



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, June 28, 2023**, 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: \$147,160

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

- Public Hearing – Close Out of CDBG Funding for
Manufactured Housing Replacement Program Grant

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

RESOLUTIONS READY FOR ACTION

- 286-23 Mr. Benson and Mr. Helmich
BID ACCEPTANCE FOR EXTERIOR PAINTING OF CATTARAUGUS COUNTY OFFICE BUILDING – OLEAN AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of Buildings & Grounds)
Approved by 7 Finance and 5 Public Works
- 287-23 Mr. Benson and Mr. Helmich
BID ACCEPTANCE FOR HVAC AND REFRIGERATION SYSTEMS INSPECTION, TESTING AND MAINTENANCE FOR COUNTY BUILDINGS (Department of Buildings & Grounds)
Approved by 7 Finance and 5 Public Works
- 288-23 Mr. Benson and Mr. Helmich
BID ACCEPTANCE FOR REHABILITATION OF COUNTY ROAD NO. 14 AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS (Department of Public Works)
Approved by 7 Finance and 5 Public Works

- 289-23 Mr. Benson and Mr. Helmich
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (CHIPS –
Department of Public Works)
Approved by 7 Finance and 5 Public Works
- 290-23 Mr. Benson, Mr. Helmich and Mr. Klancer
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH TETRA TECH, INC. FOR
HAZARD MITIGATION PLANNING SERVICES FOR 2025 MULTI-JURISDICTIONAL
HAZARD MITIGATION PLAN UPDATE
Approved by 7 Finance and 5 Public Works
- 291-23 Mr. Benson and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT EXTENSION WITH VILLAGE OF
LITTLE VALLEY FOR LEACHATE DISPOSAL SERVICES
Approved by 7 Finance and 5 Public Works
- 292-23 Mr. Benson and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CLEAN HARBORS
ENVIRONMENTAL SERVICES, INC. FOR HOUSEHOLD HAZARDOUS WASTE
PROGRAM
Approved by 7 Finance and 5 Public Works
- 293-23 Mr. Benson and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE
UNIFIED COURT SYSTEM FOR AREA CLEANING SERVICES, REPAIRS AND
MAINTENANCE
Approved by 7 Finance and 5 Public Works
- 294-23 Mr. Benson and Mr. Helmich
AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH U.S. DEPARTMENT
OF TRANSPORTATION FOR SAFE STREETS AND ROADS FOR ALL FUNDING
**AMENDED: Add a new 4th Whereas and renumber subsequent Whereas clauses,
as follows: “IV. Whereas, the Comprehensive Safety Action Plan will identify
safety improvements, programs and strategies to reduce by 50% the number of
fatal crashes and serious injury crashes by 2050 with an eventual goal of
eliminating roadway fatalities and serious injuries, and”;**
**add a new 1st Resolved and renumber subsequent Resolved clauses, as follows:
“I. Resolved, that the Cattaraugus County Legislature concurs with and supports
the goals identified as part of the 2023 Safe Streets and Roads for All (SS4A) grant
application, and be it further”**
Approved by 7 Finance and 5 Public Works
- 295-23 Mrs. Andreano and Mr. Helmich
AUTHORIZING CHARGE-OFFS OF CERTAIN ACCOUNTS RECEIVABLE IN THE
DEPARTMENT OF COMMUNITY SERVICES
Approved by 7 Finance and 4 Human Services

- 296-23 Mr. Higgins and Mr. Marsh
AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION GREEN INNOVATION GRANT PROGRAM FOR ONOVILLE MARINA PARKING LOT RECONSTRUCTION PROJECT
Approved by 7 Finance, 7 Development & Agriculture and 5 Public Works
- 297-23 Mr. Boberg and Mr. Klancer
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. FOR SMALL MUNICIPAL AND COUNTY GOVERNMENT ENTERPRISE LICENSE AGREEMENT PROGRAM
Approved by 7 Finance and 6 County Operations/Public Safety
- 298-23 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH CITY OF OLEAN FOR REIMBURSEMENT FOR OATS BUS SERVICE
Additional sponsors: Mr. Higgins and Mr. Smith
Approved by 7 Finance and 4 Human Services
- 299-23 Mr. Helmich and Mr. Smith
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS HANDICAPPED EDUCATION PROVIDERS FOR YOUTH BUREAU CHILDREN WITH SPECIAL NEEDS PROGRAM
Additional sponsor: Mr. VanRensselaer
Approved by 6 Finance and 4 Human Services
Andreano abstained
- 300-23 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH ERIE 1 BOCES TECHNOLOGY SERVICES FOR CLEARTRACK COUNTY MEDICAID MODULE
Approved by 7 Finance and 4 Human Services
- 301-23 Mr. Boberg and Mr. Klancer
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH WEST VALLEY CENTRAL SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICER PROGRAM
AMENDED: see attached resolution for amendments
Approved by 7 Finance and 6 County Operations/Public Safety
- 302-23 Mr. Boberg and Mr. Klancer
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH PIONEER CENTRAL SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICER PROGRAM
AMENDED: see attached resolution for amendments
Approved by 7 Finance and 6 County Operations/Public Safety

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING
THROUGH U.S. DEPARTMENT OF TRANSPORTATION FOR
SAFE STREETS AND ROADS FOR ALL FUNDING**

Pursuant to Section 450 of the County Law.

I. WHEREAS, federal funding is available through the U.S. Department of Transportation (USDOT) for the fiscal year 2023 Safe Streets and Roads for All (SS4A) Funding, and

II. WHEREAS, the purpose of the aforementioned grant is to improve roadway safety by significantly reducing or eliminating roadway fatalities and serious injuries through safety action plan development and refinement and implementation focused on all users, including pedestrians, bicyclists, public transportation users, motorists, personal conveyance and micromobility users, and commercial vehicle operators, and

III. WHEREAS, the County Department of Public Works is desirous of applying for the aforementioned planning grant funding to develop a Comprehensive Safety Action Plan, and

IV. WHEREAS, the Comprehensive Safety Action Plan will identify safety improvements, programs and strategies to reduce by 50% the number of fatal crashes and serious injury crashes by 2050 with an eventual goal of eliminating roadway fatalities and serious injuries, and

V. WHEREAS, this grant is 80% federally funded (CFDA #20.939) and 20% County match, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature concurs and supports the goals identified as part of the 2023 Safe Streets and Roads for All (SS4A) grant application, and be it further

II. 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 Transportation, in order to apply for the USDOT Safe Streets and Roads for All funding, according to the above-described terms, 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.

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
WEST VALLEY CENTRAL SCHOOL DISTRICT
FOR SCHOOL RESOURCE OFFICER PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Sheriff's Office)**

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

- I. WHEREAS, the West Valley Central School District is desirous of participating in the School Resource Officer ("SRO") Program by having a school resource officer placed in its facility, and
- II. WHEREAS, the SRO Program is designed to provide education, law enforcement and counseling to high school students and to encourage youths not to abuse drugs or alcohol, and to promote living a safe, law abiding, successful life, and
- III. WHEREAS, the Cattaraugus County Sheriff's Office has agreed to assign a law enforcement officer to the West Valley Central School District at no cost to the County, and
- IV. WHEREAS, the West Valley Central School District has agreed to pay to the Sheriff's Office the actual cost of one (1) full-time school resource officer, which shall include all wages and fringe benefits, and the costs associated with training and uniforms, and
- V. WHEREAS, the West Valley Central School District shall provide a vehicle for SRO-related business and shall be responsible for all operational costs related to such vehicle, the use of which will be devoted to SRO-related business under the contract hereby authorized, including, but not limited to, tires, maintenance, fuel and repairs, and
- VI. WHEREAS, ~~sufficient funds are included in the budget~~ **various appropriation and revenue accounts must be adjusted** to cover the aforementioned costs, 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 the West Valley Central School District, for participation in the School Resource Officer Program, for a term commencing July 1, 2023 and terminating June 30, 2024, with the option to renew for successive one-year terms under the same terms and conditions, according to the above-described terms, and be it further
 - II. RESOLVED, that upon termination of either state or federal funding for this program, then this program shall be automatically abolished, and be it further
 - III. 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
 - IV. RESOLVED, that in the event of any such reduction, the department head involved shall immediately report such occurrence to the Chairman of the Committee to which the department is assigned, who shall add the matter to the agenda of the Committee's next meeting, **and be it further**
 - V. **RESOLVED, that the County Administrator is hereby directed to make the following budgetary changes:**

Increase Estimated Revenue Account:		
A.311.3218,3227.2260.03	Other Govts. Security Services	\$136,599.00

Increase Appropriation Accounts:		
A.311.3218.3227.11000	Full-Time Wages	\$31,804.00
A.311.3218.3227.13000	Overtime	\$2,406.00
A.311.3218.3227.20101	Vehicle	\$85,491.00
A.311.3218.3227.45202	Equipment Repair & Maintenance	\$1,000.00
A.311.3218.3227.46111	Uniforms & Personal Equipment	\$865.00
A.311.3218.3227.81000	FICA	\$2,617.00
A.311.3218.3227.82000	Retirement	\$6,432.00
A.311.3218.3227.83000	Health Insurance	\$5,895.00
A.311.3218.3227.84000	Dental Insurance	\$89.00

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
PIONEER CENTRAL SCHOOL DISTRICT FOR
SCHOOL RESOURCE OFFICER PROGRAM AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(*Sheriff's Office*)**

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

I. WHEREAS, Act 242-2017, as amended by Act 345-2022, authorized a contract with the Pioneer Central School District ("District") for participation in the School Resource Officer ("SRO") Program by placing two (2) full-time and one (1) part-time school resource officers in its District, and

II. WHEREAS, the Pioneer Central School District has requested a third full-time school resource officer to be assigned effective July 1, 2023, and

III. WHEREAS, the Cattaraugus County Sheriff's Office has agreed to assign law enforcement officers to the District at no cost to the County, and

IV. WHEREAS, the District has agreed to pay to the Sheriff's Office the actual cost of three (3) full-time and one (1) part-time school resource officers, which shall include all wages and fringe benefits, and the costs associated with training, uniforms and cellular phones, and

V. WHEREAS, the District shall be responsible for the initial purchase of any SRO vehicles and all of the operational costs associated with the SRO vehicles, including, but not limited to, tires, maintenance, fuel and repairs, and

VI. WHEREAS, during the period of the County's ownership of the vehicles, the Sheriff may equip, paint and otherwise mark the vehicle, and convey ownership of the vehicles back to the District as soon as practicable following termination of the agreement, and

VII. WHEREAS, upon the termination of the agreement, the Sheriff shall remove all such markings on the vehicles prior to its return to the District, and

VIII. WHEREAS, ~~sufficient funds are included in the budget~~ **various appropriation and revenue accounts must be adjusted** to cover the cost of the SRO Program, 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 the Pioneer Central School District, for the provision of the School Resource Officer Program, for a term commencing July 1, 2023 and terminating June 30, 2024, with the option to renew for successive one-year terms under the same terms and conditions, according to the above-described terms, and be it further

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

III. 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

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

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

Increase Estimated Revenue Account:

A.311.3218.3218.2260.03	Other Govts. Security Services	\$133,557.00
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Increase Appropriation Accounts:

A.311.3218.3218.11000	Full-Time Wages	\$31,804.00
A.311.3218.3218.20101	Vehicle	\$85,491.00
A.311.3218.3218.45202	Equipment Repair & Maintenance	\$1,000.00
A.311.3218.3218.46111	Uniforms & Personal Equipment	\$865.00
A.311.3218.3218.81000	FICA	\$2,433.00
A.311.3218.3218.82000	Retirement	\$5,980.00
A.311.3218.3218.83000	Health Insurance	\$5895.00
A.311.3218.3218.84000	Dental	
Insurance	\$89.00	