on the floor to a vote.

21.2 Alternatively, a member may move the previous question. The motion requires a second, is non-debatable and requires a two-thirds vote.

RULE 22. QUESTIONS LAID OVER BY REQUEST

22.1 Any motion, resolution, or any other proposition giving rise to debate, except matters before the Legislature as unfinished business or special orders, or any regular parliamentary working motion and any motion referring to a working motion, shall lie over to the next day if so requested by a majority vote of the Legislature, but shall not be again postponed unless made a special order.

RULE 23. RULES OF VOTING

23.1 The ayes and nays shall be taken on all questions requiring a vote of the Legislature when required by statute. A roll call vote may be taken under all other circumstances, provided that two legislators request that such a roll call vote be taken. Except where otherwise specifically provided by these rules, Roberts Rules of Order, or by statute, a majority vote of the members shall govern. Every member who shall be present on the floor (as defined in Rule 18.7) when a question is stated by the Chair shall vote thereon, except that a legislator who has a prohibited conflict of interest under the General Municipal Law or the County's Code of Ethics shall not vote after stating his/her connection with the matter under consideration and obtaining a ruling from the County Attorney that such constitutes prohibition from voting. If a legislator who is present on the floor and not prohibited from voting refuses or otherwise fails to vote, then the Chair shall direct the Clerk to record such member's vote in the affirmative on the question being voted on.

23.2 In the event that a legislator wishes to leave the floor before a question is stated by the Chair, he/she must do so before the question is called, and announce his/her absence to the Journal Clerk, who shall record it, and thereafter announce his/her return to the Journal Clerk.

23.3 The order of voting at meetings of the Legislature shall be rotated alphabetically, beginning with the letter 'A'. For example, legislator 'A' would be required to vote first on resolutions requiring a roll call vote considered at the first meeting held during the year, Legislator 'B' would vote first on resolutions considered at the second meeting, etc., continuing through the members of the Legislature alphabetically for the meetings held during the remainder of the year.

RULE 24. STANDING COMMITTEES

24.1 The Chair shall appoint the members of all standing committees and special committees. All standing committees shall be appointed for the current year, but shall hold over until new committees have been appointed by the Chair, except at the end of a legislative term, at which time all committee assignments terminate. No person shall continue to serve after he/she has ceased to be a member of the Legislature. In order to conduct official business, a quorum, consisting of the majority of the committee, shall be required.

Standing committees and number of members are as follows:

Number	Name of Committee	Number of Members
1.	County Operations	7
2.	Development & Agriculture	7
3.	Finance	9
4.	Human Services	7
5.	Labor Relations	5
6.	Public Safety	7
7.	Public Works	9
8.	Senior Services	7
9.	Strategic Planning	7

Duties and scope of each committee are listed in the Appendix.

RULE 25. SPECIAL COMMITTEES

25.1 Special committees may be authorized at any legal meeting of the Legislature. They shall be appointed by the Chair. Any resolution creating any special committee shall specify the powers and duties of the committee and the number of its members.

RULE 26. ADVISORY COMMITTEES AND LEGISLATIVE REPRESENTATIVES

26.1 Advisory committees and legislative representatives shall be appointed in the same manner as special committees.

RULE 27. COMMITTEE OF THE WHOLE

27.1 In order to consider matters informally the Legislature may, at any time when in session, resolve itself into a Committee of the Whole on any subject before it. The Chair, or, in the Chair's absence, the Vice-Chair, shall preside.

27.2 The rules of the Legislature shall be observed by this committee insofar as they are applicable, except that the previous question shall not apply; nor shall the number of times a member may speak be limited, and except that the ayes and nays shall be taken. The only motions in order are, "to amend,"

"to adopt," and "to rise and report." A motion to rise and report progress shall always be in order at any stage, and shall be decided without debate.

27.3 The committee cannot refer the subject to another committee.

27.4 Local Laws and other matters shall be considered in Committee of the Whole, in the following manner: They shall first be read through, if the committee so directs; otherwise, they shall be read and considered by sections, leaving the title to be last considered. All amendments in their proper connection shall be reported to the Legislature.

RULE 28. REFERRAL TO COMMITTEES

28.1 All petitions, communications, budget adjustments, reports, resolutions, motions, etc., requiring action of a committee, shall be referred by the Chair, without motion, to the appropriate committee, unless otherwise ordered by the Legislature.

RULE 29. COMMITTEES IN GENERAL

29.1 The first member designated on each committee shall be the Chair thereof, and the second member the Vice-Chair. In the absence of the Chair and Vice-Chair of the committee, the senior-ranking committee member of the Majority party shall become the temporary Chair of the committee. Under all circumstances, a committee quorum will be required for any official action.

29.2 The Chair of each committee shall give, or cause to be given by the Clerk of the Legislature, notice in person, by telephone, or by email at least two days in advance of the meeting, the hour and place of each meeting, except no advance notice need be required when the committee meeting is held on a day when the Legislature shall be in session.

29.3 All committee meetings shall be upon the lawful call of either the Chair of the County Legislature, the Committee Chair, or by the filing of a petition by a majority of the committee members with the Clerk of the Legislature.

29.4 No committee meeting shall be adjourned until announced by the Chair of the committee or upon a vote of the majority of the members present.

29.5 Action on any matter lawfully before any committee shall be taken only while a quorum of the committee is present and in session.

29.6 Only those committee members and the sponsor or sponsors of a resolution shall address the resolution during the committee session. Other persons may speak with the permission of the Committee Chair. The Committee Chair may limit the time to address the Committee.

29.7 Any committee is authorized to accept advice and counsel of citizens not members of the Legislature.

29.8 Each committee chair shall be responsible for keeping the minutes of the meetings of his/her committee. The minutes shall be kept on a form prescribed and furnished by the Clerk. The minutes shall contain a brief summary of the business conducted by the committee, together with a record of the decisions made by the committee, as well as the time, place, and persons present, and any other pertinent information. A list of members of the committee present and pertinent facts such as meals,

time and place of meeting shall be filed with the Clerk of the Legislature within one week after each meeting.

29.9 Any vacancy on a committee, standing or special, shall be filled by the Chair of the Legislature without delay.

29.10 Each committee shall have the power to investigate, in such manner as seems best, the particular branch or department of County Government under its supervision. Such investigation shall be authorized by a majority vote of the members of the committee. The Chair, County Administrator, County Attorney and Department Head shall be notified in writing.

29.11 Committees shall use their best efforts to deal only with agenda items at the Committee sessions on the first and third Wednesday of each month.

29.12 Committees, on making reports, shall return all papers relating thereto to the Clerk of the Legislature.

29.13 Committees shall have general charge of all matters pertaining to the work of this Legislature as indicated by the titles thereof, and as more specifically described as special duties, and each committee shall have supervision and charge of expenditures subject to the direction of the Legislature from appropriations indicated. Each committee shall contain members of the majority and minority parties, insofar as possible, in proportion to respective party representation on the Legislature.

29.14 The Committee Chair must report to the Chair of the County Legislature all situations where a Legislator's attendance falls below 50%.

29.15 Committees shall meet with Department Heads, from time to time, for mutual discussion of departmental objectives and/or problems.

29.16 All committee meetings shall be subject to the provisions of Article 7 of the Public Officers Law, together with any common-law privileges applicable under the circumstances.

RULE 30. REPORTS BY COMMITTEES

30.1 All committees, standing or special, shall, as promptly as possible, consider and submit to the Legislature, written reports upon such resolutions, communications, or other matters as may be referred to them. Once a majority of the members of a committee approve a resolution and sign a committee report so indicating, the resolution shall be deemed passed out of the committee. Resolutions not passed out of a committee shall be deemed "held" by the committee for further consideration. A resolution must be passed out of all committees to which it is assigned before it can be considered by the Legislature. The Finance Committee may only act on resolutions that have been passed out of all other committees to which they have been assigned.

RULE 31. PARLIAMENTARY QUESTIONS

31.1 On all points of order not governed by these rules, the general rules of parliamentary practice as outlined in Roberts Rules of Order, Revised, shall be referred to for the guidance of the Legislature and committees - special, standing, or advisory. The County Attorney shall be the parliamentarian for the Legislature and committees.

RULE 32. AMENDMENT OF RULES

32.1 These rules may be amended, and other rules added and adopted, by a two-thirds vote of the Legislature by a motion made after a previous notice of one day. All rules and resolutions in conflict with these rules are hereby repealed and rescinded to the extent that they conflict with the rules herein.

RULE 33. WAIVER OF RULES

33.1 These rules may be waived by a motion adopted by a two-thirds vote of the members of the Legislature but only so far as the rules affect or relate to a single resolution or motion then before the Legislature, which resolution must be identified in the motion to waive rules. The rule to be waived must be specified in the motion to waive.

RULE 34. DUTIES OF THE CHAIR

34.1 In addition to those prescribed heretofore, the Chair of the Legislature shall have the following powers and duties:

.1 To become familiar with the property, functions, and fiscal affairs of the County and make recommendations to the County Legislature on legislation, rules and regulations, and such other matters as he/she may deem material and advisable.

.2 To see that the statutory and local laws and resolutions of the Legislature and directions of County Officers empowered to make the same, are faithfully executed, and to report to the Legislature any neglect of duty.

.3 To advise department heads and officers and recommend matters deemed helpful to them in the performance of their duties.

.4 To transfer employees temporarily from one department or office to another with the approval of the appointing officer or Legislature.

.5 To determine what officer shall perform a particular power or duty not clearly defined by law.

.6 To determine what officers and employees may attend conferences and schools conducted for the betterment of County government.

.7 To execute and deliver in the name of the County all documents and contracts authorized by the County Legislature.

.8 To call a meeting of any standing or special committee of the Legislature at any time.

.9 To represent the County at all public hearings and conferences that he/she deems it necessary to attend.

.10 The Chair of the Legislature shall be an ex-officio member of all standing and special committees and shall be notified of such meetings. The Chair, as such ex-officio member of all committees, shall not be counted in determining if a quorum is present and his/her vote shall not be counted on a motion to bring a resolution out of committee.

.11 To execute all documents necessary for rights-of-way acquisitions, within budgetary appropriations.

.12 To execute all change orders, within budgetary appropriations.

RULE 35. DUTIES OF THE VICE-CHAIR

35.1 The Vice-Chair shall have the following duties:

.1 Shall preside over each duly constituted meeting of the Legislature, in the absence of the Chair.

.2 Shall have and exercise all the powers and duties of the Chair at any meeting over which he/she is called to preside.

.3 Shall have the right to name any member to perform the duties of Vice-Chair, but the power of such substitute shall not extend beyond the current session without the consent of the Legislature.

.4 Shall, in the absence of the Chair, execute and deliver in the name of the County all documents and contracts authorized by the County Legislature.

.5 Shall act as liaison between the Committee Chairmen and the Chair of the Legislature.

.6 Shall exercise such other duties as may be determined by subsequent action of the County Legislature.

.7 Shall be an ex-officio member of all standing and special committees, except for those committees to which the Vice-Chair is appointed as a member, and shall be notified of such meetings. The Vice-Chair, as such ex-officio member of all committees, shall not be counted in determining if a quorum is present and his/her vote shall not be counted on a motion to bring a resolution out of committee.

.8 Shall be the Chair of the Finance Committee.

RULE 36. DUTIES OF THE CLERK OF THE LEGISLATURE

36.1 The Clerk shall keep a record of all acts and proceedings of the Legislature and be the custodian of the record vouchers and other papers required or authorized by law to be deposited in his/her office.

36.2 The Clerk shall prepare the tax rolls, except when otherwise directed by the County Legislature, and perform such additional and related duties as may be prescribed by law.

RULE 37. DUTIES OF THE JOURNAL CLERK

37.1 The Journal Clerk shall, at the pleasure of the Chair, read all resolutions, reports, and communications received by the Legislature and keep minutes of proceedings. The Journal Clerk shall, at the close of each session of the Legislature, make and furnish a transcript of the proceedings to each member of the County Legislature.

RULE 38. SERGEANT-AT-ARMS

38.1 At any public hearing held by the County Legislature, and at any other meeting of the Legislature, when requested by the Chair of the Legislature, the Sheriff of Cattaraugus County shall delegate one of his/her uniformed deputies to the Legislature Rooms to act as a sergeant-at-arms.

RULE 39. DUTIES OF THE COUNTY ADMINISTRATOR

39.1 The County Administrator shall have those powers and duties set forth in Local Law Number 5-1985 (Intro Number 10-1985), as amended, together with such other powers and duties as may be granted by Local Law or resolution of the County Legislature.

RULE 40. SALE OF COUNTY-OWNED TAX TITLE PROPERTY

40.1 The Real Property Tax Director shall annually, after the last day for property owners to redeem their property, secure a written property evaluation description sheet from the town assessor for each parcel. Copies of these shall be submitted to the County Treasurer's Office no later than February 15 of each year.

40.2 The County Treasurer and the Real Property Tax Director shall review all properties, and recommend to the County Operations Committee, by April 15 of each year, where the auction will be held. After approval of the County Operations Committee, the auctions of those parcels shall be advertised in the official newspapers of the County, and such other newspapers as the Committee deems advantageous, for at least two successive weeks. The County Treasurer shall advertise such properties in a timely manner, so that the date of the auction shall be not less than three (3) days after the date of the second publication in the official newspapers.

40.3 The public auctions shall be conducted by such individual or individuals as the County Operations Committee deems appropriate.

40.4 The County requires a deposit of ten percent (10%) of the bid price, in the form of cash, money order or certified check, to be applied to the purchase price. If the highest bidder fails to tender the 10% deposit before the deadline on the auction date, then the second highest bidder shall be notified that the second highest bidder is given the opportunity to tender the high bid price to the County. If the second highest bidder fails to tender the high bid price to the County by the deadline established on the auction date, then the parcel shall be reaucted on the same date. Once the auctioneer declares the final and highest bid, no deposit will be refunded.

40.5 If at public auction, the highest bidder tenders a certified check or money order in excess of ten percent (10%) of the high bid, and then fails to complete the purchase, the County shall retain ten percent (10%) of the bid price. The excess shall be returned to the highest bidder within a reasonable time after the public auction.

40.6 All property shall be sold to the highest bidder, upon the recommendation of the County Operations Committee and upon the adoption of a resolution by the County Legislature. However, the County Operations Committee and the County Legislature reserve the right to reject any and all bids.

40.7 No property shall be sold to the former owner without competitive bidding if tender of payment of taxes, interest, penalties and other charges due on the property, including those County charges, County liens or County mortgages which may have been extinguished by the judgment of foreclosure, is made less than fifteen (15) business days prior to the date of public auction. The former owner shall not

be given another opportunity to repurchase the County-owned tax title property if the property is not sold at the initial public auction but is subsequently reaucted.

40.8 The former owner shall not have an opportunity to tender payment of the back taxes, penalties, interest and other charges due on the property if the County conveys the property to another municipality, or the County declares the property necessary for County purposes.

40.9 No property shall be conveyed to another municipality unless the municipality reimburses the County for the amount of returned taxes for which the County has made whole to the municipality involved or any other town, city, village or school district.

40.10 Failure to tender the balance due to the County within 30 days from the date of bid acceptance by the Legislature will result in the forfeiture of the bid deposit by the highest bidder.

40.11 If the highest bidder fails to tender the balance due to the County within 30 days from the date of bid acceptance by the County Legislature, then the second highest bidder shall be notified that the Legislature will consider sale of the property to the second highest bidder at the high bid price. The second highest bidder shall notify the County within 30 days after notification by the County as to whether the second highest bidder will tender the high bid price to the County. Failure of the second highest bidder to tender the entire bid price within 30 days after notification by the County shall result in the property being placed on the next auction list.

40.12 The County Treasurer's office shall assist the highest bidder, or former owner, in recording the County Treasurer's deed.

40.13 A successful bidder shall be responsible for payment of the applicable current city and village taxes related to the spring auction, and school taxes related to the fall auction, at the time that the bidder tenders the bid balance to the County.

40.14 No sale of tax title property shall be made to any County Legislator, or County Legislator's spouse or dependent children, as defined by the County Ethics Code.

40.15 In the event that properties remain unsold after they have been offered for sale at two annual spring property tax auctions, and at the sole discretion of the County Treasurer and the Director of Real Property Tax Services, the County Treasurer's Office is hereby authorized to accept sealed bids for the purchase of such property until the close of business on the last day of July in each year, and a resolution authorizing the sale of any such property to the highest bidder shall thereafter be submitted to the Legislature for its consideration.

RULE 41. SALE OF SURPLUS EQUIPMENT

41.1 The Public Works Committee shall be responsible for the disposition of surplus equipment and other personal property of the County. Such Committee shall fix the times and places at which public auctions, the minimum number thereof being one per annum, shall be held and shall promulgate such additional rules and establish such procedures as may be necessary to effect the orderly and proper conduct thereof.

41.2 All sales shall become final upon payment by the purchaser of the full amount of the purchase price.

41.3 The Public Works Committee is authorized to employ such professional auctioneers from time to time for this purpose as may be necessary and to delegate its responsibility for the conduct of such auctions to one or more of its members or to any office of county government.

41.4 All officers, departments, and other agencies of county government shall dispose of equipment no longer necessary for public use in the manner set forth herein. The disposition of a specific item of equipment by another method may be permitted, however, by the Committee.

41.5 No sale of surplus equipment shall be made to any County Legislator, or County Legislator's spouse or dependent children, as defined by the County Ethics Code.

RULE 42. PROCEDURE FOR BIDDING AND ACCEPTING BIDS

42.1 Specifications and bids will be set and determined by the Department Head and the standing committee of the Legislature that governs the respective department for which the item or services are being procured and, wherever possible, the specifications shall be written to conform with State bid specifications.

42.2 No department, board, or other agency of County government shall advertise for sealed bids for any purpose which has not been included in the current year budget, without prior approval of the legislative committee which exercises jurisdiction over such agency.

42.3 No committee shall authorize advertisement for sealed bids, unless the bid item is partially or entirely included in the current year's budget.

APPENDIX

STANDING COMMITTEES

1. COUNTY OPERATIONS (7 members)

1.1 This committee shall have charge of all matters relating to the following departments:

- .1 Board of Elections
- .2 County Attorney
- .3 County Clerk
- .4 County Museum
- .5 Information Services
- .6 Real Property Tax Service.

1.2 In addition, the committee shall have the following responsibilities:

- .1 General jurisdiction over general governmental functions.
- .2 Liaison with Chautauqua-Cattaraugus Library System.

2. DEVELOPMENT & AGRICULTURE (7 members)

2.1 This committee shall have charge of all matters relating to the Department of Economic Development, Planning and Tourism.

2.2 In addition, the committee shall have the following responsibilities:

- .1 General jurisdiction over matters relating to tourism and economic development in the County.
- .2 Liaison with the County Planning Board.
- .3 General jurisdiction over agricultural matters.
- .4 General jurisdiction over forestry matters.
- .5 Liaison with the following:
 - .1 Agricultural Society
 - .2 Business Development Corporations
 - .3 Chambers of Commerce
 - .4 Cornell Cooperative Extension
 - .5 Empire Zone Corporation
 - .6 Federated Sportsmen
 - .7 Industrial Development Agency
 - .8 Local Development Corporations
 - .9 Salamanca Rail Museum
 - .10 Southern Tier West Regional Planning & Development Board.

3. FINANCE (9 members)

3.1 This committee shall have charge of all matters relating to the following departments:

- .1 County Administrator
- .2 County Treasurer.

3.2 In addition, the committee shall have the following responsibilities:

- .1 General jurisdiction over the financial affairs of the County.
- .2 Review tentative budget.
- .3 General jurisdiction over the following administrative divisions of the County Administrator:
 - .1 Auditing
 - .2 General Administration
 - .3 Purchasing.
- .4 General jurisdiction over community college issues.
- .5 Liaison with Off-Track Betting Corporation.

4. HUMAN SERVICES (7 members)

4.1 This committee shall have charge of all matters relating to the following departments:

- .1 Community Services
- .2 Coroners
- .3 Health
- .4 Social Services
- .5 Veterans Service Agency
- .6 Youth Bureau.

4.2 In addition, the committee shall have the following responsibilities:

- .1 General jurisdiction over all matters relating to the general welfare of persons in the County.
- .2 Liaison with the following contract agencies:
 - .1 Association for Retarded Children

- .2 Council on Alcoholism & Substance Abuse
- .3 Day Care Centers
- .4 Mental Health Society.
- .3 Liaison with Cattaraugus-Allegany Workforce Investment Board.

5. LABOR RELATIONS (5 members)

5.1 This committee shall have charge of all matters relating to the following department:

- .1 Human Resources.

5.2 In addition, the committee shall have the following responsibilities:

- .1 All employee classifications, salary changes, and employment practices.
- .2 Vacancies shall be filled in accordance with Act 68-2003, as amended.
- .3 Shall review personnel issues after those issues have been reviewed by the respective program committees.
- .4 Shall have charge of matters that influence the general labor relations and employment policies of the County.

5.3 Upon delegation by the Chair, this committee shall consider fiscal and other matters dealing with collective bargaining and employee relations.

5.4 This committee's members, plus the Chair of the County Legislature, are the Employer representatives to the Labor-Management Committees referred to in the collective bargaining agreements.

6. PUBLIC SAFETY (7 members)

6.1 This committee shall have charge of all matters relating to the following departments:

- .1 Assigned Counsel
- .2 District Attorney
- .3 Emergency Services
- .4 Judiciary
- .5 Probation
- .6 Public Defender
- .7 Sheriff.

6.2 In addition, the committee shall have the following responsibilities:

- .1 Emergency Communications Systems.
- .2 Liaison with Fire Advisory Board.
- .3 Liaison with Society for Prevention of Cruelty to Animals (SPCA).
- .4 Liaison with Nuclear Waste industry.

7. PUBLIC WORKS (9 members)

7.1 This committee shall have charge of all matters relating to the Public Works Department.

7.2 In addition, the committee shall have the following responsibilities:

- .1 General jurisdiction over all County buildings and grounds.
- .2 Watershed Program.
- .3 Liaison with Cattaraugus County Soil & Water Conservation District.

- .4 Approve or disapprove requests from non-County government groups for County facility usage.
 - .5 General jurisdiction over all matters relating to solid waste.
8. SENIOR SERVICES (7 members)
- 8.1 This committee shall have charge of all matters relating to the following departments:
- .1 Aging
 - .2 Nursing Homes.
9. STRATEGIC PLANNING (7 members)
- 9.1 This committee will have the following responsibilities:
- .1 General jurisdiction relating to the process of governmental review of planning mechanisms.
 - .2 Liaison with the following entities:
 - .1 Southern Tier West regarding governmental planning.
 - .2 All local governments within Cattaraugus County regarding sharing/coordination of services.
- 9.2 In addition, this committee shall have charge of all matters relating to cooperation and coordination/sharing of County services within Cattaraugus County.

Adopted January 7, 2015 by voice vote.

ACT NO. 2-2015 by Mr. Teachman

**AMENDING RULE 40 OF THE
RULES OF ORDER OF THE COUNTY LEGISLATURE**

Pursuant to Rule 32 of the Rules of Order.

WHEREAS, Rule 40 of the Rules of Order should be amended as follows: Add the following to 40.6 thereof:

"Additionally, only "eligible bidders" shall be permitted to bid at any such auction. For the purposes of Rule 40, the term "eligible bidder" is defined as a person who, or corporation or other entity which, on the auction date is not an owner of any parcels of real property in Cattaraugus County that are the subject of a pending in rem tax foreclosure proceeding.",
now, therefore, be it

RESOLVED, that Rule 40 of the Rules of Order is hereby amended as stated above.

CHAIRMAN MARSH requested a Roll Call Vote on Act No. 2-2015, which disclosed as follows:

Ayes: Boser, 1.0267, Edstrom 0.8673, Edwards 0.9684, Felton 1.0972, Hale 1.0655, Keller 0.8673, Klancer 1.1005, Koch 0.8685, Labuhn 0.8685, Marsh 1.1278, Murphy 1.1005, Padlo 0.8673,

Snyder, Jr. 1.0655, Snyder, Sr. 0.8673, Sprague 1.0230, Stockman 1.0003, Teachman 0.8673, VanRensselaer 1.1278, Vickman 1.0972, Weller 1.0972 – 19.9711.

Nays: none.

Act No. 2-2015, having received two-thirds vote of the Legislature, was declared Adopted.

ACT NO. 3-2015 by Mr. Marsh

AUTHORIZATION TO EMPLOY OUTSIDE COUNSEL

Pursuant to Section 501 of the County Law.

WHEREAS, it is anticipated that the County of Cattaraugus will be involved in civil actions during the year 2015, and

WHEREAS, the civil actions may require the services of outside counsel, now, therefore, be it

RESOLVED, that the County Attorney be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to employ outside counsel from time-to-time in the year 2015 to perform services in relation to civil actions that may be pending or may hereafter occur, with preference given to attorneys in Cattaraugus County.

Adopted January 7, 2015 by voice vote.

ACT NO. 4-2015 by Mr. Marsh

AUTHORIZATION TO EMPLOY FISCAL ADVISORS

Pursuant to Section 153 of the County Law.

WHEREAS, it is necessary to prepare in-depth financial statements and other financial paraphernalia to market the financial instruments issued by the County, and

WHEREAS, Fiscal Advisors and Marketing, Inc., 120 Walton Street, Suite 600, Syracuse, New York 13202, is a reputable municipal bond marketing service, and

WHEREAS, the cost of these professional services will come from the proceeds of the financial issues, and

WHEREAS, it is desirable to retain the services of Fiscal Advisors and Marketing, Inc., to prepare the necessary financial information, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby retains the firm of Fiscal Advisors and Marketing, Inc., to undertake the above-described financial services for Cattaraugus County.

Adopted January 7, 2015 by voice vote.

ACT NO. 5-2015 by Mr. Marsh**AUTHORIZATION TO EMPLOY BONDING ATTORNEY**

Pursuant to Section 501 of the County Law.

WHEREAS, it is anticipated that the County of Cattaraugus will undertake certain programs during the year 2015 which will be financed through the sale of bonds, and

WHEREAS, these projects will require the services of a recognized bonding attorney, now, therefore, be it

RESOLVED, that the County Attorney be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to employ a recognized bonding attorney from time-to-time in the year 2015 to perform services in relation to financing such programs as may hereafter be authorized by the Cattaraugus County Legislature.

Adopted January 7, 2015 by voice vote.

ACT NO. 6-2015 by Mr. Marsh**DELEGATING AUTHORITY FOR CERTAIN REAL PROPERTY TAX
REFUNDS AND CORRECTION OF TAX BILLS AND TAX ROLLS**

Pursuant to Sections 554(a) and 556(8)(a) of the
Real Property Tax Law.

WHEREAS, Act 5-2014 delegated the authority to make real property tax refunds and to correct tax bills and tax rolls to the County Administrator, and

WHEREAS, that delegation should be continued for the year 2015, now, therefore, be it

RESOLVED, that for the year 2015, the County Administrator is hereby authorized to perform the duties of the County Legislature in providing real property tax refunds, where the recommended refund is \$2,500.00 or less, in accordance with Section 556 of the Real Property Tax Law, and be it further

RESOLVED, that for the year 2015, the County Administrator is hereby authorized to correct tax bills and tax rolls, where the recommended tax refund is \$2,500.00 or less, in accordance with Section 554 of the Real Property Tax Law.

Adopted January 7, 2015 by voice vote.

ACT NO. 7-2015 by Mr. Marsh**DESIGNATION OF OFFICIAL DEPOSITORIES AND TRADING PARTNERS**

Pursuant to Section 212 of the County Law.

RESOLVED, that the following banking institutions in Cattaraugus County be designated as official depositories for County funds, commencing January 1, 2015, and that the County Treasurer is

hereby authorized to deposit in each or any of such banking institutions in an amount not to exceed twenty-five million dollars (\$25,000,000):

Cattaraugus County Bank, Little Valley, New York
Cattaraugus County Bank, South Dayton, New York
Community Bank, Gowanda, New York
Community Bank, Olean, New York
JP Morgan Chase, Buffalo, New York
Bank of America, Buffalo, New York
Five Star Bank, Allegany, New York
Five Star Bank, Ellicottville, New York
Five Star Bank, Olean, New York
Five Star Bank, Salamanca, New York
First Niagara Commercial Bank, Albion, New York
Bank of Cattaraugus, Cattaraugus, New York
M & T Bank, Ellicottville, New York
M & T Bank, Delevan, New York
M & T Bank, Olean, New York
Morgan Stanley/Dean Witter, Buffalo, New York
Smith Barney, Olean, New York.

Adopted January 7, 2015 by voice vote.

ACT NO. 8-2015 by Ms. Edstrom, Mr. Edwards, Mr. Felton,
Mr. Hale, Mr. Klancer, Mr. Marsh, Mr. Murphy, Mr. Snyder, Sr., Mr. Snyder, Jr.,
Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer, Ms. Vickman and Mr. Weller

DESIGNATING OFFICIAL REPUBLICAN NEWSPAPER FOR THE YEAR 2015

Pursuant to Section 214 of the County Law.

RESOLVED, that the Olean Times Herald, a newspaper published in Olean, New York, and advocating the principles of the Republican Party be, and the same hereby is, designated as one of the newspapers for the publication of all local laws, notices, and other matters required by law to be published by Cattaraugus County for the year 2015.

Adopted January 7, 2015 by voice vote.

ACT NO. 9-2015 by Mr. Boser, Mr. Koch, Mrs. Labuhn,
Mr. Lamberson, Mr. Padlo and Mr. Sprague

DESIGNATING OFFICIAL DEMOCRATIC NEWSPAPER FOR THE YEAR 2015

Pursuant to Section 214 of the County Law.

RESOLVED, that the Salamanca Press, a newspaper published in Salamanca, New York, and advocating the principles of the Democratic Party be, and the same hereby is, designated as one of

the newspapers for the publication of all local laws, notices, and other matters required by law to be published by Cattaraugus County for the year 2015.

Adopted January 7, 2015 by voice vote.

ACT NO. 10-2015 by Mr. Marsh

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACTS FOR
TAX FORECLOSURE SEARCHES**

Pursuant to Article 11 of the Real Property Tax Law and
Act 290-2011, as amended, of the Cattaraugus County Legislature.

WHEREAS, Act 13-2014 authorized contracts with Cattaraugus Abstract Corporation, 406 Erie Street, Little Valley, New York 14755, and Empire Search Company, 208 Court Street, Little Valley, New York 14755, for the provision of tax foreclosure searches at a rate of \$90.00 per parcel, the terms of which expired December 31, 2014, and

WHEREAS, searches of the various records in the County Clerk's Office are necessary in order to comply with statutory notification provisions as Cattaraugus County prepares to commence its in rem foreclosure proceedings for unpaid taxes, and

WHEREAS, the County is desirous of renewing the aforementioned contracts, and

WHEREAS, Cattaraugus Abstract Corporation and Empire Search Company have agreed to perform the aforementioned searches for the amount of \$90.00 per parcel, for an estimated annual cost to the County of \$42,500.00, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with Cattaraugus Abstract Corporation and Empire Search Company for the provision of the above-described tax foreclosure searches, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 11-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CHAUTAUQUA-CATTARAUGUS LIBRARY SYSTEM, INC.**

Pursuant to Sections 224, 233-a and 450 of the County Law and
Section 256 of the Education Law.

WHEREAS, Act 16-2014 authorized a contract with the Chautauqua-Cattaraugus Library System, Inc. for the provision of educational materials for the citizens of the County, the term of which expired December 31, 2014, and

WHEREAS, the 2015 County budget provides for the payment of \$81,248.00 to the library system from Account No. A.298.7415.0000.42009 for these services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015 with the Chautauqua-Cattaraugus Library System, Inc., for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms, and be it further

RESOLVED, that payment of the aforementioned amount be made to the Chautauqua-Cattaraugus Library System, Inc., in quarterly installments, upon submission of vouchers for payments certified by the Chair of the Legislature, audited by the County Administrator, and paid by the County Treasurer.

Adopted January 7, 2015 by voice vote.

ACT NO. 12-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SALAMANCA RAIL MUSEUM**

Pursuant to Sections 224 (12) and 450 of the County Law.

WHEREAS, Act 17-2014 authorized a contract with the Salamanca Rail Museum to assist with the preservation of the history of railroads in the Southern Tier, the term of which expired December 31, 2014, and

WHEREAS, the Salamanca Rail Museum attracts thousands of visitors to Cattaraugus County annually, and

WHEREAS, it is important that the County assist the Salamanca Rail Museum with the preservation of the history of railroads in the Southern Tier, and

WHEREAS, the 2015 County budget provides for the payment of \$5,500.00 to the Salamanca Rail Museum from Account No. A.298.7450.0000.42010 for these services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015 with the Salamanca Rail Museum, to assist with the preservation of the history of railroads in the Southern Tier, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 13-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH CATTARAUGUS COUNTY SPCA**

Pursuant to Sections 224 (4) and 450 of the County Law and
Section 120 of the Agriculture and Markets Law.

WHEREAS, Act 18-2014 authorized a contract with the Cattaraugus County SPCA for the provision of dog control services and humanitarian assistance to animals in Cattaraugus County, the term of which expired December 31, 2014, and

WHEREAS, it is important that the County assist the Cattaraugus County SPCA with the provision of dog control services and humanitarian assistance to animals in Cattaraugus County, and

WHEREAS, the 2015 County budget provides for the payment of \$20,000.00 to the Cattaraugus County SPCA from Account No. A.298.3510.0000.42007 for these services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015 with the Cattaraugus County SPCA, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 14-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SOUTHERN TIER WEST REGIONAL PLANNING AND DEVELOPMENT BOARD**

Pursuant to Section 239-c of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Act 19-2014 authorized a contract with the Southern Tier West Regional Planning and Development Board for the provision of planning assistance to municipalities and businesses in Cattaraugus, Chautauqua, and Allegany Counties, the term of which expired December 31, 2014, and

WHEREAS, the 2015 County budget provides for the payment of \$24,970.00 to the Southern Tier West Regional Planning and Development Board (STW) from Account No. A.643.8025.0000.42032 for these services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015 with the Southern Tier West Regional Planning and Development Board 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.

Adopted January 7, 2015 by voice vote.

ACT NO. 15-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
BOCES FOR STUDENT GOVERNMENT PROGRAM**

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

WHEREAS, Act 20-2014 authorized a contract with BOCES for the provision of a student government program conducted by BOCES to teach students about local government, with an emphasis on County government, the term of which expired December 31, 2014, and

WHEREAS, the 2015 County budget provides for the payment of \$6,860.00 to BOCES from Account No. A.101.2980.0000.42001 for this program, of which 50% is reimbursable by the New York State Office of Children and Family Services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015 with BOCES for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote. Mr. Padlo abstained from vote.

ACT NO. 16-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COUNTY SOIL & WATER CONSERVATION DISTRICT**

Pursuant to Sections 224 (3) and 450 of the County Law.

WHEREAS, Act 21-2014 authorized a contract with the Cattaraugus County Soil & Water Conservation District for the provision of conservation of the soil and water resources of the County through prevention of soil erosion and prevention of flood water and sediment damages, the term of which expired December 31, 2014, and

WHEREAS, the 2015 County budget provides for the payment of \$118,932.00 to the Cattaraugus County Soil & Water Conservation District from Account No. A.871.8710.0000.42033 for these services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015 with the Cattaraugus County Soil & Water Conservation District for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 17-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COUNTY SOIL & WATER CONSERVATION DISTRICT FOR
ISCHUA CREEK WATERSHED MAINTENANCE PROGRAM**

Pursuant to Sections 299-m and 450 of the County Law.

WHEREAS, Act 22-2014 authorized a contract with the Cattaraugus County Soil & Water Conservation District, Cooperative Extension Center, Parkside Drive, Ellicottville, New York 14731, for the provision of a maintenance program for the County's watershed sites, the term of which expired December 31, 2014, and

WHEREAS, the County Department of Public Works is desirous of continuing the maintenance program for the Ischua Creek Watershed, and

WHEREAS, the Cattaraugus County Soil & Water Conservation District has agreed to provide the aforementioned maintenance program for the year 2015 at an amount not to exceed \$18,000.00, and

WHEREAS, sufficient funds are included in Account No. A.871.8740.0000.40809 of the 2015 budget of the Department of Public Works for the cost of the aforementioned watershed maintenance program, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Cattaraugus County Soil & Water Conservation District, for the provision of the above-described watershed maintenance program, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 18-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
MERCY FLIGHT, INC.**

Pursuant to Sections 224 (14) and 450 of the County Law and
Section 122-b of the General Municipal Law.

WHEREAS, Act 23-2014 authorized a contract with Mercy Flight, Inc., for the provision of vital emergency transportation services to Western New York, the term of which expired December 31, 2014, and

WHEREAS, the 2015 County budget provides for the payment of \$7,650.00 to Mercy Flight, Inc., from Account No. A.454.4540.0000.42015 for these services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015 with Mercy Flight, Inc., for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 19-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SOUTHERN
TIER HEALTH CARE SYSTEM, INC., FOR FLYCAR FUNDING**

Pursuant to Section 122-b of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Act 24-2014 authorized a contract with Southern Tier Health Care System, Inc., One Blue Bird Square, Olean, New York 14760, for the Cattaraugus County Advanced Life Support (flycar) Program, the term of which expired December 31, 2014, and

WHEREAS, Southern Tier Health Care System, Inc., is a principal sponsor of the aforementioned program, and

WHEREAS, this program provides pre-hospital emergency medical treatment for ill or injured individuals, and

WHEREAS, the 2015 County budget provides for the payment of \$15,300.00 to Southern Tier Health Care System, Inc., for the provision of these services from Account A.454.4540.0000.42017, 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 Southern Tier Health Care System, Inc., for a term commencing January 1, 2015 and terminating December 31, 2015, for the provision of the above-described services, according the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 20-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COUNTY ARTS COUNCIL**

Pursuant to Sections 224 (13) and 450 of the County Law.

WHEREAS, the Arts Council will be involved in sponsoring arts programs throughout Cattaraugus County, working in partnership with existing organizations throughout the County, and

WHEREAS, the 2015 County budget provides for the payment of \$9,250.00 to the Arts Council from Account No. A.298.7010.0000.42008 for these services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Cattaraugus County Arts Council, 216 South Ninth Street, Olean, New York 14760, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 21-2015 by Mr. Marsh
and Mr. VanRensselaer and Mr. Weller¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
FEDERATED SPORTSMEN'S CLUBS OF CATTARAUGUS COUNTY, INC.**

Pursuant to Sections 224 (3) and 450 of the County Law.

WHEREAS, Cattaraugus County is desirous of supporting the Federated Sportsmen's Clubs of Cattaraugus County, Inc., and

WHEREAS, the Federated Sportsmen's Clubs of Cattaraugus County, Inc. is a County-wide organization which promotes interest pertaining to the development and expansion of conservation as applied to reforestation, propagation of fish and game, and purchase and maintenance of public game refuges and shooting grounds, and

WHEREAS, the organization has gathered many facts representing a cross section of recreation needs of Cattaraugus County as applied to forests, public parks, fish and game, and

WHEREAS, the 2015 County budget provides for the payment of \$2,400.00 to the Federated Sportsmen's Clubs of Cattaraugus County, Inc., from Account No. A.298.8720.0000.42011 for these services, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract with the Federated Sportsmen's Clubs of Cattaraugus County, Inc., for the year 2015 for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

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

Adopted January 7, 2015 by voice vote.

ACT NO. 22-2015 by Mr. Marsh

**APPOINTMENT OF INTER-COUNTY ASSOCIATION OF
WESTERN NEW YORK MEMBERS**

Pursuant to Section 153 of the County Law.

RESOLVED, that the following individuals shall be the Cattaraugus County voting members to the Inter-County Association of Western New York for the year 2015:

Carl W. Edwards
1893 Route 219
Limestone, New York 14753

Richard J. Lamberson
124 North Second Street
Allegany, New York 14706

Donna M. Vickman
971 Back Street, P.O. Box 5
Farmersville Station, New York 14060

James L. Boser (*alternate*)
97 North First Street
Allegany, New York 14706

Linda M. Edstrom (*alternate*)
408 Laurens Street
Olean, New York 14760

Norman L. Marsh (*alternate*)
121 First Street
Little Valley, New York 14755,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Inter-County Association of Western New York.

Adopted January 7, 2015 by voice vote.

ACT NO. 23-2015 by Mr. Marsh

**APPOINTMENTS OF SOIL & WATER CONSERVATION
DISTRICT BOARD MEMBERS**

Pursuant to Section 153 of the County Law.

RESOLVED, that the following individuals are appointed to the Cattaraugus County Soil & Water Conservation District Board of Directors with terms to expire December 31, 2015:

Richard J. Lamberson
County Legislator
124 North Second Street
Allegany, New York 14706

Donna M. Vickman
County Legislator
971 Back Street, P.O. Box 5
Farmersville Station, New York 14060,

and be it further

RESOLVED, that the following individual is appointed to the Cattaraugus County Soil & Water Conservation District Board of Directors with a term to expire December 31, 2017:

Herbert Herman, Jr.
Representing Grange
10897 Cagwin Road
Delevan, New York 14042,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Cattaraugus County Soil & Water Conservation District.

Adopted January 7, 2015 by voice vote.

ACT NO. 24-2015 by Mr. Marsh

APPOINTMENTS TO CATTARAUGUS COUNTY ETHICS BOARD

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

RESOLVED, that the following individuals are hereby appointed to the Cattaraugus County Ethics Board for three year terms to expire December 31, 2017:

Daniel T. Martonis
10095 Route 242
Little Valley, New York 14755

Earl B. McElfresh
750 Genesee Street
Olean, New York 14760

Peter M. Wallen
1922 Windfall Road
Olean, New York 14760.

Adopted January 7, 2015 by voice vote.

ACT NO. 25-2015 by Mr. Marsh

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS
FOR PURCHASE OF SPRAY PATCHER TRUCK**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Department of Public Works advertised for sealed bids for the purchase of one (1) new and unused, 2014 or newer, 33,000 GVWR Cab & Chassis with Rosco RA-400 Spray Patcher or equivalent, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, an alternate method of acquisition was selected, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby rejects the bids received for the purchase of the Spray Patcher Truck, which were opened on October 21, 2014, and authorizes all actions previously taken by the Department of Public Works regarding such rejection nunc pro tunc.

Adopted January 7, 2015 by voice vote.

ACT NO. 26-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
COMFORT PEST CONTROL FOR
PEST CONTROL SERVICES**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 463-2012 authorized a contract with Comfort Pest Control, 1007 Brigham Road, Dunkirk, New York 14048, for the provision of pest control services at various County buildings located throughout Cattaraugus County, the term of which expired December 31, 2014, and

WHEREAS, continued pest control services are needed at various County buildings located throughout the County, and

WHEREAS, the County Department of Public Works has solicited proposals from seven (7) companies for the aforementioned pest control services, and

WHEREAS, Comfort Pest Control, 1007 Brigham Road, Dunkirk, New York 14048, has been recommended to provide pest control services at various County buildings throughout the County, for an amount as follows:

MONTHLY MAINTENANCE

Cattaraugus County Jail, 301 Court Street, Little Valley

Indoor Treatment	\$100/visit
Indoor/Outdoor Treatment	\$175/visit
Cluster Fly Treatment (as needed)	\$325/treatment

****Note:** Hospital/Nursing Home Approved Bait and/or Spray will be used

Pines Healthcare and Rehabilitation Center – Olean Campus

Indoor Treatment	\$150/visit
Indoor/Outdoor Treatment	\$200/visit
Cluster Fly Treatment (as needed)	\$150/treatment

****Note:** Hospital/Nursing Home Approved Bait and/or Spray will be used

Pines Healthcare and Rehabilitation Center – Machias Campus

Indoor Treatment	\$150/visit
Indoor/Outdoor Treatment	\$200/visit
Cluster Fly Treatment (as needed)	\$200/treatment

****Note:** Hospital/Nursing Home Approved Bait and/or Spray will be used

SEMI-ANNUAL TREATMENT (spring and fall)

Stone House Building – Machias

Outdoor Insect Pest Control (2 visits-spring & summer)	\$125/visit
Rodent Control (2 visits-fall & early winter)	\$ 35/visit
(combination – 3 traps & 3 bait stations)	

Cattaraugus County Office Building, 1 Leo Moss Drive, Olean

Indoor Treatment	\$ 75/visit
Indoor/Outdoor Treatment	\$175/visit
Cluster Fly Treatment (as needed)	\$250/treatment
Rodent Treatment (as needed)	\$ 75/visit

Cattaraugus County Health & Youth Building, Erie Street, Little Valley

Indoor Treatment	\$200/visit
Rodent Treatment (as needed)	\$ 75/visit

Additional Bait Stations	\$ 18/each
Mole Trap (any of the listed locations)	\$ 75/each

NON-COVERED EMERGENCY TREATMENT: (TIME AND MATERIALS)

Hourly Rate for Weekdays	\$ 50/hour
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Hourly Rate for Weeknights	\$ 75/hour
Hourly Rate for Weekends	\$ 85/hour
Hourly Rate for Holidays	\$ 85/hour
Mileage Rate (per mile)	\$ 0/mile,

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 Comfort Pest Control, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2016, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 27-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SUBCON INDUSTRIES, INC. FOR
SHREDDING SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Records Manager is in need of shredding services for obsolete boxed records which are stored at the County's records storage area, and

WHEREAS, various County departments are also in need of shredding services for obsolete files and records which are located in their respective departments, and

WHEREAS, Subcon Industries, Inc., 338 North 15th Street, Olean, New York 14760, recognized as a preferred provider under state law, can provide the necessary shredding services in accordance with the following rate schedule:

On-site shredding services using County shredders (Subcon shredding at County facility)	\$15.15 per hour
Off-site shredding services (Subcon picking up boxed records and shredding at their own facility)	\$.16 per pound

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 Subcon Industries, 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.

Adopted January 7, 2015 by voice vote. Mrs. Labuhn and Mr. Padlo abstained from vote.

ACT NO. 28-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH WILMAC FOR
UPGRADE OF WORDNET SERIES 3 VOICE RECORDER TO
NICE INFORM INCIDENT INFORMATION MANAGEMENT SYSTEM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 525-2010, as amended, authorized the Sheriff's Office to upgrade its Wordnet Series 3 Voice Recorder to the NICE Inform Incident Information Management System, and

WHEREAS, the Sheriff's Office is desirous of upgrading the aforementioned system to the NICE Inform Professional Incident Management Solution, and

WHEREAS, Act 455-2014 authorized the acceptance of \$89,253.00 in grant funds from the New York State Division of Homeland Security and Emergency Services for such system upgrade, and

WHEREAS, Wilmac, 73 State Street, Rochester, New York 14614, as the sole source provider, shall provide the NICE Inform Professional Incident Information Management Solution as an upgrade to the County's current E-911 Wordnet Series 3 Voice Recorder for an amount of \$91,479.00, which includes maintenance and training, and

WHEREAS, the aforementioned NICE Inform Professional Incident Management Solution system is available through New York State Office of General Services Contract PT65096, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned upgrade, 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 Wilmac, for the provision of the above-described system, for a term commencing January 1, 2015 and terminating June 30, 2015, according to the above-described terms, and be it further

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

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

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

Adopted January 7, 2015 by voice vote.

ACT NO. 29-2015 by Mr. Marsh
and Mr. Koch and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SENECA-SALAMANCA AREA CHAMBER OF COMMERCE, INC., FOR
INFORMATION CENTER MANAGER/COORDINATOR**

Pursuant to Sections 224(14) and 450 of the County Law.

WHEREAS, Act 584-2014 authorized a contract with the Seneca-Salamanca Area Chamber of Commerce, Inc., 26 Main Street, Salamanca, New York 14779, for the provision of an information center manager for the I-86 (westbound) rest area, the term of which expired December 31, 2014, and

WHEREAS, the County is responsible for staffing the rest area on I-86 (westbound) in the Town of Allegany for a minimum of five (5) hours per day for 151 days per year, plus additional hours per day during the holiday periods of Thanksgiving, Christmas and Easter, and

WHEREAS, the County Department of Economic Development, Planning and Tourism does not have sufficient staff to provide management of the information center, and

WHEREAS, the Seneca-Salamanca Area Chamber of Commerce, Inc., 734 Broad Street, Suite 103, Salamanca, New York 14779, can provide an information center manager/coordinator for a minimum of 15 hours per week, with six (6) to eight (8) hours on Sundays (mandatory), as well as holiday periods, for an amount not to exceed \$2,812.50 for three (3) months, to be paid as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Seneca-Salamanca Area Chamber of Commerce, Inc., for the provision of the above-described services, for a term commencing January 1, 2015 and terminating March 31, 2015, according to the above-described terms.

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

Adopted January 7, 2015 by voice vote.

ACT NO. 30-2015 by Mr. Marsh

*and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Keller, Mr. Klancer
Mr. Murphy, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer
Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn, Mr. Padlo and Mr. Sprague¹*

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES
FOR PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Sheriff's Office)**

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

WHEREAS, Act 431-2014 authorized the Chair to apply for funding through the New York State Division of Homeland Security and Emergency Services Public Safety Answering Points Operations Grant Program (2014-2015 PSAP Operations Grant), and

WHEREAS, the Sheriff's Office has been awarded an amount of \$179,784.00 from the 2014-2015 Public Safety Answering Points Operations Grant Program (2014-2015 PSAP Operations Grant), and

WHEREAS, the purpose of the aforementioned program is to facilitate the development, consolidation and/or improved operation of public safety communications to support and enhance statewide interoperable communications for first responders, and

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Division of Homeland Security and Emergency Services, in order to accept and receive the aforementioned grant 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 the County Administrator is hereby directed to make the following budgetary changes:

Increase Estimated Revenue Account:

H.311.3197.0000.21067.3397.03	State Aid, PSAP14	\$179,784.00
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Increase Appropriation Account:

H.311.3197.0000.21067.20011	Communication Equipment	\$179,784.00.
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¹The following Legislators requested their names be listed as additional sponsors: "Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Keller, Mr. Klancer, Mr. Murphy, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn, Mr. Padlo and Mr. Sprague".

Adopted January 7, 2015 by voice vote.

ACT NO. 31-2015 by Mr. Marsh

AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CATTARAUGUS COUNTY AGRICULTURAL SOCIETY, INC. FOR SHERIFF'S DEPARTMENT SECURITY SERVICES AND SPACE RENTAL

Pursuant to Sections 215, 450 and 650 of the County Law.

WHEREAS, Act 34-2014, as amended by Act 137-2014, authorized the Chair to execute a contract with the Cattaraugus County Agricultural Society, Inc., P.O. Box 182, Little Valley, New York 14755, for the provision of security services at various events at the County Fairgrounds, including the annual Cattaraugus County Fair, the term of which expired December 31, 2014, and

WHEREAS, it is proposed that the Cattaraugus County Sheriff provide security services at the Cattaraugus County Fairgrounds during the 2015 year, and

WHEREAS, the Agricultural Society will reimburse the County on an hourly basis for the provision of these services, except for the first \$500.00 in services to be provided by the Sheriff's Office in 2015, and

WHEREAS, the Agricultural Society will charge the County the following rental costs:

Tourism Booths	\$400.00
Stop DWI Space	\$600.00
Storage	\$200.00/boat

Civil Service	\$100.00/testing day
Museum	\$450.00
Social Services	\$150.00
Health	\$400.00

and

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

RESOLVED, the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Cattaraugus County Agricultural Society, Inc., for the rental of the above-described security services and space rental, for a term commencing January 1, 2015 and terminating December 31, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 32-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE MEMORANDUM OF UNDERSTANDING
WITH THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES
FOR DCJS MISSING PERSONS CLEARINGHOUSE PROJECT LIFESAVER PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, the Sheriff's Office is desirous of participating in the New York State Division of Criminal Justice Services (DCJS) Missing Persons Clearinghouse Project Lifesaver Program, and

WHEREAS, the objective of the Missing Persons Clearinghouse is to purchase Project Lifesaver equipment, including transmitter bracelets to be used for children with autism and other cognitive or developmental disabilities that may put them at risk of wandering, and

WHEREAS, by participating in this program, citizens of Cattaraugus County, who are enrolled in the Project Lifesaver Program, have the potential to be safely located when missing, which will help save money and lives, and

WHEREAS, the Project Lifesaver equipment will be provided by the DCJS to the Sheriff's Office at no cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a Memorandum of Understanding, on behalf of Cattaraugus County, with the New York State Division of Criminal Justice Services for the Missing Persons Clearinghouse Project Lifesaver Program, for a term commencing upon the date it is fully executed by all parties and shall remain in effect until otherwise terminated by either party.

Adopted January 7, 2015 by voice vote.

ACT NO. 33-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE TERMINATION FOR
HALL DEVELOPMENT 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, Act 500-2014 authorized lease agreements with Hall Development for space at 80 North 4th Street in Allegany for the Department of Aging Senior Nutrition Program and Linwood Adult Day Care Center, and

WHEREAS, the continued operations of the aforementioned programs has been altered and the programs must be relocated, and

WHEREAS, the County Department of Aging is desirous of terminating the lease agreements under the ninety (90) day notice clause contained in the leases, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a termination 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, effective April 1, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 34-2015 by Mr. Marsh

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

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

WHEREAS, Act 377-2014 authorized a contract with Cornell Cooperative Extension-Cattaraugus County, 28 Parkside Drive, Ellicottville, New York 14731, for the provision of the following components for the Health Department WIC program, the term of which expires September 30, 2015:

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

and

WHEREAS, Cornell Cooperative Extension-Cattaraugus County has terminated the aforementioned contract effective March 19, 2015, 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 Cornell Cooperative Extension-Cattaraugus County, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating March 19, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 35-2015 by Mr. Marsh

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

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

WHEREAS, Act 525-2014 authorized a contract with Cornell Cooperative Extension-Cattaraugus County, 28 Parkside Drive, Ellicottville, New York 14731, for the provision of a Water Quality Educator 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, 2015, and

WHEREAS, Cornell Cooperative Extension-Cattaraugus County has terminated the aforementioned contract effective February 28, 2015, 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 Cornell Cooperative Extension-Cattaraugus County, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating February 28, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 36-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED 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 523-2014 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, 2015, and

WHEREAS, Cornell Cooperative Extension-Cattaraugus County has terminated the aforementioned contract effective February 28, 2015, 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 Cornell Cooperative Extension-Cattaraugus County, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating February 28, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 37-2015 by Mr. Marsh**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
EMPLOYEE SERVICES, INC., FOR EMPLOYEE ASSISTANCE PROGRAM
AND TRANSFER OF FUNDS
(Contingent Fund – Employee Assistance Program)**

Pursuant to Sections 205, 363 and 365 of the County Law.

WHEREAS, Act 567-2013 authorized a contract with Employee Services, Inc., 111 West Pearl Street, Wellsville, New York 14895, for the provision of an Employee Assistance Program, the term of which expired December 31, 2014, and

WHEREAS, Employee Services, Inc. has advised the County that a new rate of \$26.78 per non-public safety employee and \$39.62 per public safety employee will be charged effective January 1, 2015, for a total not to exceed \$28,308.70, based on the number of covered employees, and

WHEREAS, the total number of covered employees may increase or decrease up to, and including, five percent without effecting the total value of the agreement, and

WHEREAS, if the number of covered employees increases or decreases by more than five percent, then the total agreement value may be revised quarterly to reflect the changes in employees covered, and

WHEREAS, a transfer of funds is necessary 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 Employee 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, and be it further

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

Decrease Appropriation Account:

A.901.1990.0000.40601	Contingent Fund	\$3,104.00
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Increase Appropriation Account:

A.143.1430.0000.41001	Employee Assistance Program	\$3,104.00.
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Adopted January 7, 2015 by voice vote.

ACT NO. 38-2015 by Mr. Marsh**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
MARSH USA, INC. FOR BROKER OF RECORD SERVICES FOR
COUNTY INSURANCE PROGRAM**

Pursuant to Sections 52 and 78 of the General Municipal Law and
Sections 215 and 450 of the County Law.

WHEREAS, Act 26-2014 authorized a contract with Marsh USA, Inc., 300 South State Street, Suite 300, Syracuse, New York 13202, to serve as Insurance Broker of Record for the County's Commercial Property, Boiler & Machinery, Commercial Crime, and Excess Workers' Compensation & Employer's Liability, Excess Public Entity Liability 1st Layer and Excess Public Entity Liability 2nd Layer, and

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

WHEREAS, Marsh USA, Inc., has agreed to continue providing brokerage services for the County's insurance programs for an annual amount of \$30,000.00, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the 2015 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 Marsh USA, 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.

Adopted January 7, 2015 by voice vote.

ACT NO. 39-2015 by Mr. Marsh

and Ms. Edstrom, Mr. Edwards, Mr. Felton, Mr. Hale, Mr. Keller, Mr. Klancer, Mr. Murphy, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. Teachman, Mr. VanRensselaer, Ms. Vickman, Mr. Weller, Mr. Boser, Mr. Koch, Mrs. Labuhn, Mr. Padlo and Mr. Sprague¹

**AUTHORIZING THE CHAIR TO EXECUTE UNIVERSAL SETTLEMENT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR
DEPARTMENT OF NURSING HOMES
MEDICAID RATE LITIGATION**

Pursuant to Sections 365 and 368 of the Social Services Law and
Section 450 of the County Law.

WHEREAS, an agreement has been reached between the State of New York and legal counsel representing nursing homes on the terms of an \$850 million Universal Settlement of most Medicaid rate appeals and reimbursement litigation, and

WHEREAS, the aforementioned agreement is subject to ratification by nursing homes and the New York State Department of Health (NYSDOH) is seeking responses from all nursing home facilities by January 9, 2015, and

WHEREAS, based on NYSDOH formulaic calculations and consensus among legal counsels in valuing pending litigation, Cattaraugus County is estimated to receive a total amount of \$525,000.00 over five (5) years from the Universal Settlement, as follows:

<u>Facility</u>	<u>Per Year</u>	<u>Five Year Total</u>
Pines Healthcare and Rehabilitation Center-Olean Campus	\$54,000.00	\$270,000.00
Pines Healthcare and Rehabilitation Center-Machias Campus	\$51,000.00	\$255,000.00

and

WHEREAS, the aforementioned Universal Settlement Agreement is fair and equitable,
and

WHEREAS, such settlement does not include Cattaraugus County's claim for capital appeals for the Machias facility, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a Universal Settlement Agreement, on behalf of Cattaraugus County, with the NYSDOH, according to the above-described terms.

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

Adopted January 7, 2015 by voice vote.

ACT NO. 40-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH
HEALTHCARE SERVICES GROUP, INC. FOR
DEPARTMENT OF NURSING HOMES DIETARY MANAGEMENT SERVICES FOR OLEAN CAMPUS
AND REGISTERED DIETICIAN SERVICES FOR OLEAN & MACHIAS CAMPUSES**

Pursuant to 10 NYCRR Section 415.14, Section 103
of the General Municipal Law and
Sections 408 and 408-a of the County Law.

WHEREAS, Act 735-2010 authorized a contract with Healthcare Services Group, Inc., 3220 Tillman Drive, Glenview Corporate Center, Suite 300, Bensalem, Pennsylvania 19020, for the operation and management of the Department of Nursing Homes Dietary Department at The Pines Healthcare & Rehabilitation Centers – Olean Campus, the term of which expires January 31, 2015, and

WHEREAS, Act 735-2010 also authorized a contract with Healthcare Services Group, Inc., 3220 Tillman Drive, Glenview Corporate Center, Suite 300, Bensalem, Pennsylvania 19020, for dietician and nutrition consultant services for the Department of Nursing Homes Dietary Departments at The Pines Healthcare & Rehabilitation Centers – Olean and Machias Campuses, the term of which expires January 31, 2015, and

WHEREAS, the Department of Nursing Homes is desirous of extending the term of the aforementioned contract until August 1, 2015 in order to allow for time to rebid the services, and

WHEREAS, there is a 3% annual increase in the per patient day price and registrant meal price in the current contract, which should be included in the contract extension, 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 extension, on behalf of Cattaraugus County, with Healthcare Services Group, Inc., for the provision of the above-described services, for a term commencing February 1, 2015 and terminating August 1, 2015, according to the above-described terms.

Adopted January 7, 2015 by voice vote.

ACT NO. 41-2015 by Mr. Hale, Mr. Marsh, Ms. Vickman,
Mrs. Labuhn, Mr. Padlo and Mr. Keller

**LOCAL LAW NUMBER 1-2015
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law,
Sections 1110 and 1111 of the Real Property Tax Law.

**A LOCAL LAW REPEALING LOCAL LAW NUMBER 10-1994 (INTRO NUMBER 15-1994)
REGARDING REDEMPTION PERIOD FOR REAL PROPERTY TAXES**

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

SECTION 1. Intent. It is the intent of this Local Law to reduce the redemption period for all property from three (3) years to two (2) years after lien date for taxes becoming liens by repealing Local Law No. 10-1994 (Intro Number 15-1994), entitled "A Local Law Extending Redemption Period for Real Property Taxes".

SECTION 2. Redemption Period. Pursuant to Real Property Tax Law Section 1110, the redemption period shall expire two (2) years after lien date.

SECTION 3. Effective Date. This Local Law shall take effect January 1, 2016 and shall apply to all taxes and other assessments appearing on all real property tax bills issued on or after the effective date, including all taxes returned to the County that appear on any such tax bill.

MR. TEACHMAN moved, seconded by Mr. Snyder, Jr., to refer Act No. 41-2015 to the County Operations Committee. Carried.

ACT NO. 42-2015 by Mr. Hale, Mr. Marsh, Mrs. Labuhn and Mr. Keller

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 1-2015

Pursuant to Section 10 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on January 7, 2015, a proposed Local Law entitled, "A Local Law Repealing Local Law Number 10, 1994 (Intro Number 15-1994) Regarding Redemption Period for Real Property Taxes", 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 21st day of January, 2015, at 3:01 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.

MR. TEACHMAN moved, seconded by Mr. Snyder, Jr., to refer Act No. 42-2015 to the County Operations Committee. Carried.

ACT NO. 43-2015 by Mr. Marsh

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
HOUSING OPTIONS MADE EASY, INC. FOR VARIOUS SERVICES,
SERVING AS THE LEAD AGENCY FOR RECOVERY CENTER SERVICES
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Sections 41.47 and 41.55 of the Mental Hygiene Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 56-2014 authorized approval of a contract with Housing Options Made Easy, Inc., 75 Jamestown Street, Gowanda, New York 14070, for supported housing for mentally ill people and the homeless, the provision of a consumer operated client systems advocacy service, and the operation of a telephone "warm" line, innovative vocational services, as well as serving as the lead agency for Recovery Center Services, the term of which expired December 31, 2014, and

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

WHEREAS, Housing Options Made Easy, Inc., can provide the aforementioned various services for mentally ill people in Cattaraugus County for an amount not to exceed \$975,413.00, to be paid in quarterly installments as invoiced, and

WHEREAS, the 2015 County budget provides for the payment of \$975,413.00 to Housing Options Made Easy, Inc., for the aforementioned programs, and

WHEREAS, the above programs are funded through 100% state funds with a net County cost of zero, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015, 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-mentioned programs, 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, and be it further

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

Increase Estimated Revenue Accounts:

A.437.4322.6050.3490.078	State Aid-OMH-Supported Housing	\$	87.00
A.437.4322.6060.3490.078	State Aid-OMH-Supported Housing	\$	87.00

Increase Appropriation Accounts:

A.437.4322.6050.42023.078	HOME-Supported Housing	\$	87.00
A.437.4322.6060.42023.078	HOME-Supported Housing	\$	87.00.

Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 44-2015 by Mr. Marsh

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
CATTARAUGUS REHABILITATION CENTER, INC. FOR FAMILY SUPPORT SERVICES**

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

WHEREAS, Act 227-2014 authorized approval of a contract with Mental Health Association in Cattaraugus County, Inc., for the provision of family support services at the Pioneer Central School, the term of which expired December 31, 2014, and

WHEREAS, the Department of Community Services is desirous of continuing the provision of the aforementioned family support services for children and youth within the Pioneer Central School District who are referred for Mental Health services, and their families, and

WHEREAS, the Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, can provide family support services for children and families within the Pioneer Central School District for an amount of \$4,000.00, to be paid as invoiced, and

WHEREAS, this program is 100% 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, between the Cattaraugus County Community Services Board with Mental Health Association in Cattaraugus County, 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.

Adopted January 7, 2015 by voice vote. Mrs. Labuhn, Mr. Padlo and Mr. Weller abstained from vote.

ACT NO. 45-2015 by Mr. Marsh

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
DIRECTIONS IN INDEPENDENT LIVING, INC. FOR
MENTAL HEALTH CONSUMER ADVOCACY AND TRAINING PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

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

WHEREAS, Act 52-2014 authorized approval of a contract with Directions in Independent Living, Inc., 514 West State Street, Olean, New York 14760, for the provision of advocacy and training programs for consumers of mental health services and case management, the term of which expired December 31, 2014, and

WHEREAS, the County Department of Community Services is desirous of continuing the aforementioned services, and adding additional advocacy & support and Non-Medicaid Care Coordination services, and

WHEREAS, Directions in Independent Living, Inc., can provide advocacy and training programs for consumers of mental health services, Health Home & Non-Medicaid Care Coordination services for an amount not to exceed \$150,062.00, to be paid in quarterly installments, as invoiced, and

WHEREAS, this program is 100% state funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015, between the Cattaraugus County Community Services Board and Directions in Independent Living, 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, and be it further

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

Decrease Appropriation Accounts:

A.432.4322.1760.42018.001A	MHA-OMH Local Assistance	\$13,402.00
A.432.4322.1760.42018.039G	MHA-Adult Family Support	\$ 7,016.00
A.432.4322.1760.42018.046L	MHA-Community Support C&F	\$ 2,000.00
A.432.4322.1760.42018.200	MHA-Reinvestment	\$23,488.00
A.432.4322.2720.42018.034J	MHA-Adult Case Management	\$54,781.00

Increase Estimated Revenue Accounts:

A.438.4322.1760.3490.001A	State Aid-OMH Local Assistance Adults	\$13,402.00
A.438.4322.1760.3490.039G	State Aid-OMH Adult Family Support	\$ 7,016.00
A.438.4322.1760.3490.046L	State Aid-OMH C&F Community Support Programs	\$ 2,000.00
A.438.4322.1760.3490.200	State Aid-OMH Reinvestment	\$23,488.00
A.438.4322.2720.3490.034J	State Aid-OMH Adult Case Management & ACT	\$54,781.00

Decrease Estimated Revenue Accounts:

A.432.4322.1760.3490.001A	State Aid-OMH Local Assistance Adults	\$13,402.00
A.432.4322.1760.3490.039G	State Aid-OMH Adult Family Support	\$ 7,016.00
A.432.4322.1760.3490.046L	State Aid-OMH C&F Community Support Programs	\$ 2,000.00
A.432.4322.1760.3490.200	State Aid-OMH Reinvestment	\$23,488.00
A.432.4322.2720.3490.034J	State Aid-OMH Adult Case Management & ACT	\$54,781.00

Increase Appropriation Accounts:

A.438.4322.1760.42024.001A	Directions in Ind. Living, Local Assistance	\$13,402.00
A.438.4322.1760.42024.039G	Directions in Ind. Living, Adult Family Support	\$ 7,016.00
A.438.4322.1760.42024.046L	Directions in Ind. Living, C&F Community Support	\$ 2,000.00
A.438.4322.1760.42024.200	Directions in Ind. Living, Reinvestment	\$23,488.00
A.438.4322.2720.42024.034J	Directions in Ind. Living, Local Assistance	\$54,781.00.

Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 46-2015 by Mr. Marsh

**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 FOR CLIENTS
IN THE MENTAL HEALTH CLINIC AND PROS PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Community Services)**

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

WHEREAS, Act 541-2014 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 mental health clinic and the PROS Program, the term of which expires December 31, 2015, and

WHEREAS, Kimberly Conroy has requested a rate increase from \$115.00 per direct care hour to \$120.00 per direct care hour, and

WHEREAS, an amendment to the aforementioned contract is needed in order to reflect such rate increase, and

WHEREAS, various appropriation accounts must be adjusted in order to accommodate the rate increase, 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, 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 the County Administrator is hereby directed to make the following budgetary changes:

Decrease Appropriation Accounts:

A.431.4340.6340.41606.02	PROS, Contracted Services, Peer Specialists	\$1,625.00
A.431.4394.0000.41603	OMH Federal Salary Sharing, Contracted Services	\$2,000.00
A.431.4394.0000.41231	OMH Federal Salary Sharing, Interpreter Services	\$ 80.00

Increase Appropriation Accounts:

A.431.4340.6340.41219	PROS, Nurse Practitioner Services	\$1,625.00
A.431.4335.2100.41249	MH Clinics, Psychiatric Services	\$2,080.00.

Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 47-2015 by Mr. Marsh

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
CHAUTAUQUA COUNTY MENTAL HEALTH SERVICES FOR
MOBILE TRANSITIONAL SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Community Services, in collaboration with the Chautauqua County Mental Health Services, is desirous of providing Mobile Transitional Services to residents of Cattaraugus County who have been discharged from inpatient facilities and who have been identified as being at significant risk for re-hospitalization or emergency room presentation if not provided off-hours clinical intervention and/or support, and

WHEREAS, the New York State Office of Mental Hygiene has awarded \$117,000.00 to Chautauqua County Mental Health Services to be passed through to Cattaraugus County Department of Community Services for the provision of the aforementioned services, and

WHEREAS, the Chautauqua County Mental Health Services, HRC Building, 7 North Erie Street, 1st Floor, Mayville, New York 14757, shall pay to Cattaraugus County an amount of \$117,000.00 for the provision of Mobile Transitional Services in Cattaraugus County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015 between the Cattaraugus County Community Services Board and the Chautauqua County Mental Health Services, 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.

Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 48-2015 by Mr. Marsh

APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND CATTARAUGUS COMMUNITY ACTION, INC. FOR DEPARTMENT OF COMMUNITY SERVICES THERAPY AND SUPPORT SERVICES FOR MENTAL HEALTH CLINIC, PROS PROGRAM, AFTER HOURS ON-CALL SERVICES AND MOBILE TRANSITIONAL SUPPORT TEAM AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of Community Services)

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

WHEREAS, Act 536-2014 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, PROS Program and after hours on-call crisis services for Cattaraugus County, the term of which expires December 31, 2015, and

WHEREAS, the County Department of Community Services, in collaboration with the Chautauqua County Mental Health Services, is desirous of providing Mobile Transitional Services to residents of Cattaraugus County who have been discharged from inpatient facilities and who have been identified as being at significant risk for re-hospitalization or emergency room presentation if not provided off-hours clinical intervention and/or support, and

WHEREAS, the County Department of Community Services is desirous of contracting for one (1) full-time qualified Mental Health professional for the Mobile Transitional Support Team, and

WHEREAS, Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, can provide one (1) full-time qualified Mental Health professional for the Mobile Transitional Support Team for an amount not to exceed \$75,000.00, to be paid in installments on a monthly basis as invoiced, and

WHEREAS, a contract amendment is needed to include one (1) qualified Mental Health professional for the Mobile Transitional Support Team, and

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, between the Cattaraugus County Community Services Board and 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 the County Administrator is hereby directed to make the following budgetary changes:

Increase Estimated Revenue Account:

A.431.4332.2680.3490.142A State Aid, OMH Expanded Community Support Adult \$75,000.00

Increase Appropriation Account:

A.431.4332.2680.41229 Mobile Transitional Support, Social Worker Contracted \$75,000.00.

Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 49-2015 by Mr. Marsh

**APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY
COMMUNITY SERVICES BOARD AND HOUSING OPTIONS MADE EASY, INC.
FOR PEER SPECIALISTS FOR THE PROS PROGRAM AND
MOBILE TRANSITIONAL SUPPORT TEAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

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

WHEREAS, Act 543-2014 authorized a contract with Housing Options Made Easy, Inc., 75 Jamestown Street, Gowanda, New York 14070, for the provision of two (2) full-time and one (1) part-time peer specialists for the PROS program, the term of which expires December 31, 2015, and

WHEREAS, the County Department of Community Services, in collaboration with the Chautauqua County Mental Health Services, is desirous of providing Mobile Transitional Services to residents of Cattaraugus County who have been discharged from inpatient facilities and who have been identified as being at significant risk for re-hospitalization or emergency room presentation if not provided off-hours clinical intervention and/or support, and

WHEREAS, the County Department of Community Services is desirous of contracting for one (1) full-time peer specialist for the Mobile Transitional Support Team, and

WHEREAS, Housing Options Made Easy, Inc., can provide one (1) full-time peer specialist for the Mobile Transitional Support Team for an amount not to exceed \$42,000.00, to be paid in installments on a monthly basis as invoiced, and

WHEREAS, a contract amendment is needed to include one (1) peer specialist for the Mobile Transitional Support Team, and

WHEREAS, this program is funded through federal, state and local funds, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, between the Cattaraugus County Community Services Board and Housing Options Made Easy, Inc., to signify the County's approval, for the provision of the above-

described peer specialist 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 the County Administrator is hereby directed to make the following budgetary changes:

Increase Estimated Revenue Account:

A.431.4332.2680.3490.142A State Aid, OMH Expanded Community Support Adult \$42,000.00

Increase Appropriation Account:

A.431.4332.2680.41606.02 Mobile Transitional Support, Peer Specialist \$42,000.00.

Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 50-2015 by Mr. Marsh

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
CATHOLIC CHARITIES OF BUFFALO NEW YORK FOR
CASE MANAGEMENT SERVICES FOR CHILDREN**

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

WHEREAS, Act 54-2014 authorized approval of a contract with Catholic Charities of Buffalo New York, 525 Washington Street, Buffalo, New York 14203, for the provision of case management services for Cattaraugus County children, the term of which expired December 31, 2014, and

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

WHEREAS, Catholic Charities of Buffalo New York can provide intensive case management services to children for an amount not to exceed \$38,840.00, to be paid in quarterly installments as invoiced, 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 for the year 2015 between the Cattaraugus County Community Services Board and Catholic Charities of Buffalo New York, to signify the County's approval, for the provision of case management services for children, 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.

Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 51-2015 by Mr. Marsh

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

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

WHEREAS, Act 53-2014, as amended by Act 367-2014, authorized approval of a contract with Southern Tier Environments for Living, Inc., (S.T.E.L.), 715 Central Avenue, Dunkirk, New York 14048, for the provision of intensive case management, supportive case management and supported housing services for mentally ill individuals, the term of which expired December 31, 2014, and

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

WHEREAS, S.T.E.L., Inc., has agreed to provide the following programs for a total amount not to exceed \$173,955.00: Health Home Care Coordination Services and Supported Housing and Rental Assistance, and

WHEREAS, this program is 100% state funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015 between the Cattaraugus County Community Services Board and S.T.E.L., Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 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, and be it further

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

Increase Estimated Revenue Account:

A.440.4322.6050.3490.078	State Aid, OMH Supported Housing	\$269.00
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Increase Appropriation Account:

A.440.4322.6050.42026.078	STEL, Supported Housing	\$269.00.
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Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 52-2015 by Mr. Marsh
and Mr. Koch and Mrs. Labuhn¹

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
SENECA NATION OF INDIANS FOR
CASE MANAGEMENT SERVICES FOR HOMELESS INDIVIDUALS WITH
CO-OCCURRING MENTAL HEALTH AND ADDICTION ISSUES**

Pursuant to 14 NYCRR 587.8(g) and
Section 450 of the County Law.

WHEREAS, Act 50-2014 authorized approval for a contract with the Seneca Nation of Indians for case management services for homeless individuals with co-occurring mental health and addiction issues residing in Cattaraugus County, the term of which expired December 31, 2014, and

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

WHEREAS, the Seneca Nation of Indians, P.O. Box 231, 90 Ohi:Yo Way, Salamanca, New York 14779, can provide the aforementioned case management services for such homeless Seneca Nation of Indians individuals residing in Cattaraugus County, for an amount not to exceed \$46,036.00, to be paid as invoiced, 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 for the year 2015, between the Cattaraugus County Community Services Board and the Seneca Nation of Indians, 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.

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

Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 53-2015 by Mr. Marsh

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
OLEAN GENERAL HOSPITAL FOR OPERATION OF A 24-HOUR TELEPHONE CRISIS HOTLINE**

Pursuant to Chapter 119 of the Laws of 1997 and
Section 41.13(6) of the Mental Hygiene Law.

WHEREAS, Act 49-2014 authorized approval for a contract between the Cattaraugus County Community Services Board and the Olean General Hospital for the operation of a 24-hour telephone crisis hotline to service the residents of Cattaraugus County provided pursuant to Article 41 of the Mental Hygiene Law in these hospitals, the term of which expired December 31, 2014, and

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

WHEREAS, the County shall pay to the Olean General Hospital, 515 Main Street, Olean, New York 14760, an amount not to exceed \$115,640.00 for such purpose, to be paid on a quarterly basis as invoiced, 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 for the year 2015, between the Cattaraugus County Community Services Board and Olean General Hospital, 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.

Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 54-2015 by Mr. Marsh

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

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

WHEREAS, Act 55-2014, as amended by Act 162-2014, authorized approval of a contract with the Cattaraugus County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, for the provision of adult day care services and comprehensive programs and service facilities for the mentally ill, developmentally disabled, and physically handicapped residents of Cattaraugus County, the term of which expired December 31, 2014, and

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

WHEREAS, New York State has approved funding for the above-described programs in the total amount of \$570,811.00 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, these programs are 100% state funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015, between the Cattaraugus County Community Services Board and Cattaraugus County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2015 and terminating December 31, 2015, and be it further

RESOLVED, that payment of the aforementioned amount be made to the Cattaraugus County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., in monthly or quarterly installments, as received from the State Agencies, upon submission of vouchers for payment certified by the Chair of the Legislature, audited by the County Administrator, and paid by the County Treasurer, and be it further

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

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

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

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

Decrease Appropriation Accounts:

A.432.4322.1650.42018.046L	MHA-Community Support C&F	\$70,476.00
A.432.4322.1650.42018.200	MHA-Reinvestment	\$ 6,573.00

Increase Estimated Revenue Accounts:

A.434.4322.1650.3490.046L	Rehab Center-Community Support C&F	\$70,476.00
A.434.4322.1650.3490.200	Rehab Center-State Aid, OMH Reinvestment	\$ 6,573.00
A.434.4322.2720.3490.034J	Rehab Center-State Aid, OMH Adult Case Management	\$25,646.00

Decrease Estimated Revenue Accounts:

A.432.4322.1650.3490.046L	(MHA) State Aid-OMH	\$70,476.00
A.432.4322.1650.3490.200	(MHA) State Aid-OMH Reinvestment	\$ 6,573.00

Increase Appropriation Accounts:

A.434.4322.1650.42020.046L	Rehab Center-Community Support C&F	\$70,476.00
A.434.4322.1650.42020.200	Rehab Center-OMH Reinvestment	\$ 6,573.00
A.434.4322.2720.42020.034J	Rehab Center-Adult Case Management	\$25,646.00.

Adopted January 7, 2015 by voice vote. Mrs. Labuhn, Mr. Padlo and Mr. Weller abstained from vote.

ACT NO. 55-2015 by Mr. Marsh

**APPROVING CONTRACT BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
COUNCIL ON ADDICTION RECOVERY SERVICES, INC. FOR
SUBSTANCE ABUSE PROGRAM FUNDS AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Articles 1, 19, 23 and 25 of the Mental Hygiene Law
and Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 48-2014 authorized approval of a contract with Council on Addiction Recovery Services, Inc., for the provision of a substance abuse program in the County, the term of which expired December 31, 2014, and

WHEREAS, New York State has approved funding for the program in an amount not to exceed \$1,005,445.00 for the period January 1, 2015 through December 31, 2015, and

WHEREAS, this program is 61% federally, 36% state and 3% county funded, and

WHEREAS, the net County cost for the provision of this program shall not exceed \$26,900.00 in County funds, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2015 between the Cattaraugus County Community Services Board and the Council on Addiction Recovery 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, and be it further

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

Decrease Estimated Revenue Account:

A.433.4322.3520.3492.013M State Aid, OASAS MH Local Assistance \$ 123,429.00

Decrease Appropriation Account:

A.433.4322.3520.42019.013M CARES, Inc. OASAS MH Local Assistance \$ 123,429.00.

Adopted January 7, 2015 by voice vote. Mr. Weller abstained from vote.

ACT NO. 56-2015 by Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR
SHERIFF'S OFFICE VIOLENCE AGAINST WOMEN GRANT PROGRAM
(Project #SV14-1184-E00)**

Pursuant to 28 CFR Part 66 and Section 450 of the County Law.

WHEREAS, Act 266-2013 authorized the Chair to execute grant documents to accept funding through the Violence Against Women Grant Program for the 2013 program year, and

WHEREAS, the Sheriff's Office has been awarded a grant in the amount of \$20,726.32 for 2014 through the New York State Division of Criminal Justice Services for the continuation of the Violence Against Women Grant Program (Project #SV14-1184-E00), and

WHEREAS, the purpose of the aforementioned grant funding is to assist the Criminal Bureau with domestic violence investigation issues, and

WHEREAS, this grant award is approved for an initial three (3) year period with funding to be awarded on an annual basis, with DCJS's option to renew for one (1) additional two-year period, and

WHEREAS, annual contracts are necessary in order to obtain the aforementioned funding, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Division of Criminal Justice Services, in order to apply for and receive the above-described funding, for an initial three (3) year term commencing January 1, 2015 and terminating December 31, 2017, with DCJS's option to renew for one (1) additional two-year period expiring on December 31, 2019, according to the above-described terms, and be it further

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

RESOLVED, that 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.

Adopted January 7, 2015 by voice vote.

ACT NO. 57-2015 by Mr. Marsh
and Mr. Klancer, Mr. Koch and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GOWANDA CENTRAL SCHOOL DISTRICT
FOR SCHOOL RESOURCE OFFICER PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Sheriff's Office)**

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

WHEREAS, Act 201-2012 authorized a contract with the Gowanda Central School District for the placement of a school resource officer in that school district, the term of which expired December 31, 2014, and

WHEREAS, the School Resource Officer (SRO) Program is designed to provide education, law enforcement and counseling to high school students and to encourage youths not to abuse drugs or alcohol, and to promote living a safe, law abiding, successful life, and

WHEREAS, the Gowanda School District is desirous of continuing participation in the SRO Program, and

WHEREAS, the Gowanda Central School District shall contribute an amount not to exceed \$10,556.47 to cover the financial cost of one (1) school resource officer for a forty (40) day term commencing January 1, 2015 and terminating February 12, 2015, and

WHEREAS, the Cattaraugus County Sheriff's Department has agreed to assign a law enforcement officer to the Gowanda Central School District at no cost to the County, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Gowanda Central School District, for the provision of the School Resource Officer Program, for a term commencing January 1, 2015 and terminating February 12, 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.311.3218.3221.2260.03	Public Safety Services for Other Governments, SRO	\$10,556.47
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Increase Appropriation Accounts:

A.311.3218.3221.11000	Full Time Wages	\$ 6,068.64
A.311.3218.3221.81000	FICA	\$ 464.25
A.311.3218.3221.82000	Retirement	\$ 1,802.39

A.311.3218.3221.83000	Health Insurance	\$ 1,430.05
A.311.3218.3221.84000	Dental Insurance	\$ 16.03
A.311.3218.3221.85000	Workers Compensation	\$ 775.11.

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

Adopted January 7, 2015 by voice vote.

ACT NO. 58-2015 by Mr. Marsh
and Mr. Koch and Mrs. Labuhn¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
SALAMANCA CITY CENTRAL SCHOOL DISTRICT
FOR SCHOOL RESOURCE OFFICER PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Sheriff's Office)**

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

WHEREAS, Act 201-2012 authorized a contract with the Salamanca City Central School District for the placement of a school resource officer in that school district, the term of which expired December 31, 2014, and

WHEREAS, the School Resource Officer (SRO) Program is designed to provide education, law enforcement and counseling to high school students and to encourage youths not to abuse drugs or alcohol, and to promote living a safe, law abiding, successful life, and

WHEREAS, the Salamanca City Central School District is desirous of continuing participation in the SRO Program, and

WHEREAS, the Salamanca City Central School District shall contribute an amount not to exceed \$16,000.00 to cover the financial cost of two (2) school resource officers for a forty (40) day term commencing January 1, 2015 and terminating February 12, 2015, and

WHEREAS, the Cattaraugus County Sheriff's Department has agreed to assign law enforcement officers to the Salamanca City Central School District at no cost to the County, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Salamanca City Central School District, for the provision of the School Resource Officer Program, for a term commencing January 1, 2015 and terminating February 12, 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.311.3218.3222.2260.03	Public Safety Services for Other Governments, SRO	\$16,000.00
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Increase Appropriation Accounts:

A.311.3218.3222.11000	Full Time Wages	\$11,053.64
A.311.3218.3222.81000	FICA	\$ 845.60
A.311.3218.3222.82000	Retirement	\$ 3,282.93
A.311.3218.3222.83000	Health Insurance	\$ 690.47
A.311.3218.3222.84000	Dental Insurance	\$ 32.06
A.311.3218.3222.85000	Workers Compensation	\$ 95.30.

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

Adopted January 7, 2015 by voice vote.

**MOTION TO ADJOURN IN MEMORY OF
FORMER GOVERNOR MARIO M. CUOMO**

WHEREAS, former Governor Mario M. Cuomo, 82, of New York City, passed away on January 1, 2015, and

WHEREAS, as the 52nd Governor of New York State, Governor Cuomo served three terms from 1983 through 1994, serving as the third longest serving governor in the state's history, and

WHEREAS, Mr. Cuomo graduated from St. John's University Law School in 1956 and accepted the position of confidential assistant to Judge Adrian P. Burke of the New York State Court of Appeals, and

WHEREAS, in 1963, Mr. Cuomo joined the Brooklyn law firm of Corner, Weisbrod, Froeb & Charles where his successful law career impressed state Democratic leaders, and

WHEREAS, in 1975, Mr. Cuomo was appointed Secretary of State under Governor Hugh L. Carey, and

WHEREAS, Mr. Cuomo was elected Lieutenant Governor in 1978 and served with Governor Carey from 1979 to 1982, and

WHEREAS, after losing his re-election bid to Governor Pataki in 1994, Mr. Cuomo returned to Manhattan to work for the law firm of Willkie Farr & Gallagher; he also wrote books and gave speeches, and

WHEREAS, Mr. Cuomo is survived by Matilda Raffa, his wife of 60 years; two sons, Governor Andrew Cuomo and Christopher; and three daughters, Margaret, Maria and Madeline; as well as 14 grandchildren, and

WHEREAS, the loss of his presence will be sadly felt by his many friends and colleagues in Cattaraugus County, now, therefore, Legislators Boser, Koch, Labuhn, Lamberson, Padlo, and Sprague hereby

MOVE, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, in memory of former Governor Mario M. Cuomo, and this Motion be seconded by the rest of the Legislature, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby adjourns, and stands adjourned, until its next meeting, unless specially convened, in memory of former Governor Mario M. Cuomo, and be it further

RESOLVED, that the Clerk of the Legislature be, and hereby is, directed to forward a certified copy of this Motion to Governor Andrew Cuomo.

MR. TEACHMAN moved, seconded by Mr. Sprague to adjourn until January 28, 2015 at 3:00 p.m. Carried.

Meeting adjourned at 4:12 p.m.

Ann M. Giglio
Journal Clerk