

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

**ERIE COUNTY LEGISLATURE**  
**MEETING NO. 19**  
**October 17, 2002**

The Legislature was called to order by Chairman DeBenedetti.

All Members Present.

The invocation was led by Rabbi Ron Herstik, Temple Beth AM.

The Pledge of Allegiance was led by Mr. Kuwik.

Item 1 – CHAIRMAN DeBENEDETTI directed that Comm. 13E-45 (2001) remain on the table.

MR. WEINSTEIN moved the approval of the minutes of Meeting No. 17 of 2002. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

**MISCELLANEOUS RESOLUTIONS**

Item 2 – MR. WEINSTEIN presented a resolution Recognizing Mattie Holt as She is Honored by Black Achievers in Industry Award. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

Item 3 – MR. SWANICK presented a resolution Commemorating “White Cane Day” & Honoring National Federation of the Blind for Its Donation of “Kernal Books” to Mullen School. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 4 – MS. CHASE presented a resolution Honoring Five Erie County Women Awarded the Governor’s Award for Excellence. MS. CUSACK seconded.

CARRIED UNANIMOUSLY.

Item 5 – MR. KUWIK presented a resolution Congratulating James E. Mayer Upon His Retirement as Director of the Older Adults Program for Senior Services. MR. SWANICK seconded.

CARRIED UNANIMOUSLY.

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Item 6 – MR. DUSZA presented a resolution Honoring Chief James A. Brennan Upon His Retirement from Depew Police Force. MR. SWANICK seconded.

CARRIED UNANIMOUSLY.

Item 7 – MS. MARINELLI presented a resolution Honoring Compass House for Providing Safe Shelter for Runaway & Homeless Youth Since 1972. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 8 – MR. KUWIK presented a resolution Honoring Sheila Kee for Her 28 Years of Service to Erie County Government. MR. SWANICK seconded.

CARRIED UNANIMOUSLY.

Item 9 – MR. FALKNER presented a resolution Honoring Gerald L. Hathaway for His Contributions to Junior Achievement as the Coordinator of Occupational Education with the West Seneca Schools. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

Item 10 – MR. DeBENEDETTI presented a resolution Honoring Kids Voting. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

Item 11 – MR. HOLT presented a resolution Honoring Esther Azaa. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 12 – CHAIRMAN DeBENEDETTI directed that Local Law No. 9 (Print #1) 2001 be referred to the HUMAN SERVICES COMMITTEE.

Item 13 – CHAIRMAN DeBENEDETTI directed that Local Law No. 9 (Print #2) 2001 be referred to the HUMAN SERVICES COMMITTEE.

Item 14 – CHAIRMAN DeBENEDETTI directed that Local Law No. 9 (Print #3) 2001 be referred to the HUMAN SERVICES COMMITTEE.

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Item 15 – CHAIRMAN DeBENEDETTI directed that Local Law No. 4 (Print #1) 2002 remain on the table.

Item 16 – CHAIRMAN DeBENEDETTI directed that Local Law No. 4 (Print #2) 2002 remain on the table.

Item 17 – CHAIRMAN DeBENEDETTI directed that Local Law No. 5 (Print #1) 2002 be referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 18 – CHAIRMAN DeBENEDETTI directed that Local Law No. 7 (Print #1) 2002 remain on the table.

Item 19 – MR. WEINSTEIN moved that Local Law No. 9 (Print #1) 2002 be received and filed. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

Item 20 – MR. WEINSTEIN presented the following resolution and moved for immediate consideration. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

COUNTY OF ERIE

LOCAL LAW INTRO. NO. 9 - 2002 (Print 2)

LOCAL LAW NO. \_\_\_\_ - 2002

**A LOCAL LAW** setting forth additional eligibility criteria for certain organizations seeking public benefit monies from the County of Erie.

**BE IT ENACTED** by the Legislature of the County of Erie as follows:

Section 1. Legislative Intent. This local law is enacted to establish criteria that must be met by certain organizations requesting public benefit funding from the County of Erie, which do not have objects, and purposes that fit within the legal framework created by Article 5 of the County Law. The criteria set forth herein is intended to expand, to some degree, the types of organizations that may receive public benefit funding from the County.

Section 2. Qualifying Criteria. In addition to expenditures otherwise authorized by federal, state and local laws, the County of Erie may pay public benefit monies to entities that meet the following qualifications:

- A. municipalities located within the County of Erie that seek funding for programs or initiatives that promote the growth or prosperity of business opportunities/districts, public health, well-being or safety or that promote regionalism and cooperation between municipal entities;
- B. organizations that provide food, shelter, counseling, medical services, educational services or recreation/athletic programs for residents of the County of Erie, especially youth, senior citizens or needy persons residing in the County of Erie; such organizations may provide an opportunity for individuals to take part in activities run by a for-profit entity;
- C. organizations that provide services to veterans and/or handicapped residing in the County of Erie;
- D. volunteer firefighter organizations;
- E. organizations that seek to preserve the ethnic and cultural heritage of the County of Erie or that seek to promote regionalism or re-build, beautify and strengthen neighborhoods within the County of Erie;
- F. organizations that foster economic development in the County of Erie or that promote tourism or sports/recreation in the area by attracting visitors/participants from outside the County of Erie and/or drawing attention to the area's natural resources;
- G. organizations that prevent and/or treat drug abuse, alcohol abuse and/or domestic violence;
- H. organizations that seek to promote literary or artistic endeavors in the County of Erie; and
- I. organizations that seek to rejuvenate the County of Erie and stem the population decline in the County by retaining our leaders of tomorrow.

Section 3. Additional Qualifying Criteria. The County of Erie may also pay public benefit monies to entities that, in general, serve a legitimate public purpose in their endeavors.

Section 4. Effective Date. This local law shall become effective on the date it is filed in the office of the Secretary of State.

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AL DeBENEDETTI  
 6<sup>th</sup> District

GREGORY P. FALKNER  
 9<sup>th</sup> District

JEANNE Z. CHASE  
 12<sup>th</sup> District

STEVEN P. McCARVILLE  
 13<sup>th</sup> District

ELISE M. CUSACK  
 14<sup>th</sup> District

BARRY A. WEINSTEIN  
 15<sup>th</sup> District

MICHAEL H. RANZENHOFER  
 16<sup>th</sup> District

DALE W. LARSON  
 17<sup>th</sup> District

LYNN MARINELLI  
 11<sup>th</sup> District

GEORGE HOLT  
 3<sup>rd</sup> District

CHARLES M. SWANICK  
 10<sup>th</sup> District

RAYMOND K. DUSZA  
 8<sup>th</sup> District

JUDITH P. FISHER  
 4<sup>th</sup> District

MARK J.F. SCHROEDER  
 2<sup>nd</sup> District

EDWARD J. KUWIK  
 1<sup>st</sup> District

DAVID DALE  
 5<sup>th</sup> District

CRYSTAL D. PEOPLES  
 7<sup>th</sup> District

MR. WEINSTEIN moved the approval of the resolution. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

Item 21 – CHAIRMAN DeBENEDETTI directed that Local Law No. 10 (Print #1) 2002 remain on the table.

**COMMITTEE REPORTS**

Item 22 – MR. RANZENHOFER presented the following resolution and moved for immediate consideration. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 418

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**ERIE COUNTY LEGISLATURE**

October 10, 2002

ECONOMIC DEVELOPMENT  
 COMMITTEE  
 REPORT NO. 15

ALL MEMBERS PRESENT. CHAIRMAN DeBENEDETTI PRESENT AS EX-OFFICIO MEMBER.

1. Item Page -2002 (Comm. 17E-23)

**COUNTY EXECUTIVE**

WHEREAS, International Marketplace serves to plan, encourage and facilitate private and public investment within the Grant/Ferry neighborhood community; and

WHEREAS, the International Marketplace has requested County funds to assist them in achieving their Mission, which includes ensuring a full-time police presence, securing foundation, business and community development funds, and organizing common marketing and promotional efforts to make the West Side a shopping destination; and

WHEREAS, based on a funding request from the International Marketplace, a not-for-profit organization, the County will provide \$2,000 in operational support.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into the necessary agreements to provide funds to this organization for purposes noted above; and be it further

RESOLVED, that funds in the amount of \$2,000 are hereby transferred from the Regionalism/Economic Development Fund (DAC 1109043038301299) to the following new subaccount under Contractual Agencies in Department 302, Public Benefit Agencies, as monitored by Environment and Planning:

International Marketplace	\$2,000
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and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, County Comptroller, Director of the Division of Budget, Management and Finance, the Commissioner of the Department of Environment and Planning, and the President of the International Marketplace, Joseph Tomasulo, located at 283 Grant Street, Buffalo, New York 14213.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

2. Item Page -2002 (Comm. 18E-7)

**COUNTY EXECUTIVE**

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**ERIE COUNTY LEGISLATURE**

WHEREAS, the Department of Public Works has been and continues to reorganize in order to best utilize staff, and

WHEREAS, for the past year the position of Account Clerk Typist (position no. 059284), a grade 4, has been unfilled, and

WHEREAS, as part of the reorganization, the Commissioner of Public Works has determined that the Account Clerk Typist position is better eliminated in favor of a Receptionist title, and

WHEREAS, as part of the reorganization, the Commissioner of Public Works has determined that it is in the best interest of the Department to change the Principal Clerk (grade 6) title (position number 274560) and the Account Clerk (grade 4) title (position number 059281), to two Payroll Clerks (grade 5), and

WHEREAS, after examining the work in the Buildings & Grounds Division, it has been determined that the Chief Stationary Engineer (grade 9) (position number 060640) position should be reclassified as an Office Planning & Implementation Manager (grade 11) and the Assistant Supervisor of Cleaning Services (grade 10) (position number 266004) should be reclassified as an Asbestos Coordinator (grade 12), and

WHEREAS, there is no variable minimum established for the position of Deputy Commissioner – Buildings & Grounds, and

WHEREAS, due to the responsibilities of the Deputy Commissioner – Buildings & Grounds, as compared to similar department positions, a variable minimum should be established, effective October 7, 2002, and

WHEREAS, in a resolution dated February 28, 2002, Communications No. 4E-54, a new position was created entitled Senior Project Manager – Federal Aid Projects, and

WHEREAS, there was no variable minimum established for the position of Senior Project Manager – Federal Aid Projects, and

WHEREAS, due to the requirements of the Senior Project Manager – Federal Aid Projects position, including education and professional licensure, it is very difficult to find candidates without an established variable minimum,

NOW, THEREFORE, BE IT,

RESOLVED, that the Erie County Legislature authorizes the deletion of the position of Account Clerk Typist (position no. 059284), a grade 4, and authorizes the creation of a Receptionist position, a grade 3, and be it further,

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RESOLVED, that the Erie County Legislature authorizes the establishing of a variable minimum of step 4 for the Senior Project Manager – Federal Aid Projects, and be it further,

RESOLVED, that the Erie County Legislature authorizes the establishing of a variable minimum of step 5 for the Deputy Commissioner – Buildings and Grounds, and be it further,

RESOLVED, that the Erie County Legislature authorizes the reclassification of the Principal Clerk (grade 6) title (position number 274560) and Account Clerk (grade 4) title, (position number 059281) to two Payroll Clerks (grade 5), and be it further,

RESOLVED, that the position of Chief Stationary Engineer (grade 9) (position number 060640) should be reclassified as an Office Planning & Implementation Manager (grade 11) and the position of Assistant Supervisor of Cleaning Services (grade 10) (position number 266004) should be reclassified as an Asbestos Coordinator (grade 12), and be it further,

RESOLVED, that two certified copies of this resolution shall be forwarded to the Commissioner of Public Works, the Commissioner of Personnel, the Director of Budget Management and Finance and the Office of the Comptroller.  
 (4-2) Legislators Kuwik and Larson in the negative. Chairman DeBenedetti present as Ex-Officio Member.

**MICHAEL H. RANZENHOFER**  
**CHAIRMAN**

MR. RANZENHOFER moved to separate item #2 and moved the approval of the balance of the report. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

MR. RANZENHOFER moved the approval of item #2. MR. WEINSTEIN seconded.

CHAIRMAN DeBENEDETTI directed that a roll call vote be taken.

AYES: DALE, DUSZA, FISHER, HOLT, MARINELLI, PEOPLES, SCHROEDER, CHASE, CUSACK, DeBENEDETTI, FALKNER, LARSON, McCARVILLE, RANZENHOFER, WEINSTEIN. NOES: KUWIK, SWANICK.

CARRIED. (WEIGHTED VOTE: 14.940-2.060)

Item 23 – MR. HOLT presented the following resolution and moved for immediate consideration. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.



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RESOLUTION NO. 419

October 10, 2002

ENERGY & ENVIRONMENT  
COMMITTEE  
REPORT NO. 14

ALL MEMBERS PRESENT. CHAIRMAN DeBENEDETTI PRESNET AS EX-OFFICIO MEMBER.

1. RESOLVED, that the following items are hereby received and filed.

	Item	Page	-2002	(Comm. 18D-3)
a.	<b>DEP:</b> SEQR – Solicitation for Lead Agency Status – 45 Oak Street & 100 North Division Street, City of Buffalo.			
	(6-0) Chairman DeBenedetti present as Ex-Officio Member.			

	Item	Page	-2002	(Comm. 18E-27)
b.	<b>COUNTY EXECUTIVE:</b> ECSD No. 4 – EC Sewer Agency Report Modification of Plans (2002).			
	(6-0) Chairman DeBenedetti present as Ex-Officio Member.			

				<b>AS AMENDED</b>
2.	Item	Page	-2001	(Comm. 1E-27)
	<b>COUNTY EXECUTIVE</b>			

RESOLUTION NO. 420-2002

BOND RESOLUTION DATED \_\_\_\_\_, 2002

BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING THE PREPARATION OF SURVEYS, PRELIMINARY AND DETAILED PLANS, SPECIFICATIONS AND ESTIMATES NECESSARY FOR PLANNING AN INCREASE AND IMPROVEMENT OF FACILITIES FOR ERIE COUNTY SEWER DISTRICT NO. 3, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,200,000, STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,200,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND PROVIDING FOR REIMBURSEMENT TO SAID COUNTY.

(Introduced) October 10, 2002  
(Adopted) \_\_\_\_\_, 2002

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Erie, New York (herein called “County”), is hereby

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authorized to undertake preparation of surveys, preliminary and detailed plans, specifications and estimates necessary for planning an increase and improvement of facilities for Erie County Sewer District No. 3, including specifications for the proposed CONSOLIDATION OF THE Village of Blasdell sanitary sewer service area and the Rush Creek interceptor with that of the Southtowns Sewage Treatment Facility. The estimated total cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,200,000, and said amount is hereby appropriated therefor. To the extent that the details set forth in this resolution are inconsistent with any details set forth in the 2002 Capital Budget of the County, such Budget shall be deemed and is hereby amended. The plan of financing includes the issuance of \$1,200,000 bonds of the County, and any bond anticipation notes issued in anticipation of the sale of said bonds, to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes, the said principal and interest to be reimbursed to the County by the assessment and levy on the real property in Erie County Sewer District No. 3.

Section 2. Bonds of the County in the principal amount of \$1,200,000 are hereby authorized to be issued for the specific object or purpose described in Section 1 hereof, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The period of probable usefulness of the object or purpose for which said bonds are authorized to be issued, within the limitations of Section 11.00 a. 62. of the Law, is five (5) years.

Section 4. The County intends to finance, and the Comptroller of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the object or purpose described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Bond Resolution, in the maximum amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of said Local Finance Law, and pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, and relative to prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Comptroller of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation

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notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Erie, payable as to both principal and interest by general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Resolution or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Resolution shall take effect immediately upon approval by the County Executive.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

3.     Item           Page           -2002           (Comm. 18E-8)  
**COUNTY EXECUTIVE**

WHEREAS, the County of Erie had secured the services of Bergmann Associates to complete Design and Construction Services; and

WHEREAS, the Erie County Division of Sewerage Management has advised the Legislature that all Engineering Services are now complete; and

WHEREAS, the Erie County Division of Sewerage Management has recommended the formal Close-Out of the A/E Agreement dated November 5, 1998 with Bergmann Associates, Engineers, Architects, Surveyors, P.C.

**NOW, THEREFORE, BE IT**

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RESOLVED, that the A/E Agreement dated November 5, 1998 between the County of Erie and Bergmann Associates, Engineers, Architects, Surveyors, P.C. be formally Closed-Out in the final contract amount of \$49,932.90; and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to Close-Out the contract encumbrances and cancel any balances relating to the A/E Agreement dated November 5, 1998 between the County of Erie and Bergmann Associates, Engineers, Architects, Surveyors, P.C.; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of this resolution to Charles J. Alessi, P.E., Department of Environment and Planning, and one (1) certified copy to Gregory Dudek, Assistant County Attorney, the Erie County Comptroller's Office and the Director of Budget, Management and Finance.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

4. Item Page -2002 (Comm. 18E-24)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management needs to retain an Engineer to provide the necessary services for the preparation of a web-based Operation and Maintenance Manual for Erie County Sewer District Nos. 1, 2, 4, & 5; and

WHEREAS, the Department of Environment and Planning has recommended the firm of Malcolm Pirnie, Inc., 40 Centre Drive, P.O. Box 1938, Buffalo, New York 14219.

NOW, THEREFORE, BE IT

RESOLVED, that the engineering firm of Malcolm Pirnie, Inc., be retained at a cost not to exceed \$170,583.37; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute an Agreement with the firm of Malcolm Pirnie, Inc., 40 Centre Drive, P.O. Box 1938, Buffalo, New York 14219 to provide the needed services subject to approval as to form by the County Attorney; and be it further

RESOLVED, that the County Comptroller be authorized to allocate \$170,583.37 from the Sewer Districts Capital Projects; as follows:

<u>ECSD No. 1</u>	430-694	\$27,612.07
<u>ECSD No. 2</u>	430-533	\$91,691.73
<u>ECSD No. 4</u>	430-693	\$40,234.74

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ECSD No. 5      430-798      \$11,044.83

and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two certified copies of this resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning; one copy to Nancy Naples, Erie County Comptroller; Gregory Dudek, Assistant County Attorney and Joseph Passafiume, Director Budget and Management.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

5.      Item              Page              -2002              (Comm. 18E-25)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Legislature had awarded Contract "A", to Paul J. Gallo Contracting, Inc. for the Erie County Sewer District No. 2, 18 Mile Creek/Sweetland Pumping Station Modifications and Site Improvements Project; and

WHEREAS, the Erie County Division of Sewerage Management has advised the Legislature that all scheduled improvements are now completed; and

WHEREAS, the Erie County Division of Sewerage Management has recommended the acceptance of Contract "A" in the final contract amount of \$779,334.08 which includes Change Order No. A-3 (final) a decrease of \$12,794.86, and approval for final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract "A" between the County of Erie and Paul J. Gallo Contracting, Inc., 4244 Ridge Lea Road, Amherst, New York 14226 is accepted in the amount of \$779,334.08, which includes Change Order No. A-3 (final) a decrease of \$12,794.86, and final payment is approved; and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to finalize Contract "A" between the County of Erie and Paul J. Gallo Contracting, Inc. in the amount of \$779,334.08 and make final payment from Erie County Sewer District No.2, Fund No. 430, Project No. 147; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of this resolution to Charles J. Alessi, P.E., Department of Environment and Planning, and one certified copy to the Director of Budget and Management, Erie County Comptroller's Office and Gregory Dudek, Assistant County Attorney.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

6.      Item              Page              -2002              (Comm. 18E-26)

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WHEREAS, there are insufficient funds presently available in the Utility (water) Account of Erie County Sewer District No. 3/Southtowns Sewage Treatment Agency for the 2002 Budget Year; and

WHEREAS, due to a new process being instituted at the Southtowns Sewage Treatment Agency that will ultimately realize a cost savings of \$100,000 per year but requires additional water usage during the treatment process.

NOW, THEREFORE, BE IT

RESOLVED, that the following amount be transferred to adequately provide funds to make payments from the Utility (water) Account for the remainder of the 2002 Budget Year in a timely manner:

The amount of \$20,000.00 from Fund 220, Project 853, Department 830, Account 823, Repairs and Maintenance to Fund 220, Project 853, Department 830, Account 820, Utility Charges; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send certified copies of this resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, the Director of Budget and Management and the Erie County Comptroller.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

**GEORGE A. HOLT, JR.**  
**CHAIRMAN**

MR. HOLT moved to separate item #2 and moved the approval of the balance of the report.  
 MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

MR. HOLT moved the approval of item #2. MR. WEINSTEIN seconded.

CHAIRMAN DeBENEDETTI directed that a roll call vote be taken.

AYES: DALE, DUSZA, FISHER, HOLT, KUWIK, MARINELLI, PEOPLES, SCHROEDER, SWANICK, CHASE, CUSACK, DeBENEDETTI, FALKNER, LARSON, McCARVILLE, RANZENHOFER, WEINSTEIN.

CARRIED UNANIMOUSLY.

Item 24 – MR. LARSON presented the following resolution and moved for immediate consideration. MR. WEINSTEIN seconded.

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CARRIED UNANIMOUSLY.

RESOLUTION NO. 421

October 10, 2002

FINANCE & MANAGEMENT  
 COMMITTEE  
 REPORT NO. 13

ALL MEMBERS PRESENT. CHAIRMAN DeBENEDETTI PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, that the following items are hereby received and filed.

Item Page -2002 (Comm. 17E-1)  
 a. **COMPTROLLER:** Apportionment & Distribution of 4% Sales Tax Received by Erie County from New York State for August.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

Item Page -2002 (Comm. 17E-3)  
 b. **COMPTROLLER:** Notice of Plan to Close of Bond & Note Sale Transactions.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

Item Page -2002 (Comm. 18E-2)  
 c. **COMPTROLLER:** Apportionment & Distribution of 4% Sales Tax Revenue Received by Erie County from NYS for 9/02.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

2. Item Page -2001 **AS AMENDED**  
 (Comm. 1D-9A)  
**BUDGET, MANAGEMENT & FINANCE:** OPEN ITEM: Correction of Errors on Petitions.

(A)

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

Email Document is 202987

WHEREAS, the Director has investigated the validity of such Applications ( see attached listing ) now therefore be it ,

RESOLVED, that petitions numbered 202985 through 202987 inclusive Be hereby approved or **DENIED** based upon the recommendation of the **Director Of Real Property Services** and be charged back to the applicable Towns And / or Cities

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

Petition No . 202985 / 99/00 – ASSESSOR – Refund - \$151.95

SBL No. 58.00-2-10.41 – TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 151.95 - Town/Special Dist/ School

Charge to : BASIC STAR EXEMPTION \$151.95

REFUND – CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 10,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

CLARENCE CENTRAL

CHECK IN FAVOR OF: BRUCE & BARBARA BONHOFF

**PETITION IS DENIED. APPLICATION MUST BE RECEIVED WITH 3 YEARS OF THE SCHOOL TAX WARRANT. APPLICATION WAS RECEIVED ON OCTOBER 4,2002. APPLICATION HAD TO BE RECEIVED BY SEPTEMBER 14, 2002.**

Petition No 202986 / 9900 - ASSESSOR – REFUND - \$151.95

SBL NO 70.12-5-12 – TOWN OF CLARENCE

Acct. No. 112 - \$ .00 County

Acct No. 132 - \$ 151.95 – Town/Special Dist/ School

Charge to : Basic Star Exemption

REFUND – CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 10,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

CLARENCE CENTRAL

CHECK IN FAVOR OF: RICHARD & KATHRYN DUDKOWSKI

**PETITION IS DENIED. APPLICATION MUST BE RECEIVED WITH THREE YEARS OF THE SCHOOL TAX WARRANT. APPLICATION WAS RECEIVED ON OCTOBER 4, 2002. APPLICATION HAD TO BE RECEIVED BY SEPTEMBER 14, 2002.**

PETITION No. 202987 / 0203 – ASSESSOR – CANCEL - \$264.89



**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

SBL NO. 94.17-1-23 - TOWN OF LANCASTER

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 264.89 - Town / Special Dist/ School

Charge to : Lancaster Central School Dist

CANCEL – CLERICAL ERROR, THE SQUARE FOOTAGE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSED VALUE USED WAS 170,000 AND SHOULD BE 156,000. RPTL 550(2)G

**PETITION IS DENIED. THIS IS A VALUATION ISSUE AND WILL HAVE TO BE CORRECTED BY THE BOARD OF REVIEW DURING THE JUNE MEETING.**

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

(B)

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

email document is 202987

WHEREAS, the Director has investigated the validity of such applications ( see attached listing ) now therefore be it ,

RESOLVED, that petitions numbered 202899 through 202984 inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Services and be charged back to the applicable Towns and / or Cities.

Petition No. 202899 / 203 - ASSESSOR - Cancel - \$446.10

SBL No. 97.00-1-5 - TOWN OF ALDEN

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 446.10 - Town/SpecialDist/School

Charge to : ALDEN CENTRAL 446.10

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 150,400 AND SHOULD BE 135,360. RPTL 550(2)A

Petition No. 202900 / 203 - ASSESSOR - Cancel - \$19.04

SBL No. 26.12-3-20 - TOWN OF AMHERST

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 19.04 - Town/SpecialDist/School

Charge to : SWEET HOME CENTRAL 19.04

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 100,000 AND SHOULD BE 98,500.  
 RPTL 550(2)A

Petition No. 202901 / 203 - ASSESSOR - Cancel - \$380.90

SBL No. 55.17-5-7 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 380.90 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 380.90

CANCEL - CLERICAL ERROR, THE PARCEL WAS ENTITLED TO THE BASIC STAR EXEMPTION IN THE AMOUNT OF 30,000 AND WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

SWEET HOME CENTRAL

Petition No. 202902 / 203 - ASSESSOR - Cancel - \$582.44

SBL No. 56.62-1-1./70H7 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 582.44 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 582.44

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

WILLIAMSVILLE CENTRAL

Petition No. 202903 / 203 - ASSESSOR - Cancel - \$662.64

SBL No. 67.64-2-10 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 662.64 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 662.64

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM  
 THE TAX ROLL. RPTL 550(2)C

AMHERST CENTRAL

Petition No. 202904 / 203 - ASSESSOR - Cancel - \$662.64

SBL No. 67.64-4-7 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 662.64 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 662.64

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF  
 30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM  
 THE TAX ROLL. RPTL 550(2)C

AMHERST CENTRAL

Petition No. 202905 / 203 - ASSESSOR - Cancel - \$582.45

SBL No. 68.07-3-23./A - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 582.45 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 582.45

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF  
 30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM  
 THE TAX ROLL. RPTL 550(2)C

WILLIAMSVILLE CENTRAL

Petition No. 202906 / 203 - ASSESSOR - Cancel - \$662.65

SBL No. 68.13-9-1 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 662.65 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 662.65

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF  
 30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM  
 THE TAX ROLL. RPTL 550(2)C

AMHERST CENTRAL

Petition No. 202907 / 203 - ASSESSOR - Cancel - \$582.44

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

SBL No. 80.12-5-4 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 582.44 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 582.44

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202908 / 203 - ASSESSOR - Cancel - \$572.88

SBL No. 164.20-2-37 - TOWN OF AURORA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 572.88 - Town/SpecialDist/School

Charge to : EAST AURORA UNION 572.88

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 8,325 SHOULD BE IN THE AMOUNT OF 27,750. RPTL 550(2)B

Petition No. 202909 / 203 - ASSESSOR - Cancel - \$460.49

SBL No. 211.13-1-45 - TOWN OF BOSTON

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 460.49 - Town/SpecialDist/School

Charge to : HAMBURG CENTRAL 460.49

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 19,020 (30%) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202910 / 203 - ASSESSOR - Cancel - \$876.28

SBL No. 258.06-3-17 - TOWN OF BOSTON

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 876.28 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 876.28

CANCEL - CLERICAL ERROR, THE ENHANCED STAR IN THE AMOUNT OF 36,310 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C SPRINGVILLE- GRIFFITH

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

Petition No. 202911 / 203 - ASSESSOR - Cancel - \$4,009.83

SBL No. 555.00-12-1-1 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 4,009.83 - Town/SpecialDist/School

Charge to : LAKE SHORE CENTRAL 4,009.83

CANCEL - UNLAWFUL ENTRY, THE SPECIAL FRANCHISE CERIFICATE SETS THE ASSESSED VALUE AT 2,163,079 NOT 2,491,476. RPTL 550(3)E

Petition No. 202912 / 203 - ASSESSOR - Cancel - \$2,200.93

SBL No. 555.00-12-1.2 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 2,200.93 - Town/SpecialDist/School

Charge to : NORTH COLLINS CENT 2,200.93

CANCEL - UNLAWFUL ENTRY, THE ASSESSED VALUE OF 797,272 EXCEEDS THAT SET BY THE STATE BOARD OF . THE AMOUNT SET IS 692,185. RPTL 550(3)E

Petition No. 202913 / 203 - ASSESSOR - Cancel - \$119.61

SBL No. 555.00-12-1.3 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 119.61 - Town/SpecialDist/School

Charge to : SILVER CRK CENTRAL 119.61

CANCEL - UNLAWFUL ENTRY, THE ASSESSED VALUE OF 49,830 EXCEEDS THAT SET BY THE STATE BOARD. THE AMOUNT SET IS 43,262. RPTL 550(3)E

Petition No. 202914 / 203 - ASSESSOR - Cancel - \$25.27

SBL No. 555.00-11-1 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 25.27 - Town/SpecialDist/School

Charge to : LAKE SHORE CENTRAL 25.27

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

CANCEL - UNLAWFUL ENTRY, THE ASSESSED VALUE OF 286,355 EXCEEDS THAT SET BY THE STATE BOARD. THE AMOUNT SET IS 284,989. RPTL 550(3)E

Petition No. 202915 / 203 - ASSESSOR - Cancel - \$2,420.49

SBL No. 555.00-11-1.1 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 2,420.49 - Town/SpecialDist/School

Charge to : LAKE SHORE CENTRAL 2,420.49

CANCEL - UNLAWFUL ENTRY, THE ASSESSED VALUE OF 602,122 EXCEEDS THAT SET BY THE STATE BOARD. THE AMOUNT SET IS 471,288. RPTL 550(2)E

Petition No. 202916 / 203 - ASSESSOR - Cancel - \$3,964.88

SBL No. 555.00-11-1.1 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 3,964.88 - Town/SpecialDist/School

Charge to : LAKE SHORE CENTRAL 3,964.88

CANCEL - UNLAWFUL ENTRY, THE ASSESSED VALUE OF 959,543 EXCEEDS THAT SET BY THE STATE BOARD. THE AMOUNT SET IS 745,231. RPTL 550(3)E

Petition No. 202917 / 203 - ASSESSOR - Cancel - \$1,229.57

SBL No. 555.00-11-1.2 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 1,229.57 - Town/SpecialDist/School

Charge to : NORTH COLLINS CENT 1,229.57

CANCEL - UNLAWFUL ENTRY, THE ASSESSED VALUE OF 262,854 EXCEEDS THAT SET BY THE STATE BOARD. THE AMOUNT SET IS 204,146. RPTL 550(3)E

Petition No. 202918 / 203 - ASSESSOR - Cancel - \$217.96

SBL No. 555.00-11-1.3 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 217.96 - Town/SpecialDist/School

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

Charge to : SILVER CRK CENTRAL 217.96

CANCEL - UNLAWFUL ENTRY, THE ASSESSED VALUE OF 53,591 EXCEEDS THAT SET BY THE STATE BOARD. THE AMOUNT SET IS 41,622. RPTL 550(3)E

Petition No. 202919 / 203 - ASSESSOR - Cancel - \$1,412.90

SBL No. 555.00-65-1.2 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 1,412.90 - Town/SpecialDist/School

Charge to : NORTH COLLINS CENT 1,412.90

CANCEL - UNLAWFUL ENTRY, THE ASSESSED VALUE OF 310,469 EXCEEDS THAT SET BY THE STATE BOARD. THE AMOUNT SET IS 243,008. RPTL 550(3)E

Petition No. 202920 / 203 - ASSESSOR - Cancel - \$111.70

SBL No. 555.00-65-1.3 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 111.70 - Town/SpecialDist/School

Charge to : SILVER CRK CENTRAL 111.70

CANCEL - UNLAWFUL ENTRY, THE ASSESSED VALUE OF 28,225 EXCEEDS THAT SET BY THE STATE BOARD. THE AMOUNT SET IS 22,091. RPTL 550(3)E

Petition No. 202921 / 203 - ASSESSOR - Cancel - \$365.25

SBL No. 80.20-1-12 - TOWN OF CHEEKTOWAGA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 365.25 - Town/SpecialDist/School

Charge to : CHEEK. UNION #2 365.25

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 14,220 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202922 / 203 - ASSESSOR - Cancel - \$442.65

SBL No. 91.06-8-36 - TOWN OF CHEEKTOWAGA

Acct. No. 112 - \$ 0.00 - County

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

Acct. No. 132 - \$ 442.65 - Town/SpecialDist/School

Charge to : CHEEK. UNION #3 442.65

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 18,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202923 / 203 - ASSESSOR - Cancel - \$175.00

SBL No. 101.28-11-17 - TOWN OF CHEEKTOWAGA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 175.00 - Town/SpecialDist/School

Charge to : CHEEKTO. CENTRAL 175.00

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 16,830 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202924 / 203 - ASSESSOR - Cancel - \$468.58

SBL No. 102.46-1-28 - TOWN OF CHEEKTOWAGA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 468.58 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 468.58

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 19,500 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202925 / 203 - ASSESSOR - Cancel - \$500.87

SBL No. 103.06-6-15 - TOWN OF CHEEKTOWAGA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 500.87 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 500.87

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 19,500 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

MARYVALE CENTRAL



**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

Petition No. 202926 / 203 - ASSESSOR - Cancel - \$677.29

SBL No. 113.29-1-7 - TOWN OF CHEEKTOWAGA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 677.29 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 677.29

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF  
 19,500 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE  
 TAX ROLL. RPTL 550(2)C  
 UNION FREE SCHOOL DISTRICT (SLOAN)

Petition No. 202927 / 203 - ASSESSOR - Cancel - \$507.10

SBL No. 113.37-1-22 - TOWN OF CHEEKTOWAGA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 507.10 - Town/SpecialDist/School

Charge to : SLOAN UNION #9 507.10

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF  
 23,550 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM  
 THE TAX ROLL. RPTL 550(2)C

Petition No. 202928 / 203 - ASSESSOR - Cancel - \$503.89

SBL No. 125.11-15-16 - TOWN OF CHEEKTOWAGA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 503.89 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 503.89

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF  
 19,500 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM  
 THE TAX ROLL. RPTL 550(2)C

Petition No. 202929 / 203 - ASSESSOR - Cancel - \$497.16

SBL No. 30.00-3-42.2 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 497.16 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 497.16

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

CLARENCE CENTRAL

Petition No. 202930 / 203 - ASSESSOR - Cancel - \$435.51

SBL No. 30.00-4-2.1 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 435.51 - Town/SpecialDist/School

Charge to : CLARENCE CENTRAL 435.51

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 26,280 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202931 / 203 - ASSESSOR - Cancel - \$337.81

SBL No. 57.17-2-30 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 337.81 - Town/SpecialDist/School

Charge to : WILLIAMSVILLE CENT 337.81

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 20,000 AND SHOULD BE 2,600. RPTL 550(2)C

Petition No. 202932 / 9900 - ASSESSOR - Refund - \$151.95

SBL No. 58.00-2-10.41 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 151.95 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 151.95

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 10,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C CLARENCE CENTRAL  
 CHECK IN FAVOR OF: BRUCE & BARBARA BONHOFF

Petition No. 202933 / 1 - ASSESSOR - Cancel - \$304.75

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

SBL No. 58.00-2-10.41 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 304.75 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 304.75

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF  
 20,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE  
 TAX ROLL. RPTL 550(2)C

CLARENCE CENTRAL

Petition No. 202934 / 203 - ASSESSOR - Cancel - \$497.16

SBL No. 58.13-1-4 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 497.16 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 497.16

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF

30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM  
 THE TAX ROLL. RPTL 550(2)C

Petition No. 202935 / 1 - ASSESSOR - Refund - \$457.12

SBL No. 70.12-5-12 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 457.12 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 457.12

REFUND- CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF  
 30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR  
 FROM THE TAX ROLL. RPTL 550(2)C CLARENCE CENTRAL  
 CHECK IN FAVOR OF: RICHARD & KATHRYN DUDKOWSKI

Petition No. 202936 / 102 - ASSESSOR - Refund - \$476.51

SBL No. 70.12-5-12 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 476.51 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 476.51

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C CLARENCE CENTRAL  
 CHECK IN FAVOR OF: RICHARD & KATHRYN DUDKOWSKI

Petition No. 202937 / 203 - ASSESSOR - Cancel - \$497.16

SBL No. 70.12-5-12 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 497.16 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 497.16

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202938 / 203 - ASSESSOR - Cancel - \$661.23

SBL No. 70.18-5-23.1 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 661.23 - Town/SpecialDist/School

Charge to : CLARENCE CENTRAL 661.23

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 40,000 AND SHOULD BE 100. RPTL 550(2)A

Petition No. 202939 / 203 - ASSESSOR - Cancel - \$828.60

SBL No. 70.18-6-24.1 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 828.60 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 828.60

CANCEL - CLERICAL ERROR, THE ENHANCED STAR EXEMPTION IN THE AMOUNT OF 50,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C  
 CLARENCE CENTRAL

Petition No. 202940 / 203 - ASSESSOR - Cancel - \$497.16

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

SBL No. 82.11-1-14 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 497.16 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 497.16

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 30,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C CLARENCE CENTRAL

Petition No. 202941 / 203 - ASSESSOR - Cancel - \$580.19

SBL No. 215.00-4-21.41 - TOWN OF COLDEN

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 580.19 - Town/SpecialDist/School

Charge to : HOLLAND CENTRAL 580.19

CANCEL - CLERICSL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 148,600 AND SHOULD BE 122,700. RPTL 550(2)A

Petition No. 202942 / 203 - ASSESSOR - Cancel - \$460.35

SBL No. 245.00-3-14.2 - TOWN OF COLDEN

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 460.35 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 460.35

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 20,550 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

HOLLAND CENTRAL

Petition No. 202943 / 203 - ASSESSOR - Cancel - \$188.38

SBL No. 329.00-1-32.2 - TOWN OF COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 188.38 - Town/SpecialDist/School

Charge to : GOWANDA CENTRAL 188.38

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

CANCEL - CLERICAL ERROR, THIS PARCEL IS A DUPLICATE ENTRY. PARCEL IS LISTED BOTH IN THE VILLAGE AND TOWN. RPTL 550(2)F

Petition No. 202944 / 203 - ASSESSOR - Cancel - \$522.80

SBL No. 344.00-1-15.2 - TOWN OF COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 522.80 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 522.80

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 25,100 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C SPRINGVILLE GRIFFITH

Petition No. 202945 / 203 - ASSESSOR - Cancel - \$433.93

SBL No. 349.11-3-10 - TOWN OF COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 433.93 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 433.93

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 25,100 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

GOWANDA CENTRAL SCHOOL DISTRICT

Petition No. 202946 / 203 - ASSESSOR - Cancel - \$107.44

SBL No. 351.00-2-10.2 - TOWN OF COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 107.44 - Town/SpecialDist/School

Charge to : TOWN OF COLLINS 0.50  
 GOWANDA CENTRAL 106.94

CANCEL - CLERICAL ERROR, THE ASSESSMENT WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSED VALUE WAS 95,000 AND SHOULD BE 88,100. RPTL 550(2)A

Petition No. 202947 / 203 - ASSESSOR - Cancel - \$413.80

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

SBL No. 275.00-1-17.112 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 413.80 - Town/SpecialDist/School

Charge to : SPRING-GRIFFITH 413.80

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 80,190 AND SHOULD BE 64,690.  
 RPTL 550(2)A

Petition No. 202948 / 203 - ASSESSOR - Cancel - \$945.07

SBL No. 335.18-3-24 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 945.07 - Town/SpecialDist/School

Charge to : SPRING-GRIFFITH 945.07

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 35,400 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202949 / 203 - ASSESSOR - Cancel - \$945.07

SBL No. 335.18-3-24 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 945.07 - Town/SpecialDist/School

Charge to : SPRING-GRIFFITH 945.07

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 35,400 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202950 / 203 - ASSESSOR - Cancel - \$331.05

SBL No. 335.19-5-22 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 331.05 - Town/SpecialDist/School

Charge to : SPRING-GRIFFITH 331.05

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 56,400 AND SHOULD BE 44,400.

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

RPTL 550(2)A

Petition No. 202951 / 203 - ASSESSOR - Cancel - \$8,805.83

SBL No. 666.00-13-2 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 8,805.83 - Town/SpecialDist/School

Charge to : SPRING-GRIFFITH 8,805.83

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 1,503,200 AND SHOULD BE 1,173,400.  
 RPTL 550(2)A

Petition No. 202952 / 203 - ASSESSOR - Cancel - \$505.15

SBL No. 209.00-4-5 - TOWN OF EDEN

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 505.15 - Town/SpecialDist/School

Charge to : EDEN CENTRAL 505.15

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 29,600 (25%) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202953 / 203 - ASSESSOR - Cancel - \$767.96

SBL No. 238.07-2-24.1 - TOWN OF EDEN

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 767.96 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 767.96

CANCEL - CLERICAL ERROR, THE ENHANCED STAR EXEMPTION IN THE AMOUNT OF 45,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202954 / 23 - ASSESSOR - Cancel - \$767.96

SBL No. 256.00-1-8 - TOWN OF EDEN

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 767.96 - Town/SpecialDist/School



**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

Charge to : EDEN CENTRAL

767.96

CANCEL - CLERICAL ERROR, THE ENHANCED STAR EXEMPTION IN THE AMOUNT OF 45,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202955 / 203 - ASSESSOR - Cancel - \$304.59

SBL No. 237.00-4-23 - TOWN OF EVANS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 304.59 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI

304.59

CANCEL - CLERICAL ERROR, THE ENHANCED STAR EXEMPTION IN THE AMOUNT OF 40,400 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

EDEN CENTRAL

Petition No. 202956 / 203 - ASSESSOR - Cancel - \$227.51

SBL No. 159.19-1-20./A - TOWN OF HAMBURG

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 227.51 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION

227.51

CANCEL - CLERICAL ERROR, THE BASIC STAR WAS MISCALCULATED ON THE TRAILER PARK EXEMPTION 972,000. THE CORRECT AMOUNT IS 960,000. RPTL 550(2)C

Petition No. 202957 / 203 - ASSESSOR - Cancel - \$470.74

SBL No. 170.68-2-47 - TOWN OF HAMBURG

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 470.74 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION

470.74

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 24,830 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202958 / 102 - ASSESSOR - Refund - \$181.20

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

SBL No. 22.00-1-11.1 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 181.20 - Town/SpecialDist/School

Charge to : AKRON CENTRAL 181.20

REFUND - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 20,828 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C  
 CHECK IN FAVOR OF: WILLARD CUMMINGS

Petition No. 202959 / 2002 - ASSESSOR - Refund - \$133.68

SBL No. 22.00-1-11.1 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 100.45 - County

Acct. No. 132 - \$ 33.23 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD 33.23

REFUND - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 20,331 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C  
 CHECK IN FAVOR OF: WILLARD CUMMINGS

Petition No. 202960 / 203 - ASSESSOR - Cancel - \$312.14

SBL No. 22.00-1-11.1 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 312.14 - Town/SpecialDist/School

Charge to : AKRON CENTRAL 312.14

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 20,331 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202961 / 203 - ASSESSOR - Cancel - \$547.57

SBL No. 174.13-1-5 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 547.57 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 547.57

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 23,810 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

ORCHARD PARK CENTRAL

Petition No. 202962 / 203 - ASSESSOR - Cancel - \$547.57

SBL No. 184.00-2-39.2 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 547.57 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 547.57

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 23,810 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

ORCHARD PARK CENTRAL

Petition No. 202963 / 203 - ASSESSOR - Cancel - \$547.57

SBL No. 184.15-1-13 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 547.57 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 547.57

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 23,810 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202964 / 203 - ASSESSOR - Cancel - \$905.87

SBL No. 185.08-2-49 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 905.87 - Town/SpecialDist/School

Charge to : ORCH PARK CENTRAL 905.87

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSED VALUE WAS 172,890 AND SHOULD BE 133,500. RPTL 550(2)A.

Petition No. 202965/ 203 - ASSESSOR - Cancel - \$1,186.66

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

SBL No. 198.00-1-50 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 1,186.66 - Town/SpecialDist/School

Charge to : ORCH PARK CENTRAL 1,186.66

CANCEL - CLERICAL ERROR, THIS PARCEL IS A DUPLICATE ENTRY ON THE TAX ROLL. THE SBL IS 198.00-1-50.1. RPTL 550(2)F

Petition No. 202966 / 203 - ASSESSOR - Cancel - \$40.92

SBL No. 311.08-1-2 - TOWN OF SARDINIA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 40.92 - Town/SpecialDist/School

Charge to : PIONEER CENTRAL 40.92

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 75,000 AND SHOULD BE 72,000. RPTL 550(2)A

Petition No. 202967 / 203 - ASSESSOR - Cancel - \$605.06

SBL No. 66.25-3-16 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 605.06 - Town/SpecialDist/School

Charge to : KEN-TON UNION FREE 605.06

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 19,775 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202968 / 203 - ASSESSOR - Cancel - \$430.82

SBL No. 66.36-1-3 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 430.82 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 430.82

CANCEL - CLERICAL ERROR, THE ENHANCED STAR IN THE AMOUNT OF 35,210 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

ROLL. RPTL 550(2)C

Petition No. 202969 / 203 - ASSESSOR - Cancel - \$646.53

SBL No. 77.28-3-26 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 646.53 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 646.53

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 21,130 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

KENMORE- TONAWANDA SCHOOL DISTRICT

Petition No. 202970 / 203 - ASSESSOR - Cancel - \$646.53

SBL No. 78.23-1-46 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 646.53 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 646.53

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 21,130 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

KENMORE TONAWANDA SCHOOL DISTRICT

Petition No. 202971 / 203 - ASSESSOR - Cancel - \$256.95

SBL No. 179.00-2-8 - TOWN OF WALES

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 256.95 - Town/SpecialDist/School

Charge to : IROQUOIS CENTRAL 256.95

CANCEL - CLERICAL ERROR, THE AGED EXEMPTION IN THE AMOUNT OF 14,560 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202972 / 203 - ASSESSOR - Cancel - \$1,143.22

SBL No. 134.19-5-14 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

Acct. No. 132 - \$ 1,143.22 - Town/SpecialDist/School

Charge to : WEST SENECA CENT 240.52  
 NYS STAR ENHANCED EXEMPTI 902.70

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 21,650  
 AND THE ENHANCED STAR EXEMPTION IN THE AMOUNT OF 31,440 THAT THIS  
 PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL.  
 RPTL 550(2)C WEST SENECA CENTRAL

Petition No. 202973/ 203 - ASSESSOR - Cancel - \$505.33

SBL No. 142.16-9-4.2 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 505.33 - Town/SpecialDist/School

Charge to : WEST SENECA CENT 505.33

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY  
 ON THE TAX ROLL. THE ASSESSMENT WAS 38,000 AND SHOULD BE 20,400.  
 RPTL 550(2)A

Petition No. 202974 / 203 - ASSESSOR - Cancel - \$698.41

SBL No. 124.18-1-31 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 698.41 - Town/SpecialDist/School

Charge to : WEST SENECA CENT 698.41

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF  
 10,425 SHOULD BE IN THE AMOUNT OF 34,750 (50%). RPTL 550(2)B

Petition No. 202975 / 203 - ASSESSOR - Cancel - \$424.36

SBL No. 125.17-4-25 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 424.36 - Town/SpecialDist/School

Charge to : WEST SENECA CENT 424.36

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF  
 14,780 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM  
 THE TAX ROLL. RPTL 550(2)C

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

Petition No. 202976 / 203 - ASSESSOR - Cancel - \$2,879.79

SBL No. 142.16-9-5 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 2,879.79 - Town/SpecialDist/School

Charge to : WEST SENECA CENT 2,879.79

CANCEL - CLERICAL ERROR, THE ASSESSMENT WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSED VALUE WAS 203,700 AND SHOULD BE 103,400.  
 RPTL 550(2)A

Petition No. 202977 / 203 - ASSESSOR - Cancel - \$3,442.55

SBL No. 143.06-4-2.1 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 3,442.55 - Town/SpecialDist/School

Charge to : WEST SENECA CENT 3,442.55

CANCEL - CLERICAL ERROR, THE ASSESSMENT WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSED VALUE WAS 400,000 AND SHOULD BE 280,000.  
 RPTL 550(2)A

Petition No. 202978 / 102 - ASSESSOR - Refund - \$547.18

SBL No. 143.12-5-38 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 547.18 - Town/SpecialDist/School

Charge to : WEST SENECA CENT 547.18

REFUND - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 25,500 (50%) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C  
 CHECK IN FAVOR OF: GENEVIEVE M MADDIGAN

Petition No. 202979 / 203 - ASSESSOR - Cancel - \$561.60

SBL No. 143.12-5-38 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 561.60 - Town/SpecialDist/School

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

Charge to : WEST SENECA CENT 561.60

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 25,500 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202980 / 203 - ASSESSOR - Cancel - \$361.19

SBL No. 142.15-3-36 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 361.19 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 361.19

CANCEL - CLERICAL ERROR, THIS PARCEL RECEIVED THE BASIC STAR IN THE AMOUNT OF 18,860 AND SHOULD HAVE RECEIVED THE ENHANCED STAR IN THE AMOUNT OF 31,440. RPTL 550(2)B

Petition No. 202981/ 203 - ASSESSOR - Cancel - \$944.62

SBL No. 143.15-4-18 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 944.62 - Town/SpecialDist/School

Charge to : WEST SENECA CENT 944.62

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 32,900 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202982 / 203 - ASSESSOR - Cancel - \$352.81

SBL No. 144.18-3-3 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 352.81 - Town/SpecialDist/School

Charge to : ORCH PARK CENTRAL 352.81

CANCEL - CLERICAL ERROR, THIS PARCEL RECEIVED THE BASIC STAR EXEMPTION IN THE AMOUNT OF 18,860 AND SHOULD HAVE RECEIVED THE 31,440 ENHANCED STAR EXEMPTION. RPTL 550(2)B

Petition No. 202983 / 203 - ASSESSOR - Cancel - \$782.46



**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

SBL No. 144.19-1-1./H8 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 782.46 - Town/SpecialDist/School

Charge to : ORCH PARK CENTRAL 391.23  
 NYS STAR ENHANCED EXEMPTI 391.23

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 13,950  
 AND THE ENHANCED STAR IN THE AMOUNT OF 31,440 WAS OMITTED IN ERROR  
 FROM THE TAX ROLL. RPTL 550(2)C

Petition No. 202984 / 203 - ASSESSOR - Cancel - \$3,873.45

SBL No. 555.00-14-4 - TOWN OF WEST SENECA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 3,873.45 - Town/SpecialDist/School

Charge to : NOT ON FILE 3,873.45

CANCEL - UNLAWFUL ENTRY, THE ASSESSED VALUE OF 100,348 EXCEEDS THAT  
 SET BY THE STATE BOARD. THE AMOUNT SET IS -121,736. RPTL 550(3)E

AND SECTION 608.3

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

3. Item Page -2002 **AS AMENDED**  
 (Comm. 14E-14)  
**COUNTY EXECUTIVE**

WHEREAS, the Division of Budget, Management and Finance did receive a request from David Hart who owns property adjoining the above County owned parcel of land to purchase this land, and

WHEREAS, this parcel was reviewed and approved for sale by the Advisory Review Committee, and

WHEREAS, this office has received no other interests in this property as a result of the canvassing of the Town of Amherst,

NOW, THEREFORE, BE IT RESOLVED, that the following parcel of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to David Hart, Hart Hotels Inc., 617 Dingens Street, Buffalo, New York, 14206, for the sum of Five Thousand and 00/100 Dollars (\$ 5,000.00).

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Amherst, County of Erie and State of New York being part of Farmlot 72, Township 12, Range 7, of the Holland Land Company's Survey.

BEGINNING at the intersection of the west line of Flint Road with the north line of said Lot No. 72; running thence westerly along the north line of Lot No. 72, a distance of 49.65 feet to the northeast corner of lands appropriated by The People of the State of New York by appropriation recorded in Erie County Clerk's Office in Liber 6785 of Deeds at page 200 and designated as Map No. 340, Parcel No. 343 of said appropriation; thence southerly at a southeast and interior angle of 89°54'00" and along the easterly line of land appropriated by The People of the State of New York as aforesaid, a distance of 50 feet to the southeast corner thereof; thence westerly along a line forming an interior angle of 265°19'20" with a last described line and along the southerly line of lands appropriated by The People of the State of New York as aforesaid a distance of 226.71 feet; thence easterly on an interior angle with the last described course of 7°31'28", 168 feet to an angle point; thence continuing easterly on an interior angle of 195°50'49", 107.90 feet to a point in the west line of Flint Road; thence northerly along the west line of Flint Road, 111 feet more or less to the north line of Lot 72 at the point of beginning.

Subject to any easements filed at the Erie County Clerk's Office.

Further described on Erie County Tax Maps as Section, Block and Lot No. 54.050-2-13.111. Intending to convey land acquired by Erie County as Serial No. 1546 in the County In Rem Tax Foreclosure Action No. 153, and be it further

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described properties to the aforesaid purchaser, and be it further

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

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

4. Item Page -2002 (Comm. 18E-16)

**COUNTY EXECUTIVE**

WHEREAS, the Division of Budget, Management and Finance did receive a request from Starr Wartinger and Raymond Wartinger who own property adjoining the above County owned parcel of land to purchase this land, and

WHEREAS, this parcel was reviewed and approved for sale by the Advisory Review Committee, and

WHEREAS, this office has received no other interests in this property as a result of the canvass letters sent to other adjacent property owners,

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**ERIE COUNTY LEGISLATURE**

NOW, THEREFORE, BE IT RESOLVED, that the following parcel of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to Starr and Raymond Wartinger, 271 Hyland Avenue, Depew, New York 14043 for the sum of Two Hundred Fifty and 00/100 Dollars (\$ 250.00).

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York being part of Farmlot 74, Township 11, Range 7 as Sublot 253 as shown on Map Cover 1575 and known on Erie County Tax Maps as Section, Block and Lot No. 92.150-5-18 (Carl Avenue 40.00 x 110.00)

Intending to convey those lands acquired by Erie County in In Rem 142, Serial 752 by deed filed July 14, 1987 in Liber 9737 Page 285 at the Erie County Clerk's Office, and be it further

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described properties to the aforesaid purchaser, and be it further

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

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

5. Item Page -2002 (Comm. 18E-17)

**COUNTY EXECUTIVE**

WHEREAS, the Division of Budget, Management and Finance did receive a request from Daniel and Lori Petrinc who own property adjoining the above County owned parcels of land to purchase this land, and

WHEREAS, these parcels were reviewed and approved for sale by the Advisory Review Committee, and

WHEREAS, this office has received no other interests in this property as a result of the canvass letters sent to other adjacent property owners,

NOW, THEREFORE, BE IT RESOLVED, that the following parcels of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to Daniel and Lori Petrinc, 5031 Thurston, Blasdell, New York 14219 for the sum of One Thousand Five Hundred and 00/100 Dollars (\$1,500.00)

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Hamburg, County of Erie and State of New York being part of Farmlot 33, Township 10, Range 7, Sublot 43 as shown on Map Cover 932 in the Erie County Clerk's Office and further described on Erie County Tax Maps as Section, Block and Lot No. 160.440-2-54 (Olympic Avenue 30.00 x 120.00).

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**ERIE COUNTY LEGISLATURE**

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Hamburg, County of Erie and State of New York being part of Farmlot 33, Township 10, Range 7, Sublot 44 as shown on Map Cover 932 in the Erie County Clerk's Office and further described on Erie County Tax Maps as Section, Block and Lot No. 160.440-2-55 (Olympic Avenue 30.00 x 120.00).

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Hamburg, County of Erie and State of New York being part of Farmlot 33, Township 10, Range 7, Sublot 45 as shown on Map Cover 932 in the Erie County Clerk's Office and further described on Erie County Tax Maps as Section, Block and Lot No. 160.440-2-56 (Olympic Avenue 30.00 x 120.00).

Intending to convey those lands acquired by Erie County as Serial Nos. 1412, 1413 and 1414 in the County In Rem No. 144 by deed filed January 31, 1989 in Liber 9979 at Page 152 at the Erie County Clerk's Office, and be it further

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described properties to the aforesaid purchaser, and be it further

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

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

6. Item Page -2002 (Comm. 18E-18)

**COUNTY EXECUTIVE**

WHEREAS, the Division of Budget, Management and Finance received a request from the Council member Shelly Schratz of the Town of Amherst regarding the referenced parcel, and

WHEREAS, this parcel was reviewed and approved for sale by the Advisory Review Committee, and

WHEREAS, this parcel will be used by the Town of Amherst as part of a public park for passive recreation, and

WHEREAS, the Town of Amherst understands that if it were to sell this parcel at a future date, the County of Erie would be entitled to share in the profit of that sale.

NOW, THEREFORE BE IT RESOLVED, that the following parcel of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to Town of Amherst, 5583 Main Street, Williamsville, New York 14221 for the sum of One and 00/100 Dollars (\$1.00).

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**ERIE COUNTY LEGISLATURE**

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Amherst, County of Erie and State of New York being part of Farmlot 13, Township 12, Range 7 and is further described on Erie County Tax Maps as Section, Block and Lot No. 68.130-4-24 (4743 Harlem Road 63.43 x 445.45 {no frontage}). Intending to convey all land acquired by Erie County as Serial No. 1851 in In Rem Tax Foreclosure Action 139 and filed in a deed at the Erie County Clerk's Office on July 5, 1983 in Liber 9239 at Page 273 and amended in a deed filed in the Erie County Clerk's Office on September 30, 1983 in Liber 9267 at Page 212, and be it further

RESOLVED, that the Erie County Executive is hereby authorized and directed to execute a quit claim deed conveying the interest of the County of Erie in the above described property to the aforesaid purchaser, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the County Comptroller, the County Attorney and the Finance Department.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

**DALE W. LARSON**  
**CHAIRMAN**

MR. LARSON moved the approval of the resolution. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

Item 25 – MS. CHASE presented the following resolution and moved for immediate consideration. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 422

October 10, 2002

PUBLIC SAFETY  
 COMMITTEE  
 REPORT NO. 11

ALL MEMBERS PRESENT.

1. Item Page -2002 (Comm. 18E-30)  
**SHERIFF**

WHEREAS, the Erie County Sheriff's Office has identified the need to increase the supervisory and support staffs of the Erie County Sheriff's Office requiring personnel adjustments in both the Sheriff's and Holding Center Divisions and,

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**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

WHEREAS, funding for these position adjustments will be offset by the positions deleted and positions that have remained vacant throughout 2002 therefore requiring no additional county funds.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office be authorized to create one Director of Public Accountability, Job Group 12, one Executive Assistant to the Sheriff, Job Group 9, one Junior Equal Employment Opportunity Specialist, Job Group 9, and one Chief Account Clerk Civil in the Sheriff's Division and be it further,

RESOLVED, that the Erie County Sheriff's Office be authorized to create one Assistant Director of Technical Services, Job Group 11, in the Holding Center Division and be it further,

RESOLVED, that the Erie County Sheriff's Office be authorized to upgrade the position of Chief of Technology and Technical Criminal Services in the Sheriff's Division from a Job Group 13 to a Job Group 14 and be it further,

RESOLVED, that the Erie County Sheriff's Office be authorized to delete one Detective Deputy, Job Group 9, two Data Entry Operator Part Time, Job Group 4 and one Account Clerk Typist Part Time, Job Group 4 from the Sheriff's Division and be it further,

RESOLVED, that certified copies be forwarded to the Division of Budget, Management, and Finance, Department of Personnel and the Office of the Sheriff for implementation.  
(5-0)

**JEANNE Z. CHASE**  
**CHAIRPERSON**

MS. CHASE moved the approval of the resolution. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

Item 26 – MR. McCARVILLE presented the following resolution and moved for immediate consideration. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 423

October 10, 2002

GOVERNMENT AFFAIRS  
COMMITTEE  
REPORT NO. 12

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

ALL MEMBERS PRESENT. CHAIRMAN DeBENEDETTI PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, that the following items are hereby received and filed.

Item Page -2002 (Comm. 18D-2)  
 a. **COUNTY ATTORNEY:** Notice of Claims.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

Item Page -2002 (Comm. 18D-12)  
 b. **COUNTY ATTORNEY:** Notice of Claim.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

Item Page -2002 (Comm. 18D-13)  
 c. **COUNTY ATTORNEY:** Notice of Claim.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

2. Item Page -2002 (Comm. 18E-12)  
**COUNTY EXECUTIVE**

WHEREAS, in October 2001, the Erie County Legislature authorized the County to contract with P & A Administrative Services to administer the Erie County Flexible Benefits and Tax Free Qualified Parking Plans, and

WHEREAS, the current Plan Year 2002 agreement with P & A Administrative Services expires on December 31, 2002, and

WHEREAS, on September 17, 2002, the Erie County Deferred Compensation Committee approved P & A Administrative Services to administer the Erie County Flexible Benefits and Tax Free Qualified Parking Plans for Plan Year 2003;

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the Erie County Executive to enter into a one (1) year agreement with P & A Administrative Services, Inc. to administer the Erie County Flexible Benefits and the Tax Free Qualified Parking Plans for the period from January 1, 2003 to December 31, 2003, and be it further

RESOLVED, that the source of funding for the employer-paid \$4.00 monthly fee per Flex spending account participant and the \$2.00 monthly fee per Tax Free Qualified Parking participant shall be the Department of Personnel's Contractual Expense appropriations, DAC 110 910 610 830, there being \$4,000.00 available for this purpose, and be it further

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**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that certified copies of this resolution be forwarded to Erie County's Flexible Benefits Committee, the Office of the Comptroller, the Division of Budget and Management, and the Department of Personnel.

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

3. Item Page -2002 (Comm. 18E-13)  
**COUNTY EXECUTIVE**

WHEREAS, the New York State Deferred Compensation Rules and Regulations allow participating local employers to enter into contracts with administrative organizations for a period not to exceed five (5) years, and

WHEREAS, the current contract to administer the Erie County Deferred Compensation Plan with Fidelity Investments expires October 31, 2002, and

WHEREAS, the Erie County Legislature in October 2001 approved the fourth one-year agreement of the (5) five years authorized by the New York State Deferred Compensation Board, and

WHEREAS, on September 17, 2002, the Erie County Deferred Compensation Committee approved the fifth one-year agreement with Fidelity Investments to administer our Deferred Compensation Plan;

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the Erie County Executive to extend the existing (5) five year contract for (1) one year with Fidelity Investments to administer the Erie County Deferred Compensation Plan for the period from November 1, 2002 to October 31, 2003; and be it further

RESOLVED, that copies of this resolution be sent to County Executive Joel A. Giambra; Budget Director, Joseph Passafiume; Personnel Commissioner, Leonard R. Lenihan; Nancy A. Naples, County Comptroller; Michael Bogulski (CSEA) and John Orlando (AFSCME).

(6-0) Chairman DeBenedetti present as Ex-Officio Member.

**STEVEN P. McCARVILLE**  
**CHAIRMAN**

MR. McCARVILLE moved the approval of the resolution. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

Item 27 – MR. WEINSTEIN presented the following resolution and moved for immediate consideration. MR. RANZENHOFER seconded.



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**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

CARRIED UNANIMOUSLY.

RESOLUTION NO. 424

October 10, 2002

HUMAN SERVICES  
 COMMITTEE  
 REPORT NO. 12

ALL MEMBERS PRESENT EXCEPT LEGISLATOR HOLT.

1. RESOLVED, that the following item is hereby received, filed and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

- |    |                          |      |       |                |
|----|--------------------------|------|-------|----------------|
|    | Item                     | Page | -2002 | (Comm. 17E-15) |
| a. | <b>COUNTY EXECUTIVE:</b> |      |       |                |
- Public Health Lab – Building BB Renovations at ECMC.  
 (4-0) Legislator Holt absent.

- |    |                         |      |       |               |
|----|-------------------------|------|-------|---------------|
|    | Item                    | Page | -2002 | (Comm. 17E-2) |
| 2. | <b>COUNTY EXECUTIVE</b> |      |       |               |

RESOLVED, that the Human Services Committee does hereby recommend that the full Legislature confirm the appointment of Anthony Iacono of 50 Hedge Lane, Lancaster, New York 14086 to the Erie County Medical Center Board of Managers for the remainder of the term ending December 31, 2006.

(4-0) Legislator Holt absent.

- |    |                         |      |       |                |
|----|-------------------------|------|-------|----------------|
|    | Item                    | Page | -2002 | (Comm. 17E-14) |
| 3. | <b>COUNTY EXECUTIVE</b> |      |       |                |

**WHEREAS**, the Erie County Legislature has already appropriated funds for the Community Services for the Elderly (CSE) grant and the Expanded In-home Services for the Elderly Program (EISEP), for the period April 1, 2002 to March 31, 2003, and

**WHEREAS**, The New York State Office for the Aging has notified the Department of Senior Services (Department) of final State allocations for these two grant programs, and

**WHEREAS**, the Department contracts with various licensed home care agencies to provide personal care, homemaker, and housekeeper services to frail elderly persons under EISEP, and

**WHEREAS**, the Department wishes to add Mercy Home Care of Western New York to the list of authorized providers, and

**WHEREAS**, the CSE and EISEP grant budgets are in need of revision.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the County Executive is hereby authorized to contract with Mercy Home Care of Western New York as an additional authorized EISEP home care provider as of October 1, 2002, and be it further

**RESOLVED**, that the CSE grant budget, Project 653, be revised as follows:

	<b>CURRENT</b>		<b>AMENDED</b>
	<b>BUDGET CHANGES</b>		<b>BUDGET</b>
<b>REVENUES</b>			
<b>Account Description</b>			
617 State Aid	\$946,347	<u>-\$12,485</u>	\$933,862
<b>TOTAL CHANGE</b>		<u><u>-\$12,485</u></u>	
<b>APPROPRIATIONS</b>			
826 Other Expenses	\$25,000	<u>-\$12,485</u>	\$12,515
<b>TOTAL CHANGE</b>		<u><u>-\$12,485</u></u>	

and be it further

**RESOLVED**, that the EISEP grant budget, Project 654, be revised as follows:

	<b>CURRENT</b>		<b>AMENDED</b>
	<b>BUDGET CHANGES</b>		<b>BUDGET</b>
<b>REVENUES</b>			
<b>Account Description</b>			
617 State Aid	\$1,458,676	<u>\$2,620</u>	\$1,461,296
<b>TOTAL CHANGE</b>		<u><u>\$2,620</u></u>	
<b>APPROPRIATIONS</b>			
805 Fringe Benefits	\$85,814	<u>\$2,620</u>	\$88,434
<b>TOTAL CHANGE</b>		<u><u>\$2,620</u></u>	

and be it further

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

(4-0) Legislator Holt absent.

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**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

WHEREAS, Hepatitis C is a liver disease caused by a bloodborne virus. Approximately 25% of people infected with Hepatitis C will become sick with jaundice, and fifty percent of these individuals may go on to develop chronic liver disease, and

WHEREAS, the Erie County Department of Health's Sexually Transmitted Disease Program and Public Health Laboratory are participating in a study on Hepatitis C Transmission in collaboration with the State University of New York at Buffalo's Research Institute on Addictions and the Prevention Research Center, a division of the Pacific Institute for Research and Evaluation (PIRE), and there are nursing, laboratory and data processing costs associated with the study, and

WHEREAS, the Health Department has received a revised grant award from Pacific Institute for Research and Evaluation (PIRE) in the amount of \$26,755 to cover these costs.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into a revised agreement with the Pacific Institute for Research and Evaluation (PIRE) to accept the revised grant to be budgeted as follows:

**HEPATITIS C TRANSMISSION STUDY**

8/1/02 - 7/31/03

**PROJECT #695**

<u>SFG</u>	<u>REVENUE</u>	<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>REVISED BUDGET</u>
521	OTHER UNCLASSIFIED	\$ 22,255	\$4,500	\$ 26,755
	<b>TOTAL</b>	<u>\$ 22,255</u>	<u>\$4,500</u>	<u>\$ 26,755</u>
	<b><u>EXPENSES</u></b>			
801	OVERTIME	\$ 500	\$2,500	\$ 3,000
814	MEDICAL & HEALTH SUP	2,000	1,000	3,000
821	DUES & FEES	3,000	0	3,000
825	OUT OF AREA TRAVEL	3,500	500	4,000
826	OTHER EXPENSES	3,500	500	4,000
8802720	INTERFUND - PH LAB	5,255	0	5,255
8805100	INTERFUND - DISS	1,000	-1,000	0
933	LAB & TECHNICAL EQUIP.	<u>3,500</u>	<u>1,000</u>	<u>4,500</u>
	<b>TOTAL</b>	<u>\$ 22,255</u>	<u>\$4,500</u>	<u>\$ 26,755</u>

and be it further

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**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that certified copies of this resolution be forwarded to the department of Health, the Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law.

(4-0) Legislator Holt absent.

5. Item Page -2002 (Comm. 17E-21)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Department of Health is lead agency of the Western New York Public Health Coalition, (WNY PHC) in an eight county collaborative effort to expand and improve access to prenatal and perinatal care for culturally diverse populations that experience significant disparities in infant mortality and overall health issues, and

WHEREAS, the New York State Department of Health has awarded a Medicaid Managed Care Provider grant totaling \$145,000 to the Erie County Department of Health to fund a grant proposal to improve health care access and health outcomes for culturally and linguistically diverse populations, and

WHEREAS, as a condition of the grant award, Erie County is required to subcontract with its co-applicant organizations: UB Family Medicine, Inc., International Institute of Buffalo, Inc., Buffalo Prenatal-Perinatal Task Force, Inc. and HealthforAll of WNY, Inc., and

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into an agreement with the New York State Department of Health to accept the grant budgeted as follows:

**Medicaid Managed Care Provider Grant**  
**10/1/02 – 9/30/03**

**SFG**

<b>ACCOUNT</b>	<b>REVENUE</b>	<b>BUDGET</b>
553	State Aid	<u>\$145,000</u>
	<b>TOTAL</b>	<u>\$145,000</u>
 <b>EXPENSES</b>		
830	Contractual - UB Family Medicine, Inc.	\$ 45,000
	Contractual - International Institute of Buffalo, Inc.	25,000
	Contractual - Buffalo Prenatal/Perinatal Task Force, Inc.	10,000
	Contractual - HealthforAll of WNY, Inc.	60,000
932	Office Equipment	<u>5,000</u>
	<b>TOTAL</b>	<u>\$145,000</u>

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a subcontract with the UB Family Medicine, Inc., in the amount \$45,000 for the purpose of project management and facilitation; the International Institute of Buffalo, Inc., in the amount of \$25,000 for the purpose of developing model recommendations for patient orientation material and process for three diversity target groups; Buffalo Prenatal-Perinatal Task Force, Inc. in the amount of \$10,000 for the purpose of data surveillance development of prenatal/perinatal health disparities for the eight counties of WNY, and HealthforAll of WNY, Inc., in the amount of \$60,000 for the purpose of housing culturally sensitive prenatal, risk reduction and translation services on the WNY HelpNet web-based directory, and be it further

RESOLVED, that the subcontracts with UB Family Medicine, Inc., International Institute of Buffalo, Inc., Buffalo Prenatal-Perinatal Task Force, Inc., and HealthforAll, of WNY, Inc. are special services which must be provided immediately and continuously, and therefore the RFP procedure required under Erie County Local Law No. 6, Section 19.08 of the Erie County Administrative Code, is hereby waived, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law.

(4-0) Legislator Holt absent.

6. Item Page -2002 (Comm. 17E-22)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Department's Medical Examiner's Office has a room utilized by grieving families identifying bodies of next of kin,

WHEREAS, this room is in dire need of re-furnishing and remodeling, and

WHEREAS, the Erie County Department of Health has been presented with donations in the form of furniture and remodeling expenses related to the Medical Examiner's Family Room and Identification Room from UNYTS (Upstate New York Transplant Services) valued at approximately \$4,500, and

WHEREAS, this generous donation will improve the facilities utilized by grieving families at time of identification of next of kin.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the acceptance of donations in the form of furniture and remodeling expenses related to the Medical Examiner's Family Room and Identification Room from UNYTS valued at approximately \$4,500, and be it further

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**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, Office of the Comptroller and the Division of Budget, Management and Finance.  
 (4-0) Legislator Holt absent.

7. Item Page -2002 (Comm. 17E-30)  
**COUNTY EXECUTIVE**

WHEREAS, the State University of New York at Buffalo School of Medicine and Biomedical Sciences (“UB”) and the Erie County Medical Center (“ECMC”) have shared responsibility for the training of medical students and residents in Western New York; and

WHEREAS, the Affiliation Agreement governing the relationship between “ECMC” and “UB” is through a contract dated 1987 and was to expire in 1992; and

WHEREAS, through renewals of the contract, the relationship between “ECMC” and “UB” has remained relatively unchanged since 1987; and

WHEREAS, the current affiliation relationship is outdated and in need of reform; and

WHEREAS, the proposed Affiliation Agreement modifies the relationship between “ECMC” and “UB” by making it more consistent with modern practice; and

WHEREAS, the proposed Affiliation Agreement was unanimously approved by the Operations Committee of “ECMC” at their meeting on September 5, 2002, and

WHEREAS, the proposed Affiliation Agreement between the Erie County Medical Center and the University at Buffalo was unanimously approved by the Erie County Medical Center Board of Managers at their meeting on September 12, 2002,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to execute an Affiliation Agreement substantially in form to the Agreement attached hereto, contingent upon the execution of the Agreement by the Erie County Medical Center, and be it further

RESOLVED, that certified copies of this resolution be forwarded to County Executive Joel Giambra; County Attorney Frederick Wolf; County Comptroller Nancy Naples; Joseph Passafiume, Director of Budget, Management and Finance; Sheila K. Kee, Chief Executive Officer, Erie County Medical Center; Vice President for Health Affairs, University at Buffalo, 3435 Main Street, BEB Bldg. 155, Buffalo, NY 14214-3013; and the Office of Provost and Vice Chancellor for Academic Affairs, State University of New York, State University Plaza, Albany, NY 12246.  
 (4-0) Legislator Holt absent.

8. Item Page -2002 (Comm. 18E-19)  
**COUNTY EXECUTIVE**

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**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

WHEREAS, the New York State Department of Health has amended the HIV Seroprevalence Study by funding one full time position of Public Health Nurse who will serve as a liaison to the minority communities in Erie County, and

WHEREAS, the Public Health Nurse liaison activity is a vital public health service which should be continued.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to accept the revised project from the New York State Department of Health for the purpose of participating in the HIV Seroprevalence Study which is budgeted as follows:

**HIV SEROPREVALANCE GRANT**  
**07/1/02 - 06/30/03**  
**PROJECT #710**

<u>SFG SUB REVENUE</u>	<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>REVISED BUDGET</u>
388 HIV COUNSELING & TESTING	\$74,560	\$58,011	\$132,571
521 150 CHLAMYDIA STUDY FORMS	3,000	0	3,000
553 STATE AID	60,000	0	60,000
<b>TOTAL</b>	<u>\$137,560</u>	<u>\$58,011</u>	<u>\$195,571</u>
<b><u>EXPENSES</u></b>			
800 PERSONNEL SERVICES	\$104,822	\$47,102	\$151,924
805 FRINGE BENEFITS	29,350	10,909	40,259
814 MEDICAL SUPPLIES	1,500	0	1,500
824 TRAVEL & MILEAGE	388	0	388
933 LAB & TECHNICAL EQUIPMENT	1,500	0	1,500
<b>TOTAL</b>	<u>\$137,560</u>	<u>\$58,011</u>	<u>\$195,571</u>

and be it further

RESOLVED, that effective 7/1/02 one full time position of Public Health Nurse, JG IX, (position number 813322) is hereby transferred from the HIV/STD Support Services Grant Project # 707 to HIV Seroprevalence Study Project #710, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, Division of Personnel, Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law.

(4-0) Legislator Holt absent.

9. Item Page -2002 (Comm. 18E-20)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Health Department Medical Examiner’s Office maintains records which date back to 1879, and

WHEREAS, these records must be maintained pursuant to the New York Record Retention Act, and

WHEREAS, a Grant Application was submitted and accepted by the New York State Archives and Records Administration for microfilming these records.

NOW THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into an Agreement with the New York State Archives and Records Administration to be budgeted as follows:

**Department of Health**  
**New York State Archive Microfilm Grant**  
**7/1/02-06/30/03**

<b>SFG</b>	<b>REVENUE</b>	<b>BUDGET</b>
553	State Aid	<u>\$25,000</u>
	<b>TOTAL</b>	<u>\$25,000</u>
	 <b>EXPENSES</b>	
826	Other Expenses	<u>\$25,000</u>
	<b>TOTAL</b>	<u>\$25,000</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Department of Health, the Division of Budget, Management and Finance, the Office of the Comptroller, and the Department of Law.

(4-0) Legislator Holt absent.



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10. Item Page -2002 (Comm. 18E-21)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Health Department provides an important program of supplemental food and nutrition to high risk women, infants and children through its WIC Program sites in various locations throughout Erie County, and

WHEREAS, the Erie County Health Department wishes to renew an agreement to lease space at the Northwest Buffalo Community Center located at 155 Lawn Avenue, Buffalo, New York, being utilized as a WIC distribution site.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby approves of this community service and authorizes the County Executive to renew an agreement with the City of Buffalo to pay as rent the sum of \$2,100 annually, for the period October 1, 2002 through September 30, 2003, with an option to renew for two one-year periods and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, Office of the Comptroller, the Division of Budget, Management and Finance and the Department of Law.

(4-0) Legislator Holt absent.

11. Item Page -2002 (Comm. 18E-22)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Department of Health has been awarded a continuation of its Healthy Heart Grant totaling \$32,500 for the purpose of promoting physical activity in our community, and

WHEREAS, the Erie County Department of Health has joined with the Wellness Institute of Greater Buffalo and Western New York, Inc. to implement this program.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to accept a revised grant award funded 100% by the New York State Health Department which is budgeted as follows:

**Healthy Heart Program**  
**7/1/02 – 3/31/03**  
**Project #716**

	<b>CURRENT</b>	<b>REVISED</b>
<b>SFG REVENUE</b>	<b>BUDGET</b>	<b>CHANGES BUDGET</b>

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553	STATE AID	<u>\$65,000</u>	<u>-\$32,500</u>	<u>\$32,500</u>
	<b>TOTAL</b>	<u>\$65,000</u>	<u>-\$32,500</u>	<u>\$32,500</u>
	<b>EXPENSES</b>			
826	OTHER EXPENSES	\$750	-\$375	\$375
830	CONTRACTUAL	61,750	-30,875	30,875
880-5100	DISS	500	-500	0
932	OFFICE EQUIPMENT	1,000	-500	500
933	LAB & TECH EQUIPMENT	<u>1,000</u>	<u>-250</u>	<u>750</u>
	<b>TOTAL</b>	<u>\$ 65,000</u>	<u>-\$32,500</u>	<u>\$32,500</u>

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with the Wellness Institute of Greater Buffalo and Western New York, Inc., for a sum not to exceed \$30,875 to fulfill the workplan of the project, and be it further

RESOLVED, that the subcontract with the Wellness Institute of Greater Buffalo and Western New York, Inc., is a special service which must be provided immediately and continuously, and therefore the RFP procedure required under Erie County Local Law No. 6, Section 19.08 of the Erie County Administrative Code, is hereby waived, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Office of the Comptroller, the Division of Budget, Management and Finance and the Department of Law.

(4-0) Legislator Holt absent.

**BARRY A. WEINSTEIN, M.D.**  
**CHAIRMAN**

MR. WEINSTEIN moved the approval of the resolution. MS. CUSACK seconded.

CARRIED UNANIMOUSLY.

Item 28 – MR. WEINSTEIN presented the following resolution and moved for immediate consideration. MR. McCARVILLE seconded.

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**ERIE COUNTY LEGISLATURE**

CARRIED UNANIMOUSLY.

RESOLUTION NO. 425

October 10, 2002

REGIONALISM AD HOC  
 COMMITTEE  
 REPORT NO. 8

ALL MEMBERS PRESENT. CHAIRMAN DeBENEDETTI PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, that the following items are hereby received and filed.

Item Page -2002 (Comm. 16M-2)  
 a. **NYPA:** Letter to Clerk of Legislature Re: Update on Power Authority's Alternative Licensing Procedure.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

Item Page -2002 (Comm. 16M-22)  
 b. **VAN NESS FELDMAN:** Copy of Letter to FERC Re: Notice of Intent to File Application for New License for Niagara Power Project.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

Item Page -2002 (Comm. 18M-3)  
 c. **URS CORPORATION:** Electronic Mail Re: Niagara Power Project Relicensing.  
 (6-0) Chairman DeBenedetti present as Ex-Officio Member.

**BARRY A. WEINSTEIN, M.D.**  
**CHAIRMAN**

MR. WEINSTEIN moved the approval of the resolution. MR. McCARVILLE seconded.

CARRIED UNANIMOUSLY.

Item 29 – MS. CUSACK presented the following resolution and moved for immediate consideration. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 426

October 10, 2002

COMMUNITY ENRICHMENT  
 COMMITTEE  
 REPORT NO. 13

ALL MEMBERS PRESENT.

1. RESOLVED, that the following items are hereby received and filed.

	Item	Page	-2002	(Comm. 11E-3)
a.	<b>COMPTROLLER:</b>	Copy of Letter to ECC Re: Payroll Audit of ECC for Period 9/1/00 – 8/31/01.		
		(5-0)		

	Item	Page	-2002	(Comm. 16E-2)
b.	<b>COMPTROLLER:</b>	Audited Financial Statements & Management Letter for ECC.		
		(5-0)		

**AS AMENDED**

2.	Item	Page	-2002	(Intro. 16-14)
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**CUSACK, DeBENEDETTI, WEINSTEIN & MARINELLI**

**WHEREAS**, Erie Community College (ECC) serves Erie County and the surrounding region as two-year public educational institution providing associates degrees and certificate programs; and

**WHEREAS**, the operation and administration of ECC is a cooperative venture between Erie County, through the Erie County Legislature, and the administration of ECC, through the Board of Trustees and the President of ECC; and

**WHEREAS**, Article 126 of the N.Y. Education Law, sections 6301 through 6310, governs the relationship between a community college and its county sponsor; and

**WHEREAS**, the above referenced sections of law require that community colleges in New York State exercise a fair degree of autonomy in the areas of fiscal management and personnel; and

**WHEREAS**, the above referenced sections of law also require that a county sponsor provide its community college with its entire budget at the beginning of the college's fiscal year; and

**WHEREAS**, the Middle States Commission on Higher Education, ECC's accreditor, feels that ECC must begin to exercise the autonomy allowed to it under Article 126 of the N.Y. Education Law; and

**WHEREAS**, the Erie County Legislature desires to provide ECC with the necessary autonomy provided for under the Article 126 of the N.Y. Education Law; and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Erie County Legislature hereby urges the County Executive to authorize the Office of Budget, Management & Finance to provide ECC with its entire remaining 2002-2003 budget by January 1, 2003; and be it further

**RESOLVED**, that the Erie County Legislature hereby requests that the ECC Board of Trustees and the County Executive's Office continue meaningful discussions regarding the exercise of autonomy by ECC pursuant to the strictures of N.Y. Educational Law, sections 6301 through 6310, and the provisions in the draft agreement provided by the ECC Board of Trustees for the future operation and administration of ECC; and be it further

**RESOLVED**, that the Erie County Legislature will require that the County Executive and ECC provide a report to the Chairperson of the Community Enrichment Committee, Elise M. Cusack, regarding the progress of their discussions concerning autonomy for ECC within forty-five (45) days of passage of this resolution and every forty-five (45) days thereafter; and be it further

**RESOLVED**, that certified copies of this resolution be sent to County Executive Giambra, Budget Director Passafiume, Chairman of the ECC Board of Trustees DiVincenzo, ECC President, the Middle States Commission on Higher Education, the County Attorney Frederick Wolf, Constance Kruger, Administrators Association of Erie Community College (4041 Southwestern Boulevard, Orchard Park, New York 14127), Diane Zych, FFECC (6205 Main Street, Williamsville, New York 14221), Gary Ghosen, CSEA (6205 Main Street, Williamsville, New York 14221), William Kemp, AFSCME (6205 Main Street, Willimasville, New York 14221).

**Fiscal Impact:** None for the Resolution  
 (5-0)

3. Item Page -2002 (Comm. 18E-10)

**COUNTY EXECUTIVE**

**RESOLVED**, that the Community Enrichment Committee does hereby recommend that the full Legislature confirm the appointment and reappointment of the following people to the Erie County Community Coordinating Council on Children and Families.

**APPOINTMENTS**

Ms. Nancy Blaschak  
 8822 Violet Parkway  
 Eden, New York 14057

Ms. Jacqueline Paone  
 543 Harris Hill Road  
 Lancaster, New York 14086

Mr. Albert Howard  
 152 Lincoln Pkwy.  
 Buffalo, New York 14222

Ms. Dorothy L. Brown  
 521 Cambridge Avenue  
 Buffalo, New York 14215

**REAPPOINTMENTS**

Mr. George Alexander  
 73 Parkside Avenue  
 Buffalo, New York 14214

Dr. Anthony Billitter, IV  
 6 Hemlock Lane  
 Lancaster, New York 14086

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Ms. Deborah Merrifield  
 342 Middlesex Road  
 Buffalo, New York 14216

Mr. Michael Weiner  
 26 Dorchester Road  
 Buffalo, New York 14222

Ms. Emily Kaznica  
 161 Hillpine Road  
 Cheektowaga, New York 14227  
 (5-0)

Mr. Frank Boccio  
 One Niagara Plaza  
 Buffalo, New York 14202

**ELISE M. CUSACK**  
**CHAIRPERSON**

MS. CUSACK moved the approval of the resolution. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

**LEGISLATORS RESOLUTIONS**

Item 30 – MR. HOLT presented the following resolution and moved for immediate resolution. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 427

Re: Buffalo Place Inc. – Year 2003 Budget.  
 (Intro. 19-1)

A RESOLUTION SUBMITTED BY LEGISLATORS HOLT, DeBENEDETTI, WEINSTEIN, FALKNER, CHASE, McCARVILLE, CUSACK, RANZENHOFER, LARSON, SWANICK, KUWIK, SCHROEDER, FISHER, DALE, PEOPLES, DUSZA & MARINELLI

**WHEREAS**, the Erie County Legislature approved Local Law No. 8-1984, establishing a downtown pedestrian/transit mall special district, and

**WHEREAS**, the Erie County Legislature approved on December 19, 1985, a resolution authorizing the County Executive to enter into agreement with Downtown Buffalo Management Corporation, now known as Buffalo Place Inc. (BPI), designating Buffalo Place Inc. as the not-for-profit corporation with which Erie County shall contract for the performance of mall special district services, for which annual contracts were executed in 1986, 1987, 1988, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001 and 2002, and

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**WHEREAS**, the said Local Law required that the mall corporation present an annual budget to the Legislature regarding the amount to be raised by mall district special charges, and

**WHEREAS**, pursuant to the said Local Law, Buffalo Place Inc. held a public hearing, on due notice to property owners within the district, regarding the proposed 2003 annual budget on September 17, 2002,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Erie County Legislature does hereby determine that the total amount to be raised by mall district service charges in 2003 shall be the sum of \$1,176,983 as contained in the attached budget which shall be part of this Resolution, which amount does not exceed 80% of the service charges that could be assessed or levied against properties in the district, and be it further

**RESOLVED**, that the County of Erie be and hereby is authorized to enter into agreement with Buffalo Place Inc., the not-for-profit corporation described in Section 9 of Erie County Local Law No. 8-1984, providing for the performance by Buffalo Place Inc. of the mall special services set forth in Section 8 of said Local Law; the payment to Buffalo Place Inc. of the proceeds of the mall special district charges, less administrative costs, to be used by Buffalo Place Inc. in providing mall special district services; and such other terms and conditions as to the County Attorney appear necessary or appropriate for the implementation of Erie County Local Law No. 8-1984 and Chapter 673 of the Laws of 1982, and be it further

**RESOLVED**, that the Erie County Commissioner of Finance shall, not later than November 29, 2002, cause to be established a Mall District Special Charge Roll apportioning the amount herein above determined to be raised by mall district special charges for 2003 in conformance with the formula set forth in Section 7 of Erie County Local Law No. 8-1984 using the latest available final general or special assessment roll prepared by the City of Buffalo, and be it further

**RESOLVED**, that certified copies of this resolution, in its final form, be forwarded to Erie County Executive Joel A. Giambra, Erie County Budget Director Joseph Passafiume, Erie County Attorney Frederick A. Wolf, Erie County Director of Real Property Tax Services Joseph L. Maciejewski, Buffalo Place Inc. Board Chairman Keith Belanger (671 MAIN ST., BUFFALO 14203), Buffalo Place Inc. Executive Director Michael T. Schmand (same address), and Anthony M. Masiello, Mayor of the City of Buffalo.

**FISCAL IMPACT:** To Be Determined.

MR. HOLT moved the approval of the resolution. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

Item 31 – CHAIRMAN DeBENEDETTI directed the following resolution to be referred to the FINANCE & MANAGEMENT COMMITTEE.

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GRANTED.

Intro. 19-2 From LEGISLATORS SWANICK, KUWIK, FISHER, SCHROEDER, DALE & DUSZA Re: Requesting Further Information be Provided to Legislature to Monitor Cost Effectiveness of Early Retirement Incentive Program.

Item 32 – CHAIRMAN DeBENEDETTI directed the following resolution to be referred to the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Intro. 19-3 From LEGISLATOR HOLT Re: The Coalition of Impacted Neighborhoods (COIN) Toxic Bus Tour Campaign and Encouragement of Refinancing of Superfund & Enforcement of Clean Up.

Item 33 – CHAIRMAN DeBENEDETTI directed the following resolution to be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Intro. 19-4 From LEGISLATOR DALE Re: Support for Televised Legislative Sessions and Committee Meetings.

Item 34 – CHAIRMAN DeBENEDETTI directed the following resolution to be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Intro. 19-5 From LEGISLATORS MARINELLI, SWANICK, HOLT, KUWIK, DALE, PEOPLES & DUSZA Re: Creating a Prioritized Long Term Plan for Necessary and Affordable Capital Expenditures.

Item 35 – CHAIRMAN DeBENEDETTI directed the following resolution to be referred to the PUBLIC SAFETY COMMITTEE.

GRANTED.

Intro. 19-6 From LEGISLATORS PEOPLES, HOLT & DALE Re: Promoting Diversity on the Erie County Central Police Services Board.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**



None.

**SUSPENSION OF THE RULES**

Item 36 – MR. WEINSTEIN moved for a suspension of the rules to include an item not on the agenda. MR. RANZENHOFER seconded.

GRANTED.

RESOLUTION NO. 428

Re: Funding for Economic Development  
 Organization. (Intro. 19-7)

A RESOLUTION SUBMITTED BY LEGISLATOR RANZENHOFER

**WHEREAS**, the Legislature set aside funds in the 2002 Erie County Budget for use by worthy community organizations and governmental agencies, and

**WHEREAS**, this funding may be provided by the County of Erie to local community organizations and agencies for the purposes of assisting our youth or senior citizens, and to assist in crime fighting, emergency services, employment education and training, or other types of neighborhood-based service delivery, and

**WHEREAS**, the Legislature must pass an enabling resolution such as this to effect transfer of funds,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Erie County Legislature does hereby approve the transfer of \$14,000 from the Legislature – Contractual fund (110905100830) to Fund 110, Project 921, Department 301 Agency Payments & Grants – Public Benefit Services (110921301830) for payment to the following agencies:

<b><u>NAME</u></b>	<b><u>LINE</u></b>	<b><u>AMOUNT</u></b>
<b>Construction Training Center of WNY</b> <i>(construction overview classes)</i>	<b>830/</b>	<b>\$14,000</b>
<b>TOTAL</b>		<b>\$14,000</b>

And be it further

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**RESOLVED**, that the Erie County Executive is hereby authorized to enter into contract with the agency cited, and be it further

**RESOLVED**, that the Clerk of the Legislature and the Director of the Division of Budget, Management & Finance are hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

**RESOLVED**, that certified copies of this resolution be sent to County Executive Joel A. Giambra; County Comptroller Nancy A. Naples; Budget Director Joseph A. Passafiume; Kelly Brown – First Administrative Assistant Erie County Legislature; First Assistant County Attorney Susannah M. Bochenek; Construction Training Center (2495 Main Street, Suite 414, Buffalo, NY 14214).

**Fiscal Impact: Appropriation of 2002 - budgeted funds**

MR. WEINSTEIN moved the approval of the resolution. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

Item 37 – MR. WEINSTEIN moved for a suspension of the rules to include an item not on the agenda. MR. RANZENHOFER seconded.

GRANTED.

RESOLUTION NO. 429

Re: Funding for Community Organization.  
 (Comm. 19-8)

A RESOLUTION SUBMITTED BY LEGISLATOR DeBENEDETTI

**WHEREAS**, the Legislature set aside funds in the 2002 Erie County Budget for use by worthy community organizations and governmental agencies, and

**WHEREAS**, this funding may be provided by the County of Erie to local community organizations and agencies for the purposes of assisting our youth or senior citizens, and to assist in crime fighting, emergency services, or other types of neighborhood-based service delivery, and

**WHEREAS**, the Legislature must pass an enabling resolution such as this to effect transfer of funds,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Erie County Legislature does hereby approve the transfer of \$25,000 from the Legislature – Contractual fund (110905100830) to Fund 110, Project 921, Department 301

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Agency Payments & Grants – Public Benefit Services (110921301830) for payment to the following agencies:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Northwest Buffalo Community Center <i>(hockey equipment, youth programming)</i>	830/	\$25,000
<b>TOTAL</b>		<b>\$25,000</b>

And be it further

**RESOLVED**, that the Erie County Executive is hereby authorized to enter into contract with the agency cited, and be it further

**RESOLVED**, that the Clerk of the Legislature and the Director of the Division of Budget, Management & Finance are hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

**RESOLVED**, that certified copies of this resolution be sent to County Executive Joel A. Giambra; County Comptroller Nancy A. Naples; Budget Director Joseph A. Passafiume; Kelly Brown – First Administrative Assistant Erie County Legislature; First Assistant County Attorney Susannah M. Bochenek; Lawrence T. Pernick, Jr., Northwest Buffalo Community Center (155 Lawn Avenue, Buffalo, New York 14207).

**Fiscal Impact: Appropriation of 2002 - budgeted funds**

MR. WEINSTEIN moved the approval of the resolution. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

Item 38 – MR. WEINSTEIN moved for a suspension of the rules to include an item not on the agenda. MR. RANZENHOFER seconded.

GRANTED.

RESOLUTION NO. 430

Re: Encouraging the City, County, and SPCA to Investigate Options for Sheltering Animals in the City of Buffalo. (Intro. 19-9)

A RESOLUTION SUBMITTED BY LEGISLATOR DeBENEDETTI

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**ERIE COUNTY LEGISLATURE**

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**WHEREAS**, the City of Buffalo currently operates an animal shelter on Oak Street in downtown Buffalo, and

**WHEREAS**, this 11 year old facility, despite being a marked improvement over the previous building, does not provide the proper infrastructure and conditions for sheltering animals, and

**WHEREAS**, hours of operation are also a problem, as the facility is closed on Saturday – a prime adoption day, and

**WHEREAS**, the city animal shelter operates under the Streets Sanitation Division of the Buffalo Public Works, Parks & Streets Department, and

**WHEREAS**, under the admission of city officials, the workers at the facility are not necessarily properly trained for the handling of the animals in their care, and

**WHEREAS**, officials have pledged improvements in the near future, yet the city's fiscal condition makes the situation difficult to properly deal with, and

**WHEREAS**, the Erie County Legislature has a strong history of supporting animal adoption and protection efforts such as rabies vaccination clinics, SPCA programs, and many others, and

**WHEREAS**, this Honorable Body also continues to demonstrate an unwavering dedication to strengthening the City of Buffalo and the County of Erie through cooperative regional ventures, and

**WHEREAS**, city, county and SPCA representatives have indicated a willingness to examine options for operation of the city animal shelter, and

**WHEREAS**, based on this Honorable Body's past record of accomplishment in this area, it is appropriate for the Legislature to be part of such discussions,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Erie County Legislature does hereby reaffirm its commitment to aiding pet adoption and protection efforts in our community, and be it further

**RESOLVED**, that this Honorable Body does also reaffirm its commitment to exploring methods to strengthen our area through cooperative regional ventures, and be it further

**RESOLVED**, that this Honorable Body does hereby request that representatives from the City of Buffalo, the County of Erie, and the SPCA attend a future meeting of the Legislature's Regionalism Committee to discuss and explore options for best providing adoption and protection of animals in the City of Buffalo and throughout the county, and be it further

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**RESOLVED**, that certified copies of this resolution be sent to County Executive Joel Giambra, Deputy County Executive Bruce Fisher, City of Buffalo Mayor Anthony Masiello, City of Buffalo Public Works, Parks & Streets Department Commissioner Joseph Giambra (Room 502 City Hall, Buffalo, NY 14202), City of Buffalo Animal Shelter Director Kelly McCartney (380 Oak St., Buffalo, NY 14203), and SPCA Director Barbara Carr (205 Ensminger Rd., Tonawanda, NY 14150).

**Fiscal Impact:** None for resolution.

MR. WEINSTEIN moved the approval of the resolution. MR. RANZENHOFER seconded.

CARRIED UNANIMOUSLY.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE COMPTROLLER**

Item 39 – (Comm. 19E-1) Federal Financial Assistance Report (Single Audit) for Erie County Year Ended 12/31/01.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM LEGISLATOR MARINELLI**

Item 40 – (Comm. 19E-2) Letter to US Secretary of the Interior Re: Opposition to Bringing Casino Gambling to Buffalo.

Received and referred to the REGIONALISM AD HOC COMMITTEE.

**FROM THE COMPTROLLER**

Item 41 – (Comm. 19E-3) Audit of EC's Financial Statements for Year Ended 12/31/01.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM LEGISLATORS SWANICK, FISHER & SCHROEDER**

Item 42 – (Comm. 19E-4) Copy of Letter to County Executive Re: Request for Information Concerning Reserve Accounts & Application of Medicaid Savings from State.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

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**FROM LEGISLATOR SCHROEDER**

Item 43 – (Comm. 19E-5) Copy of Letter to Legislators Larson & Ranzenhofer Re: Lease Agreement for Ralph Wilson Stadium.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COMPTROLLER**

Item 44 – (Comm. 19E-6) Bond Resolution – Amendment to Bond Resolution Adopted 4/11/02 to Expand Project Scope for Highway Improvements Pavement Life Enhancement.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COUNTY EXECUTIVE**

Item 45 – (Comm. 19E-7) Mental Health – Authorization to Accept Grant & to Contract with Mid Erie Counseling & Treatment Services.

Received and referred to the HUMAN SERVICES COMMITTEE.

Item 46 – (Comm. 19E-8) DISS – Personnel Adjustments.

Item 47 – (Comm. 19E-9) DISS – Create Senior Watch Attendant, JG V (Settlement of AFSCME Grievance).

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

Item 48 – (Comm. 19E-10) Senior Services – Authorization to Amend CSI, LTCOP, Title VII & HOPE Grant Budgets.

Item 49 – (Comm. 19E-11) Senior Services – Authorization to Amend Nutrition Grant Budgets.

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

Item 50 – (Comm. 19E-12) Contract with Volunteer Fire Departments to Wash Bridges.

Item 51 – (Comm. 19E-13) Ralph Wilson Stadium – Mid-Level Restroom Tower Contingency Fund Increase & Revised Scope of Architectural/Engineering Services.

Item 52 – (Comm. 19E-14) Buffalo Convention Center Renovations.

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

Item 53 – (Comm. 19E-15) ECSD No. 2 – Proposed Town of Brant Extension EC Sewer Agency Report.

Item 54 – (Comm. 19E-16) EC Southtowns Sewage Treatment Agency & ECSD No. 1-6 Engineering Service Agreements.

Item 55 – (Comm. 19E-17) ECSD No. 2 – Southwest Interceptor & Pumping Station Facilities Evaluation – Change Order No. 6.

Item 56 – (Comm. 19E-18) ECSD No. 2 – 18 Mile Creek/Sweetland Pumping Station Modifications & Site Improvements Contract “B” – Electrical Close Out.

Item 57 – (Comm. 19E-19) ECSD No. 2 – Town of Brant – Proposed Transfer Agreement Consolidation with Brant Town Districts.

Item 58 – (Comm. 19E-20) Erie County Shoreline Wind Resource Study.

Item 59 – (Comm. 19E-21) Community Development – Personal Services Contract – Rural Planning Services.

Item 60 – (Comm. 19E-22) Seneca Bluffs Habitat Restoration Project Consultant Contract Award.

Item 61 – (Comm. 19E-23) Pilot Fluorescent Light, Ballast & TV Recycling/Pollution Prevention Project.

Item 62 – (Comm. 19E-24) ECSD No. 2 – NYSERDA Program Opportunity Notice – Municipal Water & Wastewater Technology.

Item 63 – (Comm. 19E-25) ECSD No. 1 – Sanitary Sewer Rehabilitation – Mini-Systems 8, 9 & 11 Design – Parsons Engineering Science.

Item 64 – (Comm. 19E-26) EC Southtowns Sewage Treatment Agency & ECSD No. 2 – Engineering Service Agreements – Stearns & Wheler.

Item 65 – (Comm. 19E-27) EC Southtowns Sewage Treatment Agency – Renewal of NYS Easement.

Item 66 – (Comm. 19E-28) ECSD Nos. 1, 4 & 5 – Engineering Agreement Close Out – Duchscherer Oberst Design.

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

**FROM LEGISLATORS SWANICK, FISHER, SCHROEDER & DALE**

Item 67 – (Comm. 19E-29) Copy of Letter to Comptroller Re: Comm. 18E-14 (2002).

Received and referred to the REGIONALISM AD HOC COMMITTEE.

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM ECC**

Item 68 – (Comm. 19D-1) Minutes of Board of Trustees Meeting Held 9/25/02.

Received and filed.

**FROM DEP**

Item 69 – (Comm. 19D-2) SEQR – Solicitation for Lead Agency Status – ECSD No. 2 – Boundary Extension.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**FROM ECC**

Item 70 – (Comm. 19D-3) Notice of Various Meetings to be Held 10/21/02, 10/22/02 & 10/30/02.

Received and filed.

**FROM THE COUNTY ATTORNEY**

Item 71 – (Comm. 19D-4) Notice of Claim.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**FROM THE CLERK OF THE LEGISLATURE**

Item 72 – (Comm. 19D-5) Copy of Letter to County Attorney Re: Notice that Legislator Falkner has Permission to Occupy 1500 Union Road Office with Current Lease.



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**ERIE COUNTY LEGISLATURE**

Received and filed.

**FROM DEP**

Item 73 – (Comm. 19D-6) SEQR – Solicitation for Lead Agency Status – Proposed Rules & Regulations for Storm Sewers in ECSD No. 6.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**FROM BUDGET, MANAGEMENT & FINANCE**

Item 74 – (Comm. 19D-7) Letter to Legislator Larson Re: Response to Comm. 18E-31 (Accounting of Recent Expenditures & Fund Balances).

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM ECC**

Item 75 – (Comm. 19D-8) Copy of Letter to Comptroller Re: Payroll Audit Report (5/9/02).

Received and filed.

Item 76 – (Comm. 19D-9) 2002-2003 Marketing Goals & Initiatives.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

**FROM THE CLERK OF THE LEGISLATURE**

Item 77 – (Comm. 19D-10) Memo to All Legislators Re: Clock-In Deadline for Session to be Held 11/7/02.

RECEIVED, FILED & PRINTED.

October 15, 2002

To: All Erie County Legislators & Staff

From: Laurie A. Manzella, Clerk

Subject: **CLOCK-IN DEADLINE FOR SESSION TO BE HELD NOV. 7, 2002**

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Rule No. 9 of the Legislature's Rules of Order specifically states that "...all petitions, resolutions, offers or communications of whatever nature shall be submitted to the Clerk of the Legislature before 11:00 a.m., **two business days** prior to a regular meeting date...".

Due to the fact that Tuesday, November 5, 2002 is a County holiday, the official clock-in deadline for the Regular Session to be held November 7, 2002, will be on **Monday, November 4, 2002 at 11:00 a.m.**

Be advised that items clocked-in after 11:00 a.m. on November 4<sup>th</sup> may not be addressed until the next regular Session for November 21, 2002.

Please contact me if you have any questions.

c: *Hon. Joel A. Giambra, Erie County Executive*  
*Hon. Frank J. Clark, Erie County District Attorney*  
*Hon. Patrick M. Gallivan, Erie County Sheriff*  
*Hon. Nancy A. Naples, Erie County Comptroller*  
*Hon. David J. Swarts, Erie County Clerk*  
*Other Interested Parties*

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

**FROM SENATOR RATH**

Item 78 – (Comm. 19M-1) Receipt of Resolution.

Received and filed.

**FROM BLUE CROSS BLUE SHIELD OF WNY**

Item 79 – (Comm. 19M-2) Notification of Rate Increase for Child Health Plus.

Received and filed.

**FROM NYSAC**

Item 80 – (Comm. 19M-3) Receipt of Resolution.

Received and filed.

**FROM THE NYS DEPARTMENT OF AGRICULTURE**

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**ERIE COUNTY LEGISLATURE**

Item 81 – (Comm. 19M-4) Letter to Clerk of Legislature Re: Receipt of Required Materials for EC Agricultural District No. 12.

Received and filed.

**FROM THE ECIDA**

Item 82 – (Comm. 19M-5) Notice of Special Meeting Held 10/16/02.

Received and filed.

**FROM BUFFALO PLACE**

Item 83 – (Comm. 19M-6) 2003 Budget.

Received and filed.

**FROM NYSDEC**

Item 84 – (Comm. 19M-7) Notice of Meeting to be Held 11/13/02.

Received and filed.

**FROM THE EC MENTAL HYGIENE COMMUNITY SERVICES BOARD**

Item 85 – (Comm. 19M-8) Notice of Special Board Meeting Held 10/10/02.

Received and filed.

**FROM FRANK A PIRRITANO**

Item 86 – (Comm. 19M-9) Letter to Legislator Falkner Re: Permission to Occupy Office Space at 1500 Union Road Under Current Lease.

RECEIVED, FILED & PRINTED.

October 3, 2002

Mr. Gregory P. Falkner  
Erie County Legislator  
1500 Union Road

**MEETING NO. 19**  
**October 17, 2002**

**ERIE COUNTY LEGISLATURE**

West Seneca, New York 14224

RE: Tenancy – 1500 Union Road, Suite 202  
West Seneca, New York 14224

Dear Legislator Falkner:

Please be advised that as the landlord of 1500 Union Rd., Suite 202, West Seneca, New York, you have my permission to occupy the office at 1500 Union Rd. from October 3, 2002 until December 31, 2003, under the terms of the current lease.

Very truly yours,

Frank A. Pirritano

kw

**FROM THE EC ASSOCIATION OF CHIEFS OF POLICE**

Item 87 – (Comm. 19M-10) Letter to Legislator Chase Re: Support for Timely Completion of Public Safety Campus.

Received and referred to the PUBLIC SAFETY COMMITTEE.

**FROM THE REGION 9 FOREST PRACTICE BOARD**

Item 88 – (Comm. 19M-11) Minutes of Meeting Held 9/19/02.

Received and filed.

**FROM R & D ENGINEERING**

Item 89 – (Comm. 19M-12) SEQR – Request for Lead Agency – ECWA-City of Tonawanda Water System Improvements.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**FROM THE ECIDA**

Item 90 – (Comm. 19M-13) Notice of Special Meeting Held 10/16/02 & Agenda.

Received and filed.

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**ERIE COUNTY LEGISLATURE**

**FROM CONGRESSMAN QUINN**

Item 91 – (Comm. 19M-14) Receipt of Resolution.

Received and filed.

**FROM THE NYS BOARD OF REAL PROPERTY SERVICES**

Item 92 – (Comm. 19M-15) List of Certified 2002 State Equalization Rates.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE EC ENVIRONMENTAL MANAGEMENT COUNCIL**

Item 93 – (Comm. 19M-16) Minutes of Meeting Held 9/17/02.

Item 94 – (Comm. 19M-17) Notice of Meeting to be Held 10/17/02 & Agenda.

The above two items were received and filed.

**MEMORIAL RESOLUTIONS**

Item 95 – Legislator Dale requested that when this legislature adjourns, it do so in memory of Stanley J. Kaznowski, Jr.

Item 96 – Legislator Swanick requested that when this legislature adjourns, it do so in memory of Msr. Julius Szabo.

Item 97 – Legislator Swanick requested that when this legislature adjourns, it do so in memory of the soldiers who lost their lives.

Item 98 – Legislator Swanick requested that when this legislature adjourns, it do so in memory of the nine sniper victims.

Item 99 – Legislator Dusza requested that when this legislature adjourns, it do so in memory of Virginia Tyczynski.

Item 100 – Legislator Dusza requested that when this legislature adjourns, it do so in memory of Stanley J. Kaznowski, Jr.

Item 101 – Legislator Weinstein requested that when this legislature adjourns, it do so in memory of Marshall Glickman.

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Item 102 – Legislator Holt requested that when this legislature adjourns, it do so in memory of Ida Hill.

Item 103 – Legislator Kuwik requested that when this legislature adjourns, it do so in memory of Msr. Robert Murphy.

Item 104 – Legislator DeBenedetti requested that when this legislature adjourns, it do so in memory of Willard Bondeur.

Item 105 – Legislator Fisher requested that when this legislature adjourns, it do so in memory of Dr. Suzanne Canaan.

Item 106 – Legislator Dusza requested that when this legislature adjourns, it do so in memory of Eugene Stoklosa.

Item 107 – Legislator Dusza requested that when this legislature adjourns, it do so in memory of Alfred Kotz.

Item 108 – Legislator Peoples requested that when this legislature adjourns, it do so in memory of Elayne Blyden.

Item 109 – Legislator Peoples requested that when this legislature adjourns, it do so in memory of Debra Fraser-Howze.

Item 110 – Legislator Peoples requested that when this legislature adjourns, it do so in memory of Maxine Hackett-Morgan.

**ADJOURNMENT**

Item 111 – At this time, there being no further business to transact, the Chairman announced that the Chair would entertain a Motion to Adjourn.

MR. WEINSTEIN moved that the Legislature adjourn until 2 p.m. Thursday, November 7, 2002. MR. SWANICK seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until Thursday, November 7, 2002 at 2 p.m. Eastern Standard Time.

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**ERIE COUNTY LEGISLATURE**

**LAURIE A. MANZELLA**  
**CLERK**