

June 22, 2022

The meeting was called to order by Chairman VanRensselaer.

The invocation was given by Rev. leFeber.

The Attendance Roll Call disclosed one Legislator absent – Morrow .

* * * * *

There being no amendments or objections thereto, Chairman VanRensselaer noted that the minutes of the June 8, 2022 session stand approved as presented.

* * * * *

ACT NO. 275-2022 by Mr. Benson and Mr. Helmich

**BID ACCEPTANCE FOR DEMOLITION AND REMOVAL OF
STRUCTURES ON ROUTE 240**

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 demolition and removal of structures located at 9207 and 9209 Route 240 in the Town of Ashford, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest bid received meeting specifications for the demolition and removal of the structures located at 9207 and 9209 Route 240 in the Town of Ashford, on property described as Tax Map Nos. 29.002-1-26.2 and 29.011-2-21, was the bid of Geiter Done of WNY, Inc., 300 Greene Street, Buffalo, New York 14206, for an amount of \$37,000.00, to be paid as invoiced and approved by the Department of Public Works, 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 Geiter Done of WNY, Inc., be, and the same hereby is, accepted, for a term commencing upon Notice of Award, and terminating upon completion of the work on or before July 29, 2022, 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.

Twenty-Nine sets of specifications were sent out.
Six bids were received which met specifications.

Approved by members of the 7 Finance Committee and 7 members of the Public Works Committee.

Adopted June 22, 2022 by voice vote.

ACT NO. 276-2022 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE SUPPLEMENTAL CONTRACT NO. 3
WITH BERGMANN ASSOCIATES, INC. FOR
LEON BRIDGE NO. 40 ENGINEERING DESIGN SERVICES**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, Act 238-2019, as amended by Acts 247-2020, 252-2021 and 461-2021, authorized a contract with Bergmann Associates, Inc., 40 LaRiviere Drive, Suite 200, Waterfront Village Center, Buffalo, New York 14202, for the provision of engineering design services for the Leon Bridge No. 40 Replacement Project, located on Dredge Road over Conewango Creek in the Town of Leon, the term of which expired May 31, 2022, and

WHEREAS, it is necessary to include construction support services in order to complete the above-described project and extend the term thereof to December 31, 2023, and

WHEREAS, Bergmann Associates, Inc., can provide construction support services for an additional amount of \$37,605.00, for a total contract amount not to exceed \$300,466.00, to be paid on a percent-of-completion basis, as invoiced and approved by the Department of Public Works, now, therefore, be it

RESOLVED, that the Chair of the Legislature be, and hereby is, authorized and directed to execute a Supplemental Contract No. 3, on behalf of Cattaraugus County, with Bergmann Associates, Inc., for the provision of the above-described construction support services, to amend the contract which commenced July 3, 2019 to terminate December 31, 2023, according to the above-described terms.

Approved by 7 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted June 22, 2022 by voice vote.

ACT NO. 277-2022 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF TRANSPORTATION
FOR PAVE OUR POTHOLES PROGRAM AND ADJUSTING
VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Public Works)**

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

WHEREAS, the 2022-2023 State Budget provides \$100 Million to counties, cities, towns and villages for a new Pave Our Potholes (POP) Program to resurface and renew the worst roadway pavements in New York State, and

WHEREAS, the County has a 2022-2023 POP apportionment of \$638,160.95 for reimbursement for eligible expenses, and

WHEREAS, a contract is necessary with the New York State Department of Transportation in order to accept, and receive, the POP funding, and

WHEREAS, various appropriation and revenue accounts must be adjusted to accept the aforementioned funding, 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 Department of Transportation, for the provision of the above-described funding, for a term commencing June 22, 2022 and terminating April 1, 2023, 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:

H.504.5197.5197.3501	State Aid, Consolidated Highway Aid	\$638,160.95
----------------------	-------------------------------------	--------------

Increase Appropriation Account:

H.504.5197.5197.25085.41603	Mansfield Bridge Contracted Services	\$638,160.95.
-----------------------------	--------------------------------------	---------------

Approved by 7 members of the Finance Committee and 7 members of the Public Works Committee.

Adopted June 22, 2022 by voice vote.

ACT NO. 278-2022 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
MDA CONSULTING ENGINEERS, PLLC FOR
ENGINEERING SERVICES FOR PINES MACHIAS CAMPUS GARAGE ADDITION
AND ADJUSTING VARIOUS APPROPRIATION ACCOUNTS
(Department of Public Works)**

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

WHEREAS, the Department of Nursing Homes is desirous of constructing an addition to the garage located at The Pines Healthcare and Rehabilitation Center-Machias Campus, and

WHEREAS, engineering consultation services are necessary to design the aforementioned project, and

WHEREAS, MDA Consulting Engineers, PLLC, P.O. Box 604, Three Bristol Lane, Ellicottville, New York 14731, can provide the engineering consulting services necessary for the garage addition project at The Pines Healthcare and Rehabilitation Center-Machias Campus, for an amount of \$9,000.00, to be paid as invoiced, and

WHEREAS, various appropriation accounts must be adjusted in order to cover the cost of the aforementioned engineering consultant 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 MDA Consulting Engineers, PLLC, for the provision of the above-described services, for a term commencing June 22, 2022 and terminating December 31, 2022, according to the above-described terms, and be it further

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

Decrease Appropriation Account:

EI.453.4530.1160.20002	Building Improvements	\$75,000.00
------------------------	-----------------------	-------------

Increase Appropriation Account:

EI.453.4530.1228.20002	Garage Expansion	\$75,000.00.
------------------------	------------------	--------------

Approved by 7 members of the Finance Committee, 7 members of the Public Works Committee and 7 members of the Human Services Committee.

Adopted June 22, 2022 by voice vote.

ACT NO. 279-2022 by Mr. Benson, Mr. Higgins, Mr. Marsh,
Mr. Morrow and Mr. Koch

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION
GREEN INNOVATION GRANT PROGRAM FOR
ONOVILLE MARINA PARKING LOT RECONSTRUCTION PROJECT**

Pursuant to the Section 450 of the County Law.

WHEREAS, funding in the amount of \$3 million is available through the New York State Environmental Facilities Corporation Green Innovation Grant Program for the reconstruction of three (3) parking lots located at the Onoville Marina, using eco-friendly pavement, and

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

WHEREAS, grant documents must be executed in order to apply for the aforementioned funding, and

WHEREAS, the aforementioned grant program requires a 10% County match, 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 Environmental Facilities Corporation to apply for funding provided through the Green Innovation Grant Program, for the above-described purpose, according to the above-described terms.

Approved by 7 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

Adopted June 22, 2022 by voice vote.

ACT NO. 280-2022 by Mr. Higgins and Mr. Marsh
and Mr. Koch¹

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
NEW YORK STATE OFFICE OF HOMES AND COMMUNITY RENEWAL
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM AND
AUTHORIZING PUBLIC HEARING ON APPLICATION FOR
MANUFACTURED HOUSING REPLACEMENT PROGRAM
(Economic Development, Planning & Tourism)**

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

WHEREAS, the County is desirous of submitting a Community Development Block Grant ("CDBG") application to the New York State Office of Homes and Community Renewal (the "OCR") to apply for funding for the Manufactured Housing Replacement Program (the "Program"), and

WHEREAS, the application will seek a grant in an amount not to exceed \$600,000.00 for the Manufactured Housing Replacement Program within Cattaraugus County, and

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

WHEREAS, Department of Economic Development, Planning & Tourism will contract with Cattaraugus Community Action, Inc., as a Subrecipient to administer grant activities on behalf of the County, 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 Department of Economic Development, Planning and Tourism shall act as the lead agency on the aforementioned grant application provided under the New York Renewal Community Development Block Grant Program for the Manufactured Housing Replacement Program, and

WHEREAS, the County is required to hold a public hearing to provide information to the public and to consider citizen comments regarding community needs for the program prior to submitting an application for CDBG funding, 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 for the Manufactured Housing Replacement Program on the 27th day of July, 2022, 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, 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 the above-described grant through the New York State Homes and Community Renewal Community Development Block Grant Program, according to the above-described terms.

Approved by 7 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

¹The following Legislator requested his name be listed as an additional sponsor: "Mr. Koch".

Adopted June 22, 2022 by voice vote.

ACT NO. 281-2022 by Mr. Higgins and Mr. Marsh

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
EMPIRE STATE DEVELOPMENT – REGIONAL ECONOMIC DEVELOPMENT COUNCIL
FOR CONSOLIDATED FUNDING APPLICATION**

Pursuant to Section 450 of the County Law.

WHEREAS, funding is available through the Empire State Development – Regional Economic Development Council Consolidated Funding Application system for various eligible projects, 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 Empire State Development – Regional Economic Development Council for the aforementioned funding, and

WHEREAS, this program is partially state funded with a cash and in-kind 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 Empire State Development, in order to apply for the above-described 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 7 members of the Finance Committee and 7 members of the Development and Agriculture Committee.

Adopted June 22, 2022 by voice vote.

ACT NO. 282-2022 by ¹ Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CATTARAUGUS COMMUNITY ACTION, INC., FOR
YOUTH PLACEMENT PREVENTION PROGRAMMING (FAST)**

Pursuant to 9 NYCRR Subpart 165-1, Section 501 of the Executive Law,
and Section 450 of the County Law.

WHEREAS, Act 233-2021 authorized a contract with Cattaraugus Community Action, Inc., 25 Jefferson Street, Salamanca, New York 14779, through its "Families and Schools Together (FAST) Program", for the provision of a placement prevention program to reduce the number of Cattaraugus County youth that are court-ordered to placement due to a history of PINS and/or juvenile delinquency behavior, the term of which expires June 30, 2022, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned program, and

WHEREAS, Cattaraugus Community Action, Inc., through its "Families and Schools Together (FAST) Program", will target specific school districts mutually agreed upon by both parties and has agreed to continue the aforementioned services, for an amount not to exceed \$141,369.00 to be paid on a monthly basis for services provided during the preceding month, as invoiced, and

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

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned program, 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 Cattaraugus Community Action, Inc., for the provision of the above-described Youth Placement Prevention Programming, for a term commencing July 1, 2022 and terminating June 30, 2023, 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 6 members of the Human Services Committee. Mrs. Andreano abstained from approval.

¹Mrs. Andreano requested that her name be removed as a sponsor.

Adopted June 22, 2022 by voice vote. Mrs. Andreano abstained from vote.

ACT NO. 283-2022 by Mrs. Andreano and Mr. Helmich
and Mr. Higgins¹

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
CITY OF OLEAN FOR
REIMBURSEMENT FOR OATS BUS SERVICE**

Pursuant to Public Law 104-1993, Section 119-o of the
General Municipal Law and Section 450 of the County Law.

WHEREAS, Act 235-2021 authorized a contract with the City of Olean for the operation of the O.A.T.S. bus service within the City, the term of which expired May 31, 2022, and

WHEREAS, the County Department of Social Services is desirous of continuing the aforementioned bus service within the City of Olean, and

WHEREAS, the City of Olean has agreed to provide the O.A.T.S. bus transportation services to DSS-eligible recipients if the County agrees to reimburse the City an amount not to exceed \$25,000.00 for transportation services provided to DSS-eligible recipients during the period June 1, 2022 through May 31, 2023, and

WHEREAS, these services are 100% federally funded (CFDA #93.558), 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 City of Olean, for reimbursement for the provision of transportation services to DSS-eligible recipients, for a term commencing June 1, 2022 and terminating May 31, 2023, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

¹The following Legislator requested that his name be listed as an additional sponsor: "Mr. Higgins".

Adopted June 22, 2022 by voice vote.

ACT NO. 284-2022 by Mrs. Andreano and Mr. Helmich

**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.

WHEREAS, Act 237-2021 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, 2022, and

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

WHEREAS, this program is 62% state and 38% 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 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, 2022 and terminating June 30, 2023, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 22, 2022 by voice vote.

ACT NO. 285-2022 by Mrs. Andreano and Mr. Helmich
and Ms. Schröder¹

**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.

WHEREAS, Act 236-2021 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, 2022, and

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

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

WHEREAS, this program is 62% state and 38% 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 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, 2022 and terminating June 30, 2023, 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 7 members of the Finance Committee and 6 members of the Human Services Committee.

¹The following Legislator requested her name be listed as an additional sponsor: "Ms. Schröder".

Adopted June 22, 2022 by voice vote.

ACT NO. 286-2022 by Mrs. Andreano and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
TELETASK, INC. FOR
AUTOMATED TELEPHONE MESSAGE DELIVERY SERVICES
FOR DEPARTMENT OF SOCIAL SERVICES**

Pursuant to Sections 215 and 450 of the County Law.

WHEREAS, the County Department of Social Services is in need of a telephone message delivery service, and

WHEREAS, Teletask, Inc., 8066 Sunset Avenue, #101, Fair Oaks, California 95628, can provide a telephone message delivery service for the Department of Social Services for an amount not to exceed \$5,800.00 to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned services, and

WHEREAS, the aforementioned services are 100% federally funded (CFDA #93.558), 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 Teletask, Inc., for the provision of the above-described telephone message delivery service, for a term commencing June 1, 2022 and terminating December 31, 2022, 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 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 22, 2022 by voice vote.

ACT NO. 287-2022 by Mr. Helmich and Mr. Smith

**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 240-2021 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, 2022, 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, 2022 and terminating June 30, 2023, 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 6 members of the Human Services Committee. Mrs. Andreano abstained from approval.

Adopted June 22, 2022 by voice vote. Mrs. Andreano abstained from vote.

ACT NO. 288-2022 by Mr. Benson and Mr. Helmich

**AUTHORIZING THE CHAIR TO EXECUTE AMENDED CONTRACT WITH
CPL: ARCHITECTURE-ENGINEERING-PLANNING FOR
OLEAN COUNTY BUILDING RENOVATIONS PROJECT AND
ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Department of Public Works)**

Pursuant to Sections 215, 363, 366 and 450 of the County Law.

WHEREAS, Act 537-2021 authorized a contract with CPL: Architecture-Engineering-Planning, 26 Mississippi Street, #300, Buffalo, New York 14203, for the provision of architectural and engineering services for the renovation of four (4) separate locations in the Olean County Office Facility (Community Services, Department of Social Services, Information Services and County Attorney's Office), to improve the overall use of space, and

WHEREAS, the County Department of Public Works is desirous of amending the aforementioned contract to include design services for two (2) new offices in the second floor corridor for the Department of Buildings & Grounds and the replacement of carpet finishes in the Department of Community Services, and

WHEREAS, CPL: Architecture-Engineering-Planning can provide the aforementioned architectural and engineering services for an additional amount of \$1,900.00, not to exceed a total contract amount of \$39,070.00, to be paid as invoiced, and

WHEREAS, various appropriation and revenue accounts must be adjusted to cover the cost of the aforementioned architectural and engineering services, 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 CPL: Architecture-Engineering-Planning, for the provision of the above-described architectural and engineering services, to amend the term of the contract which commenced January 3, 2022 and terminates December 31, 2022, according to the above-described terms, and be it further

RESOLVED, that the County Administrator is hereby directed to appropriate \$57,000.00 from Fund Balance Account A.909.0000 and make the following budgetary changes:

Increase Appropriation Accounts:

H.504.1623.0000.21112.41603	B&G Facilities Renovation	\$57,000.00
A.990.9950.0000.90504	Interfund Transfer	\$57,000.00

Increase Estimated Revenue Account:

H.990.9950.0000.5031	Interfund Revenue	\$57,000.00.
----------------------	-------------------	--------------

Approved by 7 members of the Finance Committee and 7 members of the Human Services Committee.

Adopted June 22, 2022 by voice vote.

* * * * *

MR. BENSON moved, seconded by Mr. Parker, to waive Rule 12, pursuant to Rule 33.1, regarding Act No. 289-2022 through Act No. 314-2022. Carried.

* * * * *

ACT NO. 289-2022 by Mr. VanRensselaer
who asks immediate consideration

**APPOINTMENT TO JAMESTOWN COMMUNITY COLLEGE
REGIONAL BOARD OF TRUSTEES**

Pursuant to Section 6310(1-a) of the Education Law.

RESOLVED, that John S. Stahley is hereby appointed to the Jamestown Community College Regional Board of Trustees for a seven-year term to expire June 30, 2029, and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to forward a certified copy of this resolution to the President's Office of Jamestown Community College, 525 Falconer Street, Jamestown, New York 14702.

Adopted June 22, 2022 by voice vote.

ACT NO. 290-2022 by Public Works Committee:
Mr. Helmich, Mr. Benson, Mr. Boberg, Mr. Brisky,
Mr. Morrow, Mr. Parker and Mr. Snyder
who ask immediate consideration

**BID ACCEPTANCE FOR PRECAST CONCRETE BOX CULVERT
FOR DAYTON CULVERT NO. 26
(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 a precast concrete box culvert for Dayton Culvert No. 26, located on County Road #2 (Edwards Corners Road), in the Town of Dayton, 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 a precast concrete box culvert for Dayton Culvert No. 26, for an amount of \$69,424.00, to be paid as invoiced, and

WHEREAS, sufficient funds are included in the budget to cover the cost of the aforementioned culvert, 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 ten (10) consecutive calendar days after the execution of the contract and delivery to be made within 45 consecutive days from approval of shop drawings, 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.

Three sets of specifications were sent out.

Three bids were received which met specifications.

Adopted June 22, 2022 by voice vote.

ACT NO. 291-2022 by Public Works Committee:
Mr. Helmich, Mr. Benson, Mr. Boberg, Mr. Brisky,
Mr. Morrow, Mr. Parker and Mr. Snyder
who ask immediate consideration

**BID ACCEPTANCE FOR YORKSHIRE BRIDGE NO. 14
DECK REPLACEMENT PROJECT
(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 Yorkshire Bridge No. 14 Deck Replacement Project, located on Mill Street over Elton Creek, in the Village of Delevan, according to specifications provided by the Public Works Committee, and

WHEREAS, the lowest responsible bid received meeting specifications was the bid of Union Concrete & Construction Corp., 105 Center Road, P.O. Box 410, West Seneca, New York 14224, for Yorkshire Bridge No. 14 Deck Replacement Project, for an amount of \$574,553.00, to be paid as invoiced, and

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

RESOLVED, that the bid of Union Concrete & Construction Corp., be, and the same hereby is, accepted, for a term commencing within ten (10) days of the effective date of the contract with all work to be completed on or about October 31, 2022, 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.

Twenty-six sets of specifications were sent out.

Three bids were received which met specifications.

Adopted June 22, 2022 by voice vote.

ACT NO. 292-2022 by Public Works Committee:
Mr. Helmich, Mr. Benson, Mr. Boberg, Mr. Brisky,
Mr. Morrow, Mr. Parker and Mr. Snyder
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
GREENMAN-PEDERSEN, INC. FOR CONSTRUCTION INSPECTION AND
CONSTRUCTION CONTRACT ADMINISTRATION SERVICES
FOR YORKSHIRE BRIDGE NO. 14 DECK REPLACEMENT PROJECT**

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

WHEREAS, construction inspection and construction contract administration services are necessary for the Yorkshire Bridge No. 14 Deck Replacement Project, located on Mill Street over Elton Creek, in the Village of Delevan, BIN 3-32329-0, and

WHEREAS, Greenman-Pedersen, Inc., 403 Main Street, Suite 330, Buffalo, New York 14225, can provide the necessary construction inspection and construction contract administration services for the Yorkshire Bridge No. 14 Deck Replacement Project for an amount not to exceed \$55,000.00 to be paid on a cost plus basis as determined by the Department of Public Works, and

WHEREAS, sufficient funds are included in the budget to cover the costs 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., for the provision of the above-described construction inspection and construction contract administration services for the above-described deck replacement project, for a term commencing June 22, 2022 and terminating December 31, 2022, according to the above-described terms.

Adopted June 22, 2022 by voice vote.

ACT NO. 293-2022 by Mr. Benson and Mr. Helmich
who ask immediate consideration

**ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
TO COVER INCREASED COSTS FOR DIESEL AND GASOLINE
(Department of Public Works)**

Pursuant to Sections 215, 363 and 366 of the County Law.

WHEREAS, various appropriation and revenue accounts must be adjusted to cover the increasing costs associated with diesel fuel and gasoline for the Department of Public Works, now, therefore, be it

RESOLVED, that the County Administrator is hereby directed to appropriate \$749,026.79 from Fund Balance Account A.909.0000 and make the following budgetary changes:

Increase Estimated Revenue Accounts:

DM.503.0000.0000.2300.01G	Transportation Services Gasoline Sales	\$ 72,309.35
DM.503.0000.0000.2300.01D	Transportation Services Diesel Sales	\$144,420.02

Increase Appropriation Accounts:

DM.503.5130.0000.45101	Gasoline	\$120,515.59
DM.503.5130.0000.45102	Diesel Fuel	\$577,680.06
A.816.8160.0000.45101	Gasoline	\$ 63,417.66
A.816.8160.0000.45102	Diesel Fuel	\$ 20,104.11
A.816.8162.0000.45102	Diesel Fuel	\$ 50,000.00
A.311.3110.0000.43001	Fleet Maintenance	\$ 76,689.44
DM.503.5130.0000.43001	Fleet Maintenance	\$ 57,349.30
Decrease Estimated Revenue Account:		
A.990.9901.0000.5031	Interfund Transfers	\$538,815.58
Decrease Appropriation Account:		
DM.990.9901.0000.90100	Transfer to General Fund	\$538,815.58.

Adopted June 22, 2022 by voice vote.

ACT NO. 294-2022 by Labor Relations Committee:

Ms. Schröder, Mr. Marsh, Mr. Brisky,
Mr. Helmich and Mr. Koch
who ask immediate consideration

**ESTABLISHING NEW SALARY TABLE MCDHO FOR CERTAIN SALARIED
MANAGEMENT/CONFIDENTIAL EMPLOYEES AND
ELECTED OR APPOINTED COUNTY OFFICERS**

Pursuant to Sections 201 and 205 of the County Law.

WHEREAS, internal and external inequities have been found to exist within certain full-time positions of employment, and

WHEREAS, the Cattaraugus County Legislature has authority to establish compensation for County Officers and other salaried employees, and

WHEREAS, a system of determining salaries is necessary and appropriate to address the inequities, and

WHEREAS, salary ranges have been established based on market conditions and analysis to conform to the realities of the competitive marketplace, and

WHEREAS, steps have been established in the table generally based on years of service with Cattaraugus County and/or a combination of service and/or experience in a comparable position in or outside of Cattaraugus County, and are generally defined as follows: Step 1 - years of service 0-4, Step 2 - years of service 5-9, Step 3 - years of service 10-14, Step 4 - years of service 15+, and

WHEREAS, a new Salary Table MCDHO has been established to enact these salary grades, now, therefore, be it

RESOLVED, that effective January 1, 2022, a new Salary Table MCDHO is hereby established for certain salaried management/confidential employees and appointed County or elected officers, excluding County Legislators, as follows:

2022 Grade	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7
1	63,821.55	67,851.15	71,879.60	75,923.00	79,966.40		

2	70,204.05	74,636.15	79,067.10	83,515.30	87,962.35		
2a			79,067.10				
3	77,224.80	82,099.65	86,974.50	91,866.60	96,758.70		
3a	88,274.07						
4	84,947.05	90,309.50	95,671.95	101,053.95	106,434.80	110,400.07	
4a	102,092.35						
4b	103,336.49						
4c	105,799.95						
5	93,442.10	99,340.45	105,238.80	111,159.00	117,078.05	118,411.48	120,749.95
5a	97,749.98						
5b	112,287.66						
5c	112,661.71						
5d	118,283.50						
6	102,785.85	109,274.15	115,762.45	122,274.90	128,786.20		
7	113,064.55	120,202.60	127,339.50	134,502.85	141,665.05		
7a	128,714.12						
8	124,371.35	132,222.40	140,073.45	147,952.10	155,830.75		
8a	136,244.13						
8b	142,283.93						
8c	143,749.93						
8d	145,011.11						
9	136,807.45	145,443.95	154,080.45	162,748.00	171,414.40		
10	150,489.00	159,989.15	169,488.15	179,022.80	188,556.30		
11	165,537.90	175,987.95	186,436.85	196,924.85	207,411.70		
2023 Grade	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7
1	63,821.55	67,851.15	71,879.60	75,923.00	79,966.40		
2	70,204.05	74,636.15	79,067.10	83,515.30	87,962.35		
2a			79,067.10				
3	77,224.80	82,099.65	86,974.50	91,866.60	96,758.70		
3a	88,274.07						
4	84,947.05	90,309.50	95,671.95	101,053.95	106,434.80	110,400.07	
4a	102,092.35						
4b	103,336.49						
4c	105,799.95						
5	93,442.10	99,340.45	105,238.80	111,159.00	117,078.05	118,411.48	120,749.95
5a	97,749.98						
5b	112,287.66						
5c	112,661.71						
5d	118,283.50						
6	102,785.85	109,274.15	115,762.45	122,274.90	128,786.20		

7	113,064.55	120,202.60	127,339.50	134,502.85	141,665.05		
7a	128,714.12						
8	124,371.35	132,222.40	140,073.45	147,952.10	155,830.75		
8a	136,244.13						
8b	142,283.93						
8c	143,749.93						
8d	145,011.11						
9	136,807.45	145,443.95	154,080.45	162,748.00	171,414.40		
10	150,489.00	159,989.15	169,488.15	179,022.80	188,556.30		
11	165,537.90	175,987.95	186,436.85	196,924.85	207,411.70		
2024 Grade	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7
1	63,821.55	67,851.15	71,879.60	75,923.00	79,966.40		
2	70,204.05	74,636.15	79,067.10	83,515.30	87,962.35		
2a			79,067.10				
3	77,224.80	82,099.65	86,974.50	91,866.60	96,758.70		
3a	88,274.07						
4	84,947.05	90,309.50	95,671.95	101,053.95	106,434.80	110,400.07	
4a	102,092.35						
4b	103,336.49						
4c	105,799.95						
5	93,442.10	99,340.45	105,238.80	111,159.00	117,078.05	118,411.48	120,749.95
5a	99,340.45						
5b	112,287.66						
5c	112,661.71						
5d	118,283.50						
6	102,785.85	109,274.15	115,762.45	122,274.90	128,786.20		
7	113,064.55	120,202.60	127,339.50	134,502.85	141,665.05		
7a	134,502.85						
8	124,371.35	132,222.40	140,073.45	147,952.10	155,830.75		
8a	136,244.13						
8b	142,283.93						
8c	143,749.93						
8d	147,952.10						
9	136,807.45	145,443.95	154,080.45	162,748.00	171,414.40		
10	150,489.00	159,989.15	169,488.15	179,022.80	188,556.30		
11	165,537.90	175,987.95	186,436.85	196,924.85	207,411.70		
2025 Grade	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7
1	63,821.55	67,851.15	71,879.60	75,923.00	79,966.40		
2	70,204.05	74,636.15	79,067.10	83,515.30	87,962.35		

2a			79,067.10				
3	77,224.80	82,099.65	86,974.50	91,866.60	96,758.70		
3a	88,274.07						
4	84,947.05	90,309.50	95,671.95	101,053.95	106,434.80	110,400.07	
4a	102,092.35						
4b	103,336.49						
4c	105,799.95						
5	93,442.10	99,340.45	105,238.80	111,159.00	117,078.05	118,411.48	120,749.95
5a	99,340.45						
5b	112,287.66						
5c	112,661.71						
5d	118,283.50						
6	102,785.85	109,274.15	115,762.45	122,274.90	128,786.20		
7	113,064.55	120,202.60	127,339.50	134,502.85	141,665.05		
7a	134,502.85						
8	124,371.35	132,222.40	140,073.45	147,952.10	155,830.75		
8a	136,244.13						
8b	142,283.93						
8c	143,749.93						
8d	147,952.10						
9	136,807.45	145,443.95	154,080.45	162,748.00	171,414.40		
10	150,489.00	159,989.15	169,488.15	179,022.80	188,556.30		
11	165,537.90	175,987.95	186,436.85	196,924.85	207,411.70		
2026 Grade	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7
1	63,821.55	67,851.15	71,879.60	75,923.00	79,966.40		
2	70,204.05	74,636.15	79,067.10	83,515.30	87,962.35		
2a			79,067.10				
3	77,224.80	82,099.65	86,974.50	91,866.60	96,758.70		
3a	88,274.07						
4	84,947.05	90,309.50	95,671.95	101,053.95	106,434.80	110,400.07	
4a	102,092.35						
4b	103,336.49						
4c	105,799.95						
5	93,442.10	99,340.45	105,238.80	111,159.00	117,078.05	118,411.48	120,749.95
5a	99,340.45						
5b	112,287.66						
5c	112,661.71						
5d	118,283.50						
6	102,785.85	109,274.15	115,762.45	122,274.90	128,786.20		
7	113,064.55	120,202.60	127,339.50	134,502.85	141,665.05		

7a	134,502.85						
8	124,371.35	132,222.40	140,073.45	147,952.10	155,830.75		
8a	136,244.13						
8b	142,283.93						
8c	143,749.93						
8d	147,952.10						
9	136,807.45	145,443.95	154,080.45	162,748.00	171,414.40		
10	150,489.00	159,989.15	169,488.15	179,022.80	188,556.30		
11	165,537.90	175,987.95	186,436.85	196,924.85	207,411.70		

Adopted June 22, 2022 by voice vote. Mr. Benson absent from floor for vote.

ACT NO. 295-2022 by Labor Relations Committee:

Ms. Schröder, Mr. Marsh, Mr. Brisky,
Mr. Helmich and Mr. Koch
who ask immediate consideration

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

Pursuant to Sections 10 and 24 of the Municipal Home Rule Law and
Sections 201 and 205 of the County Law.

A LOCAL LAW ESTABLISHING SALARIES FOR CERTAIN COUNTY OFFICERS

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to provide an equitable salary structure for certain elected or appointed County Officers who serve through either fixed or indefinite terms.

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

<u>Position</u>	<u>Salary Grade</u>
County Administrator	10
County Attorney	8b
Director of Aging	4
Public Health Director	7a
Commissioner of Social Services	7
Information Services Director	7
Economic Development, Planning & Tourism Director	6
Real Property Tax Director	4
Commissioner of Public Works	7

Public Defender	7
Director of Buildings & Grounds	4
Election Commissioner (2)	2a
County Clerk	4
Sheriff	7
Treasurer	8

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

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

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

No further action taken at this time.

ACT NO. 296-2022 by Labor Relations Committee:

Ms. Schröder, Mr. Marsh, Mr. Brisky,
Mr. Helmich and Mr. Koch
who ask immediate consideration

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 4 - 2022

Pursuant to Section 10 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on June 22, 2022, a proposed Local Law entitled, "A Local Law Establishing Salaries for Certain County Officers", and

WHEREAS, no local law shall be adopted until a public hearing thereon has been had by the Cattaraugus County Legislature upon at least five (5) days' notice, now, therefore, be it

RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 27th day of July, 2022, 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.

Adopted June 22, 2022 by voice vote. Mr. Benson absent from floor for vote.

ACT NO. 297-2022 by Labor Relations Committee:

Ms. Schröder, Mr. Marsh, Mr. Brisky,
Mr. Helmich and Mr. Koch
who ask immediate consideration

**ESTABLISHING COMPENSATION FOR CERTAIN MANAGEMENT/CONFIDENTIAL EMPLOYEES
FOR YEARS 2022, 2023, 2024, 2025 AND 2026**

Pursuant to Sections 201 and 205 of the County Law.

WHEREAS, certain positions of employment compensated on an hourly basis have heretofore been allocated to grades as contained within the Benefit Manual for Managerial and Confidential Officers and Employees, and

WHEREAS, the Legislature has determined that the aforementioned Management/Confidential employees should receive a wage increase of 14% for the year 2022, with 0% wage increases for years 2023, 2024, 2025 and 2026, now, therefore be it

RESOLVED, that effective January 1, 2022, all such Management/Confidential employees referenced herein shall receive a fourteen percent (14%) wage adjustment and such applicable salary schedules shall be adjusted accordingly.

Adopted June 22, 2022 by voice vote. Mr. Benson absent from floor for vote.

ACT NO. 298-2022 by Labor Relations Committee:

Ms. Schröder, Mr. Marsh, Mr. Brisky,
Mr. Helmich and Mr. Koch
who ask immediate consideration

**ESTABLISHING SALARY AND COMPENSATION FOR CERTAIN UNGRADED,
PART-TIME POSITIONS FOR 2022, 2023, 2024, 2025 AND 2026**

Pursuant to Section 205 of the County Law.

WHEREAS, certain positions of employment are neither represented by a bargaining unit nor assigned to a salary schedule, and

WHEREAS, these positions provide valuable services to the County of Cattaraugus and are deserving of the same salary increases as provided to other County employees, now, therefore, be it

RESOLVED, that effective January 1, 2022, the following part-time positions of employment referenced herein shall receive a wage increase of 15% for the year 2022, with 0% wage increases for years 2023, 2024, 2025 and 2026:

Assistant County Attorney (PT)
Deputy Clerk to the Legislature (PT)
Laboratory Director (Health) (PT)
Medical Director, Health Department (PT)
Medical Director for Public Safety (PT)
Museum Curator (PT)
Historian (PT)
Environmental Planning Director (PT)

Director of Engineering (PT)
Chaplain – Jail (PT)
Chaplain – Sheriff's Office (PT)
Chaplain – Legislature (PT)

Adopted June 22, 2022 by voice vote. Mr. Benson absent from floor for vote.

ACT NO. 299-2022 by Labor Relations Committee:

Ms. Schröder, Mr. Marsh, Mr. Brisky,
Mr. Helmich and Mr. Koch
who ask immediate consideration

**ESTABLISHING BENEFIT PACKAGE FOR
MANAGERIAL AND CONFIDENTIAL OFFICERS AND EMPLOYEES**

Pursuant to Section 205 of the County Law.

WHEREAS, Act 563-2008, which became effective January 2, 2009, established a benefit package for all full-time Managerial and Confidential Officers and Employees, and

WHEREAS, management/confidential employees should be treated fairly and equitably, in terms of benefits, with other often subordinate employees, and

WHEREAS, it is necessary to clarify the terms included in Act 563-2008 as they relate to full-time Managerial and Confidential Officers and Employees, now, therefore, be it

RESOLVED, that effective January 2, 2009, all such full-time Managerial and Confidential Officers and Employees shall be provided a benefit package at least equal to that provided to members of the Cattaraugus County Supervisory Unit.

Adopted June 22, 2022 by voice vote. Mr. Benson absent from floor for vote.

ACT NO. 300-2022 by Mr. Boberg and Mr. Klancer
who ask immediate consideration

**TRANSFER OF FUNDS
(Contingent Fund – Information Services)**

Pursuant to Sections 363 and 365 of the County Law.

WHEREAS, the central shredder in the Olean Office Facility needs to be replaced, and

WHEREAS, Act 33-2020 authorized the County to become a participating member of the Omnia Partners, Public Sector Purchasing Group, and

WHEREAS, Information Services is desirous of purchasing a new central shredder from Amazon Services, LLC, Amazon Business, through the Omnia Purchasing Contract for an amount of \$5,300.00, and

WHEREAS, pursuant to Section 103(3) of the General Municipal Law, the County is piggybacking on a cooperative purchasing contract between Prince William County Public Schools and

Amazon Services, LLC, Amazon Business, 325 9th Avenue North, Seattle, Washington 98109, for an On-Line Marketplace for the Purchase of Products and Services (Contract Number R-TC-17006), and

WHEREAS, a transfer of funds is necessary in order to cover the cost of the aforementioned unit, now, therefore, be it

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

Decrease Appropriation Account:

A.901.1990.0000.40601	Contingent Fund	\$5,300.00
-----------------------	-----------------	------------

Increase Appropriation Account:

A.165.1670.0000.20008	Tools and Equipment	\$5,300.00.
-----------------------	---------------------	-------------

Adopted June 22, 2022 by voice vote.

ACT NO. 301-2022 by Mr. Brisky, Mr. Morrow, Ms. Schröder and Mr. Snyder
who ask immediate consideration

**SALE OF TAX TITLE PROPERTY TO FORMER OWNERS
(Towns of Machias and Portville)**

Pursuant to Section 1166 of the Real Property Tax Law, 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 the Towns of Machias and Portville, and

WHEREAS, the former owners of the properties have offered to tender an amount which will cover the County's financial involvement in these premises, and

WHEREAS, the costs involved for these premises has been tendered to the County Treasurer's Office, now, therefore, be it

RESOLVED, that the County Treasurer be, and hereby is, authorized and directed, on behalf of Cattaraugus County, to execute County Treasurer's Deeds conveying these properties to the following individuals:

TOWN OF MACHIAS

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
260	22.003-1-9.3	Whitenight's Property Holdings	7624 Buffalo Ave. Niagara Falls, NY 14304	\$4,436.34

TOWN OF PORTVILLE

PARCEL	TAX MAP NO.	FORMER OWNER(S)	ADDRESS	COUNTY INVOLVEMENT
335	95.004-1-25.21	Melissa A. McDonald	9612 S. Homan Ave. Evergreen Park, IL 60805	\$1,588.08
335	95.004-1-25.10	Patrick R. McDonald	9612 S. Homan Ave. Evergreen Park, IL 60805	\$1,725.53

Adopted June 22, 2022 by voice vote.

ACT NO. 302-2022 by Mrs. Andreano, Mr. Higgins and Mr. Smith
who ask immediate consideration

**AUTHORIZING SALE OF CERTAIN TAX TITLE PROPERTY AND
WAIVING RULE 40 OF THE RULES OF ORDER
(City of Olean)**

Pursuant to Section 1166 of the Real Property Tax Law, Section 215 of the County Law,
Rule 33 of the Rules of Order of the Cattaraugus County Legislature,
and Section 72-h of the General Municipal Law.

WHEREAS, Cattaraugus County has tax title to certain property located in the City of Olean
located at 412-R N. Thirteenth Street and further described as Tax Map No. 94.056-2-3, and

WHEREAS, the aforementioned parcel consists of a lot approximately 38' x 75.5', which is
landlocked with no easement to access, and

WHEREAS, the aforementioned parcel has been offered for sale at auction, however,
without access to the landlocked property, the Legislature rejected the bids for purchase, and believes it
is in the best interest of the County to convey the property to the adjacent owner, and

WHEREAS, the adjacent property owner is desirous of purchasing the above-described
parcel for \$1.00, now, therefore, be it

RESOLVED, that the County Treasurer is hereby authorized to convey by, Quit-Claim Deed,
100% of the County's interest in the aforementioned property to Patrick Mooney, the adjacent property
owner for \$1.00, and be it further

RESOLVED, that Rule 40 of the Rules of Order of the Cattaraugus County Legislature is
hereby waived for this sale.

Adopted June 22, 2022 by voice vote.

ACT NO. 303-2022 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**DESIGNATING CERTIFYING OFFICER FOR
ENVIRONMENTAL RESPONSIBILITY CERTIFICATION
(Department of Health – Standalone Residential Water,
Wastewater or Lateral Replacement or Repair Project)**

Pursuant to Section 153 of the County Law.

WHEREAS, the Cattaraugus County Health Department is applying for the Standalone
Residential Water, Wastewater or Lateral Replacement or Repair Project (Project), through the New York
State Homes and Community Renewal Community Development Block Grant Program (CDBG), and

WHEREAS, the aforementioned grant program requires that a certifying officer be
designated for the environmental review process in conjunction with the aforementioned Project, now,
therefore, be it

RESOLVED, that Robert Ring, Director of Environmental Health, is hereby designated as
the Certifying Officer responsible for all activities associated with the environmental review process to be

completed in conjunction with NYS CDBG Standalone Residential Water, Wastewater or Lateral Replacement or Repair Project, awarded to Cattaraugus County as grant recipient.

Adopted June 22, 2022 by voice vote.

ACT NO. 304-2022 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**DECLARING NYS COMMUNITY DEVELOPMENT BLOCK GRANT ACTIVITIES
TO BE CLASSIFIED AS TYPE II SEQR ACTIONS**

Pursuant to 6 NYCRR Sections 617.5 and 617.11 and 24 CFR Section 58.35.

WHEREAS, Cattaraugus County Health Department shall act as the lead agency on a grant application provided under the New York State Homes and Community Renewal Community Development Block Grant Program (CDBG) for the Standalone Residential Water, Wastewater or Lateral Replacement or Repair Project (Project), and

WHEREAS, the County Health Department is the grant recipient through the NYS CDBG for the aforementioned Project, and

WHEREAS, Act 303-2022 designates a Certifying Officer for the environmental review process in conjunction with the aforementioned Project, and

WHEREAS, the Certifying Officer has established an environmental review record with regard to the activities associated with the NYS CDBG for the Project awarded to the Cattaraugus County Health Department, and

WHEREAS, the findings of Cattaraugus County show that the activities proposed in its NYS CDBG Project are Categorically Excluded as defined in 24 CFR 58.35 with some activities being affected by federal environmental statutes and executive orders, and

WHEREAS, activities that are Categorically Excluded under 24 CFR 58.35 are not required to undergo an environmental assessment, public notice, or comment period because they do not typically trigger compliance with any of the related laws and regulations, and

WHEREAS, Categorically Excluded and exempt activities include the rehabilitation of buildings and improvements for residential use where the density is not increased beyond four units, the land use is not changed, and the footprint of the building isn't increased in a floodplain or a wetland, now, therefore, be it

RESOLVED, that the activities posed for the NYS CDBG Standalone Residential Water, Wastewater or Lateral Replacement or Repair Project, awarded to Cattaraugus County, are classified as a Type II SEQR Action and will not result in a significant impact on the quality of the human environment.

Adopted June 22, 2022 by voice vote.

ACT NO. 305-2022 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
DRESCHER & MALECKI, LLP FOR EXTERNAL AUDIT SERVICES FOR
THE DEPARTMENT OF NURSING HOMES**

Pursuant to Sections 210 and 450 of the County Law.

WHEREAS, Act 460-2020 authorized a contract with Drescher & Malecki, LLP, for the provision of external audit services for The Pines Healthcare and Rehabilitation Centers-Olean and Machias Campuses, for the year ending December 31, 2020, the term of which expired June 30, 2021, and

WHEREAS, the County is desirous of contracting with Drescher & Malecki, LLP, for the provision of external audit services for The Pines Healthcare and Rehabilitation Centers-Olean and Machias Campuses, for the year ending December 31, 2021, and

WHEREAS, Drescher & Malecki, LLP, 3083 William Street, Suite 5, Buffalo, New York 14227, can provide external audit services for The Pines Healthcare and Rehabilitation Centers-Olean and Machias Campuses, for the year ending December 31, 2021, for an amount not to exceed \$14,500.00 per nursing home, and

WHEREAS, the aforementioned services must be conducted in order for the County to receive any State reimbursement, 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 Drescher & Malecki, LLP, for the provision of the above-described external auditing services, for a term commencing January 1, 2022 and terminating December 31, 2022, according to the above-described terms.

Adopted June 22, 2022 by voice vote.

ACT NO. 306-2022 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO EXECUTE CONTRACT WITH
NEW YORK STATE DEPARTMENT OF HEALTH
FOR EARLY INTERVENTION RESPITE ALLOCATION**

Pursuant to 10 NYCRR Part 69 and Section 450 of the County Law.

WHEREAS, the 2022-2023 State Budget provides an allocation for respite services for families of eligible children in the Early Intervention Program, and

WHEREAS, the allocation for Cattaraugus County for the period April 1, 2022 through March 31, 2023, will be \$2,649.29, and

WHEREAS, a contract is necessary with the New York State Department of Health in order to accept, and receive, the aforementioned Early Intervention respite funding, 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 Department of Health, for

the provision of the above-described funding, for a term commencing April 1, 2022 and terminating March 31, 2023, 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 22, 2022 by voice vote.

ACT NO. 307-2022 by Mrs. Andreano and Mr. Helmich
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, federal funding is available through the Small Cities 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 \$400,000.00 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 27th day of July, 2022, at 5:04 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 \$400,000.00 grant through the New York State Homes and Community Renewal Community Development Block Grant Program, according to the above-described terms.

Adopted June 22, 2022 by voice vote.

ACT NO. 308-2022 by Mrs. Andreano and Mr. Helmich
who ask immediate consideration

**AUTHORIZING THE CHAIR TO APPLY FOR FUNDING THROUGH
HIGHMARK BLUE CROSS BLUE SHIELD OF WESTERN NEW YORK
2022 BLUE FUND COMPETITIVE APPLICATION PROCESS FOR
VEGGIE WHEELS – ROLLING INTO RURAL COMMUNITIES PROGRAM**

Pursuant to Section 450 of the County Law.

WHEREAS, funding up to \$300,000.00 is available through the Highmark Blue Cross Blue Shield of Western New York 2022 Blue Fund Competitive Application Process for the Veggie Wheels – Rolling into Rural Communities Program, and

WHEREAS, the County Department of the Health is desirous of applying for the aforementioned grant to help provide residents in Cattaraugus County, residing in the most rural areas, access to fresh fruits and vegetables and healthy food options, nutrition education and experiential learning opportunities through the use of a mobile unit, and

WHEREAS, the aforementioned grant program is 100% funded through Highmark Blue Cross Blue Shield of Western New York 2022 Blue Fund Competitive Application Process, 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 Highmark Blue Cross Blue Shield of Western New York 2022 Blue Fund Competitive Application Process, in order to apply for the above-described grant, for the term commencing January 1, 2023 and terminating January 1, 2025, according to the above-described terms.

Adopted June 22, 2022 by voice vote.

ACT NO. 309-2022 by Mrs. Andreano and Ms. Schröder
who ask immediate consideration

**CREATING ONE (1) FULL-TIME POSITION OF CASEWORKER TRAINEE
IN THE DEPARTMENT OF SOCIAL SERVICES AND
ESTABLISHING COMPENSATION FOR THE SAME
(Social Services)**

Pursuant to Sections 204 and 205 of the County Law and
Section 22 of the Civil Service Law.

WHEREAS, the Department of Social Services is in need of an additional caseworker trainee to provide social work services for individuals and/or their families in order to assist them with their economic, emotional, social, and environmental difficulties, and

WHEREAS, a New Position Duties Statement has been submitted to the Cattaraugus County Personnel Officer, who has approved the title of Caseworker Trainee in accordance with Civil Service Law Section 22, and

WHEREAS, sufficient funds are available within the Department of Social Services budget to accommodate this position, now, therefore, be it

RESOLVED, that effective immediately, there is hereby created one (1) position of Caseworker Trainee to be filled on a full-time basis in the Department of Social Services in the General Bargaining Unit, Pay Grade 23 (\$30.18 per hour), Position No. 601-034-043.

Adopted June 22, 2022 by voice vote.

ACT NO. 310-2022 by Mr. Klancer and Ms. Schröder
who ask immediate consideration

**CREATING THREE (3) FULL-TIME POSITIONS OF DEPUTY SHERIFF IN
THE SHERIFF'S OFFICE, ESTABLISHING COMPENSATION FOR THE SAME
AND ADJUSTING VARIOUS APPROPRIATION AND REVENUE ACCOUNTS
(Sheriff's Office)**

Pursuant to Sections 204, 205, 363 and 366 of the County Law and
Section 22 of the Civil Service Law.

WHEREAS, the New York State Office of Court Administration contracts with the Sheriff's Office to provide security services for the court system, and

WHEREAS, the Sheriff's Office is in need of additional deputies to provide court security, and

WHEREAS, a New Position Duties Statement has been submitted to the Cattaraugus County Personnel Officer, who has approved the title of Deputy Sheriff in accordance with Civil Service Law Section 22, and

WHEREAS, various appropriation and revenue accounts must be adjusted in order to cover the cost of the aforementioned positions, now, therefore, be it

RESOLVED, that effective June 7, 2022, there are hereby created three (3) positions of Deputy Sheriff to be filled on a full-time basis in the Sheriff's Office in the Deputy Sheriff Association

Bargaining Unit, Pay Grade 23 (\$24.68 per hour), Position Nos. 311-097-107, 311-097-108 and 311-097-109, and be it further

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

Increase Estimated Revenue Account:

A.311.3210.0000.3330	State Aid, Unified Court Budget	\$139,596.00
----------------------	---------------------------------	--------------

Decrease Appropriation Account:

A.311.3210.0000.12000	Part-Time Wages	\$ 5,000.00
-----------------------	-----------------	-------------

Increase Appropriation Accounts:

A.311.3210.0000.11000	Full-Time Wages	\$ 83,520.00
-----------------------	-----------------	--------------

A.311.3210.0000.13000	Overtime	\$ 5,000.00
-----------------------	----------	-------------

A.311.3210.0000.14000	Pay-In Lieu of Benefit Hours	\$ 1,214.00
-----------------------	------------------------------	-------------

A.311.3210.0000.46111	Uniforms	\$ 2,595.00
-----------------------	----------	-------------

A.311.3210.0000.81000	FICA	\$ 6,865.00
-----------------------	------	-------------

A.311.3210.0000.82000	Retirement	\$ 15,132.00
-----------------------	------------	--------------

A.311.3210.0000.83000	Health	\$ 29,739.00
-----------------------	--------	--------------

A.311.3210.0000.84000	Dental	\$ 531.00.
-----------------------	--------	------------

Adopted June 22, 2022 by voice vote.

ACT NO. 311-2022 by Mr. Boberg and Mr. Klancer
who ask immediate consideration

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

Pursuant to Section 10 of the Municipal Home Rule Law.

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

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

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

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

Section 3. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication shall not effect, impair or invalidate the

remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

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

No further action taken at this time.

ACT NO. 312-2022 by Mr. Boberg and Mr. Klancer
who ask immediate consideration

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 5 - 2022

Pursuant to Section 10 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on June 22, 2022, a proposed Local Law entitled, "A Local Law Authorizing Deputy Sheriffs Employed by the County of Cattaraugus to Reside in Cattaraugus County or any Adjoining County Within New York State", and

WHEREAS, no local law shall be adopted until a public hearing thereon has been had by the Cattaraugus County Legislature upon at least five (5) days' notice, now, therefore, be it

RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 27th day of July, 2022, at 5:02 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.

Adopted June 22, 2022 by voice vote.

ACT NO. 313-2022 by Mr. Burr
who asks immediate consideration

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

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

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

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

SECTION 1. Legislative Intent. It is the intent of this Local Law to amend Local Law Number 6-1968 (Intro Number 11-1968), entitled "A Local Law Establishing a County Legislature for Cattaraugus County as required by Order of the New York State Supreme Court", adopted August 14, 1968 by the Cattaraugus County Board of Supervisors and to repeal Local Law Number 6-2011 (Intro Number 6-2011).

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

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

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

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

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

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

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

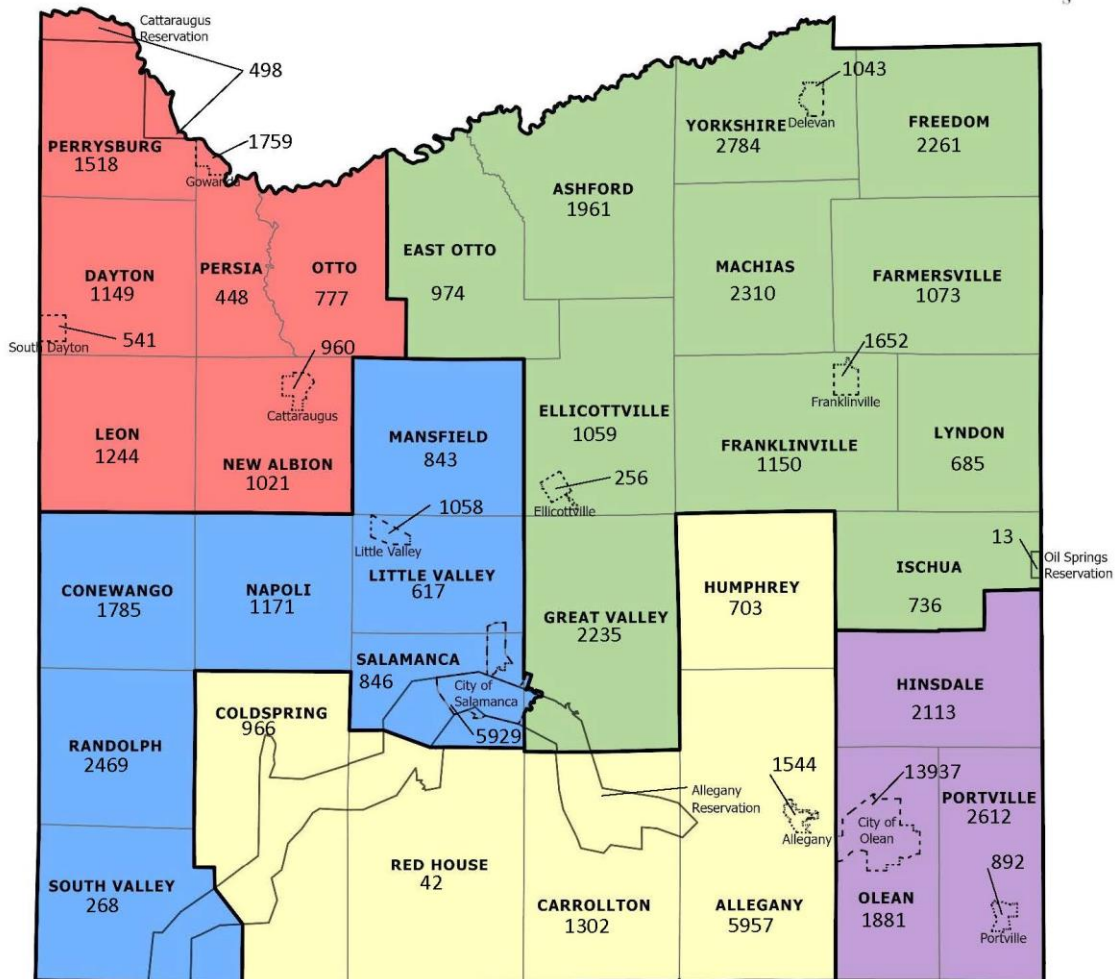
SECTION 7. Severability. If any provision of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

SECTION 8. Effective Date. This local law shall take effect only after it has been approved by the affirmative vote of the majority of the qualified electors of Cattaraugus County voting on a proposition for its approval submitted at a general election to be held November 8, 2022, in the County of Cattaraugus.

No further action taken at this time.

Cattaraugus County Population 2020 Estimate

2020 Population: 77042



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

ACT NO. 314-2022 by Mr. Burr
who asks immediate consideration

AUTHORIZING PUBLIC HEARING ON LOCAL LAW NUMBER 6 - 2022

Pursuant to Section 10 of the Municipal Home Rule Law.

WHEREAS, there has been duly presented and introduced at a meeting of this Legislature held on June 22, 2022, a proposed Local Law entitled, "A Local Law in Relation to the Reapportionment of the County Legislative Districts of the County of Cattaraugus, Reducing the Number of County Legislators From 17 to 15, Amending Local Law Number 6-1968 (Intro Number 11-1968) Entitled 'A Local Law Establishing a County Legislature for Cattaraugus County as Required by Order of the New York State Supreme Court' And Repealing Local Law Number 6-2011 (Intro Number 6-2011)", and

WHEREAS, no local law shall be adopted until a public hearing thereon has been had by the Cattaraugus County Legislature upon at least five (5) days' notice, now, therefore, be it

RESOLVED, that a public hearing shall be held on the proposed local law by this County Legislature on the 27th day of July, 2022, at 5:03 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.

Adopted June 22, 2022 by voice vote.

* * * * *

MR. KOCH moved, seconded by Mrs. Hunt, to adjourn until July 27, 2022 at 5:00 p.m. Carried.

Meeting adjourned at 5:21 p.m.

Ann M. Giglio
Journal Clerk