

ERIE COUNTY LEGISLATURE
MEETING NO. 8
April 13, 2000

The Legislature was called to order by Chairman Swanick.

All Members Present.

Invocation was given by Rev. William Wilson of the Friendship Missionary Baptist Church, Buffalo, New York.

The Pledge of Allegiance was led by Mr. Dusza.

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

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

Minutes of the previous meeting were tabled.

MISCELLANEOUS RESOLUTIONS

Item 3 – MR. GREENAN presented a resolution Honoring the Memory of Ron Hoy. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

Item 4 – MR. WEINSTEIN presented a resolution Honoring John H. Russell Sr. for His Service with the Snyder Fire Department. MR. GREENAN seconded.

CARRIED UNANIMOUSLY.

Item 5 – MR. WEINSTEIN presented a resolution Honoring Eagle Scout James R. Maxson IV. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

Item 6 – MRS. FISHER presented a resolution Honoring Rocco Diina as the West Side Businessmen & Taxpayer Association's Man of the Year. MR. DeBENEDETTI seconded.

CARRIED UNANIMOUSLY.

Item 7 – MS. FISHER presented a resolution Honoring Michael P. Milivich as West Side Businessmen & Taxpayer Association's Volunteer of the Year. MR. DeBENEDETTI seconded.

CARRIED UNANIMOUSLY.

Item 8 – MS. FISHER presented a resolution Honoring Stephen R. Cherico as the West Side Businessmen & Taxpayer Association’s Small Businessman of the Year. MR. DeBENEDETTI seconded.

CARRIED UNANIMOUSLY.

Item 9 – MS. FISHER presented a resolution Honoring Ronald A. Carnavale as the West Side Businessmen & Taxpayer Association’s Member of the Year. MR. DeBENEDETTI seconded.

CARRIED UNANIMOUSLY.

Item 10 – MS. FISHER presented a resolution Honoring the U.S. Marine Corps Reserve (Toys for Tots Program) as the West Side Businessmen & Taxpayer Association’s Volunteer Organization of the Year. MR. DeBENEDETTI seconded.

CARRIED UNANIMOUSLY.

Item 11 – MS. FISHER presented a resolution Honoring Romanello’s Roseland Restaurant as the West Side Businessmen & Taxpayer Association’s Business of the Year. MR. DeBENEDETTI seconded.

CARRIED UNANIMOUSLY.

Item 12 – MR. SWANICK presented a resolution Proclaiming 4/13/00 as 4-H Erie County Government Day. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 13 – MS. FISHER presented a resolution Recognizing De. Joseph Gerbasi as the ECMC Lifeline Foundation’s Springfest 2000 Honoree. MR. DeBENEDETTI seconded.

CARRIED UNANIMOUSLY.

Item 14 – MR. GREENAN presented a resolution Recognizing the Month of April as National Child Abuse Prevention Month. MR. LARSON seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 15 – CHAIRMAN SWANICK directed that Local Law Intro. No. 4 (Print #2) 1999 remain on the table.

Item 16 – CHAIRMAN SWANICK directed that Local Law Intro No. 2 (Print #1) 2000 remain on the table.

Item 17 – CHAIRMAN SWANICK directed that Local Law Intro No. 2 (Print #2) 2000 remain on the table.

Item 18 – CHAIRMAN SWANICK directed that Local Law Intro No. 3 (Print #1) 2000 remain on the table.

COMMITTEE REPORTS

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 135

April 11, 2000

FINANCE & MANAGEMENT
COMMITTEE
REPORT NO. 6

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

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

Item Page -2000 (Comm. 4E-2)
a. **COMPTROLLER:** Audit of Imprest Cash Accounts.
(6-0) Chairman Swanick present as Ex-Officio Member.

Item Page -2000 (Comm. 4E-4)
b. **COMPTROLLER:** Review of November 1999 Report of ECMC Board of Managers
Finance Committee.
(6-0) Chairman Swanick present as Ex-Officio Member.

Item Page -2000 (Comm. 6E-39)
c. **COMPTROLLER:** Bond Resolution - \$600,000 for Buffalo Zoological Gardens
Improvements.
(6-0) Chairman Swanick present as Ex-Officio Member.

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

SBL No. 69.14-4-44 - TOWN OF AMHERST

Acct. No. 112 - \$ 12.29 - County

Acct. No. 132 - \$ 8.80 - Town/SpecialDist/School

Charge to : TOWN OF AMHERST

8.80

REFUND - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF 27,540 WAS MISCALCULATED. THE CORRECT EXEMPTION SHOULD BE 29,070. RPTL 550(2)B.

CHECK IN FAVOR OF: VEDA E PUSATEIR

Petition No. 201599 / 2000 - ASSESSOR - Cancel - \$250.00

SBL No. 226.01-6-1.2 - TOWN OF BOSTON

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 250.00 - Town/SpecialDist/School

Charge to : TOWN OF BOSTON

250.00

CANCEL - CLERICAL ERROR, THIS PARCEL IS VACANT LAND. PARCEL WAS CHARGED IN ERROR FOR REFUSE AND WATER SERVICE. RPTL 550(2)E.

Petition No. 201600 / 2000 - ASSESSOR - Cancel - \$310.82

SBL No. 241.00-1-25.11 - TOWN OF BOSTON

Acct. No. 112 - \$ 222.22 - County

Acct. No. 132 - \$ 88.60 - Town/SpecialDist/School

Charge to : TOWN OF BOSTON

88.60

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 29,530 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201601 / 2000 - ASSESSOR - Cancel - \$500.00

SBL No. 241.00-3-26.112 - TOWN OF BOSTON

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 500.00 - Town/SpecialDist/School

Charge to : TOWN OF BOSTON

500.00

CANCEL - CLERICAL ERROR, THIS PARCEL IS VACANT LAND. PARCEL IS

CHARGED IN ERROR FOR WATER SERVICE AND GARBAGE. RPTL 550(2)D.

Petition No. 201602 / 2000 - ASSESSOR - Refund - \$75.22

SBL No. 268.00-4-5 - TOWN OF BRANT

Acct. No. 112 - \$ 42.65 - County

Acct. No. 132 - \$ 32.57 - Town/SpecialDist/School

Charge to : TOWN OF BRANT

32.57

REFUND - CLERICAL ERROR, AGRICULTURAL EXEMPTION IN THE AMOUNT OF 6,042 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: ANTHONY C CATALANO

Petition No. 201603 / 2000 - ASSESSOR - Refund - \$351.06

SBL No. 269.00-1-7.4 - TOWN OF BRANT

Acct. No. 112 - \$ 199.08 - County

Acct. No. 132 - \$ 151.98 - Town/SpecialDist/School

Charge to : TOWN OF BRANT

151.98

REFUND - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 28,200 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: DENNIS VACCO

Petition No. 201604 / 9900 - ASSESSOR - Refund - \$2,812.59

SBL No. 44.00-1-27.122 - TOWN OF CLARENCE

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 2,812.59 - Town/SpecialDist/School

Charge to : CLARENCE CENTRAL

2,812.59

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 470,100 AND SHOULD BE 285,000. RPTL 550(2)A.

PETITION NUMBER 201604 CONTINUED
CHECK IN FAVOR OF: DEBORAH FERRENINO

Petition No. 201605 / 2000 - ASSESSOR - Refund - \$1,670.44

SBL No. 44.00-1-27.122 - TOWN OF CLARENCE

Acct. No. 112 - \$ 1,046.09 - County
Acct. No. 132 - \$ 624.35 - Town/SpecialDist/School

Charge to : TOWN OF CLARENCE

624.35

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY'
ON THE TAX ROLL. THE ASSESSMENT WAS 470,100 AND SHOULD BE 285,000.
RPTL 550(2)A.
CEHCK IN FAVOR OF: DEBORAH FERRENTINO

Petition No. 201606 / 2000 - ASSESSOR - Cancel - \$76.73

SBL No. 331.00-2-2.1 - TOWN OF COLLINS

Acct. No. 112 - \$ 46.14 - County
Acct. No. 132 - \$ 30.59 - Town/SpecialDist/School

Charge to : TOWN OF COLLINS

30.59

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF
7,000 ON THE TAX ROLL WAS MISCALCULATED. THE CORRECT AMOUNT OF THE
EXEMPTION IS 14,000. RPTL 550(2)B.

Petition No. 201607 / 2000 - ASSESSOR - Cancel - \$2,897.71

SBL No. 269.15-2-1.211 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 1,549.88 - County
Acct. No. 132 - \$ 1,347.83 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

1,047.39

ERIE CO SEW DST 2

300.44

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSMENT WAS 594,000 AND SHOULD BE 325,000.
RPTL 550(2)A.

Petition No. 201608 / 2000 - ASSESSOR - Cancel - \$296.81

SBL No. 269.19-1-5 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 158.52 - County
Acct. No. 132 - \$ 138.29 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

107.46

ERIE CO SEW DST 2

30.83

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 59,600 AND SHOULD BE 32,000. RPTL 550(2)A.

Petition No. 201609 / 2000 - ASSESSOR - Cancel - \$171.81

SBL No. 269.20-1-22 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 146.75 - County

Acct. No. 132 - \$ 25.06 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

19.48

ERIE CO SEW DST 2

5.58

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSED VALUE WAS 68,800 AND SHOULD BE 63,800. RPTL 550(2)A

Petition No. 201610 / 2000 - ASSESSOR - Cancel - \$57.09

SBL No. 269.20-2-6 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 30.54 - County

Acct. No. 132 - \$ 26.55 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

20.63

ERIE CO SEW DST 2

5.92

CANCEL - ERROR IN ESSENTIAL FACT, THE STRUCTURE THAT WAS ON THE LAND WAS REMOVED PRIOR TO TAXABLE STATUS DATE. THE ASSESSMENT WAS 56,300 AND SHOULD BE 51,000. RPTL 550(3)A.

Petition No. 201611 / 2000 - ASSESSOR - Cancel - \$150.70

SBL No. 270.00-3-1.12 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 150.70 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

150.70

CANCEL - CLERICAL ERROR, THIS PARCEL IS VACANT LAND ONLY. PARCEL WAS CHARGED IN ERROR FOR GARBAGE TAX. RPTL 550(2)E.

Petition No. 201612 / 2000 - ASSESSOR - Cancel - \$150.70

SBL No. 270.00-3-1.13 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 150.70 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

150.70

CANCEL - CLERICAL ERROR, THIS PARCEL IS VACANT LAND ONLY AND SHOULD NOT BE CHARGED FOR GARBAGE TAX. RPTL 550(2)E.

Petition No. 201613 / 2000 - ASSESSOR - Cancel - \$134.38

SBL No. 271.00-4-1 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 64.54 - County

Acct. No. 132 - \$ 69.84 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

69.84

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 11,202 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201614 / 2000 - ASSESSOR - Cancel - \$215.94

SBL No. 272.00-2-36.2 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 103.70 - County

Acct. No. 132 - \$ 112.24 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

112.24

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

Petition No. 201615 / 2000 - ASSESSOR - Cancel - \$365.15

SBL No. 285.00-5-16.2 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 144.04 - County

Acct. No. 132 - \$ 221.11 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

155.89

NO COLLINS FIRE DIST

37.30

EC#2 SEWER OUT OF DST

27.92

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 240,000 AND SHOULD BE 215,500. RPTL 550(2)A.

Petition No. 201616 / 2000 - ASSESSOR - Cancel - \$47.52

SBL No. 285.00-8-9.1 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 28.81 - County

Acct. No. 132 - \$ 18.71 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

18.71

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 5,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201617 / 2000 - ASSESSOR - Cancel - \$59.98

SBL No. 285.00-8-9.2 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 28.81 - County

Acct. No. 132 - \$ 31.17 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

31.17

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 5,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201618 / 2000 - ASSESSOR - Cancel - \$58.40

SBL No. 285.00-8-11 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 28.05 - County

Acct. No. 132 - \$ 30.35 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

30.35

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 4,867 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM

PETITION NUMBER 201618 CONTINUED
THE TAX ROLL. RPTL 550(2)C.

Petition No. 201619 / 2000 - ASSESSOR - Cancel - \$383.30

SBL No. 285.07-2-16 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 228.73 - County

Acct. No. 132 - \$ 154.57 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

154.57

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 39,700 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 201620 / 2000 - ASSESSOR - Cancel - \$25.84

SBL No. 285.08-2-9 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 15.42 - County

Acct. No. 132 - \$ 10.42 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

10.42

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 2,676 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

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

4. Item Page - 2000 (Comm. 6E-3)
COUNTY EXECUTIVE

WHEREAS, the Division of Budget, Management and Finance, in cooperation with the Erie County Comptroller, and in consultation with departmental accountants, has identified accounts with projected budget deficiencies prior to year-end closing, and

WHEREAS, budget amendments are required to eliminate the aforementioned deficiencies in order to close the County's books and prepare financial statements for review by the County's independent auditors for the 1999 fiscal year, and

WHEREAS, these budget amendments will have no net fiscal impact as funds either are transferred from accounts with available balances to accounts with projected deficiencies or unanticipated revenues are appropriated, and

WHEREAS, final year-end transactions and entries cannot be processed in the accounting system by the Comptroller for accounts with budget deficiencies until said deficiencies are eliminated through budget amendments.

NOW, THEREFORE BE IT

RESOLVED, that the Division of Budget, Management and Finance is hereby authorized to amend the budgets of General Fund Departments, Grants and the Department of Social Services as specified in the following schedule, and be it further

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

**1999 YEAR-END BUDGET BALANCING
ROUND TWO BUDGET AMENDMENTS**

GENERAL FUND, GRANTS & SOCIAL SERVICES:

Account/DAC Code:				Description:	Debit (Credit) Amount
110	926	0540	800	Personal Services (Comm on Stat Women)	2,074
110	935	0670	800	Personal Services (Emerg Services)	18,298
110	936	0240	800	Personal Services (M.H. Prog Admin)	7,714
110	923	0310	802	Countywide (Reduct from Pers Svcs)	(28,086)
110	912	0221	881	ID Pay Expense - DISS (DPW - Bldgs & Gnds)	1,464
110	917	0140	881	ID Pay Expense - DISS (Dist Attny)	5,215
110	931	0150	881	ID Pay Expense - DISS (Sheriff)	12,646
110	934	0260	881	ID Pay Expense - DISS (Probation)	692
110	940	0631	881	ID Pay Expense - DISS (Sr Svcs - Transport)	17,809
110	947	0251	881	ID Pay Expense - DISS (Youth - Detention)	1,920
110	927	0510	881	ID Pay Expense - DISS (DISS)	2,574
110	927	0510	883	InterDept Billing (DISS)	(42,320)
110	962	0602	805	0104 Fringe - Worker's Comp (Law Dept)	527,695
110	962	0602	805	0112 Fringe-Workrs Comp Othr Fund Reimb (Law Dept)	(527,695)
280	758	0260	800	Personal Services (Probation D.M.C. Grant)	2,184
280	758	0260	825	Out of Area Trvl (Probation D.M.C. Grant)	500
280	758	0260	805	Fringe (Probation D.M.C. Grant)	(2,182)
280	758	0260	932	Office Equip (Probation D.M.C. Grant)	(502)
281	128	0260	800	Personal Services (Probation JD MH Diversion)	(1,156)
281	128	0260	805	Fringe (Probation JD MH Diversion)	1,156
281	191	0270	800	Personal Services (Health Lead Poison Prevent.)	22,808
281	191	0270	801	Overtime (Health Lead Poison Prevent.)	1,016
281	191	0270	805	Fringe (Health Lead Poison Prevent.)	(23,824)
280	581	0200	880	2006 Interfund (DSS FSE & T Grant)	164,247
280	581	0200	830	0766 Contractual (DSS FSE & T Grant)	(164,247)
280	858	0200	880	2006 Interfund (DSS FSE & T Grant)	186,017
280	858	0200	890	Contr Salary Resrvs (DSS FSE & T Grant)	(26,861)
280	858	0200	642	Fed Aid (DSS FSE & T Grant)	(159,156)
120	953	0200	685	2009 Interfund - DSS Grants	(350,264)
120			846	Emerg Asst Adults (DSS)	14,190
120			596	State Aid Admin (DSS)	112,024
120			649	Federal Aid Admin (DSS)	224,050
TOTAL					0

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

5. Item Page - 2000 (Comm. 6E-35)
COMPTROLLER

RESOLUTION NO. 135 - 2000

BOND RESOLUTION DATED APRIL____, 2000

BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING THE RECONSTRUCTION OF THE EXISTING COUNTY COURTHOUSE BUILDINGS, STATING THE ESTIMATED TOTAL COST THEREOF IS \$24,435,000, APPROPRIATING SAID AMOUNT THEREFOR, AUTHORIZING THE ISSUANCE OF \$24,435,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION,

AND AUTHORIZING ANY AMOUNTS EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST THEREOF OR REDEMPTION OF THE BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

(Introduced) MARCH 21, 2000
(Adopted) 2000

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

Section 1. The County of Erie, New York (herein called "County") is hereby authorized to finance the partial reconstruction of the existing County Courthouse buildings, at the estimated maximum cost of \$24,435,000. The total estimated maximum cost of said specific objects or purposes, including preliminary costs and costs incidental thereto and to the financing thereof, is \$24,435,000, and said amount is hereby appropriated therefor comprising \$23,721,000 pursuant to the 2000 capital budget and \$714,000 reallocated from the 1999 capital budget. The plan of financing includes the issuance of \$24,435,000 bonds of the County, and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes, and application of funds expected to be received from the State of New York to be expended towards the cost thereof or redemption of the bonds or notes issued therefor or to be budgeted as an offset to the taxes for the payment of principal of and interest on said bonds or notes.

Section 2. Bonds of the County in the respective principal amounts of \$24,435,000 are hereby authorized to be issued for the specific objects or purposes described in Section 1, pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. These buildings to be reconstructed are of Class "A" construction as defined by Section 11.00 a.12.(a)(1) of the Law, and the period of probable usefulness of the specific objects or purposes for which said \$24,435,000 bonds herein authorized in Section 1. are to be issued is twenty (20) years.

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

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

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Erie, payable as to both principal and interest by general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

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

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (a) the provisions of law which should be complied with at the date of the publication of this Resolution or a summary hereof, are not substantially complied with,

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

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

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

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

RESOLUTION NO. 136 - 2000
BOND RESOLUTION DATED APRIL __, 2000
BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING VARIOUS CAPITAL PROJECTS INCLUDED IN THE 2000 CAPITAL BUDGET OF THE COUNTY, STATING THE TOTAL ESTIMATED MAXIMUM COST OF SUCH PROJECTS IS \$8,974,724, APPROPRIATING SAID AMOUNT THEREFOR, AUTHORIZING THE ISSUANCE OF \$8,974,724 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION; AND FURTHER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF CERTAIN OF SUCH CAPITAL PROJECTS AS INDICATED HEREIN, OR REDEMPTION OF ANY NOTES AND BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND BONDS.

(Introduced) MARCH 21, 2000

(Adopted) ____, 2000

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

Section 1. The County of Erie, New York (herein called "County"), is hereby authorized to undertake the various capital projects as described in column A of the attached schedule, each as more fully described in column F of the attached schedule and the duly adopted 2000 Capital Budget for the County. To the extent that the details set forth in this resolution are inconsistent with any details set forth in the 2000 Capital Budget of the County, such Budget shall be deemed and is hereby amended. The respective estimated maximum costs of (a) the specific objects or purposes set forth in rows 1, 3-5, 6(c) and 9 of the attached schedule, and (b) the classes of objects or purposes set forth in rows 2, 6(a)-6(b), and 7-8 of the attached schedule, including preliminary costs and costs incidental thereto and to the financing thereof, is set forth in column B of the attached schedule, and said respective amounts are hereby appropriated therefor pursuant to the duly adopted 2000 Capital Budget for the County. The plan of financing includes the issuance of \$8,974,724 aggregate principal amount of bonds of the County to finance said appropriations, the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Any amounts received by the County from the United States of America and/or the State of New York are hereby authorized to be expended, towards the cost of the applicable specific objects or purposes or classes of objects or purposes or the redemption of any notes and bonds issued therefor or to be budgeted as an offset to the taxes for the repayment of the principal of and interest on said notes and bonds.

Section 2. Bonds of the County in the respective principal amounts set forth in column C of the attached schedule are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriations.

Section 3. The respective periods of probable usefulness for said specific objects or purposes and classes of objects or purposes for which said \$8,974,724 bonds herein authorized are to be issued, within the limitations of §11.00 a. of the Law, is set forth in column E of the attached schedule.

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

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

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Erie, payable as to both principal and interest by general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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

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

SEE ATTACHED CHART

7. Item Page - 2000 (Comm. 6E-37)
COMPTROLLER

RESOLUTION NO. 137 -2000

BOND RESOLUTION DATED APRIL ____, 2000

BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING ADDITIONAL CAPITAL PROJECTS FOR ERIE COUNTY MEDICAL CENTER, STATING THE TOTAL ESTIMATED MAXIMUM COST OF SUCH PROJECTS IS \$4,815,913, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$4,815,913 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION.

(Introduced) MARCH 21, 2000

(Adopted)_____, 2000

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

Section 1. The County of Erie, New York (herein called "County"), is hereby authorized to undertake the additional capital projects for Erie County Medical Center as described in column A of the attached schedule, each as more fully described in column F of the attached schedule. To the extent that the details set forth in this resolution are inconsistent with any details set forth in the 2000 Capital Budget of the County, such Budget shall be deemed and is hereby amended. The respective estimated maximum costs of (a) the specific objects or purposes set forth in rows 2-3, 5 and 6 of the attached schedule, and (b) the classes of objects or purposes set forth in rows 1, 4 and 7 of the attached schedule, including preliminary costs and costs incidental thereto and to the financing thereof, is set forth in column B of the attached schedule, and said respective amounts are hereby appropriated therefor. The plan of financing

includes the issuance of \$4,815,913 aggregate principal amount of bonds of the County to finance said appropriations, the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the respective principal amounts set forth in column C of the attached schedule are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriations.

Section 3. The respective periods of probable usefulness for said specific objects or purposes and classes of objects or purposes for which said \$4,815,913 bonds herein authorized are to be issued, within the limitations of §11.00 a. of the Law, is set forth in column E of the attached schedule.

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

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

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Erie, payable as to both principal and interest by general tax upon all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption

of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

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

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

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

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

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

SEE ATTACHED CHART

8. Item Page - 2000 (Comm. 7E-11)
COUNTY EXECUTIVE

WHEREAS, the Office of the Comptroller has completed a county-wide audit of imprest cash accounts, and

WHEREAS, the County Executive is recommending that specific imprest funds be adjusted by the Office of the Comptroller following approval by the County Legislature.

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller is hereby authorized to adjust County of Erie Imprest Cash Accounts as shown on Attachment 1, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Comptroller, the Director of Budget and Management and to the departments listed on Attachment 1.

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

9. Item Page - 2000 (Comm. 7E-13)
COUNTY EXECUTIVE

WHEREAS, Hopkins Court Associates, L.P. (HCA) is developing housing for elderly individuals (Project), pursuant to Section 421-e of the Real Property Tax Law and Article XVIII of the New York Private Housing Financed Law; and

WHEREAS, Hopkins Court Associates, L.P., a limited partnership, will have as its general partner Whitney Hopkins Associates and CRS Properties, Inc.; and

WHEREAS, the Project is located at 2250 North French Road, Amherst, New York will contain 71 one bedroom apartments and 34 two bedroom apartments for low and moderate income elderly individuals; and

WHEREAS, Hopkins Court Apartments will be managed by Whitney Management Corp.; and

WHEREAS, in order to make the Project economically feasible for Hopkins Court Associates, L.P., it is necessary to obtain tax relief from the County of Erie and the Town of Amherst.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a PILOT Agreement with Hopkins Court Associates, L.P. relating to the property located at 2250 North French Road, Amherst, New York and all other agreements necessary to conclude this Project; and be it further

RESOLVED, that said agreement shall include an annual Payment in Lieu of Taxes (PILOT) of \$29,745 by Hopkins Court Associates, L.P. in the first year of the PILOT Agreement, with a three (3) percent increase annually thereafter for a fifteen year period, with the County share of each annual payment being twenty-five (25) percent of the total amount; and be it further

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

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

10. Item Page - 2000 (Comm. 7E-25)

COUNTY EXECUTIVE

WHEREAS, the Division of Budget, Management and Finance did receive a request from Michael and Jan Sheridan, who recently acquired property adjoining the above County owned parcel of land to purchase the above parcel, and

WHEREAS, the other adjoining owners have indicated that they do not have an interest in acquiring this parcel of land, and

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

NOW, THEREFORE BE IT RESOLVED, that the following parcel of land be sold without public auction pursuant to Article 14, Section 14-1.0 of the Erie County Tax Act to Michael and Jan Sheridan, 251 Hemstreet Road, East Aurora, New York 14052 for the sum of Two Thousand and 00/100 Dollars (\$2,000.00),

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Elma, County of Erie and State of New York being part of Lot 12, Township 10 and Range 6 and further described on Erie County Tax Maps as Section, Block and Lot No. 156.000-2-36 (Inland Hemstreet Road 4.50 acres). Intending to convey all land acquired by Erie County as Serial No. 858 in the County In Rem Tax Foreclosure Action No. 149, and be it further

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

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

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

11. Item Page - 2000 (Comm. 7E-31)

COUNTY EXECUTIVE

WHEREAS, the following grant programs are included in Book B of the 2000 Adopted Budget, and

WHEREAS, the 2000 Adopted Budget resolutions require legislative approval for the County Executive to enter into contracts with grantor agencies for the purpose of receiving grants awarded or budgeted for fiscal 2000.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contracts with grantor agencies for the purpose of receiving grants, following review and approval by the Director of Budget and Management with respect to the availability of State and/or Federal funds, for the following grant programs which commence on April 1, 2000:

<u>Department</u>	<u>Grant Program</u>	<u>2000 Budget Book B Page No.</u>
222 - Weights & Measures	NYS Petroleum Product Quality Testing Program	23
140 - District	Comprehensive Assault,	27

Attorney 140 - District	Abuse and Rape Unit (CAAR) Multijurisdictional Program	28
Attorney 140 - District	Aid to Prosecution	29
Attorney 650 - CPS	Aid to Crime Labs Program	67
650 - CPS	Aid to Law Enforcement Program	67
650 - CPS	Aid to Localities - Laboratory Funding	67
150 - Sheriff	Unified Court Security	85
260 - Probation	Aid to Localities - Indigent Defense	112
260 - Probation	Disproportionate Minority Confinement Grant	112*
260 - Probation	Anti-Drug Abuse Grant	112
270 - Health	Women's Health - Family Planning	133
270 - Health	HIV/STD Support Services	134
270 - Health	Public Health Campaign	136
270 - Health	Healthy Women's Partnership	137
200 - Social Services	WORK NOW (CASP)	228
200 - Social Services	Domestic Violence Assessment	228
200 - Social Services	Legal Assistance to the Disabled	229
200 - Social Services	Child Assistance Program	229
200 - Social Services	Enhanced Drug and Alcohol Services to Victims of Domestic Violence	231**
620 - Env. & Plg.	Home Rehabilitation Program	391
620 - Env. & Plg.	Community Development - 26th Year	391

*Begins 6/1/00

**Begins 3/1/00

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by decreases in Federal or State aid, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the following departments: Central Police Services, District Attorney, Sheriff, Probation, Health, Social Services, the Department of Law, Environment and Planning, the Bureau of Weights and Measures, the Office of the Comptroller and the Division of Budget, Management and Finance.
(6-0) Chairman Swanick present as Ex-Officio Member.

12. Item Page - 2000 (Int. 7-3)
DUSZA, SWANICK, & PEOPLES

WHEREAS, the Erie County Legislature has a long history of working cooperatively with private industry toward the reduction of taxes and the encouragement of expansion and growth of businesses in Erie County, and

WHEREAS, one such business is Quebecor Printing, located in the town of Cheektowaga, and

WHEREAS, the Legislature is committed to working with the County Executive and with state officials to ensure that good paying jobs at Quebecor that support hundreds of working families in Erie County are retained, and new jobs are created, and

WHEREAS, Quebecor was considering options for a nationwide consolidation of its printing operations, with a final decision coming to support and expand its Depew facility, and

WHEREAS, Quebecor's Depew facility was selected for new operations, an action which will result in the creation of approximately 400 new jobs, and

WHEREAS, Erie County was a partner in Quebecor's decision; offers of enhanced job training for new and existing employees played a major role in Quebecor's decision making process, and

WHEREAS, the Legislature, in the 2000 county budget, set aside funds for business site development and other business enhancements within its Economic Development and Tourism fund, and the Quebecor project is a worthy recipient of those funds, and

WHEREAS, the county of Erie, through its relationships with Erie Community College (ECC) and the Erie County Industrial Development Agency's (ECIDA) Advanced Training Center, provides effective job training services for local companies, and

WHEREAS, before the Legislature provides final contractual authorization for this proposal, individualized job training entities, including, but not limited to, ECC and ECIDA, should be afforded an opportunity to competitively bid to provide such services with respect to the Quebecor expansion, and

WHEREAS, in the spirit of regional cooperation and as a means toward providing more and better services for county taxpayers at a lower cost, this Legislature, while remaining mindful of the need to satisfy competitive bidding procedures in accordance with the Erie

County Charter and Administrative Code, the Legislature supports the utilization of existing job training resources within Erie County government,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby reaffirm its commitment to the continued growth and expansion of Erie County's regional economy and is hereby committed to public policies which will result in continued expansion of private sector employment throughout Erie County, and be it further

RESOLVED, that this Honorable Body does hereby transfer \$500,000 from Fund 110, Project 904, Department 303, Extraordinary County Aid to Local Governments, Account 830, Contractual Services, Sub-account 1117, Economic Development Tourism Fund, to a sub-account for this purpose, in General Fund 110, Project 922, Department 302, Agency payments Monitored by Environment and Planning, Account 830, Contractual Services, and be it further

RESOLVED, that this Honorable Body does hereby call upon the Giambra Administration to release a Request for Proposals (RFP) relative to the provision of these specialized services, in order to allow new and existing job training corporations the ability to competitively bid to provide these specialized services, and be it further

RESOLVED, that this Honorable Body does hereby direct that final authorization for contractual agreements relating to the transfer of these funds for the purposes of providing job training for new and existing employees of Quebecor be reserved by the Legislature until such time as the aforementioned stipulations are met, and be it further

RESOLVED, that one year following passage of this resolution, the Commissioner of Environment and Planning prepare and file a report with the Clerk of the Legislature relative to the county's involvement with this project, 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, County Attorney Frederick Wolf, and Environment and Planning Commissioner Lawrence Rubin.

Fiscal Impact: Expenditure of 2000 budgeted funds; funds will help in the retention of jobs at Quebecor Printing.

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

CRYSTAL D. PEOPLES
CHAIRPERSON

MS. PEOPLES moved to separate item #4. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

MS. PEOPLES moved to amend item #4. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

Delete the attachment in its entirety and replace with the following:

GENERAL FUND, GRANTS & SOCIAL SERVICES:

Account/DAC Code:				Description:	Debit (Credit) Amount
110	926	0540	800	Personal Services (Comm on Stat Women)	2,074
110	935	0670	800	Personal Services (Emerg Services)	18,298
110	936	0240	800	Personal Services (M.H. Prog Admin)	7,714
110	923	0310	802	Countywide (Reduct from Pers Svcs)	(28,086)
110	912	0221	881	ID Pay Expense - DISS (DPW - Bldgs & GnDs)	1,464
110	917	0140	881	ID Pay Expense - DISS (Dist Attny)	5,215
110	931	0150	881	ID Pay Expense - DISS (Sheriff)	12,646
110	934	0260	881	ID Pay Expense - DISS (Probation)	692
110	940	0631	881	ID Pay Expense - DISS (Sr Svcs - Transport)	17,809
110	947	0251	881	ID Pay Expense - DISS (Youth - Detention)	1,920
110	927	0510	881	ID Pay Expense - DISS (DISS)	2,574
110	927	0510	883	InterDept Billing (DISS)	(42,320)
110	962	0602	805	0104 Fringe - Worker's Comp (Law Dept)	527,695
110	962	0602	805	0112 Fringe-Workrs Comp Othr Fund Reimb (Law Dept)	(527,695)
280	758	0260	800	Personal Services (Probation D.M.C. Grant)	2,184
280	758	0260	825	Out of Area Trvl (Probation D.M.C. Grant)	500
280	758	0260	805	Fringe (Probation D.M.C. Grant)	(2,182)
280	758	0260	932	Office Equip (Probation D.M.C. Grant)	(502)
281	128	0260	800	Personal Services (Probation JD MH Diversion)	(1,156)
281	128	0260	805	Fringe (Probation JD MH Diversion)	1,156
281	191	0270	800	Personal Services (Health Lead Poison Prevent.)	22,808
281	191	0270	801	Overtime (Health Lead Poison Prevent.)	1,016
281	191	0270	805	Fringe (Health Lead Poison Prevent.)	(23,824)
280	581	0200	880	2006 Interfund (DSS FSE & T Grant)	64,247
280	581	0200	830	0766 Contractual (DSS FSE & T Grant)	(164,247)
280	858	0200	880	2006 Interfund (DSS FSE & T Grant)	186,017
280	858	0200	890	Contr Salary Resrvs (DSS FSE & T Grant)	(26,861)
280	858	0200	642	Fed Aid (DSS FSE & T Grant)	(159,156)
120	953	0200	685	2009 Interfund - DSS Grants	(350,264)
120			846	Emerg Asst Adults (DSS)	14,190
120			596	State Aid Admin (DSS)	112,024
120			649	Federal Aid Admin (DSS)	224,050
TOTAL					0

Debit
(Credit)

Account/DAC Code:					Description:	Amount
326	860				Principal-Bonds (Debt Service Fund)	6,048
326	821				Dues & Fees (Debt Service Fund)	(6,048)
110	921	0301	830	0351	Convention & Tourism - Bflo C of C (Bed Tax)	54,674
110	925	0320	886	2108	Interfund Capital (Arena Reserve-Bed Tax)	21,953
110	923	0310	313		Hotel Occupancy Tax	(76,627)
310			821		Dues & Fees (Debt Service Fund)	99,040
310			870		Interest-Bonds (Debt Service Fund)	(99,040)
						TOTAL 0

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

CARRIED UNANIMOUSLY.

MS. PEOPLES moved to separate item #5. MS. FISHER seconded.

CARRIED UNANIMOUSLY.

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

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, LARSON, MARSHALL, PAULY, RANZENHOFER, DeBENEDETTI, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, OLMA, PEOPLES, SWANICK. NOES: WEINSTEIN. AYES – 16, NOES – 1.

CARRIED.

MS. PEOPLES moved to separate item #6. MS. FISHER seconded.

CARRIED UNANIMOUSLY.

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

CHAIRMAN SWANICK directed that a roll call vote be taken.

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

CARRIED UNANIMOUSLY.

MS. PEOPLES moved to separate item #7. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

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

CHAIRMAN SWANICK directed that a roll call vote be taken.

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

CARRIED.

MS. PEOPLES moved to separate item #12. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

MS. PEOPLES moved to amend item #12. MS. FISHER seconded.

ADD the following CO-SPONSOR:

HOLT

ADD, following the fifth RESOLVE clause:

RESOLVED, That this Honorable Body does hereby request officials of Quebecor Printing appear at a future meeting of the Legislature's Government Affairs Committee within sixty days of passage of this resolution to discuss in detail their plans for enhanced job training for current and future employees, and be it further

ADD the following to the final RESOLVE clause:

... and Quebecor Printing.

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

CARRIED UNANIMOUSLY.

LEGISLATORS RESOLUTIONS

Item 20 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. FITZPATRICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 139

Re: Economic Development
Initiative – Walden Commerce
Exchange Industrial Park.
(Intro. 8-1)

A RESOLUTION SUBMITTED BY LEGISLATORS SWANICK & PEOPLES

RESOLVED, that the County Executive be and hereby is authorized to enter into contracts with the Town of Cheektowaga in an amount not to exceed \$120,000, for the purpose of funding a portion of the construction of the Walden Commerce Exchange Industrial Park, and that the source of funds shall be \$120,000 in 1999 funds available in General Fund 110, Project 922, Department 302, Agency Payments Monitored by Environment and Planning, Account 830, Contractual Services, Subaccount 1030, Business Site Development Fund, which is hereby transferred to a subaccount for the Town of Cheektowaga in the same administrative unit, and be it further

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

Fiscal Impact: Expenditure of 1999-budgeted funds for Business Site and Job
Development

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 140

Re: Economic Development
Initiative – Soil & Water
Conservation Service. (Intro. 8-2)

A RESOLUTION SUBMITTED BY LEGISLATORS SWANICK & PEOPLES

RESOLVED, that the County Executive is authorized to enter into contracts with the Soil and Water Conservation Service in amounts not to exceed \$31,000, for the purpose of purchasing

a vehicle and providing funds for clearing streams of debris and preventing erosion of valuable farming areas, and that the source of funds shall be from the Year 2000 County Contingency, Fund 110, Project 923, Department 310, Account 893 (Countywide Contingency DAC: 110923310893), which is hereby transferred to Soil and Water Conservation Service, Agency Payments - Public Benefits monitored by Environment & Planning – Fund 110, Project 922, Department 302, Account 830, Sub- account 185, and be it further

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

Fiscal Impact: Expenditure of 2000-budgeted funds for Debris Cleaning, Erosion and other Agricultural Services.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 141

Re: Recognition of the Month of
April as National Child Abuse
Prevention Month. (Intro. 8-3)

A RESOLUTION SUBMITTED BY
LEGISLATOR GREENAN

WHEREAS, child abuse is a problem that effects an entire community and combating this problem depends on the involvement of people throughout the community, and

WHEREAS, in recent years, crime rates in general have declined while child abuse and neglect cases have increased almost 10 percent, and

WHEREAS, nationwide, approximately 3 million children are reported abused and neglected each year and in 1998, 129 children in New York State died as the result of maltreatment, and

WHEREAS, in an effort to better educate the public on the realities of child abuse, this legislative body would like to take a moment to recognize the month of April as National Child Abuse Prevention Month, and

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature wishes to recognize April as National Child Abuse Prevention Month, and be it further

RESOLVED, we commend the New York State Chapter of Prevent Child Abuse America for continuing to increase public awareness about child abuse and its prevention, and be it further

RESOLVED, that this honorable body continues to find ways to end the senseless abuse of our child and promote happy, healthy families throughout our community.

Fiscal Impact: None to County

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

CARRIED UNANIMOUSLY.

Item 23 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 142

Re: Support for a Community
Organization. (Intro. 8-4)

**A RESOLUTION SUBMITTED BY
LEGISLATOR SWANICK**

WHEREAS, the Legislature set aside funds in the 2000 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 \$5,000 from the legislative contractual (DAC: 110905100830) 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>
VFW Frontiersmen Post 7545	830/	\$5,000
TOTAL		\$5,000

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 A. Passfiume, Jennifer Anger – Administrative Assistant Erie County Legislature, First Assistant County Attorney Susannah Bochenek and to Jay R. Ralph, VFW Frontiersmen Post 7545, (PO Box 263, Tonawanda, New York 14150).

Fiscal Impact: Appropriation of 2000-budgeted funds.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 143

Re: Continuation of Funding for
Southern Erie Alcohol Clinic.
(Intro. 8-5)

A RESOLUTION SUBMITTED BY LEGISLATORS
KUWIK, CHASE, & SWANICK

WHEREAS, in response to a proposal to close the Southern Erie Alcohol Clinic, the County Legislature amended the proposed Year 2000 Erie County Budget to provide funding to sustain the Clinic's operations until April 30, 2000, and

WHEREAS, the Southern Erie Alcohol Clinic is located in the Town of Hamburg and is one of the four community-based clinics operated by the Erie County Medical Center's outpatient Chemical Dependency program, and

WHEREAS, in an effort to determine the long-term future of the Southern Erie Alcohol Clinic, the Legislature empanelled a Task Force comprised of Southtowns residents, representatives from the County Legislature as well as ECMC officials, and

WHEREAS, at the Task Force's meetings, a series of complex issues regarding the Southern Erie Alcohol Clinic have been discussed, and

WHEREAS, it was determined that the deficits which have been recorded at the Southern Erie Alcohol Clinic are resulting from high overhead and operating costs at the existing Sunset Drive site, reduced reimbursement rates from insurers, the lack of State grant funding, managed care regulations that deny service coverage, and the significant number of uninsured individuals who rely upon the alcohol clinic for service, and

WHEREAS, the Task Force's discussions also centered on the genuine need for chemical dependency treatment services in the Southtowns by a provider that is committed to serving all clients regardless of their ability to pay, and

WHEREAS, after careful review and deliberation, the Task Force recommends that:

- a. The Southern Erie Alcohol Clinic move its operations to a smaller site in order to decrease rental and utility costs. This recommendation is based upon the results of a Request for Proposal which identified the site at 4390 Quinby Drive in Hamburg as the most cost-effective site for re-locating clinical operations;
- b. the staff be restructured to reflect realistic forecasts of clinical visits;
- c. eligibility procedures for obtaining Medicaid coverage or for participating in the Reduced Fee for Care program be streamlined;
- d. clinical revenues be enhanced by requiring clients to make insurance co-payments or Reduced Fee for Care payments at the time of the visit;
- e. State funding be sought from the Office of Alcohol and Substance Services to help offset clinical losses; and

WHEREAS, the Task Force is also recommending that any projected gap between expenses and revenues for the remaining eight months of the 2000 fiscal year be funded through an additional County appropriation, and

WHEREAS, when the projected expenditure savings resulting from the restructuring of Southern Erie Alcohol Clinic operations are taken into account, it is estimated that an additional County appropriation totaling \$96,267 will be required to move the clinic to a new site and to keep operations going for the remainder of the year.

NOW, THEREFORE, BE IT,

RESOLVED, that the Erie County Legislature does hereby endorse the recommendations of the Southern Erie County Alcohol and Drug Clinic Task Force and supports the retention of clinical operations at an alternative service location in the Town of Hamburg, and be it further

RESOLVED, that this Honorable Body urges the Board of Managers of the Erie County Medical Center to act affirmatively upon the Task Force's recommendations, and be it further

RESOLVED, that assuming the Board of Managers gives its support to the re-location of the Southern Erie Alcohol Clinic, the Erie County Legislature does hereby give its advanced authorization to a lease between the County of Erie and Dennis T. Debo for the lease of 4,060 square feet of space at 4390 Quinby Drive, Hamburg, New York at a cost of \$9.25 per square foot for each of the first two years of the lease ; said lease shall permit the renewal of the lease for up to two successive one year periods and shall provide for a 10 percent inflator in the third year of the lease, and be it further

RESOLVED, that for purposes of financing operations of the Southern Erie Alcohol Clinic for the remainder of the year, effective immediately, the Erie County Legislature does hereby authorize an increase in the amount of \$96,267 in the County's Indigent Care Contribution to the Erie County Medical Center, and be it further

RESOLVED, that the Director of Budget and Finance is directed to implement the following budgetary transactions:

INCREASE THE FOLLOWING DAC CODES:

Interfund Transfers-Interfund Uncompensated Care –ECMC (DAC #1109253208864001) General Fund	96,267
Interfund-Uncompensated Care (DAC#400685) ECMC	96,267
Interfund-Subsidy ECMC Grants (DAC #4008864109) ECMC	96,267
<u>Expanded Outpatient Alcoholism Program-Catchment Area VI-ECMC Grant</u> Interfund-Subsidy ECMC Grants(281005400685)	96,267
Personal Services (DAC #281005400800)	227,564

Fringe Benefits (DAC #281005400805)	62,268
Rental Charges (DAC #281005400822)	34,100
Medical Supplies (DAC #281005400814)	160
Other Supplies (DAC #281005400898)	765
Contractual Expense (DAC #281005400830)	11,888
Travel (DAC #281005400824)	1,379
Telephone (DAC #281005400899)	3,489
Other Expenses (DAC #281005400826)	3,445
Utilities (DAC# 281005400820)	4,333
Private Pay Revenue (DAC #281005400386)	253,124

DECREASE THE FOLLOWING DAC CODES:

General Fund Legislature-Contractual Expense (DAC #110905100830)	96,267
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and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Director of Budget and Management, the County Comptroller, the County Attorney, and the Chief Executive Officer and Chief Operating Officer at ECMC.

Fiscal Impact: Appropriation of \$96,267 in year 2000-budgeted funds; fund transfer will ensure quality service delivery in south towns areas.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 144

Re: Transfer of Funding to a
Substance Abuse Prevention
Organization. (Intro. 8-6)

A RESOLUTION SUBMITTED BY
LEGISLATOR WEINSTEIN

WHEREAS, the Legislature set aside funds in the 2000 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 \$1,800 within Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agencies:

<u>NAME</u>	<u>LINE</u>	<u>OLD</u> <u>AMOUNT</u>	<u>+/-</u>	<u>NEW</u> <u>AMOUNT</u>
Amherst Chamber of Commerce	830/1148	\$19,500	(\$1,800)	\$17,700
ECCPASA	830/0651	\$1,000	\$1,800	\$2,800
TOTAL			\$-0-	

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 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 Passfiume, Jennifer Anger – Administrative Assistant Erie County Legislature, First Assistant County Attorney Susannah M. Bochenek and to Sally Yageric, Erie County Council for the Prevention of Alcohol & Substance Abuse, (1625 Hertel Avenue, Buffalo, NY 14216.)

Fiscal Impact: Appropriation of 2000-budgeted funds.

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

CARRIED UNANIMOUSLY.

Add the following as a co-sponsor: PAULY

Add the following after the first RESOLVE:

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$1,800 from the legislative contractual (DAC: 110905100830) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agencies:

<u>NAME</u>	<u>LINE</u>	<u>OLD</u> <u>AMOUNT</u>	<u>+/-</u>	<u>NEW</u> <u>AMOUNT</u>
ECCPASA	830/0651	\$2,800	\$1,800	\$4,600
TOTAL			\$1,800	

and be it further

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

CARRIED UNANIMOUSLY.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 26 – MS. PEOPLES moved to discharge the FINANCE & MANAGEMENT COMMITTEE from further consideration of Comm. 7E-5. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 145

Re: Financial Advisor for Tobacco
Securitization.

WHEREAS the County is exploring the possible sale of its interest in, or securitization of, tobacco settlement revenue to which it is entitled, and

WHEREAS the complexity of the transaction requires special skills possessed by financial advisory firms, and

WHEREAS funds were provided in the 2000 budget of the Office of the Comptroller for this purpose, and

WHEREAS the Comptroller issued a Request For Proposal (RFP) to five professional financial advisory firms, and

WHEREAS proposals were received from all five firms, and

WHEREAS an evaluation of the proposals was made by a committee formed from within the Comptroller's Office, and

WHEREAS the committee unanimously agreed that the best firm to represent the County in this matter is Roosevelt and Cross, Inc.,

NOW THEREFORE BE IT

RESOLVED that the Legislature hereby authorizes the execution of a contract not to exceed \$150,000 with Roosevelt & Cross, Inc. for providing financial advisory services in connection with the possible sale of the County's interest in, or securitization of, the tobacco revenue stream, and be it further

RESOLVED, that certified copies of this resolution be provided the Comptroller, the County Executive, the Director of Budget and Management, and the County Attorney.

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

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: PAULY, RANZENHOFER, WEINSTEIN, DeBENEDETTI, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, OLMA, PEOPLES, and SWANICK. NOES: CHASE, GREENAN, LARSON, and MARSHALL. AYES – 13, NOES – 4.

CARRIED.

ADD the following after the seventh WHEREAS clause:

WHEREAS, the Erie County Legislature is desirous of hiring its own independent financial advisor to assist in its consideration of tobacco securitization, and

WHEREAS, the Erie County Comptroller has indicated that the county's need to begin the process with respect to tobacco securitization is immediate, and

WHEREAS, pursuant to Section 19.08 of the Erie County Administrative Code, the Legislature may, with a finding of necessity, waive the provisions of said section of the Administrative Code with respect to securing professional, technical or other consultant services,

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

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into contractual agreements with Financial Advisors and Marketing, Inc., to provide financial consulting services to the Erie County Legislature with respect to review and analysis of uses for the Tobacco Settlement Proceeds, and be it further

RESOLVED, that with respect to the awarding of this contract, the Legislature hereby waives the provisions of section 19.08 of the Erie County Administrative Code, and does hereby make a finding of necessity with respect to securing the aforementioned professional, technical and consultant services, and be it further

RESOLVED, that said contractual agreement is hereby authorized not to exceed \$100,000, in a two-phased process as follows:

- a. Phase I – Analysis of options available to the county for the use of Tobacco Settlement Revenues; Phase I cost: \$40,000, plus out of pocket expenses.
- b. Phase II – If decision is made to securitize Tobacco Settlement Revenues, analysis would be provided to the Legislature relative to various decisions to be made by the Legislature with respect to finalization of the process; Phase II cost: \$35,000 plus out of pocket expenses.

And be it further

RESOLVED, that the funding source for the contractual agreement with Fiscal Advisors and Marketing, Inc. is General Fund 110, Project 905, Department 100, Account 830, Contractual Expense (DAC: 110905100830), and be it further

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

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

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, MARSHALL, PAULY, RANZENHOFER, WEINSTEIN, DeBENEDETTI, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, OLMA, PEOPLES, and SWANICK. NOES: LARSON. AYES – 16, NOES – 1.

CARRIED.

Item 27 – MS. PEOPLES moved to discharge the FINANCE & MANAGEMENT COMMITTEE from further consideration of Comm. 7E-35. MR. KUWIK seconded. LEGISLATORS CHASE and MARSHALL voted in the negative.

CARRIED.

MR. MARSHALL moved to send Comm. 7E-35 back to the FINANCE & MANAGEMENT COMMITTEE. MR. LARSON seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

AYES: CHASE, GREENAN, LARSON, and MARSHALL. NOES: PAULY, RANZENHOFER, WEINSTEIN, DeBENEDETTI, DUSZA, FISHER, FITZPATRICK, HOLT, KUWIK, MARINELLI, OLMA, PEOPLES and SWANICK. AYES – 4, NOES – 13.

MOTION FAILED.

MS. PEOPLES moved to RECEIVE, FILE and PRINT Comm. 7E-35. MR. FITZPATRICK seconded. LEGISLATORS CHASE, MARSHALL, and LARSON voted in the negative.

CARRIED.

TO: LAURIE MANZELLA
FROM: LEGISLATOR WILLIAM A. PAULY
SUBJECT: MARCH 23RD 2000 MEETING NUMBER 6
DATE: 4/6/200
CC:

At meeting Number 6 held on March 23rd 2000, Item 6-2 - Resolution submitted by Legislators Fitzpatrick and DeBenedetti - urging the Peace Bridge Public Review Panel to adopt the Engineering Team's recommendations for a new Peace Bridge and Plaza was voted upon. I cast my vote in the affirmative and would like to change my vote to negative.

Sincerely,
William A. Pauly

Item 28 - MR. PAULY moved to discharge the REGIONALISM AD HOC COMMITTEE from further consideration of Comm. 6E-21. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 146

Re: Erie County Alternative Fuels Consortium Grant Project and Rebuild Western New York Initiative.

WHEREAS, the Federal Highway Administration has provided New York State Department of Transportation (NYSDOT) Congestion Mitigation and Air Quality Improvement (CMAQ) Program funds, and

WHEREAS, the Niagara Frontier has qualified for CMAQ Program funds, and

WHEREAS, Erie County has been allocated through the Greater Buffalo Regional Transportation Committee's Transportation Improvement Program (TIP) funds for the purpose of carrying out the "Erie County Alternative Fuel Vehicle Consortium Project," and

WHEREAS, New York State Department of Transportation (NYSDOT) has entered into agreement with Erie County to provide \$40,000 from the CMAQ program funds for Phase I preliminary engineering, and

WHEREAS a resolution passed July 16, 1999, provided the necessary authorization to accept the CMAQ funding and established a grant budget for the Erie County Alternative Fuel Vehicle Consortium Project, and

WHEREAS, an additional \$336,000 in CMAQ Phase II construction and inspection program funds has been made available to Erie County through the New York State Department of Transportation (NYSDOT), and

WHEREAS, the Federal CMAQ grant program requires a minimum 20% local match to access the federal grant funding, and

WHEREAS, the Department of Environment and Planning has identified \$84,400 in existing County budget resources in the Economic Development/Tourism Fund to establish the required local match, and

WHEREAS, it is necessary to quantitatively measure the air quality improvements associated with the proposed Erie County Alternative Fuel Vehicle Consortium Program, and

WHEREAS, the analysis required to measure air quality improvements will involve the use of state of the art, air monitoring technology, and

WHEREAS, Clean Air Technologies International, Inc., a unique local air quality assessment contractor, has a current patent application pending for a portable air emissions measuring system which would effectively measure the potential air quality improvements associated with the CMAQ project, and

WHEREAS, Clean Air Technologies International, Inc., in addition to providing unique services has agreed to donate \$40,000 in in-kind services to supplement the Erie County Alternative Fuel Vehicle Consortium Program, and

WHEREAS, it is necessary to waive the provision of Section 19.08 of the County Administrative Code requiring requests for proposal to expeditiously secure the services of Clean Air Technologies International, Inc., and assure the use of state of the art technology in fulfilling the requirements of the federal CMAQ grant program, and

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA) through an agreement with the U.S. Department of Energy, Rebuild America program has been charged with organizing community based regional partnerships to promote energy efficient products and services throughout New York State, and

WHEREAS, NYSERDA has identified the Niagara Frontier as an initial pilot region for Rebuild and solicited proposals from organizations to locally coordinate the Rebuild Niagara Frontier network, and

WHEREAS, NYSERDA has accepted Erie County's proposal to serve as the local coordinator and agreed to provide \$45,000 over two years to support the coordinator's position, and

WHEREAS, the resources and new responsibilities associated with CMAQ Phase II and the Rebuild Niagara Frontier coordinator's role support the addition of a new DEP staff person,

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute the agreements necessary to accept an additional grant of \$336,000 in CMAQ funding from NYSDOT to implement the Erie County Alternative Fuel Consortium Project, and be it further

RESOLVED, that \$84,400 from the year 2000 budget available in General Fund 110, Project 904, Department 303, Extraordinary Aid to Local Governments, Account 830, Contractual Services, Subaccount 1117, Economic Development Tourism Fund is hereby transferred to Department 620, Environment and Planning, Account 886, Subaccount 6209, Interfund Transfer-Environment and Planning Grants, to meet the required local match for the Federal CMAQ grant program, and be it further

RESOLVED, that the provision of Section 19.08 of the Administrative Code requiring requests for proposal are hereby waived since the contractor is a local business providing unique and

immediate services at a rate which would be difficult to match and it is not deemed feasible nor cost effective for the County to undertake this process, and be it further

RESOLVED, that the Erie County Executive is hereby authorized to execute an agreement with Clean Air Technologies International, Inc., for an amount not to exceed \$54,000 to provide the necessary air quality analysis for the Erie County Alternative Fuel Consortium Project, and be it further

RESOLVED, that the County Executive is hereby authorized to execute the agreements necessary to accept a grant of \$45,000 from NYSERDA to coordinate the Rebuild Niagara Frontier Partnership, and be it further

RESOLVED, that the following position be created to implement these new energy initiatives: Coordinator of Energy Development and Management (JG XIII, Step 0), and be it further

RESOLVED, that the existing grant budget for the Erie County Alternative Fuel Consortium Project (SFG #223) is hereby revised to include the new grant and County budget resources as follows:

<u>ACT</u>	<u>Description</u>	<u>Current Budget</u>	<u>Revisions</u>	<u>Revised Budget</u>
Revenues:				
	State Aid - NYS Dept. Of Transportation	\$40,000	\$336,000	\$376,000
	State Aid - NYSERDA		45,000	45,000
	Interfund Revenue - Env. & Planning		84,400	84,400
	Total Revenues	\$40,000	\$465,400	\$505,400

Appropriations:

800	Salaries	\$32,000	\$50,400	\$82,400
805	Fringe Benefits	8,000	15,000	23,000
830	Contractual Services		400,000	400,000
	Total Appropriations	\$40,000	\$465,400	\$505,400

and be it further,

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

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

CARRIED UNANIMOUSLY.

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

RESOLVED, that \$84,400 from the 1999 appropriation Consolidation/Regional Program, that was reappropriated to the 2000 budget by the 1999 Budget resolutions contained in the 2000 budget, General Fund 110, Project 904, Department 303, Extraordinary Aid to Local Governments, Account 830, Contractual Services, Sub Account 699, Consolidation/Regional Program is hereby transferred to General Fund 110, Department 620, Environment & Planning, Account 886, Subaccount 6209, Interfund Transfer-Environment & Planning Grants, to meet the required local match for the Federal CMAQ grant program, and be it further

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

CARRIED UNANIMOUSLY.

Item 29 – MS. MARINELLI moved to discharge the COMMUNITY ENRICHMENT COMMITTEE from further consideration of Comm. 7E-28. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 147

Re: Erie Community College –
Cellular Tower Leases.

WHEREAS, In 1994, Buffalo Telephone Company (Cell One) constructed a microwave relay tower at Erie Community College South campus for mutual usage without cost to Erie County; and

WHEREAS, Buffalo Telephone Company entered into a five-year lease agreement with Erie Community College, at a reduced rent of \$9,000 per year; and

WHEREAS, Buffalo Telephone Company's original five-year lease has expired and now wishes to enter into a five-year extension at an amount of approximately \$10,000 per year; and

WHEREAS, Sprint Spectrum, LP and AT & T Wireless Services have approached ECC to rent available space on the existing microwave relay tower at the South Campus; and

WHEREAS, Both Sprint Spectrum, LP and AT & T Wireless Services wish to enter into five year lease agreements paying the college approximately \$15,000 per year; and

WHEREAS, The two proposed leases and one lease extension have been approved by the Erie Community College Board of Trustees pending approval by the Erie County Attorney's Office; and

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into separate lease agreements with Buffalo Telephone Company, Sprint Spectrum, LP and AT & T Wireless Services to rent space on the existing microwave relay tower at Erie Community College South Campus, and be it further

RESOLVED, that the terms of the lease shall be for five-year periods at approximately \$10,000 per year for Buffalo Telephone Company, and \$15,000 per year for Sprint Spectrum, LP and AT & T Wireless Services, and be it further

RESOLVED, that the funds received from these leases will be budgeted for and accounted for as operating revenues of Erie Community College, and be it further

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

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

CARRIED UNANIMOUSLY.

ADD the following after the final WHEREAS clause:

WHEREAS, the granting of these leases is routine or continuing administration and management of the existing microwave relay tower, a Type II action pursuant to Article 8 of the Environmental Conservation Law, also known as the State Environmental Quality Review Act.

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

CARRIED UNANIMOUSLY.

Item 30 – MR. DeBENEDETTI moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 4E-16. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 148

Re: Erie County Sewer District No. 2
Contracts 35A, 35B, 35C, 35D, Big
Sister Treatment Plant Improvements
Bid Opening.

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

CARRIED UNANIMOUSLY.

WHEREAS, the Erie County Department of Environment and Planning has received the following low bids for the Erie County Sewer District No. 2, Big Sister Treatment Plant Improvement Project Contract Nos. 35A, 35B, 35C, and 35D on March 30, 2000.

<u>Contract</u>	<u>Low Bidder</u>	<u>Amount Bid</u>
Contract 35A General	New Era Construction, Inc. 200 Roosevelt Avenue Tonawanda, NY 14150	\$1,384,920.00
Contract 35B HVAC	Quackenbush Co., Inc. 495 Kennedy Road Buffalo, NY 14227	\$ 165,400.00
Contract 35C Plumbing	M.K.S. Plumbing Corp. 19 Ransier Drive West Seneca, NY 14224	\$ 39,827.00
Contract 35D Electrical	CIR Electrical Const. Corp. 2750 Kenmore Avenue Tonawanda, NY 14150	\$ 158,900.00

WHEREAS, the aforementioned bidders has been recognized as successfully performing similar work in Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Big Sister Treatment Plant Improvement Project Contract Nos. 35A, 35B, 35C and 35D be awarded to the low bidders as follows:

<u>Contract</u>	<u>Low Bidder</u>	<u>Amount Bid</u>
Contract 35A General	New Era Construction, Inc. 200 Roosevelt Avenue Tonawanda, NY 14150	\$1,384,920.00
Contract 35B HVAC	Quackenbush Co., Inc. 495 Kennedy Road Buffalo, NY 14227	\$ 165,400.00
Contract 35C Plumbing	M.K.S. Plumbing Corp. 19 Ransier Drive West Seneca, NY 14224	\$ 39,827.00

Contract 35D Electrical	CIR Electrical Const. Corp. 2750 Kenmore Avenue Tonawanda, NY 14150	\$ 158,900.00
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and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute the Contracts with the aforementioned low bidders subject to approval as to form by the County Attorney and certification of availability of funds from the Project Fund Balance or an authorized advance from the General Fund by the Comptroller's Office; and be it further

RESOLVED, that the Comptroller is authorized and directed to allocate \$1,749,047.00 from Sewer Capital, Erie County Sewer District No. 2, Fund No. 430, Project No. 533, for Contract Nos. 35A, 35B, 35C and 35D"; and be it further

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

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

CARRIED UNANIMOUSLY.

Item 31 – MR. FITZPATRICK moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE from further consideration of Comm. 6D-19. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 149
Re: Buffalo & Erie County Botanical
Gardens Dome Reconstruction.

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

CARRIED UNANIMOUSLY.

WHEREAS, the Department of Public Works received bids on March 23, 2000, for the Botanical Gardens Dome Rehabilitation & Miscellaneous Improvements, and

WHEREAS, the Architect and the Department of Public Works are recommending award to the lowest responsible bidder,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into the following contract for the Botanical Gardens Dome Rehabilitation & Miscellaneous Improvements:

GENERAL CONSTRUCTION

Infinity Architectural Window Systems

Base Bid	\$1,998,900.00
Alternate Bid GC-1	- 101,400.00
Alternate Bid GC-2	- 20,150.00
Alternate Bid GC-3	- 26,000.00
Alternate Bid GC-4	- 30,000.00
Total	<u>\$1,821,350.00</u>

and be it further,

RESOLVED, that the sum of \$10,000.00 be allocated to 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 these funds being returned to the contingency account, and be it further,

RESOLVED, that the sum of \$10,000.00 be allocated for Architectural/Engineering Services necessary to complete the project, and be it further,

RESOLVED, that the Commissioner of Public Works is authorized to accept, at a later date, Alternate Bid Nos. G-1, G-2, G-3 and G-4, contingent upon receipt of additional funding, and be it further,

RESOLVED, that if the Commissioner of Public Works decides to accept Alternate Bid No. G-1 (\$101,400.00) or Alternate Bid No. G-2 (\$20,150.00) or Alternate Bid No. G-3 (\$26,000.00) or Alternate Bid No. G-4 (\$30,000.00) or increase the contingency from \$10,000.00 to \$92,450.00, that the contract with Infinity Architectural Window Systems and the contingency fund will be increased by a total amount not to exceed \$260,000.00, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments in the total amount of \$1,841,350.00 from the following accounts:

1998 Botanical Gardens Improvements, Project 850, Fund 410	\$1,197,900.00
1999 Botanical Gardens Improvements, Project 130, Fund 410	\$ 500,000.00
1997 Code Compliance, Project 804, Fund 410	\$ 53,000.00
1998 Asbestos Abatement, Project 829, Fund 410	<u>\$ 90,450.00</u>
Total	<u>\$1,841,350.00</u>

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 Office of Budget, Management and Finance; and one copy to the Comptroller's Office.

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

CARRIED UNANIMOUSLY.

Item 32 – MR. FITZPATRICK moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE from further consideration of Comm. 6D-20. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 150

Re: Erie County Family
Court Building Bid Package
No. 16 thru 19.

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

CARRIED UNANIMOUSLY.

WHEREAS, the Department of Public Works received bids on March 30,2000 for the Erie County Court Facility, Bid Package No. 16, Drywall/Acoustical, and

WHEREAS, the Architect/Construction Manager and the Department of Public Works are recommending award to the lowest responsible bidder,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into the following contract for the Erie County Family Court Facility, Bid Package No. 16, Drywall/Acoustical:

BID PACKAGE NO. 16 - DRYWALL/ACOUSTICAL

Mader Construction	
Base Bid	\$2,946,300.00
Alternate Bid DRY-2	- 185,600.00
Alternate Bid DRY-4	- 9,975.00
Alternate Bid DRY-7	- 3,805.00
Voluntary Alt-1	- 33,000.00
Total	<u>\$2,713,920.00</u>

and be it further,

RESOLVED, that the amount of \$10,000.00 be allocated to cover the maximum amount of bonus/liquidated damages to the contractor permitted by the contract, and be it further,

RESOLVED, that the construction contingency fund will not increase and remain at a total amount not to exceed \$1,529,369.00 with authorization for the Commissioner of Public Works to approve change orders in an amount 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 all these authorizations are contingent upon the funds being made available, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments for all of the above from the Court Facilities Improvements Project 750, Fund 410, and be it further,

RESOLVED, that two copies of this resolution be sent to the Department 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 as amended. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 33 – MR. MARSHALL moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 6E-27. MS. CHASE seconded.

CHAIRMAN SWANICK directed that a roll call vote be taken.

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

MOTION FAILED.

SUSPENSION OF THE RULES

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

GRANTED.

CHAIRMAN SWANICK directed that Intro. 8-7 be referred to the HEALTH COMMITTEE.

GRANTED.

Intro 8-7 From MAJORITY LEADER PEOPLES Re: ECMC Emergency Room Plan to Accommodate Increased Admissions Prior to Trauma Season.

Item 35 – MR. GREENAN moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

RESOLUTION NO. 151

Re: Donation of Surplus
Conference Table to the
Town of West Seneca. (Intro.
8-8)

RESOLUTION SUBMITTED BY LEGISLATOR GREENAN

WHEREAS, The County of Erie has a surplus conference table, and

WHEREAS, the surplus conference table is currently not being used, and

WHEREAS, the Town of West Seneca could place the surplus conference table into viable and valuable use

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature authorizes the Erie County Department of Purchase to transfer ownership of the aforementioned surplus conference table to the Town of West Seneca, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of the Erie County Bureau of Purchase Joseph X. Martin and the West Seneca Town Board.

Fiscal Impact: To Be Determined

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

CARRIED UNANIMOUSLY.

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

GRANTED.

RESOLUTION NO. 152

Re: Support for State Grant
for Akron Airport.
(Intro. 8-9)

A RESOLUTION SUBMITTED BY LEGISLATOR RANZENHOFER

WHEREAS, the County of Erie, has received a request from Christian Airmen, Inc. applicant, for the Akron Airport, concerning the applicant's request for State grant funds under the Airport Improvement and Revitalization Grant and Loan Program (AIR'99) for projects to repair t-hangars and acquire grass cutting equipment, and

WHEREAS, the New York State Department of Transportation, under Section 14-1 of the State Transportation Law requires that project applications made by privately-owned airports be accompanied by a resolution from the governing body of the county in which the airport is located, and

NOW, THEREFORE, BE IT

RESOLVED, that the County of Erie endorsed the project identified above at the Akron Airport for the purpose of making the project eligible for State funding, and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation, County Executive Joel A. Giambra, Commissioner of Environment and Planning, Laurence Rubin and Larry D. Cummings, President, Christian Airmen Incorporated, Box 126, John St., Akron, New York 14001.

Fiscal Impact: None for the resolution

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

CARRIED UNANIMOUSLY.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE SHERIFF

Item 37 – (Comm. 8E-1) Sheriff – Asset Forfeiture Grant Appropriations – Project #493.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 38 – (Comm. 8E-2) Sheriff – Personnel Adjustment.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 39 – (Comm. 8E-3) Youth Services – Authorization to Receive State Aid & Increase Contracts for Runaway & Homeless Youth Programs.

Received and referred to the SOCIAL SERVICES COMMITTEE.

Item 40 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. FITZPATRICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 153

Re: Agreement with NYSEG
Solutions Inc. (Comm. 8E-4)

WHEREAS, exclusive NYSEG territory includes the south and east of Buffalo and exclusive Niagara Mohawk territory covers the north and west of Buffalo as well as the City of Buffalo; and

WHEREAS, the County was required to purchase installed capacity (ICAP) in the NYSEG territory and had purchased installed capacity directly from NYSEG until deregulation; and

WHEREAS, during the period of November, 1999 through March, 2000, NYSEG Solutions Inc. provided said installed capacity at a greatly reduced cost to the County of Erie to the benefit of the County and its taxpayers and requires payment therefore; and

WHEREAS, NYSEG Solutions needs to be added as an authorized vendor to the County to allow the County to make payment to NYSEG Solutions Inc. for installed capacity purchased from November 1999 through March 2000.

NOW, THEREFORE, BE IT,

RESOLVED, that the Executive of the County of Erie is hereby authorized to execute an agreement regarding the purchase of installed capacity from NYSEG Solutions Inc. subject to approval as to form of the agreement by the County Attorney; and be it further,

RESOLVED, that two certified copies of this Resolution be sent to the Department of Public Works and that one certified copy of the Resolution be sent to each of the following: the Erie County Attorney's Office, the Budget Director, the Comptroller's Office and to NYSEG Solutions Inc.

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

CARRIED UNANIMOUSLY.

Item 41 – (Comm. 8E-5) ECSD No. 5 – Contract No. 11L Swormsville Pumping Station Elimination Bid Opening.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 42 – (Comm. 8E-6) Health – Lease Agreement for 394, 398 – 400 South Park Avenue, City of Buffalo.

Item 43 – (Comm. 8E-7) Health – Women, Infants & Children’s Supplemental Nutrition (WIC) Program 10/1/99 – 9/30/00.

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

Item 44 – (Comm. 8E-8) Senior Services – Authorization to Amend Title V Grant Budgets.

Received and referred to the SOCIAL SERVICES COMMITTEE.

Item 45 – (Comm. 8E-9) Health – Division of Public Health Laboratory Budgetary Adjustment.

Received and referred to the HEALTH COMMITTEE.

Item 46 – (Comm. 8E-10) ECSD No. 3 – Increase & Improvement of Facilities (2000) EC Sewer Agency Report.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COMPTROLLER

Item 47 – (Comm. 8E-11) Report on the Apportionment & Distribution of the 4% Sales Tax Revenue Received from NYS for March.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM HEALTH

Item 48 – (Comm. 8D-1) Notice of Board of Health Meeting to be Held 5/2/00.

Received and filed.

FROM THE COMMISSION ON THE STATUS OF WOMEN

Item 49 – (Comm. 8D-2) Minutes of Meeting Held 3/8/00.

Received and filed.

FROM THE COUNTY ATTORNEY

Item 50 – (Comm. 8D-3) Notices of Claim.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM DEP

Item 51 – (Comm. 8D-4) SEQR Solicitation for Lead Agency Status Unlisted Action Chestnut Ridge Park Culvert Reconstruction.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM ECMC

Item 52 – (Comm. 8D-5) Board of Managers Finance Committee 4/4/00 Financial Statements for January & February 2000.

Received and referred to the HEALTH COMMITTEE.

Item 53 – (Comm. 8D-6) Notice to Reschedule Board of Managers Meeting to 4/6/00.

Item 54 – (Comm. 8D-7) Notice of Board of Managers Committee Meeting Held 4/4/00.

The above two items were received and filed.

FROM DEP

Item 55 – (Comm. 8D-8) SEQR Solicitation for Lead Agency Status Type I Action New Buffalo Convention Center.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM ECC

Item 56 – (Comm. 8D-9) Notice of Board of Trustees Committee Meeting Held 4/6/00.

Received and filed.

FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY

Item 57 – (Comm. 8D-10) Notice of Board of Trustees Meeting Held 4/13/00.

Received and filed.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE BUFFALO ZOO

Item 58 – (Comm. 8M-1) Response to Community Enrichment Committee Re: Capital Funds – Buffalo Zoo.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM REGION 9 FOREST PRACTICE BOARD

Item 59 – (Comm. 8M-2) Notice of Board Meeting Held 4/13/00.

Received and filed.

FROM MELINDA HOLLAND

Item 60 – (Comm. 8M-3) Notice of West Valley Citizen Task Force Meeting Held 4/11/00.

Received and filed.

FROM THE ECIDA

Item 61 – (Comm. 8M-4) Notice of Board of Directors Meeting Held 4/12/00.

Received and filed.

FROM THE NYS BOARD OF REAL PROPERTY SERVICES

Item 62 – (Comm. 8M-5) List of Certified 1999 Class Equalization Rates 3/28/00.

Item 63 – (Comm. 8M-6) List of Certified 1999 State Equalization Rates 3/28/00.

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

FROM NYSAC

Item 64 – (Comm. 8M-7) Acknowledgement of Receipt of Resolution.

Item 65 – (Comm. 8M-8) Acknowledgement of Receipt of Resolution.

The above two items were received and filed.

FROM GOVERNOR PATAKI

Item 66 – (Comm. 8M-9) Acknowledgement of Receipt of Resolution.

Received and filed.

FROM THE NYS BOARD OF REAL PROPERTY SERVICES

Item 67 – (Comm. 8M-10) List of Certified 1999 State Equalization Rates 3/24/00.

Item 68 – (Comm. 8M-11) List of Certified 1999 Class Equalization Rates 3/24/00.

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

FROM THE TOWN OF PEMBROKE

Item 69 – (Comm. 8M-12) Proposed Amendments to Town of Pembroke Zoning Ordinance Proposed Zoning Map Changes.

Received and filed.

FROM THE NFTA

Item 70 – (Comm. 8M-13) NFTA & NFT Metro Board Minutes.

Received and filed.

FROM THE TOWN OF COLDEN

Item 71 – (Comm. 8M-14) Certified Copy of Resolution Re: Opposing Proposed Plan Which Would Close or Limit Any Library Services.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM ASSEMBLYMAN BURLING

Item 72 – (Comm. 8M-15) Acknowledgement of Receipt of Resolutions.

Received and filed.

FROM THE NYS EDUCATION DEPARTMENT
THE REGENTS COMMISSION OF LIBRARY SERVICES

Item 73 – (Comm. 8M-16) Preliminary Statewide Policy Recommendations to Board of Regents.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE NYS COMPTROLLER

Item 74 – (Comm. 8M-17) Town of Eden – Water District No. 4 File No. 2000-07.

Received and filed.

FROM GOVERNOR PATAKI

Item 75 – (Comm. 8M-18) Acknowledgement of Receipt of Resolutions.

Received and filed.

FROM NYSDEC

Item 76 – (Comm. 8M-19) Fact Sheet CMS Associates Hazardous Waste Site (Site #9-15-168) Record of Decision.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE

FROM THE TOWN OF LANCASTER

Item 77 – (Comm. 8M-20) Certified Copy of Resolution Re: Memorializing EC to Cause Installation of Signal at William St. & Lake Ave. at Earliest Possible Date.

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE EC MENTAL HYGIENE COMMUNITY SERVICES BOARD

Item 78 – (Comm. 8M-21) Notice of Board Meeting Held 4/13/00.

Received and filed.

FROM AURORA – COLDEN FIRE DISTRICT NO. 6

Item 79 – (Comm. 8M-22) Copy of Letter to County Executive Re: Campaign for Volunteer Fire Service.

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE NYS BOARD OF REAL PROPERTY SERVICES

Item 80 – (Comm. 8M-23) List of Certified 1999 State Equalization Rates 4/5/00.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE

FROM THE NFTA

Item 81 – (Comm. 8M-24) Annual Operating & Capital Budget for Fiscal Year Ending 3/31/01.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM JAMES T. SZAKACS

Item 82 – (Comm. 8M-25) Letter to Legislator Marinelli Re: Urging Legislature to Adopt EC Local Law Intro. No. 2 – 2000.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM SAMUEL J. BURRUANO

Item 83 – (Comm. 8M-26) Letter Urging Legislature to Adopt EC Local Law Intro. No. 2 – 2000.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

MEMORIAL RESOLUTIONS

Item 84 – Legislator Olma requested that when this legislature adjourns, it do so in memory of Amelia Wozniak.

Item 85 – Legislator Greenan requested that when this legislature adjourns, it do so in memory of Ron Hoy.

ADJOURNMENT

Item 86 – 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, May 11, 2000**. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until **Thursday, May 11, 2000 at 2 p.m. Eastern Standard Time**.

LAURIE MANZELLA
CLERK