

October 23, 2024

The meeting was called to order by Chairman Burr.

The invocation was given by Kelly Andreano.

The Attendance Roll Call disclosed one Legislator absent – Helmich.

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There being no amendments or objections thereto, Chairman Burr noted that the minutes of the October 9, 2024 session stand approved as presented.

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**COMMUNICATIONS:**

Greene County Legislature: Resolution No. 371-24 entitled “Resolution Concerning the Impacts of Efforts to Electrify Highway Department Vehicles by Adoption of the Advanced Clean Truck Rule”.

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**PUBLIC HEARING:**

CHAIRMAN BURR announced this is the time and place called for a public hearing on the **Community Development Block Grant funding for the Cattaraugus County Well & Septic Repair/ Replacement Program**, and that anyone wishing to speak regarding the program implementation and effectiveness of the administration of the program may now do so.

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

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MRS. HUNT moved, seconded by Mr. Stoltenberg, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 401-2024 through Act No. 409-2024. Carried.

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**ACT NO.401-2024** by Mr. Burr  
who asks immediate consideration

**APPOINTMENT TO CATTARAUGUS COUNTY BOARD OF HEALTH**

Pursuant to Section 343 of the Public Health Law.

RESOLVED, that Dr. Joseph Bohan is hereby appointed to the Cattaraugus County Board of Health for a six-year term to expire on December 31, 2030, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the Cattaraugus County Board of Health.

Adopted October 23, 2024 by voice vote.

**ACT NO. 402-2024** by Mrs. Andreano and Mr. Helmich  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
SALAMANCA HOUSING AUTHORITY FOR HEALTH DEPARTMENT OFFICE SPACE**

Pursuant to 10 NYCRR 763.3, Section 3602 of the Public Health Law and Sections 215 and 450 of the County Law.

WHEREAS, Act 317-2021 authorized a contract with the Salamanca Housing Authority, 69 Iroquois Drive, Salamanca, New York 14779, for the rental of office space in Hillview Homes in the City of Salamanca for Health Department office/clinic space, the term of which expires October 31, 2024, and

WHEREAS, the Health Department is desirous of renewing the aforementioned contract,  
and

WHEREAS, the Salamanca Housing Authority has agreed to continue leasing the above-described space for the following amounts with the exception of the time that the Health Department is not physically occupying the office space due to remodeling:

11/1/24 – 10/31/25	\$1,168.00/month
11/1/25 – 10/31/26	\$1,226.00/month
11/1/26 – 10/31/27	\$1,287.00/month
11/1/27 – 10/31/28	\$1,351.00/month
11/1/28 – 10/31/29	\$1,418.00/month, and

WHEREAS, the office space rental is partially funded through state aid and generated revenues, 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 the Salamanca Housing Authority, for the provision of the above-described office space rental, contingent upon and subject to inclusion in the 2025 budget of sufficient funds to cover the costs of the aforementioned lease, for a term commencing November 1, 2024 and terminating October 31, 2029, 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 October 23, 2024 by voice vote.

**ACT NO. 403-2024** by Mrs. Andreano  
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
GENESIS HOUSE OF OLEAN, INC. FOR  
DEPARTMENT OF SOCIAL SERVICES  
CODE BLUE SERVICES**

Pursuant to Section 450 of the County Law.

WHEREAS, Act 466-2023 authorized a contract with the Genesis House of Olean for Code Blue services, the term of which expired September 30, 2024, and

WHEREAS, the Department of Social Services is desirous of continuing the aforementioned services and has received an allocation from the New York State Office of Temporary and Disability Assistance to cover Code Blue services, and

WHEREAS, a portion of the aforementioned funding allocation will be used to cover the cost of shelter services for the homeless on nights where the temperature is anticipated to fall below 32 degrees Fahrenheit, and

WHEREAS, the Genesis House of Olean, Inc., 107 South Barry Street, Olean, New York 14760, can provide Code Blue services on an as-needed basis in an amount not to exceed the 2024-2025 Code Blue allocation for Cattaraugus County, and

WHEREAS, the above-described services are 100% state funded, 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 Genesis House of Olean, Inc., for the provision of the above-described Code Blue services, contingent upon and subject to inclusion in the 2025 budget of sufficient funds to cover the costs of the aforementioned services, for a term commencing October 1, 2024 and terminating June 30, 2025, 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.

Adopted October 23, 2024 by voice vote.

**ACT NO. 404-2024** by Mr. Boberg and Mrs. Hunt  
who ask immediate consideration

**AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE SENECA NATION OF INDIANS  
FOR THE SHERIFF'S OFFICE K-9 PROGRAM  
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS  
(Sheriff's Office)**

Pursuant to Sections 153, 363, 366 and 450 of the County Law.

WHEREAS, the Sheriff's Office has been awarded a grant in the amount of \$30,000.00 from the Seneca Nation of Indians for the K-9 program, and

WHEREAS, the Sheriff's Office shall use the aforementioned grant to purchase a canine, training services for dog and deputy to be certified for narcotics detention, tracking and patrol, and to also outfit a patrol vehicle with a canine insert, provide for housing of the dog, an automatic emergency door opener, a climate control system to keep the dog safe throughout all seasons and a fitted ballistic K-9 vest, and

WHEREAS, the Sheriff's Office should accept the aforementioned grant, and

WHEREAS, various appropriation accounts must be adjusted to accept the aforementioned grant, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to accept the grant, on behalf of Cattaraugus County, from the Seneca Nation of Indians, according to the above-described terms, and be it further

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

Increase Estimated Revenue Account:

A.311.3190.3191.2705.05	Gifts and Donations, K9	\$17,000.00
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Increase Appropriation Accounts:

A.311.3190.3191.20012	K9 Unit Police Service Dog	\$ 9,200.00
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A.311.3190.3191.47029	K9 Program Expenses	\$ 7,800.00.
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Adopted October 23, 2024 by voice vote.

**ACT NO. 405-2024** by Mr. Boberg  
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE BOARD OF ELECTIONS FOR  
ELECTRONIC POLL BOOK GRANT PROGRAM AND  
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS  
(Board of Elections – Contract Number C005005)**

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

WHEREAS, Cattaraugus County Board of Elections has been awarded state funding in the amount of \$64,379.71 through the New York State Board of Elections for the Electronic Poll Book Grant Program, and

WHEREAS, this funding was established to reimburse County Boards of Elections for actual expenses related to the acquisition of electronic poll books (E-Poll Books) and associates' software, equipment and cyber security, and

WHEREAS, a contract is necessary in order to accept and receive the aforementioned grant funding, and

WHEREAS, this program is 100% state funded, 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 the New York State Board of Elections, in order

to accept and receive the aforementioned grant funding, for a term commencing April 1, 2024 and terminating March 31, 2025, 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:

H.145.1450.0000.21088.3089.04	State Aid, E-Poll Books Grant	\$64,379.71
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Increase Appropriation Account:

H.145.1450.0000.21088.41603	E-Poll Books	\$64,379.71.
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Adopted October 23, 2024 by voice vote.

**ACT NO. 406-2024** by Mr. Boberg  
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE BOARD OF ELECTIONS FOR  
2024 GENERAL ELECTION GRANT PROGRAM  
(Board of Elections – Contract Number C005067)**

Pursuant to Section 450 of the County Law.

WHEREAS, Cattaraugus County Board of Elections has been awarded state funding in the amount of \$26,916.42 through the New York State Board of Elections for the 2024 General Election Grant Program, and

WHEREAS, this funding was established to reimburse County Boards of Elections for eligible operating expenses related to the November 2024 General Election, and

WHEREAS, a contract is necessary in order to accept and receive the aforementioned grant funding, and

WHEREAS, this program is 100% state funded, 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 the New York State Board of Elections, in order to accept and receive the aforementioned grant funding, for a term commencing April 1, 2024 and terminating March 31, 2025, 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 October 23, 2024 by voice vote.

**ACT NO. 407-2024** by Mr. Boberg  
who asks immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
NEW YORK STATE BOARD OF ELECTIONS FOR  
BALLOT BY MAIL GRANT PROGRAM  
(Board of Elections – Contract Number C004943)**

Pursuant to Section 450 of the County Law and Chapter 481 of the Laws of 2023.

WHEREAS, Cattaraugus County Board of Elections has been awarded state funding in the amount of \$37,344.34 through the New York State Board of Elections for the Ballot By Mail Grant Program, and

WHEREAS, this funding was established to reimburse County Boards of Elections for eligible operating expenses related to providing pre-paid return postage and outgoing postage on absentee ballots and applications, and early voting by mail ballots and applications, and

WHEREAS, a contract is necessary in order to accept and receive the aforementioned grant funding, and

WHEREAS, this program is 100% state funded, 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 the New York State Board of Elections, in order to accept and receive the aforementioned grant funding, for a term commencing April 1, 2024 and terminating March 31, 2025, 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 October 23, 2024 by voice vote.

**ACT NO. 408-2024** by Mr. Burr  
who asks immediate consideration

**REQUEST INCLUSION OF PROPOSED NEW JCC ATHLETIC COMPLEX IN  
SUNY'S CAPITAL REQUEST FOR THE 2025-26 EXECUTIVE BUDGET**

Pursuant to Section 153 of the County Law.

WHEREAS, pursuant to New York Education Law §6310(1-a), the City of Jamestown, the County of Chautauqua, and the County of Cattaraugus are the sponsors of Jamestown Community College (JCC) pursuant to a regional agreement dated September 17, 1996, and

WHEREAS, a proposed draft business plan has been prepared in which JCC would partner with the Jamestown Area YMCA to create a shared athletic complex that would include renovating and expanding JCC's existing Physical Education Complex at the Jamestown campus and constructing new adjacent outdoor athletic fields and facilities, now, therefore, be it

RESOLVED, that the Cattaraugus County Legislature hereby requests the inclusion of the proposed new Jamestown Community College athletic complex in SUNY's capital requests for the upcoming 2025-26 Executive Budget, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to Governor Hochul, SUNY Chancellor John B. King, Jr., Senator George Borrello, Assemblyman Joseph Giglio, and JCC President Daniel DeMarte.

Adopted October 23, 2024 by voice vote.

**ACT NO. 409-2024** by Mr. Burr  
*and Mrs. Andreano, Mr. Benson, Mr. Boberg, Mr. Brisky,  
Mr. Higgins, Mrs. Hunt, Mr. Marsh, Mr. Nagle, Mr. Parker,  
Ms. Schröder, Mr. Smith, Mr. Stoltenberg and Mr. Teachman<sup>1</sup>*  
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH  
CATTARAUGUS COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND  
ADJUSTING VARIOUS APPROPRIATION ACCOUNTS**

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

WHEREAS, the Cattaraugus County Industrial Development Agency is desirous of promoting new business and creating jobs with the on-going of the recruitment of industries centered around the manufacturing sector in Cattaraugus County, and

WHEREAS, the County desires to be a strong partner in promoting entrepreneurship in Cattaraugus County and will provide reimbursement of up to \$50,000.00 to assist with the cost of the necessary agreements associated with the startup project to include project site determination and selection, and

WHEREAS, the Cattaraugus County Industrial Development Agency (IDA) will act as lead agency in arranging for the agreements and may submit invoices to the County for reimbursement out of the \$50,000.00, and

WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned reimbursement, 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 the Cattaraugus County Industrial Development Agency in order to promote economic development in Cattaraugus County through the above-described project, for a term commencing October 23, 2024 and terminating January 1, 2025, according to the above-described terms, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate \$50,000.00 from Committed Fund Balance for Economic Development Account ED.913.0000, and be it further

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

Increase Appropriation Account:

ED.642.6420.0000.21130.41603	IDA, Contracted Services	\$50,000.00.
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<sup>1</sup>The following Legislators requested their names be listed as additional sponsors: “Mrs. Andreano, Mr. Benson, Mr. Boberg, Mr. Brisky, Mr. Higgins, Mrs. Hunt, Mr. Marsh, Mr. Nagle, Mr. Parker, Ms. Schröder, Mr. Smith, Mr. Stoltenberg and Mr. Teachman”.

Adopted October 23, 2024 by voice vote.

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MR. BOBERG moved, seconded by Mrs. Andreano, to adjourn until November 13, 2024 at 5:00 p.m. Carried.

Meeting adjourned at 5:07 p.m.

Ann M. Giglio  
Journal Clerk