

ERIE COUNTY LEGISLATURE
MEETING NO. 20
November 4, 1999

The Legislature was called to order by Chairman Swanick.

All Members Present.

A moment of silence was held.

The Pledge of Allegiance was led by Mr. Swanick.

The minutes of the previous meeting were tabled.

MISCELLANEOUS RESOLUTIONS

Item 1 – MS. MARINELLI presented a resolution Honoring the Zonta Club of Buffalo as They Celebrate Their 80th Birthday This November. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 2 – MS. PEOPLES presented a resolution Congratulating Carl Hunley of Mount Olive Baptist Church, “Surprise Appreciation” Awardee. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 3 – MS. PEOPLES presented a resolution Congratulating Mary Randolph on Her Retirement as the Director of the Bethel Head Start Program. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

Item 4 – MS. CHASE presented a resolution Honoring Verna Knabs on Her Retirement. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 5 – MR. KUWIK presented a resolution Congratulating Mary Ann Gorman on Her Retirement from the Lackawanna School System. MR. FITZPATRICK seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 6 - CHAIRMAN SWANICK directed that Local Law Intro No. 4 (Print #2) 1999 remain on the table.

COMMITTEE REPORTS

None.

LEGISLATORS RESOLUTIONS

Item 7 – MRS. FISHER presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 355

Re: Funding for Community
Organizations. (Intro. 20-1)

WHEREAS, the Legislature set aside funds in the 1999 Erie County Budget for use by worthy community organizations and governmental agencies, and

WHEREAS, this funding may be provided by the County of Erie to local community based organizations and agencies for the purposes of assisting our youth or senior citizens, and to assist in crime fighting, emergency services, or other types of neighborhood-based service delivery, and

WHEREAS, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$6,000 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agencies:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Meals on Wheels	830/0141	\$2,000
Everywoman Opportunity Center, Inc.	830/0225	\$2,500

West Side Business & Taxpayers Association	830/0974	\$1,000
First Presbyterian Church at Buffalo	N/A	\$500
TOTAL		\$6,000

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into contract with the agencies cited, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, three (3) copies to First Assistant County Attorney Alan Gerstman, and one (1) copy each to Dick Gehring, Director, Meals on Wheels, (775 Main Street – Suite 500, Buffalo, New York 14203,) Myrna Young, Executive Director, (Everywoman Opportunity Center, Inc., 237 Main Street – Suite 330, Buffalo, New York 14203,) and Ron Carnivale, Director, (West Side Business and Taxpayers Association, PO Box 526, Buffalo, New York 14213.)

Fiscal Impact: Appropriation of 1999-budgeted funds.

MS. PEOPLES moved the approval of the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 8 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 356

Re: Funding for Sheriff's
Department SWAT Range. (Intro.
20-2)

WHEREAS, the Sheriff's Department has identified a shortfall in funding for the Alden SWAT Range, and will require additional funds, and

WHEREAS, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$22,500 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 931, Department 150 – Sheriff's Department as follows: Transfer \$22,500 to Repairs & Maintenance (DAC 110931150823), and be it further

RESOLVED, that the Clerk of the Legislature, the Director of the Division of Budget, Management & Finance, Erie County Sheriff Patrick M. Gallivan, are hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, three (3) copies to First Assistant County Attorney Alan Gerstman and one (1) copy to Erie County Sheriff Patrick M. Gallivan.

Fiscal Impact: Appropriation of 1999-budgeted funds.

MS. PEOPLES moved to amend the resolution. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

WHEREAS, the Sheriff's Department has identified a shortfall in funding for the Alden SWAT Range, and will require additional funds, and

WHEREAS, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$22,500 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 931, Department 150 – Sheriff’s Department as follows: Transfer \$22,500 to Repairs & Maintenance (DAC 110931150823), and be it further

RESOLVED, that the Clerk of the Legislature, the Director of the Division of Budget, Management & Finance, Erie County Sheriff Patrick M. Gallivan, are hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$10,500 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agencies:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Amherst Youth Board	830/0865	\$1,000
Clarence Youth Center	N/A	\$1,000
Akron / Newstead Youth Board	N/A	\$2,500
Akron Chamber of Commerce	N/A	\$1,000
Clarence Chamber of Commerce	N/A	\$2,000
Akron / Newstead Senior Citizens	N/A	\$1,000
Clarence Senior Center	N/A	\$2,000
TOTAL		\$10,500

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into contract with the agencies cited, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Erie County Sheriff Patrick M. Gallivan, Jennifer Anger – Administrative Assistant Erie County Legislature, three (3) copies to First Assistant County Attorney Alan Gerstman and one (1) each copy to, Joseph E. Bachovchin, Executive Director, Amherst Youth Board, (4255 Harlem Road, Amherst, NY 14226), Daniel Roland, Clarence Youth Center, (9110 Sheridan Drive, Clarence, NY 14031), Margaret Lucas, Secretary / Treasurer, Akron / Newstead Youth Center, Inc., (6430 Dye Road, Akron, New York 14001), David McLaughlin, President, Akron Chamber of Commerce, (P.O. Box 248, Akron, New York 14001), Banna Weber, President, Akron / Newstead Senior Citizens, (15 Danita Drive, Akron, New York 14001), and Janice E. Whittier, Director, Clarence Senior Center, (4600 Thompson Road, Clarence, New York 14031.)

Fiscal Impact: Appropriation of 1999-budgeted funds.

MR. KUWIK moved to amend the resolution to include et al sponsorship. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

MS. PEOPLES moved the approval of the resolution as amended. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 9 – MS. PEOPLES moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE from further consideration of Comm. 19 E-23. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 357

Re: Contract with ECIDA to Retain
Telespectrum Worldwide, Inc. (formerly
IDRC Corporation) in Buffalo.

WHEREAS, The County of Erie, desires to participate in the retention and expansion of Telespectrum Worldwide, Inc. (IDRC) in Buffalo; and

WHEREAS, The former facilities of Telespectrum Worldwide, Inc. (IDRC) have been determined by the company to be inadequate; and

WHEREAS, Telespectrum Worldwide, Inc. (IDRC) has leased a vacant former commercial site in Buffalo, which will be renovated and equipped to meet their needs; and

WHEREAS, The facility includes a parking lot which can be made available for general parking to other tenants of the plaza and commercial area; and

WHEREAS, The Erie County Industrial Development Agency is an economic development agency with expertise in the area of project management; and

WHEREAS, The Erie County Industrial Development Agency has agreed to coordinate and manage the project;

NOW, THEREFORE, BE IT

RESOLVED, That the County Executive is authorized to enter into contracts with the Erie County Industrial Development Agency in amounts not to exceed \$150,000, for the purpose of funding a public use agreement for a parking lot at 65 Great Arrow Drive, and be it further

RESOLVED, That the source of these funds shall be a transfer of \$150,000 from the balance available in the Business Relocation Fund in Agency Payments, Public Benefit Agencies, monitored by the Department of Environment and Planning (DAC 1109223028301031) to the Erie County Industrial Development Agency in the same administrative unit (DAC 110922302830139), and be it further

RESOLVED, That the Clerk of the Legislature be directed to send certified copies of this resolution to the Budget Director, the Comptroller, the Commissioner of Environment and Planning and the County Attorney.

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 10 – MS. PEOPLES moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE from further consideration of Comm. 19E-24. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 358

Re: Contract with ATC to Develop a
Training Program Within the American
Axle Facility on Walden Avenue.

WHEREAS, The County of Erie, desires to participate in the retention and expansion of American Axle in Erie County; and

WHEREAS, The new facilities for a machining center have been determined by the company to be necessary; and

WHEREAS, American Axle has acquired a vacant former commercial site in Cheektowaga, which will be renovated and equipped to meet their needs; and

WHEREAS, There is also a need for trained machinists and metalworkers in Erie County and entities such as Erie County Community College, the Metalworking Institute, BOCES programs and high schools desire to meet those needs; and

WHEREAS, The Erie County Advanced Training Center is an economic development agency with expertise in the area of training programs; and

WHEREAS, The Erie County Advanced Training Center has agreed to coordinate and manage the project;

NOW, THEREFORE, BE IT

RESOLVED, That the County Executive is authorized to enter into contracts with the Erie County Advanced Training Center in amounts not to exceed \$250,000, for the purpose of funding a training program using American Axle production equipment, and be it further

RESOLVED, That the source of these funds shall be a transfer of \$250,000 from the balance available in the Business Relocation Fund in Agency Payments, Public Benefit Agencies, monitored by the Department of Environment and Planning (DAC1109223028301031) to the Erie County Advanced Training Center in the same administrative unit (DAC 110922302830), and be it further

RESOLVED, That the Clerk of the Legislature be directed to send certified copies of this resolution to the Budget Director, the Comptroller, the Commissioner of Environment and Planning and the County Attorney.

MS. PEOPLES moved the approval of the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 11 – MS. PEOPLES moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 18E-5. MR. DUSZA seconded.
CARRIED UNANIMOUSLY.

RESOLUTION NO. 359

Re: Erie County Sport Fishing Maps.

RESOLVED, that the sum of \$14,000 is hereby appropriated as a supplemental grant for the purpose of amending the Erie County Sport Fishing Promotion Program with Northeast Outdoors, Inc., in the General Fund budget of the Department of Environment and Planning (DAC 110 9456208300764) to the Sport Fishery Promotion Program, the source of funds being a transfer from the County Contingency Account (DAC 110 923310893), and be it further

RESOLVED, that the provision of Section 19.08 of the Administrative Code requiring requests for proposal are hereby waived since this special service is a continuation of ongoing activities it is not deemed feasible nor cost effective for the County to undertake this process, and be it further

RESOLVED, that the Erie County Executive is hereby authorized to execute an amendatory agreement with Northeast Outdoors, Inc. increasing the authorized contract amount from \$220,000 to \$234,000, and be it further

RESOLVED, that said amendment shall allow for the production and printing of a new Erie County Sport Fishing Map by Northeast Outdoors, Inc., and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Commissioner of the Department of Environment and Planning, the Director of Budget and Management, the County Comptroller and First Assistant County Attorney, Alan P. Gerstman.

MS. PEOPLES moved the approval of the resolution. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

Item 12 – MS. PEOPLES moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 19E-26. MR. FITZPATRICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 360

Re: Application for New York State
Department of Environmental Conservation
(DEC) Division of Solid and Hazardous
Materials Bureau of Waste Reduction and
Recycling: Municipal Waste Reduction and
Recycling Funding.

WHEREAS, the Intent of this Resolution is Authorizing the Filing of an Application for a State Grant-In-Aid for a Municipal Waste Reduction and/or Recycling Project and Authorizing the County Executive to Enter into the Associated State Contract, Under the Appropriate Laws of New York State; and

WHEREAS, the State of New York provides financial aid for municipal waste reduction and municipal recycling projects; and

WHEREAS, the County of Erie, herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS, it is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid;

NOW, THEREFORE, BE IT RESOLVED, BY the Erie County Legislature that the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized, and be it further

RESOLVED, that the Erie County Executive is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application and to provide such additional information as may be required and to sign the resulting contract if said application is approved by the STATE; and be it further

RESOLVED, that the MUNICIPALITY agrees that it will fund its portion of the cost of said Municipal Waste Reduction and/or Recycling Project; and be it further

RESOLVED, that the MUNICIPALITY or MUNICIPALITIES set forth their respective responsibilities by attached joint resolution relative to a join Municipal Waste Reduction and/or Recycling Project; and be it further

RESOLVED, that six (6) Certified Copies of this Resolution be prepared and sent to the Erie County Commissioner of Environment and Planning, five (5) of which will be forwarded to the NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION with a complete application, and that additional certified copies of this resolution be sent to the Erie County Director of Budget and Management, the Erie County Comptroller and the Erie County Attorney; and be it further

RESOLVED, that this resolution shall take effect immediately.

MS. PEOPLES moved the approval of the resolution. MR. FITZPATRICK seconded.

CARRIED UNANIMOUSLY.

Item 13 – MS. PEOPLES moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 19E-27. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 361

Re: Cazenovia Creek Stewardship Project.

WHEREAS, the United States Environmental Protection Agency's Great Lakes National Program Office provides grant assistance to implement habitat restoration and watershed protection programs, and

WHEREAS, in June 1999, the Department of Environment and Planning (DEP) with the help of the Soil and Water Conservation District and several other school, community and local municipality representatives developed and submitted a proposal for funding from the Environmental Protection Agency to implement a Cazenovia Creek Habitat Restoration and Stewardship Project, and

WHEREAS, on August 30, 1999, the Environmental Protection Agency's Great Lakes National Program Office awarded Erie County \$69,750.00 to implement a Cazenovia Creek Habitat Restoration and Stewardship Project, and

WHEREAS, the United States Environmental Protection Agency-Region II, Environmental Monitoring for Public Access and Community Tracking (EMPACT) has provided grant funding to the Northeast States for Coordinated Air Use Management (NESCAUM) to implement onsite air quality monitoring and education in local communities, and

WHEREAS, Buffalo has been identified as a key community to monitor air quality in the Northeast, and

WHEREAS, the DEP has been identified as the Project Coordinator by NESCAUM for the Air CURRENTS program due to its strong grant work history, and

WHEREAS, the Environmental Protection Agency-Region II EMPACT program and the NESCAUM awarded Erie County \$10,000.00 to implement the Air CURRENTS program in the City of Buffalo, and

WHEREAS, the Department of Environment and Planning provides technical assistance to schools, communities and businesses to address habitat restoration and air quality monitoring needs, and

WHEREAS, the DEP to maximize the amount of work to be done on the above mentioned grant with the resources available has incorporated the use of college interns into the workplan and grant budget for the program, and

WHEREAS, the use of interns is not only an effective management tool employed by the DEP, but also provides area college students the valuable opportunity to obtain work experience related to their future career objectives, and

WHEREAS, Erie County DEP and the Department of Personnel have agreed upon a rate of \$7.81 per hour to compensate student interns which is consistent with overall County employment practices, and

WHEREAS, DEP will request final confirmation of qualifications from the Department of Personnel for all selected candidates before entering into an agreement;

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into the necessary agreements with the United States Environmental Protection Agency-Great Lakes National Program Office, to accept and implement the Cazenovia Creek Habitat Restoration and Stewardship Project in an amount not to exceed \$69,750.00 in grant resources over the next two years commencing in October 1999, and be it further

RESOLVED, that the County Executive is authorized to enter into the necessary agreements with the Northeast States for Coordinated Air Use Management (NESCAUM) to accept and implement the Air CURRENTS program in the amount not to exceed \$10,000.00 in grant resources over the next year commencing in October 1999, and be it further

RESOLVED, that the County Executive is authorized to enter the necessary agreements with the Soil and Water Conservation District to provide assistance in an amount not to exceed \$30,000.00 in grant resources to support their role in the Cazenovia Creek Project as defined by the approved proposal, and be it further,

RESOLVED, that the unanticipated revenue from the new Cazenovia Creek program and Air CURRENTS project is hereby appointed in the grant fund for the period beginning 10/1/99 as follows:

<u>Object Class</u>	<u>Cazenovia Creek Habitat Restoration and Stewardship Project</u>	<u>Air CURRENTS Project</u>	<u>Total Project Budget</u>
800 Salaries	\$27,000.00	\$10,000.00	\$37,000.00
805 Fringe Benefits	6,750.00	0.00	6,750.00

825 Travel	4,000.00	0.00	4,000.00
933 Equipment	1,000.00	0.00	1,000.00
810 Supplies	1,000.00	0.00	1,000.00
830 Contractual Services	<u>30,000.00</u>	<u>0.00</u>	<u>30,000.00</u>
Totals and be it further	\$69,750.00	\$10,000.00	\$79,750.00

RESOLVED, that the following position is hereby created in the Department of Environment and Planning grant fund and will be funded from the newly established budget for the Cazenovia Creek Habitat Restoration and Stewardship Project:

Jr. Environmentalist (JG-7)

and be it further

RESOLVED, that the County Executive is authorized to enter into the necessary agreements to secure a student intern for the Cazenovia Creek Stewardship Program; and be it further

RESOLVED, that certified copies of this resolution be sent to the Director of Budget and Management, the Commissioner of Environment and Planning, the Commissioner of Personnel, the County Comptroller and the County Attorney.

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 14 – MS. PEOPLES moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 19E-28. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 362

Re: Solid Waste Management
Assistance Grant.

WHEREAS, the United States Environmental Protection Agency (USEPA), Solid Waste Management Assistance Program provides grant assistance to municipalities and not-for-profit corporations to implement projects to increase waste recycling in USEPA Region 2, and

WHEREAS, the USEPA Region 2 solicits proposals for the Solid Waste Management Assistance once a year, and

WHEREAS, the Department of Environment and Planning provides technical assistance to municipalities and businesses to help address their waste management needs, and

WHEREAS, construction and demolition waste was identified as a targeted waste stream by the Town of Amherst and the Northwest Communities Solid Waste Management Board and the Northeast Southtowns Solid Waste Management Board in their New York State approved Solid Waste Management Plans, and

WHEREAS, in June 1999, the Department of Environment and Planning with the help of the aforementioned solid waste management boards and local industry representatives developed and submitted a proposal for funding from the USEPA Region 2 Solid Waste Management Assistance Program to implement a Construction and Demolition Recycling Project, and

WHEREAS, on August 23, 1999, the USEPA Region 2 office awarded Erie County \$36,250 to implement a Construction and Demolition Waste Recycling Project, and

WHEREAS, the implementation of this project will require Erie County enter into agreements with the USEPA, and

WHEREAS, the DEP to maximize the amount of work to be done on the above mentioned grant with the resources available has incorporated the use of interns (college students) into the workplan and grant budget for the program, and

WHEREAS, the use of interns is not only an effective management tool employed by the DEP, but also provides area college students the valuable opportunity to obtain work experience related to their future career objectives, and

WHEREAS, Erie County DEP and the Department of Personnel have agreed upon a rate of \$7.81 per hour to compensate student interns which is consistent with overall county employment practices; and

WHEREAS, DEP will request final confirmation of qualifications from the Department of Personnel for all selected candidates before entering into an agreement;

WHEREAS, Erie County, through the DEP, has secured grant funding from the USEPA Region 2 to implement the Construction and Demolition Waste Recycling Project;

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into the necessary agreements with the USEPA to accept and implement a Construction and Demolition Waste Recycling Project in Erie County in an amount not to exceed \$ 36,250 in grant resources commencing in October 1999, and be it further

RESOLVED, that the unanticipated revenue from the new recycling grant program is hereby appropriated in the grant fund for the period beginning 10/1/99 is as follows:

<u>Account</u>	
800 Salaries	\$ 25,000
805 Fringe Benefits	6,250
825 Travel	1,000
810 Supplies	1,000
830 Contractual	1,000
<u>826 Other</u>	<u>2,000</u>
Total Appropriation	\$36,250

and be it further

RESOLVED, that the following position is hereby created in the Department of Environment and Planning grant fund and will be funded from the newly established budget for the Construction and Demolition Waste Recycling Project:

Assistant Solid Waste Recycling Specialist RPT (JG 9)

and be it further

RESOLVED, that the County Executive is authorized to enter into the necessary agreements to secure student interns for the above mentioned grant funded program; and be it further

RESOLVED, that certified copies of this resolution be sent to the Director of Budget and Management, the Commissioner of Environment and Planning, the Commissioner of Personnel, the County Comptroller and the County Attorney.

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 15 – MS. PEOPLES moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 19E-29. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 363

Re: Mercury Pollution Prevention
and Education Program.

WHEREAS, the United States Environmental Protection Agency - Great Lakes National Program Office (USEPA-GLNPO) requested a proposal from the Erie County Department of Environment and Planning (DEP) and has agreed to provide Erie County \$70,000 federal assistance to implement a Mercury Pollution Prevention in Healthcare Initiative; and

WHEREAS, it is necessary for DEP to enter into agreement with the USEPA-GLNPO to accept the grant resources and implement the Mercury Pollution Prevention in Healthcare Initiative; and

WHEREAS, in January of 1997 the U.S. Environmental Protection Agency - Region II (USEPA-Region 11) provided the Erie County DEP \$132,000 in federal grant funding to implement a "Mercury Pollution Prevention Education Program" for County residents, and

WHEREAS, the USEPA - Region II Office has granted a no-cost time extension for the existing Mercury Pollution Prevention Education Program through September 30, 2001 to enable application of the entire sum of grant resources; and

WHEREAS, it is necessary to revise the existing grant budget to best meet the needs of the existing project and include the new program and its appropriated funds, and

WHEREAS, the USEPA- Region II and the USEPA-GLNPO have authorized these necessary revisions, and

WHEREAS, to maximize the amount of work to be done on the above mentioned grants for the resources available has incorporated the use of student interns into the workplans and grant budgets of these programs, and

WHEREAS, the use of interns is not only an effective management tool employed by the Erie County DEP, but also provides area college students the valuable opportunity to obtain work experience related to their future career objectives; and

WHEREAS, Erie County DEP and the Department of Personnel have agreed upon a rate of \$7.81 per hour to compensate student interns which is consistent with overall county employment practices; and

WHEREAS, it is necessary to enter into an Agreement for Personnel Services to engage the services of student interns; and

WHEREAS, DEP will request final confirmation of qualifications from the Department of Personnel for all selected candidates before entering into an agreement;

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to execute the necessary agreements with the USEPA-GLNPO to accept \$70,000 in federal resources to implement the Mercury Pollution Prevention in Healthcare Initiative; and be it further

RESOLVED, that the grant budget for the Mercury Pollution Prevention Education Project (SFG#751) will be revised to include the recently appropriated funds for the Mercury Pollution Prevention in Healthcare Initiative as follows:

<u>ACT</u>	<u>DESCRIPTION</u>	<u>CURRENT BUDGET</u>	<u>REVISIONS</u>	<u>REVISED BUDGET</u>
800	Salaries	\$83,500	\$53,600	\$137,100
805	Fringe Benefits	20,100	13,400	33,500
810	Office Supplies	650	500	1,150
824	Travel & Mileage	250	0	250
825	Out of Area Travel	4,500	1,500	6,000
826	Other Expenses	8,000	1,000	9,000
830	Contractual Services	12,500	0	12,500
933	Equipment	2,500	0	2,500
	Total Expenditures	\$132,000	\$70,000	\$202,000

and be it further

RESOLVED, that the County Executive is authorized to enter into the necessary agreements to secure a student intern for the mercury pollution prevention programs; and be it further

RESOLVED, that certified copies of this resolution be sent to the Director of Budget, Management and Finance, the Commissioner of Environment and Planning, the County Attorney and County Comptroller.

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 16 – MS. PEOPLES moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 19E-30. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 364

Re: Town of Tonawanda Occupancy
Permit For Use of County Canal
Land.

WHEREAS, the Town of Tonawanda desires to commemorate the original route of the Erie Canal through the Town by landscaping a portion of this route and installing a commemorative marker, and

WHEREAS, the intended site for this work is located on former canal lands now owned by the County of Erie,

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive, subject to the conditions contained within this Resolution and any other conditions deemed appropriate by the County Executive or his representative, is hereby authorized to execute and amend as necessary an occupancy permit with the Town of Tonawanda authorizing the Town to undertake the work described above, and be it further

RESOLVED, that the area of said activity is generally located as illustrated on Attachment A to this Resolution, and be it further

RESOLVED, that said permit be conditioned on the Town agreeing to the following:

- 1) The Town shall be responsible for obtaining any and all necessary permits and approvals from the New York State Department of Environmental Conservation prior to undertaking any action on site, and that any conditions which may be imposed by the New York State Department of Environmental Conservation are to become a part of the County's permit;
- 2) The Town shall be responsible for all on-going future maintenance of the site;
- 3) The Town shall be responsible for the repair of any and all damage to the Erie County Riverwalk which may occur as the result of construction and maintenance activities associated with the site;
- 4) The Town, and its designated contractor, shall indemnify and hold harmless the County from any liability arising out of or relating to the negligent acts of the Town of Tonawanda and any contractors it may employ with respect to project actions;
- 5) The Town notify the Erie County Commissioner of Parks, Recreation and Forestry forty-eight (48) hours in advance of commencing work. A representative of the latter department shall then inspect the proposed area to determine existing conditions prior to commencement of work;
- 6) Work activities shall be limited to Monday through Friday.

RESOLVED, that certified copies of this Resolution be forwarded to the Commissioners of the Department of Environment and Planning, and the Department of Parks, Recreation and Forestry, the County Comptroller, and the County Attorney.

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 17 – MS. PEOPLES moved to discharge the FINANCE & MANAGEMENT COMMITTEE from further consideration of Comm. 19E-35. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 365

Re: Appropriation of \$11,366 to the Town of Hamburg.

WHEREAS, a legal action brought against the Town of Hamburg by Bar Technologies, Inc. for a reduction in assessment has been resolved in favor of a reduction in the assessment and an agreement to refund \$750,000 (the County share being \$160,503); and

WHEREAS, the Town of Hamburg incurred costs of \$54,125 in defense for outside counsel and appraisal expenses; and

WHEREAS, the Town of Hamburg has requested that the County pay its proportionate share of the defense costs, which amount to \$11,366 (21 percent of the total).

NOW, THEREFORE, BE IT

RESOLVED, that the sum of \$11,366 is hereby approved for payment to the Town of Hamburg as Erie County's share of the expenses of the Town in defending against the assessment challenge by Bar Technologies, Inc.; the source of said funds being a transfer from the County Contingency Account (DAC 110923310893) to an appropriation established for Town of Hamburg Legal Expenses in Countywide Accounts Monitored by Budget (DAC 110923310830); and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a contract with the Town of Hamburg for this purpose; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the Budget Director, the Comptroller, the First Assistant County Attorney and the Town Attorney for the Town of Hamburg.

MS. PEOPLES moved the approval of the resolution. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

Item 18 - MS. MARINELLI moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 19E-12. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 366

Re: Ellicott Creek Park Bike Path
Consultant Contract/Design Services.

WHEREAS, the 1999 Erie County adopted capital budget includes \$333,000 for the design and construction of the Ellicott Creek Park Bike Path Project, and

WHEREAS, based on a review of its statement of qualifications for design services, the firm of Wendel has been selected by the County of Erie to undertake design and construction inspection for this project,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to execute a contract with Wendel for design and construction inspection services for the Ellicott Creek Park Path Project, with the fee for said services not to exceed \$41,000, and be it further

RESOLVED, that the Clerk of the Legislature be directed to send certified copies of this resolution to the Budget Director, the Commissioner of the Department of Environment and Planning, the County Comptroller, and the Commissioner of the Department of Parks, Recreation and Forestry.

MS. MARINELLI moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

None.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COMPTROLLER

Item 19 - (Comm. 20E-1) Erie County Self Insurance Program Risk Retention Liability Account for Period 1/1/98 to 5/31/99.

Item 20 - (Comm. 20E-2) Cost of Borrowing Report.

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

FROM CHAIRMAN SWANICK

Item 21 - (Comm. 20E-3) Notice of Special Meeting to be Held 11/22/99 & Notice to Change Meeting from 12/7/99 to 11/24/99.

Received, filed and printed.

October 27, 1999

Laurie A. Manzella, Clerk
Erie County Legislature
25 Delaware Avenue – 7th Floor
Buffalo, New York 14202

Dear Ms. Manzella:

Pursuant to Rule 2 of the Rules of Order of the Erie County Legislature, you are hereby directed to call a Special Meeting of the Erie County Legislature to be held on **MONDAY, NOVEMBER 22, 1999, AT 2:00 O'CLOCK** in the **afternoon** of that day in the Erie County Legislature Chambers, 25 Delaware Avenue, 7th floor, Buffalo, New York.

The purpose of this meeting will be to accept the Report of the Budget Committee and to lay the Erie County Executive's 2000 Tentative Budget on the table of the Erie County Legislature.

BE FURTHER ADVISED that I have changed the date of the Session previously scheduled for Tuesday, December 7, 1999 to **WEDNESDAY, NOVEMBER 24, 1999, at 2:00 O'CLOCK** in the **afternoon** of that day in the Erie County Legislature Chambers, 25 Delaware Avenue, 7th floor, Buffalo, New York.

The purpose of this meeting will be to vote on the 2000 Erie County Budget.

Thank you.

Sincerely,

CHARLES M. SWANICK
Chairman
Erie County Legislature

FROM THE COMPTROLLER

Item 22 - (Comm. 20E-4) Review of Unfilled Vacant Positions.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 23 - (Comm. 20E-5) Erie County Executive's 2000 Tentative Budget.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COMPTROLLER

Item 24 - (Comm. 20E-6) Youth Services - Contract Administration Audit for Period 1/1/98 - 12/31/98 & Fiscal School Year 7/1/97 - 6/30/98.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 25 - (Comm. 20E-7) Sale of Portion of County Owned Inventory SBL# 285.000-3-6 Block Road, Town of Brant.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 26 - (Comm. 20E-8) City of Buffalo – Ontario Street Boat Launch Title Transfer.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 27 - (Comm. 20E-9) Notice of Appointments to ECIDA's Board of Directors.

Received, filed and printed.

October 15, 1999

The Honorable
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

Dr. Ronald W. Coan, Executive Director
Erie County Industrial Development Agency
275 Oak Street
Buffalo, New York 14203

Notice of Appointments to ECIDA

Ladies and Gentlemen:

We the undersigned, being respectively the County Executive of the County of Erie and the Chairman of the Erie County Legislature, do hereby confirm that we have appointed the following individuals as members of the Board of Directors of the Erie County Industrial Development Agency for terms of two years each, pursuant to Section 891-J of the General Municipal Law, effective today:

Anthony N. Diina (reappointment)
President, American Alarm Systems, Inc.
P.O. Box 154
Buffalo, New York 14205

William A. O'Laughlin, Jr. (reappointment)
Senior Vice President
McDonald Investments, Inc.

425 Essjay Investments, Inc.
Williamsville, New York 14221

Charles M. Swanick (appointment)

Chairman
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

Thomas O'Donnell (appointment)

United Auto Workers
4285 Genesee Street
Cheektowaga, New York 14225

Patrick P. Lee (appointment)

Chairman & CEO
International Motion Control, Inc.
369 Franklin Street
Buffalo, New York 14202

Very truly yours,

Very truly yours,

Dennis T. Gorski
Erie County Executive

Charles M. Swanick
Chairman
Erie County Legislature

Item 28 - MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELILI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 367

Re: Reappointment to Erie County
Commission on the Status of Women.
(Comm. 20E-10)

RESOLVED, that the Erie County Legislature does hereby confirm the appointment of the following individual to the Erie County Commission on the Status of Women:

Bette Blum
11 Mayfair Lane
Buffalo, New York 14201

Term Expires

6/30/2002

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 29 – (Comm. 20E-11) Senior Services – Authorization to Amend Nutrition Grant Budgets.

Item 30 – (Comm. 20E-12) Senior Services – Authorization to Amend PSA Grant Budget.

The above two items were received and referred to the SOCIAL SERVICES COMMITTEE.

Item 31 – (Comm. 20E-13) – Contract Amendment Rural Van Transportation Service Program 1999 – 2000.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 32 – (Comm. 20E-14) Youth Services – Intervention-Administration Grant Increase.

Received and referred to the SOCIAL SERVICES COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM ECC

Item 33 – (Comm. 20D-1) Notice of Board of Trustees Meeting Held 10/27/99.

Received and filed.

FROM DEP

Item 34 - (Comm. 20D-2) SEQR Solicitation of Lead Agency Status Unlisted Action Guiding Principles for County-Wide Land Use Planning.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY

Item 35 - (Comm. 20D-3) Resolution – 99-63 Library Protection Act.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 36 - (Comm. 20D-4) Notice of County Executive's Public Hearing Comms. 16E-57, 18E-19, 18E-27, Intros. 19-4 & 19-8.

Received, filed and printed.

October 22, 1999

Ms. Laurie Manzella
Clerk Of The Legislature
25 Delaware Avenue
7th Floor
Buffalo, New York 14202

**RE: Notice of Public Hearing
Resolution Reference Comm. 16E-57, Comm. 18E-19,
Comm. 18E-27, Intro. 19-4 and Intro. 19-8**

Dear Ms. Manzella:

Enclosed herein is a copy of the Public Hearing Notice for the above captioned Resolutions Reference Comm. 16E-57, Comm. 18E-19, Comm. 18E-27, Intro. 19-4 and Intro. 19- 8 which were adopted by the Erie County Legislature on October 21,1999.

Please post for the information of anyone who may be interested in attending this hearing.

Very truly yours,

KENNETH A. SCHOETZ
Erie County Attorney
By: Alan P. Gerstman
1st Assistant County Attorney

APG/sl Encl.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that Erie County Executive Dennis T. Gorski, will hold a public hearing on Monday, November 8, 1999 at 10:00 a.m., concerning appropriations from unanticipated revenue and from the County contingency fund for the following purposes:

EMERGENCY SERVICES (LAB & TECH EQUIPMENT)	\$ 19,980.00
EMERGENCY SERVICES (MOTOR VEHICLE EQUIPMENT)	\$ 20,000.00
SENECA BABCOCK COMMUNITY ASSOCIATION, INC. (TWO REPLACEMENT KILNS)	\$ 4,400.00
BUFFALO PHILHARMONIC ORCHESTRA SOCIETY	\$200,000.00
LACKAWANNA CHAMBER OF COMMERCE	\$ 5,000.00

TOWN BOYS & GIRLS CLUB

\$ 6,000.00

The hearing will be held in the Erie County Executive's Conference Room on the 16th floor of the Rath Building, 95 Franklin Street, in the City of Buffalo.

On October 21, 1999 the Erie County Legislature adopted Resolutions Reference Comm. 16E-57, Comm. 18E-19, Comm. 18E-27, Intro. 19-4 and Intro. 19-8. Copies of the Resolutions are available for inspection in the office of the Clerk of the Erie County Legislature; on the 7th Floor of 25 Delaware Avenue, in the City of Buffalo, New York.

DENNIS T. GORSKI
Erie County Executive

FROM ECC

Item 37 - (Comm. 20D-5) Agenda for Board of Trustees Meeting Held 10/27/99.

Received and filed.

FROM THE COUNTY ATTORNEY

Item 38 - (Comm. 20D-6) Notice of County Executive's Approval of Comms. 12E-17, 16E-55 & Intro. 17-3.

Received, filed and printed.

October 25, 1999

Ms. Laurie Manzella
Clerk Of The Legislature
25 Delaware Avenue
7th Floor
Buffalo, New York 14202

**RE: Resolutions Reference Comm. 12E-17, Comm. 16E-55,
and Intro. 17-3**

Dear Ms. Manzella:

Enclosed herein is a copy of the above Resolutions for your files.

Please post for the information of anyone who may be interested in these Resolutions.

Very truly yours,

KENNETH A. SCHOETZ

Erie County Attorney

By: Alan P Gerstman
1st Assistant County Attorney

APG/sl

A Public Hearing was held on the foregoing Erie County Resolution Reference Comm. 12E-17, on Wednesday, October 6, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby APPROVE and SIGN said Resolutions this 6th day of October, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Comm. 12E-17 on Wednesday, October 6, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby DISAPPROVE and VETO said Resolution this ___ day of ___, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Comm. 16E-55 on Wednesday, October 6, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County do hereby APPROVE and SIGN said Resolutions this 6th day of October, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Comm. 16E-55 on Wednesday, October 6, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby DISAPPROVE and VETO said Resolution this ___ day of ___, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 17-3, on Wednesday, October 6, 1999 due notice thereof having been published in the official newspapers of the County of Erie and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby APPROVE and SIGN said Resolutions this 6th day of October, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 17-3, on Wednesday, October 6, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby DISAPPROVE and VETO said Resolution this ___ day of ___, 1999.

Item 39 - (Comm. 20D-7) Notices of Claim.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE CLERK OF THE LEGISLATURE

Item 39 - (Comm. 10D-8) Special Meeting Notices.

Received, filed and printed.

October 27, 1999

To: All Erie County Legislators
From: Laurie A. Manzella, Clerk of the Legislature
Subject: **SPECIAL MEETING NOTICES**

PLEASE TAKE NOTICE that pursuant to Rule 2 of the Rules of Order of the Erie County Legislature and under the direction of Chairman Charles M. Swanick, there will be a **SPECIAL MEETING** of the Erie County Legislature on **MONDAY, NOVEMBER 22 1999, at 2:00 o'clock in the afternoon of that day** in the Erie County Legislature Chambers, 25 Delaware Avenue, 7th floor, Buffalo, New York.

The purpose of this meeting is to accept the Report of the Budget Committee and to lay the Erie County Executive's 2000 Tentative Budget on the table of the Erie County Legislature.

PLEASE TAKE FURTHER NOTICE that pursuant to Rule 2 of the Rules of Order of the Erie County Legislature and under the direction of Chairman Charles M. Swanick, there will be a **SPECIAL MEETING** of the Erie County Legislature on **WEDNESDAY, NOVEMBER 24, 1999, at 2:00 o'clock in the afternoon of that day** in the Erie County Legislature Chambers, 25 Delaware Avenue, 7th floor, Buffalo, New York.

The purpose of this meeting is to vote on the 2000 Erie County Budget.

This Session replaces the previously scheduled date of Tuesday, December 7, 1999.

Thank you.

ATTACHMENT - 1 [Chairman Swanick's Letter]

FROM THE COMMISSION ON THE STATUS OF WOMEN

Item 40 - (Comm. 10D-9) Minutes of Meeting Held 10/31/99.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM DE MARIE & SCHOENBORN

Item 41 - (Comm. 20D-10) Notice of Claim.

Received and referred to the COUNTY ATTORNEY.

FROM BUDGET, MANAGEMENT & FINANCE

Item 42 - (Comm. 20D-11) Response to Comptroller's Report Issued 10/27/99 Re: Vacant Positions.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM ECC

Item 43 - (Comm. 20D-12) Officers - ECC Board of Trustees 1999-2000 Academic Year.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

Item 44 - (Comm. 20D-13) Minutes of Board of Trustees Meeting Held 9/29/99.

Received and filed.

Item 45 - (Comm. 20D-14) Agenda for Board of Trustees Meeting Held 10/27/99.

Received and filed.

FROM DPW

Item 46 - (Comm. 20D-15) Two Mile Creek Greenway Bike Path (DPW #JZ-98-1).

Item 47 - (Comm. 20D-16) Erie County Family Court Building – Bid Packages 6, 7, & 8.

The above two items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 48 - (Comm. 20D-17) Finance & Management Committee Acquisition of Two Permanent Easements for Building Construction.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 49 - (Comm. 20D-18) Roof Repair – Emergency Response Services – All County Owned Buildings, Contract Allowance Increase.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE CHOHARIE COUNTY BOARD OF SUPERVISORS

Item 50 - (Comm. 20M-1) Certified Copy of Resolution to 106th Congress Re: Reauthorize Older Americans Act Support Family Care Givers.

Received and referred to the SOCIAL SERVICES COMMITTEE.

FROM ASSEMBLYMAN BURLING

Item 51 - (Comm. 20M-2) Acknowledgement of Receipt of Resolutions.

Received and filed.

FROM THE NFTA

Item 52 - (Comm. 20M-3) Minutes of Board Meeting Held 9/20/99.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM GOVERNOR PATAKI

Item 53 - (Comm. 20M-4) Acknowledgement of Receipt of Resolutions.

Received and filed.

FROM THE BUFFALO PHILHARMONIC ORCHESTRA

Item 54 - (Comm. 20M-5) Response to Community Enrichment Committee Request for Additional Information Regarding County-Sponsored BPO Concerts.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE NYS BOARD OF REAL PROPERTY SERVICES

Item 55 - (Comm. 20M-6) Certificate of County Equalization Rates for 1999 Assessment Rolls for Municipalities in Erie County.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE NATIONAL ALLIANCE FOR THE MENTALLY ILL
IN BUFFALO & ERIE COUNTY

Item 56 - (Comm. 20M-7) Letter to Legislator Fisher Re: Affirming Need for Continuing Care & Treatment of Patients at Buffalo Psychiatric Center.

Item 57 - (Comm. 20M-8) Letter to Legislator Fisher Re: Reuse of Buffalo Psychiatric Center's Historic Richardson Buildings.

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

FROM RICHARD VOEHRINGER

Item 58 - (Comm. 20M-9) Letter to Legislature Re: Re-Designation (Re-Mapping) of Designated Wetlands by NYSDEC.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE NYS PUBLIC SERVICE COMMISSION

Item 59 - (Comm. 20M-10) Area Code Relief for Western New York – A Description of Options.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM CITIZENS AGAINST DISCRIMINATION

Item 60 – (Comm. 20M-11) Petition Affirming That All Persons Are Entitled to Equal Opportunity to Live Where They Choose.

Received and filed.

MEMORIAL RESOLUTIONS

Item 61 – MR. SWANICK requested that when this legislature adjourns, it do so in memory of the victims of the shootings in Hawaii.

Item 62 – MS. MARINELLI requested that when this legislature adjourns, it do so in memory of Helen Orlando.

Item 63 - MR. OLMA requested that when this legislature adjourns, it do so in memory of Ronald Glowacki.

Item 64 – MR HOLT requested that when this legislature adjourns, it do so in memory of NFTA Bus Driver Gilbert Rogers.

ADJOURNMENT

Item 65 – At this time, there being no further business to transact, the Chairman announced that the Chair would entertain a Motion to Adjourn.

MS. PEOPLES moved that the Legislature adjourn until 2:00 p.m., Thursday, November 18, 1999. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until Thursday, November 18, 1999 at 2 p.m. Eastern Standard Time.

LAURIE MANZELLA
CLERK