

**ERIE COUNTY LEGISLATURE
MEETING NO. 22
DECEMBER 1, 2022**

The Legislature was called to order by Chair Baskin.

All members present.

An Invocation was held, led by Mr. Kooshoian, who requested a moment of silence.

The Pledge of Allegiance was led by Mr. Johnson.

Item 1 – MR. MEYERS moved to take Report No. 1 of the FINANCE & MANAGEMENT/BUDGET COMMITTEE from the table. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved to separate item Number 2-a, and approve the balance of the report. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 174

November 15, 2022, following recess, reconvened on November 29, 2022.	FINANCE & MANAGEMENT/BUDGET COMMITTEE REPORT NO. 1
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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. COMM. 18E-7 (2022)
COMPTROLLER: “2023 Tentative Budget Revenue and Major Expenditure Estimates”
(Chair’s Ruling)
 - b. COMM. 18E-9 (2022)
COUNTY EXECUTIVE: “Letter to Chair of EC Fiscal Stability Authority Regarding 2023-2026 Four Year Financial Plan”
(Chair’s Ruling)
 - c. COMM. 19D-3 (2022)
DIRECTOR OF BUDGET & MANAGEMENT: “Request for Technical Adjustment to Tentative 2023 EC Budget”

(Chair's Ruling)

d. COMM. 20E-3 (2022)

COMPTROLLER: "Comptroller's Review of the Proposed 2023 EC Budget"

(Chair's Ruling)

2. COMM. 18E-25 (2022)

COUNTY EXECUTIVE AS AMENDED

a. MAJORITY CAUCUS

RESOLVED, that the Erie County Legislature hereby approves the County Executive's 2023 Tentative Budget with the amendments attached hereto.

(5-3) Legislators Greene, Lorigo and Mills voted in the negative.

b. MINORITY CAUCUS

RESOLVED, amendments were offered to the County Executive's 2023 Tentative Budget, and approved or defeated by a majority vote.

(3-5) Chair Baskin, Legislators Bargnesi, Gilmour, Johnson and Meyers voted in the negative.

**TIMOTHY J. MEYERS
CHAIR**

****[See Amendments to the County Executive's 2023 Tentative Budget.](#)

MR. LORIGO moved to further amend item Number 2-a. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to further amend item Number 2-a. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to further amend item Number 2-a. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to further amend item Number 2-a. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to further amend item Number 2-a. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to further amend item Number 2-a. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to further amend item Number 2-a. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to further amend item Number 2-a. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

****[See above Eight Amendments to the County Executive's 2023 Tentative Budget – Page 6.](#)

MR. MEYERS moved to approve item Number 2-a as amended. MR. JOHNSON seconded.

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

AYES: MR. GREENE, MR. LORIGO, MR. MILLS, MR. TODARO, MR. BARGNESI, CHAIR BASKIN, MR. GILMOUR, MR. JOHNSON, MR. KOOSHOIAN, MR. MEYERS and MS. VINAL. NOES: None. (AYES: 11; NOES: 0)

CARRIED UNANIMOUSLY.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. MEYERS moved for the approval of the minutes for Meeting Number 20 from 2022. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – CHAIR BASKIN & MR. JOHNSON presented a proclamation Remembering the Life of Donald O. Allen Sr.

Item 6 – MS. VINAL presented a proclamation Honoring and Celebrating National Women Support Women Day.

Item 7 – MR. JOHNSON presented a proclamation Acknowledging and Honoring National Pearl Harbor Remembrance Day.

Item 8 – MS. VINAL presented a proclamation Acknowledging and Honoring John Murphy.

Item 9 – CHAIR BASKIN presented a proclamation In Remembrance of Christy Smothers-Glover.

Item 10 – MR. LORIGO presented a proclamation Honoring Nancy Smith on Her Retirement from WNY Land Conservancy.

Item 11 – MR. TODARO presented a proclamation Celebrating Angeline Cruver's 103rd Birthday.

Item 12 – MR. TODARO presented a proclamation Honoring Lancaster Lady Legends Softball as the Lancaster Depew Bee Team of the Year.

Item 13 – MR. TODARO presented a proclamation Honoring Vincent O'Neill as an Inductee to the Plaza of the Stars.

Item 14 – MR. TODARO presented a proclamation Honoring Carson Alberti as Male Athlete of the Year.

Item 15 – MR. GREENE presented a proclamation Recognizing Small Business Saturday in Erie County - Felt Sew Real.

Item 16 – MR. GREENE presented a proclamation Recognizing Small Business Saturday in Erie County - Consignment on Main.

Item 17 – MR. GREENE presented a proclamation Recognizing Patrick L. Johnson as a Clarence Veterans Memorial Wall Honoree.

Item 18 – MR. GREENE presented a proclamation Recognizing Christopher L. McShane as a Clarence Veterans Memorial Wall Honoree.

Item 19 – MR. MILLS presented a proclamation Recognizing CEO Nils Gunnersen for his Contributions to the Bertrand Chaffee Hospital and the Jennie B. Richmond Nursing Home.

Item 20 – MR. MILLS presented a proclamation Honoring Orchard Park Police Lieutenant Wendy Lazarz.

Item 21 – MR. MILLS presented a proclamation Recognizing John-Robert's Salon & Spa on Small Business Saturday.

Item 22 – MR. MILLS presented a proclamation Recognizing Orchard Park High School as a National Blue Ribbon School.

Item 23 – MS. VINAL presented a proclamation Congratulating and Recognizing Louis Roy.

Item 24 – MR. GILMOUR presented a proclamation Honoring and Recognizing the Lackawanna High School Football Team.

Item 25 – MR. JOHNSON presented a proclamation In Remembrance of Carl R. Bess, Inaugural Member of the Harvard Cup Hall of Fame.

MR. MEYERS moved for consideration of the above twenty-one items. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved to amend the above twenty-one items by adding one for MS. VINAL, and by including Et Al Sponsorship. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved for approval of the above twenty-two items as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 26 – CHAIR BASKIN directed that Local Law No. 1 (Print #1) 2022 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 27 – CHAIR BASKIN directed that Local Law No. 3 (Print #1) 2022 be referred to the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

COMMITTEE REPORTS

None.

LEGISLATOR RESOLUTIONS

None.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 28 – MR. MEYERS moved to discharge the SMALL BUSINESS COMMITTEE of further consideration of INTRO. 18-2 (2022). MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 175

RE: Calling for the NYS Department of Environmental Conservation to Revise and Strengthen the Bottle Bill (INTRO. 18-2, 2022)

WHEREAS, recycling is a key component of efforts to protect and improve the quality of our environment; and

WHEREAS, bottle redemption centers have become a popular way to return recyclables; and

WHEREAS, in many cases, these redemption centers are small businesses that operate on tight margins; and

WHEREAS, two companies account for 80 percent of bottle pickup in New York State; and

WHEREAS, redemption center owners are having difficulty paying employees and rent at their business location because of delays in pickup as revenue becomes delayed and is only collected when pick up services occur; and

WHEREAS, delays or inconsistent pick up service causes a backlog of recycling products thus creating a negative environmental impact within the communities wherein small redemption businesses reside; and

WHEREAS, New York State Law requires that collection occur at least every 14 days; and

WHEREAS, redemption center owners are having difficulty paying employees and rent because of delays in pickup; and

WHEREAS, the Department of Environmental Conservation currently has no concrete rubric for fines correlated directly with the number of delayed pick-up days, nor a formal system for redemption center small business owners to place and track complaints regarding pick up delays.

NOW, THEREFORE, BE IT

RESOLVED, this Honorable Body calls on the New York State Department of Environmental Conservation to reduce pick up time from 14 days to 10 days; and be it further

RESOLVED, this Honorable Body calls on the New York State Department of Environmental Conservation to formalize the fines for pick-up service delays and impose the current maximum fine amount for pick-up service delays that exceed the deadline; and be it further

RESOLVED, that this body calls on the NYS delegation to reevaluate the state bottle bill and make revision to strengthen it and increase the amount per bottle for redemption centers; and be it further

RESOLVED, that certified copies of this resolution be sent to the New York State Commissioner of the Department of Environmental Conservation, the WNY State Legislature Delegation, the Erie County Commissioner of Environment and Planning, and any other party deemed necessary and proper.

MR. MEYERS moved to amend the resolution. MR. JOHNSON seconded. MR. LORIGO and MR. MILLS voted in the negative.

CARRIED. (9-2)

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

MR. LORIGO requested the separation of the third resolve clause.

GRANTED.

CHAIR BASKIN moved the previous question. (Balance of the resolution, less the third resolve clause).

CARRIED UNANIMOUSLY.

CHAIR BASKIN moved the third resolve clause. MR. LORIGO and MR. MILLS voted in the negative.

CARRIED. (9-2)

Item 29 – MR. MEYERS moved to discharge the ENERGY & ENVIRONMENT COMMITTEE of further consideration of COMM. 20E-12 (2022). MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 176

RE: Southtowns Advanced Wastewater
Treatment Facility Expansion Project
Environmental Review
(COMM. 20E-12, 2022)

WHEREAS, the County of Erie must conduct a review pursuant to the State Environmental Quality Review Act (“SEQRA”) in conjunction with the Southtowns Advanced Wastewater Treatment Facility (“AWTF”) Expansion Project for purposes of serving Erie County Sewer District (“ECSD”) No. 3 (the “Action”); and

WHEREAS, in this instance, the County is the Lead Agency pursuant to SEQRA, as it is the only agency that has discretionary approval authority over this Action; and

WHEREAS, the County has determined that the Action is a Type I action under SEQRA; and

WHEREAS, the County has duly considered the Action, the full Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c), the draft Negative Declaration, and such other information deemed appropriate; and

WHEREAS, the County has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature declares itself Lead Agency; and be it further

RESOLVED, that based upon a thorough review and examination of the known facts relating to the Action and its careful review of all potentially adverse environmental impacts, and the entire record and proceedings relating to the Action, the County finds that the Action will not have a significant adverse impact on the environment and that a draft environmental impact statement will not be prepared; and be it further

RESOLVED, that the attached negative declaration, incorporated herein by reference, is issued and adopted for the reasons stated in the determination of non-significance; and be it further

RESOLVED, that the Erie County Legislature hereby reaffirms that the County Executive is authorized to expand the Southtowns AWTF within ECSD No. 3; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the Director of Budget and Management, the Department of Law, Joseph Fiegl, P.E., Division of Sewerage Management, and Mark Rountree, Department of Environment and Planning.

NEGATIVE DECLARATION
Determination of Non-Significance

Lead Agency: Erie County

Date: October ____, 2022

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act, or "SEQRA") of the Environmental Conservation Law.

The County of Erie ("County"), as lead agency, has reviewed the proposed resolution authorizing the County's Southtowns Advanced Wastewater Treatment Facility Expansion Project (the

“Action”) and determined that it will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

Name of Action: Resolution Authorizing the Southtowns Advanced Wastewater Treatment Facility (“AWTF”) Expansion Project within Erie County Sewer District (“ECSD”) No. 3 (the “Resolution”).

Location of Project Site: S3690 Lakeshore Road, Hamburg, New York.

SEQRA Status: Type I

Description of Action: The resolution authorizes the expansion of the existing sewage treatment plant to comply with the NYSDEC SPDES Permit limits and provide additional capacity for future developments. In Phase 1, Southtowns AWTF will construct new disinfection systems, effluent pumping station, and modify the overflow retention facility and outfall piping. Phase 2 will consist of the construction of new bioclarifiers and aeration system. The total area of improvement consists of approximately 4.8 acres. The purpose of the expansion is to protect the public health, protect the environment, and to support the local community and economy throughout the County.

Reasons Supporting this Determination:

The County has identified the relevant areas of environmental concern and has taken a hard look at each of the identified areas as required by SEQRA. The County compared the Action with the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). The County has completed parts 2 and 3 of the EAF, answering the questions in the negative. As indicated below in the discussion of each criterion specified in 6 NYCRR § 617.7(c)(1), the Action will not have a significant adverse impact on the environment.

The County hereby finds that the Southtowns AWTF Expansion Project is essential to the protection of public health, protection of the environment, and to support the local community and economy of the County.

(i) a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic or noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems;

In general, the Action is not expected to result in an increase in traffic or a decrease in noise, air quality, wetland, erosion, flooding, drainage, and solid waste production impacts.

a. Traffic Impacts

The Action will not have a significant adverse impact upon traffic or transportation. The Action will not increase traffic in the County and it will have no impact on the condition of or the vehicular, bicycle and/or pedestrian traffic on County Highways.

b. Noise Impacts

The Action will create a minor adverse noise impact during construction. Following construction, the Southtowns AWTF Expansion operating noise levels will be reduced to current levels. The Southtowns AWTF is located in an existing industrial area consistent with the current land use.

c. Air Quality Impacts

Construction vehicles associated with the Southtowns AWTF Expansion will consume fuel and produce some emissions but produced emissions will be minimal. The Action will not create any significant adverse impact to air quality.

d. Wetland Impacts

The existing Southtowns AWTF outfall extends into Lake Erie. Removal of sediments that have accumulated over the outfall diffusers will likely require excavation to uncover and repair outfall diffusers buried in sediments in order to operate effectively. Due to the location of the outfall, there are no other alternatives available for repairing the diffusers. Excavation and dredging will be planned to minimize the amount of in-water work required and reduce the amount of turbidity generated. Best practices, including but not limited to, cofferdam isolation and turbidity curtains, will be incorporated. Appropriate joint permitting through the NYSDEC and USACE Buffalo District will be obtained. As such, the Action will not result in significant adverse impacts to the wetland.

e. Erosion, Flooding and Drainage Impacts

The existing Southtowns AWTF outfall extends into Lake Erie. Removal of sediments that have accumulated over the outfall diffusers will likely require excavation to uncover and repair outfall diffusers buried in sediments in order to operate effectively. Due to the location of the outfall, there are no other alternatives available for repairing the diffusers. Excavation will be planned during a dry weather period to minimize the amount of in-water work required and reduce the amount of turbidity generated. Best practices, including but not limited to, cofferdam isolation and turbidity curtains, will be incorporated. Appropriate joint permitting through the NYSDEC and USACE Buffalo District will be obtained.

The Action will take place close to the shore of Lake Erie, within the 100-year and 500-year floodplains. Some of the construction will include some excavation and trenching activities. However, this impact will be temporary and will not change the stormwater runoff or flow of water within the floodplain. Appropriate soil erosion controls will be used. The Action will not cause a significant change in the site drainage pattern.

As such, the Action will not result in significant adverse effects to erosion, flooding, or drainage.

f. Solid Waste Production

The Southtowns AWTF Expansion may result in an overall increase in the generation of wastewater treatment-associated solid waste due to increased treatment capacity and solid capture. Adequate

controls are in place to ensure all solid waste generated from the treatment process is disposed of properly.

(ii) the removal or destruction of large quantities of vegetation or fauna; substantial interference with the movement of any resident or migratory fish or wildlife species; impacts on a significant habitat area; substantial adverse impacts on a threatened or endangered species of animal or plant, or the habitat of such a species; or other significant adverse impacts to natural resources;

The Action will require the removal of sediment for outfall diffuser repair activities in Lake Erie, an area with lake sturgeon and S1/S2 freshwater mussels, both NYS threatened species. The Action has a low potential to influence lake sturgeon, as they spawn in riverine systems and forage through the lake at deep water depths. The Action has a low potential to influence the freshwater mussels, as they are more likely to be found in shallow water or near the mouths of rivers and creeks. Excavation in Lake Erie will be planned to minimize the amount of in-water work required and reduce the amount of turbidity generated. Best practices, including but not limited to, cofferdam isolation and turbidity curtains, will be incorporated. Appropriate joint permitting through the NYSDEC and USACE Buffalo District will be obtained. The Action will not require the removal or destruction of large quantities of vegetation or fauna. Nor will there be substantial interference with the movement of any resident or migratory fish or wildlife species. There will not be any significant adverse effects on a significant habitat area or any impacts on wildlife.

(iii) the impairment of the environmental characteristics of a Critical Environmental Area as designated pursuant to subdivision 617.14(g) of this Part;

The Action is not located within a Critical Environmental Area. Thus there will be no significant adverse impacts to Critical Environmental Areas stemming from this Action.

(iv) the creation of a material conflict with a community's current plans or goals as officially approved or adopted;

The Action is consistent with the County's current plans and goals. The Action is essential for the protection of public health, the protection of the environment, and to support the local community and economy, and is in furtherance of the County's goals as set forth in the Erie-Niagara Framework for Regional Growth (the County's comprehensive plan) in Chapters 3 and 4.

(v) the impairment of the character or quality of important historical, archeological, architectural, or aesthetic resources or of existing community or neighborhood character;

The Action will not have an adverse impact on any historical, archeological, architectural, or aesthetic resources, nor will it have a negative impact on the surrounding community or neighborhood character. The Action conforms to officially adopted plans or goals of the County, and will help to carry forth the County's goals of protecting public health, protecting the environment, and supporting the local community and economy.

(vi) a major change in the use of either the quantity or type of energy;

The Action will result in increased energy demand. However, the existing grid is anticipated to sufficiently meet the increased electrical demand, and no capacity upgrades to the existing system will be required. There will be no significant adverse impacts to the use of energy.

(vii) the creation of a hazard to human health;

The Action will have no such impacts to human health.

(viii) a substantial change in the use, or intensity of use, of land including agricultural, open space or recreational resources, or in its capacity to support existing uses;

The Action is not located near any agricultural land. There will be no such impacts.

(ix) the encouraging or attracting of a large number of people to a place or places for more than a few days, compared to the number of people who would come to such place absent the action;

There will be no such impacts.

(x) the creation of a material demand for other actions that would result in one of the above consequences;

There will be no such impacts.

(xi) changes in two or more elements of the environment, no one of which has a significant impact on the environment, but when considered together result in a substantial adverse impact on the environment; or

There will be no such impacts.

(xii) two or more related actions undertaken, funded or approved by an agency, none of which has or would have a significant impact on the environment, but when considered cumulatively would meet one or more of the criteria in this subdivision.

There will be no such impacts.

For Further Information:

Contact Person: Mark Rountree, Department of Environment and Planning

Address: Erie County Department of Environment and Planning
95 Franklin Street, 10th Floor
Buffalo, New York 14202

Telephone Number: (716) 858-8008

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

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

Item 30 - MR. MEYERS moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 22E-26 from SHERIFF Re: Acceptance of FY2020 Tactical Team Targeted

Received and referred to the PUBLIC SAFETY COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY EXECUTIVE

Item 31 – (COMM. 22E-1) ECSD No. 8 - East Aurora Water Resource Recovery Facility Driveway Installation Project - Bid Opening

Item 32 – (COMM. 22E-2) ECSD No. 3 - Southtowns Clarifier No. 1 Concrete Repair Project - Bid Opening

Item 33 – (COMM. 22E-3) ECSD No. 4 - 2022 Budget Transfer

Item 34 – (COMM. 22E-4) Notice of Adoption - ECSDs - 2022 Assessment Rolls (2023 Levy)

Item 35 – (COMM. 22E-5) Parks Department Budget Transfer for Advertising

Item 36 – (COMM. 22E-6) Buffalo Bills - Proposed New Stadium - Environmental Review

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

Item 37 – (COMM. 22E-7) Senior Center Technology Project Installation

Item 38 – (COMM. 22E-8) Mental Health Dept. - Authorization to Contract with Buffalo Urban League

Item 39 – (COMM. 22E-9) Health Dept. - Office of Health Equity Budget Transfer

Item 40 – (COMM. 22E-10) Health Dept. - Special Needs Division - Enter into Contract with Learning Disabilities Association

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

Item 41 – (COMM. 22E-11) Personnel Modification for the County Executive's Office

Item 42 – (COMM. 22E-12) Lease Extension - 500 Commerce Dr., Amherst

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

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 177

RE: RENEW Plan Contracts
Authorizations – Phase 6
(COMM. 22E-13)

WHEREAS, the American Rescue Plan was signed into law on March 11, 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

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, 2024 and spent through December 31, 2026 allowing for long-term infrastructure projects to be designed and built; and

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

WHEREAS funding for the projects in this resolution was allocated via Comm. 13E-15 on July 8, 2021; and

WHEREAS, authorization to contract is needed to implement the projects funded via Comm. 13E-15; and

WHEREAS, the “Town of Cheektowaga – Town of Cheektowaga Museum Project” (\$2,368,000) as proposed in COMM.13E-15 (2021) was deleted in COMM. 5E-10 (2022) and funding was made available to other projects; and

WHEREAS, that the “City of Buffalo / Town of Tonawanda Elmwood Avenue Improvements Project” (\$850,000) as proposed and authorized in COMM. 13E-15 (2021) was deleted in COMM. 9E-17 (2022) and funding was made available to other projects; and

WHEREAS, the “Health Mall Improvements Project” (\$400,000) as proposed and authorized in COMM. 13E-15 (2021) was deleted and funding made available for GBUAHN, a registered 501(c)(3) Health Home in COMM. 18E-18 (2021) for the purposes of providing mobile vaccinations.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes \$125,000 of RENEW Plan funding originally reserved for the “Town of Cheektowaga Museum Project” in Fund 110, Funds Center 16200, Account #570050 – Interfund Transfer Capital be reallocated as follows:

Amount	Project	Description	Contract Awardee
\$75,000	A.21XXX	CKTW Knox Box System Updates	Town of Cheektowaga
\$50,000	A.21XXX	Bellevue Fire District Ambulance	Bellevue Fire District #9

and be it further

RESOLVED, that authorization is hereby given for \$20,000 of RENEW Plan funding originally reserved for the “Town of Cheektowaga Museum Project” in Fund 110, Funds Center 16200, Account #570050 – Interfund Transfer Capital be reallocated as follows:

Amount	Funds Center	Account	Name
\$20,000	1332020	518201	General Pulaski Association, Inc.

and be it further

RESOLVED, that authorization is hereby given for \$740,000 of RENEW Plan funding originally reserved for the “City of Buffalo/Town of Tonawanda Elmwood Avenue Improvements

Project” in Fund 110, Funds Center 16200, Account #570050 – Interfund Transfer Capital to be reallocated as follows:

Amount	Project	Description	Contract Awardee
\$200,000	A.21XXX	Delaware Park Inclusive Playground	Buffalo Olmsted Parks Conservancy
\$200,000	A.21XXX	Peter Street Pitch It Park	City of Buffalo
\$150,000	A.21XXX	Julia Boyer Reinstein Center Repairs	Buffalo History Museum
\$150,000	A.21189	Legion Field Improvements	Village of Hamburg
\$ 40,000	A.21XXX	Shakespeare in the Park Safety Rail	Shakespeare in Delaware Park

and be it further

RESOLVED, that authorization is hereby given to transfer funds previously reserved for the GBUAHN Health Home from Fund 110, Funds Center 12700, Account #516020 – Professional Services, Contracts and Fees to Fund 110, Funds Centers 1332010 & 1332020 and reallocate \$135,000 as follows:

Amount	Funds Center	Account	Name
\$30,000	1332020	518052	Buffalo and Erie County Naval and Military Park
\$30,000	1332020	518068	Burchfield Penney Art Center
\$10,000	1332010	518079	Confident Girl Mentoring
\$20,000	1332010	518735	Buffalo Prenatal-Perinatal Network
\$30,000	1332010	518736	Northland Workforce Training Center
\$15,000	1332010	518737	Johnnie B. Wiley Amateur Sports Pavilion

and be it further

RESOLVED, that authorization is hereby given to the County Executive to execute any contracts, agreements or inter-municipal agreements with the entities and in the amounts indicated for the projects authorized above; and be it further

RESOLVED, that authorization is hereby given for any funds remaining after the project reallocations authorized above be made available for future use; and be it further

RESOLVED, that authorization is hereby given for the Division of Budget and Management to make any necessary technical adjustments as needed to administer these projects; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the Erie County Executive’s Office, County Comptroller’s Office, Division of Budget and Management, and Department of Environment and Planning.

Item 44 – (COMM. 22E-14) PILOT Agreement - Lower West Side Homes Project, Buffalo - Affordable Housing Development

Item 45 – (COMM. 22E-15) Emery Maintenance & Sheriff Outbuilding Roof Replacements & Building Enhancement Project

Item 46 – (COMM. 22E-16) Pine St., East Aurora & Maryvale Dr., Cheektowaga - Road Design

Item 47 – (COMM. 22E-17) Erie County Medical Examiner's Office - Phase 7

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

FROM CHAIR BASKIN

Item 48 – (COMM. 22E-18) Updated Committee Assignments

Received, filed and printed.

November 22, 2022

Robert Graber, Clerk
Erie County Legislature
92 Franklin Street
4th Floor
Buffalo, NY 14202

Dear Mr. Graber,

Attached to this letter is an updated Committee Assignments list. Please distribute to all members.

Thank you for your attention to this matter.

Sincerely,

April Baskin
Chair, Erie County Legislature

2022 Committee Assignments

Finance and Management

Chair: Timothy Meyers
Chair of Legislature: April Baskin
Vice Chair: Howard Johnson
Members: John Gilmour

Energy and Environment

Chair: Timothy Meyers
Chair of Legislature: April Baskin
Vice Chair: Jeanne Vinal
Members: John Bargnesi

Joseph Lorigo
John Mills
Clerk: John Davis

John Mills
Frank Todaro
Clerk: Trey McGee

Health and Human Services

Chair: John Gilmour
Chair of Legislature: April Baskin
Vice Chair: Howard Johnson
Members: Jeanne Vinal
Joseph Lorigo
Frank Todaro
Clerk: Rebecca Brooks

Public Safety

Chair: Howard Johnson
Chair of Legislature: April Baskin
Vice Chair: John Gilmour
Members: Timothy Meyers
Frank Todaro
Christopher Greene
Clerk: Louis Eve

Government Affairs

Chair: John Bargnesi
Chair of Legislature: April Baskin
Vice Chair: John Gilmour
Members: Michael Kooshoian
Joseph Lorigo
Frank Todaro
Clerk: Sean Mulligan

Community Enrichment

Chair: John Gilmour
Chair of Legislature: April Baskin
Vice Chair: Howard Johnson
Members: Jeanne Vinal
John Mills
Christopher Greene
Clerk: Jacob Wagner

Economic Development

Chair: Howard Johnson
Chair of Legislature: April Baskin
Vice Chair: Timothy Meyers
Members: John Gilmour
Joseph C. Lorigo
John Mills
Clerk: Jacob Wagner

Minority and Women Business Enterprise

Chair: Howard Johnson
Chair of Legislature: April Baskin
Vice Chair: Jeanne Vinal
Members: John Bargnesi
John Mills
Christopher Greene
Clerk: Olivia Owens

Small Business

Chair: Jeanne Vinal
Chair of Legislature: April Baskin
Vice Chair: John Bargnesi
Members: Howard Johnson
John Mills
Frank Todaro
Clerk: Jacob Wagner

FROM THE COUNTY EXECUTIVE

Item 49 – (COMM. 22E-19) State of Emergency Documents - EC Driving Ban

Received and filed.

FROM CHAIR BASKIN

Item 50 – (COMM. 22E-20) Transition of Departmental Budget Hearings on Tentative 2023 Budget to Video Conferencing

Received, filed and printed.

November 19, 2022

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

Re: November 21, 2022 Departmental Hearings on the 2023 Tentative Erie County Budget to be Held via Video Conferencing Due to Snowstorm State of Emergency

Dear Mr. Graber:

I am writing to advise you that due to the State of Emergency declared by Governor Hochul, I am shifting the Legislature's scheduled November 21, 2022, Departmental Hearings on the 2023 Tentative Erie County Budget from being held in the Chambers of the Legislature to a virtual hearing via Zoom, and in order to help protect the public, and members and staff of the Erie County Legislature, from harm traveling to and from Old County Hall.

Please notify all legislators, staff, the media, and the public of this change and the call-in details. Thank you in advance for your assistance.

Sincerely,

April N.M. Baskin
Chair of the Legislature

Item 51 – (COMM. 22E-21) Transition of Public Hearing on Tentative 2023 Budget to Video Conferencing

Received, filed and printed.

November 19, 2022

Robert M. Graber, Clerk
Erie County Legislature

92 Franklin Street Fourth Floor
Buffalo, New York 14202

Re: November 21, 2022 Public Hearing on the 2023 Tentative Erie County Budget
to be Held via Video Conferencing Due to Snowstorm State of Emergency

Dear Mr. Graber:

I am writing to advise you that due to the State of Emergency declared by Governor Hochul, I am shifting the Legislature's scheduled November 21, 2022 Public Hearing on the 2023 Tentative Erie County Budget from being held in the Chambers of the Legislature to a virtual hearing via Zoom, and in order to help protect the public, and members and staff of the Erie County Legislature, from harm traveling to and from Old County Hall.

Please notify all legislators, staff, the media, and the public of this change and the call-in details. Thank you in advance for your assistance.

Sincerely,

April N.M. Baskin
Chair of the Legislature

FROM THE SHERIFF

Item 52 – (COMM. 22E-22) Buffalo State Hospitality/Culinary for Incarcerated Individuals Program

Item 53 – (COMM. 22E-23) Hope of Buffalo MOU Extension

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

FROM THE COMPTROLLER

Item 54 – (COMM. 22E-24) Letter to County Clerk Concerning Professional Service Expenditures on Paid Advertisements

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 55 – (COMM. 22E-25) Cultural Organization Capital Improvement Program - Authorization to Enter Into Contracts

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE COMMISSIONER OF HEALTH

Item 56 – (COMM. 22D-1) ECDOH Nursing Home COVID-19 Infection Report
Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 57 – (COMM. 22D-2) Budget Monitoring Report for Period Ending September 2022
Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE TOWN OF BRANT

Item 58 – (COMM. 22M-1) Certified Resolution Opposing NYS Laws Concerning Firearm Restrictions
Received and referred to the PUBLIC SAFETY COMMITTEE..

ANNOUNCEMENTS

Item 59 – Chair Baskin announced that the Legislature will conduct committee meetings on Thursday, December 8, 2022, and the schedule has been distributed. Chair Baskin further announced that the next scheduled session of the Legislature is Thursday, December 15, 2022.

MEMORIAL RESOLUTIONS

Item 60 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Moira E. Furlong.

Item 61 – Legislator Vinal requested that when the Legislature adjourns, it do so in memory of Linda Berlin.

ADJOURNMENT

Item 62 – At this time, there being no further business to transact, CHAIR BASKIN announced that the Chair would entertain a Motion to Adjourn.

MR. MEYERS moved that the Legislature adjourn until Thursday, December 15, 2022 at 12:00 Noon Eastern Standard Time. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, December 15, 2022 at 12:00 Noon Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE