



CATTARAUGUS COUNTY

John R. Searles, County Administrator

303 Court Street
Little Valley, New York 14755

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The Legislature of Cattaraugus County will meet in adjourned session in the Legislative Chambers at 303 Court Street, Little Valley, New York, on **Wednesday, July 27, 2022**, for the transaction of such business as may properly come before the meeting.

Join by phone

+1-408-418-9388 or
+1-646-992-2010 United States Toll (New York City)
+1-312-535-8110 United States Toll (Chicago)
Access code: 173 568 3119 (followed by #)

Contingent Fund Balance: \$129,153

5:00 p.m. CALL TO ORDER
ROLL CALL
INVOCATION
PLEDGE OF ALLEGIANCE
COMMUNICATIONS
PRIVILEGE OF THE FLOOR

Public Hearings:

- *CBDG – Submission of application to NYS for funding for Manufactured Housing Replacement Program*
- *CBDG – Submission of an application to NYS for funding to Repair Failed Septic Systems and Contaminated Private Water Supplies*
- *Local Law Number 4-2022 – A Local Law Establishing Salaries for Certain County Officers*
- *Local Law Number 5-2022 – A Local Law Authorizing Deputy Sheriff's Employed by the County of Cattaraugus to Reside in Cattaraugus County or any Adjoining County within New York State*
- *Local Law Number 6-2022 – a Local Law in Relation to the Reapportionment of the County Legislative Districts of the County of Cattaraugus, Reducing the Number of County Legislators from 17 to 15, Amending Local Law Number 6-1968 (Intro Number 11-1968) Entitled "A Local Law Establishing a County Legislature for Cattaraugus County as Required by Order of the New York State Supreme Court" and Repealing Local Law Number 6-2011 (Intro Number 6-2011)*

RESOLUTIONS/MOTIONS/NOTICES READY FOR ACTION
RESOLUTIONS – IMMEDIATE CONSIDERATION
UNFINISHED BUSINESS
ADJOURNMENT

ACT NO.

RESOLUTIONS READY FOR ACTION

- 295-22 Labor Relations Committee: Ms. Schroeder, Mr. Marsh, Mr. Brisky, Mr. Helmich and Mr. Koch
LOCAL LAW NUMBER 4-2022 – A LOCAL LAW ESTABLISHING SALARIES FOR CERTAIN COUNTY OFFICERS
- 311-22 Mr. Boberg and Mr. Klancer
LOCAL LAW NUMBER 5-2022 – A LOCAL LAW AUTHORIZING DEPUTY SHERIFF'S EMPLOYED BY THE COUNTY OF CATTARAUGUS TO RESIDE IN CATTARAUGUS COUNTY OR ANY ADJOINING COUNTY WITHIN NEW YORK STATE
- 313-22 Mr. Burr
LOCAL LAW NUMBER 6-2022 – A LOCAL LAW IN RELATION TO THE REAPPORTIONMENT OF THE COUNTY LEGISLATIVE DISTRICTS OF THE COUNTY OF CATTARAUGUS, REDUCING THE NUMBER OF COUNTY LEGISLATORS FROM 17 TO 15, AMENDING LOCAL LAW NUMBER 6-1968 (INTRO NUMBER 11-1968) ENTITLED "A LOCAL LAW ESTABLISHING A COUNTY LEGISLATURE FOR CATTARAUGUS COUNTY AS REQUIRED BY ORDER OF THE NEW YORK STATE SUPREME COURT" AND REPEALING LOCAL LAW NUMBER 6-2011 (INTRO NUMBER 6-2011)
- *****
- 315-22 Mr. Benson and Mr. Helmich
BID ACCEPTANCE FOR PURCHASE OF NATURAL GAS FOR COUNTY BUILDINGS (Department of Public Works)
Approved by 6 Finance and 7 Public Works
- 316-22 Mr. Benson and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH DUGGAN & DUGGAN GENERAL CONTRACTOR, INC. FOR EMERGENCY SEWER LINE WORK AT THE PINES HEALTHCARE AND REHABILITATION CENTER-OLEAN CAMPUS AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Capital Project-Building Improvements)
Approved by 6 Finance, 7 Human Services and 7 Public Works
- 317-22 Mr. Benson and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NYSDOT AND AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN FEDERAL-AID PROJECT ADMINISTERED BY THE NYSDOT AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Bridge Painting Contract #D040673-Department of Public Works)
Approved by 6 Finance and 7 Public Works
- 318-22 Mr. Benson and Mr. Helmich
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS FOR LITTLE VALLEY ELEVATOR PROJECT (Department of Public Works)
Approved by 6 Finance and 7 Public Works

- 319-22 Mr. Benson and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CLEAN HARBORS ENVIRONMENTAL SERVICES, INC. FOR HOUSEHOLD HAZARDOUS WASTE PROGRAM
Approved by 6 Finance and 7 Public Works
- 320-22 Mr. Boberg and Mr. Klancer
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH INDIVIOR, INC. AND HENRY SHEIN, INC. FOR PROVISION OF SUBLOCADE® TO JAIL INMATES
Approved by 6 Finance and 5 County Operations/Public Safety
- 321-22 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH DRESCHER & MALECKI, LLP FOR EXTERNAL AUDIT SERVICES FOR THE DEPARTMENT OF NURSING HOMES
Approved by 6 Finance and 7 Human Services
- 322-22 Mrs. Schroder
APPROVING PARTNERSHIP AGREEMENT WITH JAMESTOWN COMMUNITY COLLEGE FOR ERICK LAINE CAREER EXPLORATION OPPORTUNITY PROGRAM
Approved by 6 Finance and 5 Labor Relations
- 323-22 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE AFFILIATE AGREEMENT WITH STATE UNIVERSITY OF NEW YORK COLLEGE AT BUFFALO FOR EDUCATIONAL CLINICAL EXPERIENCE PROGRAMS
Approved by 6 Finance, 7 Human Services and 4 Labor Relations
- 324-22 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH JAMESTOWN REHAB SERVICES, PT, OT, SLP, PLLC, FOR HEALTH DEPARTMENT HOME HEALTH CARE PROGRAM THERAPY SERVICES
Approved by 6 Finance and 7 Human Services
- 325-22 Mr. Burr
AUTHORIZING COUNTY TREASURER TO TRANSFER UNEXPENDED CASINO FUNDS AND ESTABLISHING ECONOMIC DEVELOPMENT COMMITTED FUND BALANCE ACCOUNT
Additional sponsor: Mr. Morrow
Approved by 6 Finance and 7 Development & Agriculture
- 326-22 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH THE WAL-MART FOUNDATION FOR THE WAL-MART COMMUNITY PROJECT GRANT FUNDING (Department of Health)
Approved by 6 Finance and 7 Human Services

- 327-22 Mrs. Andreano and Mr. Helmich
APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY
COMMUNITY SERVICES BOARD AND CASA-TRINITY, INC. FOR DEPARTMENT OF
COMMUNITY SERVICES SUBSTANCE ABUSE PROGRAM FUNDS
Approved by 6 Finance and 7 Human Services
- 328-22 Mrs. Andreano and Mr. Helmich
APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY
COMMUNITY SERVICES BOARD AND CATTARAUGUS COMMUNITY ACTION, INC.
FOR DEPARTMENT OF COMMUNITY SERVICES THERAPY AND SUPPORT SERVICES
FOR MENTAL HEALTH CLINIC, PROS PROGRAM, AFTER HOURS ON-CALL SERVICES
AND MOBILE TRANSITIONAL SUPPORT TEAM AND ADJUSTING VARIOUS
APPROPRIATION AND REVENUE ACCOUNTS (Department of Community Services)
Approved by 6 Finance and 7 Human Services
- 329-22 Mrs. Andreano and Mr. Helmich
APPROVING AMENDED CONTRACT BETWEEN CATTARAUGUS COUNTY
COMMUNITY SERVICES BOARD AND NEW YORK STATE INDUSTRIES FOR THE
DISABLED, INC. FOR JANITORIAL SERVICES FOR DEPARTMENT OF COMMUNITY
SERVICES PRO AND CARE MANAGEMENT FACILITIES
Approved by 6 Finance and 7 Human Services
- 330-22 Mrs. Andreano and Mr. Helmich
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS FOR
DEPARTMENT OF COMMUNITY SERVICES (DSRIP Funds)
Approved by 6 Finance and 7 Human Services
- 331-22 Mrs. Andreano, Mr. Higgins and Mr. Smith
SALE OF TAX TITLE PROPERTY
Approved by 6 Finance and 6 County Operations/Public Safety

**LOCAL LAW NUMBER 4 - 2022
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Sections 10 and 24 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 provide an equitable salary structure for certain elected or appointed County Officers who serve through either fixed or indefinite terms.

SECTION 2. Compensation Based on Salary Table. The Cattaraugus County Legislature adopted Act 294-2022, which established a Salary Table for certain elected or appointed County Officers. Effective January 1, 2022, the County Officers listed below shall receive compensation based upon such Salary Table:

<u>Position</u>	<u>Salary Grade</u>
County Administrator	10
County Attorney	8b
Director of Aging	4
Public Health Director	7a
Commissioner of Social Services	7
Information Services Director	7
Economic Development, Planning & Tourism Director	6
Real Property Tax Director	4
Commissioner of Public Works	7
Public Defender	7
Director of Buildings & Grounds	4
Election Commissioner (2)	2a
County Clerk	4
Sheriff	7
Treasurer	8

SECTION 3. Salary for Coroners. Effective January 1, 2022, County Coroners shall receive a salary of \$13,876.89.

SECTION 4. Supercession. All local laws and resolutions of the Cattaraugus County Legislature, including without limitation Local Law Number 2-2021 (Intro Number 2-2021) and Act No. 77-2021, to the extent that the same are inconsistent with this local law, are hereby superseded.

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

**LOCAL LAW NUMBER 5 - 2022
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Section 10 of the Municipal Home Rule Law.

**A LOCAL LAW AUTHORIZING DEPUTY SHERIFFS EMPLOYED BY THE
COUNTY OF CATTARAUGUS TO RESIDE IN CATTARAUGUS COUNTY OR
ANY ADJOINING COUNTY WITHIN NEW YORK STATE**

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

Section 1. Intent. It is the intent of this local law to authorize Deputy Sheriffs, who are employed by the County of Cattaraugus, to reside in Cattaraugus County or any adjoining County within New York State.

Section 2. Residency of Deputy Sheriffs. In the County of Cattaraugus, the provisions of Section 3 of the New York State Public Officers Law requiring a person to be a resident of the political subdivision or municipal corporation of the State for which such person shall be chosen or within which such person's official functions are required to be exercised, shall not prevent a person from holding the office of Deputy Sheriff in Cattaraugus County, provided, however, that such person performing the duties and functions of Deputy Sheriff resides in Cattaraugus County or any adjoining county within New York State, unless otherwise provided by an act of the State Legislature.

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

Section 4. Effective Date. This Local Law shall take effect immediately upon filing with the Secretary of State in accordance with Section 27 of the Municipal Home Rule Law.

**LOCAL LAW NUMBER 6 - 2022
COUNTY OF CATTARAUGUS, NEW YORK**

Pursuant to Sections 10(1)(ii)(a)(13) and 23 of
the Municipal Home Rule Law.

**A LOCAL LAW IN RELATION TO THE REAPPORTIONMENT OF THE
COUNTY LEGISLATIVE DISTRICTS OF THE COUNTY OF CATTARAUGUS,
REDUCING THE NUMBER OF COUNTY LEGISLATORS FROM 17 TO 15,
AMENDING LOCAL LAW NUMBER 6-1968 (INTRO NUMBER 11-1968) ENTITLED
"A LOCAL LAW ESTABLISHING A COUNTY LEGISLATURE FOR CATTARAUGUS
COUNTY AS REQUIRED BY ORDER OF THE NEW YORK STATE SUPREME COURT"
AND REPEALING LOCAL LAW NUMBER 6-2011 (INTRO NUMBER 6-2011)**

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 amend Local Law Number 6-1968 (Intro Number 11-1968), entitled "A Local Law Establishing a County Legislature for Cattaraugus County as required by Order of the New York State Supreme Court", adopted August 14, 1968 by the Cattaraugus County Board of Supervisors and to repeal Local Law Number 6-2011 (Intro Number 6-2011).

SECTION 2. Amendment of Local Law Number 6-1968. Effective for the general election in November 2023, for terms to commence January 1, 2024 and thereafter, Local Law Number 6-1968 (Intro Number 11-1968), is hereby amended by deleting Section 2 thereof and replacing such section with the following:
"SECTION 2. Legislative Districts. For the purpose of electing County Legislators, Cattaraugus County shall be divided into five (5) districts, described as follows and further described on the map annexed hereto, each of which shall be represented by the number of legislators set forth herein:

<u>Dist.</u>	<u>Description</u>	<u>Population</u>	<u>Number of Legislators</u>	<u>Population Per Legislator</u>	<u>Deviation % Per District</u>
1	Towns of Dayton, Leon, New Albion, Otto, Perrysburg and Persia; Villages of Cattaraugus, Gowanda and South Dayton; and the Cattaraugus Reservation	9,915	2	4,957.5	-3.48%
2	Ellicottville (Town and Village); Franklinville (Town and Village); Towns of Ashford, East Otto, Farmersville, Freedom, Great Valley, Ischua, Lyndon, Machias and Yorkshire; Village of Delevan; and the Oil Springs Reservation	20,192	4	5,048	-1.72%
3	Little Valley (Town and Village); Salamanca (Town and City); and Towns of Conewango, Mansfield, Napoli, Randolph and South Valley	14,986	3	4,995.33	-2.74%

4	Allegany (Town and Village); and Towns of Carrollton, Coldspring, Humphrey and Red House	10,514	2	5,257	2.35%
5	Olean (Town and City); Portville (Town and Village); and Town of Hinsdale	21,435	4	5,358.75	4.33%

SECTION 3. Legislative Districts Continued. The eight (8) legislative districts as previously bounded and described by Local Law Number 6-2011 (Intro Number 6-2011) shall continue in existence for the limited purpose of continuing the legislators in office presently elected for the term ending December 31, 2023, from such districts, as well as any legislators appointed to fill vacancies as defined in Section 30 of the Public Officers' Law in such districts and/or elected to fill the unexpired terms of legislators in such districts, and shall cease to exist as such at the time all of the terms and provisions of this local law become effective.

SECTION 4. Construction. This local law shall be liberally construed to achieve its objectives and purposes. If the districts described herein do not carry out the purposes hereof because of unintentional omissions, duplications, overlapping areas, erroneous nomenclature, lack of adequate maps or descriptions or descriptions of political subdivisions, wards, or other divisions thereof, or changes of public places, alteration of the boundary or courses of waters or waterways, accretion or other changes in shorelines, the County Clerk, at the request of any person or candidate aggrieved thereby, shall, by order, correct such omissions, overlaps, erroneous nomenclature or other defects in the description of districts so as to accomplish the purposes and objectives of this local law.

SECTION 5. Repeal of Local Law Number 6-2011 (Intro Number 6-2011). Local Law Number 6-2011 (Intro Number 6-2011) is hereby repealed, effective at the time set forth in Section 3, supra.

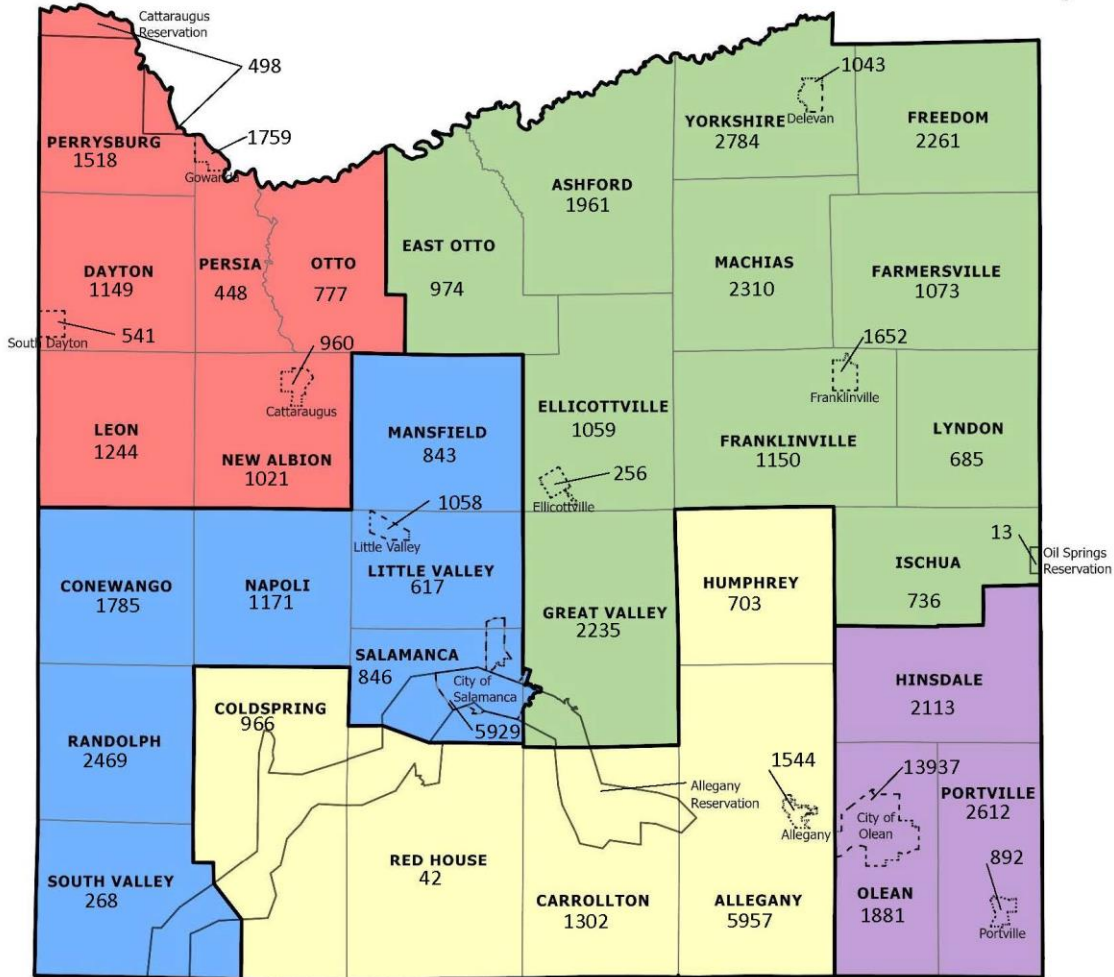
SECTION 6. Local Law No. 6-1968. All other provisions of Local Law Number 6-1968 (Intro Number 11-1968) not otherwise amended herein shall remain in full force and effect.

SECTION 7. Severability. If any provision of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, 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 8. Effective Date. This local law shall take effect only after it has been approved by the affirmative vote of the majority of the qualified electors of Cattaraugus County voting on a proposition for its approval submitted at a general election to be held November 8, 2022, in the County of Cattaraugus.

Cattaraugus County Population 2020 Estimate

2020 Population: 77042



	Population	Legislators per District
■ District 1	9915	(2)
■ District 2	20192	(4)
■ District 3	14986	(3)
■ District 4	10514	(2)
■ District 5	21435	(4)