

June 22, 2016

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

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed one Legislator absent - Padlo.

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CHAIRMAN STOCKMAN noted that the minutes of the June 8, 2016 session stand approved as presented.

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CHAIRMAN STOCKMAN asked the Journal Clerk to read the following recommendation from the Cattaraugus County Democratic Committee:

A majority of the District #6 committee members recommend the approval of Vergilio L. Giardini, Jr., to fill the vacancy in District #6 on the Cattaraugus County Legislature.

MRS. LABUHN moved, seconded by Ms. Hastings to nominate Vergilio L. Giardini, Jr. to fill the vacancy in Legislative District #6.

MR. HALE moved, seconded by Ms. Hastings to close the nominations. Carried.

By voice vote, Mr. Giardini was appointed by the Cattaraugus County Legislature to fill the vacancy in Legislative District #6.

COUNTY COURT JUDGE RONALD PLOETZ administered the oath of office to Vergilio L. Giardini, Jr.

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COMMUNICATIONS:

New York State Department of State: Notice of filing of Local Law Number 3-2016 (Intro Number 2-2016) on June 7, 2016.

Joseph M. Giglio, Member of NYS Assembly: Acknowledging receipt of Act No. 255-2016 and Act No. 256-2016.

Cattaraugus County Democratic Committee: Letter recommending the appointment of Vergilio L. Giardini, Jr., to fill the vacancy in District #6.

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APPOINTMENTS:**ADVISORY COMMITTEE ON FLEET MANAGEMENT***Indefinite term*

Richard L. Klancer, Chairman, Public Works Committee
303 Court Street
Little Valley, New York 14755.

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PRIVILEGE OF THE FLOOR:

CHAIRMAN STOCKMAN granted Privilege of the Floor to Thomas Malecki of Drescher & Malecki who gave a presentation on the 2015 year-end County audit.

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CHAIRMAN STOCKMAN called up **Act No. 274-2016**, Authorizing the Chair to Execute Contract with YourCare Health Plan, Inc., for Department of Social Services Home Assessments, and asked that it be read.

Approved by 7 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

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CHAIRMAN STOCKMAN called up **Act No. 275-2016**, Authorizing the Chair to Execute Contract with Erie 1 BOCES Technology Services for ClearTrack County Medicaid Module, and asked that it be read.

Approved by 7 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

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CHAIRMAN STOCKMAN called up **Act No. 276-2016**, Authorizing the Chair to Execute Contracts with Various Handicapped Education Providers for Youth Bureau Children with Special Needs Program, and asked that it be read.

The following Legislator requested her name be listed as an additional sponsor: "Ms. Hastings".

Approved by 7 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

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ACT NO. 284-2016 by Mr. Koch

**BID ACCEPTANCE FOR PURCHASE OF REFUSE CONTAINERS
(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 the purchase of refuse containers, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bids received meeting specifications were the bids of United Services GP, Inc., 15 Havenshire Road, Rochester, New York 14625, to be paid by the County as invoiced and determined by the Department of Public Works, as follows:

48 Cubic Yard Closed Container without Ram	\$13,500.00 per container
50 Cubic Yard Container with Roof	\$12,950.00 per container,

and

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

RESOLVED, that the bids of United Services GP, Inc., be, and the same hereby are, accepted, for a term commencing upon signing of contract and terminating December 31, 2016, and be it further

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

No State Bid.

Thirteen sets of specifications were sent out.

One bid was received.

Approved by 5 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 285-2016 by Mr. Koch

**BID ACCEPTANCE FOR MAKE-UP AIR UNIT REPLACEMENT
(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 the replacement of the Make-Up Air Unit at the Cattaraugus County Public Works facility, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications was the bid of Mazza Mechanical Services, Inc., 430 North 7th Street, Olean, New York 14760, in the total amount not to exceed \$355,500.00 to be paid by the County as invoiced and determined by the Department of Public Works, as follows:

Base Bid	\$298,900.00
Alternate #1	<u>\$ 56,600.00</u>
Total Base Bid plus Alternate #1	\$355,500.00,

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 Mazza Mechanical Services, Inc., be, and the same hereby is, accepted, for a term commencing upon notice to proceed and terminating September 30, 2016, and be it further

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

No State Bid.

Five sets of specifications were sent out.

Three bids were received.

Approved by 5 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 286-2016 by Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
WENDEL WD, ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C.
FOR ENGINEERING SERVICES FOR MAKEUP AIR UNITS AND
FABRICATION SHOP AIR EXTRACTION PROJECTS**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 445-2015, as amended by Act 682-2015, authorized a contract with Wendel WD, Engineering, Surveying & Landscape Architecture, P.C., Centerpointe Corporate Park, 375 Essjay Road, Suite 200, Williamsville, New York 14221, for the provision of engineering services necessary to evaluate the existing rooftop makeup air units and the extraction exhaust and ventilation system at the Fabrication Shop, the term of which expires December 31, 2016, and

WHEREAS, Wendel WD Engineering assisted the County in bidding the makeup air units and fabrication shop air extraction projects, which additional services were outside of the current scope of work and additional expenses were incurred, and

WHEREAS, the County Department of Public Works requested services to re-package the bid documents with scope reduction modifications to both the base bid work and alternates identified in the bid packages to better align with the available funding, and

WHEREAS, Wendel WD, Engineering, Surveying & Landscape Architecture, P.C., provided the aforementioned additional services for an additional amount of \$4,945.00, exclusive of reimbursable

expenses, to be paid on a percent-of-completion basis, as invoiced and approved by the Department of Public Works, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with Wendel WD, Engineering, Surveying & Landscape Architecture, P.C., for the provision of the above-described services, which amends the contract which commenced September 23, 2015 and terminates December 31, 2016, according to the above-described terms.

Approved by 5 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 287-2016 by Mr. Koch

**AUTHORIZING THE CHAIR TO EXECUTE LICENSE AGREEMENT WITH
ADMINISTRATIVE OFFICE OF THE UNITED STATES BANKRUPTCY COURT FOR
FEDERAL USE OF COUNTY PROPERTY**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 218-2015 authorized a license agreement with the Administrative Office of the United States Bankruptcy Court for the use of the County's court facility located in the Olean Office Building one day each month, the term of which expires September 30, 2016, and

WHEREAS, the United States Bankruptcy Court is desirous of continuing the aforementioned license agreement under the same terms, and

WHEREAS, the County has agreed to allow the United States Bankruptcy Court to utilize the County's court facility located in the Olean Office Building once per month for an amount of \$600.00 per month, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a license agreement, on behalf of Cattaraugus County, with the Administrative Office of the United States Bankruptcy Court to use the above-described space for a term commencing October 1, 2016, and terminating September 30, 2017, according to the above-described terms.

Approved by 5 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 288-2016 by Mr. Boberg and Mr. Helmich

**CANCELING UNENFORCEABLE LIEN
(Town of Ashford)**

Pursuant to Section 558 of the Real Property Tax Law.

WHEREAS, a certain property located in Cattaraugus County is no longer on the tax roll,
and

WHEREAS, it is necessary and prudent for the Cattaraugus County Legislature to cancel
the unpaid taxes where the lien of such taxes is unenforceable, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby cancels the lien of taxes for
the property below, as being unenforceable:

<u>Town/Village</u>	<u>Owner</u>	<u>Tax Map No.</u>	<u>Amount</u>
Ashford	Town of Ashford	522.000-9905-999.986/188	\$685.86

Approved by 5 members of the Finance Committee and 5 members of the County Operations/
Public Safety Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 289-2016 by Mr. Snyder, Sr. and Ms. Hastings

**CANCELING UNENFORCEABLE LIEN
(Town of Allegany)**

Pursuant to Sections 454 and 558 of the Real Property Tax Law.

WHEREAS, a certain parcel of land located in the Town of Allegany was transferred to
the Seneca Nation of Indians or members thereof, and

WHEREAS, Section 454 of the Real Property Tax Law exempts property located on a
reservation and owned by the Seneca Nation of Indians, from taxation, special ad valorem levies and
special assessments, and

WHEREAS, it is necessary for the Cattaraugus County Legislature to cancel the unpaid
taxes where the lien of such taxes is unenforceable, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby cancels the lien of taxes for
the property listed below, as being unenforceable:

<u>Town/Village</u>	<u>Owner</u>	<u>Tax Map No.</u>	<u>Amount</u>
Allegany	Jack D. Redeye	92.002-2-.360	\$728.97

Approved by 5 members of the Finance Committee and 5 members of the County Operations/
Public Safety Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 290-2016 by Ms. Hastings

**DIRECTING COUNTY TREASURER TO ISSUE
CERTIFICATE OF PROSPECTIVE CANCELLATION
AND CANCELING UNENFORCEABLE LIEN**

Pursuant to Sections 454, 558 and 1138(6)(d) of the Real Property Tax Law.

WHEREAS, there are certain parcels of property on the assessment roll for which there is no practical method to enforce the collection of delinquent tax liens arising hereafter against these parcels, and

WHEREAS, the County Treasurer should issue a certificate of Prospective Cancellation on each parcel, and

WHEREAS, the parcel shall then become exempt from taxation notwithstanding any other provision of law, and shall remain exempt until the County Legislature determines that the parcel should be restored to the taxable portion of the assessment roll, and

WHEREAS, it is necessary for the Cattaraugus County Legislature to cancel the unpaid taxes where the lien of such taxes is unenforceable, now, therefore, be it

RESOLVED, that the County Treasurer is hereby directed to issue a Certificate of Prospective Cancellation and the Cattaraugus County Legislature hereby cancels the lien of taxes for the following property:

<u>TOWN/VILLAGE</u>	<u>OWNER</u>	<u>TAX MAP NO.</u>	<u>AMOUNT</u>
Carrollton	Carl A. Carlson	92.002-1-.59	\$5,940.02
	Ruby Carlson		

Approved by 5 members of the Finance Committee and 5 members of the County Operations/ Public Safety Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 291-2016 by Mr. VanRensselaer and Mr. Keller

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH MDB INSIGHT FOR DEVELOPMENT OF
COUNTYWIDE ARTS, CULTURE AND HERITAGE PLAN**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 384-2015 authorized the Chairman to apply for funding through the New York Empire State Council on the Arts for Arts, Culture and Heritage New Initiatives – Planning Round 5 funds, and

WHEREAS, the County Department of Economic Development, Planning and Tourism has been awarded funding in the amount of \$49,500.00 through the aforementioned grant, and

WHEREAS, the Department of Economic Development, Planning and Tourism is desirous of developing a Countywide Arts, Culture and Heritage Plan in order to attract visitors, to encourage increased public interaction, to create new jobs and impact the economy, to expand business

opportunities for citizens and newcomers, and to connect all sectors of the County in creating a collaborative spirit and a complete sense of place, and

WHEREAS, MDB Insight, 172 King Street East, 3rd Floor, Toronto, Ontario M5A 1J3, can develop a Countywide Arts, Culture and Heritage Plan for the County for an amount of \$49,075.00, to be paid as invoiced and approved by the Director of the Department of Economic Development, Planning and Tourism, 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 MDB Insight, for the provision of the above-described services, for a term commencing June 1, 2016 and terminating December 31, 2016, according to the above-described terms.

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

Adopted June 22, 2016 by voice vote.

ACT NO. 292-2016 by Mrs. Stockman

**LOCAL LAW NUMBER 5 - 2016
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW AMENDING LOCAL LAW NO. 22-2003 (INTRO NUMBER 21-2003)
REGARDING FEES FOR PROCESSING CERTAIN TAX TITLE PROPERTY**

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

Section 1. Legislative Intent. The purpose of this local law is to amend Local Law No. 22-2003 (Intro No. 21-2003) entitled "A Local Law Establishing Fees for Processing Certain Tax Title Property and Repealing Local Law Number 10-1991 (Intro Number 12-1991)" to establish fees for various departments for the processing of returning tax title property to former owners by legislative resolution and deed after foreclosure.

Section 2. Amendment. Local Law No. 22-2003 (Intro No. 21-2003) shall be amended as follows:

2.1 Delete Section 2. Processing Fees, and replace with the following: "Section 2. Processing Fees. Effective January 1, 2017, any property which is sold to the former owner without competitive bidding shall be subject to a processing fee of \$1,200.00 to be allocated as follows: County Attorney's Office - \$800.00; County Treasurer's Office - \$200.00; Real Property Tax Service Agency - \$100.00; and County Clerk - \$100.00."

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

Section 4. Effective Date. This local law shall take effect immediately.

Approved by 5 members of the Finance Committee and 7 members of the County Operations/Public Safety Committee.

No further action taken at this time.

ACT NO. 293-2016 by Mrs. Stockman

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 5 - 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 June 22, 2016, a proposed Local Law entitled, "A Local Law Amending Local Law No. 22-2003 (Intro Number 21-2003) Regarding Fees for Processing Certain Tax Title Property", 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 13th day of July, 2016, at 4:01 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.

Approved by 5 members of the Finance Committee and 5 members of the County Operations/Public Safety Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 294-2016 by Ms. Vickman and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH CITY OF OLEAN
FOR USE OF PAVILION AT FRANCHOT PARK FOR
WORLD BREAST FEEDING EVENT WEEK PICNIC**

Pursuant to Section 450 of the County Law.

WHEREAS, the Department of Health is desirous of hosting a picnic for WIC participants who support breastfeeding in our communities, and

WHEREAS, the City of Olean, 101 East State Street, Municipal Building, Olean, New York 14760, has agreed to allow the County Health Department to use a large pavilion at Franchot Park for the World Breast Feeding Event Week picnic for an amount of \$55.00, to be paid as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the City of Olean, for use of the above-

described pavilion at Franchot Park, for a term commencing August 5, 2016 and terminating August 7, 2016, according to the above-described terms.

Held in the Finance Committee and the Human Services Committee.

ACT NO. 295-2016 by Ms. Vickman, Ms. Hastings and Mrs. Labuhn
and Mr. Hale, Mr. Klancer, Mr. Neal and Mr. Padlo¹

CREATION OF CATTARAUGUS COUNTY HEROIN/OPIOID TASK FORCE

Pursuant to Section 153 of the County Law.

WHEREAS, the Cattaraugus County Health Department has noted a sustained and growing number of opioid addicted persons in our community identifying a public health crisis, and

WHEREAS, New York State Department of Health projects 2016 to have the greatest number of reported opioid related fatalities, and

WHEREAS, if not for the distribution of Naloxone to first responders and widespread training in its use to the general public, the number of opioid related fatalities would have been significantly higher, and

WHEREAS, the Cattaraugus County Department of Community Services has identified the need for additional inpatient beds, out-patient slots, community-based medication-assisted treatment with Methadone and Suboxone, and related services to treat those suffering from opioid addiction, and

WHEREAS, the opioid crisis affects every part of Cattaraugus County, and

WHEREAS, opioid addiction often starts in individuals who are prescribed opioid pain medications or who take opioid medication prescribed for other people and may progress to using illegally manufactured drugs, such as Heroin, and

WHEREAS, dangerous and powerful opioids, such as Fentanyl, are increasingly being found on our streets, in addition to Heroin, and

WHEREAS, no single strategy alone can address this complex, multifaceted issue, and

WHEREAS, coordination of the many individual anti-opioid initiatives currently being undertaken throughout Western New York is critically needed, and

WHEREAS, a task force should be created to examine all areas of the opioid crisis, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature does hereby declare a public health crisis in Cattaraugus County related to the opioid epidemic, and be it further

RESOLVED, that there is hereby created a task force of the Cattaraugus County Legislature to be known as the Cattaraugus County Heroin/Opioid Task Force to be headed by the Public Health Director and the Director of the Department of Community Services and include community experts from social service agencies, law enforcement, physicians, mental health and addictions providers, the health insurance industry, and members of victims' families, and be it further

RESOLVED, that the Heroin/Opioid Task Force will examine all areas of the opioid crisis including, but not limited to, opioid prescribing practices, access to inpatient, outpatient and community-based medication-assisted treatment programs, police-assisted recovery and the distribution of lifesaving medication like Naloxone, and be it further

RESOLVED, that the Heroin/Opioid Task Force will serve to coordinate efforts of its members and have the power to create various work groups and/or other subcommittees to assist it in the performance of its duties, and be it further

RESOLVED, that the Heroin/Opioid Task Force shall meet every other month and report its progress to the Cattaraugus County Legislature on a quarterly basis until such a time as the work of the task force is no longer needed, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby creates the Cattaraugus County Heroin/Opioid Task Force to be comprised of a maximum of 40 members, which may include up to three (3) legislators, to be appointed by the Chairman of the Cattaraugus County Legislature.

Approved by 5 members of the Finance Committee and 5 members of the Human Services Committee.

¹The following Legislators requested their names be listed as additional sponsors: “Mr. Hale, Mr. Klancer, Mr. Neal and Mr. Padlo”.

Adopted June 22, 2016 by voice vote.

CHAIRMAN MARSH appointed the following individuals to the **Cattaraugus County Heroin/Opioid Task Force** for indefinite terms:

William Aiello, Mayor
City of Olean
831 Prince Street
Olean, New York 14760

Michael Kalsman, M.D., Medical Director
Seneca Nation of Indians
2550 West Windfall Road
Olean, New York 14760

Christopher Baker, EMS Director
County of Cattaraugus
50 Brooklyn Street, P.O. Box 206
Portville, New York 14770

Henri Lamothe, ER Director
Upper Allegheny Health System
53 North 2nd Street
Olean, New York 14760

Robert Bell, Fire Chief
City of Olean
126 North 10th Street
Olean, New York 14760

Cathy Mackay, Director
Cattaraugus County Department of Aging
3766 Birch Run Road
Allegany, New York 14706

Jeff Ciminesi, Prevention Coordinator
Southern Tier Health Care Systems
5150 Felton Road
West Valley, New York 14171

Gail Mayeaux, Executive Director
University Primary Care
4641 Lower Birch Run Road
Allegany, New York 14706

Dawn Colburn, Consultant
Seneca Nation of Indians
28 Crescent Street
Steamburg, New York 14783

Dodi McIntyre, Assistant Pastor
Creekside Church
124 North 11th Street
Olean, New York 14760

John Congdon
Randolph Regional EMS
3 Messenger Street
Randolph, New York 14772

Andrew Dombek
NYS Parole Officer
2101 Baxter Mills Road
Hinsdale, New York 14743

Ashley Halloran, Pharmacist
Olean General Hospital
5203 Sugartown Road
Great Valley, New York 14741

Heidi Hartley, District Director
Assemblyman Joseph Giglio
474 Parkside Drive
Limestone, New York 14753

Cindy Irish
Parent Support Group Leader
12483 Versailles-Silver Creek Road
Gowanda, New York 14070

Donna Kahm, President
Southern Tier Health Care Systems
111 Virginia Street
Olean, New York 14760

Jeff Rowley, Police Chief
City of Olean
1509 Happy Hollow Road
Olean, New York 14760

Julie Schmidt, District Coordinator
Senator Catherine Young
7455 Mt. Monroe Road
Cuba, New York 14727

Megan Schmidt, Substance Abuse Coordinator
TLC Health Network
11681 East Leo Road
Cattaraugus, New York 14719

William F. Mills, M.D.
Olean General Hospital
1732 David Drive
Olean, New York 14760

Mary O'Leary, Director
Cattaraugus Co. Dept. of Community Services
7225 Route 62
South Dayton, New York 14138

Daniel Piccioli, Commissioner
Cattaraugus County Dept. of Social Services
10 Solterra Circle
Allegany, New York 14706

Michael Prutsman, Executive Director
CAReS, Inc.
3021 NYS Route 417
Allegany, New York 14706

Steve Raiport, Officer in Charge
Gowanda Police Department
9162 Route 62
Gowanda, New York 14070

Victor A. Vena, Pharmacist
105 Two Mile Road
Shinglehouse, Pennsylvania 16748

Kevin D. Watkins, Public Health Director
Cattaraugus County Department of Health
4 Satellite Circle
Olean, New York 14760

Troy Westfall, Chief of Police
City of Salamanca
One Barrett Drive
Salamanca, New York 14779

Timothy Whitcomb, Sheriff
Cattaraugus County
654 Grandview Avenue
Olean, New York 14760

Mike Sharbaugh, Deputy Probation Director
Cattaraugus County Department of Probation
46 Parkside Drive
Limestone, New York 14753

Ann Zimmerman, MD
University Primary Care
48 Maple Avenue, P.O. Box 398
Portville, New York 14770

Bradley Spink, Coroner
648 East State Street
Olean, New York 14760

Gerry Zimmerman, Director
Cattaraugus County Dept. of Probation
408 Laurens Street
Olean, New York 14760

Dan Strauch, CEO
Olean Medical Group
231 Hawthorne Lane
Allegany, New York 14706

Howard VanRensselaer, Jr., Coroner
14 Church Street
Randolph, New York 14772

Christa Heckathorn, Deputy
Cattaraugus County Sheriff's Office
7205 Cadiz Road
Franklinville, New York 14737

ACT NO. 296-2016 by Ms. Vickman and Mrs. Labuhn

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

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

WHEREAS, Act 546-2015 authorized a contract with Doyle Security Systems, Inc., 792 Calkins Road, Rochester, New York 14623, for the provision of various services to the County Departments of Health, Aging and Social Services, the term of which expires December 31, 2016, and

WHEREAS, the County Departments of Health, Aging and Social Services are desirous of amending the aforementioned contract to include additional monitoring units, and

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

<u>Category of Service</u>	<u>Rate</u>
<u>HEALTH DEPARTMENT</u>	
PERS Monitoring	\$18/month/unit
Electronic Medication Monitoring	\$49/month/unit
Telguard TG-P Cellular Communicator Monitoring	\$10/month/unit
Fall Prevention PERS Monitoring Unit	\$23/month/unit
GPS PERS monitoring Unit	\$35/month/unit
<u>SOCIAL SERVICES</u>	
PERS Monitoring	\$18/month/unit
Electronic Medication Monitoring	\$49/month/unit

Telguard TG-P Cellular Communicator Monitoring	\$10/month/unit
Fall Prevention PERS Monitoring Unit	\$23/month/unit
GPS PERS monitoring Unit	\$35/month/unit

DEPARTMENT OF AGING

PERS Monitoring (Expanded In-Home Services for the Elderly Program)	\$15/month/unit
Telguard TG-P Cellular Communicator Monitoring	\$10/month/unit
Fall Prevention PERS Monitoring Unit	\$20/month/unit
GPS PERS monitoring Unit	\$35/month/unit

and

WHEREAS, an amendment to the aforementioned contract is necessary, 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 Doyle Security Systems, Inc., for the provision of the above-described services for a term commencing January 1, 2016 and terminating December 31, 2016, according to the above-described terms.

Adopted by 5 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 297-2016 by Ms. Vickman and Mrs. Labuhn

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

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

WHEREAS, Act 319-2015 authorized contracts with various residential foster care institutions throughout New York State for the provision of residential-therapeutic foster care services in accordance with a New York State-approved fee schedule for the approved listing of residential institutions throughout New York State, the terms of which expire June 30, 2016, and

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

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

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various residential foster care institutions for the provision of the above-described services for a term commencing July 1, 2016 and terminating June 30, 2017, according to the above-described terms, and be it further

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

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

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

Approved by 5 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 298-2016 by Ms. Vickman and Mrs. Labuhn

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

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

WHEREAS, Act 320-2015 authorized contracts with various entities for psychological evaluation and assessment services, which consist of interviews with clients, consultation with other care providers and case managers, and preparation of reports, including recommendations for placement, treatment or custody/visitation, the terms of which expire June 30, 2016, and

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

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

and

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various entities, for the provision of the aforementioned court-ordered psychological assessments and evaluations, for a term commencing July 1, 2016 and terminating June 30, 2017, according to the above-described terms, and be it further

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

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

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

Held in the Finance Committee and the Human Services Committee.

ACT NO. 299-2016 by Ms. Vickman and Mrs. Labuhn

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

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

WHEREAS, Act 321-2015 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, through its "Families and Schools Together (FAST) Program", for the provision of a placement prevention program to reduce the number of Cattaraugus County youth that are court-ordered to placement due to a history of PINS and/or juvenile delinquency behavior, the term of which expires June 30, 2016, and

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

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

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Cattaraugus Community Action, Inc., for the provision of the above-described Youth Placement Prevention Programming, for a term commencing July 1, 2016 and terminating June 30, 2017, according to the above-described terms, and be it further

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

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

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

Approved by 5 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 300-2016 by Ms. Vickman and Mrs. Labuhn

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
LIBERTY HEALTH SUPPLY, INC. FOR DEPARTMENT OF NURSING HOMES
MEDICARE PARTS A & B MEDICAL SUPPLIES**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Department of Nursing Homes is desirous of purchasing medical supplies, including Prosthetic Supplies and Enteral Supplies for residents who are eligible to receive benefits under Part A and Part B of the Medicare program and/or non-Medicare-eligible residents, and

WHEREAS, the Department of Nursing Homes can purchase the above-described medical supplies from Liberty Health Supply, Inc., 1099 Jay Street, Suite E, Rochester, New York 14611, for an amount not to exceed \$3,000.00 per year, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned medical supplies, 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 Liberty Health Supply, Inc., for the provision of the medical supplies, for a term commencing July 1, 2016 and terminating June 30, 2017, with automatic renewals for successive one-year terms, until terminated by either party upon ninety (90) days written notice, according to the above-described terms.

Approved by 5 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 301-2016 by Ms. Vickman and Mrs. Labuhn

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

Pursuant to Section 153 of the County Law.

WHEREAS, the Department of Community Services has accounts receivable related to the Mental Health Clinic which have been deemed to be uncollectable, and

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

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the removal of the debts from the accounts receivable records of the Department of Community Services in an amount of \$7,857.00.

Approved by 5 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 302-2016 by Ms. Vickman and Mrs. Labuhn

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

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

WHEREAS, Act 674-2015 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, including after hours on-call crisis services and mobile transitional services, the term of which expires December 31, 2016, and

WHEREAS, the Cattaraugus County Community Services Board is desirous of amending the aforementioned contract to add one (1) full-time social worker for the provision of mental health services in the Olean City School District, and

WHEREAS, Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, will provide one (1) additional social worker for the provision of mental health services in the Olean City School District for an additional amount of \$22,068.00 commencing August 22, 2016, and

WHEREAS, the cost of these services is covered through a combination of state aid, billable insurance, and County funds, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, between the Cattaraugus County Community Services Board and Cattaraugus Community Action, Inc., to signify the County's approval, for the provision of the above-described services, the original term of which commenced January 1, 2016 and terminates December 31, 2016, according to the above-described terms, and be it further

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

Increase Estimated Revenue Accounts:

A.431.4335.2100.2705.13	Clinic-Gifts & Donations-School Districts MSW	\$ 3,333.00
A.431.4335.2100.1620.02	Clinic-MH Fees: Medicaid	\$ 5,214.00
A.431.4335.2100.1620.03	Clinic-MH Fees: Third Parties	\$ 3,600.00

A.431.4335.2100.1620.04	Clinic-MH Fees: Private Pay	\$ 484.00
A.431.4335.2100.1620.08	Clinic-MH Fees: Managed Care	\$ 9,437.00
Increase Appropriation Account:		
A.431.4335.2100.41229	Clinic-Social Worker Contracted	\$22,068.00.

Approved by 5 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 303-2016 by Ms. Vickman and Mrs. Labuhn

**APPROVING CONTRACTS BETWEEN
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND
OLEAN CITY SCHOOL DISTRICT FOR
MENTAL HEALTH SOCIAL WORKER SERVICES**

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

WHEREAS, the Olean City School District, 410 West Sullivan Street, Olean, New York 14760, is desirous of obtaining the services of a social worker for the provision of mental health services in the following locations:

- * East View Elementary
- * Washington West Elementary
- * Olean Middle/High School,

and

WHEREAS, the County Department of Community Services is desirous of providing one (1) full-time social worker in the Olean City School District for the provision of mental health services for an amount of \$13,333.00, to be paid by the Olean City School District to the County, as follows:

\$ 3,333.00	8/29/2016 – 12/31/2016
\$10,000.00	1/1/2017 – 12/31/2017,

and

WHEREAS, the Olean City School District shall contribute an amount of \$10,000.00 per year and provide an office, a family meeting room, a phone line and furniture for the County's staff social worker 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 contract, between the Cattaraugus County Community Services Board and the Olean City School District, to signify the County's approval, for the provision of the above-described services, for a term commencing August 29, 2016 and terminating December 31, 2017, according to the above-described terms.

Approved by 5 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 304-2016 by Mr. Snyder, Sr. and Mrs. Stockman

**DEFERRED COMPENSATION COMMITTEE RESOLUTION
TO ADOPT FUND CHANGES**

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

WHEREAS, the Cattaraugus County Deferred Compensation Committee is required from time-to-time to review fund options within the Cattaraugus County 457 Deferred Compensation Plan, and

WHEREAS, the Cattaraugus County Deferred Compensation Committee previously met and discussed, and now recommends certain fund option alternatives, including replacing the MFS High Income Fund with the Premier Babson Cap High Yield Fund, and the Davis NY Venture with the Hartford Cap App HLS, now, therefore, be it

RESOLVED, that effective immediately, Cattaraugus County hereby adopts the fund changes described above, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all documents necessary, on behalf of Cattaraugus County, with MassMutual Retirement Services, for the fund changes described above.

Approved by 5 members of the Finance Committee and 4 members of the Labor Relations Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 305-2016 by Mr. Snyder, Sr. and Mrs. Stockman

**DEFERRED COMPENSATION COMMITTEE RESOLUTION
TO ADOPT SCHEDULE "A"**

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

WHEREAS, the Cattaraugus County Deferred Compensation Committee is required from time-to-time to adopt certain optional Plan amendments and provisions, and

WHEREAS, the Cattaraugus County Deferred Compensation Committee recently met and discussed certain optional Plan revisions, including a Roth 457 Program, as included as Appendix A below, and

WHEREAS, the Cattaraugus County Deferred Compensation Committee recommends the adoption of Schedule A to accompany its Model Plan, now, therefore, be it

RESOLVED, that effective immediately, Cattaraugus County hereby adopts the Optional Plan revisions attached hereto as Schedule A.

Approved by 5 members of the Finance Committee and 4 members of the Labor Relations Committee.

Adopted June 22, 2016 by voice vote.

SCHEDULE A

Effective date of last completion or amendment of this Schedule A: 5/10/2011

Instructions

This Schedule A and all later amendments to this Schedule A are part of the Plan document and should remain attached to the Plan document.

Schedule A is used by the Committee (1) TO ACTIVATE or TERMINATE optional Plan provisions described below, (2) TO MODIFY the default provisions of the Plan described below or (3) TO INDICATE that the default provisions described below will continue to apply under the Plan.

Each section of this Schedule A must be completed by the Committee in connection with the adoption of this amendment and restatement of the Plan. All selections made shall remain effective until this Schedule A is later amended by the Committee.

All section references refer to the corresponding sections of the Plan and all defined terms have the meanings ascribed to them in the Plan.

Committee Elections – Optional Plan Provisions**3.1(c) ROTH PROGRAM**

Section 3.1(c) of the Plan permits Roth Contributions only if the Committee checks YES below. The Committee must also indicate below the effective date of this election. The Committee should check NO below to indicate that Roth Contributions will not be permitted under the Plan or, at a later time, to change prospectively (as of a specified effective date) a prior election under this section.

The Plan shall maintain a Roth Program under which Participants may make Roth Contributions to the Plan, which Roth Contributions will be made and separately accounted for in compliance with the relevant provisions of the Plan and the Code.

X YES

☐ NO

Effective date: June 22, 2016 (Date of Legislature resolution)

ACT NO. 306-2016 by Mr. Snyder, Sr. and Mrs. Stockman

**DEFERRED COMPENSATION COMMITTEE RESOLUTION
TO ADOPT A FIDUCIARY ASSURE SERVICE**

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

WHEREAS, the Cattaraugus County Deferred Compensation Committee is required from time-to-time to review fund options within the Cattaraugus County 457 Deferred Compensation Plan, and

WHEREAS, the Cattaraugus County Deferred Compensation Committee previously met and discussed, and now recommends using a third-party Fiduciary Assure Service in order to have period reviews of all of the funds, now, therefore, be it

RESOLVED, that effective immediately, Cattaraugus County hereby adopts the Fiduciary Assure Service through Envestnet Retirement Solutions, LLC, within the Cattaraugus County Deferred Compensation Plan, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all documents necessary, on behalf of Cattaraugus County, with Envestnet Retirement Solutions, LLC, as described above.

Approved by 5 members of the Finance Committee and 4 members of the Labor Relations Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 307-2016 by Mr. Klancer, Mr.Boberg and Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR
INDIGENT LEGAL SERVICES FUNDING AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(January 1, 2015 – December 31, 2017 Grant - Round 5)**

Pursuant to Article 30 of the Executive Law,
Article 18-B and Sections 363, 366 and 450 of the County Law.

WHEREAS, the New York State Office of Indigent Legal Services has announced that it is accepting proposals for a three-year distribution of funds from the Indigent Legal Services Fund (ILSF) for the period January 1, 2015 through December 31, 2017, and

WHEREAS, a three-year plan must be submitted to the Office of Indigent Legal Services which demonstrates that the funding provided will be utilized to improve the quality of legal representation under Article 18-B of the County Law, and

WHEREAS, Cattaraugus County has been notified that it shall receive an amount of \$161,466.00 per year for three (3) years, for a total three-year grant in the amount of \$484,398.00 for the period January 1, 2015 through December 31, 2017, and

WHEREAS, the application for the aforementioned funding shall reflect the following proposed uses as have been agreed upon by the Public Defender, the Administrator of Assigned Counsel and Legal Assistance of Western New York, with the approval of the County Administrator:

<u>Description</u>	<u>3 Year Total</u>
3/4 Time Family Court Paralegal Position at LawNY (Southern Tier Legal Services), Office Space and Office Equipment	\$ 82,329.00
1/2 Time Social Worker/Mitigation Specialist Position at Public Defender's Office, Office Equipment, Office Expenses, Training and Continuing Education	\$ 89,400.00
Pay Parity for Public Defender	\$285,656.00
Training/Evaluation Contract with Erie County Bar Association Aid to Indigent Prisoners Society, Inc. for Assigned Counsel Program	\$ 22,500.00
Equipment Purchases and Updates for Public Defender Offices and	\$ 4,513.00

WHEREAS, it is in the best interests of Cattaraugus County to submit the aforementioned three-year proposal and apply for the ILSF funding at no cost to the County, and

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

RESOLVED, that the Public Defender's Office, with the agreement of the Administrator of Assigned Counsel and Legal Assistance of Western New York, and subject to the advice and consent of the Cattaraugus County Administrator, be, and hereby is, authorized and directed to submit to the NYS Office of Indigent Legal Services a three-year proposal for its proposed use of the aforementioned funds within the parameters set forth herein, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents and a contract, on behalf of Cattaraugus County, with the New York State Office of Indigent Legal Services, in order to apply, accept and receive the aforementioned Round 5 grant funds, and commit Cattaraugus County to their use as prescribed by such office, for a term commencing January 1, 2015 through December 31, 2017, according to the above-described terms, and be it further

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

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

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

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

Increase Estimated Revenue Account:

A.117.1170.1181.3025	State Aid, ILS Fund	\$161,466.00
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Increase Appropriation Accounts:

A.117.1170.1181.11000	Full-Time Wages	\$ 75,094.00
A.117.1170.1181.12000	Part-Time Wages	\$ 21,346.00
A.117.1170.1181.20006	Computer Equipment/Software	\$ 2,900.00

A.117.1170.1181.40401.1	Assigned Counsel Legal Aid of WNY, Inc.	\$ 27,477.00
A.117.1170.1181.40401.3	Erie Co. Bar Association Assigned Counsel Plan	\$ 7,500.00
A.117.1170.1181.41404	Internet Contracts	\$ 481.00
A.117.1170.1181.46106	Training	\$ 2,500.00
A.117.1170.1181.46108	Cellular Phone Charges	\$ 719.00
A.117.1170.1181.47002	Office Supplies	\$ 1,586.00
A.117.1170.1181.81000	FICA	\$ 7,378.00
A.117.1170.1181.82000	Retirement	\$ 14,485.00.

Approved by 5 members of the Finance Committee, 4 members of the Labor Relations Committee and 6 members of the County Operations/Public Safety Committee.

MR. KOCH moved, seconded by Mrs. Labuhn, to refer Act No. 307-2016 back to the Finance Committee, the Labor Relations Committee and the County Operations/Public Safety Committee. Carried.

ACT NO. 308-2016 by Mrs. Stockman

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ALLEGANY COUNTY AND CATTARAUGUS–ALLEGANY WORKFORCE
INVESTMENT BOARD, INC. FOR WORKFORCE INNOVATION AND OPPORTUNITY SERVICES**

Pursuant to Section 117(d)(3) of the Workforce
Investment Act of 1998 and 29 USCS 2832 (d)(3).

WHEREAS, Act 268-2014 authorized a contract with Allegany County and the Cattaraugus-Allegany Workforce Investment Board, Inc., the term of which expires June 30, 2016, and

WHEREAS, the purpose of the aforementioned contract was to define and delineate the functions, powers, duties, relationships and operating procedures of the grant recipient, the Workforce Investment Board and the chief elected officials of Allegany and Cattaraugus Counties, in order to facilitate the provision of policy guidance for, and the exercise of oversight of, the Workforce Investment Act, and

WHEREAS, the parties are desirous of continuing the aforementioned services, and

WHEREAS, an agreement is necessary with Allegany County and the Cattaraugus–Allegany Workforce Investment Board, Inc., to authorize the funding streams which are currently being received by the County, or which are anticipated to be received by the County in conjunction with the Workforce Investment System, to flow to the Workforce Investment Board, Inc., 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 Allegany County and the Cattaraugus–Allegany Workforce Investment Board, Inc., for the provision of the above-described services and funding, for a term commencing upon concurrent acceptance by the counties and subsequent signature by the Chief Elected Officials of Allegany and Cattaraugus Counties, to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Approved by 5 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 309-2016 by Mrs. Stockman

**LOCAL LAW NUMBER 6 - 2016
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW AMENDING LOCAL LAW NUMBER 5-1985
(INTRO NUMBER 10-1985), AS AMENDED, REGARDING THE POSITION
OF COUNTY ADMINISTRATOR**

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to clarify the powers and duties of the County Administrator.

SECTION 2. Amendment of Local Law Number 5-1985 (Intro Number 10-1985), as amended.

Section 4. Powers and Duties. Local Law Number 5-1985 (Intro Number 10-1985), as amended by Local Law Number 4-2008 (Intro Number 5-2008), is hereby further amended as follows: In Section 4, delete subsection 23 and renumber old subsection "24" to "23".

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

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

Approved by 4 members of the Finance Committee and 4 members of the Labor Relations Committee.

No further action taken at this time.

ACT NO. 310-2016 by Mrs. Stockman

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 6 - 2016

Pursuant to Section 20 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on June 22, 2016, a proposed Local Law entitled "A Local Law Amending Local Law Number 5-1985 (Intro Number 10-1985), as amended, Regarding the Position of County Administrator", 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 13th day of July, 2016, at 4:02 p.m. at the Legislature's Chambers, County Office 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 4 members of the Finance Committee and 4 members of the Labor Relations Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 311-2016 by Mrs. Stockman

**REPEALING ACT 184-2009 REGARDING POSITION VALUE SYSTEM FOR DEPARTMENT HEAD
AND LEGISLATIVE APPOINTMENT EVALUATIONS FOR SALARY INCREASES**

Pursuant to Section 205 of the County Law.

WHEREAS, Act 184-2009 established a position value system for associating department head and legislative appointment salary increases to a performance evaluation based system as directed by Local Law Number 4-2008 (Intro Number 5-2008), as amended, and

WHEREAS, Local Law Number 6-2016 repeals the requirement for evaluations to be conducted on an annual basis, and

WHEREAS, Act 184-2009 should be repealed, now, therefore, be it

RESOLVED, that Act 184-2009 be, and hereby is, repealed effective immediately.

Approved by 4 members of the Finance Committee and 4 members of the Labor Relations Committee.

Adopted June 22, 2016 by voice vote.

ACT NO. 312-2016 by County Operations/Public Safety Committee:

Mr. Neal, Mr. Padlo, Mr. Boberg, Mr. Klancer,
Mr. Snyder, Jr., Mr. VanRensselaer and Mr. Koch
who ask immediate consideration

**CREATING ONE (1) POSITION OF EMERGENCY MEDICAL SERVICES COORDINATOR,
ESTABLISHING COMPENSATION FOR THE SAME AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Emergency Services Department)**

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

WHEREAS, it is required that the Emergency Services Department have a qualified Emergency Medical Services Coordinator, and

WHEREAS, this position is currently contracted with an outside entity and the contract is expiring on June 30, 2016, and

WHEREAS, the Director of Emergency Services is desirous of filling this position through Homeland Security grants, and

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

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

RESOLVED, that effective July 1, 2016, there is hereby created one (1) position of Emergency Medical Services Coordinator in the Emergency Services Department to be filled on a full-time basis, General Bargaining Unit Salary Schedule, Pay Grade 23 (\$23.27 per hour), Position No. 364-141-001, 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.364.4030.0000.41010	Contracted EMS Coordinator	\$ 4,979.00
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Increase Estimated Revenue Account:

A.364.3645.3646.4389.01	Homeland Security Grant	\$23,893.00
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Increase Appropriation Accounts:

A.364.4030.0000.11000	Full-Time Wages	\$ 4,020.00
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A.364.4030.0000.81000	FICA	\$ 308.00
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A.364.4030.0000.82000	Retirement	\$ 644.00
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A.364.4030.0000.84000	Dental Insurance	\$ 7.00
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A.364.3645.3646.11000	Full Time Wages	\$19,296.00
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A.364.3645.3646.81000	FICA	\$ 1,477.00
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A.364.3645.3646.82000	Retirement	\$ 3,088.00
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A.364.3645.3646.84000	Dental Insurance	\$ 32.00.
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MS. HASTINGS moved, seconded by Ms. Vickman to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted June 22, 2016 by voice vote.

ACT NO. 313-2016 by County Operations/Public Safety Committee:

Mr. Neal, Mr. Padlo, Mr. Boberg, Mr. Klancer,
Mr. Snyder, Jr., Mr. VanRensselaer and Mr. Koch
who ask immediate consideration

**ABOLISHING ONE (1) POSITION OF ACCOUNTANT,
CREATING ONE (1) POSITION OF SENIOR ACCOUNTANT,
ESTABLISHING COMPENSATION FOR THE SAME AND
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Youth Bureau)**

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

WHEREAS, due to an upcoming vacancy in the current Accountant position in the Youth Bureau and an increased need for oversight of services provided by the Youth Bureau, the Director of the Youth Bureau is desirous of abolishing the position of Accountant and filling the vacancy with the position of Senior Accountant, and

WHEREAS, a New Position Duties Statement has been submitted to the Cattaraugus County Personnel Officer, who has approved and certified the title of Senior Accountant 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 June 30, 2016, there is hereby abolished one (1) full-time position of Accountant in the Youth Bureau, Position No. 731-003-001, and be it further

RESOLVED, that effective July 1, 2016, there is hereby created one (1) position of Senior Accountant in the Youth Bureau to be filled on a full-time basis, Supervisory Unit Salary Schedule, Pay Grade 26 (\$26.95 per hour), Position No. 731-314-001, and be it further

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

Decrease Appropriation Accounts:

A.296.2960.0000.83000	Health Insurance	\$ 458.00
A.731.7310.0000.83000	Health Insurance	\$3,202.00
A.731.7331.0000.83000	Health Insurance	\$ 687.00
A.731.7360.0000.83000	Health Insurance	\$ 230.00

Increase Appropriation Accounts:

A.296.2960.0000.11000	Full Time Wages	\$ 399.00
A.296.2960.0000.81000	FICA	\$ 31.00
A.296.2960.0000.82000	Retirement	\$ 28.00
A.731.7310.0000.11000	Full Time Wages	\$2,793.00
A.731.7310.0000.81000	FICA	\$ 214.00
A.731.7310.0000.82000	Retirement	\$ 195.00
A.731.7331.0000.11000	Full Time Wages	\$ 599.00
A.731.7331.0000.81000	FICA	\$ 46.00
A.731.7331.0000.82000	Retirement	\$ 42.00
A.731.7360.0000.11000	Full Time Wages	\$ 200.00
A.731.7360.0000.81000	FICA	\$ 16.00
A.731.7360.0000.82000	Retirement	\$ 14.00.

MS. HASTINGS moved, seconded by Ms. Vickman to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted June 22, 2016 by voice vote.

ACT NO. 314-2016 by Mrs. Stockman
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE SERVICE AGREEMENT
WITH CORPORATE CARE MANAGEMENT, INC.
FOR HEALTH COST MANAGEMENT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Independent Health, Inc., as the County's Third Party Administrator of health care coverage, wishes to engage Corporate Care Management, Inc. to perform certain health cost management services, and

WHEREAS, the County is desirous of contracting with Corporate Care Management, Inc., for the provision of the aforementioned health cost management services, and

WHEREAS, Corporate Care Management, Inc., 1 Kattelville Road, Binghamton, New York 13901-1294, is an independent utilization review, case management, care coordination and comprehensive wellness organization which can provide such management services in accordance with the following:

<u>Service</u>	<u>Fee</u>
Pre-Admission Review Requests	\$1.87 PEPM
Pre-Service Review Requests	\$150.00/hour
Case Management	
Care Coordination	
Medical Necessity and Experimental Appeals	
Retrospective Claim Reviews and Other Special Request Services (Referred by IH, Plan, or LBS during runout period)	
Physician Reviews	Handled as a Disbursement
Comprehensive Wellness-Prevention & Health Education	\$2.00 PEPM
Comprehensive Wellness-Disease Management	\$150.00/hour
Participation in Health Plan Meetings	No Charge,

and

WHEREAS, the fees set forth above shall automatically increase by 4% for each renewal period, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a Service Agreement, on behalf of Cattaraugus County, with Corporate Care Management, Inc., for the provision of the above-described services, for a term commencing June 1, 2016 and terminating December 31, 2018, with an automatic renewal each year for successive one year periods unless terminated by either party hereto, according to the above-described terms.

MS. HASTINGS moved, seconded by Ms. Vickman to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted June 22, 2016 by voice vote.

ACT NO. 315-2016 by Ms. Vickman and Mrs. Labuhn
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH HEALTHCARE SERVICES GROUP, INC. FOR
MEALTRACKER SOFTWARE FOR DEPARTMENT OF NURSING HOMES
AND RESCINDING ACT 223-2016**

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, Healthcare Services Group, Inc., 3220 Tillman Drive, Glenview Corporate Center, Suite 300, Bensalem, Pennsylvania 19020, can provide the Mealtracker software for an amount of \$200.00 per month, to be paid as invoiced, 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 Healthcare Services Group, Inc., for the provision of the above-described Mealtracker software, for a term commencing July 1, 2016 and continuing on a month-to-month basis until terminated by either party hereto, according to the above-described terms, and be it further

RESOLVED, that Act 223-2016 be, and hereby is, rescinded.

MS. HASTINGS moved, seconded by Ms. Vickman to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted June 22, 2016 by voice vote.

ACT NO. 316-2016 by Mr. Boberg, Mr. Hale, Mr. Helmich, Mr. Klancer,
Mr. Neal, Mr. Snyder, Jr., Mrs. Stockman, Mr. VanRensselaer,
Ms. Vickman, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo
who ask immediate consideration

**SUPPORTING THE 2016 CONSOLIDATED FUNDING APPLICATION OF
GOWANDA'S HISTORIC HOLLYWOOD THEATER, LTD.**

Pursuant to Section 153 of the County Law.

WHEREAS, Gowanda's Historic Hollywood Theater, Ltd., is applying for a grant to the New York State Office of Parks, Recreation and Historic Preservation in accordance with provisions of

Title 9 of the Environmental Protection Act of 1993 to continue the historic restoration at 39 West Main Street located in the Gowanda Village Historic District, and

WHEREAS, Title 9 of the Environmental Protection Act of 1993 requires Gowanda's Historic Hollywood Theater to obtain the approval/endorsement of the governing body of the municipality in which the project is located and has done so, and

WHEREAS, the Cattaraugus County Legislature is aware of local and county studies conducted over past years and agrees that restoration of the Hollywood Theater is a key element to the preservation and enhancement of the Gowanda Village Historic District and that it is expected such restoration will create jobs and enhance cultural tourism, and

WHEREAS, the Cattaraugus County Legislature is also aware that the Hollywood Theater is the only theater in Cattaraugus County listed on the Historic Registries, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature does hereby approve and support the Consolidated Funding Application of Gowanda's Historic Hollywood Theater, Ltd., for the continued restoration of the 1926 Historic Hollywood Theater.

MS. HASTINGS moved, seconded by Ms. Vickman to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted June 22, 2016 by voice vote.

ACT NO. 317-2016 by Mrs. Stockman
who asks immediate consideration

**URGING GOVERNOR CUOMO TO SIGN INTO LAW
PUBLIC DEFENSE MANDATE RELIEF ACT
(S.8114/A.10706)**

Pursuant to Section 153 of the County Law.

WHEREAS, it is a fundamental right of all persons in the United States to be represented by counsel in all criminal prosecutions; and in the case of Gideon vs. Wainwright, 372 U.S. 335, the United States Supreme Court ruled that persons who were unable to afford counsel had a constitutional right to be defended by an appointed attorney paid by the State, and

WHEREAS, New York State Senate and Assembly have passed historic legislation entitled Public Defense Mandate Relief Act (S.8114/A.10706) which will require New York State to reimburse counties for expenditures made fulfilling the state's obligation to provide representation for those financially unable to afford counsel commencing incrementally in 2017 and reaching 100% in 2023 and thereafter, and

WHEREAS, the Public Defense Mandate Relief Act (S.8114/A.10706) will give the Indigent Legal Service Office the authority "to adopt, promulgate, amend or rescind rules and regulations to carry out the provisions of [Executive Law 832], including to (i) ensure the presence of counsel at the first appearance of any eligible defendant charged with a crime, (ii) establish caseload/workload regulations for attorneys providing mandated representation, and (iii) improve the quality of mandated representation", and

WHEREAS, the Public Defense Mandate Relief Act (S.8114/A.10706) also requires that the various counties and New York City receive an amount equal to the amount paid from the Indigent Legal Services Fund to the counties and NYC in March 2010, and

WHEREAS, New York State has entered into an agreement to settle the Hurrell-Harring vs. State of New York class action lawsuit and has begun to expend substantial amounts of State funds to create a more equitable and Constitutional system of representation in only the five settlement counties and creating an unequal system of justice in the remaining counties of the State, and

WHEREAS, by entering into such agreement and funding additional services in only the five settlement counties, the State acknowledges that it is constitutionally required to fund public defense services and to fund initiatives to improve the quality of public defense, ensure representation at arraignment, implement caseload standards for providers of indigent legal services, and implement statewide standards for determining eligibility for mandated representation, and

WHEREAS, requiring counties to finance the State's obligation to provide public defense services imposes a significant uncontrollable financial burden on counties dependent on real property taxes to fund needed services and subject to a State-imposed tax cap that would be remedied under the Public Defense Mandate Relief Act (S.8114/A.10706) as passed by the New York State Senate and Assembly, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby strongly urges Governor Cuomo to sign the Public Defense Mandate Relief Act (S.8114/A.10706) when it is delivered to him, fulfilling the State's obligation under Gideon vs. Wainwright, 372 U.S. 335, relieving the taxpayers of Cattaraugus County and the other counties of the State and New York City to fund this State mandate, and be it further

RESOLVED, that a copy of this resolution be sent to Governor Cuomo, Senate Majority Leader Flanagan, Senator Young, Assembly Speaker Heastie, Assemblyman Giglio, the New York State Office of Indigent Legal Services (ILS), the New York State Defenders Association (NYSDA), the New York Civil Liberties Union (NYCLU), the Chief Defenders Association of New York (CDANY), the New York State Association of Counties (NYSAC), and the Inter-County Association of Western New York.

MS. HASTINGS moved, seconded by Ms. Vickman to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted June 22, 2016 by voice vote.

ACT NO. 318-2016 by Mr. Boberg, Mr. Breton, Mr. Hale, Mr. Helmich, Mr. Klancer, Mr. Neal, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. VanRensselaer, Ms. Vickman, Ms. Hastings, Mr. Koch, Mrs. Labuhn, Mr. Padlo and Mr. Keller who ask immediate consideration

**CONGRATULATING CLASS OF 2016 HIGH SCHOOL
VALEDICTORIANS AND SALUTATORIANS**

Pursuant to Section 153 of the County Law.

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

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

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

RESOLVED, that the Cattaraugus County Legislature hereby congratulates the following students as Class of 2016 high school valedictorians and salutatorians:

<u>School</u>	<u>Valedictorian</u>	<u>Salutatorian</u>
Allegany-Limestone Central School	Jeffrey Seamon	Rajiv Thandla
Archbishop Walsh High School	Adam Moore	Kira Clayton
Cattaraugus-Little Valley Central School	Layne Dowdall	Lucas Blair
Central Baptist Christian School	Nathan Breindel	David Nuernberger
Cuba-Rushford Central School	Adalia Bilotta	Cierra Grimaldi
Ellicottville Central School	Kaleigh Hunt	Brenna Cole
Forestville Central School	Olivia Markham	Kessiah Johnson
Franklinville Central School	Paige Burrell	Jared Good
Frewsburg Central School	Anthony Mole	Megan Greene
Gowanda Central School	Trevor Greco	Madeline Ackley
Hinsdale Central School	Bayly Gobien	Daniel Macomber
New Life Christian School	Morris K. Taylor	
Olean City School	Jacob T. Weber	Nicholas P. Sanders
Pine Valley Central School	Christian Fadale	Owen Richter
Pioneer Central School	Allison Herrick	Kara Heitzman
Portville Central School	Lydia Lukomski	Darienne Slocum
Randolph Central School	Nolan Ditcher	Kelsey Barrus
Salamanca City Central School	Andie Hill	Samantha Ray
Springville-Griffith Institute	Matthew Krebs	Emily Zebrowski
Central School		
West Valley Central School	Alexandra Gentner	Emily Clark,

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to the Class of 2016 valedictorians and salutatorians.

MS. HASTINGS moved, seconded by Ms. Vickman to waive Rule 12, pursuant to Rule 33.1. Carried.

Adopted June 22, 2016 by voice vote.

MR. HALE moved, seconded by Mr. VanRensselaer to adjourn until July 13, 2016 at 4:00 p.m. Carried.

Meeting adjourned at 4:59 p.m.

Ann M. Giglio
Journal Clerk