

**ERIE COUNTY LEGISLATURE
MEETING NO. 2
JANUARY 18, 2018**

The Legislature was called to order by Chair Savage.

All members present.

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

The Pledge of Allegiance was led by Mr. Loughran.

Item 1 – CHAIR SAVAGE directed that the Rules of the Legislature for 2018 shall remain on the table.

GRANTED.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MS. BASKIN moved for the approval of the minutes for Meeting Number 1 from 2018. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MR. HARDWICK presented a resolution Honoring Ronald C. Trabucco Upon His Retirement as City Attorney for the City of Tonawanda.

Item 6 – MS. MILLER-WILLIAMS presented a resolution Honoring Ms. Dinorah Santos as the Erie County Legislature Citizen of the Month for January, 2018.

MS. BASKIN moved for consideration of the above two items. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

MS. BASKIN moved to amend the above two items by including Et Al Sponsorship. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

MS. BASKIN moved for approval of the above two items as amended. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 7 – CHAIR SAVAGE directed that Local Law No. 1 (Print #2) 2017 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 8 – CHAIR SAVAGE directed that Local Law No. 4 (Print #1) 2017 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 9 – CHAIR SAVAGE directed that Local Law No. 5 (Print #2) 2017 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 10 – CHAIR SAVAGE directed that Local Law No. 6 (Print #1) 2017 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 11 – CHAIR SAVAGE directed that Local Law No. 8 (Print #1) 2017 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 12 – CHAIR SAVAGE directed that Local Law No. 12 (Print #1) 2017 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 13 – CHAIR SAVAGE directed that Local Law No. 14 (Print #1) 2017 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Item 14 – CHAIR SAVAGE directed that Local Law No. 15 (Print #1) 2017 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 15 – CHAIR SAVAGE directed that Local Law No. 16 (Print #1) 2017 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 16 – CHAIR SAVAGE directed that Local Law No. 17 (Print #1) 2017 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 17 – CHAIR SAVAGE directed that Local Law No. 20 (Print #1) 2017 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Item 18 – CHAIR SAVAGE directed that Local Law No. 21 (Print #1) 2017 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Item 19 – CHAIR SAVAGE directed that Local Law No. 22 (Print #1) 2017 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 20 – CHAIR SAVAGE directed that Local Law No. 23 (Print #1) 2017 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 21 – MS. BASKIN presented the following report and moved for immediate consideration and approval. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 8

January 11, 2018	PUBLIC SAFETY COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT.

CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 24E-16 (2017)
COUNTY EXECUTIVE

WHEREAS, the Department of Central Police Services is in the process of upgrading the CHARMS system which is utilized by law enforcement agencies throughout Erie County; and

WHEREAS, the E-911 Fund provides support for the CHARMS system; and

WHEREAS, there are sufficient funds in the E-911 Fund to provide for the system upgrade.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided to issue a purchase order to Globalquest Solutions, Inc., a local WBE/New York State contract vendor, in the amount of \$9,800 to provide the professional technical staff for this project; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Division of Budget and Management, the Office of the Comptroller, the Bureau of Purchase, and the Department of Central Police Services, attention: Brian Speers.

(6-0)

**APRIL N.M. BASKIN
CHAIR**

Item 22 – MS. BASKIN presented the following report and moved for immediate consideration and approval. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 9

January 11, 2018	MINORITY & WOMEN BUSINESS ENTERPRISE COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLS.
CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, all items are hereby tabled.

**APRIL N.M. BASKIN
CHAIR**

Item 23 – MS. MILLER-WILLIAMS presented the following report and moved for immediate consideration and approval. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 10

January 11, 2018	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLS.
CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 24E-15 (2018)
COMPTROLLER: "Performance Audit of Electronic Payment Processing for Period Apr. 1, 2015 - Mar. 31, 2016"
(Chair's ruling)
 - b. COMM. 24D-7 (2017)
DIRECTOR, DEPARTMENT OF BUDGET & MANAGEMENT: "Budget Monitoring Report for Period Ending Oct. 2017"
(Chair's ruling)
2. COMM. 1E-10 (2018)
COUNTY EXECUTIVE

WHEREAS, it is the mission of the Buffalo Erie Niagara Land Improvement Corporation (BENLIC) to confront and alleviate the problems distressed properties cause to communities by supporting municipal and regional revitalization efforts and strategically acquiring, improving, assembling, and selling distressed, vacant, abandoned, and/or tax-delinquent properties; and

WHEREAS, section 1616(i) of the New York Not-for-Profit Corporation Law provides that New York Land banks, including BENLIC, may tender a pre-emptive bid at tax sales in an amount equal to the total amount of all municipal claims and liens which were the basis for the judgment and in the event of such tender by a land bank, the property shall be deemed sold to the land bank regardless of any bids by any other third parties; and

WHEREAS, the bid of the land bank shall be paid as to its form, substance, and timing according to such agreement as is mutually acceptable to the plaintiff and the land bank wherein the obligation of the land bank to perform in accordance with such agreement shall be deemed to be in full satisfaction of the municipal claim which was the basis for the judgment; and

WHEREAS, it is anticipated that BENLIC will exercise its pre-emptive bid powers at the City of Lackawanna Foreclosure Sale; and

WHEREAS, agreements between the City of Lackawanna and BENLIC are necessary to outline the obligations of BENLIC and the expected repayment, if any, of the City and County taxes which were the basis for the judgment.

NOW, THEREFORE, BE IT

RESOLVED, that the County, through its Director of Real Property Tax Services, is hereby authorized to enter into agreements with BENLIC which outline the obligations by BENLIC and the expected repayment, if any, of the County taxes which were the basis for the judgment consistent with the Property Tax and Maintenance/Foreclosure Cost Recapture Policy for the City of Lackawanna Foreclosure Sale; and be it further

RESOLVED, that to the extent that such agreement results in the repayment of county taxes in the amount less than the amount of County taxes which were the basis for the judgment, pursuant to Section 12-1.0 of the Erie County Tax Act the Director of Real Property Tax Services is hereby authorized to cancel such past due real property taxes; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, The Office of Erie County Comptroller, County Attorney, City of Lackawanna, Director of Real Property Tax Services and the Buffalo Erie Niagara Land Improvement Corporation.
(5-0)

**BARBARA MILLER-WILLIAMS
CHAIR**

Item 24 – MR. BURKE presented the following report and moved for immediate consideration and approval. MR. BRUSO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 11

January 11, 2018	GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT.
CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO. 13-1 (2017)
BURKE: “Showing Support for the 21,000 AT&T Wireless Employees Represented by the Communication Workers of America Fighting for a New Union Contract”
(Chair’s ruling)
 - b. COMM. 18E-9 (2017)
MORTON: “Letter to County Executive Regarding Proposed Made in America Act”
(Chair’s ruling)

**PATRICK B. BURKE
CHAIR**

Item 25 – MR. BURKE presented the following report and moved for immediate consideration and approval. MS. BASKIN seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 12

January 11, 2018	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT.
CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO. 8-6 (2017)
RATH & MORTON: “Opposition to the Imposition of Blanket Inclusionary Zoning Principals”
(Chair’s ruling)
 - b. COMM. 14M-6 (2017)
SUPERVISOR, TOWN OF HOLLAND: “Letter Regarding Condition of Whitney Rd, Town of Holland”
(Chair’s ruling)
2. COMM. 24E-11 (2017)
COUNTY EXECUTIVE
WHEREAS, the existing 45 year old roof system at Erie Community College South Campus Buildings 1 to 7 has exceeded its useful life and to reduce maintenance costs associated with temporary “stop-gap” measures to keep the building weather tight, roof restoration is warranted; and

WHEREAS, the County of Erie will receive 50% reimbursement from New York State for this project; and

WHEREAS, the Erie County Department of Public Works received bids for the Erie Community College South Campus – 2017 – Roof Repairs and Recoating – Rebid project on November 14, 2016; and

WHEREAS, the lowest responsible bidder for the Erie Community College South Campus – 2017 – Roof Repairs and Recoating - Rebid project is Grove Roofing Services Inc.; and

WHEREAS, the Erie County Department of Public Works is recommending award of the contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the lowest responsible bidder for the Erie Community College South Campus – 2017 – Roof Repairs and Recoating - Rebid project for an amount not to exceed as follows:

General Construction Work

Grove Roofing Services Inc.	Base Bid:	\$ 880,350
Add slip-resistant surfacing with additional finish coat	Add Alternate No. 1:	\$ 373,500
Total Award of Construction Contract:		\$ 1,253,850

and be it further

RESOLVED, that the sum of \$246,150 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 change order reductions 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 above from SAP Project Account as follows:

E.15003 – 2015 ECC Roof Replacement & Waterproofing College wide	\$ 1,500,000
Total Payment Not To Exceed:	\$ 1,500,000

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, Erie Community College (c/o Rich Rojek), and the Office of the Erie County Comptroller.

(6-0)

3. COMM. 24E-12 (2017)
COUNTY EXECUTIVE

WHEREAS, the Lakeshore Shoreline Trail – Phase 3, PIN 5758.02 (the "Project") is eligible for funding under the Federal Transportation Enhancement Program administered by the New York State Department of Transportation (NYSDOT); and

WHEREAS, the County of Erie desires to advance the construction phase of the Project; and

WHEREAS, the project was bid on November 2, 2017, the lowest responsible bidder being Nova Site Co., LLC with a bid of \$2,101,555.10; and

WHEREAS, it is desired to award a contract for the construction of the project to Nova Site Co., LLC; and

WHEREAS, it is desired to execute a contract with project designer Wendel for construction phase engineering services for the Project including construction inspection in the amount of \$224,620; and

WHEREAS, it is desired to establish a Construction Contingency in the amount of \$83,824.90; and

WHEREAS, the total construction phase cost, including contingency, is currently estimated at \$2,410,000 which is available from Fund 410, Fund Center 162, SAP Project No. A.16018 – Evans Shoreline Trail Phase 3 (\$2,410,000).

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the above subject Project; and be it further

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

RESOLVED, that the County Executive be authorized to award and execute contracts for the Project with the responsible low bidder, Nova Site Co., LLC in the amount of \$2,101,555.10 which is hereby appropriated from Fund 410, Fund Center 162, SAP Project No. A.16018 – Evans Shoreline Trail Phase 3 (\$2,101,555.10) and made available to cover the cost of construction of the Project; and be it further

RESOLVED, that the County Executive be authorized to execute a contract with Wendel for construction phase engineering services including construction inspection in the amount of \$224,620 which is hereby appropriated from Fund 410, Fund Center 162, SAP Project No. A.16018 – Evans Shoreline Trail Phase 3 (\$224,620) and made available to cover the cost of said services; and be it further

RESOLVED, that the County executive be authorized to execute construction phase change orders in an amount not to exceed \$83,824.90 which is hereby appropriated from Fund 410, Fund Center 162, SAP Project No. A.16018 – Evans Shoreline Trail Phase 3 and made available to cover the cost of said change orders; and be it further

RESOLVED, that three (3) certified copies of this resolution be forwarded to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the County Attorney, Office of the Comptroller, and Department of Environment and Planning, Division of Planning.
(6-0)

4. COMM. 24E-13 (2017)
COUNTY EXECUTIVE

WHEREAS, the County of Erie has an existing contract with the Erie County Soil and Water Conservation District (ECSWCD) which was authorized in Comm. 3E-24 (2017) on February 23, 2017; and

WHEREAS, it has become necessary to execute a Change Order to that contract to add \$30,000 for repairs to the Three Rod Road Bridge, BIN 3327360 , in the Town of Alden after a heavy rain storm; and

WHEREAS, the required funding is available from Fund 420, Fund Center 123, SAP Project No. B.15011- 2015 Preservation of Bridges Fund.

NOW, THEREFORE, BE IT

RESOLVED, that the Legislature of the County of Erie approves the requested Change Order and addition of funds to the Department of Public Works current contract with the ECSWCD; and be it further

RESOLVED, that the County Executive is authorized to execute the subject Change Order and that \$30,000 be appropriated from Fund 420, Fund Center 123, SAP Project No. B.15011-2015 Bridge Preservation Fund and made available for the requested Change Order to the Department of Public Works current contract with the ECSWCD; and be it further

RESOLVED, that three (3) certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget, Management and Finance, and the Office of the Comptroller. (6-0)

5. COMM. 24E-14 (2017)
COUNTY EXECUTIVE

WHEREAS, the Linwood/Lafayette Senior Apartments Project consists of a 37-unit affordable housing project in the City of Buffalo located at 637 Linwood Avenue; and

WHEREAS, the project site consists of new construction of a 3-story building for senior citizens ages 55 and up. The project will include low-income units for households whose incomes range from below 30% of area median income ("AMI") to 100% of AMI. Seven (7) of these units will be permanent supportive housing for seniors who have intellectual/developmental disabilities; and

WHEREAS, the Erie County Legislature adopted a policy on Payment in Lieu of Taxes (PILOT) on December 16, 1999, and the PILOT is consistent with said policy; and

WHEREAS, in order to make the Project economically feasible for Linwood Lafayette Housing Development Fund Company, Inc., and Linwood Lafayette L.P. to operate the housing project it is necessary to obtain tax relief from the County of Erie and the City of Buffalo.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement with Linwood Lafayette Housing Development Fund Company, Inc., Linwood Lafayette L.P., the City of Buffalo, and any other organizations necessary to conclude this PILOT Agreement; and be it further

RESOLVED, that said Agreement shall include an annual PILOT in the amount of taxes due as set forth on Schedule A attached hereto; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the Director of Real Property Tax Services; the Commissioner of the Department of Environment and Planning; the County Comptroller; and the County Attorney.

(6-0)

6. COMM. 1E-8 (2018)
COUNTY EXECUTIVE

WHEREAS, the 2017 Capital "Overlay A" Project (the "Project") contract was awarded between Occhino Corp., the responsible low bidder, and the County of Erie, on May 25, 2017, Communication 10E-9 (2017); and

WHEREAS, the Project required additional drainage work throughout Maple Street as the unusually wet spring and summer made these problems more evident; and

WHEREAS, the work performed was beyond the scope of the original project which requires additional funding; and

WHEREAS, a Change Order between Occhino Corp. and the County of Erie is needed.

NOW, THEREFORE, BE IT

RESOLVED, that the additional funds for the 2017 Capital "Overlay A" Project be allocated from Fund 420, Funds Center 123, SAP Project B.17050 2017 Capital Overlay Program in an amount of \$490,000; and be it further

RESOLVED, that the County Executive be authorized to execute a Change Order for the 2017 Capital "Overlay A" Project Number CAP-2.127.241-2017, with the contractor, Occhino Corp. in an amount, not to exceed, of \$490,000; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward five (5) certified copies of this resolution to the Department of Public Works, Office of the Commissioner, 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)

7. COMM. 1E-9 (2018)
COUNTY EXECUTIVE

WHEREAS, The Village of Williamsville has indicated its willingness, per their prior Village Resolution, to assume ownership and maintain approximately 0.55 centerline miles of Garrison Road, from Wehrle Drive to Main Street (Route 5), after Erie County makes the agreed upon improvements to the road; and

WHEREAS, Village ownership of Garrison Road will relieve Erie County of all future ownership and maintenance responsibility; and

WHEREAS, a Memorandum of Understanding (MOU) between the Village of Williamsville and the County will be necessary to allow the Village to assume ownership of Garrison Road.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized and is hereby directed to execute a MOU between Erie County and the Village of Williamsville which will allow the agreed-upon County improvements to Garrison Road; and be it further

RESOLVED, the ownership of approximately 0.55 centerline miles of Garrison Road, as defined by the Commissioner of Public Works, shall be turned over to the Village of Williamsville per the MOU; and be it further

RESOLVED , that the Clerk of the Legislature be directed to send one certified copy of this resolution to the County Executive, the County Attorney, the Division of Budget and Management and the Department of Public Works.

(6-0)

**PATRICK B. BURKE
CHAIR**

Item 26 – MR. LOUGHRAN presented the following report and moved for immediate consideration and approval. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 13

January 11, 2018	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLS.
CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 18D-1 (2017)
COMMISSIONER, DEPARTMENT OF PUBLIC WORKS: “ECC STEM Building Status Report - Aug. 2017”
(5-0)
 - b. COMM. 1E-7 (2018)
COUNTY EXECUTIVE: “Appointment to the EC Arts and Cultural Advisory Board”
(5-0)
2. COMM. 1E-6 (2018)
COUNTY EXECUTIVE

RESOLVED, that the Erie County Legislature hereby confirms the re-appointment of Mr. Michael Amodeo, Esq., and the appointment of Ms. Lucy Candelario to the Buffalo and Erie County Public Library Board of Directors for terms that will expire on December 31, 2022.
(5-0)

**THOMAS A. LOUGHRAN
CHAIR**

Item 27 – MR. BRUSO presented the following report, moved to separate item Number 1-a, and moved to approve the balance of the report. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 14

January 11, 2018	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 1
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ALL MEMBERS PRESENT.
CHAIR SAVAGE PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item hereby failed by a majority or tie vote:
 - a. COMM. 23E-23 (2017)
COUNTY EXECUTIVE: “Department of Social Services Division of Youth Services – Youth Enhancement Employment & Support Service”
(3-3) Legislators Dixon, Lorigo and Brusco voted in the negative.
2. COMM. 1E-11 (2018)
COUNTY EXECUTIVE
WHEREAS, Erie County child protective services (“CPS”) investigates reports alleging child abuse or neglect; and

WHEREAS, Tapestry Charter School wants a CPS worker assigned to its school; and

WHEREAS, the Department of Social Services has agreed to provide a CPS worker if Tapestry Charter School pays the local share costs of the employee; and

WHEREAS, the annual local share cost estimated at \$54,126 will be reimbursed by the Tapestry Charter School System and the balance reimbursed through State funding; and

WHEREAS, the Erie County Legislature previously authorized a similar agreement with Enterprise Charter School; however the school later opted not to enter into the agreement and the position was not created.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to contract with Tapestry Charter School to allow the Department of Social Services to accept funds in the amount of \$54,126 for providing a dedicated Senior Child Protective Worker in their school; and be it further

RESOLVED, that the Erie County Legislature does hereby approve the creation of a Senior Child Protective Worker, job group 10 (B-100 #9932) in the 2018 Budget of the Department of Social Services in Fund Center 120, Cost Center 1208030, to be effective January 1, 2018; and be it further

RESOLVED, that the Commissioner of Personnel, Director of Budget and Management and Commissioner of Social Services are hereby authorized to make the necessary budgetary and personnel adjustments required to implement this resolution; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, the Commissioner of Social Services, the Erie County Comptroller, and the Director of the Division of Budget and Management.

(6-0)

JOHN BRUSO
CHAIR

MR. BRUSO moved to approve item Number 1-a. MS. MILLER-WILLIAMS seconded.

MR. LORIGO moved to amend the item. MR. HARDWICK seconded.

CHAIR SAVAGE directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS and MR. RATH.
NOES: MS. BASKIN, MR. BRUSO, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS and MR. SAVAGE. (AYES: 5; NOES: 6)

FAILED.

CHAIR SAVAGE moved the previous questions and directed that a roll-call vote be taken.

AYES: MS. BASKIN, MR. BRUSO, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS and CHAIR SAVAGE. NOES: MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS, MR. RATH. (AYES: 6; NOES: 5)

CARRIED.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 15

WHEREAS, this body holds that the intent behind the SAFE Act was not to make criminals out of law abiding citizens and that an extension of the filing deadline, at least for the first round of permit recertification, is in keeping with the purpose of the SAFE Act and that request should be honored.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body goes on record in support of an extension of the pistol permit deadline; and be it further

RESOLVED, that certified copies of this resolution be sent to Governor Andrew Cuomo, the Western New York delegation to the New York State Senate and Assembly, and any other party deemed necessary and proper.

MS. BASKIN moved to amend the resolution. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

DELETE the title of the resolution and REPLACE with the following:

Requesting a New York State Review of the January 31, 2018 Deadline for Pistol Permit Recertification

DELETE the following language in the fourth WHEREAS clause: “applications; and”

And REPLACE with the following: “applications.”

DELETE the fifth WHEREAS clause in its entirety and REPLACE with the following:

WHEREAS, the Erie County Legislature supports law-abiding pistol permit holders and their good-faith efforts to lawfully comply with the recertification process under the SAFE Act.

DELETE the first RESOLVE clause in its entirety and REPLACE with the following:

RESOLVED, that the Erie County Legislature encourages the State of New York to review the circumstances and issues involved in the SAFE Act pistol permit recertification process and the upcoming January 31, 2018 deadline; and be it further

RESOLVED, that this Honorable Body requests that New York State officials consider, as deemed appropriate as a public safety measure, extending the deadline for said recertification for lawful permit holders due to the backlog of such pistol permit recertifications at the Erie County Clerk’s Office; and be it further

MS. BASKIN moved to approve the resolution as amended. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

Item 30 – MS. BASKIN presented the following resolution and moved for immediate consideration. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 17

RE: Support for Federal Assistance
for Combating the Opioid
Epidemic
(INTRO 2-2)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS SAVAGE, MILLER-WILLIAMS, BASKIN,
LOUGHRAN, BURKE & BRUSO**

WHEREAS, the opioid epidemic continues to profoundly affect and plague our community, as the number of reported deaths due to opioid use and overdoses in Erie County rose from 301 in 2016 to at least 317 in 2017, up from 103 in 2012; and

WHEREAS, County Executive Mark C. Poloncarz declared the opioid epidemic a public health crisis two years ago; and

WHEREAS, since that time, as part of a multi-part, multi-fold effort to combat opioid abuse and deaths, approximately 200 local health providers have been trained to prescribe Buprenorphine, which is used to treat opioid addiction, health providers have been working together to combat the crisis, and new methadone clinics will open later this year in Amherst and Orchard Park; and

WHEREAS, this problem continues to be a national problem and nationwide trend, affecting all communities; and

WHEREAS, in a sign of the problem, in October 2017, President Donald J. Trump promised to “liberate” Americans from the “scourge of addiction,” and officially declared a 90-day public health emergency that would urgently mobilize the federal government to tackle the opioid epidemic; and

WHEREAS, on November 1, 2017, the President’s Commission on Combating Drug Addiction and the Opioid Crisis issued its final report, noting that 175 people every day are dying in the United States from opioids; and

WHEREAS, in their final report, that commission, stated “Now, we urge Congress to do their constitutionally delegated duty and appropriate sufficient funds (as soon as possible) to implement the Commission's recommendations. 175 Americans are dying a day. Congress must act”; and

WHEREAS, despite the commission’s findings and recommendations, since they issued their report, the president and Congress has not yet recommended or appropriated any additional funding for the epidemic; and

WHEREAS, local and state government officials from both political parties have called for more federal funding and financial resources to combat this epidemic; and

WHEREAS, as part of a federal appropriations bill, US Senator Charles Schumer has proposed increased federal funding and appropriations to help combat this rampant problem, recently stating “Talking is great, focusing attention is good, but without real dollars for increased treatment and increased interdiction. . . you're not going to get success”; and

WHEREAS, Senator Schumer has stated that he will attempt to include \$8 billion in the upcoming federal budget to improve law enforcement efforts targeting the flood of heroin and deadly synthetic opioids like fentanyl, and to help address shortages in treatment and advocacy; and

WHEREAS, with the strong financial support of this Honorable Body in collaboration with the Poloncarz Administration, Erie County government has been a national leader in recognizing and taking action to address the opioid epidemic; and

WHEREAS, Commissioner Burstein has stated that Erie County could use additional federal funding, saying recently “There's a great need” and noting “We're doing a lot with a little” and remarking on the large waiting lists for persons addicted to opiates at local drug treatment facilities; and

WHEREAS, the presidential public health emergency declaration expires on January 23, 2018, and, according to a January 11, 2018 article in Politico Magazine, ‘beyond drawing more attention to the crisis, virtually nothing of consequence has been done’ by the federal government; and

WHEREAS, in that Politico article, Michael Fraser, executive director of the Association of State and Territorial Health Officials, stated: “It’s surprising, given all the talk and the splash, that neither Congress nor the administration has really given this [opioid crisis] the energy it needs,” adding, “It’s disappointing.”

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby declare its strong support for Senator Charles Schumer’s efforts to include additional federal funding in the forthcoming federal budget bill to help address the opioid epidemic in the United States; and be it further

RESOLVED, that certified copies of this resolution be transmitted to President Donald J. Trump, US Senators Charles Schumer, Kirsten Gillibrand and Mitch McConnell, and to US Representatives Chris Collins, Brian Higgins, Thomas Reed, and Paul Ryan, and to the National Association of Counties .

MS. BASKIN moved to amend the resolution by adding Et Al Sponsorship. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

MS. BASKIN moved to approve the resolution as amended. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

Item 31 – CHAIR SAVAGE directed that the following resolution be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

INTRO 2-3 from LORIGO, DIXON, MILLS & RATH. Opposition to Removal of the Tip Credit for Tipped Food Service Employees.

Item 32 – CHAIR SAVAGE directed that the following resolution be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

INTRO 2-4 from RATH, LORIGO & DIXON. Support for Imposition of the Same Reporting Requirements on All Schools Regardless of Whether they are Public or Private Entities for Suspected Instances of Child Abuse.

Item 33 – CHAIR SAVAGE directed that the following resolution be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

INTRO 2-5 from DIXON, LORIGO, HARDWICK, MILLS & RATH. Request for Report from County Attorney Detailing Settlements Over Harassment Claims Paid for with Public Dollars.

Item 34 – CHAIR SAVAGE directed that the following resolution be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

INTRO 2-6 from DIXON, LORIGO & MILLS. Ban on Use of Public Money to Settle Harassment Claims.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

None.

SUSPENSION OF THE RULES

Item 35 - MS. BASKIN moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO 2-7 from HARDWICK Re: Transfer of Surplus Property to the Town of Grand Island

MS. BASKIN moved to approve the resolution. MR. HARDWICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 18

**RESOLUTION TO BE SUBMITTED BY
LEGISLATOR HARDWICK**

WHEREAS, the Town of Grand Island recently requested a transfer of property from the County's surplus warehouse and has identified surplus items that would be of tremendous use to them; and

WHEREAS, these items no longer serve a purpose for the County of Erie and representatives of the Department of Purchase have indicated that the request is proper therefore the items identified below could be transferred to the Town of Grand Island.

NOW, THEREFORE, BE IT

RESOLVED, that ownership of the following item is hereby transferred from the County of Erie to the Town of Grand Island:

Asset #	Description
F00 5112	Desk - Credenza
F00 5113	Desk - Credenza
F00 5114	Computer Table
F00 5115	Desk Chair/Rollers

and be it further

RESOLVED, that these items are to be used for a purpose related to the operations of the Town of Grand island and should not be transferred to any other entity without prior consent of the Erie County Legislature; and be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Purchase, the Town of Grand Island, and any party deemed necessary and proper.

Item 36 - MS. BASKIN moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO 2-8 from LORIGO & SAVAGE Re: Appointments to the Erie County Audit Committee

MS. BASKIN moved to consider the resolution. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

MS. BASKIN moved to approve the resolution. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 19

**RESOLUTION TO BE SUBMITTED BY
LEGISLATORS SAVAGE & LORIGO**

WHEREAS, the Erie County Audit Committee is mandated by Erie County Charter 2517;
and

WHEREAS, the Office of the Comptroller has advised the Erie County Legislature that certain appointments are necessary to fill vacancies of the Erie County Audit Committee; and

WHEREAS, Erie County Charter 2517 defines the Audit Committee's membership and specifies the manner of selection for each member.

NOW, THEREFORE, BE IT

RESOLVED, that John Mills is hereby reappointed as a member of the Erie County Audit Committee for a term ending December 31, 2019; and be it further

RESOLVED, that Peter Savage is hereby appointed as a member of the Erie County Audit Committee for a term ending December 31, 2019; and be it further

RESOLVED, that a certified copy of this resolution be sent to the Erie County Audit Committee, and Scott W. Kroll, Deputy Comptroller for Audit.

Item 37 - MS. BASKIN moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 2E-26 from the COUNTY EXECUTIVE Re: CSEA Local 815 - 2017-2021
Successor Collective Bargaining Agreement

MS. BASKIN moved to consider the resolution. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

MS. BASKIN moved to approve the resolution. MR. BURKE seconded.

CHAIR SAVAGE directed that a roll-call vote be taken.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 20

WHEREAS, Erie County is a municipal corporation and is bound by the New York State Taylor Law to negotiate terms and conditions of employment with duly elected employee organizations; and

WHEREAS, the Civil Service Employees Association, Inc. ("CSEA"), Local 815 Erie County Unit ("Unit") is an employee union organization which represents "white collar" County employees; and

WHEREAS, the existing collective bargaining agreement between Erie County and the Unit expired on December 31, 2016, but has remained binding pursuant to the Taylor Law; and

WHEREAS, Erie County and the Unit negotiated a successor collective bargaining agreement, covering the period between January 1, 2017 and December 31, 2022; and

WHEREAS, Unit membership recently ratified the successor agreement.

NOW, THEREFORE, BE IT

RESOLVED, the successor agreement between Erie County and the Civil Service Employees Association (CSEA), Local 815 Erie County Unit for the period January 1, 2017-December 31, 2022, is hereby approved; and be it further

RESOLVED, all terms and conditions of the successor agreement shall be implemented in full; and be it further

RESOLVED, that authorization is provided to appropriate up to \$3,000,000 in undesignated/unassigned fund balance into the 2018 Erie County Budget to cover all or a portion of the local share costs of the successor agreement; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any and all required budgetary adjustments in the 2017 Budget to properly fund the increased costs associated with the CSEA successor agreement and the Commissioner of Personnel is authorized to make any necessary personnel adjustments to implement the terms of the agreement for County employees; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, Erie County Comptroller, Department of Budget and Management, Department of Labor Relations, Department of Personnel and the Erie County Fiscal Stability Authority.

Item 38 - MS. BASKIN moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 2E-27 from the COUNTY EXECUTIVE Re: Bridge NY Local Project Agreement - Trevett Rd. Bridge, Town of Boston

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 39 - MS. BASKIN moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 2E-28 from the COUNTY EXECUTIVE Re: Scoby Dam Park - Completion of Property Transfer

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM CHAIR SAVAGE

Item 40 – (COMM. 2E-1) 2018 Legislature Committee Assignments and January 11, 2018 Committees

Received, filed and printed.

January 8, 2018

Robert M. Graber
Clerk of the Legislature
92 Franklin Street, Fourth Floor
Buffalo, New York 14202

Re: 2018 Legislature Committee Assignments
and January 11, 2018 Committees

Dear Clerk Graber:

Please find attached the Legislature Committee assignments for 2018. Please disseminate these assignments to all legislators forthwith and receive, file and print this document at the next legislative session.

In addition, we will be holding committee meetings on Thursday, January 11, 2018. Please prepare the committee agendas and issue a committee meeting notice for committees to be held on that date to all legislators and the public.

Thank you in advance for your courtesies and assistance.

Sincerely yours,

Peter J. Savage, III
Chair, Erie County Legislature

cc: All Legislators

2018 Committee Legislator Assignments

Community Enrichment Committee

Chair: Thomas Loughran
Vice-Chair: April Baskin
Barbara Miller-Williams
Edward Rath
John Mills

Economic Development Committee

Chair: Patrick Burke
Vice-Chair: April Baskin
Thomas Loughran
Joseph Lorigo
Edward Rath

Energy & Environment Committee

Chair: John Bruso
Vice-Chair: Patrick Burke
April Baskin
John Mills
Kevin Hardwick

Finance & Management Committee

Chair: Barbara Miller-Williams
Vice-Chair: Patrick Burke
John Bruso
Joseph Lorigo
John Mills

Government Affairs Committee

Chair: Patrick Burke
Vice-Chair: Barbara Miller-Williams
Thomas Loughran
Kevin Hardwick

Lynne Dixon

Health & Human Services Committee

Chair: John Bruso

Vice-Chair: Barbara Miller-Williams

Patrick Burke

Lynne Dixon

Joseph Lorigo

Minority & Women Business Enterprise Committee

Chair: April Baskin

Vice-Chair: Barbara Miller-Williams

John Bruso

John Mills

Kevin Hardwick

Public Safety Committee

Chair: April Baskin

Vice-Chair: Thomas Loughran

John Bruso

Lynne Dixon

Edward Rath

Item 41 – (COMM. 2E-2) 2018 Legislature Committee Assignments Updated

Received, filed and printed.

January 12, 2018

Robert M. Graber
Clerk of the Legislature
92 Franklin Street, Fourth Floor
Buffalo, New York 14202

Re: 2018 Legislature Committee Assignments UPDATED

Dear Mr. Graber:

Please find attached the Legislature committee assignments for 2018, updated to reflect a change concerning the Minority & Women Business Enterprise Committee. Please disseminate the change to all legislators and receive, file and print this document at the next legislative session.

Thank you.

Sincerely yours,

Peter J. Savage, III
Chair, Erie County Legislature

cc: All Legislators

2018 Committee Assignments

Finance & Management

Chair: Barbara Miller-Williams
Vice-Chair: Patrick B. Burke
Members: John Bruso
Joseph C. Lorigo
John J. Mills

Health & Human Services

Chair: John Bruso
Vice-Chair: Barbara Miller-Williams
Members: Thomas A. Loughran
Lynne M. Dixon
Joseph C. Lorigo

Government Affairs

Chair: Patrick B. Burke
Vice-Chair: Barbara Miller-Williams
Members: Thomas A. Loughran
Kevin R. Hardwick
Lynne M. Dixon

Economic Development

Chair: Patrick B. Burke
Vice-Chair: April N.M. Baskin
Members: Thomas A. Loughran
Joseph C. Lorigo
Edward A. Rath, III

Energy & Environment

Chair: John Bruso
Vice-Chair: Patrick B. Burke
Members: April N.M. Baskin
John J. Mills
Kevin R. Hardwick

Public Safety

Chair: April N.M. Baskin
Vice-Chair: Thomas A. Loughran
Members: John Bruso
Lynne M. Dixon
Edward A. Rath, III

Community Enrichment

Chair: Thomas A. Loughran
Vice-Chair: April N.M. Baskin
Members: Barbara Miller-Williams
Edward A. Rath, III
John J. Mills

Minority & Women Business Enterprise

Chair: April N.M. Baskin
Vice-Chair: John Bruso
Members: Barbara Miller-Williams
John J. Mills
Kevin R. Hardwick

Revised 1/12/18

FROM LEGISLATOR LOUGHRAN

Item 42 – MS. BASKIN presented the following resolution and moved for immediate consideration and approval. MR. BURKE seconded. MR. LOUGHRAN abstained.

CARRIED. (10-0-1)

RESOLUTION NO. 21

RE: Lease Agreement for Legislative
Office Space
(COMM. 2E-3)

RESOLVED, the Erie County Executive is hereby authorized to sign a Two-Year Lease Agreement with 3d Partners, LLC for Legislative office space for Thomas Loughran, located at 4549 Main St., Suite 203, Amherst, NY 14226, for a monthly rate of \$850.

FROM THE COUNTY EXECUTIVE

Item 43 – (COMM. 2E-4) ECC STEM Building - Town of Amherst Inflow & Infiltration Reduction Program

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

Item 44 – MS. BASKIN presented the following resolution and moved for immediate consideration and approval. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 22

RE: Alzheimer Disease Caregiver Support
Initiative - Grant Change - Dept. of
Senior Services
(COMM. 2E-5)

WHEREAS, the Department of Senior Services spearheaded a collaborative effort, in 2015, to develop a regional Western New York Alzheimer Care Collaborative and apply for New York State Department of Health (NYSDOH) funding, with Catholic Charities of Buffalo, the Alzheimer's Association of WNY, the Department of Senior Services and Offices of the Aging of the counties of Niagara, Genesee, Wyoming, Chautauqua, Cattaraugus, and Allegany counties; and

WHEREAS, NYSDOH accepted our regional proposal, with Catholic Charities as the lead organization and direct recipient of the NYSDOH funding and the seven Counties and Alzheimer's Association as subcontractors of Catholic Charities; and

WHEREAS, Catholic Charities functioned as the lead organization for the 2016 and 2017 Alzheimer Disease Caregiver Support Initiative (ADCSI) grant years and provided the Department of Senior Services and other collaborative members with the NYSDOH grant funding to provide families and caregivers impacted by Alzheimer's disease with care consultations, family consultations and respite services; and

WHEREAS, the Department's 2018 adopted budget was prepared with the expectation that Catholic Charities would continue as grantor for the ADCSI2018 grant and that the grant's budget would mirror the ADCSI2017 grant's budget; and

WHEREAS, Catholic Charities subsequently relinquished the lead role for the collaborative, effective at the end of 2017; and

WHEREAS, in December of 2017 the NYSDOH, selected the Alzheimer’s Association of Western New York as the new lead entity for the Western NY region for the remaining three program years through 2020; and

WHEREAS, the Alzheimer’s Association of Western NY desires to continue contracting with the Department for the 2018 grant year so that the available NYSDOH funding continues to provide services to Erie County residents functioning as caregivers for Alzheimer patients.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive be and is hereby authorized to contract with the Alzheimer’s Association of Western New York to accept \$163,097 of NYSDOH grant monies for the operation of an ADCSI grant program (163ADCSI2018) for the period January 1, 2018 through December 31, 2018; and be it further

RESOLVED, that the 163ADCSI2018 grant budget be amended as follows:

		INITIAL		AMENDED
		BUDGET	CHANGE	BUDGET
REVENUES				
Account	Description			
409000	State Aid Revenues	<u>\$176,573</u>	-\$13,476	<u>\$163,097</u>
	TOTAL	<u>\$176,573</u>	-\$13,476	<u>\$163,097</u>

		INITIAL		AMENDED
		BUDGET	CHANGE	BUDGET
APPROPRIATIONS				
500000	Full Time Salaries	\$ 44,451	-\$1,077	\$43,374
502000	Fringe Benefits	39,314	-12,042	27,272
510000	Local Mileage	1,476	-776	700
510100	Out of Area Travel	1,200	-910	290
516020	Professional Svcs Contracts & Fees	36,000	- 7,500	28,500
516023	Adult Day Care	23,506	-18,256	5,250
516026	Home Care Services	14,500	+18,658	33,158
530000	Other Expenses	3,917	-1,267	2,650
916390	ID Senior Svcs Grant Svcs	<u>12,209</u>	+9,694	<u>21,903</u>
	TOTAL	<u>\$176,573</u>	-\$13,476	<u>\$163,097</u>

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 grantor awards; and be it further

RESOLVED that if necessary, the County Executive is hereby authorized to execute amendments to the Department of Senior Services agencies contracts to effectuate adjusted funding levels; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the: County Executive's Office, Division of Budget and Management, Comptroller's Office, and the Department of Senior Services.

Item 45 – (COMM. 2E-6) Safe Harbor for Exploited Children - Contract Amendment and Renewal

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 46 – (COMM. 2E-7) Ellicott Creek Park - 2017 Reconstruction & Repair

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 47 – (COMM. 2E-8) Appointments to the Local Early Intervention Coordinating Council

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 48 – (COMM. 2E-9) Erie County Emergency Fire Advisory Board - Appointments

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE DISTRICT ATTORNEY

Item 49 – MS. BASKIN presented the following resolution and moved for immediate consideration and approval. MR. BURKE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 23

RE: District Attorney's Office - Video
Recording of Statements Program
(COMM. 2E-10)

WHEREAS, funds for the Video Recording of Statements Program have been made available to the District Attorney's Office from the New York State Division of Criminal Justice Services in the amount of \$7,165; and

WHEREAS, these funds will be used by District Attorney's Office to purchase and enhance their video recording equipment to be used in interviewing and interrogations of defendants and witnesses.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby provide authorization to accept funding from the New York State Division of Criminal Justice Services and establish the District Attorney's Video Recording of Statements Program Grant as follows:

Video Recording of Statements Program
Fund: 281, Cost Center: 1140050, Grant: 114VIDEO2018

Revenues	
409000 State Revenue	\$7,165
Total Revenues	\$7,165
Appropriations	
561410 Lab & Technical Equipment	\$7,165
Total Appropriations	\$7,165

and be it further

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

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 24

RE: District Attorney's Office –
Personnel Adjustment
(COMM. 2E-11)

WHEREAS, in order for the Erie County District Attorney to hire the best candidate to fill the most challenging positions within his office, it is important that they are compensated appropriately; and

WHEREAS, all requests for authority to recruit at a higher increment level must be approved by both the Legislature and the Erie County Executive; and

WHEREAS, the Erie County District Attorney is prepared and desires to fill the Public Information Officer position at a variable minimum pending action from your honorable body; and

WHEREAS, Section 2507b of the Erie County Charter states that independent elected officials, including the District Attorney, have the power to manage their departments within the parameters of their adopted budget; and

WHEREAS, the funds necessary to effectuate the above changes are available within the District Attorney's adopted appropriations for 2018.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize a variable minimum step 5 for the position of Public Information Officer (position #51012967), in fund center 11400; and be it further

RESOLVED, that the Director of Budget and Management and the Commissioner of Personnel make any changes necessary to effectuate the implementation of this resolution effective January 22, 2018; and be it further

RESOLVED, certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Executive, the Commissioner of Personnel and the Director of Budget and Management.

Item 51 – MS. BASKIN presented the following resolution and moved for immediate consideration and approval. MR. BURKE seconded.

CHAIR SAVAGE directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. HARDWICK, MR. MILLS, MR. RATH, MS. BASKIN, MR. BRUSO, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS and MR. SAVAGE.
NOES: MR. LORIGO. (AYES: 10; NOES: 1)

CARRIED.

RESOLUTION NO. 25

RE: District Attorney's Office –
Authorization for Professional Services
(COMM. 2E-12)

WHEREAS, the District Attorney's Office desires to secure the services of a professional photographer for the purpose of taking group and individual staff photos to use both in the office and on the County's website; and

WHEREAS, there are sufficient funds in the 2018 appropriations of the District Attorney's Office; and

WHEREAS, the District Attorney's Office recommends the issuance of a purchase order to Nancy J. Parisi to provide the above named services.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby waives the procedures, as impractical, provided for in Section 19.08 of the Erie County Administrative Code for purposes of securing photography services; and be it further

RESOLVED, that the County Executive on behalf of the DA's Office is hereby authorized to engage the photography services of Nancy J. Parisi in an amount not to exceed \$725; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, Erie County District Attorney, Erie County Division of Purchase, and the Erie County Comptroller.

FROM THE COUNTY EXECUTIVE

Item 52 – (COMM. 2E-13) Appointments to the Erie County Youth Services Board

Item 53 – (COMM. 2E-14) Youth Bureau AmeriCorps VISTA

The above two items were received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 54 – (COMM. 2E-15) Amendment to Consultant Contract for Market Analysis/Feasibility Study for New or Expanded Convention Center in Erie County

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 55 – (COMM. 2E-16) Authorization to Accept Grant Funding and Enter into Contract for Peer to Peer Veterans Counseling Program

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 56 – (COMM. 2E-17) Erie County Sewer District No. 4 - Engineer Term Contract Agreement

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 57 – (COMM. 2E-18) Indigent Legal Services Grant Amendment

Item 58 – (COMM. 2E-19) Indigent Legal Services Grant

The above two items were received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 59 – (COMM. 2E-20) Acceptance of TANF Domestic Violence Funds and Adjustment to Non-Residential Domestic Violence Contracts

Item 60 – (COMM. 2E-21) Authorization to Contract with Bloom Creative Arts, LLC

The above two items were received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 61 – (COMM. 2E-22) Appointments to the Erie County Medical Center Corporation

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 62 – (COMM. 2E-23) Erie County Sewer District No. 2 - Engineering Planning Grant

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 63 – (COMM. 2E-24) County Clerk's Office Open Item Request - Updates

Item 64 – (COMM. 2E-25) County Clerk's Open Office Item Request - Resolutions

The above two items were received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE OFFICE OF THE COUNTY EXECUTIVE

Item 65 – (COMM. 2D-1) Initiatives for a Smart Economy - Close-Out Reports

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 66 – (COMM. 2D-2) Budget Monitoring Report for Period Ending November 2017

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE DIRECTOR OF REAL PROPERTY TAX SERVICES

Item 67 – (COMM. 2D-3) Cost to Prepare City of Tonawanda Tax Rolls & Bills

Received, filed and printed.

January 8, 2018

The Honorable
Erie County Legislature
25 Delaware Avenue – Fourth Floor
Buffalo, New York 14202

RE: Cost to Prepare City of Tonawanda Tax Rolls & Bills

Honorable Members:

Please receive, file and print the following billing for the preparation of City of Tonawanda City Tax Rolls and Bills for the year 2017 at your next meeting.

As directed by Section 3-2.2 of the amended Erie County Tax Act, it is herewith certified to the Erie County Legislature that the attached statement is the total cost of material and labor in making and spreading City of Tonawanda City Tax Rolls and Bills.

Sincerely,

Joseph L. Maciejewski, CCD
Director of Real Property Tax Services

TO THE ERIE COUNTY LEGISLATURE 2017

STATEMENT, MATERIALS AND LABOR IN PRODUCING CITY OF
TONAWANDA BILLS AND THE SPREADING OF ASSOCIATED COSTS:

Tax Bills	\$225.00
Tax Rolls, Assessment Roll & Worksheets	\$200.00
Wages	\$1,107.51
Data Processing Time	\$1,738.65
<hr/>	
Total Cost	\$3,271.16

Item 68 – (COMM. 2D-4) Cost to Prepare School District Tax Rolls & Bills

Received, filed and printed.

January 8, 2018

The Honorable
Erie County Legislature
25 Delaware Avenue – Fourth Floor
Buffalo, New York 14202

RE: Cost to Prepare School District Tax Rolls & Bills

Honorable Members:

Please receive, file and print the attached billing for the preparation of 2017-2018 School District Tax Rolls at your next meeting.

As directed by Section 4-3.1 of the amended Erie County Tax Act, it is herewith certified to the Erie County Legislature that the attached statement and apportionment is the total cost of material and labor in making and spreading School District Tax Rolls, together with the apportionment to each School District benefitted for the year 2017-2018.

Sincerely,

Joseph L. Maciejewski, CCD
Director of Real Property Tax Services

**TO THE ERIE COUNTY LEGISLATURE 2017-2018
STATEMENT, MATERIALS AND LABOR IN PRODUCING SCHOOL
DISTRICT TAX BILLS AND THE SPREADING OF ASSOCIATED
COSTS:**

Tax Bills Paper		\$11,200.00	
Tax Roll Paper		\$1,000.00	
Data Processing Charges		\$59,542.23	
Wages		\$74,809.19	
Total		\$146,551.42	
	270,756.00 parcels	0.54126747	Cost per parcel
Alden Out of County		\$50.00	
AKC1 Out of County		\$100.00	
Gowanda Extra Roll		\$0.00	
Attica Flat Charge @ \$ 130.00		\$130.00	
Silver Creek Charge @ \$130.00		\$130.00	
Pioneer Extra Set Bills		\$50.00	
Total to Spread: Cost per parcel and Flat Charge		\$147,011.42	

School	Parcels	Rate	Amount Due
Alden	4910	0.54126747	\$2,707.62
Akron	3803	0.54126747	\$2,158.44
Amherst	9118	0.54126747	\$4,935.28
Sweet Home	11025	0.54126747	\$5,967.47
Attica	0	0	\$130.00

East Aurora	6174	0.54126747	\$3,341.79
Cheektowaga	8434	0.54126747	\$4,565.05
Maryvale	7479	0.54126747	\$4,048.14
Cleveland Hill	4595	0.54126747	\$2,487.12
Sloan	5127	0.54126747	\$2,775.08
Clarence	12434	0.54126747	\$6,730.12
Springville	6799	0.54126747	\$3,680.08
Depew	6830	0.54126747	\$3,696.86
Eden	4916	0.54126747	\$2,660.87
Frontier	16851	0.54126747	\$9,120.90
Grand Is	8963	0.54126747	\$4,851.38
Gowanda	1491	0.54126747	\$807.03
Hamburg	10399	0.54126747	\$5,628.64
Holland	3556	0.54126747	\$1,924.75
Iroquois	8410	0.54126747	\$4,552.06
Lancaster	18541	0.54126747	\$10,035.64
Lake Shore	10211	0.54126747	\$5,526.88
North Collins	2719	0.54126747	\$1,471.71
Orchard Park	14231	0.54126747	\$7,702.78
Pioneer	983	0.54126747	\$582.07
Silver Creek	0	0	\$130.00
Ken-Ton	26553	0.54126747	\$14,372.28
Williamsville	27899	0.54126747	\$15,100.82
West Seneca	21871	0.54126747	\$11,838.06
City of Tonawanda	6434	0.54126747	\$3,482.51
Total	270,756		\$147,011.42

Item 69 – (COMM. 2D-5) Cost to Prepare Village Tax Rolls & Bills

Received, filed and printed.

January 8, 2018

The Honorable
Erie County Legislature
25 Delaware Avenue – Fourth Floor
Buffalo, New York 14202

RE: Cost to Prepare Village Tax Rolls & Bills

Honorable Members:

Please receive, file and print the attached billing for the preparation of Village Tax Rolls and Bills for the year 2017-2018 at your next meeting.

As directed by Section 3-2.2 of the amended Erie County Tax Act it is herewith certified to the Erie County Legislature that the attached statement and apportionment is the total cost of material and labor in making and spreading Village Tax Rolls and Bills.

Sincerely,

Joseph L. Maciejewski, CCD
Director of Real Property Tax Services

TO THE ERIE COUNTY LEGISLATURE 2017-2018

STATEMENT, MATERIALS AND LABOR IN PRODUCING

VILLAGE BILLS AND THE SPREADING OF ASSOCIATED COSTS:

Tax Bills/Paper Costs	\$3,700.00
Tax Rolls, Assessment Roll & Worksheets	\$950.00
Wages	\$5,033.04
Data Processing Time	\$6,902.34

Total Cost	\$16,585.38	
Extra Bills	\$137.00	
		\$16,722.38
Cost per parcel	\$0.464134	

Village	parcels	1 Extra set of bills	Rate	Cost
Akron	1264	\$20.00	\$0.464134	\$606.67
Alden	869		\$0.464134	\$403.33
Angola	932		\$0.464134	\$432.57
Blasdell	1144	\$20.00	\$0.464134	\$550.97
Depew	6718		\$0.464134	\$3,118.06
East Aurora	2592		\$0.464134	\$1,203.04
Farnham	206	\$10.00	\$0.464134	\$105.61
Gowanda	1196	\$20.00	\$0.464134	\$575.10
Hamburg	3767		\$0.464134	\$1,748.39
Kenmore	5662		\$0.464134	\$2,627.93
Lancaster	4327		\$0.464134	\$2,008.31
North Collins	541		\$0.464134	\$251.10
Orchard Park	1151	\$20.00	\$0.464134	\$554.22
Sloan	1585		\$0.464134	\$735.65
Springville	1652	\$7.00	\$0.464134	\$773.75
Williamsville	2128	\$40.00	\$0.464134	\$1,027.68

35734 \$137.00

\$16,722.38

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE BUFFALO NIAGARA FILM COMMISSION

Item 70 – (COMM. 2M-1) Final Report for Buffalo Niagara Film Commission for 2017

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

ANNOUNCEMENTS

Item 71 – The schedule for committee meetings to be held on Thursday, January 25, 2018 has been distributed.

MEMORIAL RESOLUTIONS

Item 72 – Legislator Loughran requested that when the Legislature adjourns, it do so in memory of former Erie County Legislature employees Ray Struzik and Tom Aurelio.

Item 73 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Vincent Gaughan, Jr., Maureen Burns, and Salvatore Pacella.

Item 74 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Richard H. Batt and Joseph M. Palka.

Item 75 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Rachel LoFaso.

Item 76 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Betty Barr and Joanne Kassay.

Item 77 – Legislator Mills requested that when the Legislature adjourns, it do so in memory of Jacob Butterfield and Paul “Digger” Gernatt.

Item 78 – Chair Savage requested that when the Legislature adjourns, it do so in memory of Sheila Brady Nair.

ADJOURNMENT

Item 79 - At this time, there being no further business to transact, CHAIR SAVAGE announced that the Chair would entertain a Motion to Adjourn.

MR. BURKE moved that the Legislature adjourn until Thursday, February 1, 2018 at 2:00 p.m. Eastern Standard Time. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

CHAIR SAVAGE declared the Legislature adjourned until Thursday, February 1, 2018 at 2:00 p.m. Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE