

**ERIE COUNTY LEGISLATURE**  
**MEETING NO. 20**  
**October 5, 2000**

The Legislature was called to order by Chairman Swanick.

All Members Present.

A moment of silence was held.

The Pledge of Allegiance was led by Mr. Larson.

Item 1 – CHAIRMAN SWANICK directed that Intro 6-6 remain on the table.

Item 2 – CHAIRMAN SWANICK directed that Intro 6-7 remain on the table

Minutes of the previous meeting were tabled.

**MISCELLANEOUS RESOLUTIONS**

Item 3 – MR. WEINSTEIN presented a resolution Congratulating Anthony Moeser & Joseph Kolkmeier on Receiving the William Payne Memorial Award for Their Dedication to Community Education. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

Item 4 – MR. GREENAN presented a resolution Congratulating the West Seneca Youth Bureau on Their Nomination as Daily Point of Light, Number 1737. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

Item 5 – MR. WEINSTEIN presented a resolution Recognizing October 2000 as National Domestic Violence Awareness Month. MR. LARSON seconded.

CARRIED UNANIMOUSLY.

Item 6 – MR. OLMA presented a resolution Congratulating Bishop Colton High School on Their Grand Reunion. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 7 – MR. DeBENEDETTI presented a resolution Recognizing October 2000 as Substance Abuse Awareness Month. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 8 – MS. CHASE presented a resolution Recognizing Breast Cancer Awareness Month & National Mammography Day. MR. LARSON seconded.

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 9 – CHAIRMAN SWANICK directed that Local Law No. 4 (Print #2) 1999 remain on the table.

Item 10 – CHAIRMAN SWANICK directed that Local Law No. 2 (Print #3) 2000 remain on the table.

**COMMITTEE REPORTS**

Item 11 – MS. MARINELLI presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 383

September 26, 2000

COMMUNITY ENRICHMENT  
COMMITTEE  
REPORT NO. 9

ALL MEMBERS PRESENT.

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

- |    |   |   |       |               |
|----|---|---|-------|---------------|
|    | Item  | Page  | -2000 | (Comm. 2M-10) |
| a. | <b>FIVE SISTERS PRODUCTIONS:</b>                  | Letter to Legislator Fisher Re: Requesting Funding to Produce a Film "Manna From Heaven." |       |               |
|    |   | (5-0)   |       |               |
|    | Item  | Page  | -2000 | (Comm. 5M-8)  |
| b. | <b>GREATER BUFFALO CONVENTION &amp; VISITORS:</b> | 2000 Marketing Plan.  |       |               |
|    |   | (5-0)   |       |               |
|    | Item  | Page  | -2000 | (Comm. 6E-1)  |
| c. | <b>COMPROLLER:</b>                                | ECC's Management Letter for Year Ended 8/31/99.   |       |               |
|    |   | (5-0)   |       |               |

- d. Item Page -2000 (Comm. 7M-30)  
**COUNCIL FOR INTERNATIONAL VISITORS OF BUFFALO & NIAGARA REGION:** Council for International Visitors Progress Report.  
(5-0)
- e. Item Page -2000 (Comm. 9D-8)  
**ECC:** 2000 – 2001 ECC Budget – Approved by Board of Trustees.  
(5-0)
- f. Item Page -2000 (Comm. 10M-9)  
**BUFFALO CONVENTION & VISITORS BUREAU:** 1999 Annual Business Review.  
(5-0)
- g. Item Page -2000 (Comm. 18E-40)  
**COUNTY EXECUTIVE:** Zoological Society of Buffalo, Inc – 1999 Unspent Funds.  
(5-0)

**LYNN M. MARINELLI  
CHAIRPERSON**

MS. MARINELLI moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 12 – MR. KUWIK presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 384

September 26, 2000

PUBLIC SAFETY  
COMMITTEE  
REPORT NO. 8

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

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

- a. Item Page -2000 (Comm. 14M-6)  
**CSEA – LOCAL 815:** Petition Re: Holding Center/Correctional Facility Merger & Cost Comparison of Running Each Department.  
(5-0)

Item Page -2000 (Comm. 18E-1)  
b. **KUWIK:** Letters in Support of Mobile Computer Terminal Maintenance.  
(5-0)

Item Page -2000 (Comm. 18M-20)  
c. **HOLDING CENTER/CORRECTIONAL FACILITY TASK FORCE:** Final  
Recommendation Re: Consolidation of Holding Center & Correctional Facility.  
(5-0)

2. **RESOLVED**, that the following item is hereby received, filed and referred to the Finance & Management Committee.

Item Page -2000 (Comm. 18D-20)  
a. **PROBATION:** Audit of Internal Controls Related to the Operation of Cahier's Office.  
(5-0)

3. Item Page - 2000 (Comm. 18E-65)  
**SHERIFF**

WHEREAS, procedures have been established by Resolution #Int. 23-3 adopted on December 1, 1994, and

WHEREAS, there are adequate funds available for distribution to the Sheriff's Office in the Asset Forfeiture Trust Account, and

WHEREAS, there will be no impact on county tax dollars.

NOW, THEREFORE, BE IT

RESOLVED, that \$7,500 in available balances in the Asset Forfeiture Trust Fund is hereby transferred to the Erie County Sheriff's Office Asset Forfeiture Grant, Project #493 to be used for the purchase and installation a new antenna for the Sheriff's radio network repeater at Townsend Hill in Concord, and be it further

RESOLVED, that the following budgetary transactions are hereby authorized:

**ERIE COUNTY SHERIFF'S OFFICE ASSET FORFEITURE GRANT - PROJECT #493**

<u>REVENUE</u>		<u>Increase</u>
502	Forfeiture Crime Proceeds	<u>7,500</u>
	Total Revenue	<u>7,500</u>

<u>APPROPRIATION</u>		<u>Increase</u>
933	Lab & Technical Equipment	<u>7,500</u>
	Total Appropriations	<u>7,500</u>

and be it further

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

4. Item Page - 2000 (Comm. 19E-12)

**COUNTY EXECUTIVE**

WHEREAS, the Department of Emergency Services has received a grant award for \$5,000 from the New York State Legislature for the purchase of a portable fire safety classroom for the J-Fire of WNY Program.

NOW, THEREFORE BE IT

RESOLVED, that the County Executive on behalf of the Department of Emergency Services is authorized to enter into contract with New York State to accept the \$5,000 grant award, and be it further

RESOLVED, that the County Executive be authorized to enter into a contract and disburse the grant award in the amount of \$5,000 to the subrecipient (J-Fire of WNY), and be it further

RESOLVED, that the following transactions are hereby authorized in the General Fund operating budget of the Department of Emergency Services:

<u>Revenue</u>	<u>Increase</u>
Account 639 - Miscellaneous State Aid	\$5,000
<u>Appropriation</u>	<u>Increase</u>
Account 830 - Contractual Services, J-Fire of WNY	<u>\$5,000</u>
Net Change	<u>-0-</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Law, the Office of the Comptroller, the Division of Budget, Management and Finance and the Department of Emergency Services.  
(5-0)

5. Item Page - 2000 (Comm. 19E-18)

**COUNTY EXECUTIVE**

WHEREAS, it is necessary to transfer funds from the Asset Forfeiture Trust Fund prior to their being expended, and

WHEREAS, it is necessary to provide matching funds for the District Attorney's Multijurisdictional Grant which can be accomplished through enacting this resolution, and

WHEREAS, it is desirable to replace two automobiles with odometer readings of over 100,000 miles and to enhance the District Attorney's computer system with the purchase of a Digital Evidence Presentation System,

NOW, THEREFORE, BE IT

RESOLVED, that \$75,108 in available balances in the Erie County Assets Forfeiture Trust Fund is hereby transferred to the District Attorney's Assets Forfeiture Grant, SFG Project 333, and be it further

RESOLVED, that the following budgetary transactions are hereby authorized to provide funding for investigative, surveillance and prosecutorial purposes to benefit the District Attorney's Office.

**DISTRICT ATTORNEY ASSET FORFEITURE GRANT**

**PROJECT 333 FUND 280**

<u>Revenue</u>	<u>Increase</u>
Acct. 502 - District Attorney Asset Forfeitures	<u>\$75,108</u>
Total Revenue	<u>\$75,108</u>
 <u>Appropriation</u>	
Acct. 930 - Automotive Equipment	\$32,000
Acct. 933 - Laboratory and Technical Equipment	<u>43,108</u>
Total Appropriation	<u>\$75,108</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney's Office, the Office of the Comptroller and the Director of Budget, Management and Finance.  
(5-0)

**EDWARD J. KUWIK**  
**CHAIRMAN**

MR. KUWIK moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 13 – MR. PAULY presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 385

September 26, 2000

REGIONALISM AD HOC  
COMMITTEE  
REPORT NO. 3

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

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

- |      |      |       |                |
|------|------|-------|----------------|
| Item | Page | -2000 | (Comm. 19M-17) |
|------|------|-------|----------------|
- a. **NIAGARA COUNTY LEGISLATURE**: Certified Resolution Supporting Creation of an Economic Development Database Action Plan & Pilot Project.  
(5-0) Legislator Peoples absent for vote. Chairman Swanick present as Ex-Officio Member.

**WILLIAM A. PAULY**  
**CHAIRMAN**

MR. PAULY moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 14 – MR. DeBENEDETTI presented the following resolution and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 386

September 28, 2000

ENERGY & ENVIRONMENT  
COMMITTEE  
REPORT NO. 11

ALL MEMBERS PRESENT EXCEPT LEGISLATOR PAULY. CHAIRMAN SWANICK  
PRESENT AS EX-OFFICIO MEMBER.

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

Item Page -1999 (Int. 19-5)  
a. **LARSON:** Allowing Access to County Parks for Disabled Individuals Who Utilize Personal  
Golf Carts.  
(5-0) Legislator Pauly absent. Chairman Swanick present as Ex-Officio Member.

Item Page -2000 (Comm. 9M-5)  
b. **ERIE COUNTY WATER AUTHORITY:** Financial Statements for Years Ended 12/31/98  
& 12/31/99.  
(5-0) Legislator Pauly absent. Chairman Swanick present as Ex-Officio Member.

Item Page -2000 (Comm. 10D-8)  
c. **CLERK OF ERIE COUNTY LEGISLATURE:** Letter to Chairman of Legislature –  
Notification of Vacancy, by Reason of Expiration of Term of OFC – Water Authority.  
(5-0) Legislator Pauly absent. Chairman Swanick present as Ex-Officio Member.

Item Page -2000 (Comm. 12M-4)  
d. **NEW YORK POWER AUTHORITY:** Annual Report for 1999.  
(5-0) Legislator Pauly absent. Chairman Swanick present as Ex-Officio Member.

Item Page -2000 (Comm. 15M-5)  
e. **ERIE COUNTY WATER AUTHORITY:** 1999 Annual Report.  
(5-0) Legislator Pauly absent. Chairman Swanick present as Ex-Officio Member.

Item Page -2000 (Comm. 18D-18)  
f. **DEP:** SEQR – Lead Agency Status – North Ellicott Creek Road Bank Stabilization, Town of  
Amherst.  
(5-0) Legislator Pauly absent. Chairman Swanick present as Ex-Officio Member.

Item Page -2000 (Comm. 18D-19)  
g. **DEP:** SEQR – Lead Agency Status – Burdick Road Bank Stabilization, Town of Newstead.  
(5-0) Legislator Pauly absent. Chairman Swanick present as Ex-Officio Member.

2. Item Page -1999 **AS AMENDED**  
(Comm. 19E-14)



**COUNTY EXECUTIVE**

WHEREAS, Erie County is desirous of developing a fishing access site along Eighteen Mile Creek in the Town of Evans; and

WHEREAS, New York State is seeking grant applications from local governments for financial assistance aimed at municipal park development projects,

NOW THEREFORE BE IT

RESOLVED, that Joel Giambra, as County Executive of the County of Erie, be, and hereby is, authorized to file an application on forms prescribed by the New York State Office of Parks, Recreation, and Historic Preservation for financial assistance in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993 or Title 3 of the Clean Water/Clean Air Bond Act, in an amount not to exceed \$80,000 and upon approval of and by the Erie County Legislature the County Executive be authorized to enter into and execute a project agreement with the State for such financial assistance to the County of Erie for development of a public fishing access site along Eighteen Mile Creek in the Town of Evans; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Commissioners of the Department of Parks, Recreation, and Forestry and the Department of Environment and Planning and the County Comptroller.

(5-0) Legislator Pauly absent. Chairman Swanick present as Ex-Officio Member.

**ALBERT DeBENEDETTI**  
**CHAIRMAN**

MR. DeBENEDETTI moved the approval of the resolution. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

Item 15 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 387

September 28, 2000

FINANCE & MANAGEMENT  
COMMITTEE  
REPORT NO. 11

ALL MEMBERS PRESENT EXCEPT LEGISLATOR FITZPATRICK. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

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

- a. Item Page -2000 (Comm. 6D-12)  
**COUNTY ATTORNEY:** Reviewing Concerns of George Leone Re: Niagara International Trade Council.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.
- b. Item Page -2000 (Comm. 6M-1)  
**NIAGARA INTERNATIONAL TRADE COUNCIL:** Response to Letter the Legislature Received from George Leone Dated 2/25/00.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.
- c. Item Page -2000 (Comm. 10E-2)  
**COMPTROLLER:** Results of 1999 Year-End Closing.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.
- d. Item Page -2000 (Comm. 16E-3)  
**COUNTY EXECUTIVE:** Copy of Letter to Chairman Swanick Re: Phaseout Elimination of Real Estate Transfer Tax.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.
- e. Item Page -2000 (Comm. 16E-6)  
**COMPTROLLER:** Probation – Audit of Internal Controls Related to Operation of Cashier’s Office.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.
- f. Item Page -2000 (Comm. 19E-1)  
**COMPTROLLER:** Letter to Legislature Re: Actions Taken by ECMC Board & Former CEO Paul Candino.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.
- g. Item Page -2000 (Comm. 19E-2)  
**COMPTROLLER:** Copy of Letter to ECMC Board of Managers Re: Actions Taken by ECMC Board & Former CEO Paul Candino.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.
- h. Item Page -2000 (Comm. 19E-3)  
**COMPTROLLER:** Interim Financial Report for 6 Months Ended 6/30/00.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.
- i. Item Page -2000 (Comm. 19E-5)  
**COMPTROLLER:** Management Letter – Deloitte & Touche – ECMC Year Ended 12/31/99.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.

- Item Page -2000 (Comm. 19M-4)  
j. **NYS BOARD OF REAL PROPERTY SERVICES:** List of Certified 2000 State Equalization Rates.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.

2. **RESOLVED**, that the following item is hereby received, filed and referred to the Community Enrichment Committee.

- Item Page -2000 (Comm. 18M-12)  
a. **155<sup>TH</sup> NY VOLUNTEER INFANTRY REENACTMENT REGIMENT:** Copy of Letter to Legislator Marinelli Re: Status Report on Memorial.  
(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.

3. Item Page - 1999 **AS AMENDED**  
**COUNTY EXECUTIVE** (Comm. 1D-15A)

**(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

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

RESOLVED, that petitions numbered 201711 be hereby 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. 201711 / 98/99 - ASSESSOR - REFUND - \$5248.79

SBL No. 254.00-3-23.1 - TOWN OF EDEN

Acct. No. 112 - \$ 3065.45 - County

Acct. No. 132 - \$ 2183.34 - Town/SpecialDist/School

Charge to :

DENIED - PETITION IS REQUESTING A REFUND BASED ON AN OVER ASSESSMENT. THE ASSESSMENT WAS CORRECTED BY THE BOARD OF REVIEW. THIS CAN NOT BE ADDRESSED BY THE PETITION PROCESS. DISAGREEMENT WITH AN ASSESSED VALUE WOULD HAVE TO BE BROUGHT TO SMALL CLAIMS COURT.

**(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

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

RESOLVED, that petitions numbered 201712 through 201747 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. 201712 / 2000 - ASSESSOR - Refund - \$848.60

SBL No. 99.76-9-6.1 - CITY OF BUFFALO

Acct. No. 112 - \$ 848.60 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :

REFUND - CLERICAL ERROR, THE RPTL 520 THAT WAS PLACED ON THIS PARCEL WAS CALCLATED INCORRECTLY ON THE TAX ROLL. THE ASSESSED VALUE USED WAS 149,800 AND SHOULD BE 70,000.

CHECK IN FAVOR OF: AMERICA CASTRO % M & T BANK

Petition No. 201713 / 2001 - ASSESSOR - Cancel - \$837.31

SBL No. 69.17-2-23 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 837.31 - Town/SpecialDist/School

Charge to : VILLAGE OF WILLIAMSVILLE

837.31

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 356,300 AND SHOULD BE 225,000. RPTL 550(2)A.

Petition No. 201714 / 2000 - ASSESSOR - Refund - \$31.36

SBL No. 81.10-1-5 - TOWN OF AMHERST

Acct. No. 112 - \$ 18.85 - County

Acct. No. 132 - \$ 12.51 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST

12.51

REFUND - CLERICAL ERROR, RPTL 520 INCLUDED AMOUNTS FOR AN EXEMPTION THAT DID NOT EXIST ON THE 1998 TAX ROLL. RPTL 550(2)A. CHECK IN FAVOR OF: JOAN & LAWRENCE DARCH

Petition No. 201715 / 2001 - ASSESSOR - Cancel - \$418.10

SBL No. 212.03-4-11.2 - TOWN OF BOSTON

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 418.10 - Town/SpecialDist/School

Charge to : ORCH PARK CENTRAL 418.10

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 102,000 AND SHOULD BE 84,500. RPTL 550(2)A.

Petition No. 201716 / 2000 - ASSESSOR - Refund - \$2,604.88

SBL No. 226.00-1-47.1 - TOWN OF BOSTON

Acct. No. 112 - \$ 1,862.01 - County

Acct. No. 132 - \$ 742.87 - Town/SpecialDist/School

Charge to : TOWN OF BOSTON

742.87

REFUND - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 247,949 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.  
CHECK IN FAVOR OF: RICHARD & JOYCE MAY

Petition No. 201717 / 2000 - ASSESSOR - Refund - \$120.00

SBL No. 226.00-1-47.2 - TOWN OF BOSTON

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 120.00 - Town/SpecialDist/School

Charge to : TOWN OF BOSTON

120.00

REFUND - CLERICAL ERROR, THIS PARCEL IS A WATER SUPPLY LINE AND SHOULD NOT HAVE BEEN CHARGED FOR REFUSE TAX. RPTL 550(2)E.  
CHECK IN FAVOR OF: TOWN OF BOSTON WATER DISTRICT #2

Petition No. 201718 / 2001 - ASSESSOR - Cancel - \$336.98

SBL No. 268.00-4-8.2 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 336.98 - Town/SpecialDist/School

Charge to : LAKE SHORE CENTRAL  
COLLECTORS FEE

333.64  
3.34

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 16,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201719 / 2001 - ASSESSOR - Cancel - \$856.13

SBL No. 267.00-3-20.1 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 856.13 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 847.66  
COLLECTORS FEE 8.47

CANCEL - CLERICAL ERROR, THIS PARCEL IS ENTITLED TO THE NEW YORK STATE  
PETITION NUMBER 201719 CONTINUED  
ENHANCED STAR THAT WAS APPLIED FOR AND OMITTED IN ERROR FROM THE  
TAX ROLL. RPTL 550(2)C

Petition No. 201720 / 2001 - ASSESSOR - Cancel - \$457.13

SBL No. 44.11-1-39 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 457.13 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 457.13

CANCEL - CLERICAL ERROR, THIS PARCEL RECEIVED THE NYS BASIC STAR  
EXEMPTION IN THE AMOUNT OF 20,000 WHEN IN FACT THE OWNER WAS ENTITLED  
TO THE ENHANCED STAR EXEMPTION IN THE AMOUNT OF 50,000. RPTL 550(2)B.

Petition No. 201721 / 2001 - ASSESSOR - Cancel - \$867.12

SBL No. 57.18-7-7 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 867.12 - Town/SpecialDist/School

Charge to : TOWN OF CLARENCE 410.00  
BASIC STAR EXEMPTION 457.12

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

Petition No. 201722 / 2001 - ASSESSOR - Cancel - \$457.12

SBL No. 70.12-2-6 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

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

Charge to : NYS STAR ENHANCED EXEMPTI 457.12

CANCEL - CLERICAL ERROR, THIS PARCEL RECEIVED THE BASIC NYS STAR EXEMPTION IN THE AMOUNT OF 20,000 AND IS ENTITLED TO THE ENHANCED STAR EXEMPTION IN THE AMOUNT OF 50,000. RPTL 550(20B).

Petition No. 201723 / 2001 - ASSESSOR - Cancel - \$457.12

SBL No. 72.06-2-29 - TOWN OF CLARENCE  
Acct. No. 112 - \$ 0.00 - County

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

Charge to : NYS STAR ENHANCED EXEMPTI 457.12

CANCEL - CLERICAL ERROR, THE HOMEOWNER RECEIVED THE BASIC STAR EXEMPTION IN THE AMOUNT OF 20,000 WHEN IT SHOULD RECEIVE THE 50,000. RPTL 550(2)B.

Petition No. 201724 / 2001 - ASSESSOR - Cancel - \$457.13

SBL No. 72.06-2-30 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 457.13 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 457.13

CANCEL - CLERICAL ERROR, THE PROPERTY RECEIVED THE BASIC STAR EXEMPTION IN THE AMOUNT OF 20,000 WHEN IN FACT THIS PARCEL IS ENTITLED TO THE ENHANCED STAR EXEMPTION FOR 50,000. RPTL 550(2)B.

Petition No. 201725 / 2001 - ASSESSOR - Cancel - \$304.75

SBL No. 82.06-5-49 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

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

Charge to : CLARENCE CENTRAL 304.75

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 210,000 WHEN IT WHOULD BE 190,000. RPTL 550(2)A.

Petition No. 201726 / 2001 - ASSESSOR - Cancel - \$301.42

SBL No. 214.00-3-42 - TOWN OF TONAWANDA  
Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 301.42 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 301.42

CANCEL - CLERICAL ERROR, THE PARCEL APPLIED FOR AND WAS GRANTED  
NYS BASIC STAR EXEMPTION IN THE AMOUNT OF 13,900 THAT WAS OMITTED IN  
ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201727 / 2001 - ASSESSOR - Cancel - \$301.41

SBL No. 259.05-1-21 - TOWN OF COLDEN  
Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 301.41 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 301.41

CANCEL - CLERICAL ERROR, THE PARCEL APPLIED FOR AND WAS GRANTED  
THE NYS BASIC STAR EXEMPTION IN THE AMOUNT OF 13,900 THAT WAS OMITTED  
IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201728 / 2001 - ASSESSOR - Cancel - \$337.02

SBL No. 342.09-1-42 - TOWN OF COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 337.02 - Town/SpecialDist/School

Charge to : GOWANDA CENTRAL 337.02

CANCEL - CLERICAL ERROR, THIS PARCEL IS INCLUDED WITH  
SBL 342.09-1-42.1. RPTL 550(2)F.

Petition No. 201729 / 2001 - ASSESSOR - Cancel - \$279.05

SBL No. 289.00-1-1.113 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 279.05 - Town/SpecialDist/School

Charge to : NORTH COLLINS CENT 279.05

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY  
ON THE TAX ROLL. THE ASSESSMENT WAS 106,600 AND SHOULD BE 98,500.  
RPTL 550(2)A.

Petition No. 201730 / 2001 - ASSESSOR - Cancel - \$301.41

SBL No. 289.00-2-14.11 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 301.41 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 301.41



CANCEL - CLERICAL ERROR, THIS PARCEL APPLIED FOR AND WAS GRANTED THE NYS BASIC STAR EXEMPTION IN THE AMOUNT OF 13,150 THAT WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201731 / 2001 - ASSESSOR - Cancel - \$753.65

SBL No. 335.12-1-11 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 753.65 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 753.65

CANCEL - CLERICAL ERROR, THIS PARCEL APPLIED FOR AND WAS GRANTED THE NYS ENHANCED STAR EXEMPTION IN THE AMOUNT OF 32,880 THAT WAS OMITTE IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201732 / 2001 - ASSESSOR - Cancel - \$301.42

SBL No. 336.00-2-7.1 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 301.42 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION 301.42

CANCEL - CLERICAL ERROR, THIS PARCEL APPLIED FOR AND WAS GRANTED THE BASIC STAR EXEMPTION IN THE AMOUNT OF 13,150 THAT WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201733 / 9900 - ASSESSOR - Refund - \$207.66

SBL No. 192.20-8-20.1 - TOWN OF EVANS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 207.66 - Town/SpecialDist/School

Charge to : LAKE SHORE CENTRAL 207.66

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 34,500 AND SHOULD BE 24,500. RPTL 550(2)A.

CHECK IN FAVOR OF: JOHN R & DEBRA A MASCIO

PETITION NUMBER 201733 CONTINUED

Petition No. 201734 / 2000 - ASSESSOR - Refund - \$217.73

SBL No. 192.20-8-20.1 - TOWN OF EVANS

Acct. No. 112 - \$ 72.30 - County

Acct. No. 132 - \$ 145.43 - Town/SpecialDist/School

Charge to : TOWN OF EVANS

	108.85
NORTH EVANS FIRE PROTECT	22.64
ERIE CO SEW DST 2	13.94

REFUND - CLERICAL ERROR, THIS PARCEL WAS ASSESSED INCORRECTLY ON THE TAX ROLL. THE ASSESSED VALUE WAS 34,500 AND SHOULD BE 24,500. RPTL 550(2)A.  
CHECK IN FAVOR OF : JOHN R & DEBRA A MASCIO

Petition No. 201735 / 2001 - ASSESSOR - Cancel - \$206.14

SBL No. 200.00-3-14.1 - TOWN OF HAMBURG

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 206.14 - Town/SpecialDist/School

Charge to : LAKE SHORE CENTRAL 206.14

CANCEL - CLERICAL ERROR, THIS PARCEL WAS CREATED IN ERROR. THIS PARCEL IS INCLUDED IN SBL 220.00-3-14.5. RPTL 550(2)F.

Petition No. 201736 / 2001 - ASSESSOR - Cancel - \$684.45

SBL No. 207.00-4-52 - TOWN OF HAMBURG

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 684.45 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 684.45

CANCEL - CLERICAL ERROR, THIS PARCEL APPLIED FOR AND WAS GRANTED THE NYS ENHANCED STAR EXEMPTION IN THE AMOUNT OF 41,120 THAT WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201737 / 2000 - ASSESSOR - Refund - \$21.40

SBL No. 250.09-3-24.1 - TOWN OF EVANS

Acct. No. 112 - \$ 7.24 - County

Acct. No. 132 - \$ 14.16 - Town/SpecialDist/School

Charge to : TOWN OF EVANS

	10.04
ANGOLA-EVANS FIRE PROTECT	2.72
ERIE CO SEW DST 2	1.40

REFUND - CLERICAL ERROR, THE ASSESSMENT WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSED VALUE WAS 42,700 AND SHOULD BE 41,700.

RPTL 550(20A).  
CHECK IN FAVOR OF: MARIA KOROSTYNSKIJ

Petition No. 201738 / 2001 - ASSESSOR - Cancel - \$165.08

SBL No. 64.11-2-22 - TOWN OF GRAND ISLAND

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 165.08 - Town/SpecialDist/School  
Charge to : GRND ISLN CENTRAL 165.08

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY  
ON THE TAX ROLL. THE ASSESSMENT WAS 75,000 AND SHOULD BE 69,000.  
RPTL 550(2)A.

Petition No. 201739 / 2000 - ASSESSOR - Refund - \$162.00

SBL No. 159.00-1-17.1/255 - TOWN OF HAMBURG

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 162.00 - Town/SpecialDist/School

Charge to : TOWN OF HAMBURG  
162.00

REFUND - CLERICAL ERROR, THE PARCEL WAS CHARGED IN ERROR FOR SEWER  
TREATMENT THIS PARCEL IS NOT IN THE DISTRICT. RPTL 550(2)E.  
CHECK IN FAVOR OF: GRACE CARDOME

Petition No. 201740 / 2001 - ASSESSOR - Cancel - \$525.08

SBL No. 182.20-7-23 - TOWN OF HAMBURG

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 525.08 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 525.08

CANCEL - CLERICAL ERROR, THIS PARCEL APPLIED FOR AND WAS GRANTED  
THE ENHANCED STAR EXEMPTION IN THE AMOUNT OF 42,125 THAT WAS OMITTED  
IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201741 / 2001 - ASSESSOR - Cancel - \$138.99

SBL No. 262.11-3-5 - TOWN OF HOLLAND

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 138.99 - Town/SpecialDist/School

Charge to : HOLLAND CENTRAL 138.99

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT

OF 9,070 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201742 / 2001 - ASSESSOR - Cancel - \$788.27

SBL No. 116.05-2-10./93 - TOWN OF LANCASTER

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 788.27 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 788.27

CANCEL - CLERICAL ERROR, THIS PARCEL APPLIED FOR AND WAS GRANTED THE NYS ENHANCED STAR EXEMPTION IN THE AMOUNT OF 42,000 THAT WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201743 / 2001 - ASSESSOR - Cancel - \$1,867.29

SBL No. 32.00-2-18.2 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 1,867.29 - Town/SpecialDist/School

Charge to : AKRON CENTRAL 1,867.29

CANCEL - CLERICAL ERROR, THIS PARCEL WAS ELIGIBLE FOR THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 131,195 THAT WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201744 / 9900 - ASSESSOR - Refund - \$683.80

SBL No. 185.13-1-16 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 683.80 - Town/SpecialDist/School

Charge to : ORCH PARK CENTRAL 683.80

REFUND - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 36,200 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 50(2)C.

CHECK IN FAVOR OF: IRVING W SCHERFF

Petition No. 201745 / 2000 - ASSESSOR - Refund - \$340.25

SBL No. 185.13-1-16 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 203.21 - County

Acct. No. 132 - \$ 137.04 - Town/SpecialDist/School

Charge to : TOWN OF ORCHARD PARK

137.04

REFUND - CLERICAL ERROR, THIS PARCEL WAS ENTITLED TO THE SENIOR EXEMPTION IN THE AMOUNT OF 28,960 THAT WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

CHECK IN FAVOR OF: IRVING & ALICE SCHERFF

Petition No. 201746 / 2001 - ASSESSOR - Cancel - \$254.23

SBL No. 40.78-7-21 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 254.23 - Town/SpecialDist/School

Charge to : BASIC STAR EXEMPTION

254.23

CANCEL - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 13,380 THAT THIS PARCEL WAS GRANTED WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201747 / 2001 - ASSESSOR - Cancel - \$776.94

SBL No. 54.62-5-17 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 776.94 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI

776.94

CANCEL - CLERICAL ERROR, THIS PARCEL APPLIED FOR AND WAS GRANTED THE NYS ENHANCED STAR EXEMPTION IN THE AMOUNT OF 33,460 THAT WAS

PETITION NUMBER 201747 CONTINUED

OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

2000 FISCAL YEAR

PETITION # 201719 / 2001

TOWN OF BRANT

S-B-L 267.00-3-20.1

CHARGEBACKS

---

TOTAL ADJUSTMENT : CANCEL \$856.13

COUNTY TAX	0.00
GENERAL TOWN	0.00
HIGHWAY	0.00
BRIDGE	0.00
41834	847.66 NYS STAR ENHANCED EXEMPTION
70000	8.47 COLLECTORS FEE

CHARGEBACK TOTALS :

COUNTY	0.00	
TOWN	0.00	
41834	847.66	NYS STAR ENHANCED EXEMPTION
70000	8.47	COLLECTORS FEE

-----  
AMOUNT OF TAX \$ 1,194.17  
CANCELED TAX \$ 856.13  
CORRECTED TAX \$ 338.04

CANCEL - CLERICAL ERROR, THIS PARCEL IS ENTITLED TO THE NEW YORK STATE  
ENHANCED STAR THAT WAS APPLIED FOR AND OMITTED IN ERROR FROM THE  
TAX ROLL. RPTL 550(2)C

FISCAL YEAR

PETITION # 201719 / 2001

2000

TOWN OF BRANT

S-B-L 267.00-3-20.1

CHARGEBACKS

TOTAL ADJUSTMENT : CANCEL \$856.13

COUNTY TAX	0.00	
GENERAL TOWN	0.00	
HIGHWAY	0.00	
BRIDGE	0.00	
41834	847.66	NYS STAR ENHANCED EXEMPTION
70000	8.47	COLLECTORS FEE

CHARGEBACK TOTALS :

COUNTY	0.00	
TOWN	0.00	
41834	847.66	NYS STAR ENHANCED EXEMPTION
70000	8.47	COLLECTORS FEE

-----  
AMOUNT OF TAX \$ 1,194.17  
CANCELED TAX \$ 856.13  
CORRECTED TAX \$ 338.04

CANCEL - CLERICAL ERROR, THIS PARCEL IS ENTITLED TO THE NEW YORK STATE

ENHANCED STAR THAT WAS APPLIED FOR AND OMITTED IN ERROR FROM THE  
TAX ROLL. RPTL 550(2)C

(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.

4. Item Page - 1999 (Comm. 19E-15)  
**COUNTY EXECUTIVE**

WHEREAS, the County has been notified by New York State of the IGT program details and payment schedule for the 2000-2001 State fiscal year, and

WHEREAS, the payment schedule provides for IGT payments to the Erie County Medical Center (ECMC) and the Erie County Home in September and October of 2000, and

WHEREAS, ECMC has recently also received a supplemental IGT reconciliation payment for the 1996-97 and 1997-98 program years, and

WHEREAS, the annual county budget includes the IGT program on a net basis only, with subsequent budget amendments to be defined when actual details of gross revenue amounts and local share cost are known, and

WHEREAS, amendments are required in the 2000 budget of the Department of Social Services to reflect the actual 90 percent Medicaid local share cost of the IGT program and the recoupment of this local share from ECMC and the Erie County Home, and

WHEREAS, the IGT program gross revenues, local share costs and net revenues to be realized in 2000 are as follows:

	<u>Gross IGT Revenue</u>	<u>90% Local Share Cost</u>	<u>10% Net Revenue</u>
ECMC - P/Y Reconciliation	\$12,795,079	\$11,515,571	\$1,279,508
ECMC - Regular	5,341,027	4,806,925	534,102
ECMC - SNF Regular	<u>10,756,268</u>	<u>9,680,641</u>	<u>1,075,627</u>
Total ECMC	\$28,892,374	\$26,003,137	\$2,889,237
Erie County Home Regular	<u>\$57,252,082</u>	<u>\$51,526,874</u>	<u>\$5,725,208</u>
<b>Grand Total</b>	<b><u>\$86,144,456</u></b>	<b><u>\$77,530,011</u></b>	<b><u>\$8,614,445</u></b>

NOW, THEREFORE, BE IT

RESOLVED, that the following amendments are hereby authorized in the 2000 budget of the Department of Social Services, Fund 120, to reflect the 90 percent IGT Medicaid local share cost and the recoupment of same from ECMC and the Erie County Home.

<u>Account</u>	<u>Description</u>	<u>Increase</u>
840-0100	MMIS - IGT Local Share	<u>\$77,530,011</u>
	<b>Total Appropriation</b>	<b>\$77,530,011</b>
510-0100	Refund of Expense - IGT	<u>\$77,530,011</u>
	<b>Total Revenue</b>	<b>\$77,530,011</b>

and be it further,

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

(5-0) Legislator Fitzpatrick absent. Chairman Swanick present as Ex-Officio Member.

**CRYSTAL D. PEOPLES  
CHAIRPERSON**

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 16 – MR. HOLT presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 388

September 28, 2000

SOCIAL SERVICES  
COMMITTEE  
REPORT NO. 9

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

1. Item Page - 2000 (Comm. 19E-8)

**COUNTY EXECUTIVE**

WHEREAS, the Department of Social Services contracts with the Food Bank of Western New York to provide emergency food products to families in need of one-time benefits, and

WHEREAS, these benefits are critical to families in need of an amount of food for several meals in cases where food is not immediately available through other means, and



WHEREAS, the current contract has proven to be insufficient to meet the demand for these services, and the Department is requesting an increase to this contract in the amount of \$30,000 to be funded by a transfer of available funds from the current appropriation for Emergency Assistance to Adults (EAA), and

WHEREAS, there is no net fiscal impact to the 2000 budget.

NOW, THEREFORE, BE IT

RESOLVED, that the following budget amendments are hereby authorized in the 2000 Adopted Budget:

Department of Social Services, Department 200, Fund 120

<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>INCREASE/ (DECREASE)</u>
830-0301	Food Bank of Western New York	\$30,000
846	Emergency Assistance to Adults (EAA)	<u>(30,000)</u>
	Total Expenditures	\$ <u>-0-</u>

and be it further

RESOLVED, that the County Executive and/or Commissioner of Social Services are hereby authorized to amend the existing contract with the Food Bank of Western New York, and be it further

RESOLVED, that because these special services are needed immediately, the County Administrative Code requirement in Section 19.08 for a Request for Proposals (RFP) is hereby waived for the continuation of the current contract for this service, and be it further

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

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

2. Item Page - 2000 (Comm. 19E-9)

**COUNTY EXECUTIVE**

WHEREAS, the Department of Social Services is required by law and regulation to fund interpreter services to non-English speaking clientele for their contacts with the Department, for medical visits and other purposes, and

WHEREAS, the barrier presented by language differences can be a serious detriment to the provision of timely, confidential services, and

WHEREAS, in order to provide for the large number of different languages, the Department contracts with the International Institute which maintains on-call translation services on an as needed basis, and

WHEREAS, the current contract has proven to be insufficient to meet the demand for these services, and the Department is requesting an increase to this contract in the amount of \$26,000 to be funded by a transfer of available funds from the current appropriation for Emergency Assistance to Adults (EAA), and

WHEREAS, there is no net fiscal impact to the 2000 budget.

NOW, THEREFORE, BE IT

RESOLVED, that the following budget amendments are hereby authorized in the 2000 Adopted Budget:

Department of Social Services, Department 200, Fund 120

<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>INCREASE/ (DECREASE)</u>
830-0209	International Institute	\$26,000
846	Emergency Assistance to Adults (EAA)	<u>(26,000)</u>
	Total Expenditures	<u>\$ -0-</u>

and be it further

RESOLVED, that the County Executive and/or Commissioner of Social Services are hereby authorized to amend the existing contract with the International Institute, and be it further

RESOLVED, that because these special services are needed immediately, the County Administrative Code requirement in Section 19.08 for a Request for Proposals (RFP) is hereby waived for the continuation of the current contract for this service, and be it further

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

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

**AS AMENDED**  
(Comm. 19E-10)

3. Item Page - 2000  
**COUNTY EXECUTIVE**

WHEREAS, the Department of Social Services is seeking authorization to enter into a contract with AZtech, Inc. in the amount of \$1,800 to conduct focus groups comprised of adult disabled individuals, and

WHEREAS, the focus groups will explore issues that will further enhance the development of the Consumer Directed Personal Assistant Program, and

WHEREAS, AZtech, Inc. is uniquely qualified to conduct these focus groups in that they are experienced in this activity with the adult disabled population, and

WHEREAS, this program is designed as an adjunct to the Personal Care Program that is administered by the Department, and

WHEREAS, transportation is often needed by adult disabled individuals served by the Department but is not an allowable activity within the range of personal care aide services, and

WHEREAS, transportation is an allowable service under the Consumer Directed Personal Assistant Program, and

WHEREAS, there is no net fiscal impact to the 2000 budget.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive and/or the Commissioner of Social Services are hereby authorized to enter into a contract with AZtech, Inc. for an amount not to exceed \$1,800, and be it further

RESOLVED, that because these special services are needed immediately and are for less than \$10,000, the County Administrative Code requirement in Section 19.08 for a Request for Proposals (RFP) is hereby waived, and be it further

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

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

4. Item Page - 2000 (Comm. 19E-16)  
**COUNTY EXECUTIVE**

WHEREAS, the Erie County Legislature has already appropriated funds for the Area Agency on Aging (AAA), the Disease Prevention and Health Promotion (III-F), the Title III-D Respite (III-D), the Congregate Dining Program (III-C-1), and the Home Delivered Nutrition Program (III-C-2) grants for the period January 1, 2000 to December 31, 2000, and

**WHEREAS**, the New York State Office for the Aging has notified the Department of Senior Services of supplemental federal allocations for these Title III grants, and

**WHEREAS**, the Department is in need of two (2) new vans to replace high-mileage aging vans in the Going Places fleet to continue providing safe and comfortable rides for senior citizens, and

**WHEREAS**, there is a growing need to expand the Department's Adult Day Care services to provide respite for families of aging adults, and

**WHEREAS**, the Department has identified five (5) Nutrition sites; Moot Center, William YMCA, Infant of Prague, Lackawanna Senior Center and the Tosh Collins Senior Center, as sites needing new kitchen equipment to maintain the quality of meals served to senior citizens, and

**WHEREAS**, the Department intends to use additional nutrition Grant funds to enhance meal quality and provide extra holiday meals, and

**WHEREAS**, the County budgets for the above grants are in need of revision, and

**WHEREAS**, no additional County funds are needed, and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the budget for the AAA grant for the period January 1, 2000 to December 31, 2000, Project 275, be revised as follows:

<u>REVENUES</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>AMENDED BUDGET</u>
<u>Account</u>	<u>Description</u>			
664	Federal Aid	\$1,527,290	\$+45,504	\$1,572,794
686	Interfund Rev	302,809	- 3,155	299,654
TOTAL CHANGE TO REVENUES			<u>\$+42,349</u>	
 <u>APPROPRIATIONS</u>				
826	Other Expenses	\$ 76,009	\$- 3,155	\$ 72,854
930	Motor Vehicles	-0-	<u>+45,504</u>	45,504
TOTAL CHANGE TO APPROPRIATIONS			<u>\$ +42,349</u>	

and be it further

**RESOLVED**, that the budget for the III-F grant for the period January 1,2000 to December 31, 2000, Project 278, be revised as follows:

<u>REVENUES</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>AMENDED BUDGET</u>
<u>Account</u>	<u>Description</u>			
664	Federal Aid	\$66,166	\$+ 434	\$66,600
TOTAL CHANGE TO REVENUES			<u>\$+ 434</u>	
 <u>APPROPRIATIONS</u>				
805	Fringe Benefits	10,071	+ 3,079	13,150
810	Office Supplies	500	+ 100	600
824	Local Travel	650	+ 450	1,100
830	Contractual Serv	4,034	- 3,195	839
TOTAL CHANGE TO APPROPRIATIONS			<u>\$+ 434</u>	

and be it further

**RESOLVED**, that the III-D grant for the period January 1, 2000 to December 31, 2000, Project 276, be revised as follows:

<u>REVENUES</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>AMENDED BUDGET</u>
<u>Account</u>	<u>Description</u>			
664	Federal Aid	\$43,700	\$+32,954	\$76,654
686	Interfund Revenue	5,363	+ 3,155	8,518
TOTAL CHANGE TO REVENUES			<u>\$+36,109</u>	
 <u>APPROPRIATIONS</u>				
830	Contractual Svs	\$49,063	\$+36,109	\$85,172
TOTAL CHANGE TO APPROPRIATIONS			<u>\$+36,109</u>	

and be it further

**RESOLVED**, that the III-C-1 grant for the period January 1, 2000 to December 31, 2000, Project 269, be revised as follows:

<u>REVENUES</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>AMENDED BUDGET</u>
<u>Account</u>	<u>Description</u>			
440	Unclassified Fees	\$797,270	\$+16,196	\$ 813,466
664	Federal Aid	1,323,002	+22,431	<u>1,345,433</u>
TOTAL CHANGE TO REVENUES			<u>\$+38,627</u>	
 <u>APPROPRIATIONS</u>				
800	Personal Services	\$468,084	\$- 3,440	\$ 464,644

826 Other Expenses	1,249,997	\$+29,506	1,279,503
932 Furn. & Fixtures	3,753	+12,561	16,314
<b>TOTAL CHANGE TO APPROPRIATIONS</b>		<b>\$+38,627</b>	

and be it further

**RESOLVED**, that the III-C-2 grant for the period January 1, 2000 to December 31, 2000, Project 271, be revised as follows:

<u>REVENUES</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>AMENDED BUDGET</u>
<u>Account</u>	<u>Description</u>			
440	Unclassified Fees	\$ 638,148	\$- 27,219	\$610,929
664	Federal Aid	983,658	\$- 77,581	\$906,077
<b>TOTAL CHANGE TO REVENUES</b>			<b>\$-104,800</b>	
<u>APPROPRIATIONS</u>				
830	Contractual Svs	\$1,533,881	\$-104,800	\$1,429,081
<b>TOTAL CHANGE TO APPROPRIATIONS</b>			<b>\$-104,800</b>	

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 and the Department of Senior Services.  
 (6-0) Chairman Swanick present as Ex-Officio Member.

5. Item Page - 2000 (Comm. 19E-17)

**COUNTY EXECUTIVE**

WHEREAS, the Rural Van Transportation Program serves low-income households as well as the elderly and disabled in 19 municipalities in southern Erie County; and

WHEREAS, the Rural Van Program has been operated under an Erie County contract with Rural Transit Service, Inc., a not-for-profit corporation, for the past four (4) years; and

WHEREAS, Rural Transit Service, Inc. desires to replace a high-mileage, high-maintenance 12-passenger van with a 7-passenger mini van utilizing \$23,000 of federal Community Development funds available in prior years Erie County Community Development Grants;

NOW, THEREFORE, BE IT

**RESOLVED**, that the Erie County Executive is hereby authorized to execute an amendatory agreement with Rural Transit Service, Inc. (RTS) increasing the authorized 1997-2000 contract amount from \$571,100 to \$594,100 for the purpose of purchasing a replacement van needed to continue operating the Southtowns Rural Transit Service Van Program in the Towns of Holland and Sardinia; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Budget, Management, and Finance, the Comptroller and the Commissioner of the Department of Environment and Planning.

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

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

MR. HOLT moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

**LEGISLATORS RESOLUTIONS**

Item 17 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 389

Re: Appointments of Democratic &  
Republican Commissioners of Elections.  
(Intro. 20-1)

A RESOLUTION SUBMITTED BY LEGISLATORS  
SWANICK, PEOPLES, MARINELLI, KUWIK, FITZPATRICK, HOLT, FISHER,  
DUSZA, MARSHALL, GREENAN, CHASE, PAULY, WEINSTEIN, RANZENHOFER &  
LARSON

WHEREAS, on September 25, 2000, pursuant to Election Law § 3-204 (2), the Erie County Democratic Committee filed with the Clerk of the Erie County Legislature a Certificate of Party Recommendation, recommending the appointment of Laurence F. Adamczyk, residing at 232 Crescent Avenue, Buffalo, New York 14214, for appointment to the office of Democratic Commissioner of Elections for a full four year term, and

WHEREAS, on September 25, 2000, pursuant to Election Law § 3-204 (2), the Erie County Republican Committee filed with the Clerk of the Erie County Legislature a Certificate of Party Recommendation, recommending the appointment of Ralph M. Mohr, residing at 5622 Broadway, Lancaster, New York 14086, for appointment to the office of Republican Commissioner of Elections for a full four year term, and

WHEREAS, said appointments are to commence January 1, 2001,

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with the New York State Election Law, the Erie County Legislature hereby appoints Laurence F. Adamczyk, residing at 232 Crescent Avenue, Buffalo, New York 14214, as Democratic Commissioner of Elections for a full four year term commencing January 1, 2001, and be it further

RESOLVED, that further in accordance with the New York State Election Law, the Erie County Legislature hereby appoints Ralph M. Mohr, residing at 5622 Broadway, Lancaster, New York 14086, as Republican Commissioner of Elections for a full four year term commencing January 1, 2001, and be it further

RESOLVED, that certified copies of this resolution be sent to the Commissioners of the Board of Elections.

Fiscal Impact: None for Resolution.

MS. PEOPLES moved the approval of the resolution. MR. MARSHALL seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, LARSON, MARSHALL, PAULY, RANZENHOFER, WEINSTEIN, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, PEOPLES & SWANICK. NOES: DeBENEDETTI & OLMA. AYES – 15, NOES – 2.

CARRIED.

Item 18 – CHAIRMAN SWANICK directed that the following resolution be referred to the PERSONNEL AD HOC COMMITTEE.

Intro. 20-2 From LEGISLATORS OLMA & DeBENEDETTI Re: Political Retribution Against Board of Elections Employees.

CHALLENGE TO THE CHAIR.

AYES: DeBENEDETTI & OLMA. NOES: CHASE, GREENAN, LARSON, MARSHALL, PAULY, RANZENHOFER, WEINSTEIN, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, PEOPLES & SWANICK. AYES – 2, NOES – 15.

DEFEATED.

Item 19 – MS. MARINELLI presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.



RESOLUTION NO. 390

Re: Support for CVB Bid for  
2003 Junior Olympics.  
(Intro. 20-3)

A RESOLUTION SUBMITTED BY LEGISLATORS  
MARINELLI, FISHER, HOLT, PAULY, LARSON, SWANICK, PEOPLES & KUWIK

WHEREAS, the Greater Buffalo Convention and Visitors' Bureau was successful in bringing to Erie County the 2000 United States Track and Field Junior Olympics, and

WHEREAS, this event brought over 6,900 athletes and 11,000 attendees, the highest figures in both categories for the USATF Junior Olympics, exposing a wide range of individuals from throughout the nation to the attributes of Buffalo, Erie County and Western New York, and

WHEREAS, the presence of these athletes and attendees is estimated to have generated an economic impact of approximately \$13 million in our community, and

WHEREAS, Erie County possesses the state of the art facilities to attract such an event again at this time, and

WHEREAS, the 2000 USATF Junior Olympics far exceeded the expectations of the Greater Buffalo Convention and Visitors Bureau bringing approximately an additional 2000 people to Erie County and Western New York, and

WHEREAS, United States Track and Field has rated the Buffalo 2000 Junior Olympics as one of the most successful, and

WHEREAS, the opportunity is at hand to again bid on the USATF Junior Olympic games for the year 2003, and

WHEREAS, the Greater Buffalo Convention and Visitors Bureau has requested a statement of support from the Erie County Legislature concerning its plans to seek to have Buffalo and Erie County host the 2003 Junior Olympics, and

WHEREAS, should Buffalo and Erie County be awarded the 2003 games, a pledge of \$35,000 in funds to support the games would need to be satisfied; however, if the games were not awarded to our region, no public funds would be expended,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby reaffirm its support for amateur athletics as activities fostering teamwork and leadership skills important to the development of youth in our community, and be it further

RESOLVED, that this Honorable Body does hereby endorse the Greater Buffalo Convention and Visitors Bureau bid for the 2003 USA Track and Field National Junior Olympic Championships, and be it further

RESOLVED, that should the 2003 Junior Olympics be brought to Buffalo and Erie County, this Honorable Body does hereby pledge financial support to the games in the amount of \$35,000 to assist in the bidding fees for this event, payable only should the games be awarded to this region; such action would require an additional action by this Honorable Body at the appropriate time, and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the County Attorney, and Mike Even, Sales Director, Amateur Sporting and Special Events, Greater Buffalo Convention and Visitors' Bureau.

Fiscal Impact: None for Resolution.

MS. MARINELLI moved to amend the resolution to include ET AL Sponsorship. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

MS. MARINELLI moved the approval of the resolution as amended. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 20 – CHAIRMAN SWANICK directed that the following resolution be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Intro. 20-4 From LEGISLATORS WEINSTEIN & HOLT Re: Formation of a Task Force to Help Prevent Bigotry & Racism in Erie County.

MS. MARINELLI moved to amend the resolution to include ET AL Sponsorship. MR. PAULY seconded.

CARRIED UNANIMOUSLY.

Item 21 – MR. HOLT presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 391

Re: Urging NYS to Amend the  
Farmers Nutrition Program to  
Include Local Produce Stands  
that Buy from Local Growers.  
(Intro. 20-5)

A RESOLUTION SUBMITTED BY LEGISLATOR HOLT

WHEREAS, farming remains the single largest industry in New York State and a significant industry in the Western New York region, and

WHEREAS, New York State provides a Farmers Market Nutrition Program available to residents who participate in W.I.C. or the senior nutrition program, and

WHEREAS, participants in the Farmers Market Nutrition Program receive a one-time benefit of \$10 or \$20 in farmers market checks per household for use between July 1 and October 31 of each year, and

WHEREAS, through this program locally grown fresh fruits and vegetables can be purchased with farmers market checks at designated farmers market sites, and

WHEREAS, farmers market sites must apply to qualify as a participant in the Farmers Market Nutrition Program, and

WHEREAS, currently four sites in the City of Buffalo qualify as participating farmers markets as well as several others throughout Erie County and the Western New York region, and

WHEREAS, several participating farmers markets are only open one or two days a week, making access to the markets difficult for some farmers market check holders, and

WHEREAS, in many cases W.I.C. recipients and seniors have limited access to transportation, making getting to one of these sites difficult for some farmers market check holders, and

WHEREAS, there are several produce stands in Erie County and specifically in the City of Buffalo that sell produce grown by local farmers who have been excluded from participating in the Farmers Market Nutrition Program, and

WHEREAS, the main goals of the Farmers Market Nutrition Program are promoting the sale of products grown by local farmers and providing W.I.C. recipients and seniors with the nutritious components necessary for a healthy diet, and

WHEREAS, expanding the Farmers Market Nutrition Program to include produce stands that sell produce grown by local farmers would benefit both the farmers by expanding their market and the participants by making access to local farmers goods more accessible,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature reaffirms our support for the agriculture industry and local growers, and be it further

RESOLVED, that this Honorable Body further calls upon the New York State Department of Health and Office for the Aging to consider amending the farmers market nutrition program to allow local produce stands that purchase locally grown produce to apply to participate in the Farmers Market Nutrition Program, and be it further

RESOLVED, that certified copies of this resolution be sent to the New York State Department of Health, the New York State Office for the Aging, the New York State Department of Agriculture and Markets, the Erie County Department of Social Services and the Erie County Department of Senior Services.

Fiscal Impact: None for resolution.

MR. HOLT moved to amend the resolution to include ET AL Sponsorship. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

MR. HOLT moved the approval of the resolution as amended. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 22 – MR. PAULY presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 392

Re: Full Implementation of Regional  
Economic Development Database  
(REDD). (Intro. 20-6)

A RESOLUTION SUBMITTED BY LEGISLATORS  
SWANICK, WEINSTEIN, PAULY, PEOPLES, DeBENEDETTI, GREENAN,  
CHASE, FISHER, KUWIK, FITZPATRICK, HOLT, OLMA, DUSZA,  
MARINELLI, MARSHALL, RANZENHOFER, & LARSON

WHEREAS, Upstate New York's economy has lagged behind other parts of the state and the nation, and

WHEREAS, Erie County, Niagara County and the Western New York region are finding it difficult to compete effectively with other regions in terms of attracting new business to the area, and

WHEREAS, For the health of our region it is imperative that we make every effort to increase the effectiveness of our business attraction initiatives, and

WHEREAS, A single gateway for access to information on the area, including (for example) available parcels, similar firms, and demographic information would provide a useful tool for agencies in promoting the economic health of our region, and

WHEREAS, While there are piecemeal efforts underway to provide said information, there needs to be a coordinated effort to provide a unified, tiered access point for users of economic development information to learn about our region, and

WHEREAS, An effort spearheaded by the Buffalo Niagara Enterprise to market the region and attract business to the area is currently underway, and the BNE has affirmed the importance of having a database to provide potential businesses with a timely and current method of inquiry once they have been initially attracted to the region through said marketing effort, as have many of the main economic development agencies and end users of such a database, and

WHEREAS, Erie and Niagara counties have jointly participated in economic development initiatives through mutual participation in the Erie-Niagara Regional Partnership — a subcommittee of both counties' legislatures — for the betterment of both counties and the entire region, and

WHEREAS, The ENRP's Economic Development Subcommittee, at their July 6, 1999 meeting, unanimously endorsed the effort as being good for the future economic health of the region, and further unanimously endorsed the creation of said database in a timely manner for Erie and Niagara Counties, and

WHEREAS, This Honorable Body approved Intro. 14-10 as amended on July 15, 1999 to contract with the University at Buffalo Institute for Local Governance and Regional Growth to produce a Regional Economic Development Database (REDD) action plan and pilot project, an initiative the Niagara County Legislature likewise approved, and

WHEREAS, The Institute produced the action plan on March 1, 2000 and the pilot project on September 1, 2000 according to contract specifications, and

WHEREAS, Following the Institute's recommendation, the expressed need for such a database by many in the economic development field, and the deliberations of Erie and Niagara County legislators through this Honorable Body's Regionalism Ad Hoc Committee and the Erie-Niagara Regional Partnership, it has been determined that fully implementing and maintaining the REDD would be of immense benefit to this region in the area of economic development, and would indeed put this area ahead of the curve nationwide in this area, and

WHEREAS, The cost of beginning full implementation in the year 2000 is \$80,000, with an annual cost of \$250,000 to maintain and upgrade the REDD, and

WHEREAS, It is beneficial to move full implementation of the REDD along expeditiously in that if the data already collected for the pilot project is allowed to become outdated it significantly adds to the project cost,

NOW, THEREFORE, BE IT

RESOLVED, That the Erie County Legislature does hereby reaffirm its commitment to continue its economic development initiatives in order to strengthen our region's future, and be it further

RESOLVED, That this Honorable Body does further restate its commitment to working in conjunction with officials in Niagara County to better coordinate efforts and provide for the well being of both counties, and be it further

RESOLVED, That this Honorable Body does hereby state its desire to create, fully implement, and maintain an economic development database for use by our region's economic development agencies in attracting new business to our area, as well as for potential use by others as access to information is deemed appropriate and made available, and be it further

RESOLVED, That the Erie County Legislature does hereby approve the transfer of \$80,000 from Extraordinary County Aid to Local Governments, Consolidation/Regional Program (DAC: 1109043038300699 — 1999 budget) to a new sub-account under Agency Payments, Public Benefit — E&P (DAC: 1109223028301098 — 2000 budget) for the purpose of entering into a contract with the University at Buffalo's Institute for Local Governance and Regional Growth for the full implementation of the Regional Economic Development Database (REDD) — an amount that will allow the project to be advanced to the end of the year 2000, and be it further

RESOLVED, That this Honorable Body does hereby authorize the County Executive to sign a contract in an amount not to exceed \$80,000 with the University at Buffalo's Institute for Local Governance and Regional Growth for the aforesaid purpose, and be it further

RESOLVED, That the Clerk of the Legislature, the Director of the Division of Budget, Management and Finance, and the Commissioner of the Department of Environment and Planning are hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

RESOLVED, That this Honorable Body does hereby further state its commitment to participating in the annual maintenance of the REDD, with similar commitment to be made by the Niagara County Legislature in a timely fashion and with the potential commitment of this region's economic development agencies pending negotiations with Erie and Niagara Counties and the University at Buffalo, and be it further

RESOLVED, That the REDD shall be housed at the University at Buffalo Department of Geography and administered by the University at Buffalo Institute of Local Governance and Regional Growth, and that UB, pursuant to its collaboration with the Buffalo-Niagara Enterprise, has agreed to provide the facilities and equipment to house the REDD as an in-kind contribution to this project and to BNE, and be it further

RESOLVED, That said effort shall be undertaken with the advisement of the Erie-Niagara Regional Partnership Economic Development Subcommittee, as well as additional representation as determined beneficial by this Honorable Body, the Niagara County Legislature, the Erie-Niagara Regional Partnership and the Institute for Local Governance and Regional Growth, and be it further

RESOLVED, That the University at Buffalo's Institute for Local Governance and Regional Growth file an interim report on activity and cost with the clerks of the Erie and Niagara County Legislatures no later than January 31, 2001, and be it further

RESOLVED, That certified copies of this resolution be sent to Erie County Executive Joel Giambra, Department of Environment and Planning Commissioner Lawrence Rubin, Division of Budget Director Joseph Passafiume, First Assistant County Attorney Susannah Bochenek, Comptroller Nancy Naples, University at Buffalo Institute for Local Governance and Regional Growth Executive Director John Sheffer, II (Beck Hall, 3435 Main St. Building 9, Buffalo, NY 14214), Niagara County Legislature Chairman Clyde Burmaster, Erie County Industrial Development Agency Executive Director Ronald Coan, NYSEG Western Region Managing Director Brian Eldridge (150 Erie St. Lancaster, NY 14086), Niagara County Legislator John Tylec, Niagara County Industrial Development Agency Executive Director John Simon (2055 Niagara Falls Blvd. Suite One, Niagara Falls, NY 14304), Buffalo-Niagara Enterprise Executive Director Thomas Kucharski, and Empire State Development Executive Director Luke Rich.

**Fiscal Impact:** Appropriation of 1999 budgeted funds.

MR. PAULY moved the approval of the resolution. MS. MARINELLI seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, LARSON, MARSHALL, PAULY, RANZENHOFER, WEINSTEIN, DeBENEDETTI, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, OLMA, PEOPLES, SWANICK. AYES – 17, NOES – 0.

CARRIED UNANIMOUSLY.

Item 23 – CHAIRMAN SWANICK directed that the following resolution be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Intro. 20-7 From LEGISLATOR PEOPLES Re: Details from ECMC Relative to Additional Intergovernmental Transfer (IGT) Revenue.

MS. PEOPLES moved to amend the resolution to include ET AL Sponsorship. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 24 – MR. KUWIK presented the following resolution and moved for immediate consideration. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 393

Re: Authorization to Forfeit a Portion of  
Erie County's Year 2000 OTB Revenue  
in the Amount of \$175,000.  
(Intro. 20-8)

A RESOLUTION SUBMITTED BY LEGISLATORS KUWIK & CHASE

WHEREAS, Buffalo Raceway, located in the Town of Hamburg, has been in operation for many years and serves as a source of employment for breeders, ticket sellers, concessionaires and numerous other support staff, and

WHEREAS, in addition to functioning as a major employer, the raceway has a positive economic on the Hamburg community and the entire Western New York region, and

WHEREAS, the uncertain financial future of Buffalo Raceway threatens the success of the facility, and

WHEREAS, in May 2000 the Erie County Legislature unanimously approved Intro. 10-7 requesting state legislation authorizing Erie County's OTB revenues derived from ticket sales on races held at Buffalo Raceway redirected to Buffalo Raceway for budget years 2001 through 2005, and

WHEREAS, the intention of this request was to ensure the survival of Buffalo Raceway and maintain alternate Erie County revenues derived as a result of the continued operation of the raceway, and

WHEREAS, a request has been made that Erie County forego this portion of the OTB revenue for the year 2000, and

WHEREAS, anticipated annual OTB revenue derived from OTB ticket sales on races held at Buffalo Raceway are estimated to be \$175,000 for fiscal year 2000, and

WHEREAS, while Erie County should never wish to forfeit revenue, the county would lose the revenue, in addition to dozens of jobs at Buffalo Raceway, should the raceway cease to exist as we know it today, and

WHEREAS, other businesses in the Town of Hamburg – from gas stations to restaurants – would likely suffer from the closure of Buffalo Raceway,

NOW, THEREFORE, BE IT



RESOLVED, that the Erie County Legislature does hereby reaffirm its commitment to the continued operation of Buffalo Raceway and the continued enhancement of economic development within local communities throughout Erie County and Western New York, and

RESOLVED, that this Honorable Body further agrees to forfeit year 2000 Erie County revenue derived from ticket sales on races held at Buffalo Raceway in the amount of \$175,000 as a means toward ensuring the survival of the industry and ensuring that Erie County can continue to realize other revenue derived as a result of the continued operation of Buffalo Raceway, and be it further

RESOLVED, that this Honorable Body hereby approves the following budget transfer:

**REVENUES:**

<u>NAME</u>	<u>LINE</u>	<u>ORIGINAL AMOUNT</u>	<u>+/-</u>	<u>NEW AMOUNT</u>
OTB	110923310316	\$1,350,000	(\$175,000)	\$1,175,000

**EXPENDITURES:**

<u>NAME</u>	<u>LINE</u>	<u>ORIGINAL AMOUNT</u>	<u>+/-</u>	<u>NEW AMOUNT</u>
Buffalo Trotting Association	110921301830	-0-	\$175,000	\$175,000

And be it further

RESOLVED, that, as delineated above, \$175,000 be added to Fund 110, Project 921, Department 301 Agency Payments & Grants – Public Benefit Services, (DAC:110921301830), for allocation to the Buffalo Trotting Association, and be it further

RESOLVED, that the County Executive be and hereby is authorized to enter into a contractual agreement with the Buffalo Trotting Association for the purposes stated above, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Board of Directors of Western New York Regional Off Track Betting, the Board of Directors of Buffalo Raceway, Erie County Executive Joel Giambra, County Comptroller Nancy A. Naples, Budget Director Joseph Passafiume and to First Assistant County Attorney Susannah M. Bochenek.

Fiscal Impact: \$175,000 for Fiscal Year 2000; forfeiture of revenue will ensure continuation of racing at Buffalo Raceway for year 2000-01 season and foreseeable future.

MR. KUWIK moved to amend the resolution. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

**DELETE the third RESOLVE clause in its entirety and replace with the following:**

RESOLVED, that this Honorable Body does hereby approve the transfer of \$175,000, from available re-appropriation balances to be determined by the Budget Director, to the following agency:

<u>NAME</u>	<u>LINE</u>	<u>ORIGINAL AMOUNT</u>	<u>+/-</u>	<u>NEW AMOUNT</u>
Buffalo Trotting Assn.	110921301830	- 0 -	\$175,000	\$175,000

And be it further

MR. KUWIK moved the approval of the resolution as amended. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 25 – MR. WEINSTEIN moved to discharge the PUBLIC SAFETY COMMITTEE from further consideration of Intro. 14-3. MS. CHASE seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, LARSON, MARSHALL, RANZENHOFER & WEINSTEIN.  
NOES: PAULY, DeBENEDETTI, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, OLMA, PEOPLES & SWANICK. AYES – 6, NOES – 11.

DEFEATED.

Item 26 – MR. MARSHALL moved to discharge the SOCIAL SERVICES COMMITTEE from further consideration of Comm. 16E-28. MS. CHASE seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, LARSON, MARSHALL, RANZENHOFER, WEINSTEIN, DeBENEDETTI & OLMA. NOES: PAULY, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, PEOPLES & SWANICK. AYES – 8, NOES – 9.

DEFEATED.

Item 27 – MS. PEOPLES moved to discharge the FINANCE & MANAGEMENT COMMITTEE from further consideration of Intro. 19-6. MR. GREENAN seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 394

Re: Support to Give Homeowners a  
10% School Tax Rebate In Addition to  
Current STAR Savings.

A RESOLUTION SUBMITTED BY LEGISLATORS  
GREENAN, LARSON, WEINSTEIN, CHASE, MARSHALL & RANZENHOFER

**WHEREAS**, over the past three years, the School Tax Relief (STAR) program has served to lower school property taxes for homeowners across the State, and

**WHEREAS**, this year, the second phase of the STAR program will go into effect for all New York State homeowners to further reduce school property taxes, and

**WHEREAS**, members of the New York State Legislature have proposed using part of the New York State surplus to give homeowners an additional 10 percent school tax rebate on top of their current STAR savings, and

**WHEREAS**, this initiative which has been dubbed STAR 2 would greatly benefit area homeowners by returning to them their hard earned tax dollars, and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Erie County Legislature does hereby support the Legislature's proposal to improve upon the existing success of the STAR program by increasing tax savings by an additional 10 percent, and be it further

**RESOLVED**, that this Honorable Body does hereby memorialize the New York State Legislature to draft and approve, and Governor Pataki to sign into law, legislation empowering the State to make the aforementioned improvements to the STAR program, and be it further

**RESOLVED**, that a certified copy of this resolution be forwarded to Governor Pataki and all of the Western New York delegation.

**Fiscal Impact: None**

MS. PEOPLES moved to amend the resolution to include et al sponsorship. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

MS. PEOPLES moved the approval of the resolution as amended. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

**SUSPENSION OF THE RULES**

Item 28 – MR. LARSON presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 395

Re: Federal/State Disaster Aid Flood  
Damage 200 Funding Acceptance.  
(Comm. 20E-47)

WHEREAS, the Highway Division suffered severe damages to our facilities during the floods in May, June, July, and August, 2000, and

WHEREAS, the area was declared a disaster area by the Federal Government, and

WHEREAS, the Highway Division will incur costs of more than \$1,650,000 to rebuild their roads, bridges and culverts, and

WHEREAS, Federal/State Disaster Aid is available to fund a portion of these incurred costs at a rate of 75% Federal, 12.5% State and 3% Administrative Aid from the Federal Government for a total of 90.5% reimbursement, and

WHEREAS, some of the work has already been identified; although additional work may be added to the FEMA list, and

WHEREAS, this work involves approximately 22 miles of shoulder rehabilitation in several south towns including Omphalius Road in the Town of Boston; a culvert on New Taylor Road in Orchard Park; ditch and side hill rehabilitation on Zoar Valley Road; debris cleanup at two bridges - one in East Aurora and another in Alden; a drainage problem on Rogers Road; and culvert rehabilitation on Middle Road, and

WHEREAS, the current Federal and State aid funds result in the following amounts of reimbursement:

Federal	\$ 525,000
State	87,500
Federal Admin. Aid	<u>14,000</u>

Total Reimbursement                      \$ 626,500

WHEREAS, there is also some work, not covered under FEMA, which is required to repair these damages on a more permanent basis, and

WHEREAS, it is necessary to be prepared to accept the total local share of costs in order to take advantage of the opportunity to obtain State and Federal aid

NOW, THEREFORE BE IT

RESOLVED, that a Capital Project is hereby authorized to accept the above payments, as well as additional grant monies which may become available, and to account for expenditures, and be it further

RESOLVED, that the Department of Budget, Management & Finance identify and appropriate the local share which is up to \$1,023,500 and notify the Comptroller's Office to set up a Capital Project incorporating said funds, and be it further

RESOLVED, that all flood related expenditures be accounted for in the above project up to the maximum authorizations, and be it further,

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution to the Department of Public Works - Highway Division, one copy to Budget, Management & Finance and one copy to the Erie County Comptroller.

MR. LARSON moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 29 – MR. HOLT moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

Intro. 20-9 From LEGISLATORS SWANICK, PEOPLES, KUWIK, FITZPATRICK, HOLT, FISHER, DUSZA, MARINELLI, & PAULY Re: Erie County Detention Facility.

CHAIRMAN SWANICK directed that Intro. 20-9 be referred to the SOCIAL SERVICES COMMITTEE.

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: PAULY, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, PEOPLES & SWANICK. NOES: CHASE, GREENAN, LARSON, MARSHALL, RANZENHOFER, WEINSTEIN, DeBENEDETTI & OLMA. AYES – 9, NOES – 8.

GRANTED.

Item 30 – MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

Comm. 20E-48 From THE DEMOCRATIC MAJORITY Re: Investing in Residents and Local Communities – A Broad Legislative Agenda for Erie County.

CHAIRMAN SWANICK directed that Comm. 20E-48 be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 31 – MR. GREENAN moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

Comm. 20E-49 From COUNTY EXECUTIVE GIAMBRA Re: Youth Detention Facility Proposal.

CHAIRMAN SWANICK directed that Comm. 20E-49 be referred to the SOCIAL SERVICES COMMITTEE.

GRANTED.

### **COMMUNICATIONS FROM ELECTED OFFICIALS**

#### **FROM CHAIRMAN SWANICK**

Item 32 – (Comm. 20E-1) Appointment to Erie County Coordinating Council on Children & Families.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

#### **FROM THE COUNTY EXECUTIVE**

Item 33 – (Comm. 20E-2) Interim Report from Municipal Insurance Consultants Inc.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

#### **FROM THE COMPTROLLER**

Item 34 – (Comm. 20E-3) Letter Re: Securitization of Erie County Tobacco Settlement.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR PAULY

Item 35 – (Comm. 20E-4) Notice of Absence from Energy & Environment Committee Meeting Held 9/28/00.

Received and filed.

FROM THE COMPTROLLER

Item 36 – (Comm. 20E-5) Apportionment & Distribution of 4% Sales Tax for Month of September.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM MAJORITY LEADER PEOPLES

Item 37 – (Comm. 20E-6) Recommendations to County Executive for Appointment to EC Commission on Status of Women.

Received and filed.

FROM THE COUNTY EXECUTIVE

Item 38 – (Comm. 20E-7) Purchasing & DEP – Intermunicipal Agreement with Schools, Municipal Energy Cooperative (SMEC) for Joint Purchasing Initiatives.

Received and referred to the REGIONALISM AD HOC COMMITTEE.

FROM THE COMPTROLLER

Item 39 – (Comm. 20E-8) Bond Resolution - \$220,400 (\$118,400 County Portion / \$102,000 State Portion) – Aldrich Street Bridge Construction.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 40 – (Comm. 20E-9) Renewal Agreement Between Erie County Health & Emergency Services for Chemical Emergency Planning & Response.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 41 – (Comm. 20E-10) CPS – Director of Training (Variable Minimum).

Item 42 – (Comm. 20E-11) Probation – Personnel Adjustment.

Item 43 – (Comm. 20E-12) CPS - Personnel Adjustments.

The above three items were received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 44 – (Comm. 20E-13) Lake Erie Trail, Phase I – NYS Environmental Protection Fund & Bond Application.

Item 45 – (Comm. 20E-14) DPW – Office of Energy, Utility & Grant Management.

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

Item 46 – (Comm. 20E-15) Emergency Services – Transfer of Funds.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 47 – (Comm. 20E-16) Health – Asthma Initiative Pilot Project 1/1/00 – 12/31/00.

Received and referred to the HEALTH COMMITTEE.

Item 48 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 396

Re: Health – Infant Child Health  
Assessment Program (ICHAP) 10/1/99 –  
9/30/00. (Comm. 20E-17)

WHEREAS, the Erie County Department of Health operates an Infant Child Health Assessment program (ICHAP), and

WHEREAS, the purpose of the grant is to continue the developmental screen on children at risk of developmental delay, per the expanded State eligibility criteria for the Infant Child Health Assessment Program (ICHAP), and

WHEREAS, budgetary adjustments are necessary in order to balance the grant's accounts.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to implement the budgetary adjustments as follows:



**INFANT & CHILDRENS HEALTH ASSESSMENT PROGRAM  
 10/1/99 – 09/30/00  
 PROJECT #195**

<u>SFG</u>	<u>SUB</u>	<u>REVENUE</u>	<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>REVISED BUDGET</u>
553		STATE AID	\$ 254,705	0	\$ 254,705
		<b>TOTAL</b>	\$ 254,705	0	\$ 254,705
		<b><u>EXPENSES</u></b>			
800		PERSONNEL SERVICES	\$ 185,033	1,299	\$186,332
805		FRINGES	56,177	-16,623	39,554
810		OFFICE SUPPLIES	500	4,019	4,519
823		REPAIRS & MAINTENANCE	300	-300	0
824		TRAVEL & MILEAGE	5,000	1,000	6,000
825		OUT OF AREA TRAVEL	1,000	0	1,000
826		OTHER EXPENSES	2,984	-2,584	400
932		LAB & TECH EQUIP.	500	1,500	2,000
933		OFFICE EQUIPMENT	500	10,600	11,100
880 5100		INTERFUND-DISS	<u>2,711</u>	<u>1,089</u>	<u>3,800</u>
		<b>TOTAL</b>	\$ 254,705	\$ 0	\$254,705

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.

MS. PEOPLES moved the approval of the resolution. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 49 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 397

Re: Health – Donations for Annual Awards Ceremony in Honor of National Disabilities Employment Awareness Month. (Comm. 20E-18)

WHEREAS, the Erie County Health Department Office for the Disabled is sponsoring the County Executive's Annual Awards Ceremony in honor of National Disabilities Employment Awareness Month to be held October 4, 2000 at 5:30 P.M. at Rich Renaissance, 1 West Ferry Street, Buffalo, New York, and

WHEREAS, donations from Verizon (\$3,000), Key Bank (\$250), West Herr Automotive Group (\$200), Tops Markets (\$90 gift certificates), The Floristry (\$60 - Flowers) and the Buffalo Bills (\$2,000 - door prizes and year books) will help defray costs of said event.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby approves of this Community event and authorizes the County Executive to accept the donations to defray costs associated with this event, and be it further

RESOLVED, that the sum of \$3,725.00 is hereby appropriated to Account 826, Other Expenses, in the Department of Health, the source of funds being \$3,450.00 in unanticipated revenue from donations, (Account 521, Other Unclassified Revenue) and \$275 in projected admissions (Account 505, Minor Sale - Other) in the Health Department budget, and be it further

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.

MS. PEOPLES moved the approval of the resolution. MS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 50 – (Comm. 20E-19) Parks – Maintenance Supplies.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 51 – (Comm. 20E-20) CPS – Adjustments to NYS Grant.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 52 – (Comm. 20E-21) Abandonment of Portion of Cole Road, CR 442, Town of Boston.

Item 53 – (Comm. 20E-22) DPW – Reallocation of Approved Funding Capital Project 420-783.

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

Item 54 – (Comm. 20E-23) USEPA Great Lakes National Program Office – Erie County Pilot Computer & Automotive Switch Recycling Project.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 55 – (Comm. 20E-24) Appointments to Emergency Services Advisory Board.

RECEIVED, FILED & PRINTED.

September 28, 2000

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

Re: Appointments to Emergency Medical Services Advisory Board

Dear Members:

Pursuant to the power vested in me by Erie County Local Law No. 1-1959, Article XI-C.07, I, Joel A. Giambra, Erie County Executive, do hereby appoint the following individuals to the Erie County Emergency Medical Services Advisory Board.

APPOINTEE	TERM EXPIRES
Richard W. Crawford, Jr. 1439 East Park Road Grand Island, New York 14072	December 31, 2001
Carrie Bart 144 Highland Avenue Tonawanda, New York 14150	December 31, 2001

Respectfully submitted,

JOEL A. GIAMBRA  
ERIE COUNTY EXECUTIVE

cc: Appointees  
Commissioner Anthony J. Billittier, Dept. of Health  
Commissioner Michael V. Walters, Emergency Services  
Deputy Commissioner Gregory W. Skibitsky, Emergency Services

Item 56 – (Comm. 20E-25) DPW – ECMC – Cardiac Cath Lab Renovations Contingency Fund Increase.

Item 57 – (Comm. 20E-26) DPW – ECMC – Renovations to 8<sup>th</sup> Floor Patient Areas.

Item 58 – (Comm. 20E-27) DPW – Ralph Wilson Stadium – Capital Maintenance Projects.

Item 59 – (Comm. 20E-28) DPW – Ellicott Creek Park Bike Path.

Item 60 – (Comm. 20E-29) DPW – Burdick Road – Slide Stabilization, Town of Newstead.

Item 61 – (Comm. 20E-30) DPW – O & M Account – Transfer of Funds.

Item 62 – (Comm. 20E-31) DPW – North Ellicott Creek Road – Slide Stabilization, Town of Amherst.

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

Item 63 – (Comm. 20E-32) Notice of Public Hearing – ECSD 2001 Assessment Rolls.

Item 64 – (Comm. 20E-33) Notice of Adoption – ECSD 2001 Assessment Rolls.

Item 65 – (Comm. 20E-34) ECSD Nos. 1-6 & Southtowns Sewage Treatment Agency 2000 Budget – Debt Service Fund – Transfer of Funds.

Item 66 – (Comm. 20E-35) ECSD No. 3 / Southtowns Sewage Treatment Agency Transfer of Funds – Technical Adjustment.

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

Item 67 – (Comm. 20E-36) Sale of County Owned Inventory – Glendale Avenue, Town of Hamburg.

Item 68 – (Comm. 20E-37) IN REM Foreclosure Proceedings.

Item 69 – (Comm. 20E-38) Mr. C's Dry Clean Remediation Project – Easement of Property Located on Whaley Avenue.

The above three items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 70 – (Comm. 20E-39) Health – Training & Technical Assistance for County Health Departments 12/1/99 – 11/30/00.

Received and referred to the HEALTH COMMITTEE.

Item 71 – (Comm. 20E-40) ECSD/Southtowns Sewage Treatment Agency – Façade Rehab – Change Order No. 1.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 72 – (Comm. 20E-41) Emergency Services – Public Safety Critical Incident Management Grant VI.

Item 73 – (Comm. 20E-42) Emergency Services- Hazardous Materials Transportation Uniform Safety Act Grant Phase V.

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

Item 74 – (Comm. 20E-43) Amended Appointments & Re-Appointments to Erie County Mental Hygiene Community Services Board.

RECEIVED, FILED & PRINTED.

September 19, 2000

The Honorable  
Erie County Legislature  
25 Delaware Avenue  
Buffalo, NY 14202

Honorable Members:

Re: Amended Appointments and  
Reappointments to the Erie County Mental  
Hygiene Community Services Board

I, Joel A. Giambra, County Executive of the County of Erie, pursuant to the power vested in me by Section 11-B-03 of the Erie County Charter, and as provided in Revised Article 41 of the New York State Mental Hygiene Law, do hereby submit for your information (re)appointments to the Erie County Mental Hygiene Community Services Board.

<b>At Large Members</b>	<b>Type of Appointment</b>	<b>Term to Expire December 31</b>
Dr. David Kaye Children's Hospital of Buffalo 219 Bryant Street Buffalo, NY 14222	Appointment	2003
Mr. Michael DiPirro 209 Princeton Avenue, Apt. 1 Amherst, NY 14226	Reappointment	2003

Mr. David Chudy 449 Colvin Avenue Buffalo, NY 14216	Reappointment	2003
Mr. Kevin Nowak 740 Colvin Blvd. Kenmore, NY 14217	Reappointment	2003
Ms. Rosemarie Goi 188 Hunters Lane Williamsville, NY 14221	Reappointment	2002

Ms. Jan Palya  
287 Bannard Avenue  
Tonawanda, NY 14150-6217

Reappointment

2003

<b>Mental Health Subcommittee</b>	<b>Type of Appointment</b>	<b>Term to Expire December 31</b>
Mr. Michael DiPirro 209 Princeton Avenue, Apt. 1 Amherst, NY 14226	Reappointment	2003
Ms. Lynn Harmening 20 Victory Avenue Lackawanna, NY 14218	Appointment	2000
Mr. David Isbell Hamburg Counseling Service, Inc. 97 South Buffalo Street Hamburg, NY 14075	Appointment	2001
Ms. Marcie Kelley Action for Mental Health 3108 Main Street Buffalo, NY 14214	Appointment	2002
Ms. Stephanie Orlando Mid Erie Counseling & Treatment Services, Inc. 1520 Walden Avenue Cheektowaga, NY 14225	Appointment	2002
Dr. Ranga Ram 80 Cricket Lane East Amherst, NY 14051	Appointment	2002
Ms. Sharon Simpson New Options Erie County Adult Intensive Case Management 570 Forest Avenue Buffalo, NY 14222	Appointment	2000

<b>Mental Retardation/ Developmental Disabilities Subcommittee</b>	<b>Type of Appointment</b>	<b>Term to Expire December 31</b>
Ms. Ann Marie Andre 98 Dorset Drive Depew, NY 1.4043	Appointment	2000
Mr. David Chudy 449 Colvin Avenue Buffalo, NY 14216	Reappointment	2003
Ms. Joyce Drzewiecki 103 Cindy Drive Williamsville, NY 14221	Reappointment	2001
Mr. Donald Enslin 86 Theresa Drive Cheektowaga, NY 14227	Reappointment	2001
Ms. Loni Mazur 25 Schlenker Avenue Cheektowaga, NY 14225	Reappointment	2001
Mr. Kevin Nowak 740 Colvin Blvd. Kenmore, NY 14217	Reappointment	2003
Ms. Mary Smith 18 Page Street Buffalo, NY 14207	Appointment	2000

<b>Alcoholism/Substance Abuse Subcommittee</b>	<b>Type of Appointment</b>	<b>Term to Expire December 31</b>
Tam Bishop, R.N. Community Mental Health Nurse Buffalo Psychiatric Center 400 Forest Avenue Buffalo, NY 14222	Appointment	2002
Dr. Scott Coffey Kaleida Health 80 Goodrich Street Buffalo, NY 14203	Appointment	2000

Mr. Kenneth A. Dougherty Director Native American Independent Living Services 3108 Main Street Buffalo, NY 14214-1384	Appointment	2002
Ms. Rosemarie Goi	Reappointment	2002

188 Hunters Lane Williamsville, NY 14221		
Mr. Peter Morrow 160 North Street Buffalo, NY 14201	Appointment	2000
Ms. Jan Palya 287 Bannard Avenue Tonawanda, NY 14150-6217	Reappointment	2003
Mr. Fernando Rodriguez 10 Hertel Avenue Buffalo, NY 14207	Appointment	2002
Ms. Karen Wythe 524 Longmeadow Road Amherst, NY 14226	Appointment	2001

Very truly yours,

Joel A. Giambra  
Erie County Executive

FROM THE COMPTROLLER

Item 75 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 398

Re: Bond Resolution - \$1,500,000 –  
Acquisition of Computer Hardware &  
Software to Replace County’s UNISYS  
Mainframe System. (Comm. 20E-44)

RESOLUTION NO. 398 - 2000

BOND RESOLUTION DATED OCTOBER 5, 2000

BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING FINANCING OF THE ACQUISITION OF COMPUTER HARDWARE AND SOFTWARE TO REPLACE THE COUNTY'S UNISYS MAINFRAME SYSTEM, STATING THE ESTIMATED TOTAL COST THEREOF IS \$1,500,000, APPROPRIATING SAID AMOUNT THEREFOR, AUTHORIZING THE ISSUANCE OF \$1,500,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF AND THE APPLICATION OF ANY FUNDS EXPECTED TO BE RECEIVED FROM THE UNITED STATES OF AMERICA OR THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST THEREOF OR REDEMPTION OF THE BONDS ISSUED THEREFOR



OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

(Introduced) OCTOBER 3, 2000

(Adopted) OCTOBER 5, 2000

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The County of Erie, New York (herein called "County") is hereby authorized to finance the acquisition of computer hardware and software to replace the County's Unisys mainframe system. The total estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,500,000, and said amount is hereby appropriated therefor pursuant to the duly adopted Capital Budget of said County for fiscal year 2000. To the extent that the details set forth in this resolution are inconsistent with any details set forth in the 2000 Capital Budget of the County, such Budget shall be deemed and is hereby amended. The plan of financing includes the issuance of \$1,500,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes and application of any funds expected to be received from the United States of America and the State of New York to be expended towards the cost thereof or redemption of the bonds or notes issued therefor or to be budgeted as an offset to the taxes for the payment of principal of and interest on said bonds or notes.

Section 2. Bonds of the County in the principal amount of \$1,500,000 are hereby authorized to be issued for the specific object or purpose described in Section 1, 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 for the specific object or purpose for which said \$1,500,000 bonds herein authorized are to be issued, within the limitations of §11.00 a. 35 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 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 the 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 respective amounts of bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative 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 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.

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, LARSON, MARSHALL, PAULY, RANZENHOFER, WEINSTEIN, DeBENEDETTI, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, OLMA, PEOPLES & SWANICK. AYES – 17, NOES – 0.

CARRIED UNANIMOUSLY.

FROM CHAIRMAN SWANICK

Item 76 – (Comm. 20E-45) Majority’s Additional Appointment to Finance & Management – Budget Committee.

RECEIVED, FILED & PRINTED.

October 3, 2000

The Honorable Laurie A. Manzella  
Clerk  
Erie County Legislature  
25 Delaware Ave., 7th Floor  
Buffalo, NY 14202

Dear Madam Clerk:

In accordance with Rule 38 of the Rules of the Erie County Legislature, I hereby appoint Legislator Lynn M. Marinelli as the Majority's additional appointment to the Finance & Management - Budget Committee.

Very truly yours,

Charles M. Swanick  
Chairman  
Erie County Legislature

FROM THE SHERIFF

Item 77 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 399

Re: COPS – Domestic Violence  
Test Site Grant. (Comm. 20E-46)

WHEREAS, Resolution # Comm. 21E-17 authorized the County Executive to enter into a contract with the United States Department of Justice and to accept funding in the amount of \$487,265 to participate in the COPS - Domestic Violence Test Site Grant to combat domestic violence and elder abuse on the Native American Reservation in Erie County, and

WHEREAS, the University of New York at Buffalo, School of Law was designated as the agency to evaluate the effectiveness of this program in our grant proposal due to its existing Legal

Assistance Programs in Family Violence and Elderly Services and the additional resources available from the Department of Social Work at the State University of New York.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with The Research Foundation of State University of New York, acting on behalf of the State University of New York at Buffalo in the amount of \$48,900 to evaluate the effectiveness of the COPS - Domestic Violence Test Site Program, and it be further

RESOLVED, that due to the unique nature of this contract, the existing Legal Assistance Programs in Family Violence and Elderly Services that the State University of New York has to offer and the Federal Government's specific fund requirement that 10% of the project budget be allocated to evaluation efforts, this Honorable Body does hereby waive the provisions of Section 19.08 of the Erie County Administrative Code with respect to contractual agreements for professional services, and be it further

RESOLVED, that certified copies be forwarded to the Division of Budget, Management and Finance, the Department of Law, the Office of the Comptroller and the Office of the Sheriff for implementation.

MS. PEOPLES moved the approval of the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM DPW**

Item 78 – (Comm. 20D-1) SEQR – Negative Declaration – North Ellicott Creek Road Bank Stabilization, Town of Amherst.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**FROM THE COUNTY ATTORNEY**

Item 79 – (Comm. 20D-2) Notice of County Executive's Approval of Local Law Intro No. 6 – 2000.

RECEIVED, FILED & PRINTED.

**ERIE COUNTY DEPARTMENT OF LAW  
MEMORANDUM**

TO: LAURIE A. MANZELLA, CLERK OF THE ERIE COUNTY LEGISLATURE  
FROM: SUSANNAH M. BOCHENEK, 1ST ASSISTANT COUNTY ATTORNEY  
RE: LOCAL LAW INTRO. NO. 6-2000  
DATE: SEPTEMBER 22, 2000

Attached please find County Executive Giambra's signed approval of Local Law Intro. No. 6 – 2000.

A Public Hearing was held on the foregoing Local Law Intro. No. 6-2000 on Wednesday, September 6, 2000, due notice thereof having been published in the official newspaper of the County of Erie designated for this purpose, and after due deliberation thereon, I, JOEL A. GIAMBRA County Executive of Erie County, do hereby APPROVE and SIGN said Local Law this, 6<sup>th</sup> day of September, 2000.

JOEL A. GIAMBRA

FROM BUDGET

Item 80 – (Comm. 20D-3) Budget Monitoring Report for Period Ending 6/30/00.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 81 – (Comm. 20D-4) Notices of Claim.

Item 82 – (Comm. 20D-5) Notices of Claim.

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

FROM ECMC

Item 83 – (Comm. 20D-6) Notice of Special Meeting of Board of Managers Held 9/28/00.

Item 84 – (Comm. 20D-7) Notice of Finance Committee Meeting to be Held 10/06/00.

Item 85 – (Comm. 20D-8) Notice of Board of Managers Meeting to be Held 10/12/00.

The above three items were received and filed.

FROM THE COMMISSION ON THE STATUS OF WOMEN

Item 86 – (Comm. 20D-9) Minutes of Meeting Held 9/13/00.

Received and filed.

FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY

Item 87 – (Comm. 20D-10) Copy of Letter to Mayor Masiello Re: Architectural Plan for North Jefferson Branch.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM DPW

Item 88 – (Comm. 20D-11) SEQR – Negative Declaration – Burdick Road – Bank Stabilization Town of Newstead.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM ECC

Item 89 – (Comm. 20D-12) Minutes of Board of Trustees Meeting Held 8/30/00.

Item 90 – (Comm. 20D-13) Minutes of Board of Trustees Meeting Held 9/27/00.

The above two items were received and filed.

FROM ECMC

Item 91 – (Comm. 20D-14) Financial Statements for 8/00.

Received and referred to the HEALTH COMMITTEE.

FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY

Item 92 – (Comm. 20D-15) 1999 Annual Report.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM BUDGET

Item 93 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.  
RESOLUTION NO. 400

Re: Designation of Trustee – Tobacco  
Asset Securitization. (Comm. 20D-16)

RESOLUTION NO. 400 -2000

**RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, APPROVING THE DESIGNATION BY THE BUDGET DIRECTOR OF THE TRUSTEE PURSUANT TO THE ENABLING RESOLUTION ADOPTED JULY 13, 2000, ESTABLISHING A TOBACCO ASSET SECURITIZATION TRUST FUND, DETERMINING THE TERMS AND CONDITIONS OF SUCH FUND AND OTHER MATTERS IN CONNECTION THEREWITH.**

(Introduced) OCTOBER 3, 2000  
(Adopted) OCTOBER 5, 2000

Recitals

WHEREAS, pursuant to Chapter 105 of the New York Laws of 2000, on July 13, 2000 the Erie County Legislature adopted Resolution No 332-2000, approved by the County Executive on July 14, 2000 (the "Enabling Resolution"), providing for the establishment and maintenance of a Tobacco Asset Securitization Trust Fund;

WHEREAS, pursuant to the terms of the Enabling Resolution, the Tobacco Asset Securitization Trust Fund was established for the purpose of investing certain proceeds received by the County from tobacco asset securitization financings and paying the County debt service appropriation, economic development appropriation, Medicaid appropriation, Medical Center contribution appropriation and regional asset appropriation;

WHEREAS, pursuant to the terms of the Enabling Resolution, said Fund shall be held by and maintained with a Trustee to be designated by the Budget Director, subject to approval by resolution of the County Legislature;

WHEREAS, the Budget Director issued a Request for Proposals dated September 25, 2000 (the "RFP") for trustee services and received three proposals in response to such RFP, of which the proposal constituting the lowest responsible bidder was submitted by Manufacturers and Traders Trust Company ("M & T"); and

WHEREAS, the Budget Director has notified the County Legislature that he has designated M & T as Trustee by filing a signed statement of such action in the office of the Clerk of the County Legislature;

NOW THEREFORE, BE IT

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK AS FOLLOWS:

Section 1. The designation by the Budget Director of M&T to act as Trustee under the Enabling Resolution is hereby approved.

Section 2. This Resolution shall take effect immediately.

MS. PEOPLES moved the approval of the resolution. MR. HOLT seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, LARSON, MARSHALL, PAULY, RANZENHOFER, WEINSTEIN, DeBENEDETTI, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, OLMA, PEOPLES & SWANICK. AYES – 17, NOES – 0.

CARRIED UNANIMOUSLY.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

**FROM REGION 9 FOREST PRACTICE BOARD**

Item 94 – (Comm. 20M-1) Minutes of Meeting Held 9/14/00.

Received and filed.

**FROM CURTIS W LEE**

Item 95 – (Comm. 20M-2) Copy of Letter to Stockholders of National Fuel Gas Company.

Received and filed.

**FROM NAACP - BUFFALO**

Item 96 – (Comm. 20M-3) Duplicate of 19M-20.

Received and filed.

**FROM FUNK LAWN CARE**

Item 97 – (Comm. 20M-4) Copy of Letter to Legislator DeBenedetti Opposing Bill S.8223-Pesticide 48 Hour Pre-Notification.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.



**FROM ERIE COUNTY REPUBLICAN COMMITTEE**

Item 98 – (Comm. 20M-5) Appointment of Elections Commissioner.  
Received and filed.

**FROM ERIE COUNTY DEMOCRATIC COMMITTEE**

Item 99 – (Comm. 20M-6) Appointment of Elections Commissioner.  
  
Received and filed.

**FROM GREAT LAKES UNITED**

Item 100 – (Comm. 20M-7) Copy of Letter to Legislator Fisher Re: Efforts to Extend Erie & Monroe County Water Services Into Genesee County.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**FROM EARL, DELANGE, MAY, SEAMAN, JONES & HOGAN**

Item 101 – (Comm. 20M-8) Notice of Public Hearing Re: Town of Lockport Amendments to Zoning Ordinance.

Received and filed.

**FROM FRANCISCO M VASQUEZ**

Item 102 – (Comm. 20M-9) Copy of Letter to Legislator Fisher Re: County Youth Detention Facility.

Received and referred to the SOCIAL SERVICES COMMITTEE.

**FROM THE NFTA**

Item 103 – (Comm. 20M-10) Minutes of Meeting Held 8/21/00.

Received and filed.

**FROM OTB**

Item 104 – (Comm. 20M-11) Annual Report 1999.

Received and filed.

**FROM BUFFALO PLACE**

Item 105 – (Comm. 20M-12) Copy of Letter to Chairman Swanick Re: Expansion of Buffalo Place Special Charge District Established by Local Law No. 8 – 1984.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM ECIDA**

Item 106 – (Comm. 20M-13) Notice of Meeting to be Held 10/11/00.

Received and filed.

**MEMORIAL RESOLUTIONS**

Item 107 – Legislator Peoples requested that when this legislature adjourns, it do so in memory of Margaret Strassner, President of the Hamlin Park Taxpayers Association.

Item 108 – Legislator Marinelli requested that when this legislature adjourns, it do so in memory of Matthew Brown.

Item 109 – Legislator Holt requested that when this legislature adjourns, it do so in memory of William Jackson.

**ADJOURNMENT**

Item 110 – At this time, there being no further business to transact, the Chairman announced that the Chair would entertain a Motion to Adjourn.

MS. PEOPLES moved that the Legislature adjourn until **2 p.m. Thursday, October 19, 2000**. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until **Thursday, October 19, 2000 at 2 p.m. Eastern Standard Time**.

**LAURIE MANZELLA**  
**CLERK**