

June 26, 2024

The meeting was called to order by Chairman Burr.

The invocation was given by Richard Helmich.

The Attendance Roll Call disclosed all Legislators present.

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There being no amendments or objections thereto, Chairman Burr noted that the minutes of the June 12, 2024 session stand approved as presented.

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**APPOINTMENTS:**

**CATTARAUGUS COUNTY PLANNING BOARD**

*Terms to expire July 31, 2027*

- Terry Hahn
- Michael Higgins
- Paul Mager
- David McCoy

\* \* \* \* \*

**PUBLIC HEARINGS:**

CHAIRMAN BURR announced this is the time and place called for a public hearing to close out the **Manufactured Housing Replacement Program Grant** and to obtain citizen comments regarding any aspect of the Project, and that anyone wishing to speak regarding any aspect of this program may now do so.

There being no one wishing to speak, Chairman Burr declared the public hearing closed.

CHAIRMAN BURR announced this is the time and place called for a public hearing to discuss the implementation of the **Microenterprise Assistance Program** and to provide information about the progress of the ongoing CDBG Program, and that anyone wishing to speak regarding the effectiveness of administration of the CDBG Program may now do so.

There being no one wishing to speak, Chairman Burr declared the public hearing closed.

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**ACT NO. 270-2024** by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR PRECAST CONCRETE BOX CULVERTS  
FOR NEW ALBION CULVERT NOS. 46 & 47  
(Department of Public Works)**

Pursuant to Section 103 of the General Municipal Law and  
Sections 215 and 450 of the County Law.

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the provision of precast concrete box culverts for New Albion Culvert Nos. 46 and 47, located on County Road No. 5 (New Albion Road), in the Town of New Albion, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications was the bid of Kistner Concrete Products, Inc., 8713 Read Road, P.O. Box 218, East Pembroke, New York 14056, for the provision of precast concrete box culverts for New Albion Culvert Nos. 46 and 47, for an amount of \$318,560.00, to be paid as invoiced, and

*WHEREAS, the aforementioned project is 100% State funded and subject to NYSDOT approval, and*

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

RESOLVED, that the bid of Kistner Concrete Products, Inc., be, and the same hereby is, accepted, for a term commencing upon Notice of Award with shop drawings submitted within thirty (30) working days after the execution of the contract, with delivery anticipated on May 14, 2025 for New Albion Culvert No. 47, and anticipated delivery on June 18, 2025 for New Albion Culvert No. 46, and be it further

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.

Nineteen sets of specifications were sent out.

Two bids were received which met specifications.

Approved by 6 members of the Finance Committee and 5 members of the Public Works Committee.

<sup>1</sup>MR. HELMICH moved, seconded by Mr. Boberg, to amend as follows: after the second Whereas, add: "WHEREAS, the aforementioned project is 100% State funded and subject to NYSDOT approval, and". Carried.

Adopted, as amended, June 26, 2024 by voice vote.

**ACT NO. 271-2024** by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR DRAINAGE AND PAVEMENT IMPROVEMENTS  
ON COUNTY ROAD NO. 38  
(Department of Public Works)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the drainage and pavement improvement project on County Road No. 38 (Mutton Hollow Road) located in the Town of Great Valley, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications was submitted by Lake Shore Paving, Inc., 1279 North Main Street, Jamestown, New York 14701, in the amount of \$355,610.74, to be paid as invoiced, and

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

RESOLVED, that the bid of Lake Shore Paving, Inc., be, and the same hereby is, accepted, for a term commencing within ten (10) days of the effective date of the contract and terminating on or before October 31, 2024, and be it further

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.

Thirty-Seven sets of specifications were sent out.

Six bids were received which met specifications.

Approved by 6 members of the Finance Committee and 5 members of the Public Works Committee.

Adopted June 26, 2024 by voice vote.

**ACT NO. 272-2024** by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR PARKING LOT IMPROVEMENTS AT  
CATTARAUGUS COUNTY DPW, LITTLE VALLEY  
(Department of Buildings & Grounds)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for improvements to the parking lot located at the Cattaraugus County Department of Public Works, 8810 Route 242, Little Valley, New York 14755, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned parking lot improvements was the bid of Lake Shore Paving, Inc., 1279 North Main Street, Jamestown, New York 14701, in the amount of \$248,588.00, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned parking lot improvements, now, therefore, be it

RESOLVED, that the bid of Lake Shore Paving, Inc., be, and the same hereby is, accepted, for a term commencing within ten (10) days of the effective date of the contract and terminating on or before September 30, 2024, and be it further

RESOLVED, that vouchers submitted in accordance with the provisions of the General Municipal Law §106-b and certified by the Director of the Department of Buildings & Grounds be audited by the Auditor and paid by the County Treasurer.

No State Bid.

Thirty-One sets of specifications were sent out.

Six bids were received that met specifications.

Approved by 6 members of the Finance Committee and 5 members of the Public Works Committee.

Adopted June 26, 2024 by voice vote.

**ACT NO. 273-2024** by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR PARKING LOT REPAVING OF  
CATTARAUGUS COUNTY BUILDING IN LITTLE VALLEY  
(Department of Buildings & Grounds)**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the repaving of the parking lot at the Cattaraugus County Building, 303 Court Street, Little Valley, New York 14755, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications for the aforementioned parking lot repaving was the bid of Thomann Asphalt Paving Corp., 56 Gunnville Road, Lancaster, New York 14086, in the amount of \$128,534.00, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned parking lot repaving, now, therefore, be it

RESOLVED, that the bid of Thomann Asphalt Paving Corp., be, and the same hereby is, accepted, for a term commencing within ten (10) days of the effective date of the contract and terminating on or before September 30, 2024, and be it further

RESOLVED, that vouchers submitted in accordance with the provisions of the General Municipal Law §106-b and certified by the Director of the Department of Buildings & Grounds be audited by the Auditor and paid by the County Treasurer.

No State Bid.  
Twenty-Nine sets of specifications were sent out.  
Six bids were received that met specifications.

Approved by 6 members of the Finance Committee and 5 members of the Public Works Committee.

Adopted June 26, 2024 by voice vote.

**ACT NO. 274-2024** by Mr. Burr

**AUTHORIZING THE CHAIR TO EXECUTE EXTENSION OF INTERMUNICIPAL AGREEMENT  
WITH CHAUTAUQUA COUNTY AND ERIE COUNTY FOR  
PARTICIPATION IN LAKE ERIE WATERSHED PROTECTION ALLIANCE**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 86-2015, as amended by Act 396-2019, authorized an Intermunicipal Agreement with Chautauqua County and Erie County for participation in the Lake Erie Watershed Protection Alliance, the term of which expires December 31, 2024, and

WHEREAS, the Member Municipalities recognize the regional benefits of working collaboratively to save time, money, and energy in order to achieve the common goal of improved water quality and flood control of Lake Erie, and are desirous of extending the term of the aforementioned Agreement, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute an extension of the Intermunicipal Agreement with the County of Erie and the County of Chautauqua for one additional five (5) year term to terminate December 31, 2029, under the same terms and conditions.

Approved by 6 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 26, 2024 by voice vote.

**ACT NO. 275-2024** by Mr. Boberg and Mrs. Hunt

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH  
GOWANDA 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.

WHEREAS, Act 231-2018, authorized a contract with the Gowanda Central School District ("District") for participation in the School Resource Officer ("SRO") Program by placing one (1) full-time school resource officer in its District, and

WHEREAS, the Gowanda Central School District has requested a second full-time school resource officer to be assigned effective August 18, 2024, and

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

WHEREAS, the District has agreed to pay to the Sheriff's Office the actual cost of two (2) full-time school resource officers, which shall include all wages and fringe benefits, and the costs associated with training, uniforms and cellular phones, and

WHEREAS, the County Sheriff's Office shall obtain vehicles through State Contract on behalf of the District, for which the District shall pay to the County the full cost of, and

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

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

WHEREAS, upon the termination of the agreement, the County shall convey ownership of the SRO vehicle to the District, and

WHEREAS, the Sheriff shall remove all such markings on the vehicles prior to its return to the District, and

WHEREAS, various appropriation and revenue accounts must be adjusted to cover the cost of the SRO Program, now, therefore, be it

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 Gowanda Central School District, for the provision of the School Resource Officer Program, for a term commencing July 1, 2024 and terminating June 30, 2025, 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

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

RESOLVED, that 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

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

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

Increase Estimated Revenue Account:

A.311.3218.3221.2260.03	Public Safety for Other Govts. SRO	\$121,229.00
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Increase Appropriation Accounts:

A.311.3218.3221.11000	Full-Time Wages	\$ 25,996.00
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A.311.3218.3221.20101	Vehicle	\$ 78,000.00
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A.311.3218.3221.45202	Equipment Repair & Maintenance	\$ 667.00
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A.311.3218.3221.46111	Uniforms	\$ 865.00
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A.311.3218.3221.81000	FICA	\$ 1,989.00
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A.311.3218.3221.82000	Retirement	\$ 5,850.00
A.311.3218.3221.83000	Health Insurance	\$ 7,741.00
A.311.3218.3221.84000	Dental Insurance	\$ 121.00.

Approved by 6 members of the Finance Committee and 3 members of the County Operations/  
Public Safety Committee.

Adopted June 26, 2024 by voice vote.

**ACT NO. 276-2024** by Mr. Boberg and Mrs. Hunt

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH  
NYS DIVISION OF CRIMINAL JUSTICE SERVICES FOR THE  
LAW ENFORCEMENT TECHNOLOGY GRANT AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Sheriff's Office)**

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

WHEREAS, Act 426-2023 authorized the Chair to apply for funding through the New York State Division of Criminal Justice Services for the Law Enforcement Technology (LETECH) Grant, and  
WHEREAS, the Sheriff's Office has been awarded \$93,150.00 through the LETECH Grant,  
and

WHEREAS, the aforementioned funding will allow police departments and sheriff's offices to purchase new technology and equipment to modernize their operations and more effectively solve and prevent crime, and

WHEREAS, grant documents are necessary in order to accept the aforementioned Law Enforcement Technology Grant, and

WHEREAS, the aforementioned Program is 100% state funded, and

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

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 Division of Criminal Justice Services in order to accept, and receive, the Law Enforcement Technology Grant, according to the above-described terms, and be it further

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

RESOLVED, that 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

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

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

Increase Estimated Revenue Account:

A.311.3110.0000.3389.22	State Aid, Other Public Safety LETECH	\$93,150.00
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Increase Appropriation Account:

A.311.3110.0000.20008	Tools & Equipment	\$93,150.00.
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Approved by 6 members of the Finance Committee and 3 members of the County Operations/  
Public Safety Committee.

Adopted June 26, 2024 by voice vote.

**ACT NO. 277-2024** by Mr. Boberg and Mrs. Hunt

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH  
NEW YORK STATE OFFICE OF HOMELAND SECURITY AND EMERGENCY SERVICES  
FOR 2023 DOMESTIC TERRORISM PREVENTION GRANT PROGRAM**

Pursuant to Governor Hochul's Executive Order No. 18 and  
Section 450 of the County Law.

WHEREAS, funding is available to the County, on behalf of the Office of Emergency Services and the Sheriff's Office, in the amount of \$172,413.00, through the New York State Office of Homeland Security and Emergency Services (DHSES) for the 2023 Domestic Terrorism Prevention Grant Program, and

WHEREAS, funding for this state grant award shall be utilized to support the County's capability to prevent targeted violence and domestic terrorism through the utilization of Threat Assessment and Management (TAM) teams and the development of comprehensive Domestic Terrorism Plans, and

WHEREAS, DHSES will manage and administer these program funds for the performance period for this grant, which will be from September 1, 2023 through August 31, 2025, and

WHEREAS, as a condition of this program funding, the County must develop and submit a Domestic Terrorism Plan to DHSES by December 31, 2024 as indicated by Executive Order No. 18, and

WHEREAS, it is necessary to execute a grant application in order to apply for the aforementioned funding, and

WHEREAS, this program is 100% federally funded (CFDA #97.067), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the New York State Office of Homeland Security and Emergency Services, in order to apply for the above-described grant funding, according to the above-described terms, and be it further

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

RESOLVED, that 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

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.



Approved by 6 members of the Finance Committee and 3 members of the County Operations/  
Public Safety Committee.

Adopted June 26, 2024 by voice vote.

**ACT NO. 278-2024** by Mr. Boberg and Mrs. Hunt

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH  
NEW YORK STATE DEPARTMENT OF HEALTH, OFFICE OF PRIMARY CARE  
AND HEALTH SYSTEMS MANAGEMENT, BUREAU OF EMERGENCY  
MEDICAL SERVICES AND TRAUMA SYSTEMS  
FOR EMERGENCY MEDICAL SERVICES SUPPORT GRANT**

Pursuant to Section 450 of the County Law.

WHEREAS, funding up to \$500,000.00 is available through the New York State Department of Health, Office of Primary Care and Health Systems Management, Bureau of Emergency Medical Services and Trauma Systems for Emergency Medical Services Support Grant, and

WHEREAS, the Office of Emergency Services is desirous of applying for the aforementioned funding, and

WHEREAS, it is necessary to apply to the New York State Department of Health for the aforementioned funding, and

WHEREAS, this program is 100% federally funded (RFA #20416), now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with the New York State Department of Health, Office of Primary Care and Health Systems Management, Bureau of Emergency Medical Services and Trauma Systems, in order to apply for the above-described grant funding, according to the above-described terms, and be it further

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

RESOLVED, that 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

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.

Approved by 6 members of the Finance Committee and 3 members of the County Operations/  
Public Safety Committee.

Adopted June 26, 2024 by voice vote.

ACT NO. 279-2024 by Mr. Higgins

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH  
NEW YORK STATE DEPARTMENT OF STATE – OFFICE OF PLANNING,  
DEVELOPMENT & COMMUNITY INFRASTRUCTURE FOR  
COMPREHENSIVE PLAN UPDATE AND HOUSING STUDY**

Pursuant to Section 450 of the County Law.

WHEREAS, funding in an amount not to exceed \$250,000.00 is available through the New York State Department of State (NYS DOS) – Office of Planning, Development & Community Infrastructure (OPDCI) to develop or update comprehensive plans, area plans or zoning ordinances that incorporate smart growth principles, and

WHEREAS, these planning efforts should include issues such as appropriate physical development, economic development, transportation patterns, analyses of the natural and built environment, and population trends, while setting a course for the siting of renewable energy facilities, efficient use of land, protection of agricultural working lands and watersheds and overall healthy communities, and

WHEREAS, the County Department of Economic Development, Planning and Tourism is desirous of applying for the aforementioned funding, and

WHEREAS, it is necessary to apply to NYSDOS OPDCI for the aforementioned funding, and

WHEREAS, this program is 90% state funded through the Department of State, with a 10% match from the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with NYSDOS OPDCI, in order to apply for the above-described funding, according to the above-described terms, and be it further

RESOLVED, that upon termination of state funding for this program, then this program shall be automatically abolished, and be it further

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

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.

Approved by 6 members of the Finance Committee and 3 members of the Development and Agriculture Committee.

Adopted June 26, 2024 by voice vote.

**ACT NO. 280-2024** by Mr. Higgins and Mr. Marsh

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH  
NEW YORK STATE DEPARTMENT OF STATE – OFFICE OF PLANNING,  
DEVELOPMENT & COMMUNITY INFRASTRUCTURE FOR  
BROWNFIELD OPPORTUNITY AREA PROGRAM FOR A COUNTY-WIDE BROWNFIELD STUDY**

Pursuant to Section 450 of the County Law.

WHEREAS, funding in an amount not to exceed \$200,000.00 is available through the New York State Department of State (NYS DOS) – Office of Planning, Development & Community Infrastructure (OPDCI) for a county-wide brownfield study, and

WHEREAS, county-wide pre-planning is needed to identify and provide preliminary analysis of potential brownfields, the development or update of Brownfield Opportunity Area (BOA) Plans, and related implementation, phase II environmental site assessments, and predevelopment activities for neighborhoods, downtowns or other defined areas with a State-designated BOA, and

WHEREAS, the County Department of Economic Development, Planning and Tourism is desirous of applying for the aforementioned funding, and

WHEREAS, it is necessary to apply to NYSDOS OPDCI for the aforementioned funding, and

WHEREAS, this program is 90% state funded through the Department of State, with a 10% match from the County, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a grant application, on behalf of Cattaraugus County, with NYSDOS OPDCI, in order to apply for the above-described funding, according to the above-described terms, and be it further

RESOLVED, that upon termination of state funding for this program, then this program shall be automatically abolished, and be it further

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

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.

Approved by 6 members of the Finance Committee and 3 members of the Development and Agriculture Committee.

Adopted June 26, 2024 by voice vote.

**ACT NO. 281-2024** by Mr. Higgins and Mr. Marsh

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
C & S ENGINEERS, INC. FOR  
BROWNFIELD OPPORTUNITY AREA PROGRAM  
GRANT WRITING ASSISTANCE**

Pursuant to Section 450 of the County Law.

WHEREAS, the County Department of Economic Development, Planning and Tourism is in need of grant writing services to assist with applications for funding associated with the Brownfield Opportunity Area Program, and

WHEREAS, C & S Engineers, Inc., 141 Elm Street, Suite 100, Buffalo, New York 14203, can provide the aforementioned grant writing services for an amount not to exceed \$2,456.00, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with C & S Engineers, Inc., for the provision of grant writing services, for a term commencing June 27, 2024 and terminating August 31, 2024, according to the above-described terms.

Approved by 6 members of the Finance Committee and 3 members of the Development and Agriculture Committee.

Adopted June 26, 2024 by voice vote.

**ACT NO. 282-2024** by Mrs. Andreano

**AUTHORIZING THE CHAIR TO EXECUTE AFFILIATION AGREEMENTS  
WITH THE CITY COLLEGE OF NEW YORK FOR  
EDUCATIONAL EXPERIENCE PROGRAMS**

Pursuant to Section 450 of the County Law.

WHEREAS, The City College of New York, 160 Convent Avenue, New York, New York 10031, offers training and educational programs to students in various curriculums who would benefit from educational experience through various County Departments, and

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

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute affiliation agreements, on behalf of Cattaraugus County, with The City College of New York, for the provision of the above-described education experience programs, for a term commencing May 20, 2024 to continue in full force and effect until terminated by either party hereto, according to the above-described terms.

Approved by 6 members of the Finance Committee and 5 members of the Human Services Committee.

Adopted June 26, 2024 by voice vote.

ACT NO. 283-2024 by Mr. Burr

**CONGRATULATING BROOKS-TLC HEALTH SYSTEMS ON RELEASE OF FUNDS  
TO BUILD NEW HOSPITAL IN FREDONIA**

Pursuant to Section 153 of the County Law.

WHEREAS, on June 3, 2024, Governor Hochul announced an agreement with the New York State Department of Health, Kaleida Health and Brooks-TLC Health Systems to build a new hospital in the Village of Fredonia, and

WHEREAS, this announcement was enabled by the newly established Health Care Safety Net Transformation Program included in the recently-enacted State budget to encourage partnerships that improve the resilience of safety-net institutions by providing strategic capital and operating support, in addition to required regulatory flexibility, and

WHEREAS, this project will be supported by \$74 million that was previously committed in State funding through the Department of Health: in 2016, Brooks-TLC was awarded a \$57 million grant that included state and federal funds to build a new modern hospital and to create a sustainable financial model with an Ambulatory Destination Center; in 2017, the State budget included another \$17 million Healthcare Facility Transformation grant, and

WHEREAS, Kaleida Health and Brooks-TLC will submit a revised Certificate of Need application to the Department of Health which will expedite review and approval, and

WHEREAS, the new hospital is expected to open within three years of approval by the Department of Health, and

WHEREAS, the new state-of-the-art hospital will feature emergency services, medical and surgical beds, surgical suites and procedure rooms, imaging with CT scans, MRI and ultrasound, stat lab services, a pharmacy, support services and a helipad, and

WHEREAS, while many small rural independent hospitals are filing for bankruptcy as a result of ongoing negative operating losses across the State and Nation, the merger of Brooks-TLC with Kaleida is a model template of saving small community hospitals in a financially sustainable model; such a model improves operating performance through the partnership with a larger urban center that results in reduced overhead, reduction of ongoing capital needs to maintain deteriorating infrastructure while allowing for the preservation of critical services, and increasing the footprint and scale of the parent organization in a mutually beneficial relationship, and

WHEREAS, this project is a collective commitment and partnership with hospital leaders, elected officials, county officials and the unions to secure access to healthcare for the communities in and around northern Chautauqua and western Cattaraugus counties, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby congratulates Brooks-TLC Health Systems for its tireless efforts in securing an agreement with Kaleida Health to build a new hospital in the Village of Fredonia, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to New York State Governor Kathy Hochul, Senator George Borrello, Assemblyman Andrew Goodell, Assemblyman Joseph Giglio, Brooks-TLC Health Systems CEO Ken Morris, Kaleida Health President and CEO Don Boyd, AFL-CIO WNY Area Labor Federation President Peter De Jesus, Jr., New York State Nurses Association President Nancy Hagans, and all others deemed necessary and proper.

Approved by 6 members of the Finance Committee.

Adopted June 26, 2024 by voice vote.

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MR. SMITH moved, seconded by Mr. Teachman, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 284-2024 through Act No. 294-2024. Carried.

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**ACT NO. 284-2024** by Public Works Committee:

Mr. Helmich, Mr. Benson, Mr. Boberg,

Mr. Brisky and Mr. Parker

who ask immediate consideration

**BID ACCEPTANCE FOR 2024 BRIDGE WASHING OF 221 BINS AND  
BRIDGE DECK SEALING OF 30 BINS**

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

WHEREAS, the Clerk of the Legislature was authorized to advertise for sealed bids for the 2024 Bridge Washing of 221 BINS and Bridge Deck Sealing of 30 BINS Program, according to bid specifications and general information provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for the provision of the aforementioned 2024 Bridge Washing of 221 BINS and Bridge Deck Sealing of 30 BINS Program was the bid of Hunting Valley Construction, Inc., 825 Rein Road, Cheektowaga, New York 14225, in the amount of \$292,586.00, to be paid as invoiced and approved by the Department of Public Works, and

WHEREAS, the 2024 Bridge Washing of 221 BINS and Bridge Deck Sealing of 30 BINS Program is a federal-aid project (PIN 5764.09) and the award of this contract to Hunting Valley Construction, Inc., is contingent upon the approval of the NYS Department of Transportation, and

WHEREAS, the term of the contract for the aforementioned 2024 Bridge Washing of 221 BINS and Bridge Deck Sealing of 30 BINS Program shall commence within ten (10) days of effective date of contract and shall be completed by October 31, 2024, now, therefore, be it

RESOLVED, that the bid of Hunting Valley Construction, Inc., be, and the same hereby is, accepted, and be it further

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.

Fifteen sets of specifications were sent out.

Two bids were received that met specifications.

Adopted June 26, 2024 by voice vote.

**ACT NO. 285-2024** by Public Works Committee:

Mr. Helmich, Mr. Benson, Mr. Boberg,  
Mr. Brisky and Mr. Parker  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
GREENMAN-PEDERSEN, INC. FOR CONSTRUCTION INSPECTION SERVICES FOR  
2024 BRIDGE WASHING AND BRIDGE DECK SEALING PROGRAM AND BRIDGE-BAT SURVEYS**

Pursuant to Section 131-b of the Highway Law and  
Section 450 of the County Law.

WHEREAS, the County is in need of construction inspection services for the 2024 Bridge Washing and Bridge Deck Sealing Program, and

WHEREAS, the County is also in need of Bridge-Bat Surveys in relation to the Bridge Washing and Bridge Deck Sealing Program, and

WHEREAS, Greenman-Pedersen, Inc. (GPI), 403 Main Street, Suite 330, Buffalo, New York 14203, can provide the necessary construction inspection services for the aforementioned Bridge Washing and Bridge Deck Sealing Program and Bridge-Bat Surveys for an amount not to exceed \$81,000.00, to be paid on a cost-plus basis as determined by the Department of Public Works, and

WHEREAS, this program is 80% federal (CFDA #20.205) and 20% county funded, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Greenman-Pedersen, Inc. (GPI), for the provision of the above-described construction inspection services and surveys, for a term commencing June 26, 2024 and terminating February 28, 2025, according to the above-described terms.

Adopted June 26, 2024 by voice vote.

**ACT NO. 286-2024** by Mr. Benson and Mr. Helmich  
who ask immediate consideration

**AUTHORIZING THE CHAIRMAN AND DPW COMMISSIONER TO EXECUTE  
ROAD USE AND REPAIR CONTRACT WITH ALLE-CATT WIND ENERGY, LLC**

Pursuant to Section 450 of the County Law.

WHEREAS, Alle-Catt Wind Energy, LLC (the Developer), plans to construct, operate and maintain a major wind electric generating facility within Cattaraugus County, and an electric transmission facility, also within Cattaraugus County, to transmit power from the planned 340-megawatt Alle-Catt Wind Farm to the regional power grid, and

WHEREAS, the County has a vested interest in the construction and maintenance practices involved in this project, as well as the protection of the traveling public and pedestrian safety, and

WHEREAS, the County and the Developer are desirous of providing for the use and repair of County Roads when subjected to damage or degradation related to the Developer's wind turbine construction activities, and

WHEREAS, all material, labor, inspection, and equipment costs for any repair of damage caused by the Developer shall be paid by the Developer, and

WHEREAS, it is necessary for the County and the Developer to execute the Cattaraugus County Road Use and Repair Contract, now, therefore, be it

RESOLVED, that the Chair of the Legislature and the Commissioner of DPW be, and hereby are, authorized and directed, on behalf of Cattaraugus County, to execute a road use and repair contract with Alle-Catt Wind Energy, LLC, for a term commencing on the effective date of the contract and terminating when the wind turbine project has been decommissioned.

Adopted June 26, 2024 by voice vote.

**ACT NO. 287-2024** by Mr. Benson, Mr. Brisky, Mr. Burr, Mr. Helmich and Ms. Schröder who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
BERGMANN ASSOCIATES, INC. FOR PROFESSIONAL CONSULTANT SERVICES  
FOR ROAD USE AND REPAIR PROJECT WITH ALLE-CATT WIND ENERGY, LLC  
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Department of Public Works)**

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

WHEREAS, professional consultant services are necessary for the Road Use and Repair Agreement with Alle-Catt Wind Energy, LLC, for the Wind Farm Project, and

WHEREAS, Bergmann Associates, Inc., 40 LaRiviere Drive, Suite 200, Buffalo, New York 14202, can provide the necessary consultant services for the Wind Farm Project for an amount not to exceed \$150,000.00 at no cost to the County, and

WHEREAS, pursuant to the Road Use and Repair Agreement, Alle-Catt Wind Energy, LLC, shall deposit \$150,000.00 into an escrow account to be established by the County for the payment of the aforementioned consultant services, and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with Bergmann Associates, Inc., for the provision of the above-described professional consultant services, for a term commencing on the effective date of the contract and terminating when the wind turbine project has been decommissioned, and be it further

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

Increase Estimated Revenue Account:

D.502.5110.5121.2770.12	Alle-Catt Wind Energy RUA	\$150,000.00
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Increase Appropriation Account:

D.502.5110.5121.41213	Engineering Services	\$150,000.00.
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Adopted June 26, 2024 by voice vote.



**ACT NO. 288-2024** by Ms. Schröder  
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
AP BENEFIT ADVISORS, LLC D/B/A PREMIER CONSULTING ASSOCIATES, LLC  
FOR BENEFITS PLAN MANAGEMENT SERVICES**

Pursuant to Section 92-a of the General Municipal Law and  
Section 450 of the County Law.

WHEREAS, Act 169-2021 authorized a contract with AP Benefit Advisors, LLP d/b/a Premier Consulting Associates, LLC, 1416 Sweet Home Road, Suites 5-6, Amherst, New York 14228, for the provision of benefits plan management services, the term of which expires June 30, 2024, and

WHEREAS, the County is desirous of continuing benefits plan management services to analyze the County's current benefits plans and to recommend cost-saving changes to the County's benefits plans, and

WHEREAS, AP Benefit Advisors, LLP d/b/a Premier Consulting Associates, LLC, can provide the following ongoing advisory services to assist the County in managing benefit plan contracts and costs, and monitoring plan performance and claims experience, for an amount of \$125,764.80 to be paid in monthly installments, plus commissions, if any, for any new contractual arrangements with entities that are entered into after July 1, 2024:

<u>Data Analytics and Reporting</u>		<u>PremierLinx Analytics</u>	
\$1.30 PEPM	1408 employees	\$1,830.40/month	\$21,964.80/year

Consulting Services

Coordination and Management of Healthcare Vendors

\*\*includes medical, wellness, stop loss, case management, dental & vision relationships, which are currently:

Independent Health	self insured	7/1/2024 – 6/30/2025	\$63,000.00/year
Corporate Care Management	self insured	7/1/2025 – 6/30/2026	\$63,000.00/year
External Wellness Vendor	self insured	7/1/2026 – 6/30/2027	\$63,000.00/year
Davis Vision	self insured		

Prescription Drug Consulting and Oversight

\$1.00 per script	Not to exceed \$42,000.00 (This fee does not apply to eligible members covered under EGWP. EGWP fee quoted separately)
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TOTAL ANTICIPATED ANNUAL FEE	7/1/2024 – 6/30/2025	\$125,764.80/year
	7/1/2025 – 6/30/2026	\$125,764.80/year
	7/1/2026 – 6/30/2027	\$125,764.80/year

Additional Services

Ancillary Services and Medicare Advantage Plans Audits, including Dependent and Part D	Standard Carrier Commissions Pricing based on negotiated rates and additional third party services
Stop Loss Marketing	Standard Carrier Commissions

Cost Management Services

Hospital Bill Audit	<u>Charge for Services</u> 35% of Audit Savings
Outpatient Bill Audit	35% of Audit Savings
Diagnostic Related Grouping (DRG) Audit	35% of Audit Savings

Physician Bill Audit	35% of Savings
Subrogation	35% of Recoveries
Overpayment of Recovery Services	35% of Recoveries
Out of Network Repricing	35% of Savings
Prescription Drug Cost Management	25% of Savings
Wellness	Customized
<u>Additional Services Not Included in the Monthly Fee**</u>	
Health Plan Cost Management	35% of savings or pricing as noted and upon request and approval of County
Employer Group Waiver Plan (EGWP – Retiree only program)	\$40,000***
Wellness and Lifestyle Programs	Menu of customized services and costs to be presented to and approved by Cattaraugus County
Oversight of FSA, HRA, HAS and COBRA administration	Included
Claims Data Integration, Reporting and Analytics through PremierLinx	\$1.30 per employee per month
Customized Ad-Hoc Reporting	Included
Additional Project Consulting outside of the Contracted Scope of Services, including audit services	Price determined on services as agreed to by Client and AP
Coordinate all aspects of the employer portion of the CMS Rx Data Submission filing and ensure and document that the prescription drug and medical claims submissions are filed timely	\$2,000 annual fee; separate from annual consulting fee
Group Medigap/Medicare Advantage Plans	Standard carrier commissions or comparable flat monthly fee
Marketing/Implementation of Insured Ancillary Products, including Life, Disability, Dental and Voluntary Products	Standard carrier commissions
Employer/Employee Communications	Included; printing and any applicable mailing costs associated with distribution are not included

\*\*Fees are based on standard benefit consulting services and will be finalized based on the range of services selected by Cattaraugus County and as mutually agreed upon by AP and Cattaraugus County

\*\*\*If age 65 and over, retirees move to the EGWP program, the \$1 prescription drug consulting fee will not apply to these drugs. The fee listed above will apply to AP's oversight for meetings, implementation and enrollment support.

and

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

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a contract, on behalf of Cattaraugus County, with AP Benefit Advisors, LLP, d/b/a Premier Consulting Associates, LLC, for the provision of the above-described services, for a term commencing July 1, 2024, consisting of three (3) successive one-year contract periods terminating June 30, 2027, according to the above-described terms.

Adopted June 26, 2024 by voice vote.

**ACT NO. 289-2024** by Mrs. Andreano and Mr. Helmich  
*and Mr. Stoltenberg*<sup>1</sup>  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE GRANT DOCUMENTS WITH  
NEW YORK STATE DIVISION OF HOMES AND COMMUNITY RENEWAL  
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND  
AUTHORIZING PUBLIC HEARING ON APPLICATION FOR  
COUNTY-WIDE WELL, SEPTIC AND LATERAL REPAIR OR REPLACEMENT GRANT  
(Health Department)**

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

WHEREAS, 100% federal funding is available through the Community Development Block Grant Program (the "CDBG") administered by the NYS Division of Homes and Community Renewal's Office of Community Renewal (the "OCR"), for the County-wide well, septic and lateral repair or replacement grant program (the "Project") (CFDA# 14.228), and

WHEREAS, the County Health Department is desirous of submitting a Community Development Block Grant application to the New York State Office of Homes and Community Renewal for funding to repair failed septic systems and contaminated private water supplies, and

WHEREAS, the application will seek a grant in the amount of \$500,000.00 for the aforementioned Project, and

WHEREAS, there is no requirement that any County dollars be committed as a condition of receiving the grant, and

WHEREAS, the Program requires that a municipal corporation act as the lead agency and the recipient of the grant funds, and

WHEREAS, Cattaraugus County Health Department is willing to serve as the lead agency, and

WHEREAS, the County is required to hold a public hearing to provide information to the public and to consider citizen comments regarding the CDBG program and the Project prior to submitting an application for CDBG funding, and

WHEREAS, a public hearing will be conducted as part of the grant process, now, therefore, be it

RESOLVED, that a public hearing shall be held by this County Legislature on the submission of an application to the New York State Office of Homes and Community Renewal for Community Development Block Grant funding to repair failed septic systems and contaminated private water supplies on the 24<sup>th</sup> day of July, 2024, at 5:01 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, and be it further

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute grant documents, on behalf of Cattaraugus County, to apply for a \$500,000.00 grant through the New York State Homes and Community Renewal Community Development Block Grant Program, according to the above-described terms.

<sup>1</sup>The following Legislator requested his name be listed as an additional sponsor: “Mr. Stoltenberg”.

Adopted June 26, 2024 by voice vote.

**ACT NO. 290-2024** by Mrs. Andreano and Mr. Helmich  
who ask immediate consideration

**AUTHORIZING THE CHAIRMAN TO EXECUTE GRANT DOCUMENTS TO APPLY FOR  
FUNDING THROUGH NEW YORK STATE OFFICE OF ADDICTION SERVICES AND SUPPORTS  
FOR ELECTRONIC MEDICAL RECORDS STATEWIDE IMPLEMENTATION**

Pursuant to Section 450 of the County Law.

WHEREAS, funding up to \$230,000.00 is available through the New York State Office of Addiction Services and Supports (OASAS) to support obtaining and/or enhancing automated electronic medical records (EMR), and

WHEREAS, this funding will be used for the purchase and customization of an automated system with a selected EMR vendor, and

WHEREAS, the Department of Community Services is desirous of applying for funding through the aforementioned grant Program, and

WHEREAS, this grant is 100% state funded, now, therefore, be it

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 of Addiction Services and Supports in order to apply for funding to implement or make changes to electronic medical records and to report data to the OASAS Client Data System, according to the above-described terms, and be it further

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

RESOLVED, that 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

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.

Adopted June 26, 2024 by voice vote.

**ACT NO. 291-2024** by Mr. Helmich  
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACTS WITH  
VARIOUS HANDICAPPED EDUCATION PROVIDERS FOR  
YOUTH BUREAU CHILDREN WITH SPECIAL NEEDS PROGRAM**

Pursuant to Section 236 of the Family Court Act and Section 450 of the County Law.

WHEREAS, Act 299-2023 authorized contracts with various handicapped education providers for the provision of educational and evaluation services for various County preschool-aged children with special needs, the terms of which expire June 30, 2024, and

WHEREAS, the Family Court Act mandates that the County provide payment for the educational and evaluation services which are approved by the Court, and

WHEREAS, contracts are necessary with education providers, related-service providers, and evaluators which are accredited by the New York State Education Department, and

WHEREAS, payments to the education providers, related-service providers, and evaluators will be in accordance with the budgetary tuition rate approved by the County and/or the State, and

WHEREAS, these services are 59.5% State funded and 40.5% County funded, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute contracts, on behalf of Cattaraugus County, with various education providers, related-service providers, and evaluators for the provision of the above-described services, for a term commencing July 1, 2024 and terminating June 30, 2027, according to the above-described terms, and be it further

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

RESOLVED, that such contracts shall provide that upon the reduction of any such funding, the County, in its sole discretion, may terminate the contracts on thirty (30) days' written notice, and be it further

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.

Adopted June 26, 2024 by voice vote. Mrs. Andreano abstained from vote.

**ACT NO. 292-2024** by Mrs. Andreano, Mr. Benson, Mr. Boberg, Mr. Brisky, Mr. Burr, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Marsh, Mr. Nagle, Mr. Parker, Ms. Schröder, Mr. Smith, Mr. Stoltenberg and Mr. Teachman who ask immediate consideration

### **SALE OF TAX TITLE PROPERTIES**

Pursuant to Section 215 of the County Law and Rule 40 of the Rules of Order of the Cattaraugus County Legislature.

WHEREAS, Cattaraugus County has tax title to certain properties situate in Cattaraugus County, as described below, and

WHEREAS, the properties were exposed to bid at public auction as required by Rule 40 of the Rules of Order of the Cattaraugus County Legislature, and

WHEREAS, the highest bids received for the properties are the bids listed below, now, therefore, be it

RESOLVED, that if the tender by the high bidder of the total purchase price is not made within 30 days after the adoption hereof, then the acceptance of that individual's bid shall thereafter be

void and of no further effect, as of course, and the bid deposit shall be forfeited pursuant to Rule 40.8 of the Rules of Order, and be it further

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed to execute County Treasurer's Deeds conveying the properties to the following individuals at the bid prices listed:

<u>CITY OF OLEAN</u>				
PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
11	94.066-3-19	734 Bishop St.	Ester Marchesi 5934 Wakefield Drive Sylvania, OH 43560	\$7,550.00
21	94.055-2-26	215 S. Eighteenth St.	Robert S. Ackerman 105 N. Clark Street Olean, NY 14760	\$30,000.00
28	94.067-4-17	1330 Brook St.	Diego Tasca Pereira 36 Royal Oak Drive Rochester, NY 14624	\$23,400.00
30	94.033-2-1	Southern Tier Expy.	Dennis Fox 1284 Windfall Road Olean, NY 14760	\$4,150.00
31	94.033-2-2	Southern Tier Expy.	Dennis Fox 1284 Windfall Road Olean, NY 14760	\$3,550.00
43	94.058-4-1	602 Delaware Ave.	Lisa A. Clark 118 Orchard Avenue Olean, NY 14760	\$5,915.00
44	94.072-4-15	515 Irving St.	Cole R. Booth 88 Jamestown Street Randolph, NY 14772	\$23,290.00
51	94.081-3-5	120 E. Riverside Dr.	Tiffany Lussier 115 East Connell Street Olean, NY 14760	\$35,020.00
55	94.058-2-50	641-53 Delaware Ave.	Isaac Shorter 650 Delaware Avenue Olean, NY 14760	\$7,570.00
57	94.056-8-44	328 N. Sixth St.	Adonias Andrade de Souza Vivanny Constantino 1840 Huggins Drive Apopka, FL 32703	\$7,230.00
66	94.072-2-16	901 W. Henley St.	Diego Tasca Pereira 36 Royal Oak Drive Rochester, NY 14624	\$15,200.00

67	94.072-4-5	705 Irving St.	Options 1 Flips LLC 67 Darcy Street Newark, NJ 07105	\$30,340.00
85 (2023)	94.034-5-36	1320 Pleasant St.	Andrew Wasielewski 8275 South Eastern Avenue Suite 200-818 Las Vegas, NV 89123	\$470.00
57 (2023)	94.064-4-71	216 N. Seventh St.	Rivera Puerari Investment LLC 174 High Street Milford, MA 01510	\$9,620.00

**TOWN OF ALLEGANY**

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
81	102.002-1-2	W. Branch Rd.	Robert D. Fox 6531 Abbott Road Franklinville, NY 14737	\$105,390.00

**TOWN OF ASHFORD**

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
111	29.007-2-21	9404 Route 240	Andrew Bolya 7211 Hawkins Hill Road East Otto, NY 14729	\$17,180.00

**TOWN OF CARROLLTON**

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
113	101.063-1-27	5811 Leonard Run Rd.	Kelsie R. Griesbaum 5801 Leonard Run Road Limestone, NY 14753	\$5,410.00
120	110.023-1-10	422 Main Street	Matthew E. Mowry 55 N. Fifth Street Allegany, NY 14706	\$2,025.00
125	110.001-2-34.4	51 Parkside Drive	Jonathan White Brian White 4260 Ransom Road Clarence, NY 14031	\$25,390.00

**TOWN OF COLDSRING**

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
141	79.004-2-7	2838 Boyer Road	Andrew Hutchison 193 Elm Street Salamanca, NY 14779	\$34,140.00

TOWN OF CONEWANGO

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
143	60.002-1-18	12992 Cowen's Corners Rd.	Rong Coleman 135 Patrice Terrace Buffalo, NY 14221	\$23,110.00

TOWN OF DAYTON

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
152	33.033-1-14.2	37 Main St.	Keith Mitchell 1112 Route 83 South Dayton, NY 14138	\$13,840.00
162	33.033-6-35	123 Oak St.	Keith Mitchell 1112 Route 83 South Dayton, NY 14138	\$2,345.00
141 (2023)	33.033-4-8	5 Prospect St.	Daniel E. Cox 11705 Boyette Road, #227 Riverview, FL 33569	\$2,325.00

TOWN OF ELLICOTTVILLE

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
189	47.003-1-22.2	6864 Simmons Rd.	Andrew Bolya 7211 Hawkins Hill Road East Otto, NY 14729	\$101,140.00

TOWN OF FRANKLINVILLE

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
194	40.071-2-33	14 Second Ave.	Elisangela Oliveira 89-20 Hollis Court Blvd. Queens Village, NY 11427	\$10,480.00
207	40.063-5-10	32 Howard St.	Jordan Milks 10265 Delevan-Elton Road Delevan, NY 14042	\$14,160.00
211	40.062-4-5	22 N. Main St.	Ross Scroger 37 Fair Street Nunda, NY 14517	\$13,440.00
212	40.071-2-29	22 Second Ave.	Jordan Milks 10265 Delevan-Elton Road Delevan, NY 14042	\$29,690.00



**TOWN OF FREEDOM**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>PROPERTY ADDRESS</b>	<b>HIGH BIDDER AND ADDRESS</b>	<b>BID AMOUNT</b>
217	14.005-1-58	11481 Mutton Hollow Rd.	William Bechdel 11489 Mutton Hollow Road Arcade, NY 14009	\$27,510.00
218	6.003-2-8	11689 Route 98	Diaz Landholdings LLC 1648 Siloam Road Delevan, NY 14042	\$22,240.00
223	14.002-2-9	150 Freedom Rd.	Michael Kaufman 10837 E. Countyline Road Freedom, NY 14065	\$22,850.00

**TOWN OF GREAT VALLEY**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>PROPERTY ADDRESS</b>	<b>HIGH BIDDER AND ADDRESS</b>	<b>BID AMOUNT</b>
225	74.002-1-23.2	Bear Hollow Rd.	Number One Son Properties LLC 6490 Main Street, Suite 4A Williamsville, NY 14221	\$1,975.00

**TOWN OF HINSDALE**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>PROPERTY ADDRESS</b>	<b>HIGH BIDDER AND ADDRESS</b>	<b>BID AMOUNT</b>
239	76.002-2-8.5	2111 Maple Hill Rd.	Louis Caltagirone 13779 Sanders Hill Road Strykersville, NY 14145	\$20,000.00
242	77.004-3-25	Hedden Hollow Rd. (Off)	Justin Arthur Westmorland 3406 Ewings Road Lockport, NY 14094	\$11,015.00
243	77.004-3-3.7	Hedden Hollow Rd.	Broderick Wright 1180 Route 16 S. Olean, NY 14760	\$16,120.00
248	76.003-2-6	Indian Rd.	Thomas Skura Mary Lou Skura 45 Kofler Avenue Buffalo, NY 14207	\$4,170.00

**TOWN OF HUMPHREY**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>PROPERTY ADDRESS</b>	<b>HIGH BIDDER AND ADDRESS</b>	<b>BID AMOUNT</b>
255	75.002-1-21.3	4100 Five Mile Rd.	Phillip Caltagirone Louis Caltagirone 11310 Allen Road East Concord, NY 14055	\$15,005.00

TOWN OF ISCHUA

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
263	58.004-1-29	2045 Baxter Mill Rd.	Kim Patrick Saunders 310 E. 49 <sup>th</sup> Street, #PHC New York, NY 10017	\$40,030.00

TOWN OF LITTLE VALLEY

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
276	64.001-3-13.2	5154 Whig St.	Todd Lawrence Koralik 1947 Ivy Mountain Road Clarksville, GA 30523	\$19,370.00

TOWN OF LYNDON

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
285	49.004-2-4.2	6906 Town Line Rd.	John Previty 176 Stonehenge Drive Orchard Park, NY 14127	\$24,700.00

TOWN OF MACHIAS

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
290	21.020-1-15	9717 McKinstry Rd.	Andrew Bolya 7211 Hawkins Hill Road East Otto, NY 14729	\$62,770.00
294	21.020-3-2	9730 Main St.	Riverside Park Properties LLC PO Box 151 West Valley, NY 14171	\$22,230.00

TOWN OF NEW ALBION

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
329	35.073-1-29.1	164 N. Main St.	Gregoire Development LLC 81 Childs Street Springville, NY 14141	\$9,990.00
330	44.033-2-15.2	Gail Drive	Andrew Wasielewski 8275 South Eastern Avenue Suite 200-818 Las Vegas, NV 89123	\$2,765.00
331	44.033-2-15.1	Gail Drive	Andrew Hutchison 193 Elm Street Salamanca, NY 14779	\$3,170.00
332	35.082-3-14	137 Waverly St.	Daniel Eaton 38 Main Street Savona, NY 14879	\$13,950.00

286 (2023)	35.073-1-26	130 N. Main St.	Andrew Hutchison 193 Elm Street Salamanca, NY 14779	\$32,180.00
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333	44.003-2-12	6791 Snyder Hill Rd.	Andrew Hutchison 193 Elm Street Salamanca, NY 14779	\$3,960.00
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**TOWN OF OLEAN**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>PROPERTY ADDRESS</b>	<b>HIGH BIDDER AND ADDRESS</b>	<b>BID AMOUNT</b>
335	85.004-1-2.13	2965 Back Hinsdale Rd.	Louis Caltagirone 13779 Sanders Hill Road Strykersville, NY 14145	\$14,360.00

337	85.016-1-4.1	2974 NYS Route 16 N.	Cole R. Booth 88 Jamestown Street Randolph, NY 14772	\$18,110.00
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**TOWN OF PERRYSBURG**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>PROPERTY ADDRESS</b>	<b>HIGH BIDDER AND ADDRESS</b>	<b>BID AMOUNT</b>
353	8.004-1-31	11212 Route 39	Zackery Warnica Alexandria Warnica 61 Allen Street Gowanda, NY 14070	\$56,580.00

**TOWN OF PERSIA**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>PROPERTY ADDRESS</b>	<b>HIGH BIDDER AND ADDRESS</b>	<b>BID AMOUNT</b>
362	16.028-1-15	35 Commercial St.	Riverside Park Properties LLC PO Box 151 West Valley, NY 14171	\$48,360.00

**TOWN OF PORTVILLE**

<b>PARCEL NO.</b>	<b>TAX MAP NO.</b>	<b>PROPERTY ADDRESS</b>	<b>HIGH BIDDER AND ADDRESS</b>	<b>BID AMOUNT</b>
370	95.017-3-32	1443 Portville-Olean Rd.	HAIK LLC 64 Genesee Street Cuba, NY 14727	\$18,620.00

388	104.058-5-31.1	Sunset Ridge Dr.	Daniel E. Cox 11705 Boyette Road, #227 Riverview, FL 33569	\$610.00
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389	95.017-3-23	1384 Portville-Olean Rd.	Broderick Wright 1180 Route 16 S. Olean, NY 14760	\$15,300.00
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TOWN OF RANDOLPH

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
398	70.058-3-4	120 Main St.	Harrison Davis 613 E. 7 <sup>th</sup> Street Jamestown, NY 14701	\$13,450.00

TOWN OF SALAMANCA

PARCEL NO.	TAX MAP NO.	PROPERTY ADDRESS	HIGH BIDDER AND ADDRESS	BID AMOUNT
408	72.004-1-36	3979 Bucktooth Run Rd.	Andrew Bolya 7211 Hawkins Hill Road East Otto, NY 14729	\$17,320.00

Adopted June 26, 2024 by voice vote.

**ACT NO. 293-2024** by Mrs. Andreano  
who asks immediate consideration

**UPDATING LACTATION ACCOMMODATION POLICY**

Pursuant to Section 206-c of the Labor Law.

WHEREAS, Act 285-2023 established the Cattaraugus County Lactation Accommodation Policy, and

WHEREAS, an update of the aforementioned policy is necessary due to a change in New York State Labor Law Section 206-c, now, therefore, be it

RESOLVED, that effective immediately, the Lactation Accommodation Policy shall be amended as follows and posted as required:

Delete: entire "Frequency and Scheduling of Breaks during the Workday" paragraph, and replace with: "**Frequency and Scheduling of Breaks during the Workday:** The County shall allow their employees who are nursing mothers thirty (30) minutes of paid break time to express breast milk. The employee shall be permitted to use existing paid break or meal time if they need additional time for breast milk expression beyond the paid thirty (30) minutes. The paid break time shall be provided as often as the employee reasonably needs to express breast milk with the understanding that the number of breaks needed are unique to each employee. The use of break time for breast milk expression shall be provided for up to three years following childbirth.",

and be it further

RESOLVED, that the updated Cattaraugus County Lactation Accommodation Policy shall be available on the County's website and in the Cattaraugus County Administrator's Office forthwith.

Adopted June 26, 2024 by voice vote.

**ACT NO. 294-2024** by Mrs. Andreano, Mr. Benson, Mr. Boberg, Mr. Brisky, Mr. Burr, Mr. Helmich, Mr. Higgins, Mrs. Hunt, Mr. Marsh, Mr. Nagle, Mr. Parker, Ms. Schröder, Mr. Smith, Mr. Stoltenberg and Mr. Teachman who ask immediate consideration

**SUPPORTING OLEAN GENERAL HOSPITAL'S FUNDING REQUEST FOR TRANSFORMATION OF EMERGENCY DEPARTMENT**

Pursuant to Section 153 of the County Law.

WHEREAS, Olean General Hospital (OGH) is requesting a grant in the amount of \$17,027,000.00 through the "Statewide Health Care Facility Transformation Program IV" to transform its emergency department, and

WHEREAS, the emergency department project will involve new construction and renovations allowing for adequate space for patient-centric care, including updated technology and medical equipment, and

WHEREAS, the increased utilized space at OGH through this project will improve overall patient privacy, safety and the patient environmental experience, and

WHEREAS, OGH is an essential safety net provider and sole community hospital in a rural area which creates an urgency for emergency department updates and the funds to do so, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature does hereby strongly support OGH's application for funding through the "Statewide Health Care Facility Transformation Program IV" for desperately needed modernizations to its emergency department, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward certified copies of this resolution to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Senate Minority Leader Rob Ortt, Assembly Majority Leader Crystal D. Peoples-Stokes, Assembly Minority Leader William Barclay, Senator George Borrello, Assemblyman Joseph Giglio, New York State Association of Counties, the Inter-County Association of Western New York, and all others deemed necessary and proper.

Adopted June 26, 2024 by voice vote.

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MR. HIGGINS moved, seconded by Mr. Marsh, to adjourn until July 24, 2024 at 5:00 p.m. Carried.

Meeting adjourned at 5:16 p.m.

Ann M. Giglio  
Journal Clerk