



LOCAL EMERGENCY ORDER

TO SUSPEND OR MODIFY LOCAL LAWS

WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and

WHEREAS, on March 7, 2020, Andrew M. Cuomo, Governor of the State of New York issued Executive Order Number 202, declaring a State Disaster Emergency for the entire State of New York; and

WHEREAS, on May 4, 2020, the Erie County Comptroller (“Comptroller”) submitted a letter to the Erie County Legislature in which he stated that he was “... declaring a deficit pursuant to the Erie County Charter”; and

WHEREAS, section 2511 of the Erie County Charter mandates that the County Executive provide a written proposal of actual remedies to overcome a deficit no more than seven days from the date such deficit is properly declared; and

WHEREAS, the Comptroller’s deficit projection does not account for any financial relief for Counties which may be forthcoming from the Federal Government; and

WHEREAS, any proposal to remedy the deficit as projected by the Comptroller will necessarily include a budget reduction plan that will significantly impair the County’s ability to provide essential services to its residents; and

WHEREAS, the health and welfare of the residents of Erie County will be imperiled thereby; and

WHEREAS, knowing the amount and duration of federal financial relief Erie County will receive prior to preparing a proposal of remedies to overcome a deficit will allow for a more thoughtful approach to planning which may obviate any need for an Erie County workforce reduction plan and further permit the continued delivery of essential services to the residents of Erie County.

NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(1)(g) of New York State Executive Law do hereby:

- **suspend or modify Section 2511 of the Erie County Charter to the extent necessary to extend the time period by which the County Executive must present a written proposal of actual remedies to overcome a deficit from seven days to thirty days after the date upon which a report is submitted to the Legislature which sets forth an estimated deficit.**

This order shall take effect at 4:00 ~~AM~~ PM May, 8, 2020 and shall remain in effect for five days or until removed by order of the Chief Executive. This order may also be renewed in five (5) day increments.

Signed this 8 day of May, 2020, at 9:15 ~~AM~~ PM, in Erie County, New York.

Mark C. Poloncarz
Mark C. Poloncarz, County Executive
Erie County, New York

Date: May 8, 2020

Jennifer Hibit
Jennifer Hibit, Chief of Staff

Witness
Date: May 8, 2020