

SUSPENSION

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October 20, 2016

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

**Re: Heliport Lease**

Honorable Members:

Attached please find a proposed resolution and accompanying memorandum from the Erie County Sheriff's Office seeking authorization to enter into a lease with W.J. Milligan Trust for a 5-year lease for the Sheriff's office helicopter.

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

Very truly yours,

  
TIMOTHY B. HOWARD  
SHERIFF OF ERIE COUNTY

Attachments

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## ACCOMPANYING MEMORANDUM

**Re: Heliport Lease**

**I. Summary of Recommended Action**

The attached resolution requests authorization for the county of Erie and the Erie County Sheriff's Office to enter into 5-year lease agreement with W.J. Milligan Trust for use of the airfield and hangar located at 7941 Versailles Plank, Angola, New York for the Erie County Sheriff's Office helicopter (Air-1).

**II. Fiscal Implications of Proposal**

The cost of the lease is \$165,000.00 over the life of the lease.

**III. Reasons for Recommendation**

The current lease for the airfield and hangar use for Air-1 is set to expire on December 31, 2016 and the landlord and the County have negotiated a new 5-year lease for use of Evans Airways, owned and operated by W.J. Milligan Trust and the parties need legislative approval to enter into the new agreement.

**IV. Consequence of Negative Action**

The Erie County Sheriff's Office would be without an airfield and hanger for Air-1.

**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.

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## PROPOSED RESOLUTION

**Re: Heliport Lease**

WHEREAS, the current lease for use of the Evans Airways airfield and hangar for the Erie County Sheriff's Office helicopter (Air-1) is set to expire on December 31, 2016; and

WHEREAS, Air-1 uses this air field and hangar to launch all regional aviation missions from and has proven to be accessible and proves to be a preferred geographically location for all deployments for all Western New York Missions; and

WHEREAS, current airfield and hangar inventory in Erie County does not provide the Sheriff's Office or the County of Erie to same accommodations and benefits as the Evans Airways location with its secure ingress and egress and sole occupancy; and

WHEREAS, being the sole operator at the Evans Airways airfield eliminates any delay caused by ground or air traffic; and

WHEREAS, this terms of the lease do not extend beyond the life expectancy of Air-1; and

WHEREAS, County Attorney's Office and the Erie County Sheriff's Office collaborated on the terms of the new lease and find its terms acceptable to the County's standards.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Erie County legislature does hereby authorize the County of Erie and the Erie County Sheriff's Office to enter into a 5-year lease agreement for use Evans Airways located at 7941 Versailles Plank, Angola, New York with W.J. Milligan Trust; and be it further

**RESOLVED**, that County of Erie authorized to pay amount within the lease terms as follows:

Tenant shall pay to Landlord as rent during the Term, the amount of  
Thirty One Thousand Dollars (\$31,000) in 2017  
Thirty Two Thousand Dollars (\$32,000) in 2018  
Thirty Three Thousand Dollars (\$33,000) in 2019  
Thirty Four Thousand Dollars (\$34,000) in 2020  
Thirty Five Thousand Dollars (\$35,000) in 2021

And be it further

**RESOLVED**, the Erie County Comptroller's Office is hereby authorized to release the designated funds and make payments as necessary; and be it further

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**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.