



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: \$234,392

The following committees will meet on **Wednesday, June 5, 2024**, in the large committee room at the County Center, 303 Court Street, Little Valley, New York, at the indicated times.

Labor Relations	4:00 p.m.
Human Services	4:05 p.m.
Development & Agriculture	4:10 p.m.
County Operations/Public Safety	4:15 p.m.
Public Works	4:20 p.m.
Finance	4:25 p.m.

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: 173 334 7118 (Followed by #)

ACT NO.

PREFILED RESOLUTIONS

- 238-24 Mr. Benson and Mr. Helmich
BID ACCEPTANCE FOR 2024 EMERGENCY STREAMBANK STABILIZATION PROJECTS
(Department of Public Works)
- 239-24 Mr. Benson and Mr. Helmich
REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS FOR 30 CY ROLL-OFF
RECYCLING CONTAINERS (Department of Public Works)
- 240-24 Mr. Benson and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NYSDOT AND AUTHORIZING
CATTARAUGUS COUNTY TO PARTICIPATE IN THE FEDERAL-AID PROJECT FOR BRIDGE
WASHING OF 221 BRIDGES AND DECK SEALING OF 30 BRIDGES, VARIOUS LOCATIONS AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Department of Public
Works-Comptrollers Contract #D041445)
- 241-24 Mr. Benson and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH GREENMAN-PEDERSEN, INC. FOR
COLLECTION OF SEEP FOR CHEMICAL ANALYSIS AT FIVE POINTS LANDFILL
- 242-24 Mr. Boberg and Mrs. Hunt

AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES FOR ALTERNATIVES TO INCARCERATION PROGRAM (Probation Department – Contract C523915)

- 243-24 Mr. Boberg and Mrs. Hunt
APPROVING CATTARAUGUS COUNTY EMERGENCY MEDICAL SERVICES MUTUAL AID PLAN
- 244-24 Mr. Boberg
ACCEPTING UPDATED CATTARAUGUS COUNTY ARSON CONTROL PLAN
- 245-24 Mrs. Andreano
AUTHORIZING CONTRACT WITH DUFLO SPRAY-CHEMICAL, INC. FOR MOSQUITO SPRAYING AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS (Health Department)
- 246-24 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NEW YORK STATE DEPARTMENT OF HEALTH FOR PUBLIC HEALTH IMMUNIZATION INITIATIVE
- 247-24 Mrs. Andreano
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH AFFINITY REHABILITATION, LLP c/o HEALTHPRO® HERITAGE FOR DEPARTMENT OF NURSING HOMES PROFESSIONAL THERAPY SERVICES
- 248-24 Mrs. Andreano
AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH PREMIER THERAPY d/b/a EMBRACE PREMIER THERAPY FOR DEPARTMENT OF NURSING HOMES PROFESSIONAL THERAPY SERVICES
- 249-24 Mrs. Andreano
AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH WESCOM SOLUTIONS, INC. D/B/A POINTCLICKCARE FOR ELECTRONIC MEDICAL RECORDS SYSTEM (Infection Prevention & Control Module-Department of Nursing Homes)
- 250-24 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE AFFILIATION AGREEMENTS WITH STATE UNIVERSITY OF NEW YORK COLLEGE AT ONEONTA FOR EDUCATIONAL EXPERIENCE PROGRAMS
- 251-24 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES FOR RESIDENTIAL INSTITUTIONAL FOSTER CARE
- 252-24 Mrs. Andreano and Mr. Helmich
AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES PSYCHOLOGICAL EVALUATIONS AND ASSESSMENTS

253-24 Mr. Higgins and Mr. Marsh
 AUTHORIZING PUBLIC HEARING ON CLOSEOUT OF 2022 COMMUNITY DEVELOPMENT
 BLOCK GRANT (Manufactured Housing Replacement Program Grant)

254-24 Mr. Higgins and Mr. Marsh
 AUTHORIZING SECOND PUBLIC HEARING FOR COMMUNITY DEVELOPMENT BLOCK
 GRANT FUNDING (Economic Development, Planning & Tourism)

Committee Referrals for June 5, 2024 Committee Meetings						
Act #	Finance	County Ops/Pub Safety	DPW	Human Services	Dev & Ag	Labor Relations
238	X		X			
239	X		X			
240	X		X			
241	X		X			
242	X	X				
243	X	X				
244	X	X				
245	X			X		
246	X			X		
247	X			X		
248	X			X		
249	X			X		
250	X			X		
251	X			X		
252	X			X		
253	X				X	
254	X				X	
TOTAL	17	3	4	8	2	0

**BID ACCEPTANCE FOR 2024 EMERGENCY STREAMBANK STABILIZATION PROJECTS
(Department of Public Works)**

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

I. WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the 2024 Emergency Streambank Stabilization Projects, according to specifications provided by the Public Works Committee, and

II. WHEREAS, the lowest bid received meeting specifications for the following two (2) sites was the bid of Schwab Aggregates, LLC, 10090 Pigeon Hill Road, Delevan, New York 14042, in the total amount of \$54,840.00, as follows, to be paid as invoiced:

County Road No. 26 Gile Hollow Road (Site #2) (Town of Hinsdale)	\$31,434.00
County Road No. 26 Gile Hollow Road (Site #3) (Town of Hinsdale)	<u>\$23,406.00</u>
Total	\$54,840.00,

and

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

I. RESOLVED, that the bid of Schwab Aggregates, LLC, be, and the same hereby is, accepted, for a term commencing within ten (10) days after the effective date of the contract and terminating September 30, 2024, and be it further

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

No State bid.

Forty-Nine sets of specifications were sent out.

Seven bids were received which met specifications.

Resolution Referred to:

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

**REJECTING CERTAIN DEPARTMENT OF PUBLIC WORKS BIDS FOR
30 CY ROLL-OFF RECYCLING CONTAINERS
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law.

I. WHEREAS, the Department of Public Works advertised for sealed bids for the purchase of 30 CY Roll-Off Recycling Containers for the Department of Public Works, according to bid specifications and general information provided by the Public Works Committee, and

II. WHEREAS, one (1) bid was received, which was opened on May 8, 2024, which did not meet specifications, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby rejects the bid which was received for 30 CY Roll-Off Recycling Containers for the Department of Public Works.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH NYSDOT AND
AUTHORIZING CATTARAUGUS COUNTY TO PARTICIPATE IN THE FEDERAL-AID PROJECT FOR
BRIDGE WASHING OF 221 BRIDGES AND DECK SEALING OF 30 BRIDGES, VARIOUS LOCATIONS
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Public Works-Comptroller's Contract #D041445)**

Pursuant to Title 23 U.S. Code and Sections 363, 366 and 450 of the County Law.

- I. WHEREAS, the Cattaraugus County Bridge Washing of 221 Bridges and Deck Sealing of 30 Bridges Project in Cattaraugus County, PIN 5764.09 (the "Project"), is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at a ratio of 80% federal funds and 20% non-federal funds, and
- II. WHEREAS, the County desires to advance the above Project by making a commitment of 100% of the costs of the Construction & Construction Inspection phases of the Project, and
- III. WHEREAS, various appropriation and estimated revenue accounts must be adjusted, now, therefore, be it
- I. RESOLVED, that the Cattaraugus County Legislature hereby approves the above-described Project, and be it further
- II. RESOLVED, that the Cattaraugus County Legislature hereby authorizes the County of Cattaraugus to pay in the first instance 100% of the federal and non-federal shares of the cost of the Construction & Construction Inspection phases of the Project or portions thereof, and be it further
- III. RESOLVED, that the sum of \$440,000.00 is hereby appropriated and made available to cover the cost of participation in the above phases of the Project, and be it further
- IV. RESOLVED, that in the event the amount required to pay the full federal and non-federal shares of the cost of the Project's Construction & Construction Inspection phases exceeds the amount appropriated above, the County of Cattaraugus shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by NYSDOT, and be it further
- V. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute all necessary documents, on behalf of Cattaraugus County, with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid project costs and all Project costs within appropriations therefor that are not so eligible, and be it further
- VI. RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project, and be it further
- VII. RESOLVED, that this Resolution shall take effect immediately, and be it further

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

Increase Estimated Revenue Account:

D.502.5111.0000.4597.01 Fed Aid, Transp. Capital Projects Bridge Program \$352,000.00

Increase Appropriation Account:

D.502.5111.5111.41603 Contracted Services \$352,000.00.

Resolution Referred to:

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

AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH GREENMAN-PEDERSEN, INC. FOR COLLECTION OF SEEP FOR CHEMICAL ANALYSIS AT FIVE POINTS LANDFILL

Pursuant to Sections 215 and 450 of the County Law.

I. WHEREAS, the Department of Public Works is in need of seep sampling for chemical analysis at Five Points Landfill, and

II. WHEREAS, Greenman-Pedersen, Inc., 403 Main Street, Suite 330, Buffalo, New York 14203, can provide the aforementioned services for an amount not to exceed \$2,850.00, to be paid as invoiced, and

III. 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 Greenman-Pedersen, Inc., for the provision of the above-described services, for a term commencing June 12, 2024 and terminating July 31, 2024, according to the above-described terms.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES
FOR ALTERNATIVES TO INCARCERATION PROGRAM
(Probation Department – Contract C523915)**

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

I. WHEREAS, Act 205-2023 authorized a contract with the New York State Division of Probation and Correctional Alternatives for an Alternatives to Incarceration Program for the 2023-2024 program year, the term of which expires June 30, 2024, and

II. WHEREAS, the County Probation Department is eligible to receive a grant for the Article 13-A Classification/Alternatives to Incarceration Program, which consists of a pre-trial release component with a total program cost of \$34,402.00, with an amount of \$10,308.00 being funded through the New York State Office of Probation and Correctional Alternatives for the contract term of July 1, 2024 through June 30, 2025, and

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

IV. WHEREAS, this program is 31% state funded and 69% locally funded, and

V. 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 the New York State Division of Criminal Justice Services, for the provision of the above-described program, for a term commencing July 1, 2024 and terminating June 30, 2025, 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.

Resolution Referred to:

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

APPROVING CATTARAUGUS COUNTY EMERGENCY MEDICAL SERVICES MUTUAL AID PLAN

Pursuant to NYCRR Part 800.

I. WHEREAS, all emergency medical service (EMS) agencies in Cattaraugus County share a common goal of protecting the citizens of the County and providing patients with efficient, quality care, and

II. WHEREAS, pursuant to New York State Emergency Medical Services Code Section 800.21.p, a mutual aid plan is required to allocate mutual aid resources in an efficient, patient-oriented manner, and

III. WHEREAS, the proper emergency medical care for the sick and the injured is of primary concern to the EMS agencies in Cattaraugus County, and

IV. WHEREAS, the Cattaraugus County Office of Emergency Services has developed a Mutual Aid Plan for use by the EMS agencies within Cattaraugus County, and

V. WHEREAS, the proposed Mutual Aid Plan has been approved by the Cattaraugus County Emergency Medical Services Advisory Council, and

VI. WHEREAS, the proposed Mutual Aid Plan must be submitted to the Southwestern Regional EMS Council for approval, now, therefore, be it

I. RESOLVED, that the Cattaraugus County Legislature hereby approves the Cattaraugus County Emergency Medical Services Mutual Aid Plan, a copy of which has been placed on file with the Clerk of the Cattaraugus County Legislature.

Resolution Referred to:

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

ACCEPTING UPDATED CATTARAUGUS COUNTY ARSON CONTROL PLAN

Pursuant to 204-c of the General Municipal Law and Section 153 of the County Law.

- I. WHEREAS, arson is a serious problem in Cattaraugus County, and
- II. WHEREAS, the Cattaraugus County Legislature, by Act 404-1981, accepted the original Arson Control Plan for Cattaraugus County, which set forth the policies and procedures to be used in fighting arson crimes, and
- III. WHEREAS, the 1981 Arson Control Plan should be updated to incorporate current laws and regulations, as well as address recent arson trends, and
- IV. WHEREAS, each Legislator has received a copy of the updated Arson Control Plan, now, therefore, be it
- I. RESOLVED, that the Cattaraugus County Legislature hereby accepts the Cattaraugus County Arson Control Plan dated June 1, 2024.

Resolution Referred to:

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

**AUTHORIZING CONTRACT WITH DUFLO SPRAY-CHEMICAL, INC.
FOR MOSQUITO SPRAYING AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Health Department)**

Pursuant to Sections 363, 365, 366 and 450 of the County Law.

I. WHEREAS, Act 122-2022 authorized a contract with Duflo Spray-Chemical, Inc., 8369 State Route 812, Lowville, New York 13367, for the provision of aerial application and insect control services, with the option by the County to renew for additional one-year terms, and

II. WHEREAS, Duflo Spray-Chemical, Inc., as a sole source provider, can provide the aerial application and insect control services, as follows:

Applications - Applied Rates

To Spray Larvicide:

Zoecon Altosid IGR $\$20.17/\text{acre} \times 3,463.44 \text{ acres} = \$69,857.58$

To Spray Adulticide:

Kontrol 30-30 $\$4.87/\text{acre} \times 10,984 \text{ acres} = \$53,492.08$

Permonane 30-30 $\$5.10/\text{acre} \times 10,984 \text{ acres} = \$56,018.40$, and

III. WHEREAS, Act 206-2024 authorized contracts with various towns and cities that are participating in the mosquito control program, and

IV. WHEREAS, the aforementioned services are 6% state funded and 94% locally funded, and

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

I. RESOLVED, that the Chairman of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Duflo Spray-Chemical, Inc., for the provision of the above-described aerial application and insect control services for a term commencing May 28, 2024 and terminating December 31, 2024, with the option by the County to renew for additional one-year terms under the same rates and conditions, and be it further

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

Increase Estimated Revenue Accounts:

A.401.4090.4068.3401 Insect Control – State Aid, Public Health \$ 3,092.16

A.401.4090.4068.2280.01 Health Services, Other governments-insect \$12,768.25

Decrease Appropriation Account:

A.901.1990.0000.40601 Contingency Fund \$ 5,497.17

Increase Appropriation Account:

A.401.4090.4068.41421 Mosquito Control Contracted \$21,357.58.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF HEALTH FOR
PUBLIC HEALTH IMMUNIZATION INITIATIVE**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the County Department of Health has been notified that it has been awarded funding through the New York State Department of Health Public Health Immunization Action Plan (IAP) grant, and

II. WHEREAS, the IAP program works closely with healthcare providers, day care providers, schools, vulnerable populations, and others to help raise vaccination rates in Cattaraugus County, and

III. WHEREAS, the County has been awarded an amount of \$38,213.00 per year for a five-year period commencing April 1, 2023 and terminating March 31, 2028, totaling \$191,065.00, and

IV. WHEREAS, a contract (DOH01-C38430GG-3450000) is necessary in order to receive the aforementioned funding, including any supplemental funding, and

V. WHEREAS, the aforementioned immunization program is 100% federally funded (Assistance Listings Number 93.268), 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 New York State Department of Health, in order to receive the above-described funding, 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.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
AFFINITY REHABILITATION, LLP c/o HEALTHPRO® HERITAGE FOR
DEPARTMENT OF NURSING HOMES PROFESSIONAL THERAPY SERVICES**

Pursuant to 10 NYCRR Part 415.16 and
Section 450 of the County Law.

- I. WHEREAS, Act 271-2021, authorized a contract with Affinity Rehabilitation, LLP, c/o HealthPRO® Heritage, 307 International Circle, Suite 100, Hunt Valley, Maryland 21030, for the provision of professional occupational therapy, physical therapy and speech/language pathology services for The Pines Healthcare & Rehabilitation Center - Olean and Machias Campuses, the term of which expires June 30, 2024, and
- II. WHEREAS, the County Department of Nursing Homes is desirous of continuing the therapy services at The Pines Healthcare and Rehabilitation Center – Machias Campus, and
- III. WHEREAS, Affinity Rehabilitation, LLP, c/o HealthPRO® Heritage, has agreed to provide the aforementioned professional therapy services at The Pines Healthcare and Rehabilitation Center – Machias Campus, in accordance with the following fee schedule, which includes travel:

Pricing Summary

Payor Sources		Option 1	Option 2		Payor Sources
Medicare A	% of Rehab	31.0%	12.0%	% of Whole	Medicare A
Managed A/HMO PDPM	% of Rehab	31.0%	12.0%	% of Whole	Managed A/HMO PDPM
Managed A/HMO RUG	Per Minute	\$0.99	\$0.99	Per Minute	Managed A/HMO RUG
Managed Levels	Per Minute	\$0.99	\$0.99	Per Minute	Managed Levels
Medicare B	Fee Screen	56% of FS, No MPPR, No AI	56% of FS, No MPPR, No AI	Fee Screen	Medicare B
Managed B	Per Minute	\$0.99	\$0.99	Per Minute	Managed B
Other	Per Minute	\$0.99	\$0.99	Per Minute	Other

Please note:

- Option 1 is based on Percentage of Rehab, and Option 2 is Percentage of Whole PDPM rate.
- Pricing Option 2 is a Percentage of the Whole PDPM rate, which also includes up to 10 hours per month of Consulting Support. This option is an innovative shared-risk approach that includes MDS consultative support. Under this model, our seasoned reimbursement experts meet directly with the MDS coordinator. These meetings include proactive chart reviews, pre-transmission review of MDS, proprietary PDPM partner level resources, and tailored training modules with the intention of enhancing the revenue of your short-term rehab population. We understand that each partner’s needs vary, hence our commitment to providing variable support hours based on population and complexity, to ensure tailored assistance to IDTs based on their proficiency with PDPM and workflow requirements.
- Non-therapy days will not be billed.

and

- IV. WHEREAS, sufficient funds are included in the budget to cover the costs 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 Affinity Rehabilitation, LLP, c/o HealthPRO® Heritage, for the provision of the above-described professional therapy services, for a term commencing July 1, 2024 and terminating June 30, 2027, with the County's sole option to renew for one (1) additional three-year period at the same rates, terms and conditions, according to the above-described terms.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
PREMIER THERAPY d/b/a EMBRACE PREMIER THERAPY FOR
DEPARTMENT OF NURSING HOMES PROFESSIONAL THERAPY SERVICES**

Pursuant to 10 NYCRR Part 415.16 and
Section 450 of the County Law.

I. WHEREAS, the Department of Nursing Homes is in need of professional occupational therapy, physical therapy and speech/language pathology services for The Pines Healthcare & Rehabilitation Center – Olean Campus, and

II. WHEREAS, Premier Therapy d/b/a Embrace Premier Therapy, 110 Central Square Drive, Beaver Falls, Pennsylvania 15010, has agreed to provide the aforementioned professional therapy services at the The Pines Healthcare & Rehabilitation Center – Olean Campus, in accordance with the following fee schedule, which includes travel:

- PDPM and Managed PDPM - 33% of therapy component
Day of Admission through Day of Discharge for all therapy residents
- Part B - 70% of the Medicare Part B Fee Schedule
- Managed Care, Managed B and Other at \$1.19 per minute,

and

III. 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 Premier Therapy d/b/a Embrace Premier Therapy for the provision of the above-described services, for a term commencing July 1, 2024 and terminating June 30, 2026, with the County’s sole option to renew for two (2) additional two-year periods, at the same rates, terms and conditions, according to the above-described terms.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT
WITH WESCOM SOLUTIONS, INC. D/B/A
POINTCLICKCARE FOR ELECTRONIC MEDICAL RECORDS SYSTEM
(Infection Prevention & Control Module-Department of Nursing Homes)**

Pursuant to Section 450 of the County Law.

I. WHEREAS, Act 407-2021 authorized a contract with Wescom Solutions, Inc., d/b/a PointClickCare, 5570 Explorer Drive, Mississauga, Ontario Canada L4W 0C4, for the provision of a cloud-based electronic medical records system for The Pines Healthcare and Rehabilitation Centers-Olean and Machias Campuses, the term of which expires July 31, 2026, and

II. WHEREAS, the Department of Nursing Homes is desirous of adding an Infection Prevention & Control Module to the current contract for the Machias Campus, and

III. WHEREAS, Wescom Solutions, Inc., d/b/a PointClickCare, can provide the Infection Prevention & Control Module for the Machias Campus, for an amount of \$457.62 per month, and

IV. WHEREAS, a contract amendment is necessary to cover the aforementioned Infection Prevention & Control Module, and

V. WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned additional services, 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 Wescom Solutions, Inc., d/b/a PointClickCare, for the provision of the above-described additional services, for a term to commence June 12, 2024 and to terminate July 31, 2026, to coincide with the five (5) year term of the original contract dated August 1, 2021, according to the above-described terms.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE AFFILIATION AGREEMENTS
WITH STATE UNIVERSITY OF NEW YORK COLLEGE AT ONEONTA FOR
EDUCATIONAL EXPERIENCE PROGRAMS**

Pursuant to Section 450 of the County Law.

I. WHEREAS, the State University of New York College at Oneonta, 108 Ravine Parkway, Oneonta, New York 13820, offers training and educational programs to students in various curriculums who would benefit from educational experience through various County Departments, and

II. WHEREAS, the County believes that the value of the presence of such students would add to its operation, and

III. WHEREAS, the aforementioned programs are conducted at no cost to the County, now, therefore, be it

I. RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute affiliation agreements, on behalf of Cattaraugus County, with the State University of New York College at Oneonta, for the provision of the above-described education experience programs, for a term commencing July 1, 2024 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Resolution Referred to:

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

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH
VARIOUS ENTITIES FOR RESIDENTIAL INSTITUTIONAL FOSTER CARE**

Pursuant to 18 NYCRR Part 405 and
Section 450 of the County Law.

I. WHEREAS, Act 224-2023 authorized contracts with various residential foster care institutions throughout New York State for the provision of residential-therapeutic foster care services in accordance with a New York State-approved fee schedule for the approved listing of residential institutions throughout New York State, the terms of which expire June 30, 2024, and

II. WHEREAS, the County Department of Social Services has the responsibility of placing children at risk into foster care, and

III. WHEREAS, the County Department of Social Services is desirous of renewing the aforementioned contracts with various residential foster care institutions in accordance with a New York State fee schedule for the approved listing of residential institutions throughout New York State, and

IV. WHEREAS, this program is 62% state and 38% county funded, and

V. 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 contracts, on behalf of Cattaraugus County, with various residential foster care institutions for the provision of the above-described services for a term commencing July 1, 2024 and terminating June 30, 2025, 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.

Resolution Referred to:

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|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| 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 THE CHAIR TO EXECUTE CONTRACTS WITH VARIOUS ENTITIES FOR DEPARTMENT OF SOCIAL SERVICES PSYCHOLOGICAL EVALUATIONS AND ASSESSMENTS

Pursuant to Section 251 of the Family Court Act and Section 450 of the County Law.

I. WHEREAS, Act 223-2023 authorized contracts with various entities for psychological evaluation and assessment services, which consist of interviews with clients, consultation with other care providers and case managers, and preparation of reports, including recommendations for placement, treatment or custody/visitation, the terms of which expire June 30, 2024, and

II. WHEREAS, contracts are needed with various entities for the provision of the above-described services, with a maximum rate based on the current highest acceptable rate within the service area which are as follows:

<u>Position</u>	<u>Rate</u>
Doctor of Psychiatry	Not to Exceed \$185 per session
Doctor of Psychology	Not to Exceed \$175 per session
Licensed Mental Health Counselor	Not to Exceed \$125 per session
Family Counseling	Not to Exceed \$100 per session
Preparation & Court Testimony	Not to Exceed \$175 per hour
Testing	Not to Exceed \$180 per hour,

and

III. WHEREAS, this program is 62% state and 38% county funded, 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 contracts, on behalf of Cattaraugus County, with various entities, for the provision of the aforementioned court-ordered psychological assessments and evaluations, for a term commencing July 1, 2024 and terminating June 30, 2025, 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.

Resolution Referred to:

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|------------------------------|-------------------------------------|--------------------|-------------------------------------|
| 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 PUBLIC HEARING ON CLOSEOUT OF
2022 COMMUNITY DEVELOPMENT BLOCK GRANT
(Manufactured Housing Replacement Program Grant)**

Pursuant to 24 CFR Section Part 570 and Section 450 of the County Law.

I. WHEREAS, Act 280-2022 authorized a public hearing to consider citizen comments regarding the Community Development Block Grant (“CDBG”) application to the New York State Office of Homes and Community Renewal for the Manufactured Housing Replacement Program Grant (the “Project”), and

II. WHEREAS, the County is required to hold a public hearing to close out the Project for the purpose of hearing public comments on the Manufactured Housing Replacement Program Grant to obtain citizen views regarding any aspect of the Project, and

III. WHEREAS, the hearing will be conducted pursuant to Part 570 of the CFR and provide further information about the CDBG Project, now, therefore, be it

I. RESOLVED, that a public hearing shall be held by this County Legislature for the close out of the Community Development Block Grant funding for the Manufactured Housing Replacement Program Grant on the 26th day of June, 2024, at 5:01 p.m. at the Legislature's Chambers, County Center, 303 Court Street, Little Valley, New York, and that at least seven (7) 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:

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

**AUTHORIZING SECOND PUBLIC HEARING FOR
COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING
(Economic Development, Planning & Tourism)**

Pursuant to 24 CFR Section 570.482(e) and
Section 450 of the County Law.

I. WHEREAS, Cattaraugus County received Community Development Block Grant (“CDBG”) funding from the New York State Office of Community Renewal (Project No. 199ME986-21) to implement the Cattaraugus County Microenterprise Assistance Program (the “Program”), and

II. WHEREAS, the Cattaraugus County Legislature is required to hold a public hearing to discuss the implementation of the Program and to provide information about the progress of the ongoing CDBG Program and to receive comments related to the effectiveness of administration of the CDBG Program, now, therefore, be it

I. RESOLVED, that a public hearing be held on June 26, 2024 at 5:02 p.m. at the Cattaraugus County Legislature's Chambers, 303 Court Street, Little Valley, New York, before the Cattaraugus County Legislature, whereat all interested parties shall be heard regarding the implementation of the CDBG program, and be it further

II. RESOLVED, that the Clerk of the Legislature is directed to prepare a notice of said hearing, to cause the publication of the notice of such hearing to be published in the two (2) papers which have been officially designated by this Legislature to publish “notices”, and to post a copy of said notice on the County website, with both publication and posting to be made at least eight (8) days before the public hearing.

Resolution Referred to:

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