

ERIE COUNTY LEGISLATURE
MEETING NO. 8
APRIL 29, 2010

The Legislature was called to order by Chair Miller-Williams.

All members present.

An Invocation was held, led by Mr. Hardwick.

The Pledge of Allegiance was led by Mr. Kozub.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MS. WHYTE moved for the approval of the minutes for Meeting Number 7 from 2010. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MR. HARDWICK presented a resolution Congratulating Alexi Salamone for Being Named Grand Island Chamber of Commerce Citizen of the Year, Special Achievement Category.

Item 6 – MR. HARDWICK presented a resolution Congratulating East Park Garden Club for Being Named Grand Island Chamber of Commerce Organization of the Year.

Item 7 – MR. HARDWICK presented a resolution Congratulating Connie P. Sciuk for Being Named Grand Island Chamber of Commerce Business Person of the Year.

Item 8 – MR. HARDWICK presented a resolution Congratulating Beth Boron for Being Named Grand Island Chamber of Commerce Educator of the Year.

Item 9 – MR. HARDWICK presented a resolution Congratulating Roman Figler III for Being Named Grand Island Chamber of Commerce Person of the Year.

Item 10 – MR. HARDWICK presented a resolution Congratulating Karen Figler for Being Named Grand Island Chamber of Commerce Community Service Person of the Year.

Item 11 – MR. HARDWICK presented a resolution Congratulating Life Technologies for Being Named Grand Island Chamber of Commerce Business of the Year.

Item 12 – MR. KOZUB presented a resolution Recognizing Christine Basile for Her President's Volunteer Service Award.

Item 13 – MR. KOZUB presented a resolution Recognizing Emilee Koss as the National Winner of the 2010 "Make it With Wool" Competition.

Item 14 – MS. DIXON presented a resolution Honoring Joel Longbine for Attaining the Rank of Eagle Scout.

Item 15 – MS. MARINELLI presented a resolution On the Celebration of the 50th Anniversary of St. Timothy on the Park.

Item 16 – MS. WHYTE presented a resolution Honoring the 34th Anniversary of Concerned Ecumenical Ministry's (CEM) Senior Center.

Item 17 – MS. WHYTE presented a resolution Recognizing the Belle Center's Work in WNY & Their Recent Successful Completion of the Community Emergency Response Team (CERT) Training.

Item 18 – CHAIR MILLER-WILLIAMS presented a resolution Honoring 2010 National Law Enforcement Week from May 9th - 15th.

Item 19 – MR. FUDOLI presented a resolution Congratulating Jamie Pawlak on Winning the Sertoma Club "Freedom in America" Poster Contest.

Item 20 – MR. FUDOLI presented a resolution Congratulating Hannah Koteris on Winning the Sertoma Club "Freedom in America" Essay Contest.

Item 21 – CHAIR MILLER-WILLIAMS presented a memorial resolution In Memory of Dorothy Height, Leading Voice of the Civil Rights Movement in the 1960s.

Item 22 – MR. KOZUB presented a resolution Honoring 2010 National 4-H Conference Certificates of Achievement & Capital Days Awardees.

Item 23 – MS. MARINELLI presented a memorial resolution In Memory of Charles Tramont.

Item 24 – MR. KENNEDY presented a resolution Recognizing & Congratulating the Imperial Court of Buffalo Upon Their 20th Anniversary Celebration on May 22, 2010.

Item 25 – MR. MAZUR presented a memorial resolution In Memory of the Life of Robert Anthony Norling.

Item 26 – MR. MILLS presented a resolution The Tree Board of East Aurora Celebration of Arbor Day at the East Aurora High School on Friday, April 30, 2010.

Item 27 – CHAIR MILLER-WILLIAMS, MS. WHYTE, MR. MILLS, MR. KOZUB, MR. KENNEDY, MR. WALTER, MR. FUDOLI, MS. GRANT, MR. MAZUR, MS. BOVE, MR.

HARDWICK, MS. MARINELLI, MS. DIXON, MR. LOUGHRAN & MR. RATH presented a resolution Recognizing the U.S. Paralympics Sled Hockey Team for Its Gold Medal Accomplishments in the Winter Games at Vancouver.

MS. WHYTE moved for consideration of the above twenty-three items. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

MS. WHYTE moved to amend the above twenty-three items by adding one for MR. RATH, adding one for MR. WALTER, adding four for CHAIR MILLER-WILLIAMS, and also adding Et Al Sponsorship. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

MS. WHYTE moved for approval of the above twenty-nine items as amended. MR. WALTER seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 28 – CHAIR MILLER-WILLIAMS directed that Local Law No. 4 (Print #1) 2009 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 29 – CHAIR MILLER-WILLIAMS directed that Local Law No. 6 (Print #1) 2009 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 30 – CHAIR MILLER-WILLIAMS directed that Local Law No. 7 (Print #1) 2009 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 31 – CHAIR MILLER-WILLIAMS directed that Local Law No. 1 (Print #1) 2010 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 32 – CHAIR MILLER-WILLIAMS directed that Local Law No. 2 (Print #1) 2010 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 33 – CHAIR MILLER-WILLIAMS directed that Local Law No. 3 (Print #1) 2010 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 34 – CHAIR MILLER-WILLIAMS directed that Local Law No. 4 (Print #1) 2010 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 35 – MS. WHYTE presented the following report, moved to separate item Numbers 1c, 1d, 1e and 1j and moved to approve the balance of the report. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 92

April 26, 2010	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 2
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR HARDWICK.
CHAIR MILLER-WILLIAMS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 9E-4 (2009)
COMPTROLLER: “Risk Assessment of EC Government”
(5-0)
 - b. COMM. 27D-3 (2009)
COUNTY EXECUTIVE'S CHIEF OF STAFF: “Letter to Chair Marinelli Concerning 2010 Adopted Erie County Budget”
(5-0)
 - c. COMM. 1E-1 (2010)
WHYTE: “In Accordance with Section 5.10 of the Legislature's 2009 Rules of Order - Amendment of Rules, 24-Hour Notification, Part A”
(3-2) Legislators Whyte & Marinelli voted in the negative.
 - d. COMM. 1E-2 (2010)
WHYTE: “In Accordance with Section 5.10 of the Legislature's 2009 Rules of Order - Amendment of Rules, 24-Hour Notification, Part B”
(3-2) Legislators Whyte & Marinelli voted in the negative.
 - e. INTRO 3-1 (2010)

MARINELLI: "Extension & Sharing of Additional 1% Sales and Compensating Use Tax"
(3-2) Legislators Whyte & Marinelli voted in the negative.

f. INTRO 4-2 (2010)

MARINELLI: "Continued Imposition & Sharing of Additional 1% Sales Tax; Need for Introduction & Enactment of State Authorization Legislation"
(5-0)

g. COMM. 4E-7 (2010)

COUNTY COMPTROLLER: "County Executive's Declaration of Need - County Capital Borrowing"
(5-0)

h. COMM. 6E-1 (2010)

COMPTROLLER: "2009 Preliminary Unaudited General Fund Operating Results"
(5-0)

i. COMM. 6D-4 (2010)

DIRECTOR OF BUDGET & MANAGEMENT: "Letter to EC Legislature in Relation to the First Budget Monitoring Report"
(5-0)

j. COMM. 6M-6 (2010)

THE NATION: "Article Entitled, "The Power of Transparency""
(4-1) Legislator Whyte voted in the negative.

k. COMM. 7E-2 (2010)

COMPTROLLER: "Copy of Report Detailing the Apportionment & Distribution of Net Collections from the Local (4.75%) Sales and Compensation Use Tax for EC for the Months of 12/2009 - 1/2010 & 2/2010"
(5-0)

l. COMM. 7E-7 (2010)

MILLER-WILLIAMS: "Letter to Assemblyman Schimminger Regarding 1% Sales Tax Rate Extension"
(5-0)

m. COMM. 7E-8 (2010)

COMPTROLLER: "Review of the 2010 Cultural & Public Benefit Funding Process"
(5-0)

2. COMM. 6E-19 (2010)

COUNTY EXECUTIVE

WHEREAS, the County Executive's Office, on behalf of Erie County Real Property Tax Services, applied to the New York State Office of Real Property Services for an assessment improvement study grant; and

WHEREAS, the County has been awarded a \$50,000 assessment improvement study grant by the New York State Office of Real Property Services; and

WHEREAS, it is expected that such a program will support the establishment of a county-wide database to access residential and commercial sales of all real property parcels within the county; and

WHEREAS, the result of this program will be cooperative efforts among municipal governments to reduce the redundancy and cost of essential real property assessment activity; and

WHEREAS, the State of New York Office of Real Property Services has made available, assessment improvement study grant funding for Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract and except funding to be budgeted as follows in an existing grant:

2008 CPTAP County Tax Assessment Initiative		
SAP Title		111CPTAP0708
Revenue		
409000	State Aid	\$50,000
Appropriations		
516020	Pro Ser Cnt and Fees	\$30,000
530000	Other Expenses	15,000
561410	Lab & Tech Equip	5,000

and be it further

RESOLVED, that the Director of Budget and Management and the Erie County Comptroller are hereby authorized to make any budget and accounting adjustments required to accept the funding of \$50,000 from the New York State Office of Real Property Services and move this expense item to the appropriate grant; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, Comptroller, Division of Budget and Management, Ken Schlosser of Budget and Management, and Joseph Maciejewski, Director of Real Property Tax Services.
(5-0)

3. COMM. 7E-13 (2010)
COUNTY EXECUTIVE

WHEREAS, in 2009 the Division of Budget and Management identified an opportunity to save \$1,306,454 by paying off two payment plans entered into by the County in 2002 and 2005 to pay liabilities due the New York State Employees Retirement System; and

WHEREAS, the County comptroller made that payment on February 1, 2010 instead of December 15, 2009 due to cash flow constraints; and

WHEREAS, the intention was to utilize 2009 funds to expense the payment against rather than 2010; and

WHEREAS, in 2010 the Erie County Fiscal Stability Authority, ECFSA, was requested by the County to issue bonds to finance certain capital projects totaling approximately \$170,000,000; and

WHEREAS, the most economical way of issuing that bond results in a six-month interest coupon due on November 1, 2010; and

WHEREAS, the ECFSA approved Four Year Plan of the County for 2010-2013 called for both of these expenses to be covered by 2009 available funds; and

WHEREAS, neither of these were in the 2010 adopted budget; and

WHEREAS, it is necessary for a Designation of 2009 Fund Balance to pay for these expenses.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Comptroller is authorized to establish designation of 2009 fund balance in the amount of \$8,354,170 to be used to fund the February 1, 2010 cash payment to the New York State Employees Retirement System; and be it further

RESOLVED, that the Erie County Comptroller is authorized to establish designation of 2009 fund balance in the amount of \$3,800,000 to be used to fund the November 1, 2010 cash payment to the ECFSA for the 2010 bond issue; and be it further

RESOLVED, that the Director of Budget and Management in conjunction with the Office of Comptroller make all the appropriate budget and accounting adjustments and entries to effectuate this change; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office and the Department of Law.
(5-0)

4. COMM. 7E-39 (2010)

COUNTY EXECUTIVE AS AMENDED

WHEREAS, the following grant programs are included in Book B of the 2010 Adopted Budget; and

WHEREAS, the 2010 Adopted Budget resolutions require legislative approval for the County Executive to enter into contracts with grantor agencies for the purpose of receiving grants awarded or budgeted for fiscal 2010.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contracts with grantor agencies for the purpose of receiving grants, following review and approval by the Director of Budget and Management with respect to the availability of State and/or Federal funds, for the following grant programs:

Grant Title	Start Date	Total Appropriation
Law		
Aid To Localities - Indigent Defense Program	4/1/10	223,700
Total Department		223,700
Central Police Services		
Aid to Crime Labs Program	7/1/10	819,059
Child Passenger Safety (Car Seat)	10/1/10	12,000
DNA Crime Lab Improvement	7/1/10	603,716
Firearms Lab Capacity Enhancement	7/1/10	109,478
High School Traffic & Passenger Safety Education	10/1/10	61,367
National Forensic Sciences Improvement	10/1/10	52,914
Project Impact	7/1/10	181,654
Total Department		1,840,188
District Attorney		
Aid to Prosecution	4/1/10	1,531,101
Be-Safe Program	10/1/10	466,055
Crimes Against Revenue Program	10/1/10	200,817
Federal Family Violence Prevention Svcs Act	3/31/10	54,172
Motor Vehicle Theft & Ins Fraud Prev	4/1/10	132,967
Operation Impact	7/1/10	659,491
Stop Violence Against Women Program	10/1/10	161,732
Victim/Witness Assistance Program	10/1/10	430,636
Total Department		3,636,971
Probation		
ATI - Community Service Sentencing	1/1/10	223,252
ATI - Pre-Trial Project	1/1/10	324,292
ATI - Women's Residential Resource Center	1/1/10	7,200
Be-Safe Probation	10/1/10	129,979
Crime Victims Board	10/1/10	59,004
Intensive Supervision Program	1/1/10	329,745
Juvenile Justice Delinquency Prevention	7/1/10	182,280
Operation Impact - Probation	7/1/10	187,773
Total Department		1,443,525
Sheriff		
Human Trafficking	1/1/10	134,000

Impact Enhancement	7/1/10	182,917
Total Department		316,917
Department of Social Services		
Energy Services Packaging	10/1/10	67,906
Long Term Care Point of Entry	10/1/10	252,000
Total Department		319,906
Mental Health Department		
Family Voices	1/1/10	1,652,191
Single Point of Accountability	1/1/10	3,003,918
Total Department		4,656,109
Senior Services		
Areawide Agency on Aging	1/1/10	1,805,441
Areawide Agency on Aging Transportation	4/1/10	52,137
Community Services for the Elderly	4/1/10	1,554,294
Congregate Dining Nutrition Program	1/1/10	2,409,123
Congregate Services Initiative Program	4/1/10	65,117
Disease Prevention & Health Promotion Services	1/1/10	116,277
Elder Abuse Prevention Program	1/1/10	48,051
Elder Caregiver Support Program	1/1/10	803,602
Expanded In-Home Services for the Elderly	4/1/10	3,972,330
Hlth Insurance Info, Counseling & Assistance	4/1/10	59,268
Home Delivered Nutrition Program	1/1/10	1,388,479
Long Term Care Ombudsman	4/1/10	60,607
Nutrition Services Incentive	10/1/10	702,669
NYS Retired Senior Volunteer Program	4/1/10	11,395
Retired Senior Volunteer Program (RSVP)	7/1/10	184,803
Senior Aides Program (Title V)	7/1/10	1,113,841
Senior Community Services Employment	7/1/10	310,445
Supplemental Nutrition Assistance Program	4/1/10	1,778,444
Weatherization Referral and Packaging	4/1/10	407,621
Total Department		16,843,944
Health		
Beach Water Quality Monitoring	10/1/10	17,399
Bioterrorism Preparedness	8/10/10	250,000
Breast & Cervical Cancer Early Detection	6/30/10	169,935
Childhood Lead Poisoning Prevention	4/1/10	582,128
Children with Special Health Care Needs	10/1/10	75,095
Enhanced Drinking Water Protection	4/1/10	230,300
Expanded Syringe Access Demonstration Program	7/1/10	56,812
Healthy Heart Worksite Wellness	4/1/10	108,133

Healthy Neighborhoods	10/1/10	240,000
HIV Partner Notification Program	10/1/10	195,098
Immunization Action Plan	4/1/10	300,000
Lead Poisoning Primary Prevention	10/1/10	812,239
Medical Examiner Toxicology Lab Aid	4/1/10	139,099
National Forensic Science Improvement	10/1/10	40,000
Partners for Prevention Clinical Services	4/1/10	329,153
Partners for Prevention Program	4/1/10	293,863
PH Preparedness/Response to Bioterrorism	8/9/10	806,738
Prevent Type 2 Diabetes in Children	4/1/10	48,539
Public Health Campaign STD	4/1/10	148,542
Public Health Campaign TB	3/31/10	328,237
Public Health Laboratory Response Network	8/10/10	200,000
STD Outreach Intervention	1/1/10	101,314
WNY Coalition for Diabetes Prevention	10/1/10	97,944
Youth Tobacco Enforcement & Prevention	10/1/10	299,348
Total Department		5,869,916
County Executive		
Office of Workforce Development		203,489
Total Department		203,489
Library		
Central Library Book Aid	1/1/10	60,775
Central Library Development Aid	1/1/10	263,455
Continuity of Service	1/1/10	42,500
Coordinated Outreach Program	1/1/10	143,578
Library Svcs to County Correctional Facilities	4/1/10	6,579
Library Svcs to State Correctional Facilities	1/1/10	30,932
NYS Library System Automation	1/1/10	65,025
Total Department		612,844
Grand Total		35,967,509

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into subcontracts with community agencies funded under the above grants as indicated in Book B of the 2010 Adopted Budget; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the following departments: the Office of the County Executive, the District Attorney, the Office of the Sheriff, Probation, Social Services, Senior Services, Central Police Services, the Mental Health Department, the Library, the Health Department, the Office of the Comptroller, the Office of the County Attorney and the Division of Budget and Management.

(5-0)

BARBARA MILLER-WILLIAMS
AS CHAIR OF THE ERIE COUNTY LEGISLATURE

MS. MARINELLI moved to return item Number 1c to the FINANCE & MANAGEMENT COMMITTEE for further consideration. MS. GRANT seconded. MS. DIXON, MR. FUDOLI, MR. HARDWICK, MR. MILLS, MR. RATH, MR. WALTER, MS. BOVE, MR. KENNEDY and CHAIR MILLER-WILLIAMS voted in the negative.

FAILED. (6-9)

MR. WALTER moved to receive and file item Number 1c. MR. KOZUB seconded.

CHAIR MILLER-WILLIAMS directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. FUDOLI, MR. HARDWICK, MR. MILLS, MR. RATH, MR. WALTER, MS. BOVE, MR. KENNEDY, MR. KOZUB and CHAIR MILLER-WILLIAMS.
NOES: MS. GRANT, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR and MS. WHYTE.
(AYES: 10; NOES: 5)

CARRIED.

MS. MARINELLI moved to return item Number 1d to the FINANCE & MANAGEMENT COMMITTEE for further consideration. MS. WHYTE seconded. MS. DIXON, MR. FUDOLI, MR. HARDWICK, MR. MILLS, MR. RATH, MR. WALTER, MS. BOVE, MR. KENNEDY and CHAIR MILLER-WILLIAMS voted in the negative.

FAILED. (6-9)

MR. WALTER moved to receive and file item Number 1d. MR. FUDOLI seconded.

CHAIR MILLER-WILLIAMS directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. FUDOLI, MR. HARDWICK, MR. MILLS, MR. RATH, MR. WALTER, MS. BOVE, MR. KENNEDY and CHAIR MILLER-WILLIAMS. NOES: MS. GRANT, MR. KOZUB, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR and MS. WHYTE.
(AYES: 9; NOES: 6)

CARRIED.

MR. WALTER moved to receive and file item Number 1e. MR. FUDOLI seconded. MS. GRANT, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR and MS. WHYTE voted in the negative.

CARRIED. (10-5)

MR. WALTER moved to receive and file item Number 1j. MR. KOZUB seconded. MS. GRANT, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR and MS. WHYTE voted in the negative.

CARRIED. (10-5)

LEGISLATOR RESOLUTIONS

Item 36 – CHAIR MILLER-WILLIAMS directed that the following item be referred to the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

INTRO 8-1 from KOZUB. Adopting a Smart Smoking Policy for All of EC Parks, Beaches & Recreation Areas.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 37 – MS. WHYTE moved to discharge the ENERGY & ENVIRONMENT COMMITTEE of further consideration of COMM. 7E-31 (2010). MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 93

RE: Agreement - ECSD No. 8 - NYS Office of Parks, Recreation & Historic Preservation, Knox Farm State Park

WHEREAS, the New York State Office of Parks, Recreation and Historical Preservation, Knox Farm State Park is serviced by Erie County Sewer District No. 8; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management and Erie County Sewer District No. 8 desire to collect sewer rents for this service; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has recommended to the Legislature that Erie County enter into the New York State Office of Parks, Recreation and Historical Preservation, Knox Farm State Park Agreement to receive annual sewer rent for the services provided.

NOW, THEREFORE, BE IT

RESOLVED, that the Legislature approves of Erie County Department of Environment and Planning, Division of Sewerage Management negotiating an agreement with New York State Office of Parks, Recreation and Historic Preservation to provide sanitary sewer service for the Knox Farm State Park; and be it further

RESOLVED, that the Erie County Executive is hereby authorized to execute an agreement with the New York State Office of Parks, Recreation and Historic Preservation allowing the County

to provide sanitary sewer services for the Knox Farm State Park subject to approval as to form by the County Attorney; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each of this Resolution to the County Executive; Director of Budget and Management; Erie County Comptroller's Office; Eric Ziobro, Assistant County Attorney and two (2) certified copies to Michael J. Quinn, P.E., Department of Environment and Planning, Rath Building, 10th Floor.

MS. WHYTE moved to approve the item. MR. KOZUB seconded.

CARRIED UNANIMOUSLY.

Item 38 – MS. WHYTE moved to discharge the ENERGY & ENVIRONMENT COMMITTEE of further consideration of COMM. 7E-37 (2010). MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 94

RE: Request for Proposals - South Buffalo
(Hillview) Pumping Station Relocation
Project

WHEREAS, the County of Erie advertised for and received responses to a request for proposals from consulting firms to perform professional services associated with the South Buffalo (Hillview) Pumping Station Relocation Project; and

WHEREAS, a review committee consisting of representatives from the Erie County Division of Sewerage Management and the Village of Hamburg was established to evaluate all responses to the County's request for proposals, using a consistent scoring matrix; and

WHEREAS, the proposal review committee recommends retaining CRA Infrastructure and Engineering, Inc. to complete the requested consulting services; and

WHEREAS, the County of Erie and Village of Hamburg have executed an intermunicipal agreement (Comm. 25E-14 (2009)) requiring the County to retain the consultant and for the Village to subsequently reimburse the County for the costs associated with the aforementioned professional services.

NOW, THEREFORE, BE IT

RESOLVED, that CRA Infrastructure and Engineering, Inc. be retained to perform professional services associated with the South Buffalo (Hillview) Pumping Station Relocation Project; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute an Agreement with CRA Infrastructure and Engineering, Inc. (CRA), 285 Delaware Avenue – Suite 500, Buffalo, New York 14202 for professional services associated with the South Buffalo (Hillview) Pumping Station Relocation Project in an amount not to exceed \$240,000.00, subject to

approval as to content by the Commissioner of the Department of Environment and Planning and approval as to form by the County Attorney's office; and be it further

RESOLVED, that the County Director of Budget and the County Comptroller be authorized to establish a new capital project in Erie County Sewer District No. 3 with an appropriation budget in Professional Services (account 516020) of \$240,000.00 and an estimated revenue in Other Local Match (account 417030) of \$240,000.00; and be it further

RESOLVED, that the Clerk of the Legislature send two (2) certified copies each of this resolution to Michael Quinn, P.E., Division of Sewerage Management and one (1) certified copy each to the County Executive, the Erie County Comptroller, the Erie County Director of Budget and Management, and Eric Ziobro, Assistant County Attorney.

MS. WHYTE moved to approve the item. MR. KOZUB seconded.

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

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

GRANTED.

INTRO 8-2 from BOVE, MILLER-WILLIAMS, WHYTE, MILLS, DIXON, FUDOLI, HARDWICK, KENNEDY, KOZUB, MARINELLI, MAZUR, RATH & WALTER Re: Urging the NYS Assembly to Pass the Veterans' Cremains Act

RESOLUTION NO. 95

A RESOLUTION TO BE SUBMITTED BY LEGISLATORS BOVE, MILLER-WILLIAMS, WHYTE, MILLS, DIXON, FUDOLI, HARDWICK, KENNEDY, KOZUB, MARINELLI, MAZUR, RATH, WALTER

WHEREAS, United States veterans sacrifice their lives in defense of our freedom and some make the ultimate sacrifice for our Country with their lives; and

WHEREAS, there are veterans who have died and are cremated in New York but who are never properly interred because neither a family member or friend claims the ashes; and

WHEREAS, there is a nationwide effort called the "Missing in America Project" that seeks to assure that the ashes of these forgotten veterans are given a proper burial with full military honors; and

WHEREAS, the health department laws and regulations in the State of New York have made it difficult for this group to assist in assuring that these veterans ashes are not languishing in funeral homes but instead are properly buried; and

WHEREAS, the New York State Senate passed Bill Number S6840A and the New York State Assembly now has a same-as bill numbered A10166 in the Codes Committee; and

WHEREAS, these bills would establish the Veterans' Cremains Act, allowing funeral directors to grant qualified veterans' organizations the right to receive the cremains of a veteran which has not been claimed by a relative or friend of the deceased within one year after cremation.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature goes on record as supporting the Veterans' Cremains Act; and be it further

RESOLVED, that this legislative body urges the New York State Assembly's Codes Committee to support A10166 and move it to the floor of the Assembly for an affirmative vote as expeditiously as possible; and be it further

RESOLVED, that the Erie County Legislature forward certified copies of this resolution to Governor David Paterson, the Western New York State Legislative Delegation, Assembly Codes Committee Chair Joseph R. Lentol, Senate Majority Leader Pedro Espada, Jr., Assembly Speaker Sheldon Silver, and County Executive Chris Collins.

MS. WHYTE moved to amend the resolution to include Et Al Sponsorship. MS. BOVE seconded.

CARRIED UNANIMOUSLY.

MS. WHYTE moved to approve the resolution as amended. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

Item 40 - MS. MARINELLI moved for a Suspension of the Rules to include an item not on the agenda.

MR. WALTER objected.

INTRO 8-3 from MARINELLI, BOVE, MILLER-WILLIAMS, WHYTE, KOZUB, MAZUR, LOUGHRAN, FUDOLI, DIXON, HARDWICK, MILLS & RATH Re: Advocating Continued Funding for the TANF Summer Youth Employment Program for EC

CHAIR MILLER-WILLIAMS directed that the resolution be referred to the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

Item 41 - MS. WHYTE moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8D-6 from the EC BOARD OF ELECTIONS Re: Letter to Legislature asking for Additional Compensation for Election Inspectors

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 42 - MS. WHYTE moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 8M-5 from the BUFFALO & EC WORKFORCE INVESTMENT BOARD, INC.
Re: Letter to the NYS Office of Children & Family Services Regarding EC's Share of the Child Care Block Grant

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COMPTROLLER

Item 43 – (COMM. 8E-1) 2010 Overtime in the Sheriff's Office & Department of Public Works' Division of Buildings & Grounds

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR GRANT

Item 44 – (COMM. 8E-2) Article Entitled "The Power of Transparency"

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**FROM LEGISLATORS WHYTE, KOZUB, GRANT,
MAZUR, MARINELLI & LOUGHRAN**

Item 45 – (COMM. 8E-3) Nomination Petition for Reappointment of Commissioner of the EC Water Authority

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 46 – (COMM. 8E-4) Reappointments to the EC Fisheries Advisory Board

Item 47 – (COMM. 8E-5) Appointment to the Board of Managers for EC Sewer District No.
8

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

Item 48 – (COMM. 8E-6) Vacancy Report for the Period Ending 3/31/2010

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 49 – (COMM. 8E-7) Budget Monitoring Report (BMR) for the Period Ending
3/31/2010

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 50 – (COMM. 8E-8) Property Transfer to the Village of Orchard Park

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

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

CHAIR MILLER-WILLIAMS directed that a roll-call vote be taken.

AYES: MS. DIXON, MR. FUDOLI, MR. HARDWICK, MR. MILLS, MR. RATH, MR. WALTER, MS. BOVE, MS. GRANT, MR. KENNEDY, MR. KOZUB, MR. LOUGHRAN, MS. MARINELLI, MR. MAZUR, CHAIR MILLER-WILLIAMS & MS. WHYTE. NOES: None. (AYES: 15; NOES: 0)

CARRIED.

RESOLUTION NO. 96

RE: Extension of EC Additional 1% Sales Tax Authority; Home Rule Request Resolution for Senate Bill No. S.7580 & Assembly Bill No. A.10786 (COMM. 8E-9)

**EXTENSION OF ADDITIONAL 1% SALES TAX -
ASSEMBLY**

WHEREAS, the additional 1% Erie County sales and compensating use tax, last extended and imposed by virtue of Chapter 13 of the Laws of 2008, will expire on November 30, 2010 unless further extended and imposed, and

WHEREAS, failure to extend the imposition of the additional 1% sales and compensating use tax will result in an estimated annual shortfall of more than \$135 million in the Erie County budget, and

WHEREAS, Assembly Bill No. A.10786 and Senate Bill No. S.7580, now pending before the New York State Legislature, would authorize an extension of the additional 1% sales and compensating use tax, from December 1, 2010 to November 30, 2011;

NOW, THEREFORE, BE IT RESOLVED, THAT A HOME RULE REQUEST IS MADE TO THE NEW YORK STATE LEGISLATURE AS FOLLOWS:

TO THE LEGISLATURE:

Pursuant to Article IX of the Constitution, the County of Erie requests the enactment of Assembly Bill No. A.10786, entitled "AN ACT to amend the tax law, in relation to the imposition of sales and compensating use taxes by the county of Erie"

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows:

The local government does not have power to enact such legislation by local law.

Other facts as set forth in the following explanation establish such necessity.

Failure to authorize the extended imposition of the additional 1% sales and compensating use tax will result in an estimated annual shortfall of more than \$135 million in the Erie County budget, the cessation of services essential to the people of Erie County and jeopardize any sharing of net collections therefrom with Erie County's cities, towns and villages.

Such request is made by the local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request.

AND BE IT FURTHER

RESOLVED, that the Clerk of the Legislature be directed to forward copies of this Home Rule Request, certified by the Clerk of the Erie County Legislature, as follows: two copies to the New York State Assembly and two copies to the New York State Senate.

EXTENSION OF ADDITIONAL 1% SALES TAX
SENATE

WHEREAS, the additional 1% Erie County sales and compensating use tax, last extended and imposed by virtue of Chapter 13 of the Laws of 2008, will expire on November 30, 2010 unless further extended and imposed, and

WHEREAS, failure to extend the imposition of the additional 1% sales and compensating use tax will result in an estimated annual shortfall of more than \$135 million in the Erie County budget, and

WHEREAS, Senate Bill No. S.7580 and Assembly Bill No. A.10786, now pending before the New York State Legislature, would authorize an extension of the additional 1% sales and compensating use tax, from December 1, 2010 to November 30, 2011;

NOW, THEREFORE, BE IT RESOLVED, THAT A HOME RULE REQUEST IS MADE TO THE NEW YORK STATE LEGISLATURE AS FOLLOWS:

TO THE LEGISLATURE:

Pursuant to Article IX of the Constitution, the County of Erie requests the enactment of Senate Bill No. S.7580, entitled "AN ACT to amend the tax law, in relation to the imposition of sales and compensating use taxes by the county of Erie"

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows:

The local government does not have power to enact such legislation by local law.

Other facts as set forth in the following explanation establish such necessity.

Failure to authorize the extended imposition of the additional 1% sales and compensating use tax will result in an estimated annual shortfall of more than \$135 million in the Erie County budget, the cessation of services essential to the people of Erie County and jeopardize any sharing of net collections therefrom with Erie County's cities, towns and villages.

Such request is made by the local legislative body of such local government, at least two-thirds of the total membership thereof having voted in favor of such request.

AND BE IT FURTHER

RESOLVED, that the Clerk of the Legislature be directed to forward copies of this Home Rule Request, certified by the Clerk of the Erie County Legislature, as follows: two copies to the New York State Senate and two copies to the New York State Assembly.

Item 52 – (COMM. 8E-10) CPS - Public Safety Communications Next Generation 911

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 53 – (COMM. 8E-11) Amend RSVP & NYSRSVP Grant Budgets

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 54 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 97

RE: EC Correctional Facility - 2010 - Roof

Replacement - Phase 2
(COMM. 8E-12)

WHEREAS, the Department of Public Works, Division of Real Estate and Asset Management received bids on July 1, 2009 for the Erie County Correctional Facility – 2009 – Roof, Exterior & Security Improvements; and

WHEREAS, due to funding limitation in 2009 when the construction contracts were awarded, alternate bids were received for the Phase 2 work to be done in 2010 when funding is available; and

WHEREAS, the County Executive finds it desirable to proceed with the alternates for the 2010 Phase 2 work.

NOW, THEREFORE, BE IT

RESOLVED, that the construction contingency be increased by \$1,500,000.00 to fund the Contract Amendments for the Phase 2 work and miscellaneous construction changes; and be it further

RESOLVED, that deduct change orders will result in these funds being returned to the construction contingency fund; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project A.00329 – 2008 – Roof Replacement – Correctional Facility; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Division of Real Estate and Asset Management, and one copy each to the Office of the County Executive, the Division of Budget, Management and Finance, and the Office of the Comptroller.

Item 55 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 98

RE: Emery Park - 2010 - Ski Lodge Roof Replacement & Chestnut Ridge Park Casino - Window Replacement
(COMM. 8E-13)

WHEREAS, your honorable body has previously authorized the County Executive to enter into a General Architectural/Engineering Services Term Agreement with the firm of Stievater + Hearn Architects (formerly Stievater & Associates) for providing professional design services on County projects; and

WHEREAS, the Architectural/Engineering firm of Stievater + Hearn Architects has been previously authorized to provide design services on the Chestnut Ridge Park Casino Building and Emery Park Roof Replacement projects; and

WHEREAS, the County Executive is requesting authorization to issue an Agreement Amendment to the Architectural/Engineering firm of Stievater + Hearn Architects for providing professional design services for the Window Replacement Project at the Chestnut Ridge Park Casino and Emery Park Ski Lodge Roof Replacement Project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to issue an Agreement Amendment with the firm of Stievater + Hearn Architects for providing Architectural/Engineering services for replacing the windows at the Chestnut Ridge Park Casino Building for an amount not to exceed \$14,750.00 and the Roof Replacement project at the Emery Park Ski Lodge for an amount not to exceed \$4,000.00 for a total Agreement Amendment not to exceed \$18,750.00; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project A.20913 – 2009 County Wide Parks Improvements for a total amount not to exceed \$18,750.00; and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Division of Real Estate and Asset Management, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Department of Parks, Recreation and Forestry, and the Office of the Comptroller.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE COUNTY ATTORNEY

Item 56 – (COMM. 8D-1) Transmittal of New Claim Against EC

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COMPTROLLER'S OFFICE

Item 57 – (COMM. 8D-2) Audit of the Payment in Lieu of Tax "Pilot" Process for the Period 1/1/2006 - 12/31/2008

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM EC REAL PROPERTY TAX SERVICES

Item 58 – (COMM. 8D-3) OPEN ITEM - Finance & Management Committee - Correction of Errors/NYS Real Property Tax Law

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 59 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MR. KOZUB seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 99

RE: Correction of Errors/NYS Real Property
Tax Law
(COMM. 8D-4)

WHEREAS, the Erie County Director of Real Property Tax Services has received applications for corrected tax billings and / or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556; and

WHEREAS, the Director has investigated the validity of such applications (see attached listing).

NOW, THEREFORE, BE IT

RESOLVED, that petitions numbered 210123 through 210151, inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities:

FISCAL YEAR 2010	Petition No.	210,123.00
OWNER	Cancel	\$1,693.14

S-B-L 255.00-3-31

Acct. No. 112	County
Acct. No. 132	Town/SpecialDist/School

Charge To :

RPTL 550(2): FAILED TO APPLY A DISABILITY EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JAMES R & JANICE SCHLIERF

FISCAL YEAR 2009	Petition No.	210,124.00
OWNER	Refund	\$540.40

S-B-L 321.00-1-37.1

Acct. No. 112	County
Acct. No. 132	Town/SpecialDist/School

Charge To :

RPTL 550(2): INCORRECT FIRE PROTECT CHARGED TO THE TAX ROLL IN ERROR
REFUND TO BE ISSUED TO: JEFF & COLLEEN WALKER

FISCAL YEAR 2010 Petition No. 210,125.00

OWNER Cancel \$691.42

S-B-L 321.00-1-37.1

Acct. No. 112

County

Acct. No. 132

Town/SpecialDist/School

Charge To :

RPTL 550(2): FIRE PROTECT CALCULATED INCORRECTLY
NEW TAX BILL TO BE ISSUED TO: JEFF & COLLEEN WALKER

FISCAL YEAR 2010 Petition No. 210,126.00

OWNER Refund \$1,106.59

S-B-L 115.11-12-17

Acct. No. 112

County

Acct. No. 132

Town/SpecialDist/School

52002 2009 COMM COLLEGE \$0.29

Charge To :

RPTL 550(2): VETERANS EXEMPTION CALCULATED AS A COMBAT IN ERROR
REFUND TO BE ISSUED TO: STEPHEN J PEASE

FISCAL YEAR 2010 Petition No. 210,127.00

OWNER Refund \$765.24

S-B-L 282.07-1-3

Acct. No. 112

County

Acct. No. 132

Town/SpecialDist/School

Charge To :

RPTL 550(2): INCORRECT AGED EXEMPTION CALCULATED
REFUND TO BE ISSUED TO: KENNETH P DITCHER

FISCAL YEAR 2009 Petition No. 210,128.00

OWNER Refund \$831.45

S-B-L 73.00-1-1.111

Acct. No. 112

County

Acct. No. 132 Town/SpecialDist/School
Charge To :

Relevy Village \$143,201.0

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL NUMBER
REFUND TO BE ISSUED TO: KELLY SCHULTZ

FISCAL YEAR 2010 Petition No. 210,129.00

OWNER Cancel \$478.46

S-B-L 73.00-1-1.111

Acct. No. 112 County
Acct. No. 132 Town/SpecialDist/School
56010 WATER TANK \$5.25
Charge To :

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL NUMBER
DELETE ENTIRE PARCEL FROM THE TAX ROLL

FISCAL YEAR 2009 Petition No. 210,130.00

OWNER Refund \$2,101.61

S-B-L 103.06-8-29

Acct. No. 112 County
Acct. No. 132 Town/SpecialDist/School
Charge To :

Relevy Village \$143,002.0

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: KAUR PARAMJIT

FISCAL YEAR 2010 Petition No. 210,131.00

OWNER Refund \$2,552.37

S-B-L 103.06-8-29

Acct. No. 112 County
Acct. No. 132 Town/SpecialDist/School
52002 2009 COMM COLLEGE \$2.66
Charge To :

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: KAUR PARAMJIT

FISCAL YEAR 2008	Petition No.	210,132.00
OWNER	Refund	\$1,059.18

S-B-L 182.09-2-36

	Acct. No. 112	County
	Acct. No. 132	Town/SpecialDist/School
48115	ERIE CO SEW DST 3	\$210.00
48116	ECSD 3 CH2	\$75.00

Charge To :

RPTL 550(2): INCORRECT SPECIAL DISTRICTS CHARGED IN ERROR
REFUND TO BE ISSUED TO: NORBERT & VIOLA DYBOWSKI

FISCAL YEAR 2009	Petition No.	210,133.00
OWNER	Refund	\$1,294.38

S-B-L 182.09-2-36

	Acct. No. 112	County
	Acct. No. 132	Town/SpecialDist/School
48115	ERIE CO SEW DST 3	\$210.00
48116	ECSD 3 CH2	\$75.00

Charge To :

RPTL 550(2): INCORRECT SPECIAL DISTRICTS CHARGED TO THE TAX ROLL
REFUND TO BE ISSUED TO: NORBERT & VIOLA DYBOWSKI

FISCAL YEAR 2010	Petition No.	210,134.00
OWNER	Refund	\$1,326.44

S-B-L 182.09-2-36

	Acct. No. 112	County
	Acct. No. 132	Town/SpecialDist/School
48115	ERIE CO SEW DST 3	\$210.00
48116	ECSD 3 CH2	\$75.00

Charge To :

RPTL 550(2): INCORRECT SPECIAL ASSESSMENT APPLIED TO THE TAX ROLL
REFUND TO BE ISSUED TO: NORBERT & VIOLA DYBOWSKI

FISCAL YEAR 2009 Petition No. 210,142.00

OWNER Refund \$932.78

S-B-L 81.13-2-7

Acct. No. 112 \$0.00 County
Acct. No. 132 \$932.78 Town/SpecialDist/School
Charge To : \$932.78

RPTL 550(2): INCORRECT GARBAGE CHARGED IN ERROR
REFUND TO BE ISSUED TO: BRIAN J GEARY

FISCAL YEAR 2010 Petition No. 210,143.00

OWNER Refund \$736.17

S-B-L 81.13-2-7

Acct. No. 112 \$0.00 County
Acct. No. 132 \$736.17 Town/SpecialDist/School
Charge To : \$736.17

RPTL 550(2): INCORRECT GARBAGE CHARGED IN ERROR
REFUND TO BE ISSUED TO: BRIAN J GEARY

FISCAL YEAR 2010 Petition No. 210,144.00

OWNER Refund \$1,643.15

S-B-L 246.00-4-28

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,643.15 Town/SpecialDist/School
Charge To : \$1,643.15

RPTL 550(2): FAILED TO APPLY A COLD WAR VETERANS EXEMPTION
REFUND TO BE ISSUED TO: SANDRA SCHEELE

FISCAL YEAR 2010 Petition No. 210,145.00

OWNER Refund \$657.88

S-B-L 152.20-2-4.2

Acct. No. 112 \$0.00 County
Acct. No. 132 \$657.88 Town/SpecialDist/School
60058 WATER DISTRICT #8 \$44.90

60141 ERIE CO SEW DST 3 \$292.18

Charge To : \$320.80

RPTL 550(2): PROPERTY SHOULD HAVE BEEN EXEMPT FROM ALL SPECIAL DISTRICTS
REFUND TO BE ISSUED TO: STEVEN P & JACQUELYN CICHON

FISCAL YEAR 2008 Petition No. 210,146.00

OWNER Refund \$1,863.44

S-B-L 66.39-5-29

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,863.44 Town/SpecialDist/School
Charge To : \$1,863.44

Relevy Village \$146,401.0

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
REFUND TO BE ISSUED TO: DAVID P SCHIHL

FISCAL YEAR 2009 Petition No. 210,147.00

OWNER Refund \$1,871.88

S-B-L 66.39-5-29

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,871.88 Town/SpecialDist/School
Charge To : \$1,871.88

Relevy Village \$146,401.0

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
REFUND TO BE ISSUED TO: DAVID P SCHIHL

FISCAL YEAR 2010 Petition No. 210,148.00

OWNER Refund \$3,735.57

S-B-L 68.08-7-20

Acct. No. 112 \$0.00 County
Acct. No. 132 \$3,735.57 Town/SpecialDist/School
Charge To : \$3,735.57

RPTL 550(2): INCORRECT SPECIAL DISTRICTS CHARGED IN ERROR
REFUND TO BE ISSUED TO: DOUGLAS MCKEE

FISCAL YEAR 2008 Petition No. 210,149.00

OWNER Refund \$28.92

S-B-L 241.00-3-48.12

Acct. No. 112 \$0.00 County
Acct. No. 132 \$28.92 Town/SpecialDist/School
Charge To : \$28.92

RPTL 550(2): INCORRECT SPECIAL DISTRICTS CHARGED IN ERROR
REFUND TO BE ISSUED TO: DONALD J & ELIZABETH SCHUTT

FISCAL YEAR 2009 Petition No. 210,150.00

OWNER Refund \$29.36

S-B-L 241.00-3-48.12

Acct. No. 112 \$0.00 County
Acct. No. 132 \$29.36 Town/SpecialDist/School
Charge To : \$29.36

RPTL 550(2): INCORRECT SPECIAL DISTRICTS CHARTGED IN ERROR
REFUND TO BE ISSUED TO: DONALD J & ELIZABETH SCHUTT

FISCAL YEAR 2010 Petition No. 210,151.00

OWNER Refund \$29.31

S-B-L 241.00-3-48.12

Acct. No. 112 \$0.00 County
Acct. No. 132 \$29.31 Town/SpecialDist/School
22032 PARK CLUB FIRE PROTECTION \$20.90
Charge To : \$8.41

RPTL 550(2): INCORRECT SPECIAL DISTRICTS CHARGED IN ERROR
REFUND TO BE ISSUED TO: DONALD J & ELIZABETH SCHUTT

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.

FROM THE EC DEPARTMENT OF ENVIRONMENT & PLANNING

Item 60 – (COMM. 8D-5) Copy of Public Benefit Services Contracts

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE NFTA

Item 61 – (COMM. 8M-1) Minutes from Meeting Held 2/22/2010

Item 62 – (COMM. 8M-2) NFTA Metro EC Service Restructuring & Fare Analysis Strategic Assessment

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

FROM THE NIAGARA ERIE REGIONAL COALITION

Item 63 – (COMM. 8M-3) Copy of Agenda from Meeting Held 4/23/2010

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE NYSDEC

Item 64 – (COMM. 8M-4) Region 9 Fish & Wildlife Monthly Highlights

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

ANNOUNCEMENTS

Item 65 – CHAIR MILLER-WILLIAMS announced that the committee schedule for upcoming meetings has been distributed.

MEMORIAL RESOLUTIONS

Item 66 – Legislator Kozub requested that when the Legislature adjourns, it do so in memory of Conrad F. Menke, Michael Collen, and Richard L. Lipp.

Item 67 – Legislator Marinelli requested that when the Legislature adjourns, it do so in memory of James Smyton.

Item 68 – Chair Miller-Williams also requested that when the Legislature adjourns, it do so in recognition of Richard L. Lipp.

Item 69 – Legislator Mazur requested that when the Legislature adjourns, it do so in memory of Robert Anthony Morley.

Item 70 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Samuel Shatkin, Fred B. Reifsteck, and Ruth A. Merrill.

Item 71 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Paula Quick-Peters.

ADJOURNMENT

Item 72 - At this time, there being no further business to transact, CHAIR MILLER-WILLIAMS announced that the Chair would entertain a Motion to Adjourn.

MR. MAZUR moved that the Legislature adjourn until Thursday, May 20, 2010 at 2:00 p.m. Eastern Standard Time. MR. WALTER seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLER-WILLIAMS declared the Legislature adjourned until Thursday, May 20, 2010 at 2:00 p.m. Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE