

**ERIE COUNTY LEGISLATURE
MEETING NO. 17
OCTOBER 11, 2012**

The Legislature was called to order by Chair Grant.

All members present.

An Invocation was held, led by Sister Maria Pares, at the request of Majority Leader Thomas J. Mazur, with Sister Maria offering a short prayer.

The Pledge of Allegiance was led by Mr. Mills.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. MAZUR moved for the approval of the minutes for Meeting Number 16 from 2012. MR. HOGUES seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MR. HARDWICK presented a resolution Honoring Carl F. Clemen for His Service to His Country.

Item 6 – MR. HARDWICK presented a resolution Honoring Eugenia Zittel on Her 100th Birthday.

Item 7 – MR. HARDWICK presented a resolution Honoring The Grand Island Historical Society on Its 50th Anniversary.

Item 8 – CHAIR GRANT & MR. HOGUES presented a resolution Recognizing National Hispanic Heritage Month (September 15 - October 14, 2012).

Item 9 – MR. RATH presented a resolution Declaring October 15-21, 2012 as Local Restaurant Week in EC & Supporting Independently Owned Restaurants.

Item 10 – MR. MAZUR presented a resolution Honoring Sr. Maria Pares, OSF '58, on 50 Years of Joy-Filled Service as a Sister of St. Francis of Penance & Christian Charity.

Item 11 – MR. LORIGO presented a resolution Proclamation in Recognition of Schwabl's Restaurant on Its 175th Anniversary.

Item 12 – MR. LORIGO presented a resolution Proclamation in Recognition of National Farmers Day.

Item 13 – MR. LORIGO presented a resolution Proclamation Honoring Christopher LaRussa for Receiving the Boy Scouts National Meritorious Award.

Item 14 – MR. HOGUES presented a memorial resolution Honoring the Memory of Cornelia Moss.

Item 15 – MR. HOGUES presented a memorial resolution Honoring the Memory of King W. Peterson.

Item 16 – MR. HOGUES presented a resolution Declaring National Lead Poisoning Prevention Week Sunday, October 21 through Saturday, October 27, 2012.

Item 17 – MS. DIXON presented a resolution Celebrating Martin Road Elementary School's Tenth Anniversary.

Item 18 – MR. RATH presented a resolution Honoring Captain John Kasmer for His Award from the Buffalo and Erie County Naval & Military Park for His Tireless Efforts on Behalf of Veterans.

Item 19 – MS. MARINELLI, MR. MAZUR, MR. MILLS, MR. HOGUES, MR. HARDWICK, MR. RATH and MS. DIXON presented a resolution Congratulating Jeremy & Margaret Jacobs on Receiving the Olmsted Legacy Award for Excellence in Preservation.

MR. MAZUR moved for consideration of the above fifteen items. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. MAZUR moved to amend the above fifteen items by including Et Al Sponsorship. MR. McCRACKEN seconded.

CARRIED UNANIMOUSLY.

MR. MAZUR moved for approval of the above fifteen items as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 20 – CHAIR GRANT directed that Local Law No. 8 (Print #1) 2011 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 21 – CHAIR GRANT directed that Local Law No. 11 (Print #1) 2011 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 22 – CHAIR GRANT directed that Local Law No. 1 (Print #1) 2012 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 23 – CHAIR GRANT directed that Local Law No. 3 (Print #1) 2012 remain on the table and in the COMMUNITY ENRICHMENT COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 24 – MR. MAZUR presented the following report and moved for immediate consideration and approval. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 218

October 2, 2012	GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR LOUGHRAN.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 13D-3 (2012)
COUNTY ATTORNEY: “Transmittal of New Claims Against EC”
(4-0)
 - b. COMM. 15E-3 (2012)
COUNTY EXECUTIVE: “Appointment to the NYS Proceeds Allocation Board”
(4-0)
 - c. COMM. 15D-4 (2012)
COUNTY ATTORNEY: “Transmittal of New Claims Against EC”
(4-0)
 - d. COMM. 15D-7 (2012)
COUNTY ATTORNEY: “Transmittal of New Claims Against EC”
(4-0)

e. COMM. 15M-1 (2012)
ASSIGNED COUNSEL PROGRAM: "Copy of Financial Report for the Period 7/1/2011 - 12/31/2011"
(4-0)

f. COMM. 15M-2 (2012)
ASSIGNED COUNSEL PROGRAM: "Copy of Quarterly Report for the 2nd Quarter of 2012"
(4-0)

2. COMM. 15E-13 (2012)
COUNTY EXECUTIVE

WHEREAS, the New York State Office of Indigent Legal Services will provide a three year grant totaling \$1,455,129 to the County for the provision of indigent defense services; and

WHEREAS, Erie County will contract with the Erie County Bar Association's Aid to Indigent Prisoners Society and the Legal Aid Bureau of Buffalo to deliver the services required through the grant.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract with the State of New York Office of Indigent Legal Services, in the amount of \$1,455,129 over three years to provide enhanced representation to indigent defendants; and be it further

RESOLVED, that the County Executive is hereby authorized to enter into subcontracts in the amount of \$242,521 for Erie County Bar Association Aid to Indigent Prisoners Society and \$242,522 for the Legal Aid Bureau of Buffalo to deliver said services in the first year; and be it further

RESOLVED, that authorization is provided to establish grant funding in the County Attorney's Office as follows:

Erie County Attorney's Office
Grant Fund 281
June 1, 2012 to May 31, 2013

Revenue	Increase
Account 409000 - State Aid Revenue	\$485,043
Appropriation	Increase
Account 516601 - Legal Aid Bureau	\$242,522
Account 516602 - EC Bar Association	<u>242,521</u>
Total Appropriation	\$485,043

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by changes to the grantor award, provided there are no changes to authorized personnel levels and county share amounts; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the County Attorney, the Office of the Comptroller, the County Executive's Office and the Division of Budget and Management.

(4-0)

3. COMM. 16E-10 (2012)
COUNTY CLERK

WHEREAS, in an effort to keep much needed revenue in Erie County, the County Clerk's Office has implemented various public awareness initiatives that encourage motorists to renew their automobile registration locally rather than mailing to the State for processing; and

WHEREAS, many people do not realize that by renewing locally, not only does the Erie County Auto Bureau process the renewal much faster than New York State, but Erie County is able to retain 12.7% of the transaction fee to support County operations; and

WHEREAS, when registration renewals are mailed to the State for processing, it takes longer to process and New York State retains the entire transaction fee; and

WHEREAS, to further public awareness of the importance of renewing vehicle registrations locally the Erie County Clerk has partnered with Lamar Advertising and TraversCollins Advertising to develop a "Renew Locally" Billboard Campaign.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the Erie County Clerk's Office, to accept the donation of free billboard space on at least 20 billboards, with a maximum of 25, to promote the "Renew Locally" effort; and be it further

RESOLVED, that the Erie County Legislature does hereby authorize the Erie County Clerk's Office to accept the donation of advertising design services from TraversCollins for the design of the advertising copy to be placed on the billboards; and be it further

RESOLVED, that the County Clerk's Office will be responsible for paying TraversCollins for production costs associated with designing the artwork for these billboards and said funding is available within the Clerk's 2012 Budget and needs to be adjusted as follows:

Erie County Clerk, Auto Bureau – Fund 110
Business Area 113, Fund Center 11320

	<u>Decrease</u>
561410 Lab & technical Equipment	\$3,750

	<u>Increase</u>
516020 Prof Svcs Contracts & Fees	\$3,750

and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the County Clerk, the Director of Budget and Management, the Department of Law, and the County Comptroller.

(4-0)

4. COMM. 16E-11 (2012)
COUNTY CLERK

WHEREAS, the Erie County Clerk Registrar’s Division is responsible for recording, filing and maintaining a central repository of legal documents and records affecting property titles, including land and real estate transactions, those related to corporate filings, assumed names, and, as Clerk of the Supreme and County Courts, all court pleadings and papers; and

WHEREAS, fees are mandated by state and local law; and

WHEREAS, the Registrar Division processes an average of 17,000 transactions monthly, and records related cash receipts of approximately \$5 million monthly while maintaining five (5) separate bank accounts; and

WHEREAS, the Clerk’s Office knows that adequate internal controls are essential over the collection and transmittal of revenue; and

WHEREAS, the request for proposal provision of Section 19.08 of the Erie County Administrative Code was complied with and a summary of the process is included as Attachment A to this resolution.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into an agreement with Tronconi Segarra & Associates to perform services through the Erie County Clerk’s Office for a review of cash collections and disbursements within the Registrar Divisions; and be it further

RESOLVED, that the following funds have been identified within the 2012 Budget to fund this contract:

Erie County Clerk, Business Area 113 – Fund 110
Registrar Division – Fund Center 11310

<u>Revenue</u>	
466090 Misc Trust Fund Revenues	\$ 7,156.44
466000 Misc Receipts	<u>\$17,843.56</u>
	\$25,000.00

<u>Expense</u>	Increase
516020 Prof Svcs Contracts & Fees	\$25,000.00

and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the County Clerk, the Director of Budget and Management, the Department of Law, and the County Comptroller.

(4-0)

Attachment A - Rating Matrix – RFP No. 1228VF
RFP to Conduct External Accounting Review of Cash Receipts/Revenue Collection

Rate Using Score of 1-10, with 10 being most favorable	Dopkins	Toski	Chaimpou	Tronconi	Dansa & D'Arta
Proposer's background, experience and resources meets County needs	25	34	30	36	19
Completeness of response - adequately outlined services to be provided	23	30	28	35	17
Price	22	15	30	28	24
Technology Resources	19	24	24	31	17
TOTAL	89	103	112	130	77

**THOMAS J. MAZUR
CHAIR**

Item 25 – MR. MAZUR presented the following report and moved for immediate consideration and approval. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 219

October 2, 2012	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 12
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 11D-4 (2012)
DEPARTMENT OF HEALTH: “Letter to Legislator Mazur Concerning Recreational Use of Dextromethorphan by Adolescents”
(5-0)
 - b. COMM. 12M-10 (2012)
SEAN MULLIGAN: “Letter to Legislator Mazur Concerning Presentation before the Health & Human Services Committee”
(5-0)

2. INTRO 16-3 (2012)
MARINELLI, MAZUR, HOGUES, MILLS & DIXON AS AMENDED
WHEREAS, it is estimated that one in four American women experience domestic violence within their lifetimes; and

WHEREAS, three women and one man are murdered by their spouses or partners in the United States every day; and

WHEREAS, domestic violence costs the United States more than \$5.8 billion each year; and

WHEREAS, police and sheriff departments, city and local police agencies, courts and other local government entities constitute the first line of defense against domestic violence; and

WHEREAS, the aforementioned costs of domestic violence are principally borne by the criminal justice system and police agencies; and

WHEREAS, the world community and leaders within the United States recognize domestic violence as a human rights issue; and

WHEREAS, by recognizing domestic violence as a human rights issue with very deep, broad and costly ramifications that include, but are not limited to, expenses shouldered by taxpayers and businesses – and more importantly, the human cost of loss of life or physical injury; and

WHEREAS, this cost is dramatically illustrated by The Gonzales Case: A Human Rights Approach to Combating Domestic Violence, which describes the terrible consequences, to wit, the loss of life of three children, when a local government does not enforce an order of protection; and

WHEREAS, the Inter-American Commission on Human Rights (IACHR), a judicial body of the Organization of American States (OAS) found that the United States was responsible for human rights violations related to this case when it maintained that the local government had no mandatory duty to enforce protective orders; and

WHEREAS, the IACHR was authorized in 1965 to accept petitions regarding specific cases of domestic human rights violations as part of its mission to promote the observance and defense of human rights in the Americas; and

WHEREAS, this decision allows advocates and policy makers in the United States new avenues to combat domestic violence; and

WHEREAS, it is fitting and proper to bring attention to this important public policy issue in conjunction with our community's upcoming observance of the Month of October as Domestic Violence Awareness Month.

NOW, THEREFORE, BE IT

RESOLVED, that this Honorable Body recognize that freedom from domestic violence is a fundamental human right; and be it further

RESOLVED, that the Erie County Legislature commend the policies and actions of local and state police agencies that bear the primary responsibility of securing this fundamental human right on behalf of their citizens; and be it further

RESOLVED, that representatives from The Women, Children and Social Justice Clinic at SUNY Buffalo Law School be invited to a future meeting of the Erie County Legislature's Health and Human Services Committee to discuss the Gonzales case to illustrate the importance of this public policy issue; and be it further

RESOLVED, that copies of this resolution be conveyed to the Erie County Executive, the Erie County Sheriff, the Commissioner of Central Police Services, The Women, Children and Social Justice Clinic at SUNY Buffalo Law School and to all others deemed necessary and proper.
(5-0)

**THOMAS J. MAZUR
CHAIR**

Item 26 – MS. MARINELLI presented the MINORITY & WOMEN BUSINESS ENTERPRISE COMMITTEE report, and moved to amend the item to reflect an attendance correction. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 220

October 2, 2012	MINORITY & WOMEN BUSINESS ENTERPRISE COMMITTEE REPORT NO. 5
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR GRANT.

1. COMM. 15E-14 (2012)

COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature hereby confirms the appointments of the following individuals to the Erie County Commission on the Status of Women for terms which will end June 30, 2015:

Jeannine Higgins
18 Lake Ride South Drive
Orchard Park, New York 14127

Deborah Billoni
4178 East River Road
Grand Island, New York 14072

Kathleen Murphy
4 Parkedge Drive
Lancaster, New York 14086

Hadar Borden
627 Kings Highway North
Snyder, New York 14226

(4-0)

LYNN M. MARINELLI
ACTING CHAIR

MS. MARINELLI moved to approve the report as amended. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

Item 27 – MR. HOGUES presented the following report and moved for immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 221

October 4, 2012	PUBLIC SAFETY COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR LOUGHRAN.
CHAIR GRANT PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO 23-3 (2011)
GRANT, WHYTE, MILLS, KOZUB, WHALEN,
MAZUR, BOVE, MARINELLI, DIXON & LOUGHRAN: “Public Safety Committee
Discussion of Copper Theft Problem”
(5-0)
 - b. COMM. 4D-1 (2012)
EC COMMUNITY CORRECTIONS ADVISORY BOARD: “Letter to Legislature
Concerning Recommendations for Improvements at the EC Holding Center & Correctional
Facility”
(5-0)

- c. COMM. 9E-5 (2012)
GRANT: "Letter to Chair of Legislature Concerning Formal Complaint Regarding the EC Holding Center"
(5-0)
- d. COMM. 11D-3 (2012)
SHERIFF'S DEPARTMENT: "Letter Concerning Operation Safe Child"
(5-0)
- e. COMM. 12M-8 (2012)
FULTON COUNTY BOARD OF SUPERVISORS: "Copy of Resolution Supporting S.5509B/A.8489A to Revise the Sharing Formula for Wireless E911 Surcharge Monies"
(5-0)
- f. COMM. 16E-9 (2012)
SHERIFF: "ECSSO - Donations"
(5-0)

2. COMM. 15E-18 (2012)
COUNTY EXECUTIVE

WHEREAS, the County is utilizing an old server-based solution which requires probationers under supervision to have land-line telephones in their homes; and

WHEREAS, because many probationers no longer have land lines at their residences, the older technology cannot work properly and effectively; and

WHEREAS, new technology uses wireless cellular technology to track probationers; and

WHEREAS, a new wireless-based electronic monitoring system can also utilize a contractor to monitor the new units remotely, and County probation officers can respond when necessary, thus freeing probation officers to conduct home visits and other critical monitoring instead of monitoring a server; and

WHEREAS, the Department of Probation has identified new wireless-based electronic monitoring technology from the same company that provides the County's current systems that can reduce expense, avoid downtimes in the current old server solution; and

WHEREAS, the County has \$94,268.71 available asset forfeiture funds (account #221100) for which a portion can be utilized to pay for the deployment of this new system; and

WHEREAS, there will be no impact on county dollars.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature approves the appropriation of \$22,000 in available asset forfeiture funds to the Erie County Department of Probation, Lab and Tech Equipment account#561410 for the procurement of 25 HomeGuard Model #206 units; and be it further

RESOLVED, that the following budgetary transactions are hereby authorized in the 2012 Budget of the Probation Department:

REVENUE		Increase
409020	Misc State Aid	\$15,135
421550	Forfeiture Crime Proceeds	<u>\$22,000</u>
	Total Revenue	<u>\$37,135</u>
APPROPRIATION		Increase/(Decrease)
510100	Out of Area Travel	(\$16,000)
510200	Training and Education	(\$3,115)
561410	Lab and Technical Equipment	<u>\$56,250</u>
	Total Appropriations	<u>\$37,135</u>

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a contract with Behavioral Interventions, Inc., the current sole source vendor, for the purchase of the new electronic monitoring devices and the web-based monitoring fee; and be it further

RESOLVED, that these expenditures meet the criteria established by the US Department of Justice for use of equitable shared funds; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Office of the Comptroller, the Department of Probation, and the Division of Budget and Management.

(5-0)

**TIMOTHY R. HOGUES
CHAIR**

Item 28 – MR. HOGUES presented the following report and moved for immediate consideration and approval. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 222

October 4, 2012	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT.
CHAIR GRANT PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:

- a. COMM. 13E-1 (2012)
MILLS, HARDWICK, RATH, DIXON & LORIGO: “Standard & Poor's - Global Credit Portal - EC, New York; General Obligation”
(6-0)
- b. COMM. 13E-2 (2012)
LORIGO: “Letter to County Executive Concerning Borrowing for 2012 Capital Projects”
(6-0)
- c. COMM. 13E-3 (2012)
COMPTROLLER: “Copy of Apportionment & Distribution of Net Collections from the Local 4.75% Sales & Compensating Use Tax for EC for the Months of March, April & May 2012”
(6-0)
- d. COMM. 13E-4 (2012)
COMPTROLLER: “Copy of EC Federal Financial Assistance Audit Report for the Year Ended 12/31/2011”
(6-0)
- e. COMM. 13E-7 (2012)
COUNTY CLERK: “Letter to Chair of Legislature Concerning 2012 Mid-Year Budget Hearings”
(6-0)
- f. COMM. 13E-50 (2012)
LORIGO: “Copy of Letter from ECFSA Chair Concerning RAN Borrowing”
(6-0)
- g. COMM. 13D-4 (2012)
DIRECTOR OF BUDGET & MANAGEMENT: “Budget Monitoring Report for Period Ending May 2012”
(6-0)
- h. COMM. 14E-1 (2012)
COMPTROLLER: “Copy of EC 2011 Comprehensive Annual Financial Report”
(6-0)
- i. COMM. 14E-2 (2012)
COMPTROLLER: “Copy of EC Supplement to the Comprehensive Annual Financial Report for the Year Ended 12/31/2011”
(6-0)
- j. COMM. 15E-2 (2012)
COMPTROLLER: “Copy of Interim Financial Report for the Six Month Period Ended 6/30/2012”
(6-0)
- k. COMM. 15E-4 (2012)

COMPTROLLER: “2012 Capital Borrowing Relating to 2012 Consolidated Bond Resolution”
(6-0)

- l. COMM. 15E-6 (2012)
COMPTROLLER: “Copy of External Auditor's Management Letter for EC for the Year Ended 12/31/2011”
(6-0)
- m. COMM. 15E-8 (2012)
COMPTROLLER: “Report of Secured Funds Relating to 2012 Capital Borrowing (2012 Consolidated Bond Resolution)”
(6-0)
- n. COMM. 15D-3 (2012)
DIRECTOR OF BUDGET & MANAGEMENT: “Budget Monitoring Report for Period Ending June 2012”
(6-0)
- o. COMM. 15D-6 (2012)
DIRECTOR OF BUDGET & MANAGEMENT: “Budget Monitoring Report for Period Ending July 2012”
(6-0)
- p. COMM. 15M-4 (2012)
NYS OFFICE OF REAL PROPERTY TAX SERVICES: “Copy of Final Class Equalization Rates for 2012 Assessment Rolls”
(6-0)
- q. COMM. 15M-5 (2012)
NYS OFFICE OF REAL PROPERTY TAX SERVICES: “Copy of Final State Equalization Rates for 2012 Assessment Rolls”
(6-0)
- r. COMM. 16E-2 (2012)
LORIGO: “Letter to Comptroller Concerning 2012 Capital Borrowing”
(6-0)
- s. COMM. 16E-15 (2012)
MILLS, HARDWICK, DIXON & LORIGO: “Letter to Comptroller Concerning RFP for 2012 Peer Review Audit”
(6-0)
- t. COMM. 16M-5 (2012)
NYS OFFICE OF REAL PROPERTY TAX SERVICES: “List of Certified 2012 State Equalization Rates”
(6-0)

2. COMM. 1D-7 (2012)
EC REAL PROPERTY TAX SERVICES AS AMENDED
WHEREAS, the Erie County Director of Real Property Tax Services has received applications for corrected tax billings and / or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556; and

WHEREAS, the Director has investigated the validity of such applications (see attached listing).

NOW, THEREFORE, BE IT

RESOLVED, that petitions numbered 212145 through 212228, inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities.

FISCAL YEAR	2011	Petition No.	212145
	ASSESSOR	Cancel	\$29.71

S-B-L 247.00-2-40.3 145000 HOLLAND

	Acct. No. 112	\$15.74	County
	Acct. No. 132	\$13.97	Town/SpecialDist/School
	50020 HOLLAND FIRE DIST #1	\$3.86	
<u>Charge To :</u>	145000 HOLLAND	\$10.11	

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL #
DELETE ENTIRE PARCEL FROM THE TAX ROLL

FISCAL YEAR	2011	Petition No.	212146
	ASSESSOR	Cancel	\$26.05

S-B-L 247.00-2-40.3 145000 HOLLAND

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$26.05	Town/SpecialDist/School
<u>Charge To :</u>	145000 HOLLAND	\$26.05	
	Relevy School	\$26.05	145001 HOLLAND CENTRAL

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL#
DELETE ENTIRE PARCEL FROM THE TAX ROLL

FISCAL YEAR	2012	Petition No.	212147
	ASSESSOR	Cancel	\$19.64

S-B-L 247.00-2-40.3 145000 HOLLAND

Acct. No. 112	\$10.36	County
Acct. No. 132	\$9.28	Town/SpecialDist/School
50020 HOLLAND FIRE DIST #1	\$2.51	
<u>Charge To :</u> 145000 HOLLAND		\$6.77

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL #
DELETE ENTIRE PARCEL FROM THE TAX ROLL

FISCAL YEAR 2011	Petition No.	212148
ASSESSOR	Cancel	\$76.78

S-B-L 247.00-2-40.2 145000 HOLLAND

Acct. No. 112	\$0.00	County
Acct. No. 132	\$76.78	Town/SpecialDist/School
<u>Charge To :</u> 145000 HOLLAND		\$76.78
Relevy School	\$76.78	145001 HOLLAND CENTRAL

RPTL 550(2): DUPLICARE PARCEL UNDER DIFFERENT SBL#
DELETE ENTIRE PARCEL FROM THE TAX ROLL

FISCAL YEAR 2011	Petition No.	212149
ASSESSOR	Cancel	\$84.52

S-B-L 247.00-2-40.2 145000 HOLLAND

Acct. No. 112	\$44.76	County
Acct. No. 132	\$39.76	Town/SpecialDist/School
50020 HOLLAND FIRE DIST #1	\$11.01	
<u>Charge To :</u> 145000 HOLLAND		\$28.75

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL#
DELETE ENTIRE PARCEL FROM THE TAX ROLL

FISCAL YEAR 2012	Petition No.	212150
ASSESSOR	Cancel	\$57.88

S-B-L 247.00-2-40.2 145000 HOLLAND

Acct. No. 112	\$30.54	County
Acct. No. 132	\$27.34	Town/SpecialDist/School
50020 HOLLAND FIRE DIST #1	\$7.38	
<u>Charge To :</u> 145000 HOLLAND		\$19.96

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL#

Acct. No. 132 \$41.20 Town/SpecialDist/School
Charge To : 144401 ANGOLA \$41.20

Relevy Village \$41.20 Village of ANGOLA
RPTL 550(2): FAILED TO APPLY A COLD WAR VET EXEMPTION
REFUND TO BE ISSUED TO: JOSEPH W. & DEANNA PRISHEL

FISCAL YEAR 2012 Petition No. 212155

ASSESSOR Cancel \$557.61

S-B-L 268.00-6-3.1/B 142801 FARNHAM

Acct. No. 112 \$0.00 County
Acct. No. 132 \$557.61 Town/SpecialDist/School
Charge To : 142801 FARNHAM \$557.61

Relevy Village \$557.61 Village of FARNHAM
RPTL 550(2): PROPERTY TAX APPLIED TO THE WRONG SWISS CODE
CANCEL THE PROPERTY TAXES ON THIS SWISS CODE (ADD OMITTED TAX)

FISCAL YEAR 2012 Petition No. 212156

ASSESSOR Cancel \$687.52

S-B-L 283.00-1-8./A 142801 FARNHAM

Acct. No. 112 \$0.00 County
Acct. No. 132 \$687.52 Town/SpecialDist/School
Charge To : 142801 FARNHAM \$687.52

Relevy Village \$687.52 Village of FARNHAM
RPTL 550(2): PROPERTY TAXES APPLIED TO THE WRONG SWISS CODE
CANCEL ALL TAXES FOR THIS PARCEL, CHANGE TO THE RIGHT SWISS CODE

FISCAL YEAR 2012 Petition No. 212157

ASSESSOR Refund \$150.90

S-B-L 79.540-3-45 140200 BUFFALO

Acct. No. 112 \$150.90 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 140200 BUFFALO \$0.00

RPTL 550(2): FAILED TO APPLY A LOW INCOME SENIOR EXEMPTION
REFUND TO BE ISSUED TO: JAMES STEINWORTH

Acct. No. 132 \$57.17 Town/SpecialDist/School
Charge To : 145689 NEWSTEAD \$57.17
Relevy School \$57.17 145601 AKRON CENTRAL
RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: ELAINE ZEITLER

FISCAL YEAR 2012 Petition No. 212162
ASSESSOR Cancel \$1,097.00

S-B-L 56.55-1-1./134 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,097.00 Town/SpecialDist/School
Charge To : 142289 AMHERST \$1,097.00
Relevy School \$1,097.00 142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: SHERRIE CHEIFFETZ

FISCAL YEAR 2011 Petition No. 212163
ASSESSOR Cancel \$221,571.96

S-B-L 141.11-1-1.111 140900 LACKAWANNA

Acct. No. 112 \$221,571.96 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 140900 LACKAWANNA \$0.00

RPTL 550(2): ASSESSOR SPLIT THE FORMER BETHLEHEM STEEL PROPERTY INTO
FOUR PARCELS AND THE TAX AT ISSUE WAS CHARGED TO TRI'S ACCOUNT

FISCAL YEAR 2012 Petition No. 212164
ASSESSOR Cancel \$261,447.25

S-B-L 141.11-1-1.111 140900 LACKAWANNA

Acct. No. 112 \$261,447.25 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 140900 LACKAWANNA \$0.00

RPTL 550(2): ASSESSOR SPLIT THE FORMER BETHLEHEM STEEL PROPERTY INTO
FOUR PARCELS AND THE TAX AT ISSUE WAS CHARGED TO TRI'S ACCOUNT

FISCAL YEAR 2012 Petition No. 212165

ASSESSOR Cancel \$502.00

S-B-L 125.11-2-5 146800 WEST SENECA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$502.00	Town/SpecialDist/School
<u>Charge To :</u>	146800 WEST SENECA	\$502.00	
	Relevy School	\$502.00	146801 WEST SENECA CENT

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: FREDERICK & SANDRA KOHR

FISCAL YEAR 2012 Petition No. 212166

ASSESSOR Cancel \$8,056.53

S-B-L 104.06-1-3.11 145201 DEPEW

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$8,056.53	Town/SpecialDist/School
<u>Charge To :</u>	145201 DEPEW	\$8,056.53	
	Relevy School	\$8,056.53	143007 DEPEW UNION-CHEEK

RPTL 550(7): PROPERTY IS A IDA ROLL SECTION 8

FISCAL YEAR 2012 Petition No. 212167

ASSESSOR Cancel \$929.38

S-B-L 24.13-2-45 144600 GRAND ISLAND

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$929.38	Town/SpecialDist/School
<u>Charge To :</u>	144600 GRAND ISLAND	\$929.38	
	Relevy School	\$929.38	144601 GRND ISLN CENTRAL

RPTL 550(2): FAILED TO APPLY A LOW INCOME SENIOR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JAN & CHRISTINE STANCZYK

FISCAL YEAR 2012 Petition No. 212168

ASSESSOR Cancel \$194.94

S-B-L 24.09-1-41 144600 GRAND ISLAND

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$194.94	Town/SpecialDist/School
<u>Charge To :</u>	144600 GRAND ISLAND	\$194.94	

Relevy School \$194.94 144601 GRND ISLN CENTRAL

RPTL 550(2): ERROR IN THE COMPUTATION OF A RELEVIED SCHOOL
NEW TAX BILL TO BE ISSUED TO: BETTY A PHILLIPS

FISCAL YEAR 2012 Petition No. 212169

ASSESSOR Cancel \$567.00

S-B-L 24.19-2-41 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 \$567.00 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$567.00
Relevy School \$567.00 144601 GRND ISLN CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: PATRICIA BOWMAN

FISCAL YEAR 2012 Petition No. 212170

ASSESSOR Cancel \$567.00

S-B-L 37.03-3-17.211 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 \$567.00 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$567.00
Relevy School \$567.00 144601 GRND ISLN CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JAMES & SHELLY L PARKS

FISCAL YEAR 2012 Petition No. 212171

ASSESSOR Cancel \$505.00

S-B-L 308.00-2-6.31 143889 CONCORD

Acct. No. 112 \$0.00 County
Acct. No. 132 \$505.00 Town/SpecialDist/School
Charge To : 143889 CONCORD \$505.00
Relevy School \$505.00 143801 SPRING-GRIFFITH

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JOYCE LIS

FISCAL YEAR 2012 Petition No. 212172

ASSESSOR Cancel \$867.07

S-B-L 103.05-14-15 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$867.07 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$867.07
Relevy School \$867.07 143002 CHEEK. UNION #2

RPTL 550(2): OMITTED TAX APPLIED TO BE ISSUED
NEW TAX BILL TO BE ISSUED TO: CHARLEEN P SELICK

FISCAL YEAR 2012 Petition No. 212173

ASSESSOR Cancel \$405.65

S-B-L 202.00-3-17 146600 WALES

Acct. No. 112 \$0.00 County
Acct. No. 132 \$405.65 Town/SpecialDist/School
Charge To : 146600 WALES \$405.65
Relevy School \$405.65 145001 HOLLAND CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: EDWARD J. KIBLER

FISCAL YEAR 2012 Petition No. 212174

ASSESSOR Cancel \$1,836.67

S-B-L 60.03-1-4 145689 NEWSTEAD

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,836.67 Town/SpecialDist/School
Charge To : 145689 NEWSTEAD \$1,836.67
Relevy School \$1,836.67 143201 CLARENCE CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR & AGED EXEMPTION
NEW TAX BILL TO BE ISSUED TO: LUCIANNE TEE

FISCAL YEAR 2012 Petition No. 212175

ASSESSOR Cancel \$1,359.91

S-B-L 20.03-2-23 145689 NEWSTEAD

Acct. No. 112 \$0.00 County

Charge To : Acct. No. 132 \$1,359.91 Town/SpecialDist/School
145689 NEWSTEAD \$1,359.91
Relevy School \$1,359.91 145601 AKRON CENTRAL

RPTL 550(2): INCORRECT CALCULATION OF AN AGED EXEMPTION
NEW TAX BILL TO BE ISSUED TO: MONICA MUGGLEBERG

FISCAL YEAR 2012 Petition No. 212176

ASSESSOR Cancel \$960.00

S-B-L 47.00-1-1.112 145689 NEWSTEAD

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$960.00 Town/SpecialDist/School
145689 NEWSTEAD \$960.00
Relevy School \$960.00 145601 AKRON CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: THADDEUS KOCIENCKI

FISCAL YEAR 2012 Petition No. 212177

ASSESSOR Cancel \$960.00

S-B-L 32.00-4-4 145689 NEWSTEAD

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$960.00 Town/SpecialDist/School
145689 NEWSTEAD \$960.00
Relevy School \$960.00 145601 AKRON CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: THOMAS SCHUMACHER

FISCAL YEAR 2012 Petition No. 212178

ASSESSOR Cancel \$960.00

S-B-L 21.00-2-21 145689 NEWSTEAD

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$960.00 Town/SpecialDist/School
145689 NEWSTEAD \$960.00
Relevy School \$960.00 145601 AKRON CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JACK MAGES

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$9,865.54	Town/SpecialDist/School
<u>Charge To :</u>	145601 AKRON	\$9,865.54	
	Relevy School	\$9,865.54	145601 AKRON CENTRAL

RPTL 550(2): FAILED TO APPLY AN ECIDA EXEMPTION
BILLED UNDER THE PILOT AGREEMENT

FISCAL YEAR 2012 Petition No. 212183

ASSESSOR Cancel \$895.56

S-B-L 60.00-1-17 145689 NEWSTEAD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$895.56	Town/SpecialDist/School
<u>Charge To :</u>	145689 NEWSTEAD	\$895.56	
	Relevy School	\$895.56	143201 CLARENCE CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: CHARLES DELAUNDERS

FISCAL YEAR 2012 Petition No. 212184

ASSESSOR Cancel \$505.00

S-B-L 335.19-3-24 143889 CONCORD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$505.00	Town/SpecialDist/School
<u>Charge To :</u>	143889 CONCORD	\$505.00	
	Relevy School	\$505.00	143801 SPRING-GRIFFITH

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: GEETRUDIA A GAST & LEANNA BELLANTI

FISCAL YEAR 2012 Petition No. 212185

ASSESSOR Cancel \$435.69

S-B-L 153.14-3-12 146089 ORCHARD PARK

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$435.69	Town/SpecialDist/School
<u>Charge To :</u>	146089 ORCHARD PARK	\$435.69	
	Relevy School	\$435.69	146001 ORCH PARK CENTRAL

RPTL 550(2): ERROR IN THE COMPUTATION OF A LOW-INCOME SENIOR EXEMPT.

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$960.00	Town/SpecialDist/School
<u>Charge To :</u>	145689 NEWSTEAD	\$960.00	
	Relevy School	\$960.00	145601 AKRON CENTRAL

RPTL 550(2): FAILED TO APPLY AN ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: RICHARD KASPEREK

FISCAL YEAR	2012	Petition No.	212190
	ASSESSOR	Cancel	\$1,944.39

S-B-L 61.00-4-13 145689 NEWSTEAD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,944.39	Town/SpecialDist/School
<u>Charge To :</u>	145689 NEWSTEAD	\$1,944.39	
	Relevy School	\$1,944.39	145601 AKRON CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR & AGED EXEMPTION
NEW TAX BILL TO BE ISSUED TO: GERALDINE MILLER

FISCAL YEAR	2012	Petition No.	212191
	ASSESSOR	Cancel	\$960.00

S-B-L 74.00-3-25 145689 NEWSTEAD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$960.00	Town/SpecialDist/School
<u>Charge To :</u>	145689 NEWSTEAD	\$960.00	
	Relevy School	\$960.00	145601 AKRON CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: DONALD HOLMES

FISCAL YEAR	2012	Petition No.	212192
	ASSESSOR	Cancel	\$1,091.98

S-B-L 305.00-1-17 143889 CONCORD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,091.98	Town/SpecialDist/School
<u>Charge To :</u>	143889 CONCORD	\$1,091.98	
	Relevy School	\$1,091.98	145801 NORTH COLLINS CENT

RPTL 550(2): FAILED TO APPLY AN AGRI. EXEMPTION
NEW TAX BILL TO BE ISSUED TO: DOROTHY M LAFAUVE & FRANKLIN WONG

FISCAL YEAR 2012 Petition No. 212193

 ASSESSOR Cancel \$1,290.15

S-B-L 81.12-3-8.1 142289 AMHERST

Charge To : Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,290.15 Town/SpecialDist/School
 142289 AMHERST \$1,290.15
 Relevy School \$1,290.15 142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY AN AGED EXEMPTION
NEW TAX BILL TO BE ISSUED TO: MICHAEL ABRAMS

FISCAL YEAR 2012 Petition No. 212194

 ASSESSOR Cancel \$1,031.83

S-B-L 27.14-1-8 142289 AMHERST

Charge To : Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,031.83 Town/SpecialDist/School
 142289 AMHERST \$1,031.83
 Relevy School \$1,031.83 142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY A LOW-INCOME SENIOR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: BETTY INGALSBE

FISCAL YEAR 2012 Petition No. 212195

 ASSESSOR Cancel \$615.00

S-B-L 80.06-7-12 142289 AMHERST

Charge To : Acct. No. 112 \$0.00 County
 Acct. No. 132 \$615.00 Town/SpecialDist/School
 142289 AMHERST \$615.00
 Relevy School \$615.00 142201 AMHERST CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JOHN A & SUSAN M POLVINO

FISCAL YEAR 2012 Petition No. 212196

 ASSESSOR Cancel \$548.00

S-B-L 55.16-1-11

142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$548.00	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$548.00	
	Relevy School	\$548.00	142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: CHRISTOPHER F & ANGELA L BLERSCH

FISCAL YEAR 2012 Petition No. 212197

ASSESSOR Cancel \$509.00

S-B-L 143.12-4-40

146800 WEST SENECA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$509.00	Town/SpecialDist/School
<u>Charge To :</u>	146800 WEST SENECA	\$509.00	
	Relevy School	\$509.00	146801 WEST SENECA CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: DANIEL & SUSAN FRONTERA

FISCAL YEAR 2012 Petition No. 212198

ASSESSOR Cancel \$897.19

S-B-L 143.07-2-49.1

146800 WEST SENECA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$897.19	Town/SpecialDist/School
<u>Charge To :</u>	146800 WEST SENECA	\$897.19	
	Relevy School	\$897.19	146801 WEST SENECA CENT

RPTL 550(2): FAILED TO APPLY AN AGED EXEMPTION
NEW TAX BILL TO BE ISSUED TO: SANDRA POWERS

FISCAL YEAR 2012 Petition No. 212201

Cancel \$548.00

S-B-L 27.18-1-29

36 JOANIE LANE

142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$548.00	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$548.00	
	Relevy School	\$548.00	142203 WILLIAMSVILLE CENT

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$234.12	Town/SpecialDist/School
<u>Charge To :</u>	146600 WALES	\$234.12	
	Relevy School	\$234.12	145001 HOLLAND CENTRAL

EDUCATION EXEMPTION REMOVED IN ERROR

FISCAL YEAR	2012	Petition No.	212206
		Cancel	\$427.71

S-B-L 70.18-4-1 8299 VERNON CI 143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$427.71	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$427.71	
	Relevy School	\$427.71	143201 CLARENCE CENTRAL

STAR EXEMPTION REMOVED IN ERROR

FISCAL YEAR	2012	Petition No.	212207
		Cancel	\$4,396.25

S-B-L 30.00-4-41.12 9760 COUNTY RD 143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$4,396.25	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$4,396.25	
	Relevy School	\$4,396.25	143201 CLARENCE CENTRAL

RELEVIED SCHOOL TAX WAS PAID ADJUST BILL.

FISCAL YEAR	2012	Petition No.	212208
		Cancel	\$510.00

S-B-L 113.15-3-3.111/50 20 BROOKFIELD 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$510.00	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$510.00	
	Relevy School	\$510.00	143001 CHEEKTO. CENTRAL

STAR EXEMPTION MISSED

FISCAL YEAR	2012	Petition No.	212209
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Cancel \$872.46

S-B-L 186.05-1-2 27 GREENWOOD 146089 ORCHARD PARK

Acct. No. 112 \$0.00 County
Acct. No. 132 \$872.46 Town/SpecialDist/School
Charge To : 146089 ORCHARD PARK \$872.46
Relevy School \$872.46 146001 ORCH PARK CENTRAL

ASSESSED VALUE IS INCORRECT.

FISCAL YEAR 2012 Petition No. 212211

Cancel \$548.00

S-B-L 28.08-5-6 26 CAROLILLY C 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$548.00 Town/SpecialDist/School
Charge To : 142289 AMHERST \$548.00
Relevy School \$548.00 142203 WILLIAMSVILLE CENT

BASIC STAR MISSED ON TAX BILL

FISCAL YEAR 2012 Petition No. 212212

Cancel \$26,463.53

S-B-L 70.09-1-11.2 7770 TRANSIT RD 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$26,463.53 Town/SpecialDist/School
Charge To : 142289 AMHERST \$26,463.53
Relevy School \$26,463.53 142203 WILLIAMSVILLE CENT

PROPERTY OWNED BY IDA

FISCAL YEAR 2012 Petition No. 212213

Cancel \$417.25

S-B-L 47.49-1-20.1 12 CLINTON ST 145689 NEWSTEAD

Acct. No. 112 \$0.00 County
Acct. No. 132 \$417.25 Town/SpecialDist/School
Charge To : 145689 NEWSTEAD \$417.25
Relevy School \$417.25 145601 AKRON CENTRAL

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$848.21	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$848.21	
	Relevy School	\$848.21	142203 WILLIAMSVILLE CENT

INCORRECT ASSESSMENT USED APPLY CREDIT TO TAX BILL

FISCAL YEAR	2012	Petition No.	212218
		Cancel	\$1,489.46

S-B-L 16.00-3-25.11 1025 NEW RD 142289 AMHERST

	Acct. No. 112	\$245.23	County
	Acct. No. 132	\$1,244.23	Town/SpecialDist/School
	22029 SWORMSVILE FIRE PROTECTION	\$66.02	
	22578 EC CONS SEWER C/CSSD	\$7.55	
	22745 EC CONS DRAIN DIST/CDD	\$8.92	
<u>Charge To :</u>	142289 AMHERST	\$1,161.74	
	Relevy School	\$956.02	142203 WILLIAMSVILLE CENT

ASSESSED VALUE WAS LOWERED. REFUND TO HOME OWNER

FISCAL YEAR	2012	Petition No.	212219
		Cancel	\$866.21

S-B-L 16.00-3-25.211 1023 NEW RD 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$866.21	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$866.21	
	Relevy School	\$866.21	142203 WILLIAMSVILLE CENT

ASSESSED VALUE LOWERED REFUND TO HOMEOWNER

FISCAL YEAR	2012	Petition No.	212220
		Cancel	\$641.58

S-B-L 72.07-1-18 10840 MAIN ST 143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$641.58	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$641.58	
	Relevy School	\$641.58	143201 CLARENCE CENTRAL

<u>Charge To :</u>	Acct. No. 132	\$55,171.61	Town/SpecialDist/School
	142289 AMHERST		\$55,171.61
	Relevy School	\$55,171.61	142207 SWEET HOME CENTRAL

IDA WHOLLY EXEMPT FROM TAXES

FISCAL YEAR	2012	Petition No.	212225
		Cancel	\$1,217.88

S-B-L 237.00-1-6 2119 HEMLOCK 144000 EDEN

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,217.88	Town/SpecialDist/School
	144000 EDEN		\$1,217.88
	Relevy School	\$1,217.88	144001 EDEN CENTRAL

COMPUTER ERROR CREDIT ON SCHOOL BILL

FISCAL YEAR	2012	Petition No.	212226
		Cancel	\$0.00

S-B-L 28.11-1-64.111/M 150 CROSSPOINT 142289 AMHERST

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
	142289 AMHERST		\$0.00

ASSESSED VALUE SHOULD BE \$5,892,000 NOT \$5,982,000.

FISCAL YEAR	2012	Petition No.	212227
		Cancel	\$352.84

S-B-L 335.20-1-2 5 E MAIN ST 143801 SPRINGVILLE

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$352.84	Town/SpecialDist/School
	143801 SPRINGVILLE		\$352.84
	Relevy School	\$352.84	143801 SPRING-GRIFFITH

CANCEL TAXES PER SECTION 12-1.0 OF THE ERIE COUNTY TAX ACT
NO CHARGEBACK

FISCAL YEAR	2012	Petition No.	212228
		Cancel	\$633.81

S-B-L 134.19-3-37 65 WOODLANE D 146800 WEST SENECA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$633.81	Town/SpecialDist/School
<u>Charge To :</u>	146800 WEST SENECA	\$633.81	
	Relevy School	\$633.81	146801 WEST SENECA CENT

AGED EXEMPTION MISSED ON TAX BILL

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.

(6-0)

3. COMM. 15M-12 (2012)

CITY OF BUFFALO DEPARTMENT OF ASSESSMENT & TAXATION

RESOLVED, the Erie County Legislature hereby acknowledges receipt of the 2013 Transit Mall Service Charge Rolls.

(6-0)

4. COMM. 16E-5 (2012)

COUNTY EXECUTIVE

WHEREAS, the Department of Public Works and Division of Budget and Management have been reviewing capital projects and have identified a number of projects where work has been completed and are ready to wholly or partially close; and

WHEREAS, based on a review by the Division of Budget and Management and the Comptroller's Office, a balance totaling \$1,082,420.09 for 2012 is available for closing; and

WHEREAS, all of the projects have outstanding principal and interest payments and New York State Local Finance Law requires utilization of remaining project balances for the payment of the outstanding principal and interest related to these capital projects; and

WHEREAS, the Division of Budget and Management and Comptroller's Office have identified ten capital projects which are eligible to be closed, but which maintain negative balances reflecting that they were underfunded in prior years; and

WHEREAS, prior to closing, it is necessary to transfer \$1,055,947.95 to close these underfunded projects.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided to wholly or partially close the following 54 capital projects in Funds 420, 410, 480 and 511 and to transfer available funds to Fund 310 Debt Service, to be utilized to assist in the payment of the outstanding principal and interest payments

related to these capital projects in 2012 and to transfer \$1,055,947.95 of the balance to under-funded prior year accounts to enable their closure:

Fund	WBS Element	Project Name	Balance
420	B.00022	01 N. French Road (CR 299) Design	\$2,118.09
420	B.00045	02 Bullis Road Bridge Recons	\$3,045.12
420	B.00046	02 Hall Road Bridge Reconstruction	\$3,283.52
420	B.00152	06 Kenmore Avenue Design	\$6,401.44
420	B.00161	2006 Rapids Road/Beeman Creek	\$923.28
420	B.00162	2006 Mill Street/Catt Creek	\$627.83
420	B.00167	'07 Road Reconstruction Proj	\$11,943.22
420	B.00176	07 Harris Hill @Wehrle&Pleas	\$11,078.52
420	B.00177	07 Seneca St Br Reconstruction	\$15,287.31
420	B.00178	07 Cemetery Rd Br Reconstruction	\$13,806.35
420	B.00208	2008 Pavement Rd Br Design	\$812.14
420	B.00209	2008 Cedar St Br Design	\$2,866.37
420	B.00212	2008 Rapids Rd Br Design	\$1,433.19
420	B.00213	2008 Lake Avenue Br Design	\$955.46
420	B.00214	2008 Abbott Rd Br Design	\$764.36
420	B.00215	2008 Freeman Rd Br ROW	\$90.77
420	B.11010	2011 Abbott Rd Br Design-Fed	\$7,220.73
420	B.11011	2011 Pavement Rd Br Design-Fed	\$3,184.15
420	B.11014	2011 Harris Hill Intersection	\$1,504.32
420	B.11015	2011 Colvin Signals Design-Fed	\$1,504.32
420	B.11016	2011 Seneca St Br ROW-Fed Aid	\$100.28
420	B.11018	2011 Mill St Br ROW-Fed Aid	\$501.41
420	B.11019	2011 Harris Hill Intersection	\$1,002.81
420	B.11020	2011 Maple Rd Intersections	\$310.87
420	B.11021	2011 Colvin Signals ROW-Fed	\$1,002.81
420	B.20903	2009 Parkview Rd. Bridge-Con	\$32,347.32
420	B.20904	2009 Cemetery Road Bridge	\$29,580.95
420	B.20906	2009 Freeman Road Bridge - R	\$477.73
420	B.20908	2009 Pavement Road Bridge-ROW	\$14,269.74
420	B.20912	2009 Freeman Road Bridge-Des	\$6,210.46
420	B.20914	2009 Mill St Bridge - Design	\$7,643.65
420	B.20915	2009 Pavement Rd Bridge - De	\$2,054.23
420	B.20925	09 Greiner/ Shimmerville Intersection	\$28,663.72
420	B.20927	2009 Youngs/Aero Intersection	\$23,695.34
420	B.20928	2009 North Forest Rd-Constru	\$83,029.21
420	B.20929	2009 Pavement Road Bridge-Co	\$14,269.74
420	B.20931	2009 Seneca St Bridge-Constr	\$8,216.93
420	B.20933	2009 Clarence Center Rd Brid	\$9,860.32

420	B.20934	2009 Elmwood Avenue	5757.87	\$12,454.39
420	B.20936	2009 Rapids Road Bridge-Design		\$8,408.03
420	B.21003	2010 Como Park Blvd Construc		\$5,732.75
420	B.21006	2010 Maple Rd Intersection C		\$58,343.07
420	B.21009	2010 Seneca St Bridge Construction		\$53,027.87
420	B.21010	2010 Pavement Rd Bridge Cons		\$31,243.45
420	B.21012	2010 Elmwood Avenue Signals		\$1,528.73
420	B.21014	2010 Cedar St Bridge Design		\$5,350.56
420	B.21015	2010 Pavement Rd Bridge Design		\$1,743.71
410	A.00020	00 ECSD #5 SP Lake		879.03
410	A.00085	03 Masterplan for Jail Management		64,014.54
410	A.00096	Emery Park Water Lines - Phase III		48,256.20
410	A.00333	08 Roof Replacement Holding Center		238,864.26
410	D.09103	03 Cap Lab & Tech Equip- Countywide		175,051.76
480	E.00036	97 Spring Student Ctr & Food		14,949.10
480	E.00041	98 ECC North Spring Student Center		10,484.63
Total				\$1,082,420.09

and be it further

RESOLVED, that the following underfunded capital projects in Funds 410, 420, 480 and 511 with negative balances are hereby closed after funds are transferred to effectuate their closure:

Fund	Account #	Project Name	Balance
420	B.20926	09 Harris Hill/ Wehrle Intersection	(\$16,016.80)
410	A.00050	02 Roof Replacement & Waterproofing	(\$173,674.04)
410	A.21015	2010 Demolition of Properties ECMCC	(\$355,812.43)
480	E.00004	ECC South Athletic Field Bleachers	(\$16,856.07)
480	E.00005	01 ECC Parking Lot and Roadway Renovations	(\$215,180.38)
480	E.00063	06 ECC Purchase Misc Equip	(\$4,740.00)
480	E.08999	Balancing Project	(\$187,834.25)
511	G.00017	Equipment Purchase	(\$4,377.00)
511	G.00058	06 Capital Transfer	(\$1,750.00)
511	G.09026	05 Hospital Clinic	(\$79,706.98)
Total			(\$1,055,947.95)

and be it further

RESOLVED, that the following adjustments are hereby authorized:

Account	Increase/ (Decrease)
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Debt Service Fund 310 – Revenue	
17200 General Debt	
486010 Residual Equity Transfers In	\$1,055,948
486000 Interfund Revenue Subsidy	(\$1,055,948)
	Increase/ (Decrease)
<hr/>	
General Fund 110 – Expense	
14020 County-Wide Interfund Accounts	
570050 Interfund Transfers Capital	\$1,055,948
570040 Interfund Subsidy-Debt Service	(\$1,055,948)

and be it further

RESOLVED, that the remaining \$26,472.14 difference between the closed capital accounts and the amount transferred to the underfunded projects shall be transferred to the Debt Service Fund 310 and be held in debt reserve for future use; and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management and the Comptroller's Office to make any and all budgetary and financial entries required to implement these transfers and funds utilization; and be it further

RESOLVED, that the County hereby memorializes and notes that the whole or partial closing of capital projects will provide available funds in 2013, 2014, 2015 and 2016 and future years to help defray debt service expenses associated with Fund 310.
(6-0)

5. COMM. 16E-14 (2012)
COMPTROLLER

WHEREAS, under U.S. Government Accountability Office Government Auditing Standards, the Erie County Comptroller's Office is required to conduct an external quality review of its Division of Audit and Control; and

WHEREAS, the last such review of the Division of Audit and Control was completed in January 2010 for the period January 1, 2006 to December 31, 2008; and

WHEREAS, on June 1, 2012, this office released a request for proposals ("RFP") and disseminated such request to twenty one (21) accounting firms; and

WHEREAS, upon the close of the response period on July 13, 2012, six (6) firms responded to the RFP, up from four in 2009; and

WHEREAS, following a review of the responses from Amato, Fox & Co. PC, Clifford Accounting Services, LLC, Freed Maxick; Buffamante Whipple Buttafaro; The Bonadio Group; and Honkamp Krueger, our office selected The Bonadio Group, a professional services accounting and auditing firm which conducted the County's external quality review in 2007; and

WHEREAS, in order to start the review, and pursuant to Section 19.08 of the Erie County Administrative Code, legislative approval of a contract/engagement letter with The Bonadio Group is necessary.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the Erie County Comptroller's engagement of The Bonadio Group to perform an external quality review of the Comptroller's Division of Audit and Control at a cost of no more than \$8,000; and be it further

RESOLVED, that certified copies of this resolution be transmitted to the Erie County Comptroller, Director of Budget and Management, and the County Attorney's Office.
(6-0)

**TIMOTHY R. HOGUES
CHAIR**

Item 29 – MR. McCracken presented the following report and moved for immediate consideration and approval. MR. HOGUES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 223

October 4, 2012	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 11
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ALL MEMBERS PRESENT.

CHAIR GRANT PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO 14-4 (2011)
MILLER-WILLIAMS, WHYTE, KOZUB, GRANT & MARINELLI: "Requesting National Fuel Executives Continue to Meet with Members of (PUSH) & Other Interested Community Based Organizations to Discuss Increasing the Number of Homes Eligible for Weatherization Funds Through Their Conservation Incentive Program"
(5-0) Chair Grant not present for vote.
 - b. COMM. 16E-3 (2012)
COMPTROLLER: "Letter to Executive Director of ECWA Concerning Audit of ECWA"
(5-0) Chair Grant not present for vote.

c. COMM. 16M-4 (2012)
NYSDEC: "Fact Sheet: DEC Certifies Cleanup Requirements Achieved at State Superfund (SSF) Site Known as 318 Urban Street"
(5-0) Chair Grant not present for vote.

2. COMM. 14M-4 (2012)
DIANE B. HELD
RESOLVED, the Erie County Legislature hereby reappointments Diane B. Held to the EC Agricultural & Farmland Protection Board for a term expiring May 31, 2015.
(5-0) Chair Grant not present for vote.

3. COMM. 16E-6 (2012)
COUNTY EXECUTIVE
RESOLVED, the Erie County Legislature hereby confirms the appointments of the following individuals to the EC Fisheries Advisory Board for a term ending December 31, 2014.

Gerald May, Sr.
5858 Lakecrest Drive
Lake View, NY 14085

Paul J. Stoos
1845 Clinton Street
Buffalo, NY 14206

(5-0) Chair Grant not present for vote.

4. COMM. 16E-12 (2012)
COUNTY EXECUTIVE
WHEREAS, The Erie County Department of Parks, Recreation and Forestry has contracted with an outside vendor for a number of years to operate the concession area at Chestnut Ridge Park; and

WHEREAS, the concessionaire has provided food and refreshments for park patrons to enjoy throughout the fall and winter seasons; and

WHEREAS, Louie's Pizza of Kenmore, NY provided the best proposal for service, as well as the highest revenue fee for the County of Erie.

NOW, THEREFORE, BE IT

RESOLVED, The Erie County Executive is authorized to enter into an agreement with Louie's Pizza for operation of the concession stand at Chestnut Ridge Park; and be it further

RESOLVED, The Erie County Parks Department will receive \$6,000.00 in revenue annually from Louie's Pizza for the length of the contract; and be it further

RESOLVED, that certified copies of this Resolution be sent to the Erie County Executive, the Commissioner of Parks, Recreation and Forestry and the Erie County Department of Law.
(5-0) Chair Grant not present for vote.

TERRENCE D. McCRACKEN
CHAIR

Item 30 – MS. MARINELLI presented the following report and moved for immediate consideration and approval. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 224

October 4, 2012	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT.

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 16M-1 (2012)
BUFFALO & EC PUBLIC LIBRARY: “Proposed Agenda for Meeting Held 9/20/2012”
(5-0)

**LYNN M. MARINELLI
CHAIR**

LEGISLATOR RESOLUTIONS

Item 31 – MR. MAZUR presented the following resolution and moved for immediate consideration and approval. MR. McCRACKEN seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 225

RE: Agricultural District No. 1 - Alden
Newstead Recertification
(INTRO 17-1)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS McCRACKEN & MILLS**

WHEREAS, Agricultural District #1 – Alden Newstead (the “district”) was initially created on November 19, 1972 pursuant to New York State Agriculture and Markets Law (“Agriculture and Markets Law”) Section 303; and

WHEREAS, Agricultural District #1 – Alden Newstead has been recertified every eight years thereafter pursuant to Agriculture and Markets Law Section 303-a(1); and

WHEREAS, pursuant to Agriculture and Markets Law Sections 303-a(2) the Erie County Legislature gave the required public notice, direct the Erie County Agricultural and Farmland Protection Board to prepare report a on the district and set a public hearing for June 4, 2012; and

WHEREAS, pursuant to Agriculture and Markets Law Section 303-a(2)(a) the Erie County Legislature published a public notice and hearing notice in a newspaper having a general circulation within the district; and

WHEREAS, pursuant to Agriculture and Markets Law Section 303-a(2)(c) on June 4, 2012 at 6:30 p.m. a public hearing was held at Alden Town Hall, 3311 Wende Road, Alden, New York to consider recertification of the district; and

WHEREAS, pursuant to Agriculture and Markets Law Section 303-a(2)(b) the Erie County Agricultural and Farmland Protection Board reviewed the district, prepared a report to the Erie County Legislature and voted unanimously on June 4, 2012 to recommend that the district be continued without modification; and

WHEREAS, the district has been reviewed in accordance with the New York State Environmental Quality Review Act of 1975 and adopted review procedures and the criteria set forth in Part 617; and

WHEREAS, it has been determined that the continuation of the district will not have a significant effect on the environment.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature finds that Agricultural District #1 – Alden Newstead should be continued without modification as recommended by the Erie County Agricultural and Farmland Protection Board; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Commissioner of Environment and Planning, the Director of Real Property Tax Services and the Alden, Clarence, and Newstead Town Supervisors; and be it further

RESOLVED, that the Commissioner of Environment and Planning send a certified copy of this resolution along with the Erie County Agricultural and Farmland Protection Board district review plan to the Commissioner of New York State Department of Agriculture and Markets for certification.

Item 32 – MR. MAZUR presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 226

RE: Encouraging Increased Voter
Participation through Voter Education &
Outreach
(INTRO 17-2)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATOR GRANT**

WHEREAS, exercising the right to vote is one of our most cherished rights as citizens of the United States; and

WHEREAS, across the country, a number of states and communities are grappling with complex, sometimes controversial, changes in election law; and

WHEREAS, our neighboring state of Pennsylvania is one such example, where just last week a Commonwealth Court Judge ruled that Pennsylvania's new voter ID requirement cannot take effect this election as the state had not – to the judge's satisfaction – eased the process for voters to obtain identification prior to Election Day, November 6, 2012; and

WHEREAS, nationwide, media attention surrounding various changes in election laws – particularly those changes that could result in voter suppression – may be a source of consternation to voters in New York State and Erie County who are not sure if these rule changes apply to them; and

WHEREAS, New York State has promulgated its own set of laws that govern balloting and elections, and constituents often call the offices of county legislators with very specific, and sometimes technical, questions about voting; and

WHEREAS, these questions seek clarification on the rules governing voting by absentee ballot – whether by mail or in-person prior to Election Day; overseas ballots, particularly those filled out by our deployed military; the circumstances that constitute the need for an affidavit ballot or an emergency ballot; changes in polling places, especially due to the consolidation of some election districts; handicapped accessibility, and other matters of concern or interest to Erie County voters; and

WHEREAS, the citizens of Erie County and their elected representatives in the Erie County Legislature would benefit from a joint presentation by both Elections Commissioners to describe the education and outreach efforts employed by the Erie County Board of Elections to clarify the aforementioned situations in order to maximize voter participation.

NOW, THEREFORE, BE IT

RESOLVED, that both the Democratic Commissioner and the Republican Commissioner of the Erie County Board of Elections be invited to the next meeting of the Government Affairs Committee to speak on the aforementioned topics; and be it further

RESOLVED, that the Clerk of the Legislature is hereby authorized to forward certified copies of this resolution to Commissioner Dennis Ward, Commissioner Ralph Mohr, County Executive Poloncarz, and all others deemed necessary and proper.

MR. MAZUR moved to amend the resolution by including Et Al Sponsorship. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

MR. MAZUR moved to approve the resolution as amended. MR. HOGUES seconded.

CARRIED UNANIMOUSLY.

Item 33 – MR. MAZUR presented the following resolution and moved for immediate consideration and approval. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 227

RE: Surplus Authorization, Pine Hill
Education Center
(INTRO 17-3)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATOR MAZUR**

WHEREAS, staff of the Pine Hill Education Center, part of the Cheektowaga Central School District, has indicated a desire to utilize several Erie County surplus items; and

WHEREAS, such a reuse strategy is cost-effective for Pine Hill in that the purchase of new items can be avoided with said transfer; and

WHEREAS, authorization of the Erie County Legislature is necessary in order to effectuate the transfer of Erie County surplus property.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature finds it cost-effective that the Erie County Department of Purchase and the Pine Hill Education Center have worked together concerning the transfer of Erie County surplus property to Pine Hill, employing a reuse strategy to save money; and be it further

RESOLVED, that the Erie County Legislature authorizes the transfer of the following surplus items to the Pine Hill Education Center, 1635 E. Delevan Ave., Cheektowaga, NY 14215:

<u>Quantity:</u>	<u>Item:</u>
Two (2)	Blackboards, 4 ft. by 6 ft.
Two (2)	Mounting Frames for blackboards
Two (2)	Hoops

and be it further

RESOLVED, that the Clerk of the Legislature is directed to forward certified copies of this resolution to the County Executive and the Department of Purchase.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 34 – MR. MAZUR moved to discharge the GOVERNMENT AFFAIRS COMMITTEE of further consideration of COMM. 15E-29 (2012). MR. LOUGHRAN seconded.

CHAIR GRANT directed that a roll-call vote be taken.

AYES: CHAIR GRANT, MR. HOGUES, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR and MR. McCracken. NOES: MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS and MR. RATH. (AYES: 6; NOES: 5)

CARRIED.

RESOLUTION NO. 228

RE: Personnel Adjustment - Senior Offset
Machine Operator - Division of
Information & Support Services
(COMM. 15E-29, 2012)

WHEREAS, the Erie County Division of Information and Support Services Print Shop provides printing and copy services for Erie County government; and

WHEREAS, a full time Print Shop Laborer was on sick leave for the entirety of 2012 and has subsequently retired, leaving a gap requiring overtime expense; and

WHEREAS, the Print Shop has been unable to meet demand for print and copy services due to the vacancy in the position; and

WHEREAS, the needs within the Print Shop would be better served by a part time Senior Offset Machine Operator; and

WHEREAS, by deleting the vacant full time Laborer title and adding a part time Senior Offset Machine Operator title, the Division of Information and Support Services will immediately have more flexibility for deployment of resources to provide print services while simultaneously working to reduce overtime expense.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the deletion of the vacant full time position of Laborer, Job Group 3, Step B (position number 5545) in the Division of Information and Support Services and the addition of one part time Senior Offset Machine Operator, Job Group 5, Step 0 (B-100 #6952); and be it further

RESOLVED, that the Division of Budget and Management and the Department of Personnel are authorized to make the necessary budgetary and personal services adjustments for this request; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Personnel, the Division of Budget and Management, and the Division of Information and Support Services.

MR. MAZUR moved to approve the item. MS. MARINELLI seconded.

MR. HARDWICK moved to send the item to committee for further consideration. MR. LORIGO seconded.

CHAIR GRANT directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS and MR. RATH.
NOES: CHAIR GRANT, MR. HOGUES, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR and MR. McCRACKEN. (AYES: 5; NOES: 6)

FAILED.

CHAIR GRANT moved the previous question, and directed that a roll-call vote be taken.

AYES: CHAIR GRANT, MR. HOGUES, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR and MR. McCRACKEN. NOES: MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS and MR. RATH. (AYES: 6; NOES: 5)

CARRIED.

SUSPENSION OF THE RULES

Item 35 – MR. MAZUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 17D-5 from the COMMISSIONER OF ENVIRONMENT & PLANNING Re: Buffalo Erie Niagara Land Improvement Corporation Board of Directors Meeting Notice

CHAIR GRANT directed that the item be Received and Filed.

GRANTED.

Item 36 – MR. MAZUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 17E-13 from the COUNTY EXECUTIVE Re: Appointments to the MBE/WBE Utilization Advisory Board

Received and referred to the MINORITY & WOMEN BUSINESS ENTERPRISE COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COMPTROLLER

Item 37 – (COMM. 17E-1) Letter of Response Concerning 2012 Capital Borrowing - Proceeds & Costs of Issuance

Item 38 – (COMM. 17E-2) Copy of Apportionment & Distribution of the Net Collections from the Local 4.75% Sales & Compensating Use Tax for EC for the Months of June, July & August 2012

The above two items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE SHERIFF

Item 39 – MR. MAZUR presented the following resolution and moved for immediate consideration and approval. MR. McCRACKEN seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 229

RE: ECSO - Donations
(COMM. 17E-3)

WHEREAS, pursuant to County Law, all donations must be approved and accepted by the Erie County Legislature; and

WHEREAS, the Erie County Sheriff's Office has the opportunity to receive donations that will assist the Sheriff's Office in the performance of its law enforcement duties; and

WHEREAS, the Erie County Sheriff's Office is requesting to accept the following donations: One (1) Explosive Detection Canine (Storm) from the New York State Police, One (1) Explosive Detection Canine (Toby) from Deputy Michael Okal, Eight (8) Automated External Defibrillators from Univera Healthcare and funds in the amount of \$10,000 from the Seneca Nation of Indians; and

WHEREAS, there will be no impact on county tax dollars.

NOW, THEREFORE, BE IT

RESOLVED, that the Sheriff's Office is authorized to accept One (1) Explosive Detection Canine, named Storm, from the New York Police and place it into active service; and be it further

RESOLVED, that the Sheriff's Office is authorized to accept One (1) Explosive Detection Canine named Toby from Deputy Michael Okal and place it into active service; and be it further

RESOLVED, that the Sheriff's Office is authorized to accept Eight (8) Automated External Defibrillators from Univera Healthcare; and be it further

RESOLVED, that the Sheriff's Office is authorized to accept funds in the amount of \$10,000 from Seneca Nation of Indians; and be it further

RESOLVED, that those funds will be utilized to conduct undercover drug investigations on the Cattaraugus Indian Reservation; and be it further

RESOLVED, that the following budget transaction is hereby authorized:

ERIE COUNTY SHERIFF'S OFFICE

<u>REVENUE</u>		<u>Increase</u>
466130	Other Unclassified Revenues	<u>10,000</u>
	Total Revenue	<u>10,000</u>
 <u>APPROPRIATION</u>		 <u>Increase</u>
516020	Professional Services & Fees	<u>10,000</u>
	Total Appropriations	<u>10,000</u>

and be it further

RESOLVED, that certified copies be forwarded to the Division of Budget and Management, the Erie County Comptroller, the County Attorney and the Office of the Sheriff.

FROM THE COUNTY EXECUTIVE

Item 40 – (COMM. 17E-4) Sanitary & Site Utility Improvements - Lancaster Highway Facility & Sign Shop

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 41 – (COMM. 17E-5) Medical Examiner Acceptance of NYS Grant Award

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 42 – MR. MAZUR presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 230

RE: Rath Building - Cafeteria Contract –
Rath Building & 92 Franklin Street –
Dry Snack Stands
(COMM. 17E-6)

WHEREAS, the leases for the Rath Building's sixth floor Cafeteria and the Dry Snack Stands located on the first floors of both 92 and 95 Franklin Street have expired; and

WHEREAS, the Erie County Department of Public Works and the Division of Purchase issued a Request for Proposals for the management and operation of the Rath Building's Sixth Floor Cafeteria; and

WHEREAS, Lessing's Food Service was the sole proposal received; and

WHEREAS, a committee of Department of Public Works and Purchasing Division officials reviewed their proposal and interviewed Lessing's Food Service officials; and

WHEREAS, it is the committee's recommendation that it is in the best interest of the County to accept Lessing's Food Service proposal and allow for the proposed renovations; and

WHEREAS, the committee has agreed that it is in the best interest of the County to accept the longer lease term of five (5) years with an option to renew for (5) years as proposed by Lessing's Food Service; and

WHEREAS, it has been the Legislature's policy to continue the no cost arrangement with the New York Office of Children & Family Services, Commission for the Blind and Visually Handicapped, Business Enterprise Program, to manage and operate the Dry Snack Stands located on the First Floors at both 92 and 95 Franklin Street.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized, and is hereby directed, to execute contracts between Erie County and Lessing's Food Service for the management and operation of the Rath Building sixth floor Cafeteria as well as Erie County and the New York Office of Children & Family Services, Commission for the Blind and Visually Handicapped, Business Enterprise Program to manage and operate the Dry Snack Stands located on the first floors at both 92 and 95 Franklin Street; and be it further

RESOLVED, that Lessing's Food Service rental fee for the Cafeteria shall be \$400 dollars per month; and be it further

RESOLVED, that Lessing's Food Service lease term shall be for five (5) years with an option to renew for five (5) years; and be it further

RESOLVED, that there shall be no rental fee for the New York Office of Children & Family Services, Commission for the Blind and Visually Handicapped, Business Enterprise Program to manage and operate the Dry Snack Stands; and be it further

RESOLVED, that the lease term for the New York Office of Child & Family Services, Commission for the Blind and Visually Handicapped, shall be for five (5) years with an option to renew for five (5) years; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy of this resolution to the County Executive; the Office of the Comptroller; the County Attorney; the Division of Budget and Management; Purchasing Division and the Department of Public Works.

Item 43 – (COMM. 17E-7) Purchase of 2012 Tax Lien Certificates

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 44 – (COMM. 17E-8) Acceptance of FY 12 Port Security Grant Program

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 45 – (COMM. 17E-9) Federal Aid Bridge Painting Project - Four Bridges, Various Towns - EC & Consultant Design Services

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 46 – (COMM. 17E-10) Authorization to Contract with Supplemental Health Care

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 47 – (COMM. 17E-11) Funds Transfer for Mainframe Software Licensing

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 48 – (COMM. 17E-12) ECSD No. 2 - Engineer Term Contract Agreement - DiDonato Associates

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE COUNTY ATTORNEY

Item 49 – (COMM. 17D-1) Transmittal of New Claims Against EC

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 50 – (COMM. 17D-2) Budget Monitoring Report for the Period Ending August 2012

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE SHERIFF'S DEPARTMENT

Item 51 – (COMM. 17D-3) Informal Grievance Procedure

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COMMISSIONER OF HEALTH

Item 52 – (COMM. 17D-4) Recommendation of Appointment to EC Community Corrections Advisory Board

Received and referred to the PUBLIC SAFETY COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE PRESIDENT, EC BOARD OF HEALTH

Item 53 – (COMM. 17M-1) Letter to Legislature Concerning Board of Health Meeting to be Held 10/16/2012

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM BUILDING SUSTAINABLE COMMUNITIES

Item 54 – (COMM. 17M-2) Agenda for Meeting Held 9/26/2012

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE WNY BOOK ARTS COLLABORATIVE

Item 55 – (COMM. 17M-3) Letter to Commissioner of Environment & Planning Concerning Capital Funding from 2011 – Receipts

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE AMHERST SYMPHONY ORCHESTRA ASSOCIATION

Item 56 – (COMM. 17M-4) Letter to Legislature Concerning 2012 Capital Funding

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM BRUCE KOGAN

Item 57 – (COMM. 17M-5) Letter to Legislator Hogues Concerning Gender Expression Non-Discrimination Act

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE ASSOCIATION OF EC GOVERNMENTS

Item 58 – (COMM. 17M-6) Copy of Resolution Opposing a New Taxing District for Local Libraries

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE EC COMMUNITY CORRECTIONS ADVISORY BOARD

Item 59 – (COMM. 17M-7) Copy of Letter to Acting Superintendent of the EC Corrections Facilities Concerning Questions Regarding Inmate Suicide

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE EC DEMOCRATIC COMMITTEE

Item 60 – (COMM. 17M-8) Certificate of Party Recommendation for Commissioner of Elections - EC Democratic Committee

Received, Filed and Printed.

Certificate of Party Recommendation
For Commissioner of Elections
Erie County Democratic Party
(Pursuant to Election Law, Sections 3-204)

To the Clerk of the Erie County Legislature:

We do hereby certify that:

At the biennial reorganization meeting of the Erie County Democratic Committee held on the 29th day of September, 2012, duly convened and held at the Hearthstone Manor, 333 Dick Road, Depew, NY 14043 in the Town of Cheektowaga, County of Erie, and State of New York, under the provisions of Election Law Section 3-204 and the rules of the Erie County Democratic Committee, and with a quorum being present.

Dennis E. Ward, residing at 210 Capen Blvd., Amherst, NY 14226 was recommended by majority of said committee as a suitable and qualified person for appointment to the office of Commissioner of Elections for the four (4) year term beginning January 1, 2013 and that said designee is a registered voter of the County of Erie and a duly enrolled member of the Democratic Party.

Dated October 2, 2012
Buffalo, New York

IN WITNESS WHEREOF, we have made and executed this Certificate, this 2nd day of October, 2012.

Jeremy J. Zellner, Presiding Officer & Chair

Dennis E. Ward, Secretary

FROM THE NFTA

Item 61 – (COMM. 17M-9) Minutes from Meeting Held 8/27/2012

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE THEATRE OF YOUTH

Item 62 – (COMM. 17M-10) Letter to Clerk of Legislature Concerning Capital Funding from 2011 - Receipts

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE SALVATION ARMY

Item 63 – (COMM. 17M-11) Letter to Legislature Concerning Domestic Violence

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE AFRICAN AMERICAN CULTURAL CENTER, INC.

Item 64 – (COMM. 17M-12) Letter to Clerk of Legislature Concerning Capital Funding from 2011 - Receipts

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE IRISH CLASSICAL THEATRE COMPANY

Item 65 – (COMM. 17M-13) Letter to Clerk of Legislature Concerning Capital Funding from 2011 - Receipts

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE GRAYCLIFF CONSERVANCY, INC.

Item 66 – (COMM. 17M-14) Letter to Clerk of Legislature Concerning Capital Funding from 2011 - Receipts

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE EC REPUBLICAN COMMITTEE

Item 67 – (COMM. 17M-15) Certificate of Party Recommendation for Commissioner of Elections - EC Republican Committee

Received, Filed and Printed.

To the Clerk of the County Legislature, County of Erie:

I, Nicholas A. Langworthy, certify that at a meeting of the county committee members of the Erie County Republican Committee, held on the 22nd day of September, 2012, at Hearthstone Manor located at 333 Dick Road, Depew, New York 14043, under the provisions of the election law of the state of New York and the rules of the Erie County Republican Committee, a quorum being present.

Ralph M. Mohr, residing at 5622 Broadway Street, Lancaster, New York 14086 was unanimously recommended by said committee as a suitable and qualified person for appointment to the public office of Commissioner of Elections for a full four year term commencing January 1, 2013 and ending December 31, 2016, and that said designee is a registered voter of the County of Erie and a duly enrolled member of the Republican Party.

Dated at Buffalo, New York
October 4, 2012

Nicholas A. Langworthy, Chairman
Erie County Republican Committee

FROM THE DIRECTOR OF SERVICES, GERARD PLACE

Item 68 – (COMM. 17M-16) Letter to Legislature Concerning Domestic Violence

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE DIRECTOR OF "IN HONOR OF JACKIE"

Item 69 – (COMM. 17M-17) Letter to Legislature Concerning Domestic Violence

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM SHAKESPEARE IN DELAWARE PARK

Item 70 – (COMM. 17M-18) Letter to Clerk of Legislature Concerning Capital Funding from 2011 - Receipts

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM EMPIRE STATE DEVELOPMENT

Item 71 – (COMM. 17M-19) Letter to Legislature Concerning Canalside Project

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

ANNOUNCEMENTS

Item 72 – CHAIR GRANT announced that the schedule of upcoming committee meetings has been distributed.

Item 73 – MR. MAZUR announced that the next meeting of VALER 4 Valor, the Legislature’s veterans affairs committee, will be held on Monday, October 15, 2012, at 2:30 P.M. in the Legislature Chambers.

Item 74 – MR. HARDWICK announced congratulations to Chair Grant on her near victory in her campaign for New York State Senate, 63rd District, in the Democratic primary, that although she did not win the primary election, her showing in the race was historic and inspiring.

Item 75 – MR. RATH announced that as a member of the board of directors for the Salvation Army, that holiday season “bell ringers” are needed, welcoming anyone interested in helping.

Item 76 – CHAIR GRANT announced that both commissioners of the Erie County Board of Elections have been invited to a community meeting, to be held on Wednesday, October 17, 2012, from 5:00 to 7:45 P.M., at the Frank E. Merriweather Library, 1324 Jefferson Ave., Buffalo, to demonstrate the proper way to vote in the upcoming general election on November 6, 2012.

MEMORIAL RESOLUTIONS

Item 77 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of John J. Demchik, Henry “Hank” Suffoletto, and William R. Welch Jr.

Item 78 – Legislator Mazur requested that when the Legislature adjourns, it do so in memory of Robert A. Boteler and Helen “Babe” Peacock.

Item 79 – Legislator Hogues requested that when the Legislature adjourns, it do so in memory of his uncle, retired Staff Sergeant Roosevelt Sanders.

Item 80 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of George H. Auffinger III, Jane W. (Williams) Sweet, and John “Jack” Graney.

Item 81 – Legislator Marinelli requested that when the Legislature adjourns, it do so in memory of Daniel Gladkowski, Joseph Carrubba, Frank Gaglione, and Peter Heimann.

Item 82 – Legislator McCracken requested that when the Legislature adjourns, it do so in memory of Ron Smith.

Item 83 – Chair Grant requested that when the Legislature adjourns, it do so in memory of Dorothy Hackney.

ADJOURNMENT

Item 84 – At this time, there being no further business to transact, CHAIR GRANT announced that the Chair would entertain a Motion to Adjourn.

MR. MAZUR moved that the Legislature adjourn until Thursday, October 25, 2012 at 2:00 p.m. Eastern Standard Time. MR. HOGUES seconded.

CARRIED UNANIMOUSLY.

CHAIR GRANT declared the Legislature adjourned until Thursday, October 25, 2012 at 2:00 p.m. Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE