

**ERIE COUNTY LEGISLATURE  
MEETING NO. 27  
DECEMBER 8, 2011**

The Legislature was called to order by Chair Miller-Williams.

All members present, except Legislator Rath.

An Invocation was held, led by Mr. Loughran, who requested a moment of silence.

The Pledge of Allegiance was led by Mr. Rath.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MS. WHYTE moved for the approval of the minutes for Meeting Number 24 from 2011. MR. KOZUB seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – MS. DIXON & MR. MILLS presented a resolution Congratulating Beth Bolt, Clerk - Town of Concord, on Her Retirement after 32 Years of Service.

Item 6 – MS. DIXON & MR. MILLS presented a resolution Congratulating the Springville Kiwanis Club on its 50th Anniversary.

Item 7 – MS. DIXON & MR. MILLS presented a resolution Congratulating Alice Wangelin, Clerk - Town of Colden, on Her Retirement after 25 Years of Service.

Item 8 – MR. HARDWICK presented a resolution Honoring Michelle Moore on Her Nomination to the 2012 United States Olympic Synchronized Swimming Team.

Item 9 – CHAIR MILLER-WILLIAMS presented a resolution Congratulating the Buffalo Kwanzaa Committee on the Occasion of the Forty-Fifth Celebration of the Kwanzaa Holiday.

MS. WHYTE moved for consideration of the above five items. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

MS. WHYTE moved to amend the above five items by adding one for MS. MARINELLI and one for MR. HARDWICK, and also by including Et Al Sponsorship. MR. KOZUB seconded.

CARRIED UNANIMOUSLY.

MS. WHYTE moved for approval of the above seven items as amended. MR. KOZUB seconded.

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 10 – CHAIR MILLER-WILLIAMS directed that Local Law No. 1 (Print #1) 2010 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 11 – MS. WHYTE moved to take Local Law No. 2 (Print #1) 2010 off the table. MS. MARINELLI seconds.

CARRIED UNANIMOUSLY.

MS. WHYTE moved to Receive & File the item. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 12 – CHAIR MILLER-WILLIAMS directed that Local Law No. 3 (Print #1) 2010 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 13 – CHAIR MILLER-WILLIAMS directed that Local Law No. 4 (Print #1) 2010 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 14 – MS. WHYTE moved to take Local Law No. 3 (Print #1) 2011 off the table. MS. MARINELLI seconds.

CARRIED UNANIMOUSLY.

MS. WHYTE moved to Receive & File the item. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 15 – MS. WHYTE moved to take Local Law No. 4 (Print #1) 2011 off the table. MR. MAZUR seconds.

CARRIED UNANIMOUSLY.

MS. WHYTE moved to Receive & File the item. MS. BOVE seconded.

CARRIED UNANIMOUSLY.

Item 16 – CHAIR MILLER-WILLIAMS directed that Local Law No. 7 (Print #1) 2011 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 17 – CHAIR MILLER-WILLIAMS directed that Local Law No. 8 (Print #1) 2011 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 18 – CHAIR MILLER-WILLIAMS directed that Local Law No. 10 (Print #1) 2011 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

### **COMMITTEE REPORTS**

None.

### **LEGISLATOR RESOLUTIONS**

Item 19 – MS. WHYTE presented the following resolution and moved for immediate consideration. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 200

RE: Requesting No More than Two Primary  
Election Dates in NYS in 2012  
(INTRO 27-1)

#### **A RESOLUTION TO BE SUBMITTED BY LEGISLATORS MILLS & HARDWICK**

WHEREAS, in 2012, the New York State Presidential Primary is scheduled for April 24; and

WHEREAS, current law calls for congressional and state legislative primaries to occur on September 11, 2012; and

WHEREAS, the United States Department of Justice has requested a federal judge to order the state to move its congressional and legislative primaries to no later than August 18, in order to comply with a federal law requiring absentee ballots be sent to members of the military no less than 45 days prior to the November 6, 2012 general election; and

WHEREAS, the law only applies to elections for federal offices; and

WHEREAS, as such, it is possible that there could be three primary elections in New York State in 2012; and

WHEREAS, the New York State Board of Elections estimates that the cost of a primary election statewide is nearly \$50 million; and

WHEREAS, these costs are borne by taxpayers across the state, including Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature goes on record as being opposed to more than two primary elections in New York State in 2012; and be it further

RESOLVED, that the Erie County Legislature goes on record as respectfully requesting that all primary elections occur on no more than two dates that meet the requirements of all state and federal laws; and be it further

RESOLVED, that copies of this resolution be forwarded to Governor Andrew Cuomo, the local delegation of the New York State Legislature, Board of Elections Commissioner Ralph Mohr and Board of Elections Commissioner Dennis Ward.

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

CARRIED UNANIMOUSLY.

MS. WHYTE moved to approve the resolution as amended. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 20 – MS. WHYTE moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 8D-3 (2010). MS. BOVE seconded.

CARRIED UNANIMOUSLY.

MS. WHYTE moved to amend the item. MS. BOVE seconded.

CARRIED UNANIMOUSLY.

Insert the Following Resolution:

RESOLUTION NO. 201

RE: OPEN ITEM - Finance & Management

Committee - Correction of Errors/NYS  
Real Property Tax Law  
(COMM. 8D-3, 2010)

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 211303 through 211323, 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.                      211,303.00

ASSESSOR                      Refund                      \$423.87

S-B-L 58.14-1-12.1                      143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$423.87	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$423.87	
	Relevy School	\$423.87	143201 CLARENCE CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION  
REFUND TO BE ISSUED TO: CHARLES & DONNA GIGLIA

FISCAL YEAR 2011                      Petition No.                      211,304.00

ASSESSOR                      Refund                      \$141.29

S-B-L 71.19-1-13                      143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$141.29	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$141.29	
	Relevy School	\$141.29	143201 CLARENCE CENTRAL

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL  
REFUND TO BE ISSUED TO: DONNA MCKERNAN

FISCAL YEAR 2009                      Petition No.                      211,305.00

ASSESSOR                      Refund                      \$592.44

S-B-L 125.07-13-4.1 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$592.44	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$592.44	
	Relevy School	\$592.44	143007 DEPEW UNION-CHEEK

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION  
REFUND TO BE ISSUED TO: RICHARD & RUTH DISANTO

FISCAL YEAR 2010 Petition No. 211,306.00

ASSESSOR Refund \$607.47

S-B-L 125.07-13-4.1 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$607.47	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$607.47	
	Relevy School	\$607.47	143007 DEPEW UNION-CHEEK

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION  
REFUND TO BE ISSUED TO: RICHARD & RUTH DISANTO

FISCAL YEAR 2011 Petition No. 211,307.00

ASSESSOR Refund \$614.86

S-B-L 125.07-13-4.1 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$614.86	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$614.86	
	Relevy School	\$614.86	143007 DEPEW UNION-CHEEK

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION  
REFUND TO BE ISSUED TO: RICHARD & RUTH DISANTO

FISCAL YEAR 2011 Petition No. 211,308.00

ASSESSOR Refund \$541.82

S-B-L 134.13-3-67 146800 WEST SENECA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$541.82	Town/SpecialDist/School
<u>Charge To :</u>	146800 WEST SENECA	\$541.82	

Relevy School \$541.82 146801 WEST SENECA CENT

RPTL 550(2): FAILED TO APPLY A SENIOR CITIZEN EXEMPTION  
REFUND TO BE ISSUED TO: CHRISTINE A HARRER

FISCAL YEAR 2011 Petition No. 211,309.00

ASSESSOR Refund \$619.49

S-B-L 143.18-5-22 146800 WEST SENECA

Acct. No. 112	\$0.00	County
Acct. No. 132	\$619.49	Town/SpecialDist/School
<u>Charge To :</u> 146800 WEST SENECA	\$619.49	
Relevy School	\$619.49	146801 WEST SENECA CENT

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL  
REFUND TO BE ISSUED TO: THE MARRANO/MARC EQUITY CORP.

FISCAL YEAR 2011 Petition No. 211,310.00

ASSESSOR Refund \$972.94

S-B-L 144.19-1-1./R5 146800 WEST SENECA

Acct. No. 112	\$0.00	County
Acct. No. 132	\$972.94	Town/SpecialDist/School
<u>Charge To :</u> 146800 WEST SENECA	\$972.94	
Relevy School	\$972.94	146801 WEST SENECA CENT

RPTL 550(2): FAILED TO APPLY A SENIOR EXEMPTION  
RERFUND TO BE ISSUED TO: BEVERLY LANG

FISCAL YEAR 2011 Petition No. 211,311.00

ASSESSOR Refund \$495.00

S-B-L 259.00-4-8.12 143400 COLDEN

Acct. No. 112	\$0.00	County
Acct. No. 132	\$495.00	Town/SpecialDist/School
<u>Charge To :</u> 143400 COLDEN	\$495.00	
Relevy School	\$495.00	143801 SPRING-GRIFFITH

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION  
REFUND TO BE ISSUED TO: ANDREW H GOW

FISCAL YEAR 2011 Petition No. 211,312.00

ASSESSOR                      Refund                      \$423.88

S-B-L    95.00-2-30.112                                      145289 LANCASTER

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$423.88	Town/SpecialDist/School
<u>Charge To :</u>	145289 LANCASTER		\$423.88
	Relevy School	\$423.88	143201 CLARENCE CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION  
REFUND TO BE ISSUED TO: KEVIN MASON

FISCAL YEAR    2011                      Petition No.                      211,313.00

ASSESSOR                      Refund                      \$449.00

S-B-L    115.18-8-29                                      145289 LANCASTER

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$449.00	Town/SpecialDist/School
<u>Charge To :</u>	145289 LANCASTER		\$449.00
	Relevy School	\$449.00	145201 LANCASTER CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION  
REFUND TO BE ISSUED TO: DAVID HEARY

FISCAL YEAR    2010                      Petition No.                      211,314.00

ASSESSOR                      Refund                      \$96.82

S-B-L    138.01-7-7.2                                      144200 ELMA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$96.82	Town/SpecialDist/School
<u>Charge To :</u>	144200 ELMA		\$96.82
	Relevy School	\$96.82	144201 IROQUOIS CENTRAL

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL  
REFUND TO BE ISSUED TO: WILLARD FREDRICKS

FISCAL YEAR    2011                      Petition No.                      211,315.00

ASSESSOR                      Refund                      \$239.57

S-B-L    138.01-7-7.2                                      144200 ELMA

	Acct. No. 112	\$190.27	County
--	---------------	----------	--------



Acct. No. 132	\$49.30	Town/SpecialDist/School
42020 ELMA FIRE PROTECT	\$32.34	
<u>Charge To :</u>	144200 ELMA	\$16.96

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL  
REFUND TO BE ISSUED TO: WILLARD L & HELEN E FREDRICKS

FISCAL YEAR 2011                      Petition No.                      211,316.00

ASSESSOR                      Refund                      \$499.95

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

Acct. No. 112	\$0.00	County
Acct. No. 132	\$499.95	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$499.95
	Relevy School	\$499.95      143001 CHEEKTO. CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION  
REFUND TO BE ISSUED TO: SUZANNE NIKIEL

FISCAL YEAR 2009                      Petition No.                      211,317.00

OWNER                      Cancel                      \$0.00

S-B-L 250.14-9-30                      144489 EVANS

Acct. No. 112	\$0.00	County
Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	144489 EVANS	\$0.00

RPTL 550(2): EVALUATION ERROR ( NOT TO BE PETITIONED)  
DENIED

FISCAL YEAR 2009                      Petition No.                      211,318.00

OWNER                      Cancel                      \$0.00

S-B-L 250.14-9-30                      144489 EVANS

Acct. No. 112	\$0.00	County
Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	144489 EVANS	\$0.00

RPTL 550(2): EVALUATION ERROR (NOT TO BE PETITIONED)  
DENIED

FISCAL YEAR 2010                      Petition No.                      211,319.00

OWNER Cancel \$0.00

S-B-L 250.14-9-30 144489 EVANS

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$0.00 Town/SpecialDist/School  
Charge To : 144489 EVANS \$0.00

RPTL 550(2): EVALUATION ERROR (NOT TO BE PETITIONED)  
DENIED

FISCAL YEAR 2010 Petition No. 211,320.00

OWNER Cancel \$0.00

S-B-L 250.14-9-30 144489 EVANS

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$0.00 Town/SpecialDist/School  
Charge To : 144489 EVANS \$0.00

RPTL 550(2): EVALUATION ERROR (NOT TO BE PETITIONED)  
DENIED

FISCAL YEAR 2011 Petition No. 211,321.00

OWNER Cancel \$0.00

S-B-L 250.14-9-30 144489 EVANS

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$0.00 Town/SpecialDist/School  
Charge To : 144489 EVANS \$0.00

RPTL 550(2): EVALUATION ERROR (NOT TO BE PETITIONED)  
DENIED

FISCAL YEAR 2011 Petition No. 211,322.00

OWNER Cancel \$0.00

S-B-L 250.14-9-30 144489 EVANS

Acct. No. 112 \$0.00 County  
Acct. No. 132 \$0.00 Town/SpecialDist/School  
Charge To : 144489 EVANS \$0.00

RESOLVED, that the Director of Real Property Tax Services is hereby directed to spread said taxes to be so raised for such budgets against the taxable property liable therefore as provided by Article VI of the Erie County Tax Act, as amended; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Director of Budget and Management, County Comptroller, County Attorney and Joseph Maciejewski, Director of Real Property Tax Services.

**ALDEN**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	1,424,695.00	795,890.00	628,805.00
General Town Outside	186,006.00	186,006.00	-
Highway Town Outside	833,739.00	671,400.00	162,339.00
Total Town & Highway	2,444,440.00	1,653,296.00	791,144.00
Fire Protection Dist	688,644.00	5,125.00	683,519.00
Lighting District	80,600.00	8,500.00	72,100.00
Garbage District	480,000.00	15,000.00	465,000.00
Sewer District #1	9,315.00	475.00	8,840.00
Sewer District #2	45,225.00	50.00	45,175.00
Water Districts 1,2,3,4, OD 5 &9	143,544.00	5,950.00	137,594.00
Total Special Districts	1,447,328.00	35,100.00	1,412,228.00
Delinq. Water	668.47	-	668.47
Unpaid Demolition	-	-	-
Unpaid Cleanup	-	-	-
Premium Assmt (ECSA)	8,257.33	-	8,257.33
<b>GRAND TOTALS</b>	<b>3,900,693.80</b>	<b>1,688,396.00</b>	<b>2,212,297.80</b>

**AMHERST**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Town Only	53,972,952.00	32,381,320.00	21,591,632.00
General Fund Village Only	2,421,277.00	499,046.00	1,922,231.00
General Fund Outside Village	4,725,421.00	2,181,925.00	2,543,496.00
Highway Outside Village	10,540,170.00	1,677,111.00	8,863,059.00
Central Alarm	1,326,974.00	385,923.00	941,051.00
Total Town & Highway	72,986,794.00	37,125,325.00	35,861,469.00
Community Environment	7,079,184.00	404,474.00	6,674,710.00
Lighting Districts	3,698,054.00	468,553.00	3,229,501.00
Fire Protection District	5,403,082.00	187,407.00	5,215,675.00
Fire Districts	2,887,869.00		2,887,869.00
Sanitary Sewer Districts	19,313,122.00	3,901,642.00	15,411,480.00
Storm Sewer Districts	5,503,463.00	1,066,724.00	4,436,739.00
Water Districts	1,211,638.00	246,597.00	965,041.00
Community Development			

H.O.M.E.			-
Total Special Districts	45,096,412.00	6,275,397.00	38,821,015.00
Delinquent Water - ECWA	11,315.69		11,315.69
Delinq Water & Sewer – Vlg	3,261.63		3,261.63
Code Violations	18,814.18		18,814.18
Sidewalks			-
Pretreatment Surcharge	215,244.00		215,244.00
Total Special Assmts	248,635.50	-	248,635.50
Grand Totals	118,331,841.50	43,400,722.00	74,931,119.50

**AURORA**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	2,648,101.00	1,205,800.00	1,442,301.00
General Town Outside	1,567,278.00	731,300.00	835,978.00
Highway Town Outside	1,249,309.00	782,270.00	467,039.00
Total Town & Highway	5,464,688.00	2,719,370.00	2,745,318.00
Cemetery Special Reserve	3,730.00	3,730.00	-
Fire Protection District	198,406.00	250.00	198,156.00
Lighting District	15,600.00	280.00	15,320.00
Garbage (Refuse) District	502,000.00	1,200.00	500,800.00
Rubbish District	38,450.00	500.00	37,950.00
Sewer Districts	80,695.00	75,995.00	4,700.00
Water Districts	1,510,369.00	367,367.00	1,143,002.00
Proprietary Fund (Gleed Avenue)	565,106.00	565,106.00	
Fire Districts	418,281.60		418,281.60
Total Special Districts	3,332,637.60	1,014,428.00	2,318,209.60
Unpaid Refuse Aurora	573.15		573.15
Delinq. Water ECWA	348.16		348.16
Delinq. Water Orchard Park	215.57		215.57
Delinq. Vlg Water	-	-	-
Total Other Items	1,136.88	-	1,136.88
GRAND TOTALS	8,798,462.48	3,733,798.00	5,064,664.48

**CHEEKTOWAGA**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	40,633,439.00	8,387,031.00	32,246,408.00
General Town Outside	6,060,429.00	1,622,303.00	4,438,126.00

Highway Town Outside	13,420,823.00	10,029,711.00	3,391,112.00
Total Town & Highway	60,114,691.00	20,039,045.00	40,075,646.00
Consolidated Garbage	9,698,049.00	1,064,830.00	8,633,219.00
General Lighting	2,692,256.00	292,406.00	2,399,850.00
Risk Retention	2,148,000.00	2,148,000.00	-
Debt Service Fund	5,668,150.00	5,668,150.00	-
Sanitary Sewer	11,936,487.00	1,062,569.00	10,873,918.00
Lateral Sanitary Sewer	349.00	-	349.00
Storm Sewer (Drainage)	735,453.00	24,691.00	710,762.00
Hydrant Districts	470,267.00	54,874.00	415,393.00
Fire Districts	6,854,530.26	214,517.00	6,640,013.26
Sidewalks	9,374.79	-	9,374.79
Total Special Districts	40,212,916.05	10,530,037.00	29,682,879.05
Premium Assmt (ECSD)	775.82	-	775.82
Town Special Assessments	32,910.00	-	32,910.00
Omitted Tax	9,196.73	-	9,196.73
Delinquent Refuse	298.09	-	298.09
Cleanup Debris	363,106.00	-	363,106.00
Total Other Items	406,286.64	-	406,286.64
GRAND TOTALS	100,733,893.69	30,569,082.00	70,164,811.69

**CLARENCE**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	11,727,548.00	8,465,032.00	3,262,516.00
Highway Town Outside	4,961,158.00	1,882,755.00	3,078,403.00
Total Town & Highway	16,688,706.00	10,347,787.00	6,340,919.00
Community Development			-
Central Alarm	255,508.00	5,400.00	250,108.00
Aquatic Growth Control	6,000.00	2,500.00	3,500.00
Drainage District	428,439.00	20,000.00	408,439.00
Fire District 1			
Fire Protection Districts	2,558,645.00		2,558,645.00
Lighting Districts	12,300.00	900.00	11,400.00
Sewer Districts	744,765.00	52,720.00	692,045.00
Consolidated Water	569,555.00	40,500.00	529,055.00
Town Special Assessments	6,776.00		6,776.00
Property Maintenance	4,666.00		4,666.00
Total Special Districts	4,586,654.00	122,020.00	4,464,634.00
GRAND TOTALS	21,275,360.00	10,469,807.00	10,805,553.00

**ELMA**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	2,489,075.00	2,489,075.00	-
Highway Fund	1,252,600.00	1,003,630.00	248,970.00
Total Town & Highway	3,741,675.00	3,492,705.00	248,970.00
Water	2,075,363.00	2,034,070.00	41,293.00
Sewer Districts	197,835.00	3,200.00	194,635.00
Drainage	9,876.00	-	9,876.00
Lighting	35,000.00	3,500.00	31,500.00
Fire Protection	765,535.00	38,575.00	726,960.00
TFPD Service Award	135,000.00	-	135,000.00
Springbrook Fire	396,720.00	-	396,720.00
Spgrbrk Fire Serv Award	63,500.00	-	63,500.00
Refuse User Fee	311,800.00	-	311,800.00
Delinq. Water	6,084.37		6,084.37
Total Special Districts	3,996,713.37	2,079,345.00	1,917,368.37
GRAND TOTALS	7,738,388.37	5,572,050.00	2,166,338.37

**EVANS**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	7,685,245.00	1,232,665.00	6,452,580.00
General Town Outside	695,635.00	695,635.00	-
Highway Townwide	45,000.00	45,000.00	-
Highway Town Outside	2,258,698.00	1,846,515.00	412,183.00
Community Development	100,000.00	100,000.00	-
Risk Retention	350,000.00	350,000.00	-
Total Town & Highway	11,134,578.00	4,269,815.00	6,864,763.00
Water Districts	1,987,021.00	1,941,008.00	46,013.00
Fire Protection District	818,052.00	77,350.00	740,702.00
Lighting Districts	327,848.00	2,200.00	325,648.00
Hydrant Districts	5,110.00	150.00	4,960.00
Refuse & Garbage	976,418.00	2,500.00	973,918.00
Fire District N. Evans	751,975.00	40,000.00	711,975.00
Eden Water			-
Total Special Districts	4,866,424.00	2,063,208.00	2,803,216.00
Delinq. Water	331,287.68		331,287.68
Demolition Charges	203,886.00		203,886.00
Premium Assessment (ECSA)	2,300.00		2,300.00
Omitted Tax			-

Total Other Items	537,473.68	-	537,473.68
GRAND TOTALS	16,538,475.68	6,333,023.00	10,205,452.68

**GRAND ISLAND**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	6,764,540.00	4,601,950.00	2,162,590.00
Highway Fund	3,149,878.00	704,152.00	2,445,726.00
Total Town & Highway	9,914,418.00	5,306,102.00	4,608,316.00
Debt Service	1,156,528.00	1,156,528.00	-
Fire Protection District	1,145,536.00	2,000.00	1,143,536.00
Lighting Districts	205,975.00	15,713.00	190,262.00
Water Districts	2,817,418.00	2,107,538.00	709,880.00
Sewer Dist (Inc move tax)	3,297,578.00	2,395,361.00	902,217.00
Garbage	1,303,794.00	651.00	1,303,143.00
Total Special Districts	9,926,829.00	5,677,791.00	4,249,038.00
Delinquent Water & Sewer	513,985.41		513,985.41
Lighting Charge	1,124.00		1,124.00
Total Other Items	515,109.41	-	515,109.41
GRAND TOTALS	20,356,356.41	10,983,893.00	9,372,463.41

**HAMBURG**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	15,698,221.00	6,928,298.00	8,769,923.00
General Fund Outside Village	11,599,263.00	7,651,749.00	3,947,514.00
Highway Bridges Townwide	100,000.00		100,000.00
Highway Fund Outside Village	5,237,563.00	362,691.00	4,874,872.00
Total Town & Highway	32,635,047.00	14,942,738.00	17,692,309.00
Insurance Reserve	1,238,000.00	1,238,000.00	-
Golf Enterprise Fund	556,003.00	556,003.00	-
Lighting Districts	825,650.00	4,480.00	821,170.00
Town Hydrant	411,000.00	1,000.00	410,000.00
Ravenwood North Drainage	12,099.00		12,099.00
Fire Protection	3,350,791.00	65,400.00	3,285,391.00
Sewer Districts	1,016,513.00	429,104.00	587,409.00
Water Districts	358,326.00	8.00	358,318.00
Lake View Fire District	724,045.00	114,500.00	609,545.00



Total Special Districts	8,492,427.00	2,408,495.00	6,083,932.00
Delinquent Water ECWA	4,438.94		4,438.94
Delinquent Water Blasdell	8,378.24		8,378.24
Premium Assessment	1,100.00		1,100.00
Debris & Tree Removal	21,246.20		21,246.20
Unsafe Building Conditions	24,495.00		24,495.00
Total Other Items	59,658.38	-	59,658.38
Grand Totals	41,187,132.38	17,351,233.00	23,835,899.38

**LANCASTER**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	8,532,679.00	2,367,673.00	6,165,006.00
General Town Outside	1,004,745.00	771,300.00	233,445.00
Police Fund	9,292,988.00	4,636,500.00	4,656,488.00
Highway Fund Townwide	83,939.00	27,150.00	56,789.00
Highway Town Outside	4,088,984.00	1,152,100.00	2,936,884.00
Misc Special Revenue	176,800.00	176,800.00	-
Total Town & Highway	23,180,135.00	9,131,523.00	14,048,612.00
Refuse District	2,351,521.00	135,000.00	2,216,521.00
Lighting District	280,092.00	36,000.00	244,092.00
Fire Protection District	3,763,551.00	8,000.00	3,755,551.00
Water Districts	616,639.00	92,000.00	524,639.00
Total Special Districts	7,011,803.00	271,000.00	6,740,803.00
Delinq. Water ECWA	5,022.79		5,022.79
Out of District Sewer	454.20		454.20
Premium Assmt (ECSA)	126,775.74		126,775.74
Property Clean Up	2,275.00		2,275.00
Total Other Items	134,527.73	-	134,527.73
GRAND TOTALS	30,326,465.73	9,402,523.00	20,923,942.73

**ORCHARD PARK**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	11,122,200.00	6,119,968.00	5,002,232.00
General Town Outside	552,653.00	552,653.00	-
Highway Town	4,051,662.00	604,038.00	3,447,624.00
Debt Service Fund			-
Total Town & Highway	15,726,515.00	7,276,659.00	8,449,856.00
Sanitary Sewer Districts	1,152,929.00	385,174.00	767,755.00

Water Districts	1,072,678.00	155,402.00	917,276.00
Drainage Districts	4,025.00	-	4,025.00
General Lighting	330,824.00	27,000.00	303,824.00
Consolidated Garbage	1,771,977.00	165,000.00	1,606,977.00
Fire District	1,693,320.00	10,520.00	1,682,800.00
Hydrant Districts	10,520.00	-	10,520.00
Total Special Districts	6,036,273.00	743,096.00	5,293,177.00
Delinq. Water ECWA & OP	6,159.43	-	6,159.43
Prorated/Delinq. Garbage	2,432.93	-	2,432.93
Lot Clearing	1,175.00	-	1,175.00
Omitted Tax	448.88	-	448.88
Total Other Items	10,216.24	-	10,216.24
GRAND TOTALS	21,773,004.24	8,019,755.00	13,753,249.24

**TONAWANDA**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	29,397,976.00	13,116,600.00	16,281,376.00
General Town Outside	22,583,260.00	11,328,562.00	11,254,698.00
Highway Town Outside	7,558,875.00	1,294,534.00	6,264,341.00
Total Town & Highway	59,540,111.00	25,739,696.00	33,800,415.00
Lighting Districts	1,620,000.00	178,900.00	1,441,100.00
Water Acq. & Storage	9,597,725.00	9,597,725.00	-
Fire Protection	715,788.00		715,788.00
Fire Districts			-
Sewer Consolidated	13,834,659.00	10,193,000.00	3,641,659.00
Drainage Consolidated	877,004.00	77,000.00	800,004.00
Refuse & Garbage Cons.	7,523,748.00	308,000.00	7,215,748.00
Total Special Districts	34,168,924.00	20,354,625.00	13,814,299.00
Cleanup Spec. Assmt.	32,068.98		32,068.98
Highway Paving Spec. Assmt.	154,500.00		154,500.00
Sewer Cons. Spec. Assmt.	11,200.00		11,200.00
Unpaid Water	799,854.24		799,854.24
Omitted Tax			-
Total Other Items	997,623.22	-	997,623.22
GRAND TOTALS	94,706,658.22	6,094,321.00	48,612,337.22

**WEST SENECA**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	22,952,885.00	11,238,150.00	11,714,735.00
Highway Fund	10,042,794.00	2,046,473.00	7,996,321.00
Highway Credit (68005)	-	-	
Total Town & Highway	32,995,679.00	3,284,623.00	19,711,056.00
Sewer Districts	9,568,046.00	2,152,998.00	7,415,048.00
Water Districts	208,857.00	14,169.00	194,688.00
Special Assessment	65,501.00	-	65,501.00
Gas Lighting Districts	118,689.00	4,170.00	114,519.00
Elec Lighting Districts	113,866.00	1,990.00	111,876.00
Fire Districts	3,422,990.00	12,525.00	3,410,465.00
Total Special Districts	13,497,949.00	2,185,852.00	11,312,097.00
Emergency Enclosure	4,536.00		4,536.00
Delinquent Water	2,252.26		2,252.26
Grass Cutting	16,930.00		16,930.00
Unpaid Court Fines	3,000.00		3,000.00
Premium Assessment	374,875.94	-	374,875.94
Total Other Items	401,594.20	-	401,594.20
GRAND TOTALS	46,895,222.20	5,470,475.00	31,424,747.20

**BOSTON**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	1,689,671.00	1,503,250.00	186,421.00
Highway Fund	1,168,338.00	442,204.00	726,134.00
Total Town & Highway	2,858,009.00	1,945,454.00	912,555.00
Fire Protection District	770,000.00	50,000.00	720,000.00
Lighting District	20,000.00		20,000.00
Ambulance	102,000.00	22,000.00	80,000.00
Refuse & Garbage	552,000.00	5,880.00	546,120.00
Water Districts	455,931.00	5,942.00	449,989.00
Total Special Districts	1,899,931.00	83,822.00	1,816,109.00
Delinq. Water	894.01		894.01
Total Other Items	894.01	-	894.01
GRAND TOTALS	4,758,834.01	2,029,276.00	2,729,558.01

**BRANT**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	1,023,560.00	608,770.00	414,790.00
General Fund Town Outside	176,844.00	176,844.00	-
Highway Fund Townwide	217,520.00	135,100.00	82,420.00
Highway Fund Town Outside	151,350.00	151,350.00	-
Special Grant Fund	-		-
Capital Projects	73,000.00	73,000.00	-
Total Town & Highway	1,642,274.00	1,145,064.00	497,210.00
Fire Protection District	237,190.00	500.00	236,690.00
Lighting District	31,000.00	1,065.00	29,935.00
Sewer Districts	18,050.00	18,050.00	-
Water District	23,715.00	640.00	23,075.00
Total Special Districts	309,955.00	20,255.00	289,700.00
Demolition Charge	3,207.00		3,207.00
Premium Assessment	561.09		561.09
Total Other Items	3,768.09	-	3,768.09
GRAND TOTALS	1,955,997.09	1,165,319.00	790,678.09

**COLDEN**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	834,562.00	834,562.00	-
Highway Fund	686,954.00	202,255.00	484,699.00
Total Town & Highway	1,521,516.00	1,036,817.00	484,699.00
Lighting District	26,000.00	8,200.00	17,800.00
Refuse District	192,727.00	600.00	192,127.00
Water District	305,337.00	195,718.00	109,619.00
Colden Fire District	324,975.00	-	324,975.00
Aurora Colden Fire District	32,875.98	-	32,875.98
Demolition Charge	19,230.00		19,230.00
Total Special Districts	901,144.98	204,518.00	696,626.98
GRAND TOTALS	2,422,660.98	1,241,335.00	1,181,325.98

**COLLINS**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	797,798.06	275,122.64	522,675.42
General Fund Town Outside	229,387.00	229,387.00	-

Highway Fund Town Outside	1,077,656.31	902,210.32	175,445.99
Total Town & Highway	2,104,841.37	1,406,719.96	698,121.41
Library Fund	50,625.00	15.00	50,610.00
Collins Fire Districts	182,162.66		182,162.66
Rosenburg Fire District	19,173.96		19,173.96
Lighting District	13,400.00	533.00	12,867.00
Helmuth Fire Control	39,000.00	20.00	38,980.00
Refuse District	87,005.00	51,147.08	35,857.92
Water Districts	430,238.82	329,473.82	100,765.00
Total Special Districts	821,605.44	381,188.90	440,416.54
Delinquent Water	17,631.30		17,631.30
Clean Up	1,085.00		1,085.00
Total Other Items	18,716.30	-	18,716.30
GRAND TOTALS	2,945,163.11	1,787,908.86	1,157,254.25

**CONCORD**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	1,163,124.36	454,408.36	708,716.00
General Fund Town Outside	734,480.00	734,480.00	-
Highway Fund Townwide	10,000.00		10,000.00
Highway Fund Town Outside	977,613.04	857,613.04	120,000.00
Total Town & Highway	2,885,217.40	2,046,501.40	838,716.00
Joint Projects	179,850.00	179,850.00	-
Library Fund	9,939.50	1,000.00	8,939.50
Fire Protection	512,140.88	10,000.00	502,140.88
Lighting District	36,001.44		36,001.44
Sewer District	143,810.66		143,810.66
Kissing Bridge Sewer	28,000.00	50.00	27,950.00
Kissing Bridge Water	7,200.06		7,200.06
Water District Trevett Road	16,189.32	1,000.00	15,189.32
Total Special Districts	933,131.86	191,900.00	741,231.86
GRAND TOTALS	3,818,349.26	2,238,401.40	1,579,947.86

**EDEN**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	2,620,494.00	1,917,600.00	702,894.00

Highway Fund	1,555,524.00	446,000.00	1,109,524.00
Total Town & Highway	4,176,018.00	2,363,600.00	1,812,418.00
Fire Protection District	404,015.00		404,015.00
Lighting District	58,008.00	7,000.00	51,008.00
Water Districts	589,017.53	1,405.97	587,611.56
Refuse & Garbage	480,000.00	16,395.00	463,605.00
Total Special Districts	1,531,040.53	24,800.97	1,506,239.56
Delinq. Water ECWA	1,068.62		1,068.62
Delinq. Water Evans	2,296.28		2,296.28
Out of Dist Water			-
Drainage	3,150.00		3,150.00
Road Improvement Chg	11,000.00		11,000.00
Omitted Tax	166.11		166.11
Total Other Items	17,681.01	-	17,681.01
GRAND TOTALS	5,724,739.54	2,388,400.97	3,336,338.57

**HOLLAND**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	792,004.06	657,100.00	134,904.06
Highway Fund	945,757.17	328,100.04	617,657.13
Total Town & Highway	1,737,761.23	985,200.04	752,561.19
Water Districts	153,710.00	153,710.00	-
Lighting District	20,000.00	5,000.00	15,000.00
Cemetery	12,000.00	12,000.00	-
Refuse & Garbage	263,350.00		263,350.00
Holland Fire	281,416.17	2,100.00	279,316.17
Java Sheldon Fire Protection	4,808.00		4,808.00
Total Special Districts	735,284.17	172,810.00	562,474.17
Delinq. Water	17,525.10		17,525.10
Agric Penalty	328.23		328.23
Omitted Taxes			-
Total Other Items	17,853.33	-	17,853.33
GRAND TOTALS	2,490,898.73	1,158,010.04	1,332,888.69

**MARILLA**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	873,600.00	873,600.00	-

Highway Fund	476,700.00	380,110.00	96,590.00
Total Town & Highway	1,350,300.00	1,253,710.00	96,590.00
Sanitation	323,700.00	10,560.00	313,140.00
Fire District	320,675.00	1,000.00	319,675.00
Water Districts	528,675.00	10,050.00	518,625.00
Total Special Districts	1,173,050.00	21,610.00	1,151,440.00
Community Development	20,000.00	20,000.00	-
Unpaid Water	94.07		94.07
Total Other Items	20,094.07	20,000.00	94.07
GRAND TOTALS	2,543,444.07	1,295,320.00	1,248,124.07

**NEWSTEAD**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	1,527,172.00	786,945.00	740,227.00
General Fund Town Outside	187,402.00	187,402.00	-
Highway Fund Townwide	3,058.00	300.00	2,758.00
Highway Fund Town Outside	1,020,248.00	1,020,248.00	-
Total Town & Highway	2,737,880.00	1,994,895.00	742,985.00
Water Districts	703,229.00	239,680.00	463,549.00
Fire Protection Districts	524,413.00	10,765.00	513,648.00
Refuse & Garbage	384,890.00	29,151.00	355,739.00
Drainage District	57,606.00	5,600.00	52,006.00
Sewer Districts	26,659.00	26,659.00	-
Total Special Districts	1,696,797.00	311,855.00	1,384,942.00
Delinquent Water	1,755.07		1,755.07
Unpaid Refuse	757.59		757.59
Emergency Demolition	69.72		69.72
Omitted Taxes	424.57		424.57
Total Other Items	3,006.95	-	3,006.95
GRAND TOTALS	4,437,683.95	2,306,750.00	2,130,933.95

**NORTH COLLINS**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	798,899.00	226,357.00	572,542.00
General Fund Town Outside	159,302.00	16,368.00	142,934.00
Highway Fund Townwide	53,449.00	1,535.00	51,914.00

Highway Fund Town Outside	526,013.00	369,747.00	156,266.00
Total Town & Highway	1,537,663.00	614,007.00	923,656.00
Fire Protection Districts	190,540.00		190,540.00
Refuse District	152,320.00		152,320.00
Total Special Districts	342,860.00	-	342,860.00
GRAND TOTALS	1,880,523.00	614,007.00	1,266,516.00

**SARDINIA**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	833,550.00	833,550.00	-
Highway Fund	634,545.00	634,545.00	-
Total Town & Highway	1,468,095.00	1,468,095.00	-
Fire Protection	358,608.00	358,608.00	-
Street Lighting	14,475.00	-	14,475.00
Total Special Districts	373,083.00	358,608.00	14,475.00
GRAND TOTALS	1,841,178.00	1,826,703.00	14,475.00

**WALES**

FOR THE YEAR 2012	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	675,955.00	675,955.00	-
Highway Fund	416,848.00	295,568.00	121,280.00
Total Town & Highway	1,092,803.00	971,523.00	121,280.00
Fire Protection	206,723.00	5,000.00	201,723.00
Lighting	8,011.00	2,004.00	6,007.00
Refuse	210,521.00	15,000.00	195,521.00
South Wales Fire	89,535.42	-	89,535.42
Total Special Districts	514,790.42	22,004.00	492,786.42
Omitted Tax	-	-	-
Total Other Items	-	-	-
GRAND TOTALS	1,607,593.42	993,527.00	614,066.42

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

CARRIED UNANIMOUSLY.



Item 22 – MS. WHYTE moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 24E-7 (2011). MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 203

RE: Section 520 Exemption Charges  
for 2012  
(COMM. 24E-7, 2011)

WHEREAS, Section 520 Exemption Charges for 2012 have been calculated, as indicated on the attached schedule.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Director of Real Property Tax Services is directed to spread the amount of taxes, as indicated on the attached schedule, upon the tax rolls of the several municipalities in Erie County, being taxes due from the exemption removal on properties transferred during the past year, pursuant to Section 520 of the Real Property Tax Law; and be it further

RESOLVED, that certified copies of this resolution shall be sent to the County Executive, Joseph L. Maciejewski, Director of Real Property Tax Services, the Erie County Comptroller, and Assistant County Attorney Gregory Kammer.

**EXEMPTION REMOVALS FOR 2012 COUNTY TAX**

Town	County	Town	Total
Alden	\$ 7,880.68	\$ 2,258.53	\$ 10,139.21
Amherst	\$ 87,258.59	\$ 77,145.86	\$ 164,404.45
Aurora	\$ 14,209.43	\$ 5,800.65	\$ 20,010.08
Boston	\$ 4,259.16	\$ 1,209.71	\$ 5,468.87
Brant	\$ 1,147.63	\$ 839.51	\$ 1,987.14
Cheektowaga	\$ 113,774.37	\$ 165,023.25	\$ 278,797.62
Clarence	\$ 9,644.85	\$ 4,412.89	\$ 14,057.74
Colden	\$ 816.13	\$ 312.29	\$ 1,128.42
Collins	\$ -	\$ -	\$ -
Concord	\$ 3,423.36	\$ 1,029.52	\$ 4,452.88
Eden	\$ 4,157.62	\$ 2,443.33	\$ 6,600.95
Elma	\$ 2,824.64	\$ 87.18	\$ 2,911.82
Evans	\$ 13,259.99	\$ 16,425.38	\$ 29,685.37
Grand Island	\$ 12,360.55	\$ 6,766.19	\$ 19,126.74
Hamburg	\$ 30,553.80	\$ 23,488.72	\$ 54,042.52
Holland	\$ 577.51	\$ 371.49	\$ 949.00
Lancaster	\$ 21,009.52	\$ 19,895.80	\$ 40,905.32
Marilla	\$ -	\$ -	\$ -

Newstead	\$ 4,162.46	\$ 1,038.27	\$ 5,200.73
North Collins	\$ 1,737.28	\$ 1,260.06	\$ 2,997.34
Orchard Park	\$ 23,249.33	\$ 11,874.67	\$ 35,124.00
Sardinia	\$ 1,443.18	\$ -	\$ 1,443.18
Tonawanda	\$ 97,268.25	\$ 87,382.99	\$ 184,651.24
Wales	\$ 1,760.24	\$ 211.80	\$ 1,972.04
West Seneca	\$ 53,503.50	\$ 70,509.61	\$ 124,013.11
Buffalo	\$ 112,919.83	\$ -	\$ 112,919.83
C. Lack	\$ 29,590.01	\$ -	\$ 29,590.01
C. Ton	\$ 18,590.95	\$ 34,769.47	\$ 53,360.42
	\$ 671,382.86	\$ 534,557.17	\$ 1,205,940.03

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

CARRIED UNANIMOUSLY.

Item 23 – MS. WHYTE moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 24E-8 (2011). MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 204

RE: Levy & Appropriation of EC Real  
Property Tax for 2012  
(COMM. 24E-8, 2011)

WHEREAS, the Erie County budget for the year 2012 has been adopted.

NOW, THEREFORE, BE IT

RESOLVED, that the amounts in said County budget that are required to be raised by taxes, by the Legislature's adoption of the Erie County Budget for 2012, are hereby levied upon and shall be collected from the taxable property situated within the County of Erie and liable therefore, effective January 1, 2012; and be it further

RESOLVED, that the Director of Real Property Tax Services is hereby directed to apportion said taxes to be raised for such budget against the taxable property liable, therefore, as provided by law; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Director of Budget and Management, County Comptroller, County Attorney, and Joseph L. Maciejewski, Director Real Property Tax Services.

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

CARRIED UNANIMOUSLY.

Item 24 – MS. WHYTE moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 24E-13 (2011). MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 205

RE: Downtown Pedestrian/Transit Mall  
Special District Adoption of Mall  
District Service Charge Roll for 2012  
(COMM. 24E-13, 2011)

WHEREAS, after a public hearing, held on October 18, 2011 by Buffalo Place Inc., and upon adoption of Intro 22-1, November 3, 2011, the Erie County Legislature determined that the total amount to be raised by mall district service charges for 2012 for the downtown pedestrian/transit mall special district shall be the sum of \$1,248,662; and

WHEREAS, the 2012 Mall District Budget requires that the amount to be raised by Mall District payments in lieu for 2012 for the downtown pedestrian/transit mall special district shall be the sum of \$18,000.00; and

WHEREAS, the Director of Real Property Tax Services has established the 2012 mall district service charge and payment in lieu roll apportioning the amount to be raised and has transmitted such roll to the Erie County Legislature for adoption.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby adopt the mall district service charge and payment in lieu roll established by the Director of Real Property Tax Services for the purpose of assessing 2012 service charges for the downtown pedestrian/transit mall special district; and be it further

RESOLVED, that 2012 mall district service charges and payment in lieu in the amount of \$18,000 shall be assessed, due and a lien on benefited properties within the downtown pedestrian/transit mall special district on and as of January 1, 2012 and shall be payable to the Director of Real Property Tax Services as provided in Erie County Local Law No. 8-1984; and be it further

RESOLVED, that late fees shall be collected on payments made after the dates provided in Erie County Local Law No. 8-1984, and an interest budget line of \$ 10,000.00 shall be added to the Mall Budget for collection of these late fees; and be it further

RESOLVED, the Director of Budget and Management is hereby authorized to establish the 2012 Downtown Mall Budget in the amount of \$1,276,662 which includes \$1,248,662 for service charges, \$18,000 for payment in lieu, and \$10,000 for interest earnings; and be it further

RESOLVED, that the Director of Real Property Tax Services is hereby authorized to make adjustments and modifications as he deems appropriate; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Chris Collins, Budget Director, Greg Gach, County Comptroller, Asst. County Attorney Gregory Kammer, and Joseph L. Maciejewski, Director Real Property Tax Services.

**DOWNTOWN MALL**  
**YEAR 2012**

			FINAL 2012	
S-B-L	PROP	LOCATION		SPECIAL CHG
111.61-2-6	12	CHURCH		\$0.00
111.61-2-13	46	CHURCH		\$15,795.12
111.13-9-1.1	92	CLINTON		\$0.00
111.13-5-8	17	COURT		\$2,604.25
111.53-3-3.1	30	COURT		\$809.18
111.13-17-1	67	EAGLE EAST		\$0.00
111.53-3-6	53	EAGLE WEST		\$0.00
111.17-15-1	90	ERIE		\$0.00
111.61-1-4	95	FRANKLIN		\$0.00
111.53-3-1	153	FRANKLIN		\$0.00
111.46-12-1	187	FRANKLIN		\$2,689.40
111.30-2-14	369	FRANKLIN		\$2,311.04
111.46-9-1	5	GENESEE		\$294.49
111.46-9-2	7	GENESEE		\$288.70
111.46-9-3	9	GENESEE		\$387.90
111.46-9-4	11	GENESEE		\$0.00
111.46-4-1	46	GENESEE		\$2,776.40
111.46-12-3.1	31	GENESEE WEST		\$11,450.69
111.46-9-5	5	HURON EAST		\$508.58
111.46-7-1.1	20	HURON EAST		\$8,684.26
111.13-6-2	14	LAFAYETTE SQ		\$21,821.80
122.05-6-2.1	15	MAIN		\$0.00
111.17-13-2	75	MAIN		\$0.00
111.17-7-1	125	MAIN		\$0.00
111.17-14-1	130	MAIN		\$0.00
111.70-1-7	233	MAIN		\$20,359.78
111.69-3-4.1	234	MAIN		\$2,503.51
111.70-1-7./A	241	MAIN		\$8,353.90
111.69-3-3	246	MAIN		\$12,016.41
111.70-1-8	251	MAIN		\$3,428.25
111.69-3-2	256	MAIN		\$8,611.44
111.70-1-1.1	259	MAIN		\$4,006.56
111.69-3-1	270	MAIN		\$2,076.00
111.70-1-2	273	MAIN		\$317.17

111.13-24-1	283	MAIN	\$38,302.19
111.61-2-10	284	MAIN	\$19,863.85
111.61-2-9	298	MAIN	\$7,089.78
111.61-2-8	300	MAIN	\$2,218.29
111.61-2-7./Z	306	MAIN	\$0.00
111.61-2-7	306	MAIN	\$0.00
111.13-16-1	345	MAIN	\$60,274.04
111.13-15-4.1	350	MAIN	\$82,876.58
111.13-15-4.1/A	360	MAIN	\$34,022.88
111.13-14-2	377	MAIN	\$12,584.78
111.13-14-1	395	MAIN	\$25,029.88
111.13-15-3	410	MAIN	\$2,741.23
111.13-8-1	415	MAIN	\$0.00
111.13-15-1.1	424	MAIN	\$31,812.91
111.13-5-7	436	MAIN	\$18,770.68
111.13-6-3	447	MAIN	\$12,530.85
111.13-5-6	450	MAIN	\$2,100.32
111.13-5-4.1	456	MAIN	\$3,798.98
111.13-6-4.311	465	MAIN	\$28,377.23
111.13-5-3	472	MAIN	\$2,468.82
111.13-6-8	477	MAIN	\$296.11
111.13-5-1.1	478	MAIN	\$16,675.49
111.13-6-5	483	MAIN	\$0.00
111.13-6-6	487	MAIN	\$1,679.55
111.46-9-8	495	MAIN	\$833.67
111.46-10-9	496	MAIN	\$838.07
111.46-10-2.11	500	MAIN	\$13,951.26
111.46-9-9	501	MAIN	\$567.65
111.46-9-10.1	505	MAIN	\$613.47
111.46-9-12	513	MAIN	\$1,311.94
111.46-9-13	515	MAIN	\$881.93
111.46-9-14	521	MAIN	\$530.53
111.46-9-15.1	523	MAIN	\$434.41
111.46-9-16	525	MAIN	\$563.24
111.46-9-7.2	529	MAIN	\$555.21
111.46-10-1.1	532	MAIN	\$75,285.62
111.46-9-17	535	MAIN	\$579.50
111.46-9-18	537	MAIN	\$726.12
111.46-2-6.1	560	MAIN	\$26,831.84
111.46-2-1.11/A	562	MAIN	\$34,009.49
111.46-2-1.11	564	MAIN	\$67,631.91
111.46-3-1.111	575	MAIN	\$71,819.21

111.46-2-1.12	580	MAIN	\$0.00
111.38-3-11.2	598	MAIN	\$4,970.27
111.38-4-6.112	601	MAIN	\$22,339.57
111.38-3-9.111/1001	610	MAIN	\$169.70
111.38-3-9.111/1002	610	MAIN	\$169.70
111.38-3-9.111/1003	610	MAIN	\$204.11
111.38-3-9.111/1004	610	MAIN	\$204.11
111.38-3-9.111/101	610	MAIN	\$219.84
111.38-3-9.111/1101	610	MAIN	\$223.07
111.38-3-9.111/1103	610	MAIN	\$223.07
111.38-3-9.111/1104	610	MAIN	\$223.07
111.38-3-9.111/1201	610	MAIN	\$239.73
111.38-3-9.111/1202	610	MAIN	\$239.73
111.38-3-9.111/1203	610	MAIN	\$239.73
111.38-3-9.111/1204	610	MAIN	\$239.73
111.38-3-9.111/1301	610	MAIN	\$241.06
111.38-3-9.111/1302	610	MAIN	\$257.48
111.38-3-9.111/1401	610	MAIN	\$257.48
111.38-3-9.111/1402	610	MAIN	\$264.33
111.38-3-9.111/201	610	MAIN	\$289.40
111.38-3-9.111/301	610	MAIN	\$289.40
111.38-3-9.111/401	610	MAIN	\$289.40
111.38-3-9.111/501	610	MAIN	\$289.40
111.38-3-9.111/502	610	MAIN	\$311.19
111.38-3-9.111/503	610	MAIN	\$311.19
111.38-3-9.111/504	610	MAIN	\$311.19
111.38-3-9.111/505	610	MAIN	\$317.87
111.38-3-9.111/601	610	MAIN	\$317.87
111.38-3-9.111/602	610	MAIN	\$317.87
111.38-3-9.111/603	610	MAIN	\$317.87
111.38-3-9.111/604	610	MAIN	\$317.87
111.38-3-9.111/605	610	MAIN	\$325.42
111.38-3-9.111/701	610	MAIN	\$325.42
111.38-3-9.111/702	610	MAIN	\$329.13
111.38-3-9.111/703	610	MAIN	\$329.13
111.38-3-9.111/704	610	MAIN	\$332.24
111.38-3-9.111/705	610	MAIN	\$332.24
111.38-3-9.111/801	610	MAIN	\$370.49
111.38-3-9.111/802	610	MAIN	\$514.43
111.38-3-9.111/803	610	MAIN	\$501.97
111.38-3-9.111/804	610	MAIN	\$549.98
111.38-3-9.111/805	610	MAIN	\$616.51

111.38-3-9.111/901	610	MAIN	\$627.17
111.38-3-9.111/902	610	MAIN	\$685.32
111.38-3-9.111/903	610	MAIN	\$685.32
111.38-3-9.111/904	610	MAIN	\$685.32
111.38-3-9.111/905	610	MAIN	\$873.68
111.38-4-20	615	MAIN	\$0.00
111.38-3-8	618	MAIN	\$2,631.87
111.38-3-6.11	622	MAIN	\$6,508.24
111.38-4-21	625	MAIN	\$0.00
111.38-4-21./Z	625	MAIN	\$1,396.47
111.38-4-6.12	639	MAIN	\$0.00
111.38-3-5	642	MAIN	\$0.00
111.38-3-4	650	MAIN	\$1,230.96
111.38-4-4.12	653	MAIN	\$2,267.52
111.38-4-4.11	663	MAIN	\$14,010.31
111.38-3-3	664	MAIN	\$0.00
111.38-4-3	667	MAIN	\$0.00
111.38-4-2	671	MAIN	\$935.24
111.38-3-2	674	MAIN	\$1,613.81
111.38-3-1	678	MAIN	\$1,543.95
111.38-4-1	681	MAIN	\$3,170.41
111.30-5-6	686	MAIN	\$1,850.70
111.30-4-3	689	MAIN	\$1,378.82
111.30-5-4.1	690	MAIN	\$2,332.78
111.30-4-1.1	695	MAIN	\$0.00
111.30-5-3	698	MAIN	\$3,516.34
111.30-5-2	710	MAIN	\$0.00
111.30-3-11	715	MAIN	\$1,157.02
111.30-2-3	716	MAIN	\$11,095.63
111.30-3-10	723	MAIN	\$1,022.50
111.30-3-8.12	731	MAIN	\$1,572.58
111.30-3-7	733	MAIN	\$2,703.04
111.30-2-2.2	736	MAIN	\$1,204.64
111.30-3-6	739	MAIN	\$1,248.65
111.30-3-5	743	MAIN	\$1,956.49
111.30-2-1.11	752	MAIN	\$1,036.39
111.30-3-4	753	MAIN	\$1,337.19
111.30-3-3	761	MAIN	\$336.73
111.30-3-2	763	MAIN	\$3,070.83
111.30-3-1	777	MAIN	\$15,393.98
111.17-16-1.1	1	MARINE	\$0.00
111.13-6-7	5	MOHAWK EAST	\$74.03

111.13-6-4.112	11	MOHAWK EAST	\$1,340.21
111.17-5-3	70	PEARL ST	\$0.00
111.69-2-6.1	72	PEARL ST	\$2,251.51
111.69-2-5	82	PEARL ST	\$642.53
111.69-2-4	86	PEARL ST	\$0.00
111.69-2-3	92	PEARL ST	\$4,955.97
111.69-3-6	93	PEARL ST	\$2,405.91
111.69-2-2	100	PEARL ST	\$817.85
111.69-2-1	110	PEARL ST	\$2,407.34
111.61-2-12	128	PEARL ST	\$0.00
111.61-2-11	132	PEARL ST	\$1,037.49
111.61-2-5	140	PEARL ST	\$15,865.82
111.53-3-4.13	194	PEARL ST	\$0.00
111.53-3-4.11	212	PEARL ST	\$0.00
111.53-3-4.11/Z	212	PEARL ST	\$224.73
111.13-5-9	283	PEARL ST	\$411.56
111.46-12-2	318	PEARL ST	\$613.45
111.46-1-1.11	364	PEARL ST	\$0.00
111.38-9-4	388	PEARL ST	\$1,597.58
111.38-9-3	396	PEARL ST	\$372.96
111.38-2-11	406	PEARL ST	\$511.30
111.38-2-10	416	PEARL ST	\$598.28
111.38-2-9	420	PEARL ST	\$292.30
111.38-3-11.1	421	PEARL ST	\$2,340.92
111.38-2-8.1	424	PEARL ST	\$455.69
111.38-3-7.1	425	PEARL ST	\$231.51
111.38-2-8.2	426	PEARL ST	\$468.55
111.38-2-7	430	PEARL ST	\$70.14
111.38-2-4.1	432	PEARL ST	\$1,228.20
111.38-3-6.12	439	PEARL ST	\$771.21
111.38-2-2.1	452	PEARL ST	\$396.06
111.38-2-1.1	470	PEARL ST	\$2,704.76
111.30-6-21.1	478	PEARL ST	\$395.10
111.30-6-20	484	PEARL ST	\$647.75
111.30-6-19	492	PEARL ST	\$502.60
111.30-6-18	494	PEARL ST	\$116.36
111.30-6-5.111	496	PEARL ST	\$334.45
111.30-6-23	500	PEARL ST	\$1,512.17
111.30-5-1	505	PEARL ST	\$555.21
111.30-6-14	512	PEARL ST	\$0.00
111.30-2-2.1	538	PEARL ST	\$462.68
111.30-2-1.211	554	PEARL ST	\$570.22



MS. WHYTE moved to approve the item. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 25 – MS. WHYTE moved to discharge the ENERGY & ENVIRONMENT COMMITTEE of further consideration of COMM. 24E-16 (2011). MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 206

RE: Notice of Adoption: ECSD 2011  
Assessment Rolls (2012 Levy)  
(COMM. 24E-16, 2011)

WHEREAS, the 2011 Assessment Rolls for Erie County Sewer District Nos. 1-6 and 8 describing each lot or parcel of land have been prepared by the Division of Sewerage Management; and

WHEREAS, the Division of Sewerage Management has also assessed the estimate of expenditures and proportioned them to the lots and parcels of land as nearly as may be to the benefit which each lot or parcel will derive therefrom; and

WHEREAS, the Clerk of the Legislature had a Notice of Public Hearing published in the official County newspapers prior to the date of the Public Hearing which informed the public that the Assessment Rolls would be open for public inspection on and after the first day of October, 2011; and

WHEREAS, said Public Hearing was held in the Chamber of the Erie County Legislature, 92 Franklin Street, 4th Floor, Buffalo, New York, at 1:30 p.m., local time on November 4, 2011 and that all persons desiring to be heard were duly heard and that all objections have been heard and considered; and

WHEREAS, said Assessment Rolls, estimate of expenditures, and Public Hearing were carried out in accordance with Article 5A, Sections 270 and 271 of County Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby affirm and adopt the 2011 Assessment Rolls for Erie County Sewer District Nos. 1, 2, 3, 4, 5, 6 and 8; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to the County Executive, Erie County Comptroller, Eric Ziobro, Assistant County Attorney and Joseph L. Fiegl, P.E., Deputy Commissioner, Department of Environment & Planning.

MS. WHYTE moved to approve the item. MS. BOVE seconded.

CARRIED UNANIMOUSLY.

Item 26 – MS. WHYTE moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE of further consideration of COMM. 19E-4 (2011). MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 207

RE: Supplemental Agreement with  
NYSDOT - Bridge Deck Sealing Project  
- Various Towns & Villages  
(COMM. 19E-4, 2011)

WHEREAS, the Bridge Deck Sealing Project in various Towns and Villages, Erie County, PIN 5760.13 (the "Project") is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, depending on the Federal Aid Funding Program; and

WHEREAS, the County of Erie desires to advance the Construction and Construction Inspection Phases of the Project, PIN 5760.13, contingent upon execution of a Supplemental Agreement with the New York State Department of Transportation (NYSDOT) that increases the original Project Agreement in the amount of \$140,000.00, and payment of the required local share of \$28,000.00.

NOW, THEREFORE, BE IT

RESOLVED, that the County Legislature of the County of Erie hereby approves the above subject project; and be it further

RESOLVED, that the County Legislature of the County of Erie hereby authorizes the County of Erie to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Construction and Construction Inspection Phases of the Project or portions thereof; and be it further

RESOLVED, that the Project Fund B.00182 – 2008 Capital Overlay, fund center 1231010, fund 420, be increased by the anticipated Federal revenue in the amount of \$112,000.00 as follows:

REVENUES		CURRENT BUDGET	INCREASE/ DECREASE	REVISED BUDGET
Account	Description			
414000	Federal Aid	\$ 0	\$112,000	\$112,000
475000	Gen Oblig Bond Proc	\$3,800,000	\$ 0	\$3,800,000
486000	Interfund Rev Subsidy	<u>\$3,068,117</u>	<u>\$ 0</u>	<u>\$3,068,117</u>
TOTAL REVENUES		<u>\$6,868,117</u>	<u>\$112,000</u>	<u>\$6,980,117</u>
APPROPRIATIONS				
Capital Projects	Capital Project Exp	<u>\$6,868,117</u>	<u>\$112,000</u>	<u>\$6,980,117</u>
TOTAL APPROPRIATIONS		<u>\$6,868,117</u>	<u>\$112,000</u>	<u>\$6,980,117</u>

and be it further

RESOLVED, that upon execution of the agreement with the NYSDOT, the estimated total sum of the construction phase of the Project, \$140,000.00 is hereby appropriated from B.00182.10 – 2008 Overlay Program and made available to cover the cost of participation in the above phase of the Project; and be it further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and non-Federal shares of the costs of the Project's Construction and Construction Inspection Phases exceeds the amount appropriated, \$140,000.00 and/or 100% of the full Federal and non-Federal shares of the cost of the Project's Construction and Construction Inspection Phases exceeds \$140,000.00, the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and be it further

RESOLVED, that the County Executive of the County of Erie is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the County of Erie, (subject to the County of Erie Attorney's approval as to form and content), with the New York State Department of Transportation in connection with the advancement or approval of the Project identified in the State/Local Agreement; and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal-Aid Project costs and all Project costs within appropriations therefore that are not so eligible; and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation, by attaching it to any necessary Agreement in connection with the Project; and be it further

RESOLVED, that the Clerk of the Legislature forward ten (10) certified copies of this Resolution to the Department of Public Works, Office of the Commissioner, to be forwarded to the New York State Department of Transportation and also one copy each to the Office of the County Executive, the Office of Budget and Management, and the Office of the Comptroller.

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

CARRIED UNANIMOUSLY.

Item 27 – MS. WHYTE moved to discharge the HEALTH & HUMAN SERVICES COMMITTEE of further consideration of COMM. 24E-5 (2011). MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 208

RE: DSS - Authorization to Renew Lease –  
478 Main Street  
(COMM. 24E-5, 2011)

WHEREAS, the Department of Social Services is seeking authorization to renew a lease and continue occupancy at 478 Main Street with Mohawk Group Limited Partnership; and

WHEREAS, the base per square foot rental renewal amount will remain the same as the previous lease agreement; and

WHEREAS, there are no additional County funds required to renew this lease, as funding for this leased space is budgeted and is available in the 2012 Adopted Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a 5 year lease of 115,909 square feet of space at 478 Main Street, Buffalo, New York with the Mohawk Group Limited Partnership at the annual base rental rate of \$118,323.77 for the period March 1, 2012 through February 28, 2017; and be it further

RESOLVED, due to the immediate need to continue occupancy the requirement for Request for Proposals is waived; and be it further

RESOLVED, that the Erie County Executive is authorized to execute the lease renewal for 478 Main Street; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Erie County Executive, the Commissioner of Social Services, the Director of Real Estate, the Erie County Comptroller, and the Director of the Division of Budget and Management.

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

CARRIED UNANIMOUSLY.

Item 28 – MS. WHYTE moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE of further consideration of COMM. 19E-5 (2011). MS. BOVE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 209

RE: Bridge Deck Sealing Project  
Construction Award - Various Towns &  
Villages  
(COMM. 19E-5, 2011)

WHEREAS, the Bridge Deck Sealing Project PIN 5760.13 will be advertised, bid, and ready for award of construction contract to the responsible low bidder; and

WHEREAS, the Bridge Deck Sealing Project PIN 5760.13 will improve the condition of County bridges; and

WHEREAS, funding for this project is contingent upon receipt of a Supplemental Agreement from the New York State Department of Transportation (NYSDOT) and is available in B.00182 – 2008 Capital Overlay Program in the amount of \$140,000.00; and

WHEREAS, it is necessary that this approval be granted, so that the contract can be awarded to allow the contractor to begin bridge deck sealing as soon as possible; and

WHEREAS, in order to facilitate the Bridge Deck Sealing Project it will be necessary for the County to execute the construction contract with the responsible low bidder and establish a construction contingency; and

WHEREAS, a change order must be negotiated with Clough Harbour Associates of Buffalo, New York for construction inspection and services during construction.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to award and execute a contract for the Bridge Deck Sealing Project PIN 5760.13 between the County of Erie and the lowest responsible bidder, establish a construction contingency and execute a negotiated change order between the County of Erie and project engineers Clough Harbour Associates of Buffalo, New York, upon receipt of a Supplemental Agreement from NYSDOT; and be it further

RESOLVED, that funding for the Bridge Painting Project be allocated from fund B.00182.10 – 2008 Capital Overlay Program in an amount not to exceed \$140,000.00; and be it further

RESOLVED, that the County Executive of the County of Erie is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project; and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation, by attaching it to any necessary Agreement in connection with the Project; and be it further

RESOLVED, that the Department of Public Works will inform the Erie County Legislature, for information only, as to what contractor was the successful low responsible bidder for the Bridge Deck Sealing Project PIN 5760.13; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward five (5) certified copies of this resolution to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

MS. WHYTE moved to approve the item. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 29 – MS. WHYTE moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE of further consideration of COMM. 22E-5 (2011). MS. BOVE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 210

RE: Right-of-Way Acquisition - Penora  
Street at William Street - Town of  
Lancaster  
(COMM. 22E-5, 2011)

WHEREAS, a project for the reconstruction of Penora Street (CR 23) in the Town of Lancaster, Erie County, (the “Project”) was authorized by this honorable body via Communications 24E-17 (2010) and 5E-18 (2011); and

WHEREAS, in order to facilitate reconstruction of the intersection, it will be necessary for the County to acquire the parcel by fee, portions of real property in the vicinity of the intersection:

PORTIONS OF TAX MAP SBL NUMBERS

TOWNSHIP

SBL 115.14-2-20

Lancaster

such property to be acquired by the County is herein referred to as the “Subject Property”; and

WHEREAS, in order to acquire the parcel for the project, it will be necessary for the County to establish an amount which it believes to represent just compensation for the real property interest to be acquired and to thereafter make a written offer to purchase the real property interest for the respective just compensation amount; and

WHEREAS, the acquisition of the portion of the Subject Property is de minimis in nature so that the public interest will not be prejudiced by the reconstructed road and other general improvements to the subject section of Penora Street (CR 23); and

WHEREAS, should the owner(s) of the Subject Property refuse to convey such portions of their real property to the County for an amount not exceeding fair market value, it will be necessary for the County to acquire the Subject Property by commencing eminent domain proceedings.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the above subject actions; and be it further

RESOLVED, that the sum of \$5,000.00 is made available from the Purchase of Permanent Right-of-Way, SAP B.00062, to cover the cost of Right-of-Way acquisition; and be it further

RESOLVED, that the County of Erie is authorized to acquire easement title to the aforementioned Subject Property for the purpose of reconstructing and improving the intersection related to the aforementioned Penora Street project; and be it further

RESOLVED, that the Commissioner of Public Works, or his authorized representatives, are hereby authorized to establish the amount which he believes to represent just compensation for the real property to be acquired; and be it further

RESOLVED, that the Commissioner of Public Works, or his authorized representatives, are hereby authorized to negotiate and offer just compensation amount to the owner(s) of the Subject Property for the purpose of acquiring interests in portions of their respective parcel of real property by permanent easement or temporary easement, for the Penora Street reconstruction project; and be it further

RESOLVED, that the Commissioner of Public Works, or his authorized representatives, are authorized to act on behalf of the County of Erie in connection with the acquisition of the portions of the aforementioned Subject Property; and be it further

RESOLVED, that based upon the factors previously set forth herein, it is the determination of this County Legislature that such acquisition of the aforementioned Subject Property are de minimis in nature; and be it further

RESOLVED, that the County Attorney shall prepare and the County Executive shall execute all appropriate documents relating to acquiring fee and/or easement interests in the Subject Property; and be it further

RESOLVED, should one or more owner(s) of the Subject Property refuse to convey such portion of their real property to the County for an amount not to exceed the just compensation determined by the Commissioner of Public Works, or his authorized representatives, the County is authorized to commence eminent domain procedures; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this resolution to the Department of Public Works, Office of the Commissioner and also one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

MS. WHYTE moved to approve the item. MS. BOVE seconded.

CARRIED UNANIMOUSLY.

Item 30 – MS. GRANT moved to reconsider COMM. 24E-5 (2011). MR. KOZUB seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLER-WILLIAMS directed that the item be returned to the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

**SUSPENSION OF THE RULES**



Item 31 – MS. WHYTE moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 27E-7 from LEGISLATOR RATH Re: Letter of Absence - Session No. 27

CHAIR MILLER-WILLIAMS directed that the item be Received, Filed and Printed.

GRANTED.

December 7, 2011

Hon. Barbara Miller-Williams, Chair  
Erie County Legislature  
92 Franklin Street, 4th Floor  
Buffalo, New York 14202

Dear Chair Miller-Williams,

I regret that I will unavoidably be unable to attend the session on December 8, 2011. I am scheduled to be out of town on that date.

Thank you.

Yours Truly,

Edward A. Rath, III  
Erie County Legislator – 15th District

cc: Robert M. Graber, Clerk  
Erie County Legislature

Item 32 – MS. WHYTE moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO 27-2 from LEGISLATORS DIXON, MILLER-WILLIAMS, WHYTE, MILLS, KOZUB, WHALEN, FUDOLI, GRANT, MAZUR, BOVE, HARDWICK, MARINELLI, LOUGHRAN & RATH Re: The Consolidation of Vital Statistics Reporting District No. 1498 (VA WNY Healthcare System) & No. 1401 (Registrar of Vital Statistics, Buffalo, NY)

MS. WHYTE moved to approve the resolution. MR. KOZUB seconded.

CARRIED UNANIMOUSLY.

**RESOLUTION NO. 211**

WHEREAS, in accord with New York State Public Health Law Section 4120, the City of Buffalo is a primary registration district for maintaining vital statistic records and certificates and is designated as Reporting District #1401; and

WHEREAS, currently, the Veterans Administration of Western New York Healthcare System (VA WNY Healthcare System) is maintaining vital statistic records and certificates for deceased individuals as Reporting District #1498; and

WHEREAS, the records custodians of Reporting Districts #1401 and #1498, recognizing the need to be compliant with New York State's Public Health Laws, desire to comply therewith by consolidating Reporting District #1498 into Reporting District #1401; and

WHEREAS, the consolidation of Reporting District #1498 (VA WNY Healthcare System) and Reporting District #1401 (Registrar of Vital Statistics, Buffalo, NY) and the corresponding transfer of vital statistic records and certificates currently located at the Buffalo VA Healthcare facility, to City Hall, Buffalo, NY, is in the best interests of all concerned in that the consolidation will facilitate the safe keeping of such records in one centrally located and easily accessible location, thereby avoiding the current need to determine which of the multiple custodian locations can provide a needed vital statistic record or certificate; and

WHEREAS, in conjunction with the approvals contained herein, and with prior approval by the City of Buffalo Common Council, the New York State Commissioner of Health may issue a consent order to consolidate Vital Statistic Reporting District #1498 into District #1401.

**NOW, THEREFORE, BE IT**

**RESOLVED**, in accordance with Section 4120 of the Public Health Law, the Erie County Legislature does hereby approve the request of the Registrar of the VA WNY Healthcare System, as custodian for Reporting Districts #1498, and the Registrar of Vital Statistics, Buffalo, New York, as custodian of vital statistic records Reporting District #1401, to consolidate the vital statistic records maintained by the Registrar of the VA WNY Healthcare System as custodian for Reporting Districts #1498 with the vital statistic records maintained by the Registrar of the City of Buffalo, NY, by the merger of Reporting District 1498 into Reporting District #1401; and be it further

**RESOLVED**, that a copy of this Resolution be sent to the New York State Commissioner of Health, to the Interim Medical Center Director of the VA Healthcare Facility as custodian of Vital Statistic Reporting District 1498, to the Corporation Counsel of the City of Buffalo, NY, and to the Common Council of the City of Buffalo.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE COMPTROLLER**

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

CHAIR MILLER-WILLIAMS directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. FUDOLI, MR. HARDWICK, MR. MILLS, MS. BOVE, MS. GRANT, MR. KOZUB, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR, CHAIR MILLER-WILLIAMS, MR. WHALEN and MS. WHYTE. NOES: None. (AYES: 13; NOES: 0)

CARRIED UNANIMOUSLY.

RESOLUTION NO. 212

RE: Buffalo Zoo Improvements Bond  
Resolution  
(COMM. 27E-1)

RESOLUTION NO. 212-2011

BOND RESOLUTION DATED DECEMBER 8, 2011

BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING FINANCING OF THE COUNTY'S LOCAL SHARE OF THE COST OF RECREATIONAL AREA IMPROVEMENTS TO THE BUFFALO ZOO, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$3,000,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$3,000,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Introduced) December 8, 2011

(Adopted) December 8, 2011

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Erie, New York (herein called "County"), is hereby authorized to finance the County's local share of the cost of recreational area improvements to the Buffalo Zoo, including construction of a new Polar Bear Exhibit as more fully described in the duly adopted 2011 Capital Budget for the County, as amended, and pursuant to agreements with the City of Buffalo and the Zoological Society of Buffalo. To the extent that the details set forth in this resolution are inconsistent with any details set forth in the 2011 Capital Budget of the County, such Budget shall be deemed and is hereby amended. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$3,000,000 and said amount is hereby appropriated therefor. The plan of financing for such specific object or purpose includes the issuance of \$3,000,000 bonds of the County to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the amount of \$3,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance a portion of said appropriation.

Section 3. The period of probable usefulness applicable to the purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 19(c) of the Law, is fifteen (15) years.

Section 4. The County intends to finance, and the Comptroller of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the specific object or purpose described in Section 1 hereof, prior to the issuance of the bonds or bond anticipation notes herein authorized, out of any available funds of the County on an interim basis, which respective amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County pursuant to this Resolution, in the respective maximum amounts of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the issuance of bonds having substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the respective amounts of bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Comptroller of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Erie, payable as to both principal and interest by general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Resolution shall take effect immediately upon approval by the County Executive.

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Clerk of the Erie County Legislature is hereby directed to publish the foregoing bond resolution, in summary, in the Front Page and Amherst Bee newspapers, the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

FROM THE SHERIFF

Item 34 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 213

RE: ECSO - Heliport Lease  
(COMM. 27E-2)

WHEREAS, the County of Erie requires the use of a hangar, landing area and a heliport pad for the Erie County Sheriff's Office aviation division; and

WHEREAS, W. J. Milligan of Hamburg, New York is the owner of a duly licensed public/private airport, including hangar and landing areas and able to provide the premises as required by the County of Erie; and

WHEREAS, funds have been included for such a lease in the 2012 County of Erie budget therefore, requiring no additional county funds.

NOW, THEREFORE, BE IT

RESOLVED, that the County of Erie is hereby authorized to enter into a lease with W.J. Milligan, of Hamburg, New York to provide a hangar and paved landing pad at 7941 Versailles Plank Road in Angola, New York for use by the Sheriff's Aviation Division; and it be further

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

FROM CHAIR MILLER-WILLIAMS

Item 35 – (COMM. 27E-3) 2012 Schedule of Legislative Sessions

Received, Filed and Printed.

To: Robert M. Graber, Clerk  
From: Barbara Miller-Williams, Chair  
Subject: 2012 SCHEDULE OF LEGISLATIVE SESSIONS

---

JANUARY	JULY
5	12
26	19
FEBRUARY	AUGUST
16	Recess
23	
MARCH	SEPTEMBER
15	13
29	27
APRIL	OCTOBER
5	11
19	25
MAY	NOVEMBER
10	8
24	29
JUNE	DECEMBER
7	4 <i>Budget</i>
21	6
	11 <i>Budget Override</i>
	20

All Regular Sessions: Pre-Session Caucuses begin at 9:30 A.M.,  
in the Legislative Caucus Room.

All Regular Sessions: Begin at 2:00 P.M., in the Legislature Chambers.

FROM THE COUNTY EXECUTIVE

Item 36 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 214

RE: Change Orders for Construction &  
Construction Engineering & Inspection  
Services for the Reconstruction of  
Wehrle Drive - Town of Amherst  
(COMM. 27E-4)

WHEREAS, bids were taken for the reconstruction of Wehrle Drive (CR 290), in the Town of Amherst, on March 27, 2008, and awarded to the low bidder DiPizio Construction Co., Inc. of Cheektowaga, New York. The project was approved and appropriated via Comm. 8E-24 of May 8, 2008 (SAP B.00007 and B.00169) and Comm. 24E-8 of December 16, 2010 (SAP B.21004); and it has been determined that the contract must be increased due to unanticipated on-site work scope and quantity changes; and

WHEREAS, the County of Erie entered into a contract for design and engineering services for the above noted project with the engineering firm of Stantec Consulting Services Inc. of Rochester, New York. The contract was approved and appropriated via Comm. 8E-24 of May 8, 2008 (SAP B.00007 and B.00169) and Comm. 24E-8 of December 16, 2010 (SAP B.21004), and it has been determined that the contract must be increased to include additional construction engineering services and construction inspection services due to unanticipated on-site work scope and quantity changes; and

WHEREAS, should additional State and Federal funding become available, the project budget will be increased.

NOW, THEREFORE, BE IT

RESOLVED, that the 2007 Consolidated Bond Resolution description, which included B.00180 Unanticipated Bridge Reconstruction, is hereby amended to include Unanticipated Road Reconstruction for unanticipated on-site work scope and quantity changes related to the reconstruction of Wehrle Drive with authorization to utilize any unused funds on other Erie County road projects; and be it further

RESOLVED, that the current Project construction amount of \$18,743,000.00 be increased by the amount of \$452,362.55 which is appropriated from capital accounts SAP B.00169.1 (\$176,473.00) 2007 Wehrle Drive Reconstruction Program, B.00180.1 (not to exceed \$171,889.55) 2007 Unanticipated Federal Aid Program, and B.21004.2 (\$104,000.00) 2010 Wehrle Drive Reconstruction; and be it further

RESOLVED, that the County Executive is authorized to execute negotiated change orders in an amount not to exceed the allowable Project construction increase between the County of Erie and project contractor DiPizio Construction Co., Inc. of Cheektowaga, New York as well as project engineers Stantec Consulting Services Inc. of Rochester, New York for unanticipated on-site work scope and quantity changes; and be it further

RESOLVED, should additional State and Federal funding become available, the project budget will be increased; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management and the Office of the Comptroller.

Item 37 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 215

RE: Youth Bureau Contract Increases  
(COMM. 27E-5)

WHEREAS, New York State has notified the Department of additional funds in the amount of \$47,568 available for Youth Bureau programming; and

WHEREAS, providers are recommended for contract additions after careful review of critical needs and the ability to expend funds on programming in the limited time remaining in the program year; and

WHEREAS, these additional dispersals are based on positive agency monitoring outcomes, concentration on identified delinquent populations and high impact areas; and

WHEREAS, there is no fiscal impact to this resolution.

NOW, THEREFORE, BE IT

RESOLVED, that the following amendments are made in the 2011 Youth Bureau budget, Fund 110, Fund Center 12530:

Youth Bureau, Fund 12530

<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>INCREASE</u>
517873	African Cultural Center	\$ 1,000
517873	First Hand Learning	\$ 1,000
517873	Literacy Volunteers	\$ 5,000
517873	Massachusetts Avenue Project	\$ 5,000
517873	Community Action Organization	\$ 5,000
517873	Nation Federation of Just Communities	\$ 2,000
517873	Jericho Road Ministries	\$ 2,000
517873	WNY United Against Drugs & Alcohol Abuse	\$ 3,500
517873	Concerned Ecumenical Ministry	\$ 2,500
517873	Access of WNY	\$ 2,000
517873	Be A Friend	\$ 5,000
517873	Child & Family Services	\$ 5,000
517873	Erie 1 Boces	\$ 3,568
517873	Young Audiences	<u>\$ 5,000</u>
	Total Expenditure	<u>\$47,568</u>



and be it further

<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>INCREASE</u>
510100	Out of Area Travel	\$2,000
516020	Professional Services	11,040

530000	Other Expense	960
561420	Office Equipment	<u>6,000</u>
	Total Expenditure	<u>\$20,000</u>
407540	State Aid – Social Services Admin	<u>\$20,000</u>
	Total Revenue	<u>\$20,000</u>

and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, the Commissioner of Social Services, the Erie County Comptroller and the Director of the Division of Budget and Management.

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE COUNTY ATTORNEY**

Item 39 – (COMM. 27D-1) Transmittal of New Claims Against EC

Item 40 – (COMM. 27D-2) Transmittal of New Claims Against EC

The above two items were received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**FROM THE MAJORITY COUNSEL**

Item 41 – (COMM. 27D-3) Letter to Chair of Legislature Concerning Cultural Grant to Graycliff Conservancy

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

**FROM THE NFTA**

Item 42 – (COMM. 27M-1) Minutes of Meeting Held 10/24/2011

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**FROM THE NYSDEC**

Item 43 – (COMM. 27M-2) Fact Sheet: NYSDEC Certifies Cleanup Requirements Achieved at 2137 Seneca Street - Former Pizza Hut Site in Buffalo

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE ECFSA

Item 44 – (COMM. 27M-3) Letter to Chair of Community Enrichment Committee Concerning Polar Bear Habitat Funding

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE PRESIDENT OF NYSAC

Item 45 – (COMM. 27M-4) Letter to Chair of Legislature Concerning NYS Land Bank Act

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

ANNOUNCEMENTS

Item 46 – CHAIR MILLER-WILLIAMS announced that the Legislature's 2012 Schedule of Legislative Sessions has been distributed.

Item 47 – LEGISLATOR MARINELLI thanked legislative members for their public service with this being the final session of 2011.

Item 48 – LEGISLATOR MAZUR also expressed appreciation to departing legislators.

Item 49 – CHAIR MILLER-WILLIAMS also expressed appreciation, and to County employees, staff, and colleagues.

Item 50 – LEGISLATOR MILLS thanked Chair Miller-Williams, and congratulated Comptroller Poloncarz, Legislators Fudoli and Walter upon their election successes, and thanked departing members for the "good job" they did for residents.

Item 51 – LEGISLATOR KOZUB announced that the 5<sup>th</sup> Annual Public Safety in WNY Holiday Extravaganza will be held on Saturday, December 10, 2011, from 4:00 P.M. to 8:00 P.M., at the Lake Erie Italian Club, 3200 South Park Ave., Lackawanna. All are welcome to attend. Legislator Kozub also thanked constituents of the 1<sup>st</sup> legislative district for supporting him as legislator. He further thanked the staff for their help, as well as his district office assistant, Pat Connolly.

Item 52 – LEGISLATOR WHYTE also thanked the voters of the 6<sup>th</sup> legislative district for the "honor and privilege" of serving as their legislator for six years. Legislator Whyte also said that she is proud to have helped bring fiscal stability to County finances, and helped with neighborhood stabilization in her district. She also thanked her district office assistant, Melissa Cummings, for her work.

Item 53 – LEGISLATOR WHALEN expressed appreciation to Chair Miller-Williams for the committee assignments he received. Legislator Whalen also thanks the clerk of the Economic Development Committee of which he chaired for his work, Legislature staff member James Gambino. He also thanked his Minority and Majority Caucus colleagues, and said that his time as a

legislator was a “wonderful ride.” Legislator Whalen also thanked the Democratic Committeemen of the 2<sup>nd</sup> legislative district for giving him the opportunity to serve as legislator.

Item 54 – CHAIR MILLER-WILLIAMS expressed “happy holiday” wishes to all.

### **MEMORIAL RESOLUTIONS**

Item 55 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of W. Walter Simon Jr., John R. Morrison, Alfred A. Henningham, Alice D. Marshall and Peter L. Bognar.

Item 56 – Legislator Whyte requested that when the Legislature adjourns, it do so in memory of victims of the Virginia Tech shootings that occurred today, and in memory of 10-year-old Darpan Niroula who died when he was hit by a bus on Buffalo’s West Side.

Item 57 – Legislator Marinelli requested that when the Legislature adjourns, it do so in memory of Mark Ponticello.

Item 58 – Legislator Kozub requested that when the Legislature adjourns, it do so in memory of Harry Morgan from the television series “M\*A\*S\*H,” and in memory of all those residents of Erie County who passed away in 2011.

### **ADJOURNMENT**

Item 59 – At this time, there being no further business to transact, CHAIR MILLER-WILLIAMS announced that the Chair would entertain a Motion to Adjourn.

MR. MAZUR moved that the Legislature adjourn until Thursday, January 5, 2012 at 2:00 p.m. Eastern Standard Time. MR. FUDOLI seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLER-WILLIAMS declared the Legislature adjourned until Thursday, January 5, 2012 at 2:00 p.m. Eastern Standard Time.

**ROBERT M. GRABER**  
**CLERK OF THE LEGISLATURE**