

**ERIE COUNTY LEGISLATURE
MEETING NO. 21
OCTOBER 23, 2008**

The Legislature was called to order by Chair Marinelli.

All members present.

An Invocation was held, led by Ms. Grant.

The Pledge of Allegiance was led by Mr. Mazur.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MS. WHYTE moved for the approval of the minutes for Meetings Number 19 and 20 from 2008. MR. KOZUB seconded.

CARRIED UNANIMOUSLY.

Item 4 - No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MR. WROBLEWSKI presented a resolution Congratulating the West Seneca Senior Center on Its 30th Anniversary.

Item 6 – MR. MAZUR presented a Memorial Resolution Honoring the Life of Kenneth J. "Uncle Kenny" Wesolek.

Item 7 – MR. RATH presented a resolution Recognizing Douglas Baker for Receiving the NYS Department of Health EMS Bureau Harriet C. Weber EMS Leadership Award.

Item 8 – MR. MILLS presented a resolution Celebrating the 103rd Birthday of Loretta Snyder.

Item 9 – MR. RANZENHOFER presented a resolution Honoring Derek Andrews on Being Selected the Sports Illustrated Kids' 2008 Kid of the Year.

Item 10 – MR. RATH & MR. RANZENHOFER presented a resolution Honoring the Life of Herbert E. Zimmerman.

Item 11 – MR. RATH & MR. RANZENHOFER presented a resolution Honoring the Life of Mary R. Miller.

Item 12 – MS. WHYTE presented a resolution Honoring the 10 Year Anniversary Celebration of the Niagara Erie Regional Coalition.

Item 13 – MR. MAZUR presented a resolution Honoring the Life of John A. Hanzlian.

Item 14 – MS. KONST presented a resolution Congratulating Carl Meyers on the Occasion of his 50th Anniversary with the Bowmansville Volunteer Fire Association.

Item 15 – MS. MILLER-WILLIAMS, CHAIR MARINELLI, MS. WHYTE, MR. KENNEDY, MS. KONST, MS. GRANT, MR. MAZUR, MS. IANNELLO, MR. REYNOLDS, MR. LOUGHRAN & MR. RATH presented a resolution Commorating Red Ribbon Week (October 23-31, 2008).

MS. WHYTE moved for consideration of the above eleven items. MR. KENNEDY seconded.

CARRIED UNANIMOUSLY.

MS. WHYTE moved to amend the above eleven items to add one for CHAIR MARINELLI and one for MR. KENNEDY, and also to include Et Al Sponsorship. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

MS. WHYTE moved for approval of the above thirteen items as amended. MS. KONST seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 16 - CHAIR MARINELLI directed that Local Law No. 1 (Print #1) 2007 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 17 - CHAIR MARINELLI directed that Local Law No. 3 (Print #2) 2007 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 18 - CHAIR MARINELLI directed that Local Law No. 8 (Print #1) 2007 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 19 - CHAIR MARINELLI directed that Local Law No. 9 (Print #1) 2007 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Item 20 - CHAIR MARINELLI directed that Local Law No. 2 (Print #1) 2008 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Item 21 – CHAIR MARINELLI directed that Local Law No. 3 (Print #2) 2008 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 22 - CHAIR MARINELLI directed that Local Law No. 5 (Print #1) 2008 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 23 - CHAIR MARINELLI directed that Local Law No. 6 (Print #1) 2008 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 24 - MR. MAZUR presented the following report and moved for immediate consideration and approval. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 331

OCTOBER 7, 2008	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 15
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR RATH.

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 19M-11 (2008)
COLUCCI & GALLAHER, PC: ECMCC Board of Director Meeting Minutes for Meeting Held 9/25/2008
(4-0)
2. INTRO 8-25 (2008)
IANNELLO AS AMENDED
WHEREAS, New York State empowered the Berger Commission to make recommendations regarding hospital consolidations and closings; and

WHEREAS, the prescribed sets of the enabling legislation have been fulfilled, these recommendations now have the force of state law; and

WHEREAS, the Commission maintains a website NYHealthCareCommission.org and has a section that contains the enabling legislation (section 9 page 298) where the recommendations for ECMC and Kaleida are found; and

WHEREAS, the Commission recommended the NYS Health Commissioner Board of Trustees to implement the Commission recommendations by appointing a Joint Governance Board of Trustees regarding ECMC and Kaleida Health; and

WHEREAS, this Joint Governance Board of Trustees began meeting in September, 2007 and has since September 2007 intentionally and overtly excluded the public and all media from all information regarding such meetings; and

WHEREAS, these meetings have resulted in a merger agreement memorandum of understanding which is still withheld from the general public and the media; and

WHEREAS, Robert J. Freeman, Executive Director of the Committee on Open Government has rendered a legal opinion regarding the Open Meetings Law in relation to the Joint Governance Board of Trustees regarding ECMC and Kaleida Health; and

WHEREAS, this correspondence states and confirms that the Open Meetings Law has been broadly interpreted by the courts and the 1978 ruling of the Court of Appeals found that “any gathering of a quorum of a public body for the purpose of conducting public business is a ‘meeting’ that must be convened open to the public, whether or not there is intent to take formal action and regardless of the manner in which a gathering may be characterized.”

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature, after due diligence and investigation, has deemed it to be, according to the Open Meetings Law and the decision of the Court of Appeals, that the Board of Trustees designated to “bring about a single unified joint governance of ECMC and Kaleida Health” follow the ruling set forth in the Open Meetings Law; and be it further

RESOLVED, that the people of Erie County have a vested interest in ECMC through their tax dollars and the people of Erie County and beyond, have learned to depend upon ECMC for expert medical care, they have a legal and moral right to be informed; and be it further

RESOLVED, that the Erie County Legislature calls upon the said Board of Trustees to produce all meeting announcements, meeting agendas, finances, funding sources, minutes and the Memorandum of Understanding for review by the general public on the aforementioned website; and be it further

RESOLVED, this same information be made available to the media of Western New York, and this honorable body, the Erie County Legislature upon request; and be it further

RESOLVED, that all meeting notices, agendas and minutes of future meetings, financial records and future agreements or memorandums of understanding be made available to the media and this, the honorable body, the Erie County Legislature in a timely manner upon request of such information; and be it further

RESOLVED, that copies of this resolution be forwarded to the local news media, the members of the Joint Governance Board of Trustees, the Chairman of the Berger Commission, the WNY State delegation, the Erie County Executive and the Erie County Attorney.
(4-0)

3. COMM. 19E-14 (2008)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has already appropriated funds for the Elder Caregiver Support (III-E) grant and the Long Term Care Point of Entry (POE) program for the period January 1, 2008 to December 31, 2008; and

WHEREAS, the Department of Senior Services reviewed the program budgets and service objectives and desires to revise the related budgets to maximize use of federal and state funds; and

WHEREAS, the III-E and POE budgets need to be revised; and

WHEREAS, the POE program requires no local match, and there is no impact on the local match required for the III-E grant.

NOW, THEREFORE, BE IT

RESOLVED, that the III-E grant (163III-E2008) for the period January 1, 2008 to December 31, 2008, be revised as follows:

		CURRENT		AMENDED
		BUDGET	CHANGES	BUDGET
APPROPRIATIONS				
Account	Description			
516020	Adult Day Care Services	\$148,500	-\$58,500	\$90,000
516020	Home Care Services	39,115	<u>58,500</u>	97,615
TOTAL CHANGE			<u>\$0</u>	

and be it further

RESOLVED, that the POE program (cost center 1632080) for the period January 1, 2008 to December 31, 2008, be revised as follows:

		CURRENT		AMENDED
		BUDGET	CHANGES	BUDGET
APPROPRIATIONS				
502000	Fringe Benefits	\$21,707	-\$3,540	\$18,167

516020	Professional Services & Fees	67,000	3,960	70,960
916390	ID Senior Services Grant	0	38,260	38,260
980000	ID DISS Services	47,147	<u>-38,680</u>	8,467
TOTAL APPROPRIATIONS			<u>\$0</u>	

and be it further

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

(4-0)

4. COMM. 19E-15 (2008)

COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has already appropriated funds for the Congregate Dining (III-C-1) and the Home Delivered Meal Program (III-C-2) grants for the period January 1, 2008 to December 31, 2008, and the Supplemental Nutrition Assistance Program (SNAP) grant for the period April 1, 2008 to March 31, 2009; and

WHEREAS, the New York State Office for the Aging has notified the Department of Senior Services (Department) of final federal and state allocations; and

WHEREAS, the Department of Senior Services reviewed the program budgets and service objectives and desires to allocate the additional SNAP funds for meal preparation services for the home delivered meal program; and

WHEREAS, the Department will be able to provide additional services to homebound seniors in Erie County that will allow them to remain in their own homes; and

WHEREAS, the Department contracts with Meals on Wheels for WNY, Inc.,(MOWs), to provide home delivered meals to homebound seniors in Erie County, and the contract with MOWs needs to be amended to reflect the additional funding; and

WHEREAS, the III-C-1, III-C-2 and SNAP grant budgets need to be revised; and

WHEREAS, the SNAP grant requires no local match.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to accept the additional SNAP funds from New York State Office for Aging; and be it further

RESOLVED, that the County Executive be and is hereby authorized to amend the contract with Meals on Wheels for WNY, Inc. as authorized herein; and be it further

RESOLVED, that the III-C-1 grant (163III-C-12008) for the period January 1, 2008 to December 31, 2008, be revised as follows:

	CURRENT BUDGET	CHANGES	AMENDED BUDGET
REVENUES			
414000 Federal Aid	\$1,446,947	-\$20,567	\$1,426,380
466330 Other Local Match	0	<u>4,500</u>	4,500
TOTAL REVENUES		<u><u>-\$16,067</u></u>	
APPROPRIATIONS			
Professional Svs. and Fees-Food			
516020 Prep	\$1,423,953	-\$20,567	\$1,403,386
510000 Local Mileage Reimbursement	10,500	3,000	13,500
530000 Other Expenses	900	4,500	5,400
916390 ID Senior Services Grant	37,375	-3,000	34,375
TOTAL APPROPRIATIONS		<u><u>-\$16,067</u></u>	

and be it further

RESOLVED, that the III-C-2 grant (163III-C-22008) for the period January 1, 2008 to December 31, 2008, be revised as follows:

	CURRENT BUDGET	CHANGES	AMENDED BUDGET
REVENUES			
Account Description			
414000 Federal Aid	\$760,677	<u>-\$9,195</u>	\$751,482
TOTAL REVENUE		<u><u>-\$9,195</u></u>	
APPROPRIATIONS			
516010 Meals on Wheels for WNY, Inc	\$1,231,148	<u>-\$9,195</u>	\$1,221,953
TOTAL APPROPRIATIONS		<u><u>-\$9,195</u></u>	

and be it further

RESOLVED, that the SNAP grant for the period April 1, 2008 to March 31, 2009, be revised as follows:

		CURRENT BUDGET	CHANGES	AMENDED BUDGET
REVENUES				
Account	Description			
409000	State Aid	\$927,770	<u>\$168,755</u>	\$1,096,525
TOTAL REVENUE			<u>\$181,126</u>	
APPROPRIATIONS				
516010	Meals on Wheels for WNY, Inc	\$1,538,828	<u>\$168,755</u>	\$1,707,583
TOTAL APPROPRIATIONS			<u>\$181,126</u>	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office, the Department of Law and the Department of Senior Services.
(4-0)

5. COMM. 19E-18 (2008)
COUNTY EXECUTIVE

WHEREAS, a contract with The Bonadio Group in the amount of \$48,000 to review Community Medicaid cases was authorized in COMM. 21E-17 on November 29, 2007; and

WHEREAS, determining eligibility for self-employed Medicaid applicants/recipients is particularly challenging; and

WHEREAS, there is a need to review additional applications in long-term care Medicaid cases where under-reported income may result in costly medical assistance being provided to recipients who would otherwise not be eligible; and

WHEREAS, of 75 cases referred for audit 63 have been resolved with 60% (38 cases) denied, closed, or downgraded, resulting in an annualized cost avoidance of \$373,548; and

WHEREAS, there is no fiscal impact to this resolution as this contract will be fully reimbursed with Federal and State Medicaid administrative funds.

NOW, THEREFORE, BE IT

RESOLVED, that the following budget amendments are hereby authorized in the 2008 Adopted Budget:

Department of Social Services, Fund 110, Department 120

Current Budget	Changes	Amended Budget
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APPROPRIATIONS

Account	Description			
516020	Prof Ser Cnt and Fees	48,000	\$16,000	\$64,000
	Total Revenue	48,000	\$16,000	<u>\$64,000</u>

REVENUES

407540	State Aid Soc Serv Admin	24,000	\$8,000	\$32,000
144540	Federal Aid Soc Serv Admin	24,000	\$8,000	\$32,000
	Total Appropriations	48,000	\$16,000	<u>\$64,000</u>

and be it further

RESOLVED, that the Erie County Executive and/or the Commissioner of Social Services are authorized to expand the contract with The Bonadio Group for audits of self-employed applicants for or recipients of Medicaid benefits; and be it further

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

(4-0)

**THOMAS J. MAZUR
CHAIR**

Item 25 - MR. KENNEDY presented the following report and moved for immediate consideration and approval. MS. KONST seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 332

OCTOBER 7, 2008	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 15
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR RATH.

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 19M-13 (2008)
NFTA: NFTA Board Minutes for Meeting Held on August 25, 2008
(4-0)
2. INTRO 19-8 (2008)
KONST, KENNEDY, MILLER-WILLIAMS & WROBLEWSKI AS AMENDED

WHEREAS, Article X of the Public Service Law provided a streamlined siting permit procedure for certain power generation facilities; and

WHEREAS, this law expired on December 31, 2002; and

WHEREAS, since that time, no new power generation facilities have been built within New York State, with the exception of wind energy generation facilities commonly known as wind-farms; and

WHEREAS, wind farms have been sited via local zoning and the review of the New York State Department of Environmental Conservation (DEC); and

WHEREAS, currently, there are various proposals that have been put forth by the Governor and the members of the State Legislature that would renew and revise Article X of the Public Service Law; and

WHEREAS, provisions within these proposals would preempt local authority over the siting of wind-farms in favor of the "stream-lined" state siting policy for all energy generation facilities that does not take into account the unique role local governments play in the siting of these important projects; and

WHEREAS, as proposed, an energy facility siting board, which does not include any locally elected officials, may ignore any local law (including zoning laws) they choose, giving local governments virtually no role in the siting process of any energy generation facility that will be placed within their jurisdictions; and

WHEREAS, development of renewable energy and associated businesses, including large scale and small scale wind energy, the cultivation of willow, switch grass and other bio-mass raw materials, ethanol and bio-diesel processing, alternative fuel filling stations, waste-to-energy methane facilities and bio-fuel engine conversion shops are showing great potential for growth; and

WHEREAS, renewable energy can replace and supplement traditional energy sources, lessening the nation's dependence on foreign oil; and

WHEREAS, without a comprehensive, statewide energy policy in place that takes into account the unique needs of every level of government and provides a local voice to the siting of energy generation facilities, all levels of government will continue to see their budgets, and the budgets of their citizens, weaken under the strain of ever-increasing energy costs.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature call on Governor David A. Paterson and the members of the State Legislature to provide local governments with a voice in the siting of all types of energy generation facilities as the negotiations over the reauthorization of Article X of the Public Service Law continues; and be it further

RESOLVED, that specific issues that must be addressed as part of the ongoing negotiations include:

- requiring the inclusion of a local government official as a member of the facility siting board;
- preserving the 50% municipal use set aside from required applicant intervener funds to assist with local efforts to argue against facility siting;
- requiring the state siting board to negotiate a community host agreement on behalf of the host municipalities to protect local infrastructure;
- requiring the state siting board to take into consideration local land use policies in their siting decision; and be it further

RESOLVED, that this Honorable Body urge the New York State Energy Planning Board to consider local issues as they prepare the State's new energy plan including but not limited to:

- allowing counties to charge impact/mitigation fees to offset damages such as infrastructure stress and advanced emergency training caused by energy generation construction or resource exploration;
- easing state purchasing regulations for counties procuring "green" products which may not exceed low bid standards;
- increasing incentives for local governments to switch to alternative fuel fleets and green power buildings; and be it further

RESOLVED, that certified copies of this resolution be conveyed to Governor Paterson, the WNY Delegation of the NYS Legislature and all others deemed necessary and proper.

(4-0)

3. INTRO 19-9 (2008)

KONST, KENNEDY, WROBLEWSKI & REYNOLDS AS AMENDED

WHEREAS, individuals and businesses in rural New York State lacking high speed Internet access have become largely disenfranchised as full and active participants in today's economy and have reduced access to educational and government services as compared with their urban and suburban counterparts; and

WHEREAS, while access to both cable and digital subscriber line (DSL) service is available in nearly every urban and suburban community, many rural sections of the State have been cut out of this type of access due to the economies of scale that negatively impact the placement of updated phone and cable lines in areas of lower population; and

WHEREAS, as web access to all kinds of services, including those provided by every level of government, employment listings and web-based business expansion continue to grow, it is imperative that rural New York be provided with high-quality, high-speed access to the Internet.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature urge the Governor and Legislative Leaders to advance legislation that will assist in providing rural communities in New York State access to advanced telecommunication services; and be it further

RESOLVED, that this Honorable Body ask that State leaders direct the New York State Department of Public Service, the Office for Technology and the Empire State Development Corporation to develop a statewide telecommunications policy that:

- encourages the development of infrastructure supporting the expansion of broadband Internet and cellular phone service in rural regions of the State;
- stimulates competition among Internet service providers to reduce costs to both business and residential users statewide;
- expands free access to wireless broadband in public facilities; and be it further

RESOLVED, the expansion of grant programs such as the Empire State Development Corporation's "Wired Buildings" program should be expanded with specific funding outlays for rural broadband development; and be it further

RESOLVED, that certified copies of this resolution be conveyed to Governor David A. Paterson, the WNY Delegation to the NYS Legislature and all others deemed necessary and proper. (4-0)

TIMOTHY M. KENNEDY
CHAIR

Item 26 - MS. MILLER-WILLIAMS presented the following report and moved for immediate consideration and approval. MR. KOZUB seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 333

OCTOBER 7, 2008, FOLLOWING RECESS RECONVENED ON OCTOBER 14, 2008	GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT. CHAIR MARINELLI PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 14E-3 (2007)
COUNTY EXECUTIVE: Establishment of an Erie County Planning Board
(6-0)
 - b. COMM. 13M-4 (2008)
GREEN OPTIONS BUFFALO: Letter Supporting the Restoration of an Erie County Planning Board
(5-1) Legislator Whyte voted in the negative.
 - c. COMM. 18E-19 (2008)

MILLER-WILLIAMS: Request to BOE Commissioners Regarding September Primary Voter Concerns
(6-0)

d. COMM. 18M-1 (2008)

NIAGARA COUNTY LEGISLATURE: Letter Regarding NYSAC's 2008 Fall Seminar Being Held in Niagara Falls
(6-0)

e. COMM. 19D-1 (2008)

COUNTY ATTORNEY: Transmittal of New Claims Against Erie County
(6-0)

f. COMM. 19M-1 (2008)

TOWN OF CONCORD: Resolution in Opposition of Consolidating Local Registrars of Vital Statistics
(6-0)

g. COMM. 19M-3 (2008)

TOWN OF LANCASTER: Resolution in Opposition of Consolidating Local Registrars of Vital Statistics
(6-0)

h. COMM. 19M-6 (2008)

TOWN OF ELMA: Resolution in Opposition of Consolidating Local Registrars of Vital Statistics
(6-0)

i. COMM. 19M-12 (2008)

TOWN OF WEST SENECA: Resolution in Opposition of Consolidating Local Registrars of Vital Statistics
(6-0)

j. COMM. 19M-14 (2008)

TOWN OF CLARENCE: Resolution in Opposition of Consolidating Local Registrars of Vital Statistics
(6-0)

2. COMM. 18E-7 (2008)

COUNTY EXECUTIVE

RESOLVED, that the Erie County Legislature confirms the appointment of the following individuals, having been appointed by the Erie County Executive Chris Collins pursuant to Article XI-F of the Erie County Charter, to the Erie County Council on the Disabled for a term ending June 30, 2009:

Mr. Walter Carrick, Jr.
110 Juniata Place
Buffalo, NY 14210

Ms. Christine Farrow
26 Preston Rd.
Cheektowaga, NY 14215

(6-0)

**BARBARA MILLER-WILLIAMS
CHAIR**

LEGISLATOR RESOLUTIONS

Item 27 – MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MS. MILLER-WILLIAMS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 334

RE: Mall District Special Charges for
Downtown Pedestrian/Transit Mall
Special District
(INTRO 21-1)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS MILLER-WILLIAMS & MARINELLI**

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

WHEREAS, the Erie County Legislature approved on December 19, 1985, a resolution authorizing the County Executive to enter into agreement with Downtown Buffalo Management Corporation, now known as Buffalo Place Inc. (BPI), designating Buffalo Place Inc. as the not-for-profit corporation with which Erie County shall contract for the performance of mall special district services, for which annual contracts were executed in 1986, 1987, 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, and 2002, 2003, 2004, 2005, 2006, 2007, 2008; and

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

WHEREAS, pursuant to the said Local Law, Buffalo Place Inc. held a public hearing, on due notice to property owners within the district, regarding the proposed 2009 annual budget on September 23, 2008.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby determine that the total amount to be raised by mall district service charges in 2009 shall be the sum of \$1,248,662 as contained in the

attached budget which shall be a part of this resolution, which amount does not exceed 80% of the services charges that could be assessed or levied against properties in the district; and be it further

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

RESOLVED, that the Director of Real Property Tax Services shall, not later than November 20, 2008, caused to be established a Mall District Special Charge Roll apportioning the amount herein above determined to be raised by mall district special charges for 2009 in conformance with the formula set forth in Section 7 of Erie County Local Law No. 8-1984 using the latest available final general or special assessment roll prepared by The City of Buffalo; and be it further

RESOLVED, that certified copies of this resolution in its final form be forwarded to the Erie County Executive, the Mayor of the City of Buffalo, the Chairman and the Executive Director of Buffalo Place Inc., and the Erie County Director of Real Property Tax Services.

Item 28 - MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MR. MAZUR seconded. MS. IANNELLO abstained.

CARRIED. (14-0-1)

RESOLUTION NO. 335

RE: Re-Appointments of Board of Elections'
Commissioners
(INTRO 21-2)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS MARINELLI, WHYTE, MILLS, KOZUB,
KENNEDY, MILLER-WILLIAMS, GRANT, MAZUR, WROBLEWSKI,
REYNOLDS, LOUGHRAN & RATH**

WHEREAS, on September 25, 2008, 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 Street, Lancaster, New York 14086, for appointment to the office of Republican Commissioner of Elections for a full four year term; and

WHEREAS, on September 25, 2008, 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 Dennis E. Ward, residing at 210 Capen Blvd., Amherst, New York 14226 for appointment to the office of Democratic Commissioner of Elections for a full four year term; and

WHEREAS, said appointments are to commence January 1, 2009.

NOW, THEREFORE, BE IT

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 Street, Lancaster, New York 14086, as Republican Commissioner of Elections for a full four year term commencing January 1, 2009; and be it further

RESOLVED, that in accordance with the New York State Election Law, the Erie County Legislature hereby appoints Dennis E. Ward, residing at 210 Capen Blvd., Amherst, New York 14226, as Democratic Commissioner of Elections for a full four year term commencing January 1, 2009; and be it further

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

Item 29 - MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 336

RE: Ontario Street Boat Launch Black Rock
Canal Park
(INTRO 21-3)

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

WHEREAS, the Ontario Street Boat Launch is county owned park land; and

WHEREAS, the Ontario Street Boat Launch is the only free boat launch in the City of Buffalo; and

WHEREAS, the Ontario Street Boat Launch was in deplorable condition earlier this summer when vandals and drug users had broken into the snack shack, stolen the valuable piping and started squatting in the building. Drug paraphernalia and human waste were found inside the building; and

WHEREAS, graffiti, litter, and other illegal activity are also frequently found at the boat launch; and

WHEREAS, the condition of the boat launch itself is also often a disaster with debris, including used tires, bicycles, litter, sea weed, and more blocking the area where boats enter the water; and

WHEREAS, the Ontario Street Boat Launch is prime, waterfront property along the Niagara River adjacent to Harry's Harbor Grille, a fine-dining restaurant in the City of Buffalo, and is ripe for development; and

WHEREAS, despite these terrible conditions, the Boat Launch is well-used and on any given summer day one would find fishermen, kayakers, swimmers, and others at the Boat Launch; and

WHEREAS, the hardworking volunteers of the Black Rock Riverside Good Neighbors Planning Alliance (BRRGNPA) have worked for the past five years to construct a citizen-driven design of what the Ontario Street Boat Launch could become calling their designs the Black Rock Canal Park Project; and

WHEREAS, these designs won first place for Grassroots Initiatives at the American Planning Association's NYS Upstate Chapter Awards Ceremony and are currently competing nationally in the Grassroots Initiatives Design Competition; and

WHEREAS, the Giambra Administration had committed \$150,000 for a feasibility study of the Black Rock Canal Park plan from a previous capital fund account dedicated to county park improvements and the Department of Environment and Planning moved forward with an RFP process, even going so far as to select a respondent; and

WHEREAS, in March 2008 the Collins Administration was uncomfortable using only county resources for such a plan, despite the fact that the park is wholly county owned, and insisted that the cost of the feasibility study be shared equally among the City of Buffalo and New York State; and

WHEREAS, the dedicated volunteers of the BRRGNPA spent the next six months working with other partners in government, specifically NYS Assemblyman Sam Hoyt, Mayor Byron Brown, and Councilman Joe Golombek, to identify and secure other funding; and

WHEREAS, the Collins Administration has been in possession of the necessary paperwork and signatures from both NYS and the City of Buffalo since early September and has still not moved forward on this project; and

WHEREAS, the BRRGNPA has already raised \$250,000 in both State and City resources for actual implementation of the project but cannot move forward with submitting grants applications to the Niagara Greenway Commission or any of the local foundations until the feasibility study is underway; and

WHEREAS, this Honorable Body has already gone on record in support of the Award Winning Black Rock Canal Park plan.

NOW, THEREFORE, BE IT

RESOLVED, that the County Attorney and knowledgeable representatives from the Administration, the Department of Environment and Planning, and the Budget Office come before the next meeting of the Energy and Environment Committee to report on the status of this project and provide an accurate timeline of the Administration's next steps and when this Honorable Body can expect this project to move forward for approval by the Fiscal Stability Authority; and be it further

RESOLVED, that certified copies of this resolution go to the County Executive, the County Attorney, the Department of Environment and Planning, Assemblyman Sam Hoyt, Mayor Byron Brown, Councilmember Joe Golombek, and the Black Rock Riverside Good Neighbors Planning Alliance.

Item 30 - MS. WHYTE presented the following resolution and moved for immediate consideration. MR. KENNEDY seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 337

RE: Resolution Urging the State to Partner with Counties in the Development of a Comprehensive Statewide Interoperable Communications Network
(INTRO 21-4)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS IANNELLO, WROBLEWSKI, MILLS, MARINELLI,
MILLER-WILLIAMS, REYNOLDS & RATH**

WHEREAS, New York State's citizens, visitors and first responders deserve a reliable, statewide, interoperable communications network that will ensure a prompt response to any incident; and

WHEREAS, New York's radio communication infrastructure is in dire need of replacement, as maintenance alone cannot correct the structural deficiencies and many of the current State systems are too costly to maintain and are incapable of communicating with partner agencies and neighboring jurisdictions; and

WHEREAS, recent attempts by the State to remedy this looming interoperability crisis have failed to yield positive results; and

WHEREAS, without a reliable statewide, interoperable communications network, the State has placed its agencies and partners such as local governments at a strategic disadvantage when responding to statewide emergencies; and

WHEREAS, Sub-Section 309 of the County Law authorizes the State of New York to levy and collect a State Wireless Communications Service Surcharge of \$1.20 per month, per wireless subscriber to help offset costs for radio system of development and maintenance; and

WHEREAS, New York State uses this surcharge revenue to fund an array of programs, many of which have nothing to do with emergency communications, with very little going to the counties and their existing radio systems; and

WHEREAS, counties continue to use what limited funding they have to develop, maintain and operate their state of the art radio communications networks and Public Safety Answering Points (PSAPs) in an effort to protect their citizens and provide crisis communication interoperability within their respective counties; and

WHEREAS, counties have already invested millions of dollars to build a solid communications backbone which includes antenna towers and sophisticated communications centers; and

WHEREAS, current State efforts to build a statewide communications system can be viewed as duplicative as they attempt to build their system and then allow counties to tie into the State's network; and

WHEREAS, with additional State funding and greater State and inter-municipal collaboration, counties can partner with the Office for Technology and other state agencies to expand and tie together the existing local infrastructures to build a statewide communications system.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature request further examination into a cost-saving state and local partnership in an attempt to create a reliable, statewide, interoperable communications network that will ensure the safety of all New Yorkers; and be it further

RESOLVED, that the Erie County Legislature shall forward copies of this resolution to County Executive Collins, Governor Paterson, the WNY Delegation to the NYS Legislature and all others deemed necessary and proper.

MS. WHYTE moved to amend the resolution by adding Et Al Sponsorship. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

Item 31 - MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 338

RE: Resolution Calling on the Governor and the State Legislature to Assume Full State Responsibility of All Public Defense Programs
(INTRO 21-5)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS IANNELLO, WROBLEWSKI, MILLS, REYNOLDS & RATH**

WHEREAS, since 1965, counties have been the providers and, in large part, the financiers of public defense services in New York State; and

WHEREAS, many states fund 100% of their public defense programs and do not burden their counties with this financial hardship; and

WHEREAS, in New York State, counties shoulder 64% of public defense expenditures, equaling over \$280 million annually; and

WHEREAS, the State, through the creation of new specialty courts and unfunded expansions in mandated representation, has placed an increased fiscal strain on county governments and the property taxpayers of this State; and

WHEREAS, a June, 2006 report to the Chief Judge of the State of New York on the Future of Indigent Defense Services, highlighted numerous shortcomings and inequities of the current public defense system, citing the lack of a single, independent body responsible for statewide public defense oversight and administration; and

WHEREAS, the report also states that New York's public defense system is in a state of crisis and suffers from a chronic and acute lack of funding; and

WHEREAS, a more coordinated, state funded public defense system will provide improved services, while alleviating other costly strains on local justice systems and property taxpayers; and

WHEREAS, significant reform of the current system cannot happen without a full State takeover of the public defense program as counties have only limited resources available and must fund an array of other state mandated programs; and

WHEREAS, the State continues to increase the compensation and workload of public defense attorneys by criminalizing more behavior without increasing funding to meet those defense responsibilities; and

WHEREAS, legislative proposals have been advanced to create a Public Defense Commission; however, NYSAC has opposed these proposals as they have attempted to put a commission in place without the necessary funding.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature urge Governor Paterson and the New York State Legislature to work with counties and the Office of Court Administration to develop and pass legislation authorizing a full state takeover of all public defense services and expenses in New York State; and be it further

RESOLVED, that the Erie County Legislature will continue to staunchly oppose the creation of a public defense commission unless it includes a fully-funded comprehensive state takeover of all public defense programs in New York State; and be it further

RESOLVED, that the Erie County Legislature shall forward copies of this Resolution to County Executive Collins, Governor Paterson, the WNY Delegation to the NYS Legislature and all others deemed necessary and proper.

Item 32 - CHAIR MARINELLI directed that the following item be referred to the PUBLIC SAFETY COMMITTEE.

GRANTED.

INTRO 21-6 from IANNELLO, WROBLEWSKI, MILLS, MARINELLI, MILLER-WILLIAMS, REYNOLDS & RATH. Resolution Requesting Legislative Authority to Assess Administrative Fees Upon Certain Non-DWI Probationers.

Item 33 - MS. WHYTE presented the following resolution and moved for immediate consideration and approval. MS. MILLER-WILLIAMS seconded. MR. KOZUB abstained.

CARRIED. (14-0-1)

RESOLUTION NO. 339

RE: Opposing the Proposed Fare Increase for
NFTA Metro
(INTRO 21-7)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS MARINELLI, MILLER-WILLIAMS, WHYTE,
KENNEDY, KONST, GRANT, MAZUR, IANNELLO & LOUGHRAN**

WHEREAS, the public recently learned that the Board of Commissioners of the Niagara Frontier Transportation Authority (NFTA) is considering a two-phased, 25 cent rate hike; and

WHEREAS, the first 25 cent hike would take effect January 1, 2009, followed up with another increase scheduled for July 1, 2009; and

WHEREAS, this hike in the cost of riding public transportation represents a 33% increase when both fare increases are combined; and

WHEREAS, the City of Buffalo's unenviable position of being ranked second in the nation in population of individuals living below the poverty level casts a troubling spotlight on this metro fare rate increase; and

WHEREAS, the city's residents who live below the poverty level most certainly rely on public transportation, as do both working class and middle class individuals who find it more convenient and cost-effective to commute to and from work, as well as to medical appointments, shopping and other necessities and amenities using Metro bus and rail; and

WHEREAS, this two-pronged rate increase disproportionately affects those who have no alternative to using public transportation and are the most financially challenged in our community; and

WHEREAS, additionally, service sector businesses within the city of Buffalo and its suburbs rely on filling their staffing needs – especially in terms of employees who earn the minimum wage

or a modest salary – with individuals who solely rely on public transportation to get them to job interviews, work sites, and education and training programs; and

WHEREAS, it is the concern of this Honorable Body – which understands challenging budget times – that while recent NFTA Metro advertising campaigns are aimed to increase ridership, a rate hike may, in fact, suppress ridership while also reducing access to public transportation for those who need it most; and

WHEREAS, Erie County apportions 1/8 of the 8th percent of the sales tax to the NFTA, which represents approximately \$17 million in revenues for this agency.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature go on record in opposition to the proposed, two-pronged Metro fare rate hike to take place in 2009; and be it further

RESOLVED, that this Honorable Body request that the Board of Commissioners of the Niagara Frontier Transportation Authority exhaust all budget-cutting avenues – short of reducing direct public transportation services – in order to avoid the last resort option of raising fares; and be it further

RESOLVED, that copies of this resolution be conveyed to the Executive Director and Board of the Niagara Frontier Transportation Authority.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

None.

SUSPENSION OF THE RULES

Item 34 - MS. WHYTE moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 21E-29 from LEGISLATOR IANNELLO Re: Abstention on INTRO 21-2 (2008)

Received, Filed & Printed.

Erie County Legislative Clerk
Robert M. Graber
92 Franklin Street, 4th Floor
Buffalo, NY 14202

RE: ABSTENTION ON INTRO 21-2 (2008)

Dear Mr. Graber,

Pursuant to Rule 2.21 of the Rules of Order of the Erie County Legislature and in accordance with Section 5b of Erie County Local Law No. 10 - 1989, my abstention to the above referenced communication was due to the fact that my husband Dennis E. Ward is one of the appointees and it is appropriate to avoid any possible conflict of interest.

Sincerely,

Michele M. Iannello
Erie County Legislator - 10th District

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

GRANTED.

INTRO 21E-30 from LEGISLATOR KOZUB Re: Abstention on INTRO 21-7 (2008)

Received, Filed & Printed.

October 23, 2008

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

RE: ABSTENTION ON INTRO 21-7 (2008)
SESSION NO. 21 - OCTOBER 23, 2008

Dear Mr. Graber:

Pursuant to Rule 2.21 of the Rules of Order of the Erie County Legislature and in accordance with Section 5b of Erie County Local Law No. 10 - 1989, due to my employment with the Niagara Frontier Transportation Authority, my abstention to the above referenced communication was to avoid any possible conflict of interest.

Sincerely,

Daniel M. Kozub
Erie County Legislator – 1st District

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

GRANTED.

INTRO 21-8 from LEGISLATORS KENNEDY, MARINELLI, WHYTE, MILLS, KOZUB, MILLER-WILLIAMS, RANZENHOFER, KONST, GRANT, MAZUR, WROBLEWSKI, IANNELLO, REYNOLDS, LOUGHRAN & RATH Re: Citizens' Budget Review Commission, Erie County Legislature Appointment

RESOLUTION NO. 340

A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS KENNEDY, MARINELLI, WHYTE, MILLS, KOZUB,
MILLER-WILLIAMS, RANZENHOFER, KONST, GRANT,
MAZUR, WROBLEWSKI, IANNELLO, REYNOLDS, LOUGHRAN & RATH

WHEREAS, upon the adoption of Local Law No. 3-2006, the Citizens' Budget Review Commission was created by Erie County "to assist and advise this Honorable Body in the oversight of the County's budget and to monitor County finances, ensure the long-term fiscal stability of Erie County, prevent the concealment of County deficits, and to help provide this Legislature with enough time and information to respond to budgetary problems," as stated in the Erie County Charter; and

WHEREAS, pursuant to the makeup of the membership of the Citizens' Budget Review Commission outlined in the Erie County Charter, Article 26, Financial Procedures, Section 2618(c) (10), to wit: Two (2) members shall be appointed by the Erie County Legislature based upon recommendations from the public and shall be construed to represent a cross-section of the County's diverse population and a depth of appropriate experience and expertise; and

WHEREAS, in accordance with Section 2618(c) (10), an individual has been recommended who not only meets this criteria, but who also is extraordinarily qualified to be a member of the commission and contribute to its important work; and

WHEREAS, Ms. Eva M. Doyle is a long-time City of Buffalo resident, retired Buffalo Public School teacher, as well as a community activist and historian of African American culture who is eminently qualified by her background and deep affinity for our community.

NOW, THEREFORE, BE IT

RESOLVED, that after careful consideration, the Erie County Legislature hereby appoints Ms. Eva M. Doyle (425 Emslie St., Buffalo, NY 14212) as one of the two Erie County Legislature appointments to the Citizens' Budget Review Commission.

MS. WHYTE moved to approve the resolution. MR. KENNEDY seconded.

CARRIED UNANIMOUSLY.

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

GRANTED.

INTRO 21M-13 from the BAR ASSOCIATION OF ERIE COUNTY Re: Citizens' Budget Review Commission

RESOLUTION NO. 341

RESOLVED, that the Erie County Legislature hereby confirms the appointment of Herbert J. Glose, Esq., after receiving a list of three qualified candidates recommended by the Bar Association of Erie County, to the Citizens' Budget Review Commission.

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

CARRIED UNANIMOUSLY.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COMPTROLLER

Item 38 – (COMM. 21E-1) 4.75% Sales & Compensating Use Tax Apportionment/Distribution for June through August, 2008

Item 39 – (COMM. 21E-2) County of Erie Federal Financial Assistance Audit Report for 2007

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

FROM LEGISLATORS RANZENHOFER, MILLS & RATH

Item 40 – (COMM. 21E-3) Designation of Official Newspaper for 2008 Concurrent Resolutions

Received, Filed & Printed.

September 24, 2008

We, the undersigned, a Majority of the Minority Caucus of the Erie County Legislature do hereby designate the Orchard Park Bee, published in Amherst, New York, having general circulation in the County of Erie, as the official newspaper effective October 1, 2008 for the publication of concurrent resolutions.

Legislator MICHAEL H. RANZENHOFER
4th District

Legislator JOHN J. MILLS
13th District

Legislator EDWARD A. RATH, III
15th District

FROM THE COUNTY EXECUTIVE

Item 41 – (COMM. 21E-4) Projected Fuel Shortage

Received & Filed.

FROM THE COMPTROLLER

Item 42 – (COMM. 21E-5) 2009 Proposed Budget Estimates

Item 43 – (COMM. 21E-6) Review of Preliminary Expenditures/Revenues for the Proposed 2009 EC Budget

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

FROM LEGISLATOR REYNOLDS

Item 44 – (COMM. 21E-7) Letter of Absence for Special Session - 10/17/08

Received, Filed and Printed.

October 13, 2008

The Hon. Lynn Marinelli, Chair
Erie County Legislature
Old County Hall
92 Franklin Street, 4th Floor
Buffalo, New York 14202

Dear Chairwoman Marinelli,

I am requesting your permission to be absent from the Legislative Session on Friday, October 17, 2008. Regrettably, I will be unable to attend this session due to a previous out-of-town business meeting that is held every year at this time. I am sorry for any inconvenience that this may cause my fellow Legislators.

Thank you for your time and consideration. Please let me know if you need any further information.

Sincerely,

Robert Reynolds

cc Robert Graber, Clerk of the Legislature

Item 45 – (COMM. 21E-8) Letter to Town of Clarence Supervisor Concerning Farmland Protection

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COMPTROLLER

Item 46 – (COMM. 21E-9) Erie County Sales Tax Collections

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 47 – (COMM. 21E-10) EC Sewer Dist. Nos. 1,3,4 & 5 Engineering Term Agreement

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 48 – (COMM. 21E-11) MJW Corporation, Inc. Contract

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 49 – (COMM. 21E-12) Supplemental Agreement No. 2 with NYSDOT - Right-of-Way Acquisition, Cemetery Rd., Town of Lancaster

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 50– (COMM. 21E-13) EC Sewer District 3 - Intermunicipal Agreement with Town of Orchard Park

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 51 – (COMM. 21E-14) Proposed Fee Increases

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 52 – (COMM. 21E-15) EC Sewer Dist. No. 3 - Greenmeadow Subtruck Sanitary Sewer Project - Bid Opening

Item 53 – (COMM. 21E-16) EC Sewer Dist. Nos. 3 & 6 - Energy Performance Contract

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

Item 54 – (COMM. 21E-17) Purchase of 2008 Tax Lien Certificates

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 55 – (COMM. 21E-18) Emergency Services - Accepting Reimbursement for Use of Emergency Services Training Facilities by Outside Organizations

Item 56 – (COMM. 21E-19) CPS - 2008-2009 DNA Lab Capacity Enhancement Grant

Item 57 – (COMM. 21E-20) CPS - Professional Services Authorization

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

Item 58 – (COMM. 21E-21) Dept. of Health - Fee Schedule Revision

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 59 – (COMM. 21E-22) Amend Title VII Grant Budget & Amend Related Contract

Item 60– (COMM. 21E-23) Amend CSE & EISEP Budgets & Extend Senior Employment Contract

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

Item 61 – MS. WHYTE presented the following resolution and requested immediate consideration and approval. MR. WROBLEWSKI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 342

RE: Juvenile Accountability Block Grant
(COMM. 21E-24)

WHEREAS, the Department of Probation is responsible for making sentencing recommendations, providing supervision and services to address the needs of juveniles in the Juvenile Justice System and improve the quality of life in our community; and

WHEREAS, the New York State Division of Criminal Justice Services (DCJS) has awarded the Erie County Probation Department grant funds for the purpose of establishing a Juvenile Accountability Block Grant Program that enables juvenile courts and juvenile Probation Officers to be more effective in addressing the needs of juveniles involved with probation; and

WHEREAS, The Council on Prevention and Education: Substances, INC. (COPES) is the only provider of “Creating Lasting Family Connections” training, as this company developed and researched this evidence based program; and

WHEREAS, the grant award will enable the Probation Department to establish a fund which will cover professional service contract fees and travel expenses for these consultants, as well as training fees; and

WHEREAS, Ted Strader, PhD, the founder of Council of Prevention and Education: Substances, Inc. (COPES), developed, researched and prepared the curriculum for the “Creating

Lasting Family Connections” program, and a similar program of this caliber does not exist locally; and

WHEREAS, Ted Strader and his staff, are experts in “Creating Lasting Family Connections” training.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to accept an award from the New York State Division of Criminal Justice Services in the amount of \$31,427; and be it further

RESOLVED, that the Erie County Executive is hereby authorized to enter into contracts and amendments to these contracts, with The Council on Prevention and Education: Substances, Inc. (COPEs), 845 Barrett Avenue, Louisville, Kentucky 40204 so that Probation Officers receive training in the “Creating Lasting Family Connections” program; and be it further

RESOLVED, that the necessary funds to cover the cost of these contracts have been appropriated using the grant funds covered in this resolution; and be it further

RESOLVED, that the Erie County Legislature hereby makes a finding that it is impracticable to follow the RFP procedures for the professional service contracts with the Council on Prevention and Education: Substances, Inc. (COPEs) as they are sole source providers of this training, and hereby waives the procedures outlined in Section 19.08 of the Erie County Administrative Code; and be it further

RESOLVED, that the budget for the JABG Grant, JB08-1009-E00, contract T612000, be established as follows:

Erie County Probation Department
Fund 281 – Business Area 126
Juvenile Accountability Block Grant – Accountability Program
November 1, 2008 to October 31, 2009

<u>Revenue</u>	
<u>Account</u>	<u>Amount</u>
409000 – State Aid Revenues	<u>\$31,427</u>
TOTAL	\$31,427

<u>Appropriations</u>	
<u>Account</u>	<u>Amount</u>
516020 – Professional Service Contracts	\$19,196
510200 – Training & Education	\$ 7,088
561410 – Lab and Technical Equipment	\$ 2,184
530000 – Other Expenses	\$ 2,959

TOTAL	\$31,427
NET IMPACT	\$ 0

and be it further

RESOLVED, that the Director of Budget and Management be authorized to adjust the budget as required to comply with state approved funding levels; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Department of Probation, the Erie County Department of Personnel, the Division of Budget and Management and the Office of the Comptroller.

Item 62 – MS. WHYTE presented the following resolution and requested immediate consideration and approval. MS. IANNELLO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 343

RE: "Be-Safe" Grant
(COMM. 21E-25)

WHEREAS, the United States Department of Justice has awarded \$210,874 to the Erie County Probation Department as part of the Be Safe Grant; and

WHEREAS, these funds will be used to increase one Probation Officer position (J.G.11, B-100 control #4192) and one Probation Assistant (J.G. 7, B-100 control #4191) to attend to the duties and responsibilities as outlined in the grant proposal; and

WHEREAS, these funds will allow the Probation Department to implement a program that will increase offender accountability and increase services for victims of domestic violence in Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Probation Department is authorized to create one Probation Officer position (J.G. 11, B-100 control #4192) and one Probation Assistant position (J.G. 7, B-100 control #4191); and be it further

RESOLVED, that authorization is hereby provided to accept the award of \$210,874 from the United States Department of Justice; and be it further

RESOLVED, that authorization is hereby provided to budget those funds in the grant fund as follows:

Erie County Probation Department
Fund 281 – Business Area 126
Be Safe – USDOJ Grant Award
October 1, 2008 to September 30, 2010

Revenue

Account

414000 – Federal Aid Revenues

Amount

\$210,874

TOTAL	\$210,874
<u>Appropriations</u>	
<u>Account</u>	<u>Amount</u>
500000 – Personnel	\$141,966
502000 – Fringe Benefits	\$ 60,435
510000 - Local Mileage	\$ 2,626
561410 – Lab and Technical Equipment	\$ 5,847
TOTAL	\$210,874
NET IMPACT	\$ 0

and be it further

RESOLVED, that the Director of Budget and Management be authorized to adjust the budget as required to comply with Federally approved funding levels; and be it further

RESOLVED, that certified copies be forwarded to the County Executive, the Division of Budget, Management and Finance, the Department of Personnel, the Office of the Comptroller, and the Department of Probation.

Item 63 – MS. WHYTE presented the following resolution and requested immediate consideration and approval. MR. MAZUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 344

RE: Probation Preventive Service Program –
Account Adjustment
(COMM. 21E-26)

WHEREAS, the 2008 Adopted Budget included appropriations of \$626,313 for the Probation Preventive Services program; and

WHEREAS, the Erie County Department of Social Services provides sixty-five per cent state aid reimbursement for funds utilized within the program, and has approved the purchase of equipment and supplies for staff within the Preventive Services Program un to the existing appropriations to attend to the duties and responsibilities as outlined in the MOU; and

WHEREAS, these account adjustments will allow the Probation Department to improve program operation.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Probation Department, The Erie County Budget Department, and the Erie County Comptroller’s Office is hereby authorized to make the following budget adjustments accounts to provide needed equipment and supplies for the Preventive Services as follows:

Fund 110 – Business Area 126
Preventive Services Program MOU DSS
January 1, 2008 - December 31, 2008

Appropriations

Account Decreases

	<u>Amount</u>
500000 – Personnel	\$ (31,000)
502000 – Fringe Benefits	<u>\$ (13,000)</u>
TOTAL:	\$ (44,000)

Account Increases

505000 – Office Supplies	\$ 2,000
505200 – Clothing, Protective Supplies	\$ 3,700
506200 – Repair and Maintenance Supplies	\$ 6,100
561410 – Lab and Technical Equipment	\$ 28,500
561420 – Office Equipment	<u>\$ 3,700</u>
TOTAL	\$ 44,000

NET IMPACT \$ 0

and be it further

RESOLVED, that certified copies be forwarded to the County Executive, the Division of Budget, Management and Finance, the Department of Social Services, the Office of the Comptroller, and the Department of Probation.

Item 64– (COMM. 21E-27) Black Rock Canal Park

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 65 – MS. WHYTE presented the following resolution and requested immediate consideration and approval. MR. REYNOLDS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 345

RE: Real Property Tax Services –
Corrections of Errors
(COMM. 21E-28)

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

ASSESSOR Cancel \$1,031.30

S-B-L 69.20-4-24 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,031.30	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$1,031.30
	Relevy School	\$1,031.30	142201 AMHERST CENTRAL

RPTL 550(2): FAILED TO APPLY THE ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: LOUISE & NELLO INFANTI

FISCAL YEAR 2008 Petition No. 208,209.00

ASSESSOR Cancel \$485.54

S-B-L 276.03-1-3 143889 CONCORD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$485.54	Town/SpecialDist/School
<u>Charge To :</u>	143889 CONCORD		\$485.54
	Relevy School	\$485.54	143801 SPRING-GRIFFITH

RPTL 550(2): FAILED TO APPLY THE ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: ROBERT H & LINDA M KACZMAREK

FISCAL YEAR 2007 Petition No. 208,210.00

ASSESSOR Refund \$726.40

S-B-L 80.70-1-4 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$726.40	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$726.40
	Relevy School	\$726.40	143003 CHEEK. UNION #3

RPTL 550(2): FAILED TO APPLY THE BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JEFFREY GASZ

FISCAL YEAR 2008 Petition No. 208,211.00

ASSESSOR Refund \$373.83

S-B-L 80.70-1-4 143089 CHEEKTOWAGA

	Acct. No. 112	\$139.93	County
	Acct. No. 132	\$233.90	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$233.90	

RPTL 550(2): FAILED TO APPLY A VETERANS EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JEFFREY GASZ

FISCAL YEAR	2008	Petition No.	208,212.00
	ASSESSOR	Cancel	\$740.47

S-B-L 80.70-1-4 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$740.47	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$740.47	
	Relevy School	\$740.47	143003 CHEEK. UNION #3

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JEFFREY GASZ

FISCAL YEAR	2008	Petition No.	208,213.00
	ASSESSOR	Cancel	\$486.64

S-B-L 55.20-5-8 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$486.64	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$486.64	
	Relevy School	\$486.64	142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY THE ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JOHN M CANNATA & SUSAN NOVOTNY
CANNATA

FISCAL YEAR	2008	Petition No.	208,214.00
	ASSESSOR	Cancel	\$2,955.96

S-B-L 86.00-1-8.21 145689 NEWSTEAD

	Acct. No. 112	\$0.00	County
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Charge To : Acct. No. 132 \$2,955.96 Town/SpecialDist/School
145689 NEWSTEAD \$2,955.96
Relevy School \$2,955.96 145601 AKRON CENTRAL

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

FISCAL YEAR 2008 Petition No. 208,215.00

ASSESSOR Cancel \$0.00

S-B-L 26.03-2-8.12 142289 AMHERST

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
142289 AMHERST \$0.00

RPTL 550(2): ASSESSED VALUE CHANGED AND MISSED THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: TOWN OF AMHEWRST IDA

FISCAL YEAR 2008 Petition No. 208,216.00

ASSESSOR Cancel \$376.17

S-B-L 305.00-1-28.1 143889 CONCORD

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$376.17 Town/SpecialDist/School
143889 CONCORD \$376.17
Relevy School \$376.17 143801 SPRING-GRIFFITH

RPTL 550(2): INCORRECT ASSESSED VALUE
NEW TAX BILL TO BE ISSUED TO: FRANK ROSS

FISCAL YEAR 2008 Petition No. 208,217.00

ASSESSOR Cancel \$1,370.27

S-B-L 160.17-2-48.12 144889 HAMBURG

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,370.27 Town/SpecialDist/School
144889 HAMBURG \$1,370.27
Relevy School \$1,370.27 144804 FRONTIER CENTRAL

RPTL 550(2): INCORRECT VALUE APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: BERKLEY PLACE ASSOCIATION

FISCAL YEAR 2008 Petition No. 208,218.00

ASSESSOR Cancel \$486.65

S-B-L 56.10-4-5 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$486.65 Town/SpecialDist/School
Charge To : 142289 AMHERST \$486.65
Relevy School \$486.65 142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY THE ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: JOAN C NATIELLA

FISCAL YEAR 2008 Petition No. 208,219.00

ASSESSOR Cancel \$2,170.75

S-B-L 41.15-1-5 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$2,170.75 Town/SpecialDist/School
Charge To : 142289 AMHERST \$2,170.75
Relevy School \$2,170.75 142203 WILLIAMSVILLE CENT

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

FISCAL YEAR 2008 Petition No. 208,220.00

ASSESSOR Cancel \$43,576.00

S-B-L 40.04-1-30 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$43,576.00 Town/SpecialDist/School
Charge To : 142289 AMHERST \$43,576.00
Relevy School \$43,576.00 142207 SWEET HOME CENTRAL

RPTL 550(2): INCORRECT ASSESSMENT APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: 1772 SWEET HOME ROAD LLC

FISCAL YEAR 2008 Petition No. 208,221.00

ASSESSOR Cancel \$65,364.01

S-B-L 54.02-1-52 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$65,364.01	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$65,364.01	
	Relevy School	\$65,364.01	142207 SWEET HOME CENTRAL

RPTL 550 (2): INCORRECT ASSESSMENT APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: 4460 CHESTNUT RIDGE ROAD LLC

FISCAL YEAR 2008 Petition No. 208,222.00

ASSESSOR Cancel \$408.86

S-B-L 341.12-1-7 143689 COLLINS

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$408.86	Town/SpecialDist/School
<u>Charge To :</u>	143689 COLLINS	\$408.86	
	Relevy School	\$408.86	047201 GOWANDA CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: DANIEL B & CHRISTINE M BERNARD

FISCAL YEAR 2008 Petition No. 208,223.00

ASSESSOR Cancel \$675.82

S-B-L 172.11-1-23 146089 ORCHARD PARK

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$675.82	Town/SpecialDist/School
<u>Charge To :</u>	146089 ORCHARD PARK	\$675.82	
	Relevy School	\$675.82	146001 ORCH PARK CENTRAL

RPTL 550(2): INCORRECT AGED EXEMPTION APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: FLORENCE MANLEY

FISCAL YEAR 2008 Petition No. 208,224.00

ASSESSOR Refund \$77.91

S-B-L 88.41-3-8 140200 BUFFALO

Acct. No. 112 \$77.91 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 140200 BUFFALO \$0.00

RPTL 55(2): FAILED TO APPLY A DISABILITY EXEMPTION
REFUND TO BE ISSUED TO: JOHN MCKEOUGH

FISCAL YEAR 2008 Petition No. 208,225.00

ASSESSOR Refund \$876.81

S-B-L 220.09-4-3 144489 EVANS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$876.81 Town/SpecialDist/School
Charge To : 144489 EVANS \$876.81
Relevy School \$876.81 144401 LAKE SHORE CENTRAL

RPTL 550(2): INCORRECT DISABILITY AMOUNT APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: FELICIA K BOROWCZYK

FISCAL YEAR 2008 Petition No. 208,226.00

ASSESSOR Cancel \$1,031.31

S-B-L 81.09-3-13 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,031.31 Town/SpecialDist/School
Charge To : 142289 AMHERST \$1,031.31
Relevy School \$1,031.31 142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY THE ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JOSEPH A & MARY F CRAVOTTA

FISCAL YEAR 2008 Petition No. 208,227.00

ASSESSOR Cancel \$550.80

S-B-L 226.17-2-13 142889 BRANT

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$550.80	Town/SpecialDist/School
<u>Charge To :</u>	142889 BRANT	\$550.80	
	Relevy School	\$550.80	144401 LAKE SHORE CENTRAL

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: MICHAEL WARING

FISCAL YEAR 2008 Petition No. 208,228.00

ASSESSOR Cancel \$276.76

S-B-L 262.07-2-5 145000 HOLLAND

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$276.76	Town/SpecialDist/School
<u>Charge To :</u>	145000 HOLLAND	\$276.76	
	Relevy School	\$276.76	145001 HOLLAND CENTRAL

RPTL 550(2): FAILED TO APPLY AN AGED EXEMPTION
NEW TAX BILL TO BE ISSUED TO: SOPHIE MARIE TOLLINI

FISCAL YEAR 2008 Petition No. 208,229.00

ASSESSOR Cancel \$382.99

S-B-L 138.03-7-29 144200 ELMA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$382.99	Town/SpecialDist/School
<u>Charge To :</u>	144200 ELMA	\$382.99	
	Relevy School	\$382.99	144201 IROQUOIS CENTRAL

RPTL 550(2): SCHOOL EXEMPTION WAS OMITTED IN ERROR
NEW TAX BILL TO BE ISSUED TO: IROQUOIS CENTRAL SCHOOL

FISCAL YEAR 2008 Petition No. 208,230.00

ASSESSOR Cancel \$173.34

S-B-L 209.00-2-27.2 144000 EDEN

	Acct. No. 112	\$0.00	County
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<u>Charge To :</u>	Acct. No. 132	\$173.34	Town/SpecialDist/School
	144000 EDEN		\$173.34
	Relevy School	\$173.34	144001 EDEN CENTRAL

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: JOHN P & MARGARET CUDDIHY

FISCAL YEAR 2008 Petition No. 208,231.00

ASSESSOR Cancel \$1,122.48

S-B-L 153.09-3-11 146089 ORCHARD PARK

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,122.48	Town/SpecialDist/School
	146089 ORCHARD PARK		\$1,122.48
	Relevy School	\$1,122.48	146801 WEST SENECA CENT

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: QT ASSOCIATES A PARTNERS

FISCAL YEAR 2008 Petition No. 208,232.00

ASSESSOR Cancel \$13,354.97

S-B-L 235.00-2-41 144489 EVANS

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$13,354.97	Town/SpecialDist/School
	144489 EVANS		\$13,354.97
	Relevy School	\$13,354.97	144401 LAKE SHORE CENTRAL

RPTL 550(2): INCORRECT VALUE APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: ERIE CATTARAUGUS #2

FISCAL YEAR 2008 Petition No. 208,233.00

ASSESSOR Refund \$91.80

S-B-L 235.15-1-16 144401 ANGOLA

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$91.80	Town/SpecialDist/School
	144401 ANGOLA		\$91.80

Relevy Village \$91.80 Village of ANGOLA
RPTL 550(2): ERROR IN THE COMPUTATION OF A WAR VETERANS EXEMPTION
REFUND TO BE ISSUED TO: JOSEPH & VIRGINIA PALMERTON JR

FISCAL YEAR 2008 Petition No. 208,234.00

ASSESSOR Cancel \$568.71

S-B-L 211.00-6-9 142600 BOSTON

Acct. No. 112 \$0.00 County
Acct. No. 132 \$568.71 Town/SpecialDist/School
Charge To : 142600 BOSTON \$568.71
Relevy School \$568.71 144801 HAMBURG CENTRAL

RPTL 550(2): EXEMPTION WAS MISS CALCULATED IN ERROR
NEW TAX BILL TO BE ISSUED TO: GREGORY & ELIZABETH SMITH

FISCAL YEAR 2008 Petition No. 208,235.00

ASSESSOR Cancel \$557.63

S-B-L 270.00-2-5 145801 NORTH COLLINS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$557.63 Town/SpecialDist/School
Charge To : 145801 NORTH COLLINS \$557.63
Relevy School \$557.63 145801 NORTH COLLINS CENT

RPTL 550(2): FAILED TO APPLY AN AGED STAR
NEW TAX BILL TO BE ISSUED TO: HELLEN A BARBER

FISCAL YEAR 2008 Petition No. 208,236.00

ASSESSOR Cancel \$589.83

S-B-L 284.00-5-23.121 142889 BRANT

Acct. No. 112 \$0.00 County
Acct. No. 132 \$589.83 Town/SpecialDist/School
Charge To : 142889 BRANT \$589.83
Relevy School \$589.83 144401 LAKE SHORE CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO E ISSUED TO: DANIEL C MARRISSEY JR

FISCAL YEAR 2008 Petition No. 208,237.00

ASSESSOR Cancel \$745.39

S-B-L 268.00-3-5.2 142889 BRANT

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$745.39	Town/SpecialDist/School
<u>Charge To :</u>	142889 BRANT		\$745.39
	Relevy School	\$745.39	145801 NORTH COLLINS CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR
NEW TAX BILL TO BE ISSUED TO: ROBERT A & KIMBERLY TURNBULL

FISCAL YEAR 2008 Petition No. 208,238.00

ASSESSOR Cancel \$1,717.36

S-B-L 114.16-5-1 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,717.36	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$1,717.36
	Relevy School	\$1,717.36	143007 DEPEW UNION-CHEEK

RPTL 550(2): FAILED TO APPLY THE ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: DANIEL BELL

FISCAL YEAR 2008 Petition No. 208,239.00

ASSESSOR Cancel \$478.97

S-B-L 101.28-10-16 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$478.97	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$478.97
	Relevy School	\$478.97	143001 CHEEKTO. CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR
NEW TAX BILL TO BE ISSUED TO: RAYMOND EADS

FISCAL YEAR 2008 Petition No. 208,240.00

ASSESSOR Cancel \$239.88

S-B-L 91.16-8-10 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$239.88 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$239.88
Relevy School \$239.88 143002 CHEEK. UNION #2

RPTL 550(2): FAILED TO APPLY A BASIC STAR
NEW TAX BILL TO BE ISSUED TO: WALTER LEWANDOWSKI

FISCAL YEAR 2008 Petition No. 208,241.00

ASSESSOR Cancel \$447.26

S-B-L 125.10-18-28 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$447.26 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$447.26
Relevy School \$447.26 146801 WEST SENECA CENT

RPTL 550(2): FAILED TO APPLY AN ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: MARILYN & ANTONS JUBULIS

FISCAL YEAR 2008 Petition No. 208,242.00

ASSESSOR Cancel \$947.60

S-B-L 125.09-18-1./013 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$947.60 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$947.60
Relevy School \$947.60 146801 WEST SENECA CENT

RPTL 550(2): FAILED TO APPLY THE ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: DOMINIC & LUCIA SCHIPANI

FISCAL YEAR 2008 Petition No. 208,243.00

ASSESSOR Cancel \$529.27

S-B-L 183.15-2-6 144889 HAMBURG

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$529.27	Town/SpecialDist/School
<u>Charge To :</u>	144889 HAMBURG	\$529.27	
	Relevy School	\$529.27	144801 HAMBURG CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR
NEW TAX BILL TO BE ISSUED TO: ETHEL COOPER

FISCAL YEAR 2008 Petition No. 208,244.00

ASSESSOR Cancel \$486.64

S-B-L 55.16-2-20./16 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$486.64	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$486.64	
	Relevy School	\$486.64	142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR
NEW TAX BILL TO BE ISSUED TO: GLORIA D CHODROW

FISCAL YEAR 2008 Petition No. 208,245.00

ASSESSOR Cancel \$836.59

S-B-L 43.14-5-20 143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$836.59	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$836.59	
	Relevy School	\$836.59	143201 CLARENCE CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: KATHERINE DRISCOLL

FISCAL YEAR 2008 Petition No. 208,246.00

ASSESSOR Cancel \$441.86

S-B-L 70.14-1-37 143200 CLARENCE

Acct. No. 112 \$0.00 County

Charge To : Acct. No. 132 \$441.86 Town/SpecialDist/School
143200 CLARENCE \$441.86
Relevy School \$441.86 143201 CLARENCE CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR
NEW TAX BILL TO BE ISSUED TO: PALITHA A ATHAUDAGE

FISCAL YEAR 2008 Petition No. 208,247.00

ASSESSOR Cancel \$500.35

S-B-L 125.06-20-53.1 143089 CHEEKTOWAGA

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$500.35 Town/SpecialDist/School
143089 CHEEKTOWAGA \$500.35
Relevy School \$500.35 146801 WEST SENECA CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR
NEW TAX BILL TO BE ISSUED TO: FRANCES J BERBACH

FISCAL YEAR 2008 Petition No. 208,248.00

ASSESSOR Cancel \$16,784.37

S-B-L VARIOUS SEE I 145689 NEWSTEAD

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$16,784.37 Town/SpecialDist/School
145689 NEWSTEAD \$16,784.37
Relevy School \$16,784.37 145601 AKRON CENTRAL

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
NEW TAX BILLS TO BE ISSUED TO: VARIOUS LOCATIONS SEE ATTACHED

FISCAL YEAR 2008 Petition No. 208,249.00

ASSESSOR Cancel \$805.65

S-B-L 161.11-2-72 146001 ORCHARD PARK

Charge To : Acct. No. 112 \$0.00 County
Acct. No. 132 \$805.65 Town/SpecialDist/School
146001 ORCHARD PARK \$805.65
Relevy School \$805.65 146001 ORCH PARK CENTRAL

RPTL 550(2): FAILED TO APPLY AN AGED EXEMPTION
NEW TAX BILL TO BE ISSUED TO: MILDRED P WALTERS

FISCAL YEAR 2008 Petition No. 208,250.00

ASSESSOR Cancel \$359.31

S-B-L 330.00-2-9.4 143689 COLLINS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$359.31 Town/SpecialDist/School
Charge To : 143689 COLLINS \$359.31
Relevy School \$359.31 047201 GOWANDA CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: RONALD J & PENELOPE M ESPOSITO

FISCAL YEAR 2008 Petition No. 208,251.00

ASSESSOR Cancel \$196.57

S-B-L 61.00-5-12./86 145689 NEWSTEAD

Acct. No. 112 \$0.00 County
Acct. No. 132 \$196.57 Town/SpecialDist/School
Charge To : 145689 NEWSTEAD \$196.57
Relevy School \$196.57 145601 AKRON CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: GOLDEN POND ESTATES/CHARLES BROWNELL

FISCAL YEAR 2008 Petition No. 208,252.00

ASSESSOR Cancel \$1,309.36

S-B-L 20.03-2-23 145689 NEWSTEAD

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,309.36 Town/SpecialDist/School
Charge To : 145689 NEWSTEAD \$1,309.36
Relevy School \$1,309.36 145601 AKRON CENTRAL

RPTL 550(2): FAILED TO APPLY AN AGED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: MONICA MUGGLEBERG

FISCAL YEAR 2008 Petition No. 208,253.00

ASSESSOR Cancel \$279.94

S-B-L 61.00-5-3.11 145689 NEWSTEAD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$279.94	Town/SpecialDist/School
<u>Charge To :</u>	145689 NEWSTEAD	\$279.94	
	Relevy School	\$279.94	145601 AKRON CENTRAL

RPTL 550(2): INCORRECT AGRICULTURAL EXEMPTION APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: BRIAN & PAMELA DOMON

FISCAL YEAR 2006 Petition No. 208,254.00

ASSESSOR Refund \$693.68

S-B-L 186.09-1-31 146089 ORCHARD PARK

	Acct. No. 112	\$336.54	County
	Acct. No. 132	\$357.14	Town/SpecialDist/School
	60044 WATER DISTRICT NUMBER 15	\$0.85	
	60141 ERIE CO SEW DST 3	\$30.22	
<u>Charge To :</u>	146089 ORCHARD PARK	\$326.07	

RPTL 550(7): PROPERTY SHOULD HAVE BEEN TRANSFERRED TO THE TOWN
REFUND TO BE ISSUED TO: BROMPTON/CAESAR JOINT VENTURE

FISCAL YEAR 2006 Petition No. 208,255.00

ASSESSOR Refund \$1,155.04

S-B-L 186.09-1-31 146089 ORCHARD PARK

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,155.04	Town/SpecialDist/School
<u>Charge To :</u>	146089 ORCHARD PARK	\$1,155.04	
	Relevy School	\$1,155.04	146001 ORCH PARK CENTRAL

RPTL 550(7): PROPERTY SHOULD HAVE BEEN TRANSFERRED TO THE TOWN
REFUND TO BE ISSUED TO: BROMPTON/CAESAR JOINT VENTURE

FISCAL YEAR 2007 Petition No. 208,256.00

ASSESSOR Refund \$722.79

S-B-L 186.09-1-31 146089 ORCHARD PARK

Acct. No. 112 \$362.33 County
Acct. No. 132 \$360.46 Town/SpecialDist/School

60044 WATER DISTRICT NUMBER 15 \$0.85

60141 ERIE CO SEW DST 3 \$32.45

Charge To : 146089 ORCHARD PARK \$327.16

RPTL 550(7): PROPERTY SHOULD HAVE BEEN TRANSFERRED TO THE TOWN
REFUND TO BE ISSUED TO: BROMPTON/CAESAR JOINT VENTURE

FISCAL YEAR 2007 Petition No. 208,257.00

ASSESSOR Refund \$1,168.72

S-B-L 186.09-1-31 146089 ORCHARD PARK

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,168.72 Town/SpecialDist/School

Charge To : 146089 ORCHARD PARK \$1,168.72
Relevy School \$1,168.72 146001 ORCH PARK CENTRAL

RPTL 550(7): PROPERTY SHOULD HAVE BEEN TRANSFERRED TO THE TOWN
REFUND TO BE ISSUED TO: BROMPTON/CAESAR JOINT VENTURE

FISCAL YEAR 2008 Petition No. 208,258.00

ASSESSOR Refund \$751.60

S-B-L 186.09-1-31 146089 ORCHARD PARK

Acct. No. 112 \$376.30 County
Acct. No. 132 \$375.30 Town/SpecialDist/School

Charge To : 146089 ORCHARD PARK \$375.30

RPTL 550(7): PROPERTY SHOULD HAVE BEEN TRANSFERRED TO THE TOWN
REFUND TO BE ISSUED TO: BROMPTON/CAESAR JOINT VENTURE

S-B-L 69.12-2-2 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$2,065.38	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$2,065.38
	Relevy School	\$2,065.38	142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY AN AGED EXEMPTION
NEW TAX BILL TO BE ISSUED TO: RENA M JOSEPH

FISCAL YEAR 2008 Petition No. 208,263.00

ASSESSOR Cancel \$910.80

S-B-L 102.07-5-4 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$910.80	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$910.80
	Relevy School	\$910.80	143002 CHEEK. UNION #2

RPTL 550(2): FAILED TO APPLY AN ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: KENNETH LIND

FISCAL YEAR 2008 Petition No. 208,264.00

ASSESSOR Cancel \$544.66

S-B-L 55.07-6-9 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$544.66	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$544.66
	Relevy School	\$544.66	142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: ELIE HARFOUCHE & w/FRANCES G

FISCAL YEAR 2008 Petition No. 208,265.00

ASSESSOR Cancel \$501.54

S-B-L 47.07-2-16.11/D1 145689 NEWSTEAD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$501.54	Town/SpecialDist/School
<u>Charge To :</u>	145689 NEWSTEAD	\$501.54	
	Relevy School	\$501.54	145601 AKRON CENTRAL

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL
NEW TAX BILL TO BE ISSUED TO: AKRON MOBILE HOME PARK/L. CHELIUS

FISCAL YEAR 2008 Petition No. 208,266.00

ASSESSOR Cancel \$1,469.91

S-B-L 83.00-1-10.2 143200 CLARENCE

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,469.91	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$1,469.91	
	Relevy School	\$1,469.91	143201 CLARENCE CENTRAL

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: CLARENCE CROSSROADS CENTER

FISCAL YEAR 2008 Petition No. 208,267.00

ASSESSOR Cancel \$984.57

S-B-L 255.00-2-9 144000 EDEN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$984.57	Town/SpecialDist/School
<u>Charge To :</u>	144000 EDEN	\$984.57	
	Relevy School	\$984.57	144401 LAKE SHORE CENTRAL

RPTL 550(2): FAILED TO APPLY AN ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: DAVID J ROTH

FISCAL YEAR 2008 Petition No. 208,268.00

ASSESSOR Cancel \$1,024.10

S-B-L 273.00-2-3.2 143889 CONCORD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,024.10	Town/SpecialDist/School
<u>Charge To :</u>	143889 CONCORD	\$1,024.10	

Relevy School \$1,024.10 144001 EDEN CENTRAL

RPTL 550 (2): FAILED TO APPLY AN ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: RSAYMOND ENSER

FISCAL YEAR 2008 Petition No. 208,269.00

ASSESSOR Cancel \$1,168.86

S-B-L 255.00-2-30 144000 EDEN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,168.86	Town/SpecialDist/School
<u>Charge To :</u>	144000 EDEN		\$1,168.86
	Relevy School	\$1,168.86	144001 EDEN CENTRAL

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: LAERENCE F & MELISSA ROBB

FISCAL YEAR 2008 Petition No. 208,270.00

ASSESSOR Refund \$195.07

S-B-L 184.09-3-19 146089 ORCHARD PARK

	Acct. No. 112	\$120.20	County
	Acct. No. 132	\$74.87	Town/SpecialDist/School
<u>Charge To :</u>	146089 ORCHARD PARK		\$74.87

RPTL 550(2): FAILED TO APPLY A DISABLED VETERANS EXEMPTION
REFUND TO BE ISSUED TO: JAMES M & ANN C RUSSO

FISCAL YEAR 2008 Petition No. 208,271.00

ASSESSOR Cancel \$12,461.36

S-B-L 125.10-11-2 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$12,461.36	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$12,461.36
	Relevy School	\$12,461.36	146801 WEST SENECA CENT

RPTL 550(2): DID NOT APPLY A NON FOR PROFIT EXEMPTION

NEW TAX BILL TO BE ISSUED TO: BUFFALO CREEK COMMUNITY CHURCH

FISCAL YEAR 2008 Petition No. 208,272.00

ASSESSOR Cancel \$1,559.00

S-B-L 56.20-5-6 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,559.00	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$1,559.00	
	Relevy School	\$1,559.00	142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: MARJORIE C HUMPHREY

FISCAL YEAR 2008 Petition No. 208,273.00

ASSESSOR Cancel \$3,018.60

S-B-L 222.00-1-29.1 144000 EDEN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$3,018.60	Town/SpecialDist/School
<u>Charge To :</u>	144000 EDEN	\$3,018.60	
	Relevy School	\$3,018.60	144001 EDEN CENTRAL

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

FISCAL YEAR 2008 Petition No. 208,274.00

ASSESSOR Cancel \$1,780.66

S-B-L 555.00-15-7 144489 EVANS

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,780.66	Town/SpecialDist/School
<u>Charge To :</u>	144489 EVANS	\$1,780.66	
	Relevy School	\$1,780.66	144001 EDEN CENTRAL

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: QWEST COMMUNICATIONS CORP

FISCAL YEAR 2008 Petition No. 208,275.00

 ASSESSOR Cancel \$528.30

S-B-L 555.00-15-8 144489 EVANS

 Acct. No. 112 \$0.00 County

 Acct. No. 132 \$528.30 Town/SpecialDist/School

Charge To : 144489 EVANS \$528.30

 Relevy School \$528.30 144401 LAKE SHORE CENTRAL

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED
NEW TAX BILL TO BE ISSUED TO: QWEST COMMUNICATIONS CORP

FISCAL YEAR 2007 Petition No. 208,276.00

 ASSESSOR Refund \$1,116.15

S-B-L 55.12-4-25 142289 AMHERST

 Acct. No. 112 \$0.00 County

 Acct. No. 132 \$1,116.15 Town/SpecialDist/School

Charge To : 142289 AMHERST \$1,116.15

 Relevy School \$1,116.15 142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY AN ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: GUANG SHENG & LAN HUANG HE

FISCAL YEAR 2008 Petition No. 208,277.00

 ASSESSOR Cancel \$1,031.30

S-B-L 55.12-4-25 142289 AMHERST

 Acct. No. 112 \$0.00 County

 Acct. No. 132 \$1,031.30 Town/SpecialDist/School

Charge To : 142289 AMHERST \$1,031.30

 Relevy School \$1,031.30 142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: GUANG SHENG & LAN HUANG HE

FISCAL YEAR 2008 Petition No. 208,278.00

 ASSESSOR Cancel \$94.98

S-B-L 555.00-20-10.1 145801 NORTH COLLINS

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$94.98	Town/SpecialDist/School
<u>Charge To :</u>	145801 NORTH COLLINS	\$94.98	
	Relevy School	\$94.98	145801 NORTH COLLINS CENT

RPTL 550(2): INCORRECT VALUES APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: QWEST COMMUNICATIONS

FISCAL YEAR 2008 Petition No. 208,279.00

ASSESSOR Refund \$3,946.83

S-B-L 56.14-3-11.2 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$3,946.83	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$3,946.83	
	Relevy School	\$3,946.83	142203 WILLIAMSVILLE CENT

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: 1150 YOUNGS ROAD INC

FISCAL YEAR 2008 Petition No. 208,280.00

ASSESSOR Cancel \$6,682.84

S-B-L 103.13-1-22.121 143089 CHEEKTOWAGA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$6,682.84	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$6,682.84	
	Relevy School	\$6,682.84	143001 CHEEKTO. CENTRAL

RPTL 550(2): FAILED TO APPLY A PILOT AGREEMENT
NEW TAX BILL TO BE ISSUED TO: GREEN MEADOWS BUFFALO, LLC

FISCAL YEAR 2008 Petition No. 208,281.00

ASSESSOR Refund \$586.15

S-B-L 24.07-3-24 144600 GRAND ISLAND

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$586.15	Town/SpecialDist/School
<u>Charge To :</u>	144600 GRAND ISLAND	\$586.15	
	Relevy School	\$586.15	144601 GRND ISLN CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR
NEW TAX BILL TO BE ISSUED TO: STEVEN J & WANDA J CAVUOTO

FISCAL YEAR 2008 Petition No. 208,282.00

ASSESSOR Cancel \$523.63

S-B-L 24.15-1-46 144600 GRAND ISLAND

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$523.63	Town/SpecialDist/School
<u>Charge To :</u>	144600 GRAND ISLAND	\$523.63	
	Relevy School	\$523.63	144601 GRND ISLN CENTRAL

RPTL 550(2): FAILED TO APPLY AN ENHANCED STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: KAMAL & SHAFIA SHAFIE

FISCAL YEAR 2008 Petition No. 208,283.00

ASSESSOR Cancel \$1,002.11

S-B-L 555.00-20-10 145889 NORTH COLLINS

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,002.11	Town/SpecialDist/School
<u>Charge To :</u>	145889 NORTH COLLINS	\$1,002.11	
	Relevy School	\$1,002.11	145801 NORTH COLLINS CENT

RPTL 550(2): INCORRECT ASSESSED VALUE APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: QWEST COMMUNICATIONS CORP

FISCAL YEAR 2008 Petition No. 208,284.00

ASSESSOR Cancel \$650.44

S-B-L 287.00-5-1 145889 NORTH COLLINS

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$650.44	Town/SpecialDist/School
<u>Charge To :</u>	145889 NORTH COLLINS	\$650.44	

Relevy School \$650.44 145801 NORTH COLLINS CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR EXEMPTION
NEW TAX BILL TO BE ISSUED TO: JASON N BABCOCK

FISCAL YEAR 2008 Petition No. 208,285.00

ASSESSOR Cancel \$1,171.78

S-B-L 272.01-1-25 145889 NORTH COLLINS

Charge To :
Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,171.78 Town/SpecialDist/School
145889 NORTH COLLINS \$1,171.78
Relevy School \$1,171.78 144001 EDEN CENTRAL

RPTL 550(2): INCORRECT ASSESSMENT APPLIED TO THE TAX ROLL
NEW TAX BILL TO BE ISSUED TO: SUZANNE M PULK

FISCAL YEAR 2008 Petition No. 208,286.00

ASSESSOR Cancel \$730.23

S-B-L 67.39-5-25 142289 AMHERST

Charge To :
Acct. No. 112 \$0.00 County
Acct. No. 132 \$730.23 Town/SpecialDist/School
142289 AMHERST \$730.23
Relevy School \$730.23 142207 SWEET HOME CENTRAL

RPTL 550(2): FAILED TO APPLY A ENHANCED STAR
NEW TAX BILL TO BE ISSUED TO: MILDRED SCOTT

FISCAL YEAR 2008 Petition No. 208,287.00

ASSESSOR Refund \$508.92

S-B-L 241.02-1-4 142600 BOSTON

Charge To :
Acct. No. 112 \$0.00 County
Acct. No. 132 \$508.92 Town/SpecialDist/School
142600 BOSTON \$508.92
Relevy School \$508.92 144801 HAMBURG CENTRAL

RPTL 550(2): FAILED TO APPLY A BASIC STAR

FISCAL YEAR	2008	Petition No.	208,291.00
	ASSESSOR	Cancel	\$544.66
S-B-L	27.15-6-14	142289 AMHERST	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$544.66	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$544.66	
	Relevy School	\$544.66	142203 WILLIAMSVILLE CENT

RPTL 550(2): FAILED TO APPLY A BASIC STAR
NEW TAX BILL TO BE ISSUED TO: SRIRAM BALASUBRAMANIAN & PADMAVATHI T
KRISHNAMURTHI

FISCAL YEAR	2008	Petition No.	208,292.00
	ASSESSOR	Cancel	\$136.11
S-B-L	74.00-1-1.311/A	145689 NEWSTEAD	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$136.11	Town/SpecialDist/School
<u>Charge To :</u>	145689 NEWSTEAD	\$136.11	
	Relevy School	\$136.11	145601 AKRON CENTRAL

RPTL 550(2): DUPLICATE PARCEL UNDER DIFFERENT SBL
NEW TAX BILL TO BE ISSUED TO: SUBSEA OIL GAS INC

and be it further

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

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE COUNTY ATTORNEY

Item 66 – (COMM. 21D-1) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE SENIOR SERVICES COMMISSIONER

Item 67 – (COMM. 21D-2) Response to Comptroller's Audit of Protective Services for Adults Program

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE DIRECTOR OF INTERGOVERNMENTAL AFFAIRS

Item 68 – (COMM. 21D-3) Government Affairs Committee Request

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE DEPUTY COMPTROLLER - AUDIT & CONTROL

Item 69 – (COMM. 21D-4) Sewerage Mgt. & EC Sewer Dist. No. 3 - Report for Period 1/1/07 to 5/31/08

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 70 – (COMM. 21D-5) Response Letter to Comptroller Concerning 2009 Proposed Budget Estimates

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE DEPUTY COMPTROLLER - AUDIT & CONTROL

Item 71 – (COMM. 21D-6) EC Comptroller's Office Audit of Bureau of Purchase

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE ACTING COMMISSIONER, ENVIRONMENT & PLANNING

Item 72 – (COMM. 21D-7) Comments Concerning Comptroller's Audit of EC Sewer Dist. No. 3

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE BUFFALO CENTRAL LABOR COUNCIL

Item 73 – (COMM. 21M-1) Citizens' Budget Review Commission Candidates

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE TOWN OF BRANT

Item 74 – (COMM. 21M-2) Resolution Concerning Registrars of Vital Statistics

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE TOWN OF TONAWANDA

Item 75 – (COMM. 21M-3) Resolution Concerning Registrars of Vital Statistics

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE ERIE COUNTY FISCAL STABILITY AUTHORITY

Item 76 – (COMM. 21M-4) Copies of Resolutions Passed at Meeting Held 9/15/08

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE ERIE COUNTY FISCAL STABILITY AUTHORITY

Item 77– (COMM. 21M-5) Copies of Resolution Passed at Meeting Held 9/29/08

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE TOWN OF ALDEN

Item 78 – (COMM. 21M-6) Resolution Concerning Registrars of Vital Statistics

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE NYS DEPT. OF AGRICULTURE & MARKETS

Item 79 – (COMM. 21M-7) Required Review of EC Agricultural Dist. No. 11

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE TOWN OF HAMBURG

Item 80 – (COMM. 21M-8) Resolution Concerning EC Recycling Coordinator Position

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE NYS NURSES ASSOCIATION

Item 81 – (COMM. 21M-9) Letter Concerning Fact Finder's Report

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE TOWN OF PEMBROKE

Item 82 – (COMM. 21M-10) Public Hearing Notice Concerning Zoning Local Law Amendment

Received & Filed.

FROM THE TOWN OF NEWSTEAD

Item 83 – (COMM. 21M-11) Resolution Concerning EC Recycling Coordinator Position

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE BUFFALO NIAGARA PARTNERSHIP

Item 84 – (COMM. 21M-12) Citizens' Budget Review Commission Candidates

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

ANNOUNCEMENTS

Item 85 – MS. KONST announced that budget hearings will start next week (Monday, October 27, 2008 at 9:00 a.m.) and include five days of departmental hearings. Legislators will ‘roll up our sleeves’ and work with County departments on the 2009 tentative Erie County budget.

Item 86 – MS. MILLER-WILLIAMS announced that on Friday, October 30, 2008 at 1:00 p.m. the Legislature’s Government Affairs Committee will meet and hold a public hearing on the proposed Cold War Veterans’ Property Tax Exemption Local Law.

Item 87 – MR. REYNOLDS announced that on Wednesday, October 29, 2008 at 9:00 a.m. the Distressed Real Property Task Force will meet, and at this meeting City of Buffalo Assessment and Taxation Commissioner Martin Kennedy will be present to discuss the latest City of Buffalo foreclosure process and auction, just held.

Item 88 – MR. KENNEDY announced that on Saturday, October 25, 2008, from 11:00 A.M. to 12:00 Noon, there will be a door-to-door outreach conducted to sign up families and children for health insurance in the South Buffalo community.

Item 89 – CHAIR MARINELLI announced that last night (October 22, 2008) the Erie County Legislature was honored by the Western New York Library Resources Council (WNYLRC) with the “Outstanding Library Advocate Award” for service to the Buffalo and Erie County Public Library. The award was presented at WNYLRC’s Annual Meeting of the Membership, attended by Legislators Whyte, Mills, Rath, Reynolds, Ranzenhofer and herself.

MEMORIAL RESOLUTIONS

Item 90 – Legislator Kennedy requested that when the Legislature adjourns, it do so in memory of Nancy Smith, aunt of our partner in government Michael Hughes. Legislator Kennedy

also requested that when the Legislature adjourns, it do so in memory of Richard J. “Dick” Keane, “a friend personally to many in this room.” Mr. Keane was born on March 28, 1933, was 75 years old and was the first Chairman of the Erie County Legislature, after serving on the Erie County Board of Supervisors. Legislator Kennedy described the former New York State Assemblyman as “a man of incredible honesty and integrity, and a political powerhouse.” Legislator Kennedy further said that he is so very proud to be able to adjourn in memory of Mr. Keane since he sits in the same legislative seat as Mr. Keane held.

Item 91– Legislator Whyte requested that when the Legislature adjourns, it do so in memory of Laurence Pernick Sr., a long-standing Riverside resident and father of Laurence Pernick Jr., Executive Director of the Northwest Buffalo Community Center.

Item 92 – Legislator Mazur requested that when the Legislature adjourns, it do so in memory of Kenneth J. “Uncle Kenney” Wesolek, who Legislator Mazur played softball with; John A. Hanzlian, a neighbor and hockey player; John A. Kujawa, who went to high school with Legislator Mazur; John M. “Sonny” Hora, brother of pastor Robert Hora; and Marie Kwiec, who was an active member of the Cheektowaga Patriotic Commission.

Item 93 – Legislator Miller-Williams requested that when the Legislature adjourns, it do so in memory of Finley R. Green Jr., who she described as “a genuinely wonderful guy who made everyone he touched feel special.” Legislator Miller-Williams also requested that when the Legislature adjourns, it do so in memory of Ronald Coyle, who was a Detective Sergeant with the Buffalo Police Department for more than 27 years, and who Legislator Miller-Williams described as “a great role model, mentor, and friend to all throughout the department.”

Item 94 – Legislator Iannello requested that when the Legislature adjourns, it do so in memory of Anthony Fricano, father of State Supreme Court Justice Amy Jo Fricano.

Item 95 – Legislator Reynolds requested that when the Legislature adjourns, it do so in memory of Janet M. (Ullrich) Fowler and Meghan Sorbera, who was the victim of a hit-run accident in Hamburg.

Item 96 – Legislator Konst requested that when the Legislature adjourns, it do so in memory of a neighbor, 17-year-old Kyle T. Stablewski, who died from carbon-monoxide poisoning while in his car.

Item 97 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Mary R. Miller, who he described as the “Matriarch of the Republican Party in Western New York, a wonderful woman,” from the Town of Tonawanda who always had a beautiful smile, and who was a close friend of the Rath family.

Item 98 – Legislator Ranzenhofer requested that when the Legislature adjourns, it do so in memory of Herbert E. “Herb” Zimmerman Sr., who for many years was the Chief of Police in the Town of Amherst, and who also was honored with the naming of the Amherst Police Center in his name.

ADJOURNMENT

Item 99 - At this time, there being no further business to transact, CHAIR MARINELLI announced that the Chair would entertain a Motion to Adjourn.

MR. WROBLEWSKI moved that the Legislature adjourn until Thursday, November 6, 2008 at 2:00 p.m. Eastern Standard Time. MS. IANNELLO seconded.

CARRIED UNANIMOUSLY.

CHAIR MARINELLI declared the Legislature adjourned until Thursday, November 6, 2008 at 2:00 p.m. Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE