



# TOWN OF MARILLA

ECLEG MAY 26 '15 AM 8:18

S-1740 TWO ROD ROAD  
MARILLA, NEW YORK 14102

(716) 652-5350  
FAX: (716) 652-2541  
TDD 1-800-662-1220

**Motion:** Councilwoman Lathrop, seconded by Councilman Handley to approve the following 911 resolution:

WHEREAS, 911 is a critical component for the citizens of Erie County and the delivery of Police and Emergency Services and the traditional landline phones are accurate with the exact location for emergency calls, and

WHEREAS, more people are now calling 911 from cell phones with over 492,615 wireless calls being made in 2014 to Erie County 911 Center and in an emergency every minute and seconds count when an attempt is made to get Phase 2 location information, and

WHEREAS, the 911 center asks the network for the phones actual location, that is Phase 2, and even after multiple re-bids or re-transits to the cell carriers for better information it is impossible to get an exact location when trying to locate the emergency which can be inaccurate or at times doesn't give the location at all, and

WHEREAS, every cell phone subscriber in New York State pays \$1.20 to Albany each month which was intended to support counties and their endeavor to update and maintain their development of next generation 911 technology, the consolidation of current 911 services, and improvements to public safety communication systems across the State, and

WHEREAS, Erie County estimates cell phone subscribers in Erie County paid about \$8.8 million to Albany in 2014 through this surcharge, and surcharge funds collected in 2012 in New York State were in excess of \$200 million with less than \$10 million being disbursed to County level 911 services, and

WHEREAS, according to the FCC, New York State was one of six states in 2013 to divert funding from a 911 surcharge account for unrelated purposes and this improper distribution is hampering public safety in Erie County and throughout Western New York.

NOW, THEREFORE, BE IT RESOLVED, that the Association of Erie County Governments requests the State of New York to appropriately disburse the funds collected through the public safety communications surcharge as laid out in Bill S2963/A3561 (2015); and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Honorable Governor Andrew M. Cuomo, Honorable Senate Majority Leader Dean Skelos, Majority Leader of Independent Democratic Caucus Jeff Klein, Honorable Senate Minority Leader Andrea Stewart-Cousins, Honorable Speaker of the Assembly Carl E. Heastie, Honorable Majority Leader of the Assembly Joseph Morelle, Honorable Minority Leader of the Assembly Brian Kolb, and the Western New York Delegation and Erie County Executive Mark Poloncarz and the Erie County Legislature.

Roll Call Vote:

Councilwoman Spanitz – Aye  
Councilwoman Lathrop – Aye  
Supervisor Gingerich – Aye

Councilman Handley – Aye  
Councilwoman Beats - Aye  
Motion

Comm. 11M-9

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## CLERK CERTIFICATION

State of New York  
County of Erie

I, the undersigned Town Clerk of the Town of Marilla, DO HEREBY CERTIFY as follows:

1. Regular meeting of the Town Board of the Town of Marilla, Erie County, State of New York, were held on May 14, 2015 Minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board.
2. I have compared the attached Extracts of this Resolution from the May 14, 2015 with said Minutes so recorded and said Extracts are a true copy of said Minutes and of the whole thereof insofar as said minutes relate to matters referred to in said Extracts.
3. Said Minutes correctly state the time when said Meeting was convened and the place where such Meeting was held and the members of said Board who attended said meeting.
4. Public Notice of the time and place of said Meeting and Public Hearing was duly posted and duly given to the public and the news media in accordance with the Open Meetings Law, constituting Chapter 511 of the Laws of 1976 of the State of New York, and that all members of said Board had due notice of said Meeting and that the Meeting was in all respects duly held and a quorum was present and acted throughout.

In witness whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of the Town of Marilla this 19<sup>th</sup> day of May 2015.

 Marilla Town Clerk