

TIMOTHY B. HOWARD  
SHERIFF

MARK N. WIPPERMAN  
UNDERSHERIFF



SHERIFF OF ERIE COUNTY

ADMINISTRATIVE OFFICES

10 DELAWARE AVENUE  
BUFFALO, NEW YORK 14202-3913  
(716) 858-7618  
FAX: (716) 858-7680

POLICE SERVICES

45 ELM STREET  
BUFFALO, NEW YORK 14203  
(716) 858-7618  
FAX: (716) 858-3277  
WEBSITE: <http://www.erie.gov/sheriff>

October 6, 2016

ECLEG OCT 10 2016 10:11:43

The Honorable  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, New York 14202

Re: **Millings for Erie County Sheriff's Office Heliport**  
**IMMEDIATE CONSIDERATION**

Honorable Members:

Attached please find a proposed resolution and accompanying memorandum from the Erie County Sheriff's Office and Department of Public Works – Division of Highway, seeking authorization to deliver excess road millings to the heliport leased by the County of Erie and the Erie County Sheriff's Aviation Unit. The millings will be used to repair and maintain the driveway and parking lot at the landlord's expense.

Representatives of the Sheriff's Office will be available to answer any questions.

Very truly yours,

TIMOTHY B. HOWARD  
SHERIFF OF ERIE COUNTY

Attachments

## ACCOMPANYING MEMORANDUM

**Re: Millings for Erie County Sheriff's Office Heliport**  
**IMMEDIATE CONSIDERATION**

I. Summary of Recommended Action

The attached resolution requests authorization for the Erie County Department of Public Works – Division of Highway to delivery excess road millings to the Erie County Sheriff's Heliport at 7941 Versailles Plank, Angola, New York.

II. Fiscal Implications of Proposal

The cost of delivery of the product is \$600.00 which encompasses fuel, wages, and depreciation.

III. Reasons for Recommendation

As part of the current lease requirements, the County of Erie is to supply Evans Airways, owned and operated by W.J. Milligan Trust, excess road millings for repair and maintenance of the drive way and parking lot utilized by the Erie County Sheriff's Office Aviation Unit.

IV. Consequence of Negative Action

The County of Erie would not be able to fulfill its lease obligations and the driveway and parking lot of the heliport cannot be repaired and maintained.

V. Steps Following Approval of Measure

Certified copies of the approved resolution are sent to the County Executive, The Department of Public Works – Division of Highway, the County Attorney's Office, and the Chief of Administration of the Sheriff Office for implementation.

## **PROPOSED RESOLUTION**

**Re: Millings for Erie County Sheriff's Office Heliport**  
**IMMEDIATE CONSIDERATION**

WHEREAS, the Erie County Sheriff's Office operates one of the most identifiable piece of law enforcement equipment in the area; and

WHEREAS, Air-1 is a regional asset which assists various County departments, local law enforcement agencies, and municipalities throughout Western New York; and

WHEREAS, it is vital to the operation of Erie County Sheriff's Aviation Unit members to have safe access and parking at the heliport when called out for a mission; and

WHEREAS, W.J. Milligan Trust, the landlord of Evans Airways, has been maintained the driveway and parking lot through the past five years with minimal material; and

WHEREAS, the landlord needs to make improvements and repairs to the driveway and parking lot at the heliport; and

WHEREAS, the Erie County Sheriff's Office is the only leasee at Evans Airways and therefore the cause of the wear and tear to the driveway and parking lots; and

WHEREAS, as part of the authorized lease, the County of Erie is required to deliver excess millings to allow the landlord to repair and maintain the driveway and the parking lot at the landlords expense; and

WHEREAS, the Department of Public Works – Division of Highways has an abundance of millings at the Hamburg District; and

WHEREAS, the Department of Public Works would deliver no more than five truck loads to the heliport and unload on the property at a location chosen by the landlord.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Erie County Department of Public Works – Division of Highway is here by authorized to deliver an amount not to exceed five (5) truckloads of excess millings from the Hamburg District facility; and be it further

**RESOLVED**, that the Erie County Department of Public Works is only authorized to deliver the authorized amount to Evans Airways located at 7941 Versailles Plank, Angola, New York

**RESOLVED**, that the landlord and operator of Evans Airways, M.J. Milligan Trust, accepts all responsibility of storing and spreading the material at the heliport without assistance or equipment from county owned machinery, and be it further

**RESOLVED**, that the Clerk of the Legislature send certified copies to the County Executive, The Department of Public Works – Division of Highway, the County Attorney’s Office, and the Chief of Administration of the Sheriff Office for implementation.