ERIE COUNTY LEGISLATURE
MEETING NO. 21
NOVEMBER 6, 2014

The Legislature was called to order by Chair Mills.

All members present.

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

The Pledge of Allegiance was led by Ms. Dixon.

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 20 from 2014. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No public hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MR. MILLS, MR. LORIGO, MS. GRANT, MS. DIXON, MR. HARDWICK, MR. MORTON, MR. RATH, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS & MR. SAVAGE presented a resolution Honoring the Sacrifices, Dedication and Service of All Members of the Armed Forces on Veterans Day.

Item 6 – MR. MILLS, MR. LORIGO, MS. GRANT, MS. DIXON, MR. HARDWICK, MR. MORTON, MR. RATH, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS & MR. SAVAGE presented a resolution Honoring Sheriff Deputy Robert Ellis' Heroism and Service to the Community.

Item 7 – MR. MILLS, MR. LORIGO, MS. GRANT, MS. DIXON, MR. HARDWICK, MR. MORTON, MR. RATH, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS & MR. SAVAGE presented a resolution Honoring Sheriff Deputy Richard Lundberg Jr's Heroism and Service to the Community.

Item 8 – MS. GRANT presented a resolution Congratulating Pastor James Giles on being Honored by the National Action Network for his Work in the Community.

Item 9 – MS. GRANT presented a resolution Congratulating Reverend James A. Lewis III on being Honored by the National Action Network for his Work in the Community.
Item 10 – MS. GRANT presented a resolution Congratulating Pastor Charles Walker on being Honored by the National Action Network for his Work in the Community.

Item 11 – MR. HARDWICK presented a resolution Honoring Renee Gilbert on Receiving the "Service to Youth Award" from the City of Tonawanda Youth Board.

Item 12 – MR. HARDWICK presented a resolution Honoring Mark E. Saltarelli on being Named the Chamber of Commerce of the Tonawandas Citizen of the Year 2014.

Item 13 – MR. HARDWICK presented a resolution Honoring "Ramblin' Lou" Schriver on being Awarded the 2014 Lifetime Achievement Award by the Chamber of Commerce of the Tonawandas.

Item 14 – MR. HARDWICK presented a resolution Honoring Benjamin George Shaw for achieving the rank of Eagle Scout.

Item 15 – MR. HARDWICK presented a resolution Honoring DeGraff Memorial Hospital Upon Being Named the Chamber of Commerce of the Tonawandas 2014 Business of the Year.

Item 16 – MR. HARDWICK presented a resolution Honoring the Zonta Club of the Tonawandas for Recognition by the Chamber of Commerce of the Tonawandas for Community Service.

Item 17 – MS. MILLER-WILLIAMS presented a resolution Honoring the 97th Anniversary of Trinity Baptist Church and the Leadership of Rev. Bennie D. Jemison.

Item 18 – MS. MILLER-WILLIAMS presented a resolution Congratulating the Lutheran Church of Our Savior on Hosting the 68th Annual Concert of The Royal Serenaders Male Chorus.

Item 19 – MR. MILLS presented a resolution Honoring John Bailey for Outstanding Service to the Orchard Park Conservancy.

Item 20 – MR. SAVAGE presented a resolution Congratulating the Theatre for Change on the Occasion of their 25th Anniversary.

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

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above sixteen items to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.
LOCAL LAWS

Item 21 – CHAIR MILLS directed that Local Law No. 1 (Print #1) 2013 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 22 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 23 – CHAIR MILLS directed that Local Law No. 4 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 24 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2014 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 25 – CHAIR MILLS directed that Local Law No. 7 (Print #1) 2014 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 26 – MS. DIXON presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 252

<table>
<thead>
<tr>
<th>October 23, 2014</th>
<th>HEALTH &amp; HUMAN SERVICES COMMITTEE REPORT NO. 13</th>
</tr>
</thead>
</table>

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

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

a. COMM. 11E-13 (2014)
COMPTROLLER: “Call For Special Committee”
(6-0)

b. COMM. 11E-14 (2014)
LORIGO: “Support for Comptroller's Call to Form a Special Committee”
(6-0)

c. INTRO. 17-6 (2014)
LORIGO & DIXON: “Lukey's Legacy - Placement of AEDs in Public Venues”
(6-0)

2. COMM. 20E-17 (2014)
COUNTY EXECUTIVE
Dear Honorable Members,
Pursuant to the powers vested in me by Section 11-B-03 of the Erie County Charter, I hereby
appoint the following to the Erie County Mental Hygiene Community Services Board for the term
stated.

Lizbeth J. Booth, Ph.D., L.M.S.W., A.C.S.W
2230 Staley Road
Grand Island, NY 14075

Term expires: 12/31/2015

Sincerely Yours,
Mark C. Poloncarz
(Chair’s motion to Receive, file and print)

LYNNE M. DIXON
CHAIR

Item 27 – MR. HARDWICK presented the following report and moved for immediate consideration
and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 253

October 23, 2014
COMMUNITY ENRICHMENT COMMITTEE
REPORT NO. 12

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

1. RESOLVED, the following items are hereby received and filed:
a. COMM. 13E-3 (2014)
COMPTROLLER: “Audit of the Buffalo & Erie County Public Library for the Period January 2011 to December 2013” (5-0)

b. COMM. 13M-1 (2014)
   BUFFALO & EC PUBLIC LIBRARY: “Comments on Comptroller's Audit Report” (5-0)

c. COMM. 19M-1 (2014)
   HULL FAMILY HOME & FARMLAND: “The Patriot Newsletter” (5-0)

d. COMM. 20M-1 (2014)
   BUFFALO & EC PUBLIC LIBRARY: “October 16, 2014 Board of Trustees Meeting Agenda” (5-0)

KEVIN R. HARDWICK
CHAIR

Item 28 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 254

October 23, 2014

GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 13

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

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

a. COMM. 19E-10 (2014)
   HARDWICK: “Letter Inviting Amigone Funeral Homes, Inc to Government Affairs Committee Meeting” (6-0)

b. COMM. 19M-5 (2014)
   THE KNOER GROUP: “Sheridan Park, Inc and Amigone Funeral Home Response to Committee Meeting Hearing” (6-0)

c. COMM. 19M-6 (2014)
   THE KNOER GROUP: “Correspondence Regarding Sheridan Park, Inc Crematory” (6-0)
d. COMM. 20E-20 (2014)
   LORIGO: “Supporting Materials Regarding Mount Pleasant Group of Cemeteries, Toronto, Ontario”
   (6-0)

e. COMM. 20D-3 (2014)
   COUNTY ATTORNEY: “Notice of Claims”
   (6-0)

f. COMM. 20D-4 (2014)
   COUNTY ATTORNEY: “Amigone Crematorium”
   (6-0)

g. COMM. 20M-3 (2014)
   NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Amigone-Sheridan Park Crematory”
   (6-0)

h. COMM. 20M-4 (2014)
   CLEAN AIR COALITION: “Supporting Materials to Testimony Given at Government Affairs Committee Meeting”
   (6-0)

2. COMM. 20E-15 (2014)
   COUNTY EXECUTIVE
   WHEREAS, the New York State Office of Indigent Legal Services will provide a three year grant totaling $1,455,129 to the County for the provision of indigent defense services, and

   WHEREAS, Erie County will contract with the Erie County Bar Association’s Aid to Indigent Prisoners Society and the Legal Aid Bureau of Buffalo 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 $1,455,129 over three years from January 1, 2014 to December 31, 2016 to provide enhanced representation to indigent defendants; 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 and the Legal Aid Bureau of Buffalo 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 LEGISLATURE

Erie County Attorney’s Office
ILS Quality Improvement D4 Grant
Grant Fund 281 160QID4ILS1416

January 1, 2014 to December 31, 2016

Revenue
Account 409000 - State Aid Revenue $1,455,129

Appropriation
Increase
Account 516601 - Legal Aid Bureau $727,566
Account 516602 - EC Bar Association 727,563
Total Appropriation $1,455,129

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)

3. COMM. 20E-16 (2014)
COUNTY CLERK
WHEREAS, the Erie County Clerk, as Clerk of the Supreme and County Courts, is responsible for the recording, filing, indexing and maintaining of all court pleadings and papers; and

WHEREAS, once the original documents are recorded, the information entered into the Clerk’s official records must be verified for complete accuracy; and

WHEREAS, a backlog in verifying the accuracy of the indexing information currently exists and studies have indicated that current staffing levels and award of overtime will not be able to eliminate this backlog; and

WHEREAS, this Honorable Body previously approved the award of a contract to NewVision Systems Corporation (Comm. 2E-18/2014) to allow them to assist with the verification of other documents in the Clerk’s Office; and

WHEREAS, the Clerk’s Office and CSEA have entered into a Memorandum of Understanding that allows for these additional services to be provided by NewVision.

NOW, THEREFORE, BE IT
RESOLVED, that upon approval of this resolution the Erie County Clerk is authorized to amend its agreement with NewVision, and be it further

RESOLVED, that funding not to exceed $100,000 for this amendment is available in the County Clerk’s 2014 Budget, BA 11310, Fund 110, GL 516020, Professional Services Contracts and Fees, Funds Reservation 100000778; and be it further

RESOLVED, that the Budget Director and Comptroller are hereby authorized to make necessary adjustments to the Clerk’s 2014 Budget; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Clerk, the County Executive, the County Attorney, the Director of Budget and Management, and the County Comptroller.

(6-0)

KEVIN R. HARDWICK
CHAIR

Item 29 – MR. LORIGO presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 255

October 23, 2014
FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 13

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

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

a. COMM. 20E-12 (2014)
COMPTROLLER: “Report of Secured Funds Relating to 2013 Revenue Anticipation Note Issue”
(6-0)

b. COMM. 20E-13 (2014)
COMPTROLLER: “2014 Bond Borrowing”
(6-0)

c. COMM. 20E-14 (2014)
COMPTROLLER: “Report for Apportionment and Distribution of Net Collections from the 4.75% Sales and Compensating Use Tax for June, July August 2014”
(6-0)

d. COMM. 20D-2 (2014)
DIRECTOR, DEPARTMENT OF BUDGET AND MANAGEMENT: “Budget Monitoring Report for Period Ending August 2014” (6-0)

2. RESOLVED, the following item is hereby received, filed and referred to the Finance & Management/Budget Committee:

a. COMM. 20E-19 (2014)
   COUNTY EXECUTIVE: “2015 Erie County Budget”
   (Chair’s motion)

3. COMM. 1D-8 (2014)
   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 214237 through 214250, 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 2014 Petition No. 214,237.00
   OWNER Cancel $143.01
   S-B-L 658,089-9999-705 fiber optic 145889 NORTH COLLINS
   Acct. No. 112 $0.00 County
   Acct. No. 132 $143.01 Town/SpecialDist/School
   Charge To: 145889 NORTH COLLINS $143.01
   Relevy School $143.01 145801 NORTH COLLINS
   CENT

   RPTL550(3): fiber optic in private ROW not taxable
   New tax bill to be issued.

   FISCAL YEAR 2014 Petition No. 214,238.00
   OWNER Cancel $41.19
   S-B-L 658,001-9999-705 fiber optic Pike 145801 NORTH COLLINS
   Acct. No. 112 $0.00 County
   Acct. No. 132 $41.19 Town/SpecialDist/School
FISCAL YEAR 2014
Petition No. 214,239.00

ASSESSOR Cancel $508.97
S-B-L 337.00-1-31 10399 Creek Rd 146200 SARDINIA

Acct. No. 112 $0.00 County
Acct. No. 132 $508.97 Town/SpecialDist/School
Charge To: 146200 SARDINIA $508.97 143801 SPRING-GRIFFITH

RPTL550(3): fiber optic in private ROW not taxable
New tax bill to be issued

FISCAL YEAR 2014
Petition No. 214,240.00

ASSESSOR Cancel $516.83
S-B-L 250.16-1-27 304 Herr Rd 144489 EVANS

Acct. No. 112 $0.00 County
Acct. No. 132 $516.83 Town/SpecialDist/School
Charge To: 144489 EVANS $516.83 144401 LAKE SHORE

RPTL550(2): Failed to apply basic STAR exemption
New tax bill to be issued

FISCAL YEAR 2014
Petition No. 214,241.00

ASSESSOR Cancel $569.18
S-B-L 28.33-1-156 456 Charlesgate Cir 142289 AMHERST

Acct. No. 112 $0.00 County
Acct. No. 132 $569.18 Town/SpecialDist/School
Charge To: 142289 AMHERST $569.18 142203 WILLIAMSVILLE

RPTL550(2): Failed to apply basic STAR exemption
New tax bill to be issued
RPTL550(2): Failed to apply basic STAR exemption
New tax bill to be issued

FISCAL YEAR 2014 Petition No. 214,242.00

ASSESSOR Refund $373.41
S-B-L 54.74-1-22 454 Homecrest Dr 142289 AMHERST

Acct. No. 112 $0.00 County
Acct. No. 132 $373.41 Town/SpecialDist/School

Charge To: 142289 AMHERST $373.41
Relevy School 142207 SWEET HOME

CENTRAL

RPTL550(2): Failed to apply senior exemption
Refund to be issued to Frank J. Zuppa

FISCAL YEAR 2014 Petition No. 214,243.00

ASSESSOR Refund $571.82
S-B-L 69.08-7-30 387 Shetland Dr 142289 AMHERST

Acct. No. 112 $0.00 County
Acct. No. 132 $571.82 Town/SpecialDist/School

Charge To: 142289 AMHERST $571.82
Relevy School 142203 WILLIAMSVILLE

CENT

RPTL550(2): Failed to apply enhanced STAR exemption
Refund to be issued to Viola K Yeostros

FISCAL YEAR 2014 Petition No. 214,244.00

ASSESSOR Cancel $1,288.30
S-B-L 114.20-4-38 86 Dubonnet Dr 143089 CHEEKTOWAGA

Acct. No. 112 $0.00 County
Acct. No. 132 $1,288.30 Town/SpecialDist/School

Charge To: 143089 CHEEKTOWAGA $1,288.30
Relevy School 143007 DEPEW UNION-CHEEK

RPTL550(2): Failed to apply disability exemption
New tax bill to be issued
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<tr>
<th>Fiscal Year</th>
<th>Petition No.</th>
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<th>Refund</th>
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<td>$925.00</td>
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<td>S-B-L 113.06-4-9</td>
<td>428 Kennedy Rd 143089 CHEEKTOWAGA</td>
<td>Acct. No. 112</td>
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<td>Acct. No. 132</td>
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<tr>
<td>Charge To:</td>
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<td>143089 CHEEKTOWAGA</td>
<td>$925.00</td>
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<td></td>
<td>Relevy School</td>
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RPTL550(2): Failed to apply enhanced STAR exemption
Refund to be issued to Sigmund and Christine Minsel

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<tr>
<th>Fiscal Year</th>
<th>Petition No.</th>
<th>ASSESSOR</th>
<th>Refund</th>
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<tr>
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<td>S-B-L 136.05-1-1</td>
<td>1347 Seneca Creek 146800 WEST SENECA</td>
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<td>Acct. No. 132</td>
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<tr>
<td>Charge To:</td>
<td></td>
<td>146800 WEST SENECA</td>
<td>$1,098.93</td>
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<td></td>
<td></td>
<td>Relevy School</td>
<td>$1,098.93</td>
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RPTL550(2): Failed to apply aged exemption
Refund to be issued to Marion Kidd

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<th>Fiscal Year</th>
<th>Petition No.</th>
<th>ASSESSOR</th>
<th>Refund</th>
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<tbody>
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<td>$662.85</td>
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<td>S-B-L 125.12-12-28</td>
<td>87 N Transithill Rd 143089 CHEEKTOWAGA</td>
<td>Acct. No. 112</td>
<td>$0.00</td>
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<td></td>
<td></td>
<td>Acct. No. 132</td>
<td>$662.85</td>
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<tr>
<td>Charge To:</td>
<td></td>
<td>143089 CHEEKTOWAGA</td>
<td>$662.85</td>
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<tr>
<td></td>
<td></td>
<td>Relevy School</td>
<td>$662.85</td>
</tr>
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RPTL550(2): Failed to apply enhanced STAR exemption
Refund to be issued to John Suchan

<table>
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<tr>
<th>Fiscal Year</th>
<th>Petition No.</th>
<th>ASSESSOR</th>
<th>Refund</th>
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<tbody>
<tr>
<td>2014</td>
<td>214,248.00</td>
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<td>$1,063.00</td>
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<td>ASSESSOR</td>
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S-B-L 113.42-1-47  90 Vern Ln  143089 CHEEKTOWAGA

Acct. No. 112  $0.00  County
Acct. No. 132  $1,063.00  Town/SpecialDist/School

Charge To:
Relevy School  $1,063.00  143001 CHEEKTO.

RPTL550(2): Failed to apply enhanced STAR exemption
New tax bill to be issued

FISCAL YEAR  2014  Petition No.  214,249.00

ASSESSOR  Cancel  $2,478.87
S-B-L  223.18-1-4.2  2476 W Church St  144000 EDEN

Acct. No. 112  $0.00  County
Acct. No. 132  $2,478.87  Town/SpecialDist/School

Charge To:
Relevy School  $2,478.87  144001 EDEN CENTRAL

RPTL550(2): Failed to apply aged and enhanced STAR exemption
New tax bill to be issued

FISCAL YEAR  2014  Petition No.  214,250.00

ASSESSOR  Cancel  $925.00
S-B-L  112.36-1-23.1  177 Lackawanna A  143001 SLOAN

Acct. No. 112  $0.00  County
Acct. No. 132  $925.00  Town/SpecialDist/School

Charge To:
Relevy School  $925.00  143009 SLOAN UNION #9

RPTL550(2): Failed to apply enhanced STAR
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.
(6-0)

4. COMM. 20E-10 (2014)
COUNTY EXECUTIVE
WHEREAS, pursuant to Section 7-6.0 of the Erie County Tax Act, as well as specific direction of resolutions adopted by the Erie County Legislature in each of the past fifty-four (54) years, the County of Erie, each November, bids for and purchases every available Tax Certificate upon real estate for which current year real property taxes then remain unpaid; and

WHEREAS, the collection of delinquent real property taxes under this procedure has been satisfactory, potentially leading, absent redemption, to the commencement of an in rem tax foreclosure action against the affected properties by the County; and

WHEREAS, it is recommended that your Honorable Body direct the Director of Real Property Tax Services to bid and purchase for the County of Erie, its bid being preferred over all other offers, every 2014 Tax Certificate upon real estate for which current year real property taxes remain unpaid as of November 28, 2014, the scheduled tax sale date for 2014 Tax Certificates.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Article VII of the Erie County Tax Act, the Director of Real Property Tax Services be, and hereby is, authorized to bid for and purchase, on behalf of the County of Erie, all Tax Certificates upon real estate in Erie County for which 2014 real property taxes have not been paid; and be it further

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

(6-0)

5. COMM. 20E-11 (2014)

COUNTY EXECUTIVE

WHEREAS, pursuant to prior legislative authorization, a public auction of county-owned properties was conducted for Erie County in the auditorium of the Downtown Library on September 24, 2014, and

WHEREAS, at said public auction, bids totaling the sum of $7,300.00 were accepted as to four (4) properties, as set forth below:

<table>
<thead>
<tr>
<th>TOWN</th>
<th>ADDRESS</th>
<th>SBL#</th>
<th>PURCHASE PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cheektowaga</td>
<td>Vern Lane</td>
<td>113.12-1-13</td>
<td>$500.00</td>
</tr>
<tr>
<td>Eden</td>
<td>R 4331 Mary Dr.</td>
<td>225.10-1-26.2</td>
<td>$1,000.00</td>
</tr>
<tr>
<td>Holland</td>
<td>H-3 Skyline Dr</td>
<td>233.29-1-20</td>
<td>$5,600.00</td>
</tr>
<tr>
<td>West Seneca</td>
<td>Emporium Ave</td>
<td>124.69-2-26</td>
<td>$200.00</td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT

RESOLVED, that as to those four (4) properties, the sale of same is hereby approved, confirmed and ratified, and be it further

RESOLVED, that provided that the full amount of the bid and applicable fees and commissions have first been paid, the the County Executive is hereby authorized and directed to
execute, deliver and record a Quit-Claim Deed conveying to the particular bidder-designated purchaser(s) all of the County of Erie’s right, title and interest in and to the properties whose public auction sale is approved herein.

(6-0)

JOSEPH C. LORIGO
CHAIR

Item 30 – MR. MORTON presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 256

<table>
<thead>
<tr>
<th>October 23, 2014</th>
<th>ENERGY &amp; ENVIRONMENT COMMITTEE REPORT NO. 14</th>
</tr>
</thead>
</table>

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

1. RESOLVED, the following items are hereby received and filed:
   a. COMM. 20E-7 (2014)
      COUNTY EXECUTIVE: “EC Sewer Districts Nos. 1-6 & 8 Section 270-271 Resolutions”
      (6-0)
   b. COMM. 20E-9 (2014)
      COUNTY EXECUTIVE: “EC Sewer District No. 3 - Increase & Improvement of Facilities, Sewer Agency Report”
      (6-0)
   c. COMM. 20D-1 (2014)
      CLERK OF THE LEGISLATURE: “Public Notice for Agricultural District Nos 16 & 17 Modifications”
      (6-0)

2. COMM. 14E-14 (2014)
   COUNTY EXECUTIVE
   WHEREAS, the County of Erie obtained a certain parcel of land through the In Rem foreclosure process on or about the 3rd day of June, 1997; and
   
   WHEREAS, said parcel consists of 81.76 acres of land located in the Town of Concord, which is adjacent to the southern property line of Erie County Forestry Lot Number 13; and
   
   WHEREAS, the parcel of land is vacant land and more suitable for use as County parkland; and
WHEREAS, the County of Erie’s Department of Parks, Recreation and Forestry is seeking to incorporate said parcel into Forestry Lot Number 13; and

WHEREAS, in order to for the land to be treated as and afforded the protections of parkland, the Legislature of the County of Erie must deem it as such; and

WHEREAS, the County of Erie’s ARC Committee has formally reviewed and approved such a proposal.

NOW, THEREFORE, BE IT

RESOLVED, that the Legislature of the County of Erie does hereby dedicate the lands described herein as County parkland; and be it further

RESOLVED, that said lands be subjected to and afforded the protections of Local Law No. 4-1993, entitled “Erie County’s Parks Protection Law;” and be it further

RESOLVED, that the County Executive and/or Deputy County Executive is hereby authorized to execute any and all appropriate documents as may be necessary for the dedication of said land as parkland and its incorporation into Forestry Lot Number 13; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive; the Director of the Division of Budget and Management; Troy P. Schinzel, the Commissioner of the Department of Parks, Recreation and Forestry; and Assistant County Attorney Kristen M. Walder.

(COMM. 20E-8 (2014))

COUNTY EXECUTIVE

WHEREAS, pursuant to Legislative Comm. 9E-26 (2012) Contract 40 was awarded to Milherst Construction, Inc. for the installation of sanitary sewers necessary to eliminate three (3) pumping stations in the Village of Hamburg in Erie County Sewer District No. 3; and

WHEREAS, in accordance with a merger agreement with the Village of Hamburg, the Village will reimburse Erie County Sewer District No. 3 the full amount of this contract; and

WHEREAS, the Erie County Division of Sewerage Management has advised that all scheduled improvements are now completed; and

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. 40, in the final contract amount of $1,081,979.99 which includes Change Order No. 1 (final), an increase of $123,381.39, and recommends approval for final payment.

NOW, THEREFORE BE IT

RESOLVED, that Contract No. 40 between the County of Erie and Milherst Construction, Inc. (10025 County Road, Clarence Center, New York 14032-0430) is accepted in the final contract
amount of $1,081,979.99 which includes Change Order No. 1 (final), an increase of $123,381.39 and is allocated in Erie County Sewer District No. 3 Bond Account C.00062; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract 40, to Milherst Construction, Inc. for a total contract amount of $1,081,979.99; and be it further

RESOLVED, that the Clerk of the Legislature be directed to 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)

TED B. MORTON
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 257

October 23, 2014

ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 13

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

1. RESOLVED, the following item is hereby received and filed:
   a. COMM. 20M-2 (2014)
      TOWN OF CLARENCE: “Notice of Connor Road in Need of Repair and Reconstruction” (6-0)

2. COMM. 20E-4 (2014)
   COUNTY EXECUTIVE
   WHEREAS, the Intersection Improvement Project CR 268, Strickler Road @ CR 282, County Road, in the Town of Clarence, Erie County, PIN 5758.22 (the “Project”) is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs of such program; 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 Design and Construction & Construction Inspection phase of the Project, PIN 5758.22; and

   WHEREAS, the County of Erie advanced the Project’s Construction Phase via Comm. No. 13E-12 (2013) adopted on July 18, 2013; and
WHEREAS, the Project, has been advertised, bid, and awarded to the responsible low bidder Occhino Corp; and

WHEREAS, the project budget is currently estimated at $665,000.00 and the County of Erie desires to accept Federal and New York State Marchiselli funds for all phases of the Project, PIN 5758.22 through a Supplemental Agreement with NYSDOT; and

WHEREAS, the Project is budgeted in Fund 420, B.00151, 2006 Unanticipated Road & Bridge Costs-Design & Construction (Countywide) Program; and

WHEREAS, it is necessary that this approval be granted, so that the project budget can be increased for change orders for Occhino Corp. and project engineer Bergmann Associates for work related to poor soil conditions, drainage problems, and extra time needed for the contractor to finish work.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the above Strickler Road project; and be it further

RESOLVED, that the County Legislature authorizes the County of Erie to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of all phases of the Project or portions thereof; and be it further

RESOLVED, that Project B.00151, 2006 Unanticipated Road & Bridge Costs – Design & Construction (Countywide) Program, Fund 420, Business Area 123 is authorized to accept anticipated Federal and New York State Marchiselli project related revenue; and be it further

RESOLVED, that the estimated total sum of the Project, $665,000.00 is hereby appropriated from B.00151, 2006 Unanticipated Road & Bridge Costs – Design & Construction (Countywide) Program and made available to cover the cost of participation in the above phase of the project; and be it further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the full Federal and non-Federal shares of the cost of the Project's Construction and Construction Inspection phase exceeds the amount appropriated, $665,000.00, 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 is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the project and the municipality’s first instance funding of project costs and permanent funding of the local share of Federal Aid and State Aid eligible project costs and all project costs within appropriations therefor that are not so eligible; and be it further
RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the project; and be it further

RESOLVED, that the County Executive be authorized and is hereby directed to approve change orders for the Intersection Improvement Project C R 269, Strickler Road & CR 282, County Road PIN 5758.22 for the responsible low bidder Occhino Corp. and project engineer Bergmann Associates; and be it further

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

(6-0)

3. COMM. 20E-6 (2014)

COUNTY EXECUTIVE

WHEREAS, the Erie County Rath Building -15th floor current Data/Computer Room that was constructed in the early to mid-1980’s is no longer functional and the 25 years plus cooling units are not able to provide sufficient cooling for the room. This project will renovate the space utilizing a much smaller room with new state of the art cooling equipment, security and fire suppression system; and

WHEREAS, during the progress of design, additional scope changes required additional design services; and

WHEREAS, this Honorable Body has previously authorized the County Executive to enter into a General Architectural/Engineering services agreement with the firm of Trautman Associates for providing professional design and construction document services for the Rath Building Data/Computer Room Renovation; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to the firm of Trautman Associates for providing additional design and Construction administration services for the Rath Building Data/Computer Room Renovations.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to execute an Agreement Amendment with the firm of Trautman Associates for providing professional design and construction administration services for the Rath Building, Data/Computer Room Renovations for an amount not to exceed $16,000.00; and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment for all the above from SAP Project: A.20920 – Countywide IT Communication & Fire Suppression for an amount not to exceed $16,000.00; 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.

(6-0)

EDWARD A. RATH, III
CHAIR

Item 32 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 258

October 23, 2014

PUBLIC SAFETY COMMITTEE
REPORT NO. 14

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

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

a. COMM. 18E-15 (2014)
   COUNTY EXECUTIVE: “Personnel Adjustments - Erie County Correctional Health Services”
   (6-0)

b. COMM. 20M-8 (2014)
   DANIEL WARD: “Letter Regarding Possibility of a Drone Flying over Larkinville in September 2014”
   (6-0)

2. COMM. 17E-20 (2014)
   SHERIFF
   AS AMENDED
   WHEREAS, procedures have been established by Resolution #Int. 23-3 adopted on December 1, 1994; and
   WHEREAS, the Erie County Sheriff’s Office is in need of proper funding to purchase tires, vehicle parts for the safety of its officers and the Sexual Offender Registration software fee; and
   WHEREAS, the Erie County Sheriff’s Office is in need of additional funds for ammunition to continue training and qualification for its Deputies; and
   WHEREAS, there will be no impact on county tax dollars with the appropriation of these funds.
   NOW, THEREFORE, BE IT
RESOLVED, that $102,000 in available balances in the Asset Forfeiture Trust Interest Fund is hereby transferred to the Erie County Sheriff’s Office Asset Forfeiture Funded Program SA FS; and be it further

RESOLVED, that the following budgetary transactions are hereby authorized:

ERE I C O U N TY S H E R I F S O F F IC E  
A SSET F ORFEITURE F UNDED P ROGRAM S AF S

<table>
<thead>
<tr>
<th>REVENUE</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>421550 Forfeiture Crime Proceeds</td>
<td>$ 102,000</td>
<td></td>
</tr>
<tr>
<td>Total Revenue</td>
<td></td>
<td>$ 102,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>APPROPRIATION</th>
<th>Increase</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>505200 Automobile Supplies Maintenance &amp; Repair</td>
<td>$ 39,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>506200 Maintenance and Repair</td>
<td>$ 56,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>516020 Professional Service and Fees</td>
<td>$ 7,000</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total Appropriations</td>
<td></td>
<td>$ 102,000</td>
<td></td>
</tr>
</tbody>
</table>

and be it further

RESOLVED, that these expenditures meet the criteria established by the U.S. Department of Justice for the use of equitable shared funds; and be it further

RESOLVED, that certified copies be forwarded to the Division of Budget and Management, the Erie County Comptroller, the Division of Purchase and the Chief of Administration of the Sheriff for implementation.

(6-0)

3. INTRO. 18-5 (2014)  
GRANT AS AMENDED
WHEREAS, recent events across the United States have highlighted a need for increased racial awareness between Police Departments and minority communities; and

WHEREAS, the Lockport Police Department was recently made aware of the racially insensitive language used in their databases that classified African-American citizens as 'Negro,' grading people by the darkness of their skin tone; and

WHEREAS, language accepted and used by an institution can create and reinforce an unintended culture of bias; and

WHEREAS, any police or public service agency, especially those funded by tax dollars, should not utilize any terminology that could be construed as demeaning, prejudicial or derogatory toward any individual or group of people; and
WHEREAS, the Lockport Police Department should not be criticized for this transgression, yet should be commended for the modernization of their database to no longer make use of the word 'Negro' and for their commitment to diversity through training; and

WHEREAS, it is tantamount for law enforcement and public service agencies to continue their work on improving and developing effective protocols and procedures to reflect the diversity of all races and genders in our community with thoughtfulness and understanding.

NOW, THEREFORE, BE IT

RESOLVED, The Erie County Legislature directs the Department of Central Police Services to verify in a letter to the legislature that they have checked their databases to ensure that modernized racial terminology is used; and be it further

RESOLVED, that the Department of Central Police Services shall send a memo to all Police Agencies they work with in Erie County to encourage those departments to verify the same, and that the Commissioner of CPS shall provide this Legislature’s Public Safety Committee with an update concerning the aforementioned notifications at a future committee meeting; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to the Commissioner of the Department of Central Police Services; as well as to all other departments of the Erie County government; and to the Clerk of the Niagara County Legislature; Mary Jo Tamburlin (Niagara County Courthouse, 175 Hawley St., Lockport, NY 14094-2740); and to the County Manager of Niagara County, Jeffrey M. Glatz (Philo J. Brooks Co. Office Bldg., 2nd Floor, 59 Park Ave., Lockport, NY 14094).

(6-0)

4. COMM 20E-18 (2014)
COUNTY EXECUTIVE
Dear Honorable Members,

Pursuant to the power vested in me by Article 14, Section 1403 of the Erie County Charter, I hereby appoint the following to the Disaster Preparedness Advisory Board, for a term ending December 31, 2016.

Amanda Vallone
American Red Cross
786 Delaware Avenue
Buffalo, NY 14209

Thomas Trzepacz
56 Stutzman Road
Bowmansville, NY 14026

Gary Shoffstall
Army Corp of Engineers
1778 Niagara Street
Buffalo, NY 14207

Kevin Kennedy
National Grid
144 Kensington Avenue
Buffalo, NY 14214

Richard Gallivan
NYS Thruway Authority
455 Cayuga Rd, Suite 800
Cheektowaga, NY 14225

Richard Jones
NYS Department of Transportation
100 Seneca Street
Buffalo, NY 14203

Terry Reinke
NFTA
181 Ellicott Street

John Gullo
Town of West Seneca
Emergency Services

Daniel McCartan
ECMC & WNY Regional Resource Center
If you have any questions about this or any other matter, please feel free to contact my office at 858-8500.

Sincerely Yours,
Mark C. Poloncarz
(Chair’s motion to Receive, file and print)

EDWARD A. RATH, III
CHAIR

**LEGISLATOR RESOLUTIONS**

Item 33 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.
RESOLUTION NO. 259 RE: Annual Designation of Visit Buffalo Niagara as the Tourism Promotion Agency for Erie County (INTRO 21-1)

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

WHEREAS, the development, expansion and promotion of tourist travel to Erie County are of great benefit to the citizens of Erie County; and

WHEREAS, tourism spending in Erie County is reflected in bed and sales tax collections, as well as spurring a positive economic impact on amateur and professional sporting events, shopping, arts and culture and the hospitality industry; and

WHEREAS, this positive impact helps hold down property taxes and spurs economic growth and job creation; and

WHEREAS, in 1977, the New York State Legislature enacted the New York State Tourism Promotion Act to enable counties in the state to draw down funds to support their marketing and advertising campaigns; and

WHEREAS, the Tourism Promotion Act authorizes the state’s Department of Economic Development to operate a program of matching state funds for non-profit tourism promotion agencies designated by county legislative bodies as agencies that are authorized to apply for and receive grants for recognized media advertising programs; and

WHEREAS, Visit Buffalo Niagara (VBN) – formerly known as the Buffalo Niagara Convention and Visitors Bureau – has done a commendable job bringing together a diverse array of non-profit organizations, attractions, retail businesses and members of the hospitality industry to work collaboratively for the benefit of our entire region.

NOW, THEREFORE, BE IT

RESOLVED, that Visit Buffalo Niagara (VBN), having served as Erie County’s tourism promotion agency since 1974, is hereby re-designated as such for 2014-2015; and be it further

RESOLVED, that this Honorable Body does hereby request that Visit Buffalo Niagara submit the appropriate application to the New York State Department of Economic Development for state matching funds to assist VBN to finance its tourism marketing, media relations and advertising campaigns as set outlined in the New York State tourism Promotion Act; and be it further

RESOLVED, that officials of Visit Buffalo Niagara are hereby requested to appear at a future meeting of the Legislature’s Community Enrichment Committee to discuss the status of the
RESOLVED, that certified copies of this resolution be sent to the Commissioner of
the New York State Department of Economic Development, 30 South Pearl St., Albany, NY 12245;
Patrick Kaler and Leah Mueller of Visit Buffalo Niagara, 403 Main St., Suite 630, Buffalo, NY
14203; the tourism committees of both the New York State Assembly and Senate; County Executive
Mark C. Poloncarz; Maria Whyte, Commissioner of the Department of Environment & Planning,
and all other deemed necessary and proper.

Item 34 – MR. LORIGO presented the following resolution and moved for immediate
consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 260

RE: Standard Work Day for Appointed
Officials for Retirement Reporting
Purposes
(INTRO. 21-2)

A RESOLUTION TO BE SUBMITTED BY LEGISLATOR MILLS

WHEREAS, the New York State and Local Employees’ Retirement System requires that a
standard work day be established for retirement credit purposes; and

WHEREAS, in order to be in full compliance with Regulation 315.4, legislative action is
warranted.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby establishes the following as standard
work days for appointed officials and will report the following Standard Work Day to the New York
State and Local Employees’ Retirement System based on the Erie County Personnel Department’s
time-keeping system that shows hours worked:

<table>
<thead>
<tr>
<th>Title</th>
<th>Name</th>
<th>Standard Work Day</th>
<th>Term Begins/Ends</th>
<th>Participates in Employer’s Time Keeping System</th>
<th>Days/Months (Based on Record of Activities)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Appointed Officials</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Erie County Legislature</td>
<td></td>
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<td></td>
<td></td>
</tr>
<tr>
<td>Clerk of Legislature</td>
<td>Karen M. McCarthy</td>
<td>7</td>
<td>10/3/14-12/31/14</td>
<td>Y</td>
<td>N/A</td>
</tr>
</tbody>
</table>

and be it further

RESOLVED, that a certified copy of this resolution be posted on the Legislature’s website
pursuant to rules promulgated by the New York State Comptroller, and a copy shall be transmitted
by the Clerk of the Legislature to the Erie County Commissioner of Personnel and the State
Comptroller.
Item 35 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 261 RE: Appointment to the Erie County Agricultural and Farmland Protection Board (INTRO. 21-3)

A RESOLUTION TO BE SUBMITTED BY LEGISLATOR MILLS

WHEREAS, in accordance with New York State Agriculture and Markets Law, Article 25-AA, Section 302, members of the Erie County Agricultural and Farmland Protection Board are to be appointed by the Chairperson of the County Legislative Body; and

WHEREAS, among the membership of the Agricultural and Farmland Protection Board, there shall be a member appointed by the County Legislature representative of the citizens of Erie County; and

WHEREAS, action is necessary to ensure appropriate representation on this important advisory body.

NOW, THEREFORE, BE IT

RESOLVED, that Nancy R. Smith of the Western New York Land Conservancy is appointed to serve as a member of the Erie County Agricultural and Farmland Protection Board; and be it further

RESOLVED, that a copy of this resolution be forwarded to the County Executive, the Commissioner of NYS Department of Agriculture, the Commissioner of the Department of Environment and Planning, and the Chair of the Erie County Agricultural and Farmland Protection Board.

Item 36 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 262 RE: Appointment of a Member of the Erie County Legislature to the Cornell Cooperative Extension Board (INTRO. 21-4)

A RESOLUTION TO BE SUBMITTED BY LEGISLATOR MILLS

WHEREAS, the Constitution for the Cornell Cooperative Extension of Erie County in Article V, Sec. 3B (1) requires that the Erie County Legislature appoint one (1) member of the
Legislative body to serve as an ex-officio director on the Erie County Cornell Cooperative Extension’s Board of Directors; and

WHEREAS, there is currently no representative of the Erie County Legislature present on this board.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby appoints Legislator Joseph C. Lorigo, District 10, as this honorably body’s representation on the Cornell Cooperative Extension of Erie County Board of Directors.

RESOLVED, that certified copies of this resolution be sent to Diane Held the Executive Director of the Cornell Cooperative Extension of Erie County and all other parties deemed necessary and proper.

Item 37 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded. MS. DIXON abstained.

CARRIED 10-0-1.

RESOLUTION NO. 263 RE: Appointment to the Erie County Jury Board (INTRO. 21-5)

A RESOLUTION TO BE SUBMITTED BY LEGISLATOR MILLS

WHEREAS, pursuant to Section 503 of the New York State Judiciary Law the Jury Board is to include a member of the Erie County Legislature; and

WHEREAS, said appointment is to be designated by this honorable body; and

WHEREAS, there is no current appointment to the Erie County Jury Board on behalf of the Erie County Legislature.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body hereby appoints Legislator Lynne M. Dixon, District 9, to represent the Erie County Legislature on the Erie County Jury Board; and be it further

RESOLVED, that certified copies of this resolution be sent to Hon. Paula L. Feroledo the Administrative Judge of the Eighth Judicial District and any other parties deemed necessary and proper.

Item 38 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. GRANT seconded. MS. MILLER-WILLIAMS abstained.

CARRIED 10-0-1.
RESOLUTION NO. 264  

RE: Reorganization of First District Legislative Office Personal Services Budget  
(INTRO. 21-6)  

A RESOLUTION TO BE SUBMITTED BY LEGISLATOR MILLER-WILLIAMS  

WHEREAS, in order to better serve the residents of the First District of the Erie County Legislature, a reorganization is necessary of the Legislature's district office personal services budget.  

NOW, THEREFORE, BE IT  

RESOLVED, that the Erie County Legislature does hereby make the following technical budget adjustments to the Legislature's 2014 Adopted Departmental Budget, all of which can be effectuated while keeping within the Legislature's Adopted appropriation for 2014:  

DELETE one (1) Administrative Clerk Legislature (RPT), JG 8, Position Number 51012207, and one (1) Administrative Clerk Legislature (PT), JG 8, Position Number 51012206, effective November 6, 2014; and  

REPLACE with one (1) Administrative Clerk (Legislature) Full-Time, JG 8, to Fund Center 100, Cost Center 100501 7 District Office Staff, effective November 6, 2014; and be it further  

RESOLVED, that the filling of the position be in accordance with Erie County Budget Resolution Number 84, as well as all Personnel Department policies; and be it further  

RESOLVED, that the Clerk of the Legislature is directed to forward certified copies of this resolution to the Director of the Division of Budget, Management & Finance and the Commissioner of the Department of Personnel.  

Item 39 – MS. GRANT presented the following resolution and moved for consideration. MR. LOUGHRAN seconded.  

CARRIED UNANIMOUSLY.  

RESOLUTION NO. 265  

RE: Appointment of Democratic Commissioner of Elections for Erie County, To Fill Vacancy  
(INTRO. 21-7)  

A RESOLUTION TO BE SUBMITTED BY LEGISLATORS GRANT, MILLER-WILLIAMS, LOUGHRAN, BURKE & SAVAGE  

WHEREAS, on October 24, 2014, pursuant to Election Law§ 3-204, the Erie County Democratic Committee filed with the Clerk of the Erie County Legislature a Certificate of Party Recommendation, recommending Leonard Lenihan, residing at 233 Glendale Ave., Tonawanda, NY
14150, for appointment to the office of Democratic Commissioner of Elections for Erie County, to fill a vacancy in that public office; and

WHEREAS, said appointment shall commence immediately for the unexpired term that ends on December 31, 2016.

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with New York State Election Law, the Erie County Legislature hereby appoints Leonard Lenihan, residing at 233 Glendale Ave., Tonawanda, NY 14150, as Democratic Commissioner of Elections, to fill a vacancy in that public office; and be it further

RESOLVED, that said appointment shall commence immediately for the unexpired term that ends on December 31, 2016; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to Leonard Lenihan; to the Republican Commissioner of Elections, Ralph Mohr; and pursuant to Election Law§ 3-210, a certificate of appointment of Mr. Lenihan shall be filed in the offices to the Erie County Clerk and the New York State Board of Elections.

MS. GRANT moved for approval of the item. MS. MILLER-WILLIAMS seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS, MR. MORTON, MR. RATH. NOES: None. (AYES: 11; NOES: 0)

CARRIED UNANIMOUSLY.

Item 40 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. GRANT seconded.

INTRO. 21-8 from LORIGO. Citizens Salary Review Recommendation for the Office of the Erie County Executive.

CHAIR MILLS directed that a roll call vote be taken.

AYES: None. NOES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS, MR. MORTON, MR. RATH. (AYES: 0; NOES: 11)

FAILED.

Item 41 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. GRANT seconded.
INTRO. 21-9 from LORIGO. Citizens Salary Review Recommendation for the Office of the Erie County Sheriff.

CHAIR MILLS directed that a roll call vote be taken.

AYES: None. NOES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS, MR. MORTON, MR. RATH. (AYES: 0; NOES: 11)

FAILED.

Item 42 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. GRANT seconded.

INTRO. 21-10 from LORIGO. Citizens Salary Review Recommendation for the Office of the Erie County Comptroller.

CHAIR MILLS directed that a roll call vote be taken.

AYES: None. NOES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS, MR. MORTON, MR. RATH. (AYES: 0; NOES: 11)

FAILED.

Item 43 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. GRANT seconded.


CHAIR MILLS directed that a roll call vote be taken.

AYES: None. NOES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS, MR. MORTON, MR. RATH. (AYES: 0; NOES: 11)

FAILED.

Item 44 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 266 RE: Amendment to the 2014 Rules of Order Regarding Time to Presentation to Clerk (INTRO. 21-12)
A RESOLUTION TO BE SUBMITTED BY LEGISLATORS LORIGO, RATH, MILLS, HARDWICK, DIXON, & MORTON

WHEREAS, this honorable body would like to amend the Rules of Order for the Erie County Legislature; and

WHEREAS, one day notice is required to be filed with the Clerk of the Legislature pursuant to section 5.10 of the 2014 rules.

NOW, THEREFORE, BE IT

RESOLVED, section 2.33 shall be amended to read as follows:

Except as provided for in Section 2.02, all petitions, resolutions, offers, or communication of whatever nature shall be submitted to the Clerk of the Legislature before 11:00 a.m., three (3) business days prior to a regular meeting date, for presentation by the Clerk of the Legislature at the next meeting. For the purpose of this rule, business day shall be defined in reference to Section 206 of the New York State County Law.

In the event that three business days before session is a recognized holiday or a recognized holiday occurs within three business days before a regular meeting date, the appropriate clock-in day will be the first business day of the week in which the regular meeting date is held.

RESOLVED, that certified copies of this resolution be sent to all elected officials in Erie County.

Item 45 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded. MR. BURKE voted in the negative.

CARRIED 10-1.

RESOLUTION NO. 267 RE: Amendment to the 2014 Rules of Order Regarding Reduction of Agenda (INTRO. 21-13)

A RESOLUTION TO BE SUBMITTED BY LEGISLATORS LORIGO, RATH, MILLS, HARDWICK, DIXON & MORTON

WHEREAS, the Erie County Legislature would like to amend the Erie County Rules of Order for the Erie County Legislature; and

WHEREAS, one day notice is required to be filed with the Clerk of the Legislature pursuant to section 5.10 of the 2014 rules.

NOW, THEREFORE, BE IT

RESOLVED, that the following subsection replace the current section 5.05:
5.05 OPEN ITEMS IN COMMITTEE RECEIVE AND FILE/RECEIVE, FILE AND PRINT:

Any item on a committee agenda, including but not limited to Local Laws, Resolutions, communications from the departments, and communications from other officials will be removed from the agenda one (1) calendar year from the date of their introduction. The Chair of the Committee may, on his or her motion, keep an expired item on the table for an additional calendar year. The motion to leave an item on the table is not amendable or debatable, and can only be challenged in accordance with Section 2.08 herein.

RESOLVED, that certified copies of this resolution be sent to all elected officials in Erie County.

Item 46 – CHAIR MILLS directed that the following resolution be referred to the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

INTRO 21-14 from GRANT & BURKE. Encouraging the State Attorney General to Enforce Laws Against Geographically-Based Zone Pricing.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

None.

SUSPENSION OF THE RULES

Item 47 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 21-15 from LEGISLATOR MILLS. Re: Appointment to the Citizens' Budget Review Commission.

MR. LORIGO moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 268

A RESOLUTION TO BE SUBMITTED BY LEGISLATOR MILLS

WHEREAS, the Erie County Legislature unanimously approved, and the County Executive signed, a local law introduction reinstituting a Citizens' Budget Review Commission for the County; and
WHEREAS, the Commission shall assist and advise the Legislature in the oversight of the County's budget, and to monitor County finances, ensure the long-term fiscal stability of Erie County, prevent the concealment of County deficits, and to help provide the Legislature with enough time and information to respond to budgetary problems, according to their Charter mandate; and

WHEREAS, according to the provisions of Local Law No.2 of 2012, specifically Section 2618 (c) [Membership; Terms; Vacancies], specific categories of appointments shall be made on an annual basis, of members of the Commission; and

WHEREAS, one of the members of the Commission, Kim Bowers, is no longer able to serve the public through the Citizens Budget Review Commission and therefore the vacancy must be filled.

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Local Law No. 2 of 2012, the following individual is hereby appointed by this Honorable Body to serve as a member of the Erie County Citizens’ Budget Review Commission, for a term that will expire on December 31, 2014:

Appointee: Jorge S. deRosas  
77 Middlebury Rd. Orchard Park, NY 14127

Membership Category: Represents a cross-section of the County’s diverse population and has a depth of appropriate experience and expertise.

RESOLVED, that certified copies of this resolution be conveyed to the County Executive, Erie County Fiscal Stability Authority, Comptroller, County Attorney, Budget Director, the Erie County Citizens' Budget Review Commission appointees at the addresses listed above, and all other parties deemed necessary and proper.

Item 48 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 21M-12 from the BUFFALO & EC PUBLIC LIBRARY. Re: Information Requested by Legislators Lorigo and Rath from Committee Meeting Testimony.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM LEGISLATOR MILLER-WILLIAMS

Item 49 – MR. LORIGO presented the following resolution and moved for consideration. MS. DIXON seconded. MS. MILLER-WILLIAMS abstained.
CARRIED 10-0-1.

RESOLUTION NO. 269 RE: Lease Agreement for Legislative Office Space (COMM. 21E-1)

RESOLVED, the Erie County Executive is hereby authorized to sign a One (1) Year Lease Agreement (Term of 01/01/2014-12/31/2014) with Towne Gardens, LLC for Legislative office space for Barbara Miller-Williams, located at 440 Clinton Street, Buffalo, New York 14202 for a monthly rate of $799.

FROM THE COUNTY EXECUTIVE

Item 50 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 270 RE: Buffalo and Erie County Botanical Garden 2014 - Houses 2 & 3 Renovation Winter Protection Package (COMM. 21E-2)

WHEREAS, the Department of Public Works received bids for the Buffalo and Erie County Botanical Gardens 2014 Houses 2 & 3 Renovation Winter Protection Package on October 7, 2014; and

WHEREAS, the Department of Public Works along with Foit Albert Associates are recommending award of contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into a contract with the lowest responsible bidder for the Buffalo and Erie County Botanical Gardens 2014 Houses 2 & 3 Renovation Winter Protection Package for an amount not to exceed as follows:

General Construction Work
Nichter Construction, Inc. Base Bid: $21,000.00

and be it further

RESOLVED, that the sum of $5,000 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 the additional funding from SAP project accounts as follows:

A.13002- 2013 Buffalo & Erie County Botanical Gardens Master Plan Implementation $26,000.00

; and be it further

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

FROM THE COUNTY EXECUTIVE & SHERIFF

Item 51 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 271

RE: Jail Management Division Funds Transfer

(WH) COMM. 21E-3

WHEREAS, the Jail Management Division finds it necessary to make certain purchases for the safe and efficient operation of the Erie County Holding Center and Erie County Correctional Facility, and

WHEREAS, the transport vehicles utilized by the holding center and correctional facility are in need of tires and parts for proper and safe operation of the vehicles, and

WHEREAS, the maintenance of the transportation vehicles provide for increased security and safety for the Deputies and inmates, and

WHEREAS, Erie County Sheriff’s Office Jail Management Division needs ammunition for the proper training for effective and efficient use of firearms, and

WHEREAS, each year officers and Basic Corrections Academy recruits need to qualify for weapons use, and

WHEREAS, necessary funds exist within the Jail Phone Revenue Trust account, and

WHEREAS, pursuant to Communication 6E-24 approved by your Body on May 9, 2013, the County Executive and the Sheriff jointly agree that available telephone revenue should be utilized for these purposes.

NOW, THEREFORE BE IT
RESOLVED, that the Division of Budget and Management is hereby authorized to transfer $100,000 from the Jail Phone Revenue Trust Account to the Jail Phone Revenue Account (#415622) and increase the following accounts within the Jail Management Division:

JAIL PHONE REVENUE ACCOUNT

<table>
<thead>
<tr>
<th>APPROPRIATION</th>
<th>Increase</th>
</tr>
</thead>
<tbody>
<tr>
<td>505600 Automobile Supplies</td>
<td>$ 35,000</td>
</tr>
<tr>
<td>506200 Maintenance and Repair</td>
<td>$ 45,000</td>
</tr>
<tr>
<td>561410 Lab and Technical Equipment</td>
<td>$ 20,000</td>
</tr>
<tr>
<td>Total Appropriations</td>
<td>$ 100,000</td>
</tr>
</tbody>
</table>

and be it further;

RESOLVED, that certified copies of this resolution be transmitted to the Erie County Sheriff’s Chief of Administration, the County Executive, the Division of Budget and Management and the Office of Comptroller.

FROM CHAIR MILLS


Received, filed and printed.

Dear Ms. McCarthy:

Please be advised that there is a need to call a Public Hearing to consider the recommendations of the Citizens Salary Review Commission of Erie County.

This public hearing is in accordance with the Erie County Charter §202.3 (1) which directs the legislature to hold at least one public hearing to solicit public input on said commission’s recommendations.

The Erie County Legislature is to hold a PUBLIC HEARING to consider the abovementioned at 5:30 p.m. on October 30, 2014 in the Chambers of the Erie County Legislature located at Old County Hall, 92 Franklin Street, 4th Floor, Buffalo, New York 14202.

Thank You for your attention to this matter.

Sincerely,
John J. Mills, Chair

FROM CHAIR MILLS

Item 53 – (COMM. 21E-5) Appointment of Legislators Morton and Grant to Serve on Finance and Management/Budget Committee
Received, filed and printed.

Dear Ms. McCarthy,

Pursuant to Section 1.01(12) and Section 3.02 of the Erie County Legislature’s 2014 Rules of Order, I hereby appoint Legislator Ted B. Morton and Minority Leader Betty Jean Grant to serve as members of the Finance and Management/Budget Committee.

Yours very truly,
John J. Mills – Chairman

FROM CHAIR MILLS

Item 54 – (COMM. 21E-6) 2015 Budget Hearing Schedule for the County Executive's 2015 Tentative Budget

Received, filed and printed.

Dear Ms. McCarthy:

Attached please find the budget hearing schedule for the 2015 tentative Erie County Budget, to be conducted by the Legislature’s Finance & Management/Budget Committee on November 17th, 18th, 19th, 20th and 21st, 2014.

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,
John J. Mills, Chair of the Erie County Legislature

REVISED
BUDGET HEARING SCHEDULE
2015 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

MONDAY, NOVEMBER 17, 2014
9:00 AM - 11:00 AM
Budget Presentation:
Robert Keating, Budget Director
Item 55 – (COMM. 21E-7) Appointment to the Citizens Budget Review Commission

Received, filed and printed.

Dear Honorable Members:

Pursuant to the Erie County Charter, I, Mark C. Poloncarz, Erie County Executive do hereby submit the following individual to be appointed to the Citizens Budget Review Commission:
Jud R. Payne  
2 Ashford Place  
Depew, NY 14043

Sincerely,  
Mark C. Poloncarz, Esq., Erie County Executive

FROM LEGISLATORS LORIGO & RATH

Item 56 – (COMM. 21E-8) Letter to B&ECPL Director Regarding Follow-Up Information From Committee Meeting Testimony

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM LEGISLATOR MILLER-WILLIAMS

Item 57 – (COMM. 21E-9) Letters of Support for the Buffalo City Mission Expansion Project

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 58 – (COMM. 21E-10) Payment in Lieu of Taxes (PILOT) Agreement for Bellamy Commons, City of Buffalo - Affordable Housing Development

Item 59 – (COMM. 21E-11) Budget Adjustment - Bicycle/Pedestrian Trail Construction

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

FROM THE COUNTY EXECUTIVE

Item 60 – (COMM. 21E-12) Black Rock Canal Park Improvements Phase II - Contractor Bid Deposits

Item 61 – (COMM. 21E-13) EC Sewer District No. 2 - Revocable Permit - Wendt Beach Park Property

Item 62 – (COMM. 21E-14) EC Sewer District No. 3 - Brookview Apartments of WNY, Town of Hamburg

Item 63 – (COMM. 21E-15) EC Sewer District Nos. 1-6 & 8 - 2015 User charges

Item 64 – (COMM. 21E-16) EC Sewer District No. 6 - Kennedy Drive Sanitary Sewer Rehabilitation Project, City of Lackawanna - Contract No. 51 Opening Bid
Item 65 – (COMM. 21E-17) Solid Waste Management Board Memorandum of Understanding

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

FROM THE COUNTY EXECUTIVE

Item 66 – (COMM. 21E-18) WNY Sustainable Business Roundtable (Oct 1, 2014 - Sept 30, 2016) - Acceptance of Grant Funding, Program Budget, Personnel Adjustment

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM CHAIR MILLS

Item 67 – (COMM. 21E-19) Subpoena of Director, Department of Weights & Measures to Appear at Committee Meeting

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COMPTROLLER


Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 69 – (COMM. 21E-21) Transfer of Surplus County Owned Land Locked Parcels, Town of Newstead

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 70 – (COMM. 21E-22) 2015 EC Budget and Comptroller's Request to Delete Audit Positions

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

FROM THE COMPTROLLER

Item 71 – (COMM. 21E-23) Review of Poloncarz Administration's 2015 Tentative Budget Revenue and Expense Projections

Received and referred to the FINANCE & MANAGEMENT/BUDGET COMMITTEE.
FROM THE COUNTY EXECUTIVE


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

FROM THE COUNTY EXECUTIVE

Item 73 – (COMM. 21E-25) EC Encroachment Policy for County Owned Lands

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 74 – (COMM. 21E-26) Acceptance of TANF Domestic Violence Funds and Adjustment to Non-Residential Domestic Violence Contracts

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 75 – (COMM. 21E-27) Acceptance of FY2014 Hazmat Grant

Item 76 – (COMM. 21E-28) Acceptance of FY2014 State Homeland Security Program (SHSP) Funds

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

Item 77 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 272

RE: Correctional Health Division – Department of Health - Transfer of Funds

(COMM. 21E-29)

WHEREAS, a protracted process to hire and orient staff for critical positions in the Department of Health's Correctional Health Division has led to an increased utilization of contract nursing agencies: and

WHEREAS, the Department of Health has determined that in that in Account 516020 Professional Services Contracts and Fees expenditures will exceed appropriations by $712,000; and

WHEREAS, the Adopted 2014 Health Department Budget provides funding to provide medical services at the Erie County Holding Center and the Erie County Correctional Facility; and
WHEREAS, a transfer of funds must be made in order to fulfill the Department’s commitment to the Erie County Sheriff’s Department- Jail Medical Division and to remain in compliance with the Stipulated Order of Dismissal signed with the US Department of Justice.

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: Correctional Health - Fund Center 12760
  - Expense Account 516050  Payments to ECMC: $(712,000)
  - Expense Account 516020  Professional Services Contracts and Fees: $712,000
    - Net: -0-

and be it further

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

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE CLERK OF THE LEGISLATURE

Item 78 – (COMM. 21D-1) Letter to Legislature Regarding Notice of Public Hearing Regarding County Executive's 2015 Tentative Budget

Item 79 – (COMM. 21D-2) Notice of Public Hearing Regarding County Executive's 2015 Tentative Budget


Item 82 – (COMM. 21D-5) Supporting Materials Given During Public Hearing Regarding Recommendations of Citizens' Salary Review Commission

The above five items were received and filed.

FROM THE DEPARTMENT OF ENVIRONMENT & PLANNING
Item 83 – (COMM. 21D-6) EC Agricultural Districts Inclusion of Viable Agricultural Land 2014 Report

Item 84 – (COMM. 21D-7) Agricultural District No. 16, Towns of Lancaster, Alden - Eight-Year Review Report

Item 85 – (COMM. 21D-8) Agricultural District No. 17, Town of Amherst - Eight-Year Review Report

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE DEPARTMENT OF ENVIRONMENT & PLANNING

Item 86 – (COMM. 21D-9) Initiatives for a Smart Economy - July 2014 Reports

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE DIRECTOR, DEPARTMENT OF BUDGET AND MANAGEMENT

Item 87 – (COMM. 21D-10) 2015 Tentative Budget Revenue and Expense Projections

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

FROM THE COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES

Item 88 – (COMM. 21D-11) Comm. 12E-34 Compliance Report - September - CPS Caseloads

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE EC DEMOCRATIC COMMITTEE

Item 89 – (COMM. 21M-1) Recommendation of Leonard Lenihan as Commissioner of Elections

Received and filed.

FROM THE BUFFALO & EC PUBLIC LIBRARY

Item 90 – (COMM. 21M-2) Letter Regarding Follow-Up Information From Committee Meeting Testimony

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE TOWN CLERK, TOWN OF NEWSTEAD
Item 91 – (COMM. 21M-3) Resolution Supporting Niagara Military Affairs Council Initiative

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE TOWN CLERK, TOWN OF TONAWANDA

Item 92 – (COMM. 21M-4) Resolution Supporting Niagara Military Affairs Council Initiative

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE MAYOR, VILLAGE OF HAMBURG

Item 93 – (COMM. 21M-5) Letter to DPW Regarding Bicycle Lanes and Sharrow Markings on Main St and Buffalo St, and Legion Dr, Village of Hamburg

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM LEE COPPOLA

Item 94 – (COMM. 21M-6) Letter to DPW Regarding Maintenance of McKinley Park Median, Town of Hamburg

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE NY POWER AUTHORITY

Item 95 – (COMM. 21M-7) Winter Mooring Relocation Project Request for SEQRA Lead Agency Concurrence

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE EXECUTIVE DIRECTOR, BUFFALO PLACE INC

Item 96 – (COMM. 21M-8) Letter Regarding Buffalo Place's 2015 Budget

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE AMHERST SYMPHONY ORCHESTRA ASSOCIATION

Item 97 – (COMM. 21M-9) Letter of Support for the County Executive's 2015 Budget Request for Funding of the Arts and Culturals

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

FROM THE BUFFALO & EC PUBLIC LIBRARY
Item 98 – (COMM. 21M-10) Letters of Support for Funding of the Library System

Item 99 – (COMM. 21M-11) Acknowledgement of Letters of Support for Funding of the Library

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

ANNOUNCEMENTS

Item 100 – CHAIR MILLS announced that a Public Hearing is scheduled for Monday, November 24, 2014 at 5:00 PM to hear public comment on the County Executive’s 2015 Tentative Budget.

Item 101 – CHAIR MILLS announced that the committee schedules and agendas have been distributed.

MEMORIAL RESOLUTIONS

Item 102 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Kitty Turgeon.

Item 103 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of James J. Depsey.

Item 104 – Legislator Mills requested that when the Legislature adjourns, it do so in memory of John Wilson.

Item 105 – Legislator Morton requested that when the Legislature adjourns, it do so in memory of Jacob Tanner.

Item 106 – Legislator Savage requested that when the Legislature adjourns, it do so in memory of Daniel Ludwig.

ADJOURNMENT

Item 107 - 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, November 20, 2014 at 2:00 p.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.
CHAIR MILLS declared the Legislature adjourned until Thursday, November 20, 2014 at 2:00 p.m. Eastern Standard Time.

KAREN M. McCARTHY
CLERK OF THE LEGISLATURE