



March 28, 2018

The meeting was called to order by Chairman Snyder.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed two Legislators absent – Hale and VanRensselaer.

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CHAIRMAN SNYDER noted that the minutes of the March 14, 2018 session stand approved as presented.

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#### COMMUNICATIONS:

NYS Member of Assembly Joseph M. Giglio: Acknowledging receipt of Act No. 152-2018 and Act No. 153-2018.

Chenango County Board of Supervisors: Resolution No. 46-18 entitled “Requesting New York State’s Primary be Held the Same Day as the Federal Primary”; Resolution No. 50-18 entitled “Resolution Opposing Governor Cuomo’s Proposal Contained in the 2018 Budget Review Bill to Amend Laws Regarding the Current 480 & 480-A Forest Exemption and to Add a New 480-B Taxation of Forest Land Under a Forest Practice Program or Forest Certification Program Known as the Empire Forests for the Future Initiative”; Resolution No. 51-18 entitled “Resolution in Opposition to 2018-2019 Executive Budget Revenue Bills #S7509 and #A9509 Part F – State Owned Lands Tax Cap Limitation”; Resolution No. 55-18 entitled “Resolution Calling on the New York State Office of Alcoholism and Substance Abuse Services and the Governor to Provide State Funding to Support Treatment and Transition Services to Individuals with Substance Use Disorders (SUD) who are Incarcerated in County Jails”.

Tioga County Legislature: Resolution No. 78-18 entitled “Memorializing the Governor and New York State Legislature to Fully Fund Early Voting Operations”.

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#### PUBLIC HEARING:

CHAIRMAN SNYDER announced this is the time and place called for a public hearing on **Act No. 144-2018, Local Law Number 3-2018**, entitled “A Local Law Establishing Salaries for Certain County Officers”, and that anyone wishing to speak for or against this local law may now do so.

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

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CHAIRMAN SNYDER called up **Act No. 108-2018, Local Law Number 2-2018**, as amended, A Local Law Declaring the Opioid Epidemic and its Effects on Cattaraugus County a Public Nuisance and

Further Establishing a Cost Recovery Procedure for the County's Expenditures Incurred in Providing Services Related to the Opioid Epidemic, and asked that it be read.

Approved by 6 members of the Finance Committee and 4 members of the Human Services Committee.

MS. VICKMAN moved, seconded by Mr. Padlo, to amend as follows: In subsection 6.7, delete: "and those in the chain of distribution". Carried.

CHAIRMAN SNYDER requested a Roll Call vote on Act No. 108-2018, which disclosed as follows:  
Ayes: Boberg, Breton, Giardini, Hastings, Helmich, Higgins, Klancer, Koch, Labuhn, Neal, Padlo, Snyder, Jr., Snyder, Sr., Vickman - 14.

Nays: none.

Mr. Burr abstained from vote.

Act No. 108-2018, Local Law Number 2-2018, as amended, having received a majority vote of the Legislature, was declared Adopted.

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CHAIRMAN SNYDER called up **Act No. 144-2018, Local Law Number 3-2018**, A Local Law Establishing Salaries for Certain County Officers, and asked that it be read.

CHAIRMAN SNYDER requested a Roll Call vote on Act No. 144-2018, which disclosed as follows:  
Ayes: Boberg, Breton, Giardini, Hastings, Helmich, Higgins, Klancer, Koch, Labuhn, Neal, Padlo, Snyder, Jr., Snyder, Sr., Vickman - 14.

Nays: none.

Mr. Burr abstained from vote.

Act No. 144-2018, Local Law Number 3-2018, having received a majority vote of the Legislature, was declared Adopted.

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**ACT NO. 156-2018** by Mr. Giardini and Mr. Helmich

**ACCEPTING MATERIAL BIDS FOR GALVANIZED  
SQUARE STEEL TUBING FOR SIGN POSTS  
(Department of Public Works)**

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

RESOLVED, that the Commissioner of Public Works is authorized to contract for galvanized square steel tubing for sign posts with the bidders recommended by the Public Works Committee for the season May 1, 2018 through April 30, 2019, and be it further

RESOLVED, that any city, village, town, school or fire district in Cattaraugus County may participate in the bid prices by dealing directly with the bidder, and be it further

RESOLVED, that the County of Cattaraugus reserves the right to make purchases of all materials at any time during the season for which the bids are taken, and be it further

RESOLVED, the only bid received for the galvanized square steel tubing for sign posts was submitted by Unistrut Buffalo, Division of Eberl Iron Works, Inc., 128 Sycamore Street, Buffalo, New York 14204-1492, as follows:

**Tubing: price per foot (min. order 600 ft.) F.O.B. Little Valley**

Size	Price	2018 Rate
1½" x 1½" x 24 ft. w/perforations	12 gauge	\$2.46
1¾" x 1¾" x 24 ft. w/perforations	12 gauge	\$2.79
2" x 2" x 24 ft. w/perforations	12 gauge	\$3.02
2¼" x 2¼" x 24 ft. w/perforations	12 gauge	\$3.33

**Other Items: price per 100**

Telspar or Equivalent	Description	Units	2018 Rate
TN-31	Tuff Nut 5/16" 18 thread	/100	\$ 74.50
TLO15	T Bracket, used on 1½", 1¾", 2" & 2¼"	/100	\$296.00
TLO16	90 Degree Bracket, used on 1½", 1¾", 2" & 2¼"	/100	\$416.00
TLO18	Straight Bracket, used on 1½", 1¾", 2" & 2¼"	/100	\$344.00
TLO19	Bracket, used on 1½", 1¾", 2" & 2¼"	/100	\$321.00
TLO20	Inside Corner Bracket, used on 1½", 1¾", 2" & 2¼"	/100	\$196.00
<b>Corner Bolts – All 5/16"</b>		Units	
TLO50	1½" sq., 1¾" sq., 2" sq.	/100	\$56.00
TLO70	2¼" Sq., 2½" Sq.	/100	\$52.00
TLO62	Heavy Hex Jam Nut for above Bolts	/100	\$ 9.00
TLO94EG	Gravity Lock Pin	/100	\$243.00
SB30CCHG	32" Longbrace with 30" Centers	Each	\$ 8.00
TL130	Guard Rail Clamp	Each	\$22.61
TL132	Breakaway Plate	Each	\$ 3.89
HFLW031	Nylon Washer – White	/100	\$12.00
TL3806	3/8" diameter large head multi-grip drive rivet	/100	\$71.00
UC11272HG	1.12 lbs/ft U-channel 72" delineator post – galvanized	Each	\$ 6.59
UC11296HG	1.12 lbs/ft U-channel 96" delineator post – galvanized	Each	\$ 8.74

The State Contract is for Channel Sign Post only, not Square Post.

State Bid does not meet County specifications.

Five sets of specifications were sent out.

One bid was received.

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

Adopted March 28, 2018 by voice vote.

**ACT NO. 157-2018** by Mr. Giardini and Mr. Helmich

**ACCEPTING MATERIAL BIDS FOR HIGHWAY SIGNS  
(Department of Public Works)**

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

RESOLVED, that the Commissioner of Public Works is authorized to contract for the following materials with the bidders recommended by the Public Works Committee for the season May 1, 2018 through April 30, 2019, and be it further

RESOLVED, that any city, village, town, school or fire district in Cattaraugus County may participate in the bid prices by dealing directly with the bidder, and be it further

RESOLVED, that the County of Cattaraugus reserves the right to make purchases of all materials at any time during the season for which the bids are taken, and be it further

RESOLVED, the lowest bid received for materials for highway signs was submitted by Rocal, Inc., 3186 County Road 550, Frankfort, Ohio 45628, as follows:

Description	Price Per Square Foot	2018 Rate
<b>New Domestic 0.080 inch thick 5052-H38 Alodized Aluminum:</b>		
Blank Aluminum		\$ 3.20
48" x 96" sheet, blank (no holes)		\$102.40
<b>Signs:</b>		
Scotchlite Engineers Grade Aluminum 1 side w/Legend 1 color		\$3.70
Scotchlite Engineers Grade Aluminum 1 side w/Legend 2 color		\$4.00
3M Prismatic High Intensity Grade Aluminum 1 side w/Legend 1 color		\$4.01
3M Prismatic High Intensity Grade Aluminum 1 side w/Legend 2 color		\$4.31
Scotchlite Diamond Grade Aluminum 1 side w/Legend 1 color		\$5.63
Scotchlite Diamond Grade Aluminum 1 side w/Legend 2 color		\$5.93
Scotchlite Diamond Grade Fluorescent Aluminum 1 side w/Legend 1 color		\$5.63
Scotchlite Diamond Grade Fluorescent Aluminum 1 side w/Legend 2 color		\$5.93
Scotchlite High Intensity, Pressure Sensitive Pre-Screened, Unmounted Faces w/Legend 1 color		\$2.05
Scotchlite High Intensity, Pressure Sensitive Pre-Screened, Unmounted Faces w/Legend 2 color		\$2.39
6"x12" Delineators, Reflectorized, Double Sided on Aluminum Engineer Grade		\$2.99
<b>Delineators-Reflectorized on Aluminum (per sq. in.)</b>		
Engineers Grade		\$.07
High Intensity		\$.08
No State Bid.		
Thirteen sets of specifications were set out.		
Three bids were received.		

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

Adopted March 28, 2018 by voice vote.

**ACT NO. 158-2018** by Mr. Giardini and Mr. Helmich

**ACCEPTING MATERIAL BIDS FOR SANDBLASTING ABRASIVES  
(Department of Public Works)**

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

RESOLVED, that the Commissioner of Public Works is authorized to contract for the following materials with the bidders recommended by the Public Works Committee for the season May 1, 2018 through April 30, 2019, and be it further

RESOLVED, that any city, village, town, school or fire district in Cattaraugus County may participate in the bid prices by dealing directly with the bidder, and be it further

RESOLVED, that the County of Cattaraugus reserves the right to make purchases of all materials at any time during the season for which the bids are taken, and be it further

RESOLVED, the only bid received for sandblasting abrasives was submitted by Gernatt Asphalt Products, Inc., 13870 Taylor Hollow Road, Collins, New York 14034, as follows:

Description	2018 Rate
In 100 pound bags per ton delivered to Cattaraugus County Public Works, 8810 Route 242, Little Valley on pallets in 21 ton lots	\$354.00/ton
Pick-up at warehouse /100 lb. bag	\$17.70
Black Beauty Grade 2040* Fine – Price Delivered	
Per Ton Bagged	\$361.00*
Per 100 lb. Bag	\$18.05*
Black Beauty Grade 2040* Fine – Price Picked-Up	
Per Ton Bagged	\$341.00*
Per 100 lb. Bag	\$17.05*
Black Beauty Grade Medium 1240 – Price Delivered	
Per Ton Bagged	\$374.00
Per 100 lb. Bag	\$18.70
Black Beauty Grade Medium 1240 – Price Picked-Up	
Per Ton Bagged	\$354.00
Per 100 lb. Bag	\$17.70

Warehouse: 191 Broadway Road, Gowanda, New York

Delivery: When delivery is requested, delivery shall be to Cattaraugus County Department of Public Works, Little Valley, NY, on pallets in 21 ton lots unless ordered in bulk.

No State Bid.

Six sets of specifications were sent out.

One bid was received.

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

Adopted March 28, 2018 by voice vote.

**ACT NO. 159-2018** by Mr. Giardini and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH BERGMANN ASSOCIATES FOR  
EVALUATION AND INSPECTION OF CABIC POND DAM**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, evaluation, inspection and reclassification services are necessary for the Cabic Pond Dam, which is a Class B dam, and

WHEREAS, Bergmann Associates can provide the necessary evaluation, inspection and reclassification services for the preparation of an emergency action plan for a total amount not to exceed \$40,900.00, to be paid as invoiced, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Bergmann Associates, for the provision of the above-described services, for a term commencing March 28, 2018 and terminating December 31, 2019, according to the above-described terms.

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

Adopted March 28, 2018 by voice vote.

**ACT NO. 160-2018** by Mr. Giardini and Mr. Helmich  
*and Mr. Koch<sup>1</sup>*

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS COUNTY SOIL & WATER CONSERVATION DISTRICT FOR  
2018 STREAMBANK STABILIZATION PROJECTS**

Pursuant to Section 9 of the Soil and Water Conservation  
Districts Law and Section 450 of the County Law.

WHEREAS, inspection and technical services are needed for various emergency streambank repair projects for the 2018 Streambank Stabilization Program, and

WHEREAS, the Cattaraugus County Soil & Water Conservation District (SWCD) has agreed to provide the inspection and technical services necessary for the following projects for an amount not to exceed \$6,875.00, to be paid on a percent-of-completion basis as invoiced:

- Leon Bridge No. 45 Removal and Streambank Stabilization, Dugway Road, Town of Leon
- County Road No. 14 (Reed Hill) Streambank & Shoulder Stabilization, Town of East Otto
- County Road No. 6 (New Albion-Leon Road) Streambank & Shoulder Stabilization, Town of New Albion
- County Road No. 67 (Peth Road) Streambank & Shoulder Stabilization, Town of Great Valley
- County Road No. 76 (Lovers Lane) Streambank & Shoulder Stabilization, Town of New Albion,

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the Cattaraugus County Soil & Water Conservation District, for the provision of the above-described streambank restoration and bank protection inspection and technical services, for a term commencing May 1, 2018 and terminating October 31, 2018, according to the above-described terms.

Approved by 5 members of the Finance Committee and 6 members of the Public Works Committee.

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

Adopted March 28, 2018 by voice vote.

**ACT NO. 161-2018** by Mr. Giardini and VanRensselaer

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH CHAUTAUQUA COUNTY REGARDING  
CONEWANGO CREEK WATERSHED PROTECTION PROJECTS**

Pursuant to Section 450 of the County Law.

WHEREAS, Chautauqua County has established a Chautauqua County Conewango Watershed Protection Project by Resolution No. 263-66, and

WHEREAS, Act 262-1973 established the Cattaraugus County County-Wide Watershed Protection Project, and Act 494-2013 continued funding for the operation and maintenance thereof, and

WHEREAS, Chautauqua and Cattaraugus Counties entered into a contract dated October 24, 1973, as amended, for the construction, financing, operation and maintenance of a joint Watershed Protection Project ("the Project") for the Conewango Creek Watershed, and

WHEREAS, due to the age of the flood control structures and the continuing need to ensure that they are in compliance with state and federal legislations, the County should take an active role in the management of the Project, and

WHEREAS, a contract is necessary to continue the operation and maintenance of the joint Watershed Protection Project for the Conewango Creek Watershed, and

WHEREAS, the cost of such operation and maintenance shall be paid from the Project's funds and thereafter, each County shall contribute the amount of \$7,500.00 per year for such purpose, 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 Chautauqua County, for the provision of the above-described services, for a term commencing January 1, 2019 and terminating December 31, 2023, according to the above-described terms.

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

Adopted March 28, 2018 by voice vote.

**ACT NO. 162-2018** by Mr. Klancer and Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE OFFICE OF PROBATION AND CORRECTIONAL ALTERNATIVES  
FOR ALTERNATIVES TO INCARCERATION PROGRAM**

Pursuant to Article 13-A of the Executive Law and  
Section 450 of the County Law.

WHEREAS, Act 228-2017 authorized a contract with the New York State Division of Probation and Correctional Alternatives for the Alternatives to Incarceration Program for the 2016-2017 program year, the term of which expires June 30, 2018, and

WHEREAS, the Alternatives to Incarceration Program consists of a pre-trial release component with a total program cost of \$26,150.00, with an amount of \$10,308.00 being funded through the New York State Office of Probation and Correctional Alternatives for the contract term of July 1, 2018 through June 30, 2019, and

WHEREAS, the Pre-Trial Release Program provides for the screening and, for those eligible, background evaluation on all individuals admitted to the County jail, provides the courts with sufficient information and recommendations for possible release on recognizance pending resolution of the case in court, helps relieve overcrowding in the jail, and allows the jail to operate with a simplified classification system, and

WHEREAS, this program is 39% state funded and 61% locally 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 the New York State Office of Probation and Correctional Alternatives, for the provision of the above-described program, for a term commencing July 1, 2018 and terminating June 30, 2019, according to the above-described terms, and be it further

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

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

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

Approved by 6 members of the Finance Committee and 6 members of the County Operations/Public Safety Committee.

Adopted March 28, 2018 by voice vote.

**ACT NO. 163-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
CATTARAUGUS COMMUNITY ACTION, INC., FOR  
NON-RESIDENTIAL SERVICES FOR VICTIMS OF DOMESTIC VIOLENCE  
AND ADVOCACY AND COUNSELING**

Pursuant to 18 NYCRR Parts 408 and 452.2(b), Article 6-A of the  
Social Services Law and Section 450 of the County Law.

WHEREAS, Act 517-2017 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, for the provision of mandated approved non-residential services to victims of domestic violence, the term of which expires December 31, 2019, and

WHEREAS, the County Department of Social Services has received TANF funding for the provision of advocacy and counseling services to eligible TANF recipients through the non-residential services program, and

WHEREAS, Cattaraugus Community Action, Inc., has agreed to administer the aforementioned program, including the advocacy and counseling services, for an additional amount of \$25,000.00, for a total contract amount of \$49,999.00, to be paid on a monthly basis as invoiced, and

WHEREAS, this program is 100% federally funded (CFDA #93.558), 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 Cattaraugus Community Action, Inc., for the administration of the above-described program, for a term commencing January 1, 2018 and terminating December 31, 2019, according to the above-described terms, and be it further

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

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

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

Approved by 6 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted March 28, 2018 by voice vote.

**ACT NO. 164-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HEALTHY COMMUNITY ALLIANCE, INC. FOR  
MEDICAID MANAGED CARE RECRUITMENT SPECIALIST**

Pursuant to 42 CFR Section 435, Section 363 of the Social Services Law  
and Section 450 of the County Law.

WHEREAS, Act 143-2017 authorized a contract with Healthy Community Alliance, Inc., One School Street, Suite 100, Gowanda, New York 14070, for the provision of education, support and outreach services to clients, agency personnel, and providers of the Medicaid Managed Care Program, the term of which expires March 31, 2018, and

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

WHEREAS, Healthy Community Alliance, Inc., has agreed to provide the aforementioned services for an amount not to exceed \$22,725.00, which shall be paid in monthly installments, as invoiced, and

WHEREAS, this program is 50% federally funded (CFDA #93.775), 25% state funded through the New York State Department of Health, and 25% County funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Healthy Community Alliance, Inc., for the provision of the above-described services, for a term commencing April 1, 2018 and terminating March 31, 2019, according to the above-described terms, and be it further

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

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

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

Approved by 6 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted March 28, 2018 by voice vote.

**ACT NO. 165-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
THE CENTER FOR ELDER LAW AND JUSTICE FOR LEGAL  
SERVICES FOR ELDERLY RESIDENTS OF CATTARAUGUS COUNTY**

Pursuant to 45 CFR 1321 and Section 450 of the County Law.

WHEREAS, Act 116-2017 authorized a contract with The Center for Elder Law and Justice, 438 Main Street, Suite 1200, Buffalo, New York 14202, for the provision of legal services for elderly residents of Cattaraugus County in accordance with Title III of the Older Americans Act of 1965, as amended, the term of which expires March 31, 2018, and

WHEREAS, the Department of Aging is desirous of renewing the aforementioned contract, and

WHEREAS, The Center for Elder Law and Justice is desirous of continuing the aforementioned services for an annual amount not to exceed \$28,000.00, to be paid on a monthly basis, as invoiced, and

WHEREAS, these services are 90% federal (CFDA #93.044) and 10% state funded, and

WHEREAS, sufficient funds are included in the 2018 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 The Center for Elder Law and Justice, for the provision of the above-described services, for a term commencing April 1, 2018 and terminating March 31, 2019, according to the above-described terms, and be it further

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

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

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

Approved by 6 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted March 28, 2018 by voice vote.

**ACT NO. 166-2018** by Ms. Vickman and Mr. Snyder, Jr.

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

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

WHEREAS, Act 450-2016 authorized the Chair to execute grant documents with the New York State Office for the Aging to apply for the Medicare Improvements for Patients & Providers Act (MIPPA) component for the 2016-2017 program year, and

WHEREAS, funding is again available through the New York State Office for the Aging in the amount of \$13,674.00 for the MIPPA program for the 2017-2018 program year, and

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

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

WHEREAS, this program is 100% federally funded (CFDA #93.071), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Office for the Aging in order to apply for and receive the above-described funding, for a term commencing September 30, 2017 and terminating September 29, 2018, 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 6 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted March 28, 2018 by voice vote.

**ACT NO. 167-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HEALTHY COMMUNITY ALLIANCE, INC. FOR  
HEALTH INSURANCE AND LONG-TERM CARE INFORMATION AND COUNSELING**

Pursuant to Article 2, Title 3 of the Elder Law and  
Section 450 of the County Law.

WHEREAS, Act 115-2017 authorized a contract with Healthy Community Alliance, Inc., One School Street, Suite 100, Gowanda, New York 14070, for the provision of information, counseling and workshops to Cattaraugus County residents in order to help them better understand health insurance and long term care services, the term of which expires March 31, 2018, and

WHEREAS, the Department of Aging is desirous of continuing the aforementioned program, and

WHEREAS, Healthy Community Alliance, Inc., can provide staff persons to the Department of Aging who will provide information, counseling and workshops to Cattaraugus County residents in order to help them better understand health insurance, Medicare benefits, EPIC and other long-term care services, for an amount of \$59,740.00 for staffing, training and travel-related expenses, to be paid on a quarterly basis, as invoiced, and

WHEREAS, this program is 71% federal (CFDA #93.779 and #93.071), 2% local and 27% county funded, and

WHEREAS, sufficient funds are included in the 2018 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 Healthy Community Alliance, Inc., for the provision of the above-described services, for a term commencing April 1, 2018 and terminating March 31, 2019, according to the above-described terms, and be it further

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

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

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

Approved by 6 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted March 28, 2018 by voice vote.

**ACT NO. 168-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS REHABILITATION CENTER, INC. FOR SENIOR NUTRITION  
PROGRAM MEALS AT LINWOOD SOCIAL ADULT DAY PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 113-2017 authorized a contract with Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, for the provision of meals for the participants of the Linwood Social Adult Day Program who are participating in the County's congregate nutrition day program, the term of which expires March 31, 2018, and

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

WHEREAS, the Department of Aging sponsors Senior Nutrition Program Meals, in the federally funded Nutrition Program for the elderly which provides meals and other approved services related to the provision of meals for residents of Cattaraugus County aged 60 and over and/or their spouses regardless of their age, and

WHEREAS, social day care, transportation, and congregate meal services qualify as additional services provided under Federal waiver to address other currently unmet social, nutritional and environmental needs of residents, and

WHEREAS, Cattaraugus Rehabilitation Center, Inc., is desirous of purchasing meals from the County Department of Aging Senior Nutrition Program for the participants of the Linwood Social Adult Day Program who are participating in the County's congregate nutrition day program, and

WHEREAS, the Department of Aging has agreed to provide the aforementioned meals, through its Senior Nutrition Program, to the Linwood Social Adult Day Program participants in accordance with the following rates:

- Congregate Meal for Breakfast      \$3.25 per meal, with current Child and Adult Care Food Program reimbursement rates
- Congregate Meal for Lunch            \$5.25 per meal, with current Child and Adult Care Food Program reimbursement rates
- Congregate Meal                         \$5.25 per meal for a guest,

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 Rehabilitation Center, Inc., for the provision of the above-described meals, for a term commencing April 1, 2018 and terminating March 31, 2019, according to the above-described terms.

Approved by 5 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted March 28, 2018 by voice vote. Mrs. Labuhn abstained from vote.

**ACT NO. 169-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS REHABILITATION CENTER, INC., FOR  
SOCIAL ADULT DAY CARE SERVICES THROUGH THE LINWOOD CENTER PROGRAM**

Pursuant to Older Americans Act Title III-E and  
Section 450 of the County Law.

WHEREAS, Act 114-2017 authorized a contract with Cattaraugus Rehabilitation Center, Inc., for the management, operation and control of the Linwood Center, the term of which expires March 31, 2018, and

WHEREAS, the Department of Aging is desirous of renewing the aforementioned contract, and

WHEREAS, Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, shall provide for the provision of social adult day care services at the Linwood Center Adult Day Services Program for an amount not to exceed \$70,050.00, to be paid monthly as invoiced and approved by the Department of Aging, and

WHEREAS, this program is 27% federal (CFDA #93.052), 57% state and 16% county funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Cattaraugus Rehabilitation Center, Inc., for the provision of social adult day care services at the Linwood Center, for a term commencing April 1, 2018 and terminating March 31, 2019, according to the above-described terms, and be it further

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

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

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

Approved by 5 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted March 28, 2018 by voice vote. Mrs. Labuhn abstained from vote.

**ACT NO. 170-2018** by Ms. Vickman and Mr. Snyder, Jr.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
TOTAL SENIOR CARE, INC., FOR SOCIAL ADULT DAY CARE SERVICES  
THROUGH DAYBREAK PROGRAM**

Pursuant to Older Americans Act Title III-E and  
Section 450 of the County Law.

WHEREAS, Act 78-2017 authorized a contract with Total Senior Care, Inc., 519 North Union Street, Olean, New York 14760, for the provision of social adult day care services through the Daybreak Program, the term of which expires March 31, 2018, and

WHEREAS, the Department of Aging is desirous of continuing the aforementioned social adult day care services for the Daybreak Program, and

WHEREAS, Total Senior Care, Inc., shall provide social adult day care services through the Daybreak Program for an amount not to exceed \$42,120.00, to be paid monthly, as invoiced and approved by the Department of Aging, and

WHEREAS, this program is 27% federal (CFDA #93.052), 57% state and 16% county funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Total Senior Care, Inc., for the provision of social adult day care services, for a term commencing April 1, 2018 and terminating March 31, 2019, according to the above-described terms, and be it further

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

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

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

Approved by 5 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted March 28, 2018 by voice vote. Mr. Padlo abstained from vote.

**ACT NO. 171-2018** by Ms. Vickman and Mr. Snyder, Jr.

**APPROVING CONTRACT BETWEEN  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND  
ACCUMEDIC COMPUTER SYSTEMS, INC. FOR  
DEPARTMENT OF COMMUNITY SERVICES ACCUMED SOFTWARE SYSTEM  
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Community Services)**

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

WHEREAS, Act 72-2015 authorized a contract with Accumedic Computer Systems, Inc., for the provision of the AccuMed Software System, including licenses for the AccuMed System, the Scheduler and Patient Accounts modules and training, and

WHEREAS, the Department of Community Services is desirous of purchasing the Assessments module of Accumedic, which is the current scheduling, billing software and EMR software

in order to be compliant with the Value-Based payments reporting and Managed Care Companies' expectations, and

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

WHEREAS, Accumedic Computer Systems, Inc., 11 Grace Avenue, Suite 401, Great Neck, New York 11021, can provide the Assessments module of Accumedic and related requirements and training for an amount of \$1,000.00, plus continued customer support, maintenance and support fees for the AccuMed Software System at a pro-rated amount not to exceed \$720.00 through November 30, 2018, for a total contract amount of \$1,720.00, to be paid as invoiced, and

WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned assessment module, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract between the Cattaraugus County Community Services Board and Accumedic Computer Systems, Inc., to signify the County's approval, for the provision of the above-described software module, customer support, maintenance and support fees, for a term commencing April 1, 2018, continuing in full force and effect until terminated by either party, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

A.431.4394.0000.41603	Contracted Services	\$1,000.00
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Increase Appropriation Account:

A.431.4335.2100.20006	Computer Equipment/Software	\$1,000.00.
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Approved by 6 members of the Finance Committee and 4 members of the Human Services Committee.

Adopted March 28, 2018 by voice vote.

**ACT NO. 172-2018** by Mr. Klancer, Mr. Neal, Mr. Koch and Mr. Padlo

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
PHOENIX GRAPHICS, INC., FOR ELECTION BALLOT PRINTING**

Pursuant to Section 4-136 of the Election Law and  
Section 450 of the County Law.

WHEREAS, Act 203-2013 authorized a contract with Phoenix Graphics, Inc., 1525 Emerson Street, Rochester, New York 14606, for the preparation and printing of election ballots for primaries and general elections, the term of which has expired, and

WHEREAS, the County Board of Elections is desirous of contracting with Phoenix Graphics, Inc., to cover all primaries, general elections, special elections, village elections and school elections for a four-year term commencing January 1, 2018, and

WHEREAS, Phoenix Graphics, Inc., can prepare and print the necessary election ballots for an amount as follows:

14" & 17" ballots	\$ .48 per ballot;
22" ballots	\$ .54 per ballot;
Absentee ballots	\$ .45 per ballot;

Sample ballots	\$.45 each (primary election);
Sample ballots	\$.75 each (general election);
Canvass/Return books	\$1.20 each (primary election);
Canvass/Return books	\$2.75 each (general election,

and

WHEREAS, in the event the price per ballot decreases during the term of this contract, below the above-listed prices, then Phoenix Graphics, Inc. shall charge the County the lower price, 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 Phoenix Graphics, Inc., for the provision of the above-described printing services, for a term commencing January 1, 2018 and terminating December 31, 2019, according to the above-described terms.

Approved by 6 members of the Finance Committee and 6 members of the County Operations/Public Safety Committee.

Adopted March 28, 2018 by voice vote.

**ACT NO. 173-2018** by Mr. Klancer, Mr. Neal, Mr. Koch and Mr. Padlo  
and Mrs. Labuhn<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
NEW YORK STATE BOARD OF ELECTIONS FOR  
HELP AMERICA VOTE ACT (HAVA) SHOEBOX PROGRAM FUNDS REIMBURSEMENT**

Pursuant to 42 USCS 15421, Sections 10 and 16 of the Laws of 2005 and  
Section 450 of the County Law.

WHEREAS, Act 166-2013, as amended by Act Nos. 148-2014, 109-2016, and 156-2017 authorized a contract with the New York State Board of Elections in order to receive reimbursement through the Help America Vote Act (HAVA) Shoebox program, the term of which expires March 31, 2018, and

WHEREAS, it is necessary to extend the term of the aforementioned contract to March 31, 2019, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with the New York State Board of Elections, in order to continue to receive the aforementioned Shoebox program funding, to extend the term of the original contract which commenced April 1, 2004, to terminate March 31, 2019, according to the above-described terms.

Approved by 6 members of the Finance Committee and 6 members of the County Operations/Public Safety Committee.

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

Adopted March 28, 2018 by voice vote.

**ACT NO. 174-2018** by Mr. Klancer, Mr. Neal, Mr. Koch and Mr. Padlo  
and Mrs. Labuhn<sup>1</sup>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH  
NEW YORK STATE BOARD OF ELECTIONS FOR  
HELP AMERICA VOTE ACT (HAVA) FUNDS REIMBURSEMENT  
(Voter Education/Poll Worker Training Program)**

Pursuant to 42 USCS 15421, Sections 10 and 16 of the Laws of 2005 and  
Section 450 of the County Law.

WHEREAS, Act 109-2007, as amended by Act Nos. 631-2007, 89-2009, 234-2011, 138-2014, 265-2015, 108-2016, and 155-2017, authorized a contract with the New York State Board of Elections Help America Vote Act (HAVA) in order to receive HAVA reimbursement for the Voter Education/Poll Worker Training Program, the term of which expires March 31, 2018, and

WHEREAS, the term of the aforementioned contract should be extended to March 31, 2019, and

WHEREAS, a contract extension is necessary with the New York State Board of Elections in order to extend the term of the aforementioned contract, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract extension, on behalf of Cattaraugus County, with the New York State Board of Elections, to extend the term of the original contract to terminate March 31, 2019, according to the above-described terms.

Approved by 6 members of the Finance Committee and 6 members of the County Operations/  
Public Safety Committee.

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

Adopted March 28, 2018 by voice vote.

**ACT NO. 175-2018** by Mr. Snyder, Sr.  
and Mrs. Labuhn<sup>1</sup>

**LOCAL LAW NUMBER 4 - 2018  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Article 5 of the Worker's Compensation Law and  
Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW AMENDING LOCAL LAW NO. 3-1989 ENTITLED  
"A LOCAL LAW TO ESTABLISH THE CATTARAUGUS COUNTY SELF-INSURANCE PLAN  
AND TO PROVIDE FOR THE ADMINISTRATION THEREOF"**

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

SECTION 1. Preamble. By Local Law No. 3-1989, as amended, the Cattaraugus County Legislature, effective January 1, 1990, established a plan of self-insurance provided for in Article 5 of the Workers' Compensation Law known as the "Cattaraugus County Self-Insurance Plan".

SECTION 2. Amendment of Local Law No. 3-1989.

Section 11 of Local Law No. 3-1989 entitled "A Local Law to Establish the Cattaraugus County Self-Insurance Plan and to Provide for the Administration Thereof", adopted by the Cattaraugus County Legislature on August 23, 1989, is hereby amended as follows: Delete "Six Hundred and Fifty Thousand (\$650,000.00)" and replace with: "Three Million (\$3,000,000.00)".

SECTION 3. Severability. If any clause, sentence, paragraph, subdivision, section or part of this local law or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 4. Effective Date. This Local Law shall become effective immediately.

Approved by 6 members of the Finance Committee and 4 members of the Labor Relations Committee.

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

No further action taken at this time.

**ACT NO. 176-2018** by Mr. Snyder, Sr.  
*and Mrs. Labuhn<sup>1</sup>*

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 4 - 2018**

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 March 28, 2018, a proposed Local Law entitled "A Local Law Amending Local Law No. 3-1989 Entitled "A Local Law to Establish the Cattaraugus County Self-Insurance Plan and to Provide for the Administration Thereof", 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 11th day of April, 2018, at 4:01 p.m. at the Legislature's Chambers, County Office Building, 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 6 members of the Finance Committee and 4 members of the Labor Relations Committee.

<sup>1</sup>The following Legislator requested her name be listed as an additional sponsor: “Mrs. Labuhn”.

Adopted March 28, 2018 by voice vote.

**ACT NO. 177-2018** by Mr. Snyder, Sr.

**ESTABLISHING STANDARD WORK DAY FOR POSITIONS FOR  
REPORTING PURPOSES TO NEW YORK STATE RETIREMENT SYSTEM**

Pursuant to 2 NYCRR Section 315.4.

WHEREAS, 2 NYCRR Part 315 requires that the governing board shall establish, by resolution, a standard work day for each of its employees, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature, Location Code: 10004, hereby establishes the following as standard work days for certain positions and will report days worked to the New York State and Local Employees Retirement System based on the time keeping system or the record of activities maintained and submitted by these members to the Clerk of the Legislature:

<u>Title</u>	<u>Standard Work Day</u> <u>(Hours per Day)</u>
Criminal Investigator	7
Deputy Director of Probation	7
Deputy Personnel Officer	7
Director of Administrative and Fiscal Services	7
Director of Income Programs	7
Election Clerk	7
Election Commissioner	7
Emergency Medical Service Coordinator	7
Home Health Aid	8
Information Technology Adm. Coordinator	7
Marina Attendant	8
Medical Services Specialist	7
Probation Monitoring Technician	7
Program Director PROS	7
Property Tax Specialist	7
Reception Clerk – Information Services	7
Reception Clerk – Health Department	7
Reception Clerk – Nursing Homes	8
Registered Dietician – Nursing Homes	8
Registered Dietician – Health Department	7
Site Manager	7
Social Worker	7
Sr. Tele Procurement Specialist	7
Supervising Social Services Attorney	7
Superintendent of Buildings and Grounds	8
Technology Compliance Specialist	7
Traffic Control Engineer	8
Victims Advocate	7

Approved by 6 members of the Finance Committee and 4 members of the Labor Relations Committee.

Adopted March 28, 2018 by voice vote.

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MR. SNYDER, JR., moved, seconded by Mr. Koch, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 178-2018 through Act No. 184-2018, inclusive. Carried.

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**ACT NO. 178-2018** by Mr. Giardini and Mr. Helmich  
who ask immediate consideration

**BID ACCEPTANCE FOR DEMOLITION AND REMOVAL OF MULTIPLE STRUCTURES  
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and  
Sections 215, 363 and 366 of the County Law.

WHEREAS, the County has title to certain parcels of property that need to be demolished, and upon completion of the demolition, the County shall transfer the titles to the properties to the Cattaraugus County Land Bank Corporation (Land Bank), and

WHEREAS, pursuant to Act 353-2017, the Land Bank shall reimburse the County for all costs associated with the demolition of the subject properties, and

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the demolition and removal of multiple structures on residential lots within Cattaraugus County, New York, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bids received meeting specifications for the demolition and removal of multiple structures on residential lots within Cattaraugus County was the bid of H. H. Rauh Contracting Co., LLC, 2930 Route 394, Ashville, New York 14710, in the amount of \$53,800.00, to be paid as invoiced, as follows:

Location:	3888 Main Street, Town of Hinsdale (known as Tax Map No. 77.013-2-4)	\$11,200.00
Location:	128-130 Fulton Street, City of Olean (known as Tax Map No. 94.065-6-37)	\$18,800.00
Location:	809 Seneca Avenue, City of Olean (known as Tax Map No. 94.067-2-55)	\$9,400.00
Location:	325 North Sixth Street, City of Olean (known as Tax Map No. 94.056-7-8)	\$8,200.00
Location:	307 Gilmore Avenue, City of Olean (known as Tax Map No. 94.058-5-27),	\$6,200.00

and

WHEREAS, the lowest responsible bid received meeting specifications for the demolition and removal of a structure on a residential lot within Cattaraugus County was the bid of Geiter Done of

WNY, Inc., 300 Greene Street, Buffalo, New York 14206, in the amount of \$19,200.00, to be paid as invoiced, as follows:

Location: 5426 Gooseneck Road, Town of Ashford \$19,200.00  
(known as Tax Map No. 20.001-1-14),

and

WHEREAS, the lowest responsible bid received meeting specifications for the demolition and removal of a structure on a residential lot within Cattaraugus County was the bid of Pierce Services, Inc., 4930 Webster Road, Fredonia, New York 14063, in the amount of \$19,860.00, to be paid as invoiced, as follows:

Location: 6010 Toad Hollow Road, Town of Mansfield \$19,860.00  
(known as Tax Map No. 54.001-3-14),

and

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

RESOLVED, that the bid of H. H. Rauh Contracting Co., LLC, be, and the same hereby is, accepted, for a term commencing upon the Notice to Proceed and terminating upon completion of the work on or before June 8, 2018, and be it further

RESOLVED, that the bid of Geiter Done of WNY, Inc., be, and the same hereby is, accepted, for a term commencing upon the Notice to Proceed and terminating upon completion of the work on or before June 8, 2018, and be it further

RESOLVED, that the bid of Pierce Services, Inc., be, and the same hereby is, accepted, for a term commencing upon the Notice to Proceed and terminating upon completion of the work on or before June 8, 2018, and be it further

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

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

Increase Appropriation Account:		
A.132.1364.0000.44401	Building Repair and Maintenance	\$92,860.00
Increase Estimated Revenue Account:		
A.132.1364.0000.1051	Gain from Sale of Property	\$92,860.00.

No State Bid.

Ten sets of specifications were sent out.

Seven bids were received that met specifications.

Adopted March 28, 2018 by voice vote.

**ACT NO. 179-2018** by Mr. Giardini and Mr. Helmich  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE NECESSARY DOCUMENTS FOR  
TRANSFER OF PROPERTY IN THE TOWN OF GREAT VALLEY**

Pursuant to Section 118 of the Highway Law and  
Sections 215 and 450 of the County Law.

WHEREAS, the County Department of Public Works is desirous of acquiring property located on Peth Road, also known as County Road No. 67, for the construction of highway improvements, and

WHEREAS, the aforementioned property consists of approximately 1.60 acres of land, further identified as Tax Map No. 74.001-1-19, and described in a Deed recorded in the Cattaraugus County Clerk's Office under Instrument No. 118379-002, and

WHEREAS, Marilyn B. Hintz, as Trustee of the Marilyn B. Hintz Revocable Trust I u/a dated April 28, 2005, has offered to transfer the above-described property to the County 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 the necessary transfer documents, on behalf of Cattaraugus County, with Marilyn B. Hintz, as Trustee of the Marilyn B. Hintz Revocable Trust I u/a dated April 28, 2005, according to the above-described terms.

Adopted March 28, 2018 by voice vote.

**ACT NO. 180-2018** by Mr. Klancer and Mr. Neal  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES  
FOR PUBLIC SAFETY ANSWERING POINTS OPERATIONS GRANT  
PS17-1046-D00**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 461-2017 authorized the Chair to apply for funding through the New York State Division of Homeland Security and Emergency Services for the 2018 Public Safety Answering Points Operations Grant Program (PSAP Operations Grant), and

WHEREAS, the Sheriff's Office has been awarded funding in the amount of \$175,764.00 through the aforementioned grant program for the 2018 program year, and

WHEREAS, a contract is needed in order to accept and receive the aforementioned grant, 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 Division of Homeland Security and Emergency Services, in order to accept and receive the aforementioned grant funding, according to the above-described terms, and be it further

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

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

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

Adopted March 28, 2018 by voice vote.

ACT NO. 181-2018 by Mr. Klancer and Mr. Neal  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH  
NEW YORK STATE DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES  
FOR 2018 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Sheriff's Office - SI17-1040-D00)**

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

WHEREAS, Act 462-2017 authorized the Chairman to apply for funding through the New York State Division of Homeland Security and Emergency Services for the Statewide Interoperable Communications grant, and

WHEREAS, the Sheriff's Office has been awarded funding through the New York State Division of Homeland Security and Emergency Services in the amount of \$726,536.00, and

WHEREAS, the 2018 Statewide Interoperable Communications Grant-Formula Program will focus on further minimizing gaps in interoperable communication by aligning technology acquisitions with operational use by first responders, which provides the foundation necessary to accomplish a high level of interoperability, and

WHEREAS, a contract is needed in order to accept and receive the aforementioned grant, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, with the New York State Division of Homeland Security and Emergency Services, in order to accept and receive the aforementioned grant funding, 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:		
H.311.3197.0000.21086.3397.04	Digital Repeaters-SICG State Aid	\$726,536.00
Increase Appropriation Account:		
H.311.3197.0000.21086.41603	Digital Repeaters-SICG Contracted Services	\$726,536.00.

Adopted March 28, 2018 by voice vote.

**ACT NO. 182-2018** by Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Neal, Mr. Snyder, Jr. Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman, Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo who ask immediate consideration

**CONGRATULATING ALLEGANY-LIMESTONE GATORS GIRLS BASKETBALL TEAM FOR 2018 CHAUTAUQUA-CATTARAUGUS ATHLETIC ASSOCIATION DIVISION EAST 1 TITLE**

Pursuant to Section 153 of the County Law.

WHEREAS, the Allegany-Limestone Gators girls basketball team won the 2018 Chautauqua-Cattaraugus Athletic Association Division East 1 Class C title by advancing through the Section VI Class C Far West Regional playoffs with a 53-32 win over Portville in the quarter finals, a 47-38 win over Chautauqua Lake in the semi-finals, and defeating Holland 52-43 in the finals, and

WHEREAS, as Far West Regional Champions, the Lady Gators advanced to the New York State Public High School Athletic Association championship games where they successfully defeated South Seneca in the quarterfinals (52-43) held at Rush-Henrietta High School, however losing in the semi-finals held at Hudson Valley Community College to Syracuse Academy of Science 55-50, and

WHEREAS, the Allegany-Limestone ladies finished the season with an impressive 23-2 overall record and a regular season record of 19-1, and

WHEREAS, this was the first time since the merger of the district that the Allegany-Limestone girls basketball team has ever played in the state championship games, and

WHEREAS, members of this winning team are Morgan Davis, Taylor Davis, Grace DeCapua, Brooke Giardini, Emmie Giardini, Tierney Hemphill, Lexi Kennedy, Shaelynn Maley, Anna Seamon and Molly Wolfgang, and

WHEREAS, the team and their coach should be commended for their hard work and dedication, which led to their outstanding season, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates Coach Frank Martin and the Allegany-Limestone High School Gators Girls Basketball Team on the team's Section VI Class C league title and the 2018 Chautauqua-Cattaraugus Athletic Association Division East 1 title, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Allegany-Limestone Superintendent of Schools Anthony Giannicchi and to Coach Frank Martin's wife.

Adopted March 28, 2018 by voice vote.

**ACT NO. 183-2018** by Mr. Boberg, Mr. Breton, Mr. Burr, Mr. Hale, Mr. Helmich, Mr. Higgins, Mr. Klancer, Mr. Neal, Mr. Snyder, Jr. Mr. Snyder, Sr., Mr. VanRensselaer, Ms. Vickman, Mr. Giardini, Ms. Hastings, Mr. Koch, Mrs. Labuhn and Mr. Padlo who ask immediate consideration

**CONGRATULATING FRANKLINVILLE PANTHERS GIRLS BASKETBALL TEAM FOR 2018 CHAUTAUQUA-CATTARAUGUS ATHLETIC ASSOCIATION DIVISION EAST 2 TITLE**

Pursuant to Section 153 of the County Law.

WHEREAS, the Franklinville Panthers girls basketball team won the 2018 Chautauqua-Cattaraugus Athletic Association Division East 2 Class D title by advancing through the Section VI Class D Far West Regional playoffs with a 82-39 win over Clymer in the quarter finals, a 78-45 win over Sherman in the semi-finals, and defeating Panama 65-49 in the finals, and

WHEREAS, as Far West Regional Champions, the Lady Panthers advanced to the New York State Public High School Athletic Association championship games where they successfully defeated Elba in the quarterfinals (60-40) held at Rush-Henrietta High School, continued on to defeat Edwards-Knox in the semi-finals (59-40) held at Hudson Valley Community College, and narrowly losing the State title to Delaware Academy by an overtime defeat (54-51), and

WHEREAS, the Franklinville ladies finished the season with an impressive 25-1 overall record and an undefeated regular season record of 20-0, and

WHEREAS, this was the first time the Franklinville girls basketball team has ever played in the state championship game and the first Section VI title since 1987, and

WHEREAS, members of this winning team are Emily Anderson, Bri Broadwell, Abby Burrell, Allyson Haskell, Danielle Haskell, Abby McCoy, Gabby Milligan, Kala Nugent, Amy O'Neal, Renee Szymanski and Arianna Wolfer, and

WHEREAS, the team and their coach should be commended for their hard work and dedication, which led to their outstanding season, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates Coach Allan Dunlap and the Franklinville High School Panthers Girls Basketball Team on the team's Section VI Class D league title and the 2018 Chautauqua-Cattaraugus Athletic Association Division East 2 title, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Franklinville Superintendent of Schools Michelle Spasiano and Coach Allan Dunlap.

Adopted March 28, 2018 by voice vote.

**ACT NO. 184-2018** by Ms. Vickman  
who asks immediate consideration

**ABOLISHING TWO (2) PART-TIME POSITIONS OF HEAD NURSE AND  
CREATING ONE (1) FULL-TIME POSITION OF HEAD NURSE,  
ESTABLISHING COMPENSATION FOR THE SAME AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Nursing Homes)**

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

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

WHEREAS, various appropriation accounts must be adjusted in order to accommodate this position, now, therefore, be it

RESOLVED, that effective April 1, 2018, there is hereby abolished two (2) part-time positions of Head Nurse in the Department of Nursing Homes, Position No. 200-157-111 and Position No. 200-157-113, and be it further

RESOLVED, that effective April 1, 2018, there is hereby created one (1) position of Head Nurse in the Department of Nursing Homes to be filled on a full-time basis, Supervisory Unit Salary Schedule, Pay Grade 28 (\$33.02 per hour), Position No. 200-157-121, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate \$26,943.00 from the Olean Pines Fund Balance Account EF.909.0000 and make the following budgetary changes:

Increase Appropriation Accounts:

EF.453.4530.6020.00002.11000	Full Time Wages	\$51,775.00
EF.453.4530.6020.00002.81000	FICA	\$673.00
EF.453.4530.6020.00002.82000	Retirement	\$4,815.00
EF.453.4530.6020.00002.83000	Health Insurance	\$13,949.00
EF.453.4530.6020.00002.84000	Dental Insurance	\$866.00

Decrease Appropriation Accounts:

EF.453.4530.6020.00002.12000	Part Time Wages	\$42,966.00
EF.453.4530.6020.00002.14000	Pay-in-Lieu of Benefits	\$2,169.00

Adopted March 28, 2018 by voice vote.

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MR. HELMICH moved, seconded by Ms. Vickman, to adjourn until April 11, 2018 at 4:00 p.m. Carried.

Meeting adjourned at 4:35 p.m.

Ann M. Giglio  
Journal Clerk