

**ERIE COUNTY LEGISLATURE  
MEETING NO. 13  
JUNE 26, 2014**

The Legislature was called to order by Chair Mills.

All members present.

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

The Pledge of Allegiance was led by Ms. Grant.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. LORIGO moved for the approval of the minutes for Meeting Number 11 from 2014. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No public hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – MR. SAVAGE presented a resolution Congratulating Evelyn Vossler as the Erie County Legislature's Citizen of the Month for June 2014.

Item 6 – MR. HARDWICK presented a resolution Honoring John Robinson and Doug Hamlin for their Commitment to Raising Awareness of the Disabled.

Item 7 – MS. MILLER-WILLIAMS presented a resolution Celebrating Homespace Corporation's 20th Anniversary The Shining Stars of Homespace to Honor its Youths and Residents.

Item 8 – MS. MILLER-WILLIAMS presented a resolution Honoring Henri L. & Isabel Muhammad on their 15th Wedding Anniversary and the 15th Anniversary of the Muhammad School of Music and their Gala Concert.

Item 9 – MR. MORTON presented a resolution Honoring Luke Allen Vincett on Achieving the Rank of Eagle Scout.

Item 10 – MR. MORTON presented a resolution Honoring Ryan Jackson on Achieving the Rank of Eagle Scout.

Item 11 – MR. RATH presented a resolution Congratulating Anthony John Rinaldo, Boy Scout Troop 457, on Obtaining the Rank of Eagle Scout.

MR. LORIGO moved for consideration of the above seven items. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above seven items to include Et Al Sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved for approval of the above seven items as amended. MR. RATH seconded.

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 12 – CHAIR MILLS directed that Local Law No. 1 (Print #1) 2013 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 13 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 14 – CHAIR MILLS directed that Local Law No. 4 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 15 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2014 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

**COMMITTEE REPORTS**

Item 16 – MR. MORTON presented the following report and moved to separate item number 1 and approve the balance of the report. MR. HARDWICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 152

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 12E-23 (2014)  
COUNTY EXECUTIVE: "EC Sewer District No. 3 - Engineer Term Agreement - URS Corporation"  
(6-0)
  - b. COMM. 12E-24 (2014)  
COUNTY EXECUTIVE: "EC Sewer District No. 3 - Engineer Term Agreement - Arcadis of New York, Inc"  
(6-0)
  - c. COMM. 12M-3 (2014)  
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: "Copy of Remedy Proposed for River Road Site Contamination; Public Comment Period Announced"  
(6-0)
  - d. COMM. 12M-4 (2014)  
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: "Copy of Remedy Proposed for South Ogden Street Site Contamination; Public Comment Period Announced"  
(6-0)
  - e. COMM. 12M-5 (2014)  
NYS DEPARTMENT OF AGRICULTURE AND MARKETS: "Request for Proposals for Farmland Protection Implementation Projects"  
(6-0)
2. COMM. 12E-25 (2014)  
COUNTY EXECUTIVE  
WHEREAS, The County of Erie has secured the services of CRA to provide Engineering Services for the South Buffalo (Hillview) Pumping Station Project in Erie County Sewer District No. 3 pursuant to the Legislative Communication 7E-37 (2010); and

WHEREAS, the Erie County Division of Sewerage Management has advised the Legislature that all engineering services associated with the Agreement have been completed; and

WHEREAS, all funds for this project will be reimbursed by the Village of Hamburg in accordance with an inter-municipal agreement; and

WHEREAS, the Erie County Division of Sewerage Management has recommended the formal close-out of the Engineering Agreement, dated April 29, 2010, with CRA Engineers in the final amount of \$240,000.00, which includes Change Order No. 1 (Final), an increase of \$7,208.28.

NOW, THEREFORE, BE IT

RESOLVED, that the Engineering Agreement dated April 29, 2010 between the County of Erie and CRA Engineers be formally closed in the final amount of \$240,000.00, which includes Change Order No. 1 (Final) an increase of \$7,208.28, allocated in ECSD No. 3, Capital Account C.00073; and be it further

RESOLVED, that the Clerk of the Legislature send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Director of Budget and Management, and Kristen Walder, Assistant County Attorney and two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.  
(6-0)

3. COMM. 12E-26 (2014)  
COUNTY EXECUTIVE

AS AMENDED

WHEREAS, the County of Erie advertised for and received responses to a request for proposals from consulting firms to perform professional services associated with the Southtowns Advanced Wastewater Facility (AWTF) Sewage Sludge Incinerator Emission Control Upgrades; and

WHEREAS, a review committee consisting of representatives from the Erie County Division of Sewerage Management was established to evaluate all responses to the County's request for proposals, using a consistent scoring matrix; and

WHEREAS, the proposal review committee recommends retaining GHD Consulting Services, Inc. (GHD) to complete the requested consulting services; and

WHEREAS, there is available cash in Erie County Sewer District No. 3 Capital Reserve Account C.00007; and

WHEREAS, the County of Erie is bound to fulfill the terms of the United States Environmental Protection Agency "Standards of Performance for New Stationary Sources and Emission Guidelines for Existing Sources: Sewage Sludge incineration Units; Final Rule, 40 CRD 60 Subparts LLLL and MMMM the SSI MACT rule" in Erie County Sewer District No. 3.

NOW, THEREFORE, BE IT,

RESOLVED, that GHD be retained to perform professional services associated with the Southtowns AWTF Sewage Sludge Incinerator Emission Control Upgrades; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute an Agreement with GHD Consulting Services, Inc., 200 John James Audubon Parkway – Suite 101, Amherst, New York 14228 for professional services associated with the Southtowns AWTF Sewage Sludge Incinerator Emission Control Upgrades in an amount not to exceed \$300,000.00, subject to approval as to content by the Commissioner of the Department of Environment and Planning and approval as to form by the County Attorney's office; and be it further

RESOLVED, that the Erie County Comptroller and Director of Budget and Management be authorized and directed to establish a new Capital Project – C.14301 – "Stowns AWTF SSI Upgrades 0.3M" with estimated revenues of \$300,000 ((486000) Interfund Transfer from Capital

Reserve) and appropriations of \$300,000 (Professional Services (516020)) and to establish all budgetary accounts necessary to facilitate the transfer of funds; and be it further

RESOLVED, that the Erie County Comptroller and Director of Budget and Management be authorized to establish budgets as necessary and directed to transfer \$300,000 from Erie County Sewer District No. 3 Capital Reserve Account C.00007 to Erie County Sewer District No. 3 Capital Account C.14301; and be it further

RESOLVED, that the Erie County Comptroller be authorized and directed to allocate \$300,000 from Erie County Sewer District No. 3, Capital Account C.14301 for this project; and be it further

RESOLVED, that the Clerk of the Legislature send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Erie County Director of Budget and Management, and Kristen Walder, Assistant County Attorney; and two (2) certified copies of this resolution to Joseph Fiegl, P.E., Division of Sewerage Management.  
(6-0)

**TED B. MORTON**  
**CHAIR**

Item 17 – MS. DIXON presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 153

June 19, 2014

HEALTH & HUMAN SERVICES COMMITTEE  
REPORT NO. 8

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 11D-2 (2014)  
DEPARTMENT OF LAW: “Notice of Public Hearing Local Law Intro. No. 1-2014”  
(6-0)
  - b. COMM. 11D-3 (2014)  
DEPARTMENT OF LAW: “Notice of Public Hearing Local Law Intro. No. 2-2014”  
(6-0)
  - c. COMM. 12D-15 (2014)  
COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES: “Community Response to Child Protective Services”  
(6-0)

d. COMM. 12M-7 (2014)  
FRANCISCO M. VASQUEZ: “Letter Regarding CPS and Commissioner Dankert-Maurer”  
(6-0)

2. INTRO. 11-6 (2014)  
GRANT & BURKE  
WHEREAS, the Legislature unanimously adopted INTRO 17-3 (2013) that started the dialogue with regard to re-invigorating the Erie County Community Coordinating Council on Children & Families; and

WHEREAS, INTRO 17-3 (2013) described the Community Coordinating Council on Children & Families as “the community’s ‘eyes and ears, hearts and minds’ to speak on behalf of the most vulnerable members of our community through their review of best practices and evidence-based advocacy;” and

WHEREAS, on March 6, 2014, Legislator Dixon appropriately submitted Local Law Int. 2-1 to the Legislature to restructure and reinstitute the Community Coordinating Council on Children & Families, and the Local Law Int. was unanimously adopted by the Legislature on May 8, 2014, and is currently before County Executive Mark C. Poloncarz for his consideration and expected signature; and

WHEREAS, in as much as the Community Coordinating Council on Children & Families will be an important added layer of oversight for the community, it would be appropriate for the Legislature to monitor the Council’s re-invigoration as the expected re-implementation is undertaken.

NOW, THEREFORE, BE IT

RESOLVED, that this Legislature declares that the implementation of the Local Law to re-establish the Erie County Community Coordinating Council on Children & Families is a priority for County government, and this Legislative Body directs all affected departments to fully cooperate in the reviving of this important County panel; and be it further

RESOLVED, that the Health & Human Services Committee shall conduct periodic updates concerning the progress of the re-implementation, and invite to committee meetings the Commissioners and Directors of the various health and human service departments of Erie County government – including but not limited to the Departments of Social Services (including Youth Services), Health, Mental Health, Probation and Senior Services to keep the Health & Human Services Committee abreast of all the steps undertaken to re-empanel the Council; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to the Erie County Executive, the Honorable Mark C. Poloncarz; and the Commissioners and Directors of the Erie County departments charged with re-empanelling the Council; and any other individual or organization deemed appropriate.

(6-0)

3. COMM. 12E-35 (2014)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health provides forensic medical services through the Office of the Medical Examiner; and

WHEREAS, the need for expert toxicological skills is critical for the function of the medical examiner's office; and

WHEREAS, the Erie County Medical Examiner's office provides crucial support and determinations to the law enforcement community and

WHEREAS, the position of Chief County Toxicologist will soon be vacant; and

WHEREAS, as such, the Department of Health is requesting the modification of the Job Group for the position of Chief County Toxicologist; and

WHEREAS, funding for this change is available in account 500000 Full Time Salaries.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the upgrade of the position of Chief County Toxicologist to Job Group 18 (B-100 #7775) to be effective July 7, 2014; and be it further

RESOLVED, that variable minimum authorization is hereby provided at a maximum of step 3 in order to secure a qualified candidate for this essential position; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Personnel, the Division of Budget and Management, and to Commissioner Gale R. Burstein in the Erie County Department of Health. (5-1, Legislator Lorigo voted in the negative)

4. COMM. 12E-36 (2014)

COUNTY EXECUTIVE

WHEREAS, New York State has also made the decision to place individuals receiving long-term services and supports, including congregate meals, into managed long term care plans (MLTC).

WHEREAS, MLTCC have recently begun contracting with other Area Agencies on Aging (AAA), including Niagara County, for the provision of congregate meals for the companies clients; and

WHEREAS, The Department of Senior Services (Department), through 45 senior dining sites spread throughout the County, provides hot nutritious congregate meals in safe, senior friendly environments; and

WHEREAS, the Department desires to contract with MLTCC, authorized by the State of NY to operate in Erie County, and provide, for a fee, congregate meals to the companies' clients, for the period 7/1/14 to 12/31/14; and

WHEREAS, the Department has determined that a fee of \$7.50 per meal, is appropriate, given the costs involved in operating the congregate program and what MLTCC have been willing to pay other AAA; and

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and hereby is authorized to enter into contracts with MLTCC authorized by the State of NY to operate in Erie County, to provide congregate meals to the companies' clients at a price of \$7.50 per meal; and be it further

RESOLVED, that the County Executive is authorized to execute contract amendments with existing Senior Service's congregate program subcontractors through whom these services may be provided; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust the Department of Senior Services Congregate grant (163III-C12014) budget to effectuate funding changes resulting from MLTCC contract revenues; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office, and the Departments of Law and Senior Services.

(6-0)

5. COMM. 12E-37 (2014)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health administers a Cancer Services Program to provide cancer screenings to the uninsured and the underinsured; and

WHEREAS, the Cancer Services Program is responsible for ensuring thousands of Erie County residents receive needed screenings for potentially deadly cancers; and

WHEREAS, every year dozens of lives are saved thanks to the discovery of treatable cancers in Erie County residents who utilize the Cancer Services Program; and

WHEREAS, Premier OB/GYN is one of the healthcare providers which has provided screenings for cervical cancer to Erie County Residents; and

WHEREAS, Premier OB/GYN is owed \$6,657.06 for services rendered as part of the Cancer Services Program; and

WHEREAS, the Department of Health and Premier OB/GYN need to execute a contract in order for the payment to be made, as well as to continue the County's relationship with the vendor moving forward.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with Premier OB/GYN for the period January 1, 2012-December 31, 2014; and be it further

RESOLVED, that the Legislature approves of the payment of \$6,657.06 to Premier OB/GYN for services previously rendered; and be it further

RESOLVED, that certified copies of this resolution be forwarded to 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 of Health.  
(6-0)

6. COMM. 12E-38 (2014)  
COUNTY EXECUTIVE

WHEREAS, insufficient funds exist to pay for fee-for-service pathologist services; and

WHEREAS, the Department of Health has analyzed its objects of expense and has determined that in that in Account 516020 Professional Services Contracts and Fees expenditures will exceed appropriations by \$58,000; and

WHEREAS, a transfer of funds must be made in order to fulfill our commitments to the provide timely pathological examinations of the deceased; and

WHEREAS, sufficient funds are available in Account 500000 Full Time Staff to accommodate this request.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the following transactions within the accounts of the Department of Health:

Health Department Medical Examiner's Office - Fund Center 12740

<u>Expense</u>	Increase/(Decrease)
Account 500000 Full Time Salaries	\$ (58,000)
Account 516020 Professional Services Contracts and Fees	<u>\$58,000</u>
Total Expense	\$ 0

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law, and to the and to Dr. Gale R. Burstein, Commissioner in the Erie County Department of Health, 9<sup>th</sup> Floor, Rath Building.  
(6-0)

7. COMM. 12E-39 (2014)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health's Division of Health operates an STD clinic at the Jesse E. Nash Center located at 608 William St; and

WHEREAS, Erie County Department of Health strives to be on the cutting edge of research and innovation in public health; and

WHEREAS, the spread of antibiotic resistant gonorrhea is a dangerous trend; and

WHEREAS, Melinta Therapeutics Incorporated is working to develop new antibiotics that will be effective in treating new strains of gonorrhea; and

WHEREAS, PPD Development, LP, the research arm of Melinta Therapeutics, has offered to pay Erie County \$2,400 per patient to enroll in this critical study.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with PPD Development, LP, the research arm of Melinta Therapeutics, to participate in a study to test new antibiotics that will be effective in treating new strains of gonorrhea; and be it further

RESOLVED, that the term of this contract shall commence on July 1, 2014; and be it further

RESOLVED, that certified copies of this resolution be forwarded to 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 of Health.

(6-0)

LYNNE M. DIXON  
CHAIR

Item 18 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 154

June 19, 2014

PUBLIC SAFETY COMMITTEE  
REPORT NO. 8

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 7E-16 (2014)  
SHERIFF: "Open Item: Creation of Part-Time Senior Tactical Flight Officer"  
(6-0)

- b. COMM. 10D-10 (2014)  
COMMISSIONER, DEPARTMENT OF PROBATION: “Appointment to the EC  
Community Corrections Advisory Board”  
(6-0)
- c. COMM. 11E-19 (2014)  
GRANT: “Recommendation to Erie County Community Corrections Advisory Board”  
(6-0)

2. COMM. 12E-3 (2014)  
SHERIFF AS AMENDED  
WHEREAS, the Erie County Sheriff’s Office Jail Management Division has restored the  
Inmate Greenhouse/Horticultural program after years of inactivity, and

WHEREAS, Mr. John Fisher, supervises the program which includes two greenhouses,  
seeding and planting tables, and

WHEREAS, the program grows plants from seeds and cultivates the various plant and flower  
species to maturity, and

WHEREAS, the initial seeding produces 100 hanging baskets and 500 flats of flowers, and

WHEREAS, these plants are utilized on county properties and donated to charitable  
organizations, and

WHEREAS, there are baskets and flats remaining after distribution to sell to the general  
public for the purpose of reinvesting into the Inmate Horticultural Program, and

WHEREAS, inmate training programs, such as the horticultural program, have proven to  
help inmates learn a trade and adjust in the transition from jail to private life, and

WHEREAS, the proceeds from the sale of flats and hanging baskets would continue to  
expand and improve inmate training programs and reduce recidivism, and

WHEREAS, a recent news article highlighted the success of the inmate training program by  
providing new life direction to a young inmate, and

WHEREAS, the continued success of inmate training programs will change additional  
inmate lives.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff’s Office Jail Management Division is authorized  
to sell all remaining plant inventory to the public at a price equivalent to the market rate or to local  
greenhouses and nurseries at a price equivalent to the wholesale rate; and be it further,

RESOLVED, that all proceeds from the sale of the plant inventory shall be recorder in Business Area 116, Jail Management, to be utilized solely for the Inmate Horticultural Program's continuation, expansion and facility maintenance; and be it further,

RESOLVED, that upon receipt of actual funds from the sale of plants, the Director of Budget and Management is hereby authorized to appropriate said funds within the revenue and expense accounts of the Jail Management Division, and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office, the Office of the Sheriff, the Erie County Comptroller and the County Attorney.

(6-0)

3. COMM. 12E-40 (2014)  
COUNTY EXECUTIVE

WHEREAS, the State of New York, through its Office of Homeland Security serves as the administrator for grant HS167TACT1315 and has awarded Erie County \$100,000 in funding to be spent on the development and sustainment of tactical team capabilities across New York State, which is part of the overall strategy to address prevent, defend against, prepare and mitigate the impacts of terrorist attacks; and

WHEREAS, Erie County's application for this grant agreed to partner with the City of Buffalo Police Department and the Niagara Frontier Transportation Authority (NFTA) Police Department. In keeping with the goal of this grant, the County has set aside \$13,000 of its allotted funding for the purpose of participating in a partnership with City of Buffalo for acquiring equipment and \$15,000 of its allotted funding for the purpose of participating in a partnership with the NFTA Police Department allowing them overtime/backfill funding for training necessary to close the gaps identified in the National Counter-IED Capability Analysis Database (NCCAD), an assessment tool providing capabilities analysis in order to strengthen both tactical team capabilities for responding to and mitigating terrorist threats or attacks; and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into subcontracts with the City of Buffalo and NFTA Police Department to improve their tactical team capabilities.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into subcontracts to provide funding in the amount of \$13,000 with the City of Buffalo for acquiring equipment and \$15,000 to the NFTA Police Department to provide funding to allow for overtime/backfill for training necessary to sustain and build tactical team capabilities across the region, which is part of the overall strategy to address prevent, defend against, prepare and mitigate the impacts of terrorist attacks; and be it further

RESOLVED, that these funds have already been appropriated in grant HS167TACT1315 in account 516020; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office, the Division of Budget and Management, the Department of Emergency Services c/o Melissa Calhoun, the County Comptroller, and the County Attorney.  
(6-0)

4. COMM. 12E-41 (2014)  
COUNTY EXECUTIVE  
WHEREAS, the City of Buffalo has been awarded funding under the Justice Assistance Grant program through the U.S. Department of Justice; and

WHEREAS, the Buffalo Police Department seeks the assistance of Central Police Services to provide law enforcement software enhancements for its projects; and

WHEREAS, Central Police Services seeks authorization to contract with Globalquest Solutions, Inc., a local WBE/New York State contract vendor, to develop the Criminal History Arrest Records Management System (CHARMS) enhancements.

NOW, THEREFORE, BE IT

RESOLVED, that the authorization is hereby provided for the County Executive to accept grant funding from the City of Buffalo in the amount of \$10,719; and be it further

RESOLVED, that the authorization is hereby provided to establish the grant in the budget of the Department of Central Police Services as follows:

Grant Fund 281- SAP #165CPSJAG1317  
Central Police Services  
10/1/13 - 9/30/17

<u>Revenue</u>	<u>Increase</u>
414000 Federal Aid	\$10,719
<u>Appropriation</u>	<u>Increase</u>
516020 Professional Services Contracts	\$10,719
Total Appropriation	\$10,719

; and be it further

RESOLVED, that the Erie County Executive is authorized to enter into a contract with Globalquest Solutions, Inc., a local WBE/New York State contract vendor, in the amount of \$10,719 to provide the professional technical staff for these projects; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to establish and adjust budgets as required to comply with Federal approved funding levels; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Division of Budget and Management, the Office of the Comptroller, and the Department of Central Police Services, attention: Kristen Bishop.  
(6-0)

EDWARD A. RATH, III  
CHAIR

Item 19 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 154

June 19, 2014

GOVERNMENT AFFAIRS COMMITTEE  
REPORT NO. 7

ALL MEMBERS PRESENT.  
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 9M-7 (2013)  
PAUL WOLF: “Creating An Open Government Advisory Board”  
(6-0)
  - b. COMM. 11M-8 (2014)  
BOARD OF SUPERVISORS, FULTON COUNTY: “Calling for End of Unfunded Mandates on Local Governments”  
(6-0)
  - c. COMM. 11M-9 (2014)  
TOWN OF ARCADE: “Amendment to the Comprehensive Plan”  
(6-0)
  - d. COMM. 12D-6 (2014)  
COUNTY ATTORNEY: “Transmittal of New Claims Against Erie County”  
(6-0)
  - e. COMM. 12D-7 (2014)  
COUNTY ATTORNEY: “Notice of Claim - Bernard J. Mazurczak vs Erie County”  
(6-0)
  - f. COMM. 12D-8 (2014)  
COUNTY ATTORNEY: “Notice of Claim - Clare Yager vs Erie County”  
(6-0)

- g. COMM. 12D-9 (2014)  
COUNTY ATTORNEY: "Notice of Claim - Cynthia S. Surowiec"  
(6-0)
- h. COMM. 12D-10 (2014)  
COUNTY ATTORNEY: "Notice of Claim - Damone Taree Savage vs Michael Reardon, et al"  
(6-0)
- i. COMM. 12D-11 (2014)  
COUNTY ATTORNEY: "Notice of Claim - Dashon Hines vs Erie County, Department of Social Services"  
(6-0)
- j. COMM. 12D-12 (2014)  
COUNTY ATTORNEY: "Notice of Claim - Elisa Heim vs Sheriff Timothy Howard, et al"  
(6-0)
- k. COMM. 12D-13 (2014)  
COUNTY ATTORNEY: "Notice of Claim - Robert Wilms vs Erie County"  
(6-0)
2. COMM. 10E-28 (2014)  
COUNTY EXECUTIVE  
RESOLVED, the Erie County Legislature hereby confirms the appointment of Rebecca Town (296 Jersey Street, Buffalo, NY 14201) to serve on the Erie County Board of Ethics for a term that will expire on 12/31/2018.  
(6-0)
3. COMM. 12E-29 (2014)  
COUNTY EXECUTIVE  
\WHEREAS, Erie County is required to provide certain legally mandated training to county employees; and

WHEREAS, this training includes employee workplace violence training, harassment training, safety training, and privacy training; and

WHEREAS, following a request for proposal process, on June 30, 2011, the County Legislature approved Comm. 13E-16, authorizing the county administration to retain Skillsoft to provide online training for employees; and

WHEREAS, on July 12, 2012 (Comm. 13E-8) and July 19, 2013 (Comm. 13E-19), the County Legislature approved authorizing contract extensions with Skillsoft to provide online training for employees for additional one year terms; and

WHEREAS, Skillsoft has provided this service and content over the past three (3) years; and

WHEREAS, the Department of Personnel and the Division of Information and Support Services has determined that Skillsoft is the most appropriate and cost-effective firm to continue to provide content for online training; and

WHEREAS, the Department of Personnel desires to continue contracting with Skillsoft for a three year contract period; and

WHEREAS, the nature of the software and its relation to the County's information systems (SAP) necessitate waiving of the request for proposals procedure as outlined in Section 19.08 of the Erie County Administrative Code.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into a contract for three years Skillsoft for the provision of online content for employee training in an amount not to exceed \$17,000 per year; and be it further

RESOLVED, that funds necessary for the execution of the contract be made available from Fund Center 16110 Personnel, Account 516020 Professional Services Contracts & Fees; and be it further

RESOLVED, that due to the nature of the service being provided and its linkage to the County's SAP system, the County is authorized to waive the request for proposals process and to retain Skillsoft; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Commissioner of Personnel, the County Comptroller, the County Attorney, the Director of Budget & Management and the County Executive's Office.

(6-0)

4. COMM. 12E-30 (2014)  
COUNTY EXECUTIVE

WHEREAS, the existing ADA access to various Erie County polling sites is deficient and limited requiring upgrades to parking lot and entrance access, lighting, parking lot signage, parking lot stripping, ramp access, door/hardware replacement and/or addition of push button operation, and access lifts among other possible improvements; and

WHEREAS, the project will be reimbursed by HAVA (Help America Vote Act) funding available from the United States Federal Government.

WHEREAS, the legislature has previously authorized the County Executive to enter into a General Architectural/Engineering Services Agreement with the architectural firm of BHNT Architects, PC for design related services; and

WHEREAS, the County Executive is requesting authorization from the Legislature to issue an Agreement Amendment to BHNT Architects, PC to provide services for the Erie County Polling Sites Evaluation and ADA/HAVA Upgrades project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to issue an Agreement Amendment to BHNT Architects, PC to provide services for the Erie County Polling Sites Evaluation and ADA/HAVA Upgrades for an amount not to exceed \$19,000.00, including a design contingency; and be it further

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

<u>A.20917 – 2009 Countywide Code &amp; Environmental Compliance</u>	<u>\$19,000</u>
Total Payments Not To Exceed:	\$19,000

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 Commissioner of Parks and Recreation, the Division of Budget and Management, the Board of Elections and the Office of the Comptroller.

(6-0)

5. COMM. 12E-31 (2014)  
COUNTY EXECUTIVE

WHEREAS, the County is required under collective bargaining agreements to provide an Employee Assistance Program ("EAP"); and

WHEREAS, the County's current contract with Palladian Health expires on June 30, 2014; and

WHEREAS, the administration conducted a request for proposals for the EAP and received six responses from firms; and

WHEREAS, the review committee analyzed the responses and selected Employee Resources Inc. as the lowest responsible bidder; and

WHEREAS, the respondent will provide the EAP service at a lower rate than the current contract.

NOW, THEREFORE, BE IT

RESOLVED, that the Department of Law is authorized to develop and the Erie County Department of Personnel is authorized to enter in to a contract with Employee Resources Inc. for the administration of the EAP for the period July 15, 2014 to July 15, 2017 with the option for three, one-year extensions at the discretion of the County; and be it further

RESOLVED, that funds for this contract are available in the Department of Personnel's Budget in fund center 16110, account 516020, professional fees and services; and be it further

RESOLVED, that certified copies of this resolution shall be transmitted to the County Executive, Department of Law, Department of Personnel, Division of Budget and Management, and Office of the Comptroller.

(6-0)

6. COMM. 12E-32 (2014)  
COUNTY EXECUTIVE

WHEREAS, the New York State Office of Indigent Legal Services will provide a three year grant totaling \$299,529 to the County to improve the quality of representation to indigent defendants and reduce caseloads in indigent legal service provider programs, and

WHEREAS, Erie County will contract with the Erie County Bar Association's Aid to Indigent Prisoners Society, Inc. and the Legal Aid Bureau of Buffalo, Inc. to deliver the services required through the grant,

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract with the State of New York Office of Indigent Legal Services, in the amount of \$299,529 over three years to provide from January 1, 2014 to December 31, 2016 to improve the quality of representation to indigent defendants and reduce caseloads in indigent legal service provider programs; and be it further

RESOLVED, that the County Executive is hereby authorized to enter into three year subcontracts with the Erie County Bar Association Aid to Indigent Prisoners Society, Inc. and the Legal Aid Bureau of Buffalo, Inc. to deliver said services from January 1, 2014 to December 31, 2016; and be it further

RESOLVED, that authorization is provided to establish grant funding in the County Attorney's Office as follows:

Erie County Attorney's Office  
Grant Fund 281- 160CRILSF1416  
January 1, 2014 to December 31, 2016

Revenue	Increase
Account 409000 - State Aid Revenue	\$299,529
Appropriation	Increase
Account 516602 - EC Bar Association	\$75,000
Account 516601 - Legal Aid Bureau of Buffalo	\$224,529

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 authorized personnel levels and county share amounts; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the County Attorney, the Office of the Comptroller, the County Executive's Office and the Division of Budget and Management.

(6-0)

KEVIN R. HARDWICK  
CHAIR

Item 20 – MR. HARDWICK presented the following report and moved to separate item number 4 and approve the balance of the report. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 155

June 19, 2014

COMMUNITY ENRICHMENT COMMITTEE  
REPORT NO. 7

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR RATH.  
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 12E-10 (2014)  
MILLS: "Response to Common Council Regarding a Joint Legislative Session"  
(5-0)
  - b. COMM. 12D-1 (2014)  
DEPARTMENT OF ENVIRONMENT AND PLANNING: "Bi-Monthly Report - ECC Academic Building"  
(5-0)
  - c. COMM. 12M-1 (2014)  
BUFFALO & EC PUBLIC LIBRARY: "Copy of June 12, 2014 Board of Trustees Meeting Agenda, Minutes for April 17, 2014 Meeting"  
(5-0)
2. COMM. 12E-4 (2014)  
COUNTY EXECUTIVE  
WHEREAS, enrollment at Erie Community College has declined in each of the last 6 semesters; and

WHEREAS, competition among the 21 Western New York institutions of higher learning is more intense than in the past; and

WHEREAS, the number of high school students graduating from local high schools is in decline; and

WHEREAS, data regarding the local marketplace is important in making sound marketing decisions and ECC needs to hire a consultant to conduct the marketing research; and

WHEREAS, this market research will provide the basis for all strategic marketing decisions, as well as assist in the composition of a comprehensive branding strategy; and

WHEREAS, market research, goals and budget considerations should be used to determine the best marketing mix to achieve the best possible results in reaching our identified market segments; and

WHEREAS, the marketing committee posted, locally and nationally, a request for proposals (RFP) and received seven (7) outstanding proposals which resulted in a competitive selection process; and

WHEREAS the hiring of a professional higher education-specific marketing firm is the first step in putting ECC in a better marketing position to help achieve our enrollment goals of not only stopping the decline in enrollment but increasing enrollment in the first full year of a new marketing strategy; and

WHEREAS, the marketing committee has recommended that the Board of Trustees of Erie Community College approve the hiring of STAMATS Higher Education Marketing for the purpose of providing consultant services for research, planning and a comprehensive marketing study to the college.

WHEREAS, the Board of Trustees of Erie Community College has approved the hiring of STAMATS Higher Education Marketing for the purpose of providing consultant services for research, planning and a comprehensive marketing study at a cost to the college not to exceed \$110,100,

NOW THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the hiring of STAMATS Higher Education Marketing for the purpose of providing consultant services for research, planning and a comprehensive marketing study for Erie Community College at a cost to the college not to exceed \$100,100 and be it further

RESOLVED, the President is authorized to enter into a contract with STAMATS for the above mentioned services, and be it further

RESOLVED, that a copy of this resolution be forwarded to the Erie County Executive, the President of Erie Community College, and The Chairman of the ECC Board of Trustees.  
(5-0)

3. COMM. 12E-11 (2014)  
COUNTY EXECUTIVE

AS AMENDED

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 Erie County Department of Public Works received bids for the Erie Community College North Campus Bretschger Hall Roof Replacement on May 1, 2014; and

WHEREAS, the Erie County Department of Public Works, is recommending award of a contract to the lowest responsible bidder, along with the Architect; and

WHEREAS, your Honorable Body has previously authorized the County Executive to enter in a General Architectural/Engineering services Agreement with the firm of Advanced Architecture and Planning, P.C. for providing professional construction document services on Erie County projects; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to the firm of Advanced Architecture and Planning, P.C. for providing design and construction administration services for the Erie Community College North Campus 2014 Bretschger Hall Roof Replacement.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the lowest responsible bidder for the Erie Community College North Campus 2014 Bretschger Hall Roof Replacement as follows:

Roofing Construction Work- Weaver Metal and Roofing, Inc.	Base Bid:
\$2,709,000.00	
Add 300 Wing	Alternate No. 3 Bid: \$ 649,000.00
	Total not to exceed \$3,358,000.00

and be it further

RESOLVED, that the sum of \$490,000.00 be allocated to the Construction Contingency Fund with authorization for the County Executive, to approve change orders in an amount not to exceed the Contingency Fund; 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 County Executive is authorized to execute an Agreement Amendment with the firm of Advanced Architecture and Planning, P.C. for providing professional construction administration services for Erie Community College North Campus 2014 Bretschger Hall Roof Replacement for an amount not to exceed \$17,000.00 including reimbursables and a design contingency; 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.II 003 2011 Erie Community College - Roofs College Wide (Countywide)  
\$1,865,000.00  
E.13002 2013 ECC Roofs Amherst \$2,000,000.00  
For a Total Amount Not To Exceed \$3,865,000.00

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)

4. COMM. 12E-12 (2014)  
COUNTY EXECUTIVE

WHEREAS, the Buffalo Bills have requested that the County provide 2014 Capital Maintenance Projects with the remaining funds from the old 1998 Lease Agreement between the Buffalo Bills and Erie County; and

WHEREAS, the Erie County Department of Public Works received bids for the RWS-2014-Concrete Restoration & Parking Lot Lighting Improvements project on May 21, 2014; and

WHEREAS, the Erie County Department of Public Works received bids for the RWS-2014-Drive 5 & Southeast Field Ring Wall Drainage Improvements project on May 20, 2014; and

WHEREAS, the Erie County Department of Public Works, along with DiDonato Associates, are recommending award of contracts to the lowest responsible bidders for both project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into contracts with the lowest responsible bidders for the RWS-2014-Concrete Restoration & Parking Lot Lighting Improvements as follows:

General Construction Work

Amount Not To Exceed (Lowest Responsible Bidder Currently Under Review)	Base Bid	\$1,000,000.00
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Electrical Work

Frey Electrical Construction Corp	Base Bid	\$ 987,000.00
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Plumbing Work

MKS Plumbing	Base Bid	<u>\$ 63,600.00</u>
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Total Award of All Construction Contracts:		\$2,050,600.00
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;and be it further

RESOLVED, that the County Executive be authorized to enter into a contract with the lowest responsible bidder for the RWS-2014-Drive 5 & Southeast Field Ring Wall Drainage Improvements as follows:

Site Work

Louis Del Price & Sons, Inc.	Base Bid	\$211,700.00
Add Alternate S-1		<u>\$ 38,000.00</u>
Total Award of Contract Not to Exceed		\$249,700.00

RESOLVED, that the sum of \$275,000.00 be allocated to a Construction Contingency Fund for the RWS-2014-Concrete Restoration & Parking Lot Lighting Improvements project with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

RESOLVED, that the sum of \$40,000.00 be allocated to a Construction Contingency Fund for the RWS-2014-Drive 5 & Southeast Field Ring Wall Drainage Improvements project with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

RESOLVED, 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 all the above from SAP project accounts as follows:

A.13001	2013-Rehabilitation of RWS	\$ 289,700.00
A.14001	2014-Rehabilitation of RWS	<u>\$2,325,600.00</u>
For a total amount not to exceed		\$2,615,300.00

; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, 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. 12E-13 (2014)  
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature hereby appoints Paul Dennig (118 Unionvale Road, Cheektowaga, NY 14225) and Kelli A. Blakeley (56 Cotton Street, Lancaster, NY 14086) to the Erie County Youth Services Board for terms ending June 30, 2016.

(5-0)

6. COMM. 12E-14 (2014)  
COUNTY EXECUTIVE

WHEREAS, the Department of Social Services is seeking approval to execute contracts with community providers for the 2014 Summer Primetime program; and

WHEREAS, the availability of local share funding provided in the 2014 Adopted Budget enable this program implementation; and

WHEREAS, Operation Primetime provides for an adult supervised environment for the ten-week school summer recess period, and program activities consist of structured recreation that prevent delinquency, increase socialization and foster respect for authority; and

WHEREAS, a Request for Proposals was distributed for this program and Youth Board panel recommendations were utilized to determine contract amount awards; and

WHEREAS, there is no additional local share necessary for these awards and there is no fiscal impact based on this resolution.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive and the Commissioner of Social Services are hereby authorized to execute contracts with the following providers for Operation Primetime from available 2014 funds in Fund Center 12530, Account 517749 (Operation Primetime) in the Youth Bureau:

Agency Name	Amount
Access of WNY Inc.	\$10,000
Be-A-Friend Program Inc. (Big Brothers Big Sisters)	\$10,000
Blossom Garden Friends School	\$8,248
Boys & Girls Club Buffalo Inc.	\$10,000
Boys & Girls Club Holland Inc.	\$10,000
Boys & Girls Club of East Aurora Inc.	\$10,000
Boys & Girls Club of Eden, Inc.	\$10,000
Boys & Girls Club of Orchard Park Inc.	\$10,000
Boys & Girls Clubs of North towns, Inc.	\$10,000
Buffalo Urban League Inc.	\$10,000
Canisius College	\$5,560
Child & Adolescent Treatment Services Inc.	\$10,000
Child & Adolescent Treatment Services Inc. (Detention)	\$5,000
City of Lackawanna	\$8,988
Community Action Organization Inc.	\$10,000
Cradle Beach Camp Inc.	\$10,000
Elim Community Corp.	\$10,000

Erie Regional Housing Dev. Corp.	\$10,000
Firsthand Learning Inc. (Detention)	\$4,500
Girl Scouts of WNY Inc.	\$10,000
Greater Niagara Frontier Council Inc. Boy Scouts of America	\$10,000
Jericho Road Ministries Inc.	\$10,000
King Urban Life Center Inc.	\$10,000
Lackawanna Yemen Soccer Club Inc. (Lackawanna Sports & Education)	\$10,000
Love Alive Fellowship Full Gospel Baptist Church	\$10,000
Massachusetts Community Center and Development Corp. Inc. (Westside Community Center)	\$10,000
Metro Comm. Development Corporation (Delavan Grider)	\$10,000
New York State Association for Retarded Children Inc. Erie County Chapter DBA Heritage Centers Erie County (Detention)	\$1,788
North Buffalo Community Development Corporation	\$10,000
Northwest Buffalo Community Center Inc.	\$10,000
Peace of the City Ministries Inc.	\$10,000
Polish Community Center of Buffalo Inc. (Matt Urban Center)	\$10,000
Seneca Babcock Community Assoc. Inc.	\$10,000
Seneca Street Community Development Corp.	\$10,000
The Concerned Ecumenical Ministry to the Upper West Side of Buffalo NY Inc.	\$10,000
The Research Foundation of State University of NY (UB Center for Urban Studies)	\$10,000
The Research Foundation of State University of NY (UB Liberty Partnership)	\$10,000
Town of Tonawanda Recreation	\$10,000
TRE Associates Inc. d/b/a Willie Hutch	\$10,000
TRE Associates Inc. d/b/a Willie Hutch (Detention)	\$7,000
University District Community Development Assoc. Inc. (Gloria J. Parks)	\$10,000
Valley Community Assoc. Inc.	\$10,000

XCEL	\$10,000
Young Audiences of WNY Inc.	\$10,000
Total	\$411,084

and be it further

RESOLVED, that after contracts are executed and filed, the Department of Social Services, Division of Budget and Management and Office of the Comptroller are authorized to effectuate future 2014 payments for these agencies for providing Operation Primetime services; and be it further

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

(5-0)

7. COMM. 12E-16 (2014)  
COUNTY EXECUTIVE

AS AMENDED

WHEREAS, the County is required pursuant to the Lease Agreement between the Buffalo Bills, ESD and Erie County to provide Capital Improvement Allowance projects to Ralph Wilson Stadium on an annual basis; and

WHEREAS, the County of Erie received bids for the Ralph Wilson Stadium 2014 Field House Lighting Improvements project on June 4, 2014; and

WHEREAS, the Erie County, Department of Public Works, is recommending award of contracts to the lowest responsible bidders, along with the engineer.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the lowest responsible bidder for the Ralph Wilson Stadium 2014 Field House Lighting Improvements project for an amount not to exceed as follows:

Electrical Construction Work

Billitier Electric

Base Bid:

\$635,110.00

and be it further

RESOLVED, that the sum of \$75,000.00 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; 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 all the above from SAP project accounts as follows:

A.14001 –2014- Rehabilitation of Ralph Wilson Stadium \$710,110.00

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)

KEVIN R. HARDWICK  
CHAIR

Item 21 – MR. HARDWICK moved to amend item number 4. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

MR. HARDWICK moved to approve item number 4 as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Item 22 – MR. LORIGO presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 156

June 19, 2014

FINANCE & MANAGEMENT COMMITTEE  
REPORT NO. 7

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 10E-23 (2014)  
MILLS, LORIGO, HARDWICK, RATH, MORTON & DIXON: "Requesting Additional Funds For Infrastructure Work"  
(6-0)
  - b. COMM. 11E-11 (2014)  
COMPTROLLER: "2013 Year-End Financials"  
(6-0)
  - c. COMM. 11D-1 (2014)

DIRECTOR, BUDGET AND MANAGEMENT: "Comptroller's Pre-Audit Analysis of 2013 Fiscal Results"

(6-0)

d. COMM. 12E-28 (2014)

COUNTY EXECUTIVE: "2014 Capital Borrowing"

(6-0)

e. COMM. 12D-5 (2014)

DIRECTOR, DEPARTMENT OF BUDGET AND MANAGEMENT: "Budget Monitoring Report for Period Ending April 2014"

(6-0)

f. COMM. 12M-6 (2014)

NYS ASSOCIATION OF COUNTIES: "2014 EC Overview and State Budget Impact"

(6-0)

JOSEPH C. LORIGO  
CHAIR

Item 23 – MR. RATH presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 157

June 19, 2014

ECONOMIC DEVELOPMENT COMMITTEE  
REPORT NO. 8

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

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

a. COMM. 10D-2 (2014)

COMPTROLLER'S OFFICE: "Investigation of the Bureau of Weights and Measures"

(6-0)

b. COMM. 12E-17 (2014)

MILLS: "Letter Regarding Appropriation of Additional Highway Funds"

(6-0)

c. COMM. 12E-20 (2014)

RATH: "Follow-Up for Priority Project List for Additional Road Work"

(6-0)

d. COMM. 12D-2 (2014)

COMMISSIONER, DEPARTMENT OF PUBLIC WORKS: "Response to Legislator Rath Request Regarding Designated Fund Balance Priority Project List"  
(6-0)

e. COMM. 12D-3 (2014)  
COMMISSIONER, DEPARTMENT OF ENVIRONMENT AND PLANNING: "One Region Forward Initiative"  
(6-0)

f. COMM. 12D-4 (2014)  
DEPARTMENT OF ENVIRONMENT AND PLANNING: "Land Bank Presentation"  
(6-0)

g. COMM. 12M-2 (2014)  
NFTA: "NFTA Board Minutes"  
(6-0)

2. COMM. 12E-18 (2014)  
COUNTY EXECUTIVE

WHEREAS, the New York State Department of Transportation has requested a permanent easement of County land, SBL No. 181.09-7-2.1 for drainage improvements located adjacent to the County property; and

WHEREAS, an easement will have no negative affect on the ability of Erie County Sewer District No. 3 to operate and maintain sewer and pumping station facilities; and

WHEREAS, the granting of this easement will bear no cost to the County.

NOW, THEREFORE BE IT

RESOLVED, that an easement for use of the southerly portion of Parcel SBL No. 181.09-7-2.1 be granted to New York State Department of Transportation; and be it further

RESOLVED, that the Commissioner of the Erie County Department of Environment and Planning, be authorized to execute this document subject to approval by the County Attorney; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy of this resolution to the County Executive, the Erie County Comptroller's Office, and Kristen Walder, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E., Department of Environment and Planning.  
(6-0)

EDWARD A. RATH, III  
CHAIR

**LEGISLATOR RESOLUTIONS**

Item 24 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 158

RE: Appointment to Erie County Bridge and  
Road Infrastructure Maintenance  
Advisory Board  
(INTRO. 13-1)

A RESOLUTION TO BE SUBMITTED  
BY LEGISLATOR LORIGO

WHEREAS, this honorable body recently passed a resolution creating the Erie County Bridge and Road Infrastructure Maintenance Advisory Board; and

WHEREAS, the purpose of this board is to provide input from experts to help develop a comprehensive plan regarding maintenance and control of its roadways, while including members of the legislature; and

WHEREAS, the resolution creating this board gives the leader of the majority an appointment to a non-voting position on this board; and

WHEREAS, the majority caucus has lent its support to Legislator Lorigo to act as their representative to the Bridge and Road Infrastructure Maintenance Advisory Board.

NOW, THEREFORE, BE IT

RESOLVED, that at the request and with the support of the majority caucus, the majority leader hereby nominates Joseph C. Lorigo as a non-voting member to the Erie County Bridge and Road Infrastructure Maintenance Advisory Board; and be it, further

RESOLVED, that the certified copies of this resolution are sent to the Erie County Executive's Office, the Association of Erie County Governments, the Town Highway Superintendents Association of Erie County, the Erie County Public Works Association, the Greater Buffalo-Niagara Regional Transportation Council and all other parties deemed necessary and proper.

Item 25 – MR. LORIGO presented the following resolution and moved to consider. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 159

RE: Requesting that the County Executive  
Issue a Declaration of Need to Allow the  
Erie County Fiscal Stability Authority to  
Undertake Borrowing for 2014 RAN  
Borrowing Needs  
(INTRO. 13-2)

**A RESOLUTION TO BE SUBMITTED BY LEGISLATORS  
MILLS, LORIGO, RATH, MORTON, HARDWICK,  
DIXON, SAVAGE, LOUGHRAN & MILLER-WILLIAMS**

WHEREAS, representatives from the administration, the Comptroller's Office and the Erie County Fiscal Stability Authority appeared before the Legislature on June 19th, 2014 to discuss the issue of 2014 borrowing needs; and

WHEREAS, both the Erie County Comptroller and Erie County Fiscal Stability Authority ("ECFSA") stated that the county could save approximately \$250,000 in debt financing costs by utilizing the ECFSA, which was undisputed; and

WHEREAS, it is further undisputed that the ECFSA has a superior bond rating to Erie County; and

WHEREAS, as a result of the superior bond rating the Control Board will be able to negotiate better rates on bonds than could the County of Erie; and

WHEREAS, further delay in negotiating and issuing more debt will unnecessarily raise the cost of borrowing; and

WHEREAS, the legislature, in an attempt to keep the costs of borrowing as low as possible, request that the County Executive support the ECFSA conducting borrowing on behalf of Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature requests that the County Executive issue a Declaration of Need for the Erie County Fiscal Stability Authority to conduct capital borrowing for the 2014 RAN borrowing needs, as well as a re-funding of any current bonds if necessary; and be it further

RESOLVED, that copies of this resolution be forwarded to the County Executive, the County Comptroller, the ECFSA, and all other parties deemed necessary and proper.

MR. LORIGO moved to amend to add DIXON and MILLER-WILLIAMS as co-sponsors.  
MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to approve as amended. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 26 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 160

RE: Transfer of Surplus Property to the Akron Little League Football Group (INTRO. 13-3)

**A RESOLUTION TO BE SUBMITTED  
BY LEGISLATOR RATH**

WHEREAS, officials from the Akron Little League Football group recently requested a transfer of property from the County's surplus warehouse; and

WHEREAS, the Akron Little League group has identified several items, currently unused by Erie County, that would be of great value to the Little League Football group; and

WHEREAS, because these items no longer serve a purpose for the County of Erie, the following items should be transferred to the Akron Little League Football group for the use and entertainment of youth in Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that ownership of the following items:

<u>Item</u>	<u>County ID</u>
Football goal posts	N/A

are hereby transferred from the County of Erie to the Akron Little League Football Group; and, be it further

RESOLVED, that these items are to be used for a purpose related to youth sports and not transferred out of the ownership of the Akron's Little League Group; and, be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Purchase, the County Executive's Representative for Intergovernmental Affairs and the Vice President for Akron Little League Football, Wendy Yeager.

Item 27 – MR. LORIGO presented the following resolution and moved to consider. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 161

RE: Surplus Authorization for "Operation Independence" Social Day Program for Veterans with Traumatic Brain Injuries (INTRO. 13-4)

**A RESOLUTION TO BE SUBMITTED BY LEGISLATORS  
GRANT, MILLS, LORIGO, DIXON, HARDWICK, MORTON,  
RATH, BURKE, LOUGHRAN, MILLER-WILLIAMS & SAVAGE**

WHEREAS, Operation Independence is a free Social Day Program for Veterans with a Traumatic Brain Injury (TBI), and will be run by the “Venture Forthe” Foundation in partnership with the Veterans One Stop Center of WNY and the Veterans Housing Coalition of WNY, and is seeking authorization to release some of the County’s surplus office items to be used to help set up program space; and

WHEREAS, the items requested will benefit the program participants directly and will help the program manager with day to day operations to meet the program’s goal to provide support for the Veteran and respite for their family or caregiver, and will be located at 1125 Main Street, Buffalo, NY 14209 (at Main Street and Best Street), with the launch of the program slated for July 14, 2014; and

WHEREAS, Operation Independence’s Social Day Program also will provide veterans with an opportunity – one that does not currently exist – to get out of their home, engage with peers, work on daily living skills and take part in community activities — in a comfortable, flexible and safe environment, one that encourages socialization and provides structure while remaining individualized to the person’s needs and goals; and

WHEREAS, Erie County has an inventory of surplus items that are no longer required by various departments of Erie County government; and

WHEREAS, the reuse of office furniture and equipment by non-profit organizations based in Erie County is an effective strategy for County taxpayers’ to maximize their return on investment; and

WHEREAS, authorization of the Erie County Legislature is necessary to effectuate the transfer of Erie County surplus property.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature finds it cost-effective that the Division of Purchase and Operation Independence’s free Social Day Program for Veterans have worked together to employ a reuse strategy for certain surplus property no longer needed by Erie County; and be it further

RESOLVED, that the following surplus property is hereby authorized by the County Legislature to be transferred (including delivery) to Operation Independence’s free Social Day Program for Veterans, for their use:

Two (2) Folding Tables	No control number available
Two-Drawer File Cabinet	Control #103038
Two-Drawer File Cabinet	Control #47160
Metal Shelf	Control #279361
Two (2) Book Shelves	No control number available
Wood Cabinet	No control number available
Computer Table	Control #470460
Computer Table	Control #470457

Computer Table	No control number available
Metal Shelf	No control number available
Coat Rack	Control #451031
Green Chair	Control #41595
Green Chair	Control #41598
Green Chair	Control #41596

and be it further

RESOLVED, that the Clerk of the Erie County Legislature is directed to forward certified copies of this resolution to the County Executive, the Director of the Division of Purchasing and to Operation Independence's free Social Day Program for Veterans (1125 Main Street, Buffalo, NY 14209).

MR. LORIGO moved to amend to add et al. co-sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to approve as amended. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

None.

**SUSPENSION OF THE RULES**

Item 28 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

MR. LORIGO moved to approve the item. MS. MILLER-WILLIAMS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 161

RE: Board of Elections Budget Transfer  
(COMM. 13D-5)

WHEREAS, the Board of Elections (BOE) has old and breaking down computers that need to be replaced and the Department of Information and Support Services (DISS) can take advantage of a State contract with Hewlett- Packard (HP); and

WHEREAS, the BOE reviewed the quote received by DISS from HP and would like to purchase 75 HP computers, 35 HP monitors, 6 HP laserjet M603n and 1 Xerox Phaser 7800dx from Hewlett-Packard Company; and

WHEREAS, the Board of Elections has sufficient funds remaining in its 2014 professional services budget line due to an unexpected nonrenewal of a contract for the BOE's computer consultant. Practical Consulting of WNY, and would like to transfer these funds to their lab and technical equipment budget line to purchase the computer equipment.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is granted for the Board of Elections to purchase 75 HP computers. 35 HP monitors, 6 HP laserjet M603n and 1 Xerox Phaser 7800dx from Hewlett-Packard Company in an amount not to exceed \$50,000, and be it further

RESOLVED, that authorization is provided to transfer \$50,000 in available 2014 funding from the BOE's professional services budget line to their lab and technical equipment line, as follows

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

	Increase/(Decrease)
Account 516020 Prof Svcs Contracts and Fees	(\$50,000)
Account 561410 Lab & Tech Eq	\$50,000

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make necessary budget entries; 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.

Item 29 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

MR. RATH moved to approve the item. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 162

RE: Tonawanda Creek Road Repairs  
(COMM. 13E-30)

WHEREAS, on June 5, 2014, Tonawanda Creek Road (CR599) in the vicinity of Westphalinger Road in Clarence, New York suffered a major failure of the roadway embankment and stream bank that required this section of Tonawanda Creek Road to be closed to through traffic; and

WHEREAS, it is necessary that this approval be granted, so that the contract can be awarded to allow the consultant to begin engineering work as soon as possible; and

WHEREAS, various engineering options, alternatives, soil borings and geotechnical analysis will be necessary to determine various options, alternatives and costs; and

WHEREAS, it has been determined that Greenman-Pedersen, Inc. has the necessary qualifications to provide engineering services for this project, and is an approved engineering firm via Comm. 13E-26 of July 18, 2013.

WHEREAS, funding for this Project is available in SAP Project B.14024, - 2014 Capital Overlay Program, in the amount of \$150,000.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized and is hereby directed to execute a contract for the Tonawanda Creek Road Slide Project between the County of Erie and project engineers Greenman-Pedersen of Buffalo, New York; and be it further

RESOLVED, that funding for the Tonawanda Creek Road (CR559) Slide Project be allocated from Project Fund B.14024-2014 Capital Overlay Program, Fund 420, Business Area 123, in an amount not to exceed \$150,000; and be it further

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

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE SHERIFF**

Item 30 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 163

RE: BENLIC - Preemptive Bid Powers and Subsequent Repayment Agreement for City of Tonawanda Foreclosure Sale (COMM. 13E-1)

WHEREAS, it is the mission of the Buffalo Erie Niagara Land Improvement Corporation to confront and alleviate the problems distressed properties cause to communities by supporting municipal and regional revitalization efforts and strategically acquiring, improving, assembling, and selling distressed, vacant, abandoned, and/or tax-delinquent properties; and

WHEREAS, section 1616(i) of the New York Not-for-Profit Corporation Law provides that New York Land banks, including the Buffalo Erie Niagara Land Improvement Corporation, may tender a preemptive bid at tax sales in an amount equal to the total amount of all municipal claims and liens which were the basis for the judgment and in the event of such tender by a land bank, the property shall be deemed sold to the land bank regardless of any bids by any other third parties; and

WHEREAS, the bid of the land bank shall be paid as to its form, substance, and timing according to such agreement as is mutually acceptable to the plaintiff and the land bank wherein the obligation of the land bank to perform in accordance with such agreement shall be deemed to be in full satisfaction of the municipal claim which was the basis for the judgment.

WHEREAS, it is anticipated that the Buffalo Erie Niagara Land Improvement Corporation will exercise its preemptive bid powers at the upcoming City of Tonawanda tax sale; and

WHEREAS, agreements between the City of Tonawanda and the Buffalo Erie Niagara Land Improvement Corporation are necessary to outline the obligations of the land bank and the expected repayment, if any, of the City and County taxes which were the basis for the judgment; and

NOW, THEREFORE, BE IT

RESOLVED, that the County, through its Director of Real Property Tax Services, is hereby authorized to enter into agreements with the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) which outline the obligations of the Land bank and the expected repayment, if any, of the County taxes which were the basis for the judgment consistent with the Property Tax and Maintenance/Foreclosure Cost Recapture Policy for the City of Tonawanda tax sale; and be it further

RESOLVED, that to the extent that such agreement results in the repayment of county taxes in the amount less than the amount of County taxes which were the basis for the judgment, pursuant to Section 12-1.0 of the Erie County Tax Act the Director of Real Property Tax Services is hereby authorized to cancel such past due real property taxes; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Erie County Comptroller, County Attorney, City of Tonawanda, Director of Budget and Management, Director of Real Property Tax Services and the Buffalo Erie Niagara Land Improvement Corporation.

**FROM THE SHERIFF**

Item 31 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 164

RE: Ralph Wilson Stadium - Verizon  
Easement  
(COMM. 13E-2)

WHEREAS, Verizon has requested an Easement from the County so they can provide telecommunication services to various end users at Ralph Wilson Stadium; and

WHEREAS, there is no costs to the County for granting said easement to Verizon.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an Easement with Verizon for permitting Verizon to run and maintain buried or overhead cables and poles, etc. and Ralph Wilson Stadium in order to provide telecommunication services to various end users at the stadium; 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, and the Office of the Comptroller.

**FROM THE COMPTROLLER**

Item 32 – (COMM. 13E-3) Library Audit

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

**FROM THE COUNTY EXECUTIVE**

Item 33 – (COMM. 13E-4) ECC STEM Building - Determination of Significance

Item 34 – (COMM. 13E-5) Acceptance of Marchiselli Funds for Supplemental Agreement with NYSDOT and Construction Change Orders, East Robinson and North French Roads Reconstruction, Town of Amherst

Item 35 – (COMM. 13E-6) Acceptance of Federal Marchiselli Funds for Supplemental Agreement with NYSDOT and Construction Change Orders, Savage Road Bridge over Dry Creek Reconstruction, Town of Sardinia

Item 36 – (COMM. 13E-7) Shoreline Trail - Bethlehem Steel Section - Transportation Alternatives Program Application, City of Lackawanna

Item 37 – (COMM. 13E-8) Ralph Wilson Stadium - Second Year Capital Improvement Allowance

Item 38 – (COMM. 13E-9) EC Highway Facilities - Clarence Roof Replacement

Item 39 – (COMM. 13E-10) Buffalo & EC Botanical Gardens - 2014 Administration Building Pump Loop and South Park Avenue Force Main Tie-In

Item 40 – (COMM. 13E-11) Clarence and Hamburg Highway Maintenance Facilities - New Salt Storage Buildings

Item 41 – (COMM. 13E-12) Old County Hall - 4th Floor Wall and Ceiling Restoration Project and Exterior Waterproofing and Improvements Project

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

**FROM THE COUNTY EXECUTIVE**

Item 42 – (COMM. 13E-13) OPEN ITEM - Isle View Park - Tribute Gardens, Phase I

Item 43 – (COMM. 13E-14) Akron Falls Park - Acceptance of Funds

Item 44 – (COMM. 13E-15) EC Sewer District No. 2 - Energy Performance Agreement Dated Oct. 8, 2013 - Wendel Energy Services - Change Order No. 2

Item 45 – (COMM. 13E-16) EC Sewer District No. 8 - Contract No. 12 - Close-Out, Brooklea and Creekside Low Pressure Grinder Replacement

Item 46 – (COMM. 13E-17) EC Sewer District No. 1 - Modification of Plans (2013)

Item 47 – (COMM. 13E-18) EC Sewer District No. 5 - Engineer Term Agreement - DiDonato Associates - Work Order DA-2

Item 48 – (COMM. 13E-19) EC Sewer District No. 3 - Engineer Term Agreement - Clough Harbour Associates - Work Order CHA-9

Item 49 – (COMM. 13E-20) EC Sewer District No. 8 - Engineer Term Contract Agreement - Wendel - Work Order W-1

Item 50 – (COMM. 13E-21) Dedication of Times Beach Areas for Founders of the Friends of Times Beach

Item 51 – (COMM. 13E-22) Elma Meadows Golf Course - Club House Roof Replacement

Item 52 – (COMM. 13E-23) Akron Falls Park Bridge Replacement Over Murder Creek - Construction and Construction Engineering and Inspection Services, Town of Newstead, Village of Akron

The above eleven items were received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**FROM THE COUNTY EXECUTIVE**

Item 53 – (COMM. 13E-24) Levy of the 2014-2015 School Tax Budgets

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COUNTY EXECUTIVE**

Item 54 – (COMM. 13E-25) Lease Agreement with Main Court LLC, for Local Chambers for Hon. Eugene F. Pigott Jr

Item 55 – (COMM. 13E-26) Family Court Building - Lobby Expansion

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

**FROM LEGISLATOR LORIGO**

Item 56 – (COMM. 13E-27) Request for Additional Information from Commissioner Dankert-Maurer and Child Protective Services

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

**FROM LEGISLATOR MILLS**

Item 57 – (COMM. 13E-28) Appointment Request for the Board of Health

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

**FROM THE COUNTY EXECUTIVE**

Item 58 – (COMM. 13E-29) EC Holding Center - Various Renovations - Phase 1

Received and referred to the PUBLIC SAFETY COMMITTEE.

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE DIRECTOR, DEPARTMENT OF BUDGET AND MANAGEMENT**

Item 59 – (COMM. 13D-1) 2014 Revenue Anticipation Note and Capital Borrowing

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COUNTY ATTORNEY**

Item 60 – (COMM. 13D-2) Letter Regarding Technicalities of Recessed Session

Item 61 – (COMM. 13D-3) LL No. 2-2014 NYS Department of State Filing

Item 62 – (COMM. 13D-4) LL No. 3-2014 NYS Department of State Filing

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

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

**FROM THE BUFFALO & EC PUBLIC LIBRARY**

Item 63 – (COMM. 13M-1) Comments on Comptroller's Audit Report

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

**FROM GLORIA McLAUGHLIN**

Item 64 – (COMM. 13M-2) Follow-Up Letter Regarding Incarceration Rates in Erie County

Received and referred to the PUBLIC SAFETY COMMITTEE.

**ANNOUNCEMENTS**

Item 65 – CHAIR MILLS announced that the committee schedules and agendas have been distributed.

Item 66 – CHAIR MILLS announced that the mid-year schedules were upcoming.

Item 67 – MR. HARDWICK announced that the County Executive v. Legislature softball game would be on July 28, 2014.

Item 68 – MS. DIXON thanked her colleagues with their help on the Social Host Law.

**MEMORIAL RESOLUTIONS**

Item 69 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of David Newcombe.

Item 70 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Vincent Vetter.

Item 71 – Legislator Morton requested that when the Legislature adjourns, it do so in memory of Farid Harb and Edmund Soltysiak.

Item 72 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of William Hurley, Donald Peterson, Linda Hankinson and Anne Costello.

Item 73 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Alvin Buthcer.

Item 74 – Legislator Savage requested that when the Legislature adjourns, it do so in memory of Joseph Helfer, Jr..

Item 75 – Legislator Mills requested that when the Legislature adjourns, it do so in memory of Mary Lou Merritt.

**ADJOURNMENT**

Item 76 - At this time, there being no further business to transact, CHAIR MILLS announced that the Chair would entertain a Motion to Adjourn.

MR. LORIGO moved that the Legislature adjourn until Thursday, July 10, 2014 at 2:00 p.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, July 10, 2014 at 2:00 p.m. Eastern Standard Time.

**SCOTT W. KROLL**  
**CLERK OF THE LEGISLATURE**