

January 28, 2009

The meeting was called to order by Chairman Crystal J. Abers.

The invocation was given by Rev. Piatt.

The Attendance Roll Call disclosed all Legislators present.

MR. NEAL moved, seconded by Mr. Ellis that the minutes of the January 5, 2009 session be approved. Carried.

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COMMUNICATIONS:

Senator Young: Letter announcing introduction of Senate Bill S.366 extending the expiration of the authorization to the County to impose additional 1% sales and compensating use taxes until November 30, 2011._

NYS Department of State: Letter acknowledging receipt of Local Law Nos. 10-2008, 11-2008, 13-2008, 14-2008 and 15-2008, and the filing of the same.

Joseph Keller, County Treasurer: 2008 Dog License Report.

APPOINTMENTS:

Empire Zone Corporation Board of Directors:
One-year terms to expire December 31, 2009

Crystal J. Abers
Cattaraugus County Legislator
9822 Mosher Road
South Dayton, New York 14138

Gail Speedy, Executive Director
Universal Primary Care
500 Main Street
Olean, New York 14760

Agriculture & Farmland Protection Board:
Four-year term to expire December 31, 2012

Donald Telaak
"Farmer" Representative
7654 Hinman Hollow Road
Little Valley, New York 14755

Co-terminus with position

Joseph Williams, Interim Director
Economic Development, Planning & Tourism
303 Court Street
Little Valley, New York 14755

Arson Task Force:
Terms to expire December 31, 2011

Ronne Herman
3774 Bryant Hill Road
Franklinville, New York 14737

Equine Advisory Committee:***Terms to expire December 31, 2011***

Leonard Brainard
12604 Cowens Corners Road
Conewango Valley, New York 14726

Annie Widger
Gentle Thunder Farm
7067 Hencoop Hollow Road
Ellicottville, New York 14737

Theresa Crisafulli
Massage & More Equine Therapy
3332 Maple Street
Allegany, New York 14706

JoAnne O. Young
Equestrian Program Consultant
9823 School Farm Road
Houghton, New York 14744

Judy Dalton
Lou Eibl Corral
3496 Gulf Hill Road
Machias, New York 14101

Richard Bernstein
9700 Route 240
West Valley, New York 14171

Bonnie Hall
Little Valley Rider's Club
8114 Route 242
Little Valley, New York 14755

Ruth Riehle
3748 Birch Run Road
Allegany, New York 14706

James Leising
Bits 'N Spurs Trailriders Club
12503 Cottage Road
South Dayton, New York 14138

Ted LaCroix
TLC Training
5874 Brewer Crossroad
Great Valley, New York 14741

Leah Leising, Secretary
Catt/Chaut Chapter, NYSHC
12503 Cottage Road
South Dayton, New York 14138

William E. Sprague
County Legislator
3222 Taylor Road, PO Box 659
Yorkshire, New York 14173

James Little
Crosspatch
5821 Baker Road
Salamanca, New York 14779

Lisa Williams
Point Break Farm
PO Box 182, 5115 Bryant Hill Road
Ellicottville, New York 14731

Robert Pfohl, Director
Western Region NYS Horse Council
79 Pfohl Road
Cheektowaga, New York 14225

James A. Toner, Sr. Landscape Architect
Allegany State Park
2373 ASP Route 1, Suite 3
Salamanca, New York 14779

Mary Beth Trenchard
Nature's Pathways
6631 Route 353
Cattaraugus, New York 14719

Veronica Weber
2219 Bay State Road
Salamanca, New York 14779

Fish & Wildlife Management Board:***Term to expire December 31, 2010***

William Lindbergh
"Landowner" Representative
2100 Lyndon Road

Franklinville, New York 14737

Long-Term Care Advisory Council:

Two-year terms to expire December 31, 2010

Barbara Hastings
Public Health Director
1 Leo Moss Drive
Olean, New York 14760

Carol Mahoney
Home Care and Hospice
1225 West State Street
Olean, New York 14760

Anthony Evans, Director
Youth Bureau
200 Erie Street
Little Valley, New York 14755

Leonard Liguori
Directions in Independent living
512 West State Street
Olean, New York 14760

Dawn Rosine
Willcare
700 Westgate Plaza
Olean, New York 14760

John Lounsbury
Eldred Road
Portville, New York 14770

John Sampson, Director
Veterans Service
1 Leo Moss Drive, Suite 6510
Olean, New York 14760

Kim Shay
Olean Medical Group
535 Main Street
Olean, New York 14760

Moira Khettry
Seneca Nation Health Department
987 RC Hoag Drive
Salamanca, New York 14779

Nancy Crawford
4460 Union Hill Road
Hinsdale, New York 14743

Gary Heim
169 East Carroll Road
Portville, New York 14770

Standing Committees Appointed by Chairman:

FINANCE: *O'Brien, **Witte, Burrell, Ellis, McLarney, Snyder, Sprague, Giardini, Ward

PUBLIC WORKS: *Giardini, **Ellis, O'Brien, Burrell, Marsh, Teachman, Boser, Hebdon, McClune

DEVELOPMENT & AGRICULTURE: *Burrell, **Boser, Snyder, Ellis, McLarney, McClune, Padlo

SENIOR SERVICES: *Neal, **McClune, Murphy, Ellis, Vickman, Boser, Witte

STRATEGIC PLANNING: *Vickman, **Sprague, McLarney, Aiello, Murphy, Teachman, Hebdon, Ward, Witte

PUBLIC SAFETY: *Vecchiarella, **Murphy, O'Brien, Neal, Aiello, Padlo, Hebdon

COUNTY OPERATIONS: *Marsh, **Padlo, McLarney, Neal, Teachman, Vecchiarella, Sprague

HUMAN SERVICES: *Snyder, **Aiello, Marsh, Vickman, Ward, Giardini, Witte

LABOR RELATIONS: *McLarney, **Ward, Aiello, Vecchiarella, Boser
LEGISLATIVE REPRESENTATIVES

AGRICULTURE & FARMLAND PROTECTION BOARD: Ellis

COMMUNITY SERVICES BOARD: McClune_

CRIMINAL JUSTICE ADVISORY: Abers, Aiello, O'Brien

EMPIRE ZONE: Abers

EXTENSION SERVICE: Abers, Sprague

FEDERATED SPORTSMEN'S ASSOCIATION: Murphy, Giardini

FIRE ADVISORY BOARD: Abers, Giardini, Hebdon

FLEET MANAGEMENT: O'Brien, Ellis, Burrell, Giardini, Sprague

FOREST PRACTICE BOARD: Ellis

FRIENDS OF THE NURSING HOME: Boser

HEALTH BOARD: Snyder

NURSING HOME QUALITY ASSURANCE: Vickman, Witte

REGION 9 FISH & WILDLIFE MANAGEMENT BOARD: Giardini

SENECA TRAIL RC&D: Ellis

SOIL CONSERVATION: Abers, Ellis

SOUTHERN TIER WEST: Abers

TOWN SUPERVISORS ASSOCIATION: Abers, Murphy

VILLAGE OFFICIALS ASSOCIATION: Marsh, McLarney

YOUTH BOARD: Aiello

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MRS. ABERS granted privilege of the floor to Mrs. Witte who thanked Cherianne Wold, Director of the Department of Aging, and her staff of Meals on Wheels program volunteers who delivered blankets to 91 Meals on Wheels recipients in the Delevan area.

ACT NO. 49-2009 by Mrs. Abers

APPOINTMENT 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, 2010, at the salary which has heretofore, or may hereafter be established:

Ovid D. Knight
21 Riggs Street
Franklinville, New York 14737

James J. Woytash
80 Hidden Ridge Commons
Williamsville, New York 14221

Dean Mast
5719 Route 62
Conewango Valley, New York 14726

Fazlollah Loghmanee
111 Lehn Springs Drive
Williamsville, New York 14221

Dianne Vertes
462 Grider Street
Buffalo, New York 14215.

Adopted January 28, 2009 by voice vote.

ACT NO. 50-2009 by Mr. Giardini
and Mr. Ellis

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS
FOR GASOLINE FOR ONOVILLE MARINA
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

WHEREAS, the Department of Public Works advertised for sealed bids for the purchase of no-lead gasoline for the Onoville Marina, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the bids received for the aforementioned prescription services, which were opened on January 9, 2009, should be rejected and rebid due to a misunderstanding as to the date and price to be used in determining the price of gasoline, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby rejects the bids received for the purchase of no-lead gasoline for the Onoville Marina, which were opened on January 9, 2009, and hereby authorizes the gasoline to be rebid.

Adopted January 28, 2009 by voice vote.

ACT NO. 51-2009 by Mr. Giardini
and Mr. Ellis

**BID ACCEPTANCE FOR CORRUGATED BEAM GUIDE RAILING,
BOX BEAM GUIDE RAILING, BRIDGE AND CULVERT POST,
BRIDGE RAILING AND TRANSITION SECTIONS
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the provision of various materials, according to specifications provided by the Public Works Committee, now, therefore, be it

RESOLVED, that the Commissioner of Public Works is authorized to contract for corrugated beam guide railing, box beam guide railing, bridge and culvert post, bridge railing and transition sections with Chemung Supply Corp., P.O. Box 527, Elmira, New York 14902, as recommended by the Public Works Committee for the term March 1, 2009 through February 28, 2010, and be it further

RESOLVED, that any county, 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 the aforementioned items at any time during the term for which the bids are taken and to require suitable bond to guarantee delivery.

CORRUGATED BEAM GUIDE RAILING & ACCESSORY HARDWARE

			2008	2009
		<u>Quantity</u>	<u>Amount</u>	<u>Amount</u>
GR-01	Galvanized W-Beam rail; 13 feet 6 1/2 inches in length by 12 1/4 inches in height by 3 1/4 inches in width; 8 standard splice bolt slots on each end; std. post bolt slots at 3 feet 1 1/2 inch O.C.; .105 inches thick	each	\$ 58.80	\$ 63.25
GR-02	Galvanized W-Beam rail; as above except standard post bolt slots 6 feet 3 inch O.C.	each	\$ 57.75	\$ 62.42
GR-03	Galvanized W-Beam Rail; Shop bent radius (R); as above with standard post bolt slots 6 feet 3 inch O.C.; state maximum			
	(a) 10 feet to 19 feet radius	each	\$ 91.35	\$132.00
	(b) 20 feet to 49 feet radius	each	\$ 85.05	\$105.60
	(c) 50 feet to 200 feet radius	each	\$ 81.90	\$ 90.20
GR-04	Galvanized W-Beam rail; as above with standard post bolt slots 6 feet 3 inch O.C.; with 10 (1 inch dia.) at 3 inch O.C. on one end for mounting to standard concrete anchor	each	\$ 85.83	\$ 83.60
GR-05	Galvanized W-Beam rail; as above shop bent, twisted and bored for mounting to concrete anchor within one section for typical driveway installations	each	\$112.35	\$105.60
GR-06	Galvanized Rounded End Section	each	\$ 21.52	\$ 30.80
GR-07	Galvanized Flared End Section	each	\$ 19.42	\$ 22.55
GR-08	Galvanized Terminal Connector Parapet	each	\$ 33.07	\$ 31.35

GR-09	5/8 inch x 1 inch Galvanized splice bolts with 5/8 inch by 7/8 inch oval shoulder including oversize nut (1¼ inch across flats) as per NYSDOT dwg. M606-6	per 100	\$ 63.00	\$ 71.50
GR-10	5/8 inch diameter by 1½ inch Galvanized hex Head bolts with nuts and flat washers for Mounting block-outs to heavy posts as per NYSDOT dwg. 606-8R1	per 100	\$105.00	\$110.00
GR-10W	5/8 inch diameter by 10 inch galvanized hex head bolt with nut and flat washer for mounting the railing and wooden offset beam to heavy post as per NYSDOT dwg. M606-8R3	each	\$ 1.73	\$ 2.25
GR-11	Rectangular Flat plate washers as per NYSDOT Dwg. 606-8R1	per 100	\$ 47.25	\$ 49.50
GR-12	Back up plate as per NYSDOT dwg. M606-50	each	\$ 4.72	\$ 5.00
GR-13	5/8 inch diameter by 2 inch Galvanized Button Head bolts with nuts and flat washers for Mounting "W-beam" to heavy post block outs	per 100	\$120.75	\$ 82.50
GR-14	Turn down post mounting brackets. Set consists of one each of type "A", "B", and "C" brackets as per NYSDOT dwg. M606-9R2	per set	\$ 96.60	\$107.25
GR-15	W6 x 8.5 or W6 x 9 standard heavy post, 6'0" long with soil plate, as per NYSDOT dwg. M606-8R3	each	\$ 51.71	\$ 55.55
GR-15A	W6 x 8.5 or W6 x 9 heavy post, 7'0" long, with Soil plate as per NYSDOT dwg. M606-8R3	each	\$ 57.22	\$ 63.80
GR-16	W6 x 8.5 or W6 x 9 standard heavy post, 6'0" long, without soil plate, as per NYSDOT dwg. M606-8R3	each	\$ 34.65	\$ 38.22
GR-17	W6 x 8.5 or W6 x 9 by 14 inch offset beam (block-out) as per NYSDOT dwg. 606-8R1	each	\$ 8.76	\$ 10.78
GR-17W	Wooden 6 x 8 x 14 ½ inch offset block	each	\$ 5.61	\$ 9.62
GR-17P	Plastic 6 x 8 x 14 ½ inch offset block	each	\$ 3.67	\$ 4.18
GR-18	5/16 inch diameter by 1½ inch hex head Galvanized Bolts with nuts, Detail "M" square washer, and Flat washers for mounting guide rail to weak Posts as per NYSDOT dwg. M606-6	per 100	\$ 57.75	\$ 77.00
GR-18A	5/16 inch diameter by 2 3/8 inch Hex Bolt with Two "M" washers, two nuts & one flat washer as Per NYSDOT dwg. M606-51	per 100	\$131.25	\$148.50
GR-19	S3 x 5.7 Intermediate post, 5'3" long, with soil plate as per NYSDOT dwg. M606-6	each	\$ 31.76	\$ 37.95
GR-19A	S3 x 5.7 Intermediate post, 7'0" long with soil plate as per NYSDOT dwg. M606-6	each	\$ 42.78	\$ 47.85
GR-19B	S3 x 5.7 Intermediate post, 5'5" long, with soil plate as per NYSDOT dwg. M606-50	each	\$ 34.91	\$ 40.15

GR-20	Concrete anchor with galvanized nuts and washers per NYSDOT dwg. M606-6	each	\$300.00	\$325.00
GR-21	Ground bearing angle set consisting of two L4 x 3 x 1/4 angles, 8 inches long and two 3/4" x 4-1/2" hex bolts with nut and 2 flat washers as per NYSDOT dwg. M606-6	per set	\$ 24.67	\$ 30.52
GR-22	1/2 inch by 1½ inch Hex Bolt with 2 nuts for W-Beam support on S3 x 5.7 post	per 100	\$ 73.50	\$ 77.00
GR-23	W6 x 15 Barricade Post, 8'0" long	each	\$118.65	\$151.80
GR-23B	W6 x 15 Barricade Post, 9'4" long as per NYSDOT dwg. M630-1	each	\$147.00	\$181.50

BOX BEAM & CABLE GUIDE RAIL AND ASSOCIATED HARDWARE

<u>Index</u> <u>No.</u>	<u>Description:</u>	<u>unit</u>	<u>2008</u> <u>Amount</u>	<u>2009</u> <u>Amount</u>
<u>CABLE GUIDE RAILING:</u> DRAWINGS 606-1R2 & 606-2R2				
CG-80	3/4 " Round Wire Cable, three (3) strands of seven (7) wires each, AASHTO, M-30, TYPE I, Class A;	/foot	\$.79	\$ 1.32
CG-81	Concrete Anchors with breakaway angle, hardware and two (2) top mounted independent rebar lift points; as per NYSDOT dwg. 606-1R2	each	\$550.00	\$550.00
CG-81A	Two piece Concrete Anchor with hardware as per NYSDOT dwg. M606-2R1	each	\$550.00	\$650.00
CG-82	Spring and Turnbuckle Cable End Assembly, with compensating device; NYSDOT dwg. M606-2R1 Detail "B"	each	\$116.55	\$148.50
CG-83	Steel Turnbuckle Cable End Assembly; NYSDOT dwg. M606-2R1 Detail "A"	each	\$ 65.10	\$ 77.00
CG-83A	Cable End Assembly to Anchor, as per NYSDOT dwg. M606-2R1	each	\$ 26.25	\$ 32.45
CG-84	S3 x 5.7 Intermediate post with soil plate, 5' 3" length;	each	\$ 31.76	\$ 37.95
CG-85	End Post Cap with bolt; as per NYSDOT dwg. 606-1R2	each	\$ 25.20	\$ 30.25
CG-85A	Anchor Post Assembly - Complete as per NYSDOT dwg. M606-2R1	each	\$101.32	\$126.50
CG-86	Driveway End Post Cap with bolt; as per NYSDOT dwg. 606-2R2	each	\$ 25.20	\$ 30.25

CG-87	Ground Bearing Angles assembly; as per NYSDOT dwg. 606-1R2	each	\$ 24.67	\$ 29.97
CG-88	Hook Bolt with shoulder & nut or 2 nuts;	each	\$.58	\$.66
CG-89	Reflective Delineator with mounting hardware, dwg. M606.1R1;	each	\$ 3.70	\$ 4.40
CG-90	Cable Splice with wedges, dwg. M606.1R1;	each	\$ 38.85	\$ 41.25
CG-91	Spare Wedges for all splices and cable fittings, dwg. M606.1R1;	each	\$ 1.15	\$ 1.10
CG-92	Cable clamp for 3/4" cable.	each	\$ 4.14	\$ 4.12
<u>BOX BEAM GUIDE RAILING:</u> DRAWING 606-3R4, M606-3, M606-4				
BB-100	Box Beam Guide Rail, 6 inch by 6 inch by 3/16 inch straight, lengths of 18', 24', 30' or 36 feet;	each	18'-\$196.00 24'-\$255.00 30'-\$331.00 36'-\$356.00	18'-\$236.50 24'-\$319.00 30'-\$401.50 36'-\$462.00
BB-101	Box Beam Guide Rail, 6 inch by 6 inch by 3/16 inch shop curve, 205' radius, lengths 18 ft. or 24 feet;	each	18'-\$206.00 24'-\$266.00	18'-\$253.00 24'-\$335.50
BB-102	Box Beam Guide Rail, 6 inch by 6 inch by 3/16 inch shop curve, radius 20 ft. To 200 ft., lengths of 12', 18', 24', 30 and 36 feet;	/foot	\$ 15.75	\$ 17.60
BB-103	Box Beam Guide Rail, 6 inch by 6 inch by 3/16 inch shop curve, radius under 20 feet; lengths of 12', 18', 24' and 30 feet;	/foot	\$ 27.30	\$ 44.00
BB-104	Box Beam Type I end section, approximately 7 1/2 feet long;	each	\$152.25	\$181.50
BB-105	S3 x 5.7, 3'11" in length, Anchor Post for Type I end, with special end shelf angle, two 1/2" x 1 1/2" hex bolts w/nut & flat washer and one 3/4" x 8" hex bolt w/nut & flat washer;	each	\$ 39.27	\$ 46.47
BB-106	Box Beam Type II end section, approximately 9 feet long;	each	\$173.25	\$209.00
BB-107	Two S3 x 5.7, 2'9" long, Anchor posts for Type II end, with 3/8" x 9 1/2" hex bolt w/ nut & 2 flat washers;	each	\$ 53.02	\$ 61.60
BB-108	Straight splice plate pair with eight 3/4" x 1 1/2" A325 hex bolts and F844 Type A flat washers;	/pair	\$ 58.64	\$ 63.80
BB-109	Angled Splice Plate pair with eight 3/4" x	/pair	\$ 61.79	\$ 67.10

1 1/2" A325 hex bolts and F844 Type A flat washers; (specify 2, 4, or 6 degree angle);

BB-110	Standard shelf angle:	each	\$ 4.41	\$ 5.50
BB-111	Hex Bolt 3/8" x 7 1/2" w/nut & 2 flat washers	each	\$.78	\$ 1.10
BB-112	Hex Bolt 1/2" x 1 1/2" w/nut & flat washer;	each	\$.58	\$.71
BB-113	S3 x 5.7 Intermediate Post 5' 3" length;	each	\$ 31.76	\$ 37.95

BRIDGE & CULVERT; POSTS, RAILINGS & TRANSITIONS

<u>Index No.</u>	<u>DESCRIPTION:</u>	<u>Unit</u>	<u>2008 Rate</u>	<u>2009 Rate</u>
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All dimensions are in millimeters (mm) unless otherwise noted.

Reference: BD-RS1/R3 THROUGH RS8/R3 -

RS-120	Galvanized 127 x 76 x 6.4 Top Railing of Four Rail System, with both ends turned down to Third Rail (BD-RS4/R3).	/meter	\$ 69.82	\$ 71.50
RS-121	Galvanized 127 x 76 x 6.4 Bottom Railing of Four Rail System, with 1.5 m., 15 deg. flared section both ends.	/meter	\$ 63.99	\$ 82.50
RS-122	Galvanized 152 x 152 x 4.8 Center Railing of Four Rail System.	/meter	\$ 40.68	\$ 39.60
RS-123	Galvanized 152 x 152 x 4.8 Top Transition Rail with square end, 6.90 m. long.	each	\$282.45	\$352.00
RS-124	Galvanized 152 x 152 x 4.8 Bottom Transition Rail with beveled end for turn back splice, 7.09 m. long.	each	\$284.55	\$363.00
RS-125	Galvan. 152 x 152 x 4.8 Turn Back Rail with end cap, 2.7 m. long.	each	\$133.35	\$170.50
RS-126	Galvanized Turn Back Splice Tube, with 5.33 deg. drop angle.	each	\$112.35	\$129.80
RS-127	203 x 152 x 6.4 Galvanized Block Out Tube, 150 mm. long.	each	\$ 13.80	\$ 15.95
RS-128	Galvanized Bridge Post for Four Rail curbless System, 1.06 m. in height.	each	\$178.50	\$242.00
RS-128A	Galvanized Bridge Post for Three Rail curbless system, 830 mm in height	each	\$175.35	\$220.00
RS-128B	Galvanized Bridge Post for Two Rail curb type system, 680 mm in height.	each	\$153.30	\$199.10

RS-129	Galvanized 350 x 10 x 250 Anchor Plate.	each	\$ 28.35	\$ 33.00
RS-130	Galvanized 127 x 127 x 7.9 Expansion Splice Tube, 900 mm long.	each	\$103.95	\$126.50
RS-131	Galvanized 127 x 127 x 7.9 Fixed Splice Tube, 685 mm long.	each	\$ 93.45	\$115.50
RS-132	Galvanized 108 x 54 x 900 Expansion Splice Bar	each	\$153.30	\$159.50
RS-133	Galvanized 108 x 54 x 685 Fixed Splice Bar	each	\$120.75	\$127.60
RS-134	Galvanized L127 x 127x 15.9 Railing Angle, 154 mm. long.	each	\$ 17.32	\$ 24.75
RS-135	W150 x 14 Heavy Transition Post with soil plate, 2.14 m. long:	each	\$ 58.80	\$ 66.00
RS-136	S75 X 8 Intermediate Transition Post with soil plate, 2.14 m. long.	each	\$ 46.46	\$ 58.30

Following dimensions are in INCHES (in) unless otherwise noted.

Reference: BD-RL3E THRU RL5E

RS-150	Galvanized 6 x 6 x 3/16 Bridge Railing	/foot	\$ 12.39	\$ 13.75
RS-151	Galvan. W6 x 25 Bridge Post for Curbless application, 34" height.	each	\$148.57	\$198.00
RS-152	Galvanized 9" x 1/2" x 12" Anchor Plate with four tach weld nuts for 1" galvanized NC thread.	each	\$ 49.87	\$ 63.80
RS-153	Galvanized 8" x 6" x 1/4" Block Out Tube, 6" length.	each	\$ 13.80	\$ 15.95
RS-154	Galvanized 5 x 5 x 5/16" x 2' 10-1/2" tube with one 4 x 3/8" x 1' 8" fill plate and one 4 x 3/8" x 2' 9-1/2" fill plate "Splice Tube A".	each	\$102.11	\$115.50
RS-155	Galvanized 5 x 5 x 5/16" x 2' 10-1/2" tube with TWO 4 x 3/8" x 2' 9-1/2" fill plates "Splice Tube B".	each	\$104.73	\$118.80
RS-156	Galvanized 6 x 6 x 3/16" Top Transition Rail; 23' 0" long	each	\$282.45	\$352.00
RS-157	Galvanized 6 x 6 x 3/16" Bottom Transition Rail with beveled end for turn back splice tube, 23' 7 1/2" long.	each	\$284.55	\$363.00

RS-158	W6 x 8.5 Galvanized Post for Transition, 7' 0" long with soil plate.	each	\$ 58.80	\$ 66.00
RS-159	S3 x 5.7 Galvanized Post for Transition, 7' 0" long with soil plate.	each	\$ 46.46	\$ 58.30

State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County. Four sets of specifications were sent out.

Adopted January 28, 2009 by voice vote.

ACT NO. 52-2009 by Mr. Giardini
and Mr. Ellis

**BID ACCEPTANCE FOR GABION BASKETS, CRUSHED STONE, ROCK RIP RAP,
CONCRETE CATCH BASINS, PORTLAND CEMENT CONCRETE,
FLEXIBLE CONCRETE MATS AND PROCESSED GRAVEL
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the provision of various materials, according to specifications provided by the Public Works Committee, now, therefore, be it

RESOLVED, that the Commissioner of Public Works is authorized to contract for gabion baskets, crushed stone, rock rip rap, concrete catch basins, portland cement concrete, flexible concrete mats and processed gravel, with the following bidders recommended by the Public Works Committee for the term May 1, 2009 through April 30, 2010, and be it further

RESOLVED, that any county, 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 the aforementioned items at any time during the term for which the bids are taken and to require suitable bond to guarantee delivery.

♦ **GABION BASKETS**- FOB Little Valley (Minimum Order 50)
A. H. Harris & Sons, Inc.
17 Commercial Avenue
Albany, New York 12205

<u>ITEMS</u>	<u>2008 Rate</u>	<u>2009 Rate</u>
1' x 3' x 12', 3 diaphragms, 1.33 cu.yds.	\$ 63.00	\$108.54**
3' x 3' x 12', 3 diaphragms, 4.00 cu.yds.	\$101.00	\$181.26**
Additional wire/100 lbs.	\$ 75.00	\$129.03
** 2009 rates include "tie wire"		

No State Bid. Four sets of specifications were sent out.

♦ **CRUSHED STONE**
County Line Stone Co., Inc.

4515 Crittenden Road
P.O. Box 150
Akron, New York 14001

<u>Per Ton</u>	<u>F.O.B. Co. Trucks</u>	<u>Delivered Northeast</u>	<u>Delivered Northwest</u>	<u>Delivered Southeast</u>	<u>Delivered Southwest</u>
No. 1A	\$12.00	\$18.50	\$19.00	\$20.00	\$20.25
No. 1 ST	11.25	17.75	18.25	19.25	19.50
No. 1	11.25	17.75	18.25	18.60	19.50
No. 2	10.00	16.50	17.00	18.20	18.40
Minus 1 Crusher Run	9.15		16.20		
Minus 2 Crusher Run	8.25	14.75	15.25	16.25	16.50
Gabion Stone	8.50	15.20	15.65	16.50	16.75

***Origin of Stone: 4515 Crittenden Road Quarry, Akron, NY*

Buffalo Crushed Stone, Inc.
2544 Clinton Street
P.O. Box 710
Buffalo, New York 14224

<u>Per Ton</u>	<u>F.O.B. Co. Trucks</u>	<u>Delivered Northeast</u>	<u>Delivered Northwest</u>	<u>Delivered Southeast</u>	<u>Delivered Southwest</u>
No. 1A	\$15.45				
No. 1 ST	13.65				
No. 1	13.35				
No. 2	11.75				
Minus 1 Crusher Run	10.50	\$15.50		\$17.00	\$17.50
Minus 2 Crusher Run	9.75	14.75		16.25	
Gabion Stone	10.65				

***Origin of Stone: Wehrle Drive Quarry, Lancaster, NY #1 Stone @ Como Park Quarry*

State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County. Three sets of specifications were sent out.

♦ **ROCK RIP RAP**

County Line Stone Co., Inc.
4515 Crittenden Road
P.O. Box 150
Akron, New York 14001

<u>FINE</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$ 8.25	\$ 6.50	\$14.75
Southeast Section	\$ 8.25	\$ 8.00	\$16.25
Northwest Section	\$ 8.25	\$ 7.00	\$15.25
Southwest Section	\$ 8.25	\$ 8.25	\$16.50

<u>LIGHT</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$ 8.50	\$ 6.50	\$15.00
Southeast Section	\$ 8.50	\$ 8.00	\$16.50
Northwest Section	\$ 8.50	\$ 7.00	\$15.50
Southwest Section	\$ 8.50	\$ 8.25	\$16.75

<u>MEDIUM</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$ 10.75	\$ 9.00	\$19.75
Southeast Section	\$ 10.75	\$ 10.70	\$21.45
Northwest Section	\$ 10.75	\$ 9.75	\$20.50
Southwest Section	\$ 10.75	\$ 11.00	\$21.75

<u>HEAVY</u>	<u>Per Ton</u>	<u>Delivery</u>	<u>Total</u>
Northeast Section	\$ 11.75	\$ 9.00	\$20.75

Southeast Section	\$ 11.75	\$ 10.90	\$22.65
Northwest Section	\$ 11.75	\$ 9.60	\$21.35
Southwest Section	\$ 11.75	\$ 11.60	\$23.35

State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County. Four sets of specifications were sent out. One other bid received meeting specifications is on file at the Department of Public Works, 8810 Route 242, Little Valley, New York.

♦ **CONCRETE CATCH BASINS - price each, includes delivery**

Southern Tier Municipal & Construction Supply Co.
1801 Washington Street
Jamestown, New York 14701

<u>Frames & Grates - Basin Sizes</u>		<u>Rate</u>
CCB 2472	24" sq. x 72"	\$470.00
CCB 3036	30" sq. x 36"	\$448.50
CCB 3054	30" sq. x 54"	\$572.50
CCB 3636	36" sq. x 36"	\$740.00
CCB 3654	36" sq. x 54"	\$775.00
CCB 3672	36" sq. x 72"	\$930.00
<u>Risers - 24 inches square (Height)</u>		
CBR 24-6	6 inches	\$ 70.00
CBR 24-9	9 inches	\$ 80.00
CBR 24-12	12 inches	\$ 90.00
CBR 24-24	24 inches	\$125.00
<u>Risers - 30 inches square (Height)</u>		
CBR 30-6	6 inches	\$150.00
CBR 30-9	9 inches	\$150.00
CBR 30-12	12 inches	\$190.00
CBR 30-24	24 inches	\$265.00
<u>Risers - 36 inches square (Height)</u>		
CBR 36-6	6 inches	\$150.00
CBR 36-9	9 inches	\$150.00
CBR 36-12	12 inches	\$190.00
CBR 36-24	24 inches	\$265.00
<u>Extra Grates</u>		
CBG 24	24" x 24"	\$175.00*
CBG 30	30" x 30"	\$295.00*
CBG 36	36" x 36"	\$390.00*
	27 ½" drop in grates (coated)	\$138.00
* - plain cast iron grates (not coated)		

Kistner Concrete Products, Inc.
P.O. Box 218
East Pembroke, New York 14056-0218

<u>Frames & Grates - Basin Sizes</u>		<u>Rate</u>
CCB 2454	24" sq. x 54"	\$387.00
CCB 2466	24" sq. x 66"	\$439.00
<u>Risers - 24 inches square (Height)</u>		
CBR 24-6	6 inches	\$120.00
CBR 24-12	12 inches	\$230.00
CBR 24-24	24 inches	\$307.00
<u>Extra Grates</u>		
CBG 24	24" x 24"	\$178.00

Jamestown Macadam, Inc.
P.O. Box 518

Celoron, New York 14720

<u>Frames & Grates - Basin Sizes</u>		<u>Rate</u>
CCB 2424	24" sq. x 24"	\$270.00
CCB 2436	24" sq. x 36"	\$290.00
CCB 2436A	24" sq. x 36"	\$350.00
CCB 2454A	24" sq. x 54" (single knockout)	\$400.00
<u>Risers - 24 inches square (Height)</u>		
CBR 24-6	6 inches	\$ 75.00
CBR 24-9	9 inches	\$ 85.00
CBR 24-12	12 inches	\$100.00
CBR 24-24	24 inches	\$130.00
<u>Extra Grates</u>		
CBG 24	24" x 24"	\$180.00

Great Lakes Concrete Products, LLC
5690 Camp Road
Hamburg, New York 14075

<u>Frames & Grates - Basin Sizes</u>		<u>Rate</u>
CCB 2436W	24" sq. x 36" (8" wall)	\$524.00
CCB 2454W	24" sq. x 54" (8" wall)	\$688.00
<u>Risers - 24 inches square (Height)</u>		
CBR 24-6	6 inches	\$136.00
CBR 24-9	9 inches	\$144.00
CBR 24-12	12 inches	\$151.00
CBR 24-24	24 inches	\$182.00
<u>Extra Grates</u>		
CBG 24	24" x 24"	\$183.00

No State Bid. Four sets of specifications were sent out. Other bids received meeting specifications are on file at the Department of Public Works, 8810 Route 242, Little Valley, New York.

♦ **PORTLAND CEMENT CONCRETE** - Per cubic yard

Hanson Aggregates New York, Inc.
6895 Ellicott Street
Pavilion, New York 14525

<u>Index No.</u>	<u>Description</u>	<u>Rate</u>
<u>A = NYSDOT Class "A", General Purpose Structural</u>		
A-NE	Northeast Section	\$107.85
A-NW	Northwest Section	\$107.85
A-SE	Southeast Section	\$106.40
A-SW	Southwest Section	\$108.25
<u>D = NYSDOT Class "D", Thin Structured Application</u>		
D-NW	Northwest Section	\$115.50
D-SE	Southeast Section	\$115.50
D-SW	Southwest Section	\$110.25
<u>E = NYSDOT Class "E", Structural Slabs and Structural Approach Slabs</u>		
E-NE	Northeast Section	\$109.50
E-NW	Northwest Section	\$111.50
E-SE	Southeast Section	\$109.00
E-SW	Southwest Section	\$109.50
<u>F = NYSDOT Class "F", High Early Strength for Pavement or Structural Slabs</u>		
F-NE	Northeast Section	\$113.50
F-NW	Northwest Section	\$114.00
F-SE	Southeast Section	\$112.00

F-SW	Southwest Section	\$113.00
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H = NYSDOT Class "H", Pumping Applications

H-NW	Northwest Section	\$111.50
H-SE	Southeast Section	\$109.25
H-SW	Southwest Section	\$111.25

HP = NYSDOT Class "HP", High Performance Concrete for Superstructure Slabs and Structural Approach Slabs

HP-SE	Southeast Section	\$156.00
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ALLOWABLE EXTRA COST - Short load, PER LOAD

S-1	1 cubic yard or less	\$ 50.00
S-2	More than 1 CY, <= 2 CY	\$ 50.00
S-3	More than 2 CY, <= 3 CY	\$ 50.00
S-4	More than 3 CY, <= 4 CY	\$ 50.00
S-5	More than 4 CY, <= 5 CY	NC

ALLOWABLE EXTRA COST - Heated Concrete, PER YARD

HC-1	When Requested	\$ 10.00
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ALLOWABLE EXTRA COST - Unloading, PER MINUTE

XC-1	Unloading in excess of 5 minutes per cubic yard	\$ 1.00
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ALLOWABLE EXTRA COST - Water-Reducing Admixture

SP-1	When Requested (High Range) (ASTM) Type F	\$ 6.00
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Great Lakes Concrete Products, LLC
5690 Camp Road
Hamburg, New York 14075

<u>Index No.</u>	<u>Description</u>	<u>Rate</u>
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D = NYSDOT Class "D", Thin Structured Application

D-NE	Northeast Section	\$112.00
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H = NYSDOT Class "H", Pumping Applications

H-NE	Northeast Section	\$109.60
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HP = NYSDOT Class "HP", High Performance Concrete for Superstructure Slabs and Structural Approach Slabs

HP-NE	Northeast Section	\$120.10
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ALLOWABLE EXTRA COST - Short load, PER LOAD

S-1	1 cubic yard or less	\$129.48
S-2	More than 1 CY, <= 2 CY	\$110.83
S-3	More than 2 CY, <= 3 CY	\$ 90.83
S-4	More than 3 CY, <= 4 CY	\$ 71.13
S-5	More than 4 CY, <= 5 CY	\$ 51.78

ALLOWABLE EXTRA COST - Heated Concrete, PER YARD

HC-1	When Requested	\$ 7.95
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ALLOWABLE EXTRA COST - Unloading, PER MINUTE

XC-1	Unloading in excess of 5 minutes per cubic yard	\$ 1.38
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ALLOWABLE EXTRA COST - Water-Reducing Admixture

SP-1	When Requested (High Range) (ASTM) Type F	\$ 5.46
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Jamestown Macadam, Inc.
P.O. Box 518
Celeron, New York 14720

<u>Index No.</u>	<u>Description</u>	<u>Rate</u>
<u>HP = NYSDOT Class "HP", High Performance Concrete for Superstructure Slabs and Structural Approach Slabs</u>		
HP-SW	Southwest Section	\$155.00

ALLOWABLE EXTRA COST - Short load, PER LOAD

S-1	1 cubic yard or less	\$50.00
S-2	More than 1 CY, </= 2 CY	\$50.00
S-3	More than 2 CY, </= 3 CY	\$50.00
S-4	More than 3 CY, </= 4 CY	\$50.00
S-5	More than 4 CY, </= 5 CY	NC

ALLOWABLE EXTRA COST - Heated Concrete, PER YARD

HC-1	When Requested	\$ 10.00
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ALLOWABLE EXTRA COST - Unloading, PER MINUTE

XC-1	Unloading in excess of 5 minutes per cubic yard	\$ 1.00
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ALLOWABLE EXTRA COST - Water-Reducing Admixture

SP-1	When Requested (High Range) (ASTM) Type F	\$ 6.50
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State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County. Five sets of specifications were sent out.

◆ **FLEXIBLE CONCRETE MATS**

Kistner Concrete Products, Inc.

P.O. Box 218

East Pembroke, New York 14056

<u>Mat Index No.</u>	<u>Thickness /Mat Weight</u>	<u>Rate</u>
FC35	4.5" / 2531	\$ 724.46
FC45	5.5" / 3094	\$ 878.05
FC70	8.5" / 4781	\$1,346.75

No State Bid. Two sets of specifications were sent out.

◆ **PROCESSED GRAVEL** - see next page for listings

Twenty-Six sets of specifications were sent out.

State Bid. These prices will be compared with the prices on State Contract and all items will be purchased from the source most beneficial to the County.

Adopted January 28, 2009 by voice vote.

PRICE SUMMARY SHEET

5/1/2009 - 4/30/2010

PROCESSED GRAVEL

WASHED per TON F.O.B. Co. Trk.

Material:	Vendor	COUNTRY SIDE SAND & GRAVEL CRUSHED / SCREEN	DAN GERNATT GRAVEL PRODUCTS CRUSHED / SCREEN	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN
NO. 1A		12.25	12.25	NB	12.45	NB	10.25
NO. PA 1B		NB	NB	NB	NB	NB	NB
NO. 1ST		10.65	NB	NB	NB	NB	NB
NO. 1		12.25	NB	NB	11.45	9.45	11.75
NO. 1 & 2 MIXED		12.25	NB	NB	11.45	NB	11.75
NO. 2		12.25	NB	NB	11.45	NB	11.75
NO. PA 2A		10.00 8.00 #	NB	NB	9.50 8.00 #	NB	NB
NO. 3		NB	NB	NB	11.70	10.45	NB
NO. 4		NB	NB	NB	NB	NB	NB
NO. 5		NB	NB	NB	NB	NB	NB
OVERSIZED (LGR. THAN NO. 5)		12.00 # (2" - 8")	12.75 (2" - 8")	8.75 # (2" - 6")	NB	9.00 (2" - 6")	NB
RUN OF BANK GRAVEL # - At Deposit		6.25 #	7.75 6.25 #	7.25 5.75 #	8.00	6.95 5.95 #	7.75 6.25 #
SAND SUITABLE FOR CONCRETE		8.45	8.45	8.45	8.45	8.45	8.45
SAND SUITABLE FOR ICE & SNOW CONTROL		6.35	NB	7.45	7.45	6.35	7.45
SUB-BASE MATERIALS		9.50 \$7.50 #	8.25 #	7.75 7.25 #	9.25	8.45 7.45 #	NB
BITUMINOUS STABILIZED COURSE		NB	NB	NB	NB	NB	NB
ADDITIONAL ITEMS: (see below)		XX1	XX2, XX3, XX3A	XX4	XX5, XX6	XX7, XX8	
DELIVERY CHARGES ##	ALL OF THE						
0 - 5 MILES (per net ton mile)	GERNATT LOCATIONS		2.50				
6 - 15 MILES	HAVE THE SAME		.15				
16 - 50 MILES	DELIV. CHARGE		.13				
PLANT LOCATION:	ROUTE 62 SOUTH DAYTON		TAYLOR HOLLOW COLLINS, NY	BENZ DRIVE SPRINGVILLE	BUFFALO ROAD IRVING, NY	RT. 98 FREEDOM, NY	BROADWAY ROAD GOWANDA, NY

- AT DEPOSIT

XX1 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$10.25

XX2 - GABION GRAVEL - (2" - 8") NO BID

XX3 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$10.25

XX4 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$10.25

XX5 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$10.25

XX6 - NO. 3A CRUSHED - \$12.00

XX7 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$10.25

XX8 - NO. 3A CRUSHED - \$11.25

XX9 - NO. 3A CRUSHED - \$10.25

XX10 - NO. 3A CRUSHED - \$10.25

XX11 - NO. 3A CRUSHED - \$10.25

XX12 - NO. 3A CRUSHED - \$10.25

XX13 - NO. 3A CRUSHED - \$10.25

XX14 - NO. 3A CRUSHED - \$10.25

XX15 - NO. 3A CRUSHED - \$10.25

PROCESSED GRAVEL

WASHED per TON F.O.B. Co. Trk.

Material:	Vendor->	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN	GERNATT ASPH. PRODUCTS CRUSHED / SCREEN	A & F TRUCKING CRUSHED / SCREEN	BUFFALO CRUSHED STONE, INC. CRUSHED / SCREEN	LITTLE VALLEY SAND & GRAVEL CRUSHED / SCREEN	LAFARGE N. AMERICAN CRUSHED / SCREEN
NO. 1A		10.75	8.50	NO BID	11.05	9.40	11.20
NO. PA 1B		10.25	NB	2009	10.00	9.40	9.80
NO. 1ST		NB	NB		9.65	9.40	9.50
NO. 1		11.25	9.25		9.00	9.40	9.15
NO. 1 & 2 MIXED		11.25	NB		9.20	9.40	9.30
NO. 2		11.00	NB		9.20	9.40	9.15
NO. PA 2A		8.00	NB		7.60	7.80	NB
NO. 3		11.25	NB		NB	8.50	NB
NO. 4		NB	NB		NB	8.50	NB
NO. 5		NB	NB		NB	NB	NB
OVERSIZED (LGR. THAN NO. 5)		8.75 (2" - 6")	8.25 (2" - 6")		NB	9.20	11.05
RUN OF BANK GRAVEL		6.95 5.50 #	5.75		6.30	4.90	5.25
SAND SUITABLE FOR CONCRETE		8.45	NB		7.90	5.20	7.70
SAND SUITABLE FOR ICE & SNOW CONTROL		5.15	5.95		6.45	4.80	5.40
SUB-BASE MATERIALS		8.25, 7.00 #	7.25		6.75	5.80	6.45
BITUMINOUS STABILIZED COURSE		NB	NB		NB	NB	NB
ADDITIONAL ITEMS: (see below)		XX10.			XX13, XX14		
DELIVERY CHARGES #		SEE DELIVERY					
0 - 5 MILES (per net ton mile)		ON			2.25	2.00	NB
6 - 15 MILES		PREVIOUS PAGE			.15	.14	NB
16 - 50 MILES					.12	.14	NB
PLANT LOCATION:		RT 219 GREAT VALLEY	ROUTE #16 CHAPPEE	JIMMERSON ROAD SALAMANCA	FRANKLINVILLE	New Albion Rd. LITTLE VALLEY	ELTON ROAD DELEVAN

- AT DEPOSIT
 XX10 - SIDEWALK BLEND (No. 1 & CONCRETE SAND) \$10.25
 XX13 - 3/4" TYPE 4, CRUSHED - \$7.55
 XX14 - YARD CLEAN-UP - \$6.55

PROCESSED GRAVEL

WASHED per TON F.O.B. Co. Trk.

I.A. CONSTRUCTION

Material:	Vendor->	CORBETT HILL GRAVEL PRODUCTS CRUSHED / SCREEN	E.F. LIPPERT & CO., INC. CRUSHED / SCREEN	PORTVILLE SAND & GRAVEL CRUSHED / SCREEN	HY-BANKS GRAVEL PRODUCTS CRUSHED / SCREEN	UNGERMANN EXCAVATING CRUSHED / SCREEN	GIARDINI BROS. CONST. CO. CRUSHED / SCREEN
NO. 1A		11.90	14.50	7.95	NB	NB	NB
NO. PA 1B		10.35	NB	12.50	9.90	9.90	NB
NO. 1ST		11.25	NB	12.10	9.50	9.50	NB
NO. 1		10.85	NB	NB	NB	10.85	9.50
NO. 1 & 2 MIXED		10.70	NB	10.50	10.85	10.70	9.50
NO. 2		10.50	NB	11.00	10.85	10.50	10.50
NO. PA 2A		NB	NB	8.80	8.95	8.95	NB
NO. 3		11.30	NB	11.25	9.95	9.95	9.50
NO. 4		NB	NB	NB	NB	NB	9.50
NO. 5		NB	NB	NB	NB	NB	NB
OVERSIZED (LGR. THAN NO. 5)		11.75	NB	NB	11.75	8.00	9.50
RUN OF BANK GRAVEL		5.00	5.40	5.75	5.00	5.00	5.75
SAND SUITABLE FOR CONCRETE		7.90	7.90	NB	7.90	7.00	7.00
SAND SUITABLE FOR ICE & SNOW CONTROL		3.85	6.30	6.45	3.85	6.00	7.00
SUB-BASE MATERIALS		6.40	6.25	6.25	6.40	5.75	6.25
BITUMINOUS STABILIZED COURSE		NB	NB	NB	NB	NB	NB
ADDITIONAL ITEMS: (see below)							
DELIVERY CHARGES #							
0 - 5 MILES (per net ton mile)		2.80	3.75	3.75	2.80	2.00	4.00
6 - 15 MILES		.16	.22	.22	.16	.75	3.00
16 - 50 MILES		.16	.22	.22	.16	2.75	3.00
PLANT LOCATION:		MOORE ROAD RANDOLPH	S. NINE MILE RD. ALLEGANY	BARBERTOWN RD. PORTVILLE	EXIT 17, I-86 3 MILES SOUTH	BROWN ROAD, MACHIAS	GARGOYLE RD. ALLEGANY, NY

PROCESSED GRAVEL:GRAVEL PIT'S BIDDING ONLY A FEW ITEMS:LITTLE VALLEY SAND & GRAVEL

RICKERT PIT - RTE. 242
 RUN OF BANK \$7.00 /CU. YD.
 SUB-BASE MATER. \$8.70 /CU. YD.
 PEASE PIT - RTE. 353
 RUN OF BANK \$7.00 /CU. YD.
 SUB-BASE MATER. \$8.70 /CU. YD.

0-5 MILES PER NET TON MILE \$2.00
 6-15 MILES PER NET TON MILE .14
 16-50 MILES PER NET TON MILE .14

MIDLAND ASPHALT (WAS ALLE-CATT ASPHALT)
LOWER BIRCH RUN ROAD, ALLEGANY

BITUMINOUS STABILIZED COURSE \$ 59.82 ^

^ = Price is based on the average FOB terminal price of AC-15 or AC-20
 Asphalt cement as of 10/1/08 (\$691.00) PER U.S. TON

RICHARD PECK CONSTRUCTION Birch Run Rd. Allegany, NY

OVERSIZED STONE \$10.50 /CU. YARD
 RUN OF BANK GRAVEL 8.25 /CY
 SUB-BASE MATERIALS 9.75 /CY

0-5 MILES PER NET TON MILE \$2.82
 6-15 MILES PER NET TON MILE 2.75
 16-50 MILES PER NET TON MILE 7.50

McEWAN TRUCKING & GRAVEL PRODUCTS, INC.

RUN OF BANK GRAVEL 4.50 / TON
 SCREENED TOPSOIL 22.00 / TON
 SUB-BASE MATERIALS 5.25 / TON

ALLEGANY AGGREGATES ROUTE 44, CERES, PA
 (Address - 4 Centre Drive, Orchard Park, NY)

NO. PA. 2A Washed Crushed Gravel 7.50 /TON
 NO. PA. 2A Washed Screened Gravel 6.50 /TON
 NO. 3, WASHED SCREENED GRAVEL 8.00 /TON
 OVERSIZED STONE 8.35 /TON
 RUN OF BANK 5.15 /TON
 SUB-BASE MATERIAL 6.50 /TON

WATERMAN'S GRAVEL 12316 VAUGHAN ST., RT. 240,
 EAST CONCORD, NY

OVERSIZED STONE 8.00 /TON
 RUN OF BANK GRAVEL 4.00 /TON
 SCREENED TOPSOIL 17.99 /TON
 CRUSHER RUN 7.99 /TON
 SUB-BASE MATERIAL 4.50 /TON

D & HEXCAVATING, INC.

(THERE ARE TWO (2) LOCATIONS WITH IDENTICAL PRICES)
 THE 3 LOCATIONS ARE: "MARTIN ROAD", & "HIRAM ROAD"

NO. 2 WASHED CRUSHED GRAVEL \$7.50 / TON
 -2" WASHED CRUSHED GRAVEL \$5.00 / TON
 OVERSIZED STONE 6.50 / TON
 RUN OF BANK 4.00 / TON
 CRUSHED #3, #4, #5 WASHED 7.00 / TON
 MINUS 1" CRUSHER RUN HARDHEADS 6.75 / TON
 MINUS 2" CRUSHER RUN HARDHEADS 6.75 / TON
 SUB-BASE MATERIAL 4.50 / TON

0-5 MILES PER NET TON MILE \$1.75
 6-15 MILES PER NET TON MILE .70
 16-50 MILES PER NET TON MILE 1.25

WATERBORO GRAVEL 12841 Rt. 394, Randolph, NY
 OVERSIZED STONE \$7.50 PER TON
 RUN OF BANK \$4.25 PER TON
 SAND FOR SNOW & ICE CONTROL \$5.25 PER TON
 SUB-BASE MATERIAL \$5.25 PER TON

CLEAR CREEK GRAVEL
 (PIT LOCATION - ROUTE US 62, CONEWANGO VALLEY NY)

OVERSIZED STONE (3" - 6") \$9.00 PER CU. YD.
 RUN OF BANK \$3.00 PER CU. YD.
 2" SCREENED GRAVEL w/sand \$6.60 PER CU. YD.

ACT NO. 53-2009 by Mr. Giardini
and Mr. Ellis

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT
WITH SNORAC, INC. D/B/A ENTERPRISE FLEET MANAGEMENT
FOR LEASING OF PROGRAM VEHICLES**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Department of Public Works is desirous of leasing program vehicles to replace selected County pool vehicles in an effort to reduce costs associated with the County's fleet, and

WHEREAS, SNORAC, Inc., d/b/a Enterprise Fleet Management, 1320 Brooks Avenue, Rochester, New York 14624, can provide program vehicles to replace the selected County pool vehicles, and

WHEREAS, sufficient funds are included in the budget to cover the costs of the aforementioned program vehicles, 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 SNORAC, Inc., d/b/a Enterprise Fleet Management, for the provision of the above-described services, for a term commencing February 12, 2009 and continuing in full force and effect until terminated by either party hereto, according to the above-described terms.

Adopted January 28, 2009 by voice vote.

ACT NO. 54-2009 by Mr. Snyder

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES
CONSUMER DIRECTED PERSONAL CARE SERVICES**

Pursuant to Sections 363-A and 368-A of the Social Services Law,
18 NYCRR Part 505, Section 636-a of the Executive Law, and
Act 432-2002 of the Cattaraugus County Legislature.

WHEREAS, Act 745-2007 authorized a contract with Community Care of Western New York, Inc., for the provision of consumer-directed personal care services for eligible residents of Cattaraugus County, when such services are medically necessary and ordered by a physician, the term of which expired December 31, 2008, and

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

WHEREAS, the following various entities have agreed to provide consumer directed personal care services at rates to be determined by the New York State Department of Health:

Community Care of Western New York, Inc.
1225 West State Street
Olean, New York 14760

Willcare, Inc.
Westgate Plaza
700 West State Street
Olean, New York 14760,

and

WHEREAS, this program is 50% federal, 25% state and 25% county funded, and

WHEREAS, sufficient funds are included in the 2009 budget to cover the costs of the aforementioned services, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with Community Care of Western New York, Inc. and Willcare, Inc., for the provision of the above-described services, for a term commencing January 1, 2009 and terminating December 31, 2009, according to the above-described terms, and be it further

RESOLVED, that upon reduction or termination of either state or federal funding for this program, then this program shall be automatically abolished.

Adopted January 28, 2009 by voice vote.

ACT NO. 55-2009 by Mr. Snyder

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT
WITH THE SALVATION ARMY
FOR DEPARTMENT OF SOCIAL SERVICES
EMERGENCY DISASTER ASSISTANCE**

Pursuant to P.L. 93-288, 36 USCS 2 and
Act 432-2002 of the Cattaraugus County Legislature.

WHEREAS, the County Department of Social Services is desirous of contracting for the provision of such care, assistance and treatment that may be necessary to assure that persons are maintained in, or restored to, their domicile(s) with sufficient food and clothing to meet their needs pursuant to the New York State Social Services Law, which includes the responsibility for emergency assistance to recipients of public assistance, if made necessary as a result of disaster, and

WHEREAS, The Salvation Army, Divisional Headquarters, P.O. Box 148, Syracuse, New York 13206, has agreed to provide the aforementioned emergency assistance, and

WHEREAS, the County Department of Social Services is responsible for the payment of a shelter provided for a maximum of 3 days at reasonable cost, plus a 10% administrative fee based on the cost of the room, and

WHEREAS, it is economically and organizationally feasible for the County to contract with The Salvation Army for the provision of this assistance, now, therefore, be it

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with The Salvation Army for the provision of the above-described emergency disaster assistance for a term commencing January 1, 2009 and terminating December 31, 2009, according to the above-described terms.

Adopted January 28, 2009 by voice vote.

ACT NO. 56-2009 by Mr. Neal

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
ISLAND PEER REVIEW ORGANIZATION, INC. FOR
NURSING HOMES PEER REVIEW SERVICES**

Pursuant to 42 USC Section 1320c-3 and Section 450 of the County Law.

WHEREAS, Act 166-2006 authorized a contract with Island Peer Review Organization, Inc., 1979 Marcus Avenue, Suite 105, Lake Success, New York 11042, for the provision of peer review services for the Department of Nursing Homes, the term of which expired July 31, 2008, and

WHEREAS, Section 1154(a)(1) of the Social Security Act (the Act) requires quality improvement organizations (QIOs) to review services furnished to Medicare beneficiaries by physicians, other health care professionals, providers and suppliers as specified in the contract with the Secretary of Health and Human Services, and

WHEREAS, Section 1154(a)(1) of the Act requires that a reasonable proportion of the QIOs activities are involved in reviewing the quality of services and that a reasonable allocation of these activities be made among different settings, and

WHEREAS, Section 1186(a)(1)(F)(ii) of the Act requires hospitals, critical access hospitals, hospices, skilled nursing facilities and home health agencies to maintain an agreement with the QIOs to perform certain functions listed in Section 1866(a)(3)(A), and

WHEREAS, Island Peer Review Organization, Inc., shall conduct the federally-mandated review for Medicare at no cost to the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Island Peer Review Organization, Inc., for the provision of the above-described services, for a term commencing August 1, 2008 and remaining in effect until July 31, 2011, or so long as Island Peer Review Organization Inc., is the QIO, under contract with the Centers for Medicare & Medicaid Services, according to the above-described terms.

Adopted January 28, 2009 by voice vote.

ACT NO. 57-2009 by Mr. Vecchiarella

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Probation Department)**

Pursuant to Sections 363 and 366 of the County Law.

WHEREAS, Act 759-2008 authorized a contract with the New York State Division of Probation and Correctional Alternatives for the Alternative to Incarceration Programs for jail diversion and/or re-entry in New York State, the term of which expires December 31, 2009, and

WHEREAS, the Probation Department was awarded a grant in the amount of \$178,910 for the aforementioned program, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to accommodate the aforementioned funding, now, therefore, be it

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

Increase Estimated Revenue Accounts:

A.4310	Re-Entry Program	\$178,910.00
A.2850	Self-Insured Health Premiums	\$ 23,634.00
A.1563	DSS-Probation Re-entry	\$ 61,053.00

Increase Appropriation Accounts:

A.3144.101	Full-Time Wages	\$ 32,322.00
A.3144.109	Part-Time Wages	\$ 15,400.00
A.3144.203	Computer Equipment	\$ 1,200.00
A.3144.403	Maintenance in Lieu of Rent	\$ 500.00
A.3144.411	Rent	\$ 4,000.00
A.3144.426	Employee Meals	\$ 600.00
A.3144.442	Employee Mileage	\$ 2,500.00
A.3144.445	Contracted Services-DSS	\$ 61,053.00
A.3144.446	Office Supplies	\$ 300.00
A.3144.456	Program Supplies	\$ 1,500.00
A.3144.466	Cell Phone Charges	\$ 500.00
A.3144.469	Staff Training	\$ 6,300.00
A.3144.476	Drug Testing	\$ 3,000.00
A.3144.501	Gas Cards	\$ 3,200.00
A.3144.503	Job Training	\$ 50,000.00
A.3144.828	Retirement	\$ 2,900.00
A.3144.833	FICA	\$ 3,652.00
A.3144.836	Health Insurance	\$ 13,560.00
A.3144.837	Dental Insurance	\$ 57.00
A.6013.101	Full-Time Wages	\$ 32,778.00
A.6013.442	Mileage	\$ 2,500.00
A.6013.502	Stipends	\$ 6,750.00
A.6013.828	Retirement	\$ 2,900.00
A.6013.833	FICA	\$ 2,508.00
A.6013.836	Health Insurance	\$ 13,560.00
A.6013.837	Dental	\$ 57.00.

Adopted January 28, 2009 by voice vote.

ACT NO. 58-2009 by Mr. Vecchiarella
and Mr. Aiello, Mr. Ellis, Mr. Murphy, Mr. Neal, Mr. O'Brien,
Mr. Teachman, Ms. Vickman and Mr. Sprague¹

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
U.S. DEPARTMENT OF JUSTICE OFFICE ON VIOLENCE AGAINST WOMEN
FOR RURAL DOMESTIC VIOLENCE ASSISTANCE PROGRAM**

Pursuant to 42 USCS Section 3796hh(b).

WHEREAS, up to \$350,000 is available through the U.S. Department of Justice, Office on Violence Against Women, for the Rural Domestic Violence Assistance Program, and

WHEREAS, the primary purpose of the Rural Domestic Violence Assistance Program is to enhance the safety of child, youth, adult and elder victims of domestic violence, dating violence, sexual assault, and stalking

by supporting projects uniquely designed to address and prevent these crimes in rural jurisdictions, and

WHEREAS, the Sheriff's Office is desirous of applying for the aforementioned grant funds, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the U.S. Department of Justice Office on Violence Against Women, in order to apply for the above-described grant funding, according to the above-described terms.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Mr. Ellis, Mr. Murphy, Mr. Neal, Mr. O'Brien, Mr. Teachman, Ms. Vickman and Mr. Sprague".

Adopted January 28, 2009 by voice vote.

ACT NO. 59-2009 by Mr. Vecchiarella
and Mr. Aiello, Mr. Burrell, Mr. Ellis, Mr. Murphy,
Mr. Neal, Mr. O'Brien, Mr. Teachman, Ms. Vickman,
Mr. Hebdon, Mr. Padlo, Mr. Sprague and Mrs. Witte¹

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR
SHERIFF'S OFFICE VIOLENCE AGAINST WOMEN GRANT PROGRAM**

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

WHEREAS, Act 483-2008 authorized the Chair to apply for funding through the Violence Against Women Grant Program for the 2009 program year, and

WHEREAS, \$23,375 in federal funding is available for the 2009 fiscal year through the New York State Division of Criminal Justice Services for the continuation of the Violence Against Women Grant Program, and

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

WHEREAS, a contract is necessary in order to obtain the aforementioned funding, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with the New York State Division of Criminal Justice Services, in order to receive the above-described funding, for a term commencing January 1, 2009 and terminating December 31, 2009, according to the above-described terms.

¹ The following Legislators requested their names be listed as additional sponsors: "Mr. Aiello, Mr. Burrell, Mr. Ellis, Mr. Murphy, Mr. Neal, Mr. O'Brien, Mr. Teachman, Ms. Vickman, Mr. Hebdon, Mr. Padlo, Mr. Sprague and Mrs. Witte".

Adopted January 28, 2009 by voice vote.

ACT NO. 60-2009 by Mr. Burrell and Mr. Boser

**AUTHORIZING CHARGE-OFF OF CERTAIN ACCOUNTS RECEIVABLE IN
DEPARTMENT OF ECONOMIC DEVELOPMENT, PLANNING & TOURISM**

Pursuant to Section 153 of the County Law.

WHEREAS, the Department of Economic Development, Planning & Tourism has accounts receivable from the Microenterprise Loan Funds in which there has been no recent action, and

WHEREAS, the following individuals have filed bankruptcy petitions and have had their debts discharged:

Sarah Jimerson d/b/a The Cabana 424 Broad Street Salamanca, New York 14779	\$19,681.30
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Anne Puleff d/b/a The Mustard Seed P.O. Box 145 315 Pine Street Upper South Dayton, New York 14138	\$17,461.77
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David Seitz d/b/a Seitz's Lodge 6553 Genesee Road Springville, New York 14141	\$13,210.59,
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and

WHEREAS, the following business has been closed for two (2) years and the account has been turned over to a collection agency:

Cynthia Moore d/b/a Valley Roadside Bakery 6783 Quackenbush Road Ellicottville, New York 14731	\$ 454.70,
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and be it further

RESOLVED, that the Cattaraugus County Legislature hereby authorizes the removal of the above-listed debts from the accounts receivable records of the Department of Economic Development, Planning & Tourism.

Adopted January 28, 2009 by voice vote.

ACT NO. 61-2009 by Mr. Boser

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
FORECON, INC. FOR FOREST MANAGEMENT SERVICES**

Pursuant to Sections 215, 219, 363, 365 and 450 of the County Law.

WHEREAS, Act 523-2008, authorized a contract with Forecon, Inc., 100 East Second Street, Jamestown, New York 14701, for the provision of forest management services for the County's reforestation property, the term of which expired December 31, 2008, and

WHEREAS, the County is in need of forest management services for its reforestation property for 2009, and

WHEREAS, Forecon, Inc., has agreed to perform the forest management and regeneration services for the County for the following

amounts, which includes all salaries, fringe benefits, mileage, forestry supplies, telephone charges, office supplies, and postage:

2009 Forest Management Services	(not to exceed)	\$19,000.00
Regeneration Program	(not to exceed)	\$ 7,000.00,

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 Forecon, Inc., for the provision of forest management services, for a term commencing January 1, 2009 and terminating December 31, 2009, according to the above-described terms.

MR. HEBDON moved, seconded by Mr. Sprague to refer Act No. 61-2009 to the Finance Committee and the Development and Agriculture Committee.

CHAIRMAN ABERS requested a Roll Call Vote on the motion to refer Act No. 61-2009 which disclosed as follows:

Ayes: Giardini 1.0094, Hebdon 1.0915, McClune 0.8834, Padlo 0.8772, Sprague 1.0530, Ward 1.0043, Witte 0.8772 - 6.796.

Nays: Aiello 0.8772, Boser 1.0094, Burrell 1.0915, Ellis 1.0875, Marsh 1.0843, McLarney 1.0632, Murphy 1.0875, Neal 1.0843, O'Brien 1.0632, Snyder 0.8772, Teachman 0.8772, Vecchiarella 0.8834, Vickman 1.0915, Abers 1.0265. - 14.2039.

The Motion to refer Act No. 61-2009 to the Finance Committee and the Development and Agriculture Committee failed.

Adopted January 28, 2009 by voice vote.

ACT NO. 62-2009 by Mr. Snyder

AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE OFFICE OF ALCOHOLISM AND SUBSTANCE ABUSE SERVICES AND CATTARAUGUS COUNTY COUNCIL ON ALCOHOLISM AND SUBSTANCE ABUSE, INC., FOR SUBSTANCE ABUSE PROGRAM FUNDS AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of Community Services)

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

WHEREAS, Act 77-2008, as amended by Act 740-2008, authorized a contract with Cattaraugus County Council on Alcoholism and Substance Abuse, Inc., for the provision of a substance abuse program in the County, the term of which expired December 31, 2008, and

WHEREAS, New York State has approved funding for the program in the amount of \$1,137,342 for the period January 1, 2009 through December 31, 2009, and

WHEREAS, the net County cost for the provision of this program shall not exceed \$24,210 in County funds, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract for the year 2009 with the New York State Office of Alcoholism and Substance Abuse Services and the Cattaraugus County Council on Alcoholism and Substance Abuse, Inc., for the provision of the above-described services, for a term commencing January 1, 2009 and terminating December 31, 2009, 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 the County Administrator is hereby directed to make the following budgetary changes:

Increase Estimated Revenue Account:

A.3486	OASAS State Funding	\$ 3,000.00
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Increase Appropriation Account:

A.4311.445	OASAS Funding	\$ 3,000.00.
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Adopted January 28, 2009 by voice vote.

ACT NO. 63-2009 by Mr. Snyder

**AUTHORIZING COUNTY ADMINISTRATOR TO EXECUTE CONTRACT WITH
MENTAL HEALTH ASSOCIATION IN CATTARAUGUS
COUNTY, INC., FOR VARIOUS PROGRAMS AND ADJUSTING VARIOUS
APPROPRIATION AND REVENUE ACCOUNTS
(Department of Community Services)**

Pursuant to Article 75 of the Mental Hygiene Law,
Sections 363 and 366 of the County Law and
Act 432-2002 of the Cattaraugus County Legislature.

WHEREAS, Act 91-2008 authorized a contract with the Mental Health Association in Cattaraugus County, Inc., 102 North Clinton Street, Olean, New York 14760, for the provision of community support services through its Compeer and Family Support Programs and a summer camp program, prevention and education services for the public, and other services, the term of which expired December 31, 2008, and

WHEREAS, the Mental Health Association in Cattaraugus County, Inc., has agreed to provide the following programs for a total amount of \$261,026, according to the following cost schedule:

OMH PsychoSocial Club	\$144,747.00
OMH Children and Youth Family Support Program	\$ 71,257.00
OMH Adult Advocacy/Support Program	\$ 44,413.00
Case Management	\$ 609.00,

and

WHEREAS, the above program is funded through state aid and the Mental Health Association in Cattaraugus County, Inc., contributions for a net County cost of zero, and

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

RESOLVED, that the County Administrator be, and hereby is, authorized and directed to execute a contract on behalf of Cattaraugus County

with the Mental Health Association in Cattaraugus County, Inc., for the provision of the above-described program for a term commencing January 1, 2009 and terminating December 31, 2009, 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 the County Administrator is hereby directed to make the following budgetary changes:

Increase Estimated Revenue Accounts:

A.3475	Reinvestment	\$ 2,244.00
A.3481	Children & Family Support	\$ 1,482.00
A.3482	Family Support	\$ 169.00
A.3493	CSS	\$ 5,574.00

Decrease Appropriation Account:

A.3811.445	Local Assistance	\$ 121.00
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Decrease Estimated Revenue Account:

A.3497	Local Assistance	\$ 121.00
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Increase Appropriation Accounts:

A.3808.445	Reinvestment	\$ 2,244.00
A.3809.445	Children & Family Support	\$ 1,482.00
A.3810.445	Family Support	\$ 169.00
A.3812.445	CSS	\$ 5,574.00.

Adopted January 28, 2009 by voice vote.

ACT NO. 64-2009 by Mrs. Abers

*and Mr. Aiello, Mr. Burrell, Mr. McLarney, Mr. Murphy, Mr. Neal,
Mr. Teachman, Ms. Vickman, Mr. Boser and Mr. Padlo¹*

SUPPORT FOR THE CONTINUATION OF THE EMPIRE ZONE PROGRAM

Pursuant to Section 153 of the County Law.

WHEREAS, the economic stability and sustainability of Cattaraugus County is vital to its residents and businesses, and

WHEREAS, Cattaraugus County is desirous of a balanced economy existing of a range of various types of business, industry, tourism and recreation, and

WHEREAS, Cattaraugus County is cognizant of the need for additional commercial growth to attain such economic stability and sustainability, and

WHEREAS, the tax revenue generated by businesses throughout Cattaraugus County and the State of New York provide much needed relief to the individual taxpayers and their families, and

WHEREAS, the New York State Empire Zone program has been a proven stimulus in the growth and revitalization of weakened local economies throughout New York State, and

WHEREAS, the New York State Empire Zone program has been successful in bringing hundreds of thousands of new jobs to its sponsoring counties, and

WHEREAS, the Cattaraugus County Empire Zone has continually attracted new businesses and jobs for the people of Cattaraugus County, and

WHEREAS, the New York State Empire Zone program has shown great promise for the economy of Cattaraugus County in the peaked interest of prospective businesses inquiring from outside of New York State, and

WHEREAS, the New York State Empire Zone program has a planned sunset date of June 30, 2011, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature, in anticipation of great success and promise for new job creation within its Empire Zones, hereby requests the State of New York to continue its Empire Zone stimulus program beyond 2011 to June 30, 2017, and be it further

RESOLVED, that the New York State Legislature, in an effort to maintain continuity and a positive momentum, is encouraged to enact legislation before the end of the 2009 legislative session which will enable the continued existence of the Empire Zone program through June 30, 2017, and be it further

RESOLVED, that the Cattaraugus County Legislature hereby enlists the support of each and every county in the State of New York in an effort to maintain the continued operation and stimuli that the New York State Empire Zone program offers, and be it further

RESOLVED, that the Clerk of the Cattaraugus County Legislature is hereby directed to forward this resolution in support of continuing the Empire Zone, and be it further

RESOLVED, that the Clerk of the Cattaraugus County Legislature is hereby directed to forward this resolution in support of continuing the Empire Zone to Governor Paterson, Assembly Speaker Silver, Senate Leader Smith, State Senator Young, Assembly Member Giglio, New York State Association of Counties and the Inter-County Association of Western New York.

¹ The following Legislators requested their names be listed as additional sponsors: Mr. Aiello, Mr. Burrell, Mr. McLarney, Mr. Murphy, Mr. Neal, Mr. Teachman, Ms. Vickman, Mr. Boser and Mr. Padlo".

Adopted January 28, 2009 by voice vote.

MR. SNYDER moved, seconded by Mr. Teachman to adjourn until February 11, 2009 at 3:00 p.m. Carried.

Meeting adjourned at 3:45 p.m.

Ann M. Giglio
Journal Clerk