

**A RESOLUTION TO BE SUBMITTED BY  
LEGISLATORS LOUGHRAN, LORIGO, MILLS, RATH, DIXON, AND HARDWICK**

**Re: Calling for Resignation of Erie County Water Authority Commissioner Schad**

**WHEREAS**, New York State's Authorities Budget Office (ABO) recently conducted a review of the Erie County Water Authority and its past practices; and

**WHEREAS**, the ABO came to the conclusion that Water Authority officers have failed in numerous duties as required by State Law and should no longer serve the people of Erie County; and

**WHEREAS**, the report states that Water Authority Commissioners have refused to provide requested documents in violation of the New York State Freedom of Information Act; and

**WHEREAS**, the report also states the Commissioners have failed to meet their fiduciary duty to the Erie County Water Authority, and therefore to the residents of Erie County, as is required by New York State Public Authorities Law by failing to act independently and routinely voting for items without having taken any time to review them; and

**WHEREAS**, the Commissioners have also failed to provide proper notice of public meetings along with additional regulations put forth by the New York State Open Meetings laws; and

**WHEREAS**, the offending activities were conducted in secret and approved by unanimous votes and as a result have led to the censuring of all sitting commissioners during the time period of the review by the Authorities Budget Office, including Jerome Schad, Robert Anderson and Karl Simmeth; and

**WHEREAS**, it is the finding of this body that transparency and honesty are vital to keeping the public trust in government; and

**WHEREAS**, it is a determination of this body that all Commissioners of the Erie County Water Authority censured in the Authorities Budget Office report should tender their resignations immediately; and

**WHEREAS**, two of the three commissioners named in the report have already left their positions, Commissioner Jerome Schad is the only remaining member.

**NOW, THEREFORE, BE IT**

**RESOVLED**, this honorable body hereby calls for the resignation of Erie County Water Authority Commissioner Jerome Schad; and, be it further

**RESOLVED**, that certified copies of this resolution be sent to the Erie County Water Authority and any other party deemed necessary and proper.

Fiscal Impact: None