

ERIE COUNTY LEGISLATURE  
MEETING NO. 14  
JULY 8, 2021

The Legislature was called to order by Chair Baskin.

All members present.

An Invocation was held, led by Mr. Hardwick, who offered a prayer.

The Pledge of Allegiance was led by Mr. Meyers.

Item 1 – CHAIR BASKIN directed that the agenda be taken out of order and the next item for consideration shall be COMM. 14E-6.

GRANTED.

MR. MEYERS presented the following communication and moved for immediate consideration. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RE: Appointment of Lisa M. Chimera  
to Fill Vacancy in 3<sup>rd</sup> Legislative  
District  
(COMM. 14E-6)

July 6, 2021

Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, Fourth Floor  
Buffalo, New York 14202

Re: Appointment of Lisa M. Chimera to Fill Vacancy in the 3<sup>rd</sup> Legislative District

Dear Mr. Graber:

Please be advised that the Democratic Caucus of the Erie County Legislature will take the necessary measures at the July 8, 2021 legislative session to make an appointment to fill the vacancy in the Third Legislative District.

Thank you for your assistance and courtesies.

Sincerely,

April N.M. Baskin

Chair, Erie County Legislature

July 6, 2021

Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, Fourth Floor  
Buffalo, New York 14202

Re: Appointment of Lisa M. Chimera to Fill Vacancy in the 3<sup>rd</sup> Legislative District

Dear Mr. Graber:

Pursuant to Section 2605 of the Erie County Charter, we the undersigned, representing a majority of the members of the Erie County Legislature representing the Democratic Party, do hereby appoint Lisa M. Chimera of 12 Deerpark Boulevard, Tonawanda, New York 14217, a duly-qualified elector of the Third Legislative District having the same political affiliation as the person last elected to such office, to fill the vacancy in the office of the Third Legislative District County Legislator. Said appointment shall take effect on July 8, 2021.

Sincerely,

Howard J. Johnson, Jr.  
Legislator, District 1

April N.M. Baskin  
Legislator, District 2

Kevin R. Hardwick  
Legislator, District 4

Jeanne M. Vinal  
Legislator, District 5

Timothy J. Meyers  
Legislator, District 7

John J. Gilmour  
Legislator, District 9

MR. MEYERS moved to receive, file and print the communication. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN directed that a roll-call vote be taken, among members of the Erie County Legislature of the Democratic Caucus, on the appointment.

AYES: CHAIR BASKIN, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. NOES: None. (AYES: 6; NOES: 0)

CARRIED UNANIMOUSLY.

Item 2 – No tabled items.

Item 3 – No items for reconsideration from previous meeting.

Item 4 – MR. MEYERS moved for the approval of the minutes for Meeting Number 13 from 2021. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Item 5 – No Public Hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 6 – MR. HARDWICK presented a Memorial Resolution Remembering Sam Scinta, City of Tonawanda Civic Leader.

Item 7 – MR. LORIGO presented a proclamation Honoring East Aurora High School's Valedictorian and Salutatorian.

Item 8 – MR. LORIGO presented a proclamation Celebrating Rosie's Handcrafted Ice Cream on National Ice Cream Day.

Item 9 – MR. LORIGO presented a proclamation Celebrating The Caboose Ice Cream Station on National Ice Cream Day.

Item 10 – MR. LORIGO presented a proclamation Celebrating West Seneca's Kone King on National Ice Cream Day.

Item 11 – MR. LORIGO presented a proclamation Celebrating Kone King East on National Ice Cream Day.

Item 12 – MR. LORIGO presented a proclamation Celebrating Route 16 on National Ice Cream Day.

Item 13 – MR. LORIGO presented a proclamation Celebrating Nick Charlap's on National Ice Cream Day.

Item 14 – MR. MILLS presented a proclamation Honoring the Town of Orchard Park Upon the Historic Occasion of Its Centennial.

Item 15 – MR. MILLS presented a proclamation Honoring the Town of Evans Upon the Historic Occasion of Its Bicentennial.

Item 16 – MR. MILLS presented a proclamation Honoring Town of Evans Police Chief Douglas Czora Upon the Occasion of His Retirement.

Item 17 – MR. MILLS presented a proclamation Honoring Town of Evans Lieutenant Michael Masullo Upon the Occasion of His Retirement.

Item 18 – MR. MILLS presented a proclamation Honoring Spectrum Health and Human Services for Its Ribbon Cutting of Its Newly Renovated Springville Counseling Center.

Item 19 – MR. TODARO presented a proclamation Honoring Broadway Driving Range and Miniature Golf.

Item 20 – MR. TODARO presented a Memorial Resolution Honoring the Life of Michael Altenburg.

Item 21 – MR. TODARO presented a proclamation Honoring the Lancaster Town Band Upon the Occasion of Its 75th Anniversary.

Item 22 – MR. TODARO presented a proclamation Recognizing Dairy Queen in Cheektowaga on National Ice Cream Day.

Item 23 – MR. GREENE presented a proclamation Celebrating Paulter's Drive-In on National Ice Cream Day.

Item 24 – MR. GREENE presented a proclamation Celebrating Bubbaloos on National Ice Cream Day.

Item 25 – MR. GREENE presented a proclamation Celebrating Big Sings Ice Cream on National Ice Cream Day.

Item 26 – MR. GREENE presented a proclamation Recognizing July 28, 2021 as Watson's Milk Chocolate Day in Erie County.

Item 27 – MR. MEYERS presented a Memorial Resolution Remembering the Life of Michael "AB" Altenburg.

Item 28 – MS. VINAL presented a Memorial Resolution Remembering the Life of Jane Weber.

Item 29 – MR. MEYERS presented a Memorial Resolution Remembering the Life of Scott D. Hanel.

Item 30 – MS. VINAL presented a proclamation Congratulating and Recognizing Michael V. Ginestre as the New Superintendent of the Sweet Home Central School District.

Item 31 – MS. CHIMERA presented a proclamation Celebrating and Honoring Community Health Improvement Week 2021.

Item 32 – MR. JOHNSON presented a proclamation Celebrating African-American Music Appreciation Month, June 2021.

Item 33 – MR. MEYERS presented a proclamation Congratulating and Recognizing Scott Zipp as New Assistant Superintendent of the Cheektowaga Central School District.

Item 34 – MS. CHIMERA presented a Memorial Resolution Remembering the Life of Anthony N. Diina.

Item 35 – MR. JOHNSON presented a proclamation Honoring the City Honors Girls' Volleyball on Winning the 2021 Section VI Class B-1 Final.

Item 36 – MS. VINAL presented a Memorial Resolution Remembering the Life of Dr. Robert A. Milch.

Item 37 – MS. VINAL presented a proclamation Recognizing the Official Kickoff of the 2021 Williamsville Farmers Market.

MR. MEYERS moved for consideration of the above thirty-two items. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved to amend the above thirty-two items by adding one for Mr. Meyers, one for Ms. Vinal, and by including Et Al Sponsorship. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved for approval of the above thirty-four items as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

### **LOCAL LAWS**

Item 38 – CHAIR BASKIN directed that Local Law No. 1 (Print #1) 2020 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 39 – CHAIR BASKIN directed that Local Law No. 3 (Print #1) 2020 remain on the table and in the SMALL BUSINESS COMMITTEE.

GRANTED.

Item 40 – CHAIR BASKIN directed that Local Law No. 5 (Print #1) 2020 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 41 – CHAIR BASKIN directed that Local Law No. 8 (Print #1) 2020 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 42 – CHAIR BASKIN directed that Local Law No. 1 (Print #1) 2021 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

**COMMITTEE REPORTS**

Item 43 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 124

July 1, 2021	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 12
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 13E-5 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Parks system contains nearly 10,000 acres of land on 38 sites throughout Erie County; and

WHEREAS, the Erie County Parks system includes a variety of types of parks including heritage parks, beaches, recreational trails, urban, and forestry sites; and

WHEREAS, within the Parks system there are numerous different signs which lack a cohesive Erie County Park identity, are difficult to re-create, not context sensitive and outdated; and

WHEREAS, the 2019 Erie County Parks Master Plan recommended the County develop a signage and wayfinding manual to guide the future development of signage in a consistent and comprehensive manner; and

WHEREAS, in the approved 2019 Erie County Capital Budget funding for the development of Exterior Park Signage was allocated for this purpose; and

WHEREAS, Erie County is desirous of engaging planning, design, and construction management services for the signage and wayfinding manual, implementation plan and fabrication of phase 1 of the County Parks Exterior Signage Capital Project; and

WHEREAS, in compliance with Section 26.08 of the Erie County Administrative Code a consultant selection process was undertaken to evaluate responses to Request for Proposal #2021-026VF; and

WHEREAS, Erie County desires to work with Wendel WD Architecture, Engineering, Surveying and Landscape Architecture, PC to complete the signage and wayfinding standards manual, implementation plan, and initial phase implementation administration.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided for the County Executive to execute all agreements necessary to implement this project related to the installation of signs in public right of ways owned or operated by Federal, State, or municipal governments and utilities; and be it further

RESOLVED, that sufficient funding is available for this purpose in the previously approved capital project A.19023 – 2019 Exterior Park Signage for this project; and be it further

RESOLVED, that the County Executive be authorized to execute Contracts for Consultant services in an amount not to exceed \$80,421 with Wendel WD Architecture, Engineering, Surveying and Landscape Architecture, PC.; and be it further

RESOLVED, that an amount of \$80,421 be allocated from Capital Project Account A.19023 for Planning, Design and Construction Administration and Management Services and an additional amount of \$8,042 be allocated from Capital Project Account A.19023 for a design contingency fund with authorization from the County Executive to approve contract amendments with Wendel WD Architecture, Engineering, Surveying and Landscape Architecture, PC; and be it further

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to implement any budget adjustments as required to comply with State and local funding requirements; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office; the Comptroller's Office; the Director of the Division of Budget and Management; the County Attorney; the Commissioner of the Department of Environment and Planning, the Commissioner of the Department of Public Works and the Commissioner of Department of Parks, Recreation and Forestry.

(5-0) Chair Baskin not present for vote.

2. COMM. 13E-6 (2021)  
COUNTY EXECUTIVE

WHEREAS, ongoing issues with the hot water tanks and their associated equipment at the Erie County Holding Center has caused complications and reoccurring problems for the maintenance as well as operating staff; and

WHEREAS, this has generated many reoccurring expenses and creates potential safety concerns to the inmates and staff within the building; and

WHEREAS, the equipment has exceeded it expected useful life with replacement parts of the old equipment becoming more obsolete as the existing tanks are original to the 1985 addition to the building; and

WHEREAS, the equipment in its current condition doesn't allow the hot water system to operate efficiently or effectively; and

WHEREAS, the County Executive is requesting authorization to enter into an Agreement with Clark Patterson Lee to provide professional A/E Design services for the Erie County Holding Center 2021 Hot Water Tank Replacement project in an amount not to exceed \$80,000.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an Agreement with Clark Patterson Lee to provide professional Design services for the Erie County Holding Center 2021 Hot Water Tank Replacement project; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from the approved capital budget, Fund 410, Funds Center 122, Project A.18026, 2018 EC Sheriff's Dept - Miscellaneous Renovations, in an amount not to exceed \$80,000; and be it further

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

(4-1) Legislator Lorigo voted in the negative. Chair Baskin not present for vote.

3. COMM. 13E-8 (2021)  
COUNTY EXECUTIVE

WHEREAS, a large portion of design has been completed by Trautman Associates for the Rath Building – Parking Level Sprinkler System Replacement project (herein called the "Project"); and

WHEREAS, due to inadequate funding for construction as well as other projects that needed to be complete before commencing the sprinkler replacement work, the Project was put on hold; and

WHEREAS, the portion of abatement work that would allow the sprinkler system to be replaced has previously been completed as part of a separate project; and

WHEREAS, the 09-296-PW contract must be amended to complete the design as Trautman Associates is the Engineer of Record and related construction phases of the Project; and



WHEREAS, Trautman Associates has the necessary expertise and manpower to provide professional design and construction services for the Project and has been previously authorized to perform professional services for the Project; and

WHEREAS, the County Executive requests authorization to enter into an Amendment Agreement with the firm of Trautman Associates for providing additional Professional Architectural/Engineering Services for the Project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to execute an Amendment Agreement with the firm of Trautman Associates for providing the above Professional Architectural/Engineering Services for the Project for a total amount not to exceed \$20,500, including reimbursables and a design contingency; and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment for all the above from the following Capital Project in Fund 410, Funds Center 122 as follows:

<u>A.19006</u>	<u>2019 Preservation of County Buildings &amp; Facilities</u>	<u>\$ 20,500</u>
Total Payments not to exceed:		\$ 20,500

and be it further

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

(6-0)

4. COMM. 13E-9 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Public Works, in collaboration with the Buffalo & Erie County Public Library, have various capital improvement projects at the Central Library requiring continued professional design services; and

WHEREAS, under COMM. 15E-34 (2019), your Honorable Body previously authorized for the County Executive to enter into a two (2) year Term Agreement with the firm of Trautman Associates on both a lump sum and on-call basis as well as Lothrop Associates LLP on an on-call only basis for the Buffalo & Erie County Public Library – Various Capital Projects (herein called the “Project”); and

WHEREAS, both Agreements are set to expire July 25, 2021; and

WHEREAS, each Term Agreement has the possibility of three (3), one (1) year extensions, such extensions being subject to Legislative approval; and

WHEREAS, to continue design services and in anticipation of future design services needed, the County Executive is requesting authorization to extend the Term Agreement with Trautman

Associates for both a lump sum and on-call basis for providing continued professional engineering services for the Project; and

WHEREAS, the Agreement with Lothrop Associates LLP on an on-call only basis for the Project will not be renewed.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an Agreement Amendment with the firm of Trautman Associates for providing continued professional engineering services on both a lump sum and on-call basis for the Project, in which to extend the Term Agreement an additional one (1) year; and be it further

RESOLVED, that the Term Agreement Amendment with the firm of Trautman Associates for providing continued professional engineering services on a lump sum basis for the Project will remain as described in COMM. 15E-34 (2019), for an amount not to exceed \$250,000; and be it further

RESOLVED, that the Term Agreement Amendment with the firm of Trautman Associates for providing continued professional engineering services on an on-call basis for the Project will be increased by \$120,000, from \$100,000, to a new total amount not to exceed \$220,000; and be it further

RESOLVED, that the above Term Agreements will expire on July 25, 2022; and be it further

RESOLVED, that there is the possibility of two (2) remaining, one (1) year extensions, such extensions being subject to Legislative approval; and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment for the increase to the on-call Agreement Amendment from the following Capital Projects in the approved and adopted 2019 and 2021 Capital Budgets, Fund 490, Funds Center 122:

	Escalator Demolition Space Renovations and Asbestos	
F.21102	Abatement	\$100,000
	2019 Buffalo and Erie County Main Library MEP	
F.19002	Improvements	\$ 20,000
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	Total Payment not to Exceed:	\$ 120,000

and be it further

RESOLVED, that two certified copies each of this resolution be sent to the Department of Public Works and one copy each to the Office of the County Executive, the Division of Budget and Management, the Buffalo & Erie County Central Library, Kenneth Stone and the Office of the Comptroller.

(6-0)

5. COMM. 13E-11 (2021)

COUNTY EXECUTIVE

WHEREAS, the Parker Boulevard Complete Streets Initiative Project in the Town of Tonawanda (PIN 5763.47) (the “Project”) is eligible for Congestion Mitigation and Air Quality Improvement Program (CMAQ) funding; and

WHEREAS, such funding is allocated for traffic congestion reduction and air quality improvement projects, including complete streets projects that utilize roundabouts and sidewalks; and

WHEREAS, such treatments will occur within both Town and Erie County Rights-of-Way, permission from Erie County is required to allow the Town to access Erie County roads for such construction; and

WHEREAS, the County of Erie is not responsible for any of the costs for design or construction of the project; and

WHEREAS, the Town of Tonawanda will be the sole owner of the Project improvements outside of the County Right of Way, and responsible for any and all future maintenance costs and responsibilities of those items; and

WHEREAS, the Town of Tonawanda will be the owner of the sidewalk, curb ramp improvements, and pedestrian crossing pavement markings within the County Right of Way, and responsible for any and all future maintenance costs and responsibilities of said items; and

WHEREAS, the County of Erie will be the owner of the roundabout, splitter islands, pavement markings, and signage within the County Right of Way, and responsible for any and all future maintenance costs and responsibilities; and

WHEREAS, it is necessary to enter into an Inter-Municipal Agreement with the Town of Tonawanda for the Project improvements.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the implementation of the Parker Boulevard Complete Streets Initiative Project in the Town of Tonawanda (PIN 5763.47) (the “Project”) within the County’s right-of way; and be it further

RESOLVED that the County Executive be authorized to enter into the necessary Inter-Municipal Agreement with the Town of Tonawanda; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Department of Public Works, Division of Highways, and also one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

(6-0)

**HOWARD J. JOHNSON, JR.**

CHAIR

Item 44 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 125

July 1, 2021	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 8
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. INTRO. 6-2 (2021)  
LORIGO, GREENE, TODARO & MILLS: “Revocation of Emergency Powers & Executive Orders Related to COVID-19 Response”  
(Chair’s Ruling)
  - b. COMM. 12D-1 (2021)  
DIRECTOR OF BUDGET & MANAGEMENT: “Notification of New COVID-19 Federal Aid”  
(Chair’s Ruling)
  - c. COMM. 12D-3 (2021)  
DIRECTOR OF BUDGET & MANAGEMENT: “Budget Monitoring Report for Period Ending April 2021”  
(Chair’s Ruling)
  - d. COMM. 12M-2 (2021)  
NYS DEPT. OF TAXATION & FINANCE: “Additional Information Regarding State Equalization Rates for the 2021 Assessment Rolls”  
(Chair’s Ruling)
  - e. COMM. 13E-1 (2021)  
COUNTY CLERK: “Mortgage Tax Semi-Annual Report of Receipts & Disbursements”  
(Chair’s Ruling)
  - f. COMM. 13E-2 (2021)  
COMPTROLLER: “Letter to Chair of Legislature Concerning Warrant for Payment of Additional Mortgage Recording Tax”  
(Chair’s Ruling)

- g. COMM. 13D-2 (2021)  
DEPUTY COMPTROLLER: “Letter to Legislature Regarding April Sales Tax Receipts”  
(Chair’s Ruling)
- h. COMM. 13M-3 (2021)  
NYS DEPT. OF TAXATION & FINANCE: “Additional Information Regarding State  
Equalization Rates for the 2021 Assessment Rolls”  
(Chair’s Ruling)
- 2. COMM. 13E-10 (2021)  
COUNTY EXECUTIVE  
WHEREAS, the Erie County Home (EC Home) closed in 2005 and has sat vacant since that  
time; and

WHEREAS, in February of 2016, ownership of the EC Home reverted back to Erie County  
from the Erie County Medical Center Corporation; and

WHEREAS, there is a desire to sell the 650,000 square foot building, as well as the  
surrounding buildings and underlying property; and

WHEREAS, the Department of Public Works has taken steps over the last several years to  
remove all connections to the property so that a sale would be possible; and

WHEREAS, Erie County Sewerage Management District No. 4 has a pumping station  
located on the EC Home site that will need to be retained in the event of a sale; and

WHEREAS, the County is desirous of retaining ownership of the portion of the parcel  
wherein the pumping station is located before the property is marketed, as well as an easement for  
sewer purposes; and

WHEREAS, on October 30, 2019, the Department of Public Works issued a request for  
proposal to provide commercial real estate brokerage services; and

WHEREAS, the County has negotiated a fee with CBRE-Buffalo based on 6% of the total  
sale price, but in no event less than \$65,000 when the property is sold; and

WHEREAS, CBRE-Buffalo was the sole respondent to the RFP and is one of the only  
brokerage companies in Erie County that has experience selling a property with as many  
complexities as the EC Home; and

WHEREAS, CBRE-Buffalo, an affiliate office of CBRE, Inc. offers a full range of  
commercial real estate services.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into a contract with CBRE-Buffalo for commercial real estate brokerage services based on 6% of the total sale price, but not less than \$65,000 in the event the property is sold; and be it further

RESOLVED, that the fee will be funded by the proceeds of the sale; and be it further

RESOLVED, that the Division of Budget and Management is hereby authorized to create a revenue budget and GL Account 516020 – Professional Services budget within the Department of Public Works, Funds Center 12220, Fund 110 and to make all necessary adjustments once the sale occurs and payment is due; and be it further

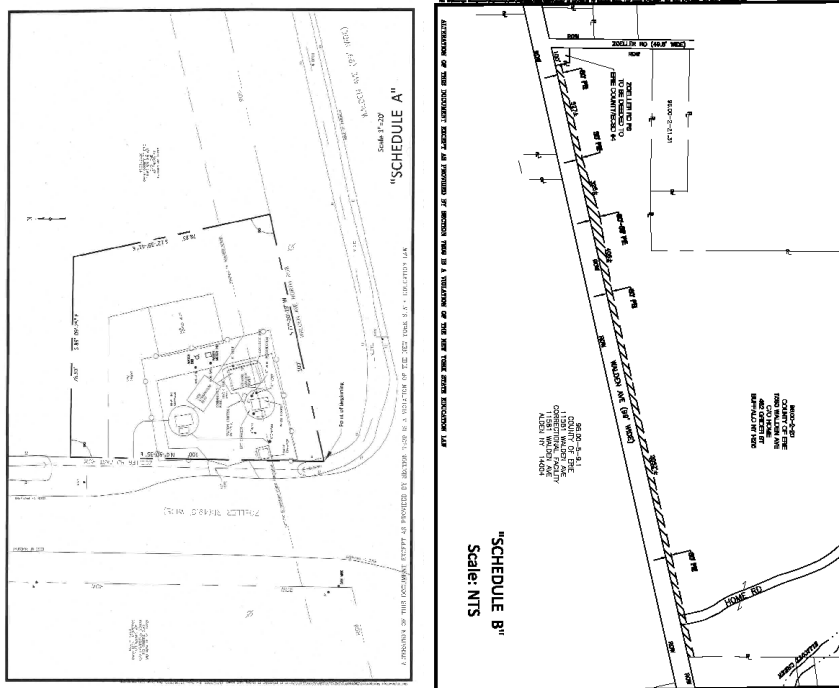
RESOLVED, that the Erie County Executive is authorized and directed to execute a deed whereby the Erie County Sewerage Management District No. 4 pumping station located on the EC Home site be separated from the EC Home property as described herein and on the survey attached hereto as Schedule A:

All that tract or parcel of land, situate in the Town of Alden, County of Erie, and State of New York, being part of Lot 45, Township 11, Range 5 of the Holland Land Company's Survey more particularly described as follows: Beginning at a Point on the northerly Right of Way (ROW) of Walden Ave (99' Wide) where it intersects the east ROW of Zoeller Road (49.5' Wide); Thence N 0° -50' -35" E along said east ROW of said Zoeller Road a distance of 100 feet to a point; Thence S 89° -09' -25" E a distance of 78.83 feet to a point; Thence S 12° -39' -41" E a distance of 78.83 to the northerly ROW of said Walden Ave; Thence S 77° -20' -19" W along said north ROW of Walden Ave a distance of 100 feet to the point of beginning and as shown on a map attached hereto labeled "Schedule A" containing an area of 0.18=-/ acres more or less.

and be it further

Grantor, also grants to Grantee a 30 foot to 50 foot wide Permanent Easement for the operation and maintenance of an existing sanitary sewer along the north side of Walden Ave as shown on attached "Schedule B"; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Erie County Executive, the Commissioner of Public Works, the County Attorney, and the Director of the Division of Budget and Management.



(6-0)

**TIMOTHY J. MEYERS  
CHAIR**

**LEGISLATOR RESOLUTIONS**

Item 45 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 126

RE: Appropriation of 2021 Public Benefit Funding for FOCUS (INTRO. 14-1)

**A RESOLUTION TO BE SUBMITTED BY  
CHAIR BASKIN**

WHEREAS, in the adopted 2021 Erie County Budget, the Legislature established an account called the Community Organization Relief Fund in the Community/Neighborhood Development Fund Center and appropriated \$300,000 into that account for the benefit of community organizations; and

WHEREAS, FOCUS: For Our Community Unity & Support, Inc. is a worthwhile community non-profit organization whose purpose is to prevent and reduce substance use among youth in the Lancaster and Depew communities; and

WHEREAS, this Honorable Body desires to allocate funding from the Community Organization Relief Fund for FOCUS to assist them in carrying out their community endeavors.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature appropriates \$20,000 from the Community Organization Relief Fund in the Community/Neighborhood Development Fund Center (Fund Center 1332010, Account 516320) to the community organization FOCUS: For Our Community Unity & Support, Inc.; and be it further

RESOLVED, that certified copies of this resolution be transmitted to the Director of Budget and Management, the Commissioner of Environment and Planning, the Comptroller and to Gwendolyn Bork, President of FOCUS.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 46 – MR. MEYERS moved to discharge the COMMUNITY ENRICHMENT COMMITTEE of further consideration of COMM. 12E-6 (2021). MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 127

RE: SUNY Erie 2021-2022 Budget  
(COMM. 12E-6, 2021)

RESOLVED, that the Erie County Legislature does hereby approve the 2020-2021 Budget of SUNY Erie Community College as adopted by the ECC Board of Trustees, and submitted to this Honorable Body by the County Executive on June 1, 2021, with no changes.

MR. MEYERS moved to approve the item. MR. HARDWICK seconded.

CARRIED UNANIMOUSLY.

Item 47 – MR. MEYERS moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE of further consideration of COMM. 13E-7 (2021). MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 128

RE: Buffalo & EC Botanical Gardens 2020  
Replacement of Vents & Vent Control  
Systems  
(COMM. 13E-7, 2021)



WHEREAS, the County of Erie previously entered into an Agreement with Foit-Albert Associates to provide professional Phase 1 Pre-Design services for the Buffalo & Erie County Botanical Gardens 2020 Replacement of Vents and Vent Control Systems at Various Houses project (COMM. 19E-20 on November 5, 2020) and this Phase is now completed; and

WHEREAS, per the terms of the original RFP that Foit-Albert Associates was selected and previously approved per COMM. 19E-20 on November 5, 2020, the County reserved the right within the advertised RFP to negotiate a fee with the selected consultant to perform design services related to Phases II through IV after the completion and based on the findings of Phase 1; and

WHEREAS, the existing vents and vent control system are only partially operational, and adequate climate control in the various Houses cannot be achieved for plant life making the replacement with new environmental greenhouse controls similar to the recently completed Grow Houses warranted; and

WHEREAS, upon design fee negotiation with the consultant, the County Executive is requesting authorization to enter into an Agreement Amendment with Foit Albert Associates for an additional A/E base fee of \$88,082 and A/E design contingency of \$11,918 to provide the remaining Phase II to IV design and construction administration services and Phase V commissioning services for the Buffalo & Erie County Botanical Gardens 2020 Replacement of Vents and Vent Control Systems at Various Houses project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an Agreement Amendment with Foit Albert Associates for an additional A/E base fee of \$88,082 and A/E design contingency of \$11,918 to provide the remaining Phase II to IV design and construction administration services and Phase V commissioning services for the Buffalo & Erie County Botanical Gardens 2020 Replacement of Vents and Vent Control Systems at Various Houses project; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from the approved capital budget, Fund 410, Funds Center 122, follows:

A.18002 – 2018 Rehabilitation of Buffalo & Erie County Botanical Gardens      \$100,000

and be it further

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller, and one copy to Buffalo and Erie County Botanical Gardens c/o Dave Swarts.

MR. MEYERS moved to approve the item. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

Item 48 – MR. MEYERS moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 13E-5 (2021). MR. JOHNSON seconded.

CHAIR BASKIN directed that a roll-call vote be taken.

AYES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. NOES: MR. GREENE, MR. LORIGO, MR. MILLS and MR. TODARO. (AYES: 7; NOES: 4)

CARRIED.

RESOLUTION NO. 129

RE: American Rescue Plan Omnibus  
Spending Package – “RENEW Plan”  
(COMM. 13E-15, 2021)

WHEREAS, the American Rescue Plan was signed into law on March 11<sup>th</sup> 2021; and

WHEREAS, the American Rescue plan included State and Local Relief funding to be used to offset lost revenue, provide premium pay to essential workers, respond to COVID-19 and its economic effects, and invest in sewer, water and broadband infrastructure; and

WHEREAS, Erie County has received \$89,213,547 in State and Local Relief funding and will receive a second tranche of State and Local Relief Funding in May of 2022; and

WHEREAS, by receiving State and Local Relief Funding the State of New York has eliminated local aid withholding, benefiting Erie County and creating a significant positive budget variance; and

WHEREAS, facing a major possible deficit in 2020, Erie County took significant action through a deficit remediation plan which eliminated positions, cut other costs, and appropriated fund balance and Fiscal Year 2019 surplus funding; and

WHEREAS, Erie County made additional budget cuts in the Adopted 2021 Budget in face of uncertainty regarding Federal assistance and the future of the coronavirus pandemic and its associated economic impacts; and

WHEREAS, American Rescue Plan Funding is eligible to be encumbered through December 31<sup>st</sup> 2024 and spent through December 31<sup>st</sup> 2026 allowing for long-term infrastructure projects to be designed and built; and

WHEREAS, Erie County has also prepared numerous “shovel-ready” projects to begin stimulating the economy quickly; and

WHEREAS, this spending plan was drafted with direct input from Department Heads, external entities, and the Erie County Legislature; and

WHEREAS, restoring cut positions and adding new positions up the previous hiring levels is considered an allowable expense under the American Rescue Plan; and

WHEREAS, many Erie County employees risked their health and safety to continue to perform essential tasks in-person; and

WHEREAS, the Erie County Sewer Districts operate, maintain, and improve sewer infrastructure for the benefit of local waterways and the community as a whole; and

WHEREAS, sewer infrastructure investments were designated by the Federal Government as an important use of “American Rescue Plan Act of 2021” funding; and

WHEREAS, the Erie County Legislature recognizes investments in the Erie County Sewer Districts are critical to the protection of public health, the protection of water quality, and supporting economic development; and

WHEREAS, funding for this resolution is available through the first tranche of the American Rescue Plan and the elimination of state-aid cuts related to the passage of the American Rescue Plan.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the creation of the following positions:

Department	Title	J G	Bargainin g Unit	Annualized Salary @JG1	Number of Positions	B100 Number
Labor Relations	Labor Relations Student Intern (Seasonal)	1	CSEA	\$11,036	1	12311
DISS	Junior Administrative Assistant	7	CSEA	\$40,872	1	12312
DISS	Operations Communications Coordinator	8	CSEA	\$43,676	1	12312
DISS	Senior Computer Operator	8	CSEA	\$43,676	1	12312
DISS	Senior Technical Support Serv Specialist	1 3	CSEA	\$63,898	3	12312
Purchasing	Receptionist	3	CSEA	\$32,743	1	12313
Purchasing	Senior Clerk-Typist	4	CSEA	\$34,035	1	12313
Real Property	Supervising Tax Accountant	1 5	CSEA	\$78,622	1	12314
Clerk - Registrar Division	Chief Document Clerk	9	CSEA	\$46,723	1	12315
Clerk - Registrar Division	Document Clerk	5	CSEA	\$35,832	1	12315
Clerk - Registrar Division	Senior Document Clerk	6	CSEA	\$38,276	1	12315
Clerk -Auto	Motor Vehicle Representative	5	CSEA	\$35,832	2	12315

Bureau Division						
District Attorney	ADA II	1 3	MC-DA	\$62,098	4	12316
District Attorney	Supervising Paralegal	9	CSEA	\$46,723	2	12316
District Attorney	Paralegal	5	CSEA	\$35,832	2	12316
District Attorney	Senior Clerk Typist	4	CSEA	\$34,035	1	12316
District Attorney	Senior Caseworker - Domestic Violence	1 0	CSEA	\$49,941	1	12316
E-911	Dispatcher (Sheriff)	8	Teamsters	\$45,901	1	12317
Police Services	Detective Deputy	9	PBA	\$65,087	1	12317
Jail Management	Deputy Sheriff-Officer	8	Teamsters	\$52,859	7	12318
Jail Management	Sergeant- Officer	1 1	Teamsters	\$61,803	1	12318
DSS - Admin	Receptionist	3	CSEA	\$32,743	1	12341
DSS - Finance	Senior Account Clerk	6	CSEA	\$38,276	1	12342
DSS - Finance	Senior Clerk	3	CSEA	\$32,743	1	12343
DSS - TSU	Computer Programmer	8	CSEA	\$43,676	1	12344
DSS - TSU	Operations Communications Coordinator	8	CSEA	\$43,676	1	12345
DSS - TSU	Programmer Analyst	1 2	CSEA	\$58,635	1	12346
DSS - Legal	Child Support Investigator	7	CSEA	\$40,872	2	12347
DSS - Legal	Director of Legal Advocacy for the Disabled	1 4	CSEA	\$71,099	1	12348
DSS - Legal	Senior Child Support Investigator	8	CSEA	\$43,676	1	12349
DSS - Legal	Senior Clerk Typist	4	CSEA	\$34,035	1	12350
DSS - Legal	Senior Paralegal	7	CSEA	\$40,872	3	12351
DSS - SID	Assistant Special Investigator	7	CSEA	\$40,872	2	12352
DSS - SID	Senior Special Investigator	1 0	CSEA	\$49,941	2	12353
DSS - SID	Clerk Typist	1	CSEA	\$31,127	2	12354
DSS-TA	Head Social Welfare Examiner	1 0	CSEA	\$49,941	6	12355
DSS-TA	Principal Secretarial Typist	7	CSEA	\$40,872	1	12356
DSS-TA	Senior Social Welfare Examiner	7	CSEA	\$40,872	1	12357
DSS-TA	Social Services Team Worker	5	CSEA	\$35,832	1	12358
DSS-TA	Domestic Violence Liaison (Social Serv)	1 0	CSEA	\$49,941	1	12359
DSS-	Employment Counselor	9	CSEA	\$46,723	3	12360

DSS-SNAP	Senior Clerk	3	CSEA	\$32,743	1	12361
DSS-SNAP	Social Welfare Examiner	6	CSEA	\$38,276	3	12362
DPW	Construction Project Manager	4	CSEA	\$71,099	1	12320
DPW	Head Laborer for Env. Health	4	AFSCME	\$32,200	1	12256
DPW	Head Laborer for Rath	4	AFSCME	\$32,200	2	12256
DPW	Laborer for ME's Office	3	AFSCME	\$31,237	1	12257
DPW	Laborers for Env. Health	3	AFSCME	\$31,237	2	12257
DPW	Senior Project MGR-Federal Aid Projects	4	CSEA	\$71,099	1	12258
DPW	Motor Equipment Operator	5	AFSCME	\$34,089	2	12321
DPW	Motor Equipment Operator	5	AFSCME	\$34,089	2	12321
DPW	Motor Equipment Operator	5	AFSCME	\$34,089	2	12321
DPW	Motor Equipment Operator	5	AFSCME	\$34,089	1	12321
DPW	Motor Equipment Operator	5	AFSCME	\$34,089	1	12321
MH	Forensic Mental Health Spec I - Children	10	CSEA	\$49,941	1	12322
DSS - Youth Services	Youth Detention Worker	6	AFSCME	\$36,710	2	12323
DSS - Youth Services	Detention Facility Security Guard	5	AFSCME	\$34,089	1	12323
DSS - Youth Services	Youth Detention Worker (PT)	6	AFSCME	\$17,438	2	12323
DSS - Youth Bureau	Youth Services Planning Coordinator	8	CSEA	\$43,676	1	12323
Probation	Probation Officer	11	CSEA	\$54,897	3	12324
DOH	Outreach Aide (Health)	8	CSEA	\$43,676	2	12325
DOH	Division Director-Health Equity	5	CSEA	\$78,622	1	12326
DOH	Associate Epidemiologist	3	CSEA	\$63,898	1	12325
DOH	Assistant Epidemiologist	1	CSEA	\$54,897	1	12325
DOH	Project Coordinator-Health Equity	1	CSEA	\$54,897	2	12327
DOH	Health Educator-Health Equity	8	CSEA	\$43,676	2	12328
DOH	Supervising Accountant Clerk	9	CSEA	\$46,723	1	12325
DOH	Administrative Assistant	9	CSEA	\$46,723	1	12325
DOH - EMS	Junior Administrative Assistant	7	CSEA	\$40,872	1	12325
DOH - EMS	Junior Public Health Emergency Preparedness Coordinator	7	CSEA	\$40,872	1	12329
DOH - EMS	Public Health Emergency Preparedness Coordinator	9	CSEA	\$46,723	1	12330

DOH - EMS	Special Assistant to the Deputy Commissioner of EMS	1 2	CSEA	\$58,635	1	12325
DOH - EMS	Supply Chain Associate	7	CSEA	\$40,872	1	12331
DOH - Env. Health	Investigation Health Sanitarian (PT)	8	CSEA	(\$20,746)	2	12325
DOH - Env. Health	Senior Clerk Typist	4	CSEA	\$34,035	1	12325
DOH - Special Needs	Business Coord, Children w/Sp Needs	1 1	CSEA	(\$54,897)	1	12325
DOH - Special Needs	Chief Account Clerk	7	CSEA	(\$40,872)	1	12325
DOH - Special Needs	Supervising Chief Account Clerk	9	CSEA	\$46,723	2	12325
E &P	Intern (Seasonal) NB	1	CSEA	\$11,036	2	12332
E &P	Planner	1 0	CSEA	\$49,911	1	12332
Parks	Receptionist	3	CSEA	\$32,743	1	12333
Parks	Park Ranger	7	AFSCME	\$40,450	1	12333
Parks	General Crew Chief (Parks)	1 1	AFSCME	\$47,399	1	12333
Parks	Automotive Mechanic (Parks)	9	AFSCME	\$43,287	1	12333
Parks	Park Maintenance Worker I	3	AFSCME	\$33,744	1	12333
Parks	Park Maintenance Worker I	3	AFSCME	\$33,744	1	12333
Parks	Park Maintenance Worker I	3	AFSCME	\$33,744	1	12333
Parks	Park Maintenance Worker II	5	AFSCME	\$37,448	1	12333
Parks	Park Maintenance Worker II	5	AFSCME	\$37,448	1	12333
Parks	Park Maintenance Worker II	5	AFSCME	\$37,448	1	12333
Parks	Park Maintenance Worker II	5	AFSCME	\$37,448	1	12333
Parks	Park Maintenance Worker II	5	AFSCME	\$37,448	1	12333
Parks	Park Maintenance Worker II	5	AFSCME	\$37,448	1	12333
Parks	Park Maintenance Worker III	7	AFSCME	\$40,450	1	12333
E-911	Police Complaint Writer	7	CSEA	\$40,872	2	12334
HS	Building Guard	4	AFSCME	\$32,200	2	12335
HS	Emergency Services Coordinator	9	CSEA	\$46,723	1	12335

and be it further

RESOLVED, that the Erie County Legislature authorizes the Director of Budget and Management to make the following budgetary adjustments and necessary revenue adjustments:

Restoration Purpose	Fund	Fund Center	Account	Amount
WIB HPOG Program	110	1331010	518700	\$1,600,000
DISS FT Salaries	110	105	500000	\$159,959

DISS Fringe	110	105	502000	\$ 78,380
Jail Management FT Salary	110	116	500000	\$ 215,908
Jail Management Fringe	110	116	502000	\$105,795
Jail Management Overtime	110	116	501000	\$2,000,000
DSS FT Salary	110	120	500000	\$315,132
DSS Fringe	110	120	502000	\$176,474
DPW Highways FT Salary	210	123	500000	\$190,411
DPW Highways Fringe	210	123	502000	\$118,055
DPW Admin FT Salary	110	123	500000	\$35,550
DPW Admin Fringe	110	123	502000	\$18,131
Labor Relations FT Salary	110	10310	500000	\$5,518
Labor Relations Fringe	110	10310	502000	\$1,490
Purchasing FT Salary	110	10610	500000	\$33,389
Purchasing Fringe	110	10610	502000	\$18,364
Real Property FT Salary	110	11110	500000	\$39,311
Real Property Fringe	110	11110	502000	\$18,477
Clerk registrar FT Salary	110	11310	500000	\$60,416
Clerk registrar Fringe	110	11310	502000	\$31,417
Clerk Auto FT Salary	110	11320	500000	\$35,832
Clerk Auto Fringe	110	11320	502000	\$18,633
DA FT Salary	110	11400	500000	\$260,925
DA Fringe	110	11400	502000	\$120,026
DA Out of Area Travel	110	11400	510100	\$40,000
DA Training and Education	110	11400	510200	\$4,000
DA Professional Services	110	11400	516020	\$60,000
DA Lab & Tech	110	11400	561410	\$50,000

Equipment				
DA Furniture & Fixtures	110	11400	561420	\$50,000
Police Services FT Salary	110	11510	500000	\$32,544
Police Services Fringe Benefits	110	11510	502000	\$13,669
DPW B&G FT Salary	110	12220	500000	\$130,705
DPW B&G Fringe	110	12220	502000	\$74,312
MH FT Salary	110	12420	500000	\$24,971
MH FT Fringe	110	12420	502000	\$13,734
DSS Youth Services Salary	110	12520	500000	\$36,308
DSS Youth Services Fringe	110	12520	502000	\$18,850
DSS Youth Bureau FT Salary	110	12530	500000	\$21,838
DSS Youth Bureau Fringe	110	12530	502000	\$11,793
Probation Salary	110	12610	500000	\$82,346
Probation Fringe	110	12610	502000	\$43,644
DOH EMS Salary	110	12720	500000	\$113,987
DOH EMS Fringe	110	12720	502000	\$42,176
DOH Special Needs Salary	110	12750	500000	\$(1,161)
DOH Special Needs Fringe	110	12750	502000	\$(638)
E&P FT Salary	110	16200	500000	\$35,992
E&P Fringe	110	16200	502000	\$14,210
DOH Env. Health FT Salary	110	1273030	500000	\$17,018
DOH Env. Health Fringe	110	1273030	502000	\$3,759
DOH Env. Health PT Salary	110	1273030	500010	\$(20,746)
Parks FT Salary	110	16410	500000	\$241,827
Parks Fringe	110	16410	502000	\$157,188
E-911 FT Salary	230	16500	500000	\$67,302
E-911 Fringe	230	16500	502000	\$34,324
Homeland Security FT Salary	110	16700	500000	\$55,562
Homeland Security Fringe	110	16700	502000	\$26,114



Jail Management Uniform Allowance	110	116	500320	\$1,000.00
Turnover Reversal	110	105	504990	\$(52,023)
Turnover Reversal	110	11200	504990	\$(468,128)
Turnover Reversal	110	11400	504990	\$(231,116)
Turnover Reversal	110	11510	504990	\$(535,467)
Turnover Reversal	110	116	504990	\$(300,786)
Turnover Reversal	110	12080	504990	\$(27,460)
Turnover Reversal	110	12610	504990	\$(12,621)
Jail Management Line-Up	110	116	500340	\$1,662
Jail Management Clothing	110	116	505200	\$25,000
Jail Management Repair/Maintenance	110	116	506200	\$60,000
Jail Management Professional Services	110	116	516020	\$15,000
Jail Management Other Expenses	110	116	530000	\$5,000
Police Services Full Time Salaries	110	11510	500000	\$90,475
Police Services Uniform Allowance	110	11510	500320	\$2,250
Police Services Line-Up	110	11510	500340	\$6,780
Police Services Fringe Benefits	110	11510	502000	\$54,728
Police Services Repair/Maintenance	110	11510	506200	\$50,000
Police Services Other Expenses	110	11510	530000	\$15,000
Police Services Lab and Tech	110	11510	561410	\$65,000
Capital Project increase for Alden Range A.19006	110	12220	570050	\$30,000
E911 Uniform Allowance	230	11510	500320	\$750
E911 Overtime	230	11510	501000	\$1,506
E911 Clothing	230	11510	505200	\$250
Parks Overtime	110	16410	501000	\$

				65,000
Parks Clothing	110	16410	505200	\$ 821
Park Auto, Truck, & Heavy Supplies	110	16410	505600	\$ 25,431
Parks Maintenance & Repair	110	16410	506200	\$ 31,669
Parks Training & Education	110	16410	510200	\$ 4,100
Parks Rental Chargers	110	16410	545000	\$ 1,000
Parks Lab & Tech	110	16410	561410	\$ 2,000
Parks Office Equipment	110	16410	561420	\$ 3,800
Parks B&G Equipment	110	16410	561430	\$ 4,000
DPW Mail Line	110	12210	530000	\$ 200,000
DSS Professional Services	110	120	516020	\$ 125,000
DSS Transportation	110	120	525060	\$ 25,000
DSS Translation	110	120	516450	\$ 50,000
DSS Lab & Tech	110	120	516410	\$ 445,000
DSS Housing	110	120	516425	\$ 1,000,000
ECDOH Special Needs Software Upgrades	110	12750	561410	\$ 65,000
ECDOH Special Needs Lead Pilot Year 2	110	12750	516020	\$ 250,000
ECDOH Water Safety Program	110	12730	516020	\$ 225,000
E-911 Lab and Tech	230	16500	56410	\$ 86,000
E-911 Maintenance	230	16500	516030	\$ 100,000
CPS Forensic Repairs	110	16500	506200	\$ 6,000
CPS Forensic Contracts	110	16500	516020	\$ 43,000
ME's Office	110	12740	561410	\$

Instrument: Mass Spectrometer				450,000
Risk Retention	110	16020	555000	\$ 1,750,000
CA Professional Services	110	16010	516020	\$ 74,128
Foreclosure Fund	110	16010	516042	\$ 125,000
Film Commission	110	1331030	518055	\$ 94,000
Bicentennial Funding	110	1333020	518036	\$ 250,000
PARIS Fund Restoration	110	16200	516310	\$ 257,000
Probation Body Armor	110	12610	561410	\$ 2,460
Probation Drug Testing	110	12610	516020	\$ 10,000
MH Admin Supplies	110	12410	505000	\$ 1,550
MH Admin Mileage	110	12410	510000	\$ 375
MH Admin Travel	110	12410	510100	\$ 2,068
MH Admin Training	110	12410	510200	\$ 1,600
MH Admin Furniture	110	12410	561420	\$ 550
MH Specturm Contract Cut	110	12410	517810	\$ 35,289
FMH Admin Supplies	110	12420	505000	\$ 1,650
FMH Admin Mileage	110	12420	510000	\$ 625
FMH Admin Travel	110	12420	510100	\$ 1,293
FMH Admin Training	110	12420	510200	\$ 1,600
FMH Admin Furniture	110	12420	561420	\$ 920
MH Crisis Center Start Up	110	12410	516020	\$ 225,000
MH Restoration of Crisis Services 911 Call Center	110	12410	516020	\$ 126,466
National Alliance	110	12410	516020	\$

for Mental Ill Assistance				25,000	
MH Clearpoint Build-out	110	12410	561410	\$ 19,500	
MH Medical Supplies	110	12410	505800	\$ 10,000	
Labor Relations CLE	110	10310	510200	\$ 2,000	
Labor Relations CLE Travel	110	10310	510100	\$ 4,000	
DSS OnBase Licenses	110	120	561410	\$ 40,000	
DSS DocuSign Signature Pads	110	120	561410	\$ 28,000	
DSS Front Office Scanners	110	120	561410	\$ 23,500	
Premium Pay Bonuses	110	14010	500350	\$ 6,000,000	
DOH FT Salary	110	12700	500000	\$	286,157
DOH Fringe	110	12700	502000	\$	163,110
Cancer Services Marketing	110	12700	516020	\$	250,000
HE Office Supplies	110	12700	505000	\$	10,000
HE Local Mileage	110	12700	510000	\$	6,000
HE Out of Area Travel	110	12700	510100	\$	4,000
HE Training and Education	110	12700	510200	\$	20,000
HE Prof Srvcs	110	12700	516020	\$	100,000
HE Lab and Tech Equipment	110	12700	561410	\$	30,000
HE Office Equipment	110	12700	561420	\$	65,000
HE ID DISS	110	12700	980000	\$	40,000
E&P Business Support	110	16200	516020	\$	2,080,000

and be it further

RESOLVED, that the Division of Budget and Management in coordination with the Office of Comptroller create capital projects as follows:

Project Number	Project Name	Amount
B.211XX	Supplemental Highway	\$ 5,000,000

	Funding	
A.211XX	Naval and Servicemen's Park	\$ 300,000
A.211XX	Olmsted Parks Aid for South and MLK Parks	\$ 400,000
A.21XX	Buffalo & Niagara Convention Center Facade	\$ 4,500,000
A.21XX	Botanical Gardens New Greenhouse	\$ 5,000,000
A.21XX	Parks Supplemental Capital Funding	\$ 14,300,000
A.21XX	Holding Center Plumbing	\$ 210,000
B.211XX	Harlem Highway Barn New Build	\$ 5,000,000
A.21XX	Sandridge Water Tower Replacement	\$ 1,000,000
A.21XX	25 Delaware Exterior Façade	\$ 8,000,000
E.21XX	ECC City Roof	\$ 2,000,000
A.211X X	Agribusiness Park - Expansion of Water Tank for Water Tower that will Serve Park	\$ 1,200,000
A.211X X	Agribusiness Park - Water Lines to Service Water Tower	\$ 500,000
C.211X X	Infrastructure improvements in the Erie County Sewer Districts	\$ 32,747,055
A.211X X	Village of Springville - N. Central Ave. Water Main Replacement	\$ 485,275
A.211X X	Village of Lancaster - Harold Place Sanitary Sewer Replacement	\$ 212,157
A.211X X	Village of Akron - Skyline Drive Waterline Installation (loop existing system)	\$ 214,628
A.211X X	City of Tonawanda Water Sewer Replacement	\$ 201,860

A.211X X	Colored Musician's Club Capital Improvement Program	\$600,000
A.211XX	City of Tonawanda Public Library Parking Lot	\$35,000
A.211X X	Juneteenth Festival Building Upgrades	\$200,000
A.211X X	George Arthur Community Center Capital Upgrades	\$300,000
A.211X X	Matt Urban Center Hope Center Upgrades	\$150,000
A.211X X	City of Buffalo Fillmore Avenue Streetscape Improvements	\$1,000,000
A.211X X	New Covenant United Church of Christ Building Improvements	\$26,000
A.211X X	Ike and BGs Affordable Housing Development	\$35,000
A.211X X	Mt. Aaron Development Corporation Mt. Aaron Village	\$100,000
A.211X X	Nanny's Nook Day Care Center Facility Expansion	\$70,000
A.211X X	Erie County - Parks Erie County Small Business Park	\$1,279,434
A.211X X	Erie County - Parks Grover Cleveland Golf Course Upgrades	\$100,000
A.211X X	City of Buffalo Bailey Avenue Streetscape Improvements	\$500,000
A.211X X	Erie County - DPW Health Mall Improvements	\$400,000

A.211X X	Clarke Dance Academy Facility Improvements	\$32,634
A.211X X	City of Buffalo Shoshone Park Improvements	\$100,000
A.211X X	Village of Kenmore - Kenmore Fire Hall Repairs	\$150,000
A.211X X	Northwest Buffalo Community Center - Building Improvements	\$350,000
A.211X X	Town of Tonawanda Kenney Field Inclusive Playground	\$200,000
A.211X X	Village of Kenmore Mang Field Inclusive Playground	\$150,000
F.211XX	Buffalo and Erie County Public Library - Technology Upgrades for all Library branches	\$100,000
A.211X X	City of Buffalo Riverside Park - Football Field	\$100,000
A.211X X	City of Buffalo - JH Williams Shelterhouse	\$100,000
A.211X X	City of Buffalo/Town of Tonawanda Elmwood Avenue Improvements	\$850,000
A.211X X	City of Buffalo Hertel Avenue Streetscape Improvements	\$200,000
A.211X X	Town of Tonawanda Paramedic Truck	\$100,000
A.211X X	Boys & Girls Club of the Northtowns Building Upgrades & New Sport Court	\$446,775
A.211X X	Tonawanda American Little League Field Upgrades and New Equipment	\$132,374
A.211X X	Tonawanda Football Clinic Concession Stand Improvements	\$15,000

A.211X X	American Post 264 Kitchen Improvements	\$11,000
A.211X X	Miracle League (Grand Island) Facility Improvements and new Splash Pad	\$1,105,000
A.211X X	Grand Island VFW - DeGlopper Post Memorial Construction	\$25,000
A.211X X	VFW Post 7545 Bathroom Updates	\$25,000
B.211X X	Erie County Highway on Grand Island East River Road Repairs	\$604,351
A.211X X	Various Municipalities Christmas Market Infrastructure	\$2,400,000
A.211X X	Town of Cheektowaga - Town of Cheektowaga Museum	\$2,368,000
A.211X X	Town of Hamburg McKinley Parkway Roundabout	\$1,200,000
A.211X X	Village of Hamburg Legion Field Baseball Field Revitalization Project	\$550,000
A.211X X	City of Buffalo Cazenovia Park Playground	\$450,000
A.211X X	Village of Blasdell Pickleball Courts	\$80,000
A.211X X	City of Lackawanna - Ridge Road Improvements	\$120,000
A.211X X	Rural Outreach Center Facility Improvements	\$400,000
A.211X X	Roycroft Campus Corporation Facility Improvements	\$240,000
A.211X X	Hawk Creek Facility Improvements	\$100,000

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes premium pay to county employees who worked on-site from March 16<sup>th</sup> 2020 to June 26<sup>th</sup> 2020 at a rate of \$5.00 per each



hour for each hour worked on-site as determined by the Commissioner of Personnel and; and be it further

RESOLVED, that funding for this premium pay is available from the American Rescue Plan in Fund 253 at an amount not to exceed \$6,000,000; and be it further

RESOLVED, that employees who earned over 150% of Erie County's median income in FY2020 are ineligible for premium pay and employees whose premium pay would cause gross annual wages to exceed 150% of the median income will be capped at the commensurate value; and be it further

RESOLVED, that the Director of Budget and Management is authorized to make the necessary budgetary adjustments to Account 500350 in each Fund Center to effectuate Premium Payments; and be it further

RESOLVED, that Director of Budget and Management is authorized to make the necessary interfund transfers from the following accounts to effectuate this resolution; and be it further

Fund	Fund Center	Account	Amount
253	14010	414027	\$ 41,669,507
253	14010	414028	\$ 47,554,040
110	14010	409050	\$ 34,477,934

RESOLVED, that the Director of Budget and Management is authorized to make any technical adjustments necessary to facilitate this resolution; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive; the Erie County Comptroller; the Director of Budget and Management; and the Commissioner of Personnel.

MR. MEYERS moved to amend the item. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Add the Following as the New Fifth (5<sup>th</sup>) Resolve Clause:

RESOLVED, that premium pay from the American Rescue Plan funding shall be paid out to eligible Erie County government employees who worked and were swiped-in at their job site between March 16-June 26, 2020 and who later retired in 2020 or 2021; and be it further

MR. MEYERS moved to approve the item as amended. MR. JOHNSON seconded.

MR. LORIGO moved to further amend the item as amended. MR. TODARO seconded.

CHAIR BASKIN directed the Legislature enter into recess at 12:36 p.m.

CHAIR BASKIN reconvened the Legislature at 1:01 p.m.

All members present.

CHAIR BASKIN moved the previous question, the motion to further amend the item as amended, and directed that a roll-call vote be taken.

AYES: MR. GREENE, MR. LORIGO, MR. MILLS and MR. TODARO. NOES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. (AYES: 4; NOES: 7)

FAILED.

MR. LORIGO moved to send the item to committee for further consideration. MR. TODARO seconded.

CHAIR BASKIN directed that a roll-call vote be taken.

AYES: MR. GREENE, MR. LORIGO, MR. MILLS and MR. TODARO. NOES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. (AYES: 4; NOES: 7)

FAILED.

CHAIR BASKIN moved the previous question, the motion to approve the item as amended, and directed that a roll-call vote be taken.

AYES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. NOES: MR. GREENE, MR. LORIGO, MR. MILLS and MR. TODARO. (AYES: 7; NOES: 4)

CARRIED.

Item 49 – MR. MEYERS moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 13E-16 (2021). MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 130

RE: Grant Budget Modification & New  
Position – HIV Prevention within  
Communities of Color  
(COMM. 13E-16, 2021)

WHEREAS, HIV and other sexually transmitted diseases are one of the most challenging public health threats to combat; and

WHEREAS, confronting sexually transmitted disease is a core function of the Erie County Department of Health, Division of Health; and

WHEREAS, the Erie County Department of Health operates a robust Sexually Transmitted Disease (STD) clinic and works to track cases of disease to prevent further infection; and

WHEREAS, a disproportionate share of Erie County residents diagnosed with sexually transmitted diseases are people of color, who may have unique cultural and economic situations that present unique challenges for disease investigators; and

WHEREAS, the position Outreach Aide (Health) will enhance targeted education, and better coordinate outreach efforts to communities of color and those persons directly affected by HIV, Hepatitis C and the increased rates of STD's; and

WHEREAS, the New York State Department of Health has allocated additional state resources to enhance disease prevention programs for this unique population at no cost to Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Department of Health is hereby authorized to a One (1) position of Outreach Aide (Health), Job Group 6 (B100# 11262) in the CSEA Bargaining Unit; and be it further

RESOLVED, that the Erie County Department of Health is authorized to make the following grant budget modifications:

Erie County Department of Health  
High Impact HIV Prevention within Communities of Color  
127HIVHIP2122  
5/1/2021 - 4/30/2022

Expense			
Account	Name	Adopted	Adjusted
500000	Full Time – Salaries	\$ 47,314	\$ 79,636
500300	Shift Differential	\$ 100	\$ 0
50100	Overtime	\$250	\$ 0
502000	Fringe Benefits	\$ 25,550	\$ 47,722
505000	Office Supplies	\$ 450	\$ 120
505400	Food and Kitchen Supplies	\$ 500	\$ 0
510000	Local Mileage	\$ 800	\$ 400
510100	Out of Area Travel	\$ 1,000	\$ 2,170
510200	Training & Education	\$ 0	\$ 1,250
516020	Professional Ser.	\$ 1,000	\$ 3000

	Fees		
530000	Other Expenses	\$ 1,000	\$ 5940
505800	Medical & Health Supplies	\$ 8,500	\$ 3,860
980000	DISS Services	\$ 450	\$ 443
912700	ID Health Services	\$ 3,664	\$ 15,909
912790	ID Health Grant Services	\$ 84,422	\$14,550
Revenue			
409000	State Aid	\$175,000	\$175,000

and be it furthers

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Division of Budget and Management, the Department of Law and to Dr. Gale R. Burstein, Commissioner in the Erie County Health Department, 9<sup>th</sup> Floor, Rath Building.

MR. MEYERS moved to approve the item. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

**SUSPENSION OF THE RULES**

Item 50 - MR. MEYERS moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 14D-5 from DIRECTOR OF BUDGET & MANAGEMENT Re: Midyear Budget Hearing Documents

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 51 - MR. MEYERS moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 14-2 from HARDWICK Re: Potential Provision of Premium Pay for ECC & ECMCC Employees During COVID-19 Pandemic

RESOLUTION NO. 131

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

WHEREAS, using federal American Rescue Plan funding, Erie County government is providing premium pay to eligible Erie County government employees who worked at their work sites between March 16-June 26, 2020 and performed essential public services; and

WHEREAS, Erie Community College (ECC) and Erie County Medical Center Corporation (ECMCC) are not County government entities, and both entities have received CARES Act and/or American Rescue Plan funding from the federal government; and

WHEREAS, the Legislature would like to explore with Erie Community College (ECC), and Erie County Medical Center Corporation (ECMCC), the potential provision of premium pay to ECC and ECMCC employees who worked on site during the COVID pandemic between March 16-June 26, 2020; and

WHEREAS, to-date, unlike Erie County, ECC's management and Board of Trustees have not taken any known steps to provide premium pay to their employees who worked on campus during the period; and

WHEREAS, the Erie County Legislature has established an informal working group of ECC management, board, union leaders, county legislators and county budget staff which meets periodically to determine ways in which the County can help and assist ECC; and

WHEREAS, that working group can and should convene to discuss this matter and devise a process for assisting ECC; and

WHEREAS, ECMCC's management and Board of Directors authorized the provision of hazard pay to certain ECMCC nursing and other employees who worked directly with COVID patients in May 2020 during the worst of the COVID outbreak; and

WHEREAS, to help the County determine how we may be able to assist ECC and ECMCC with the potential provision of premium pay to eligible employees, it is necessary for ECC's and ECMCC's human resources departments to analyze the number and scope of employees and the financial impact, should the County decide to provide American Rescue Plan funding to ECC and ECMCC.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby calls on Erie Community College and the Erie County Medical Center Corporation's management and Board to conduct an analysis of their employees who may be eligible for American Rescue Plan premium pay and to provide that analysis to the Erie County Legislature, Division of Budget and Management, and Commissioners of Personnel and Labor Relations; and be it further

RESOLVED, that upon the delivery of that data, this Honorable Body expresses its intention to convene the informal Erie County-ECC working group to develop a process for assisting ECC and its employees with the provision of premium pay for eligible employees who worked on site between March 16-June 26, 2020; and be it further

RESOLVED, that upon the delivery of that data, this Honorable Body expresses its intention to convene in a committee setting to develop a process for assisting ECMCC and its employees with the provision of premium pay for eligible employees who worked on site between March 16-June 26, 2020; and be it further

RESOLVED, that the Erie County Legislature calls upon ECC and ECMCC to take measures to allocate funding for premium pay for their eligible employees; and be it further

RESOLVED, that certified copies of this resolution be transmitted to the President of Erie Community College, the Chair of their Board of Trustees, the Chief Executive Officer of Erie County Medical Center Corporation, the Chair of their Board of Directors, the County Executive, the Commissioners of Personnel and Labor Relations and the County Director of Budget and Management.

MR. MEYERS moved to approve the resolution. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM LEGISLATOR CHIMERA**

Item 52 – (COMM. 14E-1) Resignation from EC Legislature

Received, filed and printed.

June 24, 2021

Hon. Michael P. Kearns  
Erie County Clerk  
92 Franklin Street, First Floor  
Buffalo, New York 14202

Re: Resignation from the Erie County Legislature

Dear Mr. Kearns:

I hereby resign my position as the Erie County Legislator for the 3<sup>rd</sup> Legislative District effective at 11:59 pm on June 24, 2021.

Under state requirements, in order to retire from the Kenmore-Town of Tonawanda Union Free School District and the New York State Teachers' Retirement System, I have been informed I must "separate from service" with Erie County for payroll purposes. I intend to seek reappointment to the Legislature following this temporary break in service.

Thank you in advance for your assistance and courtesies.

Sincerely,

Lisa M. Chimera  
Erie County Legislator, Third District

Cc: Robert Graber, Clerk of the Legislature

FROM THE COMPTROLLER

Item 53 – (COMM. 14E-2) Requesting Authority to Contract - External Quality Review of EC Audit Division

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 54 – (COMM. 14E-3) Appointments to the EC Fisheries Advisory Board

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 55 – (COMM. 14E-4) Reappointments to the EC Emergency Medical Services Advisory Board

Item 56 – (COMM. 14E-5) Appointments to the EC Mental Hygiene Community Services Board

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

FROM THE DISTRICT ATTORNEY

Item 57 – (COMM. 14E-7) Personnel Adjustment - District Attorney's Office

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 58 – (COMM. 14E-8) Authorization to Accept Funding from & Contract w/NYSDoH & Create New Positions

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 59 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 132

RE: Authorization to Establish Construction  
Contingency - Shoreline Trail  
Enhancement Project  
(COMM. 14E-9)

WHEREAS, the County of Erie is interested in the improvement of the Shoreline Trail system; and

WHEREAS, Erie County owns or is responsible for capital maintenance of the Shoreline Trail in Town of Tonawanda and a portion in the City of Tonawanda; and

WHEREAS, periodically capital improvements are needed to provide for a safe trail surface and provide amenities which are desired by trail users on this heavily utilized trail section; and

WHEREAS, Erie County applied and was awarded a total of \$1,414,785 in grant funding for the purposes of undertaking capital improvements on the Shoreline Trail in the Town and City of Tonawanda; and

WHEREAS, the Erie County Legislature previously authorized construction in the amount of \$1,214,785 to the lowest responsible bidder through resolution Comm. 14e-15 (2020) and design and construction inspection and construction engineering in the amount of \$215,023 to Nussbaumer and Clarke, Inc. through resolution Comm. 8E-17 (2019); and

WHEREAS, the Project is currently in construction; and

WHEREAS, within the nearly 6 miles of trails conditions below grade were found to vary significantly requiring varying forms of interventions and increased quantities of materials to establish a safe asphalt surface which meets recreational trail standards; and

WHEREAS, Erie County is desirous of constructing the Shoreline Trail Enhancement Project as scoped in the Town and City of Tonawanda.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided for the County Executive to enter into all agreements necessary to implement the construction of the Shoreline Trail Project; and be it further

RESOLVED, that the County Executive be authorized to execute change orders with Anastasi Trucking and Paving Co. and Nussbaumer and Clarke, Inc. for construction, construction inspection, engineering services which in total contract shall not exceed \$1,879,808; and be it further

RESOLVED, that the source of additional funds shall be A.21114.2 in the amount of \$450,000; and be it further



RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to implement any budget adjustments as required to comply with State and local funding requirements; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office; the Comptroller's Office; the Director of the Division of Budget and Management; the County Attorney; the Commissioner of the Department of Environment and Planning, the Commissioner of the Department of Public Works and the Commissioner of Department of Parks, Recreation and Forestry.

Item 60 – (COMM. 14E-10) Authorization to Accept Funding & Enter Contracts Providing Outreach & Application Assistance for COVID Emergency Rental Assistance Program

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 61 – (COMM. 14E-11) Authorization to Accept STSFP Funding & Enter Contract for Restorative Justice Training

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 62 – (COMM. 14E-12) Authorization to Accept Grant Award - Supplemental Opioid Mortality Review Board Funding

Item 63 – (COMM. 14E-13) Reimbursement to Training Center for COVID Related Sanitation Expenses

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

Item 64 – (COMM. 14E-14) NYSDOT Agreement & Contract for Engineering Design Services, Town of Tonawanda & Village of Kenmore

Item 65 – (COMM. 14E-15) Contract Amendments for Reconstruction of Alden Crittenden Rd., Village of Alden & Town of Marilla

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

Item 66 – (COMM. 14E-16) Renewal of EC Soil & Water Conservation District Agreement - Stream Bank Maintenance, Road, Bridge & Culvert Scour Maintenance Program

Item 67 – (COMM. 14E-17) ECSD No. 3 - Engineer Term Contract Agreement

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

Item 68 – (COMM. 14E-18) No Cost Contract Time Extension - Evans Shoreline Trail Phase 2

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 69 – (COMM. 14E-19) ECSD Nos. 1-6 & No. 8 - Board of Managers Resolutions

Item 70 – (COMM. 14E-20) ECSD Nos. 1-6 & No. 8 - Professional Engineering Services Term Agreements

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

Item 71 – (COMM. 14E-21) Award of Construction Contract & Contract for Construction Phase - Two Mile Creek Greenway Trail, City of Tonawanda

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 72 – (COMM. 14E-22) ECSD No. 1 - Slate Bottom Creek Sanitary Sewer Replacement Project

Item 73 – (COMM. 14E-23) Authorization to Apply - NYSDEC Climate-Smart Communities Funding

Item 74 – (COMM. 14E-24) Authorization to Apply - NYSDEC Organics Management & Food Waste Drop-off Program Funding

Item 75 – (COMM. 14E-25) Authorization to Apply - NYSDEC Funding to Develop an EC Heat Emergency Plan

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

Item 76 – (COMM. 14E-26) Acceptance of Grant Funding - Supporting the Experience of Upstate Region Elders (SECURE)

Item 77 – (COMM. 14E-27) Reappointments to the Youth Services Board

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

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE COMPTROLLER'S OFFICE**

Item 78 – (COMM. 14D-1) Report on Capital Funds Available for SUNY Erie Roofing

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 79 – (COMM. 14D-2) Budget Monitoring Report for Period Ending 05/2021

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE DEPARTMENT OF LAW

Item 80 – (COMM. 14D-3) Transmittal of New Claim Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 81 – (COMM. 14D-4) Local Emergency Order Extensions

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

FROM THE EC DEMOCRATIC COMMITTEE

Item 82 – (COMM. 14M-1) Letter to Clerk of Legislature Concerning Endorsement to Fill Vacancy in 3rd Legislative District

Received, filed and printed.

June 30, 2021

Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, Fourth Floor  
Buffalo, New York 14202

Re: Recommendation of Third Legislative District Committee Members to Fill Vacancy

Dear Mr. Graber:

Please be advised that pursuant to the Rules of the Erie County Democratic Committee, a meeting of the Committee Members of the Third Erie County Legislative District was held at 7:00 pm on Tuesday, June 29, 2021 via Zoom videoconferencing for the purpose of endorsing a candidate to fill the vacancy in the Third Erie County Legislative District.

At the meeting, Third District Committee Members endorsed Lisa M. Chimera, 12 Deerhurst Park Boulevard, Buffalo, NY 14217 to fill the vacancy in the Third Erie County Legislative District.

Thank you for your assistance and courtesies.

Sincerely,

Jeremy J. Zellner  
Chair

**FROM THE EC AGRICULTURAL & FARMLAND PROTECTION BOARD**

Item 83 – (COMM. 14M-2) 2021 AFPB Report Regarding Modification & Consolidation of Marilla, Wales & Elma Agricultural Districts

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**FROM THE NYSDEC**

Item 84 – (COMM. 14M-3) Public Notice - Program Application for Baseline Rd. & Grand Island Blvd., Grand Island

Item 85 – (COMM. 14M-4) Invitation for Public Comment - Program Application for 703 E. Delavan Ave., Buffalo

Item 86 – (COMM. 14M-5) Invitation for Public Comment - Program Application for Baseline Rd. & Grand Island Blvd., Grand Island

Item 87 – (COMM. 14M-6) Public Notice - Program Application for 703 E. Delavan Ave., Buffalo

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

**FROM GUN SENSE NEW YORK**

Item 88 – (COMM. 14M-7) Letter Concerning LL Intro. 1-1 (2021)

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

**ANNOUNCEMENTS**

Item 89 – Chair Baskin announced that committee meetings will be held Thursday, July 15, 2021. Chair Baskin further announced that the schedule for committee meetings to be held on Thursday, July 15, 2021, will be distributed. Chair Baskin further announced that mid-year budget hearing will continue on July 13, 2021 and July 14, 2021.

**MEMORIAL RESOLUTIONS**

Item 90 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of James Deeb and Joseph Toth.

Item 91 – Legislator Todaro requested that when the Legislature adjourns, it do so in memory of Bernard C. Fix, James D. Peterson, Michael Altenburg and Dennis T. Gorski.

**ADJOURNMENT**

Item 92 - At this time, there being no further business to transact, CHAIR BASKIN announced that the Chair would entertain a Motion to Adjourn.

MR. JOHNSON moved that the Legislature adjourn until Thursday, July 22, 2021 at 12:00 p.m. Eastern Standard Time. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, July 22, 2021 at 12:00 p.m. Eastern Standard Time.

**ROBERT M. GRABER**  
**CLERK OF THE LEGISLATURE**