



# CATTARAUGUS COUNTY

John R. Searles, County Administrator

303 Court Street  
Little Valley, New York 14755

Phone: (716) 938-2577  
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Contingent Fund Balance: \$173,239

The following committees will meet on **Wednesday, February 20, 2019**, at the County Center in Little Valley, New York, at the indicated times:

Labor Relations	4:00 p.m.
Public Works	4:15 p.m.
Human Services	4:45 p.m.
County Operations/Public Safety	5:00 p.m.
Development & Agriculture	5:15 p.m.
Finance - <i>Presentation by Daniel DeMarte, President of JCC</i>	5:30 p.m.

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## ACT NO.

## REFERRED RESOLUTION

87-19

Mr. Helmich, Mr. Higgins, Mr. Koch and Mrs. Labuhn  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH CATTARAUGUS  
COUNTY LAND BANK CORPORATION AND CATTARAUGUS COMMUNITY ACTION,  
INC. FOR REHABILITATION SERVICES FOR LAND BANK PROPERTIES  
**Referred at 2/13/19 Board Meeting**

## PREFILED RESOLUTIONS

92-19

Mr. Giardini and Mr. Helmich  
BID ACCEPTANCE FOR REPLACEMENT OF ASHFORD CULVERT NO. 22  
(Department of Public Works)

93-19

Mr. Giardini and Mr. Helmich  
BID ACCEPTANCE FOR RIVETED STEEL BRIDGE DECKING (Department of Public  
Works)

94-19

Public Works Committee: Mr. Giardini, Mr. Helmich, Mr. Boberg, Mr. Breton, Mr.  
Klancer, Mr. Snyder, Jr. and Mr. Koch  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH WENDEL WD,  
ARCHITECTURE, ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C.  
FOR ENGINEERING SERVICES FOR FRANKLINVILLE PUBLIC WORKS FACILITY  
(Bidding and Construction Services)

- 95-19 Public Works Committee: Mr. Giardini, Mr. Helmich, Mr. Boberg, Mr. Breton, Mr. Klancer, Mr. Snyder, Jr. and Mr. Koch and Mr. VanRensselaer  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH HUNT ENGINEERS, ARCHITECTS, LAND SURVEYORS & LANDSCAPE ARCHITECT, DPC FOR CAPITAL PLANNING SERVICES FOR THE ONOVILLE MARINA AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Department of Public Works)
- 96-19 Public Works Committee: Mr. Giardini, Mr. Helmich, Mr. Boberg, Mr. Breton, Mr. Klancer, Mr. Snyder, Jr. and Mr. Koch  
LOCAL LAW NUMBER 3, 2019 - A LOCAL LAW ESTABLISHING FEE SCHEDULE FOR ONOVILLE MARINA BOATING AND CAMPING ACTIVITIES
- 97-19 Public Works Committee: Mr. Giardini, Mr. Helmich, Mr. Boberg, Mr. Breton, Mr. Klancer, Mr. Snyder, Jr. and Mr. Koch  
AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 3-2019
- 98-19 Mr. VanRensselaer  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS FOR SENECA NATION'S TRANSPORTATION ENHANCEMENT PROGRAM - THE PENNSY TRAIL (Department of Economic Development, Planning and Tourism)
- 99-19 Mr. Klancer  
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH GLOBAL TEL\*LINK CORPORATION FOR INMATE CALLING PROGRAM
- 100-19 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SUPPLIES ON THE FLY, A SYSCO COMPANY FOR PURCHASE OF DEPARTMENT OF AGING BLAST CHILLER FREEZER AND TRANSFER OF FUNDS (Contingent Fund to Department of Aging)
- 101-19 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH NEW YORK STATE OFFICE FOR THE AGING FOR MEDICARE IMPROVEMENTS FOR PATIENTS & PROVIDERS ACT (MIPPA) FUNDING
- 102-19 Ms. Vickman and Ms. Hastings  
AUTHORIZING CERTAIN CHARGE-OFFS OF CERTAIN ACCOUNTS RECEIVABLE IN THE DEPARTMENT OF HEALTH
- 103-19 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH STERIS FOR HEALTH DEPARTMENT LABORATORY AUTOCLAVE PREVENTIVE MAINTENANCE SERVICES

- 104-19 Ms. Vickman  
APPROVING DUES FOR PROFESSIONAL ORGANIZATION AND ADJUSTING  
VARIOUS APPROPRIATION ACCOUNTS (Department of Nursing Homes)
- 105-19 Ms. Vickman and Ms. Hastings  
APPROVING CONTRACT BETWEEN CATTARAUGUS COUNTY COMMUNITY  
SERVICES BOARD AND CATTARAUGUS COUNTY CHAPTER NYSARC, INC. AND THE  
CATTARAUGUS REHABILITATION CENTER, INC. FOR PROVISION OF SERVICES
- 106-19 Ms. Vickman and Ms. Hastings  
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT BETWEEN CATTARAUGUS  
COUNTY DEPARTMENT OF COMMUNITY SERVICES AND GENESEE COUNTY  
DEPARTMENT OF MENTAL HEALTH FOR BEHAVIORAL HEALTH CARE  
COOPERATIVE
- 107-19 Labor Relations Committee: Ms. Vickman, Mr. Breton, Mr. Higgins, Mr. Marsh  
and Mr. Giardini and Mr. Hale  
LOCAL LAW NUMBER 4-2019 - A LOCAL LAW ESTABLISHING SALARIES FOR  
CERTAIN COUNTY OFFICERS
- 108-19 Labor Relations Committee: Ms. Vickman, Mr. Breton, Mr. Higgins, Mr. Marsh  
and Mr. Giardini and Mr. Hale  
AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 4-2019

**Committee Referrals February 20, 2019 Committee Meetings**

<b>Act #</b>	<b>Finance</b>	<b>County Ops/Pub Safety</b>	<b>DPW</b>	<b>Human Services</b>	<b>Strategic Planning</b>	<b>Dev &amp; Ag</b>	<b>Labor Relations</b>
87	X					X	
92	X		X				
93	X		X				
94	X						
95	X						
96	X						
97	X						
98	X					X	
99	X	X					
100	X			X			
101	X			X			
102	X			X			
103	X			X			
104	X			X			
105	X			X			
106	X			X			
107	X						
108	X						
<b>TOTAL</b>	<b>18</b>	<b>1</b>	<b>2</b>	<b>7</b>	<b>0</b>	<b>2</b>	<b>0</b>

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
CATTARAUGUS COUNTY LAND BANK CORPORATION AND  
CATTARAUGUS COMMUNITY ACTION, INC.  
FOR REHABILITATION SERVICES FOR LAND BANK PROPERTIES**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County has properties that require rehabilitation services in order to offer them for sale and return them to the tax rolls, and

II. WHEREAS, Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, has the experience and capacity to provide project management services in order to facilitate rehabilitation services for the aforementioned properties, and

III. WHEREAS, Cattaraugus Community Action, Inc., shall provide project management services to the County, as requested by the County, and on a case-by-case basis, for an amount of \$2,500.00 per unit, and

IV. WHEREAS, the County has also agreed to pay a 5% administrative fee to Cattaraugus Community Action, Inc., based on the 2019 construction costs of the units rehabilitated, and

V. WHEREAS, the Cattaraugus County Land Bank Corporation shall reimburse the County for all amounts paid to Cattaraugus Community Action, Inc., for the aforementioned project management services and all costs associated with the rehabilitation of the properties, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with the Cattaraugus County Land Bank Corporation and Cattaraugus Community Action, Inc., for the provision of the above-described services for a term commencing February 1, 2019 and terminating December 31, 2019, according to the above-described terms.

**Referred to Finance and Development & Agriculture Committees at 2/13/19 Board Meeting**

**BID ACCEPTANCE FOR REPLACEMENT OF ASHFORD CULVERT NO. 22  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and  
Section 215 of the County Law.

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the replacement of Ashford Culvert No. 22 located on County Road No. 85 in the Town of Ashford, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned culvert replacement project was the bid of National Water Main Cleaning Co., 25 Marshall Street, Canton, Massachusetts 02021, for an amount of \$371,434.76, to be paid as invoiced and as determined by the Department of Public Works, and

III. WHEREAS, sufficient funds are included in the budget to cover the costs of the aforementioned culvert replacement projects, now, therefore, be it

I. RESOLVED, that the bid of National Water Main Cleaning Co., be, and the same hereby is, accepted, for a term commencing within ten (10) days of the effective date of the contract with project completion on or before July 31, 2019, and be it further

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

No State Bid.

Eleven sets of specifications were sent out.

Four bids were received.

Resolution Referred to:

- |                              |                                     |                    |                          |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/> |
| DPW                          | <input checked="" type="checkbox"/> | Develop. & Ag      | <input type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | <input type="checkbox"/>            |                    | <input type="checkbox"/> |

**BID ACCEPTANCE FOR RIVETED STEEL BRIDGE DECKING  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and  
Section 131-b of the Highway Law.

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for riveted steel bridge decking for East Otto Bridge No. 27, according to bid specifications and general information provided by the Public Works Committee, and

II. WHEREAS, the lowest bid received meeting specifications for the riveted steel bridge decking was the bid of OGI Bridge and Transportation, LTD, 5271 Southway Street SW, Canton, Ohio 44706, in the amount of \$87,108.00, to be paid periodically on a percentage of completion basis, as invoiced and approved by the Department of Public Works, and

III. WHEREAS, the term of the contract for the aforementioned project shall commence within ten (10) days of effective date of contract and shall be completed by July 31, 2019, now, therefore, be it

I. RESOLVED, that the bid of OGI Bridge and Transportation, LTD be, and the same hereby is, accepted, and be it further

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

No State Bid.

Four sets of specifications were sent out.

Two bids were received that meet specifications.

Resolution Referred to:

- |                              |                                     |                    |                          |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/> |
| DPW                          | <input checked="" type="checkbox"/> | Develop. & Ag      | <input type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/> |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH WENDEL WD, ARCHITECTURE, ENGINEERING, SURVEYING &  
LANDSCAPE ARCHITECTURE, P.C. FOR ENGINEERING SERVICES FOR  
FRANKLINVILLE PUBLIC WORKS FACILITY  
(Bidding and Construction Services)**

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, Act 430-2018 authorized a contract with Wendel WD, Architecture, Engineering, Surveying & Landscape Architecture, P.C., Centerpointe Corporate Park, 375 Essjay Road, Suite 200, Williamsville, New York 14221, for the provision of immersion, preliminary design and final design services necessary for the new Public Works Facility located in Franklinville, New York, and

II. WHEREAS, professional engineering services are necessary for the bidding and construction phase of the aforementioned facility, and

III. WHEREAS, Wendel WD, Architecture, Engineering, Surveying & Landscape Architecture, P.C., can provide the professional engineering services, to include bidding and construction services, for the new Public Works Facility, for an amount not to exceed \$376,000.00, to be paid as invoiced and approved by the Department of Public Works, and

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

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Wendel WD, Architecture, Engineering, Surveying & Landscape Architecture, P.C., for the provision of the above-described professional engineering services, for a term commencing within five (5) days of the written Notice to Proceed and terminating June 1, 2020, according to the above-described terms.

Resolution Referred to:

- |                              |                                     |                    |                          |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/> |



by Public Works Committee:  
Mr. Giardini, Mr. Helmich, Mr. Boberg, Mr. Breton,  
Mr. Klancer, Mr. Snyder, Jr. and Mr. Koch  
and Mr. VanRensselaer

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
HUNT ENGINEERS, ARCHITECTS, LAND SURVEYORS & LANDSCAPE ARCHITECT, DPC  
FOR CAPITAL PLANNING SERVICES FOR THE ONOVILLE MARINA AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Public Works)**

Pursuant to Sections 215, 363, 366 and 450 of the County Law.

I. WHEREAS, the County Department of Public Works is desirous of developing a long-range capital improvement plan for investment in the replacement of aging infrastructure and upgrading of facilities at the Onoville Marina, to improve the services provided to residents that utilize the Marina for camping and accessing the Allegheny Reservoir, and

II. WHEREAS, Hunt Engineers, Architects, Land Surveyors & Landscape Architect, DPC, 4 Commercial Street, Suite 300, Rochester, New York 14614, can develop a capital improvement plan which addresses the aforementioned items, for a lump sum fee of \$18,060, plus disbursements, and

III. WHEREAS, various appropriation accounts must be adjusted to cover the cost of the aforementioned services, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Hunt Engineers, Architects, Land Surveyors & Landscape Architect, DPC, for the provision of the above-described services, for a term commencing March 1, 2019 and terminating December 31, 2019, according to the above-described terms, and be it further

II. RESOLVED, that the County Administrator is hereby directed to appropriate \$9,560.00 from Fund Balance Account ER.909.0000 and make the following budgetary changes:

Increase Appropriation Account:  
ER.723.7230.0000.41233 Professional Services \$9,560.00

- Resolution Referred to:
- |                              |                                     |                    |                          |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/> |

**LOCAL LAW NUMBER 3 - 2019  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW ESTABLISHING FEE SCHEDULE  
FOR ONOVILLE MARINA BOATING AND CAMPING ACTIVITIES**

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to establish a fee schedule for the Onoville Marina boating and camping activities.

SECTION 2. Onoville Marina Fees. Effective January 1, 2020, the following fees shall be charged by the Cattaraugus County Onoville Marina for boating and camping activities:

	<u>Docking</u>	<u>Full Season Rate</u>	
<b>Non-Electric Slips</b>			
• Slip Size A (20')	\$27.32 (per foot)	\$546.39 (minimum)	
• Slip Size B (24')	\$31.22 (per foot)	\$749.34 (minimum)	
• Slip Size C (28')	\$32.52 (per foot)	\$910.66 (minimum)	
<b>Electric Slips</b>			
• Slip Size D (24')	\$34.73 (per foot)	\$833.49 (minimum)	
• Slip Size E (28')	\$34.73 (per foot)	\$972.40 (minimum)	
• Slip Size F (32')	\$44.45 (per foot)	\$1,422.48 (minimum)	
• Slip Size G (36')	\$47.24 (per foot)	\$1,700.31 (minimum)	
• Slip Size H (40')	\$52.79 (per foot)	\$2,111.50 (minimum)	
• Slip Size I (44')	\$52.79 (per foot)	\$2,322.65 (minimum)	
• Slips with 50 Amp. Shorepower, add \$50.00			
<b><u>Access Fees</u></b>			
Watercraft Access Fee (launch)	\$6.00 per day	\$27.00 per week	\$90.00 per season
Watercraft Access Fee (with parking)		\$32.00 per week	\$230.00 per season for boats up to 28 feet
Watercraft Access Fee (with parking)			\$230.00 per season plus \$11.00 per foot for boats OVER 28 feet
Vehicular Access Fee	\$4.00 per day		\$30.00 per season
Boat Trailer Storage Fee	\$3.00 per foot of boat length - per season		
Pump Out Fee	\$3.00 per token		
Launch & Park Pass		\$32.00 per week	\$115.00 per season
Personal Watercraft / Single Unit			
Camping with Camper	\$30.00 per night	\$120.00 per week	\$1,575.00 per season

Camping with Tent

\$14.00 per night with a primary camping unit

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

SECTION 4. Effect on Prior Legislation. This Local Law shall supersede Local Law Number 7-2013 (Intro No. 6-2013) which established a fee schedule for Onoville Marina boating and camping activities, and become effective January 1, 2020.

SECTION 5. Effective Date. This Local Law shall take effect January 1, 2020.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety			<input type="checkbox"/>

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 3 - 2019**

Pursuant to Section 20 of the Municipal Home Rule Law.

I. WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on February 27, 2019, a proposed Local Law entitled "A Local Law Establishing Fee Schedule for Onoville Marina Boating and Camping Activities", and

II. 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

I. RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 13<sup>th</sup> day of March, 2019, at 4:01 p.m. at the Legislature's Chambers, County Center, 303 Court Street, Little Valley, New York, and that at least five days' notice of such hearing shall be given by the Clerk by the due posting thereof upon the bulletin board of each County Court House within the County and by publishing such notice at least once in the official newspapers of the County.

Resolution Referred to:

- |                              |                                     |                    |                          |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/> |

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS FOR  
SENECA NATION'S TRANSPORTATION ENHANCEMENT PROGRAM – THE PENNSY TRAIL  
(Department of Economic Development, Planning and Tourism)**

Pursuant to Section 99-h of the State Finance Law and  
Sections 363 and 366 of the County Law.

I. WHEREAS, Act 370-2017, as amended by Act 309-2018, authorized a contract with the Seneca Nation of Indians for the development of the Pennsy Trail on the Allegany Indian Reservation, the term of which expires September 30, 2019, and

II. WHEREAS, various appropriation and revenue accounts must be adjusted in order to assist with the aforementioned Project, now, therefore, be it

I. RESOLVED, that the County Administrator is hereby directed to appropriate \$100,000.00 from Undesignated Fund Balance Account A.909.0000 and make the following budgetary adjustment:

Increasing Appropriation Account:

A.298.7110.0000.42055                      Pennsy Trail - SNI    \$100,000.00.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/>            |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input checked="" type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH GLOBAL TEL\*LINK CORPORATION FOR INMATE CALLING PROGRAM**

Pursuant to Sections 217 and 450 of the County Law.

I. WHEREAS, Act 250-2014 authorized a contract with Global Tel\*Link Corporation, 12021 Sunset Hills Road, Suite 100, Reston, Virginia 20190, for participation in the Inmate Telephone Service Program, the term of which expires May 15, 2019, and

II. WHEREAS, the County Sheriff’s Office is desirous of continuing participation in the Inmate Telephone Service Program and amending the current contract to include IP-Enabled tablets and services for the inmates, and

III. WHEREAS, Global Tel\*Link Corporation, can provide inmate telephone stations and IP-enabled tablets and be the primary carrier for operator assisted (0+) local, and IntraLATA and InterLATA, Interstate and International calls placed from inmate telephones at the County Jail, and

IV. WHEREAS, Global Tel\*Link Corporation shall pay to the County an amount in accordance with the following:

Monthly Commission for Use of System

- a monthly commission at the rate of 55% of the gross revenue billed or prepaid for all phones covered by this contract for intra-state calls placed from the Inmate Telephones at the County Jail

Tablet Access by Inmates

- a monthly sum equal to 20% of gross revenue received from the per minute rate charged to inmates for access to the tablets

Video Visitation Services

- a monthly sum equal to 20% of gross revenue received from billable video visitation services charged to inmates for video access,

now, therefore, be it

I. 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 Global Tel\*Link Corporation, for the provision of the above-described services, for a term commencing May 16, 2019 and terminating May 20, 2022, with the County's option to renew for additional one (1) year terms thereafter, according to the above-described terms.

Resolution Referred to:

- |                              |                                     |                    |                          |
|------------------------------|-------------------------------------|--------------------|--------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/> |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/> |
| Co. Operations/Public Safety | <input checked="" type="checkbox"/> |                    |                          |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH SUPPLIES ON THE FLY, A SYSCO COMPANY FOR PURCHASE OF DEPARTMENT OF AGING BLAST CHILLER FREEZER AND TRANSFER OF FUNDS (Contingent Fund to Department of Aging)**

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

I. WHEREAS, the Department of Aging's nutrition program blast chiller freezer, which is housed at The Pines Healthcare and Rehabilitation Center-Machias Campus is in need of replacement, and

II. WHEREAS, Supplies on the Fly, a Sysco Company, 222 Chastain Meadow Court, Suite 200, Kennesaw, Georgia 30144-7029, can provide a reach-in Alto-Shaam Model No. QC3-20 Blast Chiller Freezer for an amount of \$12,672.58, to be paid as invoiced, and

III. WHEREAS, a transfer of funds is necessary in order to cover the cost of the aforementioned blast chiller freezer, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaugus County, with Supplies on the Fly, a Sysco Company, for the provision of the above-described blast chiller freezer, for a term commencing February 27, 2019 and terminating upon delivery, and acceptance by the County, of the blast chiller freezer, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

A.901.1990.0000.40601. Contingent Fund \$12,672.58

Increase Appropriation Accounts:

A.677.6701.0020.20008 Wellness in Nutrition, Tools & Equipment \$ 4,815.58
A.677.6702.0020.20008 IIIC-1 Program, Tools & Equipment \$ 2,027.61
A.677.6703.0020.20008 IIIC-2 Program, Tools & Equipment \$ 5,829.39.

Resolution Referred to:

- Finance [checked] Human Services [checked]
DPW [ ] Develop. & Ag [ ]
Labor Relations [ ] Strategic Planning [ ]
Co. Operations/Public Safety [ ]

**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.

I. WHEREAS, Act 166-2018 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 2017-2018 program year, and

II. WHEREAS, funding is again available through the New York State Office for the Aging in the amount of \$13,734.00 for the MIPPA program for the 2018-2019 program year, and

III. 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

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

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

I. 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, 2018 and terminating September 29, 2019, according to the above-described terms, and be it further

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

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

IV. 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

V. 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.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety | <input type="checkbox"/>            |                    | <input type="checkbox"/>            |



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

Pursuant to Section 153 of the County Law.

I. WHEREAS, the Department of Health has accounts receivable related to the homecare and family planning programs and the clinics for 2018 in which there has been no recent action and the accounts are deemed to be uncollectible after numerous attempts to collect the amounts owed, and

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

I. RESOLVED, that the Cattaraugus County Legislature hereby authorizes the removal of the debts from the accounts receivable records of the Department of Health in the total amount of \$8,480.70, as follows:

Homecare	\$4,792.68
Family Planning	\$1,148.19
Immunization Clinic	\$1,055.83
Water	<u>\$1,484.00</u>
	\$8,480.70

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT  
WITH STERIS FOR HEALTH DEPARTMENT LABORATORY  
AUTOCLAVE PREVENTIVE MAINTENANCE SERVICES**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 483-2015 authorized a contract with STERIS, 5960 Heisley Road, Mentor, Ohio 44060, for the provision of preventive maintenance services for the Chromalox Generator for the Autoclave instrument located in the County Laboratory, which is an instrument that sterilizes glassware, the term of which expired December 31, 2018, and

II. WHEREAS, the County Health Department is desirous of continuing the aforementioned preventive maintenance services, and

III. WHEREAS, STERIS, is the sole source provider for the Autoclave instrument and can provide preventive maintenance services for an amount of \$3,872.46 for 2019, to be paid as invoiced, and

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

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with STERIS, for the provision of the above-described preventive maintenance services, for a term commencing January 1, 2019 and terminating December 31, 2019, according to the above-described terms.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |

**APPROVING DUES FOR PROFESSIONAL ORGANIZATION AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Department of Nursing Homes)**

Pursuant to Sections 203(1), 363 and 366 of the County Law.

I. WHEREAS, the Administrator of The Pines Healthcare and Rehabilitation Center-Olean Campus is a member of the Board of Directors of the American College of Health Care Administrators, and

II. WHEREAS, the payment of dues in this organization is beneficial to the County and serves a public purpose, and

III. WHEREAS, there is a reasonable connection between the activities of this organization and the official duties of the officers or employees whose membership dues will be paid therein, and

IV. WHEREAS, annual dues in the amount of \$310.00 are due, and

V. WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned dues, now, therefore, be it

I. RESOLVED, that effective immediately, Cattaraugus County authorizes membership and the payment of dues to the American College of Health Care Administrators, and be it further

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

Decrease Appropriation Account:

EF.453.4530.8350.41603 Contracted Services \$310.00

Increase Appropriation Account:

EF.453.4530.8350.480002 Dues \$310.00.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety | <input type="checkbox"/>            |                    | <input type="checkbox"/>            |

**APPROVING CONTRACT BETWEEN  
CATTARAUGUS COUNTY COMMUNITY SERVICES BOARD AND  
CATTARAUGUS COUNTY CHAPTER NYSARC, INC. AND  
THE CATTARAUGUS REHABILITATION CENTER, INC. FOR PROVISION OF SERVICES**

Pursuant to Sections 41.07 and 75.13 of the Mental Hygiene Law and Section 450 of the County Law.

I. WHEREAS, Act 66-2018, as amended by Act 633-2018, authorized approval of a contract with the Cattaraugus County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., 1439 Buffalo Street, Olean, New York 14760, for the provision of adult day care services and comprehensive programs and service facilities for the mentally ill, developmentally disabled, and physically handicapped residents of Cattaraugus County, the term of which expired December 31, 2018, and

II. WHEREAS, the Department of Community Services is desirous of continuing the provision of the aforementioned services, and

III. WHEREAS, the Cattaraugus County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., can provide comprehensive programs and services for the mentally ill, developmentally disabled and physically handicapped individuals for an amount not to exceed-\$577,751.00, to be paid as invoiced, and

IV. WHEREAS, New York State has approved funding for the above-described programs in the total amount of \$577,751.00 for the period January 1, 2019 through December 31, 2019, and

V. WHEREAS, these programs are 100% state funded, now, therefore, be it

I. 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 with the Cattaraugus County Chapter NYSARC, Inc., and The Cattaraugus Rehabilitation Center, Inc., to signify the County's approval, for the provision of the above-described services, for a term commencing January 1, 2019 and terminating December 31, 2019, according to the above-described terms, and be it further

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

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

IV. 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

V. 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.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT BETWEEN  
CATTARAUGUS COUNTY DEPARTMENT OF COMMUNITY SERVICES  
AND GENESEE COUNTY DEPARTMENT OF MENTAL HEALTH  
FOR BEHAVIORAL HEALTH CARE COOPERATIVE**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Department of Community Services desires to provide for the indemnification of, and advancement of expenses to, the Genesee County Department of Mental Health (GCMH), to induce GCMH to 1) act as the lead agency in the development of a behavioral health care cooperative under the NYS Delivery System Reform Incentive Payment Program (DSRIP) known as Integrity Partners for Behavioral Health; 2) to act as the lead agency for receipt and disbursement of funds under a Value Based Payments Readiness Program Agreement (VBPR); and 3) execute, deliver and perform the VBPR as lead agency, and

II. WHEREAS, it is prudent, necessary and in the public interest for Cattaraugus County to obligate itself to indemnify, hold harmless, and advance expenses on behalf of GCMH in order to 1) induce GCMH to serve and to continue to serve the interests of Cattaraugus County, as well as its own interests in (a) the development of Integrity Partners, (b) the exemption, delivery and performance of the VBPR, and (c) the receipt and disbursement of funds under the VBPR; and (2) eliminate undue concern by GCMH that GCMH will bear the primary risk associated with pursuing a state-sponsored initiative under DSRIP, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Genesee County Department of Mental Health, to serve the public interest as described above, for a term commencing February 1, 2019 and terminating January 30, 2024, according to the above-described terms.

Resolution Referred to:

- |                              |                                     |                    |                                     |
|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| Finance                      | <input checked="" type="checkbox"/> | Human Services     | <input checked="" type="checkbox"/> |
| DPW                          | <input type="checkbox"/>            | Develop. & Ag      | <input type="checkbox"/>            |
| Labor Relations              | <input type="checkbox"/>            | Strategic Planning | <input type="checkbox"/>            |
| Co. Operations/Public Safety |                                     |                    | <input type="checkbox"/>            |

ACT NO. 107-2019

by Labor Relations Committee:  
Ms. Vickman, Mr. Breton, Mr. Higgins,  
Mr. Marsh and Mr. Giardini  
and Mr. Hale

**LOCAL LAW NUMBER 4 - 2019  
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law and  
Sections 201 and 205 of the County Law.

**A LOCAL LAW ESTABLISHING SALARIES FOR CERTAIN COUNTY OFFICERS**

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to establish salaries for County Officers, elected or appointed, who serve fixed terms for the year 2019.

SECTION 2. Schedule of 2019 Salaries. Effective January 1, 2019, the County Officers listed below shall receive the following bi-weekly salary, which represents a cost of living increase of 2% for 2019:

	2019
<u>Position</u>	<u>Bi-Weekly Salary</u>
County Administrator	\$4,336.37
County Attorney	\$4,879.05
Director of Aging	\$2,819.91
Director of Community Services	\$3,331.65
Public Health Director	\$4,178.63
Commissioner of Social Services	\$3,818.88
Personnel Officer/Human Resources Director	\$3,204.33
Information Services Director	\$3,573.62
Economic Development, Planning & Tourism Director	\$3,338.57
Real Property Tax Director	\$3,081.27
Director of Emergency Preparedness/Services	\$2,435.54
Commissioner of Public Works	\$3,405.93
Public Defender	\$3,821.32

SECTION 3. Schedule of Salaries for Other County Officers. Effective January 1, 2019, the County Officers listed below shall receive the following salaries which incorporate a 2% salary increase for 2019:

	2019
<u>Position</u>	<u>Bi-Weekly Salary</u>
Election Commissioner (2)	\$2,411.25
County Historian	\$ 598.98
Museum Curator	\$ 598.98
Probation Director	\$3,276.06
Veterans Services Director	\$2,304.34
Youth Bureau Director	\$2,632.02

	<u>Position</u>	<u>Annual Salary</u>
	County Clerk	\$80,943.02
	County Coroners (4)	\$11,713.09
	Sheriff	\$108,427.29

SECTION 4. Supercession. All local laws and resolutions of the Cattaraugus County Legislature, including without limitation Local Law Number 3-2018 and Act No. 144-2018, to the extent that the same are inconsistent with this local law, are hereby superceded.

SECTION 5. Effective Date. This Local Law is subject to permissive referendum in accordance with Section 24 of the Municipal Home Rule Law.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety			<input type="checkbox"/>

**ACT NO. 108-2019**

by Labor Relations Committee:  
Ms. Vickman, Mr. Breton, Mr. Higgins,  
Mr. Marsh and Mr. Giardini  
and Mr. Hale

**AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 4 - 2019**

Pursuant to Section 10 of the Municipal Home Rule Law.

I. WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on February 27, 2019, a proposed Local Law entitled, "A Local Law Establishing Salaries for Certain County Officers", and

II. WHEREAS, no local law shall be adopted until a public hearing thereon has been had by the Cattaraugus County Legislature upon at least five (5) days' notice, now, therefore, be it

I. RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 13<sup>th</sup> day of March, 2019, at 4:02 p.m. at the Legislature's Chambers, County Center, 303 Court Street, Little Valley, New York, and that at least five (5) 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.

Resolution Referred to:

Finance	<input checked="" type="checkbox"/>	Human Services	<input type="checkbox"/>
DPW	<input type="checkbox"/>	Develop. & Ag	<input type="checkbox"/>
Labor Relations	<input type="checkbox"/>	Strategic Planning	<input type="checkbox"/>
Co. Operations/Public Safety			<input type="checkbox"/>