

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

**ERIE COUNTY LEGISLATURE**  
**MEETING NO. 4**  
**February 1, 2001**

The Legislature was called to order by Chairman Swanick.

All Members were present.

A moment of silence was held.

The Pledge of Allegiance was led by Mr. Olma.

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

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

MS. PEOPLES moved the approval of minutes of Meetings 26 and 27 of 2000. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

**MISCELLANEOUS RESOLUTIONS**

Item 3 – MR. GREENAN presented a resolution Honoring West Seneca Chamber of Commerce 54<sup>th</sup> Annual Awards Dinner Recipients. MR. McCARVILLE seconded.

CARRIED UNANIMOUSLY.

Item 4 – MS. MARINELLI presented a resolution Congratulating Janice L. Moritz, Recipient of the 47<sup>th</sup> Annual Susan B. Anthony Award. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 5 - MRS. FISHER presented a resolution Celebrating Life & Accomplishments of Joseph A. Vetter. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

Item 6 – MS. PEOPLES presented a resolution Recognizing Women’s Pavilion Pan Am 2001 Uncrowned Queens Web Site. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Item 7 – MR. DUSZA presented a resolution Recognizing Accomplishments of Jack P. Kotlarz, MD. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 8 - CHAIRMAN SWANICK directed that Local Law No. 2 (Print #3) 2000 remain on the table.

**COMMITTEE REPORTS**

Item 9 – MR. KUWIK presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 36

January 23, 2001

PUBLIC SAFETY  
 COMMITTEE  
 REPORT NO. 2

ALL MEMBERS PRESENT.

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

- |    |  |      |       |            |
|----|--|------|-------|------------|
|    | Item   | Page | -2000 | (Int. 5-9) |
| a. | <b>GREENAN, CHASE, RANZENHOFER, WEINSTEIN, MARSHALL, &amp; LARSON:</b>   |      |       |            |
|    | Support for Senate Bill (S.1109) Establishing Harassing Communications by Computer Network a Crime of Aggravated Harassment in 2 <sup>nd</sup> Degree. |      |       |            |
|    | (5-0)  |      |       |            |

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

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

CARRIED UNANIMOUSLY.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Item 10 – MR. DUSZA presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 37

January 23, 2001

ENERGY & ENVIRONMENT  
 COMMITTEE  
 REPORT NO. 2

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

**ALL ITEMS ARE HEREBY TABLED.**

**RAYMOND K. DUSZA**  
**CHAIRMAN**

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 38

January 25, 2001

COMMUNITY ENRICHMENT  
 COMMITTEE  
 REPORT NO. 2

ALL LEGISLATORS PRESENT EXCEPT LEGISLATORS LARSON & HOLT. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

**ALL ITEMS ARE HEREBY TABLED.**  
**LYNN M. MARINELLI**  
**CHAIRPERSON**

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 39

January 25, 2001

FINANCE & MANAGEMENT  
 COMMITTEE  
 REPORT NO. 2

ALL MEMBERS PRESENT.

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

	Item	Page	-2000	(Comm. 26D-12)
a.	<b>BUDGET:</b>	Technical Errors & Mathematical Miscalculations Set Forth in Comm. 23E-1.		
		(5-0)		

	Item	Page	-2000	(Comm. 27E-3)
b.	<b>OLMA:</b>	Letter to Chairman Swanick Re: 2001 Funding to Polish Community Center of Buffalo.		
		(5-0)		

	Item	Page	-2000	(Comm. 27E-5)
c.	<b>SWANICK &amp; PEOPLES:</b>	Copy of Letter to Budget Director Re: 2001 Budget.		
		(5-0)		

	Item	Page	-2000	(Comm. 27M-1)
d.	<b>BUFFALO BOARD OF EDUCATION:</b>	Copy of Resolution Re: All High Stadium Reconstruction Erie County Legislature Grant.		
		(5-0)		

	Item	Page	-2001	(Comm. 2M-5)
e.	<b>TOWN OF TONAWANDA:</b>	Certified Resolution Re: Sales/Use Tax.		
		(5-0)		

				<b>AS AMENDED</b>
2.	Item	Page	- 2001	(Comm. 1D-9A)
	<b>BUDGET, MANAGEMENT &amp; FINANCE</b>			

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

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

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

RESOLVED, that petitions numbered 201001 through 201021 inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Services and be charged back to the applicable Towns and / or Cities.

Petition No. 201001 / 2001 - ASSESSOR - Cancel - \$118.90

SBL No. 56.18-3-25./83D - TOWN OF AMHERST

Acct. No. 112 - \$ 62.76 - County

Acct. No. 132 - \$ 56.14 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 56.14

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 12,920 (20%) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201002 / 2001 - ASSESSOR - Cancel - \$434.37

SBL No. 56.20-2-16 - TOWN OF AMHERST

Acct. No. 112 - \$ 229.27 - County

Acct. No. 132 - \$ 205.10 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 205.10

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 47,200 ( 50% ) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201003 / 2001 - ASSESSOR - Cancel - \$102.52

SBL No. 56.22-1-1./27 - TOWN OF AMHERST

Acct. No. 112 - \$ 44.15 - County

Acct. No. 132 - \$ 58.37 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 49.06

TRANSIT FIRE PROTECTION 9.31

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSED VALUE WAS 102,300 AND SHOULD BE 88,100. RPTL 550(2)A.

Petition No. 201004 / 2001 - ASSESSOR - Cancel - \$167.96

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

SBL No. 56.62-1-1./35G2 - TOWN OF AMHERST

Acct. No. 112 - \$ 88.65 - County

Acct. No. 132 - \$ 79.31 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 79.31

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 36,500 ( 50% ) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201005 / 2001 - ASSESSOR - Cancel - \$103.06

SBL No. 56.62-1-1./40M8 - TOWN OF AMHERST

Acct. No. 112 - \$ 54.40 - County

Acct. No. 132 - \$ 48.66 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 48.66

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 11,200 ( 25% ) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FORM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201006 / 2001 - ASSESSOR - Cancel - \$273.32

SBL No. 57.05-2-17 - TOWN OF AMHERST

Acct. No. 112 - \$ 117.06 - County

Acct. No. 132 - \$ 156.26 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 140.46  
 TRANSIT FIRE PROTECTION 15.80

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 211,100 AND SHOULD BE 187,000. RPTL 550(2)A.

Petition No. 201007 / 2001 - ASSESSOR - Cancel - \$119.87

SBL No. 67.07-4-24 - TOWN OF AMHERST

Acct. No. 112 - \$ 44.68 - County

Acct. No. 132 - \$ 75.19 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 63.64  
 EGGERTSVILLE DIST #6 11.55

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

ON THE TAX ROLL. THE ASSESSED VALUE WAS 94,200 AND SHOULD BE 85,000.  
 RPTL 550(2)A.

Petition No. 201008/ 2001 - ASSESSOR - Cancel - \$86.45

SBL No. 67.12-2-45 - TOWN OF AMHERST

Acct. No. 112 - \$ 33.51 - County

Acct. No. 132 - \$ 52.94 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 44.27  
 EGGERTSVILLE DIST #6 8.67

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY  
 ON THE TAX ROLL. THE ASSESSMENT WAS 63,900 AND SHOULD BE 57,000.  
 RPTL 550(2)A.

Petition No. 201009 / 2001 - ASSESSOR - Cancel - \$262.51

SBL No. 67.16-11-17 - TOWN OF AMHERST

Acct. No. 112 - \$ 105.42 - County

Acct. No. 132 - \$ 157.09 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 129.83  
 EGGERTSVILLE DIST #6 27.26

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY  
 ( PETITION NUMBER 201009 CONTINUED )

ON THE TAX ROLL. THE ASSESSEMNT WAS 51,700 AND SHOULD BE 30,000.  
 RPTL 550(2)A.

Petition No. 201010 / 2001 - ASSESSOR - Cancel - \$104.92

SBL No. 67.42-4-17 - TOWN OF AMHERST

Acct. No. 112 - \$ 55.38 - County

Acct. No. 132 - \$ 49.54 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 49.54

CANCEL - CLERICAL ERROR, THE DISABILITY EXEMPTION WAS ENTERED IN THE  
 AMOUNT OF 7,600 WHEN THE CORRECT AMOUNT SHOULD BE 19,000.  
 RPTL 550(2)B.

Petition No. 201011 / 2001 - ASSESSOR - Cancel - \$236.06

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

SBL No. 67.57-4-28 - TOWN OF AMHERST

Acct. No. 112 - \$ 124.60 - County

Acct. No. 132 - \$ 111.46 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 111.46

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 25,650 (45%) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201012 / 2001 - ASSESSOR - Cancel - \$374.55

SBL No. 67.64-3-15 - TOWN OF AMHERST

Acct. No. 112 - \$ 197.70 - County

Acct. No. 132 - \$ 176.85 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 176.85

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 40,700 (50%) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201013 / 2001 - ASSESSOR - Cancel - \$64.26

SBL No. 68.06-3-20 - TOWN OF AMHERST

Acct. No. 112 - \$ 33.92 - County

Acct. No. 132 - \$ 30.34 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 30.34

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 6,983 (10%) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201014 / 2001 - ASSESSOR - Cancel - \$680.57

SBL No. 68.12-4-1./F1 - TOWN OF AMHERST

Acct. No. 112 - \$ 301.16 - County

Acct. No. 132 - \$ 379.41 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 310.46  
PARK CLUB FIRE PROTECTION 68.95

( PETITION NUMBER 201014 CONTINUED )

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 190,000 AND SHOULD BE 128,000.



**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RPTL 550(2)A.

Petition No. 201015 / 2001 - ASSESSOR - Cancel - \$162.33

SBL No. 68.13-9-36.1 - TOWN OF AMHERST

Acct. No. 112 - \$ 85.68 - County

Acct. No. 132 - \$ 76.65 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 76.65

CAQNCCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 17,640 920%) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201016 / 2001 - ASSESSOR - Cancel - \$152.63

SBL No. 68.15-5-15 - TOWN OF AMHERST

Acct. No. 112 - \$ 64.19 - County

Acct. No. 132 - \$ 88.44 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 71.90  
 SNYDER # 7 FIRE DISTRICT 16.54

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 133,10 AND SHOULD BE 115,000. RPTL 550(2)A.

Petition No. 201017 / 2001 - ASSESSOR - Cancel - \$425.73

SBL No. 68.15-11-9 - TOWN OF AMHERST

Acct. No. 112 - \$ 224.71 - County

Acct. No. 132 - \$ 201.02 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 201.02

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 46,260 (45%) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX

(PETITION NUMBER 201017 CONTINUED  
 ROLL. RPTL 550(2)C.

Petition No. 201018 / 2001 - ASSESSOR - Cancel - \$358.92

SBL No. 68.17-6-36 - TOWN OF AMHERST

Acct. No. 112 - \$ 189.45 - County

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Acct. No. 132 - \$ 169.47 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST 169.47

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 39,000 (50%) THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201019 / 2001 - ASSESSOR - Refund - \$925.92

SBL No. 69.09-1-9 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 925.92 - Town/SpecialDist/School

Charge to : NYS STAR ENHANCED EXEMPTI 925.92

REFUND - CLERICAL ERROR, THE ENHANCED STAR EMEMPTION IN THE AMOUNT OF 50,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C. WILLIAMSVILLE CENTRAL  
 CHECK IN FAVOR OF: BUEHL RAY

Petition No. 201020 / 9900 - ASSESSOR - Refund - \$207.66

SBL No. 80.06-6-21 - TOWN OF AMHERST

Acct. No. 112 - \$ 0.00 - County

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

Charge to : BASIC STAR EXEMPTION 207.66

REFUND - CLERICAL ERROR, THE BASIC STAR EXEMPTION IN THE AMOUNT OF 7,200 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C. AMHERST CENTRAL  
 CHECK IN FAVOR OF: ROBERT B GLEICHENHAUS

Petition No. 201021 / 2001 - ASSESSOR - Cancel - \$195.22

SBL No. 58.00-2-24.11 - TOWN OF CLARENCE

Acct. No. 112 - \$ 109.88 - County

Acct. No. 132 - \$ 85.34 - Town/SpecialDist/School

Charge to : TOWN OF CLARENCE 85.34

CANCEL - CLERICAL ERROR, THIS PARCEL WAS CREATED IN ERROR ON THE TAX ROLL. RPTL 550(2)A.

(5-0)

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

3. Item Page - 2001 (Comm. 2E-17)

**COUNTY EXECUTIVE**

WHEREAS, on February 5, 1991, Erie County entered into agreement with the Niagara Frontier Transit Metro Systems, Inc. (METRO), a subsidiary corporation of the Niagara Frontier Transportation Authority to provide them with additional financial assistance for transportation services in Erie County; and

WHEREAS, this agreement requires the County to pay METRO an amount equivalent to one eighth of one cent of sales tax collected in Erie County; and

WHEREAS; because of higher that anticipated sales tax collections, the amount needed for quarterly payments to METRO is estimated to exceed the appropriation by \$1,032,161;

NOW, THEREFORE, BE IT

RESOLVED, that the sum of \$1,032,161 is hereby appropriated to Agency Payments Public Benefit - Monitored by E & P, NFTA - Share of Sales Tax (DAC 110 922302830133) of fiscal year 2000, the source of funds being unanticipated revenue in County-Wide Accounts - Budget, Sales Tax (DAC 110 923310310) of fiscal year 2000; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, the County Comptroller, the Commissioner of the Department of Environment and Planning, and Director of the Division of Budget, Management and Finance.  
 (5-0)

**CRYSTAL D. PEOPLES**  
**CHAIRPERSON**

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 40

January 25, 2001

SOCIAL SERVICES  
 COMMITTEE  
 REPORT NO. 2

ALL MEMBERS PRESENT.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

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

	Item	Page	-2000	(Comm. 18M-28)
--	------	------	-------	----------------

**AFSCME LOCAL 1095:** Copy of Letter to Chairman Swanick Re: Juvenile Detention Center.  
 (4-0) Legislator Olma absent for vote.
  - b.
 

	Item	Page	-2000	(Int. 20-9)
--	------	------	-------	-------------

**SWANICK, PEOPLES, KUWIK, FITZPATRICK, HOLT, FISHER, DUSZA, MARINELLI & PAULY:** Erie County Detention Facility.  
 (4-0) Legislator Olma absent for vote.
  - c.
 

	Item	Page	-2000	(Comm. 21D-6)
--	------	------	-------	---------------

**YOUTH SERVICES:** Non-Secure Detention – RFP Time Line.  
 (4-0) Legislator Olma absent for vote.
  - d.
 

	Item	Page	-2000	(Comm. 22E-3)
--	------	------	-------	---------------

**COUNTY EXECUTIVE:** Proposal for Non-Secure Youth Detainees/PINS.  
 (4-0) Legislator Olma absent for vote.
  - e.
 

	Item	Page	-2000	(Comm. 22E-4)
--	------	------	-------	---------------

**COUNTY EXECUTIVE:** Youth Detention Matters.  
 (4-0) Legislator Olma absent for vote.
  - f.
 

	Item	Page	-2000	(Comm. 22M-2)
--	------	------	-------	---------------

**NYS OFFICE OF CHILDREN & FAMILY SERVICES:** Copy of Letter to Youth Commissioner Re: Youth Detention Center.  
 (4-0) Legislator Olma absent for vote.
  - g.
 

	Item	Page	-2000	(Comm. 26D-10)
--	------	------	-------	----------------

**YOUTH SERVICES:** Non-Secure Detention Proposed Sites.  
 (4-0) Legislator Olma absent for vote.
  - h.
 

	Item	Page	-2000	(Comm. 26M-31)
--	------	------	-------	----------------

**NYS OFFICE OF CHILDREN & FAMILY SERVICES:** Operating Certificate for Youth Detention Building No. 4.  
 (4-0) Legislator Olma absent for vote.
  - i.
 

	Item	Page	-2000	(Comm. 26M-42)
--	------	------	-------	----------------

**CARE MANAGEMENT COALITION:** Copy of Letter to Youth Services Re: Community Concerns Re: Non-Secure Detention Services.  
 (4-0) Legislator Olma absent for vote.
  - j.
 

	Item	Page	-2000	(Comm. 26M-43)
--	------	------	-------	----------------

**HOPEVALE:** Copy of Letter to Youth Services Re: Community Concerns Re: Non-Secure Detention Services.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

(5-0)

- k. Item Page -2000 (Comm. 26M-33)  
**BERKSHIRE FARM CENTER & SERVICE FOR YOUTH:** Copy of Letter to Youth Services Re: Community Concerns Re: Non-Secure Detention Services.  
 (5-0)

- l. Item Page -2000 (Comm. 26M-45)  
**GREATER REFUGE TEMPLE OF CHRIST:** Copy of Letter to Youth Services Re: Community Concerns Re: Non-Secure Detention Services.  
 (5-0)

- m. Item Page -2000 (Comm. 27E-12)  
**COUNTY EXECUTIVE:** Youth Services – Authorization to Enter Into Contract.  
 (5-0)

- n. Item Page -2001 (Comm. 2M-3)  
**NYS OFFICE FOR AGING:** Project 2015: The Future of Aging in NYS & Demographic Projections to 2025.  
 (5-0)

- o. Item Page -2001 (Comm. 2M-7)  
**THE ANNIE E CASEY FOUNDATION:** Information on Juvenile Detention.  
 (5-0)

- p. Item Page -2001 (Comm. 2M-10)  
**BOYS & GIRLS CLUBS OF BUFFALO:** Prime Time 2000 – Final Report.  
 (5-0)

2. Item Page - 2001 (Comm. 2E-24)  
**COUNTY EXECUTIVE**

WHEREAS, following site visits and joint program reviews conducted by the Department and the New York State Office of Children and Family Services (OCFS), the Board of Directors of My Brother's Keeper (MBK) voted to transfer all of its preventive services cases back to the Department in November 2000, and

WHEREAS, these cases were placed with the Buffalo Urban League pursuant to a transition plan approved by OCFS, and

WHEREAS, in order to continue to serve these families for the year 2001, the Buffalo Urban League contract must be increased by the amount of the 2001 MBK contract appropriation which is no longer required, and

WHEREAS, there is no fiscal impact to this resolution.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

NOW, THEREFORE, BE IT

RESOLVED, the attached resolution authorizes a transfer in the amount of \$148,750 from the MBK appropriation to the Buffalo Urban League appropriation in the 2001 budget, and be it further

RESOLVED, the County Executive and/or the Commissioner of Social Services are hereby authorized to increase or amend the 2001 contract with the Buffalo Urban League, and be it further

RESOLVED, that the following budget amendments are hereby authorized in the 2001 Adopted Budget:

**Department of Social Services, Department 200, Fund 120**

<b><u>ACCOUNT</u></b>	<b><u>DESCRIPTION</u></b>	<b><u>INCREASE/ (DECREASE)</u></b>
830-0253	My Brother's Keeper	(\$148,750)
830-1286	Buffalo Urban League (Preventive)	<u>148,750</u>
	Total Appropriation Change	<u>-0-</u>

and be it further

RESOLVED, that because these special services are needed immediately and cases have already been transferred to and are receiving services from the Buffalo Urban League, the County Administrative Code requirement in Section 19.08 for a Request for Proposals (RFP) is hereby waived, and be it further

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

(5-0)

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

3. Item Page - 2001 (Int. 2-8)

**HOLT & PEOPLES**

WHEREAS, in 2000, the Legislature authorized a contractual agreement with architects for the purposes of designing a new county secure detention facility to replace the current structure on East Ferry Street in the city of Buffalo, and

WHEREAS, throughout discussions leading up to the authorization of the architectural consultant's contract, assurances had been offered repeatedly that the facility was intended to replace the current facility at the current location, in the city of Buffalo, and

WHEREAS, last week, Acting Youth Services Commissioner Patrick Ruffino indicated that another site, located in the town of Alden, is also under consideration by the county as a location for the new secure facility, and

WHEREAS, Commissioner Ruffino indicated that the location site was under review by an undefined committee of administration officials, and offered no further information concerning such review, and

WHEREAS, the fact that another location was under consideration by the administration was undisclosed to the Legislature until last week, and flies in the face of previous assurances made to the Legislature concerning the secure facility location, and

WHEREAS, the East Ferry Street campus is the logical location for the secure facility; its previous service as a location for a secure facility, coupled with its easy access to bus routes and other transportation services dictate that the facility is best poised to remain in its current location, and

WHEREAS, the administration would be well served to provide administrative operational, public safety, and other environmental justification to the Legislature for reopening the question of location of the secure detention facility,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby oppose relocation of the county's secure Youth Detention facility from its present location on East Ferry Street in the city of Buffalo, and be it further

RESOLVED, that officials of the county administration, including Acting Youth Services Commissioner Patrick Ruffino are hereby requested to appear at the next meeting of the Legislature's Social Services committee to provide information to Legislators concerning the administration's proposal to relocate to the facility to the town of Alden, and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, and to the Acting Commissioner of Youth Services.

Fiscal Impact: None for Resolution.

(5-0)

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

MR. HOLT moved to separate item #3 and moved the approval of the balance of the report. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

MR. HOLT moved the approval of item #3. MS. PEOPLES seconded. MR. DeBENEDETTI voted in the negative.

CARRIED.

Item 14 – MRS. FISHER presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 41

January 25, 2001

HEALTH/MENTAL HEALTH  
 COMMITTEE  
 REPORT NO.1

ALL MEMBERS PRESENT.

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

a.       Item           Page                           -2000           (Comm. 9M-24)  
**NYS COMPROLLER:** Survey of County Health Insurance Practices.  
 (5-0)

b.       Item           Page                           -2000           (Comm. 12M-8)  
**ROBERT M CATALANO:** Copy of Letter to County Executive Re: Manure Pollution Near  
 Wendt Beach Park.  
 (5-0)

c.       Item           Page                           -2000           (Comm. 14E-9)  
**PEOPLES & FISHER:** Copy of Letter to County Executive Re: ECMC.  
 (5-0)

d.       Item           Page                           -2000           (Comm. 15D-3)  
**MENTAL HEALTH:** Copy of Letter to Norine Thibault Re: ECMC.



**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

- (5-0)
- e. Item Page -2000 (Comm. 16M-6)  
**EC ENVIRONMENTAL MANAGEMENT COUNCIL:** Resolution on Household Hazardous Waste Point of Sale Notification.  
(5-0)
- f. Item Page -2000 (Comm. 18M-24)  
**STATE UNIVERSITY AT BUFFALO DEPARTMENT OF MEDICINE:** Copy of Letter to NYSDEC Re: Health Factors Associated with Peace Bridge.  
(5-0)
- g. Item Page -2000 (Comm. 18M-38)  
**WNY INDEPENDENT LIVING PROJECT:** Results of Survey Re: Human Services Agencies in Allentown District.  
(5-0)
- h. Item Page -2000 (Comm. 19M-9)  
**ROSWELL PARK CANCER SOCIETY INSTITUTE:** Copy of Letter to Legislator Pauly Re: Resources for Mosquito Control & Need for Campaign to Promote Smoking Cessation & Prev.  
(5-0)
- i. Item Page -2000 (Comm. 22M-1)  
**NYSDOH:** NYS Cancer Surveillance Improvement Initiative.  
(5-0)
- j. Item Page -2000 (Comm. 27D-8)  
**ECMC:** Financial Statements for 10/00.  
(5-0)
- k. Item Page -2000 (Comm. 27E-6)  
**SWANICK:** Appointments to ECMC Board of Managers.  
(5-0)
- l. Item Page -2000 (Comm. 28M-3)  
**ERIE COUNTY BOARD OF HEALTH:** Notice of Meeting to be Held 1/9/01 & Minutes of Meeting Held 10/17/00.  
(5-0)
- m. Item Page -2001 (Comm. 2E-29)  
**COUNTY EXECUTIVE:** Health – Healthy Women’s Partnership.  
(5-0)
- Item Page -2001 (Comm. 2M-11)

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

- n. **EC MENTAL HYGIENE COMMUNITY SERVICES BOARD:** Minutes of Meeting Held 11/16/00.  
 (5-0)
2. Item Page - 2001 (Comm. 2E-5)  
**COUNTY EXECUTIVE**  
 RESOLVED, that the Health Committee does hereby recommend that the full Legislature confirm the appointment of Sharon L. Hanson of 6 Fenwick Road Williamsville, NY 14221 as a member of the Erie County Medical Center's Board of Managers. Her term will expire December 31, 2005.  
 (5-0)

3. Item Page - 2001 (Comm. 2E-26)  
**COUNTY EXECUTIVE**  
 WHEREAS, the Reach Out Program of the Erie County Health Department is designed to comprehensively train adolescent peer educators regarding HIV/AIDS in order to help adolescents in Erie County protect themselves from contracting HIV and/or spreading the virus, and

WHEREAS, the American Red Cross, Buffalo Chapter, utilizes an approved HIV/AIDS curriculum to train peer educators, and

WHEREAS, funds are available in Account 821, Dues and Fees, in the Health Department's 2001 adopted budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a contract effective January 1, 2001 through December 31, 2001, with the American Red Cross, Buffalo Chapter, in an amount not to exceed \$25,000, to provide peer educators and peer education leaders, and be it further

RESOLVED, that rates paid under this contract shall be as follows:

Peer Educator	\$6.05 per hour
Peer Education Leader	\$6.60 per hour
Senior Peer Leader	\$11.00 per hour

and be it further

RESOLVED, that the contract with the American Red Cross is for special services that must be provided immediately and continuously, and therefore the Request for Proposal procedure required by Local Law No. 6, Section 19.08 of the Administrative Code is hereby waived, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the County Comptroller, the Department of Personnel, the Division of Budget, Management & Finance and the Department of Law.  
 (5-0)

4. Item Page - 2001 (Comm. 2E-28)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Health Department provides adult medicine services and obstetric and gynecological services at various health centers throughout Erie County, and

WHEREAS, the Erie County Health Department wishes to contract with Academic Medicine Services and University Gynecology & Obstetricians to provide these clinical services as of January 1, 2001, and

WHEREAS, funds are available in Account 821, Dues and Fees in the Health Department's 2001 adopted budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a contract commencing January 1, 2001 with Academic Medicine Services, to provide adult medicine services, at the Matt Gajewski Health Center, at an annual amount of \$295,541, and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a contract commencing January 1, 2001 with University Gynecology & Obstetricians, to provide women's health services at the Roberto Clemente and the Jesse Nash Health Centers at an annual amount of \$80,000, and be it further

RESOLVED, that the contracts with Academic Medicine Services and University Gynecology & Obstetricians, are for special services that must be provided immediately and continuously, and therefore the request for proposal procedure required by Local Law No. 6, Section 19.08 of the Administrative Code is hereby waived, and be it further

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

(5-0)

**JUDITH P. FISHER**  
**CHAIRPERSON**

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 42

January 25, 2001

PERSONNEL AD HOC  
COMMITTEE  
REPORT NO. 2

ALL MEMBERS PRESENT.

1. Item Page -2000 (Comm. 22E-37)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Department of Health operates a Children with Special Health Care Needs Program (CSHCN), and

WHEREAS, the purpose of the grant is to provide individualized service to children with special health care needs and their families. This includes disseminating information on Child Health Plus, facilitating access to health care coverage and identifying gaps and barriers linking to community services and resources, and

WHEREAS, the increased workload requires the creation of one Part-Time position of Jr. Accountant, JG VII, funded by Medicaid revenue, and

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

NOW, THEREFORE, BE IT

RESOLVED, that one Part-Time position of Jr. Accountant, JG VII, is hereby created, and be it further

RESOLVED, that the Erie County Executive is hereby authorized to make the following budgetary adjustments:

**Department of Health**  
**Children with Special Health Care Needs**  
**10/1/00 - 9/30/01**

<b>SFG Account</b>	<b>Revenue</b>	<b>Current Budget</b>	<b>Change</b>	<b>Revised Budget</b>
390	PHC Case Management			
	Medicaid	\$115,490	\$18,000	\$133,490
552	State Aid	90,000	0	90,000

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

685-2520	Interfund - Youth	<u>60,000</u>	<u>0</u>	<u>60,000</u>
	TOTAL	<u>\$265,490</u>	<u>\$18,000</u>	<u>\$283,490</u>
<b>Expenses</b>				
800	Personal Services	\$198,277	\$16,170	\$214,447
805	Fringe Benefits	41,955	1,830	43,785
810	Office Supplies	500	0	500
821	Dues & Fees	200	0	200
823	Repairs & Maintenance	200	0	200
824	Travel & Mileage	4,000	0	4,000
825	Out of Area Travel	1,000	0	1,000
826	Other Expenses	1,500	0	1,500
880-2700	Interfund - Dept. of Health	16,358	0	16,358
880-5100	Interfund - DISS	<u>1,500</u>	<u>0</u>	<u>1,500</u>
	TOTAL	<u>\$265,490</u>	<u>\$18,000</u>	<u>\$283,490</u>

The following personnel detail is hereby submitted:

TITLE: Jr. Accountant - Part-Time  
 JG: VII  
 HOURLY SALARY: \$12.90

CIVIL SERVICE: Yes  
 FUNDING: 100% Reimbursed

and be it further

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

(5-0)

2. Item Page -2000 (Comm. 26E-30)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Health Department operates a Women's Health Services Program conducted at various locations throughout Erie County, and

WHEREAS, the purpose of the grant is to provide comprehensive family planning services to at-risk adolescents and other medically indigent women and men in areas where infant mortality, morbidity, adolescent pregnancy and out-of wedlock birth rates are high, and

WHEREAS, the increased workload requires the creation of one Part-Time position of Chief Account Clerk, JG VII, funded by Medicaid revenue, and

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

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to make the following budgetary adjustments as follows:

**WOMEN'S HEALTH SERVICES**  
**4/1/00- 3/31/01**  
**PROJECT #323**

<b>SFG CODE</b>	<b>REVENUE</b>	<b>CURRENT BUDGET</b>	<b>CHANGES</b>	<b>REVISED BUDGET</b>
386	PRIVATE PAY	\$ 2,990	\$ 0	\$ 2,990
387	MEDICAID	534,787	+4,759	539,546
549-166	INSURANCE	5,200	0	5,200
575	STATE AID	341,493	0	341,493
685-2700	INTERFUND-NON SUBSIDY	<u>69,444</u>	<u>0</u>	<u>69,444</u>
	TOTAL REVENUE	<u>\$ 953,914</u>	<u>\$ +4,759</u>	<u>\$ 958,673</u>

**APPROPRIATIONS**

800	PERSONAL SERVICES	\$ 513,404	\$ +4,249	\$ 517,653
805	FRINGE BENEFITS	108,636	+510	109,146
810	OFFICE SUPPLIES	6,000	0	6,000
814	MEDICAL SUPPLIES	69,000	0	69,000
816	MAINT SUPPLIES	150	0	150
821	DUES & FEES	64,000	0	64,000
822	RENTAL CHARGES	500	0	500
823	REPAIRS & MAINT	10,500	0	10,500
824	LOCAL MILEAGE	6,650	0	6,650
825	TRAVEL-OUT OF AREA	4,500	0	4,500
826	OTHER EXPENSES	35,653	0	35,653
880-2700	INTERFUND-HEALTH DEPT.	23,168	0	23,168
880-2720	INTERFUND-PUBLIC HEALTH LAB	16,635	0	16,635
880-4000	INTERFUND-ECMC	54,800	0	54,800
880-5100	INTERFUND-DISS	9,818	0	9,818
883-2709	INTERDEPT-HEALTH GRANTS	(500)	0	(500)
932	OFFICE EQUIPMENT	3,000	0	3,000
933	LAB & TECHNICAL EQUIPMENT	<u>28,000</u>	<u>0</u>	<u>28,000</u>
	TOTAL APPROPRIATIONS	<u>\$ 953,914</u>	<u>\$ +4,759</u>	<u>\$ 958,673</u>

and be it further

RESOLVED, that one Part-Time position of Chief Account Clerk, JG VII, is hereby created.

The following personnel detail is hereby submitted:

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

TITLE: Chief Account Clerk - Part-Time  
 JG: VII  
 HOURLY SALARY: \$12.90

FUNDING: 100% State Reimbursement  
 CIVIL SERVICE: Yes

and be it further

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

(5-0)

3. Item Page -2000 (Comm. 26E-54)

**COUNTY EXECUTIVE**

WHEREAS, New York State requires that the Medical Examiner's Toxicology Laboratory maintain forensic laboratory accreditation, and

WHEREAS, the New York State Legislature appropriated funds to help laboratories pay the costs associated with attaining and maintaining accreditation required by Executive Law Article 49-B, and

WHEREAS, the Medical Examiner's Toxicology Laboratory will purchase a sample concentrator, and

WHEREAS, the increased workload requires the creation of one full-time position of Assistant Toxicologist, JG 9,

NOW, THEREFORE, BE IT

RESOLVED, that one full-time position of Assistant Toxicologist, JG 9 is hereby created in the Medical Examiner's Toxicology Lab Aid Grant, and be it further

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

**Medical Examiner's Toxicology Lab Aid Grant**  
**4/1/00 - 3/31/02**  
**Project #**

<b>SFG ACCOUNT</b>	<b>REVENUE</b>	<b>BUDGET</b>
553	State Aid Other	<u>\$48,160</u>
	TOTAL	<u>\$48,160</u>
	<b>EXPENSES</b>	

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

800	Personal Services	\$31,660
805	Fringe Benefits	7,000
814	Medical & Health Supplies	1,500
825	Out of Area Travel	1,050
933	Lab & Technical Equipment	<u>6,950</u>
	TOTAL	<u>\$48,160</u>

The following personnel detail is hereby submitted:

TITLE: Assistant Toxicologist FUNDING: 100% State Grant  
 JG: 9 CIVIL SERVICE: Yes  
 STEP: 0  
 ANNUAL SALARY: \$31,660  
 ANNUAL BENEFITS: \$7,000

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Department of Personnel, the Division of the Medical Examiner's Toxicology Laboratory, the Office of the Comptroller, the Division of Budget, Management and Finance, and the Department of Law.  
 (5-0)

4. Item Page -2001 (Comm. 1E-16)  
**COUNTY EXECUTIVE**

WHEREAS, the Erie County Department of Environment and Planning monitors the New York State Department of Environmental Conservation (NSYDEC) Region 9 Fish and Wildlife Management Board, and

WHEREAS, the Erie County representatives on this Board include a "Sportsman" and "Landowner" representation, and

WHEREAS, the Erie County Federation of Sportsmen, Inc. and the Erie County Farm Bureau have identified said representatives respectively,

NOW, THEREFORE BE IT

RESOLVED, that the individuals listed below are hereby appointed as the permanent and alternate Sportsman Representatives, and permanent Landowner Representative to the NYSDEC Region 9 Fish and Wildlife Management Board, and be it further

RESOLVED, that the term of said appointments shall expire on December 31, 2001, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive and the Commissioner of the Department of Environment and Planning:



**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

1. Permanent Sportsman Representative:

Robert Church  
 P. O. Box 294  
 Springville, New York 14141

2. Alternate Sportsman Representative:

Robert Miechowicz  
 40 Lackawanna Avenue  
 Depew, New York 14043

3. Permanent Landowner Representative:

James H. Agle  
 7915 Gowanda State Road  
 Eden, New York 14057

(5-0)

5. Item Page -2001 (Comm. 2E-13)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Department of Personnel is responsible for the administration of all civil service and payroll preparation and maintenance for all County Departments, and

WHEREAS, effective January 1, 2001, the position of Secretary to the Commissioner of Personnel, has been assigned additional responsibilities and duties due to past job eliminations and vacancies, and

WHEREAS, in order to meet the responsibilities of this department, the Commissioner of Personnel is recommending the reallocation of the Secretary to the Commissioner of Personnel from job group 8 to job group 10, and

WHEREAS, funds necessary to reallocate this position are available within the Personnel Department's 2001 Personal Services Budget account, and

NOW, THEREFORE, BE IT

RESOLVED, that effective January 1, 2001, that the position of Secretary to the Commissioner of Personnel be reallocated from job group 8 to job group 10, and be it further

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

(5-0)

6. Item Page -2001 (Comm. 2E-20)

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

**COUNTY EXECUTIVE**

WHEREAS, many Erie County Competitive and Non-Competitive Class Civil Service positions require specialized training and experience which is difficult to obtain or unavailable outside of County service, and

WHEREAS, in order to fill these Competitive Class and Non-Competitive Class positions, it is necessary to hire individuals and provide specialized training to them, and

WHEREAS, in order to facilitate the hiring of individuals to receive this specialized training and experience, certain County positions are filled on a trainee or underfill basis from trainee Civil Service lists or in the absence of a valid trainee list, on a provisional or temporary basis, and

WHEREAS, since the specific budget amendment authorizing the filling of County positions on a trainee or underfill basis was eliminated from the budget, departments will not be able to fill such positions which will then impair the departments ability to render services to the public,

NOW, THEREFORE, BE IT

RESOLVED, that effective January 1, 2001 funds appropriated for the Competitive and Non-Competitive Class positions listed below, may be used to pay a trainee or underfill a lesser amount until such employee becomes qualified to fill such positions:

Charge Nurse  
 Child Protective Worker  
 Computer Operator  
 Computer Programmer  
 Interne Personnel Specialist  
 Probation Officer  
 Probation Officer (Spanish Speaking)  
 Investigating Public Health Sanitarian  
 Sewage Treatment Plant Operator  
 Social Services Program Specialist

and be it further

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

(5-0)

7. Item Page -2001 (Comm. 2E-27)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Department of Health has received a grant from the New York State Health Department in the amount of \$130,000 for the period 10/1/00 through 9/30/01, with an option for two one-year extensions, and

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

WHEREAS, over 300,000 people in the United States die of causes directly related to smoking, and

WHEREAS, most smokers start using tobacco before the age of eighteen, and

WHEREAS, the Health Department's Environmental Health Unit will conduct an informational campaign targeted toward merchants, informing them of the New York State Law prohibiting the sale of tobacco products to persons under the age of eighteen, and

WHEREAS, the County desires to subcontract with various Police agencies in Erie County and the Wellness Institute of Greater Buffalo and Western New York, Inc. to conduct compliance checks of merchants by using underage operatives who will attempt to purchase tobacco products.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into an amended contract with the New York State to be budgeted as follows:

DEPARTMENT OF HEALTH  
 YOUTH TOBACCO ENFORCEMENT  
 & PREVENTION PROGRAM  
 10/1/00 - 9/30/01  
 PROJECT #320

<u>SFG</u>	<u>SUB</u>	<u>REVENUE</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>REVISED BUDGET</u>
428		PENALTIES & FINES	\$	10,000	\$ 0	\$ 10,000
553		STATE AID		90,050	39,950	130,000
553		STATE AID PRIOR YEAR		<u>16,212</u>	<u>6,818</u>	<u>23,030</u>
		TOTAL	\$	<u>116,262</u>	\$ <u>46,768</u>	<u>\$163,030</u>
		<u>EXPENSES</u>				
800		PERSONNEL SERVICES	\$	45,597	\$ 8,105	\$ 53,702
805		FRINGE BENEFITS		9,925	2,818	12,743
810		OFFICE SUPPLIES		1,000	3,000	4,000
821		DUES & FEES		2,000	12,100	14,100
824		TRAVEL & MILEAGE		2,000	0	2,000
825		OUT OF AREA TRAVEL		1,000	1,500	2,500
826		OTHER EXPENSES		2,100	1,900	4,000
830		CONTRACTUAL SERVICES		45,225	5,000	50,225
880-						
5100		INTERFUND DISS		250	250	500
932		OFFICE EQUIPMENT		3,750	1,500	5,250
933		LAB & TECH EQUIPMENT		<u>3,415</u>	<u>10,595</u>	<u>14,010</u>
		TOTAL	\$	<u>116,262</u>	\$ <u>46,768</u>	<u>\$163,030</u>

and be it further

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that one full-time position of Supervising Public Health Sanitarian, JG X is hereby created and one full-time position of Senior Investigating Public Health Sanitarian, JG IX is hereby deleted,

The following personnel detail is hereby submitted:

TITLE: Supervising Public Health Sanitarian

FUNDING: 100% State Funded

JG: X

CIVIL SERVICE: Yes

STEP: 1

ANNUAL SALARY: \$36,512

ANNUAL BENEFITS: \$8,033

and be it further

RESOLVED, that the County Executive is hereby authorized to subcontract with the Erie County Sheriff's Department and other police agencies, and the Wellness Institute of Greater Buffalo and Western New York, Inc. to conduct compliance checks of merchants by using underage operatives to attempt to purchase tobacco products to carry out this project, and be it further

RESOLVED, that police agencies will be reimbursed at the rate of \$35.00 per compliance check, and be it further

RESOLVED, that the Wellness Institute of Greater Buffalo and Western New York, Inc. will be reimbursed at a sum not to exceed \$2,500 per year, and be it further

RESOLVED, that one half of the fines collected by the Health Department will be returned to the police agencies where the violation occurred to be used for educational programs designed to prevent adolescents from smoking as provided in Article 13-F of the New York State Public Health Law, and be it further

RESOLVED, that the Erie County Health Department will work with agencies involved in youth programs in an attempt to find effective ways to convince children not to smoke, and be it further

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

(5-0)

8. Item Page -2000 (Comm. 2E-30)

**COUNTY EXECUTIVE**

WHEREAS, the Erie County Department of Health is requesting the creation of one full-time position of Senior Dental Hygienist, JG VII, and

WHEREAS, the Erie County Department of Health provides dental services for children in the Buffalo public and parochial schools, and

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

WHEREAS, coordination of the School Dental Program is necessary to ensure the dental health of the students in Buffalo, and

WHEREAS, funds are available in the personnel services appropriations in the Health Department's Adopted 2001 Budget to achieve the foregoing.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the creation of one full-time position of Senior Dental Hygienist, JG VII, and be it further

RESOLVED, that one full time position of Dental Hygienist, JG V (position # 147080) is hereby deleted.

The following personnel detail is hereby submitted:

TITLE: Senior Dental Hygienist  
 JOB GROUP: VII  
 STEP: 1  
 ANNUAL SALARY: \$29,478  
 ANNUAL BENEFITS: \$6,485

CIVIL SERVICE: Yes

and be it further -

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

(5-0)

**CHARLES M. SWANICK**  
**CHAIRMAN**

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

CARRIED UNANIMOUSLY.

**LEGISLATORS RESOLUTIONS**

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

CARRIED UNANIMOUSLY.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLUTION NO. 43

Re: Calling a Public Hearing to  
 Increase the Maximum Allowable  
 Income Levels for the Senior Citizen  
 Property Tax Exemption.  
 (Intro. 4-1)

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

WHEREAS, state legislation has been enacted allowing municipalities to increase the maximum income eligibility for senior citizens to receive a real property tax exemption, and

WHEREAS, pursuant to state law, eligible senior citizens are those persons 65 years of age or older who have owned their property for the past 12 consecutive months prior to filing for the exemption and who have incomes that do not exceed the maximum level set by law, and

WHEREAS, senior citizens, in order to be eligible for the property tax exemption, must list their property as their legal address and must also reside there, and

WHEREAS, a Public Hearing, pursuant to Section 487, paragraph 1(a) of the State Real Property Tax Law, as amended, must be duly advertised by the Erie County Legislature on the proposal to increase the maximum income eligibility level,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature, pursuant to Section 467 of the Real Property Tax Law, as amended, hereby grants from the County of Erie real property taxes so as to increase the maximum eligibility levels to the extent of fifty (50%) of the assessed valuation of real property owned by persons 65 years of age or older who qualify therefore under said section, provided said persons do not have incomes in excess of twenty thousand, five hundred dollars (\$20,500) for the income tax year immediately proceeding the date of application for said exemption and to the extent provided in the following schedule:

Percentage Assessed Valuation  
 Exempt From Taxation By The County of Erie

Annual Income

Up to \$20,500	50%
\$20,500 or more but less than \$21,500	45%
\$21,500 or more but less than \$22,500	40%
\$22,500 or more but less than \$23,500	35%
\$23,500 or more but less than \$24,400	30%
\$24,400 or more but less than \$25,300	25%
\$25,300 or more but less than \$26,200	20%
\$26,200 or more but less than \$27,100	15%
\$27,100 or more but less than \$28,000	10%
\$28,000 or more but less than \$28,900	5%

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that the Erie County Legislature hereby applies aforesaid exemption schedule to all taxable status dates assessment rolls in Erie County, applying to rolls prepared on taxable status dates after January 1, 2001, and be it further

RESOLVED, that the Chairman of the Erie County Legislature is hereby requested to organize, duly advertise and hold a Public Hearing in the Chambers of the Erie County Legislature on the proposal to increase the maximum eligibility level, and be it further

RESOLVED, that certified copies of this resolution be forwarded to County Executive Joel A. Giambra, Budget Director Joseph Passafiume, Deputy Commissioner of Real Property Tax Joseph Maciejewski, 1st Assistant County Attorney Susannah Bochenek, Senior Services Commissioner Pamela Krawczyk, and to the Assessors of each city, town and village in Erie County.

Fiscal Impact: A total estimated shift of \$3.9 million in property taxes from exempt to non-exempt taxes results from this resolution. The increased shift in taxes to the average non-exempt parcels in the County, compared with the previous authorization, is \$2.50 annually.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 44

Re: National Child Passenger Safety Week, 2/11 – 2/17. (Intro. 4-2)

**A RESOLUTION SUBMITTED BY LEGISLATORS**  
**CHASE, GREENAN, McCARVILLE, WEINSTEIN, & LARSON**

**WHEREAS**, although use of passenger restraints for children is increasing for all age groups, traffic crashes continue to be the leading cause of death for all children ages 5 through 15 and,

**WHEREAS**, whether children travel by car, bicycle, school bus, or as a pedestrian, it is everyone's responsibility to make sure each trip is as safe as possible, and

**WHEREAS**, there are many different types of child safety seats available to parents and caregivers to purchase for their children and this leads to much confusion over the correct seat appropriate for their child, and

**WHEREAS**, in an effort to prevent death or serious injury to young children, the New York State Governor's Traffic Safety Committee has awarded the county a grant to establish permanent car

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

seat fitting stations throughout the county so parents and caregivers will have their child seat installed and inspected by a New York State certified car seat technician, and

**WHEREAS**, it is essential to understand that child passenger safety not only focuses on seat belts and car seats, but booster seats, bicycle helmets, motorcycle helmets, pedestrian safety and school bus safety as well, and

**WHEREAS**, over the past several years, members of the transportation, health, safety and law enforcement communities, along with national, state and local organizations have joined together the week of Valentine's Day, February 11-17, 2001 to heighten public knowledge about child passenger safety, and

**WHEREAS**, we recognize the importance of protecting children when they travel, not only during this "special" week, but every day of the year.

**NOW, THEREFORE, BE IT**

**RESOLVED**, in support of improving child safety issues, the Erie County Legislature declares the week of February 11-17, 2001 as National Child Passenger Safety Week, and further be it

**RESOLVED**, that this Honorable Body acknowledges the importance of the permanent car seat fitting stations throughout the county, coordinated by the Erie County Traffic Safety Office, and further be it

**RESOLVED**, that a certified copy of this resolution be forwarded to County Executive Joel Giambra, Sheriff Patrick Gallivan of the Erie County Sheriff's Department and Carol Siwek, Erie County Traffic Safety Office.

MS. PEOPLES moved to amend the resolution to include et al sponsorship. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

Item 18 – MR. WEINSTEIN presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 45

Re: Funding for a Youth Group.  
(Intro. 4-3)



**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

**A RESOLUTION SUBMITTED BY LEGISLATOR WEINSTEIN**

WHEREAS, the Legislature set aside funds in the 2001 Erie County Budget for use by worthy community organizations and governmental agencies, and

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$10,000 from the County-wide Accounts – Budget - County Contingency (DAC: 110923310893) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agency:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
<b>Town of Amherst Youth Board</b>	<b>830/865</b>	<b>\$10,000</b>
<b>TOTAL</b>		<b>\$10,000</b>

and be it further

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

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

RESOLVED, that certified copies of this resolution be sent to County Executive Joel A. Giambra, County Comptroller Nancy A. Naples, Budget Director Joseph Passafiume, Jennifer Anger, Administrative Assistant Erie County Legislature, First Assistant County Attorney Susannah M. Bochenek, and to Joseph E. Bachovchin, Executive Director, Town of Amherst Youth Board, (4255 Harlem Road, Amherst, NY 14228.)

**Fiscal Impact:** Appropriation of 2001-budgeted funds.

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

CARRIED UNANIMOUSLY.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 46

Re: Endorsing Green Design  
Standards for Adelphia Project &  
County Building Projects.  
(Intro. 4-4)

A RESOLUTION SUBMITTED BY LEGISLATORS  
FISHER, PEOPLES, PAULY, & WEINSTEIN

WHEREAS, planning new buildings and renovating existing structures to be more energy efficient and ecologically friendly is a concept known as “green design,” and

WHEREAS, buildings such as the Niagara Falls, NY Occidental Chemical Building have a glass exterior that utilizes natural light and provides an efficient thermal barrier, thus lowering the amount of heating needed for the structure, and

WHEREAS, the Erie County Environmental Management Council recently held a workshop entitled “Green Design 2000: Building a Sustainable Western New York” wherein participants explored possibilities for implementing green design standards to local projects, and

WHEREAS, while green design standards may increase initial construction costs, the long-term savings generated more than make up for the start-up costs, and

WHEREAS, the county is currently in the construction phase of our new family courthouse, is a partner in the Adelphia office building project, is planning renovations to Old County Hall and the 25 Delaware Avenue annex in the near future, and will also be building a new youth detention center soon, and

WHEREAS, in this time of rising energy costs and necessitated power blackouts in California it is especially relevant to look at green design standards as a means of conserving energy and lowering the county’s energy bills, thus saving taxpayer dollars,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby state its commitment to considering green design standards in future Erie County building projects, and be it further

RESOLVED, that this Honorable Body does hereby request that representatives from the Erie County Environmental Management Council and the Erie County Department of Public Works attend a future meeting of the Legislature’s Energy and Environment Committee to discuss in detail the specifics of green design standards, and the feasibility, costs and benefits of implementing said standards into the family courthouse project, the upcoming renovations of Old County Hall and 25 Delaware, the youth detention center, and future county projects, and be it further

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that this Honorable Body does hereby memorialize Adelpia Communications and Empire State Development to include green design standards in the Adelpia office building project, and be it further

RESOLVED, that certified copies of this resolution be sent to Erie County Environmental Management Council Energy Working Group Co-Chair Walter Simpson (Room 1077 Rath Building), Erie County Department of Public Works Commissioner Maria Lehman, Adelpia Communications Executive Vice President Edward Hartman, Empire State Development Vice-President & Regional Director Luke Rich (420 Main St. – 717 Liberty Building, Buffalo, NY 14202), Erie County Executive Joel Giambra, City of Buffalo Mayor Anthony Masiello, and City of Buffalo Common Council President James Pitts.

Fiscal Impact: None for resolution.

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

CARRIED UNANIMOUSLY.

Item 20 - CHAIRMAN SWANICK directed that the following resolution be referred to the PUBLIC SAFETY COMMITTEE.

GRANTED.

Intro. 4-5 From LEGISLATORS GREENAN, CHASE, LARSON, McCARVILLE, RANZENHOFER & WEINSTEIN. Re: Support for Senate Bill (S.684) Establishing Harassing Communications by Computer Network a Crime of Aggravated Harassment in 2<sup>nd</sup> Degree.

Item 21 - MRS. FISHER presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 47

Re: Support for Senior  
 Transportation & Beautification  
 Program. (Intro. 4-6)

A RESOLUTION SUBMITTED BY LEGISLATOR FISHER

WHEREAS, the Legislature set aside funds in the 2001 Erie County Budget for use by worthy community organizations and governmental agencies, and

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

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

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$5,000 from the Extraordinary County Aid to Local Governments – Regionalism / Economic Development Fund (DAC: 110904303830) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agency:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Forever Elmwood Corporation	830/630	\$5,000
<b>TOTAL</b>		<b>\$5,000</b>

and be it further

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$8,000 the Extraordinary County Aid to Local Governments – Regionalism / Economic Development Fund (DAC: 110904303830) to General Fund, Senior Services – Administration, Interfund Transfers, Interfund – Senior Services Grants (DAC: 1109396308866309), and be it further

RESOLVED, that the Erie County Senior Services Grant Budget is hereby amended, to increase the following accounts: Congregate Services Initiative Program - Interfund Revenue – Admin. (DAC: 2814306306866300) \$8,000; Senior Services– Hispanics United of Buffalo (DAC: 281430630830220) \$8,000, and be it further

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

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

RESOLVED, that certified copies of this resolution be sent to County Executive Joel A. Giambra, County Comptroller Nancy A. Naples, Budget Director Joseph Passafiume, Jennifer Anger, Administrative Assistant Erie County Legislature, First Assistant County Attorney Susannah M. Bochenek, Senior Services Commissioner Patricia M. Krawczyk, and to Wendy Pierce, Forever Elmwood Corporation, (410 Elmwood Avenue, Buffalo, NY 14222.)

**Fiscal Impact:** Appropriation of 2001-budgeted funds.

MS. MARINELLI moved to amend the resolution. MS. FISHER seconded.

CARRIED UNANIMOUSLY.

**DELETE the first RESOLVE and REPLACE with the following:**

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$25,000 from the Extraordinary County Aid to Local Governments – Regionalism / Economic Development Fund (DAC: 110904303830) to Fund 110, Project 921, Department 301 Agency Payments & Grants – Public Benefit Services, (DAC: 110921301830), for paying the following agency:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Forever Elmwood Corporation	830/630	\$5,000
Summerfare Musical Theatre	830/889	\$20,000
<b>TOTAL</b>		<b>\$25,000</b>

and be it further

**DELETE** the final **RESOLVE** and **REPLACE** with the following:

RESOLVED, that certified copies of this resolution be sent to County Executive Joel A. Giambra, County Comptroller Nancy A. Naples, Budget Director Joseph Passafiume, Jennifer Anger, Administrative Assistant Erie County Legislature, First Assistant County Attorney Susannah M. Bochenek, Senior Services Commissioner Patricia M. Krawczyk, Wendy Pierce, Forever Elmwood Corporation, (410 Elmwood Avenue, Buffalo, NY 14222,) and to Randall Kramer, Artistic Director / Producer, Summerfare Musical Theatre, (4380 Main Street, Suite 810, Buffalo, NY 14226.)

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 48

Re: Recertification of Collins Agricultural District (EC#8). (Intro. 4-7)

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

**WHEREAS**, the Erie County Legislature held a public hearing on March 23, 2000, regarding the 8-year review of the Collins Agricultural District (#8) which was created in 1976 and recertified every 8 years thereafter; and

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

---

**WHEREAS**, the existing Collins Agricultural District boundaries were approved without modification and adopted by the Erie County Legislature by resolution on April 6, 2000; and

**WHEREAS**, the necessary documentation on the Collins Agricultural District was forwarded to the New York State Department of Agriculture and Markets for State review and recertification as required by law; and

**WHEREAS**, the New York State Department of Agriculture and Markets has notified Erie County of the State recertification in a communication dated November 17, 2000.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Erie County Legislature does hereby approve the recertified Collins Agricultural District (#8) without modification with its anniversary date of March 17, 2000; and be it further

**RESOLVED**, that upon adoption of this resolution, the Clerk of the Legislature be directed to forward certified copies of this resolution to the Erie County Clerk, the Erie County Department of Environment and Planning, the Commissioner of the New York State Department of Agriculture and Markets, and New York State Department of Transportation (Buffalo Office), and the Town of Collins.

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

CARRIED UNANIMOUSLY.

Item 23 – CHAIRMAN SWANICK directed that the following resolution be referred to the HEALTH COMMITTEE.

GRANTED.

Intro. 4-8 From LEGISLATORS WEINSTEIN, FISHER, CHASE, GREENAN, RANZENHOFER, McCARVILLE & PEOPLES. Re: Requiring Body Piercers to Obtain Educational Certification on Aftercare Instruction.

Item 24 - CHAIRMAN SWANICK directed that the following resolution be referred to the HEALTH COMMITTEE.

GRANTED.

Intro. 4-9 From LEGISLATOR OLMA. Re: Expanded Women's Health Care Coverage by New York State.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Item 25 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 49

Re: Request for Federal  
 Government to Increase HEAP  
 Funding to Erie County.  
 (Intro. 4-10)

A RESOLUTION SUBMITTED BY LEGISLATORS  
 SWANICK, PEOPLES, DeBENEDETTI, DUSZA, KUWIK, PAULY,  
 GREENAN, FITZPATRICK, HOLT, FISHER, & MARINELLI

WHEREAS, the Home Energy Assistance Program has provided assistance to individuals in our communities who are most in need of help, offering the security of a warm home in light of the life-threatening temperatures that impact Western New York during the winter months, and

WHEREAS, this winter, heating oil prices are up 40% from last year compounded by a 50% increase in natural gas costs in comparison to last year's rates, and

WHEREAS, the current energy crisis is not only reflected by an increase in HEAP applicants; it impacts our local economy by diminishing the purchasing power of consumers and in turn, negatively impacting local businesses, and

WHEREAS, testimony at a hearing recently held by this Honorable Body underscored the fact that in the face of our harsh winter and rising costs, heating bills have seen a sharp increase, and

WHEREAS, the fact that the number of applications for HEAP are increasing, coupled with the rising costs of heating homes, in all likelihood will most likely deplete Erie County's HEAP Grant well before the cold weather in Erie County subsides,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby reaffirm its commitment to caring for those most in need of our assistance to ensure that the basic necessities of life are met, and be it further

RESOLVED, that this Honorable Body does hereby request that the federal government, through the action of the House of Representatives and the Senate, increase the amount of the grant to administer the Home Energy Assistance Program in Erie County, and be it further

RESOLVED, that certified copies of this resolution be sent to Erie County Executive Joel Giambra, County Department of Senior Services Commissioner Pamela Krawczyk, and the Western New York delegation of the United States Senate and House of Representatives.

Fiscal Impact: None for resolution.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

MR. GREENAN moved to amend the resolution to include et al sponsorship. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

MR. GREENAN moved the approval of the resolution as amended. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 26 - CHAIRMAN SWANICK directed that the following resolution be referred to the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Intro. 4-11 From LEGISLATOR OLMA. Re: Support for Project Labor Agreement for Buffalo Schools Construction Project.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 27 – MS. PEOPLES moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE from further consideration from Comm. 1E-28. MR. FITZPATRICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 50

Re: Conveyance of a Portion of excess highway right-of-way Casey Road (CR 295) Town of Amherst Map SK 139-421C, Parcel No. 8

WHEREAS, Pursuant to New York State Highway Law, Article 6, Section 118A, Commissioner of Public Works, Division of Highways, recommends to convey to the adjacent property owner a portion of existing right-of-way on Casey Road, (CR 295), in the Town of Amherst that is no longer needed for highway purposes.

NOW, THEREFORE BE IT

RESOLVED, that upon the recommendation of the Deputy Commissioner of Public Works, Division of Highways, a portion of the existing right-of-way being Parcel No. 8 as shown on Map No. SK 139-421C be conveyed to the adjacent land owner known to be Amherst Transit Properties, Inc. for consideration of \$7,500.00 as determined by the Division of Budget, Management and Finance, payable to the County of Erie. The area of the conveyance being 0.113 acre, more or less, and be it further



**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that the County Executive be authorized to execute and acknowledge in the name of the County and affix the seal of the County to a quit claim deed of the aforementioned land so to be abandoned, and be it further

RESOLVED, that the Clerk of the County Legislature be instructed to forward three (3) certified copies of this resolution to the Deputy Commissioner Highways, Department of Public Works and one certified copy to the Erie County Comptroller.

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

CARRIED UNANIMOUSLY.

Item 28 – MS. PEOPLES moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 2E-10. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 51

Re: Letter from Mark G. Patton  
 Seeking Re-appointment as  
 Commissioner of the Erie County  
 Water Authority.

MS. PEOPLES moved to amend the resolution. MS. MARINELLI seconded. MR. OLMA voted in the negative.

CARRIED.

We, the undersigned, representing a majority of the members of the Democratic Party in the Erie County Legislature, do hereby nominate for appointment as a member of the Erie County Water Authority **MARK G. PATTON, 7 Fox Chapel Rd., Orchard Park, New York 14127**, to fill a three-year term expiring April 27, 2004.

\_\_\_\_\_  
 Edward Kuwik  
 1<sup>st</sup> District

\_\_\_\_\_  
 Michael A. Fitzpatrick  
 2<sup>nd</sup> District

\_\_\_\_\_  
 George A. Holt, Jr.  
 3<sup>rd</sup> District

\_\_\_\_\_  
 Judith P. Fisher  
 4<sup>th</sup> District

\_\_\_\_\_  
 Gregory B. Olma  
 5<sup>th</sup> District

\_\_\_\_\_  
 Albert DeBenedetti  
 6<sup>th</sup> District

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Crystal D. Peoples  
 7<sup>th</sup> District

Raymond K. Dusza  
 8<sup>th</sup> District

\_\_\_\_\_  
 Charles M. Swanick  
 10<sup>th</sup> District

\_\_\_\_\_  
 Lynn M. Marinelli  
 11<sup>th</sup> District

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

CARRIED.

Item 29 – MS. PEOPLES moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 2E-15. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 52

Re: Watershed Planning Project.

WHEREAS, the USEPA through the federal Clean Water Act supports the implementation of watershed planning to address the protection of our nations waters; and

WHEREAS, Clayton S. Burney, Jr., has submitted a proposal to the Department of Environment and Planning requesting funding to assist Erie County in promoting watershed planning countywide; and

WHEREAS, the Erie County Department of Environment and Planning (ECDEP) recognizing the need for community support has developed a plan to assess community interest and understanding of watershed planning and to build a stakeholder constituency; and

WHEREAS, Mr. Burney has submitted a proposal for the sum of \$9,950 to implement a program to accomplish the requested objectives; and

WHEREAS, the resources for the proposed program will be made available through a transfer of funds from the Regionalism Economic Development Fund,

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into the necessary agreement with Clayton S. Burney, Jr., to implement a Phase I Watershed Planning Project in an amount not to exceed \$9,950 over the next two years commencing November 15, 2000, and be it further

RESOLVED, that the sum of \$9,950 is hereby transferred from the Regionalism Economic Development Fund (DAC 110 9043038301299) to the Dues and Fees Account (DAC 110 945620821) in the Department of Environment and Planning, and be it further

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

---

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

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

CARRIED UNANIMOUSLY.

Item 30 – MS. PEOPLES moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 2E-33. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 53

Re: Environmental Remediation of  
153 Fillmore Avenue, City of  
Tonawanda.

WHEREAS, Erie County and the City of Tonawanda desire to remediate and prepare for reuse a brownfield site at 153 Fillmore Avenue, in the City of Tonawanda; and

WHEREAS, the site was a former paint factory and storage area for solvents and chemicals and has had most of the chemical contaminants removed by the US Environmental Protection Agency; and

WHEREAS, the site has remained vacant and tax delinquent for over ten years and is a health and safety hazard to the neighborhood; and

WHEREAS, local businesses have expressed an interest in the site, if it were cleaned up and remediated; and

WHEREAS, the New York Department of Environmental Conservation has a program called the Voluntary Cleanup Program that allows a party who has not contributed to the contamination of a property to remediate the site under New York State supervision and be indemnified from future action by New York State for environmental issues; and

WHEREAS, the City of Tonawanda and Erie County submitted a joint application for the Voluntary Cleanup Program which has been approved by New York State Department of Environmental Conservation; and

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into contracts with the New York State and the City of Tonawanda for the purpose of participating in the Voluntary Cleanup Program, and be it further

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that certified copies of this resolution be sent to the Director of Budget and Management, Commissioner of Environment and Planning, the County Comptroller, and the County Attorney.

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

CARRIED UNANIMOUSLY.

Item 31 – MS. PEOPLES moved to discharge the PERSONNEL AD HOC COMMITTEE from further consideration of Comm. 2E-21. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 54

Re: Department of Personnel –  
Variable Minimums.

WHEREAS, the 2001 Erie County Budget stipulates that all requests for authority to recruit at a higher increment level must be approved by both the Legislature and the County Executive, and

WHEREAS, the authorization of variable minimums is crucial to the delivery of medical and other essential public services,

NOW, THEREFORE, BE IT

RESOLVED, that variable minimums are hereby approved for the following titles commencing January 1, 2001, as follows:

<u>DEPARTMENT</u>	<u>TITLE</u>	<u>JG/STEP</u>
Legislature	Administrative Liaison Assistant Legislature	12-5
ECMC	Anesthetist	15-4
Environment & Planning	Assistant Chief Treatment Plant Supervisor	13-3
Environment & Planning	Assistant Deputy Commissioner	16-3
Environment & Planning	Assistant Sanitary Engineer	12-3
Legislature	Clerk Typist	1-5
Environment & Planning	Coordinator, Industrial Assistance Prog.	14-3
Health	Dentist	14-3
DISS	Deputy Director on Information Services (Technical Support)	16-3
ECMC, Home	Licensed Practical Nurse	4-3
ECMC, Home	Licensed Practical Nurse (2nd & 3rd shift)	4-4
Health	Medical Director (Reproductive Health) (RPT)	18-5
Health	Medical Examiner	15-5
ECMC, Home	Medical Record Administrator	8-3
ECMC	Medical Record Technician	6-3
Health	Medical Specialist	17-5
ECMC	Nuclear Medicine Technologist	8-5
Health	Nurse Practitioner	10-3

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Sheriff (Holding Center)	Nursing Supervisor -Holding Center	12-3
ECMC, Home	Occupational Therapist	10-5
ECMC, Home	Pharmacist-ECMC	15-5
ECMC, Home	Physical Therapist	10-5
ECMC	Radiologic Technologist	7-5
Youth	Registered Nurse	8-3
Sheriff (Holding Center)	Registered Nurse (Holding Center)	8-3
ECMC	Respiratory Care Practitioner	6-3
Public Works-Hwy.	Senior Civil Engineer	14-4
Social Services	School Collaboration Coordinator	12-3
Legislature	Secretarial Assistant (Leg)	5-2
Legislature	Secretarial Assistant (Leg)-District Ofc.	5-5
ECMC, Home	Senior Licensed Practical Nurse (1st Shift)	5-3
ECMC, Home	Senior Licensed Practical Nurse (2nd & & 3rd shifts only)	5-4
Health	Senior Nurse Practitioner	11-3
ECMC, Home	Senior Pharmacist-ECMC	16-4
ECMC	Senior Respiratory Care Practitioner	7-3
Legislature	Senior Secretarial Assistant (Leg) Dist. Ofc.	6-5
ECMC	Special Procedures Technologist	8-4
ECMC, Home	Supervising Physical Therapist	12-5
Social Services	Technical Support Systems Director	15-3
Social Services	Utilization Review Nurse	8-3

AND BE IT FURTHER

RESOLVED, that once a variable minimum is approved for a particular position or job title, said variable minimum shall be in effect for all employees placed in said position during the year. It is also intended that where a variable minimum is granted for a full time position, the authorization is extended to any regular part-time or part-time position in any department, and be it further

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

MS. PEOPLES moved to amend the resolution. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

**DELETE the original resolution in its entirety and replace with the following:**

WHEREAS, the 2001 Erie County Budget stipulates that all requests for authority to recruit at a higher increment level must be approved by both the Legislature and the County Executive, and

WHEREAS, the authorization of variable minimums is crucial to the delivery of medical and other essential public services,

NOW, THEREFORE, BE IT

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that variable minimums are hereby approved for the following titles commencing January 1, 2001, as follows:

<u>DEPARTMENT</u>	<u>TITLE</u>	<u>JG/STEP</u>
Legislature	Administrative Liaison Assistant Legislature	12-5
ECMC	Anesthetist	15-4
Legislature	Clerk Typist	1-5
ECMC	Clinical Perfusionist	15-5
Environment & Planning	Coordinator, Industrial Assistance Prog.	14-3
Health	Dentist	14-3
ECMC, Home	Licensed Practical Nurse	4-3
ECMC, Home	Licensed Practical Nurse (2nd & 3rd shift)	4-4
Health	Medical Director (Reproductive Health) (RPT)	18-5
Health	Medical Examiner	15-5
ECMC, Home	Medical Record Administrator	8-3
ECMC	Medical Record Technician	6-3
Health	Medical Specialist	17-5
ECMC	Nuclear Medicine Technologist	8-5
Health	Nurse Practitioner	10-3
Sheriff (Holding Center)	Nursing Supervisor -Holding Center	12-3
ECMC, Home	Occupational Therapist	10-5
ECMC, Home	Pharmacist-ECMC	15-5
ECMC, Home	Physical Therapist	10-5
ECMC	Radiologic Technologist	7-5
Youth	Registered Nurse	8-3
Sheriff (Holding Center)	Registered Nurse (Holding Center)	8-3
ECMC	Respiratory Care Practitioner	6-3
Public Works-Hwy.	Senior Civil Engineer	14-4
Social Services	School Collaboration Coordinator	12-3
Legislature	Secretarial Assistant (Leg)	5-2
Legislature	Secretarial Assistant (Leg)-District Ofc.	5-5
ECMC, Home	Senior Licensed Practical Nurse (1st Shift)	5-3
<u>DEPARTMENT</u>	<u>TITLE</u>	<u>JG/STEP</u>
ECMC, Home	Senior Licensed Practical Nurse (2nd & 3rd shifts only)	5-4
Health	Senior Nurse Practitioner	11-3
ECMC, Home	Senior Pharmacist-ECMC	16-4
ECMC	Senior Respiratory Care Practitioner	7-3
Legislature	Senior Secretarial Assistant (Leg) Dist. Ofc.	6-5
ECMC	Special Procedures Technologist	8-4
ECMC, Home	Supervising Physical Therapist	12-5
Social Services	Technical Support Systems Director	15-3
Social Services	Utilization Review Nurse	8-3

AND BE IT FURTHER

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that once a variable minimum is approved for a particular position or job title, said variable minimum shall be in effect for all employees placed in said position during the year. It is also intended that where a variable minimum is granted for a full time position, the authorization is extended to any regular part-time or part-time position in any department, and be it further

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

MS. PEOPLES moved the approval of the resolution as amended. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

Item 32 – MS. PEOPLES moved to discharge the SOCIAL SERVICES COMMITTEE from further consideration of Intro. 1-5. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 55

Re: Increased Personnel Needed to  
 Handle HEAP Outreach Applicants.

A RESOLUTION SUBMITTED BY LEGISLATOR LARSON

WHEREAS, this winter has already greatly affected many Western New York families who have been faced with the challenge of affording to heat their homes during this time of unprecedented increases in home heating costs, and

WHEREAS, the Home Energy Assistance Program (HEAP) is a federally funded program that has served to help the residents of Erie County stay warm during the winter months by providing assistance with paying their utility bills, and

WHEREAS, several months ago this Honorable Body requested support for increased federal funding for HEAP and increased income eligibility limits for residents to qualify for HEAP in an effort to meet the increased demand for assistance, and

WHEREAS, while the Legislature recognizes the benefit of the recent increased eligibility limits, there remains an increased demand for assistance that is not being met, and

WHEREAS, each of the HEAP Outreaches that have been conducted throughout the community have received record attendance and as a result HEAP personnel have been unable to process all of the requests and forced to turn away many residents in need, and

WHEREAS, increased staffing for the HEAP Outreaches would allow more families to process their HEAP applications and hopefully keep our residents warm this winter, and

NOW, THEREFORE, BE IT

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that the Erie County Legislature is committed to helping provide the best possible services to the residents of the County of Erie, and be it further

RESOLVED, that in an effort to better serve the needs of our community, this Honorable Body does hereby request that the State of New York and the County of Erie take the necessary action to increase staffing and qualified personnel at each of the upcoming HEAP Outreach events in Erie County, and be it further

RESOLVED, that a certified copy of this resolution be sent to Governor George E. Pataki, Members of the Western New York Delegation, Erie County Executive Joel A. Giambra and Erie County Commissioner of Social Services Pamela Krawczyk.

Fiscal Impact: To be determined

MS. PEOPLES moved to amend the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

ADD the following as co-sponsors: ET AL

ADD the following after the second RESOLVE clause:

RESOLVED, that in the interests of expediting the application and benefit process, this Honorable Body does hereby recommend that the Department of Senior Services make available HEAP applications for seniors in the month of August, as opposed to the current practice of the month of November, in order to expedite the application and benefit process, and be it further

RESOLVED, that this Honorable Body does hereby call upon state and federal officials to change guidelines which prohibit counties from distributing HEAP applications at an earlier date, and be it further

RESOLVED, that the Departments of Social Services and Senior Services are hereby requested to file a report with the Clerk of the Legislature detailing the processing time for HEAP applications, with such report including a detail as to the number of full and part time staff assigned for such purposes, with such report to be filed within thirty (30) days of passage of this resolution, and be it further

RESOLVED, that the Departments of Social Services and Senior Services are further requested to provide information to the Legislature specific to the cost to the county for conducting additional HEAP outreach dates in Erie County, with the Legislature specifically reserving the right to schedule additional HEAP outreach locations should such a proposal be budgetarily and operationally feasible, and be it further



**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that the Departments are requested to provide similar information to the Legislature concerning the feasibility of offering occasional evening and/or weekend HEAP outreach events to address the needs of working people who wish to apply for the program, and be it further

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

CARRIED UNANIMOUSLY.

Item 33 – MR. GREENAN moved to discharge the COMMUNITY ENRICHMENT COMMITTEE from further consideration of Comm. 2E-16. MS. CHASE seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

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

DEFEATED.

**SUSPENSION OF THE RULES**

Item 34 – MR. DUSZA moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

CHAIRMAN SWANICK directed that Intro. 4-12 be referred to the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

INTRO. 4-12 From LEGISLATORS FITZPATRICK, DUSZA, & PEOPLES Re: A Review of the Effectiveness of Project Labor Agreements (PLAs) For Public Construction Projects.

Item 35 - MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

RESOLUTION NO. 56

Re: Dedicating Funding for Additional Registered Nurses in Buffalo City Schools. (Intro. 4-13)

A RESOLUTION SUBMITTED BY  
 LEGISLATORS FISHER, PEOPLES, SWANICK, KUWIK,

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

FITZPATRICK, HOLT, DUSZA, MARINELLI, & PAULY

WHEREAS, the Buffalo School District is the largest in Western New York with approximately 55,000 students enrolled in 87 public, private and parochial schools, and

WHEREAS, since 1948 the Erie County Health Department has been responsible for providing school health nursing services to all schools in the City of Buffalo, and

WHEREAS, currently only two of the 87 Buffalo schools have a registered nurse assigned to them five days a week, leaving most schools with very limited nursing services, and

WHEREAS, school nurses provide direct health care, preventative services and health education to students and their families, and

WHEREAS, many Buffalo city students are not insured leaving school as their only resource for health education and treatment, and

WHEREAS, school performance and health are often correlated, and

WHEREAS, with increases in asthma cases and behavioral disorders, more children are taking prescription medications, and

WHEREAS, school staff without certified health training are often left with the responsibility of dispensing prescription medication to students as well as performing diabetes and other medical tests, and

WHEREAS, representatives from the New York State Nurses Association estimate it would cost one million dollars to put a nurse in every school in the district every day for four hours per day, and

WHEREAS, due to a thirty six percent state reimbursement rate, the cost to Erie County to improve the nurse program to this level would be \$640,000, and

WHEREAS, Erie County received payment in the amount of \$253,000 as a result of a fine ordered by the court for charges to the Buffalo Teachers Federation relating to the recent teachers strike, and

WHEREAS, the Erie County Legislature has gone on record supporting improvements to the City of Buffalo school nurse program and has in fact earmarked \$250,000 in the 2001 budget to be used to place more nurses in City Schools, and

WHEREAS, the County Executive and County Comptroller have both stated publicly that Erie County residents would benefit the most if these funds are returned to benefit City of Buffalo schools and students,

NOW, THEREFORE, BE IT

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLVED, that the Erie County Legislature does hereby reaffirm its commitment to the 1948 agreement between the City and the County to provide effective, high quality nursing services within Buffalo Public schools, and be it further,

RESOLVED, that this Honorable Body does hereby request that the County Comptroller and the Director of the Division of Budget, Management and Finance freeze \$253,000 in Unanticipated Revenue, representing the fine paid to the County by the Buffalo Teachers' Federation; such funds shall be directed and combined with county general funds at a later time for use in expanding and enhancing the school nurse program within the Buffalo schools, and be it further

RESOLVED, that the Chairman of the Erie County Legislature is hereby requested to appoint a Task Force to study the current nursing services provided by the county to the Buffalo public schools; said Task Force shall include representatives of the Legislature, the Erie County Health Department, Erie County Medical Center, Buffalo Board of Education, and the New York State Nurses Association, and be it further

RESOLVED, that said Task Force shall report its findings and recommendations to the Legislature and to the County Executive within 45 days of its appointment by the Chairman, and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the County Comptroller, the Budget Director, the Mayor of Buffalo, the Superintendent of the Buffalo Public Schools and to the New York State Nurses Association.

Fiscal Impact, None for This Resolution

MS. PEOPLES moved to amend the resolution to add Legislator DeBENEDETTI as a co-sponsor. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM CHAIRMAN SWANICK**

Item 36 – (Comm. 4E-1) Informing Energy & Environment Committee to Schedule a Public Meeting Re: Interviewing George Hasiotis for Appointment to ECWA.

Received and filed.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

FROM LEGISLATOR DUSZA

Item 37 – (Comm. 4E-2) Notice that George Hasiotis will be Interviewed at Energy & Environment Committee Meeting Held 1/23/01.

Received and filed.

Item 38 – (Comm. 4E-3) Copy of Letter to Mark Patton & George Hasiotis Informing Candidates of E&E Committee Meeting Re: Appointment to ECWA Held 1/23/01.

Received and filed.

FROM THE COUNTY EXECUTIVE

Item 39 – (Comm. 4E-4) Appointments to Erie County Environmental Management Council.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 40 – (Comm. 4E-5) Analysis of East Ferry Site & Alden Site for New Youth Detention Center.

Received and referred to the SOCIAL SERVICES COMMITTEE.

FROM THE COMPTROLLER

Item 41 – (Comm. 4E-6) State Education Department Report on Audit – Department of Youth Services & Buffalo Hearing & Speech – 1/1/98 – 12/31/98.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE

FROM THE SHERIFF

Item 42 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 57

Re: COPS – Domestic Violence  
 Test Site. (Comm. 4E-7)

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

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

WHEREAS, the Sheriff's Office has determined that a Domestic Violence Specialist would better serve the objectives of the program.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office is authorized to delete one (1) Deputy Sheriff Criminal, Job Group 8 and to create one (1) Domestic Violence Specialist Job Group 7, in the COPS - Domestic Violence Test Site Grant, and it be further

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

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

CARRIED UNANIMOUSLY.

**FROM THE COMPTROLLER**

Item 43 – (Comm. 4E-8) Apportionment & Distribution of the 4% Sales Tax Revenue from NYS for January.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COUNTY EXECUTIVE**

Item 44 – (Comm. 4E-9) ECSD Nos. 1, 4 & 5 – Northern Region Administration Building Extension – Change Order.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 45 – (Comm. 4E-10) Agreement Between Member Teams of Domestic Preparedness Task Force & Department of Emergency Services.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 46 – (Comm. 4E-11) Budget, Management & Finance – Staff Adjustment.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 47 – MR. FITZPATRICK presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLUTION NO. 58

Re: Ralph Wilson Stadium – 2001  
 Improvements – Comm Conduits.  
 (Comm. 4E-12)

WHEREAS, the Department of Public Works received bids on January 23, 2001 for the Ralph Wilson Stadium - 2001 Improvements - Communication Conduits, DPW #JZ-00-15, and

WHEREAS, the Department of Public Works is recommending award to the lowest responsible bidder for the Ralph Wilson Stadium - 2001 Improvements - Communication Conduits, and

WHEREAS, the County of Erie is required to provide Capital Lease Improvements to the stadium facilities pursuant to the new Lease Agreement,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into a contract for the Ralph Wilson Stadium -2001 Improvements - Communication Conduits, as follows:

GENERAL CONSTRUCTION WORK

Goodwin Electric Corp.

Base Bid	\$40,860.00
----------	-------------

and be it further,

RESOLVED, that the sum of \$10,140 be allocated for a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders not to exceed the amount of the contingency, and be it further,

RESOLVED, that deduct change orders will result in funds being returned to the contingency account, and be it further,

RESOLVED, that the Comptroller's office be authorized to make payment for all of the above from the 1998 Stadium Renovations Capital Budget, Fund 410, SFG 826, in the total amount of \$51,000.00, and be it further,

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, one copy to the Division of Budget Management and Finance, and one copy to the Comptroller's Office.

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

CARRIED UNANIMOUSLY.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 59

Re: Expansion of Energy Aggregate.  
 (Comm. 4E-13)

Whereas, in an earlier resolution, dated April 29, 1999, Communication No. 7D-29, the Erie County Legislature authorized the County Executive to enter into energy aggregation agreements with specific towns and villages in the County of Erie for the joint purchase of natural gas and fuel oil, and

Whereas, in recognition of the benefits derived as a result of the economies of scale achieved when public entities jointly purchase commodities and services, it is in the best interest of the County to expand the aggregation to include any municipal corporation, especially the cities of Erie County, district or public authority, who so desires to enjoy the benefits of reduced utility bills, and

Whereas, various municipal corporations of Erie County are now requesting that the energy aggregation be allowed to include the purchase of electricity in its scope of service, as well as other commodities and services offering economies of scale that are in the best interest of the aggregation members,

NOW, THEREFORE, BE IT,

RESOLVED, that the Energy Aggregation resolution passed by the Legislature on April 29, 1999, Communication No. 7D-29, is hereby amended such that the Erie County Executive is authorized to enter into contracts with Municipal Corporation - Cities, Towns and Villages, Districts and Public Authorities within Erie County pursuant to Article 5-G of the General Municipal Law for the purpose of joint purchase of natural gas, fuel oil, electricity, as well as other commodities and services, and be it further,

RESOLVED that the Energy Aggregation resolution be amended further to authorize the County Executive to enter into agreements with Niagara County and the City of Niagara Falls, pursuant to Article 5-G of the General Municipal Law, for the joint purchase natural gas, fuel oil, electricity, as well as other commodities and services, and be it further,

RESOLVED, that two certified copies of this resolution be sent to the Commissioner of Public Works, office of the commissioner; one copy to the Division of Budget, Management & Finance; and one copy to the Office of the Comptroller.

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

CARRIED UNANIMOUSLY.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Item 49 – (Comm. 4E-14) Erie County Alternatives to Pesticides Project – Training & Demo for Municipalities.

Item 50 – (Comm. 4E-15) County Grant Funded Internships within DEP.

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

Item 51 – (Comm. 4E-16) Cost Allocation Contract with DMG – Maximus Inc.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 52 – (Comm. 4E-17) District Attorney – Authorization to Amend Be-Safe Grant.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 53 – (Comm. 4E-18) Agreement with NYSDOT – Glenwood – East Concord Road Bridge, Town of Concord.

Item 54 – (Comm. 4E-19) New Secure Youth Detention Facility.

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

Item 55- (Comm. 4E-20) ECC – South Athletic Field Bleachers.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

CHALLENGE TO THE CHAIR.

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

CHAIRMAN SWANICK directed that the meeting would go into a 2 minute recess.

CHAIRMAN SWANICK recalled meeting back to order.

CHALLENGE TO THE CHAIR IS UPHOLD.

MR. FITZPATRICK presented the following resolution and moved for immediate consideration.  
MR. GREENAN seconded.

CARRIED UNANIMOUSLY.



**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

RESOLUTION NO. 60

Re: ECC – South Athletic Field Bleachers.  
 (Comm. 4E-20)

WHEREAS, the Department of Public Works is requesting that a new capital project be established for the Erie Community College, South Campus, Athletic Field Bleachers, and

WHEREAS, the Erie Community College, Board of Directors has approved the Erie Community College, South Campus, Athletic Field Bleachers Project, and

WHEREAS, the Erie Community College, Board of Directors, has approved a total cost for this project of \$435,000.00 to be funded fifty percent (50%) from the Erie Community College - Annual Capital Charge Back Account and the other fifty percent (50%) from New York State Aid per the State University of New York, Project No. 9185, and

WHEREAS, creation of this project will have no General Fund impact, and

WHEREAS, the Department of Public Works received bids on January 5, 2001, for the Erie Community College, South Campus, Athletic Field Bleachers, and

WHEREAS, the Department of Public Works is recommending award to the lowest responsible bidders for the Erie Community College, South Campus, Athletic Field Bleachers Project,

NOW, THEREFORE, BE IT,

RESOLVED, that a new project be established for the Erie Community College, South Campus - Athletic Field Bleachers, and be it further,

RESOLVED, that the Erie Community College, Board of Directors has approved funding for the project, fifty percent (50%) from the Erie Community College - Annual Capital Charge Back Account and fifty percent (50%) from New York State Aid reimbursement from the State University, Project No. 9185, and be it further,

RESOLVED, that the County Executive be authorized to enter into a contract for the Erie Community College, South Campus, Athletic Field Bleachers project as follows:

GENERAL CONSTRUCTION WORK

MGR Constructors, Inc.

Base Bid	\$300,000.00
Add Alternate G-1	<u>\$ 15,500.00</u>
Total	\$315,500.00

ELECTRICAL WORK

Tunney Electric, Inc.

Base Bid	\$ 79,140.00
Add Alternate E-1	<u>\$ 300.00</u>
Total	\$ 79,440.00

Total Contracts Award:

\$394,940.00

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

and be it further,

RESOLVED, that the sum of \$40,060.00 be allocated for a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders not to exceed the amount of the contingency, and be it further,

RESOLVED, that deduct change orders will result in funds being returned to the contingency account, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payment for all of the above from the new capital project to be established, all for an amount not to exceed \$435,000.00, and be it further,

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, one copy to the Division of Budget, Management and Finance, one copy to the Comptroller's Office and one copy to Erie Community College.

MR. FITZPATRICK moved the approval of the resolution. MR. GREENAN seconded. LEGISLATORS MARINELLI, PEOPLES, FISHER, DeBENEDETTI, & SWANICK voted in the negative.

CARRIED.

Item 56 – (Comm. 4E-21) Health – Bioterrorism Health Alert Network Grant 8/31/00 – 8/30/01.

Item 57 – (Comm. 4E-22) Health – TB Elimination Program 2/1/01 – 1/31/02.

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

Item 58 - (Comm. 4E-23) ECSD – WNY Council on Occupational Safety & Health Proposed Agreement.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 59 – (Comm. 4E-24) Agreement with NYSDOT Mill Road Bridge, Village of East Aurora.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 60 – (Comm. 4E-25) Youth Services – Equipment Purchase, Replacement Van.

Received and referred to the SOCIAL SERVICES COMMITTEE.

Item 61 – (Comm. 4E-26) Social Services – Day Care Registration Grant.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Item 62 – (Comm. 4E-27) Social Services – Performance Outcome Monitoring Contract.

Received and referred to the SOCIAL SERVICES COMMITTEE.

Item 63 – (Comm. 4E-28) EC Sewer Construction Projects Annual Change Order Report.

Item 64 – (Comm. 4E-29) 2001 Community Development Block Grant, Emergency Shelter Grant & Home Investment Partnership Program.

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

Item 65 – (Comm. 4E- 30) PILOT – Walden Park Senior Housing Complex, City of Buffalo.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 66 – (Comm. 4E-31) Job Grade Reallocation – Coordinator Pollution Prevention Program.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 67 – (Comm. 4E-32) ECSD No. 6 – South Park Avenue – Sewer Project, City of Lackawanna.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 68 – (Comm. 4E-33) Reappointments to Senior Services Advisory Board.

Received, filed and printed.

January 30, 2001

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

Re: Reappointments to Senior Services Advisory Board  
 Dear Members:

I, Joel A. Giambra, Erie County Executive, pursuant to Erie County Administrative Code Section 11-E-03, do hereby reappoint the following individuals to the Senior Services Advisory Board, for the term ending December 31, 2002.

Mrs. Earline Collier  
 397 East Utica Street  
 Buffalo, NY 14208

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

---

Mrs. Elizabeth Deichman  
20 N. Pearl Street  
Buffalo, NY 14202

Mr. James Duffy  
4620 Seneca Street  
West Seneca, NY 14224

Mr. William Schulz  
167 Woodbridge Avenue  
Buffalo, NY 14214

Ms. Ruth Duke  
755 Renaissance Drive  
Williamsville, NY 14221

Mrs. Eileen Jacobi  
7650 Sisson Highway  
Eden, NY 14057

Ms. Audrey McCarthy  
61-A Georgian Lane  
Williamsville, NY 14221

Mr. Percy Smith  
83 Detroit Street  
Buffalo, NY 14206

Respectfully Submitted,  
JOEL A. GIAMBRA  
ERIE COUNTY EXECUTIVE

JAG:bmc cc: Appointees  
Commissioner Pamela Krawczyk

Item 69 – (Comm. 4E-34) Appointments to Community Coordinating Council on Children & Families.

Received and referred to the SOCIAL SERVICES COMMITTEE.

Item 70 – (Comm. 4E-35) ECMC – Radiology Department Renovations.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 71 – (Comm. 4E-36) Appointment to Buffalo & Erie County Public Library Board of Trustees.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

Item 72- (Comm. 4E-37) Appointment to Erie County Traffic Safety Advisory Board.

Received, filed and printed.

January 30, 2001

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

Re: Appointment to Erie County Traffic Safety Advisory Board

Dear Members:

I, Joel A. Giambra, Erie County Executive, pursuant to Article 43, New York Vehicle and Traffic Law, Section 16-12, do hereby appoint the following individual to the Traffic Safety Advisory Board, for the term stated.

NAME AND ADDRESS	TERM EXPIRATION
Paul Justin Traffic Safety Coordinator Town of Amherst Traffic Safety Board 5583 Main Street Williamsville, NY 14221	December 31, 2003

Respectfully submitted,

JOEL A. GIAMBRA  
 ERIE COUNTY EXECUTIVE  
 cc: Appointee  
 John Sullivan, Director, Erie County Stop DWI

Item 73 – (Comm. 4E-38) Appointment to Disaster Preparedness Advisory Board.

Received, filed and printed.

January 30, 2001

The Honorable  
 Erie County Legislature

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

25 Delaware Avenue  
 Buffalo, NY 14202

Re: Appointment to Disaster Preparedness Advisory Board

Dear Members:

I, Joel A. Giambra, Erie County Executive, pursuant to Erie County Charter Article XI-C-03, do hereby appoint the following individual to the Disaster Preparedness Advisory Board for the term expiring December 31, 2002.

Ronald M. Jacobs  
 142 Wilmington Avenue  
 Tonawanda, NY 14150

Respectfully submitted,

JOEL A. GIAMBRA  
 ERIE COUNTY EXECUTIVE

JAG:bmc  
 cc: Appointee  
 Commissioner Michael V. Waiters, Emergency Services  
 Deputy Commissioner Dean Messing, Emergency Services

Item 74 – (Comm. 4E-39) Office of Traffic Safety – Grant Revision.

Item 75 – (Comm. 4E-40) CPS – Authorization of Lease of Additional Space.

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

Item 76 – (Comm. 4E-41) Health – WIC – Supplemental Nutrition Program 10/1/00 – 9/30/01.

Received and referred to the HEALTH COMMITTEE.

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY**

Item 77 – (Comm. 4D-1) 2001 Library Materials Budget Distribution.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

**FROM BUDGET, MANAGEMENT & FINANCE**

Item 78 – (Comm. 4D-2) Budget Monitoring Report for Period Ending 10/31/00.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY**

Item 79 – (Comm. 4D-3) Notice of Meeting Held 1/18/01 & Minutes of Meeting Held 12/14/00.

Received and filed.

**FROM DPW**

Item 80 – (Comm. 4D-4) SEQR – Solicitation for Lead Agency Status – Reconstruction of Glen Avenue Bridges, Village of Williamsville.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**FROM THE COUNTY ATTORNEY**

Item 81 – (Comm. 4D-5) Notices of Claim.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**FROM ECMC**

Item 82 – (Comm. 4D-6) Notice of Board of Managers Meeting Held 12/14/00 & Minutes of Meeting Held 11/9/00.

Item 83 – (Comm. 4D-7) Notice of Board of Managers Meeting Held 1/11/01 & Minutes of Meeting Held 12/14/00.

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

**FROM MENTAL HEALTH**

Item 84 – (Comm. 4D-8) Presentation to NYS Office of Mental Health.

Received and referred to the HEALTH COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

**FROM GEORGE HASIOTIS**

Item 85 – (Comm. 4M-1) Request for Consideration for Appointment to Erie County Water Authority.

**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

Received and filed.

FROM THE ERIE COUNTY BAR ASSOCIATION

Item 86 – (Comm. 4M-2) The Assigned Council Program in Erie County Program Report 11/00.

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE ERIE COUNTY ENVIRONMENTAL MANAGEMENT COUNCIL

Item 87 – (Comm. 4M-3) Notice of Meeting Held 1/16/01.

Received and filed.

FROM THE ECIDA

Item 88 – (Comm. 4M-4) Notice that Board of Directors Meeting will be Rescheduled for 1/21/01.

Received and filed.

FROM THE AUDIT COMMITTEE FOR ERIE COUNTY

Item 89 – (Comm. 4M-5) 2000 Annual Report.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE TOWN OF AMHERST

Item 90 – (Comm. 4M-6) Watchdog Budget Committee.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM ASSEMBLYMAN BURLING

Item 91 – (Comm. 4M-7) Notice of Receipt of Resolution.

Received and filed.

FROM THE BUILDING TRADES AFL-CIO & NCA

Item 92 – (Comm. 4M-8) Public Sector Project Labor Agreements – An Objective Review.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.



**MEETING NO. 4**  
**February 1, 2001**

**ERIE COUNTY LEGISLATURE**

**FROM CORNELL UNIVERSITY**

Item 93 – (Comm. 4M-9) Employment, Workplace Practices & Labor – Management Relations in WNY.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

**FROM MAYOR MASIELLO**

Item 94 – (Comm. 4M-10) Suggested Appointment to Board of Trustees of Buffalo & Erie County Public Library.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

**FROM THE ERIE – NIAGARA TOBACCO FREE COALITION**

Item 95 – (Comm. 4M-11) Copy of Letter to Legislator Fisher Re: Erie County Clean Indoor Air Law.

Received and referred to the HEALTH COMMITTEE.

**FROM THE ERIE COUNTY WATER AUTHORITY**

Item 96 – (Comm. 4M-12) Unaudited Comparative Financial Statements for Years Ended 12/31/00 & 12/31/99.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**ADJOURNMENT**

Item 97 – At this time, there being no further business to transact, the Chairman announced that the Chair would entertain a Motion to Adjourn.

MS. PEOPLES moved that the Legislature adjourn until **2:00 p.m. Thursday, February 15, 2001**. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until **Thursday, February 15, 2001 at 2 p.m. Eastern Standard Time**.

**LAURIE MANZELLA**  
**CLERK**