

January 25, 2017

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 – Snyder, Sr.

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CHAIRMAN STOCKMAN noted that the minutes of the January 4, 2017 session stand approved as presented.

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COMMUNICATIONS:

New York State Department of State: Acknowledging receipt of Local Law No. 7-2016 (Intro No. 8-2016) and the filing of the same on September 28, 2016; receipt of Local Law No. 8-2016 (Intro No. 10-2016) and Local Law No. 9-2016 (Intro No. 11-2016) and the filing of the same on December 21, 2016.

Chemung County Legislature: Resolution No. 17-045 entitled “Resolution Calling on Governor Andrew Cuomo and the State Legislature to Plan for Next Generation 911 in New York State and Create a New York State 911 Department that Supports County Public Safety Answering Points and Enhances Local Emergency Dispatch Services” and Resolution No. 17-046 entitled “Resolution Calling on Governor Andrew Cuomo and the State Legislature to More Equitably and Efficiently Impose the 9-1-1 Surcharge on All Wireless Communication Devices and Use Revenues to Finance Life Saving County 9-1-1 Services”.

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APPOINTMENTS:

CATTARAUGUS COUNTY AGING ADVISORY COUNCIL

One-year term to expire December 31, 2017

Barbara J. Hastings
4154 West Branch Road
Allegany, New York 14706

CRIMINAL JUSTICE COORDINATING ADVISORY COMMITTEE

Terms to expire December 31, 2019

Alison Crosson
Youth Bureau
303 Court Street
Little Valley, New York 14755,
to fill the vacancy created by the resignation of Laurie Peterson

Eric M. Firkel
 County Attorney
 303 Court Street
 Little Valley, New York 14755
to fill the vacancy created by the resignation of M. Mark Howden

FEDERATED SPORTSMEN ASSOCIATION

One-year terms to expire December 31, 2017

Vergilio L. Giardini, Jr.
 4050 Mediterranean Drive
 Allegany, New York 14706

Howard V. VanRensselaer
 161 Cemetery Hill Road (ER)
 Randolph, New York 14772

FISH & WILDLIFE MANAGEMENT BOARD

Two-year term to expire December 31, 2018

William Lindbergh
 "Landowner" Representative
 2100 Lyndon Road
 Franklinville, New York 14737

ADVISORY COMMITTEE ON FLEET MANAGEMENT

Indefinite term

Vergilio L. Giardini, Jr.
 4050 Mediterranean Drive
 Allegany, New York 14706,
to fill the position previously held by Richard Klancer

FRIENDS OF THE NURSING HOMES BOARD OF DIRECTORS

Term to expire December 31, 2019

Barbara J. Hastings
 4154 West Branch Road
 Allegany, New York 14706

NURSING HOMES QUALITY ASSURANCE COMMITTEE

Terms to expire December 31, 2019

Susan Labuhn
 430 Broad Street
 Salamanca, New York 14779

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

TOWN SUPERVISORS ASSOCIATION

One-year terms to expire December 31, 2017

David M. Koch
 124 Academy Street
 Salamanca, New York 14779

Howard V. VanRensselaer
 161 Cemetery Hill Road (ER)
 Randolph, New York 14772

CATTARAUGUS COUNTY TRAFFIC SAFETY BOARD

Three-year terms to expire December 31, 2019

Rob Gerstenzang, Sergeant
New York State Police
9761 Route 16
Machias, New York 14101

Kate O'Striker
Development Specialist
303 Court Street
Little Valley, New York 14755

Greg Sten
Safety Engineer
303 Court Street
Little Valley, New York 14755

Troy Westfall, Chief
Salamanca Police Department
225 Wildwood Avenue
Salamanca, New York 14779

Lena Ruper
9925 Route 242
Little Valley, New York 14755

VILLAGE OFFICIALS ASSOCIATION

One-year terms to expire December 31, 2017

Robert J. Breton
31 Maple Avenue
Franklinville, New York 14737

Paula J. Stockman
13 Third Street, P.O. Box 195
South Dayton, New York 14138

YOUTH BUREAU BOARD OF DIRECTORS

One-year term to expire December 31, 2017

Robert J. Breton
31 Maple Avenue
Franklinville, New York 14737

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ACT NO. 48-2017 by Mrs. Stockman

APPOINTMENTS OF CORONER'S PHYSICIANS

Pursuant to Section 400 (4-b) of the County Law and Act 138-81.

RESOLVED, that the following individuals are appointed Coroner's Physicians for Cattaraugus County for two years with their terms to expire on December 31, 2018, at the salary which has heretofore, or may hereafter be established:

Timothy Brown
2978 Route 394
Randolph, New York 14772

Dean Mast
10208 Pigeon Valley Road
Cattaraugus, New York 14719

Scott F. LaPoint
Erie County Medical Examiner's Office
501 Kensington Avenue
Buffalo, New York 14214

Nicole A. Yarid
Erie County Medical Examiner's Office
501 Kensington Avenue
Buffalo, New York 14214

Fazlollah Loghmanee
111 Lehn Springs Drive
Williamsville, New York 14221.

Adopted January 25, 2017 by voice vote.

ACT NO. 49-2017 by Mrs. Stockman

**APPOINTMENTS TO CORNELL COOPERATIVE EXTENSION
ASSOCIATION OF CATTARAUGUS COUNTY**

Pursuant to Article V, Section 3B, of the Constitution of the Cornell Cooperative
Extension Association of Cattaraugus County, State of New York.

RESOLVED, that the following individuals are hereby appointed to the Cornell
Cooperative Extension Board for a one-year term to expire December 31, 2017:

Susan Labuhn
430 Broad Street
Salamanca, New York 14779

Joseph T. Pillittere
Commissioner of Public Works
8810 Route 242
Little Valley, New York 14755.

Adopted January 25, 2017 by voice vote.

ACT NO. 50-2017 by Mrs. Stockman

APPOINTMENTS TO CATTARAUGUS COUNTY ETHICS BOARD

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

RESOLVED, that the following individuals are hereby appointed to the Cattaraugus
County Ethics Board for a three-year term to expire December 31, 2019:

Thomas Livak
7483 Hungry Hollow Road
Salamanca, New York 14779

Brenda Merrill
 11833 Eaton Road
 Versailles, New York 14168.

Adopted January 25, 2017 by voice vote.

ACT NO. 51-2017 by Mr. Klancer and Mrs. Stockman

**SALE OF TAX TITLE PROPERTY TO FORMER OWNER
 (Village of Gowanda)**

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 property situated in the Village of Gowanda, and

WHEREAS, the former owner of the property has offered to purchase the same at a cost which will cover the County’s financial involvement in this premises, and

WHEREAS, the cost involved for this premises has 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 a County Treasurer’s Deed conveying this property to the following individual:

VILLAGE OF GOWANDA

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
375 (2015)	16.036-2-8	Martha J. York	83 Beech Street Gowanda, NY 14070.	\$8,056.01

Adopted January 25, 2017 by voice vote.

ACT NO. 52-2017 by Mr. Boberg, Mr. Breton, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Neal, Mr. Snyder, Jr., Mr. Snyder, Sr., Mrs. Stockman, Mr. VanRensselaer, Ms. Vickman, Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo

**ABOLISHING ONE (1) POSITION OF KEYBOARD SPECIALIST II,
 CREATING ONE (1) POSITION OF PARALEGAL ASSISTANT,
 ESTABLISHING COMPENSATION FOR THE SAME AND ADJUSTING
 VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
 (County Attorney’s Office)**

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

WHEREAS, due to an increased complexity and number of cases handled in the Olean office of the County Attorney's Office which provides legal services to the Department of Social Services, the County Attorney is desirous of restructuring the support staff, and

WHEREAS, this restructuring requires the abolition of a Keyboard Specialist II position which will be vacant on February 28, 2017 due to the retirement of the current employee and the creation of a Paralegal Assistant position which will provide for an increase in efficiency and needed support for the attorneys in the Olean office, and

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

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

RESOLVED, that effective February 28, 2017, there is hereby abolished one (1) full-time position of Keyboard Specialist II in the County Attorney's Office, Position No. 142-186-001, and be it further

RESOLVED, that effective February 28, 2017, there is hereby created one (1) position of Paralegal Assistant in the County Attorney's Office to be filled on a full-time basis, Management/Confidential Officers and Employees Salary Schedule, Pay Grade 25 (\$25.52 - \$28.60 per hour), Position No. 142-274-001, and be it further

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

Increase Estimated Revenue Accounts:

A.142.1420.0000.1363	DSS Reimbursement for Legal Services	\$21,736.00
A.601.6010.0000.3610	State Aid, Social Services Administration	\$ 5,000.00
A.601.6010.0000.4610	Federal Aid, Social Services Administration	\$10,000.00

Increase Appropriation Accounts:

A.142.1420.0000.11000	Full Time Wages	\$16,085.00
A.142.1420.0000.81000	FICA	\$ 1,231.00
A.142.1420.0000.82000	Retirement	\$ 4,420.00
A.601.6010.0002.48323	Contracted County Attorney Legal Services	\$21,736.00

Decrease Appropriation Account:

A.142.1420.0000.82000	Retirement	\$ 6,736.00.
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Adopted January 25, 2017 by voice vote.

ACT NO. 53-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WENDEL WD ARCHITECTURE, ENGINEERING, SURVEYING &
LANDSCAPE ARCHITECTURE, P.C. FOR
ENGINEERING SERVICES FOR LITTLE VALLEY COUNTY CENTER AND
JAIL ROOF REPLACEMENT PROJECTS AND WELL REPAIRS**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, the County Department of Public Works is in need of engineering services for the replacement of the Little Valley County Center and Jail roof, as well as repairs to the well, and

WHEREAS, Wendel WD, Architecture, Engineering, Surveying & Landscape Architecture, P.C., Centerpointe Corporate Park, 375 Essjay Road, Suite 200, Williamsville, New York 14221, can provide engineering services for the Little Valley County Center and Jail Roof Replacement Projects and well repairs, for an amount of \$52,000.00 plus reimbursable expenses not to exceed \$800.00, to be paid on a percent-of-completion basis, as invoiced and approved by the Department of Public Works, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned 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 Wendel WD, Architecture, Engineering, Surveying & Landscape Architecture, P.C., for the provision of the above-described engineering services, for a term commencing February 1, 2017 and terminating December 31, 2017, according to the above-described terms.

Adopted January 25, 2017 by voice vote.

ACT NO. 54-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
POPLI DESIGN GROUP FOR ENGINEERING DESIGN SERVICES FOR
FRANKLINVILLE BRIDGE NO. 22 REPLACEMENT PROJECT**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, the County Department of Public Works is desirous of replacing Franklinville Bridge No. 22 located on County Road No. 19 over Ischua Creek in the Town of Franklinville, and

WHEREAS, Popli Design Group, 374 Delaware Avenue, Suite 306, Buffalo, New York 14202, has agreed to provide the engineering design services necessary for the replacement of Franklinville Bridge No. 22, and shall include Parts 1 through 5, with the addition of wetlands delineation, for an amount not to exceed \$50,600.00, plus \$4,200.00 for easements and right-of-ways, 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 engineering design 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 Popli Design Group, for the provision of the above-described engineering design services, for a term commencing February 1, 2017 to terminate December 31, 2017, according to the above-described terms.

Adopted January 25, 2017 by voice vote.

ACT NO. 55-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WENDEL WD ARCHITECTURE, ENGINEERING, SURVEYING &
LANDSCAPE ARCHITECTURE, P.C. FOR
ENGINEERING SERVICES FOR THE PINES HEALTHCARE AND REHABILITATION
CENTER-OLEAN CAMPUS D-WING CHILLER REPLACEMENT PROJECT**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, the County Department of Public Works is in need of engineering services for the capital improvements project at The Pines Healthcare and Rehabilitation Center-Olean Campus replacing the chiller in the D-Wing, and

WHEREAS, Wendel WD, Architecture, Engineering, Surveying & Landscape Architecture, P.C., Centerpointe Corporate Park, 375 Essjay Road, Suite 200, Williamsville, New York 14221, can provide engineering services for The Pines Healthcare and Rehabilitation Center-Olean Campus D-Wing Chiller Replacement Project, for an amount of \$18,500.00 plus reimbursable expenses not to exceed \$900.00, to be paid on a percent-of-completion basis, as invoiced and approved by the Department of Public Works, and

WHEREAS, sufficient funds are included in the budget as part of the 2017 Capital Program 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 Wendel WD, Architecture, Engineering, Surveying & Landscape Architecture, P.C., for the provision of the above-described engineering services, for a term commencing February 1, 2017 and terminating December 31, 2017, according to the above-described terms.

Adopted January 25, 2017 by voice vote.

ACT NO. 56-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GREENMAN-PEDERSEN, INC. FOR
ENGINEERING CONSULTANT SERVICES FOR
2017 BRIDGE PAINTING PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Department of Public Works is in need of engineering consultant services for the 2017 Bridge Painting Program, and

WHEREAS, Greenman-Pedersen, Inc., 4950 Genesee Street, Buffalo, New York 14225, can provide the aforementioned engineering consultant services for an amount not to exceed \$30,000.00, to be paid periodically on a percent-of-completion basis as determined by the Department of Public Works, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Greenman-Pedersen, Inc., for the provision

of the above-described services, for a term commencing February 1, 2017 and terminating December 31, 2017, according to the above-described terms.

Adopted January 25, 2017 by voice vote.

ACT NO. 57-2017 by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL AGREEMENT NO. 2
WITH NYSDOT TO AMEND NON-MARCHISELLI AGREEMENT FOR COUNTY ROAD NO. 57
AND BENTLEY ROAD INTERSECTION IMPROVEMENT 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, Act 66-2009, as amended by Acts 740-2010, 549-2013 and 523-2015, authorized a contract with the New York State Department of Transportation (NYSDOT) and authorized the County to participate in the Federal-Aid project administered by the NYSDOT known as the County Road No. 57 and Bentley Road Intersection Improvement Project, in the Town of Dayton, Cattaraugus County, PIN 5759.09 (the "Project"), and

WHEREAS, the County desires to advance the above Project by making a commitment of 100% of the Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design I-VI) and Construction/Construction Inspection phases of the Project, PIN 5759.09, 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 costs of the Preliminary Engineering (Design I-VI) and Construction/Construction Inspection phases of the Project, or portions thereof, and be it further

RESOLVED, that the sum of \$1,050,000.00 is hereby appropriated and made available to cover the cost of participation in the above phases 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 Preliminary Engineering (Design I-VI) and 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 the NYSDOT thereof, and be it further

RESOLVED, that in the event that the approved Federal Aid for this Project, or any part of it, becomes unavailable, this resolution shall be deemed rescinded and of no further effect, 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 the 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 and state-aid eligible Project costs and all Project costs within appropriations therefore 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 Accounts:

H.504.5197.5195.3591.01	Marchiselli Program	\$ 34,375.00
H.504.5197.5195.4597.02	Federal Aid	\$481,500.00
Increase Appropriation Account:		
H.504.5197.5195.27018.41603	County Road No. 57	\$515,875.00.

Adopted January 25, 2017 by voice vote.

ACT NO. 58-2017 by Mr. Klancer, Mr. Neal and Mr. Boberg

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
NEW YORK STATE OFFICE OF INDIGENT 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 contract with the New York State Office of Indigent Legal Services in order to accept the Counsel at First Appearance Grant in the total amount of \$595,573.00 over a three-year period, and

WHEREAS, the Public Defender's Office is desirous of applying for the aforementioned funding for another three-year period, and

WHEREAS, the purpose of the grant 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, 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 of Indigent Legal Services, in order to apply for the aforementioned grant, 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.

MRS. LABUHN moved, Mr. Koch seconded, to refer Act No. 58-2017 to the County Operations/Public Safety Committee.

CHAIRMAN STOCKMAN requested a roll call vote which disclosed as follows:

Ayes: Boberg, Breton, Giardini, Hale, Helmich, Higgins, Klancer, Neal, Snyder, Jr., Stockman, VanRensselaer, Vickman – 12.

Nays: Hastings, Koch, Labuh, Padlo – 4.

Motion to refer Act No. 58-2017 to the County Operations/Public Safety Committee Failed.

Adopted January 25, 2017 by voice vote.

ACT NO. 59-2017 by Mr. Klancer, Mr. Neal and Mr. Boberg

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES
FOR POLICE PROTECTIVE EQUIPMENT PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Sheriff's Office)**

Pursuant to Section 103 of the General Municipal Law and
Sections 363, 366 and 450 of the County Law.

WHEREAS, Act 502-2016 authorized the Chairman to apply for funding through the New York State Division of Criminal Justice Services (DCJS) for the Police Protective Equipment Program, for the provision of advanced ballistic helmets, advanced ballistic vests, and DCJS-approved patrol rifles to the Sheriff's Office, and

WHEREAS, the Sheriff's Office has been awarded funding in the amount of \$19,916.00 for the aforementioned Police Protective Equipment Program, and

WHEREAS, grant documents are necessary in order to accept and receive the aforementioned funding, and

WHEREAS, this program is 100% state funded through NYS Object Code #PPEP Project PP16-1095-D00, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Division of Criminal Justice Services, in order to accept and receive funding for the Police Protective Equipment Program, according to the above-described terms, and be it further

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

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

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

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

Increase Estimated Revenue Account:

A.311.3314.0000.3389.17	State Aid, Police Protective Equipment	\$19,916.00
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Increase Appropriation Account:

A.311.3314.0000.45401	Small Equipment/Tools	\$19,916.00.
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Adopted January 25, 2017 by voice vote.

ACT NO. 60-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR
FAMILY PLANNING PROGRAMS**

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

WHEREAS, Act 407-2015 authorized a contract with the New York State Department of Health, Division of Family & Local Health, Corning Tower, Empire State Plaza, Room 878, Albany, New York 12237-0675, for the provision of a Family Planning Program in the County's Health Department, the term of which expired December 31, 2016, and

WHEREAS, the New York State Health Department has awarded the County Health Department a grant in the amount of \$274,232.00 for the period January 1, 2017 through December 31, 2017, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the New York State Department of Health for the provision of a Family Planning Program in Cattaraugus County, for a term commencing January 1, 2017 and terminating December 31, 2017, according to the above-described terms, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, further authorized and directed to execute contract amendments, upon notification of award, for the allocation of additional funding or cost of living adjustments (COLAs) for this program, and be it further

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

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

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

Adopted January 25, 2017 by voice vote.

ACT NO. 61-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
INSTITUTE FOR HEALTHCARE IMPROVEMENT FOR SCALE INITIATIVE
FUNDED THROUGH ROBERT WOOD JOHNSON FOUNDATION**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 302-2015 authorized the Chairman to execute a contract with the Institute for Healthcare Improvement for the SCALE Program (Spreading Community Accelerators through Learning and Evaluation), the term of which expired December 31, 2016, and

WHEREAS, the County Health Department was awarded additional funding in the amount of \$5,000.00 to cover the bridge period between January 15, 2017 and April 14, 2017, and

WHEREAS, an amended contract with the Institute for Healthcare Improvement is necessary in order to receive the three (3) month bridge grant, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an amended contract, on behalf of Cattaraugus County, with the Institute for Healthcare Improvement, in order to accept the aforementioned three (3) month bridge grant funding which was provided through the Robert Wood Johnson Foundation, for a term commencing January 15, 2017 and terminating April 14, 2017, according to the above-described terms.

Adopted January 25, 2017 by voice vote.

ACT NO. 62-2017 by Ms. Vickman and Ms. Hastings

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
KATHLEEN E. EBERSOLE D/B/A KEE CONCEPTS CONSULTING FOR
HEALTH DEPARTMENT SCALE INITIATIVE CONSULTANT SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 318-2015 authorized a contract with Kathleen Ebersole, d/b/a KEE Concepts Consulting, 4877 Kortwright Road, Ashville, New York 14710, for the provision of various activities in conjunction with the SCALE Program (Spreading Community Accelerators through Learning and Evaluation), the local Community Improvement Champion and the Cattaraugus County Healthy Livable Communities Consortium, for an amount not to exceed \$58,220.00, the term of which expired December 31, 2016, and

WHEREAS, Act 61-2017 authorized the Chairman to execute amended grant documents with the Institute for Healthcare Improvement in order to receive additional three (3) month bridge grant funding for the SCALE Program, and

WHEREAS, a contract amendment is necessary with Kathleen Ebersole, d/b/a KEE Concepts Consulting, for the provision of services during the three (3) month bridge period, and

WHEREAS, Kathleen Ebersole, d/b/a KEE Concepts Consulting, shall continue providing the aforementioned consultant services for an additional amount of \$4,500.00, for a total amount not to exceed \$62,720.00, which includes travel costs, 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 an amended contract, on behalf of Cattaraugus County, with Kathleen Ebersole, d/b/a KEE Concepts Consulting, for the provision of the above-described consulting services, for a term commencing January 15, 2017 and terminating April 14, 2017, according to the above-described terms.

Adopted January 25, 2017 by voice vote.

ACT NO. 63-2017 by Mrs. Stockman and Mrs. Labuhn

APPOINTMENT TO CATTARAUGUS COUNTY BOARD OF HEALTH

Pursuant to Section 343 of the Public Health Law.

RESOLVED, that Kathryn Thrush, NP, 80 Monroe Street, Salamanca, New York 14779, is hereby appointed to the Cattaraugus County Board of Health, the term of which expires on December 31, 2022.

Adopted January 25, 2017 by voice vote.

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MR. HALE moved, seconded by Mr. Boberg to adjourn until February 8, 2017 at 4:00 p.m.
Carried.

Meeting adjourned at 4:45 p.m.

Ann M. Giglio
Journal Clerk