ERIE COUNTY LEGISLATURE
MEETING NO. 25
December 16, 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. Dusza.

Minutes of the previous meeting were tabled.

MISCELLANEOUS RESOLUTIONS

Item 1 – MR. DUSZA presented a resolution Honoring Captain William A. Hess, R.A. on the Occasion of His Retirement. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 2 – MS. PEOPLES presented a resolution Honoring Josephine J. Holmes. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 3 – MR. WEINSTEIN presented a resolution Honoring Joseph S. Rivette on His Attainment of Eagle Scout Rank. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

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

Item 5 – MS. MARINELLI moved to take Local Law Intro No. 9 (Print #1) from the table for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

COUNTY OF ERIE

LOCAL LAW NO. _____-_____

LOCAL LAW INTRO. NO. ___9___ - 1999

A LOCAL LAW in relation to support of the Buffalo and Erie County public library.

BE IT ENACTED BY THE ERIE COUNTY LEGISLATURE, AS FOLLOWS:

Section 1. Erie County Local Law number one of nineteen hundred fifty-nine, constituting the Erie county charter, as amended, is amended by amending section sixteen hundred twelve thereto to read as follows:

1612. Support of public libraries.

a. A portion of the annual real property tax shall be annually levied and collected for library purposes, and shall be seperately set out on the real property tax notices as the "amount for library purposes." The entire amount of funds allocated in the general budget for library purposes shall be available to the Buffalo and Erie county public library, and shall not be subject to withholding, modification, or reduction by the county after adoption of the annual Erie county budget, consistent with library powers in section two hundred fifty-nine of the education law, except that the trustees of the Buffalo and Erie county public library shall not authorize, without the prior approval of the county legislature, the transfer of any appropriation from one branch or contract library to another which would necessitate the closing of any branch or contract library.

b. The Erie county legislature shall, by majority vote, annually determine the amount to be raised for the Buffalo and Erie county public library under this section. Such amount shall not exceed the anticipated county share of the Buffalo and Erie

county public library expenses adopted in the annual Erie county budget.

Section 2. This local law shall be construed to be in all respects consistent with chapter seven hundred sixty-eight of the laws of nineteen hundred fifty-three and not to alter any provision of that statute, but to carry out the purposes and intent of that statute.

Section 3. This local law shall be effective January first, the year two thousand upon adoption by a two-thirds majority of the legislature, or, if adopted by a simple majority, this local law shall be effective immediately following approval by the electors of the county at the next general election of state or county government officers held not less than sixty days following the adoption of this local law, provided, however, that the provisions of this local law shall expire and be deemed repealed on or after January first, the year two thousand and one.

LYNN M. MARINELLI
CRYSTAL D. PEOPLES
MICHAEL A. FITZPATRICK
JUDITH P. FISHER
ALBERT DEBENEDETTI
JOHN W. GREENAN
FREDERICK J. MARSHALL
BARRY A. WEINSTEIN, MD
DALE W. LARSON
CHARLES M. SWANICK
EDWARD J. KUWIK
GEORGE A. HOLT, JR.
GREGORY B. OLMA
RAYMOND K. DUSZA
JEANNE Z. CHASE
WILLIAM A. PAULY
MICHAEL H. RANZENHOFER

MS. MARINELLI moved the adoption. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

COMMITTEE REPORTS

Item 6 – MR. KUWIK presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.
CARRIED UNANIMOUSLY.

RESOLUTION NO. 411

December 7, 1999

PUBLIC SAFETY
COMMITTEE
REPORT NO. 9

ALL MEMBERS PRESENT EXCEPT LEGISLATOR LARSON.

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

Item Page -1999 (Int. 3-16)
a. **FISHER, SWANICK & PEOPLES:** Preparation for Spring of Life Reunion.
(4-0) Legislator Larson absent.

Item Page -1999 (Comm. 8M-4)
b. **NYS UNIFIED COURT SYSTEM EIGHTH JUDICIAL DISTRICT:** Weapons Seized at Buffalo Magnetometer Sites - 1998.
(4-0) Legislator Larson absent.

Item Page -1999 (Comm. 16D-6)
c. **EMERGENCY SERVICES:** Niagara '98 Exercise Final Report.
(4-0) Legislator Larson absent.

2. Item Page - 1999 (Comm. 24E-13)
COUNTY EXECUTIVE

RESOLVED, that this Honorable Body does hereby authorize the expenditure of preallocated Legislative Grant Funds for the purpose of executing a Multi-Media Recruitment Campaign for Volunteer Fire Fighters and the award of a contract for this expenditure to be executed with A.S.I. Marketing of 210 60th Street, Niagara Falls, NY 14304, and be it further

RESOLVED, the proposed contract is approved pursuant to the request for proposal (RFP) provisions of Section 19.08 of the Erie County Administrative Code and related paperwork is available for inspection during normal business hours, and be it further

RESOLVED, that an expenditure of $36,750.00 shall be drawn from the account established as Fund 110, Project 935, Department 670 - Department of Emergency Services – DAC: (110935670826) to support this resolution. This fund was established for the purpose of the establishment of a plan to enhance volunteer firefighter enrollment in suburban municipalities throughout Erie County as directed in a resolution from the Honorable Erie County Legislature dated June 3, 1999, and be it further

RESOLVED, that the Clerk of the Legislature, the Director of the Division of Budget, Management and Finance, and the Commissioner of Emergency Services, are hereby authorized to complete any paperwork necessary to effectuate this expenditure, 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, First Assistant County Attorney Alan Gerstman, Emergency Services Commissioner Michael V. Walters, Fire Safety Division Volunteer Fire Fighter Recruitment and Retention Specialist Earl R. Schmittendorf and to each of the Volunteer Fire Companies in Erie County.
(4-0) Legislator Larson absent.

3. Item Page - 1999 (Comm. 24E-16)
COUNTY EXECUTIVE
WHEREAS, the Erie County Department of Purchasing held a public auction of surplus inventory on November 6, 1999, and

WHEREAS, included in the proceeds from this auction were funds in the amount of $8,171 from the sale of goods received by the Erie County Sheriff's Office from its participation in the Federal Excess Property Program, and

WHEREAS, participation in this program requires that the property or any funds derived from the sale of said property be used in the performance of the official duties of the Erie County Sheriff's Office.

NOW, THEREFORE, BE IT

RESOLVED, that the proceeds from the public auction held on November 6, 1999 by the Erie County Department of Purchasing in the amount of $8,171 be allocated to the Erie County Sheriff's Office, and be it further

RESOLVED, that authorization is hereby provided to budget those funds as follows:

1999 General Fund
Department 150 – Sheriff's Office

REVENUE	Increase
Acct. 503 Sale of Scrap & Excess Inventory	$8,171
TOTAL REVENUE	$8,171
APPROPRIATIONS	Increase
Acct. 933 Lab & Tech Equipment	$8,171
TOTAL APPROPRIATIONS	$8,171

and it be further

RESOLVED, that certified copies be forwarded to the Division of Budget, Management and Finance, the Division of Purchasing, the Comptroller's Office and the Office of the Sheriff for implementation.
(4-0) Legislator Larson absent.

4. Item Page - 1999 (Comm. 24E-19)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Public Works, Highway Division, in cooperation with the Erie County Department of Emergency Services, has been awarded two (2) additional hazard mitigation grant projects from the Federal Emergency Management Agency through the New York State Emergency Management Office, and

WHEREAS, the Erie County Department of Public Works, Highway Division, has additional areas that will be worked on to address hazard mitigation measures using this funding, and

WHEREAS, the Highway Division would like to have the funds available in their operating budget for completion of these projects, and

WHEREAS, the federal aid through the State is 75% of total project costs, and

WHEREAS, the County Highway Division will utilize current employees and equipment to balance out the remaining 25% of the project costs.

NOW, THEREFORE BE IT

RESOLVED, that the hazard mitigation grant for the following projects, with corresponding amount of funding be accepted:

HMGP #1233-5017 Burdick Road Bank Stabilization Project
(75% federal share) $225,000

HMGP #1244-5021 Ellicott Creek Road Bank Stabilization Project
(75% federal share) $487,500.

and be it further

RESOLVED, that the total amount of $712,500 is hereby appropriated to the Erie County Department of Public Works, Highway Division's Road Fund operating budget in Account 817, Highway Supplies, the source of funds being unanticipated Federal aid through New York State in the amount of $712,500, and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward certified copies of this resolution to the Department of Public Works, Highway Division, the Department of Emergency Services, the Office of the Comptroller and the Division of Budget, Management and Finance.
(4-0) Legislator Larson absent.

EDWARD J. KUWIK
CHAIRMAN

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

CARRIED UNANIMOUSLY.

Item 7 – MR. DUSZA presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 412

December 7, 1999

GOVERNMENT AFFAIRS
COMMITTEE
REPORT NO. 10

ALL MEMBERS PRESENT.

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

Item Page -1999 (Comm. 6M-18)
a. **BUFFALO BOARD OF EDUCATION DIVISION OF PLANT & SCHOOL PLANNING:** All High Stadium Reconstruction Costs.
(5-0)

Item Page -1999 (Comm. 16D-37)
b. **DISS:** DISS Year 2000 Readiness Update.
(5-0)

Item Page -1999 (Comm. 17E-12)
c. **COUNTY EXECUTIVE:** Filling Vacant Positions.
(5-0)

Item Page -1999 (Comm. 17E-13)
d. **COUNTY EXECUTIVE:** Filling Vacant Positions.
(5-0)
Item Page -1999 (Comm. 17E-14)
e. **COUNTY EXECUTIVE:** Filling Vacant Positions.
(5-0)

Item Page -1999 (Comm. 17M-1)
f. **NYS PUBLIC SERVICE COMMISSION:** Acknowledgement of Receipt of Resolution.
(5-0)

Item Page -1999 (Comm. 17M-2)
g. **OTB:** Minutes of Board Meeting Held 7/22/99.
(5-0)

Item Page -1999 (Comm. 18D-1)
h. **COUNTY ATTORNEY:** Notices of Claim.
(5-0)

Item Page -1999 (Comm. 18M-14)
i. **OTB:** 1998 Annual Report.
(5-0)

Item Page -1999 (Comm. 19D-5)
j. **COUNTY ATTORNEY:** Notices of Claim.
(5-0)

Item Page -1999 (Comm. 19M-3)
k. **OTB:** Minutes of Board Meeting Held 8/26/99.
(5-0)

Item Page -1999 (Comm. 20D-7)
l. **COUNTY ATTORNEY:** Notices of Claim.
(5-0)

Item Page -1999 (Comm. 21E-13)
m. **COUNTY EXECUTIVE:** Filling Vacant Positions.
(5-0)

Item Page -1999 (Comm. 21E-14)
n. **COUNTY EXECUTIVE:** Filling Vacant Positions.
(5-0)

Item Page -1999 (Comm. 24D-2)
o. **COUNTY ATTORNEY:** Notices of Claim.
(5-0)

2. Item Page - 1999 (Comm. 19E-20)
COUNTY EXECUTIVE

WHEREAS, the New York State Deferred Compensation Rules and Regulations allow participating local employers to enter into contracts with administrative organizations for a period not to exceed five (5) years, and

WHEREAS, the current contract to administer the Erie County Deferred Compensation Plan with Fidelity Investments expires October 31, 1999, and

WHEREAS, the Erie County Legislature in September 1998 approved the first one year agreement of the (5) five years authorized by the New York State Deferred Compensation Board, and

WHEREAS, on October 5, 1999, the Erie County Deferred Compensation Committee approved the second one-year agreement with Fidelity Investments to administer our Deferred Compensation Plan;

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the Erie County Executive to extend the existing (5) five year contract for (1) one year with Fidelity Investments to administer the Erie County Deferred Compensation Plan for the period from November 1, 1999 to October 31, 2000; and be it further

RESOLVED, that copies of this resolution be sent to County Executive Dennis T. Gorski; Budget Director, Kenneth C. Kruly; Personnel Commissioner, Leonard R. Lenihan; County Comptroller, Nancy A. Naples; Michael Bogulski (CSEA) and John Orlando (AFSCME).

(5-0)

3. Item Page - 1999 (Comm. 24E-8)
COUNTY EXECUTIVE

WHEREAS, the Erie County Division of Information & Support Services operates a records management program for county departments, and

WHEREAS, the Erie County Division of Information & Support Services has received a grant (Log No.: 0580-00-0225) from the New York State Education Department, State Archives and Records Administration in the amount of $ 37,029, which provides for the employment of a consultant to conduct an overall archival needs assessment and recommend preservation activities to be undertaken by the County, and

WHEREAS, the Erie County Legislature authorized the acceptance of the grant at its meeting of July 15, 1999.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a contract for the employment of Ms. Michelle Henry, 9919 East Lake Road, Ripley, New York 14757 to conduct an overall archival needs assessment and recommend preservation activities to be undertaken by the county, for an amount not to exceed

$1250 for five days of employment, plus an amount not to exceed $175.00 for mileage and tolls, and be it further

RESOLVED, that the provisions of section 19.08 of the Administrative code requiring requests for proposal do not apply to the award of this contract which is for an aggregate amount of less than $10,000, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Information & Support Services, the Division of Budget, Management and Finance, the Department of Law, and the Office of the Comptroller.
(5-0)

RAYMOND K. DUSZA
CHAIRMAN

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 413

December 7, 1999

ENERGY & ENVIRONMENT
COMMITTEE
REPORT NO. 12

ALL MEMBERS PRESENT.

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

Item Page -1999 (Comm. 14E-25)
a. **COUNTY EXECUTIVE:** Revolving Commercial Rehab Loan Program - Southtowns Rural Preservation Co.
(5-0)

Item Page -1999 (Comm. 18M-3)
b. **REGION 9 FOREST PRACTICE BOARD:** Minutes of Board Meeting Held 9/16/99.
(5-0)

Item Page -1999 (Comm. 19D-6)
c. **DEP:** SEQR Negative Declaration Notice of Determination of Non-Significance - Water District 7A.
(5-0)

Item Page -1999 (Comm. 19D-10)
d. **DEP:** SEQR Negative Declaration Notice of Determination of Non-Significance - Erie Canal Commemorative Marker.
(5-0)

Item Page -1999 (Comm. 19M-5)
e. **MELINDA HOLLAND:** Summary of Task Force Meeting Held 9/21/99 & Notice of Task Force Meeting Held 10/19/99.
(5-0)

Item Page -1999 (Comm. 19M-9)
f. **NYSDEC:** Fact Sheet: Remedial Construction Westinghouse Electric Corporation Hazardous Waste Site.
(5-0)

Item Page -1999 (Comm. 19M-10)
g. **NYS COMPTROLLER:** Town of Boston - East Hill Water District No.3 File No. 99-38.
(5-0)

Item Page -1999 (Comm. 19M-11)
h. **ERIE COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL:** Agenda for Meeting Held 10/19/99.
(5-0)
Item Page -1999 (Comm. 20D-2)
i. **DEP:** SEQR Solicitation of Lead Agency Status Unlisted Action Guiding Principles for County-Wide Land Use Planning.
(5-0)

Item Page -1999 (Comm. 20M-9)
j. **RICHARD VOEHRINGER:** Letter to Legislature Re: Re-Designation (Re-Mapping) of Designated Wetlands by NYSDEC.
(4-0) Legislator Greenan absent for vote.

Item Page -1999 (Comm. 21E-12)
k. **COUNTY EXECUTIVE:** ECSD No. 2 Engineering Services for 18 Mile Creek Pump Station Restoration Abate Eng. Assoc. P.C. Change Order No. 1.
(4-0) Legislator Greenan absent for vote.

Item Page -1999 (Comm. 21M-3)
l. **NYSDEC:** Fact Sheet - Clean Up Activities at 527 Cornwall Street, City of Buffalo.
(4-0) Legislator Greenan absent for vote.

Item Page -1999 (Comm. 21M-4)
m. **MELINDA HOLLAND:** Summary of Task Force Meeting Held 10/19/99 & Notice of Meeting Held 11/9/99.
(4-0) Legislator Greenan absent for vote.

Item Page -1999 (Comm. 21M-5)
n. **NYSDEC:** Fact Sheet - Former Gastown Manufactured Gas Plant Site.
(4-0) Legislator Greenan absent for vote.

Item Page -1999 (Comm. 21M-10)
o. **ERIE COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL:** Agenda for Meeting Held 11/16/99.
(4-0) Legislator Greenan absent for vote.

Item Page -1999 (Comm. 21M-13)
p. **MELINDA HOLLAND:** Draft Policy Statement for West Valley Citizen Task Force.
(4-0) Legislator Greenan absent for vote.

Item Page -1999 (Comm. 24D-9)
q. **DEP:** SEQR Negative Declaration Notice of Determination of Non-Significance Adoption of "Guiding Principles for County-Wide Land Use Planning."
(4-0) Legislator Greenan absent for vote.

Item Page -1999 (Comm. 24E-21)
r. **COUNTY EXECUTIVE:** ECSD Nos. 1-6 User Charge Rates.
(4-0) Legislator Greenan absent for vote.

AS AMENDED
2. Item Page - 1999 (Comm. 13E-26)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning has received the following low bids for the Northern Region Administration Building Extension and Site Improvements, on October 27, 1999.

Contract No.	Low Bidder	Amount Bid
A - General	Patrick Development of WNY, Inc.	$1,345,800.00
B - Mechanical	Joseph Davis, Inc.	$ 231,300.00
C - Plumbing	A. Gareleck & Sons, Inc.	$ 192,800.00
D - Electrical	Hendler Electric, Inc.	$ 204,900.00

WHEREAS, these bidders have been recognized as successfully performing similar work in Erie County; and

WHEREAS, the Erie County Sewer District Nos. 1, 4, and 5 Board of Managers has moved to recommend the award of the Northern Region Administration Building Extension and Site Improvements to the low bidders.

NOW, THEREFORE, BE IT

RESOLVED, that Erie County Sewer District Nos. 1, 4 and 5 - Northern Region Administration Building Extension and Site Improvements be awarded as follows:

Contract No.	Low Bidder	Amount Bid
A - General	Patrick Development of WNY, Inc.	$1,345,800.00
B - Mechanical	Joseph Davis, Inc.	$ 231,300.00
C - Plumbing	A. Gareleck & Sons, Inc.	$ 192,800.00
D - Electrical	Hendler Electric, Inc.	$ 204,900.00

RESOLVED, that the County Executive be, and hereby is, authorized to execute Agreements with the following firms:

Contract A - General	Patrick Development of WNY, Inc. 8610 Transit Road East Amherst, New York 14051
Contract B - Mechanical	Joseph Davis, Inc. 120 West Tupper Street Buffalo, New York 14201-2192
Contract C - Plumbing	A. Gareleck and Sons, Inc. 125 Arthur Street Buffalo, New York 14207
Contract D - Electrical	Hendler Electric, Inc. 440 Lawrence Bell Drive, No.10 Williamsville, New York 14221

to provide the needed construction services subject to approval as to form by the County Attorney's Office, and certification of availability of funds from the project fund balance or an authorized advance from the General Fund by the Comptroller's Office, and be it further

RESOLVED, that the funds for these Contracts "A", "B" and "D" be paid as follows: $1,782,000.00 from Erie County Sewer District No. 4 Bond Account Fund No. 430 Project No. 535, and $192,800.00 for Contract "C" from Fund 430 Project 916; and be it further

RESOLVED, that $192,800.00 be transferred from the 1999 Sewer Operating Budget Account 220 851 810 830 Contractual Services to Interfund Transferout Account 220 851 810 886 8108 and then transferred to Capital Project 430-916 810 686 8100 and 430 916 810 973, and $1,782,000.00 be transferred from 430 535 810 886 8108 to 430 916 810 686 8108 and 430 916 810 973, and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of this Resolution to Charles J. Alessi, P.E., Department of Environment and Planning and one (1) certified copy each to the Director of Budget and Management, the Erie County Comptroller's Office and Steve Gawlik, Assistant County Attorney.
(5-0)

AS AMENDED

3. Item Page - 1999 (Comm. 13E-29)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning has received the following low bids for the Erie County Sewer District Number 4 Aurora South Pumping Station II Project, Contract 28PS "All General/Mechanical, Contract 28PS "C" Plumbing and Contract 28PS "D" Electrical and Instrumentation on November 19, 1999.

Contract	Low Bidder	Amount Bid
Contract 28PS "A" General/Mechanical	STC Construction, Inc. 63 Zoar Valley Road P.O. Box 429 Springville, NY 14141-0429	$468,401.00
Contract 28PS "C" Plumbing	MKS Plumbing Corp. 19 Ransier Drive West Seneca, NY 14224	$ 17,950.00
Contract 28PS "D" Electrical & Instrumentation	Weydman Electric, Inc. 747 Young Street Tonawanda, NY 14150-4192	$155,890.00

WHEREAS, the aforementioned bidders has been recognized as successfully performing similar work in Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Aurora South Pumping Station II Project, Contract 28PS - "A" General/Mechanical, Contract 28PS- "C" Plumbing and Contract 28PS - "D" Electrical and Instrumentation be awarded to the low bidders as follows:

Contract	Low Bidder	Amount Bid
Contract 28PS "A" General/Mechanical	STC Construction, Inc. 63 Zoar Valley Road P.O. Box 429 Springville, NY 14141-0429	$468,401.00
Contract 28PS "C" Plumbing	MKS Plumbing Corp. 19 Ransier Drive West Seneca, NY 14224	$ 17,950.00
Contract 28PS "D" Electrical & Instrumentation	Weydman Electric, Inc. 747 Young Street Tonawanda, NY 14150-4192	$155,890.00

and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute the Contracts with the aforementioned low bidders subject to approval as to form by the County Attorney and certification of availability of funds from the Project Fund Balance or an authorized advance from the General Fund by the Comptroller's Office; and be it further

RESOLVED, that the Comptroller is authorized and directed to allocate $173,840 from Sewer Capital, Erie County Sewer District No. 4, Fund No. 430, Project No. 502, for Contract 28PS - "C" and Contract 28PS - "D"; and be it further

RESOLVED, that the Comptroller is authorized and directed to allocate $468,401.00 from Sewer Capital, Erie County Sewer District No. 4, Fund No. 430, Project No. 693 for Contract 28PS - "A" and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of this resolution to Charles J. Alessi, P.E., Department of Environment and Planning and one certified copy to the Erie County Comptroller's Office, Director of Budget and Management and to Stephen F. Gawlik, Assistant County Attorney.
(5-0)

4. Item Page - 1999 (Comm. 17E-5)
COUNTY EXECUTIVE

WHEREAS, the 2000 Assessment Rolls for Erie County Sewer District Nos. 1-6 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 at least five (5) days 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, 1999; and

WHEREAS, said Public Hearing was held in the Chamber of the Erie County Legislature, 25 Delaware Avenue, Buffalo, New York, at 1:30 p.m., local time on October 21, 1999 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 2000 Assessment Rolls for Erie County Sewer District Nos. 1, 2, 3, 4, 5 and 6; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, Nancy Naples, County Comptroller, and Stephen F. Gawlik, Assistant County Attorney
(5-0)

5. Item Page - 1999 (Comm. 18E-20)
COUNTY EXECUTIVE

WHEREAS, the County of Erie and Malcolm Pirnie, Inc. have entered into a contract for the purposes of preparing plans and specifications for the expansion of the Erie County Sewer District No. 6 Overflow Retention Facility; and

WHEREAS, Engineering Amendment "A" identifies additional engineering services to be provided during the construction of the Overflow Retention Facility Improvements.

NOW, THEREFORE, BE IT

RESOLVED, that Engineering Amendment "A" with Malcolm Pirnie, Inc. be approved in the amount of $250,734.00, and be it further

RESOLVED, that the Department of Environment and Planning, Division of Sewerage Management is hereby directed to process the needed engineering amendment, and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute Amendment "A" to the June 24, 1993 Agreement with the firm of Malcolm Pirnie, Inc., 40 Centre Drive, Orchard Park, New York 14127, to provide the needed engineering services subject to approval as to form by the County Attorney's office and certification of availability of funds from the Project Fund Balance or an authorized advance from the General Fund by the Comptroller's office; and be it further,

RESOLVED, that the Comptroller is authorized and directed to transfer $250,734.00 from Sewer Capital, Erie County Sewer District No. 6, Fund 430, Project No. 111, Department No. 840, Object 891 Unallocated to Object 973, Sewer Construction Expenditures Subobject 100 Professional Service Contracts; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of this resolution to Charles J. Alessi, P.E., Department of Environment and Planning and one certified copy to the Erie County Comptroller's Office, Stephen Gawlik, Assistant County Attorney and the Director of Budget and Management.
(5-0)

6. Item Page - 1999 (Comm. 19E-11)
COUNTY EXECUTIVE

WHEREAS, the New York State Department of Environmental Conservation has directed the Erie County Sewer District No. 1 to analyze the sanitary sewer system for rehabilitation, in relation to a microchip manufacturing site pre-permitting for which engineering consultant services are necessary; and

WHEREAS, the engineering firm of Parsons Engineering Science, Inc. is recommended by the Department of Environment and Planning based on their proposal to perform the work at a cost not to exceed $219,790.00; and

WHEREAS, the selection and recommendation is in conformance with section 19.08 of the Administrative Code,

NOW, THEREFORE, BE IT

RESOLVED, that Erie County Comptroller be authorized and directed to allocate $219,790.00 from Sewer Capital Fund 430, Project 694, for the purpose of a sanitary sewer system rehabilitation assessment, and be it further

RESOLVED, that an agreement for engineering services with Parsons Engineering Science, Inc., 180 Lawrence Bell Drive, Suite 100,

Williamsville, New York, not to exceed $219,790.00, is hereby approved and the County Executive is authorized to execute the agreement subject to approval as to form by the County Attorney's Office, and that payment for these engineering services shall be made from the established Sewer Capital Fund 430, Project 694, and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of this Resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning and one (1) certified copy each to the Erie County Comptroller's Office, Stephen Gawlik, Assistant County Attorney, and the Director of Budget and Management.
(5-0)

7. Item Page - 1999 (Comm. 19E-31)
COUNTY EXECUTIVE

WHEREAS, the County of Erie entered into an Agreement dated April 7, 1994 with URS Greiner, Inc., for the purpose of receiving engineering services associated with the design and construction of Contracts EC-4, EC-5 and EC-6 improvements; and

WHEREAS, the construction of Contract EC-6 was delayed for reasons beyond the control of the Engineer which has now caused added expense for engineering services; and

WHEREAS, the Department of Environment and Planning, Division of Sewerage Management recommends the approval of Engineering Change Order No. 7 to URS Greiner, Inc. Agreement dated April 7, 1994 in the amount of $73,861.56.

NOW, THEREFORE, BE IT

RESOLVED, that Engineering Change Order No. 7 to the URS Greiner, Inc. Agreement dated April 7, 1994 be approved in the amount of $73,861.56; and be it further

RESOLVED, that the Department of Environment and Planning, Division of Sewerage Management is hereby directed to execute and process the necessary Engineering Change Order, subject to certification and availability of funds from the project fund balance by the Comptroller's Office; and be it further

RESOLVED, that the Comptroller is authorized and directed to transfer $73,861.56 from Sewer Capital, Erie County Sewer District No. 4, Fund 430, Project No. 535, Department No. 810, Object 891 Unallocated to Object 973, Sewer Construction Expenditures Subobject 100 Professional Service Contracts; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of this resolution to Charles J. Alessi, P.E., Department of Environment and Planning and one certified copy of

the Erie County Comptroller's office, Stephen Gawlik, Assistant County Attorney and the Director of Budget and Management.
(5-0)

8. Item Page - 1999 (Comm. 19E-32)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has secured the services of Pratt & Huth Associates to provide engineering services and solutions to problems occurring to Erie County Sewerage Facilities caused by deterioration, aging, and emergency repairs; and

WHEREAS, the Erie County Division of Sewerage Management has recommended the formal close-out of the A/E Agreement dated November 2, 1996 with Pratt & Huth Associates at the final contract amount of $82,811.52.

NOW, THEREFORE, BE IT

RESOLVED, that the A/E Agreement dated November 2, 1995 between the County of Erie and Pratt & Huth Associates be formally closed out in the final amount of $82,811.52; and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to close out the remaining contract encumbrance in Erie County Sewer District No. 4, Fund No. 430, Project No. 694, and return the unused portion of $4,748.48 to unallocated; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send (2) certified copies of this resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning and one certified copy each to the Erie County Comptroller's Office and Stephen Gawlik, Assistant County Attorney and the Director of Budget and Management.
(5-0)

9. Item Page - 1999 (Comm. 19E-33)
COUNTY EXECUTIVE

(A) WHEREAS, County of Erie/Erie County Sewer District No. 6 herein called the "Borrower" after thorough consideration of the various aspects of the problems and study of available data, has hereby determined that the Project generally described as the Erie County Sewer District #6 Filter Press and Filter Press Structural Frame and identified as CWSRF Project No. 6650-07, herein called the "Project", is desirable and in the public interest, and to that end it is necessary that action preliminary to the construction of said Project be taken immediately; and

WHEREAS, the United States, pursuant to the Federal Water Quality Act of 1987, (as such may be amended from time to time, the "Water Quality Act"), requires each State to establish a water pollution

control revolving fund to be administered by an instrumentality of the state before the state may receive capitalization grants under the Water Quality Act; and

WHEREAS, the State of New York has, pursuant to Chapter 565 of the Laws of New York 1989 as amended, (the "CWSRF Act"), established in the custody of the New York State Environmental Facilities Corporation (the "Corporation") a water pollution control revolving fund (the "Fund") to be used for purposes of the Water Quality Act; and

WHEREAS, the Corporation has been created, reconstituted and continued pursuant to the New York State Environmental Facilities Corporation Act, as amended, (the "Act") being Chapter 744 of the Laws of 1970, as amended and constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated laws of the State of New York, and constitutes a public benefit corporation under the laws of the State of New York, being a body corporate and politic with full and lawful power and authority to provide financial assistance from the Fund; and

WHEREAS, the Corporation has the responsibility to administer the Fund and to provide financial assistance from the Fund to municipalities for eligible projects, as provided in the CWSRF Act; and

WHEREAS, the CWSRF Act authorizes the establishment of a program for planning, development and construction of eligible projects;

NOW, THEREFORE, BE IT RESOLVED BY ERIE COUNTY LEGISLATURE as follows:

1. The filing of an application for CWSRF assistance in the form required by the Corporation in conformity with the CWSRF Act is hereby authorized, including all understandings and assurances contained in said application.

2. The following person(s) is/are directed and authorized as the official representative(s) of the Municipal Applicant to execute and deliver an application or CWSRF assistance, to execute and deliver the Project Financing Agreement and any other documents necessary to receive financial assistance from the Fund for the Project described, to act in connection with the Project and to provide such additional information as may be required and to make such agreements on behalf of the Municipal Applicant as may be required:

   The COUNTY EXECUTIVE
   (Authorized Representative)

   The ERIE COUNTY COMPTROLLER
   (Chief Fiscal Officer)

3. The official(s) designated above is/are authorized to make application for financial assistance under the following CWSRF Program for either short-term or long-term financing or both.

4. That the Clerk of the Legislature be directed to send three (3) certified copies of this resolution to Charles J. Alessi, P.E., Department of Environment and Planning and one certified copy to the Erie County Comptroller's Office, Director of Budget and Management and to Stephen F. Gawlik, Assistant County.

5. This Resolution shall take effect immediately.
(5-0)

(B) WHEREAS, County of Erie/Erie County Sewer District No. 1 herein called the "Borrower" after thorough consideration of the various aspects of the problems and study of available data, has hereby determined that the Project generally described as the Losson/Hyland Pumping Stations and Subtrunk Sewer and identified as CWSRF Project No. 6696-06, herein called the "Project", is desirable and in the public interest, and to that end it is necessary that action preliminary to the construction of said Project be taken immediately; and

WHEREAS, the United States, pursuant to the Federal Water Quality Act of 1987, (as such may be amended from time to time, the "Water Quality Act"), requires each State to establish a water pollution control revolving fund to be administered by an instrumentality of the state before the state may receive capitalization grants under the Water Quality Act; and

WHEREAS, the State of New York has, pursuant to Chapter 565 of the Laws of New York 1989 as amended, (the "CWSRF Act"), established in the custody of the New York State Environmental Facilities Corporation (the "Corporation") a water pollution control revolving fund (the "Fund") to be used for purposes of the Water Quality Act; and

WHEREAS, the Corporation has been created, reconstituted and continued pursuant to the New York State Environmental Facilities Corporation Act, as amended, (the "Act") being Chapter 744 of the Laws of 1970, as amended and constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated laws of the State of New York, and constitutes a public benefit corporation under the laws of the State of New York, being a body corporate and politic with full and lawful power and authority to provide financial assistance from the Fund; and

WHEREAS, the Corporation has the responsibility to administer the Fund and to provide financial assistance from the Fund to municipalities for eligible projects, as provided in the CWSRF Act; and

WHEREAS, the CWSRF Act authorizes the establishment of a program for planning, development and construction of eligible projects;

NOW, THEREFORE, BE IT RESOLVED BY ERIE COUNTY LEGISLATURE as follows:

1. The filing of an application for CWSRF assistance in the form required by the Corporation in conformity with the CWSRF Act is hereby authorized, including all understandings and assurances contained in said application.

2. The following person(s) is/are directed and authorized as the official representative(s) of the Municipal Applicant to execute and deliver an application or CWSRF assistance, to execute and deliver the Project Financing Agreement and any other documents necessary to receive financial assistance from the Fund for the Project described, to act in connection with the Project and to provide such additional information as may be required and to make such agreements on behalf of the Municipal Applicant as may be required:

   The _____ COUNTY EXECUTIVE
   (Authorized Representative)

   The ERIE COUNTY COMPTROLLER
   (Chief Fiscal Officer)

3. The official(s) designated above is/are authorized to make application for financial assistance under the following CWSRF Program for either short-term or long-term financing or both.

4. That the Clerk of the Legislature be directed to send three (3) certified copies of this resolution to Charles J. Alessi, P.E., Department of Environment and Planning and one certified copy to the Erie County Comptroller's Office, Director of Budget and Management and to Stephen F. Gawlik, Assistant County.

5. This Resolution shall take effect immediately.

(5-0)

(C) WHEREAS, County of Erie/Erie County Sewer District #3 herein called the "Borrower" after thorough consideration of the various aspects of the problems and study of available data, has hereby determined that the Project generally described as the Southtowns Sewage Treatment Plant Improvements and identified as CWSRF Project No. 6647-02, herein called the "Project", is desirable and in the public interest, and to that end it is necessary that action preliminary to the construction of said Project be taken immediately; and

WHEREAS, the United States, pursuant to the Federal Water Quality Act of 1987, (as such may be amended from time to time, the "Water Quality Act"), requires each State to establish a water pollution

control revolving fund to be administered by an instrumentality of the state before the state may receive capitalization grants under the Water Quality Act; and

WHEREAS, the State of New York has, pursuant to Chapter 565 of the Laws of New York 1989 as amended, (the "CWSRF Act"), established in the custody of the New York State Environmental Facilities Corporation (the "Corporation") a water pollution control revolving fund (the "Fund") to be used for purposes of the Water Quality Act; and

WHEREAS, the Corporation has been created, reconstituted and continued pursuant to the New York State Environmental Facilities Corporation Act, as amended, (the "Act") being Chapter 744 of the Laws of 1970, as amended and constituting Title 12 of Article 5 of the Public Authorities Law and Chapter 43-A of the Consolidated laws of the State of New York, and constitutes a public benefit corporation under the laws of the State of New York, being a body corporate and politic with full and lawful power and authority to provide financial assistance from the Fund; and

WHEREAS, the Corporation has the responsibility to administer the Fund and to provide financial assistance from the Fund to municipalities for eligible projects, as provided in the CWSRF Act; and

WHEREAS, the CWSRF Act authorizes the establishment of a program for planning, development and construction of eligible projects;

NOW, THEREFORE, BE IT RESOLVED BY ERIE COUNTY LEGISLATURE as follows:

1. The filing of an application for CWSRF assistance in the form required by the Corporation in conformity with the CWSRF Act is hereby authorized, including all understandings and assurances contained in said application.

2. The following person(s)is/are directed and authorized as the official representative(s) of the Municipal Applicant to execute and deliver an application or CWSRF assistance, to execute and deliver the Project Financing Agreement and any other documents necessary to receive financial assistance from the Fund for the Project described, to act in connection with the Project and to provide such additional information as may be required and to make such agreements on behalf of the Municipal Applicant as may be required:

The COUNTY EXECUTIVE
(Authorized Representative)

The ERIE COUNTY COMPTROLLER
(Chief Fiscal Officer)

3. The official(s) designated above is/are authorized to make application for financial assistance under the following CWSRF Program for either short-term or long-term financing or both.

4. That the Clerk of the Legislature be directed to send three (3) certified copies of this resolution to Charles J. Alessi, P.E., Department of Environment and Planning and one certified copy to the Erie County Comptroller's Office, Director of Budget and Management and to Stephen F. Gawlik, Assistant County.

5. This Resolution shall take effect immediately.

(5-0)

10. Item Page - 1999 (Comm. 20E-8)

COUNTY EXECUTIVE

RESOLVED, that the County Executive is hereby authorized to execute a contract of sale, intermunicipal agreement and all other necessary agreements with the City of Buffalo as pertains to title transfer and subsequent maintenance of the Ontario Street Boat Launch, and be it further

RESOLVED, that said agreement shall include language reverting ownership of said Park to the City of Buffalo should the County cease operating the parcel as a public park, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of the Division of Budget, Management and Finance, the Commissioner of the Department of Environment and Planning, the Commissioner of the Department of Parks, Recreation and Forestry, the Comptroller, and the County Attorney.

(4-0) Legislator Greenan absent for vote.

11. Item Page - 1999 (Comm. 21E-10)

COUNTY EXECUTIVE

WHEREAS, the United States Surgeon General has identified radon gas to be the second leading cause of lung cancer in the United States, and

WHEREAS, the United States Environmental Protection Agency (USEPA) has estimated that about 1,200 counties lie in the highest radon risk zone, and

WHEREAS, Erie County is one of these 1,200 counties, and

WHEREAS, Erie County has established and operated a very successful Radon / Indoor Air Quality Awareness Program for several years, and

WHEREAS, the National Association of Counties (NACo) in conjunction with the USEPA has established a National County Radon / Indoor Air Demonstration Program, the purpose of which is to educate the public to the dangers of indoor radon and encourage the implementation of radon-resistant construction techniques, and

WHEREAS, Erie County was selected by NACo to serve as a Radon Model County for developing new strategies to address the dangers of radon gas, and

WHEREAS, Erie County will implement an initiative to provide educational programs and technical assistance to Erie County residents, real estate professionals and new home construction companies, to encourage radon testing and the use of radon resistant construction techniques,

NOW THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute an agreement with the National Association of Counties (NACo) to accept a grant of $5,000 to implement the Building Healthy Homes in Erie County Program, and be it further

RESOLVED, that the grant be appropriated into a budget as follows:

REVENUES:

641 USEPA Federal Aid	$5,000
TOTAL REVENUES	$5,000

APPROPRIATIONS:

830	Contractual	$4,500
826	Other Expenses	400
824	Travel & Mileage	100
TOTAL APPROPRIATIONS		$5,000

AND BE IT FURTHER

RESOLVED, that certified copies of the resolution be sent to the Director of Budget and Management, the County Comptroller, the County Attorney, and the Commissioner of Environment and Planning.
(4-0) Legislator Greenan absent for vote.

12. Item Page - 1999 (Comm. 21E-11)
COUNTY EXECUTIVE
RESOLVED, that the County Executive is hereby authorized to execute an agreement with the Lackawanna Community Development Corporation for the purpose of carrying out the Corporation's Revolving Loan Fund and Small Business Investment Fund, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Commissioner of the Erie County Department of Environment and Planning, the County Comptroller and the Director of the Division of Budget, Management, and Finance.
(4-0) Legislator Greenan absent for vote.

13. Item Page - 1999 (Comm. 24E-18)
COUNTY EXECUTIVE

WHEREAS, in November 1996, the NYS Department of Economic Development, Empire State Development Corporation, Office of Recycling Market Development (OMRD) provided the County of Erie $122,850.00 in state grant funding to implement a "Construction and Demolition Debris Recycling Project" for County residents, and

WHEREAS, the best use of the grant resources is not consistent with the budget appropriated by a March 18, 1999 Legislative Resolution, and

WHEREAS, it is necessary to revise the grant budget to meet the needs of the project, and

WHEREAS, the NYSDED OMRD has processed these necessary revisions, and

WHEREAS, the NYSDED ORMD has agreed to and approved a no cost time extension for the Erie County program extending the project completion date to April 30, 2000,

NOW THEREFORE BE IT

RESOLVED, that the budget of the Erie County Construction and Demolition Debris Recycling Project (SFG#648) is hereby revised as follows for the period 4/1/97 - 4/30/00:

Object	Description	Current Budget	Revisions	Revised Budget
800	Salaries	$72,000	$4,680	$76,680
805	Fringe Benefits	18,000	1,412	19,412
810	Office Supplies	2,000	(1939)	61
824	Travel & Mileage	500	0	500
825	Out of Area Travel	1,500	(26)	1,474
826	Other Expenses	7,750	(2,660)	5,090
830	Contractual Agencies	16,100	(673)	15,427
933	Equipment	5,000	(794)	4,206
	Total Expenditures	$122,850	$0	$122,850

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 County Comptroller and the County Attorney.

(4-0) Legislator Greenan absent for vote.

14. Item Page - 1999 (Comm. 24E-22)
COUNTY EXECUTIVE

WHEREAS, the Erie County Sewer District No. 1 Board of Managers and the Erie County Legislature authorized construction of an

ORF and various sanitary sewers and pumping station improvements in Erie County Sewer District No. 1; and

WHEREAS, it has been determined that it may be necessary to commence Eminent Domain Proceedings to acquire the necessary fee taking to complete the project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Attorney be authorized and is hereby directed to commence Eminent Domain Proceedings pursuant to Chapter 839 of the Laws of 1977 to acquire fee interests for sewer purposes in connection with the lands listed below:

ECSD NO.	PARCEL NO.	TOWNSHIP
1	50' x 130' paper street Terrace Blvd.	West Seneca

and be it further

RESOLVED, that certified copies of this resolution be sent to Charles J. Alessi, P.E., Deputy Commissioner of the Department of Environment and Planning, and Stephen F. Gawlik, Assistant County Attorney.
(4-0) Legislator Greenan absent for vote.

GREGORY B. OLMA
CHAIRMAN

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

CARRIED UNANIMOUSLY.

Item 9 – MR. FITZPATRICK presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 414

December 7, 1999

ECONOMIC DEVELOPMENT
COMMITTEE
REPORT NO. 12

ALL MEMBERS PRESENT. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

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

Item Page -1999 (Comm. 19M-4)
a. **NFTA:** Cash Flow Statements 4/1/99 - 3/31/00 & 10/1/99 - 9/30/00.
(6-0) Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 20M-3)
b. **NFTA:** Minutes of Board Meeting Held 9/20/99.
(6-0) Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 21D-9)
c. **DPW:** Erie County Family Court Facility - Bid Packages 6, 7 & 8.
(6-0) Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 21D-10)
d. **DPW:** Two Mile Creek Greenway Bike Path (JZ-98-1).
(6-0) Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 21M-2)
e. **SENECA COUNTY BOARD OF SUPERVISORS:** Certified Copy of Resolution Re: Opposing Creation of a Tax-Free Enterprise Zone.
(6-0) Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 21M-6)
f. **CHEEKTOWAGA TOWN CLERK:** Certified Copy of Resolution Re: Memorialize Erie County to Authorize Town of Cheektowaga to Erect Sign.
(6-0) Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 21M-8)
g. **NFTA:** 17A Report & Capital Expenditure Reports for 2nd Quarter of Fiscal Year Ending 3/31/00.
(6-0) Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 24M-2)
h. **NFTA:** Minutes of Board of Directors Meeting Held 10/18/99.
(6-0) Chairman Swanick present as Ex-Officio Member.

2. Item Page - 1999 (Comm. 19D-13)
DPW

WHEREAS, a project for the Intersection Improvements on CR 87, Hopkins Road at Klein Road and on CR 87, Hopkins Road at CR 299, North French Road, in the Town of Amherst, Erie County, P.I.N. 5754.90 (the "Project") is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs, such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Erie desires to advance the above Project by making a commitment of 100% of the non-Federal share of the costs of the Construction Phase of the project, P.I.N. 5754.90, which is $1,035,000; and

WHEREAS, the County of Erie acknowledges that construction inspection is their responsibility and is not eligible for Federal or State Marchiselli aid. Construction inspection will be performed by County personnel and is estimated by New York State Department of Transportation at $125,000.

NOW, THEREFORE, the Erie County Legislature, duly convened does hereby

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

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

RESOLVED, that sum of $207,000 is hereby appropriated from the following Programs: $115,401 (SFG 659)- 1993 Bridge Design and Construction Program and $91,599 (SFG 135) - 1999 Federal Aid Various Road Construction Program, and made available to cover the cost of participation in the Construction 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 cost of the Construction and Construction Inspection Phase exceeds the total amount of $332,000 ($207,000 + $125,000) and/or 100% of the full Federal and Non Federal shares of the cost of the Construction and Construction Inspection Phase exceeds $1,160,000 ($1,035,000 + $125,000), 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 and/or Marchiselli 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 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 and State-aid eligible Project costs and all Project costs within appropriations therefor 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 Deputy Commissioner, Highways, to be forwarded to the New York State Commissioner of Transportation and one certified copy to the Erie County Comptroller.
(6-0) Chairman Swanick present as Ex-Officio Member.

3. Item Page - 1999 (Comm. 21D-8)
DPW

WHEREAS, the Department of Public Works received bids for the Erie County Correctional Facility Expansion on February 4, 1999 and May 10, 1999, and

WHEREAS, your Honorable Body has previously awarded contracts to the lowest responsible bidders in the total amount of $4,887,107.00, and

WHEREAS, additional work is required to provide uninterrupted power supply to the new computerized locking system and miscellaneous work to complete the project, and

WHEREAS, the uninterrupted power supply is necessary to eliminate the fluctuation of power during the testing of the emergency generators, and provide battery backup in case of total power failure,

NOW, THEREFORE, BE IT,

RESOLVED, that the construction contingency fund be increased by $62,000.00 to a new total amount of $412,000.00, with authorization for the Commissioner of Public works to approve change orders, and be it further,

RESOLVED, that deduct change orders will result in funds being returned to the contingency account, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments for all of the above from the following accounts:

-ECCF Bond Account, SFG 544, Fund 410 - $24,000.00

-ECCF Bond Account, SFG 127, Fund 410 - $38,000.00,

and be it further,

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; one copy to the Division of Budget, Management & Finance and one copy to the Office of the Comptroller.
(6-0) Chairman Swanick present as Ex-Officio Member.

4. Item Page - 1999 (Comm. 21D-11)
DPW

WHEREAS, the New York State Thruway Authority proposes to rehabilitate the structure which carries Baseline Road, CR 249, over the New York State Thruway at Milepost N16.46 in Contract TAN 99-60B, and

WHEREAS, Section 359, Subdivision 4, of the Thruway Act provides that the Municipality shall maintain and repair its municipal highways carried over the Thruway by Authority structures, and

WHEREAS, the parties hereto desire to come to a definite understanding regarding the statutory responsibilities of Authority and Municipality, respectively, for specific contract items on maintenance and repair, and the manner in which the bridge rehabilitation will be performed, and

WHEREAS, the Authority has agreed to be responsible for 100% of the cost of the rehabilitation contract.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized and is hereby directed to enter into an agreement with the New York State Thruway Authority to continue to maintain and repair those items of the Baseline Road Bridge as required under the provisions of Section 359, Subdivision 4 of the Thruway Act, and be it further

RESOLVED, that the rehabilitation of the Baseline Road Bridge over the New York State Thruway shall be performed at no cost to the County of Erie, and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward ten (10) certified copies of this Resolution to the Deputy Commissioner, Highways and one certified copy to the Erie County Comptroller.
(6-0) Chairman Swanick present as Ex-Officio Member.

5. Item Page - 1999 (Comm. 21D-12)
DPW

WHEREAS, a project for the Replacement of County Road 322, Borden Road Bridge over Buffalo Creek, BIN 3-32702-0, in the Town of West Seneca, Erie County, PIN 5753.53 (the "Project"), is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, the County of Erie desires to advance the Project by making commitment of 100% of the non-Federal share (20%) of the costs of Preliminary Engineering (Design I-VI), Right-of-Way Incidentals and Construction Phases of the Project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation ("NYSDOT") pursuant to Agreement.

NOW, THEREFORE, the County Legislature of the County of Erie, duly convened does hereby

RESOLVE, that the County Legislature of the County of Erie hereby approves the 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 its share of the non-federal share of the cost of the Preliminary Engineering (Design I-VI), Right-of-Way Incidentals and Construction Phases of the project or portions thereof; and be it further

RESOLVED, that the sum of $390,500 is hereby appropriated from the 1996 Federal Aid Projects ($370,500 - SFG 727) and the 1995 Bridge Design ($20,000 - SFG 695) Programs (in addition to $108,800 previously appropriated for the project's Preliminary Engineering (Design I-VI) and Right-of-Way Incidentals Phases via Erie County Resolution No.18D-43 and 8D-17 adopted on the 23rd day of September, 1993 and the 11th day of May 1995, respectively) and made available to cover the cost of participation in the above phases of the Project; and be it further

RESOLVED, that in the event the non-Federal share of the costs of the project exceed the amount appropriated, the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof; and be it further

RESOLVED, that the County Executive of the County of Erie be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the non-federal share of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs

and all Project costs within appropriations therefor 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 Deputy Commissioner, Highways, to be forwarded to the New York State Department of Transportation and one certified copy to the Erie County Comptroller.
(6-0) Chairman Swanick present as Ex-Officio Member.

AS AMENDED

6. Item Page - 1999 (Comm. 24D-13)
DPW

WHEREAS, the Department of Public Works received bids on November 29, 1999 for the Erie County Family Court Facility, Bid Packages 10 thru 14, and

WHEREAS, the Architect/Construction Manager and the Department of Public Works are recommending award to the lowest responsible bidders,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into the following contracts for the Erie County Family Court Facility, Bid Packages 10 thru 14:

BID PACKAGE NO. 10

Mechanical

Quackenbush Co., Inc.
Base Bid $3,080,000

BID PACKAGE NO. 11

Electrical

Frey Electric Construction Co., Inc.
Base Bid $3,218,000

BID PACKAGE NO. 12

Plumbing

D.V. Brown & Assoc., Inc.
Base Bid $ 622,500

BID PACKAGE NO. 13

Fire Protection

Allied Fire Protection Systems, Inc.
Base Bid $ 397,400

BID PACKAGE NO. 14

Building Control Systems

Siemens Building Technologies, Inc.
Base Bid $ 819,331

Total for all contracts: $8,137,231

and be it further,

RESOLVED, that the amount of $80,000.00 be allocated to cover the maximum amount of bonus/liquidated damages to the contractors permitted by the contract, and be it further,

RESOLVED, that the construction contingency fund be increased by $379,201.00 to a new total amount of $909,201.00 with authorization for the Commissioner of Public Works to approve change orders in an amount not to exceed the amount of the contingency, and be it further,

RESOLVED, that deduct change orders will result in funds being returned to the contingency account, and be it further,

RESOLVED, that the sum of $30,000.00 be allocated for DPW overhead and Project Engineer salaries, and be it further,

RESOLVED, that all these authorizations are contingent upon the fund being made available, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments for all of the above from the Court Facilities Improvements, Project 750, Fund 410, and be it further,

RESOLVED, that two copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; one copy to the Division of Budget, Management & Finance; and one copy to the Office of the Comptroller.

(6-0) Chairman Swanick present as Ex-Officio Member.

MICHAEL A. FITZPATRICK
CHAIRMAN

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

CARRIED UNANIMOUSLY.

Item 10 – MS. MARINELLI presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 415

December 9, 1999

COMMUNITY ENRICHMENT
COMMITTEE
REPORT NO. 11

ALL MEMBERS PRESENT EXCEPT LEGISLATOR LARSON. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

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

Item Page -1999 (Comm. 16D-24)
a. **ECC:** Women's Training Program Small Business Initiative.
(4-0) Legislator Larson absent.

Item Page -1999 (Comm. 20D-3)
b. **BUFFALO & ERIE COUNTY PUBLIC LIBRARY:** Resolution - 99-63 Library Protection Act.
(4-0) Legislator Larson absent.

Item Page -1999 (Comm. 20D-9)
c. **COMMISSION ON THE STATUS OF WOMEN:** Minutes of Meeting Held 10/31/99.
(4-0) Legislator Larson absent.

Item Page -1999 (Comm. 20D-12)
d. **ECC:** Officers - ECC Board of Trustees 1999-2000 Academic Year.
(4-0) Legislator Larson absent.

Item Page -1999 (Comm. 20M-5)
e. **BUFFALO PHILHARMONIC ORCHESTRA:** Response to Community Enrichment Committee Request for Additional Information Regarding County-Sponsored BPO Concerts.
(4-0) Legislator Larson absent.

Item Page -1999 (Comm. 21M-9)
f. **BUFFALO CITY CLERK:** Certified Copy of Resolution Re: Closing of Erie County Public Library Branches.

(4-0) Legislator Larson absent.

Item Page -1999 (Comm. 24D-10)

g. **COMMISSION ON THE STATUS OF WOMEN:** Minutes of Meeting Held 11/10/99.
(4-0) Legislator Larson absent.

2. Item Page -1999 (Comm. 19E-36)

COUNTY EXECUTIVE

WHEREAS, the Greater Buffalo Convention and Visitors' Bureau (GBCVB) has been successful in bringing the 2000 United States Track and Field Junior Olympics to Erie County; and

WHEREAS, this event is scheduled to attract approximately 16,000 athletes, family members and spectators to this area; and

WHEREAS, Erie County assisted the Bureau in its application for the event with a previous appropriation; and

WHEREAS, work is now being done in preparation for the 2000 event, and an additional appropriation has been requested from the County.

NOW, THEREFORE, BE IT

RESOLVED, that the sum of $20,000 is hereby appropriated to the Greater Buffalo Convention & Visitors' Bureau for the purpose of organizing the 2000 United States Track and Field Junior Olympics in Erie County; the source of said funds being the Sports Development Fund (DAC 1109223028300894); the sum of $20,000 is hereby transferred to DAC 1109223028301008, GBCVB/Junior Olympics; and be it further

RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the Greater Buffalo Convention & Visitors' Bureau for this purpose; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the County Attorney, the Budget Director, the Comptroller and the Executive Director of the Greater Buffalo Convention & Visitors' Bureau.
(4-0) Legislator Larson absent.

3. Item Page -1999 (Comm. 24E-12)

COUNTY EXECUTIVE

WHEREAS, the Erie Community College Board of Trustees requests to amend a resolution adopting a targeted Early Retirement Program and requests Erie County approval, and

WHEREAS, Erie Community College requests to add the Optional Retirement Program to its previous resolution dated August 25, 1999 and adopted by the Erie County Legislature on September 9, 1999, and

WHEREAS, this program will allow senior members of the staff to retire early and allow the college to replace them, if necessary, with entry level, or part-time positions at considerable cost savings, and

WHEREAS, in addition to the $500,000 originally estimated as potential savings, ECC will save an additional $50,000 by participating in the Optional Retirement Program incentive,

NOW, THEREFORE, BE IT

RESOLVED, THAT THE County of Erie approves Erie Community College's request to amend the targeted Early Retirement Program to include the Optional Retirement Program, the open period of filing beginning on October 1, 1999 through December 26, 1999 with a retirement date no later than December 26, 1999, and be it further

RESOLVED, that certified copies of this resolution be sent to the President of Erie Community College, the Erie County Department of Personnel, the Office of the Comptroller and the Division of Budget, Management and Finance.
(4-0) Legislator Larson absent.

LYNN M. MARINELLI
CHAIRPERSON

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

CARRIED UNANIMOUSLY.

Item 11 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 416

December 9, 1999

FINANCE & MANAGEMENT
COMMITTEE
REPORT NO. 12

ALL MEMBERS PRESENT EXCEPT LEGISLATORS FITZPATRICK AND LARSON.

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

Item Page -1998 (Int. 3-15)

a. **MARSHALL, CHASE, GREENAN, LARSON, RANZENHOFER & WEINSTEIN:**
Repeal of Omnibus Budget Transfer Authority.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1998 (Int. 3-16)

b. **MARSHALL, CHASE, GREENAN, LARSON, RANZENHOFER & WEINSTEIN:**
Request for Accurate, Timely Information Pertaining to Budget Transfers & Designations.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1998 (Comm. 8M-11)

c. **AFFORDABLE GREAT LOCATIONS INC:** Copy of Letter to Chairman Swanick Re: Individual Taxation.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1998 (Comm. 16M-23)

d. **ERIE COUNTY REGIONAL ASSET FUND COMMITTEE:** Regional Asset Committee Report.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1998 (Comm. 22D-10)

e. **BUDGET, MANAGEMENT & FINANCE:** Response to Comptroller's Review of Unfilled Vacant Positions.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1998 (Comm. 24E-6)

f. **COMPTROLLER:** Payment in Lieu of Taxes (PILOT) Program of ECIDA in Conjunction with the Real Property Unit of the EC Division of Budget, Management & Finance.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1998 (Comm. 24E-7)

g. **MARSHALL:** Copy of Letter to Budget Director Re: Follow Up of Previous Letter Regarding County Executive's 1999 Budget Proposal.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1998 (Comm. 27D-22)

h. **BUDGET, MANAGEMENT & FINANCE:** ECIDA's & Budget, Management & Finance's Response to the Payment in Lieu of Taxes (PILOT) Program Audit.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1998 (Comm. 29D-7)

i. **DEP:** Copy of Letter to Town of Amherst Re: Payments in Lieu of Taxes (PILOT).
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 5E-1)

j. **COUNTY EXECUTIVE:** Current Projection for Impact of New York State Budget on Erie County Finances.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 6E-8)

k. **COUNTY EXECUTIVE:** Erie County's Recommendations for State Legislative Action in 1999.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 7E-2)

l. **COMPTROLLER:** Letter to Legislature Re: Monitoring ECMC'S Reported Net Income.

(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 8D-11)

m. **BUDGET, MANAGEMENT & FINANCE:** Response to Comptrollers Report Re: Vacant Positions in the General, Road & Social Services Funds.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 8E-4)

n. **COMPTROLLER:** 1998 Year-End Closing.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 8E-8)

o. **COMPTROLLER:** Review of Unfilled Vacant Positions.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 14D-16)

p. **BUDGET, MANAGEMENT & FINANCE:** 1998 Year-End Surplus Reserves.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 14D-18)

q. **BUDGET, MANAGEMENT & FINANCE:** Response to Comptroller Report Issued 7/8/99 Concerning Vacant Positions.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 14E-3)

r. **COMPTROLLER:** ECMC Network Financial Report for the Year Ended 12/31/98.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 14E-5)

s. **COMPTROLLER:** Review of Unfilled Vacant Positions.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 16D-12)

t. **DPW:** Comptroller's Review of Vendor Payments - DPW.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 16D-27)

u. **BUDGET, MANAGEMENT & FINANCE:** Budget Monitoring Report for Period Ending 6/30/99.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 16E-1)

v. **COMPTROLLER:** Comprehensive Annual Financial Report for Fiscal Year Ended 12/31/98.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 16E-5)
w. **COMPTROLLER:** Future Changes in Financial Reporting Requirements.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 16E-9)
x. **COUNTY EXECUTIVE:** Copy of Letter to Governor Pataki & WNY State Legislative Delegation Re: Impact of State Budget on Erie County.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 16E-10)
y. **COMPTROLLER:** County of Erie Supplement to Comprehensive Annual Financial Report For Year Ended 12/31/98.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 17E-3)
z. **COMPTROLLER:** $60,000,000 R.A.N. - 1999.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 18D-4)
aa. **BUDGET, MANAGEMENT & FINANCE:** Budget Monitoring Report for the Period Ending 7/31/99.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 19E-3)
bb. **COMPTROLLER:** Copies of Management Letter Issued by Deloitte & Touche Re: Audit of ECMC 's Financial Statements.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 19E-5)
cc. **COMPTROLLER:** Quarterly Investment Report 4/1/99 - 6/30/99.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 19E-6)
dd. **COMPTROLLER:** GSAB Statement 34/Intro 16-4.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 19M-7)
ee. **ERIE COUNTY CULTURAL RESOURCES ADVISORY BOARD:** 2000 Cultural Funding Recommendations for Erie County.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 19M-8)
ff. **BUFFALO PLACE:** Buffalo Place 2000 Budget.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 20D-11)

gg. **BUDGET, MANAGEMENT & FINANCE:** Response to Comptroller's Report Issued 10/27/99 Re: Vacant Positions.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 20E-1)
hh. **COMPTROLLER:** EC Self Insurance Program Risk Retention Liability Account for Period 1/1/98 to 5/31/99.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 20E-2)
ii. **COMPTROLLER:** Cost of Borrowing Report.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 20E-4)
jj. **COMPTROLLER:** Review of Unfilled Vacant Positions.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 20E-6)
kk. **COMPTROLLER:** Youth Services - Contract Administration Audit for Period 1/1/98 - 12/31/98 & Fiscal School Year 7/1/97 - 6/30/98.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 20M-6)
ll. **NYS BOARD OF REAL PROPERTY SERVICES:** Certificate of County Equalization Rates for 1999 Assessment Rolls for Municipalities in Erie County.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 21E-1)
mm. **COMPTROLLER:** Notice of Moody's Investors Service Upgrade of Erie County's Credit Rating.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 21E-3)
nn. **COMPTROLLER:** Review of County of Erie's Tentative Budget - 2000.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 21M-7)
oo. **NYS BOARD OF REAL PROPERTY SERVICES:** List of Certified 1999 State Equalization Rates.
(3-0) Legislators Fitzpatrick and Larson absent.

Item Page -1999 (Comm. 24D-8)
pp. **DEP:** Erie County PILOT Policy.
(3-0) Legislators Fitzpatrick and Larson absent.

2. Item Page -1998 (Comm. 21E-26)
COUNTY EXECUTIVE AS AMENDED

WHEREAS, Erie County hopes to stimulate development of affordable housing in the region, especially for those individuals with the lowest levels of income, and

WHEREAS for-profit developers, as well as not-for-profit developers, who use tax credit financing, sometimes face unmanageable tax burdens when constructing and operating housing for people with low and very low incomes, and

WHEREAS, the State of New York passed Articles 5 and 11 of the New York State Private Housing Finance Law and section 421 -e of the New York State Real Property Tax Law, allowing municipal governments to enter into agreements with developers to make a payment in lieu of taxes (PILOT), and

WHEREAS, Erie County seeks to enhance its competitiveness against other regions of New York State in securing limited state and federal tax dollars for housing by bringing predictability and efficiency to the PILOT agreement process, and

WHEREAS, Erie County expects that adoption of a PILOT Policy will yield additional benefits, such as community revitalization through attraction of public and private investment capital to the County and economic and aesthetic enhancement to development areas,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature give its approval to the County Executive's proposed Erie County PILOT Policy (attached dated August 1998) and that it become the standard for low and very low income PILOT agreements throughout Erie County.

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, Budget Director Kenneth C. Kruly, Commissioner of Environment and Planning Richard M. Tobe, County Attorney Kenneth Schoetz, and all Town Supervisors and Mayors in Erie County.

Financial Impact: The PILOT proposes that 25% of the payments be paid to the County and that 75% be paid to the local taxing jurisdiction.
(3-0) Legislators Fitzpatrick and Larson absent.

AS AMENDED

3. Item Page -1999 (Comm. 1D-15A)
COUNTY EXECUTIVE

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 0 through 981407 inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Services and be charged back to the applicable Towns and / or Cities.

Petition No. 0 / 0 - OWNER - Cancel - $0.00

SBL No. - NOT ON FILE

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 0.00 - Town/SpecialDist/School

Charge to :

Petition No. 981398 / 1999 - ASSESSOR - Cancel - $368.11

SBL No. 99.66-8-18 - CITY OF BUFFALO

Acct. No. 112 - $ 368.11 - County

Acct. No. 132 - $ 0.00 - Town/SpecialDist/School

Charge to :
CANCEL - CLERICAL ERROR, THIS PARCEL IS OWNED BY THE PEACE BRIDGE AUTHORITY MAKING IT WHOLLY EXEMPT FROM TAXES. RPTL 550(2)C.

Petition No. 981399 / 9900 - ASSESSOR - Refund - $18,593.51

SBL No. 54.03-1-16.2 - TOWN OF AMHERST

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 18,593.51 - Town/SpecialDist/School

Charge to : SWEET HOME CENTRAL 18,593.51

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 2,500,000 AND SHOULD BE 1,780,000. RPTL 550(2)A.
CHECK IN FAVOR OF: ALMAN CO % WEGMANS'S FOOD MARKETS

Petition No. 981400 / 9900 - ASSESSOR - Refund - $180.21

SBL No. 56.17-9-37 - TOWN OF AMHERST

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 180.21 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 180.21

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 7,200 THAT THIS PARCEL APPLIED AND WAS GRANTED WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR:ROBERT & JOYCE BREWER

Petition No. 981401 / 9900 - ASSESSOR - Refund - $207.66

SBL No. 67.57-4-21 - TOWN OF AMHERST

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 207.66 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 207.66

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 7,200 THAT THIS PARCEL APPLIED FOR AND WAS GRANTED WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: MARY E SWANN

Petition No. 981402 / 9900 - ASSESSOR - Cancel - $180.21

SBL No. 69.14-5-19 - TOWN OF AMHERST

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 180.21 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 180.21

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 7,200 THAT WAS APPLIED FOR AND WAS GRANTED WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: APRIL D ZOLCZER

Petition No. 981403 / 9900 - ASSESSOR - Refund - $1,134.81

SBL No. 79.16-5-43 - TOWN OF AMHERST

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 1,134.81 - Town/SpecialDist/School

Charge to : AMHERST CENTRAL 96.48
NYS STAR ENHANCED EXEMPTI 1,038.33

REFUND - CLERICAL ERROR, THE ENHANCED STAR EXEMPTION IN THE AMOUNT OF 36,000 AND THE 5% SENIOR EXEMPTION IN THE AMOUNT OF 3,345 THAT WAS APPLIED FOR AND WAS GRANTED WAS OMITTED IN ERROR FROM THE TAX ROLL.
CHECK IN FAVOR OF: SALVATORE & MADELINE RUSSO

Petition No. 981404 / 9900 - ASSESSOR - Refund - $151.95

SBL No. 71.09-2-23 - TOWN OF CLARENCE

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 151.95 - Town/SpecialDist/School

Charge to : CLARENCE CENTRAL 151.95

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 10,000 THAT WAS APPLIED FOR AND WAS GRANTED WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: WILLIAM & DOROTHY RUHLAND

Petition No. 981405 / 9900 - ASSESSOR - Cancel - $227.57

SBL No. 555.00-65-1.1 - TOWN OF EDEN

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 227.57 - Town/SpecialDist/School

Charge to : EDEN CENTRAL 227.57

CANCEL - UNLAWFUL ENTRY, THIS IS A SPECIAL FRANCHISE PARCEL. THE STATE BOARD SET THE ASSESSED VALUE AT 1,711,789. THE ASSESSED VALUE USED WAS 1,727,334. RPTL 550(7)E.

Petition No. 981406 / 9900 - ASSESSOR - Refund - $166.74

SBL No. 250.13-3-55 - TOWN OF EVANS

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 166.74 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 166.74

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 8,030 THAT WAS APPLIED FOR AND GRANTED WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: WAYNE FRACCICA

Petition No. 981407 / 9900 - ASSESSOR - Refund - $210.88

SBL No. 20.00-1-38.12 - TOWN OF NEWSTEAD

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 210.88 - Town/SpecialDist/School

Charge to : AKRON CENTRAL 210.88

REFUND - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 15,000 THAT THIS PARCEL APPLIED FOR AND WAS GRANTED WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: DANIEL J, DIANE M & DANIEL M SUTTON

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 981409 through 981412 inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Services and be charged back to the applicable Towns and / or Cities.

Petition No. 981409 / 9900 - ASSESSOR - Refund - $151.95

SBL No. 71.04-1-18 - TOWN OF CLARENCE

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 151.95 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 151.95

REFUND - CLERICAL ERROR, THE BASIC STAR IN THE AMOUNT OF 10,000 THAT THIS PARCEL APPLIED FOR AND WAS GRANTED WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: BRIAN D BLAIR & PAULETTE POLONCARZ

Petition No. 981410 / 9900 - ASSESSOR - Refund - $58.56

SBL No. 223.20-1-14 - TOWN OF EDEN

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 58.56 - Town/SpecialDist/School

Charge to : EDEN CENTRAL 58.56

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 85,000 WAS SHOULD BE 81,000. RPTL 550(2)A.
CHECK IN FAVOR OF: MARK JEZIOROWSKI

Petition No. 981411 / 1999 - ASSESSOR - Refund - $91.96

SBL No. 206.00-4-7.1 - TOWN OF EVANS

Acct. No. 112 - $ 35.55 - County

Acct. No. 132 - $ 56.41 - Town/SpecialDist/School

Charge to : TOWN OF EVANS

	40.83
NORTH EVANS FIRE PROTECT	10.54
ERIE CO SEW DST 2	5.04

REFUND-CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSMENT WAS 51,900 AND SHOULD BE 47,900.
RPTL 550(2)A.
CHECK IN FAVOR OF: RICHARD JOHN & JENNIFER HILL

Petition No. 981412 / 9900 - ASSESSOR - Refund - $83.07

SBL No. 206.00-4-7.1 - TOWN OF EVANS

Acct. No. 112 - $ 0.00 - County

Acct. No. 132 - $ 83.07 - Town/SpecialDist/School

Charge to : LAKE SHORE CENTRAL 83.07

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY

PETITION NUMBER 981412 CONTINUED
ON THE TAX ROLL. THE ASSESSMENT WAS 51,900 AND SHOULD BE 47,900.
RPTL 550(2)A.
CHECK IN FAVOR OF: RICHARD JOHN & JENNIFER HILL

(3-0) Legislators Fitzpatrick and Larson absent.

AS AMENDED

4. Item Page -1999 (Int. 11-8)

PEOPLES, FISHER, CHASE, RANZENHOFER & MARSHALL

WHEREAS, in the spring of 1901 our community hosted the Pan American exposition, an event that heralded the 20th century and established Erie County as a major industrial hub in the Western Hemisphere, and

WHEREAS, a commemoration of the Exposition's centennial is being planned for 2001 to look back at the last 100 years and to plan for the next century, and

WHEREAS, Pan American 2001, Inc. has been formed to provide support, promotion and coordination of activities, publications, exhibits and events for this commemoration of the centennial, and

WHEREAS, within the 1998 & 1999 Erie County Budgets, Erie County has contributed a total of $90,000 to assist in the planning for the commemorating activities, and

WHEREAS, this Honorable Body has the responsibility of tracking the expenditure of taxpayer funds,

NOW, THEREFOR BE IT

RESOLVED, that the Erie County Legislature does express its desire to see the Pan Am 2001 event be successful and showcase what our community has to offer into the next century, and be it further

RESOLVED, that this Honorable Body does request Mr. Goodell and members of Pan American 2001, Inc. attend the next meeting of the Community Enrichment Committee to report on the status of their activities thus far, and be it further

RESOLVED, that certified copies of this resolution be forwarded to County Executive Dennis T. Gorski, Joseph Goodell (172 Rivermist Drive, Buffalo, NY 14202), Joan Bozer (27 St. Catherine's Court, Buffalo, NY 14222) and Sandra Gutkowski (45 Bradenham Place, Buffalo, NY 14226.)

Fiscal Impact: None for resolution.
(3-0) Legislators Fitzpatrick and Larson absent.

5. Item Page -1999 (Int. 13-2)
PEOPLES AS AMENDED

WHEREAS, the Erie County Industrial Development Agency is considering designating a portion of downtown Buffalo as a "hospitality district"; and

WHEREAS, this is being done to formulate a more consistent policy for determining incentives, such as tax abatements, given to hotels in the downtown area; and

WHEREAS, such a plan as the one proposed would severely limit the development of tourism rich businesses outside of a so-called "hospitality district"; and

WHEREAS, there exists in downtown Buffalo many vital businesses not related to the hospitality industry which are in dire need of assistance as well;

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby oppose the proposal by the Erie County Industrial Development Agency to designate a "hospitality district" in downtown Buffalo; and be it further

RESOLVED, that this Honorable Body does hereby request officials of the ECIDA, as well as Hyatt Regency Buffalo owner Paul L. Snyder, to attend the next scheduled meeting of the Governmental Affairs Committee; and be it further

RESOLVED, that certified copies of this resolution be forwarded to County Executive Dennis Gorski; Dr. Ronald Coan, Executive Director of the Erie County Industrial Development Agency; and Paul L. Snyder, owner of the Hyatt Regency Buffalo.

Fiscal Impact: None for resolution.
(3-0) Legislators Fitzpatrick and Larson absent.

6. Item Page -1999 (Comm. 19E-17)

COUNTY EXECUTIVE

WHEREAS, the Division of Budget, Management and Finance did receive a request from Mark J. Riley, who owns property adjoining the above County owned parcels of land to purchase these parcels, and

WHEREAS, when Mr. Riley purchased his adjoining property, he was led to believe it included these two (2) parcels, and

WHEREAS, the parcel was reviewed and approved for sale by the Advisory Review Committee,

NOW, THEREFORE BE IT RESOLVED, that the following parcels of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to Mark J. Riley, 36 Sibley Drive, West Seneca, New York 14224 for the sum of Three Hundred and 00/100 Dollars ($300.00),

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Evans, County of Erie and State of New York being part of Farmlot 54, Township 8, Range 9, and further described on Erie County Tax Maps as Section, Block and Lot No. 235.130-3-3.300 (Lake Street 80.00 x 170.00 Landlocked). Intending to convey all land acquired by Erie County as Serial No. 1836 in the County In Rem Tax Foreclosure Action No. 153,

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Evans, County of Erie and State of New York being part of Farmlot 54, Township 8, Range 9, and further described on Erie County Tax Maps as Section, Block and Lot No. 235.130-3-3.400 (Lake Street 75.00 x 246.00 Landlocked). Intending to convey all land acquired by Erie County as Serial No. 1837 in the County in Rem Tax Foreclosure Action No. 153, and be it further

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described property to the aforesaid purchaser, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the County Comptroller and the County Attorney.
(3-0) Legislators Fitzpatrick and Larson absent.

7. Item Page -1999 (Comm. 20D-17)
DPW
(A)

WHEREAS, the Department of Public Works needs to acquire a permanent easement from the City of Buffalo for the purpose of constructing and maintaining thereon underground foundations, a stair tower and an entrance terrace including the necessary stairs and ramps in conjunction with the County Courthouse at Pearl and Niagara Streets.

WHEREAS, the easement will be conveyed to the County at no cost.

Subject to the following conditions:

1.) That the easement is granted and approved for the sole purpose of the construction and occupation of those appurtenances to the proposed Court Building built at the same time as the Court Building.

2.) That the easement will be in effect for the life of the building.

3.) That the easement will be subject to any conditions or restrictions recommended by the Law Department of the City of Buffalo.

RESERVING, however to the owner of any right, title or interest in and to the property described above and such owner's successors or assigns the right of using said property and such use shall not be further limited or restricted under this easement beyond that which is necessary to effectuate its purposes for, and as established by, the construction and as so constructed, the maintenance, of the herein identified project.

Description of property in and to which an easement as hereinafter defined which the Commissioner of Public Works deems necessary to be acquired for purposes connected with the County of Erie Department of Public Works, State of New York, pursuant to the Provisions of Subdivision IV of Section 850 of the County Law.

A permanent easement to be exercised in, on and over the property hereinafter described for the purpose of constructing and maintaining thereon underground foundations, a stair tower and an entrance terrace including the necessary stairs and ramps in conjunction with the County Courthouse at Pearl and Niagara Streets, in and to all that piece or parcel of property situate in the City of Buffalo, County of Erie and State of New York, bounded and described as follows:

Beginning at a point in the westerly line of Pearl Street (66 feet wide) said point being one hundred thirty-nine and forty-nine hundredths (139.49) feet north of the intersection of the westerly line of Pearl Street with the northerly line of West Eagle Street (66 feet wide) and running thence easterly and at right angles to the westerly line of Pearl Street three (3.00) feet into the dedicated right-of-way of Pearl Street, to a point;

Running thence southerly along a line drawn within the street right-of-way, and parallel to the westerly line of Pearl Street, to its intersection with a line drawn parallel to the northerly line of West Eagle Street and three (3.00) feet southerly therefrom, as measured at right angles thereto;

Running thence westerly within the dedicated right-of-way of West Eagle Street, along a line drawn parallel to the northerly line of West Eagle Street, to its intersection with a line drawn parallel to the northeasterly line of Niagara Street (99 feet wide) and twenty-four (24.00) feet southwesterly therefrom, as measured at right angles thereto,

Running thence northwesterly within the right-of-way of Niagara Street, along a line drawn parallel to the northeasterly line of Niagara Street, one hundred and eight (108.00) feet, to a point;

Running thence northeasterly along a line drawn at right angles to the northeasterly line of Niagara Street, sixteen (16.00) feet to a point;

Running thence northwesterly within the right-of-way of Niagara Street, along a line drawn parallel to and eight (8.00) feet southwesterly from the northeasterly line of Niagara Street, sixty-five (65.00) feet, to a point;

Running thence northeasterly along a line drawn at right angles to the northeasterly line of Niagara Street, eight (8.00) feet to a point in the northeasterly line of Niagara Street;

Running thence southeasterly along the northeasterly line of Niagara Street to its intersection with northerly line of West Eagle Street;

Running thence easterly and along the northerly line of West Eagle Street to its intersection with the Westerly line of Pearl Street;

Running thence northerly and along the westerly line of Pearl Street one hundred thirty-nine and forty-nine hundredths (139.49) feet, to the POINT OF BEGINNING

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized and directed to acquire the following interest in the parcel of land herein described for and in consideration of the sum described herein, as listed on the attached, and be it further,

A PERMANENT EASEMENT WITHIN THE EXISTING RIGHT-OF-WAY OF NIAGARA STREET AND WEST EAGLE STREET BUFFALO, NEW YORK

OWNER	COST
CITY OF BUFFALO	$0.00

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution to the Commissioner of Public Works, Department of Public Works and one copy to the County Comptroller.
(3-0) Legislators Fitzpatrick and Larson absent.

(B)

WHEREAS, the Department of Public Works needs to acquire a light and air easement from the adjoining property owner, being 69 Delaware Avenue Associates,LLC in conjunction with the construction of a Daycare Facility at 77 West Eagle Street. This is necessary to conform with New York State Law.

WHEREAS, the easement will be conveyed to the County at no cost.

ALL THAT TRACT OR PARCEL OF LAND situate in the City of Buffalo, County of Erie and State of New York, being part of Inner Lot No. 115 bounded and described as follows:

Beginning at the intersecting point of the northerly boundary of West Eagle Street (66 feet wide) and the southeast comer of Inner Lot No. 115, said point also being on the division line between the property of the County of Erie (reputed owner) on the east and 69 DELAWARE AVENUE ASSOCIATES (reputed owner) on the west; thence westerly along the northerly boundary of West Eagle Street 11.5± feet to a point; thence northerly through the property of 69 DELAWARE AVENUE ASSOCIATES (reputed owner), and parallel with the east line of Inner Lot No. 115, 110± feet to a point; thence easterly continuing through the aforementioned property and parallel with the northerly boundary of West Eagle Street, 11.5± feet to a point on the easterly boundary of Inner Lot No. 115; thence southerly along said Lot 110± feet to the point of beginning, being 1265± square feet or 0.029 acre more or less.

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive is hereby authorized and directed to acquire the following interest in the parcel of land herein described for and in consideration of the sum described herein, as listed on the attached, and be it further,

69 Delaware Avenue

Buffalo, New York

OWNER	COST
69 Delaware Avenue a New York Limited Liability Associates Company	$0.00

PERMANENT EASEMENT AREA = 0.029 ACRE

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution to the Commissioner of Public Works, Department of Public Works and one copy to the County Comptroller.

(3-0) Legislators Fitzpatrick and Larson absent.

8. Item Page -1999 (Comm. 20E-7)
COUNTY EXECUTIVE

WHEREAS, the Division of Budget, Management and Finance did receive a request from Douglas Tower, who owns property adjoining the above County owned parcel of land to purchase a portion (3.07 acres) of the above parcel, and

WHEREAS, the parcel was reviewed and approved for sale by the Advisory Review Committee,

NOW, THEREFORE BE IT RESOLVED, that the following described 3.07 acres of the above listed parcel of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to Douglas Tower, 11369 Mileblock Road, North Collins, New York 14111 for the sum of Five Hundred and 00/100 ($500.00) per acre for a total of One Thousand Five Hundred and 00/100 Dollars ($1500.00).

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Brant, County of Erie and State of New York being part of Lot 37, Township 7 and Range 9 of the Holland Land Company's survey bounded and described as follows:

Beginning at the southwest comer of the lands of Douglas B. and June H. Tower as recorded in Liber 6109 of deeds at page 167, said point being on the west bounds of lot 37 and the center of Mileblock Road; thence east along the south bounds of said Tower a distance of 200.00 feet to the east bounds of said Tower, thence north along the east bounds of said Tower a distance of 150.00 feet to a point; thence east parallel to the north bounds of lot 37 a distance of 250.00 fee to a point; thence south turning an interior angle 90 degrees by 10' a distance of 308.50 feet to the north bounds of Rita Giardina as recorded in Liber 9463 of deeds at page 455 and the center of an existing stream; thence southwesterly along the north bounds of said Giardina and the center of said stream a distance of 460.70 feet to the west bounds of lot 37 and the center of Mileblock Road; thence north along the west bounds of lot 37 and the center of Mileblock Road a distance of 271.70 feet to the point of beginning. Containing 3.07 acres more or less.

Subject to any easements and or right of ways on record.

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described property to the aforesaid purchaser, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the County Comptroller and the County Attorney.
(3-0) Legislators Fitzpatrick and Larson absent.

9. Item Page -1999 (Comm. 24E-14)
COUNTY EXECUTIVE

WHEREAS, the Niagara Frontier Transportation Authority (NFTA) owns several parcels that border the Buffalo Niagara Regional Airport that are exempt from real property taxes pursuant to New York State Public Authorities Law Section 1299-o; and

WHEREAS, pursuant to Section 1299-r of the Public Authorities Law, the NFTA is required to make payment in lieu of tax payments (PILOT) to the taxing municipalities for lands owned when the property is not being used for transportation purposes; and

WHEREAS, six of the parcels, described as SBL Numbers 92.01-1-3.1B, 92.01-1-3.1C, 92.01-1-3.1D, 92.01-1-3.1K, 92.01-1-3.1L and 92.0 1-1-3. M ("Subject Parcels") were placed on the taxable

portion of the tax roll by the Town of Cheektowaga ("Cheektowaga") and as a result, the NFTA brought an action in the New York State Supreme Court seeking an order determining that the Subject Parcels are tax exempt and to prohibit the taxing authorities from collecting any PILOT's on the Subject Parcels; and

WHEREAS, during those years in which the parcels were placed on the tax rolls as nonexempt, the County guaranteed the amounts assessed to the other taxing authorities and paid over said amounts to Cheektowaga and the Maryvale School District ("Maryvale"); and

WHEREAS, the NFTA and the taxing jurisdictions disagree on whether the Subject Parcels are being used for non-transportation purposes and therefore subject to PILOT payments pursuant to Public Authorities Law Section 1299-r and said dispute is also part of the current litigation; and

WHEREAS, the County, Cheektowaga, Maryvale and the NFTA have negotiated a settlement to resolve all outstanding tax and/or PILOT issues for past years up and until the year 2020 concerning the Subject Parcels whereby the NFTA has agreed to make annual payments to the local taxing jurisdictions beginning in the year 2003 and ending in the year 2020 in the following amounts:

County:	$34,310.29
Cheektowaga:	$31,541.24
Maryvale:	$77,766.08

WHEREAS, Cheektowaga and Maryvale have agreed to repay the entire amounts previously guaranteed by the County over the course of agreement, whereby the County shall receive $15,262.68 of Cheektowaga's annual payment by the NFTA and $35,258.79 of Maryvale's annual payment by the NFTA for total annual payments in the years 2003 through and including 2020 in the following amounts:

County:	$84,831.75
Cheektowaga:	$16,278.56
Maryvale:	$42,507.29

NOW, THEREFORE, BE IT RESOLVED, that the County Executive is authorized to execute any necessary agreements and releases with the Niagara Frontier Transportation Authority, Town of Cheektowaga and Maryvale Central School District to settle the current litigation and to require the NFTA to make annual PILOT payments to the taxing jurisdictions for the years 2003 through 2020 totaling $84,831.75 to the County, $16,278.56 to Cheektowaga and $42,507.29 to Maryvale; and be it further

RESOLVED, that certified copies of this Resolution be sent to Dennis T. Gorski, Erie County Executive, Kenneth C. Kruly, Director of Budget, Management and Finance, Richard M. Tobe, Commissioner of the Department of Environment and Planning, Kenneth A. Schoetz, Erie County Attorney. (3-0) Legislators Fitzpatrick and Larson absent.

10. Item Page -1999 (Comm. 24E-26)

COUNTY EXECUTIVE

WHEREAS, French Road Commons, L.P. (FRC) is developing Phase I and II of a housing project (Project) pursuant to Article 5 of the Private Housing Finance Law (PHFL); and

WHEREAS as a limited partnership organized and existing under Article 5 of the PHFL, the partners of FRC are limited to a yearly distribution of six (6) percent of capital and interest, and

WHEREAS the Project is located at 891-893 French Road, Cheektowaga, New York and will contain 112 (Phase I) and 80 (Phase II) apartments targeted for elderly residents; and

WHEREAS, in order to make the Project economically feasible for FRC, it is necessary to obtain tax relief from the County of Erie (hereinafter "County") and the Town of Cheektowaga (hereinafter "Town") on the property improvement; and

WHEREAS, pursuant to Section 125 of the PHFL, when a town or other property tax assessing municipality grants a real property tax exemption, the property is exempt from County and School District taxes, as well as the taxes of the local assessing municipality; and

WHEREAS, on March 2,1998, the Town Board of Cheektowaga duly adopted a resolution approving Phase I of the Project as to conformity with the provisions of Article 5 of PHFL and granting a real property tax exemption pursuant to Section 125 of the PHIL, and

WHEREAS, the Town is prepared to enter into a seven (7) year Agreement with FRC requiring FRC to make payments in lieu of taxes (PILOT) and now FRC is requesting that the County sign the same PILOT Agreement; and

WHEREAS, by granting a real property tax exemption for the Project the Town, as the assessing municipality pursuant to Section 125 of the PHFL, exempted the Project from Town, County and School District taxes. Therefore, should the County not enter into the PILOT Agreement, the County would not receive any real property tax or PILOT revenue from the Project; and

WHEREAS, the Agreement would require FRC to make PILOT payments to the County and Town with the County retaining 25% of the total in the following amounts:

Year	Phase I Estimated Payment	Phase II Estimated Payment	Total Estimated Payment	Estimated County Share
1999	$0	$0	$0	$0
2000	$63,498	$0	$63,498	$15,874.50
2001	$63,498	$45,356	$108,854	$27,213.43
2002	$73,405	$45,356	$118,854	$26,690.18
2003	$83,612	$52,432	$136,044	$34,011.04
2004	$94,124	$59,723	$153,847	$38,461.71
2005	$104,951	$67,231	$172,182	$43,045.61
2006	$116,103	$74,965	$191,068	$47,767.00
2007 FULL TAXES		$82,931	$82,931 **	$20,732.68***

**Plus the amount of Full Taxes allocated to Phase I
*** Plus 25% of the amount of Full Taxes allocated to Phase I

WHEREAS, in addition to the above payments, the Agreement would require FRC to pay 50% of the cash flow after payment of all operating expenses and debt service to be split between the Town and Countv 75% to 25% respectively; and

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to execute a PILOT Agreement, and any other agreements necessary, by and among the County of Erie, the Town of Cheektowaga and the French Road Commons, L.P. relating to property located at 891-893 French Road, Cheektowaga, New York to conclude this Project, and be it further

RESOLVED, that said Agreement shall include the payments to the County as illustrated in the payment schedule above, plus 12.5% of the cash flow after payment of all operating expenses and debt service, and be it further

RESOLVED, that the Agreement will require FRC to pay 100% of special district charges as required by law, and be it further

RESOLVED, that the State Legislature is urged to amend the Private Housing Finance Law so that assessing jurisdictions not be allowed to exempt property from County taxes, and be it further

RESOLVED, that certified copies of this Resolution be sent to Dennis T. Gorski, Erie County Executive, Kenneth C. Kruly, Director of Budget, Management and Finance, Richard M. Tobe, Commissioner of the Department of Environment and Planning, Kenneth A. Schoetz, Erie County Attorney and Western New York Delegation of the New York State Legislature.
(3-0) Legislators Fitzpatrick and Larson absent.

CRYSTAL D. PEOPLES
CHAIRPERSON

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

CARRIED UNANIMOUSLY.

Item 12 - MR. HOLT presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 417

December 9, 1999

SOCIAL SERVICES
COMMITTEE
REPORT NO. 9

ALL MEMBERS PRESENT. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

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

Item	Page	-1999	(Comm. 16E-20)

a. **COUNTY EXECUTIVE:** Youth Services - Authorization to Contract.
(5-0)

Item Page -1999 (Comm. 18M-9)

b. **CORTLAND COUNTY LEGISLATURE:** Certified Copy of Resolution to the 106th Congress Re: Reauthorize Older Americans Act Support Family Caregivers.
(5-0)

Item Page -1999 (Comm. 20M-1)

c. **SCHOHARIE COUNTY BOARD OF SUPERVISORS:** Certified Copy of Resolution to the 106th Congress Re: Reauthorize Older Americans Act Support Family Caregivers.
(6-0) Chairman Swanick present as Ex-Officio Member.

2. Item Page -1999 (Comm. 20E-11)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has already appropriated funds for the Home Delivered Nutrition Program (III-C-2) for the period January 1, 1999 to December 31, 1999, and for the Supplemental Nutrition Assistance Program (SNAP) grants for the periods April 1, 1998 to March 31, 1999 and April 1, 1999 to March 31, 2000, and

WHEREAS, additional funds were received from the New York State Office for the Aging, and

WHEREAS, the Department of Senior Services desires to revise the above grant budgets to reflect the actual needs of the grants which service those elderly most at risk, and

WHEREAS, no additional County funds are required,

NOW, THEREFORE, BE IT

RESOLVED, that the budget for the III-C-2 grant for the period January 1, 1999 to December 31, 1999, Project 151, be revised as follows:

REVENUES		CURRENT BUDGET	CHANGES	AMENDED BUDGET
Account	Description			
664	Federal Aid	$774,194	$+4,589	$778,783
686	Interfund Rev	81,129	+ 510	81,639
TOTAL CHANGE TO REVENUE			$+5,099	
APPROPRIATIONS				
800	Personal Services	$ 30,987	$+4,300	$ 35,287
830/141	Meals on Wheels	$1,452,385	+ 799	1,453,184
TOTAL CHANGE TO APPROPRIATIONS			$+5,099	

and be it further

RESOLVED, that the budget for the SNAP grant, project 816, for the period April 1, 1998 to March 31, 1999 be amended as follows:

REVENUES		CURRENT BUDGET	CHANGES	AMENDED BUDGET
Account	Description			
440	Unclassified Fees	$473,901	$+25,189	$499,090
	TOTAL CHANGE TO REVENUE		$+25,189	

APPROPRIATIONS		CURRENT BUDGET	CHANGES	AMENDED BUDGET
Account	Description			
830/141	Meals on Wheels	$1,108,189	$+25,189	$1,133,378
	TOTAL CHANGE TO APPROPRIATIONS		$+25,189	

and be it further

RESOLVED, that the budget for the SNAP grant, project 160, for the period April 1, 1999 to March 31, 2000 be amended as follows:

REVENUES		CURRENT BUDGET	CHANGES	AMENDED BUDGET
Account	Description			
440	Unclassified Fees	$473,901	$+ 5,818	$479,719
616	State Aid	634,288	+16,049	650,337
	TOTAL CHANGE TO REVENUE		$+21,867	

APPROPRIATIONS		CURRENT BUDGET	CHANGES	AMENDED BUDGET
Account	Description			
830/141	Meals on Wheels	$1,108,189	$ 21,867	$1,130,056
	TOTAL CHANGE TO APPROPRIATIONS		$ 21,867	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Comptroller's Office, the Department of Law and the Department of Senior Services.
(5-0)

3. Item Page -1999 (Comm. 20E-12)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has already appropriated funds for the Protective Services for Adults (PSA) grant for the period January 1, 1999 to December 31, 1999 and

WHEREAS, the Department of Senior Services desires to revise the above grant budget to reflect the actual needs of the grant which services those elderly most at risk,

NOW, THEREFORE, BE IT

RESOLVED, that the PSA budget for project 150 for the period January 1, 1999 through December 31, 1999 be amended as follows:

APPROPRIATIONS Account	Description	CURRENT BUDGET	CHANGES	AMENDED BUDGET
800	Personal Services	$723,205	$- 2,500	$720,705
810	Office Supplies	2,900	+ 1,000	3,900
824	Travel & Mileage	20,000	+ 1,000	21,000
826	Other Expenses	1,950	+ 500	2,450
	TOTAL CHANGE TO APPROPRIATIONS		$ -0-	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Comptroller's Office and the Department of Senior Services.
(6-0) Chairman Swanick present at Ex-Officio Member.

4. Item Page -1999 (Comm. 20E-14)
COUNTY EXECUTIVE

WHEREAS, the County is receiving one-time grant funding in the amount of $55,000 from the New York State Department of Health to provide for enhancement of the efficiency and quality of the Early Intervention Program, and

WHEREAS, the State has determined that these funds are to be used by the County to provide for education and training of municipal staff, providers and families on priority topics, build upon current programmatic activities, purchase equipment and supplies, support activities of the Local Early Intervention Coordinating Council and develop and or refine products, systems or procedures,

NOW, THEREFORE, BE IT RESOLVED, that in order to provide for these special services the following amendments are hereby authorized in the budget of the Early Intervention Administration grant in the Department of Youth Services.

EARLY INTERVENTION ADMINISTRATION GRANT
PROJECT # 107
PERIOD 10/01/99 TO 9/30/2000

ACCOUNT	DESCRIPTION	AMOUNT INCREASE
821	Office Supplies	$ 2,000
826	Other Expenses	$34,150
932	Office Equipment	$ 5,800
933	Lab & Tech Equipment	$13,050
	TOTAL APPROPRIATIONS	**$55,000**
639-0115	**State Aid-EI-NYSDOH**	**$55,000**
	TOTAL REVENUE	**$55,000**

and be it further

RESOLVED, that the cost of providing these services, estimated to be $55,000, is eligible to receive 100 percent reimbursement from the New York State Department of Health, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Erie County Comptroller and the Erie County Department of Youth Services. (6-0) Chairman Swanick present as Ex-Officio Member.

AS AMENDED

5. Item Page -1999 (Comm. 21E-9)

COUNTY EXECUTIVE

WHEREAS, the Department of Social Services (DSS) has received notification of a second-year grant award of Federal Temporary Assistance to Needy Families (TANF) funds in the amount of $450,000 for the purpose of funding Enhanced Drug and Alcohol Services to the Family Assistance population, and

WHEREAS, substance abuse and related services to appropriate clients in the TANF population are critically important due to Federal requirements related to work participation and five (5) year time limits, and

WHEREAS, the Department of Social Services is requesting authorization to establish grant budget appropriations necessary to administer this program in conjunction with the Department of Mental Health and to execute service contract renewals with three (3) community providers as follows:

Erie County Council for the Prevention of Alcohol and Substance Abuse	$170,000
WNY United Against Drugs and Alcohol Abuse	$140,000
Every Person Influences Children	$50,000

and

WHEREAS, the balance of the award, an amount of $90,000, will be used by the Department to fund the costs to perform screening, referral and case management functions with existing staff.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive and/or the Commissioner of Social Services are hereby authorized to accept Federal grant funds in the amount of $450,000 to continue an Enhanced Drug and Alcohol Services Program for the period July 1, 1999 through June 30, 2000, and be it further

RESOLVED, that as it was necessary to provide this service immediately through contracts with providers specifically designated by New York State in the prior round of funding, the request for proposal (RFP) requirements of section 19.08 of the Administrative code were waived by Legislative resolution, and these funds are to be used to renew those prior contracts, and be it further

RESOLVED, that the County Executive and/or the Commissioners of Social Services and Mental Health are hereby authorized to enter into an interagency agreement to administer the grant funds and to execute service contract renewals with the Erie County Council for the Prevention of Alcohol and Substance Abuse, WNY United Against Drugs and Alcohol Abuse and Every Person Influences Children pursuant to the grant budgets which follow, and be it further

RESOLVED, the following grant budget is hereby established in the Department of Social Services, Fund 281, Department 200, for the Enhanced Drug and Alcohol Services Grant for the period July 1, 1999 through June 30, 2000:

Account	Title	Amount
801	Personal Services	$70,312
805	Fringe Benefits	19,688
882-2409	Interdept-Mental Health Grants	$360,000
	Total Appropriations	$450,000
649	Federal Aid	$450,000
	Total Revenues	$450,000

and be it further

RESOLVED, that the following grant budget is hereby established in the Department of Mental Health, Fund 281, Department 240, for the Enhanced Drug and Alcohol Services Grant for the period July 1, 1999 through June 30, 2000:

Account	Title	Amount
830	Erie County Council for the Prevention of Alcohol and Substance Abuse	$170,000
830	WNY United Against Drugs and Alcohol Abuse	140,000
830	Every Person Influences Children	50,000
883-6309	Interdept - DSS Grants	(360,000)
	Total Appropriations	-0-

and be it further

RESOLVED, that the Department of Social Services report back on this program on a yearly basis to the Erie County Legislature, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Commissioner of the Department of Social Services, the Commissioner of the Department of Mental Health, the Director of Budget and Management and the Eire County Comptroller.
(6-0) Chairman Swanick present as Ex-Officio Member.

6. Item Page -1999 (Comm. 21E-15)
COUNTY EXECUTIVE

WHEREAS, the New York State Office for the Aging has made available to the Department of Senior Services $18,783 of State funds for the Long Term Care Ombudsman Program (LTCOP) for the period April 1, 1999 to March 31, 2000, and

WHEREAS, the Department of Senior Services subcontracts with the American Red Cross to administer the Long Term Care Ombudsman Program, and

WHEREAS, no additional County funds are required,

NOW, THEREFORE BE IT

RESOLVED, that the County Executive is authorized to accept $18,783 in State funds from the New York State Office for the Aging for the Long Term Care Ombudsman Program for the period April 1, 1999 to March 31, 2000, and be it further

RESOLVED, that the County Executive is authorized to enter into subcontract with the American Red Cross to administer the Long Term Care Ombudsman program for the period April 1, 1999 to March 31, 2000, and be it further

RESOLVED, that the LTCOP grant budget for the period 4/l/99 to 3/3 1/00 be established as follows:

REVENUES Account	Description	INITIAL BUDGET
553	State Aid - Other	$18,783
	TOTAL REVENUES	$18,783
APPROPRIATIONS		
830/418	American Red Cross	$18,783
	TOTAL APPROPRIATIONS	$18,783

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget Management & Finance, the County Attorney's Office, the Comptroller's Office and the Department of Senior Services.
(6-0) Chairman Swanick present as Ex-Officio Member.

7. Item Page -1999 (Comm. 21E-16)

COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has already appropriated funds for the Community Services for the Elderly (CSE) grant for the period April 1,1999 to March 31, 2000, and

WHEREAS, the New York State Office for the Aging has made funding available to the Department of Senior Services for the Congregate Services Initiative (CSI) program to service well elderly by encouraging their involvement in the community by providing transportation, nutrition-related service, information and referral, counseling and other varied informational services, and

WHEREAS, Senior Services desires to revise the CSE grant budget to reflect CSI funding which will be earmarked for the above services at selected community agencies and to reflect actual needs,

NOW, THEREFORE, BE IT

RESOLVED, that the CSE grant, Project 158, be revised as follows:

Account	Description	CURRENT BUDGET	CHANGES	AMENDED BUDGET
REVENUES				
617	State Aid	$793,874	$+42,277	$836,151
	TOTAL CHANGES		$+42,277	
APPROPRIATIONS				
826	Other Expenses	$ 25,000	$+25,000	$50,000
880/5100	Interfund Expenses	-0-	+10,000	10,000
933	Lab & Tech Equip	-0-	+ 7,277	7,277
	TOTAL CHANGES		$+42,227	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Comptroller's Office and the Department of Senior Services.
(6-0) Chairman Swanick present as Ex-Officio Member.

8. Item Page -1999 (Comm. 24E-11)

COUNTY EXECUTIVE

WHEREAS, the 1999 Adopted Budget of the Department of Social Services contains an appropriation of $2,310,000 for the purposes of technology acquisition related to Welfare Reform, continued implementation of the case record optical imaging system and the conversion of State Welfare Management System (WMS) terminals to local personal computers, and

WHEREAS, delays have been encountered in State implementation and approvals necessary to expend these funds due to Y2K and other State priorities, and

WHEREAS, the Department must preserve these budgeted funds and ensure their availability once State approvals are received, and

WHEREAS, 1999 purchasing deadlines would ordinarily preclude their use, absent a mechanism to preserve said funds for equipment acquisitions and expenditure in the year 2000, and

WHEREAS, there is an existing "pay as you go" capital project, established for similar technology enhancement purposes, which is active and which can be used to preserve these funds through a transfer to capital expenditure when required, and

WHEREAS, a transfer of available 1999 operating funds budgeted for these technology enhancement purposes to "pay as you go" capital projects results in no 1999 fiscal impact.

NOW, THEREFORE, BE IT

RESOLVED, that the following budget amendments, transferring funds from the 1999 operating budget to an existing "pay as you go" capital project is hereby authorized.

Fund 120, Department 200, Social Services

Account	Description	Increase (Decrease)
826	Other Expenses or Charges	($2,310,000)
880-2108	Interfund - Capital	1,634,995
886-2008	Interfund - Capital	675,005
	Total Appropriation	-0-

Fund 410, Department 200, Project 822
Technology Innovation

Account	Description	Increase (Decrease)
826	Other Expenses	$ 925,000
933	Lab and Technical Equipment	1,385,000
	Total Appropriation	$2,310,000
685-2000	Interfund - Social Services	$1,634,995
686-2000	Interfund - Social Services	675,005
	Total Revenue	$2,310,000

and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Department of Social Services, the Office of the Comptroller and the Division of Budget, Management and Finance.
(6-0) Chairman Swanick present as Ex-Officio Member.

GEORGE A. HOLT, JR.
CHAIRMAN

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

CARRIED UNANIMOUSLY.

Item 13 – MRS. FISHER presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 418

December 9, 1999

HEALTH/MENTAL HEALTH
COMMITTEE
REPORT NO. 12

ALL MEMBERS PRESENT EXCEPT LEGISLATOR DeBENEDETTI. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

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

Item Page -1999 (Comm. 4M-18)
a. **ALLIANCE FOR THE MENTALLY ILL OF BUFFALO & ERIE COUNTY**:
Letter to Legislator Fisher Re: EC Mental Health's Subcommittee on Mental Health.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 16D-19)
b. **HEALTH:** 1999 Work Plan Second Quarter Report.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 16M-24)
c. **NATIONAL ALLIANCE FOR MENTALLY ILL IN BUFFALO & ERIE COUNTY:**
Objecting to Any Plan or Proposal to Reduce or Eliminate Beds or Programs at Buffalo Psych. Center.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 18D-18)
d. **MENTAL HEALTH:** Location of PACT Program.

(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 18M-2)

e. **NYS DEPARTMENT OF LABOR:** Letter to Chairman Swanick Re: Protecting the Health & Well-being of Workers in New York State.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 18M-10)

f. **NATIONAL ALLIANCE FOR THE MENTALLY ILL IN BUFFALO & ERIE COUNTY:** Copy of Letter to Chairman Swanick Re: Services at the Buffalo Psychiatric Center.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 19D-1)

g. **ECMC:** Board of Managers Finance Committee 10/8/99 - Financial Statements for 8/99.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 19D-7)

h. **ECMC:** Agenda for Board of Managers Meeting Held 10/14/99.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

Item Page -1999 (Comm. 19M-6)

i. **MENTAL HYGIENE COMMUNITY SERVICES BOARD:** Agenda for Board Meeting to be Held 10/21/99.
(4-0) Legislator DeBenedetti absent.

Item Page -1999 (Comm. 20M-7)

j. **NATIONAL ALLIANCE FOR THE MENTALLY ILL IN BUFFALO & ERIE COUNTY:** Letter to Legislator Fisher Re: Affirming Need for Continuing Care & Treatment of Patients at Buffalo Psychiatric Center.
(4-0) Legislator DeBenedetti absent.

Item Page -1999 (Comm. 20M-8)

k. **NATIONAL ALLIANCE FOR THE MENTALLY ILL IN BUFFALO & ERIE COUNTY:** Letter to Legislator Fisher Re: Reuse of Buffalo Psychiatric Center's Historic Richardson Buildings.
(4-0) Legislator DeBenedetti absent.

Item Page -1999 (Comm. 21D-1)

l. **ECMC:** Notice of Board of Manager's Meeting to be Held 11/18/99.
(4-0) Legislator DeBenedetti absent.

Item Page -1999 (Comm. 21D-4)

m. **ECMC:** Board of Managers Finance Committee 11/5/99 - Financial Statements for 9/99.
(4-0) Legislator DeBenedetti absent.

Item Page -1999 (Comm. 21D-7)

n. **ECMC:** Agenda for Board of Managers Meetings to be Held 11/18/99.
(4-0) Legislator DeBenedetti absent.

Item Page -1999 (Comm. 21M-11)

o. **ERIE COUNTY MENTAL HYGIENE COMMUNITY SERVICES BOARD:** Agenda for Meeting to be Held 11/18/99.
(4-0) Legislator DeBenedetti absent.

Item Page -1999 (Comm. 21M-12)

p. **COLDEN TOWN BOARD:** Certified Copy of Resolution Re: In Opposition to ECMC Proposed Year 2000 Budget Closure of Southern Erie Clinical Services.
(4-0) Legislator DeBenedetti absent.

Item Page -1999 (Comm. 24D-12)

q. **ECMC:** Board of Managers Finance Committee 12/3/99 & Financial Statements for 10/99.
(4-0) Legislator DeBenedetti absent.

2. Item Page - 1999 (Comm. 19E-13)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health wishes to renew its contract with the New York State Department of Environmental Conservation (DEC) for the purpose of reviewing plans and specifications and inspections of wastewater systems for facilities handling less than 10,000 gallons per day, and reviewing plans and specifications and providing inspection services for sanitary sewer extensions in the amount of $14,880, which expired on March 31, 1999.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to renew the contract with the New York State Department of Environmental Conservation for the period April 1, 1999 through March 31, 2000, with the option to annually extend through March 31, 2004 to be budgeted as follows:

DEC QUALITY PLAN REVIEW GRANT
4/1/99-03/31/00

SFG	SUB OBJ	REVENUE	NEW BUDGET
553		STATE AID OTHER	$ 14,880
		TOTAL	$ 14,880
		EXPENSES	
825		OUT OF AREA TRAVEL	$ 2,830
826		OTHER EXPENSES	10,500
933		LAB & TECHNICAL EQUIPMENT	$ 1,550

TOTAL $ 14,880

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the New York State Department of Environmental Conservation, the Erie County Department of Health, the Department of Environment & Planning, the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Law.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

3. Item Page - 1999 (Comm. 19E-15)
COUNTY EXECUTIVE

WHEREAS, the Erie County Health Department has recently received a budget revision from the New York State Department of Health for the Asthma Initiative Pilot Project for the period 1/1/99 - 12/31/99, and

WHEREAS, the purpose of the Asthma Initiative Pilot Project is to provide asthma control services through home intervention for asthmatic children in Erie County, and

WHEREAS, asthma patient statistical analysis of project data and allergy stain testing are essential components of effective asthma control, and

WHEREAS, the Erie County Health Department must subcontract with the University of Buffalo Department of Medicine, Family Medicine Faculty Associates, Inc. and the Children's Hospital of Buffalo Pediatric Associates, Inc. to provide these essential components.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to accept the revised New York State Health Department grant which is budgeted as follows:

Department of Health
ASTHMA INITIATIVE PILOT PROJECT
01/1/99 -12/31/99
PROJECT # 222

SFG	SUB REVENUE	CURRENT BUDGET	CHANGES	REVISED BUDGET
553	100 STATE AID	$ 249,773	0	$249,773
	TOTAL	$ 249,773	$ - #	$249,773

EXPENSES

800		PERSONNEL SERVICES	89,900	-5,500	84,400
801		OVERTIME	2,000	500	2,500
805		FRINGES	24,642	-7,142	17,500
810		OFFICE SUPPLIES	1,500	2,174	3,674
811		CLOTHING SUPPLIES	0	2,000	2,000
814		MEDICAL SUPPLIES	200	0	200
821		DUES & FEES	4,000	0	4,000
824		TRAVEL & MILEAGE	4,000	0	4,000
825		OUT OF AREA TRAVEL	1,500	500	2,000
826		OTHER EXPENSES	31,832	3,168	35,000
830		CONTRACTUAL	70,000	0	70,000
880	5100	INTERFUND-DISS	5,500	0	5,500
932		OFFICE EQUIPMENT	3,999	0	3,999
933		LAB & TECH EQUIPMENT	10,700	4,300	15,000
		TOTAL	$ 249,773	-	$ 249,773

and be it further,

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a subcontract with the University of Buffalo Department of Medicine, Family Medicine Faculty Associates, Inc. for statistical analysis of project data for an amount not to exceed $5,000 for the contract period 1/1/99 -12/31/99, and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a subcontract with Children's Hospital of Buffalo Pediatric Associates, Inc. to perform allergy stain tests for an amount not to exceed $16,000 for the contract period 12/1/99 - 11/30/00, and be it further

RESOLVED, that the subcontracts with Family Medicine Faculty Associates, Inc. and Children's Hospital of Buffalo Pediatric Associates, Inc. are a special service which must be provided immediately and continuously, and therefore the RFP procedure required under Erie County Local Law No. 6, Section 19.08 of the Erie County Administrative Code, is hereby waived, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Division of Budget, Management and Finance, the Comptroller's Office and the Department of Law.
(4-0) Legislator DeBenedetti absent.

4. Item Page - 1999 (Comm. 19E-34)
COUNTY EXECUTIVE

WHEREAS, the Erie County Health Department provides an important program of medical care through its Well Child Clinics, offering free immunizations, physical exams to preschool children at various community based clinics throughout the County.

NOW,THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves of this community service and authorizes the County Executive to enter into an agreement with the following community agency to provide space for a Health Department Well Child Clinic for a term not to exceed three (3) years effective March 1, 1999 through February 28, 2002 and at a rate sufficient to offset maintenance and operating costs as mutually agreed upon subject to the availability of funds in the budget of the Health Department:

West Side Chapel Free Methodist Church
168 Grant Street

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Division of Budget, Management and Finance, Office of the Comptroller, and the Department of Law.
(4-0) Legislator DeBenedetti absent.

5. Item Page - 1999 (Comm. 19E-37)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Mental Health is responsible for the delivery of a comprehensive range of mental health services for the residents of Erie County, and

WHEREAS, the Erie County Department of Mental Health has reviewed and approved programs of mental health services for persons receiving mental health treatment from Spectrum Human Services, and

WHEREAS, the Erie County Legislature has already authorized the County and the Department of Mental Health to contract with Spectrum Human Services, and

WHEREAS, additional funds of $286,583 in 100% NYS Office of Mental Health State Aid dollars are available to expand rehabilitative services to individuals with a dual diagnosis of serious mental illness and chemical dependency.

NOW, THEREFORE, BE IT

RESOLVED, that the 1999 appropriation for Spectrum Human be increased by a total of $286,583, the source of these funds being 100% NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 1999 contract with Spectrum Human Services for the period January 1, 1999 through December 31, 1999 by an amount not to exceed $286,583, and be it further

RESOLVED, that certified copies of this resolution be furnished to the Department of Mental Health, the Office of the Comptroller, and the Division of Budget, Management and Finance.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

AS AMENDED

6. Item Page - 1999 (Comm. 19E-38)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Mental Health is responsible for the delivery of a comprehensive range of mental health services for the residents of Erie County, and

WHEREAS, the Erie County Department of Mental Health has reviewed and approved programs of mental health services for persons receiving mental health treatment from Spectrum Human Services, and

WHEREAS, the Erie County Legislature has already authorized the County and the Department of Mental Health to contract with Spectrum Human Services, and

WHEREAS, a 1999 budget for the Managed Addiction Treatment Demonstration, Project #209, has already been established in the grant accounts of the Erie County Department of Mental Health, and

WHEREAS, additional funds of $174,617 in 100% NYS Office of Mental Health State Aid dollars are available to expand services to individuals with a dual diagnosis of serious mental health and chemical dependency.

NOW, THEREFORE, BE IT

RESOLVED, that the 1999 appropriation for Spectrum Human Services in the Managed Addiction Treatment Demonstration, Project #209, be increased by a total of $174,617. The source of funds being 100% NYS Office of Mental Health State Aid, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 1999 contract with Spectrum Human Services for the period January 1, 1999 through December 31, 1999 by an amount not to exceed $174,617, and be it further

RESOLVED, that within six months, Spectrum Human Services shall report to the Erie County Legislature's Health/Mental Health Committee in writing on statistics concerning this program, and be it further

RESOLVED, that certified copies of this resolution be furnished to the Department of Mental Health, the Office of the Comptroller, and the Division of Budget, Management and Finance.

(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

7. Item Page - 1999 (Comm. 21E-7)

COUNTY EXECUTIVE

WHEREAS, New York State requires that the Medical Examiner's Toxicology Laboratory maintain forensic laboratory accreditation, and

WHEREAS, the New York State Legislature appropriated funds to help laboratories pay the costs associated with attaining and maintaining accreditation required by Executive Law Article 49-B, and

WHEREAS, the Medical Examiner's Toxicology Laboratory will purchase a gas chromatograph/mass spectrometer and a robotic extraction system to maintain proficiency.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into an agreement with the New York State Division of Criminal Justice to accept the grant budgeted as follows:

Medical Examiner's Toxicology Lab Aid Grant
4/1/99 - 3/31/01
Project #

SFG ACCOUNT	REVENUE	BUDGET
553	State Aid Other	$148,650
	TOTAL	$148,650
	EXPENSES	
825	Out of Area Travel	$ 100
826	Other Expenses	5,400
933	Lab & Technical Equipment	143,150
	TOTAL	$148,650

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Division of the Medical Examiner's Toxicology Laboratory, the Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law.
(4-0) Legislator DeBenedetti absent.

AS AMENDED
8. Item Page - 1999 (Comm. 21E-8)
COUNTY EXECUTIVE

WHEREAS, the Department of Health has analyzed its objects of expense within the Divisions of Emergency Medical Services and Public Health, and has determined that in Account 801 - Overtime, expenditures will exceed appropriations by an estimated $15,000 and $10,000 respectively, and

WHEREAS, the Emergency Medical Services Communication Center and the Public Health Division have experienced unanticipated overtime, and

WHEREAS, a transfer of funds must be made in order to continue the provision of vital public health services for the remainder of the 1999 fiscal year.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby approves the following transactions within the accounts of the Department of Health;

Division of Emergency Medical Services
Increase - Account, 801 Overtime $20,000

Decrease - Account, 800 Personal Services	10,000
Decrease - Account, 821 Dues & Fees	5,000
Net Increase	$ 5,000

Division of Public Health	
Increase - Account, 801 Overtime	$10,000
Increase - Account, 824 Travel & Mileage Expenses	5,000
Decrease - Account, 821 Dues and Fees	20,000
Net Decrease	$ 5,000

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law. (4-0) Legislator DeBenedetti absent.

9. Item Page - 1999 (Comm. 24E-9)

COUNTY EXECUTIVE

WHEREAS, the use of tobacco is a significant risk behavior contributing to the onset of and exacerbating such chronic diseases as heart disease, cancer, respiratory disease and diabetes, and

WHEREAS, the Erie County Department of Health has received a grant award from the New York State Department of Health in the amount of $59,600 for the period of 9/30/99 through 5/31/00 to support the Erie Niagara Tobacco Free Coalition, and

WHEREAS, the Roswell Park Cancer Institute has been selected by the Coalition as the lead agency to coordinate coalition activities.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into an agreement with the New York State Health Department to accept the grant which is budgeted as follows:

Department of Health
Erie Niagara Tobacco Free Coalition
9/30/99 - 5/31/00
Project #

SFG ACCOUNT	REVENUE	BUDGET
553	State Aid	$ 59,600
	TOTAL	$ 59,600
	EXPENSES	
825	Out of Area Travel	$ 255
826	Other Expenses	300
830	Contractual Services	
	Health Research Institute - Roswell	

	Park Division	56,620
932	Furniture, Fixtures, Office Equipment	40
933	Lab & Technical Equipment	2,385
	TOTAL	$ 59,600

and be it further

RESOLVED, that the Erie County Department of Health is authorized to enter into a subcontract with the Health Research Institute - Roswell Park Division for the amount of $56,620 for the purpose of coordinating Coalition activities, and be it further

RESOLVED, that the subcontract with Health Research Institute - Roswell Park Division is a special service which must be provided immediately and continuously, and therefore the RFP procedure required under Erie County Local Law No. 6, Section 19.08 of the Erie County Administrative Code, is hereby waived, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law. (4-0) Legislator DeBenedetti absent.

10. Item Page - 1999 (Comm. 24E-10)

COUNTY EXECUTIVE

WHEREAS, your Honorable Body approved contracts for the Erie County Public Health Lab move to the Erie County Medical Center on December 2, 1999, and

WHEREAS, during the course of work, it was discovered that unforeseen conditions would require an additional $2,300 funding to the contractual account for additional work required to complete this project, and

WHEREAS, the lease for the existing space which will be vacated on December 2, 1999 requires that the premises be left in a clean and habitable condition, and

WHEREAS, a transfer of funds must be made in order to complete the renovation and vacate the existing premises.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the following transactions within the accounts of the Department of Health, Division of Public Health Laboratory:

Increase Account 830-Contractual Services	$ 2,300
Increase Account 826-Other Expenses	11,700
Decrease Account 822-Rental Charges	14,000
Net Increase	$ 0

and be it further

RESOLVED, that the balance of $11,700 in Account 826 - Other Expenses, will be used to restore to a clean and habitable condition the building that is being vacated by the Public Health Laboratory as provided for and agreed to in the existing contract, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, Office of the Comptroller, the Division of Budget, Management and Finance and the Department of Law.
(4-0) Legislator DeBenedetti absent.

AS AMENDED

11. Item Page - 1999 (Comm. 24E-15)

COUNTY EXECUTIVE

WHEREAS, HIV infections are increasing in the minority community of Erie County, and

WHEREAS, there is a need to provide a targeted HIV/AIDS program to the minority community of Erie County, and

WHEREAS, there are currently 15 public high schools within the City of Buffalo, none of which have a structured peer education program, and

WHEREAS, research shows that the process of peer education has proven extremely successful in curbing rates of STD/HIV infection,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into a contract with LEWAC Associates of WNY, Inc., a private, not-for-profit, minority/women owned business enterprise, for the provision of a Targeted HIV/AIDS Program, and be it further

RESOLVED, that the contract shall be for a period of one (1) year and that the dollar amount of the contract is not to exceed $100,000 and be it further

RESOLVED, that the Erie County Legislature does hereby approve the transfer of $100,000 from the County Contingency Account (DAC 110 923 310 893) to Fund 110 Department 949 - Department of Health - Contractual Services (DAC 110 949 270 830), and be it further

RESOLVED, that the request for proposal provisions of Section 19.08 of the Erie County Administrative Code have been complied with and the paperwork is available for inspection during normal business hours, and be it further

RESOLVED, that the Erie County Legislature does hereby approve the transfer of $100,000 from the County Contingency Account (DAC 110 923 310 893) to Fund 110, Department 949 - Department of Health - Other Expenses (DAC 110 949 270 826) for the purpose of developing and implementing a school-based peer education program in the Buffalo public high schools in cooperation with the City of Buffalo Board of Education, and be it further

RESOLVED, That said transfer be contingent upon the Health Department's submission to this Honorable Body no later than 60 days from passage of this resolution a detailed plan of the costs, goals, and desired outcomes of the school-based peer education program, and the approval of said plan by this Honorable Body, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Commissioner of Health, the Comptroller, First Assistant County Attorney Alan P. Gerstman, the Director of Budget and Management, City of Buffalo Mayor Anthony Masiello, and the Buffalo Board of Education. (5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex-Officio Member.

12. Item Page - 1999 (Int. 24 -6)
PEOPLES

Whereas, more that 3.1 million New Yorkers cannot afford heath coverage, including 2+ million adults and 700,000 children, and

Whereas, many more New Yorkers are struggling to pay high health insurance costs, and

Whereas, the great majority of New Yorkers without health coverage are in working families, and

Whereas, New York's Medicaid program does not make coverage eligible to hundreds of thousands of people who are substantially below the poverty level, and

Whereas, New Yorkers without health coverage are less likely to use the primary health care system and therefore become more likely to need expensive hospital care, and

Whereas, New York's Child Health Plus program now covers more than 400,000 children, including some 10,000 children in Erie County and provides a successful model for how to make health coverage affordable to New York families, and

NOW, THEREFORE, BE IT

Resolved that the Erie County Legislature does hereby request that the A08828/S06166-Enacting the New York State Health Care Reform Act of 2000 (a.k.a. Family Health Plus program) to be enacted into law with the following provisions:

Family Health Plus should be available to adults in families who are now eligible for Child Health Plus or the expanded Medicaid for Children program:

Family Health Plus should follow the Child Health Plus model of creating a program that does not stigmatize uninsured families who cannot afford coverage, by requiring a resource test or other onerous application provisions,

Family Health Plus should follow the Child Health Plus model of ease in allowing families to apply by mail, with proof of eligibility,

Family Health Plus should follow the Child Health Plus model of affordable premiums based on income,

Family Health Plus should follow the Child Health Plus model of a comprehensive health benefits package, similar to that offered by public and private sector employers, and be it further

Resolved, that the Erie County Legislature does hereby urge the members of the New York State Legislature who represent the people of Erie County to work vigorously for enactment of A08828/S06166 the New York State Health Reform Act of 2000 a.k.a. Family Health Plus, and be it further,

Resolved, That the Erie County Legislature does hereby implore the New York State Senate and the Governor of New York to sign into law A08828/S06166, New York State Health Care Reform Act of 2000, (also known as Family Health Plus) which passed in the New York State Assembly (A08828) on 6/15/99 and was delivered to the New York State Senate on this same date, and be it further,

Resolved, that a copy of this resolution be sent to the Governor of the State of New York, the majority Leader of the State Senate, the Speaker of the Assembly and other members of the State Legislature.

Fiscal Impact: None
(4-0) Legislator DeBenedetti absent.

JUDITH P. FISHER
CHAIRPERSON

MRS. FISHER moved to separate item #12 and moved the approval of the balance of the report. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

MRS. FISHER moved to amend item #12. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Whereas, more that 3.1 million New Yorkers cannot afford heath coverage, including 2+ million adults and 700,000 children, and

Whereas, many more New Yorkers are struggling to pay high health insurance costs, and

Whereas, the great majority of New Yorkers without health coverage are in working families, and

Whereas, New York's Medicaid program does not make coverage eligible to hundreds of thousands of people who are substantially below the poverty level, and

Whereas, New Yorkers without health coverage are less likely to use the primary health care system and therefore become more likely to need expensive hospital care, and

Whereas, New York's Child Health Plus program now covers more than 400,000 children, including some 10,000 children in Erie County and provides a successful model for how to make health coverage affordable to New York families, and

NOW, THEREFORE, BE IT

Resolved that the Erie County Legislature does hereby request that the New York State Health Care Reform Act of 2000 (a.k.a. Family Health Plus program) be enacted into law with the following provisions:

Family Health Plus should be available to adults in families who are now eligible for Child Health Plus or the expanded Medicaid for Children program:

Family Health Plus should follow the Child Health Plus model of creating a program that does not stigmatize uninsured families who cannot afford coverage, by requiring a resource test or other onerous application provisions,

Family Health Plus should follow the Child Health Plus model of ease in allowing families to apply by mail, with proof of eligibility,

Family Health Plus should follow the Child Health Plus model of affordable premiums based on income,

Family Health Plus should follow the Child Health Plus model of a comprehensive health benefits package, similar to that offered by public and private sector employers, and be it further

Resolved, that the Erie County Legislature does hereby urge the members of the New York State Legislature who represent the people of Erie County to work vigorously for enactment of the New York State Health Reform Act of 2000 a.k.a. Family Health Plus, and be it further,

Resolved, That the Erie County Legislature does hereby implore the New York State Senate and the Governor of New York to sign into law, New York State Health Care Reform Act of 2000, (also known as Family Health Plus) and was delivered to the New York State Senate on this same date, and be it further,

Resolved, that a copy of this resolution be sent to the Governor of the State of New York, the majority Leader of the State Senate, the Speaker of the Assembly and other members of the State Legislature.

Fiscal Impact: None

MRS. FISHER moved the approval of the resolution as amended. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

LEGISLATORS RESOLUTIONS

Item 14 – MR. OLMA presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 419 Re: Donation of Surplus Property. (Intro. 25-1)

WHEREAS, the Department of Parks, Recreation and Forestry has identified one (1) John Deere Front Line Lawn Mower, Model Number F-932, County Vehicle Number 2285, which is badly in need of repair, and

WHEREAS, officials of the Parks Department indicate that the vehicle in question will require replacement of its mowing deck, and expensive procedure that would eventually cost the county more than $1,200 in repair costs, and

WHEREAS, new John Deere mowers currently cost in the neighborhood of $1,300, and it has been determined that the cost to repair the existing 10 year old mower would be prohibitive, and

WHEREAS, Parks Department officials have indicated that the county simply no longer has any use for the mower in question, and

WHEREAS, the Central Terminal Restoration Corporation, Inc. (CTRC), a certified 501-C(3) corporation, has indicated an in obtaining the mower in question, and

WHEREAS, CTRC is an organization dedicated to the refurbishment and restoration of Buffalo's Central Railroad Terminal, located on Buffalo's east side, and

WHEREAS, in order for the county to donate this mower to the CRTC, a resolution must be adopted by this Honorable Body,

NOW, THEREFORE, BE IT

RESOLVED, that this Honorable Boy does hereby authorize the donation of one (1) John Deere Front Line Lawn Mower, Model Number F-932, County Vehicle Number 2285, to the Central Terminal Restoration Corporation, and be it further

RESOLVED, that officials of the Department of Parks, Recreation and Forestry and the Division of Purchase be and hereby are authorized to complete any and all necessary paperwork to effectuate the donation of the lawn mower in question to the CTRC with all deliberate speed, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, Information and Support Services Director Les Hoffman, Parks, Recreation and Forestry Commissioner James Jankowiak, Deputy Parks Commissioner Kimberly Decker, Purchasing Director John Doyle and to the Central Terminal Restoration Corporation, c/o Tom Hyryvniak, 371 Peckham St., Buffalo, NY 14206.

Fiscal Impact: Donation of a piece of county equipment with minimal value.

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

CARRIED UNANIMOUSLY.

Item 15 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 420

Re: Support for the Reduction or Elimination of New York State's Gross Receipts Tax on Electricity and Natural Gas Utilities. (Intro. 25-2)

WHEREAS, The reduction or elimination of New York State's Gross Receipts Tax (GRT) on electricity and natural gas utilities has been identified as a top goal of business advocacy groups, and

WHEREAS, these groups contend the tax is a key contributor to the flight of manufacturing and other industry from New York State and

WHEREAS, this tax levy impedes the efforts to lure new business and jobs, and

WHEREAS, legislation has been introduced in the State Legislature proposing the elimination of the 4 percent Gross Receipts Tax, and

WHEREAS, the elimination of the GRT will provide real savings for all New York utility customers, who currently pay an average of double the utility taxes levied in other states, and

WHEREAS, the elimination of the GRT will help bring our utility costs more closely in line with other states, thus making our state, especially the Western New York Region, a more attractive place in which to live and do business, and

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature unanimously calls upon the State Legislature to pass and Governor George Pataki to sign into law the aforementioned legislation, so it may help lower utility costs throughout the state and the Western New York region, making our area a competitive and attractive place to do business.

RESOLVED, that certified copies of this resolution be forwarded to Governor George Pataki and the members of the Western New York Delegation

Fiscal Impact: To be determined

Note: Proposed state legislation still pending

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

CARRIED UNANIMOULSY.

WHEREAS, The reduction or elimination of New York State's Gross Receipts Tax (GRT) on electricity and natural gas utilities has been identified as a top goal of business advocacy groups, and

WHEREAS, these groups contend the tax is a key contributor to the flight of manufacturing and other industry from New York State and

WHEREAS, this tax levy impedes the efforts to lure new business and jobs, and

WHEREAS, New York State Senate Majority Leader Joseph Bruno has proposed the elimination of the gross receipts tax in the state's 2000-2001 budget, and

WHEREAS, the elimination of the GRT will provide real savings for all New York utility customers, who currently pay an average of double the utility taxes levied in other states, and

WHEREAS, the elimination of the GRT will help bring our utility costs more closely in line with other states, thus making our state, especially the Western New York Region, a more attractive place in which to live and do business, and

NOW, THEREFORE, BE IT

RESOLVED, That the Erie County Legislature does hereby reaffirm its commitment to making Erie County a more affordable place to live and do business, as evidenced by the tax decreases and economic development initiatives approved by this Honorable Body, and be it further

RESOLVED, That this Honorable Body does hereby strongly memorialize the New York State Legislature and New York State Governor George Pataki to eliminate the gross receipts tax in the 2000-2001 state budget as a means of generating economic development and job creation in Erie County and throughout the state, and be it further

RESOLVED, That certified copies of this resolution be sent to New York State Governor George Pataki, New York State Senate Majority Leader Joseph Bruno, New York State Assembly Speaker Sheldon Silver, and the Western New York delegation of the New York State Legislature.

Fiscal Impact: To be determined

Note: Proposed state legislation still pending

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

CARRIED UNANIMOUSLY.

Item 16 – MR. KUWIK presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 421

Re: Supporting Revitalizing of Gallagher Beach Near Route 5. (Intro. 25-3)

WHEREAS, the dismal quarter-mile stretch of shoreline along Route 5 at the city limits, known as Gallagher Beach, has been characterized more as a home for debris, rocks and cinders than a sandy beach, and

WHEREAS, the area being considered is heavily used by windsurfers and small watercraft, though conditions are less than agreeable, and

WHEREAS, a million-dollar redevelopment plan put forward by Assemblyman Brian Higgins, this million-dollar plan seeks to open approximately two miles of Buffalo shoreline to public access, accommodating activities such as strolling, jogging, fishing and sunning, and

WHEREAS, the plan would launder the beach and call for a boardwalk and fishing pier to be built, linking this to the adjoining peninsula, and

WHEREAS, the project would be funded in combination with money from the State Legislature and matching funds or in-kind services from the city, Army Corps of Engineers, DEC and NFTA, qualifying it for matching funds from the state Clean Water Clean Air Bond Act, and

WHEREAS, the State Department of Environmental Conservation has stated they know of no problems the plan would pose to the environment at present, and

WHEREAS, like the path atop the Black Rock Channel breakwater, this revitalization effort could later be lengthened to incorporate the Small Boat Harbor and its 1,500 foot breakwater, and

WHEREAS, the NFTA's Property Committee has announced its support for the plan, and approval by the board is anticipated at the December 20th proceeding,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby express its support for revitalization and enhancement of the quarter-mile stretch of waterfront along Route 5 at the city limits known as Gallagher Beach, and be it further

RESOLVED, that certified copies of this resolution be sent to Governor George Pataki, Assembly Speaker Sheldon Silver, Senate Majority Leader Joseph Bruno, the members of the Western New York delegation of the New York State Legislature, and to the Board of Commissioners of the Niagara Frontier Transportation Authority.

Fiscal Impact: None for resolution.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

Item 17 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 422

Re: Recertification of Amherst Agricultural District (EC#17) (Intro. 25-4)

WHEREAS, the Erie County Legislature held a public hearing on June 16, 1999, regarding the 8-year review of the Amherst Agricultural District (EC#17) which was created in 1991; and

WHEREAS, the existing Amherst Agricultural District (EC#17) boundaries were approved with modification and adopted by the Erie County Legislature by resolution on July 1, 1999; and

WHEREAS, the necessary documentation on the Amherst Agricultural District (EC#17) was forwarded to the New York State Department of Agriculture and Markets for State review and recertification as required by law; and

WHEREAS, the New York State Department of Agriculture and Markets has notified Erie County of the State recertification in a communication dated November 24, 1999.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the recertified Amherst Agricultural District (EC#17) with modification with its anniversary date of April 24, 1999; and be it further

RESOLVED, that upon adoption of this resolution, the Clerk of the Legislature be directed to forward a certified copy of this resolution to Erie County Clerk David J. Swarts, Erie County Department of Environment and Planning Commissioner Richard M. Tobe, Chet Jandzinski of the Department of Environment and Planning (Room 1063), Nathan L. Rudgers, Commissioner of New York State Department of Agriculture & Markets (1 Winners Circle, Albany, NY 12235-0001), the New York State Department of Transportation (Buffalo Office), the New York State Department of Environmental Conservation (Buffalo Office), and the Supervisor and Clerk of Town Amherst.

Fiscal Impact: None for resolution.

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

CARRIED UNANIMOUSLY.

Item 18 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 423 Re: Appointment to Audit Committee for Erie County. (Intro 25-5)

WHEREAS, Section 1813 of the Erie County Charter requires that one member of the Audit Committee be selected from a list of names provided by the Western New York chapter of the New York State Association of Certified Public Accountants (the association), and

WHEREAS, John E. Oehler, CPA, was appointed by the Legislature to serve on the Audit Committee for a three year term which expires December 31, 1999, and

WHEREAS, Section 1813 of the Erie County Charter allows the Legislature to appoint each private-sector member to a second three-year term, and

WHEREAS, Mr. Oehler has agreed to serve a second term,

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature does hereby appoint John E. Oehler, CPA, Brisbane Bldg., 4th Floor, 403 Main Street, Buffalo, NY 14203 to serve as the association's representative to the Audit Committee of Erie County, and be it further

RESOLVED, that said appointment shall commence January 1, 2000 and expire December 31, 2002, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy Naples, Budget Director Kenneth Kruly, and to John E. Oehler, CPA.

Fiscal Impact: None for Resolution.

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

CARRIED UNANIMOUSLY.

Item 19 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 424 Re: Update on Economic Development Database Action Plan and Pilot Project. (Intro. 25-6)

WHEREAS, The Erie-Niagara Regional Partnership in early 1999 considered an economic development action plan and pilot project for the purpose of increasing business development in Erie and Niagara Counties, and recommended this project for approval by both Legislatures, and

WHEREAS, The Erie County Legislature approved the economic development action plan and pilot project at its July 15, 1999 session, contracting with the University at Buffalo Institute for Local Governance and Regional Growth to direct the project's development and execution, and

WHEREAS, Niagara County also approved the aforesaid project, thereby being included and making this a truly regional effort, and

WHEREAS, Activities were commenced at the beginning of the fall semester, with the action plan due no later than March 1, 2000, and

WHEREAS, At the midpoint of efforts to develop the action plan it is appropriate to receive an update on this most important project,

NOW, THEREFORE, BE IT

RESOLVED, That the Erie County Legislature does hereby request that representatives from the University at Buffalo Institute for Local Governance and Regional Growth appear at a future meeting of the Legislature's Finance and Management Committee to provide an update on the economic development action plan and pilot project, and be it further

RESOLVED, That certified copies of this resolution be sent to County Executive Dennis Gorski, Department of Environment and Planning Commissioner Richard Tobe, University at Buffalo Institute for Local Governance and Regional Growth Executive Director John Sheffer, II (Beck Hall, 3435 Main St. Building 9, Buffalo, NY 14214), Niagara County Legislature Chairman Gerald Meal, and Erie County Industrial Development Agency Executive Director Ronald Coan.

Fiscal Impact: None for resolution.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

Item 20 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 425

Re: Support for More Timely Thruway Authority Study of Relocation of Williamsville Toll Barrier. (Intro. 25-7)

WHEREAS, public debate regarding the possible relocation of the New York State Thruway Toll Barrier #50 in Williamsville has raged for more than two decades, and

WHEREAS, numerous individuals and community groups, elected officials and business leaders have called for the NY Thruway Authority to move the toll barrier to a location east of the Thruway Toll Barrier #49 in Lancaster, and

WHEREAS, recently, the NY Thruway Authority has agreed to undertake a study to determine the feasibility of relocating the Willliamsville Toll Barrier #50, and

WHEREAS, at a public meeting held on December 1, 1999, officials from the NY Thruway Authority stated that it could be 30 months before the aforementioned study is completed and an additional four years for engineering and construction, and

WHEREAS, residents living near the Williamsville Toll Barrier #50 continue to be exposed to high levels of noise and an unhealthful level of air pollution, and

WHEREAS, the Erie County Legislature is on record as supporting the elimination of NY Thruway Authority toll facilities within the County of Erie

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby support the relocation of the Williamsville Toll Barrier #50 to a location east of the Lancaster Toll Barrier #49, and be it further

RESOLVED, that the Erie County Legislature does hereby call upon the NY Thruway Authority to expedite the study so that work can get underway to relocate the Williamsville Toll Barrier #50 and provide much-needed relief to the residents near that facility, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Mr. John R. Platt, Executive Director, NY Thruway Authority, 200 Southern Boulevard, Albany, NY 12209-2098, Mr. William Leslie, Division Director, NY Thruway Authority, 3901 Genesee Street, Cheektowaga, NY 14225, Governor George Pataki and to the members of the Western New York State Delegation.

Fiscal Impact: To be determined.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

Item 21 – MR. GREENAN presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 426

Re: Appointment of Edwin Merriman to the Erie County Soil and Water Conservation District, At-Large Member. (Intro. 25-8)

WHEREAS, pursuant to state law, the Erie County Legislature must appoint members to the Erie County Soil and Water Conservation District Board of Directors, and

WHEREAS, the Erie County Legislature is recommending Mr. Edwin Merriman, 504 Ridge Avenue, East Aurora, New York 14052 as an At-Large member of the Erie County Soil and Water Conservation District's Board of Directors, and

WHEREAS, Mr. Merriman has recently served as District Chair of the Erie County Soil and Water Conservation District, and

WHEREAS, appointment to the Board is made by majority vote of the Legislature, and

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby appoint Mr. Edwin Merriman, 504 Ridge Avenue, East Aurora, New York 14052 as the At-Large representative on the Erie County Soil and Water Conservation District Board of Directors, and be it further

RESOLVED, the aforementioned appointment shall be effective immediately and shall expire on December 31, 2002, and be it further

RESOLVED, that a certified copy of this resolution be sent to the Erie County Soil and Water Conservation District, 50 Commerce Way, East Aurora, New York 14052 and to Mr. Edwin Merriman.

Fiscal Impact: None

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

CARRIED UNANIMOUSLY.

Item 22 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 427 Re: Continuity of County Services. (Intro. 25-9)

WHEREAS, delivery of services to county residents is an important function of county government, and

WHEREAS, the county's year 2000 budget, adopted by the Erie County Legislature on November 24, 1999, seeks to ensure continuity of services from 1999 to 2000 and beyond, and

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

CARRIED UNANIMOUSLY.

WHEREAS, delivery of services to county residents is an important function of county government, and

WHEREAS, the county's year 2000 budget, adopted by the Erie County Legislature on November 24, 1999, seeks to ensure continuity of services from 1999 to 2000 and beyond, and

WHEREAS, in order to ensure continuity of services, position adjustments made within the 2000 budget should be authorized and established within the 1999 fiscal year, and

WHEREAS, the Legislature must adopt a resolution to effectuate this action,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the following personnel adjustments to the 1999 Erie County budget:

FUND	DEPT	ADD/DEL	NO.	TITLE	POS. NUM	JG	STEP		SALARY - 1 PAY PERIOD
GENERAL	LAW	DEL	1	ASST COUNTY ATTY	045262	13	5	$	(2,121.00)
GENERAL	LAW	ADD	1	ASST COUNTY ATTY	NEW	15	5	$	2,651.00
GRANT	SR SVCS	DEL	1	CONTRACT MONITOR	811135	11	C	$	(1,933.00)
GRANT	SR SVCS	ADD	1	SR CONTRACT MONITOR	NEW	12	C	$	2,089.00
GENERAL	HEALTH	DEL	1	SR PH SANITARIAN	134721	12	A	$	(1,994.00)
GENERAL	HEALTH	DEL	1	SR PH SANITARIAN	134722	12	A	$	(1,994.00)
GENERAL	HEALTH	ADD	1	ASSOC PH CUSTODIAN	NEW	14	A	$	2,443.00
GENERAL	HEALTH	ADD	1	ASSOC PH CUSTODIAN	NEW	14	A	$	2,443.00
GENERAL	LEGISLATURE	ADD	1	SR BUD CONS (LEG)	NEW	17	A	$	3,299.00
GENERAL	LEGISLATURE	DEL	1	JR ADMIN ASST	001662	8	4	$	(1,342.00)
GENERAL	LEGISLATURE	ADD	1	ADMIN ASST	NEW	10	4	$	1,561.00
GRANT	SR SVCS	DEL	1	ENER CRIS WKR 3	811908	7	C	$	(1,381.00)
GRANT	SR SVCS	ADD	1	SR ENER CRIS WKR 3	NEW	8	C	$	1,506.00
GENERAL	EMER SERV	ADD	1	EMER SERV CRD	NEW	9	B	$	1,596.00
				NET TOTAL COST				$	6,823.00

And be it further

RESOLVED, that sufficient funding exists within the personal services budgets of the several departments listed above to fund these adjustments for the balance of the 1999 fiscal year, and be it further

RESOLVED, that the 1999 budget of the Parks department is hereby amended by the reallocation of the position of Chief Parks Ranger from Job Group 7 to Job Group 8; sufficient funds are available in the Personnel account of the Department, and be it further

RESOLVED, that the Traffic Safety Grant (Project No. 172) in the 1999 budget, running from October 1, 1999 to September 30, 2000, is hereby amended to reallocate the position of Assistant Project Coordinator Traffic Safety from Job Group 9 to Job Group 10; sufficient funds are available in the grant for this expense, and be it further

RESOLVED, that these changes in budget are hereby approved effective December 20, 1999, and be it further

RESOLVED, that the Division of Budget, Management and Finance is hereby authorized to effect the necessary changes in the accounts of the Traffic Safety Grant to implement this change, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, Budget Director Kenneth Kruly, and Personnel Commissioner Leonard Lenihan and Parks Commissioner James Jankowiak.

Fiscal Impact: None. Sufficient funds budgeted within fiscal 1999 budget.

MS. PEOPLES moved the approval of the resolution as amended. MR. KUWIK seconded. Mr. Marshall, Mr. Weinstein, Ms. Chase, Mr. Larson, and Mr. Greenan voted in the negative.

CARRIED.

Item 23 – CHAIRMAN SWANICK directed that the following resolution be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Intro. 25-10 From Legislators WEINSTEIN, MARSHALL, RANZENHOFER, LARSON, GREENAN & CHASE Re: Request for Final Report from Director of Erie County Support Services on Y2K Compliancy of Erie County Departments.

Item 24 - CHAIRMAN SWANICK directed that the following resolution be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Intro. 25-11 From Legislator WEINSTEIN Re: Appointments by an Out-Going County Executive.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 25 – MS. PEOPLES moved to discharge the FINANCE & MANAGEMENT COMMITTEE from further consideration of Comm. 24E-24. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 428 Re: Infrastructure Improvements and Pilot Agreement Re: Senior Housing – City of Lackawanna.

RESOLVED, that the County Executive is hereby authorized to enter into a contract, and all other related agreements, with the Lackawanna Senior Housing, L.P. for the purpose of constructing public infrastructure and ancillary services necessary to accommodate the construction of a 113-unit senior housing complex located in the general vicinity of 133 Orchard Place, Lackawanna, New York; and be it further

RESOLVED, that said contract shall not exceed $700,000 with the source of said funds being the appropriation of unanticipated revenues in a like amount available in Payment in Lieu of Taxes (PILOT) Countywide Accounts - Budget (DAC 110 923 310 304), the annual budget for this account having been realized; and be it further

RESOLVED, that the appropriations for Contractual Services in the budget of the Department of Environment and Planning (DACI 110 945 620 830) are hereby increased by $700,000, a separate subaccount will be established for this purpose, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a PILOT Agreement with Lackawanna Senior Housing, L.P., the City of Lackawanna, and the City of Lackawanna School District as pertains to the aforesaid senior housing project in substantially the form and content noted on Attachment A to this resolution; 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 the Division of Budget, Management, and Finance, the County Comptroller, and the County Attorney.

MS. PEOPLES moved to amend the resolution. MS. HOLT seconded.

CARRIED UANIMOUSLY.

RESOLVED, that the County Executive is hereby authorized to enter into a contract, and all other related agreements, with the Lackawanna Senior Housing, L.P. for the purpose of constructing public infrastructure and ancillary services necessary to accommodate the construction

of a 113-unit senior housing complex located in the general vicinity of 133 Orchard Place, Lackawanna, New York; and be it further

RESOLVED, that said contract shall not exceed $700,000 with the source of said funds being the appropriation of unanticipated revenues in a like amount available in Payment in Lieu of Taxes (PILOT) - Countywide Accounts - Budget (DAC 110 923 310 304), the annual budget for this account having been realized; and be it further

RESOLVED, that the appropriations for Contractual Services in the budget of the Department of Environment and Planning (DAC 110 945 620 830) are hereby increased by $700,000, a separate subaccount will be established for this purpose, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a PILOT Agreement with Lackawanna Senior Housing, L.P., the City of Lackawanna, and the City of Lackawanna School District as pertains to the aforesaid senior housing project in substantially the form and content noted on Attachment A to this resolution; and be it further

RESOLVED, that within thirty (30) days of approval of this resolution, Michael L. Joseph, Manager, MLJ Advisors, Inc., shall meet with the Chairman of the Legislature and other interested parties to discuss and resolve various issues involving property under his direct or indirect control, and be it further

RESOLVED, that certified copies of this resolution be sent to the Commissioner of Environment and Planning, the Director of Budget & Management, the County Comptroller, the County Attorney and Michael L. Joseph, MLJ Advisors, Inc., 1430 Millersport Hwy., Williamsville, NY 14221.

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

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: KUWIK, FITZPATRICK, HOLT, FISHER, OLMA, PEOPLES, DUSZA, SWANICK, MARINELLI, and PAULY. NOES: GREENAN, CHASE, MARSHALL, WEINSTEIN, RANZENHOFER, LARSON, and DeBENEDETTI. AYES – 10, NOES – 7.

Item 26 - MS. PEOPLES moved to discharge the FINANCE & MANAGEMENT COMMITTEE from further consideration of Comm. 24E-17. MR. KUWIK seconded.

RESOLUTION NO. 429 Re: Buffalo Place, Inc. – Street Lighting Program.

RESOLVED, that the County Executive is hereby authorized to enter into all necessary agreements with the City of Buffalo and/or Buffalo Place, Inc. for an amount not to exceed $200,000 for improved lighting along the Main Street pedestrian/transit mall in downtown Buffalo as part of its revitalization, and be it further

RESOLVED, that the sum of $200,000 is hereby allocated from prior year designated contingencies, and be it further

RESOLVED, that the Director of Budget and Management is authorized to prepare the necessary entries to effectuate this resolution, 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 County Comptroller and the County Attorney.

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

CARRIED UNANIMOUSLY.

WHEREAS, the survival and eventual success of downtown Buffalo is critical toward revitalizing Erie County and Western New York's economy, and

WHEREAS, after several years of lackluster downtown activity, downtown Buffalo has successfully begun its revitalization, with expanded restaurants, bars and other businesses in the downtown area which attract tens of thousands of city and suburban residents to downtown each week, and

WHEREAS, enhancing the safety and welfare of downtown Buffalo's visitors is essential to successful downtown development; if downtown Buffalo is safer, more people are likely to avail themselves of what downtown has to offer in terms of entertainment and cultural activities, and

WHEREAS, for the past several years, the Erie County Legislature has earmarked county funds toward projects that are of a regional nature, and

WHEREAS, said funds have been allocated to individual governmental entities as well as to local governments who have worked collaboratively to solve common problems, and

WHEREAS, some time ago, the Legislature earmarked $200,000 in 1997 Regionalism funds toward enhanced service delivery in the area commonly known as Buffalo Place, located in downtown Buffalo, and

WHEREAS, Buffalo Place has come to the Administration and the Legislature with a plan to enhance public safety within its downtown Buffalo boundaries, and

WHEREAS, the Buffalo Place plan seeks to leverage $200,000 in county support toward to receive an additional $394,000 in federal TEA-21 funding, all of which will be utilized toward enhancement lighting along Main Street land other streets within the Buffalo Place footprint, and

WHEREAS, in order for this proposal to proceed, the Legislature must pass an authorizing resolution such as this,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby renew its commitment to the improvement and success of downtown Buffalo as a means to enhance our region's economy, and be it farther

RESOLVED, that this Honorable Body does hereby authorize the County Executive to enter into contractual agreements with the City of Buffalo and/or Buffalo Place, Inc. in an amount not to exceed $200,000, to be leveraged toward receiving additional TEA-21 funding for the purposes of enhancement of lighting and general public safety along the Main Street pedestrian/transit mall in downtown Buffalo as part of its revitalization, and be it further

RESOLVED, that the sum of $200,000 is hereby allocated from prior year designated contingencies, and be it further

RESOLVED, that the Director of the Division of Budget, Management and Finance be and hereby is authorized to prepare the necessary entries to effectuate this resolution, and be it further

RESOLVED, that as a condition of any agreement to provide funding, Buffalo Place, Inc. is hereby directed to file a periodic update within six (6) months of adoption of this resolution as to the progress of the lighting improvement project, and is further directed to file a close-out report when the project is complete, with said filings to be delivered to the Clerk of the Legislature, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy Naples, Budget Director Kenneth Kruly, First Assistant County Attorney Kenneth Schoetz, Environment and Planning Commissioner Richard Tobe, and Buffalo Place Executive Director Michael Schmand.

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

CARRIED UNANIMOUSLY.

Item 27 – MS. PEOPLES moved to discharge the GOVERNMENT AFFAIRS COMMITTEE from further consideration of Comm. 19E-19. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 430 Re: Flexible Benefits Tax Free Qualified Parking.

WHEREAS, the Erie County Legislature authorized the County Executive to enter into agreements with Health Economics Group, Inc. to administer a Flexible Benefits Plan for Erie County for the years 1990 through 1999, and

WHEREAS, the Erie County Legislature authorized the County Executive to enter into agreements with Health Economic Group, Inc. to administer a Tax Free Qualified Parking Plan for Erie County for the period from July 1, 1998 to December 31, 1999, and

WHEREAS, the Erie County Legislature authorized the County Executive to enter into an agreement with AFLAC to administer the Flexible Benefits Plan for managerial/confidential employees for plan years 1998 and 1999,

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the Erie County Executive to enter into a one (1) year agreement with both Health Economics Group, Inc. and AFLAC to administer the Erie County Flexible Benefits Plan and the Tax Free Qualified Parking Plan for the period from January 1, 2000 to December 31, 2000, and be it further

RESOLVED, that the source of funding for the employer paid $2.25 monthly fee per Flex spending account participant, and the $1.75 monthly fee per Tax Free Qualified Parking participant shall be from existing departmental fringe benefits appropriations, and be it further

RESOLVED, that the source of funds for the Health Economics Group, Inc. $1,000 management fee shall come from prior years FICA savings, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Erie County's Flexible Benefits Committee, the Office of the Comptroller and the Division of Budget, Management and Finance.

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

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

Item 27 - MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

RESOLUTION. NO. 431

Re: Supporting the 'Buffalo Byte Belt Technology Development Initiative' & Welcoming TEK 21 to the Business Community. (Intro. 25-12)

WHEREAS, The City of Buffalo has launched a "Buffalo Byte Technology Development Initiative" with the goal of putting the region on par with Boston and Charlotte in the field of information technology, and

WHEREAS, This rapidly growing field is a prime source of development, and Buffalo offers several competitive advantages to info tech businesses such as inexpensive office space, high-speed Internet access, and the ambiance of downtown nightspots and theaters, and

WHEREAS, In the past year and a-half, at least a half-dozen new info tech firms have opened in downtown Buffalo, bringing employment in the sector to about 2,000, and

WHEREAS, Some of the features of the initiative are grants for training and communications wiring and a BERC loan program, and

WHEREAS, TEK 21 has established itself as a leader in the Buffalo info tech community, having developed joint ventures online with over 80 major brands such as Anheuser Busch, K-Mart, Rawlings and the Professional Golfers Association, and providing financial and marketing support to development-stage info tech companies, thus bringing technology and jobs to the Buffalo area, and

WHEREAS, As economic development in our region continues to lag behind that of the nation, it is important to support efforts to grow business and jobs in the area,

NOW, THEREFORE, BE IT

RESOLVED, That the Erie County Legislature does hereby reaffirm its strong commitment to economic development and job growth efforts throughout this county and the region, and be it further

RESOLVED, That this Honorable Body does hereby affirm its support for the "Buffalo Byte Belt Technology Development Initiative" as a means of capitalizing on the rapidly expanding information technology field and improving job opportunities for our residents, and be it further

RESOLVED, That this Honorably Body does welcome TEK 21 to our business community, and does recognize TEK 21 as a leader in the development of the "Buffalo Byte Belt," and be it further

RESOLVED, That certified copies of this resolution be sent to Buffalo Mayor Anthony Masiello, Buffalo Enterprise Development Corporation Director Alan DeLisle (620 Main St. Buffalo, NY 14202), and TEK 21 President Thomas Barends (100 S. Elmwood Ave. Buffalo, NY 14202).

Fiscal Impact: None for resolution.

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

CARRIED UNANIMOUSLY.

Item 28 - MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

RESOLUTION NO. 432 Re: Ralph Wilson Stadium – Maintenance Projects. (Comm. 25D-21)

WHEREAS, the stadium lease agreement between the Buffalo Bills and Erie County designates the County as being responsible for maintenance/capital projects in an amount of $2.1 million per year, and

WHEREAS, work at the Stadium this past year consisted of State financed major renovation work and County maintenance/capital work, and

WHEREAS, in order to expedite all the work and assure that everything was completed by September 19, 1999, the Buffalo Bills incorporated some County maintenance/capital work in the amount of $898,000.00 into the major renovation project, and

WHEREAS, this approach saved the County money by not duplicating engineering costs, contractor mobilization and demobilization and overhead costs, and

WHEREAS, the Buffalo Bills are now requesting that the County reimburse the major renovation project account for the cost of the County maintenance/capital work,

NOW, THEREFORE, BE IT,

RESOLVED, that the Commissioner of Public Works is hereby authorized to reimburse the Stadium Major Renovation project account in an amount not to exceed $898,000.00 for the cost of County maintenance/capital work, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments for the above from the 1998 and 1999 Rich Stadium Improvements bond account, SFG Nos. 128 and 826, Fund 410, and be it further,

RESOLVED, that two copies of this resolution be sent to the Department of Public Works, Commissioner's Office; one copy to the Division of Budget, Management & Finance; and one copy to the Office of the Comptroller.

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

CARRIED UNANIMOUSLY.

Item 29 - MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

Comm. 25E-44 From THE DEMOCRATIC MAJORITY Re: The Appointment of Albert DeBenedetti to the Board of Directors of the Greater Buffalo Convention and Visitors Bureau.

CHAIRMAN SWANICK directed that Comm. 25E-44 be RECEIVED, FILED and PRINTED.

We, the undersigned, representing a majority of the members of the Democratic Majority in the Erie County Legislature do hereby appoint ALBERT DEBENEDETTI as the Majority's appointment to the Board of Directors of the Greater Buffalo Convention and Visitors Bureau.

Edward J. Kuwik 1st District	Michael A. Fitzpatrick 2nd District
George A. Holt, Jr 3rd District	Judith P. Fisher 4th District
Gregory B. Olma 5th District	Albert DeBenedetti 6th District
Crystal D. Peoples 7th District	Raymond K. Dusza 8th District
Charles M. Swanick 10th District	Lynn M. Marinelli 11th District

Item 30 – MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

RESOLUTION NO. 433 Re: Lease Agreement for Legislative Office Space. (Comm. 25E-45)

RESOLVED, that the County Executive is hereby authorized to sign a Two (2) Year Lease Agreement between Thomas M. Anusini and Jay A. Pohlman 3993 South Park Avenue Hamburg, New York 14075 Town and Erie County for Legislative Office Space for Erie County Legislator Jeanne Z. Chase at a cost of $475.00 per month.

MS. PEOPLES moved the approval of the resolution. MR. MARSHALL seconded. Ms. Chase abstained.

CARRIED UNANIMOUSLY.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM LEGISLATORS SWANICK & KUWIK

Item 31 – (Comm. 25E-1) Copy of Letter to EMS Re: 800 MHz Upgrades.

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM LEGISLATOR MARSHALL

Item 32 – (Comm. 25E-2) Minority Appointment to Convention & Visitors Bureau Board of Directors.

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

CARRIED UNANIMOSLY.

CHAIRMAN SWANICK directed that Comm. 25E-2 be RECEIVED, FILED AND PRINTED.

December 10, 1999

Mr. John Dandes
Greater Buffalo Convention & Visitors Bureau
617 Main Street, Suite 400
Buffalo, NY 14203-1496

Dear John:

Thank you for your letter with respect to the Legislature's minority appointment to the Convention and Visitors Bureau Board of Directors.

Legislator John Greenan has served in that position in the past several years and has done an excellent job in that capacity. Therefore, it is my pleasure to reappoint Legislator John Greenan to the Convention and Visitors Bureau Board of Directors for a new term beginning December 1999.

I appreciate you bringing this appointment to my attention.

Very truly yours,

FREDERICK J. MARSHALL
Minority Leader

FJM:ps

FROM THE COUNTY EXECUTIVE

Item 33 – (Comm. 25E-3) Guiding Principles for Countywide Land Use Planning. Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM CHAIRMAN SWANICK

Item 34 – (Comm. 25E-4) 2000 Schedule of Legislative Sessions.

Received, filed and printed.

December 10, 1999

To: Laurie A. Manzella, Clerk
From: Hon. Charles M. Swanick, Chairman
Subject: ***2000 SCHEDULE OF LEGISLATIVE SESSIONS***

JANUARY
6
20

FEBRUARY
3
17

MARCH
2

JULY
6
13

AUGUST
Recess

SEPTEMBER
7

23

APRIL
6
13

MAY
11
25

JUNE
8
22

21

OCTOBER
5
19

NOVEMBER
2
16

DECEMBER
5 Budget
7
12 Override
14

FROM THE COUNTY EXECUTIVE

Item 35 – (Comm. 25E-5) Notice Accepting Legislature's 2000 Budget Amendments.

Received, filed and printed.

December 13, 1999

Ms. Laurie Manzella, Clerk
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

Dear Ms. Manzella:

Please be advised that I do not object to any additions or increases to the Tentative 2000 Budget which the Legislature approved at their November 24, 1999 meeting.

I approve of the additions and increases to the Budget. The 2000 Budget, as amended by the Legislature, is therefore adopted.

Sincerely,

DENNIS T. GORSKI
County Executive

klg

FROM CHAIRMAN SWANICK

Item 36 – (Comm. 25E-6) Notice to Cancel Legislature Session Scheduled for 12/14/99.

Received, filed and printed.

December 13, 1999

To: All Erie County Legislators

From: Charles M. Swanick, Chairman

Be advised that County Executive Dennis T. Gorski has filed a communication with the Legislature stating that he did not object to any one or more of the added or increased items adopted by this body at Meeting No. 23 held on November 24, 1999.

Since there are no items to override, I am canceling the previously scheduled session of Tuesday, December 14, 1999.

Copies of the County Executive's communication will be made available to all legislators.

Item 37 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 434 Re: Lease for Legislative Office Space. (Comm. 25E-7)

RESOLVED, that the County Executive is hereby authorized to sign a One (1) Year Lease Agreement between the Kenmore-Town of Tonawanda Union Free School District 1500 Colvin Blvd. Tonawanda, New York and Erie County for Legislative Office Space for Erie County Legislator Charles M. Swanick at a cost of $280.50 per month.

MS. PEOPLES moved the approval of the resolution. MR. HOLT seconded. Mr. Swanick abstained.

CARRIED UNANIMOUSLY.

Item 38 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 435 Re: Lease for Legislative Office Space. (Comm. 25E-8)

RESOLVED, that the County Executive is hereby authorized to sign a Two (2) Year Lease Agreement between Ziehm Real Estate 1693 Grand Island Blvd. Grand Island, New York 14072

and Erie County for Legislative Office Space for Erie County Legislator Charles M. Swanick at a cost of $225.00 per month.

MS. PEOPLES moved the approval of the resolution. MR. HOLT seconded. Mr. Swanick abstained.

CARRIED UNANIMOUSLY.

FROM LEGISLATOR WEINSTEIN

Item 39 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 436 Re: Lease for Legislative Office Space. (Comm. 25E-9)

RESOLVED, that the County Executive is hereby authorized to sign a Two (2) Year Lease Agreement between The Center of Williamsville 4508 Main Street Amherst, New York 14226 and Erie County for Legislative Office Space for Erie County Legislator Barry Weinstein at a cost of $490.00 per month.

MS. PEOPLES moved the approval of the resolution. MR. HOLT seconded. Mr. Weinstein abstained.

CARRIED UNANIMOUSLY.

FROM LEGISLATOR HOLT

Item 40 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 437 Re: Lease for Legislative Office Space. (Comm. 25E-10)

RESOLVED, that the County Executive is hereby authorized to sign a Two (2) Year Lease Agreement between Town Gardens 440 Clinton Street Buffalo, New York 14204 and Erie County for Legislative Office Space for Erie County Legislator George A. Holt Jr. at a cost of $580.00 per month.

MS. PEOPLES moved the approval of the resolution. MR. OLMA seconded. Mr. Holt abstained.

CARRIED UNANIMOUSLY.

FROM LEGISLATOR RANZENHOFER

Item 41 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 438 Re: Lease for Legislative Office Space. (Comm. 25E-11)

RESOLVED, that the County Executive is hereby authorized to sign a One (1) Year Lease Agreement between Norman B. Emerling 8625 Main Street Williamsville, New York 14221 and Erie County for Legislative Office Space for Erie County Legislator Michael H. Ranzenhofer at a cost of $415.00 per month.

MS. PEOPLES moved the approval of the resolution. MR. OLMA seconded. Mr. Ranzenhofer abstained.

CARRIED UNANIMOUSLY.

FROM LEGISLATOR FITZPATRICK

Item 42 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 439 Re: Lease for Legislative Office Space. (Comm. 25E-12)

RESOLVED, that the County Executive is hereby authorized to sign a Two (2) Year Lease Agreement between The City of Bufalo City Hall – 65 Niagara Square Buffalo, New York 14202 and Erie County for Legislative Office Space for Erie County Legislator Michael A. Fitzpatrick at a cost of $150.00 per month.

MS. PEOPLES moved the approval of the resolution. MR. OLMA seconded. Mr. Fitzpatrick abstained.

CARRIED UNANIMOUSLY.

FROM LEGISLATOR GREENAN

Item 43 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 440 Re: Lease for Legislative Office Space. (Comm. 25E-13)

RESOLVED, that the County Executive is hereby authorized to sign a Two (2) Year Lease Agreement between Frank Pirritano 3700 S.W. 5th Avenue Cape Coral, Florida 33914-5839 and Erie County for Legislative Office Space for Erie County Legislator John W. Greenan at a cost of $575.00 per month.

MS. PEOPLES moved the approval of the resolution. MR. OLMA seconded. Mr. Greenan abstained.

CARRIED UNANIMOUSLY.

FROM THE COUNTY EXECUTIVE

Item 44 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 441 Re: Abstracts of Adopted Town Budgets & Special District Budgets for 2000. (Comm. 25E-14)

RESOLVED, that the following abstracts of the adopted Town Budgets and Special District Budgets for the year 2000, as certified and presented to this Legislature by the appropriate Town Officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED, that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and Districts and liable therefore, and be it further

RESOLVED, that the Director of Budget and Management and/or successor to the Commissioner of Finance 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 Division of Budget and Management and the County Comptroller.

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

WEST SENECA FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$16,622,024.00	$9,446,116	$7,175,908.00
HIGHWAY FUNDS	$6,725,454.00	$1,159,231	$5,566,223.00
HIGHWAY BRIDGES	$9,000.00	$0	$9,000.00
TOTAL TOWN & HIGHWAY	$23,356,478.00	$10,605,347	$12,751,131.00
WATER DISTRICTS	$248,638.00	$47,849	$200,789.00
FIRE DISTRICTS	$2,569,920.00	$17,500	$2,552,420.00
GAS LIGHT DIST.	$68,366.00	$10,250	$58,116.00
GEN LIGHT DIST	$0	$0	$0
ELEC LIGHT DIST	$80,629.00	($3,765)	$84,394.00
GRASS & WEED CUT	$0	$0	$0
SEWER DISTRICTS	$4,532,444.00	$1,561,473	$2,970,971.00
DRAINAGE DIST	$0	$0	$0
SPECIAL ASSMNT	$220,191.00	$0	$220,191.00
ACCTS RECEIVABLE	$0	$0	$0
DELINQUENT WATER	$1,985.94	$0	$1,985.94
OMITTED TAX	$13,033.40	$0	$13,033.40
TOTAL SPECIAL DISTRICT	$7,735,207.34	$1,633,307	$6,101,900.34

GRAND TOTALS	$31,091,685.34	$12,238,654	$18,853,031.34

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

AMHERST FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWN ONLY	$35,349,637.00	$22,430,436	$12,919,201.00
GENERAL FUND VILLAGE ONLY	$1,748,011.00	$558,907	$1,189,104.00
GENERAL FUND-OUTSIDE VILLAGE	$3,073,622.00	$1,061,100	$2,012,522.00
HIGHWAY FUNDS	$7,709,129.00	$1,274,107	$6,435,022.00
CENTRAL ALARM	$950,309.00	$272,680	$677,629.00
COMMUNITY DEVELOPMENT	$698,000.00	$698,000	$0.00
TOTAL TOWN & HIGHWAY	$49,528,708.00	$26,295,230	$23,233,478.00
FIRE DISTRICTS	$1,946,997.00	$0	$1,946,997.00
SANITARY SEWERS DISTRICT	$17,678,858.00	$2,828,400	$14,850,458.00
FIRE PROTECTION DIST.	$3,967,418.00	$300,730	$3,666,688.00
STORM SEWER DISTRICTS	$4,134,738.00	$1,180,690	$2,954,048.00
WATER DISTRICTS	$1,087,512.00	$47,000	$1,040,512.00
TOTAL SPECIAL DISTRICTS	$28,815,523.00	$4,356,820	$24,458,703.00
SPECIAL ASMT SANITARY SEWER	$36,396.00	$0	$36,396.00
SPECIAL ASMT STORM SEWER	$10,413.00	$0	$10,413.00
SPECIAL ASMT WATER DISTRICT	$28,721.00	$0	$28,721.00
H.O.M.E.	$982,000.00	$982,000	$0.00
SPECIAL ASMT LIGHT DISTRICT	$2,621,708.00	$371,853	$2,249,855.00
SPECIAL ASMT GARBAGE	$6,243,847	$2,414,511	$3,829,336.00
DELINQUENT WATER - ECWA	$22,344.00	$0	$22,344.00
DELINQUENT SEWER RENTAL	$1,041.00	$0	$1,041.00
DELINQUENT SEWER - VILLAGE	$878.00	$0	$878.00
PRETREATMENT SURCHARGE	$246,578.00	$0	$246,578.00
DELINQUENT WATER - VILLAGE	$754.00	$0	$754.00
CODE VIOLATIONS	$870.00	$0	$870.00
DEMOLITION CHARGE	$0	$0	$0
OMITTED TAX	$30.00	$0	$30.00
TOTAL SPECIAL ASSESS'MT	$10,195,580.00	$3,768,364	$6,427,216.00

GRAND TOTALS	$88,539,811.00	$34,420,414	$54,119,397.00

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

AURORA FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TWNWDE	$1,886,332.00	$962,700	$923,632.00
GENERAL FUND-TOWN	$694,800.00	$546,200	$148,600.00
HIGHWAY - TOWN	$866,772.00	$593,000	$273,772.00
RISK RETENTION	$0	$0	$0
SPECIAL GRANTS FUND	$0	$0	$0
TOTAL TOWN & HWY	$3,447,904.00	$2,101,900	$1,346,004.00
RUBBISH RES & REC	$355,000.00	$3,733	$351,267.00
WATER DISTRICTS	$615,804.00	$261,833	$353,971.00
FIRE PROTECTION	$240,000.00	$34,000	$206,000.00
RUBBISH COLLECTION	$73,000.00	$10,000	$63,000.00
LIGHTING DISTRICTS	$18,700.00	$1,700	$17,000.00
SEWER DISTRICTS	$120,002.00	$96,065	$23,937.00
AURORA-COLDEN FIRE	$243,751.23	$0	$243,751.23
AURORA-WALES FIRE	$93,019.79	$0	$93,019.79
DELINQUENT REFUSE	$116.42	$0	$116.42
DELINQUENT WATER	$564.77	$0	$564.77
TOTAL SPECIAL DST	$1,759,958.21	$407,331	$1,352,627.21

GRAND TOTALS	$5,207,862.21	$2,509,231	$2,698,631.21

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

BOSTON FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$1,129,781.00	$951,400	$178,381.00
HIGHWAY FUNDS	$908,819.00	$373,000	$535,819.00
TOTAL TOWN & HIGHWAY	$2,038,600.00	$1,324,400	$714,200.00
FIRE PROTECTION	$524,495.00	$15,000	$509,495.00
AMBULANCE	$99,484.00	$19,000	$80,484.00
REFUSE & GARBAGE	$376,992.00	$44,352	$332,640.00
SEWER DISTRICT	$102,700.00	$101,489	$1,211.00
WATER DISTRICTS	$229,593.00	$77,149	$152,444.00
IN LIEU OF TOWN TAX	$7,000.00	$0	$7,000.00
LIGHTING DISTRICTS	$23,800.00	$3,050	$20,750.00
ECSD PREM ASSMNT	$0	$0	$0
UNPAID WATER	$1,131.72	$0	$1,131.72
DEMOLITION CHARGES	$3,888.00	$0	$3,888.00
TOTAL SPECIAL DISTRICT	$1,369,083.72	$260,040	$1,109,043.72
GRAND TOTALS	$3,407,683.72	$1,584,440	$1,823,243.72

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

BRANT FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$500,197.00	$232,900	$267,297.00
GENERAL FUND-TOWN ONLY	$136,129.00	$136,129	$0.00
HIGHWAY TOWNWIDE	$130,955.00	$77,100	$53,855.00
HIGHWAY - TOWN ONLY	$100,735.00	$68,687	$32,048.00
TOTAL TOWN & HIGHWAY	$868,016.00	$514,816	$353,200.00
FIRE PROTECTION DIST.	$107,956.00	$1,000	$106,956.00
LIGHT DISTRICTS	$30,165.00	$3,100	$27,065.00
LOTUS BAY SEWER	$67,500.00	$2,650	$64,850.00
WATER DIST #1	$30,627.00	$1,000	$29,627.00
OMITTED TAX	$410.15	$0	$410.15
O.TAX – SPEC FRAN	$27,835.11	$0	$27,835.11
BRANT-FARNHAM SWR	$105,570.00	$700	$104,870.00
TOTAL SPECIAL DISTRICT	$370,063.26	$8,450	$361,613.26
GRAND TOTALS	$1,238,079.26	$523,266	$714,813.26

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CHEEKTOWAGA FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$28,194,641.00	$9,865,458.00	$18,329,183.00
GENERAL FUND-TOWN ONLY	$741,686.00	$741,686.00	$0.00
RISK RETENSION FUND	$1,600,000.00	$1,600,000.00	$0.00
HIGHWAY FUNDS	$7,411,616.00	$7,238,722.00	$172,894.00
TOTAL TOWN & HIGHWAY	$37,947,943.00	$19,445,866.00	$18,502,077.00
CONSOLIDATED GARBAGE	$7,261,232.00	$800,000.00	$6,461,232.00
GENERAL LIGHT	$2,376,891.00	$186,694.00	$2,190,197.00
WATER DISTRICT	$46,370.00	$28,858.00	$17,512.00
LEGAL SANITARY SEWER	$0	$0	$0
STORM SEWER	$588,085.00	$89,000.00	$499,085.00
SANITARY SEWER	$8,256,121.00	$1,459,018.00	$6,797,103.00
HYDRANT DISTRICT	$462,463.00	$29,700.00	$432,763.00
FIRE DISTRICTS	$5,280,795.96	$140,973.66	$5,139,822.30
CURBING	$19,489.29	$0	$19,489.29
SIDEWALKS – UNION RD	$22,306.67	$0	$22,306.67
SIDEWALKS	$12,238.29	$0	$12,238.29
DELINQUENT GARBAGE	$626.90	$0	$626.90
DELINQUENT WATER	$645.04	$0	$645.04
OMITTED TAX	$19,969.37	$0	$19,969.37
CLEAN UP DEBRIS	$24,224.50	$0	$24,224.50
TOTAL SPECIAL ASSESS'MT	$24,371,458.02	$2,734,243.66	$21,637,214.36

GRAND TOTALS	$62,319,401.02	$22,180,109.66	$40,139,291.36

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CLARENCE FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$7,061,927.00	$5,712,482	$1,349,445.00
HIGHWAY FUNDS	$2,633,110.00	$1,354,635	$1,278,475.00
TOTAL TOWN & HIGHWAY	$9,695,037.00	$7,067,117	$2,627,920.00
FIRE DISTRICT	$480,992.00	$0	$480,992.00
FIRE PROTECTION	$1,202,496.00	$0	$1,202,496.00
CENTRAL ALARM	$121,321.00	$17,000	$104,321.00
DRAINAGE DISTRICT	$247,500.00	$0	$247,500.00
SEWER DISTRICT	$330,409	$48,180	$282,229.00
WASTEWATER DISTRICT	$174,364	$139,733	$34,631.00
SPECIAL ASSESSMENTS	$485.00	$0	$485.00
DELINQUENT	$74,708.13	$0	$74,708.13
COMMUNITY DEVLPMNT	$100,000.00	$100,000	$0.00
LIGHTING DISTRICTS	$9,800.00	($100)	$9,900.00
CONSOLIDATED WATER	$870,618.00	($207,000)	$1,077,618.00
AQUA GROWTH CNTRL	$2,000.00	$0	$2,000.00
OMITTED TAX	$16,808.38	$0	$16,808.38
TOTAL SPECIAL DISTRICT	$3,631,501.51	$1,297,813	$3,533,688.51
GRAND TOTALS	$13,326,538.51	$7,164,930	$6,161,608.51

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COLDEN FOR THE YEAR 2000	APPROPRIATION	ESTIMATED EVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$578,220.00	$553,918	$24,302.00
HIGHWAY FUNDS	$519,587.00	$133,930	$385,657.00
TOTAL TOWN & HIGHWAY	$1,097,807.00	$687,848	$409,959.00
AURORA-COLDEN FIRE	$29,248.77	$0	$29,248.77
COLDEN FIRE DISTRICT	$319,175.00	$0	$319,175.00
REFUSE DISTRICT	$163,409.00	$15,372	$148,037.00
COMMUNITY DEV FUND	$10,000.00	$10,000	$0.00
LIGHTING DISTRICTS	$28,000.00	$3,669	$24,331.00
TOTAL SPECIAL DISTRICT	$549,832.77	$29,041	$520,791.77
GRAND TOTALS	$1,647,639.77	$716,889	$930,750.77

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COLLINS FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$547,870.75	$241,423.00	$306,447.75
GENERAL FUND-TOWN ONLY	$146,521.00	$146,521.00	$0.00
HIGHWAY TOWNWIDE	$7,700	$0	$7,700.00
HIGHWAY - TOWN ONLY	$621,682.00	$458,093.00	$163,589.00
TOTAL TOWN & HIGHWAY	$1,323,773.75	$846,037.00	$477,736.75
FIRE PROT DIST	$99,396.13	$62,622.00	$36,774.13
COLLINS FIRE DIST	$117,059.28	$0	$117,059.28
LIGHT DISTRICTS	$12,005.00	$3,300.00	$8,705.00
REFUSE & GARBAGE	$61,011.00	$50,500.00	$10,511.00
LIBRARY FUND	$7,600.00	$0	$7,600.00
WATER DISTRICT	$334,063.00	$264,687.00	$69,376.00
DELINQUENT WATER	$6,262.37	$0	$6,262.37
CLEAN-UP	$0	$0	$0
DEMOLITION	$0	$0	$0
TOTAL SPECIAL DISTRICT	$637,396.78	$381,109.00	$256,287.78

GRAND TOTALS	$1,961,170.53	$1,227,146.00	$734,024.53

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CONCORD FOR THE YEAR 2000	APPROPRIATION	ESTIMATED EVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$1,004,124.00	$581,805	$422,319.00
GENERAL FUND-TOWN ONLY	$495,054.00	$495,054	$0.00
HIGHWAY FUND – TOWN ONLY	$1,060,386.00	$724,723	$335,663.00
HIGHWAY FUNDS TOWNWIDE - BRIDGES	$22,103.00	$11,000	$11,103.00
JOINT PROJECTS	$99,762.00	$99,762	$0.00
COMMUNITY DEVELOP	$30,000.00	$30,000	$0.00
TOTAL TOWN & HIGHWAY	$2,711,429.00	$1,942,344	$769,085.00
LIBRARY	$5,600.00	$0	$5,600.00
FIRE PROTECTION DIST.	$324,603.00	$14,000	$310,603.00
LIGHTING DISTRICTS	$18,000.00	$1,500	$16,500.00
SEWER DISTRICT	$83,500.00,	$1,670	$81,830.00
WATER DISTRICTS	$18,583	$7,100	$11,483.00
KISS BRDG WATER DIST	$4,900.00	$500	$4,400.00
KISS BRDG SEWER DIST	$16,400.00	$0	$16,400.00
TOTAL SPECIAL DISTRICT	$471,586.00	$24,770	$446,816.00

GRAND TOTALS	$3,183,015.00	$1,967,114	$1,215,901.00

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EDEN FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$1,523,452.00	$1,127,913	$395,539.00
HIGHWAY FUNDS	$926,287.00	$233,500	$692,787.00
TOTAL TOWN & HIGHWAY	$2,449,739.00	$1,361,413	$1,088,326.00
WATER DISTRICT	$92,923.86	$0	$92,923.86
FIRE PROTECTION DIST.	$189,723.00	$0	$189,723.00
LIGHTING DISTRICTS	$65,518.00	$3,500	$62,018.00
REFUSE & GARBAGE	$438,172.00	$22,602	$415,570.00
HAMBURG WATER IMPV	$3,609.14	$0	$3,609.14
DELINQUENT WATER	$1,311.33	$0	$1,311.33
OMITTED TAX	$0	$0	$0
AGRIC PENALTY	$0	$0	$0
DELINQUENT GARBAGE	$96.72	$0	$96.72
TOTAL SPECIAL DISTRICT	$791,354.05	$26,102	$765,252.05
GRAND TOTALS	$3,241,093.05	$1,387,515	$1,853,578.05

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ELMA FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$1,603,959.00	$1,603,959	$0.00
HIGHWAY FUNDS	$784,580.00	$540,142	$244,438.00
TOTAL TOWN & HIGHWAY	$2,388,539.00	$2,144,101	$244,438.00
WATER DISTRICTS O&M	$1,432,097.00	$1,395,336	$36,761.00
WATER DIST. CAP IMP.	$0	$0	$0
FIRE PROTECTION DIST.	$521,058.00	$18,568	$502,490.00
DRAINAGE DIST.	$1,645.00	$150	$1,495.00
LIGHTING DISTRICTS	$59,883.00	$239	$59,644.00
SEWER DISTRICTS	$166,547.00	$10,895	$155,652.00
OMITTED TAX	$0	$0	$0
SPRINGBROOK AWARD	$55,000.00	$0	$55,000.00
TFPD SERV AWARD	$110,000.00	$0	$110,000.00
DELINQUENT	$684.17	$0	$684.17
TRUST & AGENCY (SPRINGBROOK FIRE)	$251,600	$9,000	$242,600.00
TOTAL SPECIAL DISTRICT	$2,598,514.17	$1,434,188	$1,164,326.17
GRAND TOTALS	$4,987,053.17	$3,578,289	$1,408,764.17

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EVANS FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$3,263,397.00	$1,394,760	$1,868,637.00
GENERAL FUND-TOWN ONLY	$2,589,003.00	$1,578,540	$1,010,463.00
HIGHWAY FUNDS - TOWN ONLY	$1,744,859.00	$420,650	$1,324,209.00
DEBT SERVICE	$616,548.00	$616,548	$0.00
COMMUNITY DEVELOPMENT	$200,000.00	$200,000	$0.00
RISK RETEN/INS RESERVE	$265,000.00	$265,000	$0.00
HIGHWAY FUNDS - TOWNWIDE	$22,400.00	$1,100	$21,300.00
TOTAL TOWN & HIGHWAY	$8,701,207.00	$4,476,598	$4,224,609.00
REFUSE & GARBAGE COLLECTION	$1,045,241.00	$269,550	$775,691.00
STREET LIGHTING	$267,024.00	$12,350	$254,674.00
FIRE PROTECTION	$687,585.00	$18,000	$669,585.00
HYDRANT	$5,200.00	$50	$5,150.00
WATER DISTRICTS	$2,313,873.00	$2,160,328	$153,545.00
DEMOLITION	$0	$0	$0
FIRE DISTRICTS	$487,170.00	$52,000	$435,170.00
DELINQUENT WATER	$0	$0	$0
OMITTED TAX	$0	$0	$0
TOTAL SPECIAL DISTRICT	$4,806,093.00	$2,512,278	$2,293,815.00
GRAND TOTALS	$13,507,300.00	$6,988,876	$6,518,424.00

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GRAND ISLAND FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$4,107,537.00	$2,925,083	$1,182,454.00
HIGHWAY FUNDS	$1,530,165.00	$362,597	$1,167,568.00
DEBT SERVICE	$1,844,726.00	$1,844,726	$0.00
TOTAL TOWN & HIGHWAY	$7,482,428.00	$5,132,406	$2,350,022.00
WATER DISTRICTS	$2,180,068.00	$1,501,718	$678,350.00
FIRE PROTECTION DIST.	$609,870.00	$0	$609,870.00
GARBAGE	$678,134.00	$52,934	$625,200.00
LIGHTING DISTRICTS	$133,603.00	$14,615	$118,988.00
SEWER DISTRICTS	$2,392,023.00	$1,901,683	$490,340.00
DELINQUENT	$408,217.06	$0	$408,217.06
OMITTED TAX	$0	$0	$0
MISCELLANEOUS	$8,034.00	$0	$8,034.00
TOTAL SPECIAL DISTRICT	$6,409,949.06	$3,470,950	$2,938,999.06
GRAND TOTALS	$13,892,377.06	$8,603,356	$5,289,021.06

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HAMBURG FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$9,931,489.00	$3,781,489	$6,150,000.00
GENERAL FUND-TOWN ONLY	$7,612,165.00	$5,011,165	$2,601,000.00
HIGHWAY FUNDS - TOWN ONLY	$3,555,550.00	$710,550	$2,845,000.00
HIGHWAY FUNDS TOWNWIDE	$14,048.00	$7,048	$7,000.00
GOLF COURSE	$528,303.00	$528,303	$0.00
DEBT SERVICE	$2,139,278.00	$2,139,278	$0.00
COMMUNITY DEVELOPMENT	$923,881.00	$923,881	$0.00
INSURANCE RESERVE	$996,834.00	$996,834	$0.00
SUNDANCE PARK	$0	$0	$0.00
TOTAL TOWN & HIGHWAY	$25,701,548.00	$14,098,548	$11,603,000.00
LIBRARY DEBT SERVICE	$0	$0	$0.00
STREET LIGHTING	$951,134.00	$151,134	$800,000.00
TOWN HYDRANT	$288,699.00	$98,699	$190,000.00
FIRE PROTECTION	$2,866,147.00	$91,647	$2,774,500.00
SEWER DISTRICTS	$3,398,867.00	$690,678	$2,708,189.00
WATER DISTRICTS	$1,517,130.00	$151,230	$1,365,900.00
RAVENWOOD DRAINAGE	$15,802.00	$1,802	$14,000.00
RAVENWOOD RD IMP	$78,013.00	$7,013	$71,000.00
DELINQUENT WATER	$40,697.61	$0	$40,697.61
UNPAID SEWER	$252.00	$0	$252.00
REMOVALS	$1,344.10	$0	$1,344.10
OMITTED TAX	$0	$0	$0
TOTAL SPECIAL DISTRICT	$9,158,085.71	$1,192,203	$7,965,882.71
LAKE VIEW FIRE DISTRICT	$567,178.00	$90,000	$477,178.00
GRAND TOTALS	$35,426,811.71	$15,380,751	$20,046,060.71

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HOLLAND FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$555,925.00	$394,368	$161,557.00
HIGHWAY FUNDS	$546,135.00	$169,993	$376,142.00
TOTAL TOWN & HIGHWAY	$1,102,060.00	$564,361	$537,699.00
WATER DISTRICT	$146,290.00	$146,290	$0.00
HOLLAND FIRE DISTRICT	$199,282.00	$8,900	$190,382.00
STRYKERSVILLE FIRE PROTECTION DIST.	$3,580.01	$0	$3,580.01
DELINQUENT REFUSE	$132.13	$0	$132.13
DELINQUENT WATER	$9,947.17	$0	$9,947.17
LIGHTING DISTRICTS	$24,000.00	$0	$24,000.00
OMITTED TAX	$186.56	$0	$186.56
AGRIC PENALTY	$0	$0	$0
GARBAGE DIST	$182,055.00	$7,500	$174,555.00
TOTAL SPECIAL DISTRICT	$565,472.87	$162,690	$402,782.87
GRAND TOTALS	$1,667,532.87	$727,051	$940,481.87

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LANCASTER FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$5,487,414.00	$1,832,023	$3,655,391.00
GENERAL FUND-TOWN ONLY	$3,553,933.00	$2,664,334	$889,599.00
HIGHWAY TOWNWIDE	$71,758.00	$29,025	$42,733.00
HIGHWAY PART TOWN	$1,955,343.00	$346,100	$1,609,243.00
COMMUNITY DEVELOP	$0	$0	$0
RISK RETENTION	$0	$0	$0
TOTAL TOWN & HIGHWAY	$11,068,448.00	$4,871,482	$6,196,966.00
GARBAGE COLLECTION	$1,628,440.00	$80,000	$1,548,440.00
LIGHTING DISTRICT	$280,003.00	$33,000	$247,003.00
FIRE PROTECTION	$1,968,592.00	$43,500	$1,925,092.00
SEWER DISTRICTS	$140,966.00	$6,101	$134,865.00
WATER DISTRICTS	$183,735.00	$64,000	$119,735.00
OMITTED TAX	$18,800.77	$0	$18,800.77
DELINQUENT WATER ECWA	$3,090.97	$0	$3,090.97
TOTAL SPECIAL DISTRICT	$4,223,627.74	$226,601	$3,997,026.74
GRAND TOTALS	$15,292,075.74	$5,098,083	$10,193,992.74

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MARILLA FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$574,275.00	$574,275.00	$0.00
HIGHWAY FUNDS	$266,100.00	$195,600.00	$70,500.00
COMMUNITY DEVELOP	$100.00	$100.00	$0.00
TOTAL TOWN & HIGHWAY	$840,475.00	$769,975.00	$70,500.00
WATER DISTRICT	$437,660.00	$48,660.00	$389,000.00
FIRE DISTRICT	$210,594.00	$500.00	$210,094.00
LIGHTING DISTRICTS	$3,100.00	$0	$3,100.00
SANITATION	$256,500.00	$256,500	$0.00
DELINQUENT WATER	$143.04	$0	$143.04
TOTAL SPECIAL DISTRICT	$907,997.04	$305,660	$602,337.04
GRAND TOTALS	$1,748,472.04	$1,075,635.00	$672,837.04

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

NEWSTEAD FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$834,107.00	$375,300	$458,807.00
GENERAL FUND-TOWN ONLY	$106,033.00	$106,033	$0.00
HIGHWAY FUND TOWNWIDE	$6,774.00	$100	$6,674.00
HIGHWAY FUND-TOWN ONLY	$585,240.00	$585,240	$0.00
TOTAL TOWN & HIGHWAY	$1,532,154.00	$1,066,673	$465,481.00
WATER DISTRICT	$450,469.00	$97,220	$353,249.00
REFUSE/GARBAGE	$250,100.00	$10,000	$240,100.00
FIRE PROTECTION DIST.	$290,857.00	$14,000	$276,857.00
DELINQUENT WATER	$12,804.96	$0	$12,804.96
DELINQUENT REFUSE	$477.00	$0	$477.00
OMITTED TAX	$565.81	$0	$565.81
SEWER DISTRICT	$14,800.00	$14,800	$0.00
TOTAL SPECIAL DISTRICT	$1,020,073.77	$136,020	$884,053.77
GRAND TOTALS	$2,552,227.77	$1,202,693	$1,349,534.77

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

NORTH COLLINS FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$524,507.00	$148,756	$375,751.00
GENERAL FUND-TOWN ONLY	$108,491.00	$19,425	$89,066.00
HIGHWAY TOWNWIDE	$49,528.00	$500	$49,028.00
HIGHWAY - TOWN ONLY	$322,796.00	$224,149	$98,647.00
CAPITAL PROJECTS	$21,200.00	$21,200	$0.00
TOTAL TOWN & HIGHWAY	$1,026,522.00	$414,030	$612,492.00
FIRE PROTECTION DIST.	$130,175.00	$0	$130,175.00
GARBAGE & REFUSE	$123,725.00	$0	$123,725.00
OMITTED TAX	$8,692.78	$0	$8,692.78
TOTAL SPECIAL DISTRICT	$262,592.78	$0	$262,592.78
GRAND TOTALS	$1,289,114.78	$414,030	$875,084.78

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

ORCHARD PARK APPROPRIATION ESTIMATED REVENUES TAX LEVY
FOR THE YEAR 2000

GENERAL FUND TOWNWIDE	$7,376,013.00	$3,884,300	$3,491,713.00
GENERAL FUND-TOWN ONLY	$304,541.00	$304,541.00	$0.00
HIGHWAY FUNDS	$2,417,972.00	$366,000	$2,051,972.00
GENERAL SPEC ASSESSMENTS	$54,571.00	$0	$54,571.00
HIGHWAY - BRIDGES	$0	$0	$0
DEBT SERVICE FUND	$939,434.00	$939,434	$0.00
TOTAL TOWN & HIGHWAY	$11,092,531.00	$5,494,275	$5,598,256.00
CONSOLIDATE GARBAGE	$1,329,125.00	$213,000	$1,116,125.00
GENERAL LIGHTING	$293,761.00	$28,000	$265,761.00
FIRE DISTRICT #1	$1,016,700.00	$0	$1,016,700.00
HYDRANT DISTRICTS	$9,000.00	$0	$9,000.00
WATER DISTRICTS	$1,212,524.00	$605,118	$607,406.00
DELINQUENT WATER	$17,260.63	$0	$17,260.63
OMITTED TAX COUNTY	$1,550.08	$0	$1,550.08
OMITTED TAX TOWN	$854.20	$0	$854.20
OMITTED TAX VILLAGE	$105.36	$0	$105.36
SANITARY SEWER	$881,009.00	$81,123	$799,886.00
MINDEN – SPEC ASSMNT	$2,903.00	$0	$2,903.00
TOTAL SPECIAL DISTRICT	$4,764,792.27	927,241	$3,837,551.27
GRAND TOTALS	$15,857,323.27	$6,421,516	$9,435,807.27

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

SARDINIA FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$418,581.00	$294,000	$124,581.00
SPECIAL REVENUE	$0	$0	$0
HIGHWAY FUNDS	$346,946.00	$193,540	$153,406.00
TOTAL TOWN & HIGHWAY	$765,527.00	$487,540	$277,987.00
FIRE PROTECTION	$118,047.00	$2,150	$115,897.00
LIGHT DISTRICTS	$19,955.00	$1,500	$18,455.00
OMITTED TAX	$0	$0	$0
AGRIC PENALTY	$0	$0	$0
TOTAL SPECIAL DISTRICT	$138,002.00	$3,650	$134,352.00
GRAND TOTALS	$903,529.00	$491,190	$412,339.00

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

TONAWANDA FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$21,024,504.00	$11,139,574	$9,884,930.00
GENERAL FUND-TOWN ONLY	$13,039,591.00	$8,512,562	$4,527,029.00
HIGHWAY FUNDS - TOWN ONLY	$5,286,057.00	$1,269,803	$4,016,254.00
TOTAL TOWN & HIGHWAY	$39,350,152.00	$20,921,939	$18,428,213.00
WATER ACQUISITION	$6,997,782.00	$6,997,782	$0.00
WATER CONSOLIDATION DST	$0	$0	$0
FIRE PROTECTION DIST.	$560,870.00	$15,000	$545,870.00
REFUSE & GARBAGE COLLECTION	$5,514,767.00	$950,000	$4,564,767.00
LIGHTING DISTRICTS	$1,482,683.00	$385,000	$1,097,683.00
SEWER DISTRICTS	$10,726,963.00	$5,905,000	$4,821,963.00
DRAINAGE CONSOLID	$465,870.00	$110,100	$355,770.00
TOTAL SPECIAL DISTRICT	$25,748,935.00	$14,362,882	$11,386,053.00
HIGHWAY PAVING	$48,751.50	$0	$48,751.50
SEWER CONSOLIDATION DST	$9,097.00	$0	$9,097.00
DRAINAGE CONSOLIDATION	$24,676.00	$0	$24,676.00
HIGHWAY CLEANUP	$0	$0	$0
DELINQUENT WATER	$0	$0	$0
OMITTED TAX	$0	$0	$0
FIRE DISTRICTS	$2,138,265.88	$0	$2,138,265.88
TOTAL SPECIAL ASSESS	$2,220,790.38	$0	$2,220,790.38
GRAND TOTALS	$67,319,877.38	$35,284,821	$32,035,056.38

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

WALES FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$438,547.00	$408,991.00	$29,556.00
HIGHWAY FUNDS	$253,506.00	$165,462.00	$88,044.00
TOTAL TOWN & HIGHWAY	$692,053.00	$574,453.00	$117,600.00
FIRE PROTECTION	$97,789.00	$3,000.00	$94,789.00
AURORA WALES FIRE DST	$64,801.21	$0	$64,801.21
LIGHT DISTRICT #1	$3,673.00	$1,800	$1,873.00
LIGHT DISTRICT #2	$2,400.00	$2,400	$0.00
AGRIC PENALTY	$0	$0	$0
OMITTED TAX	$0	$0	$0
REFUSE DISTRICT	$142,739.55	$5,286.65	$137,452.90
TOTAL SPECIAL DISTRICT	$311,402.76	$12,486.65	$298,916.11
GRAND TOTALS	$1,003,455.76	$586,939.65	$416,516.11

RESOLVED that the following abstracts of the adopted town budgets for the ensuing year, as certified and presented to this Legislature by the appropriate town officers, be printed by the Clerk in the minutes of the proceedings of this Legislature, and be it further

RESOLVED that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and liable therefore, and be it further

RESOLVED that the Commissioner of Finance is hereby directed to spread said taxes to be raised for such budgets against the taxable property liable therefore provided by law :

ALDEN FOR THE YEAR 2000	APPROPRIATION	ESTIMATED REVENUES	TAX LEVY
GENERAL FUND TOWNWIDE	$1,113,185.00	$530,458	$582,727.00
GENERAL FUND-TOWN ONLY	$129,335.00	$129,335	$0.00
HIGHWAY TOWN ONLY	$532,180.00	$466,100	$66,080.00
TOTAL TOWN & HIGHWAY	$1,774,700.00	$1,125,893	$648,807.00
SEWER DISTRICT #1	$31,819.00	$100	$31,719.00
SEWER DISTRICT #2	$40,280.00	$6,300	$33,980.00
WATER DISTRICT #1	$7,400.00	$100	$7,300.00
WATER DISTRICT #2	$13,400.00	$1,840	$11,560.00
WATER DISTRICT #3	$227,176.00	$500	$226,676.00
WATER DISTRICT #4	$121,708.00	$2,000	$119,708.00
FIRE PROTECTION DST	$544,192.00	$10,800	$533,392.00
LIGHT DISTRICTS	$103,000.00	$8,000	$95,000.00
DELINQUENT WATER	$469.00	$0	$469.00
GARBAGE DISTRICT	$323,400.00	$32,500	$290,900.00
TOTAL SPECIAL DISTRICT	$1,412,844.00	$62,140	$1,350,704.00
GRAND TOTALS	$3,187,544.00	$1,188,033	$1,999,511.00

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

CARRIED UNANIMOUSLY.

Item 45 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 442

Re: Real Property Tax Law
Section 520 Report for 2000.
(Comm. 25E-15)

BE IT RESOLVED, that the Erie County Director of Budget and Management and/or successor to Commissioner of Finance 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 Director of Budget and Management, the County Comptroller and the County Attorney.

RPTL 520 REPORT

12/10/99

Swis	County Tax Due	Town Tax Due	School Tax Due		
140200	159,530.76	0.00	0.00	Swis Total	159,530.76
Swis	County Tax Due	Town Tax Due	School Tax Due		
142001	15,135.23	5,156.15	24,141.84	Swis Total	44,433.22
Swis	County Tax Due	Town Tax Due	School Tax Due		
142089	5,303.34	1,461.91	2,642.84	Swis Total	9,408.09
Swis	County Tax Due	Town Tax Due	School Tax Due		
142201	7,352.18	4,921.24	5,594.70	Swis Total	17,868.12
Swis	County Tax Due	Town Tax Due	School Tax Due		
142289	100,517.17	73,785.31	49,530.94	Swis Total	223,833.42
Swis	County Tax Due	Town Tax Due	School Tax Due		
142401	6,025.85	1,123.70	4,396.94	Swis Total	11,546.49
Swis	County Tax Due	Town Tax Due	School Tax Due		
142489	8,058.77	2,674.61	5,414.28	Swis Total	16,147.66
Swis	County Tax Due	Town Tax Due	School Tax Due		
142801	15.17	7.92	0.00	Swis Total	23.09
Swis	County Tax Due	Town Tax Due	School Tax Due		
142889	405.74	214.12	409.75	Swis Total	1,029.61
Swis	County Tax Due	Town Tax Due	School Tax Due		
143001	3,767.34	2,649.30	1,535.76	Swis Total	7,952.40
Swis	County Tax Due	Town Tax Due	School Tax Due		
143003	4,712.13	3,024.89	1,166.12	Swis Total	8,903.14
Swis	County Tax Due	Town Tax Due	School Tax Due		
143089	64,909.77	46,914.70	20,549.84	Swis Total	132,374.31
Swis	County Tax Due	Town Tax Due	School Tax Due		
143200	18,418.21	4,470.13	10,847.22	Swis Total	33,735.56
Swis	County Tax Due	Town Tax Due	School Tax Due		

143400	1,161.24	482.47	0.00	Swis Total	1,643.71
Swis	County Tax Due	Town Tax Due	School Tax Due		
143601	219.22	72.29	0.00	Swis Total	291.51
Swis	County Tax Due	Town Tax Due	School Tax Due		
143689	948.61	350.91	0.00	Swis Total	1,299.52
Swis	County Tax Due	Town Tax Due	School Tax Due		
143801	2,018.55	373.12	0.00	Swis Total	2,391.67
Swis	County Tax Due	Town Tax Due	School Tax Due		
143889	1,600.66	833.55	340.22	Swis Total	2,774.43
Swis	County Tax Due	Town Tax Due	School Tax Due		
144000	7,766.88	3,859.69	3,518.84	Swis Total	15,145.41
Swis	County Tax Due	Town Tax Due	School Tax Due		
144200	19,040.82	1,121.23	13,209.04	Swis Total	33,371.09
Swis	County Tax Due	Town Tax Due	School Tax Due		
144489	2,273.64	1,770.63	486.34	Swis Total	4,530.61
Swis	County Tax Due	Town Tax Due	School Tax Due		
144600	12,162.78	4,601.21	1,462.85	Swis Total	18,226.84
Swis	County Tax Due	Town Tax Due	School Tax Due		
144801	2,147.85	815.21	364.29	Swis Total	3,327.35
Swis	County Tax Due	Town Tax Due	School Tax Due		
144803	8,887.87	3,100.76	2,117.69	Swis Total	14,106.32
Swis	County Tax Due	Town Tax Due	School Tax Due		
144889	34,381.47	26,842.09	8,947.66	Swis Total	70,171.22
Swis	County Tax Due	Town Tax Due	School Tax Due		
145000	2,908.93	1,336.66	7,168.77	Swis Total	11,414.36
Swis	County Tax Due	Town Tax Due	School Tax Due		
145201	4,045.93	1,487.53	273.60	Swis Total	5,807.06
Swis	County Tax Due	Town Tax Due	School Tax Due		
145203	5,423.82	1,994.29	2,664.79	Swis Total	10,082.90
Swis	County Tax Due	Town Tax Due	School Tax Due		
145289	11,530.04	8,584.10	3,277.08	Swis Total	23,391.22
Swis	County Tax Due	Town Tax Due	School Tax Due		
145400	475.34	24.42	856.13	Swis Total	1,355.89
Swis	County Tax Due	Town Tax Due	School Tax Due		
145601	3,869.30	859.72	1,491.61	Swis Total	6,220.63
Swis	County Tax Due	Town Tax Due	School Tax Due		
145689	2,820.37	588.65	1,808.34	Swis Total	5,217.36
Swis	County Tax Due	Town Tax Due	School Tax Due		
145889	162.05	144.78	0.00	Swis Total	306.83
Swis	County Tax Due	Town Tax Due	School Tax Due		
146001	2,701.99	1,320.16	116.97	Swis Total	4,139.12
Swis	County Tax Due	Town Tax Due	School Tax Due		
146089	10,590.90	5,259.00	4,904.80	Swis Total	20,754.70
Swis	County Tax Due	Town Tax Due	School Tax Due		
146200	444.49	133.09	172.42	Swis Total	750.00
Swis	County Tax Due	Town Tax Due	School Tax Due		
146401	10,996.02	3,447.30	3,107.64	Swis Total	17,550.96
Swis	County Tax Due	Town Tax Due	School Tax Due		
146489	65,202.26	47,403.63	50,051.94	Swis Total	162,657.83
Swis	County Tax Due	Town Tax Due	School Tax Due		
146600	817.60	90.10	0.00	Swis Total	907.70
Swis	County Tax Due	Town Tax Due	School Tax Due		
146800	17,815.99	19,147.66	7,516.30	Swis Total	44,479.95
County Tax Due	626,566.28	Town Tax Due 282,448.23	School Tax Due 240,087.55		
				Grand Total	1,149,102.06

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

CARRIED UNANIMOUSLY.

Item 46 – (Comm. 25E-16) Preparation of School District Taxes 1999-2000.

Received, filed and printed.

December 10, 1999

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

RE: Preparation of School District Taxes

Your Honorable Body:

Please receive, act upon and print the attached billing for the preparation of 1999-2000 School District Tax Rolls at your meeting on December 16, 1999.

Pursuant to the amended Erie County Tax Act, the Director of Budget and Management and/or successor to the Commissioner of Finance, as directed by Section 4-3.1, herewith certifies to the Erie County Legislature that the statement and apportionment attached is the total cost of material and labor in making and spreading School District Tax Rolls, together with the apportionment to each School District benefited for the year 1999-2000.

Respectfully,

DENNIS T. GORSKI
Erie County Executive

DTG/ms
Attach.
REF: BMFFMSCH

TO THE ERIE COUNTY LEGISLATURE:

STATEMENT, MATERIALS AND LABOR IN PRODUCING SCHOOL DISTRICT TAX BILLS AND THE SPREADING OF ASSOCIATED COSTS:

TAX BILLS	$8,526.26
TAX ROLL PAPER	$496.00
INDEX PAPER	$37.20
SEPARATORS	$43.40
TAX ROLL COVERS	$365.80
DATA PROCESSING CHARGES	$21,826.35
WAGES	$26,880.00
TOTAL	$58,175.01

262,123 PARCELS == 0.221938 COST PER PARCEL

AKC1 OUT OF COUNTY		$43.40
CITY OF TONAWANDA		$43.40
ATT1 & SCC1 FLAT CHARGE @	$43.40 EACH	$86.80

GRAND TOTAL TO SPREAD => $58,348.61

SCHOOL DISTRICT	CODE	PARCELS	COST
ALDEN CENTRAL SCHOOL DISTRICT #1	AC-1	4,598.	$1,020.47
AKRON CENTRAL SCHOOL DISTRICT	AKCII	3,341	$741.49
AMHERST CENTRAL SCHOOL DISTRICT	AM-1	9,147	$2,030.07
SWEET HOME CENTRAL SCHOOL DISTRICT	AM-7	10,879	$2,414.46
ATTICA CENTRAL SCHOOL DISTRICT	ATT1	0	$43.40
EAST AURORA UNION FREE DISTRICT #1	AU-1	5,783	$1,283.47
CHEEKTOWAGA CENTRAL SCHOOL DIST. #1	CH-1	8,050	$1,786.60
UNION FREE SCHOOL DIST. #2 (MARYVALE)	CH-2	7,456	$1,654.77
UNION FREE SCHOOL DIST. #3 (CLEV-HILL)	CH-3	4,609	$1,022.91
UNION FREE SCHOOL DIST. #9 (SLOAN)	CH-9	5,185	$1,150.75
CLARENCE CENTRAL SCHOOL DISTRICT	CLCI	9,744	$2,162.56
SPRINGVILLE NOVI -GRIFFITH INSTITUTE	CNC1	6,338	$1,406.64
DEPEW UNION FREE SCHOOL	DUFC	6,821	$1,513.84
EDEN CENTRAL SCHOOL DISTRICT #1	EC-1	4,658	$1,033.79
FRONTIER CENTRAL SCHOOL DIST. #4	FR-4	15,131	$3,358.14
GRAND ISLAND CENTRAL SCHOOL DIST.	GIC1	8,356	$1,854.51
GOWANDA CENTRAL SCHOOL DISTRICT	GOC1	1,376	$305.39
HAMBURG CENTRAL SCHOOL. DISTRICT	HC-1	9,810	$2,177.21
HOLLAND CENTRAL SCHOOL DISTRICT	HDC1	3,468	$769.68
IROQUOIS CENTRAL SCHOOL DISTRICT #1	IRC1	7,435	$1,650.11
LACKAWANNA CENTRAL SCHOOL DISTRICT	LK-1	7,062	$1,567.33
LANCASTER CENTRAL SCHOOL DIST. #1	LC-1	16,145	$3,583.19
LAKE SHORE CENT. EVANS-BRANT SCHOOLS	LSC1	10,406	$2,309.49
NORTH COLLINS CENTRAL SCHOOL DIST. #1	NCC1	2,376	$527.32
ORCHARD PARK CENTRAL SCHOOL #1	PC-1	12,759	$2,831.71
PIONEER CENTRAL SCHOOL DISTRICT #1	PC-1	869	$192.86
SILVER CREEK CENTRAL SCHOOL DIST. #1	SCC1	0	$43.40
KENMORE-TONAWANDA UNION FREE SCHOOL	UNF1	26,465	5,873.59
WILLIAMSVILLE CENTRAL SCHOOL DIST.	WMC3	26,153	$5,804.34
WEST SENECA CENTRAL SCHOOL DIST.	WSC1	21,199	$4,704.86
CITY OF TONAWANDA SCHOOL DISTRICT	TCSD	6,504	$1,530.26
		262,123	$58,348.61

Item 47 – (Comm. 25E-17) Preparation of Lackawanna City Taxes for 1999.

Received, filed and printed.

December 10, 1999

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

Your Honorable Body:

Please receive, act upon and print the following billing for the preparation of City of Lackawanna City Tax Rolls and Bills for the year 1999 at your meeting on December 16, 1999.

Pursuant to the amended Erie County Tax Act, the Director of Budget and Management and/or successor to Commissioner of Finance as directed by Section 3-2.2, herewith certifies to the Erie County Legislature that the attached statement and apportionment is the total cost of material and labor in making and spreading City of Lackawanna City Tax Rolls and Bills.

Respectfully,
DENNIS T. GORSKI
Erie County Executive

DTG/ms
Attach.

REF: BMFFMLACK

TO: HONORABLE ERIE COUNTY LEGISLATURE

PREPARATION OF LACKAWANNA CITY TAXES

Tax Bills	$254.23
Tax Rolls, Assessment Roll and Worksheets	$508.64
Wages	$2,353.91
Data Processing Time	$1,528.75
Total Cost	$4,645.53

Item 48 – (Comm. 25E-18) Preparation of Tonawanda City Taxes for 1999.

Received, filed and printed.

December 10, 1999

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

Your Honorable Body:

Please receive, act upon and print the following billing for the preparation of City of Tonawanda City Tax Rolls and Bills for the year 1999 at your meeting on December 16, 1999.

Pursuant to the amended Erie County Tax Act, the Director of Budget and Management and/or successor to Commissioner of Finance as directed by Section 3-2.2, herewith certifies to the Erie County Legislature that the attached statement and apportionment is the total cost of material and labor in making and spreading City of Tonawanda City Tax Rolls and Bills.

Respectfully,

DENNIS T. GORSKI
Erie County Executive

DTG/ms
Attach.
REF: BMFFMT0NA

TO: HONORABLE ERIE COUNTY LEGISLATURE

PREPARATION OF TONAWANDA CITY TAXES

Tax Bills	$234.14
Tax Rolls, Assessment Roll and Worksheets	$232.56
Wages	$938.37
Data Processing Time	$1,528.75
Total Cost	$2,933.82

Item 49 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO.443

Re: Resolution to Levy & Apportion Erie County Real Property Tax as Adopted for 2000. (Comm. 25E-19)

WHEREAS, the Erie County budget for the year 2000 has been adopted.

NOW, THEREFORE, BE IT

RESOLVED, that the amounts in said County budget that are required to be raised by taxes by this Legislature, are hereby levied upon and shall be collected from the taxable property situated within the County of Erie and liable therefore, effective January 1, 2000, and be it further

RESOLVED, that the Director of Budget and Management and/or successor to the Commissioner of Finance 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 transmitted to the Director of Budget and Management, the County Comptroller and the County Attorney.

MS. PEOPLES moved the approval of the resolution. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 50 – (Comm. 25E-20) Preparation of Village Taxes for 1999-2000.

Received, filed and printed.

December 10, 1999

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

Your Honorable Body:

Please receive, act upon and print the attached billing for the preparation of Village Tax Rolls and Bills for the year 1999-2000 at your meeting on December 16, 1999.

Pursuant to the amended Erie County Tax Act, the Director of Budget and Management and/or successor to the Commissioner of Finance, as directed by Section 3-2.2, herewith certifies to the Erie County Legislature that the attached statement and apportionment is the total cost of material and labor in making and spreading the Village Tax Rolls and Bills.

Respectfully,

DENNIS T. GORSKI
Erie County Executive

DTG/ms
Attach.

TO: HONORABLE ERIE COUNTY LEGISLATURE

PREPARATION OF VILLAGE TAXES

Tax Bills	$3,091.36
Tax Roll, Assessment Roll, and Worksheets	$1,558.52
Wages	$3,789.33
Data Processing Time	$5,430.64

	TOTAL COST	$13,869.86
	Cost per Parcel =>	0.3911188466
VILLAGE	PARCEL COUNT	COST
Akron	1,095	$428.28
Alden	852	$333.23
Angola	947	$370.39
Blasdell	1,180	$461.52
Depew	6,654	$2,602.49
East Aurora	2,590	$1,013.00
Farnham	214	$83.70
Gowanda	1,230	$481.08
Hamburg	3,672	$1,436.19
Kenmore	5,690	$2,225.47
Lancaster	4,321	$1,690.02
North Collins	535	$209.25
Orchard Park	1,178	$460.74
Sloan	1,609	$629.31
Springville	1,588	$621.10
Williamsville	2,107	$824.09
TOTAL	35,462	$13,869.86

Item 51 – (Comm. 25E-21) Health – Infant/Child Health Assessment Program 10/1/98 – 9/30/99.

Received and referred to the HEALTH COMMITTEE.

Item 52 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 444 Re: ECC – 100 Seneca Street Lease Agreement. (Comm. 25E-22)

WHEREAS, Erie Community College's current lease at the Advanced Training Center expires December 31, 1999; and

WHEREAS, Erie Community College has given formal notification to the Advanced Training Center as to their intention to vacate the premises at the expiration of the current lease; and

WHEREAS, Erie Community College currently operates two programs at the Advanced Training Center - Manufacturing Technology and CAST; and

WHEREAS, Existing available space has been identified at ECC's North Campus to house the Manufacturing Technology Program; and

WHEREAS, Approximately 8,434 sq. ft. of available leasable space has been identified at 100 Seneca Street to house the CAST program; and

WHEREAS, By moving the Manufacturing Technology Program to North Campus and the CAST Program to 100 Seneca Street will allow for not only annual financial savings of approximately $150,000 but will allow for enhanced program integration and potential partnering opportunities with the University of Buffalo's Educational Opportunity Center Program; and

WHEREAS, The proposed lease at 100 Seneca Street has been approved as to content by the Erie Community College Board of Trustees;

NOW, THEREFORE, BE IT

RESOLVED, that the President of ECC is hereby authorized to enter into a lease agreement with Seneca Street Properties, Inc. to utilize approximately 8,434 sq. ft. for operation of the CAST program, and be it further

RESOLVED, that the terms of the lease shall be for a five-year period commencing January 1, 2000 at $13.90 per sq. ft., and be it further

RESOLVED, that the source of funds is available as part of ECC's current year appropriation for contractual services, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to Erie Community College, the Erie County Division of Budget, Management & Finance, the Erie County Office of the Comptroller, and the Erie County Department of Law.

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

CARRIED UNANIMOUSLY.

Item 53 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 445 Re: Amendment to Comm. 21E-4 – Transfer of Funds. (Comm. 25E-23)

RESOLVED, that authorization is hereby provided to amend resolution 21E-4, in order to substitute language which originally decreased funding in the amount of $8,000 from account 822, Rental Charges in the Holding Center, with authorization to decrease in funding in the amount of $8,000 from account 825, Out of Area Travel, in the same administrative unit, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller, the Sheriff's Office, and the Correctional Facility.

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

CARRIED UNANIMOUSLY.

Item 54 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 446 Re: Appointment to Buffalo & Erie County Public Library Board of Trustees. (Comm. 25E-24)

RESOLVED, that the Erie County Legislature does hereby confirm the appointment of the following individual to the Buffalo and Erie County Public Library Board of Trustees:

APPOINTMENT	TERM EXPIRES
Thomas E. Gleed 204 West Tupper Street Buffalo, New York 14201	12/31/04

Thomas Gleed is the appointment of Mayor Anthony Masiello.

MS. PEOPLES moved the approval of the resolution. MS. KUWIK seconded. Mr. DeBenedetti and Mr. Marshall voted in the negative.

CARRIED.

Item 55 – (Comm. 25E-25) County Clerk – Auto Bureau, Cheektowaga Change-Making Fund.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 56 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 447 Re: District Attorney – Grant Adjustment. (Comm. 25E-26)

NOW, THEREFORE, BE IT

RESOLVED, that the following budgetary transactions are hereby authorized to amend the District Attorney's Local Law Enforcement Block Grant budget:

GRANT FUND
DISTRICT ATTORNEY
LOCAL LAW ENFORCEMENT BLOCK GRANT
Project #755

Revenue	ORIGINAL	CHANGE	FINAL
Acct. 684 0120-Federal Revenue	$ 76,531	$ 0	$ 76,531
Acct. 339 0200-Revenue Interest	5,000	0	5,000
Total Revenue	$ 81,531	$ 0	$ 81,531
Appropriation			
Acct. 800-Personnel	$ 67,545	$(2,552)	$ 64,993
Acct. 805-Fringe Benefits	13,986	(2,448)	11,538
Acct. 933-Lab & Tech Equip	0	5,000	5,000
Total Appropriation	$ 81,531	0	$ 81,531

and be it further

RESOLVED, that the following budgetary transactions are hereby authorized to amend the District Attorney's Gun Retrieval & Interdiction Program grant as follows:

GRANT FUND
DISTRICT ATTORNEY
GUN RETRIEVAL & INTERDICTION PROGRAM GRANT
APRIL 1, 1998 - MARCH 31, 2000
Project #900

Revenue	ORIGINAL	CHANGE	FINAL
Acct. 627 State Aid	$125,000	$0	$125,000
Total Revenue	$125,000	$0	$125,000
Appropriation			
Acct. 800-Personnel	$ 79,713	$15,990	$ 95,703
Acct. 805-Fringe Benefits	18,814	0	18,814
Acct. 810-Office Supplies	873	0	873
Acct. 821-Dues-Witness Fees	2,000	0	2,000
Acct. 825-Out of Area Travel	3,500	(690)	2,810
Acct. 826-Other Expenses	10,700	(9,500)	1,200
Acct. 933-Lab & Tech Equip	9,400	(5,800)	3,600
Total Appropriation	$125,000	$ 0	$125,000

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Comptroller and the Director of Budget and Management.

MS. PEOPLES moved the approval of the resolution. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 57 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. DeBENEDETTI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 448

Re: Request for Legislative Action to Increase Appropriation to Transitional Services by $33,000 in 100% NYS Reinvestment. (Comm. 25E-27)

WHEREAS, the Erie County Department of Mental Health is responsible for the delivery of a comprehensive range of mental health services for the residents of Erie County, and

WHEREAS, the Erie County Department of Mental Health has reviewed and approved programs of mental health services for persons receiving mental health treatment from Transitional Services, Inc., and

WHEREAS, the Erie County Legislature has already authorized the County and the Department of Mental Health to contract with Transitional Services, Inc., and

WHEREAS, additional funds of $33,000 in 100% New York State Reinvestment dollars are available to continue providing services to mental health clients needing services.

NOW, THEREFORE, BE IT

RESOLVED, that the 1999 appropriation for Transitional Services, Inc. be increased by a total of $33,000, the source of these funds being 100% New York State Reinvestment dollars, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 1999 contract with Transitional Services, Inc. for the period January 1, 1999 through December 31, 1999 by an amount not to exceed $33,000, and be it further

RESOLVED, that certified copies of this resolution be furnished to the Department of Mental Health, the Office of the Comptroller, and the Division of Budget, Management and Finance.

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

CARRIED UNANIMOUSLY.

Item 58 – (Comm. 25E-28) ECSD No. 1 – Pratt & Huth Assoc. Proposed Engineering Agreement.

Item 59 – (Comm. 25E-29) ECSD No. 1 – Felber Lane Pumping Station Elimination – Contract Close Out.

Item 60 – (Comm. 25E-30) ECSD Nos. 1,4, & 5 – Engineering Service Agreement for Northern Region Admin. Bldg. Extension & Site Improvements, Change Order No. 2.

The above three items were received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 61 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 449

Re: Senior Services – Authorization to Amend 1999 Van Contracts. (Comm. 25E-31)

WHEREAS, the Department of Senior Services contracts with various suburban communities/agencies to provide transportation for senior citizens, and

WHEREAS, the Department provides these communities with 12 passenger vans to provide this service as part of the Department's Going Places Senior Transportation System, and

WHEREAS, these vans are and remain property of Erie County, and

WHEREAS, the following communities are being loaned a 12-passenger 1999 Dodge van under the terms and conditions of the van contract between the County and these municipalities.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to amend the 1999 van contracts with the following communities/agencies lending them 1999 Dodge vans to replace current vans.

- Town of West Seneca
- Town of Aurora
- Town of Clarence
- Town of Tonawanda
- Friendship House of Western New York

and be it further

RESOLVED, that such vans shall remain on loan to such towns and agencies until replaced or until such towns and/or agencies discontinue Going Places services, and be it further

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

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

CARRIED UNANIMOUSLY.

Item 62 – (Comm. 25E-32) EMS – Donation of Surplus Radio Equipment to Wyoming County EMS.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 63 – (Comm. 25E-33) EC Southtowns Sewage Treatment Agency Contract "A" Contract Close-Out Kenaidan Construction Corporation.
Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 64 – (Comm. 25E-34) Contract with Town of Cheektowaga for Development of Walden Commerce Exchange Industrial Park.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 65 – (Comm. 25E-35) Health – Rental Agreement For Well Child Clinic Site 410 Minnesota Avenue.

Received and referred to the HEALTH COMMITTEE.

Item 66 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 450

Re: Health – Lease Agreement Renewal Lancaster Service & Referral Center. (Comm. 25E-36)

WHEREAS, the Erie County Department of Health currently leases space at 85 Manitou Street, in the Village of Depew, for the purpose of providing public health services, and serves as a Women's Infants and Children's (WIC) check distribution site, and

WHEREAS, the Division of Real Property has negotiated with the Village of Depew for a lease renewal for the period November 1, 1999 through October 31, 2003 at the following rates:

$40,726.92 for the period 11/1/99 - 10/31/00
$42,356.04 for the period 11/1/00 - 10/31/01
$44,050.32 for the period 11/1/01 - 10/31/02
$45,812.40 for the period 11/1/02 - 10/31/03

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into a lease agreement with the Village of Depew for the period November 1, 1999 through October 31, 2003 at rates negotiated by the Division of Real Property for space utilized as the Lancaster Service and Referral Center, located at 85 Manitou Street, Depew, New York, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Division of Real Property, the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Law.

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

CARRIED UNANIMOUSLY.

Item 67 – (Comm. 25E-37) EC Southtowns Sewage Treatment Agency Waste Paper Pulp & Polymer Feed Facilities & Misc. Modifications Contract Close Out Contract "D".

Item 68 – (Comm. 25E-38) EC Southtowns Sewage Treatment Agency Waste Paper Pulp & Polymer Feed Facilities & Misc. Modifications Contract Close Out Contract "C".

Item 69 – (Comm. 25E-39) ECSD No. 2 – Eminent Domain Proceedings – Contract No. 34 Bluffs Subtrunk & Pumping Station Elimination Approval of Resolution.

Item 70 – (Comm. 25E-40) ECSD No. 5 – Eminent Domain Proceedings – Contract 12L Approval of Resolution.

Item 71 – (Comm. 25E-41) ECSD No. 6 – Contract No. 6 Contract No. 23ST Contract Close-Out SICAR Management & Construction.

Item 72 – (Comm. 25E-42) ECSD No. 4 – Contract No. 28L Contract Close-Out Ontario Specialty Contracting.

The above six items were received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 73 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 451 Re: Various Appointments. (Comm. 25E-43)

WHEREAS, it is determined that various technical deficiencies in original appointments to certain offices within Erie County government have occurred in the past; and

WHEREAS, failure to file oath cards by these individuals, even though they have been properly nominated, confirmed, and have been fulfilling the requirements of their appointments, makes their respective positions vacant; and

WHEREAS, the vacancies have been certified in such boards and offices; and

WHEREAS, the County Executive, to assure that the provisions of the County Charter and state statutes calling for continuity of service be observed, has reappointed persons originally appointed to such positions to vacancies caused by such clerical irregularities;

NOW, THEREFORE, BE IT RESOLVED, that the following appointments to the Board of Trustees of the Eric County Medical Center are hereby confirmed:

NAME	TO A TERM ENDING
Julie M. Bargnesi, Esq.	December 31, 2000
Ronald Chapin	December 31, 2004
John R. Fudyma, MD	December 31, 2001
Robert A. Ganley	December 31, 2002
Charles R. Notaro, Esq.	December 31, 2001
Elyse NeMoyer	December 31, 2001
David P. Rutecki	December 31, 2002;

and, be it further

RESOLVED, that the following appointments to the Board of Trustees of the Buffalo and Erie County Public Library are hereby confirmed:

NAME	TO A TERM ENDING
David J. Shenk	December 31, 2000
James W. Burns	December 31, 2002
Frank Gist	December 31, 2000

Salvatore R. Martoche	December 31, 2000
Elaine M. Panty	December 31, 2002
Stanley H. Zagora	December 31, 2002;

and, be it further

RESOLVED, that the following appointments to the Board of Trustees of the Erie Community College are hereby confirmed

NAME	TO A TERM ENDING
Marybeth Cullinan	December 31, 2004
Thomas H. Burton	December 31, 2005
Dr. Richard T. Quinn	December 31, 2003;

and, be it further

RESOLVED, that the following appointments to the Erie County Board of Health are hereby confirmed:

NAME	TO A TERM ENDING
Richard Judelsohn, MD	December 31, 2001
The Honorable William Pauly	December 31, 2001
Daniel Kozera, MD	December 31, 2001
Joan Sulewski, MD	December 31, 2001
Barbara Guida	December 31, 2003
James Hoddick, DDS	December 31, 2004
Catherine Lyons	December 31, 2001
John Vena, MD	December 31, 2000
Joseph Bernat, MD	December 31, 2003
Margrethe McBride	December 31, 2002;

and, be it further

RESOLVED, that the following appointments to the Erie County Board of Ethics are hereby confirmed:

NAME	TO A TERM ENDING
Tod Beckham	August 30, 2000
Sister Marcella Marie Garus	August 30, 2002
Sister Maria Pares	August 30, 2001;

and, be it further

RESOLVED, that the appointment of Deborah Merrifield to the office of Commissioner of the Erie County Department of Social Services, to a term to expire September 23, 2003, is hereby confirmed; and, be it further

RESOLVED, that the appointment of Leonard Lenihan to the office of Personnel Director of the County of Erie, to a term to expire May 12, 2002, is hereby confirmed.

MR. KUWIK moved to amend the resolution. MS. PEOPLES seconded. Legislators MARSHALL, RANZENHOFER, CHASE, GREENAN, LARSON, and WEINSTEIN voted in the negative.

CARRIED.

WHEREAS, it is determined that various technical deficiencies in original appointments to certain offices within Erie County government have occurred in the past; and

WHEREAS, failure to file oath cards by these individuals, even though they have been properly nominated, confirmed, and have been fulfilling the requirements of their appointments, makes their respective positions vacant; and

WHEREAS, the vacancies have been certified in such boards and offices; and

WHEREAS, the County Executive, to assure that the provisions of the County Charter and state statutes calling for continuity of service be observed, has reappointed persons originally appointed to such positions to vacancies caused by such clerical irregularities;

NOW, THEREFORE, BE IT RESOLVED, that the following appointments to the Board of Trustees of the Eric County Medical Center are hereby confirmed:

NAME	TO A TERM ENDING
Julie M. Bargnesi, Esq.	December 31, 2000

Ronald Chapin	December 31, 2003
John R. Fudyma, MD	December 31, 2001
Robert A. Ganley	December 31, 2002
Charles R. Notaro, Esq.	December 31, 2001
Elyse NeMoyer	December 31, 2001
David P. Rutecki	December 31, 2002;

and, be it further

RESOLVED, that the following appointments to the Board of Trustees of the Buffalo and Erie County Public Library are hereby confirmed:

NAME	TO A TERM ENDING
David J. Shenk	December 31, 2000
Frank Gist	December 31, 2000
Salvatore R. Martoche	December 31, 2000
Sharon A. Thomas	December 31, 2001
Judith K. Summer	December 31, 2001
Robert J. Plache	December 31, 2001;

and, be it further

RESOLVED, that the following appointments to the Board of Trustees of the Erie Community College are hereby confirmed

NAME	TO A TERM ENDING
Marybeth Cullinan	December 31, 2004
Thomas H. Burton	December 31, 2005
Dr. Richard T. Quinn	December 31, 2003;

and, be it further

RESOLVED, that the following appointments to the Erie County Board of Health are hereby confirmed:

NAME	TO A TERM ENDING
Richard Judelsohn, MD	December 31, 2001
The Honorable William Pauly	December 31, 2001
Daniel Kozera, MD	December 31, 2001
Joan Sulewski, MD	December 31, 2001
Barbara Guida	December 31, 2003
James Hoddick, DDS	December 31, 2004
Catherine Lyons	December 31, 2001
John Vena, MD	December 31, 2000
Joseph Bernat, MD	December 31, 2003
Margrethe McBride	December 31, 2002;

and, be it further

RESOLVED, that the following appointments to the Erie County Board of Ethics are hereby confirmed:

NAME	TO A TERM ENDING
Tod Beckham	August 30, 2000
Sister Marcella Marie Garus	August 30, 2002
Sister Maria Pares	August 30, 2001;

and, be it further

RESOLVED, that the appointment of Deborah Merrifield to the office of Commissioner of the Erie County Department of Social Services, to a term to expire September 23, 2003, is hereby confirmed; and, be it further

RESOLVED, that the appointment of Leonard Lenihan to the office of Personnel Director of the County of Erie, to a term to expire May 12, 2002, is hereby confirmed.

and be it further

RESOLVED, that certified copies of this resolution be forwarded to County Executive Dennis T. Gorski, County Attorney Kenneth Schoetz, First Assistant County Attorney Alan Gerstman, the ECMC Board of Managers, the Board of Trustees of the Buffalo and Erie County Public Library, the Board of Trustees of the Erie Community College, the Erie County Board of Health, the Erie County Board of Ethics, Social Services Commissioner Deborah Merrifield and Personnel Commissioner Leonard Lenihan.

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

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: PAULY, KUWIK, FITZPATRICK, HOLT, FISHER, OLMA, DeBENEDETTI, PEOPLES, DUSZA, SWANICK, MARINELLI. NOES: GREENAN, CHASE, MARSHALL, WEINSTEIN, RANZENHOFER, and LARSON. AYES – 11, NOES – 6.

CARRIED.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM EMS

Item 74 – (Comm. 25D-1) Response to Legislator Marshall Re: 1999 Recruitment & Retention Survey.

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM ECMC

Item 75 – (Comm. 25D-2) Notice of Board of Managers Committee Meeting Held 12/3/99.

Received and filed.

Item 76 – (Comm. 25D-3) Notice to Reschedule Board of Managers Meeting from 12/9/99 to 12/16/99.

Received and referred to the HEALTH COMMITTEE.

FROM ECC

Item 77 – (Comm. 25D-4) Notice to Cancel Board of Trustees Meeting Scheduled for 12/7/99.

Received and filed.

FROM THE COUNTY ATTORNEY

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 8 day of November, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Comm. 18E-19 on Monday, November 8, 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. 18E-27 on Monday, November 8, 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 8 day of November, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Comm. 18E-27 on Monday, November 8, 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. 19-4 on Monday, November 8, 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 8 day of November, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 19-4 on Monday, November 8, 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. 19-8 on Monday, November 8, 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 8 day of November, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 19-8 on Monday, November 8, 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 79 – (Comm. 25D-6) Notice of County Executive's Approval of Comms. 18E-5 & 19E-35, & Intros. 20-1 & 20-2.

Received, filed and printed.

December 6, 1999

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

RE: Resolutions Reference Comm. 18E-5, Comm. 19E-35, Intro. 20-1 and Intro. 20-2

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. 18E-5, on Monday, November 16, 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 17 day of November, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Comm. 18E-5, on Monday, November 16, 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. 19E-35, on Monday, November 16, 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 17 day of November, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Comm. 19E-35, on Monday, November 16, 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. 20-1, on Monday, November 16, 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 17 day of November, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 20-1, on Monday, November 16, 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. 20-2, on Monday, November 16, 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 17 day of November, 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 20-2, on Monday, November 16, 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 80 – (Comm. 25D-7) Notices of Claim.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM ECC

Item 81 – (Comm. 25D-8) Notice to Reschedule Board of Trustees Committee Meeting for 12/15/99.

Received and filed.

FROM ECMC

Item 82 – (Comm. 25D-9) Agenda for Board of Managers Committee Meeting to be Held 12/16/99.

Received and referred to the HEALTH COMMITTEE.

FROM DPW

Item 83 – (Comm. 25D-10) EC Family Court Building – Bid Package #9.

Item 84 – (Comm. 25D-11) EC Main Library Site & Handicapped Improvements.

Item 85 – (Comm. 25D-12) ECC – Dental Hygiene Lab Renovations.

Item 86 – (Comm. 25D-13) Renovations to Cafeteria, ECMC.

Item 87 – (Comm. 25D-14) I-990, Lockport Expressway Bridge Slab & Approach Rehab Project Including Hopkins Road CR87 Over I-990, BIN 1-07440-0, Town of Amherst.

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

Item 88 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 452

Re: Supplemental Agreement with NYSDOT McKinley Parkway (CR204), Bayview Road (CR169) & Sowles Road (CR162) Intersection Town of Hamburg. (Comm. 25D-15)

WHEREAS, A project for the Reconstruction of the Intersection of McKinley Parkway (CR 204), Bayview Road (CR 169) and Sowles Road (CR 162) Intersection, in the Town of Hamburg, Erie County, P.I.N. 5128.00, (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; and

WHEREAS, the County of Erie desires to advance the above project by making a commitment of 100% of the non-federal share of the costs of the Construction Phase of the project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation ("NYSDOT") pursuant to Agreement.

NOW, THEREFORE, the County Legislature of the County of Erie duly convened does hereby

RESOLVE, 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 the full non-federal share of the cost of the Construction Phase of the Project or portions thereof; and be it further

RESOLVED that the sum of $68,400 is hereby appropriated from the following sources: 1999 Federal Aid Various Road and Bridge Design Program -$49,200 (SFG 134); 1994 Road Construction and Design Federal Aid - $14,600 (SFG 688); and 1996 Federal Aid Projects $4,600 (SFG 727), (in addition to $272,090 previously appropriated for the project's Construction Phase via Erie County Resolution No. 18D-12 adopted on the 22nd day of October, 1998) 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 non-federal share of the costs of the project exceed the amount appropriated, the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof; and be it further

RESOLVED, that the County Executive of the County of Erie be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the non-federal share of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible; and be it further

RESOLVED, that a 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 Deputy Commissioner, Highways, to be forwarded to the New York State Department of Transportation and one certified copy to the Erie County Comptroller.

MS. PEOPLES moved the approval of the resolution. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 89 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 453

Re: EC Soil & Water Conservation District Tonawanda Creek Clearing & Snagging Contract Town of Newstead Financial Participation. (Comm. 25D-16)

WHEREAS, the Erie County Soil and Water Conservation District entered into a contract with Triple S Construction, of Crittenden, New York, for the removal of logs and debris in Tonawanda Creek immediately upstream of the Cedar Street Bridge in the Town of Newstead, and

WHEREAS, the logs and debris posed a real and serious potential for upstream flooding and/or downstream damage to our Cedar Street Bridge and County Highway System in the immediate area, and

WHEREAS, the Erie County Soil and Water Conservation District, realizing this potential for damage, took the lead role in securing a contract for the removal of the logs and debris and requested participation from Niagara and Erie Counties in this effort either with equipment, manpower, or financial support, and

WHEREAS, the most economic and expeditious method to perform this work is to financially participate with the Erie County Soil and Water Conservation District in their contract with Triple S Construction, which includes this work, and authorize the County of Erie to fund the cost of its share for this work based on contract prices at an amount of $4,000.

NOW, THEREFORE, BE IT

RESOLVED, that the County of Erie agrees to pay the Erie County Soil and Water Conservation District for the Erie County share of the cost of removal of logs and debris in Tonawanda Creek immediately upstream of the Cedar Street Bridge, in the Town of Newstead, at a cost of $4000; and be it further

RESOLVED, that an amount of $4,000 be allocated from the 1998 Bridge Reconstruction Federal Aid Program (SFG 122) for Erie County's share of the costs; and be it further

RESOLVED, that the Clerk of the County Legislature be instructed to forward three (3) certified copies of this resolution to the Deputy Commissioner, Highways and one certified copy to the Erie County Comptroller.

MS. PEOPLES moved the approval of the resolution. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 90 – (Comm. 25D-17) Increase to Consultant Contract East Creek Road Bridge 387-3, Town of Wales.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 91 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 454

Re: ECMC Community Health Center "K" Annex Renovation. (Comm. 15D-18)

WHEREAS, the Department of Public Works received bids on December 7, 1999 for the Erie County Medical Center, Community Health Center, "K" Annex Renovations, and

WHEREAS, the Architect and the Department of Public Works are recommending award to the lowest responsible bidders, and

WHEREAS, the administration at the Erie County Medical Center has requested that the Department of Public Works initiate the construction of a Community Health Center at the existing "K" Annex Building on the E.J. Meyer Site,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into the following contracts for the Erie County Medical Center, Community Health Center, "K" Annex Renovations:

GENERAL CONSTRUCTION WORK

Picone Construction Corporation
Base Bid $1,173,000.00

ELECTRICAL WORK

Tunney Electric, Inc.
Base Bid $ 243,396.00

HVAC WORK

Northeast Mechanical, Inc.
Base Bid $ 191,600.00

PLUMBING WORK

MKS Plumbing Corporation
Base Bid $ 138,827.00

Total for all contracts: $1,746,823.00

and be it further,

RESOLVED, that the sum of $100,000.00 be allocated to a construction contingency fund and miscellaneous expenses with authorization for the Commissioner of Public Works to approve change orders in an amount not to exceed the contingency, and be it further,

RESOLVED, that deduct change orders will result in funds being returned to the contingency account, and be it further,

RESOLVED, that the source of funds shall be the appropriation of unanticipated revenues in the amount of $1,846,823.00 available in DAC 110923310553151, State Aid Settlement, $1,750,000.00 and DAC 110923310304, Payment in Lieu of Taxes, $96,823.00, the annual budget for Payment in lieu of Taxes having been realized, said funds shall be transferred to the Department of Public Works into ECMC Renovations and Improvements, Fund 511, SFG 895, Dept. 220, Account 975, and be it further,

RESOLVED, that two copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; one copy to the Division of Budget, Management & Finance; and one copy to the Comptroller's Office.

MS. PEOPLES moved the approval of the resolution. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 92 – (Comm. 25D-19) Rath Building Site Rehabilitation.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM DEP

Item 93 – (Comm. 25D-20) SEQR Negative Declaration Notice of Determination of Non-Significance – Foot of Ontario Street at Niagara River, City of Buffalo.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE NYS ATTORNEY GENERAL

Item 94 – (Comm. 25M-1) Letter to Chairman Swanick Re: Final Approval of Tobacco Settlement.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM SHARON S. TOWNSEND, SUPERVISING FAMILY COURT JUDGE

Item 95 – (Comm. 25M-2) Letter to Chairman Swanick Re: Naming New Courthouse in Honor of Frank J. Boccio.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM NORTHWEST SOLID WASTE MANAGEMENT BOARD

Item 96 – (Comm. 25M-3) Phase I – Feasibility Study for Regional Compost Facility.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM MAYOR MASIELLO

Item 97 – (Comm. 25M-4) Letter to Chairman Swanick Re: Appointment to Buffalo & Erie County Library Board of Trustees.

Received and filed.

FROM THE ECIDA

Item 98 – (Comm. 25M-5) Notice of Board of Directors Meeting Held on 12/15/99.

Received and filed.

FROM THE EC SOIL & WATER CONSERVATION DISTRICT

Item 99 – (Comm. 25M-6) Erie County Regionalism Grant Interim Report 12/1/99.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE CHILDREN'S PLACE OF BUFFALO & ERIE COUNTY

Item 100- (Comm. 25M-7) Copy of Letter to Legislature Re: Seeking Working Capital for Equipment Replacement.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM JOEL A. GIAMBRA

Item 101 – (Comm. 25M-8) Copy of Letter to County Executive Re: Concerns Regarding Total Project Cost of New Courthouse.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM EC MENTAL HYGIENE COMMUNITY SERVICES BOARD

Item 102 – (Comm. 25M-9) Notice of Board Meeting to be Held 12/16/99.

Received and referred to the HEALTH COMMITTEE.

FROM EC ENVIRONMENTAL MANAGEMENT COUNCIL

Item 103 – (Comm. 25M-10) Notice & Agenda for Meeting Held on 12/14/99.

Received and referred to the ENERGY & ENRVIRONMENT COMMITTEE.

FROM JOHN J. DELMONTE, ESQ.

Item 104 – (Comm. 25M-11) Notice of Claim.

Received and referred to the County Attorney.

FROM MELINDA HOLLAND

Item 105 – (Comm. 24M-12) Summary of Citizen Task Force Meeting Held 11/30/99 & Notice of Meeting to be Held 2/15/00.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

MEMORIAL RESOLUTIONS

Item 106 – Legislator Peoples requested that when this legislature adjourns, it do so in consideration of Joel Giambra.

ADJOURNMENT

Item 107 – 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, January 6, 2000.** MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature **adjourned until Thursday, January 6, 2000 at 2 p.m. Eastern Standard Time.**

LAURIE MANZELLA
CLERK