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COUNTY OF ERIE

CHRIS COLLINS

COUNTY EXECUTIVE

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June 23, 2011

The Honorable
Erie County Legislature
92 Franklin Street – 4th Floor
Buffalo, New York 14202

RE: 2011 Erie County Board of Elections Budget Revisions

Honorable Members:

Enclosed please find a memorandum and proposed resolution requesting authorization to make adjustments within the 2011 Erie County Board of Election's budget.

The budget revisions will allow the Board to purchase three (3) moving trucks and will provide for the additional staff overtime cost incurred in the execution of the 26th U.S. Congressional District Special Election on May 24, 2011.

Should your honorable body require further information, I encourage you to contact the Erie County Board of Elections. Thank you for your consideration on this matter.

Sincerely,

CHRIS COLLINS
Erie County Executive

14E-7

MEMORANDUM

TO: Honorable Members of the Erie County Legislature
FROM: Board of Elections
RE: 2011 Budget Revisions
DATE: June 23, 2011

SUMMARY

The proposed resolution and accompanying memorandum request authorization to make adjustments to the 2011 Erie County Board of Elections (ECBOE) budget.

FISCAL IMPLICATIONS

None. Funding for requested revisions are within the existing 2011 ECBOE budget and the cost of the moving trucks is 95% reimbursable by the State of New York through a federal grant.

REASONS FOR RECOMMENDATION & BACKGROUND

INFORMATION

1. The federal Help America Vote Act of 2002 (HAVA) requires the replacement of lever voting machines with electronic voting systems. Title III, Subtitle, A of the act provides the standards for such systems including the requirements for voting systems equipped for individuals with disabilities. The ECBOE has spent approximately \$5.8 million (95% of which was paid by the State of New York with a federal grant) in the acquisition of such systems. The new moving trucks are necessary in order to transport these highly sensitive voting machines to the polling places and back to storage in a timely manner with special handling, security and care.
2. On March 9, 2011 the governor executed a proclamation calling for a special election on May 24, 2011 to fill a vacancy in the 26th U.S. Congressional District. In the execution of the special election, the ECBOE has incurred a \$20,000.00 shortfall in its overtime account. The budget revision requested will allow budget adjustments to cover this shortfall.

CONSEQUENCES OF NEGATIVE ACTION

1. The ECBOE will experience difficulties in transferring sensitive election equipment to and from polling places while protecting the integrity and security of the machines.
2. Shortfall in the ECBOE overtime account will impact the ability to conduct the 2011 primary and general elections.

STEPS FOLLOWING APPROVAL

The ECBOE will work with the Division of Budget and Management to make the necessary adjustments to the 2011 Budget. After purchase of the trucks appropriate claim will be submitted to NYS to recover the 95% reimbursement from the Federal government.

A RESOLUTION SUBMITTED BY:
THE ERIE COUNTY BOARD OF ELECTIONS

RE: Erie County Board of Elections
2011 Budget Revisions

WHEREAS, the Federal legislation help America Vote Act of 2002 (HAVA) requires the replacement of lever voting machines with electronic voting systems; and

WHEREAS, such electronic voting systems have to be transported to and from the polling places in a timely manner with special care; and

WHEREAS, the Erie County Board of Elections (ECBOE) desires to purchase three (3) moving trucks for this purpose; and

WHEREAS, the purchase of the vehicles is eligible for 95% reimbursement from the Federal government through the State of New York; and

WHEREAS, the Erie County Board of Elections incurred unanticipated overtime costs in conducting a special election in May of 2011.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is granted for the Board of Elections to purchase three moving trucks in an amount not to exceed \$203,980.00 for the purpose of transporting electronic voting machines; and be it further

RESOLVED, that the Board of Elections will submit necessary paperwork for federal reimbursement of approximately \$193,781, or 95% of the purchase price of the trucks, through the State of New York; and be it further

RESOLVED, that \$20,000 within the Board of Elections 2011 Budget is reappropriated to cover anticipated overtime shortfalls; and be it further

RESOLVED, that authorization is hereby granted to the Director of Budget and Management to make the following adjustments to the 2011 Budget:

Fund 110, Fund Center 1500010, Board of Elections—Administration

<u>Revenue</u>	<u>Increase/Decrease</u>
Account 414010 Federal Aid Other	\$ 193,781.00

Fund 110, Fund Center 1500020, Board of Elections – Support Services

<u>Appropriations</u>	<u>Increase/Decrease</u>
Account 516020 Prof Svcs Contracts and Fees	(\$30,199.00)
Account 561440 Motor Vehicles	\$ 203,980.00

Fund 110, Fund Center 1500030 – Board of Elections-Rep

<u>Appropriations</u>	<u>Increase/Decrease</u>
Account 501000 Overtime	\$ 10,000.00

Fund 110, Fund Center 1500040 – Board of Elections-Dem

<u>Appropriations</u>	<u>Increase/Decrease</u>
Account 501000 Overtime	\$ 10,000.00

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make necessary budget adjustments; and be it further

RESOLVED, that two (2) certified copies of this resolution be forwarded to the Board of Elections, one (1) certified copy be forwarded to the Division of Budget and Management, the Office of the Comptroller, the County Attorney's Office and the Division of Purchase.