

ERIE COUNTY LEGISLATURE
MEETING NO. 19
NOVEMBER 7, 2013

The Legislature was called to order by Chair Grant.

All members present, except Ms. Marinelli.

An Invocation was held, led by Ms. Dixon, who offered a short prayer.

The Pledge of Allegiance was led by Mr. Hogues.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. MAZUR moved for the approval of the minutes for Meeting Number 18 from 2013. MR. RATH seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – CHAIR GRANT presented a resolution Welcoming NY Times Best-Selling Author & Film Producer Tariq Nasheed to EC.

Item 6 – CHAIR GRANT presented a resolution Congratulating Rev. George F. Nicholas, Senior Pastor of Lincoln Memorial United Methodist Church, on Its 90th Anniversary.

Item 7 – CHAIR GRANT presented a resolution Recognizing Barbara Farr, ECDSS Office of Homeless & Emergency Services, on Her Responsive & Close Collaboration with VOC of WNY to Assist Homeless Veterans.

Item 8 – CHAIR GRANT presented a resolution honoring Honoring NFTA Metro Bus Driver Darnell Barton for His Heroism.

Item 9 – MR. MILLS presented a resolution Honoring the Western New York Southtowns Scenic Byway Committee On Successfully Encouraging Motorists to Visit the Beautiful & Historic Sites Between Orchard Park & Springville.

Item 10 – CHAIR GRANT, MR. MAZUR, MR. HOGUES, MS. MARINELLI, MR. LOUGHRAN and MR. McCRACKEN presented a resolution Saluting All Veterans on Veterans' Day - November 11, 2013.

Item 11 – CHAIR GRANT, MR. MAZUR, MR. HOGUES, MS. MARINELLI, MR. LOUGHRAN and MR. McCracken presented a resolution Honoring the United States National Defense Force Support Command, 53rd Civil Affairs Support Division - NY, on the Successful Books for Vets Campaign.

Item 12 – CHAIR GRANT presented a resolution Proclaiming Friday, November 1, 2013 as Lois Dabney Day in EC.

Item 13 – CHAIR GRANT presented a resolution Proclaiming Thursday, November 7, 2013 as Tameka Raspberry Day in EC.

Item 14 – MR. MAZUR presented a memorial resolution Honoring the Life of Stephen J. Szymczak.

MR. MAZUR moved for consideration of the above ten items. MR. HOGUES seconded.

CARRIED UNANIMOUSLY.

MR. MAZUR moved to amend the above ten items by including Et Al Sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. MAZUR moved for approval of the above ten items as amended. MR. McCracken seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 15 – CHAIR GRANT directed that Local Law No. 1 (Print #1) 2012 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 16 – CHAIR GRANT directed that Local Law No. 3 (Print #1) 2012 remain on the table and in the COMMUNITY ENRICHMENT COMMITTEE.

GRANTED.

Item 17 – CHAIR GRANT directed that Local Law No. 1 (Print #1) 2013 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 18 – MR. MAZUR presented the following report and moved for immediate consideration and approval. MR. HOGUES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 228

October 29, 2013	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 15
------------------	---

ALL MEMBERS PRESENT.

1. COMM. 18E-18 (2013)
COUNTY EXECUTIVE

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

WHEREAS, the Erie County Department of Mental Health has been awarded an additional \$185,000 by the New York State Office of Mental Health (NYSOMH) as part of a grant to offer peer-to-peer mentoring services to Veterans and their family members; and

WHEREAS, the New York State Office of Mental Health has identified Veteran’s One-Stop Center of Western New York, Inc. as the recipient of this award to develop a peer-to-peer mentoring program for individuals Post-9/11 Veterans in Erie County experiencing post traumatic distress disorder (PTSD) and traumatic Brain Injury (TBI); and

WHEREAS, the Department of Mental Health requires legislative approval to accept the State funds and to establish a grant budget in Fund 281; and

WHEREAS, no County funds are required for the acceptance of this grant.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into contract and accept New York State grant funds for the creation of a peer-to-peer veterans counseling program and to also authorize the execution of a subcontract with the Veterans One Stop Center of Western New York, Inc., for the provision of said services; and be further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management to establish a grant in Fund 281, Fund Center 12410 as follows:

Erie County Department of Mental Health
November 1, 2013-June 30, 2015
124PEERTOPEER1315

Revenue	Increase
Account 409000 - State Aid Revenue	\$185,000
Appropriation	Increase
Account 516010 – Contract Payments – Nonprofit Purch Serv	<u>\$185,000</u>
Total Appropriation	\$185,000

and be it further

RESOLVED that to the extent this subcontract may constitute a professional, technical or other consultant service, the County Administrative Code requirement in Section 19.08 for a Request for Proposals (RFP) is hereby waived, as this Honorable Body has previously approved of the County's entering into contract with the Veterans One Stop Center of Western New York, Inc. for this program in Intro. 14-4 on July 18, 2013; and be it further

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

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

(5-0)

2. COMM. 18E-19 (2013)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health has at times been able to offer the HPV4 vaccine to all young women up to 26 years to prevent cervical cancer and genital warts; and

WHEREAS, the Erie County Department of Health due to a lack of funding has started, but failed to complete the HPV4 vaccination series for 837 women; and

WHEREAS, the Erie County Department of Health has been awarded a total of \$49,000 for the acquisition and completion of the HPV4 vaccination series for 837 women.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into contract with the New York State Department of Health to accept an award of \$49,000; and be it further

RESOLVED, the authorization is hereby provided to increase the 2014 General Fund budget of the Health Division as follows:

REVENUE	Increase
Account 409000 State Aid	\$49,000
APPROPRIATIONS	Increase
Account 505800 Medical Supplies	\$46,930
Account 516020 Pro Serv. Contracts & Fees	<u>2,070</u>
Total	\$49,000

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law, and to Dr. Gale R. Burstein, Commissioner in the Erie County Health Department, 9th Floor, Rath Building.

(5-0)

THOMAS J. MAZUR
CHAIR

Item 19 – MR. LOUGHRAN presented the following report and moved for immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 229

October 29, 2013	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 14
------------------	--

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR LORIGO.
CHAIR GRANT PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 16D-1 (2013)
COMMISSIONER OF PUBLIC WORKS: “Capital Projects at ECC City Campus”
(4-0) Chair Grant not present for vote.
 - b. COMM. 18M-4 (2013)
BUFFALO & EC PUBLIC LIBRARY: “Proposed Agenda for Meeting Held 10/17/2013”
(4-0) Chair Grant not present for vote.
 - c. COMM. 18M-5 (2013)
VISIT BUFFALO NIAGARA: “Buffalo Niagara Convention Center Management Corporation - Overview of ABO/NYS”
(4-0) Chair Grant not present for vote.

2. COMM. 18E-8 (2013)
COUNTY EXECUTIVE

WHEREAS, Erie County is desirous of engaging environmental planning services for a new academic building for Erie Community College; and

WHEREAS, in compliance with Section 19.08 of the Erie County Administrative Code, a consultant selection process was undertaken to evaluate responses to Request For Proposal #1321VF.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to execute a contract with Fisher Associates in an amount of \$79,270, for the purposes of conducting Environmental Analysis Services which are necessary prior to construction of a new academic building for ECC; and be it further

RESOLVED, that the County Executive be authorized to execute contract amendments to the aforementioned contract in a cumulative amount not to exceed \$11,778; and be it further

RESOLVED, that said funding amounts shall be allocated from SAP Account No. E.12002, ECC Building Project; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward certified copies of this resolution to the Department of Environment and Planning, 10th Floor, Rath Building; the Office of the County Executive; the Director of the Division of Budget and Management; the Office of the Comptroller; the Office of the County Attorney; and William Reuter, Chief Fiscal and Administrative Officer of ECC.

(5-0)

3. COMM. 18E-16 (2013)
COUNTY EXECUTIVE

WHEREAS, the existing roof system at Erie County Community College North Campus Bretschger Hall is 30 plus years old and is leaking, causing damage to the building interior spaces and systems; and

WHEREAS, the legislature has previously authorized the County Executive to enter into a General Architectural/Engineering Services Agreement with Advanced Architecture and Planning to provide professional design and construction document services and Stohl Environmental to provide testing, abatement design, and construction abatement monitoring on Erie County Projects; and

WHEREAS, the County Executive is requesting authorization from the Legislature to issue an Agreement Amendment to Advanced Architecture and Planning and Stohl Environmental to provide design and construction document services for Erie Community College North Campus Bretschger Hall Roof Replacement.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to issue an Agreement Amendment to Advanced Architecture and Planning to provide professional design and construction document services for Erie Community College North Campus Bretschger Hall Roof Replacement for an amount not to exceed \$55,000.00; and be it further

RESOLVED, that the County Executive is authorized to issue an Agreement Amendment to Stohl Environmental to provide testing, abatement design, and construction abatement monitoring for Erie Community College North Campus Bretschger Hall Roof Replacement for an amount not to exceed \$25,000.00; and be it further

RESOLVED, that the County Executive is authorized to issue an Agreement Amendment to Stohl Environmental to provide testing, and construction abatement monitoring for Rath Building Data/Computer Room Renovations for an amount not to exceed \$15,000.00; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP project accounts as follows:

E.11003 2011 Erie Community College – Roofs Collegewide (Countywide) - \$80,000
A.13004 2013 Countywide Code and Environmental Compliance - \$15,000
Total Payments Not To Exceed: \$95,000

and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to the Office of the County Executive, the Division of Budget and Management, Erie Community College, William Reuter, Director of Finance and the Office of the Comptroller.

(4-0) Chair Grant not present for vote.

**LYNN M. MARINELLI
CHAIR**

Item 20 – MR. LOUGHRAN presented the following report and moved for immediate consideration and approval. MR. HOGUES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 230

October 29, 2013	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 17
------------------	--

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR LORIGO.
CHAIR GRANT PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:

a. COMM. 18E-2 (2013)
COMPTROLLER: "DPW - Audit of the Gasboy Fuel Management System for the Period 1/1/2011 - 12/31/2012".
(4-0) Chair Grant not present for vote.

2. COMM. 18E-10 (2013)
COUNTY EXECUTIVE
WHEREAS, Erie County has undertaken a Commercial Center Improvement Program through the federally funded Community Development Block Grant; and

WHEREAS, the objective of the Program is to financially assist owners of commercial properties operating retail/business establishments within city, village, and hamlet retail centers located in Erie County Community Development Consortium communities; and

WHEREAS, in order to successfully carry out the Program professional architectural services are required to complete certain technical components of the Commercial Center Improvement Program.

NOW, THEREFORE, BE IT

RESOLVED, that the source of funds is money available within the Erie County Department of Environment and Planning Budget, Project J.00513.2.8, Commercial Center Improvement Program; and be it further

RESOLVED, that the Erie County Executive is hereby authorized to execute a contract with Clinton Brown Company Architecture, P.C. for commercial façade architectural services in an amount not to exceed \$45,000; and be it further

RESOLVED, that the Clerk of the Erie County Legislature be directed to forward certified copies of this resolution to the County Executive; the Commissioner of the Department of Environment and Planning; the Director of the Division of Budget and Management; the County Attorney; and the Erie County Comptroller.
(5-0)

3. COMM. 18E-11 (2013)
COUNTY EXECUTIVE
WHEREAS, the State of New York has established an Empire Zone Program to revitalize economic development by providing financial inducements for businesses and industry to locate within Empire Zones; and

WHEREAS, the proposed amendment to Section Twelve of the County Sales and Use Tax Resolution will provide for refunds or credits of local sales and compensating use taxes applicable to Qualified Empire Zone Enterprises (QEZE); and

WHEREAS, pursuant to New York Tax Law Section 1210(d), this resolution must be submitted to the New York Commissioner of Taxation and Finance prior to December 1st , 2013 for a March 1, 2014 effective date; and

WHEREAS, Erie County has provided for QEZE exemptions on an annual basis for a number of years and wants to continue to provide the QEZE refund/credit provisions that superseded those expired exemptions; and

WHEREAS, Erie County wishes to continue to participate in the Empire Zone Program established by New York State; now therefore.

BE IT ENACTED by the Legislature of the County of Erie, as follows:

Section 1. Subdivision (d) of section twelve of the Erie County Sales and Use Tax Resolution being a resolution adopted by the Board of Supervisors of the County of Erie being Item 8 of Meeting Number 31, held on July 27, 1965, Supervisors Proceedings, Page 666, as amended; is amended to read as follows:

(d) For the period beginning March 1, 2014, and ending on February 28, 2015, the provision for credit or refund described in subdivision (d) of Section 1119 of the New York Tax Law, relating to Qualified Empire Zone Enterprises, shall apply to taxes imposed by this enactment.

Section 2. This resolution shall take affect March 1, 2014 and shall apply to sales made, services rendered and uses occurring during the period of March 1, 2014, through February 28, 2015, in accordance with the applicable transitional provisions in sections 1106 and 1217 of the New York Tax Law.

RESOLVED, that certified copies of this resolution be filed with the Erie County Clerk, the Secretary of State, the State Comptroller, and that certified copies be sent to the County Executive; the Director of Budget and Management; County Comptroller; the Commissioner of Environment and Planning; and the County Attorney.

(5-0)

4. COMM. 18E-13 (2013)
COUNTY EXECUTIVE

WHEREAS, the Commissioner of Public Works desires to engage the services of Environmental Service Consultants in order to implement asbestos abatement monitoring and testing on various County projects; and

WHEREAS, your Honorable Body has previously authorized the County Executive to enter into an Agreement with Watts Architectural & Engineering and Stohl Environmental for providing Environmental Consulting Services; and

WHEREAS, the County Executive is requesting authorization to enter into an Agreement Amendment with Watts Architectural & Engineering and Stohl Environmental for providing Environmental Consulting Services for County Wide Asbestos Abatement Monitoring and Testing.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an Agreement Amendment with Watts Architectural & Engineering and Stohl Environmental to provide Environmental Consulting Services on various County projects; and be it further

RESOLVED, that each contract amendment will be for an amount not to exceed \$50,000.00, on a project-by-project basis, the amount of each project fee be paid to the consultant, being determined by the Commissioner of Public Works; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project Account: A.13004 – 2013 – Countywide Code and Environmental Compliance; for a total amount not to exceed \$100,000.00; and be it further

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

(5-0)

5. COMM. 18E-17 (2013)
COUNTY EXECUTIVE

WHEREAS, a Project for Reconstruction of Swift Mills Bridge over Murder Creek (BR 255-2), Town of Newstead PIN 5757.29 (the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the appointment 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 Project by making a commitment of 100% of the Non-Federal share of the costs of the Preliminary Engineering (Scoping & Design I-VI) of the Project: PIN 5757.29; and

WHEREAS, the total Project is currently estimated at \$225,000.00 and the County is required to pay the estimated local share for the Project in the amount of \$45,000.00 which is available from Project B.20937, 2009 Swift Mills Bridge Design, Fund Center 123, Fund 420; and

WHEREAS, your Honorable Body has previously authorized Nussbaumer & Clarke, Inc. as a qualified, Term Agreement General Architectural/Engineering firm via Comm.13E-26 of July 18, 2013.

NOW, THEREFORE, BE IT

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

RESOLVED, that the County Legislature of the County of Erie hereby authorizes the County of Erie to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Preliminary Engineering (Scoping & Design I-VI) phase of the Project or portions thereof; and be it further

RESOLVED, that the Project B.20937, 2009 Swift Mills Road Bridge Design, Fund Center 123, Fund 420, be increased by the anticipated Federal revenue in the amount of \$180,000 as follows:

REVENUES		CURRENT BUDGET	INCREASE/ DECREASE	REVISED BUDGET
Account	Description			
414000	Federal Aid	\$ 0	\$ 180,000	\$ 180,000
475000	Gen Oblig Bond Proc	<u>\$108,800</u>	<u>\$ 0</u>	<u>\$ 108,800</u>
TOTAL REVENUES		<u>\$108,800</u>	<u>\$ 180,000</u>	<u>\$ 288,800</u>
APPROPRIATIONS				
Capital Projects	Capital Project Exp	<u>\$108,800</u>	<u>\$ 180,000</u>	<u>\$ 288,800</u>
TOTAL APPROPRIATIONS		<u>\$108,800</u>	<u>\$ 180,000</u>	<u>\$ 288,800</u>

and be it further

RESOLVED, that should New York State Marchiselli funds be made available, the Project, the budget be adjusted to reflect an increase in revenue, and decrease in local share; and be it further

RESOLVED, that the estimated total sum of Project phase, \$225,000.00 is hereby appropriated from B.20937, 2009 Swift Mills Road Bridge Design and made available to cover the cost of participation in the above phase of the Project; and be it further

RESOLVED that the County Executive be authorized to execute a negotiated Contract in an amount not to exceed the allowable Project design amount between the County of Erie and Nussbaumer & Clarke, Inc. as Project Design Engineers; 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 Project's Preliminary Engineering (Scoping & Design I-VI) phase exceeds \$225,000.00 the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and be it further

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

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

RESOLVED, that ten (10) certified copies of this resolution be forwarded to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the County Attorney, and the Office of the Comptroller.

(5-0)

THOMAS A. LOUGHRAN
CHAIR

Item 21 – MR. McCracken presented the following report and moved for immediate consideration and approval. MR. Mazur seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 231

October 31, 2013	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 15
------------------	--

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 18E-12 (2013)
COUNTY EXECUTIVE: “ECSD No. 1 - Proposed Modification of Plans - EC Sewer Agency Report”
(5-0)
 - b. COMM. 18M-7 (2013)
NYSDEC: “Fact Sheet: Application & Site Investigation/Interim Remedial Measure Work Plan from Hurnondel I, Inc. for a Site Known as 73-79 West Huron Street - City of Buffalo”
(5-0)
2. COMM. 18E-20 (2013)
COUNTY EXECUTIVE
WHEREAS, this Honorable Body authorized the County Executive on July 11, 2013 to enter into a contract with NOVA Site Company, LLC for the Chestnut Ridge Park – 2013 – ADA & HAVA Site Work Improvements project and with Industrial Power & Lighting Corporation for the Chestnut Ridge Park – 2013 – New Electrical Service project; and

WHEREAS, the Construction Contingency must be increased in order to fund future change orders for both projects as necessary.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to increase the current construction contingency fund by \$75,000.00 from \$63,000.00 to \$138,000.00; and be it further

RESOLVED, that deduct change orders will result in these funds being returned to the Construction Contingency Fund; and be it further

RESOLVED, that the Comptroller's office be authorized to make payment for the above from SAP Project Account A.13008 – 2013 Countywide Parks Improvements for an amount to exceed \$75,000.00; and be it further

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

(5-0)

**TERRENCE D. McCRACKEN
CHAIR**

Item 22 – MR. HOGUES presented the following report and moved for immediate consideration and approval. MS. McCRACKEN seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 232

October 31, 2013	PUBLIC SAFETY COMMITTEE REPORT NO. 14
------------------	--

ALL MEMBERS PRESENT.

1. COMM. 18E-15 (2013)
COUNTY EXECUTIVE

WHEREAS, your Honorable Body has previously authorized the County Executive to enter into a General Architectural/Engineering Services Agreement with Zaxis Architectural, P.C. for providing Professional Design Services on Erie County projects; and

WHEREAS, during the course of construction of the Erie County Holding Center Second Floor Reception Housing Unit, Zaxis Architectural, P.C. performed additional construction administration services required to complete the project; and

WHEREAS, the County Executive requests authorization to enter into an Agreement Amendment with the firm of Zaxis Architectural, P.C. for providing Professional Architectural/Engineering Services for the 2013 Various Renovation project located at the Erie County Holding Center.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to amend Zaxis Architectural, P.C.'s Agreement for the Erie County Holding Center Second Floor Reception Housing Unit to cover additional consultant fees to the amount of \$17,712.00; and be it further

RESOLVED, that the County Executive is authorized to execute an Agreement Amendment with the firm of Zaxis Architectural, P.C. for providing Professional Architectural/Engineering Services for the 2013 Various Renovations project for an amount not to exceed \$63,000.00; and be it further

RESOLVED, that the Comptroller's office be authorized to make payments from SAP Project 2013 – A.13022- ECHC Various Improvements to Holding Center for an amount not to exceed \$80,712.00; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.
(5-0)

**TIMOTHY R. HOGUES
CHAIR**

Item 23 – MR. HOGUES presented the following report and moved for immediate consideration and approval. MS. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 233

October 31, 2013	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 14
------------------	--

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 18D-1 (2013)
CLERK OF CITIZENS' BUDGET REVIEW COMMISSION: "Minutes of Meeting Held 9/18/2013"
(5-0)
 - b. COMM. 18D-2 (2013)
COMPTROLLER'S OFFICE: "Letter to Legislature Concerning August 2013 Sales Tax"
(5-0)
 - c. COMM. 18M-3 (2013)

CHAIR, EC CITIZENS' BUDGET REVIEW COMMISSION: "Letter to Chair of Legislature Concerning Objectives & Suggestions of the Commission"
(5-0)

d. COMM. 18M-6 (2013)
NYS DEPARTMENT OF TAXATION & FINANCE OFFICE OF REAL PROPERTY TAX SERVICES: "Letter to Clerk of Legislature Regarding a Presentation Concerning Basic STAR Exemption"
(5-0)

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

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

NOW, THEREFORE, BE IT

RESOLVED, that petitions numbered 213161 through 213184, inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities.

FISCAL YEAR	2011	Petition No.	213,161.00
	ASSESSOR	Refund	\$537.00

S-B-L 55.19-3-47 19 Shelbourne Ct142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$537.00	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$537.00	142203 WILLIAMSVILLE CENT
	Relevy School	\$537.00	

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Kenneth McHenry

FISCAL YEAR	2012	Petition No.	213,162.00
	ASSESSOR	Refund	\$548.00

S-B-L 55.19-3-47 19 Shelbourne Ct142289 AMHERST

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

Relevy School \$548.00 142203 WILLIAMSVILLE CENT

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Kenneth McHenry

FISCAL YEAR 2013 Petition No. 213,163.00

ASSESSOR Refund \$559.00

S-B-L 55.19-3-47 19 Shelbourne Ct142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$559.00 Town/SpecialDist/School
Charge To : 142289 AMHERST \$559.00
Relevy School \$559.00 142203 WILLIAMSVILLE CENT

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Kenneth McHenry

FISCAL YEAR 2012 Petition No. 213,164.00

ASSESSOR Refund \$427.71

S-B-L 6.00-3-2 9280 Tonawanda Cr 143200 CLARENCE

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

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Dawn Marinaccio

FISCAL YEAR 2013 Petition No. 213,165.00

ASSESSOR Refund \$436.00

S-B-L 6.00-3-2 9280 Tonawanda Cr 143200 CLARENCE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$436.00 Town/SpecialDist/School
Charge To : 143200 CLARENCE \$436.00
Relevy School \$436.00 143201 CLARENCE CENTRAL

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Dawn Marinaccio

FISCAL YEAR 2013 Petition No. 213,166.00

OWNER Refund \$473.00

S-B-L 22.00-1-14.2 7431 Scotland Rd 145689 NEWSTEAD

Acct. No. 112 \$0.00 County
Acct. No. 132 \$473.00 Town/SpecialDist/School
Charge To : 145689 NEWSTEAD \$473.00
Relevy School \$473.00 145601 AKRON CENTRAL

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Brian and Tricia Jacobs

FISCAL YEAR 2013 Petition No. 213,167.00

ASSESSOR Refund \$1,895.68

S-B-L 80.19-11-1.1 921 Cleveland Dr 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,895.68 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$1,895.68

RPTL 550(2): Applied incorrect special district
Refund to be issued to Infant of Prague RC Church

FISCAL YEAR 2013 Petition No. 213,168.00

ASSESSOR Cancel \$306.39

S-B-L 125.11-11-17 96 Rondelay Dr 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$306.39 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$306.39
Relevy School \$306.39 146801 WEST SENECA CENT

RPTL 550(2): Failed to apply Aged exemption
New tax bill to be issued

FISCAL YEAR 2012 Petition No. 213,169.00

ASSESSOR Refund \$548.00

S-B-L 69.08-9-3 64 Palmdale Dr 142289 AMHERST

Acct. No. 112 \$0.00 County

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

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Jonathan S. Decker

FISCAL YEAR 2013 Petition No. 213,170.00
ASSESSOR Refund \$559.00

S-B-L 69.08-9-3 64 Palmdale Dr 142289 AMHERST

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$559.00 Town/SpecialDist/School
142289 AMHERST \$559.00
Relevy School \$559.00 142203 WILLIAMSVILLE CENT

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Jonathan S. Decker

FISCAL YEAR 2013 Petition No. 213,171.00
ASSESSOR Refund \$584.40

S-B-L 58.15-2-1 9704 Foxglove Ct 143200 CLARENCE

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$584.40 Town/SpecialDist/School
143200 CLARENCE \$584.40
Relevy School \$584.40 143201 CLARENCE CENTRAL

RPTL 550(2): Incorrect assessed value
Refund to be issued to Courts at Spaulding Green LLC

FISCAL YEAR 2012 Petition No. 213,172.00
ASSESSOR Refund \$427.71

S-B-L 43.10-3-15 6307 Everwood Ct 143200 CLARENCE

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

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Jeffrey and Linda Renzoni

FISCAL YEAR 2013 Petition No. 213,173.00

ASSESSOR Refund \$436.00

S-B-L 43.10-3-15 6307 Everwood Ct 143200 CLARENCE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$436.00 Town/SpecialDist/School

Charge To : 143200 CLARENCE \$436.00
Relevy School \$436.00 143201 CLARENCE CENTRAL

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Jeffrey and Linda Renzoni

FISCAL YEAR 2010 Petition No. 213,174.00

ASSESSOR Refund \$424.76

S-B-L 43.16-2-31 8922 Michael Dougl 143200 CLARENCE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$424.76 Town/SpecialDist/School

Charge To : 143200 CLARENCE \$424.76
Relevy School \$424.76 143201 CLARENCE CENTRAL

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Geoffrey and Kathleen Harrison

FISCAL YEAR 2011 Petition No. 213,175.00

ASSESSOR Refund \$423.87

S-B-L 43.16-2-31 8922 Michael Dougl 143200 CLARENCE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$423.87 Town/SpecialDist/School

Charge To : 143200 CLARENCE \$423.87
Relevy School \$423.87 143201 CLARENCE CENTRAL

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Geoffrey and Kathleen Harrison

FISCAL YEAR 2012 Petition No. 213,176.00

ASSESSOR Refund \$427.71

S-B-L 43.16-2-31 8922 Michael Dougl 143200 CLARENCE

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

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Geoffrey and Kathleen Harrison

FISCAL YEAR 2013 Petition No. 213,177.00

ASSESSOR Refund \$436.00

S-B-L 43.16-2-31 8922 Michael Dougl 143200 CLARENCE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$436.00 Town/SpecialDist/School
Charge To : 143200 CLARENCE \$436.00
Relevy School \$436.00 143201 CLARENCE CENTRAL

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Geoffrey and Kathleen Harrison

FISCAL YEAR 2010 Petition No. 213,178.00

ASSESSOR Refund \$424.76

S-B-L 43.11-4-14 6245 Creekhaven D 143200 CLARENCE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$424.76 Town/SpecialDist/School
Charge To : 143200 CLARENCE \$424.76
Relevy School \$424.76 143201 CLARENCE CENTRAL

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Joseph and Deborah Fritz

FISCAL YEAR 2011 Petition No. 213,179.00

ASSESSOR Refund \$423.87

S-B-L 43.11-4-14 6245 Creekhaven D 143200 CLARENCE

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

RPTL 550(2): Failed to apply basic STAR exemption
 Refund to be issued to Joseph and Deborah Fritz

FISCAL YEAR	2012	Petition No.	213,180.00
	ASSESSOR	Refund	\$427.71

S-B-L 43.11-4-14 6245 Creekhaven D 143200 CLARENCE

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

RPTL 550(2): Failed to apply basic STAR exemption
 Refund to be issued to Joseph and Deborah Fritz

FISCAL YEAR	2013	Petition No.	213,181.00
	ASSESSOR	Refund	\$436.00

S-B-L 43.11-4-14 6245 Creekhaven D 143200 CLARENCE

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$436.00	Town/SpecialDist/School
	143200 CLARENCE	\$436.00	
	Relevy School	\$436.00	143201 CLARENCE CENTRAL

RPTL 550(2): Failed to apply basic STAR exemption
 Refund to be issued to Joseph and Deborah Fritz

FISCAL YEAR	2012	Petition No.	213,182.00
		Refund	\$427.71

S-B-L 58.10-1-4 5691 Martha's Vine 143200 CLARENCE

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

RPTL 550(2): Failed to apply basic STAR exemption
 Refund to be issued to Matthew and Rebecca Hubacher

FISCAL YEAR	2013	Petition No.	213,183.00
	ASSESSOR	Refund	\$436.00

S-B-L 58.10-1-4 5691 Martha's Vine 143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$436.00	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE		\$436.00
	Relevy School	\$436.00	143201 CLARENCE CENTRAL

RPTL 550(2): Failed to apply basic STAR exemption
Refund to be issued to Matthew and Rebecca Hubacher

FISCAL YEAR	2013	Petition No.	213,184.00
	ASSESSOR	Cancel	\$1,193.00

S-B-L 78.23-2-21 112 Wardman Rd 146401 KENMORE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,193.00	Town/SpecialDist/School
<u>Charge To :</u>	146401 KENMORE		\$1,193.00
	Relevy School	\$1,193.00	146401 KEN-TON UNION FREE

RPTL 550(2): Failed to apply enhanced STAR exemption
New tax bill to be issued

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.
(5-0)

3. INTRO 18-1 (2013)
HOGUES

WHEREAS, the Western New York Book Arts Collaborative is requesting the cancellation of interest in the amount of \$1,679.51, on property located at 468 Washington in the City of Buffalo; and

WHEREAS, the WNY Book Arts purchased the property at 468 Washington on November 30, 2009; and

WHEREAS, this parcel is owned by a not for profit organization and all taxes are paid in full other than the interest on the 2010 taxes; and

WHEREAS, the WNY Book Arts has paid the base 2010 taxes in the amount of \$3,620.82 and interest in the amount of \$1,428.12.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of Real Property Tax Services is authorized and directed to cancel interest in the amount of \$1,679.51; and be it further

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

(5-0)

**TIMOTHY R. HOGUES
CHAIR**

LEGISLATOR RESOLUTIONS

None.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

None.

SUSPENSION OF THE RULES

Item 24 – MR. MAZUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 19M-15 from LEGISLATOR MARINELLI Re: Letter of Absence from Regular Session No. 19

CHAIR GRANT directed that the item be Received, Filed and Printed.

GRANTED.

November 6, 2013

Robert M. Graber, Clerk
Erie County Legislature
92 Franklin St., 4th Floor
Buffalo, NY 14202

Dear Mr. Graber:

Due to a family commitment out of town that had been planned for some time, I will not be able to attend the session of the Legislature scheduled for Thursday, November 7, 2013.

Should you need to contact me, I certainly will be available via cellular telephone, so please don't hesitate to call me if needed.

Thank you.

Sincerely,

Lynn M. Marinelli
3rd District Legislator

Item 25 – MR. MAZUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 19M-7 from CHRISTOPHER J. O'BRIEN Re: Resignation Letter as ECWA Commissioner

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 26 – MR. MAZUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 19E-16 from CHAIR GRANT Re: Letter to Legislator McCracken Concerning ECWA Interviews

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 27 – MR. MAZUR moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 19E-17 from CHAIR GRANT Re: Letter to Clerk of Legislature Concerning ECWA Interviews

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COMPTROLLER

Item 28 – (COMM. 19E-1) Comptroller's Review of the County Executive's Proposed 2014 Budget & Four Year Financial Plan for 2014-2017

Received and referred to the FINANCE & MANAGEMENT/BUDGET COMMITTEE.

Item 29 – (COMM. 19E-2) Interim Financial Report of EC for the Nine-Month Period Ended 9/30/2013

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 30 – (COMM. 19E-3) Authorization to Contract with University at Buffalo Pediatric Associates, Inc.

Item 31 – (COMM. 19E-4) Health Department Lead Hazard Control Program - 12/1/2011 - 11/30/2014

Item 32 – (COMM. 19E-5) Health Department Childhood Lead Poisoning Prevention Program

Item 33 – (COMM. 19E-6) Authorization to Contract with Quest Diagnostics

The above four items were received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 34 – (COMM. 19E-7) Purchase of 2013 Tax Lien Certificates

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 35 – (COMM. 19E-8) ECSD No. 3 - Engineering Agreement Dated 4/15/2003 - URS Corporation - Change Order No. 5

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 36 – (COMM. 19E-9) Authorization to Transfer Funds - Personnel Department

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 37 – (COMM. 19E-10) Federal-Aid Highway Local Project Agreement with NYSDOT & Contract for Engineering Design Services for Replacement of Salt Road Bridges Over Beeman Creek - Town of Clarence

Item 38 – (COMM. 19E-11) Federal-Aid Highway & Marchiselli-Aid - Local Project Agreement with NYSDOT & Contract for Engineering Design Services for Reconstruction of Clarence Center Road Bridge over Gott Creek - Town of Clarence

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

Item 39 – (COMM. 19E-12) Department of Emergency Services, Division of Fire Safety - Establishment of Fees for Fire Training Courses

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM CHAIR GRANT

Item 40 – (COMM. 19E-13) Letter to Clerk of Legislature Concerning Appointments to the Finance & Management/Budget Committee

Received, Filed and Printed.

November 4, 2013

Robert M. Graber, Clerk
Erie County Legislature
92 Franklin St., 4th Floor
Buffalo, NY 14202

Dear Mr. Graber:

Please be advised that pursuant to the provisions of the 2013 Rules of Order for the Erie County Legislature, Section 3.02, I hereby appoint Majority Leader Thomas J. Mazur and Legislator Joseph C. Lorigo to serve as members of the Finance & Management/Budget Committee.

Thank you.

Sincerely,

BETTY JEAN GRANT
Chair of the Erie County Legislature
2nd District Legislator

Cc: Honorable Thomas J. Mazur
Honorable Joseph C. Lorigo

Item 41 – (COMM. 19E-14) Letter to Clerk of Legislature Concerning Tentative 2014 EC Budget Hearing Schedule

Received, Filed and Printed.

November 4, 2013

Robert M. Graber, Clerk
Erie County Legislature
92 Franklin St., 4th Floor
Buffalo, NY 14202

Dear Mr. Graber:

Attached please find the budget hearing schedule for the 2014 tentative Erie County budget, to be conducted by the Legislature's Finance & Management/Budget Committee, Nov. 14, 20, 22, and 25, 2012.

Also included on this schedule are the dates for the legislative public hearing on the tentative budget, and the date scheduled for the Annual Budget Meeting for a vote of the full Legislature.

Please place these dates on the calendar of the Legislature and make the appropriate notifications.

Thank you for your assistance with this matter.

Sincerely,

BETTY JEAN GRANT
Chair of the Erie County Legislature
2nd District Legislator

**BUDGET HEARING SCHEDULE
2014 TENTATIVE ERIE COUNTY BUDGET**

Conducted by the Erie County Legislature
Finance & Management/Budget Committee

All meetings will be held in the Chambers of the Erie County Legislature,
located at 92 Franklin St., 4th Floor, Buffalo, NY 14202

THURSDAY, NOVEMBER 14, 2013

9:00 AM - 11:00 AM	Budget Presentation: Robert Keating, Budget Director of Budget and Management
11:00 AM - 11:30 AM	Board of Elections
11:30 AM - 12 NOON	Comptroller
	LUNCH
1:00 PM - 1:45PM	County Executive/Budget & Management
1:45 PM - 2:15PM	Emergency Services
2:15 PM - 2:45PM	Senior Services

WEDNESDAY, NOVEMBER 20, 2013

9:00 AM - 9:30 AM	County Clerk
9:30 AM - 11:00 AM	Social Services
11:00 AM - 12 NOON	District Attorney
	LUNCH
1:00 PM - 1:45 PM	Sheriff
1:45 PM - 2:15 PM	Probation
2:15 PM - 2:45 PM	Central Police Services

FRIDAY, NOVEMBER 22, 2013

9:00 AM - 9:45 AM	Health/Emergency Medical Services
9:45 AM - 10:15 AM	County Attorney
10:15 AM - 11:00 AM	Public Works
11:00 AM - 11:30 AM	Parks, Recreation & Forestry
	LUNCH
12:30 PM - 1:15 PM	Buffalo & Erie County Public Library
1:15 PM - 1:45 PM	Environment & Planning
1:45 PM - 2:15 PM	Personnel/Labor Relations
2:15 PM - 2:45 PM	DISS

MONDAY, NOVEMBER 25, 2013

Reserved for Call-Backs

MONDAY, NOVEMBER 25, 2013

PUBLIC HEARING at 5:00 PM Chambers of Erie County Legislature

TUESDAY, DECEMBER 3, 2013

ANNUAL BUDGET MEETING

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE DEPARTMENT OF ENVIRONMENT & PLANNING

Item 42 – (COMM. 19D-1) Memorandum to Chair of Legislature Concerning Bi-Monthly Report - ECC Academic Building

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 43 – (COMM. 19D-2) Budget Monitoring Report for Period Ending September 2013

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE NYSDEC

Item 44 – (COMM. 19M-1) Fact Sheet: 348 Langner Road Update - Cleanup Action Completed at Brownfield Site

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE NFTA

Item 45 – (COMM. 19M-2) Notice of Proposed Rulemaking

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE NYSDEC

Item 46 – (COMM. 19M-3) Fact Sheet: Spaulding Update - DEC Certifies Cleanup Requirements Achieved; Final Engineering Report Approved

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE NFTA

Item 47 – (COMM. 19M-4) Minutes of Meeting Held 9/26/2013

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE BUFFALO PLACE EXECUTIVE DIRECTOR

Item 48 – (COMM. 19M-5) Letter to Legislature Concerning Buffalo Place's 2014 Budget

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE NFTA

Item 49 – (COMM. 19M-6) Copy of 17A Report & Capital Expenditure Reports for the Second Quarter of Fiscal Year Ending 3/31/2014

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

ANNOUNCEMENTS

Item 50 – CHAIR GRANT announced that the schedule of upcoming committee meetings has been distributed.

MEMORIAL RESOLUTIONS

Item 51 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Genevieve M. Fiegl Matheis, and Stephanie McGrath.

Item 52 – Legislator Hogues requested that when the Legislature adjourns, it do so in memory of LeVern Durham.

Item 53 – Chair Grant requested that when the Legislature adjourns, it do so in memory of Emile Lattimor.

Item 54 – Legislator Mazur requested that when the Legislature adjourns, it do so in memory of Stephen J. Szymczak.

ADJOURNMENT

Item 55 – At this time, there being no further business to transact, CHAIR GRANT announced that the Chair would entertain a Motion to Adjourn.

MR. MAZUR moved that the Legislature adjourn until Thursday, November 21, 2013 at 2:00 P.M. Eastern Standard Time. MR. HOGUES seconded.

CARRIED UNANIMOUSLY.

CHAIR GRANT declared the Legislature adjourned until Thursday, November 21, 2013 at 2:00 P.M. Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE