

May 11, 2016

The meeting was called to order by Chairman Paula J. Stockman.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed three Legislators absent – Klancer, Lamberson and Weller.

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MRS. LABUHN moved, seconded by Mr. Hale, that the minutes of the April 27, 2016 session be approved. Carried.

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COMMUNICATIONS:

Greene County Legislature: Resolution No. 126-16 entitled, "Resolution Supporting New York State Senate Bill No. S4964A and New York State Assembly Bill No. A8201 which would Increase the Counties' Share of Department of Motor Vehicle (DMV) Revenue to Provide a more Equitable Share for Counties".

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PROCLAMATIONS:

CHAIRMAN STOCKMAN proclaimed May 2016 as **Community Action Month** in Cattaraugus County.

CHAIRMAN STOCKMAN proclaimed May 2016 as **Older Americans Month** in Cattaraugus County.

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CHAIRMAN STOCKMAN announced this is the time and place called for a public hearing pursuant to **Act No. 198-2016**. Chairman Stockman recognized Matt Bull, Senior Development Specialist with the Department of Economic Development, Planning & Tourism, who read the following:

"The County is considering the submission of a Community Development Block Grant funding application to the New York State Office of Community Renewal ("OCR") to finance a portion of the costs associated with the construction and equipping of an approximately 80,000 square foot manufacturing facility in the Town of Little Valley, New York, by Composite Panel Solutions, Inc. The OCR's requirements for a CDBG application include holding a public hearing to obtain citizen comments regarding the housing and community development throughout the County and the proposed project itself. For its economic development programming, the OCR accepts applications throughout the year under published guidelines that we have available for distribution today or that can be emailed as a pdf file. At this time, the Legislature will hear citizen comments regarding the housing and community development needs in the County." No comments received.

"The proposed CDBG application would provide a grant not to exceed \$750,000 to the Cattaraugus County Economic Sustainability and Growth Corporation to provide term and deferred

loans to Composite Panel Solutions, Inc. to assist in financing a new approximately 80,000 square foot manufacturing facility to be constructed at 5929 NYS Route 353 in the Town of Little Valley. The total project cost is estimated at \$3-3.5 million and will result in the creation of an estimated 30-50 new full-time permanent employment positions. The CDBG financing will allow the company to purchase machinery and equipment and to secure sufficient working capital to leverage the new job creation. At this time, the Legislature will hear citizen comments regarding the proposed CDBG grant application." No comments received.

There being no one else wishing to speak, CHAIRMAN STOCKMAN declared the public hearing closed.

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CHAIRMAN STOCKMAN called up **Act No. 211-2016**, Adoption of Cattaraugus County Fund Balance Policy, and asked that it be read.

Approved by 7 members of the Finance Committee.

The following Legislators requested their names be listed as additional sponsors: "Mr. Boberg, Mr. Helmich, Mr. Neal, Mr. VanRensselaer, Ms. Vickman, Mrs. Hastings, Mr. Koch and Mr. Padlo".

MR. SNYDER, SR. moved, seconded by Mr. Hale to amend Act No. 211-2016 as follows: In Section 3.2 after level, add: "of Unassigned Fund Balance"; In Section 3.2 after the, delete: "County will maintain a minimum unassigned fund balance of"; and replace with: "County's goal is to maintain"; In Section 4, delete: "General", and replace with: "Unassigned"; In Section 4, add: "unassigned" before fund; Delete Section 5 and renumber Section 6 to Section 5. Carried.

Adopted, as amended, May 11, 2016 by voice vote.

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ACT NO. 213-2016 by Ms. Vickman and Mrs. Labuhn

**AUTHORIZING CERTAIN CHARGE-OFFS OF CERTAIN ACCOUNTS
RECEIVABLE IN THE DEPARTMENT OF NURSING HOMES**

Pursuant to Section 153 of the County Law.

WHEREAS, the Department of Nursing Homes has accounts receivable in which there has been no recent action, and

WHEREAS, the New York State Department of Audit and Control has recommended that the County remove these bad debts from the records of the Department of Nursing Homes, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the removal of the following debts from the accounts receivable records of the Department of Nursing Homes:

Machias Facility

Tresch, Joan E.

\$ 3,958.24

Cornelius, Betty	\$ 3,683.93	
Nyznyk, Dawn	\$ 5,377.28	
Kreutzer, Gilbert	\$ 4,435.07	
Peterson, Mary Lou	\$ 7,628.56	
Ponton, Russell	\$ 182.56	
Scharf, Eugene	\$ 4.88	
Kessler, Aladene	\$ 2,191.85	
Paar, Eleanor	\$ 4,591.14	
Brown, George	\$ 11,325.12	
Stoddard, S. June	\$ 36.98	
Szczublewski, Mary	\$ 474.65	
	Total Machias Facility	\$ 43,890.26
Olean Facility		
Cunningham, Audrey	\$ 2,760.78	
DeRock, Ruth	\$ 4,686.26	
Wakefield, Adeline	\$ 1,436.99	
Johnson, Clarence	\$ 702.50	
Mettler, Emily	\$ 136.20	
Painter, Viola	\$ 778.86	
Doran, Leona	\$ 22.35	
Seitz, Rose	\$ 661.78	
Herron, Russell	\$ 253.84	
Prince, Ellen	\$ 40.96	
Warner, Arlyne	\$ 3,090.23	
	Total Olean Facility	<u>\$14,570.75</u>
	TOTAL	<u>\$58,461.01</u>

Approved by 7 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 11, 2016 by voice vote.

ACT NO. 214-2016 by Mr. Weller and Mr. Koch
and Mr. Lamberson¹

**BID ACCEPTANCE FOR 2016 STREAMBANK STABILIZATION PROJECTS
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for 2016 streambank stabilization projects, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for the following four (4) sites was the bid of J. Bognar Construction, LLC, P.O. Box 4, Sardinia, New York 14134, in the total amount of \$81,810.30, as follows, to be paid as invoiced:

Salamanca Bridge No. 6 (Town Line Road)		\$10,234.20
Otto Bridge No. 2 (County Road No. 12)		\$29,844.00
County Road No. 75 (Town of East Otto)		\$15,451.60
County Road No. 14 (Town of Mansfield)	Alternate Project	\$26,280.50

and

WHEREAS, sufficient funds are included in the 2016 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the bid of J. Bogner Construction, LLC, be, and the same hereby is, accepted, for a term commencing upon Notice of Award and terminating October 31, 2016, and be it further

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

No State bid.

Ten sets of specifications were sent out.

Seven bids were received.

Approved by 7 members of the Finance Committee and 6 members of the Public Works Committee.

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

Adopted May 11, 2016 by voice vote.

ACT NO. 215-2016 by Mr. Weller and Mr. Koch
and Mr. Helmich¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NYSDOT AND
AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN
BRIDGE WASHING AND DECK SEALING FEDERAL-AID PROJECT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Public Works)**

Pursuant to Title 23 U.S. Code and
Sections 363, 366 and 450 of the County Law.

WHEREAS, the Cattaraugus County Bridge Washing and Deck Sealing Project, including 219 bridges in various towns in Cattaraugus County, PIN 5761.23 (the "Project"), is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at a ratio of 80% federal funds and 20% non-federal funds, and

WHEREAS, the County desires to advance the above Project by making a commitment of 100% of the non-federal share of the costs of the Construction & Construction Inspection phases of the Project, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby approves the above-described Project, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the County of Cattaraugus to pay in the first instance 100% of the federal and non-federal shares of the cost of the Construction & Construction Inspection phases of the Project or portions thereof, and be it further

RESOLVED, that the sum of \$336,000.00 is hereby appropriated and made available to cover the cost of participation in the above phase of the Project, and be it further

RESOLVED, that in the event the amount required to pay the full federal and non-federal shares of the cost of the Project's Construction & Construction Inspection phases exceeds the amount appropriated above, the County of Cattaraugus shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by NYSDOT, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all necessary documents, on behalf of Cattaraugus County, with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid project costs and all Project costs within appropriations therefor that are not so eligible, and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project, and be it further

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

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

Increase Estimated Revenue Account:

D.502.5111.0000.4597.01	Federal Aid-Bridge Program	\$12,800.00
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Increase Appropriation Account:

D.502.5111.5111.41603	Bridge Washing and Deck Sealing	\$12,800.00.
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Approved by 7 members of the Finance Committee and 6 members of the Public Works Committee.

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

Adopted May 11, 2016 by voice vote.

ACT NO. 216-2016 by Mr. VanRensselaer and Mr. Keller
and Mr. Koch¹

**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 70-2016 authorized a contract with the Seneca-Salamanca Area Chamber of Commerce, Inc., 734 Broad Street, Suite 103, Salamanca, New York 14779, for the provision of an information center manager for the I-86 (westbound) rest area, the term of which expired March 31, 2016, 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., 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 April 1, 2016 and terminating June 30, 2016, according to the above-described terms.

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

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

Adopted May 11, 2016 by voice vote.

ACT NO. 217-2016 by Ms. Vickman and Mrs. Labuhn
and Mr. Padlo¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CITY OF OLEAN FOR
REIMBURSEMENT FOR OATS BUS SERVICE**

Pursuant to Public Law 104-1993, Section 119-o of the
General Municipal Law and Section 450 of the County Law.

WHEREAS, Act 461-2015 authorized a contract with the City of Olean for the operation of the O.A.T.S. bus service within the City, the term of which expires May 31, 2016, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned bus service within the City of Olean, and

WHEREAS, the County is desirous of reimbursing the City of Olean an amount not to exceed \$14,288.00 for transportation services provided to DSS-eligible recipients during the period June 1, 2016 through May 31, 2017, and

WHEREAS, the City of Olean has agreed to provide the O.A.T.S. bus transportation services to DSS-eligible recipients, and

WHEREAS, these services are 100% federally funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the City of Olean, for reimbursement for the provision of transportation services to DSS-eligible recipients, for a term commencing June 1, 2016 and terminating May 31, 2017, according to the above-described terms, and be it further

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

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

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

Approved by 7 members of the Finance Committee and 6 members of the Human Services Committee.

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

Adopted May 11, 2016 by voice vote.

ACT NO. 218-2016 by Ms. Vickman and Mrs. Labuhn
*and Mrs. Hastings and Mr. Padlo*¹

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING
THROUGH THE WAL-MART FOUNDATION FOR THE
WAL-MART COMMUNITY PROJECT GRANT FUNDING**

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

WHEREAS, funding is available through The Wal-Mart Foundation for community projects, and

WHEREAS, the County Health Department is desirous of providing a Veggie Mobile program for the purpose of providing farm-fresh vegetables to promote healthier eating habits, and

WHEREAS, the Veggie Mobile will distribute free food to residents of four (4) of the Olean Housing Authority locations for 17 weeks during the summer months, and

WHEREAS, the County Health Department should apply for the aforementioned funding, and

WHEREAS, this program is 100% funded through The Wal-Mart Foundation, with 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 grant application, on behalf of Cattaraugus County, with The Wal-Mart Foundation in order to apply for the above-described grant, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the Human Services Committee.

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

Adopted May 11, 2016 by voice vote.

ACT NO. 219-2016 by Ms. Vickman and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE OFFICE FOR THE AGING FOR FUNDING UNDER
VARIOUS TITLES OF THE OLDER AMERICANS ACT OF 1965, AS AMENDED**

Pursuant to Titles III-B, III-C1, III-C2, III-D and III-E of the Older Americans Act of 1965,
as amended, Section 541 of the Executive Law and
Section 95-a of the General Municipal Law.

WHEREAS, Act 164-2015 authorized the Chair to apply for funding through the New York State Office for the Aging for the 2015 program year, and

WHEREAS, federal funding is again available through the New York State Office for the Aging under Titles III-B, III-C1, III-C2, III-D and III-E of the Older Americans Act of 1965, as amended, for the 2016 program year, for the following programs:

- Title III-B - direct services to the senior citizens of Cattaraugus County,
- Title III-C - congregate and home delivered services and other related services to the senior citizens of Cattaraugus County,
- Title III-D - preventative services to senior citizens of Cattaraugus County, and
- Title III-E - family caregiver support program,

and

WHEREAS, it is necessary to file grant applications with the New York State Office for the Aging to obtain this funding, and

WHEREAS, the above-described programs are funded as follows:

Title III-B	- 90% federally funded	\$ 81,244.00
Title III-C1	- 90% federally funded	\$108,888.00
Title III-C2	- 90% federally funded	\$ 49,034.00
Title III-D	- 90% federally funded	\$ 4,984.00
Title III-E	- 75% federally funded	\$ 36,433.00,

now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute the necessary grant applications, on behalf of Cattaraugus County, with the New York State Office for the Aging in order to apply for, and accept, funding under Titles III-B, III-C1, III-C2, III-D and III-E for the 2016 program year, and be it further

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

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

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

Approved by 7 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 11, 2016 by voice vote.

ACT NO. 220-2016 by Ms. Vickman and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE OFFICE FOR THE AGING FOR VARIOUS PROGRAMS
FOR DEPARTMENT OF AGING**

Pursuant to Title III of the Older Americans Act of 1965,
as amended, Section 541 of the Executive Law and
Section 95-a of the General Municipal Law.

WHEREAS, Act 165-2015 authorized the Chair to apply for, and accept, funding through the New York State Office for the Aging for the 2015 program year for various programs, and

WHEREAS, funding is available for various programs through the New York State Office for the Aging for the 2016 program year, and

WHEREAS, the County Department of Aging is desirous of applying for the following program funding:

Caregiver Resource Center (CRC)	\$ 19,611.00
Community Services for the Elderly (CSE)	\$129,668.00
Congregate Services Initiative (CSI)	\$ 1,722.00
Expanded In-Home Services for the Elderly (EISEP)	\$221,701.00
Health Insurance Information, Counseling & Assistance (HIICAP)	\$ 32,983.00
Wellness in Nutrition (WIN)	\$212,677.00
State Transportation Program	\$ 5,600.00
State Retired Senior Volunteer Program (RSVP)	\$ 6,368.00
Federal Retired Senior Volunteer Program (RSVP)	\$ 40,000.00
Direct Care Worker (DCW)	\$ 41,854.00,

and

WHEREAS, a contract is necessary with the New York State Office for the Aging in order to accept the aforementioned funds, and

WHEREAS, two of the aforementioned programs are 100% federally funded, five of the aforementioned programs are 100% state funded and three of the aforementioned programs are 75% state funded and 25% county funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the New York State Office for the Aging, in order to apply for, and accept, the aforementioned funds for the 2016-2017 program year, and be it further

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

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

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

Approved by 7 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 11, 2016 by voice vote.

ACT NO. 221-2016 by Ms. Vickman and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE OFFICE FOR THE AGING FOR
MEDICARE IMPROVEMENTS FOR PATIENTS & PROVIDERS ACT (MIPPA) FUNDING**

Pursuant to Medicare Improvements for Patients & Providers
Act (MIPPA) of 2008, Section 541 of the Executive Law,
Section 95-a of the General Municipal Law and
Section 450 of the County Law.

WHEREAS, Act 166-2015 authorized the Chair to execute grant documents with the New York State Office for the Aging for the Medicare Improvements for Patients & Providers Act (MIPPA) component for the 2014-2015 program year, and

WHEREAS, funding is again available through the New York State Office for the Aging in the amount of \$10,698.00 for the MIPPA program for the 2015-2016 program year, and

WHEREAS, funding is also available through the New York State Office for the Aging for the Aging and Disability Resource Center (ADRC) program, and

WHEREAS, the aforementioned program strengthens the capability of area agencies on aging to provide Medicare beneficiaries information, counseling and assistance to purchase, file claims and appeal health insurance coverage decisions, and allow for more public outreach, and

WHEREAS, the County should execute grant documents in order to apply for and receive the aforementioned funding, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Office for the Aging, in order to apply for and receive the above-described funding, for a term commencing October 1, 2015 and terminating September 30, 2016, according to the above-described terms, and be it further

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

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

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

Approved by 7 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 11, 2016 by voice vote.

ACT NO. 222-2016 by Ms. Vickman and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
THE NEW YORK STATE OFFICE FOR THE AGING FOR
NY CONNECTS PROGRAM FUNDING**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 638-2014 authorized the Chair to execute grant documents with the New York State Office for the Aging for the NY Connects Program for the 2014-2015 program year, and

WHEREAS, funding is again available in the amount of \$48,177.00 through the New York State Office for the Aging for the NY Connects Program for the 2015-2016 program year, and

WHEREAS, the County Department of the Aging is desirous of applying for the aforementioned funding, and

WHEREAS, the NY Connects 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 grant documents, on behalf of Cattaraugus County, with the New York State Office for the Aging, to apply for the aforementioned program funding, for the program year October 1, 2015 through September 30, 2016, according to the above-described terms, and be it further

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

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

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

Approved by 7 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 11, 2016 by voice vote.

ACT NO. 223-2016 by Ms. Vickman and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH MATRIXCARE, INC. FOR
MATRIXCARE/MEALTRACKER SOFTWARE FOR
DEPARTMENT OF NURSING HOMES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 58-2004 authorized a contract with Data Control Technology for the provision of the Mealtracker software for the Department of Nursing Homes, and

WHEREAS, MatrixCare, Inc., has taken over Data Control Technology effective January 1, 2016, and has increased the rates for the Mealtracker software, and

WHEREAS, the Department of Nursing Homes is in need of the Mealtracker software to track the nutritional needs of its residents at both the Machias and the Olean Campuses of The Pines Healthcare and Rehabilitation Centers, and

WHEREAS, MatrixCare, Inc., 10900 Hampshire Avenue South, Suite 100, Bloomington, Minnesota 55348, can provide the Mealtracker Software for an amount as follows:

Olean Campus	\$292.00 per month
Machias Campus	\$280.00 per month,

and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned software, 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 MatrixCare, Inc., for the provision of the above-described Mealtracker software, for a term commencing June 1, 2016 and continuing on a month-to-month basis until terminated by either party hereto, according to the above-described terms.

Approved by 7 members of the Finance Committee and 6 members of the Human Services Committee.

Adopted May 11, 2016 by voice vote.

ACT NO. 224-2016 by Mr. Boberg and Mr. Klancer

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION
WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES
FOR COUNSEL AT FIRST APPEARANCE GRANT**

Pursuant to Article 30 of the Executive Law, Article 18-B of the County Law
and Section 450 of the County Law.

WHEREAS, Act 430-2013 authorized a three (3) year contract with the New York State Office of Indigent Legal Services for the Counsel at First Appearance Grant, the purpose of which is to make demonstrable and measurable improvements in the delivery of indigent defense services to eligible persons at a defendant's first appearance before a judge, the term of which commenced June 1, 2013 and terminates May 31, 2016, and

WHEREAS, it is necessary to extend the term of the aforementioned contract for a period of six (6) months to terminate November 30, 2016, 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 the New York State Office of Indigent Legal Services for the Counsel at First Appearance grant, for a term commencing June 1, 2016 and terminating November 30, 2016, according to the above-described terms.

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

Adopted May 11, 2016 by voice vote.

ACT NO. 225-2016 by Mr. Boberg and Mr. Klancer
and Mrs. Labuhn¹

LOCAL LAW NUMBER 2 - 2016
COUNTY OF CATTARAUGUS, NEW YORK

Pursuant to Section 467(1)(b) of the Real Property Tax Law.

**A LOCAL LAW GRANTING PARTIAL EXEMPTION ON REAL PROPERTY
TAXATION TO CERTAIN SENIOR CITIZENS AND REPEALING
LOCAL LAW NUMBER 3-2009 (Intro Number 4-2009)**

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

SECTION 1. Legislative Intent. It is the intent of this legislation to continue to provide a real property tax exemption to certain senior citizens in accordance with Section 467 of the Real Property Tax Law and to distribute the exemption in a more equitable manner. It is the intent of this legislation to add Option #2 to the current senior citizen exemption.

SECTION 2. Senior Citizen Real Property Tax Exemption. Effective January 1, 2017, Cattaraugus County shall grant a real property tax exemption to certain individuals sixty-five (65) years of age or over, in accordance with Section 467(1)(b) of the Real Property Tax Law.

SECTION 3. Maximum Income Eligibility Level. Effective January 1, 2017, the maximum income eligibility level as described in Section 467 of the Real Property Tax Law is hereby established as follows:

\$18,500 or less = 50% of assessed value exempt
\$18,501 but less than \$19,500 = 45% of assessed value exempt
\$19,500 but less than \$20,500 = 40% of assessed value exempt
\$20,500 but less than \$21,500 = 35% of assessed value exempt
\$21,500 but less than \$22,400 = 30% of assessed value exempt
\$22,400 but less than \$23,300 = 25% of assessed value exempt
\$23,300 but less than \$24,200 = 20% of assessed value exempt

Option 2

\$24,200 but less than \$25,100 = 15% of assessed value exempt
\$25,100 but less than \$26,000 = 10% of assessed value exempt.

SECTION 4. Real Property Tax Law. All other provisions of Section 467 of the Real Property Tax Law of the State of New York shall be in effect for the purposes of County real property taxation in Cattaraugus County.

SECTION 5. Repeal of Local Law Number 3-2009 (Intro No. 4-2009). Local Law Number 3-2009 (Intro Number 4-2009) entitled "A Local Law Granting Partial Exemption on Real Property Taxation to Certain Persons", as amended, is hereby repealed, effective January 1, 2017.

SECTION 6. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 7. Effective Date. This Local Law shall take effect immediately.

Approved by 7 members of the Finance Committee, 6 members of the Human Services Committee and 7 members of the County Operations/Public Safety Committee.

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

No further action taken at this time.

ACT NO. 226-2016 by Mr. Boberg and Mr. Klancer
and Mrs. Labuhn¹

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 2 - 2016

Pursuant to Section 10 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on May 11, 2016, a proposed Local Law entitled, "A Local Law Granting Partial Exemption on Real Property Taxation to Certain Senior Citizens and Repealing Local Law Number 3-2009 (Intro Number 4-2009)", and

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

RESOLVED, that a public hearing shall be held on the proposed Local Law by this County Legislature on the 25th day of May, 2016, at 4:01 p.m. at the Legislature's Chambers, Cattaraugus County Center, 303 Court Street, Little Valley, New York, and that at least five days' notice of such hearing shall be given by the Clerk by the due posting thereof upon the bulletin board of each County Court House within the County and by publishing such notice at least once in the official newspapers of the County.

Approved by 7 members of the Finance Committee, 6 members of the Human Services Committee and 7 members of the County Operations/Public Safety Committee.

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

Adopted May 11, 2016 by voice vote.

ACT NO. 227-2016 by Ms. Vickman and Mrs. Labuhn
who ask immediate consideration

**BID ACCEPTANCE FOR BUS AND VAN SERVICES ON BEHALF
OF COUNTY OF CATTARAUGUS AND TRANSFER OF FUNDS
(Contingent Fund – Transportation)**

Pursuant to Sections 363 and 365 of the County Law and
Section 103 of the General Municipal Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for bus and van services within geographic areas to meet the needs of individuals serviced by the County Department of Aging, Department of Community Services, Department of Health and the Youth Bureau, according to specifications provided by the Human Services Committee, and

WHEREAS, the geographic areas have been designated as:

- Zone 1 - Buffalo Hearing and Speech
- Zone 2 - Franklinville area
- Zone 3 - Olean area
- Zone 4 - Randolph area
- Zone 5 - Springville League,

and

WHEREAS, the lowest bids meeting specifications for Zones 1, 2, 4 & 5 were received from Corvus Bus & Charter, Inc., 2278 Gerry Ellington Road, Gerry, New York 14740, with a local office at 2429 Route 16, Olean, New York 14760, in the following amounts for the initial period July 1, 2016 through June 30, 2019:

Destination Zone 1:

Category	\$ Vehicle/Full Day – Mini Bus	\$ Vehicle/Full Day – Van	\$ Round Trip/Day – Mini Bus	\$ Round Trip/Day – Van
Vehicle/Full Day	N/A	\$368.55	N/A	N/A
Round Trip/Day	N/A	N/A	N/A	\$281.00
Driver Assistant/Full Day	\$79.50			
Driver Assistant/Round Trip	\$53.00			

Destination Zone 2:

Category	\$ Vehicle/Full Day – Mini Bus	\$ Vehicle/Full Day – Van	\$ Round Trip/Day – Mini Bus	\$ Round Trip/Day – Van
Vehicle/Full Day	\$321.00	\$275.00	N/A	N/A
Round Trip/Day	N/A	N/A	\$321.00	\$275.00
Driver Assistant/Full Day	\$53.00			
Driver Assistant/Round Trip	\$53.00			

Destination Zone 4:

Category	\$ Vehicle/Full Day – Mini Bus	\$ Vehicle/Full Day – Van	\$ Round Trip/Day – Mini Bus	\$ Round Trip/Day – Van
Vehicle/Full Day	\$371.00	\$269.00	N/A	N/A
Round Trip/Day	N/A	N/A	\$371.00	\$269.00
Driver Assistant/Full Day	\$79.50			
Driver Assistant/Round Trip	\$79.50			

Destination Zone 5:

Category	\$ Vehicle/Full Day – Mini Bus	\$ Vehicle/Full Day – Van	\$ Round Trip/Day – Mini Bus	\$ Round Trip/Day – Van
Vehicle/Full Day	\$446.00	\$345.00	N/A	N/A
Round Trip/Day	N/A	N/A	\$375.00	\$281.00
Driver Assistant/Full Day	\$79.50			
Driver Assistant/Round Trip	\$53.00			

and

WHEREAS, the lowest bid meeting specifications for Zone 3 was received from First Transit, Inc., 600 Vine Street, Suite 1400, Cincinnati, Ohio 45202, in the following amounts for the initial period July 1, 2016 through June 30, 2019:

Destination Zone 3:

Category	\$ Vehicle/Full Day – Mini Bus	\$ Vehicle/Full Day – Van	\$ Round Trip/Day – Mini Bus	\$ Round Trip/Day – Van
Vehicle/Full Day	\$305.48	\$175.60	N/A	N/A
Round Trip/Day	N/A	N/A	\$274.09	\$144.20
Driver Assistant/Full Day	\$127.76			
Driver Assistant/Round Trip	\$63.88			

and

WHEREAS, at the commencement of each year of the term, the sums to be paid to Corvus Bus & Charter, Inc., and First Transit, Inc., shall be increased by an amount equal to the lesser of three and one-half percent (3½%), or the increase in the cost of living index (CPI) as calculated by the U.S. Department of Labor, Bureau of Labor Statistics as shown at www.bls.gov, and listed under All Urban Consumers for the area of “Northeast Urban” and for areas with a population of 50,000 to 1,000,000, and shall be that shown for the month of May of the applicable year, and

WHEREAS, in the event that, during any given quarter annual period of the term of the contract, the price of fuel rises by twenty-five percent (25%) or more above the price charged on the first day of the term of the contract (as measured by the price for Diesel - 2D REG as shown in the NYS OGS Fuel Contract Price Listing), then during the following quarterly annual period a surcharge of five dollars (\$5.00) will be deemed added to the price bid by Corvus Bus & Charter, Inc., and/or First Transit, Inc., for a 4-hour Vehicle. Such five dollar (\$5.00) increase shall be prorated for Contractor-Owned vehicles that are utilized for 1, 2, and/or 3 hours a day. In the event that in the next and/or subsequent quarter annual period the cost of fuel remains at the level of a 25% increase (or more), fuel surcharge will continue during that quarter annual period. In the event that during the next and/or any subsequent quarter annual period the price of fuel is reduced below the 25% increase level, the fuel surcharge will be deleted. In order to accommodate the foregoing fuel surcharge formula, the County or the Agent will review the cost of fuel on a quarterly annual basis, and will advise Corvus Bus & Charter, Inc., and First Transit, Inc., of the result of the review, and

WHEREAS, a transfer of funds is necessary to cover the cost of the aforementioned services, now, therefore, be it

RESOLVED, that the bids of Corvus Bus & Charter, Inc., be, and the same hereby are, accepted, for a term commencing July 1, 2016 and terminating June 30, 2019, with the option of the County to renew for two (2) separate and consecutive one-year periods, at the same terms and conditions as contained in the bid specifications, and be it further

RESOLVED, that the bids of First Transit, Inc., be, and the same hereby are, accepted, for a term commencing July 1, 2016 and terminating June 30, 2019, with the option of the County to renew for two (2) additional one-year periods, and be it further

RESOLVED, that the vouchers accordingly certified by the County Administrator be audited by the Auditor and paid by the County Treasurer, and be it further

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

Decrease Appropriation Accounts:

A.296.2961.2965.41601	Transportation	\$100,000.00
A.901.1990.0000.40601	Contingent Fund	\$ 80,263.00

Increase Appropriation Accounts:

A.296.2961.2966.41601	Transportation	\$130,678.00
A.401.4059.0000.41601	Transportation	\$ 4,352.00
A.677.6725.0000.41601	Transportation	\$ 8,834.00
A.677.6727.0000.41601	Transportation	\$ 9,182.00

A.677.6729.0000.41601	Transportation	\$ 9,182.00
A.677.6751.6951.41601	Transportation	\$ 18,035.00.

No State Bid.

10 sets of specifications were sent out

2 bids were received.

MR. NEAL moved, seconded by Mr. Hale to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted May 11, 2016 by voice vote.

ACT NO. 228-2016 by Mr. Boberg, Mr. Helmich, Mr. Neal, Ms. Vickman,
Mr. Weller, Mrs. Hastings, Mrs. Labuhn,
Mr. Lamberson and Mr. Keller
who ask immediate consideration

**CREATING ONE POSITION OF CASEWORKER, ESTABLISHING COMPENSATION
FOR THE SAME AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Aging)**

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

WHEREAS, the Department of Aging is in need of a Dementia Caregiver Caseworker to fulfill New York State requirements to provide these services, and

WHEREAS, the Department of Aging has received funding from the New York State Department of Health for these services, and

WHEREAS, it is therefore necessary to create one (1) position of Caseworker, and

WHEREAS, the New Position Duties Statement has been submitted to the Cattaraugus County Personnel Officer, who has approved the title as Caseworker in accordance with Civil Service Law Section 22, and

WHEREAS, various appropriation accounts must be adjusted to provide for this position, now, therefore, be it

RESOLVED, that effective immediately, there is hereby created one (1) position of Caseworker in the Department of Aging to be filled on a full-time basis, General Bargaining Unit Salary Schedule, Pay Grade 23 (\$23.27 - \$26.02 per hour), Position No. 677-034-008, and be it further

RESOLVED, that upon termination or reduction of funding for this position, this position will be abolished immediately, and be it further

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

Decrease Appropriation Account:

A.677.6727.0000.41603	Contracted Services	\$44,730.00
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Increase Appropriation Accounts:

A.677.6727.0000.11000	Full-Time Wages	\$27,519.00
A.677.6727.0000.81000	FICA	\$ 2,106.00
A.677.6727.0000.82000	Retirement	\$ 4,404.00
A.677.6727.0000.83000	Health Insurance	\$10,616.00

A.677.6727.0000.84000 Dental Insurance \$ 85.00.

MR. NEAL moved, seconded by Mr. Hale to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted May 11, 2016 by voice vote.

ACT NO. 229-2016 by Mr. Boberg and Mr. Klancer
who ask immediate consideration

**AUTHORIZING SHERIFF'S OFFICE TO PURCHASE 2017 FORD EXPEDITION XL AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Sheriff's Office)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, the Sheriff's Office is desirous of purchasing a 2017 Ford Expedition XL SSV 4-wheel drive vehicle from Webster Ford, d/b/a Henderson Ford, for its Patrol Division with E911 funds, and

WHEREAS, the aforementioned vehicle is available through New York State Bid, Award #22898, Group #40451, and

WHEREAS, various appropriation and estimated revenue accounts must be adjusted to cover the purchase of the aforementioned vehicle, now, therefore, be it

RESOLVED, that the County Administrator is hereby directed to appropriate \$37,496.00 from the E911 Reserve Fund Account No. A.890.0000 and make the following budgetary changes:

Increase Appropriation Account:

A.302.3020.0000.20101 E911 Vehicle \$37,496.00.

MR. NEAL moved, seconded by Mr. Hale to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted May 11, 2016 by voice vote.

ACT NO. 230-2016 by Mr. Boberg, Mr. Hale, Mr. Helmich, Mr. Klancer,
Mr. Neal, Mr. Snyder, Jr., Mrs. Stockman,
Mr. VanRensselaer, Mr. Koch and Mrs. Labuhn
who ask immediate consideration

**SALE OF TAX TITLE PROPERTY TO FORMER OWNERS
(Towns of Ashford, Coldspring, East Otto, Hinsdale,
Humphrey, Olean, Persia, Portville and Randolph)**

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

WHEREAS, Cattaraugus County has tax title to certain properties situate in the Towns of Ashford, Coldspring, East Otto, Hinsdale, Humphrey, Olean, Persia, Portville and Randolph, and

WHEREAS, the former owners of the properties have offered to purchase the same at a cost which will cover the County's financial involvement in these premises, and

WHEREAS, the costs involved for these premises have been tendered to the County Treasurer's Office, now, therefore, be it

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to execute County Treasurer's Deeds conveying these properties to the following individuals:

TOWN OF ASHFORD

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
83	11.001-1-23	Devon Hayden	291 N. Central Ave. Springville, NY 14141	\$1,932.30

TOWN OF COLDSPRING

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
105	80.001-1-9.2	Nadine Osborne	3184 Route 394 Randolph, NY 14772	\$9,841.00

TOWN OF EAST OTTO

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
128	28.001-1-13.6	David Gradler Viola Gradler	PO Box 637 Springville, NY 14141	\$2,271.32

TOWN OF HINSDALE

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
198	77.004-3-16	Frank F. Brown Kathleen M. Brown	3696 Hedden Hollow Rd. Cuba, NY 14727	\$4,863.99
200	77.004-3-17	Frank Brown Kathleen Brown	3696 Hedden Hollow Rd. Cuba, NY 14727	\$3,076.83

TOWN OF HUMPHREY

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
220	58.003-1-2	David Salt Elizabeth Salt	PO Box 143 6001 Pierce Road Franklinville, NY 14737	\$2,646.48

TOWN OF OLEAN

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
309	103.002-1-2	Edwin McPeak Estate	c/o Stephen McPeak 317 N. 10 th St. Olean, NY 14760	\$6,270.41

TOWN OF PERSIA

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
332	16.027-2-37	Charles Smith	227 W. Main St. Gowanda, NY 14070	\$3,145.76

TOWN OF PORTVILLE

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
356	86.003-1-25.3	John J. Wilber, Jr.	2859 W. Windfall Rd. Olean, NY 14760	\$14,299.94

TOWN OF RANDOLPH

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
369	70.073-1-1	Carl Radotavich	72 Weeden Rd. Randolph, NY 14772	\$17,728.69
372	79.001-1-24.4	Brett C. Waite	3166 Larkin St. Ext. PO Box 271 Randolph, NY 14772	\$1,417.08

MR. NEAL moved, seconded by Mr. Hale to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted May 11, 2016 by voice vote.

ACT NO. 231-2016 by Mr. Snyder, Sr. and Mrs. Stockman
who ask immediate consideration

**RECONFIRMING AUTHORIZATION TO SELL SHELDON HOUSE PROPERTY
OWNED BY JAMESTOWN COMMUNITY COLLEGE**

Pursuant to 8 NYCRR §603.5(d) and Section 450 of the County Law.

WHEREAS, Act 201-2016 authorized Jamestown Community College (JCC) to effectuate the sale of the Sheldon House property and a portion of its contents to Lynn Development, Inc., at a sales price of \$250,000.00, not including closing and other related costs, with the foregoing dependent on SUNY Board of Trustee approval, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby reconfirms its finding that the Sheldon House property is no longer useful or required for community college purposes by JCC, and be it further

RESOLVED, that pursuant to 8 NYCRR §603.5(d), the Cattaraugus County Legislature hereby reconfirms Act 201-2016 which authorized JCC to effectuate the sale of the Sheldon House property and a portion of its contents to Lynn Development, Inc., at a sales price of \$250,000.00, not including closing and other related costs, with the foregoing dependent on SUNY Board of Trustee approval.

MR. NEAL moved, seconded by Mr. Hale to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted May 11, 2016 by voice vote. Mrs. Hastings and Mr. Snyder, Jr., abstained from vote.

ACT NO. 232-2016 by Mrs. Stockman
who asks immediate consideration

**GRANTING AUTHORITY TO THE CHAIR AND THE COUNTY ADMINISTRATOR TO CONTRACT
WITH A PROVIDER FOR THE COUNTY'S VISION HEALTH INSURANCE COVERAGE**

Pursuant to Section 450 of the County Law.

WHEREAS, the County is desirous of providing a vision plan to its employees, and
WHEREAS, time is of the essence and decisions will need to be made outside of a regularly scheduled legislative board meeting, and

WHEREAS, the Chair and the County Administrator should have the authority to contract for vision health insurance coverage, and

WHEREAS, sufficient funds are included in the 2016 budget to cover the costs of the aforementioned vision health insurance coverage, now, therefore, be it

RESOLVED, that the Chair of the Legislature and the County Administrator be, and hereby are, authorized and directed to execute a contract, on behalf of Cattaraugus County, with a vision plan provider for the provision of vision health insurance coverage, according to the above-described terms.

MR. NEAL moved, seconded by Mr. Hale to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted May 11, 2016 by voice vote.

ACT NO. 233-2016 by Mr. Klancer, Mrs. Stockman and Mr. Padlo
and Mr. Boberg, Mr. Hale, Mr. Helmich, Mr. Neal, Mr. Snyder, Jr.,
Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman, Mrs. Hastings,
Mr. Koch, Mrs. Labuhn and Mr. Keller¹
who ask immediate consideration

**URGING THE STATE LEGISLATURE AND GOVERNOR CUOMO TO
APPROVE S.4964B/A.8201-A WHICH INCREASES THE
COUNTY DEPARTMENT OF MOTOR VEHICLES REVENUE SHARE**

Pursuant to Section 153 of the County Law.

WHEREAS, local DMV offices provide valuable customer service and process many no-fee transactions on behalf of New York State, and

WHEREAS, under current law, New York State's share of all fees collected from the work performed by the county-operated DMVs is 87.3%, and

WHEREAS, the remaining 12.7% county share has not been increased since 1999, yet the amount of work required by the local DMV offices has increased in that time period, and

WHEREAS, Governor Cuomo and the State Legislature have repeatedly stated that mandate relief and lowering the property tax burden on local residents are key priorities, and

WHEREAS, increasing the county share of DMV revenue sharing rate with New York State will not result in any increased cost or fees to local residents or taxpayers, and will provide counties with the needed revenue to continue to provide necessary local government services and reduce pressure on property taxes without increasing costs or fees to local residents, and

WHEREAS, Senate Bill S.4964B and Assembly Bill A.8201-A have been introduced in the State Legislature, and if enacted into law, would increase the percentage of revenue retained by the Cattaraugus County Department of Motor Vehicles (DMV) from 12.7% to 25%, and

WHEREAS, the increase from 12.7% to 25% would result in a clear economic benefit for Cattaraugus County, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature urges the Governor Cuomo and the Senate and the Assembly to approve S.4964B and A.8201-A and take a meaningful step toward fair revenue sharing, and be it further

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

MR. NEAL moved, seconded by Mr. Hale to waive Rule 12, pursuant to Rule 33.1. Carried.

¹The following Legislators requested their names be listed as additional sponsors: "Mr. Boberg, Mr. Hale, Mr. Helmich, Mr. Neal, Mr. Snyder, Jr., Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman, Mrs. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Keller".

Adopted May 11, 2016 by voice vote.

MR. KOCH moved, seconded by Mr. Helmich to adjourn until May 25, 2016 at 4:00 p.m. Carried.

Meeting adjourned at 4:32 p.m.

Ann M. Giglio
Journal Clerk