

ERIE COUNTY LEGISLATURE
MEETING NO. 12
MAY 23, 2019

The Legislature was called to order by Chair Baskin.

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. Hardwick.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. BRUSO moved for the approval of the minutes for Meeting Number 11 from 2019. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MR. RATH & MR. LOUGHRAN presented a proclamation Recognizing and Congratulating Katherine Lucas and Her Team at Buffalo Video Production on Receiving the 2019 Friend of the Chamber Award by the Amherst Chamber of Commerce.

Item 6 – MR. RATH & MR. LOUGHRAN presented a proclamation Recognizing and Congratulating Fresh Catch Poke Co. on Receiving the 2019 New Small Business Award by the Amherst Chamber of Commerce, and Wishing Them Continued Success.

Item 7 – MR. RATH & MR. LOUGHRAN presented a proclamation Recognizing and Congratulating the Coppola Firm on Receiving the 2019 Woman-Owned Business Enterprise Award by the Amherst Chamber of Commerce, and Wishing Them Continued Success.

Item 8 – MR. RATH & MR. LOUGHRAN presented a proclamation Recognizing and Congratulating Chrusciki Bakery on Receiving the 2019 Family-Owned Business Award by the Amherst Chamber of Commerce, and Wishing Them Continued Success.

Item 9 – MR. RATH & MR. LOUGHRAN presented a proclamation Recognizing and Congratulating BFLO Gallery & Gift Shop on Receiving the 2019 Sponsor's Award by the Amherst Chamber of Commerce, and Wishing Them Continued Success.

Item 10 – MR. RATH & MR. LOUGHRAN presented a proclamation Recognizing and Congratulating Oxford Pennant on Being Named the 2019 Small Business of the Year by the Amherst Chamber of Commerce, and Wishing Them Continued Success.

Item 11 – MR. RATH & MR. LOUGHRAN presented a proclamation Recognizing and Acknowledging the Work of Artist Mr. William Cobb and Commending His Philanthropic Gift to McKinley Vocational High School to Properly Honor Former United States President William McKinley, and Celebrating the School's Contributions to the.

Item 12 – MR. BRUSO presented a proclamation Remembering Buffalo Bills Superfan, Ezra "Pancho Billa" Castro.

Item 13 – MR. MEYERS presented a proclamation Recognizing TCD Medical and Their Staff for Their Dedication to Patients Throughout Western New York and the United States.

Item 14 – MR. RATH presented a proclamation Recognizing and Acknowledging the Outstanding Achievement of Aidan Thomas Hurley for Completing All Requirements to Attain the Rank of Eagle Scout.

Item 15 – MR. RATH presented a proclamation Recognizing and Acknowledging the Outstanding Achievement of John R. Scrocco for Completing All Requirements to Attain the Rank of Eagle Scout.

Item 16 – MR. RATH presented a proclamation Declaring the Month of May 2019 as Ehlers-Danlos Syndrome Awareness Month in Erie County.

Item 17 – MS. DIXON presented a proclamation Commemorating the Final Mike Trzepacz Motorcycle Run on Its 10th Anniversary.

Item 18 – MS. DIXON presented a proclamation Commemorating the 100th Anniversary of American Legion.

Item 19 – MR. RATH presented a proclamation Recognizing & Acknowledging Stephan Lewy for His Bravery and Great Contributions to His Community.

MR. BRUSO moved for consideration of the above fifteen items. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

MR. BRUSO moved to amend the above fifteen items by including Et Al Sponsorship. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. BRUSO moved for approval of the above fifteen items as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 20 – CHAIR BASKIN directed that Local Law No. 12 (Print #1) 2017 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 21 – CHAIR BASKIN directed that Local Law No. 20 (Print #1) 2017 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Item 22 – CHAIR BASKIN directed that Local Law No. 3 (Print #1) 2018 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 23 – CHAIR BASKIN directed that Local Law No. 8 (Print #1) 2018 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 24 – CHAIR BASKIN directed that Local Law No. 3 (Print #1) 2019 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 25 – CHAIR BASKIN directed that Local Law No. 4 (Print #1) 2019 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 26 – CHAIR BASKIN directed that Local Law No. 5 (Print #1) 2019 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 27 – CHAIR BASKIN directed that Local Law No. 7 (Print #1) 2019 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

COMMITTEE REPORTS

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 115

| | |
|--------------|---|
| May 16, 2019 | ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 9 |
|--------------|---|

ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:

a. COMM. 11M-6 (2019)
ECIDA: “ECIDA’s 2018 Annual Audited Financial Statements”
(Chair’s Ruling)

2. COMM. 11E-17 (2019)
COUNTY EXECUTIVE

WHEREAS, classroom infrastructure upgrades including data/telecommunications and audio/visual infrastructure upgrades, interior lighting upgrades, and new classroom furnishings, will correct technology shortcomings and excessive seating capacity in the small classrooms, and improve under-utilized and out-of-date student lounge spaces in Buildings 3 and 4, alongside with miscellaneous minor improvements to the gymnasium in Building 6; and

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

WHEREAS, the County Executive is requesting authorization to enter into an Agreement with Kideney Architects to provide professional design and construction administration services for the SUNY Erie Community College Campus 2019 Classroom Infrastructure & Gymnasium Improvements project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an Agreement with Kideney Architects to provide professional design and construction administrative services for the SUNY Erie Community College South Campus 2019 Classroom Infrastructure & Gymnasium Improvements project; and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment for the above from the previously approved, as adopted Erie County capital budget E.14005 – 2014 ECC

Classroom Renovation Improvement, Fund 480, Funds Center 122 for an amount not to exceed \$140,000, including reimbursables and a design contingency; 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, Director of Finance, and the Office of the Comptroller.

(6-0)

3. COMM. 11E-19 (2019)
COUNTY EXECUTIVE

WHEREAS, the County has an existing Inter-Municipal Agreement (IMA) with the City of Tonawanda (City) for the Tonawanda Rails to Trails Extension, Phase II, Project No. TAP-TR2TX-17, PIN 5761.02, in which the City commits to providing \$187,000 for the Project; and

WHEREAS, the City has identified emergency sewer work contiguous to the Project sewer work with a cost of \$30,811.20; and

WHEREAS, the City has requested and the County has agreed to add the emergency sewer work to the Project sewer work as a 100% City funded share; and

WHEREAS, the City has provided a certified resolution committing to providing the necessary funding; and

WHEREAS, it is desired to amend the existing IMA to increase the 100% City-funded share of the project by \$30,811.20 to \$217,811.20 for inclusion of the subject sewer work; and

WHEREAS, a change order to the current Project construction contract with Edbauer Construction will be required to include the subject emergency sewer work as a 100% City funded share.

NOW, THEREFORE, BE IT

RESOLVED, that the County executive be authorized to execute an amendment to the existing IMA with the City of Tonawanda, subject to approval by the County Attorney's Office, adding in the emergency sewer work, increasing the 100% City funded share of the project by \$30,811.20 to \$217,811.20; and be it further

RESOLVED, that the County is authorized to accept the additional \$30,811.20 in project funding from the City of Tonawanda; and be it further

RESOLVED, that the budget in B.17008 – 2017 Tonawanda Rails to Trails Extension, Fund 420, Funds Center 123, be adjusted to reflect the increase in local revenue for the emergency sewer work as follows:

| REVENUES | CURRENT BUDGET | INCREASE/ DECREASE | REVISED BUDGET |
|----------|----------------|--------------------|----------------|
|----------|----------------|--------------------|----------------|

| Account | Description | | | |
|------------------|-----------------|---------------------|----------------------|-----------------------|
| 414000 | Federal Aid | \$570,400. | \$ 0.00 | \$570,400.00 |
| 420499 | OthLcl Src Rev. | \$187,000. | \$ 30,811.20 | \$217,811.20 |
| 475000 | Genl Oblig Bnd | <u>\$513,000.</u> | <u>\$ 0.00</u> | <u>\$513,000.00</u> |
| TOTAL REVENUES | | <u>\$1,270,400.</u> | <u>\$ 30,811.20.</u> | <u>\$1,301,211.20</u> |
| APPROPRIATIONS | | | | |
| Capital Projects | Cap. Prj. Exp. | <u>\$1,270,400.</u> | <u>\$ 30,811.20</u> | <u>\$1,301,211.20</u> |

and be it further

RESOLVED, that the County Executive be authorized to execute a change order to the existing construction contract with Edbauer Construction adding in the subject emergency sewer work in the amount of \$30,811.20; 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)

4. COMM. 11E-24 (2019)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning serves as the administrative agent for the Erie County Community Development Block Grant Consortium and the Erie County/Town of West Seneca/Town of Hamburg HOME Investment Partnership Consortium; and

WHEREAS, a major responsibility of the Department as the administrative agent is the preparation of the Five-Year Consolidated Plan inclusive of an Annual Action Plan, and submittal of same to the U.S. Department of Housing and Urban Development (HUD); and

WHEREAS, preparation of the 2020-2024 Consolidated Plan and Action Plan must be completed on or about February 14, 2020 so as not to jeopardize Federal CDBG, HOME and Emergency Solutions Grant (ESG) funds; and

WHEREAS, funding for the Five-Year Consolidated Plan will be made available through Federal Community Development Block Grant monies available to Erie County; and

WHEREAS, the request for proposal provision of Section 19.08 of the Erie County Administrative Code was complied with and a summary of the process is attached to this resolution.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive, on behalf of the Erie County Community Development Block Grant Consortium and Erie County/Town of Hamburg HOME Consortium, is hereby authorized to execute any and all agreements with H. Sicherman/The Harrison Studio in an amount not to exceed \$35,710 for the purpose of preparing the Five-Year Consolidated Plan; and be it further

RESOLVED, that the County Executive be authorized to execute contract amendments to the aforementioned contract in a cumulative amount not to exceed \$3,500; and be it further

RESOLVED, that said funding amounts shall be allocated from the J.00519, 2019 CDBG Program; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the County Comptroller; the County Attorney; the Director of the Division of Budget and Management; and the Commissioner of the Department of Environment and Planning, Thomas R. Hersey, Jr., 10th Floor, Edward A. Rath County Office Building.
(6-0)

5. COMM. 11E-28 (2019)
COUNTY EXECUTIVE

WHEREAS, the Department of Senior Services, applied in the summer of 2017 to the New York State Department of Transportation (NYSDOT) for Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities federal grant funding for the operation of the Department's Going Places Transportation Program; and

WHEREAS, the Going Places program provides older adults, who have no other means of transportation, with rides to medical appointments, grocery shopping, and senior centers for congregate meals, with the Department of Senior Services performing the central dispatch function for the program in partnership with Erie County municipalities and subcontracted transportation service providers; and

WHEREAS, NYSDOT has recently awarded the Department, Section 5310 Enhanced Mobility Grant funding under three categories:

- 1) Vehicle Purchases - \$39,907 to cover 80% of the purchase price of a replacement mini bus.
- 2) Mobility Management - \$121,161 to reimburse 80% of the Department's transportation dispatch unit's payroll costs.
- 3) Operating Assistance - \$174,000 to reimburse, up to 50% of the costs of Going Places' wheelchair and other rides.

and

WHEREAS, the mobility management and operating assistance grant is for the period October 1, 2018 to December 31, 2019, while the vehicle funds are for the period October 1, 2018 through September 30, 2024, which covers its expected useful life; and

WHEREAS, NYSDOT will retain the \$39,907 awarded for the vehicle and use the monies to purchase the mini-bus for the Department of Senior Services through a NY State Office of General Services purchasing contract; and

WHEREAS, NYSDOT requires the Department of Senior Services to enter into a Local Funding and Depository Agreement to open an interest-bearing account at U.S. Bank National Association and deposit \$11,473 into the account which represents the required 20% local share of the mini-bus plus a 15% contingency amount to cover possible price increases; and

WHEREAS, NYSDOT will withdraw the monies from the bank account to cover the actual 20% local share cost, with unused monies remaining in the account to be returned to the Department of Senior Services once the vehicle is delivered; and

WHEREAS, the Department of Senior Services proposes to use 2017 capital funds from the approved 2017 Purchase of Replacement Vans, capital project #A.17027 to fund the 20% local share of the mini-bus; and

WHEREAS, no additional County funds are required to secure this new grant funding as the Department has identified transportation appropriations in the Areawide Agency on Aging (Title III-B2019), and New York State AAA Transportation Program (AAATRAN1920), and Community Services for the Elderly (CSE1920) grants that will provide the required local match for the mobility management and operating assistance funding.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to contract with the NYSDOT to accept the Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities grant funding for the mobility management and operating assistance for the period October 1, 2018 to December 31, 2019, and for the Capital Vehicle Purchase for the October 1, 2018 to September 30, 2024 period; and be it further

RESOLVED, that to acquire the mini-bus the County is authorized to enter into the NYSDOT Local Funding and Depository Agreement, open the required account at U.S. Bank National Association and issue a check for the required local share of \$11,473 payable to U.S. Bank National Association for deposit into the bank account; and be it further

RESOLVED, that the Department is authorized to pay the required 20% local match for the mini bus from the approved 2017 Replacement Vans, capital project #A.17027, and that the capital project budget be amended to reflect the federal monies that NYSDOT will use to pay 80% of the purchase price of the vehicles as follows:

| | CURRENT | | AMENDED |
|----------|---------|-------------|---------|
| | BUDGET | CHANGES | BUDGET |
| REVENUES | | | |
| Account | | Description | |

414010 Federal Aid Other 0 +\$39,907 \$39,907

APPROPRIATIONS

Capital projects Capital Project Expense \$72,000 +\$39,907 \$111,907

and be it further

RESOLVED, that the budget for the 5310 Enhanced Mobility Grant for the period October 1, 2018 to December 31, 2019 (163EMOBLTY1819) be established as follows:

| REVENUES | | INITIAL BUDGET |
|----------|---------------------------|------------------|
| Account | Description | |
| 414000 | Federal Aid | \$295,161 |
| 417000 | Contributions-Participant | <u>\$3,000</u> |
| | TOTAL REVENUE | <u>\$298,161</u> |

| APPROPRIATIONS | | INITIAL BUDGET |
|----------------|-----------------------------------|------------------|
| Account | Description | |
| 516020 | Professional Services & Fees | \$177,000 |
| 916390 | ID Senior Services Grant Services | <u>\$121,161</u> |
| | TOTAL APPROPRIATIONS | <u>\$298,161</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 certified copies of this resolution be forwarded to the: County Executive's Office, Division of Budget and Management, Comptroller's Office, and the Department Senior Services.

(6-0)

HOWARD J. JOHNSON, JR.
CHAIR

Item 29 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. BRUSO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 116

| | |
|--------------|---|
| May 16, 2019 | ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 6 |
|--------------|---|

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR BRUSO.
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 8E-18 (2019)
COUNTY EXECUTIVE: “Ellicott Creek Park – Reconstruction of Shelters 6 & 7, Demolition of Concession Stand Addition & Shelter 9 – Construction Bid”
(Chair’s Ruling)
 - b. COMM. 11E-21 (2019)
COUNTY EXECUTIVE: “ECSD No. 8 – Engineering Term Contract Agreement”
(Chair’s Ruling)
 - c. COMM. 11E-22 (2019)
COUNTY EXECUTIVE: “ECSD Nos. 1, 4 & 5 – Engineering Term Contract Agreement”
(Chair’s Ruling)
 - d. COMM 11E-26 (2019)
COUNTY EXECUTIVE: “ECSD No. 3 – Engineering Term Contract Agreement”
(Chair’s Ruling)
2. COMM. 11E-18 (2019)
COUNTY EXECUTIVE
WHEREAS, the Department of Public Works looks to constantly improve and enhance its roll throughout Erie County by providing open and consistent access to infrastructure across every city, town, and village throughout the county; and

WHEREAS, the Division of Fleet Services owns and maintains electric cars, and the market for electric vehicles has been rising throughout the country; and

WHEREAS, charging stations serve as means to attract additional visitors to the Erie County parks system; and

WHEREAS, New York State Energy Research and Development (NYSERDA) identified regions across the state that did not have sufficient Electronic Vehicle (EV) infrastructure and responded by incentivizing municipalities to install charging stations; and

WHEREAS, the NYSERDA funded program allows for the total cost of up to approximately \$8,000 per charging station, as well as installation, to be covered for partnering cities, towns and counties; and

WHEREAS, a requirement of receiving the grant and the station is that the station be powered and the usage reported for four (4) years, of which the contract with Plug-In Stations Online includes the first year software license therefore an additional three (3) years of software license will need to be purchased at a cost not to exceed \$8,000; and

WHEREAS, the County is required to upfront the costs associated with the acquisition and installation of the stations; and

WHEREAS, the County has received confirmation from NYSERDA that \$144,000 in funding for the project has already been green lit for the proposed list of sites, which is 100% of the costs of the stations, shipping and installation (\$4,000-\$8,000 per station) once all of the requirements have been met with the installation.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into contract and amendments with Plugin Stations Online LLC Inc. for the acquisition and installation of multiple EV Charging stations; and be it further

RESOLVED, that Erie County agrees to partner with NYSERDA as a recipient of the grant as well as in the provision of usage data so that services moving forward may be enhanced; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the Department of Public Works to accept the \$144,000 in incentives from NYSERDA, as well as any and all future grants/incentives related to this project to offset the related expenses of the project; and be it further

RESOLVED, that the revenues and appropriations in Capital Project A.17011 – 2017 Purchase of Electric Vehicles and Charging Stations, Fund 410, Funds Center 107 be increased by the amount of this incentive, as well as any future incentives as follows:

| Revenue | Current Budget | Budget Adjustment | Revised Budget |
|----------------------------|----------------|-------------------|----------------|
| 475000-Bond Proceeds | \$60,000 | \$0 | \$60,000 |
| 479100-Other Contributions | \$10,000 | \$0 | \$10,000 |
| 405060-State Aid-NYSERDA | \$0 | \$144,000 | \$144,000 |
| Total Revenue | \$70,000 | \$144,000 | \$214,000 |
| Appropriations | | | |
| CAPITALPROJECTS | \$70,000 | \$144,000 | \$214,000 |
| Total Appropriations | \$70,000 | \$144,000 | \$214,000 |

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into contract and amendments with ChargePoint, Inc, for to satisfy the above mentioned NYSERDA program grant for the purposes of obtaining software licenses for the EV Stations at a

cost not to exceed \$8,000 available in capital project A.17011 – 2017 Purchase of Electric Vehicles and Charging Stations, Fund 410, Funds Center 107; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the Erie County Executive; the Division of Budget and Management; the Office of the Comptroller; and the Department of Public Works.

(6-0)

3. COMM. 11E-25 (2019)
COUNTY EXECUTIVE

WHEREAS, the City of Buffalo, the Towns of Amherst, Tonawanda, Cheektowaga, and Hamburg including the Villages located therein, and Erie County receive over \$19,000,000 annually in Federal Community Development Block Grant funds; and

WHEREAS, an important element for receiving Federal funds is an Analysis of Impediments to Fair Housing Choice within recipient municipalities; and

WHEREAS, the aforementioned local governments and Erie County are desirous of conducting a joint Analysis of Impediments to Fair Housing Choice consistent with Federal guidelines; and

WHEREAS, based on results from a Request for Proposal process conducted by the Department of Environment and Planning, the City of Buffalo, and the Towns of Amherst, Tonawanda, Cheektowaga and Hamburg the County Executive is desirous of executing a contract in an amount not to exceed \$73,490 with Neighborhood Planners; and

WHEREAS, funds for the Analysis will be federal Community Development Block Grant (CDBG) monies available to each municipality with contributions shown as follows:

| | | |
|-----------------|---|-----------------------------|
| \$18,373 | – | Erie County/Town of Hamburg |
| \$36,745 | – | City of Buffalo |
| \$ 6,124 | – | Town of Amherst |
| \$ 6,124 | – | Town of Tonawanda |
| <u>\$ 6,124</u> | – | Town of Cheektowaga |
| <u>\$73,490</u> | – | Total |

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a contract with Neighborhood Planners in an amount not to exceed \$73,490 for the purpose of carrying out an Analysis of Impediments to Fair Housing Choice within those municipalities comprising the Erie County Community Development Block Grant Consortium, the City of Buffalo, and the Towns of Amherst, Tonawanda, Cheektowaga, and Hamburg and Villages therein; and be it further

RESOLVED, that the Erie County share of the project cost shall be allocated from the J.00519 2019-20 CDBG Program; and be it further

RESOLVED, that the County Executive is further authorized to execute contracts with the City of Buffalo, and the Towns of Amherst, Tonawanda, Cheektowaga and Hamburg for the purpose of receiving an amount not to exceed \$55,117 for completion of said Analysis; and be it further

RESOLVED, that authorization is hereby provided to accept funding in an amount not to exceed \$55,118 from the City of Buffalo, and the Towns of Amherst, Tonawanda, Cheektowaga and Hamburg, and establish a grant budget for the County and Towns; and be it further

RESOLVED, that authorization is hereby provided to establish a grant for the period June 1, 2019 to May 30, 2020 in Fund 290 J.00519, as follows:

2019 Budget – Fund 290
Analysis of Impediments to Fair Housing Choice (AI Study)

| | |
|--------------------------------|-----------------|
| <u>Revenue</u> | <u>Increase</u> |
| County of Erie/Town of Hamburg | \$18,373 |
| City of Buffalo | \$36,745 |
| Town of Amherst | \$ 6,124 |
| Town of Tonawanda | \$ 6,124 |
| Town of Cheektowaga | <u>\$ 6,124</u> |
| Total Revenue | \$73,490 |
| <u>Appropriations</u> | |
| Professional Services | \$73,490 |
| Net – Revenue less: Expense | 0 |

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive; the County Comptroller; the Director of the Division of Budget and Management; the County Attorney; and the Commissioner of the Department of Environment and Planning, Thomas R. Hersey, Jr., 10th Floor, Edward A. Rath County Office Building.

(6-0)

4. COMM. 11E-29 (2019)
COUNTY EXECUTIVE AS AMENDED

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for Contract No. 59 at 2:00 p.m. on April 23, 2019:

| <u>Contract</u> | <u>Lowest Responsible Bidder</u> | <u>Amount</u> |
|-----------------|--|---------------|
| Contract No. 59 | Hohl Industrial Services, Inc. 770 Riverview Blvd. Tonawanda, NY 14150 | \$625,859.25 |

and

WHEREAS, the aforementioned lowest responsible bidder has successfully completed projects for the Division of Sewerage Management in the past; and

WHEREAS, the Division of Sewerage Management has determined that this project is a Type II action in accordance with 6NYCRR Section 617.5(c) and therefore is not subject to State Environmental Quality Review Act review under New York State Environmental Conservation Law; and

WHEREAS, there is adequate funding available in Erie County Sewer District No. 3 Capital Project C.00062.

NOW, THEREFORE, BE IT,

RESOLVED, that the Southtowns AWTF ORF Rehabilitation, Erie County Sewer District No. 3, Contract No. 59 be awarded as follows:

| <u>Contract</u> | <u>Lowest Responsible Bidder</u> | <u>Amount</u> |
|-----------------|--|---------------|
| Contract No. 59 | Hohl Industrial Services, Inc. 770 Riverview Blvd. Tonawanda, NY 14150 | \$625,859.25 |

and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute the Contract with the aforementioned lowest responsible bidder, subject to approval as to form by the County Attorney's office and approval as to content by the Commissioner of Environment and Planning; and be it further

RESOLVED, that the County Comptroller is authorized and directed to allocate \$625,859.25 from Erie County Sewer District No. 3, Capital Project C.00062 for Contract No. 59; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy each of this resolution to the County Executive, the Director of Budget and Management, the County Comptroller, and Kristen Walder, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E., Department of Environment and Planning, Rath Building, 10th Floor.
(6-0)

5. COMM 11E-31 (2019)
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature hereby confirms the appointment of the following individuals, on the recommendation of the Erie County Executive, to serve on the Erie County Environmental Management Council:

Environmental Management Council At-Large Appointments

| | | | |
|--|--|---|---|
| Anne Bergantz 20 Dorchester Road Buffalo, NY 14222 | George Besch 39 Lake Avenue Lancaster, NY 14086 | Meaghan Boice-Green 93 Honorine Drive Depew, NY 14043 | Paul Fuhrmann 3221 Ransom Road Lancaster, NY 14086 |
| Rosa A. Gonzalez 8 Lakewood Drive Orchard Park, NY 14127 | David Hahn-Baker 440 Lincoln Parkway Buffalo, NY 14216 | Eric "Luke" Jackson 67 Chatham Ave Buffalo, NY 14216 | Jason Kulaszewski 282 Hoyt Street Buffalo, NY 14213 |
| Faustenia Morrow 9514 Transit Rd., Unit D East Amherst, NY 14051 | Phil Stokes 28 Fairchild Drive Amherst, NY 14226 | Don Stribick 147 Hybank Drive West Seneca, NY 14224 | De'yrón Tabb 183 Florida Street Buffalo, NY 14208 |

Municipal Appointments

Matthew Clabeaux
493 Mill Street
Williamsville, NY 14221
Town of Amherst

Don Owens
1865 Hubbard Road
East Aurora, NY 14052
Town of Aurora

Councilwoman Linda Hammer
3301 Broadway Street
Cheektowaga, NY 14227
Town of Cheektowaga

Brenda Young
9402 Douglas Fir Ct.
Clarence Center, NY 14032
Town of Clarence

Deputy Mayor Edwin Voll III
273 Canton Street
Depew, NY 14043
Village of Depew

Greg Genco
9602 Jennings
Eden, NY 14057
Town of Eden

Kimberly O'Rourke
1731 Woodard Road
Elma, New York 14059
Town of Elma

Paul Michalec
1224 Church Road
Angola, NY 14006
Town of Evans

Sam Akinbami
2227 West River Road
Grand Island, NY 14072
Town of Grand Island

Leona Rockwood
5724 Old Lakeshore Road
Lakeview, NY 14085
Town of Hamburg

Andrew Schrauth
225 Highland Avenue
Hamburg, NY 14075
Village of Hamburg

William Kolacki
9292 Savage Road
Holland, NY 14080
Town of Holland

Julius McCann
33 Burwell Avenue
Lancaster, NY
Town of Lancaster

Lewis Tandy
13678 Main Road
Akron, NY 14001
Town of Newstead

Richard Schechter
4 Lennys Lane
Orchard Park, NY 14127
Town of Orchard Park
(6-0)

Karl Spencer
7 Cam Court
West Seneca, NY 14224
Town of West Seneca

Jane Vohwinkel
50 North Long
Williamsville, NY 14221
Village of Williamsville

CHAIR

Item 30 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. BRUSO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 117

| | |
|--------------|---|
| May 16, 2019 | PUBLIC SAFETY COMMITTEE REPORT NO. 9 |
|--------------|---|

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR BRUSO.
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 11E-4 (2019)
SHERIFF

WHEREAS, the Erie County Sheriff’s Office (ECSO) needs to utilize telephone funds to purchase needed equipment for the Erie County Holding Center’s (EHC) kitchen; and

WHEREAS, the EHC kitchen prepares and serves over 1,000 meals per day, seven days a week, 365 days a year; and

WHEREAS, the standard set forth by the New York State Commission of Correction is that agencies must provide a minimum of one hot meal per day; and

WHEREAS, many of the pieces of the kitchen equipment are over 20-years-old and are malfunctioning with increasing frequency; and

WHEREAS, the EHC is operating with one working oven while the second oven waits for additional service and repair; and

WHEREAS, the ECSO needs to replace two new convection ovens, a refrigerator, a tilting skillet/braising pan, two microwave ovens, a hot-food serving counter, utility serving counter, a cold-food serving counter; and

WHEREAS, to provide more “scratch meals,” the ECSO is purchasing two stainless steel preparation tables, two fruit and vegetable slicers, and two can openers; and

WHEREAS, the kitchen also needs a new conveyor dishwasher, two microwave ovens, kitchen utensils, and waste disposal equipment; and

WHEREAS, the Erie County Sheriff’s Office would utilize Telephone Revenue funds to purchase the necessary kitchen equipment which will eliminate any burden to the taxpayer or affect the 2019 Erie County Budget; and

WHEREAS, the Sheriff and the County Executive agree the aforementioned items are necessary for the operation of the ECHC; and

WHEREAS, these purchases comply with COMM. 6E-24, 2013, which states that telephone revenue “shall be dedicated to the general operation of the Holding Center and Correctional facility”; and

WHEREAS, as of April 22, 2019, the Telephone Revenue account has a balance of \$578,787.00; and

WHEREAS, this resolution transfers \$100,000.00 from the Telephone Revenue account and this resolution will not have any impact on the 2019 County Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature authorizes the Erie County Sheriff’s Office and the Division of Budget and Management to transfer \$100,000.00 in available Telephone Revenue funds to the appropriate Erie County Sheriff’s Office accounts:

ERIE COUNTY SHERIFF'S OFFICE

Sheriff – SAFS Funded Program

| <u>REVENUE</u> | | <u>DECREASE</u> |
|----------------|------------------------------|---------------------|
| 415622 | Jail Telephone Revenue Funds | <u>\$100,000.00</u> |

| <u>APPROPRIATION</u> | | <u>INCREASE</u> |
|----------------------|---------------------------|---------------------|
| 505400 | Food and Kitchen Supplies | \$300.00 |
| 506200 | Maintenance and Repairs | \$200.00 |
| 561410 | Lab and Tech Equipment | <u>\$99,500.00</u> |
| | Total Revenue | <u>\$100,000.00</u> |

and be it further

RESOLVED, that the Erie County Sheriff’s Office and the Division of Budget and Management are authorized to have any unused funds either remain in or returned to Telephone Revenue account; and be it further

RESOLVED, the Division of Budget and Management is authorized to make any technical adjustments necessary to effectuate this transfer should there be any unforeseen issues; 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

RESOLVED, certified copies of the approved resolution are sent to the County Executive, the Department of Public Works - Division of Building and Grounds, the Division of Purchasing, the

Erie County Comptroller's Office, and the Chief of Administration of the Sheriff's Office for implementation.

(5-0)

2. COMM. 11E-7 (2019)
SHERIFF

WHEREAS, the US Department of Homeland Security through the NYS Division of Homeland Security and Emergency Services has awarded \$235,920.00 for FY18 to Erie County in funding to increase security along the Canadian border; and

WHEREAS, the Erie County Sheriff's Office will coordinate with police agencies from the cities of Buffalo and Tonawanda, and the towns of Brant, Evans, and Hamburg to conduct joint waterway patrols; and

WHEREAS, these patrols support U.S. Border Patrol's mission of protecting the international borders from human trafficking and illegal drug operations as well as apprehending terrorists and others intent on conducting illegal activities on U.S. soil; and

WHEREAS, the funds will be used for overtime and fringe benefits of the participating law enforcement agencies associated with the mission, and to purchase equipment required to support this program; and

WHEREAS, this resolution accepts \$235,920.00 in grant funding and will provide for all expenses needed to support this program.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive and the Erie County Sheriff to enter into a contract with the New York State Department of Homeland Security to accept \$235,920.00 for FY18:

ERIE COUNTY SHERIFF'S OFFICE
FY 2018 Operation Stonegarden Grant
September 1, 2018, to August 31, 2021

| <u>REVENUE</u> | | <u>DECREASE</u> |
|----------------------|----------------------|---------------------|
| 414000 | Federal Revenue | <u>\$235,920.00</u> |
| <u>APPROPRIATION</u> | | <u>INCREASE</u> |
| 501000 | Overtime | \$30,000.00 |
| 502000 | Fringe Benefits | \$9,000.00 |
| 516010 | Contractual Payments | \$135,920.00 |
| 561410 | Lab and Tech | \$61,000.00 |
| | Total Revenue | <u>\$235,920.00</u> |

and be it further

RESOLVED, that the County Executive and the Erie County Sheriff's Office are authorized to enter into sub-contracts with the participating agencies to reimburse the expenses they incur while participating in Operation Stonegarden and border security operations; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make the necessary transfers and to make any technical adjustments necessary to effectuate these transfers should there be any unforeseen issues; 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

RESOLVED, certified copies of the approved resolution are sent to the County Executive, the County Attorney, the Division of Purchasing, the Erie County Comptroller's Office, and the Chief of Administration of the Sheriff's Office for implementation.
(5-0)

HOWARD J. JOHNSON, JR.
CHAIR

LEGISLATOR RESOLUTIONS

Item 31 – MR. BRUSO presented the following resolution and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 118

RE: Appointment to the EC Audit
Committee
(INTRO. 12-1)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATOR BASKIN**

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

WHEREAS, an appointment is necessary to fill a vacancy on the Erie County Audit Committee due to the resignation of Legislator Peter Savage; 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 Legislator April N.M. Baskin 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 32 – MR. BRUSO presented the following resolution and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 119

RE: Appointment to the EC Records
Commission
(INTRO. 12-2)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATOR BASKIN**

WHEREAS, the Erie County Records Commission is mandated by Erie County Local Law 12-1989; and

WHEREAS, an appointment is necessary to fill a vacancy on the Erie County Records Commission; and

WHEREAS, Erie County Local Law 12-1989 defines the Records Commission's membership.

NOW, THEREFORE, BE IT

RESOLVED, that Legislator April N.M. Baskin, by virtue of her position of Chair of the Legislature, is hereby appointed as a member of the Erie County Records Commission; and be it further

RESOLVED, that a certified copy of this resolution be sent to the Erie County Records Commission, and Erie County Clerk Michael Kearns.

Item 33 – CHAIR BASKIN directed that the following resolution be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

INTRO. 12-3 from RATH. Opposition to Proposed State Legislation So-Called Farmworkers Fair Labor Practices Act.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 34 – MR. BRUSO moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 8E-13 (2019) AS AMENDED. MR. MEYERS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 120

RE: 2018 Year-End Budget Balancing
Amendments & Designations
(COMM. 8E-13 AS AMENDED, 2019)

WHEREAS, year-end budget balancing amendments are necessary to close the County's books and prepare financial statements for review by the County's independent auditors for the 2018 fiscal year; and

WHEREAS, amendments were identified in cooperation with the Erie County Comptroller's Office and in consultation with departmental accountants based on year-end financial reports; and

WHEREAS, existing 2018 funding within the Youth Bureau, County Clerk Registrar Division, Parks, Recreation and Forestry, Health Division, Public Health Laboratory Division, the Department of Social Services, Law, Law-Risk Retention, Community/Neighborhood Development, Cultural Resources, Central Police Services, Buildings and Grounds, Countywide Inter-fund Accounts, Personnel and the Buffalo and Erie County Public Library, is established as fund reservations and designated for re-appropriation into 2019 with no additional transfer required; and

WHEREAS, additional 2018 fund transfers are also requested in order to designate funding for specific projects which will be re-appropriated into 2019 to maintain a balanced budget and provide additional services.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to adjust the 2018 Budget in order to facilitate the completion of 2018 financial statements, based on the following schedule:

2018 Year-End Budget Balancing Amendments

The following list of accounts is balanced by fund and indicates where adjustments are needed to match year-end spending. In most cases the source of funds was obtained from within the department from where the shortfall occurred.

| Department | Account | Increase/ (Decrease) |
|--|-----------------------------|-------------------------|
| General Fund 110 - Expense Adjustments | | |
| 100 | Legislature | |
| | 500000 Full Time - Salaries | (64,872) |

| | | | |
|-------|--|-----------------------|---------------|
| | 500020 | Regular PT - Wages | 106,471 |
| | 530000 | Other Expenses | (41,599) |
| | <hr/> Legislature Total | | <hr/> 0 |
| 10210 | Division of Budget & Management | | |
| | 500010 | Part Time - Wages | (4,753) |
| | 502000 | Fringe Benefits | 4,753 |
| | <hr/> Budget & Management Total | | <hr/> 0 |
| 105 | Information & Support Services | | |
| | 530000 | Other Expenses | (14,365) |
| | 545000 | Rental Charges | 14,365 |
| | <hr/> Information & Support Services Total | | <hr/> 0 |
| 10710 | Bureau of Fleet Services | | |
| | 500000 | Full Time - Salaries | (15,089) |
| | 502000 | Fringe Benefits | (46,384) |
| | 505600 | Auto Tr & Hvy Eq Sup | 263,936 |
| | 506200 | Maintenance & Repair | (44,271) |
| | 516030 | Maintenance Contracts | (15,946) |
| | 545000 | Rental Charges | 50,889 |
| | <hr/> Bureau of Fleet Services Total | | <hr/> 193,135 |
| 11320 | Auto Bureau Division | | |
| | 500000 | Full Time - Salaries | (6,523) |
| | 500010 | Part Time - Wages | (23,627) |
| | 501000 | Overtime | 36,290 |
| | 502000 | Fringe Benefits | (6,140) |
| | <hr/> Auto Bureau Division Total | | <hr/> 0 |
| 11400 | District Attorney's Office | | |
| | 500000 | Full Time - Salaries | (58,145) |
| | 502000 | Fringe Benefits | (58,503) |
| | 500350 | Other Employee Pymts | 36,289 |
| | 559000 | County Share-Grants | 80,359 |
| | <hr/> District Attorney's Office Total | | <hr/> 0 |
| 11510 | Sheriff Division | | |
| | 500000 | Full Time - Salaries | (70,109) |
| | 500010 | Part Time - Wages | (33,757) |
| | 500030 | Seasonal Emp. Wages | 79,494 |
| | 500300 | Shift Differential | (13,880) |

| | | | |
|-------|---------------------------------|-----------------------------------|-------------|
| | 500320 | Uniform Allowance | (6,000) |
| | 500330 | Holiday Worked | (63,897) |
| | 500340 | Line-Up Pay | (19,337) |
| | 500350 | Other Employee Pymts | 46,035 |
| | 501000 | Overtime | 268,684 |
| | 502000 | Fringe Benefits | (109,720) |
| | 510000 | Local Mileage Reimb | (3,234) |
| | 510100 | Out of Area Travel | (29,587) |
| | 510200 | Training and Education | (3,164) |
| | 515000 | Utility Charges | (1,153) |
| | 516020 | Professional Services Cont & Fees | (11,510) |
| | 516030 | Maintenance Contracts | (3,777) |
| | 505600 | Auto Tr & Hvy Eq Sup | (2,048) |
| | 506200 | Maintenance & Repair | (2,307) |
| | 559000 | County Share-Grants | (6,918) |
| | <hr/> Sheriff Division Total | | 13,815 |
| 116 | Jail Management | | |
| | 500000 | Full Time - Salaries | (169,519) |
| | 500010 | Part Time - Wages | (86,812) |
| | 500320 | Uniform Allowance | (24,000) |
| | 500330 | Holiday Worked | (62,973) |
| | 500340 | Line-Up Pay | (57,780) |
| | 501000 | Overtime | 1,083,200 |
| | 510200 | Training and Education | 16,955 |
| | 502000 | Fringe Benefits | (695,931) |
| | 516020 | Professional Services Cont & Fees | (16,955) |
| | <hr/> Jail Management Total | | (13,815) |
| 11650 | Correctional Health Services | | |
| | 500010 | Part Time - Wages | (113,361) |
| | 500350 | Other Employee Pymts | 71,296 |
| | 501000 | Overtime | 42,065 |
| | <hr/> Correctional Health Total | | 0 |
| 120 | Department of Social Services | | |
| | 500000 | Full Time - Salaries | (3,857,114) |
| | 500010 | Part Time - Wages | (61,787) |
| | 500020 | Regular PT - Wages | 8,282 |
| | 500030 | Seasonal - Wages | (81,840) |
| | 500300 | Shift Differential | 15,025 |
| | 500350 | Other Employee Pymts | (345,832) |
| | 501000 | Overtime | (109,002) |

| | | | |
|-------|---------------------------------------|--------------------------------|-------------------|
| | 502000 | Fringe Benefits | (6,624,915) |
| | 510000 | Local Mileage Reimb | (209,918) |
| | 516030 | Maintenance Contracts | (116,060) |
| | 516040 | DSS Training & Education Prog | (307,676) |
| | 516400 | Title XX Prev & Prot | (875,408) |
| | 525020 | UPL Expense | 7,569,964 |
| | 525060 | Safety Net Assist | (4,415,058) |
| | 525070 | Emer Asst to Adults | 495,176 |
| | 525080 | Education Handicapped Children | 75,040 |
| | 525130 | State Training School | 4,794,291 |
| | 525140 | HEAP Program Costs | 249,993 |
| | 530000 | Other Expenses | (576,119) |
| | 530010 | Chargebacks | 223,023 |
| | 530030 | Pivot Wage Subsidies | 184,920 |
| | 545000 | Rental Charges | (257,193) |
| | <hr/> DSS Total | | <hr/> (4,222,208) |
| 12210 | DPW Commissioner's Office | | |
| | 500350 | Other Employee Pymts | 3,546 |
| | 502000 | Fringe Benefits | 47,834 |
| | 530000 | Other Expenses | (51,380) |
| | <hr/> DPW Commissioner's Office Total | | <hr/> 0 |
| 12220 | DPW Building & Grounds | | |
| | 500000 | Full Time - Salaries | (84,329) |
| | 501000 | Overtime | 84,329 |
| | 502000 | Fringe Benefits | (640,490) |
| | <hr/> DPW Building & Grounds Total | | <hr/> (640,490) |
| 12410 | MH - Program Admin. | | |
| | 500350 | Other Employee Pymts | 17,080 |
| | 502000 | Fringe Benefits | (17,080) |
| | 516010 | Cnt Pmts-Non Pro Pur | 1,426,326 |
| | 517581 | Court Ordered-MH Srv | (478,930) |
| | <hr/> MH - Program Admin. Total | | <hr/> 947,396 |
| 12520 | Youth Detention | | |
| | 500010 | Part Time - Wages | (79,844) |
| | 501000 | Overtime | 79,844 |
| | <hr/> Youth Detention Total | | <hr/> 0 |
| 12610 | Probation | | |
| | 500000 | Full Time - Salaries | (41,808) |

| | | | |
|--------|---|-----------------------|-----------|
| | 500350 | Other Employee Pymts | 16,139 |
| | 510000 | Local Mileage Reimb | 25,669 |
| | Probation Total | | 0 |
| 12700 | Health Division | | |
| | 500020 | Regular PT - Wages | (13,305) |
| | 500300 | Shift Differential | 13,305 |
| | Health Division Total | | 0 |
| 12720 | Emergency Medical Services Division | | |
| | 500010 | Part Time - Wages | (15,091) |
| | 502000 | Fringe Benefits | 15,091 |
| | Emergency Medical Services Division Total | | 0 |
| 12750 | Special Needs | | |
| | 528000 | Svcs Spec Need Child | (817,609) |
| | 528010 | Srvs Early Inv Prog | 817,609 |
| | Special Needs Total | | 0 |
| 133501 | Aid to Local Governments | | |
| 0 | 516060 | Sales Tax Loc Gov 3 % | 8,677,338 |
| | Aid to Local Governments Total | | 8,677,338 |
| 14010 | County-wide Acct Budget | | |
| | 504990 | Reductions Per Srv | 1,800,000 |
| | 511000 | Control Board Expense | 23,556 |
| | County-wide Acct Budget Total | | 1,823,556 |
| 14020 | Interfund | | |
| | 570025 | InterFd Co Share 911 | 90,023 |
| | 570050 | InterFund Trans-Cap | 930,819 |
| | Interfund Total | | 1,020,842 |
| 14030 | Community College | | |
| | 520020 | Co Res Enrl Comm Col | 21,595 |
| | Community College Total | | 21,595 |
| 16010 | Law Division | | |
| | 500000 | Full Time - Salaries | (16,374) |
| | 502000 | Fringe Benefits | 16,374 |
| | Law Division Total | | 0 |

| | | | |
|-------|--|----------------------|-----------|
| 16110 | Personnel | | |
| | 500000 | Full Time - Salaries | 37,761 |
| | 502000 | Fringe Benefits | 70,932 |
| | Personnel Total | | 108,693 |
| 16200 | Env.&Planning Division | | |
| | 500000 | Full Time - Salaries | (74,292) |
| | 502000 | Fringe Benefits | (64,228) |
| | 570050 | Inter-Fund Trans-Cap | 175,000 |
| | Env.&Planning Division Total | | 36,480 |
| 16500 | Central Police Services | | |
| | 500350 | Other Employee Pymts | 32,111 |
| | 559000 | County Share-Grants | 22,280 |
| | Central Police Services Total | | 54,391 |
| 16700 | Homeland Security & Emergency Services | | |
| | 500000 | Full Time - Salaries | (649) |
| | 500010 | Part Time - Wages | (12,458) |
| | 500350 | Other Employee Pymts | 13,107 |
| | Homeland Security & Emergency Services Total | | 0 |
| 500 | ECMC | | |
| | 502000 | Fringe Benefits | 343,435 |
| | ECMC Total | | 343,435 |
| 510 | EC Home | | |
| | 502000 | Fringe Benefits | 313,175 |
| | EC Home Total | | 313,175 |
| | Total General Fund 110 Expense Adjustments | | 8,677,338 |

General Fund 110 - Revenue Adjustments

| | | | |
|-------|-------------------------------|------------------------|-----------|
| 14010 | County-wide Acct Budget | | |
| | 402140 | Sales Tax to Local Gov | 8,677,338 |
| | County-wide Acct Budget Total | | 8,677,338 |

| | |
|--|-----------|
| Total General Fund 110 Revenue Adjustments | 8,677,338 |
|--|-----------|

| | |
|----------------------------------|---|
| Net General Fund 110 Adjustments | 0 |
|----------------------------------|---|

Highway Fund 210 - Expense Adjustments

| | | | |
|-----|----------------------|-----------------------------------|-----------|
| 123 | Highways (DPW) | | |
| | 500000 | Full Time - Salaries | 70,459 |
| | 500030 | Seasonal - Wages | (53,497) |
| | 500300 | Shift Differential | (17,500) |
| | 500330 | Holiday Worked | (13,054) |
| | 500350 | Other Employee Pymts | (58,473) |
| | 501000 | Overtime | 364,025 |
| | 502000 | Fringe Benefits | 209,896 |
| | 505600 | Auto Tr & Hvy Eq Sup | (110,501) |
| | 506200 | Maintenance & Repair | (143,340) |
| | 506400 | Highway Supplies | (119,906) |
| | 515000 | Utility Charges | (15,164) |
| | 516020 | Professional Services Cont & Fees | (54,523) |
| | 520060 | Town/Vill Snow Contr | (24,941) |
| | 575040 | I/F Expense-Utility | (33,481) |
| | Highways (DPW) Total | | 0 |

E-911 Fund 230 -Expense Adjustments

| | | | |
|-------|------------------------|----------------------|--------|
| 11510 | Sheriff Division | | |
| | 500000 | Full Time - Salaries | 21,173 |
| | 501000 | Overtime | 36,377 |
| | 502000 | Fringe Benefits | 18,991 |
| | Sheriff Division Total | | 76,541 |

| | | | |
|-------|----------------------------------|----------------------|----------|
| 12720 | Emergency Medical Services | | |
| | 500000 | Full Time - Salaries | (20,321) |
| | 501000 | Overtime | 43,416 |
| | 502000 | Fringe Benefits | (9,613) |
| | Emergency Medical Services Total | | 13,482 |

| | | | |
|-------|----------------------------|--------------------|----------|
| 16500 | Central Police Srvcs | | |
| | 500300 | Shift Differential | 19,725 |
| | 500010 | Part Time - Wages | (19,725) |
| | Central Police Srvcs Total | | 0 |

| | |
|--|--------|
| Total E-911 Fund 230 Expense Adjustments | 90,023 |
|--|--------|

E-911 Fund 230 - Revenue Adjustments

| | | | |
|--|----------------------------------|---------------------------|--------|
| 11510 | Sheriff Division | | |
| | 486000 | Interfund Revenue-Subsidy | 76,541 |
| | <hr/> | | |
| | Sheriff Division Total | | 76,541 |
| 12720 | Emergency Medical Services | | |
| | 486000 | Interfund Revenue-Subsidy | 13,482 |
| | <hr/> | | |
| | Emergency Medical Services Total | | 13,482 |
| <hr/> | | | |
| Total E-911 Fund 230 Revenue Adjustments | | | 90,023 |
| <hr/> | | | |
| Net E-911 Fund Adjustments | | | 0 |

Debt Service Fund 310 - Expense Adjustments

| | | | |
|-------|------------------------------|----------------------------|-------------|
| 17200 | General Debt | | |
| | Expense | | |
| | 550000 | Principal - Bonds | (3,686,599) |
| | 550010 | Principal - Long Term Loan | 3,005,000 |
| | 550110 | Bond Issue Costs | 235,850 |
| | 550800 | Interest - Bonds | (1,755,138) |
| | 550810 | Interest-Long Term Loan | 6,974,363 |
| | <hr/> | | |
| | General Debt Expense Total | | 4,773,476 |
| | <hr/> | | |
| | Revenue | | |
| | 445180 | Interest-Long Term Loan | 1,768,476 |
| | 466350 | Principal-Long Term Loan | 3,005,000 |
| | <hr/> | | |
| | General Debt Revenue Total | | 4,773,476 |
| | <hr/> | | |
| | Net General Debt Adjustments | | 0 |

| | | | |
|-------|---|---------------------|---------|
| 17300 | Debt Srv SD 1,4 & 5 | | |
| | Expense | | |
| | 570000 | InterFund Trans-Sub | 217,976 |
| | <hr/> | | |
| | Debt Service SD 1,4 & 5 Expense Total | | 217,976 |
| | <hr/> | | |
| | Revenue | | |
| | 486010 | Resd Equity Tran-In | 217,976 |
| | <hr/> | | |
| | Debt Service SD 1,4 & 5 Revenue Total | | 217,976 |
| | <hr/> | | |
| | Net Debt Service SD 1,4 & 5 Adjustments | | 0 |

17500 Debt Srv SD 3/Southtowns

| | | |
|---|---------------------|-----------|
| 550800 | Interest - Bonds | (120,028) |
| 570000 | InterFund Trans-Sub | 120,028 |
| <u>Debt Service SD 3/Southtowns Expense Total</u> | | <u>0</u> |

and be it further

RESOLVED, that authorization is provided to re-appropriate available 2018 funding established as fund reservations into 2019 for the following items, no transfer is required.

- Personnel Department
\$ 11,487 for a Personnel ID Machine with security tactile
- Central Police Services
\$ 4,300 for equipment to use for Domestic Violence Incident Reporting enhancements to the CHARMS system
\$ 10,000 for supplies in the Forensic Lab
- Buildings and Grounds
\$ 9,360 in contractual expense to renovate the Jail entrance to 120 West Eagle
- County Clerk Registrar
\$ 200,000 to provide Zombie Property Outreach Services
- Health Division
\$ 50,000 for Suboxone supplies to assist with the Opioid crisis
- Public Health Lab
\$ 143,529 for Lead Hazard Reduction actions
- Social Services
\$ 300,000 for Poverty Initiatives with People Inc.
\$ 350,000 for High Fidelity Wrap community agency services
\$ 87,000 for the International Institute Safe Harbor program
\$ 1,190,899 for Indigent Care funding increase
\$ 12,780,000 for 2019-2021 Disproportionate Share (“DSH”) costs
\$ 18,292,000 for 2019 DSH costs
- Youth Bureau
\$ 2,500 for West Seneca Youth Baseball
- Cultural Resource/Community Neighborhood Development
\$ 49,000 for final payment to 2018 community and neighborhood agencies
\$ 3,556 for final payment to 2018 cultural agencies
- County Wide Inter-fund Accounts

\$ 200,000 of Poverty Funds for the Department of Environment and Planning
Community Development Division

- Parks Department
\$ 2,304 for Parks furniture
- Department of Law
\$ 96,739 for contractual needs
- Department of Law-Risk Management Division
\$ 1,500,000 for future liability payments
- Library
\$ 507,282 for Library books, materials, maintenance/repair and equipment

and be it further

RESOLVED, that authorization is provided to transfer available 2018 funding for additional designations and establish re-appropriations into 2019 as follows:

- County Clerk Registrar
\$ 125,000 for Mortgage Scanning-Liber Digitization
\$ 40,000 for Records Management Enhancements, Scanner and Gunkeeper software
- Sheriff Division
\$ 440,000 for increased PBA retirement expense based on Chapter 433 of the Laws of 2018
- Jail Management
\$ 124,897 for increased Personnel and Fringe Benefit expense related to the Teamsters Supervisory Collective Bargaining Agreement
- Social Services
\$ 335,000 for the PIVOT Wage program to provide more job opportunities to public assistance recipients
- Buildings and Grounds
\$ 19,330 to cover overtime expense for 120 West Eagle build-out to create Forensic Mental Health Resource Center which will assist former inmates with community re-integration
- Youth Detention
\$ 300,000 for Detention Facility Renovation expense
- Tourism Promotion
\$ 49,821 for the Buffalo Niagara Film Commission site move

- Cultural Resource
 - \$ 5,000,000 for the Albright Knox expansion
 - \$ 2,500,000 for Botanical Gardens Renovations
- Department of Environment and Planning
 - \$ 500,000 for Lincoln School Demolition in Lackawanna
 - \$ 1,760,000 for Angola Agricultural Park-Water Tower expansion and site work
- Central Police Services
 - \$ 92,936 in overtime for DNA testing needs
 - \$ 12,700 in contractual services for Domestic Violence Incident Reporting enhancements to the CHARMS system

| Department | Account | Increase/ (Decrease) |
|--|--|-------------------------|
| Designations | | |
| General Fund 110 - Expense Adjustments | | |
| 11310 | Registrar Division | |
| | 516020 Professional Services Cont & Fees | 125,000 |
| | 561410 Lab & Technical Equipment | 40,000 |
| | <u>Registrar Division Total</u> | <u>165,000</u> |
| 11510 | Sheriff Division | |
| | 502000 Fringe Benefits | 440,000 |
| | <u>Sheriff Division Total</u> | <u>440,000</u> |
| 116 | Jail Management | |
| | 500000 Full Time Salaries | 96,075 |
| | 502000 Fringe Benefits | 28,822 |
| | <u>Jail Management Total</u> | <u>124,897</u> |
| 120 | Department of Social Services | |
| | 525060 Safety Net Assist | (335,000) |
| | 530030 Pivot Wage Subsidies | 335,000 |
| | <u>Social Service Total</u> | <u>0</u> |
| 12220 | Buildings and Grounds | |
| | 501000 Overtime | 19,330 |
| | <u>Buildings and Grounds Total</u> | <u>19,330</u> |
| 12520 | Youth Detention | |

| | | | |
|----------------------------|-------------------------------|-----------------------------------|------------|
| | 570050 | Transfer to Capital | 300,000 |
| | Youth Detention Total | | 300,000 |
| 1331030 | Tourism Promotion | | |
| | 518057 | BNF Special Project | 49,821 |
| | Tourism Promotion Total | | 49,821 |
| 1333020 | Art & Cultural Agencies | | |
| | 518008 | Albright-Knox Art Gallery | 5,000,000 |
| | 518034 | Botanical Gardens | 2,500,000 |
| | Art & Cultural Agencies Total | | 7,500,000 |
| 16200 | Environment & Planning | | |
| | 516020 | Professional Services Cont & Fees | 2,260,000 |
| | Environment & Planning Total | | 2,260,000 |
| 16500 | Central Police Services | | |
| | 501000 | Overtime | 92,236 |
| | 516020 | Professional Services Cont & Fees | 12,700 |
| | Central Police Services Total | | 104,936 |
| Total Designations Expense | | | 10,963,984 |

Designations

General Fund 110 - Revenue Adjustments

| | | | |
|----------------------------|-------------------------------|------------------------|-------------|
| 11310 | Registrar Division | | |
| | 466000 | Miscellaneous Receipts | 139,589 |
| | Registrar Division Total | | 139,589 |
| 14010 | County-wide Acct Budget | | |
| | 402000 | Sales Tax EC Purp | 4,176,586 |
| | 402100 | 1% Sales Tax-EC Purp | 4,470,928 |
| | 402120 | .25% Sales Tax | 475,500 |
| | 402130 | .5% Sales Tax | 1,701,381 |
| | County-wide Acct Budget Total | | 10,825,395 |
| Total Designations Revenue | | | 10,,963,984 |
| Designations Net Impact | | | 0 |

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any required 2018 and 2019 budgetary adjustments to implement these budgetary amendments and re-appropriations authorized in this resolution; and be it further

RESOLVED, that the Director of Budget and Management is authorized to make any further 2018 Budget adjustments that may be required based on inter-departmental budget balancing or adjusting entries identified by the Erie County Comptroller or the County's independent auditors, said adjustments would be made in conjunction with the Office of the Comptroller in preparation of their final financial statements and for no other purpose; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward certified copies of this resolution to the County Executive, the County Attorney, the Office of the Comptroller and the Director of Budget and Management.

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

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

CHAIR BASKIN entered the Legislature into recess at 2:14 p.m.

CHAIR BASKIN reconvened the Legislature at 2:20 p.m.

All members present.

MR. LORIGO moved to enter the Legislature into recess. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature recessed at 2:21 p.m.

CHAIR BASKIN reconvened the Legislature at 2:34 p.m.

All members present.

MR. LORIGO withdrew his motion to amend.

GRANTED.

MR. LORIGO requested the separation of distinct items, concerning the appropriation of \$5,000,000 for the Albright Know expansion, and the appropriation of \$600,000 for Regional Assets in the Cities of Buffalo, Lackawanna and Tonawanda.

GRANTED.

CHAIR BASKIN moved the previous question (the amendment, less the two separations), and directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. LORIGO, MR. MILLS, MR. RATH, CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. NOES: None. (AYES: 10; NOES: 0)

CARRIED UNANIMOUSLY.

Delete the second Resolve Clause starting on page 14 and Replace with the following:

RESOLVED, that authorization is provided to re-appropriate available 2018 funding established as fund reservations into 2019 for the following items, no transfer is required.

- Personnel Department
 - \$ 11,487 for a Personnel ID Machine with security tactile
- Central Police Services
 - \$ 4,300 for equipment to use for Domestic Violence Incident Reporting enhancements to the CHARMS system
 - \$ 10,000 for supplies in the Forensic Lab
- Buildings and Grounds
 - \$ 9,360 in contractual expense to renovate the Jail entrance to 120 West Eagle
- County Clerk Registrar
 - \$ 200,000 to provide Zombie Property Outreach Services
- Health Division
 - \$ 50,000 for Suboxone supplies to assist with the Opioid crisis
- Public Health Lab
 - \$ 143,529 for Lead Hazard Reduction actions
- Social Services
 - \$ 300,000 for Poverty Initiatives with People Inc.
 - \$ 350,000 for High Fidelity Wrap community agency services
 - \$ 87,000 for the International Institute Safe Harbor program
 - \$ 1,190,899 for Indigent Care funding increase
 - \$ 12,780,000 for 2019-2021 Disproportionate Share (“DSH”) costs
 - \$ 18,292,000 for 2019 DSH costs
- Youth Bureau
 - \$ 2,500 for West Seneca Youth Baseball
- Cultural Resource/Community Neighborhood Development

\$ 49,000 for final payment to 2018 community and neighborhood agencies
\$ 3,556 for final payment to 2018 cultural agencies

- County Wide Inter-Fund Accounts
\$ 200,000 of Poverty Funds for the Department of Environment and Planning
Community Development Division
- Parks Department
\$ 2,304 for Parks furniture
- Department of Law
\$ 96,739 for contractual needs
- Department of Law-Risk Management Division
\$ 1,500,000 for future liability payments
- Library
\$ 507,282 for Library books, materials, maintenance/repair and equipment

and be it further

Delete the third Resolve Clause and Replace with the following:

RESOLVED, that authorization is provided to transfer available 2018 funding for additional designations and establish re-appropriations into 2019 as follows:

- County Clerk Registrar
\$ 125,000 for Mortgage Scanning-Liber Digitization
\$ 40,000 for Records Management Enhancements, Scanner and Gunkeeper software
- Sheriff Division
\$ 440,000 for increased PBA retirement expense based on Chapter 433 of the Laws
of 2018
- Jail Management
\$ 124,897 for increased Personnel and Fringe Benefit expense related to the
Teamsters Supervisory Collective Bargaining Agreement
- Social Services
\$ 335,000 for the PIVOT Wage program to provide more job opportunities to public
assistance recipients
\$ 1,200,000 for Poverty Initiatives
- Buildings and Grounds

\$ 19,330 to cover overtime expense for 120 West Eagle build-out to create Forensic Mental Health Resource Center which will assist former inmates with community re-integration

- Youth Detention
\$ 300,000 for Detention Facility Renovation expense
- Tourism Promotion
\$ 49,821 for the Buffalo Niagara Film Commission site move
- Cultural Resource
\$ 5,000,000 for the Albright Knox expansion ****(Separate Vote, see below)*
\$ 2,500,000 for Botanical Gardens Renovations
- Department of Environment and Planning
\$ 240,000 for Lincoln School Demolition in Lackawanna
\$ 1,760,000 for Angola Agricultural Park-Water Tower expansion and site work
\$ 600,000 for Regional Assets in the Cities of Buffalo, Lackawanna and Tonawanda ****(Separate Vote, see below)*
- Central Police Services
\$ 92,936 in overtime for DNA testing needs
\$ 12,700 in contractual services for Domestic Violence Incident Reporting enhancements to the CHARMS system
- Division of Information and Support Services
\$ 600,000 for Body Cameras for Sheriff Division Use

| Department | Account | Increase/ (Decrease) |
|--|---|-------------------------|
| Designations | | |
| General Fund 110 - Expense Adjustments | | |
| 105 | Information & Support Services | |
| | 561410 Lab & Technical Equipment | 600,000 |
| | <u>Information & Support Services Total</u> | <u>600,000</u> |
| 11310 | Registrar Division | |
| | 516020 Professional Services Cont & Fees | 125,000 |
| | 561410 Lab & Technical Equipment | 40,000 |
| | <u>Registrar Division Total</u> | <u>165,000</u> |
| 11510 | Sheriff Division | |
| | 502000 Fringe Benefits | 440,000 |
| | <u>Sheriff Division Total</u> | <u>440,000</u> |

| | | | |
|---------|--|-----------------------------------|-------------------|
| 116 | Jail Management | | |
| | 500000 | Full Time Salaries | 96,075 |
| | 502000 | Fringe Benefits | 28,822 |
| | <u>Jail Management Total</u> | | <u>124,897</u> |
| 120 | Department of Social Services | | |
| | 516300 | Poverty Initiatives | 1,200,000 |
| | 525060 | Safety Net Assist | (335,000) |
| | 530030 | Pivot Wage Subsidies | 335,000 |
| | <u>Social Service Total</u> | | <u>1,200,000</u> |
| 12220 | Buildings and Grounds | | |
| | 501000 | Overtime | 19,330 |
| | <u>Buildings and Grounds Total</u> | | <u>19,330</u> |
| 12520 | Youth Detention | | |
| | 570050 | Transfer to Capital | 300,000 |
| | <u>Youth Detention Total</u> | | <u>300,000</u> |
| 1331030 | Tourism Promotion | | |
| | 518057 | BNF Special Project | 49,821 |
| | <u>Tourism Promotion Total</u> | | <u>49,821</u> |
| 1333020 | Art & Cultural Agencies | | |
| | 518008 | Albright-Knox Art Gallery | 5,000,000 |
| | 518034 | Botanical Gardens | 2,500,000 |
| | <u>Art & Cultural Agencies Total</u> | | <u>7,500,000</u> |
| 16200 | Environment & Planning | | |
| | 516020 | Professional Services Cont & Fees | 2,600,000 |
| | <u>Environment & Planning Total</u> | | <u>2,600,000</u> |
| 16500 | Central Police Services | | |
| | 501000 | Overtime | 92,236 |
| | 516020 | Professional Services Cont & Fees | 12,700 |
| | <u>Central Police Services Total</u> | | <u>104,936</u> |
| | <u>Total Designations Expense</u> | | <u>13,103,984</u> |

Designations

General Fund 110 - Revenue Adjustments

| | | | |
|-------|-------------------------------|------------------------|------------|
| 11310 | Registrar Division | | |
| | 466000 | Miscellaneous Receipts | 139,589 |
| | Registrar Division Total | | 139,589 |
| <hr/> | | | |
| 12520 | Youth Detention | | |
| | 407600 | SA-Sec Det Other Co | 958,468 |
| | Youth Detention Total | | 958,468 |
| <hr/> | | | |
| 14010 | County-wide Acct Budget | | |
| | 402000 | Sales Tax EC Purp | 4,176,586 |
| | 402100 | 1% Sales Tax-EC Purp | 4,470,928 |
| | 402120 | .25% Sales Tax | 1,119,471 |
| | 402130 | .5% Sales Tax | 2,238,942 |
| | County-wide Acct Budget Total | | 12,005,927 |
| <hr/> | | | |
| | Total Designations Revenue | | 13,103,984 |
| <hr/> | | | |
| | Designations Net Impact | | 0 |

and be it further

MR. BRUSO moved to approve the following amendment. MR. MEYERS seconded.

- Department of Environment and Planning
\$ 600,000 for Regional Assets in the Cities of Buffalo, Lackawanna and Tonawanda

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

AYES: MS. DIXON, CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. NOES: MR. LORIGO, MR. MILLS, and MR. RATH.
(AYES: 7; NOES: 3)

CARRIED.

MR. BRUSO moved to approve the following amendment. MR. MEYERS seconded.

- Cultural Resource
\$ 5,000,000 for the Albright Knox expansion

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

AYES: CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. NOES: MS. DIXON, MR. LORIGO, MR. MILLS, and MR. RATH. (AYES: 6; NOES: 4)

CARRIED.

MR. LORIGO moved to further amend the item. MR. RATH seconded.

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

AYES: MS. DIXON, MR. LORIGO, MR. MILLS, and MR. RATH. NOES: CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. (AYES: 4; NOES: 6)

FAILED.

MR. LORIGO moved to further amend the item. MR. RATH seconded.

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

AYES: MS. DIXON, MR. LORIGO, MR. MILLS, and MR. RATH. NOES: CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. (AYES: 4; NOES: 6)

FAILED.

MR. LORIGO moved to further amend the item. MR. RATH seconded.

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

AYES: MS. DIXON, MR. LORIGO, MR. MILLS, and MR. RATH. NOES: CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. (AYES: 4; NOES: 6)

FAILED.

MR. LORIGO moved to further amend the item. MR. RATH seconded.

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

AYES: MS. DIXON, MR. LORIGO, MR. MILLS, and MR. RATH. NOES: CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. (AYES: 4; NOES: 6)

FAILED.

MR. BRUSO moved to approve the item as amended. MR. HARDWICK seconded.

MR. LORIGO requested the separation of distinct items, concerning the appropriation of \$5,000,000 for the Albright Knox expansion, and the appropriation of \$600,000 for Regional Assets in the Cities of Buffalo, Lackawanna and Tonawanda.

GRANTED.

CHAIR BASKIN moved the question (approve the item as amended, less the two separations), and directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. LORIGO, MR. MILLS, MR. RATH, CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. NOES: None. (AYES: 10; NOES: 0)

CARRIED UNANIMOUSLY.

MR. BRUSO moved to approve the following appropriation as amended. MR. HARDWICK seconded.

- Department of Environment and Planning
\$ 600,000 for Regional Assets in the Cities of Buffalo, Lackawanna and Tonawanda

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

AYES: MS. DIXON, CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. NOES: MR. LORIGO, MR. MILLS, and MR. RATH. (AYES: 7; NOES: 3)

CARRIED.

MR. BRUSO moved to approve the following appropriation as amended. MR. JOHNSON seconded.

- Cultural Resource
\$ 5,000,000 for the Albright Knox expansion

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

AYES: MS. DIXON, CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. NOES: MR. LORIGO, MR. MILLS, and MR. RATH. (AYES: 7; NOES: 3)

CARRIED.

Item 35 – MR. BRUSO moved to discharge the HEALTH & HUMAN SERVICES COMMITTEE of further consideration of COMM. 11E-16 (2019). MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 121

RE: Acceptance of Grant Award – "High
Impact Prevention within Communities
of Color"
(COMM. 11E-16, 2019)

WHEREAS, HIV and other sexually transmitted diseases are one of the most challenging public health threats to combat; and

WHEREAS, confronting sexually transmitted disease is a core function of the Erie County Department of Health, Division of Health; and

WHEREAS, the Erie County Department of Health operates a robust Sexually Transmitted Disease (STD) clinic and works to track cases of disease to prevent further infection; and

WHEREAS, a disproportionate share of Erie County residents diagnosed with sexually transmitted disease are people of color, who may have unique cultural and economic situations that present unique challenges for disease investigators; and

WHEREAS, the New York State Department of Health has allocated additional state resources to enhance disease prevention programs for this unique population at no cost to Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Department of Health is authorized to receive a grant award from the New York State Department of Health in the amount of \$175,000 per year to be budgeted as follows:

Erie County Department of Health
High Impact HIV Prevention within Communities of Color
127HIVHIP1920
5/1/2019 - 4/30/2020

| SAP | REVENUE | BUDGET |
|--------|-----------|------------------|
| 409000 | State Aid | <u>\$175,000</u> |
| | TOTAL | <u>\$175,000</u> |

| SAP | EXPENSES | BUDGET |
|--------|--|------------------|
| 500000 | Full Time - Salaries | \$ 74,987 |
| 502000 | Fringe Benefits | 44,242 |
| 505000 | Office Supplies | 17,938 |
| 510000 | Local Mileage Reimbursement | 7,080 |
| 561410 | Lab & Technical Equipment | 18,295 |
| 561420 | Office Equipment, Furniture & Fixtures | <u>\$ 12,458</u> |
| | TOTAL | <u>\$175,000</u> |

and be it further

RESOLVED, that the Erie County Department of Health is hereby authorized to create one (1) position of Outreach Aide (Health), Job Group 6 (B100#11262) in the CSEA Bargaining Unit and one (1) position of Caseworker (Health), Job Group 7 (B100#11263) in the CSEA Bargaining Unit; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust grant periods and items of appropriations and revenues, including contractual agency amounts, based on grantor requirements or county share adjustments, provided there are no changes to authorized personnel levels; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any technical adjustments necessary to implement the creation of the above mentioned grant; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law and to Dr. Gale R. Burstein, Commissioner in the Erie County Health Department, 9th Floor, Rath Building.

MR. BRUSO moved to approve the item. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Item 36 – MR. BRUSO moved to discharge the HEALTH & HUMAN SERVICES COMMITTEE of further consideration of COMM. 11E-20 (2019). MR. MEYERS seconded.

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

AYES: CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. NOES: MS. DIXON, MR. LORIGO, MR. MILLS, and MR. RATH. (AYES: 6; NOES: 4)

CARRIED.

RESOLUTION NO. 122

RE: Senior Services Education & Public
Messaging Campaign
(COMM. 11E-20, 2019)

WHEREAS, the Department of Senior Services is in the process of developing a four Year Plan with the New York State Office for Aging; and

WHEREAS, as a part of this plan there is a need to expand the number and variety of elderly communities that are aware of and receive services from the Department of Senior Services; and

WHEREAS, as a part of this plan there is a need to expand the number and variety of disabled communities that are aware of can are linked with the Department and its NYConnects unit; and

WHEREAS, the Department of Senior Services issued a RFP to select a consultant to assist in developing a marketing plan which includes an assessment of past print, social media and radio communications efforts to create an improved and inclusive plan; and

WHEREAS, Townsquare Media August/Waterville LLC, an experienced, media agency with a strong background in developing strategic communications plans and campaigns, was selected through the RFP process; and

WHEREAS, the Department of Senior Services now desires to contract with Townsquare Media August/Waterville LLC, at a cost not to exceed \$90,000 to function as the consultant to develop and implement a communication plan for the period May 1, 2019 through March 31, 2020; and

WHEREAS, appropriations are available in the 163NYCONNECTS1920, 163MIPPA/ADRC1819 and 163MIPPA/ADRC1920 grants' to pay for these consulting services.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to enter into a consultant contract, not to exceed \$90,000 with Townsquare Media August/Waterville LLC to assist in developing a marketing and education plan for the Department of Senior Services during the period May 1, 2019 through March 31, 2020; and, be it further

RESOLVED, that available appropriations in the 163NYCONNECTS1920, 163MIPPA/ADRC1819 and 163MIPPA/ADRC1920 grants' Professional Services Contracts and Fees accounts be utilized to pay for these consulting services; 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.

MR. BRUSO moved to approve the item. MR. JOHNSON seconded.

MR. LORIGO moved to send the item to committee for further consideration. MS. DIXON seconded.

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

AYES: MS. DIXON, MR. LORIGO and MR. MILLS, and MR. RATH. NOES: CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. (AYES: 4; NOES: 6)

FAILED.

| | | |
|--------|-----------------------------------|-----------------|
| 561410 | Lab & Technical Equipment | 7,000 |
| 561420 | Office Eqmt, Furniture & Fixtures | <u>\$ 2,880</u> |
| | Total | <u>\$15,000</u> |

and be further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law and to Dr. Gale R. Burstein, Commissioner in the Erie County Health Department, 9th Floor, Rath Building.

MR. BRUSO moved to approve the item. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Item 38 – MS. DIXON moved to discharge the GOVERNMENT AFFAIRS COMMITTEE of further consideration of INTRO. 7-2 (2019). MR. LORIGO seconded.

MS. DIXON moved to enter the Legislature into recess. MR. LORIGO seconded.

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

AYES: MS. DIXON, MR. LORIGO and MR. MILLS, and MR. RATH. NOES: CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. (AYES: 4; NOES: 6)

FAILED.

CHAIR BASKIN entered the Legislature into recess at 3:40 p.m.

CHAIR BASKIN reconvened the Legislature at 3:47 p.m.

All members present.

CHAIR BASKIN moved the question concerning the discharge of INTRO. 7-2 (2019), and directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. LORIGO and MR. MILLS, and MR. RATH. NOES: CHAIR BASKIN, MR. BRUSO, MR. HARDWICK, MR. JOHNSON, MR. LOUGHRAN, and MR. MEYERS. (AYES: 4; NOES: 6)

FAILED.

SUSPENSION OF THE RULES

Item 39 – No Suspension of the Rules offered.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM LEGISLATORS LORIGO, DIXON, MILLS & RATH

Item 40 – (COMM. 12E-1) Letter to Chair Baskin Regarding 2018 Year-End Budget Balancing Amendments

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR LOUGHRAN

Item 41 – (COMM. 12E-2) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 16, 2019

Robert M. Graber, Clerk
Erie County Legislature
92 Franklin St., 4th Fl.
Buffalo, NY 14202

Dear Mr. Graber

Pursuant to the Erie County Code of Ethics, please find below disclosure of my family members employed by any government, as required by Local Law No. 2 of 2018 (Section 5c):

| | |
|------------------|------------------------|
| Angela Calabrese | Buffalo Public Schools |
| Patricia Dean | Erie County |

Thank you for your attention to this matter.

Yours truly,

Thomas A. Loughran
Erie County Legislator
5th District

FROM CHAIR BASKIN

Item 42 – (COMM. 12E-3) Public Notice Concerning Corrections Specialist Advisory Board Local Law

Received, filed and printed.

May 16, 2019

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

Re: Public Notice Concerning Corrections Specialist Advisory Board Local Law

Dear Clerk Graber:

Pursuant to Article 2, Section 203 of the Erie County Charter, please take the necessary steps to provide proper public notice to members of the Legislature, the news media and the public announcing a public hearing concerning Local Law Intro. 7-1 (2019), the Erie County Corrections Specialist Advisory Board.

The hearing will be held on Wednesday, May 29, 2019 at 6:00 pm in the Chambers of the Legislature.

Thank you in advance for your assistance.

Sincerely yours,

April N.M. Baskin
Chair
Erie County Legislature

FROM LEGISLATORS BASKIN, JOHNSON & RATH

Item 43 – (COMM. 12E-4) Altering Day/Time of Central Police Services Board of Trustees Meetings

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM LEGISLATOR BRUSO

Item 44 – (COMM. 12E-5) Letter of Absence for 5/16/2019

Received, filed and printed.

May 13, 2019

Robert M. Graber
Clerk
Erie County Legislature

92 Franklin Street, Fourth Floor
Buffalo, New York 14202

Dear Clerk Graber:

I will not be able to attend the legislative committees on May 16, 2019 as I will be out of town.

Thank you in advance for your assistance and courtesies.

Sincerely yours,

John Brusio
Erie County Legislator

FROM THE COUNTY EXECUTIVE

Item 45 – MR. BRUSO presented the following resolution and moved for immediate consideration. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 124

RE: Partial Donation of Former Field Turf
Material
(COMM. 12E-6)

WHEREAS, the Department of Public Works is overseeing the project that will lead to the installation of new turf at New Era Field; and

WHEREAS, while the overall project is ongoing the removed field material is property of Erie County; and

WHEREAS, SUNY Erie and Erie County have a long standing relationship pertaining to infrastructure investment and improvements; and

WHEREAS, SUNY Erie is working on a project that will lead to an all-season indoor turf athletic center and is in need of turf material; and

WHEREAS, Erie County Division of Purchase is seeking approval to donate approximately 23,040 SF of the removed field material to SUNY ERIE.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Division of Purchase is authorized to process the donation of approximately 23,040 SF of the removed field material from New Era Field to SUNY ERIE; and be it further

RESOLVED, the Division of Purchase will follow all pre-established guidelines of donating of County property; and bit further

RESOLVED, that certified copies of this Resolution be sent to the Erie County Executive, the Commissioner of Personnel, the Division of Purchase and the Erie County Department of Law.

MR. BRUSO moved to amend the resolution. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Amend 12E-6 (2019) to include the following Resolved Clause after the first Resolved:

RESOLVED, that the portion of the turf that remains shall be auctioned off to the public within a reasonable time and proceeds shall be directed to programs that provide athletic opportunities to children with disabilities; and be it further

MR. BRUSO moved to approve the resolution as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Item 46 – MR. BRUSO presented the following resolution and moved for immediate consideration. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 125

RE: Utility Fund/Energy Aggregate
Expansion
(COMM. 12E-7)

WHEREAS, General Municipal Law Article 5-G authorizes municipalities and districts to make joint purchases of goods; and

WHEREAS, the Erie County Utility Aggregation has served as an energy purchasing aggregate for over 35 municipal entities for nearly twenty years; and

WHEREAS, Comm. 7D-29 1999, Comm. 4E-13 2001 and Comm. 12E-20 2001 have granted the aggregate the authority to jointly purchase natural gas, fuel oil, and electricity, as well as other commodities, on behalf of its members, which include municipalities located both within Erie County, as well as neighboring counties; and

WHEREAS, municipalities and districts continue to work diligently to reduce costs associated with energy consumption; and

WHEREAS, the department of Public Works looks to continue to aid municipalities and districts in our region in their pursuit of saving taxpayer dollars by offering the opportunity to be included in the EC Aggregation.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive and/or his/her designee is authorized to enter into contracts with any municipal corporations, counties, cities, towns, districts and public authorities, located both within and outside of Erie County, pursuant to Article 5-G of the General Municipal Law for the purpose of joining the EC Aggregation; and be it further

RESOLVED, that the EC Aggregation shall continue to jointly purchase natural gas, fuel oil, electricity, as well as other commodities and services, for its members; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward two (2) 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, the County Attorney, and the Office of the Comptroller.

MR. BRUSO moved to amend the resolution. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Delete the first Resolve Clause in its entirety and Replce with the following:

RESOLVED, that the County Executive and/or his/her designee is authorized to enter into contracts with any municipal corporations, counties, cities, towns, public authorities and districts, including but not limited to school districts, fire districts and special districts, located both within and outside of Erie County, pursuant to Article 5-G of the General Municipal Law for the purpose of joining the EC Aggregation; and be it further

MR. BRUSO moved to approve the resolution as amended. MR. LORIGO seconded. MR. RATH abstained.

CARRIED. (9-0-1)

FROM LEGISLATOR RATH

Item 47 – (COMM. 12E-8) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 9, 2019

Robert Graber, Clerk
Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, NY 14202

Re: Filing Pursuant to Erie County Ethics Law Section 5(c)

Dear Clerk Graber:

Pursuant to the Erie County code of ethics, I am notifying you of my family members who work in government. My sister, Melinda Sanderson, works for the New York State Mentoring Program, Upstate Director.

To my knowledge there are no other members of my family as defined by Section 5(c) of the Code of Ethics presently employed by any government. If there are any questions, please feel free to contact my office.

Sincerely,

Edward A. Rath III
Legislator, 6th District

FROM CHAIR BASKIN

Item 48 – (COMM. 12E-9) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

Hon. Robert M. Graber
Clerk of the Legislature
92 Franklin Street
Buffalo, NY 14202

Re: Required Disclosure/Family Members Employed by (any) Government

Dear Clerk Graber:

Pursuant to Section 5c, of the Code of Ethics, I am providing a list of my family members employed by any government organization in any capacity as of May 15th, 2019.

My Mother Lisa Jacobs-Watson works in the NYS Courts.

My Step-Father is a Corrections officer in Albion Correctional Facility

My Brother Maxwell V. McCants Jr. is in the U.S. Marine Corps

My Sister Seana L. McCants is in the U.S. Air Force

Respectfully,

April N.M. Baskin
Chair, Erie County Legislature

FROM LEGISLATOR DIXON

Item 49 – (COMM. 12E-10) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 14, 2019

Clerk Robert Graber
Erie County Legislature
92 Franklin Street
Buffalo, NY 14202

Dear Mr. Graber,

I am writing today to remain in compliance with the Erie County Ethics law. I have many relatives with whom I have lost contact with; however, to the best of my knowledge the only member of my immediate family is:

Doug Dixon, Town of Cheektowaga

I appreciate your attention in this matter.

Sincerely,

Lynne M. Dixon
Erie County Legislator
District #9

FROM CHAIR BASKIN

Item 50 – (COMM. 12E-11) FOIL Request - Use of Force Report(s), Investigative Reports, Case Notes & Video

Item 51 – (COMM. 12E-12) Recommendation for Appointment to the EC Dept. of Central Police Services Board of Trustees

The above two items were received and referred to the PUBLIC SAFETY COMMITTEE.

FROM LEGISLATOR MILLS

Item 52 – (COMM. 12E-13) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 9, 2019

Dear Mr. Graber,

I am writing today to remain in compliance with the Erie County Ethics law. I have many relatives with whom I have lost contact; however, to the best of my knowledge I have no family in a position of employment with any government entity either here in Erie County or elsewhere. I appreciate your attention in this matter.

Sincerely,

John J. Mills
Erie County Legislator – 11th District

FROM LEGISLATOR LORIGO

Item 53 – (COMM. 12E-14) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 9, 2019

Erie County Legislature
Attn: Robert Graber, Clerk of the Legislature
92 Franklin Street, 4th Floor
Buffalo, NY 14202

Dear Clerk Graber,

Pursuant to the Erie County code of ethics, I am notifying you of my family members who work in government. My brother-in-law, Shane Good, works for the Erie County Water Authority. My cousin, Garret Grieser, works for New York State Supreme Court Justice Daniel Furlong.

If there are any questions, please feel free to reach out to Chief of Staff Steven Whipple.

Sincerely,

Joseph C. Lorigo
Erie County Legislature Minority Leader
District 10 Legislator

FROM LEGISLATOR MILLS

Item 54 – (COMM. 12E-15) Letter to DPW Commissioner Regarding Comm. 11M-1 (2019) - All-Way Stop Study - Town of Eden

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM LEGISLATOR JOHNSON

Item 55 – (COMM. 12E-16) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 9, 2019

Robert M. Graber
Clerk
Erie County Legislature
92 Franklin Street, Fourth Street
Buffalo, New York 14202

Re: Erie County Code of Ethics, Section 5(c) Reporting Requirement

Dear Clerk Graber:

Pursuant to the Erie County Code of Ethics, Local Law 2 (2018), Section 5 (c), and to the best of my knowledge, I have no family members employed by any government organization in any capacity.

Thank you in advance for your courtesies.

Sincerely,

Howard Johnson, Jr.
Erie County Legislator

FROM LEGISLATOR MEYERS

Item 56 – (COMM. 12E-17) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 8, 2019

Robert M. Graber
Clerk
Erie County Legislature
92 Franklin Street, Fourth Street
Buffalo, New York 14202

Re: Erie County Code of Ethics, Section 5(c) Reporting Requirement

Dear Clerk Graber:

Pursuant to the Erie County Code of Ethics, Local Law 2 (2018), Section 5 (c), and to the best of my knowledge, I am providing a list of my family members employed by any government organization in any capacity. They include:

- Valerie Meyers (spouse), Erie County Board of Elections
- Marc Meyers (brother), Town of Cheektowaga
- Joan Meyers (mother), Town of Cheektowaga

Thank you in advance for your courtesies.

Sincerely,

Timothy J. Meyers
Erie County Legislator

FROM THE COUNTY CLERK

Item 57 – (COMM. 12E-18) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 8, 2019

Hon. Robert M. Graber
Clerk of the Legislature
92 Franklin St
Buffalo, New York 14202

RE: Required Disclosure/Family Members Employed by (any) Government Agency

Dear Clerk Graber:

Pursuant to the Erie County Code of Ethics, Local Law 2 (2018), Section 5c, I am providing a list of my family members employed by any government organization in any capacity. They include:

| Name | Relation | Employer |
|----------------|----------|--------------------------|
| Joanne Kearns | Sister | City of Buffalo Clerk |
| Patrick Kearns | Cousin | City of Buffalo Teacher |
| Eileen Ryan | Cousin | Erie County RN |
| Susan Altman | Cousin | West Seneca Schools Aide |

Dr. Kevin Kearns Cousin SUNY Fredonia VP of Economic Development

If you have any questions please feel free to contact me at (716) 858-6985 or email me at Michael.Kearns@erie.gov

Sincerely,

Michael P. Kearns
Erie County Clerk

FROM LEGISLATOR BRUSO

Item 58 – (COMM. 12E-19) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 6, 2019

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

Re: Erie County Code of Ethics Section 5(c) Reporting Requirement

Dear Mr. Graber:

Pursuant to the Erie County Code of Ethics, Local Law 2 (2018), Section 5 (c), and to the best of my knowledge, I am providing a list of my family members employed by any government organization in any capacity. They include:

John Robert Brusio
Father
Retired New York State Trooper

Maureen Brusio Black
Sister
Perkins School District, Newark, New York

James Brusio
Uncle
Retired US Navy

Thank you in advance for your courtesies.

Sincerely,

John Bruso
Erie County Legislator

FROM LEGISLATOR HARDWICK

Item 59 – (COMM. 12E-20) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

April 11, 2019

Mr. Robert M. Graber, Clerk
Erie County Legislature
92 Franklin Street
Buffalo, NY 14202

Dear Mr. Graber:

The purpose of this letter is to comply with our new ethics law regarding relatives who hold government positions. The only relatives who are employed by governments in Erie County of whom I am aware are:

- My wife, Deborah L. Hardwick, an elementary teacher for the Buffalo Public Schools; and
- My daughter, Aubrey Hill, who is also an elementary teacher for the Buffalo Public Schools.

In addition, I am aware of the following relatives who live outside of Erie County and are employed by government entities:

- My Sister, Peggy Holmes, who is employed by Broome Community College;
- My Niece, Alicia Woodard, a police officer in Norwich, NY;
- My Nephew, Ricky Green, a state trooper in the State of Connecticut; and
- My nephew, Jason Woodard, who recently graduated the police academy in Pennsylvania.

I also have numerous other cousins who I have lost contact with over the years. To my knowledge, though, none reside in Western New York and I am unaware of any who are employed by government.

Sincerely,

Kevin R. Hardwick
4th District Legislator

FROM THE DISTRICT ATTORNEY

Item 60 – (COMM. 12E-21) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 13, 2019

Honorable Robert Graber
Clerk of the Legislature
92 Franklin Street
Buffalo, NY 14202

Re: Disclosure/Family Members Employed by (any) Government

Dear Clerk Graber:

Pursuant to the Local Law 2 (2018), Section 5c, I am providing a list of family members employed by any governmental organization:

My wife Debra Flynn is a Teacher's Aide in the Ken-Ton School District.

My daughter Kelsie Flynn works part-time in the Town of Tonawanda Personnel Office.

My son Konner Flynn works as a part-time seasonal aide in the Town of Tonawanda Clerk's office.

Please contact me if you have further questions.

Very truly yours,

JOHN J. FLYNN
DISTRICT ATTORNEY

FROM CHAIR BASKIN

Item 61 – (COMM. 12E-22) Informational Meeting of the Finance & Management Committee

Received, filed and printed.

May 17, 2019

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

Re: Informational Meeting of the Finance and Management Committee

Dear Clerk Graber:

Please take the necessary steps to provide proper public notice to members of the Legislature, the news media and the public announcing an informational meeting of the Legislature's Finance and Management Committee.

The Committee meeting will be held on Thursday, May 23, 2019 at 11:00 am in the Chambers of the Legislature. The Committee will be discussing the 2018 Budget Balancing Amendments, Comm. 8E-13.

Thank you in advance for your assistance.

Sincerely yours,

April N.M. Baskin
Chair
Erie County Legislature

cc: John Bruso, Chair, Finance and Management Committee

FROM THE SHERIFF

Item 62 – (COMM. 12E-23) Electronic Inmate Medical Record Management

Item 63 – (COMM. 12E-24) Acceptance of an Explosives Detection Canine from the ATF

Item 64 – (COMM. 12E-25) Division of Correctional Health - Nursing Position Adjustments

The above three items were received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 65 – (COMM. 12E-26) LCP Tracker Software Upgrade

Item 66 – (COMM. 12E-27) Transfer of Funds - Operating Budget

Item 67 – (COMM. 12E-28) ECSD No. 4 - Change Order No. 4 to Engineering Agreement

Item 68 – (COMM. 12E-29) Rehabilitation & Reconstruction of North & South Main St. -
Town of Evans, Village of Angola

Item 69 – (COMM. 12E-30) EC Toxicology Laboratory & Morgue Renovation Phases 5 &

Item 70 – (COMM. 12E-31) ECSD No. 3 - Work Order

The above six items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 71 – (COMM. 12E-32) Authorization to Enter into Contract with Child & Family Services Restorative Justice Program

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 72 – (COMM. 12E-33) Lakeshore Shoreline Trail - Supplemental Contract Amendment

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 73 – (COMM. 12E-34) EC Department of Social Services - Personnel Adjustments - Legal Affairs Division

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE COUNTY CLERK

Item 74 – (COMM. 12E-35) EC Clerk's Office - Personnel Adjustments - Registrar Division

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE CLERK OF LEGISLATURE

Item 75– (COMM. 12D-1) Notice of Public Hearing for Local Law Intro. 7-1 (2019)

Received, filed and printed.

Notice of Public Hearing

PLEASE TAKE NOTICE that a meeting of the County Legislature of the County of Erie, New York, shall be held in the Chambers of the Legislature at Old Erie County Hall, 92 Franklin Street, 4th Floor, Buffalo, New York, in said County, on the 29th day of May 2019 at 6:00 P.M., for the purpose of conducting a public hearing to hear public comment on Local Law Intro. 7-1 (2019), the Erie County Corrections Specialist Advisory Board.

A copy of the local law is available for public inspection at the Office of the Clerk of the Legislature at Old County Hall, 92 Franklin Street, 4th Floor, Buffalo, New York or at http://www2.erie.gov/legislature/sites/www2.erie.gov.legislature/files/uploads/Misc_Uploads/LL%20Intro.%207-1%20%282019%29.pdf.

Buffalo, New York
May 16, 2019

BY ORDER OF THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK

Robert M. Graber, Clerk
Erie County Legislature

FROM THE DEPARTMENT OF PUBLIC WORKS

Item 76 – (COMM. 12D-2) Letter to Legislature Regarding COMM. 8E-4 (2019)

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE BUFFALO & EC PUBLIC LIBRARY

Item 77 – (COMM. 12M-1) Proposed Agenda for Meeting Held on 5/16/2019

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE NYSDEC

Item 78 – (COMM. 12M-2) Fact Sheet - Environmental Cleanup to Begin at Brownfield Site
- Fillmore Ave., Buffalo

Item 79 – (COMM. 12M-3) Invitation for Public Comment - Application & Draft Remedial
Investigation Work Plan - Connecticut St., Buffalo

The above two items were received and referred to the ENERGY & ENVIRONMENT
COMMITTEE.

FROM BOND, SCHOENECK & KING, PLLC

Item 80 – (COMM. 12M-4) Letter to NYS Public Service Commission Concerning
Application of Niagara Mohawk Power Corp. for a Certificate of Environmental Compatibility &
Public Need

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM FOWLEY & VOLKER

Item 81 – (COMM. 12M-5) Letter to EC Regarding Damage to Trees on Private Property

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM VISIT BUFFALO NIAGARA

Item 82 – (COMM. 12M-6) First Quarter Reports for 2019

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE TOWN HIGHWAY SUPERINTENDENTS
ASSOCIATION OF EC, INC.

Item 83 – (COMM. 12M-7) Letter to DPW Concerning Snow Removal & Ice Control Agreement

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE ECFSA

Item 84 – (COMM. 12M-8) Copy of Resolution Approving the 2018 ECFSA Annual Financial Audit

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE ECIDA

Item 85 – (COMM. 12M-9) Submission of Reports in Pursuance with Public Authorities Law

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM PETER J. SAVAGE, III

Item 86 – (COMM. 12M-10) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 6, 2019

Robert M. Graber
Clerk
Erie County Legislature
92 Franklin Street, Fourth Street
Buffalo, New York 14202

Re: Erie County Code of Ethics, Section 5(c) Reporting Requirement

Dear Clerk Graber:

Pursuant to the Erie County Code of Ethics, Local Law 2 (2018), Section 5 (c), and to the best of my knowledge, I am providing a list of my family members employed by any government organization in any capacity. They include:

- Leila Savage (wife), NYS Office of Court Administration
- Mary Jane Savage (mother), Buffalo Public Schools
- Christopher Savage (brother), NYS Senate
- Denice Sole (aunt), City of Buffalo
- Andrew Raab (cousin), City of Buffalo
- David Acosta (step-cousin), Buffalo Municipal Housing Authority

Thank you in advance for your courtesies.

Sincerely,

Peter J. Savage, III
Former Erie County Legislator

ANNOUNCEMENTS

Item 87 – Chair Baskin announced that the schedule for committee meetings to be held on Thursday, May 30, 2019, has been distributed. Chair Baskin further announced that on Wednesday, May 29, 2019, at 6:00 p.m., the Legislature will conduct a public hearing on Local Law Intro. 7-1 (2019), in relation to the establishment of a Erie County Corrections Specialist Advisory Board.

MEMORIAL RESOLUTIONS

Item 88 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Robert A. Barrali, Sr.

ADJOURNMENT

Item 89 - At this time, there being no further business to transact, CHAIR BASKIN announced that the Chair would entertain a Motion to Adjourn.

MR. LORIGO moved that the Legislature adjourn until Thursday, June 6, 2019 at 2:00 p.m. Eastern Standard Time. MR. BRUSO seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, June 6, 2019 at 2:00 p.m. Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE