

**ERIE COUNTY LEGISLATURE
MEETING NO. 14
JULY 15, 1999**

The Legislature was called to order by Chairman Swanick.

All Members Present.

A moment of silence was held.

The Pledge of Allegiance was led by Mr. Ranzenhofer. •

MS. MARINELLI moved to approve the minutes of Meeting 13 of 1999. MR. DEBENEDETTI seconded.

CARRIED UNANIMOUSLY.

The Chairman directed that the session enter into recess at 2:07 p.m. and public hearing called to order for considering the appropriation in the 1999 Erie County Budget of \$1,309,621 from the Erie County Road Repair Reserve Fund for Capital repair of designated County roads.

The Clerk of the Legislature read the legal notice regarding the public hearing on the 1999 Erie County Budget of \$1,309,621 from the Erie County Road Repair Reserve Fund for Capital repair of designated County roads.

No comments from the public were made.

CHAIRMAN SWANICK directed the public hearing closed at 2:09 p.m. and the session reconvened.

MISCELLANEOUS RESOLUTIONS

Item 1 - MR. MARSHALL submitted a resolution honoring the Village of Aurora's 125th Anniversary. MR. LARSON seconded.

CARRIED UNANIMOUSLY.

Item 2 - MR. DEBENEDETTI submitted a resolution honoring Carmella Trippi on her 90th Birthday. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 3 - MR. RANZENHOFER submitted a resolution honoring Pat Casillo, Sr. on his Birthday. MR. WEINSTEIN seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

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

Item 5 – MS. MARINELLI moved to take Local Law Intro No. 8 (Print #1) from the table for immediate consideration. MR. HOLT seconded.

COUNTY OF ERIE

LOCAL LAW INTRO. NO. 8 - 1999

LOCAL LAW NO. - 1999

A LOCAL LAW in relation to electing a retirement incentive program pursuant to Chapter 70 of the Laws of 1999.

Be it enacted by the Legislature of the County of Erie as follows:

Section 1. The county of Erie hereby elects to provide the benefits of chapter seventy of the laws of nineteen hundred ninety-nine to its eligible employees, pursuant to chapter seventy of the laws of nineteen hundred ninety-nine.

§ 2. The commencement date of the retirement incentive program shall be the third day of August nineteen hundred ninety-nine.

§ 3. The open period during which eligible employees may retire and receive the additional retirement benefit shall be forty days, to commence on and include the third day of August nineteen hundred ninety-nine, and to end on and include the eleventh day of September nineteen hundred ninety-nine.

§ 4. In interpreting this local law, the calendar dates set forth above as the opening and closing days of the open period shall be deemed controlling in determining the length of such open period, it being the intent of the legislature that the last date on

which eligible employees shall work shall be no later than the tenth day of September nineteen hundred ninety-nine.

§ 5. The county of Erie will fund the retirement incentive program provided in chapter seventy of the laws of nineteen hundred ninety-nine by paying the New York state and local employees' retirement system five annual payments, the amount of which shall be determined by the actuary. The first such payment is due the fifteenth day of December two thousand.

§ 6. This local law shall take effect immediately.

CHARLES M. SWANICK	CRYSTAL D. PEOPLES
EDWARD J. KUWIK	MICHAEL A. FITZPATRICK
GEORGE A. HOLT, JR.	JUDITH P. FISHER
GREGORY B. OLMA	ALBERT DEBENEDETTI
RAYMOND K. DUSZA	LYNN M. MARINELLI
JOHN W. GREENAN	JEANNE Z. CHASE
FREDERICK J. MARSHALL	WILLIAM A. PAULY
BARRY A. WEINSTEIN, MD	MICHAEL H. RANZENHOFER
DALE W. LARSON	

MS. PEOPLES moved the adoption. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

COMMITTEE REPORTS

Item 6 – MR. KUWIK presented the following and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 250

July 6, 1999

PUBLIC SAFETY
COMMITTEE

REPORT NO. 8

ALL MEMBERS PRESENT WITH EXCEPTION OF LEGISLATOR DUSZA. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

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

- | | | | | |
|----|---|------|-------|---------------|
| | Item | Page | -1999 | (Int. 11-6) |
| a. | SWANICK, MARINELLI, HOLT, DEBENEDETTI, DUSZA, OLMA & FISHER:
Support for a Felony Animal Cruelty Bill.
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member. | | | |
| | Item | Page | -1999 | (Comm. 12E-2) |
| b. | SHERIFF: Copy of Letter to Buffalo Police Commissioner Re: Offer to Assist the City
During Stanley Cup Finals.
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member. | | | |
| | Item | Page | -1999 | (Comm. 12M-5) |
| c. | TOWN OF LANCASTER: Certified Resolution in Support of Increased Recruitment of
Volunteer Firefighters.
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member. | | | |
| | Item | Page | -1999 | (Comm. 13M-2) |
| d. | TRAFFIC SAFETY ADVISORY BOARD: 1998 Annual Report.
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member. | | | |

2. Item Page - 1999 (Comm. 12E-9)
COUNTY EXECUTIVE
RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the Social Security Administration in order to receive incentive payments for the provision of inmate information, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the New York State Office of Court Administration in order to receive reimbursement for the provision of probation services to the Domestic Violence Court, and be it further

RESOLVED, that the following budget adjustments are hereby authorized within the Probation Department budget in order to assure that all electronic monitoring devices are year 2000 compliant.

**Probation
Department 260**

<u>Revenue</u>	<u>Increase</u>
Acct. 568 State Aid for Probation	\$ 5,400
Acct. 627 State Aid Criminal Justice Program	14,600
Total Revenue	\$20,000

Appropriation

Acct. 823 Repairs & Maintenance		<u>\$20,000</u>
Total Appropriation		\$20,000

and be it further

RESOLVED, that certified copies be forwarded to the Division of Budget, Management and Finance, the Law Department, the Probation Department, the Correctional Facility, the Office of the Comptroller and the Office of the Sheriff for implementation.

(5-0) Legislator Dusza absent. Chairman Swanick present as ex-officio member.

3. Item Page - 1999 (Comm. 12E-19)

COUNTY EXECUTIVE

WHEREAS, Erie County has been awarded a block grant from the New York State's Governor's Traffic Safety Committee for traffic safety awareness and enforcement, and

WHEREAS, the County budget must be amended to agree with the finally approved State grant budget which increased State funding.

NOW, THEREFORE, BE IT

RESOLVED, that the following transactions are hereby authorized in order that the amended budget will agree with the final State authorization.

OFFICE OF TRAFFIC SAFETY

**Project #873
10/1/98 - 9/30/99**

APPROPRIATIONS	FROM	CHANGE	TO
Acct. 800 - Personal Services	\$ 40,362	-0-	\$ 40,362
Acct. 805 - Fringe Benefits	11,064	-0-	11,064
Acct. 810 - Office Supplies	200	\$ 200	400
Acct. 824 - Travel & Mileage	800	400	1,200
Acct. 825 - Out-of-Area Travel	600	1,100	1,700
Acct. 826 - Other Expenses	200	6,038	6,238
Acct. 830 - Contractual Agencies	-0-	-0-	-0-
0175- Town of Tonawanda	11,000	(2,900)	8,100
0307 - City of Buffalo	8,000	10,900	18,900
0367 - Mercy Flight	15,000	5,000	20,000
0446 - Village of E. Aurora	8,000	100	8,100
0447 - Town of Eden	8,000	100	8,100
0449- Town of Evans	8,000	100	8,100
0453 - Town of Hamburg	8,000	(8,000)	-0-
0456 - City of Lackawanna	10,000	3,500	13,500
0463- Tw. of Orchard Park	4,000	4,100	8,100
0469 - Tw. of W. Seneca	8,000	100	8,100

0652 - Millard Fillmore Hosp.	30,000	5,000	35,000
0653- Town of Amherst	4,000	4,100	8,100
APPROPRIATIONS	FROM	CHANGE	TO
Village of Angola	-0-	\$ 4,500	\$ 4,500
Town of Cheektowaga	-0-	8,100	8,100
Village of Depew	-0-	8,100	8,100
Village of Hamburg	-0-	3,500	3,500
City of Tonawanda	-0-	8,100	8,100
Acct. 880 - Interfund			
1100 - Dept. of Co. Exec.	\$ 2,542	1,494	4,036
1500 - Sheriff's Dept.	11,000	7,900	18,900
5100- D.I.S.S.	2,022	678	2,700
Acct. 882 - Interdept. Pay			
1109 - Co. Exec. - Grants	-0-	2,000	2,000
Total Appropriation	<u>\$190,790</u>	<u>\$74,210</u>	<u>\$265,000</u>
REVENUES			
Acct. 592 - State Aid Dept. of Transportation	<u>\$190,790</u>	<u>\$74,210</u>	<u>\$265,000</u>
Total Revenues	<u>\$190,790</u>	<u>\$74,210</u>	<u>\$265,000</u>

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into sub-contracts with the above listed agencies and municipalities for the grant period, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the County Executive's Office, Erie County STOP-DWI, the Office of the Sheriff, the Office of the Comptroller and the Office of Traffic Safety.

(5-0) Legislator Dusza absent. Chairman Swanick present as ex-officio member.

4. Item Page - 1999 (Comm. 13E-4)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Public Works, Highway Division, in cooperation with the Erie County Department of Emergency Services, has been awarded three flood mitigation grants from the Federal Emergency Management Agency through the New York State Emergency Management Office, and

WHEREAS, the Erie County Department of Public Works, Highway Division, has three areas that will be worked on to address flood mitigation measures using this funding, and

WHEREAS, the Highway Division would like to have these funds available in their operating budget for completion of these projects, and

WHEREAS, the federal aid through the State is 75% of total project costs, and

WHEREAS, the County Highway Division will utilize current employees and equipment to balance out the remaining 25% of the project costs.

NOW, THEREFORE BE IT

RESOLVED, that the three flood mitigation grants for the following projects, with corresponding amounts of funding be accepted:

HMGP #1196-4053-Zoar Valley Road Elevation Project
(75% federal share) \$97,500

HMGP # 1196-4054-Middle Road Drainage project
(75% federal share) \$90,000

HMGP #1196-4055-Groth Road Stabilization Project
(75% federal share) \$90,000

TOTAL \$277,500

and be it further

RESOLVED, that the total amount of \$277,500 is hereby appropriated to the Erie County Department of Public Works, Highway Division's Road Fund operating budget in Account 817, Highway Supplies, the source of funds being unanticipated Federal aid through New York State in the amount of \$277,500, and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward certified copies of this resolution to the Department of Public Works, Highway Division, the Department of Emergency Services, the Office of the Comptroller and the Division of Budget, Management and Finance.

(5-0) Legislator Dusza absent. Chairman Swanick present as ex-officio member.

5. Item Page - 1999 (Comm. 13E-10)

COUNTY EXECUTIVE

WHEREAS, the Erie County Sheriff's Office is authorized to accept any donations related to the construction of a Special Weapons and Tactics (SWAT) Range in the Town of Alden, and

WHEREAS, the Federal Bureau of Investigation has allocated \$5,000.00 to assist with the construction costs related to this project,

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided to make the following budgetary transfers in the 1999 Budget.

Department 931 – Sheriff's Office

<u>Revenue</u>	<u>Increase</u>
Acct 684 Miscellaneous Federal Revenues	\$5,000
<u>Appropriation</u>	<u>Increase</u>
Acct. 886 2208 Interfund DPW Capital	\$5,000

Department of Public Works - Capital Project 748

<u>Revenue</u>	<u>Increase</u>
Acct. 686-2200 Interfund Revenue	\$5,000
<u>Appropriation</u>	<u>Increase</u>
Acct. 975 Buildings Construction Expenditure	\$5,000

and be it further

RESOLVED, that certified copies be forwarded to the Division of Budget, Management and Finance, the Department of Public Works, the Office of the Comptroller and the Office of the Sheriff for implementation.
(5-0) Legislator Dusza absent. Chairman Swanick present as ex-officio member.

6. Item Page - 1999 (Comm. 13E-20)

COUNTY EXECUTIVE

RESOLVED, that the following budgetary transactions are authorized in order to establish a fourth grant which will assist in updating local emergency planning for the Department of Emergency Services:

Department of Emergency Services
HMTUSA Grant Phase IV

<u>Revenue</u>	
214 - Federal Aid – Other	<u>\$1,500</u>
TOTAL	\$1,500

Appropriations

821 - Dues and Fees	\$ 300
825 - Out of Area Travel	\$ 500
826 - Other Expenses	<u>\$ 700</u>
TOTAL	\$1,500

and be it further

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

(5-0) Legislator Dusza absent. Chairman Swanick present as ex-officio member.

EDWARD J. KUWIK
CHAIRMAN

MR. KUWIK moved the adoption. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 7 – MR. DUSZA presented the following and moved for immediate consideration.
MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 251

July 6, 1999

GOVERNMENT AFFAIRS
COMMITTEE
REPORT NO. 8

ALL MEMBERS PRESENT EXCEPT LEGISLATORS DUSZA AND HOLT.
CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

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

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|------|------|-------|---------------|
| Item | Page | -1999 | (Comm. 10E-3) |
|------|------|-------|---------------|
- a. **DUSZA:** Copy of Letter to Assemblyman Tokasz Re: Seeking Support for "Drums Along the Waterfront."
(4-0) Legislators Dusza and Holt absent. Chairman Swanick Present as Ex-Officio Member.
- | | | | |
|------|------|-------|---------------|
| Item | Page | -1999 | (Comm. 12E-3) |
|------|------|-------|---------------|
- b. **COUNTY CLERK:** Semi-Annual Report - Mortgage Tax Receipts & Disbursements 10/98 - 3/99.

(4-0) Legislators Dusza and Holt absent. Chairman Swanick Present as Ex-Officio Member.

- Item Page -1999 (Comm. 12E-5)
- c. **COUNTY EXECUTIVE:** Filling Vacant Positions.
(4-0) Legislators Dusza and Holt absent. Chairman Swanick Present as Ex-Officio Member.

- Item Page -1999 (Comm. 13D-1)
- d. **COUNTY ATTORNEY:** Notices of Claim.
(4-0) Legislators Dusza and Holt absent. Chairman Swanick Present as Ex-Officio Member.

- Item Page -1999 (Comm. 13M-1)
- e. **NYS EMERGENCY MANAGEMENT OFFICE:** NYS Model Year 2000 Contingency Plan - Y2K Impact.
(4-0) Legislators Dusza and Holt absent. Chairman Swanick Present as Ex-Officio Member.

- Item Page -1999 (Comm. 13M-10)
- f. **TOWN OF HAMBURG:** Certified Resolution Re: Local Planning & Land Use - Wireless Telecommunications.
(4-0) Legislators Dusza and Holt absent. Chairman Swanick Present as Ex-Officio Member.

RAYMOND K. DUSZA
CHAIRMAN

MR. DUSZA moved the adoption. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 8 – MR. DEBENEDETTI presented the following and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 252

July 6, 1999

ENERGY & ENVIRONMENT
COMMITTEE
REPORT NO. 9

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

1. **RESOLVED**, that the following are hereby received and filed.
Item Page -1999 (Comm. 1E-20)
- a. **COUNTY EXECUTIVE: Reproduction Fees for County Geographic Information System Maps.**
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

Item Page -1999 (Comm. 3M-13)
- b. **ERIE COUNTY WATER AUTHORITY: Unaudited Comparative Financial Statements for Years Ended 12/31/98 & 12/31/97.**
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

Item Page -1999 (Comm. 7M-2)
- c. **ERIE COUNTY WATER AUTHORITY: Letter Alerting Legislature of Delay in Release of ECWA's 12/31/98 Audited Financial Statement & Annual Report.**
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

Item Page -1999 (Comm. 8M-2)
- d. **PRICEWATERHOUSECOOPERS LLP: Erie County Water Authority Financial Statements 12/31/98 & 1997.**
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

Item Page -1999 (Comm. 13E-2)
- e. **COUNTY EXECUTIVE: EC Southtowns Sewage Treatment Agency - Waste Paper Pulp & Polymer Feed Facilities & Modifications Contract "A" Change Order No. A3.**
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

Item Page -1999 (Comm. 13E-3)
- f. **COUNTY EXECUTIVE: EC Southtowns Sewage Treatment Agency - Waste Paper Pulp & Polymer Feed Facilities & Modifications - Electrical Contract "D" Change Order.**
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

Item Page -1999 (Comm. 13E-23)
- g. **COUNTY EXECUTIVE: ECSD No. 2 - Southwest Interceptor & Pumping Station Facilities Evaluation - URS Greiner Engineering Service Agreement Change Order.**
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

Item Page -1999 (Comm. 13E-25)
- h. **COUNTY EXECUTIVE: EC Southtowns Sewage Treatment Agency - Waste Paper Pulp & Polymer Feed Facilities & Modifications - Heating, Vent. Air Cond. - Change Order.**
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

Item Page -1999 (Comm. 13M-7)

- i. **NYSDEC:** Fact Sheet - Former N.L. Industries.
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

- Item Page -1999 (Comm. 13M-8)
j. **MELINDA HOLLAND:** Summary of 6/2/99 Task Force Conference Call.
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

- Item Page -1999 (Comm. 13M-14)
k. **ERIE COUNTY WATER AUTHORITY:** 1998 Annual Report.
(5-0) Legislator Dusza absent. Chairman Swanick Present as Ex-Officio Member.

2. Item Page - 1999 (Comm. 8E-19)
COUNTY EXECUTIVE

WHEREAS, the Buffalo Inner Harbor Development Project is a proposed action undertaken as a partnership among the County of Erie, City of Buffalo, New York State Thruway Authority and Canal Corporation, New York State Urban Development Corporation, and Federal Transit Administration; and

WHEREAS, the proposed action is subject to the requirements of Article 8 of the Environmental Conservation Law (State Environmental Quality Review Act) and 6NYCRR Part 617; and

WHEREAS, the County of Erie is an interested agency in the proposed action; and

WHEREAS, having considered the Draft and Final Environmental Impact Statement for the proposed action; and

WHEREAS, the County of Erie is not required but chooses to issue a findings statement.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does adopt the attached Findings Statement, herein identified as Exhibit A, and be it further

RESOLVED, that this Findings Statement certifies that:

1. The requirements of 6NYCRR, Part 617 have been met;
2. Consistent with the social, economic and other essential considerations from among the reasonable alternatives thereto, the action approved is one which minimizes or avoids adverse environmental effects to the maximum extent practicable; including the effects disclosed in the environmental impact statement, and
3. Consistent with social, economic and other essential considerations, to the maximum extent practicable, adverse environmental effects revealed in the environmental impact statement process will be minimized or avoided by incorporating as conditions to the decision those mitigative measures which were identified as practicable.

and be it further

RESOLVED, that certified copies of the resolution shall be forwarded to the Department of Environment and Planning, the Erie County Comptroller and the Division of Budget, Management and Finance.

(5-0) Legislator Dusza absent. Chairman Swanick present as ex-officio member.

AS AMENDED

3. Item Page - 1999 (Comm. 12E-26)

COUNTY EXECUTIVE

WHEREAS, the Governor has established a goal of developing high-tech manufacturing industries in New York State; and

WHEREAS, the Governor's Office of Regulatory Reform (GORR) has presented a total of 13 candidate sites for the location of a computer chip manufacturing "Chip Fab" complex which has now since been reduced to 11 sites; and

WHEREAS, the North America Center Industrial Park located in the West Seneca portion of Erie County Sewer District No. 1 is one of the 11 sites preselected by GORR; and

WHEREAS, a selected site must demonstrate the ability to have 9 million gallons per day (MGD) of sewer capacity which the North America Center site does not currently have but which it can obtain if a new sewer line is designed and constructed.

NOW, THEREFORE, BE IT

RESOLVED, that the engineering firm of Malcolm Pirnie, Inc., 40 Centre Drive, Orchard Park, New York 14127 be awarded a contract to perform the engineering services needed to design and construct a new sewer line to service the North America Center Industrial Park in Erie County Sewer District No. 1 at a cost not to exceed \$847,952.00; and be it further

RESOLVED, that the County Executive, be and hereby is, authorized to execute the contract with Malcolm Pirnie, Inc., subject to approval as to form by the County Attorney; and be it further

RESOLVED, that the County Comptroller be authorized and directed to allocate \$243,307.00 from the County's Business Site Development Fund (110 922 302 830 1030) to pay for the needed engineering services up to and including the Project's design; and be it further

RESOLVED, that should the sewer project proceed to construction, the source of funds needed to pay the cost of the remaining engineering services related to the design and construction of the sewer be determined at that time; and be it further

RESOLVED, that a certified copy of the resolution be sent to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, Stephen F. Gawlik, Assistant County Attorney, the Erie County Comptroller's Office, and the Director of Budget and Management.

(5-0) Legislator Dusza absent. Chairman Swanick present as ex-officio member.

4. Item Page - 1999 (Comm. 13E-18)

COUNTY EXECUTIVE

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

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

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

WHEREAS, the objective of this program is to improve air quality in the Niagara Frontier and promote cost effective energy savings to Erie County, and

WHEREAS, the Erie County Alternative Fuel Vehicle Consortium Project is eligible for funding under the CMAQ Program, and

WHEREAS, New York State Department of Transportation (NYSDOT) will enter into agreement with Erie County to provide \$40,000 from the CMAQ program funds, and

NOW THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute the agreement necessary to accept a grant of \$40,000 from NYSDOT to implement the Erie County Alternative Fuel Consortium Project, and be it further

RESOLVED, that the following regular part time position be created to implement this program; Environmentalist- Energy Conservation (RPT) (JG IX), and be it further

RESOLVED, that the grant be appropriated into a budget as follows:

Account	800 Personal Services	\$32,000
	805 Fringe Benefits	<u>8,000</u>

Total \$40,000

and be it further

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

(5-0) Legislator Dusza absent. Chairman Swanick present as ex-officio member.

5. Item Page - 1999 (Comm. 13E-19)

COUNTY EXECUTIVE

WHEREAS, Erie County has successfully conducted a model Household Hazardous Waste Collection Program since 1988 servicing over 14,000 households within Erie County, and

WHEREAS, Representatives from regional Native American population centers have expressed interest in developing a program to provide their residents with an opportunity to dispose of unwanted household chemicals, and

WHEREAS, the United States Environmental Protection Agency (USEPA) has awarded the Erie County Department of Environment and Planning a grant for a project entitled "Erie County/Tribe Environmental Partnership Project". The grant, in the amount of \$50,000 will establish a two year program to implement a Native American Household Hazardous Waste Awareness and Collection program, and

WHEREAS, it is in the best interest of Erie County to assist local Native American groups with the development of a household hazardous waste collection program for the protection of the environment, and

NOW, THEREFORE BE IT

RESOLVED, that the following position be created in the newly established Erie County/Tribe Environmental Partnership Project administered by the Department of Environment and Planning:

Environmental Education Specialist (JG 9)

and be it further

RESOLVED that the following position is hereby deleted from the project budget:

Junior Environmentalist (JG 7)

And be it further

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

(5-0) Legislator Dusza absent. Chairman Swanick present as ex-officio member.

6. Item Page - 1999 (Comm. 13E-24)

COUNTY EXECUTIVE

WHEREAS, the termination of a sanitary sewer easement, located at the north end of the Steelawanna Avenue in the City of Lackawanna has been requested by the property owner, and

WHEREAS, the Department of Environment and Planning agree to the release of this easement due to the abandonment of the sanitary sewer line, and

WHEREAS, this easement and termination will have no negative effect on the ability of Erie County Sewer District No. 6 personnel to operate and maintain the District's sanitary sewer system, and

WHEREAS, the termination of this easement will bear no cost to the County, and

WHEREAS, the Advisory Review Committee has reviewed this matter and recommends the termination of this easement.

NOW, THEREFORE, BE IT

RESOLVED, that the sanitary sewer easement running across the property identified at Liber 9764, page 517, located at the north end of Steelawanna Avenue be terminated; and be it further

RESOLVED, that the County Executive be authorized to sign said easement release subject to approval by the County Attorney; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy of this Resolution to Charles J. Alessi, P.E., Department of Environment and Planning, Stephen F. Gawlik, Assistant County Attorney, the Director of Budget and Management, and the Erie County Comptroller.

(5-0) Legislator Dusza absent. Chairman Swanick present as ex-officio member.

GREGORY OLMA
CHAIRMAN

MR. DEBENEDETTI moved the adoption. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 9 – MS. MARINELLI presented the following and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 253

July 6, 1999

FINANCE & MANAGEMENT
COMMITTEE
REPORT NO. 8

ALL MEMBERS PRESENT WITH EXCEPTION OF LEGISLATORS FITZPATRICK & RANZENHOFER. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO.

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

- | | | | | |
|----|---|------|-------|----------------|
| | Item | Page | -1999 | (Comm. 4D-4) |
| a. | BUDGET, MANAGEMENT & FINANCE: Budget Monitoring Report for the Period Ending 11/30/99.
(4-0) Legislators Fitzpatrick and Ranzenhofer absent. Chairman Swanick Present as Ex-Officio Member. | | | |
| | Item | Page | -1999 | (Comm. 5E-32) |
| b. | COUNTY EXECUTIVE: Ending Geneva B. Scruggs Tenancy at ECMC.
(4-0) Legislators Fitzpatrick and Ranzenhofer absent. Chairman Swanick Present as Ex-Officio Member. | | | |
| | Item | Page | -1999 | (Comm. 8M-10) |
| c. | NFTA: Annual Operating & Capital Budget for Fiscal Year Ending 3/31/00.
(4-0) Legislators Fitzpatrick and Ranzenhofer absent. Chairman Swanick Present as Ex-Officio Member. | | | |
| | Item | Page | -1999 | (Comm. 10M-11) |
| d. | NYS BOARD OF REAL PROPERTY SERVICES: List of Certified 1998 State Equalization Rates.
(4-0) Legislators Fitzpatrick and Ranzenhofer absent. Chairman Swanick Present as Ex-Officio Member. | | | |
| | Item | Page | -1999 | (Comm. 10M-13) |
| e. | NEW YORK STATE BOARD OF REAL PROPERTY SERVICES: List of Certified 1998 Class Equalization Rates.
(4-0) Legislators Fitzpatrick and Ranzenhofer absent. Chairman Swanick Present as Ex-Officio Member. | | | |
2. Item Page - 1999 (Comm. 13E-5)
COUNTY EXECUTIVE

WHEREAS, the Niagara Frontier Radio Reading Service provides valuable services to area residents who are unable to read printed matter; and

WHEREAS, the Service has requested Erie County to provide a one-time emergency grant to help cover unanticipated costs which may jeopardize their ability to operate.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into an agreement with the Niagara Radio Reading Service, Inc. for the provision of a one-time emergency grant to the Service in the amount of \$20,000 to pay for signal leasing; studio leasing, and matching funds for a federal grant to purchase equipment; and be it further

RESOLVED, that the source of funds for this appropriation shall be the County Contingency Account (DAC 110923310893); the sum of \$20,000 is hereby transferred to the Niagara Radio Reading Service (DAC.110921301830343); and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the County Comptroller, the First Assistant County Attorney, the Director of Budget and Management and to The Niagara Frontier Reading Services, Inc.

(4-0) Legislators Fitzpatrick & Ranzenhofer absent. Chairman Swanick present as ex-officio member.

**CRYSTAL PEOPLES
CHAIRPERSON**

MS. MARINELLI moved the adoption. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 10 – MS. MARINELLI presented the following and moved for immediate consideration. MR. FITZPATRICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 254

July 8, 1999

ECONOMIC DEVELOPMENT
COMMITTEE
REPORT NO. 8

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

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

- | | | | | |
|----|---|------|-------|----------------|
| | Item | Page | -1999 | (Comm. 13M-4) |
| a. | TOWN OF CHEEKTOWAGA: Certified Resolution Re: Como Park Boulevard.
(6-0) Chairman Swanick present as ex-officio member. | | | |
| | Item | Page | -1999 | (Comm. 13M-12) |
| b. | NFTA: Minutes of Meeting Held 5/17/99. | | | |

(6-0) Chairman Swanick present as ex-officio member.

2. Item Page - 1999 (Comm. 11E-17)

COUNTY EXECUTIVE

WHEREAS, in the past, New York State controlled federal road and bridge projects within Erie County; and

WHEREAS, under a new "partnering" program, Erie County will control those projects, initially funding them in full, then requesting reimbursement from New York State; and

WHEREAS, this new procedure significantly increases the clerical effort required, but allows the County to be reimbursed for the cost of that clerical effort; and

WHEREAS, the Highway Division is, therefore, requesting the addition of one part-time clerical position (19 hours per week) to enable the timely processing of requests for reimbursement; and

WHEREAS, the Highway Division is currently projecting an excess in turnover savings in its 1999 budget for Personal Services.

NOW, THEREFORE, BE IT

RESOLVED, that a Receptionist - PT (J.G.-3) be created in the Highway Division of the Department of Public Works; and be it further

RESOLVED, that the Division of Budget, Management and Finance is authorized to make the following adjustments to the 1999 Division of Highways' budget:

<u>Acct.</u>	<u>Description</u>	<u>Current Bal.</u>	<u>Changes</u>	<u>Revised Budget</u>
800	Personal Services	11,611,331	5,138	11,616,469
805	Fringe Benefits	4,078,919	394	4,079,313
802	Reduction from Personal Services	(348,481)	(5,532)	(354,013)

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Commissioner of Public Works, the Comptroller and the Division of Budget, Management and Finance.

(5-0)

AS AMENDED
(Comm. 12D-16)

3. Item Page - 1999

DPW

WHEREAS, the Department of Public Works received bids on June 17, 1999, for the Rath Building Elevator Modernization project, and

WHEREAS, the elevator contractor's base bid includes \$1,375,500.00 for modernization of the elevators and \$120,000.00 for five year maintenance contract, and

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

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into contracts with the following for the Rath Building Elevator Modernization project:

ELEVATOR MODERNIZATION

DCB Elevator Co., Inc.	
Base Bid	\$ 1,495,500.00

MECHANICAL WORK

Buffalo Sheet Metals, Inc.	
Base Bid	\$ 42,900.00

ELECTRICAL WORK

Goodwin Electric Corporation	
Base Bid	\$ <u>20,200.00</u>

total for all contracts:	\$1,558,600. 00
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and be it further,

RESOLVED, that the sum of \$150,000.00 be allocated to a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders not to exceed the amount of the contingency, and be it further,

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

RESOLVED, that the sum of \$10,000.00 be allocated for testing and miscellaneous expenses with authorization for the Commissioner of Public Works to expend said funds, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments indicated above and be charged to the following accounts:

--1998 DPW O&M Budget, Project 912, Fund 110,	\$100,000.00
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Account 823 (encumbered in DP 24021)

--1999 DPW O&M Budget, Project 912, Fund 110, \$1,000,000.00
Account 823 (encumbered in DP 30996)

--1999 Code Compliance, Project 129, Fund 410
\$618,600.00

Total
\$1,718,600.00

and be it further,

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

(5-0)

4. Item Page - 1999 **AS AMENDED**
DPW (Comm. 13D-4)

WHEREAS, the Erie County Medical Center has requested Architectural/Engineering Services for the Community Health Center, "K" Building Annex Addition, and

WHEREAS, the firm of Stievater & Associates: Architects presently has a General Architectural/Engineering Contract with the County of Erie to provide design services,

NOW, THEREFORE, BE IT,

RESOLVED, that the Commissioner of Public Works be authorized to issue a supplemental agreement to Stievater & Associates: Architects for design services thru the Bid Phase on a percentage of construction basis, not-to-exceed \$135,000.00 for the Community Health Center, "K" Building Annex Addition, and be it further,

RESOLVED, that the fee allocation be from the following bond accounts:

--Various Building Renovations, Project 896, Fund 511	\$ 14,000.00
--Burn Treatment Center, Project 866, Fund 511	\$ 50,000.00
--Class A Buildings, Project 885, Fund 511	\$ 37,000.00
--Old Meyer Hospital Study, Project 886, Fund 511	\$ 26,000.00
--Code Compliance, Project 899, Fund 511	<u>\$ 8,000.00</u>
Total	\$135,000.00

and be it further,

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; one copy to the Division of Budget, Management & Finance; one copy to the Comptroller's Office, and one copy to the Erie County Medical Center.
(5-0)

5. Item Page - 1999 (Comm. 13D-5)
DPW

WHEREAS, the Erie County Road Repair Reserve Fund has been established pursuant to Tax Law Section 1432 and General Municipal Law, Section 6-d, and

WHEREAS, the 1999 Adopted budget appropriated \$5,869,434 from the Road Repair Reserve Fund for Capital repair of roads, bridges and equipment which repairs are of a type not recurring annually or at shorter intervals during the year, and

WHEREAS, the Road Repair Reserve Fund has an audited surplus from the 1998 Real Property Transfer Tax in the amount of \$1,309,621, and

WHEREAS, surplus Road Repair Reserve Funds can only be used for capital repairs of roads and bridges in the County, and

WHEREAS, appropriations from the Road Repair Reserve Fund may be made only following public hearing, and

WHEREAS, public hearings were held on November 16, 1998 at 5:00 p.m. and on July 15, 1999 at 2:00 p.m.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the following budget amendments.

		INCREASE
Road Fund Road Repair Reserve Fund Balance	210-964-224-698	\$1,309,621
Road Fund Road Repair Reserve Interdepartment Highways	210-964-224-882-2230	\$1,309,621
Road Fund Interdepartment -Road Repair Reserve	210-963-223-883-2240	\$1,309,621
Road Fund Interfund Capital	210-963-223-880-2108	\$1,309,621
Capital Fund 686 project - Interfund Revenue	420-686-223-686-2230	\$1,309,621
Capital Fund 686 project - Roads - Construction Expenditures	420-686-223-972	\$1,309,621

And be it further

RESOLVED, that the following road and bridge repair projects will be initiated during 1999.

1999 TRANSFER TAX PROJECTS

<u>BID OVERLAY</u>	<u>COST</u>	<u>TOTAL</u>
Seneca	\$ 305,000	
Smith	\$ 250,000	
TOTAL BID OVERLAY		\$ 555,000

<u>OIL & CHIP</u>	<u>COST</u>
Lapp	30,000
Keller	15,000
Sand Hill	20,000
Pound	8,000
Schwartz	8,000
Peter's Corners	10,000
North	20,000
Blossom	9,000
Williston	22,000
Hardt	10,000
Hardpan	15,000
North Creek	36,000
Lakeview	5,000
Backcreek	14,000
Zenner	15,000
N.Boston	15,000
S.Abbott	30,000
Pfarner	15,000
Versailles Plank	15,000
Old Eden-Evans Ctr.	3,000
Hunter's Creek	71,000
Whitney	20,000
Dutchtown	2,600
N.Protection	4,000
Currier-Sardinia	15,000
Miller	30,000
Lapham	17,000
Cattaraugus	7,000
Wagner	6,000
Townsend	7,000
Adams	5,000
Becker	6,000
Shirley	8,000
Woodside/Concord	20,000
Foster	5,000
Snyder	10,000
Angling	5,000
Dupont	8,000
Wilson	8,000
Lone	6,000

<u>OIL & CHIP continued</u>	<u>COST</u>	<u>TOTAL</u>
Lawton/Seneca	8,000	
Brown Hill	25,000	
Trevett	17,000	
Warner Gulf	15,000	
Skyview	3,000	
Fowlerville	5,000	
Abbott Hill/South Hill	17,000	
Marshfield	6,000	
Lenox	15,000	

TOTAL OIL & CHIP	\$ 686,600
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<u>CRACKFILL</u>	<u>TOTAL</u>
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Maple	
Beach	
Pleasantview	
Bullis	
Borden	
Wehrle	
Old Lake Shore	
Bennett	
Wohlheiter	
Darling	
Centerline	
Boston-Springville	
Bagdad	

TOTAL CRACKFILL	\$ 68,021
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<u>GRAND TOTAL</u>	<u>\$ 1,309,621</u>
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And be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, Dennis T. Gorski; the County Comptroller, Nancy Naples; the Director of Budget and Management, Kenneth Kruly; the First Assistant County Attorney, Alan Gerstman; the Commissioner of Public Works, John C. Loffredo; and the Deputy Commissioner of Highways, David P. Comerford.

(6-0) Chairman Swanick present as ex-officio member.

AS AMENDED
(Comm. 13D-6)

6. Item Page - 1999
DPW

WHEREAS, the Department of Public Works received bids on June 29, 1999 for Botanical Gardens Dome Reconstruction - Prototype, and

WHEREAS, the Department of Public Works is recommending award to the lowest responsible bidder,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into the following contract for Botanical Gardens, Dome Reconstruction -

GENERAL CONSTRUCTION WORK

Infinity Architectural Window Systems

Base Bid	<u>\$157,800.00</u>
Total	\$157,800.00

and be it further,

RESOLVED, that the sum of \$30,000.00 be allocated to a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders not to exceed the amount of the contingency, and be it further,

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

RESOLVED, that the sum of \$2,000.00 be allocated for testing, inspection, and miscellaneous expenses with authorization for the Commissioner of Public Works to expend said funds, and be it further,

RESOLVED, that the sum of \$10,000.00 be allocated for Project Engineer and Department of Public Works salary expenses with authorization for the Commissioner of Public Works to expend said funds, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments for all of the above from the 1997 Botanical Gardens Dome Reconstruction Capital Bond Account, Project 779, Fund 410 and the 1998 Botanical Gardens Improvements Capital Bond Account, Project 850, Fund 410, and be it further,

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

(6-0) Chairman Swanick present as ex-officio member.

7. Item Page - 1999 (Comm. 13D-7)
 DPW

WHEREAS, a project for the Replacement of County Road 249, Baseline Road Bridges over Woods Creek, BIN 3-32679-0 and Tributary No. 1 of Woods Creek, BIN 3-32650-0, in the Town of Grand Island, Erie County, PIN 5753.79 (the "Project"), is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds, and

WHEREAS, the County of Erie desires to advance the Project by making commitment of 100% of the non-Federal share (20%) of the costs of Preliminary Engineering (Scoping & Design I-VI), Right-of-Way Incidentals and Construction Phases of the Project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation ("NYSDOT") pursuant to Agreement.

NOW, THEREFORE, the County Legislature of the County of Erie, duly convened does hereby

RESOLVE, that the County Legislature of the County of Erie hereby approves the Project; and be it further

RESOLVED that the County Legislature of the County of Erie hereby authorizes the County of Erie to pay in the first instance 100% of its share of the non-federal share of the cost of the Preliminary Engineering (Scoping & Design I-VI), Right-of-Way Incidentals and Construction Phases of the project or portions thereof; and be it further

RESOLVED, that the sum of \$267,000.00 is hereby appropriated as follows: \$216,000 from the 1999 Federal Aid Various Bridge Reconstruction Program (SFG 136) and \$51,000 from the 1995 Federal Aid Projects Program (Fund 695) in addition to \$95,000 previously appropriated for the project's Preliminary Engineering (Scoping & Design I-VI) and Right-of-Way Incidentals Phases via Erie County Resolution No.18D-44, adopted on the 23rd day of September, 1993 and Resolution No. 17D-52 adopted on the 22nd day of September, 1994 and

made available to cover the cost of participation in the above phases of the Project; and be it further

RESOLVED, that in the event the non-Federal share of the costs of the project exceed the amount appropriated, the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof; and be it further

RESOLVED, that the County Executive of the County of Erie be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the non-federal share of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible; and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and be it further

RESOLVED, that the Clerk of the Legislature forward ten (10) certified copies of this Resolution to the Deputy Commissioner, Highways, to be forwarded to the New York State Department of Transportation and one certified copy to the Erie County Comptroller. (6-0) Chairman Swanick present as ex-officio member.

8. Item Page - 1999 (Comm. 13D-8)
 DPW

WHEREAS, a project for the Replacement of County Road 111, Lake Shore Road Bridges over Big Sister and Muddy Creeks, BIN 3-32745-0 and BIN 3-32748-0, in the Town of Evans, Erie County, PIN 5754.28 (the "Project") is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the County of Erie desires to advance the Project by making commitment of 100% of the non-Federal share (20%) of the costs of Preliminary Engineering (Scoping & Design I-VI) , Right-of-Way Incidentals and Construction Phases of the Project or portions thereof, with the federal share of such costs to be applied directly by the New York State Department of Transportation ("NYSDOT") pursuant to Agreement.

NOW, THEREFORE, the County Legislature of the County of Erie, duly convened does hereby

RESOLVE, that the County Legislature of the County of Erie hereby approves the Project; and be it further

RESOLVED that the County Legislature of the County of Erie hereby authorizes the County of Erie to pay in the first instance 100% of its share of the non-federal share of the cost of the Preliminary Engineering (Scoping & Design I-VI), Right-of-Way Incidentals and Construction Phases of the project or portions thereof; and be it further

RESOLVED, that the sum of \$408,500.00 is hereby appropriated as follows: \$310,000 from the 1999 Federal Aid Various Bridge Reconstruction Program (Fund 136), \$78,500 from the 1996 Federal Aid Projects Program (Fund 727), and \$20,000 from the 1995 Bridge Design Program (Fund 695), in addition to \$101,000 previously appropriated for the project's Preliminary Engineering (Scoping & Design I-VI) and Right-of-Way Incidentals Phases via Erie County Resolution Nos. 7D-16 and 7D-17 adopted on the 28rd day of April, 1993 and Resolution Nos. 7D-26 adopted on the 9nd day of May, 1996) and made available to cover the cost of participation in the above phases of the Project; and be it further

RESOLVED, that in the event the non-Federal share of the costs of the project exceed the amount appropriated, the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof; and be it further

RESOLVED, that the County Executive of the County of Erie be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the NYSDOT in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the non-federal share of project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible; and be it further

RESOLVED, that a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary agreement in connection with the Project; and be it further

for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs of such programs to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the Erie County Legislature approved the entering into an agreement with the New York State Department of Transportation (NYSDOT) for reimbursement of the Federal share and 75% of the non-federal share in Meeting Number 8, held on April 29, 1999, Communication Number 6D-25; and

WHEREAS, the County of Erie has entered into an agreement through NYSDOT for reimbursement of 80% (\$261,600) of the contract amount for engineering services (\$327,000) by the Federal Government; and

WHEREAS, said contract provides for the County of Erie to be the lead administrator requiring the County's entering into contracts with Design Professionals; and

WHEREAS, the County now has the obligation to proceed with procurement of engineering services, which fees are reimbursable as stated above.

NOW, THEREFORE, be it

RESOLVED, that Capital Project, East Church Street Bridge (BR 488-1), Town of Eden, be increased by \$261,600, the source of funds being Federal Aid in the amount of \$261,600; and be it further

RESOLVED, that the Commissioner of Public Works be authorized to enter into an agreement with TVGA Engineering and Surveying for engineering services for a sum not to exceed \$327,000; and be it further

RESOLVED, that the contract with TVGA Engineering and Surveying is contingent upon New York State Department of Transportation approval and acceptance; and be it further

RESOLVED, that an amount of \$65,400 be allocated from the 1999 Federal Aid Projects Program (SFG 134) as previously stipulated to cover the cost of participation in the administration of the various engineering and construction phases of the project; and be it further

RESOLVED, that the Commissioner of Public Works be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of the Federal Aid and State aid

eligible costs and permanent funding of the local share; and be it further

RESOLVED, that this authorization is contingent upon the Legislature authorizing the sale of said 1999 Federal Aid Capital Bond funds; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Deputy Commissioner, Highways, and one certified copy to the County Comptroller.
(6-0) Chairman Swanick present as ex-officio member.

11. Item Page - 1999 (Comm. 13D-11)
DPW

WHEREAS, a project for the Reconstruction of Maple Road (CR 192) from N.Y. Rte. 263, Millersport Highway, to Hopkins Road (CR 87), Town of Amherst, P.I.N. 5755.33 (the Project) which is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs of such programs to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the Erie County Legislature approved the entering into an agreement with the New York State Department of Transportation (NYSDOT) for reimbursement of the Federal share and 75% of the non-federal share in Meeting Number 8, held on April 29, 1999, Communication Number 6D-26; and

WHEREAS, the County of Erie has entered into an agreement through NYSDOT for reimbursement of 80% (\$1,712,000) of the contract amount for engineering services (\$2,140,000) by the Federal Government; and

WHEREAS, said contract provides for the County of Erie to be the lead administrator requiring the County's entering into contracts with Design Professionals; and

WHEREAS, the County now has the obligation to proceed with procurement of engineering services, which fees are reimbursable as stated above.

NOW, THEREFORE, be it

RESOLVED, that Capital Project, Maple Road (CR 192), from N.Y. Rte. 263, Millersport Highway, to Hopkins Road (CR 87), Town of Amherst, be increased by \$1,712,000, the source of funds being Federal Aid in the amount of \$1,712,000; and be it further

RESOLVED, that the Commissioner of Public Works be authorized to enter into an agreement with BAC KILLAM, Inc. for engineering services for a sum not to exceed \$1,712,000; and be it further

RESOLVED, that the contract with BAC KILLAM, Inc. is contingent upon New York State Department of Transportation approval and acceptance; and be it further

RESOLVED, that an amount of \$428,000 be allocated from the 1999 Federal Aid Projects Program (SFG 134) as previously stipulated to cover the cost of participation in the administration of the various engineering phases and construction phases of the project; and be it further

RESOLVED, that the Commissioner of Public Works be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of the Federal Aid and State aid eligible costs and permanent funding of the local share; and be it further

RESOLVED, that this authorization is contingent upon the Legislature authorizing the sale of said 1999 Federal Aid Capital Bond funds; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Deputy Commissioner, Highways, and one certified copy to the County Comptroller.
(6-0) Chairman Swanick present as ex-officio member.

AS AMENDED
(Comm. 13D-12)

12. Item Page - 1999
DPW

WHEREAS, bids were taken for the 1999 Overlay "B" Program, Project No. CHIPS OP-99B, (Lake Avenue-CR 200; Seneca Street-CR 215 and CR 572; Smith Road-CR 297; and Ransom Road-CR 155) in the Towns of Amherst, Aurora, Clarence, Elma, Lancaster and West Seneca, on June 24, 1999, the low bidder being Omer Construction Co., Incorporated of 621 Aero Drive, Cheektowaga, New York, at a low bid amount of \$2,394,820.80; and

WHEREAS, current funding for this project has only \$1,855,417.00 available; and

WHEREAS, the scope of the project will be reduced so that the cost of the project will not exceed the funding available.

NOW, THEREFORE, BE IT

RESOLVED, that an amount of \$1,855,417.00 be allocated as follows:

SFG

210963817	Road Fund Highways	\$ 699,700.00
420686223	1998 Transfer Tax	\$ 555,000.00
420139223	1999 CHIPS	\$ 400,717.00
420112223	Flood Cleanup and Repairs	<u>\$ 200,000.00</u>
		\$1,855,417.00

RESOLVED, That the County Executive be authorized and is hereby directed to execute a contract for Project Number CHIPS OP-99B, the 1999 Overlay "B" Program, between the County of Erie and the low bidder Omer Construction Company, Incorporated of Cheektowaga, New York and not to exceed the available funds in the amount of \$1,855,417.00; and be it further

RESOLVED, that the contract amount to be increased by an additional amount of \$539,403.80 to be allocated from an approved revenue source, when available, for a change order to the construction contract with Omer Construction Company, Incorporated to reflect the low bid amount of \$2,394,820.80; and be it further

RESOLVED, that authorization to issue said change order is contingent upon availability of funds from an approved revenue source; and be it further

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

(6-0) Chairman Swanick present as ex-officio member.

13. Item Page - 1999 (Comm. 13D-13)
DPW

WHEREAS, a project for the Reconstruction of Mill Road Bridge over the East Branch of Cazenovia Creek (BR 47-5), Town of East Aurora, P.I.N. 5754.54 (the Project) which is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs of such programs to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the Erie County Legislature approved the entering into an agreement with the New York State Department of Transportation (NYSDOT) for reimbursement of the Federal share and 75% of the non-federal share in Meeting Number 8, held on April 29, 1999, Communication Number 6D-18; and

WHEREAS, the County of Erie has entered into an agreement through NYSDOT for reimbursement of 80% (\$228,000) of the contract amount for engineering services (\$286,000) by the Federal Government; and

WHEREAS, said contract provides for the County of Erie to be the lead administrator requiring the County's entering into contracts with Design Professionals; and

WHEREAS, the County now has the obligation to proceed with procurement of engineering services, which fees are reimbursable as stated above.

NOW, THEREFORE, be it

RESOLVED, that Capital Project, Mill Road Bridge (BR 47-5), Town of East Aurora, be increased by \$228,000, the source of funds being Federal Aid in the amount of \$228,000; and be it further

RESOLVED, that the Commissioner of Public Works be authorized to enter into an agreement with Hatch Associates for engineering services for a sum not to exceed \$286,000; and be it further

RESOLVED, that the contract with Hatch Associates is contingent upon New York State Department of Transportation approval and acceptance; and be it further

RESOLVED, that an amount of \$57,200 be allocated from the 1999 Federal Aid Projects Program (SFG 134) as previously stipulated to cover the cost of participation in the administration of the various engineering phases of the project; and be it further

RESOLVED, that the Commissioner of Public Works be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of the Federal Aid and State aid eligible costs and permanent funding of the local share; and be it further

RESOLVED, that this authorization is contingent upon the Legislature authorizing the sale of said 1999 Federal Aid Capital Bond funds; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Deputy Commissioner, Highways, and one certified copy to the County Comptroller.
(6-0) Chairman Swanick present as ex-officio member.

14. Item Page - 1999 (Comm. 13D-14)
DPW

WHEREAS, a project for the Reconstruction of the Seneca Street Bridge (BR 215-RR1) Over Conrail, Town of West Seneca, PIN 5755.25, (the Project) which is eligible for funding under Title 23, U.S. Code,

as amended, that calls for the apportionment of the costs of such programs to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the Erie County Legislature approved entering into an agreement with the New York State Department of Transportation (NYSDOT) for reimbursement of the Federal share and 75% of the non-federal share in Meeting Number 8, held on April 29, 1999, Communication Number 6D-16; and

WHEREAS, the County of Erie has entered into an agreement through NYSDOT for reimbursement of 80% (\$264,000) of the contract amount for engineering services (\$330,000) by the Federal Government; and

WHEREAS, said contract provides for the County of Erie to be the lead administrator requiring the County's entering into contracts with Design Professionals; and

WHEREAS, the County now has the obligation to proceed with procurement of engineering services, which fees are reimbursable as stated above.

NOW, THEREFORE, be it

RESOLVED, that Capital Project, Seneca Street Bridge (BR 215-RR1) over Conrail, Town of West Seneca, PIN 5755.25, Town of West Seneca, be increased by \$264,000, the source of funds being Federal Aid in the amount of \$264,000; and be it further

RESOLVED, that the Commissioner of Public Works be authorized to enter into an agreement with Abate Engineering Associates for engineering services for a sum not to exceed \$330,000; and be it further

RESOLVED, that the contract with Abate Engineering Associates is contingent upon New York State Department of Transportation approval and acceptance; and be it further

RESOLVED, that an amount of \$66,000 be allocated from the 1999 Federal Aid Projects Program (SFG 134) as previously stipulated to cover the cost of participation in the administration of the various engineering and construction phases of the project; and be it further

RESOLVED, that the Commissioner of Public Works be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of the Federal Aid and State aid

eligible costs and permanent funding of the local share; and be it further

RESOLVED, that this authorization is contingent upon the Legislature authorizing the sale of said 1999 Federal Aid Capital Bond funds; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Deputy Commissioner, Highways, and one certified copy to the County Comptroller.
(6-0) Chairman Swanick present as ex-officio member.

15. Item Page - 1999 (Comm. 13D-15)
DPW

WHEREAS, a project for the Reconstruction of the Cemetery Road Bridges (BR 341-RR1 and BR 341-3), over Erie Street and Conrail, Town of Lancaster, P.I.N. 5755.27 (the Project) which is eligible for funding under Title 23, U.S. code, as amended, that calls for the apportionment of the costs of such programs to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the Erie County Legislature approved entering into an agreement with the New York State Department of Transportation (NYSDOT) for reimbursement of the Federal share and 75% of the non-federal share in Meeting Number 8, held on April 29, 1999, Communication Number 6D-19; and

WHEREAS, the County of Erie has entered into an agreement through NYSDOT for reimbursement of 80% (\$337,600) of the contract amount for engineering services (\$422,000) by the Federal Government; and

WHEREAS, said contract provides for the County of Erie to be the lead administrator requiring the County's entering into contracts with Design Professionals; and

WHEREAS, the County now has the obligation to proceed with procurement of engineering services, which fees are reimbursable as stated above.

NOW, THEREFORE, be it

RESOLVED, that Capital Project, Cemetery Road Bridges (BR 341-RR1 and BR 341-3) over Erie Street and Conrail, Town of Lancaster, P.I.N.5755.27, be increased by \$337,600, the source of funds being Federal Aid in the amount of \$337,600; and be it further

RESOLVED, that the Commissioner of Public Works be authorized to enter into an agreement with Erdman Anthony & Associates for engineering services for a sum not to exceed \$422,000; and be it further

RESOLVED, that the contract with Erdman Anthony & Associates is contingent upon New York State Department of Transportation approval and acceptance; and be it further

RESOLVED, that an amount of \$84,400 be allocated from the 1999 Federal Aid Projects Program (SFG 134) as previously stipulated to cover the cost of participation in the administration of the various engineering and construction phases of the project; and be it further

RESOLVED, that the Commissioner of Public Works be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of the Federal Aid and State aid eligible costs and permanent funding of the local share; and be it further

RESOLVED, that this authorization is contingent upon the Legislature authorizing the sale of said 1999 Federal Aid Capital Bond funds; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Deputy Commissioner, Highways, and one certified copy to the County Comptroller.
(6-0) Chairman Swanick present as ex-officio member.

16 Item Page - 1999 (Comm. 13D-16)
 DPW

WHEREAS, a project for the Reconstruction of the Glen Avenue Bridges over Ellicott Creek (BR 702 and BR 704), Town of Amherst, P.I.N. 5755.26 (the Project) which is eligible for funding under Title 23, U.S. Code, as amended, that calls for the apportionment of the costs of such programs to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS, the Erie County Legislature approved the entering into an agreement with the New York State Department of Transportation (NYSDOT) for reimbursement of the Federal share and 75% of the non-federal share in Meeting Number 8, held on April 29, 1999, Communication Number 6D-17; and

WHEREAS, the County of Erie has entered into an agreement through NYSDOT for reimbursement of 80% (\$287,200) of the contract amount for engineering services (\$359,000) by the Federal Government; and

WHEREAS, said contract provides for the County of Erie to be the lead administrator requiring the County's entering into contracts with Design Professionals; and

WHEREAS, the County now has the obligation to proceed with procurement of engineering services, which fees are reimbursable as stated above.

NOW, THEREFORE, be it

RESOLVED, that Capital Project, Glen Avenue Bridges (BR 702 and BR 704), Town of Amherst, be increased by \$287,200, the source of funds being Federal Aid in the amount of \$287,000; and be it further

RESOLVED, that the Commissioner of Public Works be authorized to enter into an agreement with Pratt & Huth Associates for engineering services for a sum not to exceed \$359,000; and be it further

RESOLVED, that the contract with Pratt & Huth Associates is contingent upon New York State Department of Transportation approval and acceptance; and be it further

RESOLVED, that an amount of \$71,800 be allocated from the 1999 Federal Aid Projects Program (SFG 134) as previously stipulated to cover the cost of participation in the administration of the various engineering phases of the project; and be it further

RESOLVED, that the Commissioner of Public Works be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Erie with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County's first instance funding of the Federal Aid and State aid eligible costs and permanent funding of the local share; and be it further

RESOLVED, that this authorization is contingent upon the Legislature authorizing the sale of said 1999 Federal Aid Capital Bond funds; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Deputy Commissioner, Highways, and one certified copy to the County Comptroller.
(6-0) Chairman Swanick present as ex-officio member.

AS AMENDED
(Comm. 13D-17)

17 Item Page - 1999

DPW

WHEREAS, funds were authorized and contracts were awarded by the Department of Public Works for the Asbestos Abatement, E.J. Meyer Site Buildings, Contingency Fund Increase in an amount not to exceed \$394,990.00, and

WHEREAS, during the course of work, it was discovered that unforeseen conditions and additional work would require an additional \$170,000.00 funding to the construction contingency,

NOW, THEREFORE, BE IT,

RESOLVED, that the construction contingency fund be increased from \$40,000.00 to \$210,000.00 with authorization for the Commissioner of Public Works to approve change orders, and be it further,

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

RESOLVED, that the Comptroller's Office be authorized to make payments from the following accounts:

--Asbestos Abatement Capital Bond Account, Project 594, Fund 410	\$ 5,000.00
--Asbestos Abatement Capital Bond Account, Project 805, Fund 410	\$ 25,000.00
--Asbestos Abatement Capital Bond Account, Project 829, Fund 410	\$140,000.00

and be it further,

RESOLVED, that two copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; one copy to the Division of Budget, Management and Finance; one copy to the Office of the Comptroller and one copy to the Chief Executive Officer, Erie County Medical Center.

(6-0) Chairman Swanick present as ex-officio member.

AS AMENDED
(Comm. 13D-18)

18. Item Page - 1999
DPW

WHEREAS, the Department of Public Works received bids on June 21, 1999 for the Chestnut Ridge Water Line Installation - Phase II, and

WHEREAS, the Department of Public Works is recommending award to the lowest responsible bidder,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into a contract for Chestnut Ridge Park Water Line Installation - Phase II as follows:

PLUMBING WORK

Fairway Construction

Base Bid \$234,999.99

and be it further,

RESOLVED, that the sum of \$50,000.00 be allocated to a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders not to exceed the amount of the contingency, and be it further,

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

RESOLVED, that the sum of \$4,000.00 be allocated for testing and miscellaneous expenses with authorization for the Commissioner of Public Works to expend said funds, and be it further,

RESOLVED, that the sum of \$15,000.00 be allocated for Project Engineer and Department of Public Works salary expenses with authorization for the Commissioner of Public Works to expend said funds, and be it further,

RESOLVED, that an additional amount of \$20,000.00 be allocated, on a time and material basis for Consultant full-time site inspection with authorization for the Commissioner of Public works to expend such funds, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payment for all of the above from the following bond accounts:

--1996 Chestnut Ridge Water Line Installation, Phase I, Project 747, Fund 410	\$138,000.00
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--1998 Chestnut Ridge Water Line Installation, Phase II, Project 853, Fund 410,	<u>\$185,999.99</u>
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in the total amount of	\$323,999.99
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and be it further,

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

(6-0) Chairman Swanick present as ex-officio member.

DPW

WHEREAS, the Department of Public Works received bids on June 24, 1999, for the Buffalo Convention Center, Hamburg Maintenance Garage & South Protection Maintenance Garage - Roofing Work, and

WHEREAS, the Architect and the Department of Public Works are recommending award to the lowest responsible bidder for the Buffalo Convention Center, Hamburg Maintenance Garage & South Protection Maintenance Garage - Roofing Work,

NOW, THEREFORE, BE IT,

RESOLVED, that the County Executive be authorized to enter into a contract for the Buffalo Convention Center, Hamburg Maintenance Garage & South Protection Maintenance Garage - Roofing Work as follows:

Jameson Roofing

Base Bid	\$338,244.00
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and be it further,

RESOLVED, that the sum of \$30,000.00 be allocated for a construction contingency fund with authorization for the Commissioner of Public Works to approve change orders in an amount not to exceed the construction contingency, and be it further,

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

RESOLVED, that the sum of \$3,000.00 be allocated for testing and miscellaneous expenses with authorization for the Commissioner of Public Works to expend said funds, and be it further,

RESOLVED, that the sum of \$15,000.00 be allocated for Project Engineer and Department of Public Works salary expenses with authorization for the Commissioner of Public Works to expend said funds, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payments for all of the above from the following:

--- Roof Replacement, DPW O&M Budget, Project 912,
Fund 110, Account 823, (encumbered in DP 31002) \$250,000.00

--- Convention Center Improvements, Project 126,
Fund 410 \$ 80,000.00

--- Highway Garage Renovations, Project 697,
Fund 410 \$ 41,000.00

--- Highway Garage Renovations, Project 732,
Fund 410

\$ 15,244.00

and be it further,

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

(6-0) Chairman Swanick present as ex-officio member.

20. Item Page - 1999 (Comm. 13E-7)

COUNTY EXECUTIVE

WHEREAS, in the 1999 County Budget Executive Department, Center for Cooperative Economic Growth, there is one position of Assistant Director-Center for Cooperative Economic Growth, Job Group XV, and

WHEREAS, after extensive recruitment, the department has identified a highly qualified candidate capable of assuming the responsibilities of assisting the Director of this office, and

WHEREAS, in order to adequately compensate this candidate, it is recommended that a variable minimum hiring rate be established at Job Group XV, Step 3, and

WHEREAS, sufficient funds are available in the Department's 1999 Adopted Budget, and no additional funds are needed,

NOW, THEREFORE, BE IT

RESOLVED, that effective July 1, 1999, a variable minimum hiring rate be established for the position, Assistant Director-Center for Cooperative Economic Growth at Job Group XV, Step 3, and be it further

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

(6-0) Chairman Swanick present as ex-officio member.

21. Item Page - 1999 (Comm. 13E-12)

COUNTY EXECUTIVE

WHEREAS, pursuant to County Executive Gorski's Vision 2000 initiative, with the approval of the County Legislature, \$1,000,000 has been appropriated for regional marketing for the purpose of economic development, wealth creation and job creation, through the Center for Cooperative Economic Growth; and

WHEREAS, effective economic development requires collaboration between the private sector and the public sector; and

WHEREAS, Buffalo Niagara Enterprise Council ("BNEC"), a New York not-for-profit corporation to be formed, is being established as a private sector-led initiative to market the economic region which includes Erie County; and

WHEREAS, the County Executive's Center for Cooperative Economic Growth and BNEC have reached agreement in principle regarding required corporate formalities of BNEC, and the means by which certain strategic initiatives will be identified and pursued; and will continue cooperatively and collaboratively to develop specific strategies for regional economic development; and

WHEREAS, the Erie County Industrial Development Agency ("ECIDA") wishes to render to the Center for Cooperative Economic Growth, and the Center for Cooperative Economic Growth wishes to receive from ECIDA, certain technical assistance to ensure that the strategies and initiatives pursued by BNEC, ECIDA and the Center for Cooperative Economic Growth are consistent; and

WHEREAS, the County is authorized to contract for such services pursuant to County Laws sec.224(14) and sec.225(l)(c).

NOW, THEREFORE, BE IT

RESOLVED, that County Executive Gorski is authorized to enter into contracts with Buffalo Niagara Enterprise Council, a New York not-for-profit corporation to be formed (whether or not incorporated under such name, as long as it is the successor entity to the initiative commonly known as "Buffalo Niagara Enterprise" or the "Victor Rice Group"), for the purposes stated above, for a sum not to exceed \$950,000; and

BE IT FURTHER

RESOLVED, that the source of said funds is the 1999 County Marketing Program (DAC 1109223028301039); the sum of \$950,000 is hereby transferred to a new sub account for the Buffalo Niagara Enterprise Council in Agency Payments, Public Benefit Agencies, monitored by Environment & Planning; and

BE IT FURTHER

RESOLVED, that County Executive Gorski is authorized to enter into contracts with the ECIDA, for the purposes stated above, for a sum not to exceed \$50,000; and

BE IT FURTHER

RESOLVED, that the source of said funds is the 1999 County Marketing Program (DAC 1109223028301039); the sum of \$50,000 is hereby transferred to DAC 1109223028300139 for the ECIDA; and

BE IT FURTHER

RESOLVED, that certified copies of this Resolution be sent to Dennis T. Gorski, Erie County Executive, Nancy A. Naples, Erie County Comptroller, Kenneth C. Kruly, Director of Budget, Management and Finance, David J.G. Chambers, Director of the Center for Cooperative Economic Growth, Kenneth A. Schoetz, Erie County Attorney and Victor A. Rice, Chairman, Buffalo Niagara Enterprise Council, 300 Main Place Tower, Buffalo, New York 14202-3797.

ERIE COUNTY LEGISLATURELEGISLATURE

wanick present as ex-officio member.

Page - 1999 (Comm. 13E-35)

ip. MR. HOLT

[EXECUTIVE

e County of Erie, desires to fund the extension of the
llage of Lancaster Industrial Park; and

nded.

is industrial park has been designated and zoned as an
dustrial area by the Village of Lancaster and meets the
eds of Buffalo Imprints for the location of its new
cility; and

ie Village of Lancaster has agreed to contract the
nstruction of the extension of the industrial park, take
mership and provide for maintenance as a municipal
adway; and

uffalo Niagara
on and Logistics;
plans for both

ffalo Imprints, Inc., has agreed to locate its new
cility in the industrial park;

E BE IT

CIDA and the
itted to the Clerk

at the County Executive is authorized to enter into
ntracts with the Village of Lancaster in amounts not to
ceed a total of \$515,000, for the purpose of funding the
nstruction of the Lancaster Village Industrial Park
cluding engineering costs, and be it further

nal areas, with
ber 1, 1999, and

at the source of funds shall be \$150,000 available in
neral Fund 110, Project 922, Department 302, Agency
yments monitored by Environment and Planning, Account
0, Contractual Services, Subaccount 1030, Business Site
velopment Fund, which is hereby transferred to a
baccount for the Village of Lancaster in the same
ministrative unit, and a loan of \$365,000 available in
e County's Community Development Block Grant Program from
ogram year 1998/99 in Account 830, Contractual Services,
baccount 504, Economic Development, and be it further

ar of adoption of
nty; any and all
t to the county, and

e submitted to the
ect to this project,

at the Clerk of the Legislature be directed to send
rtified copies of this resolution to the Director of
dget and Management, the Commissioner of Environment and
anning, the Comptroller and the County Attorney.

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well as the joint
im sized

wanick present as ex-officio member.

MR.

**MICHAEL FITZPATRICK
CHAIRMAN**

PATRICK moved to separate item 21. MR. HOLT seconded.

e consideration.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 255

July 8, 1999

SOCIAL SERVICES
COMMITTEE
REPORT NO. 6

ALL MEMBERS PRESENT.

1. Item Page - 1999 (Comm. 13E-8)

COUNTY EXECUTIVE

WHEREAS, the Department of Social Services is requesting authorization to amend a current lease at 290 Main Street with the Swan Group Limited Partnership which commenced on July 15, 1998 and expires on July 14, 2003 which is for space that the Department rents on the 3rd, 4th, 5th, 7th, 8th and 9th floors for Welfare to Work Teams, Job Clubs, the Young Parent Program and the Multi-Abuse Assessment Team, and

WHEREAS, the Department also rents space on the 10th floor for the Child Assistance Program (CAP) under a different lease which commenced August 5, 1994 and which will expire on August 4, 1999, and

WHEREAS, the Department of Social Services is seeking authorization to amend the larger lease which commenced July 15, 1998 and to include in this lease the 10th floor space currently occupied by the CAP program at 290 Main Street in the City of Buffalo, County of Erie and State of New York once the separate lease expires, and

WHEREAS, the County has identified this space through the Department of Public Works who provided assistance in production and release of a Request for Proposals (RFP), and

WHEREAS, the Department of Social Services has recommended the lease of space at 290 Main Street based on its review of the 4 proposals submitted in response to the Request for Proposals, and

WHEREAS, the landlord has agreed to needed improvements to the facility including painting and carpet cleaning, and

WHEREAS, the site is in close proximity to existing Department staff and external agency staff who are already located at 290 Main Street, and

WHEREAS, the recommendation has the advantage that computer networks are already in place and security arrangements are assured at no added cost by two uniformed Erie County Sheriff Deputies currently assigned to the 290 Main Street location, and

WHEREAS, there are no additional County funds required to amend this lease, as County funding for this leased space is budgeted and is available in the 1999 Adopted Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to amend the lease by and between the County of Erie and the Swan Group Limited Partnership for the period July 15, 1998 through July 14, 2003 to include leasing 10th floor office space consisting of 6,948 square feet of space at 290 Main Street, Buffalo, New York with the Swan Group Limited Partnership at the annual base rent of \$11.56 per square foot for the period August 1, 1999 through July 14, 2003. In addition to the base rent, the tenant is responsible for its proportionate share of the expenses for electric, increases in the operating of the building, real estate taxes over the 1999 base year and the cost of replacement of fluorescent tubes, ballasts and incandescent bulbs, and be it further

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

(5-0)

2. Item Page - 1999 (Comm. 13E-14)

COUNTY EXECUTIVE

WHEREAS, the 1993 State Early Intervention Laws require the County to provide case management services to eligible infants and toddlers ages birth through two with developmental delays and their families, and

WHEREAS, the Department of Youth Services is presently providing case management services to approximately 1200 eligible infants and toddlers and their families through 10 county case managers and 75 case managers under contract from 20 agencies approved to provide services for the early intervention population, and

WHEREAS, the Department of Youth Services in accordance with state regulations monitors approved service providers with which they have entered into a contract to deliver case management services including site visits to review records, review compliance with regulations, observe the delivery of case management services and assure quality assurance, and

WHEREAS, in order to assure compliance with mandated case management and assure quality of the delivery of such service through contract monitoring, the Department needs the services of two (2) additional senior case manager positions.

NOW, THEREFORE BE IT

RESOLVED, that the following position changes are hereby authorized in the Early Intervention Case Management grant project for the period 10/1/99 through 9/30/00.

Erie County Department of Youth Services
Early Intervention Case Management Grant
Fund 281, Project 108

Delete (Biweekly)

2 Case Managers-E.I. J.G. 7, Step 5 @1,290.56
J.G. 7, Step 5 @1,290.56

Create

2 Sr. Case Managers-E.I.

J.G. 9 Step 5 @1,523.28

J.G. 9 Step 5 @1,523.28

A B-100 is attached

and be it further

RESOLVED, that funds are available in the salary, fringe benefit and salary contingency accounts to cover the cost of these position changes, and be it further

RESOLVED, that certified copies of this resolution shall be provided to the Commissioner of Youth Services, the Erie County Comptroller, and the Division of Budget, Management and Finance. (5-0)

3. Item Page - 1999 (Comm. 13E-21)

COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has already appropriated funds for the Area Agency on Aging (AAA), the Congregate Dining Program (III-C-1), the Title III-D Respite (III-D), and the Disease Prevention and Health Promotion (III-F) grants for the period January 1, 1999 to December 31, 1999, and

WHEREAS, the New York State Office for the Aging has notified the Department of Senior Services of current federal allocations for the above grants, and

WHEREAS, the County budgets for these grants are in need of revision, and

WHEREAS, the Department of Senior Services desires to use these additional funds to expand adult day care, ombudsman, health prevention and nutrition services to the elderly of Erie County, and

WHEREAS, it is recommended that a portion of the additional funds be used to replace five (5) of the Department's older "Going Places" vans which have high mileage and are in need of extensive maintenance, and

WHEREAS, no additional County funds are required,

NOW, THEREFORE, BE IT

RESOLVED, that the budget for the AAA grant for the period January 1, 1999 to December 31, 1999, Project 154, be revised as follows:

<u>REVENUES</u>		<u>CURRENT</u> <u>BUDGET</u>	<u>CHANGES</u>	<u>AMENDED</u> <u>BUDGET</u>
<u>Account</u>	<u>Description</u>			
664	Federal Aid	\$1,464,656	\$+49,531	\$1,514,187
686	Interfund Rev	322,138	-12,609	309,529
TOTAL CHANGE			\$+36,922	
 <u>APPROPRIATIONS</u>				
830/385	Other Agencies	\$ -0-	\$+17,922	\$ 17,922
826	Other Expenses	55,074	+10,000	65,074
930	Motor Vehicle	-0-	+ 6,000	6,000
932	Furn. & Fixtures	\$ -0-	\$+ 3,000	3,000
TOTAL CHANGE TO APPROPRIATIONS			\$+36,922	

and be it further

RESOLVED, that the budget for the III-C-1 grant for the period January 1, 1999 to December 31, 1999, Project 149, be revised as follows:

<u>REVENUES</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>AMENDED BUDGET</u>
<u>Account</u>	<u>Description</u>			
664	Federal Aid	\$1,289,638	\$+ 97,101	\$1,386,739
686	Interfund Rev.	119,543	+ 11,845	131,388
TOTAL CHANGE			<u>\$+108,946</u>	

<u>APPROPRIATIONS</u>				
810	Office Supplies	\$ 5,000	\$+ 600	\$ 5,600
821	Dues and Fees	\$17,500	\$+ 700	\$ 18,200
826	Other Expenses	1,249,071	+ 13,600	1,262,671
930	Motor Vehicle	-0-	+ 88,000	88,000
933	Lab & Tech	\$ 7,000	<u>\$+ 6,046</u>	\$ 13,046
TOTAL CHANGE TO APPROPRIATIONS			<u>\$+108,946</u>	

and be it further

RESOLVED, that the budget for the III-D grant for the period January 1, 1999 to December 31, 1999, Project 155, be revised as follows:

<u>REVENUES</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>AMENDED BUDGET</u>
<u>Account</u>	<u>Description</u>			
664	Federal Aid	\$ 37,565	<u>\$+2,827</u>	\$ 40,392
TOTAL CHANGE TO REVENUE			<u>\$+2,827</u>	

<u>APPROPRIATIONS</u>				
830/385	Contractual Serv	\$ 42,928	<u>\$+2,827</u>	\$ 45,755
TOTAL CHANGE TO APPROPRIATIONS			<u>\$+2,827</u>	

and be it further

RESOLVED, that the budget for the III-F grant for the period January 1, 1999 to December 31, 1999, Project 157, be revised as follows:

<u>REVENUES</u>		<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>AMENDED BUDGET</u>
<u>Account</u>	<u>Description</u>			
664	Federal Aid	\$ 88,899	\$+2,283	\$ 91,182
686	Interfund Rev	9,878	+ 254	10,132
TOTAL CHANGE TO REVENUE			<u>\$+2,537</u>	

APPROPRIATIONS

830/385	Contractual Serv	\$ 1,208	<u>\$+2,537</u>	\$ 3,745
TOTAL CHANGE TO APPROPRIATIONS			<u>\$+2,537</u>	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Comptroller's Office and the Department of Senior Services.
(5-0)

4. Item Page - 1999 (Comm. 13E-22)

COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature has already appropriated funds for the Protective Services for Adults (PSA) grant for the period January 1, 1999 to December 31, 1999, and

WHEREAS, the Department of Senior Services desires to revise the above grant budget to reflect the actual needs of the grant which services those elderly most at risk,

NOW, THEREFORE, BE IT

RESOLVED, that the budget for the PSA grant, project 150, be amended as follows:

<u>APPROPRIATIONS</u>		<u>CURRENT</u> <u>BUDGET</u>	<u>CHANGES</u>	<u>AMENDED</u> <u>BUDGET</u>
<u>Account</u>	<u>Description</u>			
800	Personal Services	\$727,775	\$ - 4,570	\$723,205
810	Office Supplies	2,500	+ 400	2,900
821	Dues and Fees	200	+ 3,670	3,870
932	Furniture & Fix.	-0-	+ 500	500
TOTAL CHANGE TO APPROPRIATIONS			\$ -0-	

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Comptrollers Office and the Department of Senior Services.
(5-0)

GEORGE A. HOLT, JR.
CHAIRMAN

MR. HOLT moved the adoption. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 12 – MRS. FISHER presented the following and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 256

July 8, 1999

HEALTH/MENTAL HEALTH
COMMITTEE
REPORT NO. 9

ALL MEMBERS PRESENT WITH THE EXCEPTION OF LEGISLATOR PEOPLES.
CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

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

- | | | | | |
|----|---|------|-------|---------------|
| | Item | Page | -1998 | (Int. 2-21) |
| b. | OLMA: Review Committee to Evaluate the Smoking Law.
(4-0) Legislator Peoples absent. | | | |
| | Item | Page | -1998 | (Comm. 8M-7) |
| c. | YOUR FAMILY RESTAURANT: Copy of Letter to Legislator Olma Re: Smoking Ban.
(4-0) Legislator Peoples absent. | | | |
| | Item | Page | -1998 | (Comm. 9M-8) |
| d. | BUFFALO CITY CLERK: Copy of Resolution Re: Training for Intervention Procedures.
(4-0) Legislator Peoples absent. | | | |
| | Item | Page | -1998 | (Comm. 9M-20) |
| e. | BUFFALO COMMON COUNCIL: Certified Copy of Resolution Re: Support Local Licensing of Tobacco Outlets.
(4-0) Legislator Peoples absent. | | | |
| | Item | Page | -1998 | (Comm. 9M-28) |
| f. | NATIONAL KIDNEY FOUNDATION OF WNY: Managed Care for ESRD for Medicaid Patients.
(4-0) Legislator Peoples absent. | | | |
| | Item | Page | -1998 | (Comm. 9M-34) |
| g. | BOWLING PROPRIETORS ASSOCIATION OF WNY: Copy of Letter to Legislator Fisher Re: Erie County Clean Air Act. | | | |

(4-0) Legislator Peoples absent.

- Item Page -1998 (Comm. 10D-7)
h. **COUNTY ATTORNEY:** Copy of Letter to Geneva B. Scruggs Community Health Care Center, Inc Re: Notice to Vacate Premises.

(4-0) Legislator Peoples absent.

- Item Page -1998 (Comm. 10D-8)
i. **COUNTY ATTORNEY:** Copy of Letter to Counsel NYS Department of Health Re: Geneva B. Scruggs Clinic, Notice of Termination of Tenancy.

(4-0) Legislator Peoples absent.

- Item Page -1998 (Comm. 10E-6)
j. **MARINELLI:** Memo to Legislator Fisher Re: Future ECMC Operational Discussion Items.

(4-0) Legislator Peoples absent.

- Item Page -1998 (Comm. 10M-1)
k. **MARCIE KELLEY:** Action for Mental Health's Managed Care Position Paper.

(4-0) Legislator Peoples absent.

- Item Page -1998 (Comm. 11M-3)
l. **NATIONAL KIDNEY FOUNDATION OF NEW YORK/NEW JERSEY, INC.:** Position Paper Managed Care for ESRD for Medicaid Patients.

(4-0) Legislator Peoples absent.

- Item Page -1998 (Comm. 24D-14)
m. **ECMC:** Response to Legislator Marinelli Re: Lease Inquiries.

(4-0) Legislator Peoples absent.

2. Item Page - 1999 (Comm. 13E-9)
 COUNTY EXECUTIVE

WHEREAS, a renewal agreement, with terms remaining the same as the current agreement, has been negotiated with the Kenmore-Town of Tonawanda Union Free School District.

NOW, THEREFORE, BE IT

RESOLVED, that the lease for the Department of Health's Tonawanda Service and Referral Center located at 250 Cortland Avenue, Tonawanda, New York is hereby renewed for a one year period commencing September 1, 1999 through August 31, 2000, at an annual rate of \$17,640, and be it further

RESOLVED, that the terms and conditions shall remain the same as the existing lease, and be it further

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

(4-0) Legislators Peoples absent.

3. Item Page - 1999 (Comm. 13E-11)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health, Division of Medical Examiner's Office is responsible for the examination and determination of possible non-natural deaths, and

WHEREAS, the Medical Examiner's Division is in need of an information system to replace the manual system which has been in place since the creation of the Medical Examiner's Office, and

WHEREAS, the installation of a Medical Examiner Information System would significantly improve the efficiency of the Medical Examiner's Office and have a positive impact on the day to day operation of that office, and

WHEREAS, a request for proposals was issued March 18, 1999 which resulted in a number of proposals which were submitted on May 14, 1999, and which are available for public inspection during regular business hours, and

WHEREAS, a committee appointed by the Commissioner of Health reviewed said proposals and is recommending a Medical Examiner Information System submitted by AG Communication Systems Corporation, and

WHEREAS., the AG Communication Systems Corporation will serve as the prime vendor and will guarantee a working solution.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with AG Communication Systems Corporation not to exceed the amount of \$54,811 for the purpose of providing a Medical Examiner's Information System for Erie County, said contract to include system integration, application software, software maintenance, training, customized reports and consulting, and be it further

RESOLVED, there are sufficient funds available in Account 933 Lab & Technical Equipment in the budget of the Department of Health - Division of the Medical Examiner, and be it further

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

(5-0) Legislators Peoples absent. Chairman Swanick present as ex-officio member.

4. Item Page - 1999 **AS AMENDED**
(Comm. 13E-16)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Mental Health is responsible for the delivery of a comprehensive range of mental health services for the residents of Erie County, and

WHEREAS, on February 18, 1999, the Erie County Legislature authorized the County Executive to contract with the United States Department of Housing and Urban Development (HUD), in the amount of \$617,066 over a three year period to provide rental assistance and supportive services to homeless individuals affected by mental illness, and

WHEREAS, the Erie County Legislature established a grant and project budget of \$205,700 from HUD for year one of the three year period, and

WHEREAS, the additional New York State Office of Mental Health Reinvestment funds are available to serve as the required matching funds, and

WHEREAS, the Erie County Legislature requested that the Erie County Department of Mental Health recommend the transfer of said funds in order to execute contracts with specific provider agencies, and

WHEREAS, the Erie County Department of Mental Health has reviewed and approved programs of mental health services for persons receiving mental health treatment from Living Opportunities of DePaul, and

WHEREAS, the Erie County Legislature has already authorized the County and the Department of Mental Health to contract with Living Opportunities of DePaul, in the amount not to exceed \$503,599, and

WHEREAS, additional funds of \$135,546 in United States Department of Housing and Urban Development (HUD) funds of \$102,833 and matching New York State Office of Mental Health Reinvestment funds of \$32,713 dollars are available to continue providing services to mental health clients needing services.

NOW, THEREFORE, BE IT

RESOLVED, that the 1999 appropriation for Living Opportunities of DePaul be increased by a total of \$135,546, the source of these funds being United States Department of Housing and Urban Development (HUD) funds of \$102,833 and matching New York State Office of Mental Health Reinvestment funds of \$32,713 dollars, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 1999 contract with Living Opportunities of DePaul for the period January 1, 1999 through December 31, 1999 to an amount not to exceed \$639,145, and be it further

RESOLVED, that the Erie County Department of Mental Health will use these funds to provide rental services to homeless individuals in apartments scattered throughout Erie County, and be it further

RESOLVED, that certified copies of this resolution be furnished to the Department of Mental Health, the Office of the Comptroller, and the Division of Budget, Management and Finance.
(5-0) Legislators Peoples absent. Chairman Swanick present as ex-officio member.

5. Item Page - 1999 (Comm. 13E-17)

COUNTY EXECUTIVE

WHEREAS, the Erie County Health Department (ECHD) operates the Healthy Neighborhoods Program under the guidelines established by the New York State Department of Health, and

WHEREAS, the New York State Health Department awarded additional dollars for an Asthma Initiative Pilot Project which was incorporated into the Healthy Neighborhoods Program by Resolution dated December 17, 1998, and

WHEREAS, the ECHD has recently been notified by the New York State Department of Health that the Asthma Initiative Pilot Project will be a separate contract which runs from 1/1/99 - 12/31/99, and

WHEREAS, the purpose of the Asthma Initiative Pilot Project is to provide asthma control services through home intervention for asthmatic children in Erie County, and

WHEREAS, asthma patient medical chart review is an essential component of effective asthma control, and

WHEREAS, the Erie County Health Department has received a revised grant award in the amount of \$204,221 which authorizes budgetary adjustments for the Healthy Neighborhoods Program for the period 10/1/98 - 9/30/99.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to accept the revised New York State Health Department grants which are budgeted as follows:

Department of Health

HEALTHY NEIGHBORHOOD GRANT
10/1/98 - 09/30/99
PROJECT # 785

<u>SFG</u>	<u>SUB</u>	<u>REVENUE</u>	<u>CURRENT BUDGET</u>	<u>CHANGES</u>	<u>REVISED BUDGET</u>
553		STATE AID	\$ 222,407	-18,186	\$ 204,221
553	100	STATE AID ASTHMA INITIATIVE	<u>\$ 249,773</u>	<u>-249,773</u>	<u>\$ -</u>
		TOTAL	<u>\$ 472,180</u>	<u>\$-267,959</u>	<u>\$ 204,221</u>

APPROPRIATIONS

800		PERSONNEL SERVICES	\$262,458	\$-100,375	\$162,083
801		OVERTIME	2,000	-2,000	0
805		FRINGE BENEFITS	71,941	-32,353	39,588
810		OFFICE SUPPLIES	1,500	-1,500	0
814		MEDICAL SUPPLIES	200	-200	0
821		DUES & FEES	4,000	-4,000	0
824		TRAVEL & MILEAGE	5,050	-4,000	1,050
825		OUT OF AREA TRAVEL	2,450	-1,500	950
826		OTHER EXPENSES	31,882	-31,832	50
830		CONTRACTUAL	70,000	-70,000	0
880	5100	INTERFUND-DISS	6,000	-5,500	500
932		OFFICE EQUIPMENT	3,999	-3,999	0
933		LAB & TECH EQUIPMENT	<u>10,700</u>	<u>-10,700</u>	<u>0</u>
TOTAL			<u>\$ 472,180</u>	<u>\$ -267,959</u>	<u>\$ 204,221</u>

ASTHMA INITIATIVE PILOT PROJECT
01/1/99 - 12/31/99
PROJECT #

<u>SFG</u>	<u>SUB</u>	<u>REVENUE</u>	<u>BUDGET</u>
553	100	STATE AID ASTHMA INITIATIVE	<u>\$249,773</u>
		TOTAL	<u>\$ 249,773</u>

APPROPRIATIONS

800		PERSONNEL SERVICES	\$89,900
801		OVERTIME	2,000
805		FRINGE BENEFITS	24,642
810		OFFICE SUPPLIES	1,500
814		MEDICAL SUPPLIES	200
821		DUES & FEES	4,000
824		TRAVEL & MILEAGE	4,000
825		OUT OF AREA TRAVEL	1,500
826		OTHER EXPENSES	31,832
830		CONTRACTUAL	70,000
880	5100	INTERFUND-DISS	5,500
932		OFFICE EQUIPMENT	3,999
933		LAB & TECH EQUIPMENT	<u>10,700</u>
TOTAL			<u>\$249,773</u>

and be it further,

RESOLVED, that one full time position of Public Health Educator, JG 8, Position Number 815302, and two full time positions of Public Health Technician, JG 7, Position Numbers 815300 and 815301 are hereby reassigned from the Healthy Neighborhoods Program to the Asthma Initiative Pilot Project, and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a subcontract with Kenmore Mercy Hospital to provide medical chart reviews for the Asthma Initiative Pilot Project for an amount not to exceed \$10,000 for the contract period 1/1/99 - 12/31/99, and be it further

RESOLVED, that the subcontract with Kenmore Mercy Hospital is a special service which must be provided immediately and continuously, and therefore the RFP procedure required under Erie County Local Law No. 6, Section 19.08 of the Erie County Administrative Code, is hereby waived, and be it further

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

(5-0) Legislators Peoples absent. Chairman Swanick present as ex-officio member.

**JUDITH P. FISHER
CHAIRPERSON**

MRS. FISHER moved the adoption. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

LEGISLATORS RESOLUTIONS

Item 13 – MS. PEOPLES presented the following resolution and moved that it be RECEIVED AND FILED.

CARRIED UNANIMOUSLY.

Intro. 14-1 From Legislators Greenan, Chase & Larson Re: Ensuring Blue Cross & Blue Shield of Western New York Members Have Choice in Their Prescription Drug Plans.

Item 14 – CHAIRMAN SWANICK directed that the following resolution be referred to the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Intro. 14-2 From LEGISLATORS FITZPATRICK, SWANICK & PEOPLES Re: Requiring Subcontractor Notification at Time of Bid for Projects Involving DPW & Division of Sewerage Management.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 257

Opposition to Increased Business Expenses. (Intro.
14-3)

WHEREAS, the New York Compensation Insurance Rating Board, a group which advises the state Insurance Department, has proposed a 12.6 percent increase in workers' compensation premiums, and

WHEREAS, this proposed rate increase will reverse a trend initiated by the Pataki administration that has reformed workers' compensation and reduced costs for businesses in New York, and

WHEREAS, since 1994, the workers' compensation premiums have been reduced by 43 percent, saving area business thousands of dollars, and

WHEREAS, although the same advisory group suggested a 2.6 percent increase last year, the state Insurance Department continued its history of rate reduction and lowered the premiums by another 3.1 percent, and

WHEREAS, these efforts to reduce workers' compensation premiums have positively effected the economic development capabilities of large corporations as well as the thousands of small businesses throughout New York, and

WHEREAS, even with the Pataki administration's conscientious efforts to reduce costs for New York businesses and make the state more competitive in attracting out-of-state businesses, the state's workers' compensation rates remain 20 percent higher than the national average.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature wishes to further promote economic development in the county by helping to reduce the costs associated in running a business, and be it further

RESOLVED, that this Legislature does hereby call upon the New York State Insurance Department to, again, reduce the workers' compensation premiums charged to businesses creating a more competitive business environment for Erie County and New York State, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Governor George Pataki, Neil D. Levin, Superintendent, New York Insurance Department, Executive Office Agency Building 1, Empire State Plaza, Albany, New York, 12257, and the Western New York Delegation to the state Legislature.

Fiscal Impact: none for resolution

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

CARRIED UNANIMOUSLY.

WHEREAS, the New York Compensation Insurance Rating Board, a group which advises the state Insurance Department, has proposed a 12.6 percent increase in workers' compensation premiums, and

WHEREAS, This increase is recommended despite the fact that between 1985 and 1989 the cost of these third-party lawsuits tripled, accounting for as much as 3.5 percent of total system costs — translating into spending in excess of \$5 billion, and

WHEREAS, since 1994, the workers' compensation premiums have been reduced by 43 percent, saving area business thousands of dollars, and

WHEREAS, although the same advisory group suggested a 2.6 percent increase last year, the state Insurance Department continued its history of rate reduction and lowered the premiums by another 3.1 percent, and

WHEREAS, these efforts to reduce workers' compensation premiums have positively effected the economic development capabilities of large corporations as well as the thousands of small businesses throughout New York, and

WHEREAS, Although workers compensation premiums have fallen 43 percent since 1994, New York State's rates still exceed the national average by 20 percent; \$1.88 per \$100 in payroll,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature wishes to further promote economic development in the county by helping to reduce the costs associated in running a business, and be it further

RESOLVED, that this Legislature does hereby call upon the New York State Insurance Department to, again, reduce the workers' compensation premiums charged to businesses creating a more competitive business environment for Erie County and New York State, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Governor George Pataki, Neil D. Levin, Superintendent, New York Insurance Department, Executive Office Agency Building 1, Empire State Plaza, Albany, New York, 12257, and the Western New York Delegation to the state Legislature.

Fiscal Impact: none for resolution

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 258

Opposition to a New and Costly Area Code (Intro.
14-4)

WHEREAS, there is a proposal by state regulators that would 1) eliminate the 716 area code in either the Buffalo area or the Rochester area, 2) impose a new two digit prefix on existing phone numbers or, 3) both areas would keep the 716 area code and all new numbers, within the region, would receive a new area code, and

WHEREAS, these area code plans have caused an inconvenience and greater expense for customers throughout the country, and

WHEREAS, it is estimated that this future change in the area code would result in thousands of dollars in extra expenses for area business, and perhaps even a loss of business, and

WHEREAS, this region should be concentrating its efforts on promoting economic development instead of creating further hindrances to a sluggish economy, and

WHEREAS, the residents of our area and those in the business community should have a voice in the decision making process.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature is opposed to any and all area code changes that would force residents, municipalities and businesses alike to incur higher costs, and be it further

RESOLVED, that this Honorable Body hereby commits to a public forum that provides residents and representatives from the business community an opportunity to speak out on the Public Services Commission's area code proposal, and be it further

RESOLVED, that the Legislature does hereby request the presence of representatives from the New York Public Service Commission, Bell Atlantic, and the Buffalo Niagara Partnership at a future meeting of the Government Affairs Committee for discussions on resolving this potentially costly plan, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to the Western New York delegation to: the State Legislature, the U.S. House of Representatives, the U.S. Senate; the New York Public Service Commission, Bell Atlantic (Maureen Rasp-Glose, Director of Community Affairs, 65 Franklin, Buffalo, New York 14202), and Dr. Andrew Rudnick, Buffalo Niagara Partnership and all of Erie County's chambers of commerce.

Fiscal Impact: none for this resolution

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 259

Directing Purchasing Director to Auction Individual
Seating Removed from Ralph Wilson Stadium
(Intro. 14-5)

WHEREAS, county-owned Ralph Wilson Stadium, located in the town of Orchard Park, is currently undergoing major renovation in preparation for the 1999-2000 football season, and

WHEREAS, included in that renovation process is the removal of red plastic chairs used by Bills fans since the opening of the facility in the 1970's, and

WHEREAS, many current and former season ticket holders, other fans and collectors of sports memorabilia have indicated a willingness to purchase seats, either generally or on a particularized basis, and

WHEREAS, the Chairman of the Erie County Legislature has made arrangements with the Director of the Division of Purchase for a public auction to be held on location at the Ralph C. Wilson Field House for the purposes of selling these red plastic chairs at auction,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby recognize and appreciate the depth and breadth of Buffalo Bills fans' devotion to the team and does hereby recognize the desire of some fans to own and maintain mementos from the home of the Buffalo Bills, Ralph Wilson Stadium, and be it further

RESOLVED, that this Honorable Body does hereby direct the Director of the Division of Purchase to hold a public auction on Saturday July 24 and Sunday July 25, from 10 AM to 2 PM each day, at the Ralph C. Wilson Field House, for the purposes of selling at auction red plastic chairs formerly used for seating within Ralph Wilson Stadium, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis T. Gorski, Budget Director Kenneth C. Kruly, and Purchasing Director John C. Doyle.

Fiscal Impact: Sale of Seats is Positive for County Taxpayers.

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

CARRIED UNANIMOUSLY.

MS. PEOPLES moved the adoption of the resolution as amended. MR. DEBENEDETTI seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 260

Funding for a Senior Citizen Organization
(Intro. 14-6)

WHEREAS, the Legislature set aside funds in the 1999 Erie County Budget for use by worthy community organizations and governmental agencies, and

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$1,500 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agency:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
City of Tonawanda Senior Citizens Association	830/0921	\$1,500
TOTAL		\$1,500

and be it further

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

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, and three (3) copies to First Assistant County Attorney Alan Gerstman and one (1) copy to Robert Weir, President (City of Tonawanda Senior Citizens Association, 35 Main Street, Tonawanda, New York 14150.)

Fiscal Impact: Appropriation of 1999-budgeted funds.

MS. PEOPLES moved the adoption of the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 261

60 Day Update from Blue Cross/Blue Shield
on Prescription Changes. (Intro. 14-7)

WHEREAS, Blue Cross & Blue Shield of Western New York did recently attend a meeting of the Health/Mental Health Committee of the Erie County Legislature in an attempt to explain the many aspects of their upcoming prescription drug plan, and

WHEREAS, though the plan will commence in August, Blue Cross & Blue Shield members have until September 1 to adjust to the new policy, and

WHEREAS, Blue Cross & Blue Shield did report that, to date, 98% of all independent pharmaceuticals in Erie County expressed an interest in actively participating in this new prescription drug program, and

WHEREAS, facilities like independent pharmacies, Rite-Aids, Tops' Markets, Wal-Mart and Kmart have been cited by the insurance company as continued mediums through which such prescriptions shall be distributed, and

WHEREAS, the Erie County Legislature expressed concern over the following: accessibility to the customer, especially senior citizens (distance to the facility might be increased from 1.4 to 1.9 miles), and reduction in the quality of service because of heightened demand, the result of limiting facilities, and

WHEREAS, legislators proceeded to demonstrate admonition over a change in the price of the prescription, and sought assurance that Blue Cross & Blue Shield's prescription drug plan would not hinder the business of small pharmacists, and

WHEREAS, Blue Cross & Blue Shield did guarantee their return to the Health/Mental Health Committee of the Erie County Legislature 60 days after the prescription drug program's implementation, provide for officials an update on this transition, and

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby reiterate its request that Blue Cross & Blue Shield officials attend a future meeting of the Legislature's Health/Mental Health Committee to discuss the impact, 60 days following full implementation of the company's planned changes with respect to prescription services, and be it further

RESOLVED, that certified copies of this resolution be forwarded to US Senators Charles E. Schumer and Daniel P. Moynihan, US Representatives John LaFalce, Jack Quinn, and Thomas Reynolds, State Attorney General Eliot Spitzer, New York State Senator Anthony Nanula, and to Erie County Executive Dennis Gorski.

Fiscal Impact: None

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 262

Funding for a Community Organization.
(Intro. 14-8)

WHEREAS, the Legislature set aside funds in the 1999 Erie County Budget for use by worthy community organizations and governmental agencies, and

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$1,500 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agency:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Neighborhood Information Center, Inc.	830/0741	\$1,500
TOTAL		\$1,500

and be it further

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

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, and three (3) copies to First Assistant County Attorney Alan Gerstman and one (1) copy to Stanley Wrobel, Executive Director, (Neighborhood Information Center, Inc., (1170 Broadway, Buffalo, New York 14212).

Fiscal Impact: Appropriation of 1999-budgeted funds.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 263

Funding for Community Organizations and
Libraries. (Intro. 14-9)

WHEREAS, the Legislature set aside funds in the 1999 Erie County Budget for use by worthy community organizations and governmental agencies, and

WHEREAS, the Buffalo & Erie County Public Library has identified a shortfall in funding for videos, books, tapes and CDs for the Lackawanna and Lakeshore Branch Libraries, and will require additional funds, and

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$5,000 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 820, Project 973, Department 420 – Buffalo & Erie County Public Library as follows: Transfer \$5,000 to Library Materials (DAC 820973420938) – to be distributed evenly between the Lackawanna and Lakeshore Branch Libraries, and be it further

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$25,000 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agencies:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Augustin "Pucho" Olivencia Community Center	830/0568	\$2,500
Hamburg Hawks Hockey	830/0928	\$5,000
Lackawanna Fire Department	830/1015	\$2,500

Lakeshore Little League	830/0794	\$5,000
Lackawanna Little Loop Football	830/0929	\$5,000
Southtowns Walleye Association	830/0967	\$5,000
TOTAL		\$25,000

and be it further

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

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

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, and three (3) copies to First Assistant County Attorney Alan Gerstman and one (1) copy each to to Diane Crisman, Acting Director, Buffalo & Erie County Public Library, Jovino Morales, Executive Director, Augustin “Pucho” Olivencia Community Center Inc., (261 Swan Street, Buffalo, New York 14202), Tod Rice, Director, Hamburg Hawks Hockey, (40 Idlewood, Hamburg, New York 14075), Greg Conrad, Director, Lakeshore Little League, (4928 Rogers Road, Hamburg, New York 14075), Dennis Evans, Director, Lackawanna Little Loop Football, (1882 Electric Avenue, Lackawanna, New York 14218), Reynold Jennetti, Chief, Lackawanna Fire Department, (Fire Station No. 2, 1630 Abbott Road, Lackawanna, New York 14218), and Edward Soda, Director, Southtowns Walleye Association (3426 Abbott Road, Orchard Park, New York 14127.)

Fiscal Impact: Appropriation of 1999-budgeted funds.

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

CARRIED UNANIMOUSLY.

WHEREAS, the Legislature set aside funds in the 1999 Erie County Budget for use by worthy community organizations and governmental agencies, and

WHEREAS, the Buffalo & Erie County Public Library has identified a shortfall in funding for videos, books, tapes and CDs for the Lackawanna and Lakeshore Branch Libraries, and will require additional funds, and

WHEREAS, the Department of Youth Services has identified a shortfall in funding for its Read and Seed Program, and will require additional funds, and

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$5,000 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 820, Project 973, Department 420 – Buffalo & Erie County Public Library as follows: Transfer \$5,000 to Library Materials (DAC 820973420938) – to be distributed evenly between the Lackawanna and Lakeshore Branch Libraries, and be it further

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$5,000 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110 Project 946, Department 250 – Department of Youth Services as follows: Transfer \$5,000 to Contractual Services (DAC 110946250830), and be it further

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$45,000 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agencies:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Augustin "Pucho" Olivencia Community Center	830/0568	\$2,500
Concerned Ecumenical Ministry	830/0231	\$10,000

Hamburg Hawks Hockey	830/0928	\$5,000
Lackawanna Fire Department	830/1015	\$2,500
Lakeshore Little League	830/0794	\$5,000
Lackawanna Little Loop Football	830/0929	\$5,000
Northwest Buffalo Community Center	830/0356	\$10,000
Southtowns Walleye Association	830/0967	\$5,000
TOTAL		\$45,000

and be it further

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

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

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, and three (3) copies to First Assistant County Attorney Alan Gerstman and one (1) copy each to Diane Crisman, Acting Director, Buffalo & Erie County Public Library, L. Nathan Hare, Commissioner, Department of Youth Services, Jovino Morales, Executive Director, Augustin “Pucho” Olivencia Community Center Inc., (261 Swan Street, Buffalo, New York 14202), Director, Concerned Ecumenical Ministry, Tod Rice, Director, Hamburg Hawks Hockey, (40 Idlewood, Hamburg, New York 14075), Greg Conrad, Director, Lakeshore Little League, (4928 Rogers Road, Hamburg, New York 14075), Dennis Evans, Director, Lackawanna Little Loop Football, (1882 Electric Avenue, Lackawanna, New York 14218), Reynold Jennetti, Chief, Lackawanna Fire Department, (Fire Station No. 2, 1630 Abbott Road, Lackawanna, New York 14218), Director, Northwest Buffalo Community Center, and Edward Soda, Director, Southtowns Walleye Association (3426 Abbott Road, Orchard Park, New York 14127.)

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 264

Creation of Economic Development
Database Action Plan & Pilot Project (Intro.
14-10)

WHEREAS, Upstate New York's economy has lagged behind other parts of the state and the nation, and

WHEREAS, Erie County, Niagara County and the Western New York region are finding it difficult to compete effectively with other regions in terms of attracting new business to the area, and

WHEREAS, For the health of our region it is imperative that we make every effort to increase the effectiveness of our business attraction initiatives, and

WHEREAS, A single gateway for access to information on the area, including (for example) available parcels, similar firms, and demographic information would provide a useful tool for agencies in promoting the economic health of our region, and

WHEREAS, Response to recent county efforts to attract business from other states and countries like Michigan and Ireland demonstrate that the lack of comprehensive, readily accessible data and information is detrimental to our economic development efforts, as this information is needed in an organized and timely fashion — which we are currently unable to provide, and

WHEREAS, While there are piecemeal efforts underway to provide said information, there needs to be a coordinated effort to provide a unified, tiered access point for users of economic development information to learn about our region, and

WHEREAS, The Erie County Legislature has set aside funds in the 1999 budget for regional initiatives and the county has undertaken economic development initiatives through the Center for Cooperative Economic Growth and the Department of Environment and Planning, and Niagara County has made funds available in 1999 for regional initiatives as well, and

WHEREAS, The State University at Buffalo's Institute for Local Governance and Regional Growth has offered to prepare an economic development database action plan and pilot project, and has participated in informational sessions with the Erie-Niagara Regional Partnership, as well as economic development and elected officials from Erie and Niagara Counties, and

WHEREAS, Erie and Niagara counties have jointly participated in economic development initiatives through mutual participation in the Erie-Niagara Regional Partnership — a subcommittee of both counties' legislatures — for the betterment of both counties and the entire region, and

WHEREAS, The ENRP's Economic Development Subcommittee, at their July 6, 1999 meeting, unanimously endorsed the effort as being good for the future economic health of the region, and further unanimously endorsed the creation of said database in a timely manner for Erie County in such a way as to allow the inclusion of Niagara County at a later date,

NOW, THEREFORE, BE IT

RESOLVED, That the Erie County Legislature does hereby reaffirm its commitment to continue its economic development initiatives in order to strengthen our region's future, and be it further

RESOLVED, That this Honorable Body does further restate its commitment to working in conjunction with officials in Niagara County to better coordinate efforts and provide for the well being of both counties, and be it further

RESOLVED, That this Honorable Body does hereby state its desire to create an economic development database for use by our region's economic development agencies in attracting new business to our area, as well as for potential use by others as access to information is deemed appropriate and made available, and be it further

RESOLVED, That the Erie County Legislature does hereby approve the transfer of \$ 164,500 from Extraordinary County Aid to Local Governments, Consolidation/Regional Program (DAC: 1109043038300699) to a new sub-account under Agency Payments, Public Benefit — E&P (DAC: 1109223028301098) for the purpose of entering into a contract with the University at Buffalo's Institute for Local Governance and Regional Growth for the development of an economic development database action plan and pilot project, and be it further

RESOLVED, That this Honorable Body does hereby authorize the County Executive to sign a contract in an amount not to exceed \$164,500 with the University at Buffalo's Institute for Local Governance and Regional Growth for the aforesaid purpose, and be it further

RESOLVED, That the aforementioned plan and project should be developed as follows:

1. Provide an inventory of current efforts already underway in the area of economic development databases and websites;
2. Conduct a needs assessment to determine what information needs to be provided on the aforementioned economic development database by conducting a targeted interview of end users of the product;
3. Inventory existing data available from various agencies and organizations which is relevant to economic development needs and interests;

4. Determine an action plan for integrating and unifying existing and potential data, databases and websites; including cost estimates for initial development and maintenance;
5. Prepare an overall database design which will serve as the template and blueprint for development and expansion of the proposed databases and websites;
6. Create a pilot project by choosing elements of the database from the aforementioned prioritized action plan and overall database design and developing said data and database elements;

and be it further

RESOLVED, That this Honorable Body does hereby request that the Niagara County Legislature take some official action no later than October 1, 1999 should they choose to participate in said effort, and be it further

RESOLVED, That said effort shall be undertaken with the advisement of the Erie-Niagara Regional Partnership Economic Development Subcommittee, as well as additional representation as determined beneficial by this Honorable Body, the Erie-Niagara Regional Partnership and the Institute for Local Governance and Regional Growth, and be it further

RESOLVED, That the action plan be filed with the clerks of the Erie and Niagara County Legislatures no later than March 1, 2000, and that the pilot project be completed no later than September 1, 2000, and be it further

RESOLVED, That the University at Buffalo's Institute for Local Governance and Regional Growth and the Erie County Department of Environment and Planning file an interim report on activity and cost with the clerks of the Erie and Niagara County Legislatures no later than March 31, 2000 and file a close-out report on activity and cost with the Clerks of the Erie and Niagara County Legislatures no later than September 30, 2000, and be it further

RESOLVED, That certified copies of this resolution be sent to Erie County Executive Dennis Gorski, Department of Environment and Planning Commissioner Richard Tobe, Center for Cooperative Economic Growth Director David Chambers, Division of Budget Director Kenneth Kruly, First Assistant County Attorney Alan Gerstman, Comptroller Nancy Naples, University at Buffalo Institute for Local Governance and Regional Growth Executive Director John Sheffer, II (Beck Hall, 3435 Main St. Building 9, Buffalo, NY 14214), Niagara County Legislature Chairman Gerald Meal, Erie County Industrial Development Agency Executive Director Ronald Coan, NYSEG Western Region Managing Director Brian Eldridge (150 Erie St. Lancaster, NY 14086), M&T Bank Administrative Vice President Susan Neubauer (One M&T Plaza, 4th Floor, Buffalo, NY 14203), Niagara County Legislator Sean O'Connor, Niagara County Industrial Development Agency Executive Director John Simon (2055 Niagara Falls Blvd. Suite One, Niagara Falls, NY 14304), Erie-Niagara Enterprise Council President Robert Mackenzie, and Empire State Development Executive Director Luke Rich.

Fiscal Impact: Transfer of 1999 budgeted funds.

MS. PEOPLES moved to amend the resolution to add Legislators Kuwik, Holt, Fisher, Olma, Dusza, Chase, Greenan, Larson, Marshall, Pauly and Ranzenhofer as additional sponsors. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

MS. PEOPLES moved the adoption of the resolution as amended. MR. KUWIK seconded. MS. MARINELLI voted in the negative.

CARRIED.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 23 – MS. PEOPLES moved to discharge the FINANCE & MANAGEMENT COMMITTEE from further consideration of Comm. 1D-15A. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 265

RE: Correction of Errors

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

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

RESOLVED, that petitions numbered 981033 through 981109 inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Services and be charged back to the applicable Towns and / or Cities.

Petition No. 981033 / 9900 - ASSESSOR - Cancel - \$85.34

SBL No. 266.18-1-27 - TOWN OF BRANT

Acct. No. 112 - \$ 0.00 - County

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

Charge to : VILLAGE OF FARNHAM
85.34

CANCEL - CLERICAL ERROR, THE VETERAN'S EXEMPTION THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. VETERAN'S EXEMPTION IS IN THE AMOUNT OF 8,025. RPTL 550(2)C.

Petition No. 981034 / 9900 - ASSESSOR - Cancel - \$68.85

SBL No. 336.18-1-9 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 68.85 - Town/SpecialDist/School

Charge to : VILLAGE OF SPRINGVILLE
68.85

CANCEL - CLERICAL ERROR, THE VETERAN'S EXEMPTION THAT WAS PLACED ON THE TAX ROLL FOR THIS PARCEL WAS MISCALCULATED. THE AMOUNT USED WAS 8,295 AND SHOULD BE 13,825. RPTL 550(2)B.

Petition No. 981035 / 9900 - ASSESSOR - Cancel - \$972.35

SBL No. 347.05-1-6.111 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 972.35 - Town/SpecialDist/School

Charge to : VILLAGE OF SPRINGVILLE
972.35

CANCEL - CLERICAL ERROR, THIS PARCEL IS A DUPLICATE OF SBL 347.05-1-10. RPTL 550(2)F.

Petition No. 981036 / 9900 - ASSESSOR - Cancel - \$105.82

SBL No. 347.05-1-10 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 105.82 - Town/SpecialDist/School

Charge to : VILLAGE OF SPRINGVILLE
105.82

CANCEL - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF 8,500 THAT THIS PARCEL WAS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 981037 / 9900 - ASSESSOR - Cancel - \$208.23

SBL No. 347.08-2-1 - TOWN OF CONCORD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 208.23 - Town/SpecialDist/School

Charge to : VILLAGE OF SPRINGVILLE
208.23

CANCEL - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF 16,725 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 981038 / 9798 - ASSESSOR - Cancel - \$607.85

SBL No. 141.51-4-10 & 9 OTHERS - CITY OF LACKAWANNA

Acct. No. 112 - \$ 607.85 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :
CANCEL - CLERICAL ERROR, THE EXEMPTION FOR CITY OF LACKAWANNA PROPERTIES THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 981039 / 1999 - ASSESSOR - Cancel - \$342.10

SBL No. 142.54-4-42 - CITY OF LACKAWANNA

Acct. No. 112 - \$ 213.53 - County

Acct. No. 132 - \$ 128.57 - Town/SpecialDist/School

Charge to : NOT ON FILE 128.57

CANCEL - CLERICAL ERROR, THE RPTL 520 THAT WAS PLACED ON THIS PARCEL WAS IN ERROR. THIS PARCEL IS ENTITLED TO THE SENIOR EXEMPTION. RPTL 550(2)C.

Petition No. 981040 / 9899 - ASSESSOR - Refund - \$269.29

SBL No. 227.00-5-30 - TOWN OF BOSTON

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 269.29 - Town/SpecialDist/School

Charge to : HAMBURG CENTRAL 269.29

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS OMITTED IN ERROR
FROM THE TAX ROLL. THE ASSESSMENT WAS 116,800 AND SHOULD BE 104,600.
RPTL 550(2)A.

CHECK IN FAVOR OF: ANN F MORITZ

Petition No. 981041 / 1999 - ASSESSOR - Refund - \$179.15

SBL No. Y27.00-5-30 - TOWN OF BOSTON

Acct. No. 112 - \$ 111.92 - County

Acct. No. 132 - \$ 67.23 - Town/SpecialDist/School

Charge to : TOWN OF BOSTON

43.43

BOSTON FIRE PROTECTION 23.80

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSMENT WAS 116,800 AND SHOULD BE 104,600.
RPTL 550(2)A.

PETITION NUMBER 981041 CONTINUED
CHECK IN FAVOR OF : ANN F MORITZ

Petition No. 981042 / 1999 - ASSESSOR - Cancel - \$14.11

SBL No. 342.00-1-23 - TOWN OF COLLINS

Acct. No. 112 - \$ 14.11 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION WAS MISCALCULATED ON
THE TAX ROLL. THE EXEMPTION WAS 15,795 AND SHOULD BE 17,550 FOR
COUNTY TAX ONLY. RPTL 550(2)B.

Petition No. 981043 / 1999 - ASSESSOR - Cancel - \$11.96

SBL No. 350.00-2-1 - TOWN OF COLLINS

Acct. No. 112 - \$ 11.96 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION WAS OMITTED FROM THE TAX ROLL. THE EXEMPTION WAS IN THE AMOUNT OF 15,663 FOR COUNTY PURPOSES ONLY. RPTL 550(2)C.

Petition No. 981044 / 1999 - ASSESSOR - Cancel - \$1,332.84

SBL No. 238.11-2-16 - TOWN OF EDEN

Acct. No. 112 - \$ 760.65 - County

Acct. No. 132 - \$ 572.19 - Town/SpecialDist/School

Charge to : TOWN OF EDEN

	518.17	
FIRE PROTECTION		54.02

CANCEL - CLERICAL ERROR, PARCEL IS OWNED BY NEW YORK DEVELOPMENTAL DISABILITIES SERVICES AND USED AS A GROUP HOME. THE EXEMPTION FOR THIS PARCEL WAS OMITTED IN ERROR. THE STATE PAYS TAXES ONLY ON FROM WHAT THEY RECEIVE A DIRECT BENEFIT. RPTL 550(2)C.

Petition No. 981045 / 1999 - ASSESSOR - Cancel - \$186.30

SBL No. 207.07-2-19 - TOWN OF EVANS

Acct. No. 112 - \$ 186.30 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 21,000 FOR COUNTY TAX WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 981046 / 1999 - ASSESSOR - Cancel - \$91.94

SBL No. 219.16-1-2 - TOWN OF EVANS

Acct. No. 112 - \$ 35.56 - County

Acct. No. 132 - \$ 56.38 - Town/SpecialDist/School

Charge to : TOWN OF EVANS

	40.47	
ANGOLA-EVANS FIRE PROTECT		10.88
ERIE CO SEW DST 2		5.03

PETITION NUMBER 981046 CONTINUED
CANCEL - CLERICAL ERROR, THE PARCEL WAS MERGED. THE ASSESSED VALUE WAS 100,000 AND SHOULD BE 96,000. RPTL 550(2)A.

Petition No. 981047 / 1999 - ASSESSOR - Cancel - \$470.18

SBL No. 219.16-1-3.1 - TOWN OF EVANS

Acct. No. 112 - \$ 177.76 - County

Acct. No. 132 - \$ 292.42 - Town/SpecialDist/School

Charge to : TOWN OF EVANS

	202.36	
ANGOLA-EVANS FIRE PROTECT		54.39
ERIE CO SEW DST 2	25.17	
ERIE CO SEW DIST 2	10.50	

CANCEL - CLERICAL ERROR, THIS PARCEL IS INCLUDED IN 219.16-1-3.1.
RPTL 550(2)F.

Petition No. 981048 / 1999 - ASSESSOR - Cancel - \$104.77

SBL No. 235.16-2-15 - TOWN OF EVANS

Acct. No. 112 - \$ 65.77 - County

Acct. No. 132 - \$ 39.00 - Town/SpecialDist/School

Charge to : TOWN OF EVANS

	29.67	
ERIE CO SEW DST 2		9.33

CANCEL - CLERICAL ERROR, ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 68,400 AND SHOULD BE 61,000.
RPTL 550(2)A.

Petition No. 981049 / 1995 - ASSESSOR - Cancel - \$3,922.92

SBL No. 160.20-3-2 - TOWN OF HAMBURG

Acct. No. 112 - \$ 890.42 - County

Acct. No. 132 - \$ 3,032.50 - Town/SpecialDist/School

Charge to : TOWN OF HAMBURG
794.48
ORCH PARK CENTRAL 2,065.12
NEWTON-ABBOTT FIRE PROTEC 172.90

CANCEL - CLERICAL ERROR, PARCEL OWNED BY NEW STATE OFFICE OF MENTAL RETARDATION AND IS EXEMPT FROM SOME TAXES. TAXES ARE PAID ONLY ON TAXES THAT THE STATE RECEIVES A DIRECT BENEFIT. RPTL 550(2)C.

Petition No. 981050 / 1999 - ASSESSOR - Cancel - \$1,512.74

SBL No. 171.13-3-11.2 - TOWN OF HAMBURG

Acct. No. 112 - \$ 698.80 - County

Acct. No. 132 - \$ 813.94 - Town/SpecialDist/School

Charge to : TOWN OF HAMBURG
642.03
FIRE D#3 SCRATON 171.91

CANCEL - CLERICAL ERROR, THIS PROPERTY IS OWNED BY NEW YORK STATE OFFICE OF MENTAL RETARDATION IS EXEMPT FROM SOME TAXES. THE STATE PAYS ONLY ON TAXES THAT THEY RECEIVE A DIRECT BENEFIT. RPTL(2)C.

Petition No. 981051 / 1999 - ASSESSOR - Cancel - \$1,688.00

SBL No. 231.00-2-1.22 - TOWN OF HOLLAND

Acct. No. 112 - \$ 1,688.00 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :
CANCEL - CLERICAL ERROR, THE RPTL 520 THAT WAS PLACED ON THE TAX ROLL INCLUDED AN AMOUNT PREVIOUSLY PAID TO ECIDA. RPTL 550(2)A.

Petition No. 981052 / 1999 - ASSESSOR - Refund - \$47.55

SBL No. 262.00-2-33 - TOWN OF HOLLAND

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 47.55 - Town/SpecialDist/School

Charge to : TOWN OF HOLLAND
47.55

REFUND - CLERICAL ERROR, PARCEL WAS CHARGED IN ERROR FOR LIGHT
DISTRICT. RPTL 550(2)E.
CHECK IN FAVOR OF: FRANCES & HERBERT ARNOLD

Petition No. 981053 / 1999 - ASSESSOR - Cancel - \$130.64

SBL No. 148.00-7-23.12 - TOWN OF MARILLA

Acct. No. 112 - \$ 124.25 - County

Acct. No. 132 - \$ 6.39 - Town/SpecialDist/School

Charge to : TOWN OF MARILLA
6.39

CANCEL - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF
12,762 THAT THIS PARCEL IS ENTITLED WAS OMITTED IN ERROR FROM THE
TAX ROLL. RPTL 550(2)C

Petition No. 981054 / 9899 - ASSESSOR - Refund - \$127.67

SBL No. 32.00-1-19.1 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 127.67 - Town/SpecialDist/School

Charge to : AKRON CENTRAL 127.67

REFUND - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF
9,089 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE
TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: JOAN HUEBERT

Petition No. 981056 / 1999 - ASSESSOR - Cancel - \$75.35

SBL No. 32.00-1-19.1 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 61.26 - County

Acct. No. 132 - \$ 14.09 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
14.09

CANCEL - CLERICAL ERROR, THE AGRICULTURAL EXEMPTION IN THE AMOUNT OF 9089 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL IN ERROR. RPTL 550(2)C.

Petition No. 981057 / 1999 - ASSESSOR - Cancel - \$5,965.66

SBL No. 32.00-3-18 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 4,319.10 - County

Acct. No. 132 - \$ 1,646.56 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
993.26
NEWSTEAD FIRE PROTECT 653.30

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. THE ASSESSED VALUE WAS 712,000 AND SHOULD BE 71,200. RPTL 550(2)A.

Petition No. 981058 / 1999 - ASSESSOR - Cancel - \$34.45

SBL No. 32.00-3-29.13 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 24.94 - County

Acct. No. 132 - \$ 9.51 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
9.51

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 142,000 AND SHOULD BE 138,300. RPTL 550(2)A.

Petition No. 981059 / 1999 - ASSESSOR - Refund - \$17.47

SBL No. 47.07-2-16.11/T - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 12.64 - County

Acct. No. 132 - \$ 4.83 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
4.83

REFUND - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF

3,125 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE
TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: AKRON MOBILE HOME PARK

Petition No. 981060 / 9899 - ASSESSOR - Refund - \$560.49

SBL No. 47.07-2-16.11/V - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 560.49 - Town/SpecialDist/School

Charge to : N.Y.S.STAR PROGRAM 560.49

REFUND - CLERICAL ERROR, THE STAR EXMEMPTION THAT THIS PARCEL IS
ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: AKRON MOBILE HOME PARK

Petition No. 981061 / 1999 - ASSESSOR - Refund - \$8.29

SBL No. 60.00-3-6./Z - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 6.74 - County

Acct. No. 132 - \$ 1.55 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
1.55

REFUND - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF
2,000 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE

PETITION NUMBER 981061 CONTINUED
TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: QUARRY HILL ESTATES

Petition No. 981062 / 1999 - ASSESSOR - Cancel - \$236.92

SBL No. 61.00-2-7.1/A - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 171.54 - County

Acct. No. 132 - \$ 65.38 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
65.38

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 32,834 AND SHOULD BE 7,383.
RPTL 550(2)A.

Petition No. 981063 / 1999 - ASSESSOR - Refund - \$141.98

SBL No. 61.00-3-19.2 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 141.98 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
141.98

REFUND - UNLAWFUL ENTRY, THIS PARCEL IS OUTSIDE THE BOUNDRY OF WATER DISTRICT #5. RPTL 550(7)B.
CHECK IN FAVOR OF: RICK & PATRICIA FRANCAZAK

Petition No. 981064 / 1999 - ASSESSOR - Refund - \$90.43

SBL No. 61.00-3-20 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 90.43 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
90.43

REFUND - UNLAWFUL ENTRY, PARCEL IS LOCATED OUTSIDE OF THE BOUNDRY OF WATER DIST. 5. RPTL 550(7)B.
CHECK IN FAVOR OF: FRANK HARTL

Petition No. 981065 / 1999 - ASSESSOR - Refund - \$62.95

SBL No. 61.00-5-36.2 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 62.95 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
62.95

REFUND - UNLAWFUL ENTRY, PARCEL IS LOCATED OUTSIDE THE BOUNDY OF

WATER DIST 5. RPTL 550(7)B.
CHECK IN FAVOR OF: MARTIN & KATHLEEN WAHL

Petition No. 981066 / 1999 - ASSESSOR - Refund - \$11.52

SBL No. 61.00-3-21.11 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 11.52 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
11.52

REFUND - CLERICAL ERROR, THIS PARCEL IS LOCATED OUTSIDE THE BOUNDRY
OF WATER DIST 5. RPTL 550(7)B.
CHECK IN FAVOR OF: FRANK HARTL

Petition No. 981067 / 1999 - ASSESSOR - Refund - \$14.32

SBL No. 61.00-3-21.12 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 14.32 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
14.32

REFUND - UNLAWFUL ENTRY, PARCEL IS OUTSIDE THE BOUNDRY OF WATER
DISTRICT #5. RPTL 550(7)B.
CHECK IN FAVOR OF: JOSEPH & HEATHER ASBECK

Petition No. 981068 / 1999 - ASSESSOR - Refund - \$105.38

SBL No. 61.00-3-21.2 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 105.38 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
105.38

REFUND - UNLAWFUL ENTRY, PARCEL IS LOCATED OUTSIDE THE BOUDRY OF
WATER DISTRICT #5. RPTL 550(7)B.
CHECK IN FAVOR OF: ROSARIO & PATRICIA FIORELLO

Petition No. 981069 / 1999 - ASSESSOR - Refund - \$92.25

SBL No. 61.00-3-22 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 92.25 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
92.25

REFUND - UNLAWFUL ENTRY, PARCEL IS LOCATED OUTSIDE OF THE BOUNDARY
OF WATER DIST #5. RPTL 550(7)B.
CHECK IN FAVOR OF: MARTHA J LOONEY

Petition No. 981073 / 9899 - ASSESSOR - Refund - \$627.91

SBL No. 61.00-5-1.2 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 627.91 - Town/SpecialDist/School

Charge to : N.Y.S.STAR PROGRAM 627.91

REFUND - CLERICAL ERROR, THE STAR EXEMPTION THAT THIS PARCEL IS
ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: GOLDEN POND ESTATES

Petition No. 981074 / 1999 - ASSESSOR - Refund - \$47.11

SBL No. 61.00-5-1.2/BM - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 47.11 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :
REFUND - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 6,990
THAT THIS PARCEL IS ENTITLED TO FOR COUNTY TAXES WAS OMITTED IN
ERROR FROM THE TAX ROLL. RPTL 550(2)C
CHECK IN FAVOR OF: GOLDEN POND ESTATES

Petition No. 981075 / 1999 - ASSESSOR - Refund - \$6.89

SBL No. 61.00-5-1.2/I - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 4.98 - County

Acct. No. 132 - \$ 1.91 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
1.91

REFUND - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF 1,230 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: GOLDEN POND ESTATES

Petition No. 981076 / 1999 - ASSESSOR - Refund - \$43.53

SBL No. 61.00-5-12./B - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 35.39 - County

Acct. No. 132 - \$ 8.14 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
8.14

REFUND - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 5,250 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: GOLDEN POND ESTATES

Petition No. 981077 / 1999 - ASSESSOR - Refund - \$19.59

SBL No. 61.00-5-1.2/P - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 16.61 - County

Acct. No. 132 - \$ 2.98 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
2.98

REFUND - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF 1,920 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.
CHECK IN FAVOR OF: GOLDEN POND ESTATES

Petition No. 981078 / 1999 - ASSESSOR - Refund - \$17.53

SBL No. 61.00-5-2./W - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 13.74 - County

Acct. No. 132 - \$ 3.79 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
3.79

REFUND - CLERICAL ERROR, THIS PARCEL IS ENTITLED TO A VETERAN'S

PETITION NUMBER 981078 CONTINUED
EXEMPTION IN THE AMOUNT OF 4,075 THAT WAS OMITTED IN ERROR FROM THE
TAX ROLL. RPTL 550(2)C.N & EDWARD SIBION
CHECK IN FAVOR OF: GOLDEN POND ESTATES

Petition No. 981079 / 1999 - ASSESSOR - Refund - \$148.06

SBL No. 61.00-5-36.1 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 148.06 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
148.06

REFUND - UNLAWFUL ENTRY, PARCEL IS LOCATED OUTSIDE OF THE BOUNDARY
OF WATER DISTRICT #5. RPTL 550(7)B.
CHECK IN FAVOR OF: HELEN & EDWARD SIBION

Petition No. 981080 / 1999 - ASSESSOR - Refund - \$146.48

SBL No. 61.00-5-37 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 146.48 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
146.48

REFUND - UNLAWFUL ENTRY, PARCEL IS LOCATED OUTSIDE OF THE BOUNDARY
OF WATER DISTRICT #5. RPTL 550(7)B.
CHECK IN FAVOR OF: DAVID NOBLO

Petition No. 981081 / 1999 - ASSESSOR - Refund - \$111.70

SBL No. 61.00-5-38 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 111.70 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
111.70

REFUND - UNLAWFUL ENTRY, PARCEL IS LOCATED OUTSIDE OF THE BOUNDARY
OF WATER DISTRICT #5. RPTL 550(7)B.
CHECK IN FAVOR OF: DONALD & KATHLEEN GERTH

Petition No. 981082 / 1999 - ASSESSOR - Cancel - \$111.58

SBL No. 61.00-5-39 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 111.58 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
111.58

REFUND - UNLAWFUL ENTRY, PARCEL IS LOCATED OUTSIDE OF THE BOUNDARY
OF WATER DISTRICT #5. RPTL 550(7)B.
CHECK IN FAVOR OF: MARVIN L SUTTEL

Petition No. 981083 / 9899 - ASSESSOR - Refund - \$702.37

SBL No. 74.00-3-7.2 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 702.37 - Town/SpecialDist/School

Charge to : AKRON CENTRAL 702.37

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSMENT WAS 66,900 AND SHOULD BE 16,900.

RPTL 550(2)A.

CHECK IN FAVOR OF: CHARLES L PAPKE

Petition No. 981084 / 1999 - ASSESSOR - Cancel - \$465.48

SBL No. 74.00-3-7.2 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 337.01 - County

Acct. No. 132 - \$ 128.47 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD

77.50

NEWSTEAD FIRE PROTECT 50.97

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSMENT WAS 66,900 AND SHOULD BE 16,900.

RPTL 550(2)A.

Petition No. 981085 / 1999 - ASSESSOR - Cancel - \$563.06

SBL No. .00 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 297.37 - County

Acct. No. 132 - \$ 265.69 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

265.69

CANCEL - CLERICAL ERRRO, THIS PARCEL IS A DUPLICATE OF
SBL 317.00-2-2.1. RPTL 550(2)F.

Petition No. 981086 / 1999 - ASSESSOR - Cancel - \$149.75

SBL No. 270.00-6-15 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 149.75 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS
149.75

CANCEL - CLERICAL ERROR, THIS PARCEL WAS CHARGED FOR REFUSE TAX
WHEN THE LAND IS VACANT. RPTL 550(2)E.

Petition No. 981087 / 1999 - ASSESSOR - Cancel - \$53.07

SBL No. 285.08-1-26 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 31.36 - County

Acct. No. 132 - \$ 21.71 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS
17.23

ERIE CO SEW DST 2 4.48

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSMENT WAS 90,800 AND SHOULD BE 86,300.
RPTL 550(2)A.

PETITION NUMBER 981087 CONTINUED

Petition No. 981089 / 1999 - ASSESSOR - Cancel - \$287.55

SBL No. 304.00-3-5 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 123.66 - County

Acct. No. 132 - \$ 163.89 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS
110.48

NO COLLINS FIRE DIST 53.41

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSMENT WAS 149,100 AND SHOULD BE 110,100.
RPTL 550(2)A.

Petition No. 981090 / 1999 - ASSESSOR - Cancel - \$9.29

SBL No. 304.00-4-6 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 4.45 - County

Acct. No. 132 - \$ 4.84 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

3.97

NO COLLINS FIRE DIST 0.87

CANCEL - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY ON THE TAX ROLL. THE ASSESSMENT WAS 28,200 AND SHOULD BE 14,900. RPTL 550(2)A.

Petition No. 981091 / 1999 - ASSESSOR - Cancel - \$366.88

SBL No. 318.00-2-8 - TOWN OF NORTH COLLINS

Acct. No. 112 - \$ 193.77 - County

Acct. No. 132 - \$ 173.11 - Town/SpecialDist/School

Charge to : TOWN OF NORTH COLLINS

173.11

CANCEL - CLERICAL ERROR, THE SENIOR EXEMPTION IN THE AMOUNT OF 27,804 THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM THE TAX ROLL. RPTL 550(2)C.

Petition No. 981092 / 1999 - ASSESSOR - Cancel - \$15,595.42

SBL No. 152.13-3-19 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 15,595.42 - Town/SpecialDist/School

Charge to : ORCH PARK CENTRAL 15,595.42

CANCEL - CLERICAL ERROR, THE RELEVY SCHOOL WAS PREVIOUSLY PAID UNDER THE ECIDA PAYMENT MADE DIRECTLY TO THE ORCHARD PARK CENTRAL SCHOOL DISTRICT. RPTL 550(2)H.

Petition No. 981094 / 1997 - ASSESSOR - Refund - \$150.00

SBL No. 172.08-2-22 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 150.00 - Town/SpecialDist/School

Charge to : ERIE CO SEW DST 3 150.00

REFUND - CLERICAL ERROR, THE SEWER TAX CHARGED ON THIS PARCEL IS INCLUDED ON THE TOWN SBL. THIS IS A DUPLICATE CHARGE. RPTL 550(2)E. CHECK IN FAVOR OF: JEFFREY & LYNNE SWEET

Petition No. 981095 / 1998 - ASSESSOR - Refund - \$150.00

SBL No. 172.08-2-22 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 150.00 - Town/SpecialDist/School

Charge to : ERIE CO SEW DST 3 150.00

REFUND - CLERICAL ERROR, THE SEWER CHARGE IS ALSO INCLUDED ON THE TOWN SBL. THIS IS A DUPLICATE CHARGE. RPTL 550(2)E. CHECK IN FAVOR OF: JEFFREY & LYNNE SWEET

Petition No. 981096 / 1999 - ASSESSOR - Refund - \$150.00

SBL No. 172.08-2-22 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 150.00 - Town/SpecialDist/School

Charge to : ERIE CO SEW DST 3 150.00

REFUND - CLERICAL ERROR, THE SEWER CHARGE ON THIS PARCEL IS ALSO INCLUDED ON THE TOWN SBL. THIS IS A DUPLICATE CHARGE. RPTL 550(2)E. CHECK IN FAVOR OF: JEFFREY & LYNNE SWEET

Petition No. 981097 / 1999 - ASSESSOR - Cancel - \$922.46

SBL No. 278.00-3-8 - TOWN OF SARDINIA

Acct. No. 112 - \$ 622.53 - County

Acct. No. 132 - \$ 299.93 - Town/SpecialDist/School

Charge to : TOWN OF SARDINIA
222.31
SARDINIA FIRE PROTECT 77.62

CANCEL - CLERICAL ERROR, PARCEL IS INCLUDED UNDER SBL 278.00-3-8.1.
THIS IS A DUPLICATE ENTRY. RPTL 550(2)F.

Petition No. 981098 / 1999 - ASSESSOR - Cancel - \$580.92

SBL No. 280.00-1-24.11 - TOWN OF SARDINIA

Acct. No. 112 - \$ 417.81 - County

Acct. No. 132 - \$ 163.11 - Town/SpecialDist/School

Charge to : TOWN OF SARDINIA
142.08
SARDINIA FIRE PROTECT 21.03

CANCEL - ERROR IN ESSENTIAL FACT, THE IMPROVEMENTS ARE NOT ON THIS
PROPERTY BUT ARE ON SBL 280.00-1-24.12. THE ASSESSED VALUE WAS
117,750 AND SHOULD BE 96,700. RPTL 550(2)B.

PETITION NUMBER 981098 CONTINUED

Petition No. 981099 / 1999 - ASSESSOR - Cancel - \$8.70

SBL No. 295.00-3-8.1 - TOWN OF SARDINIA

Acct. No. 112 - \$ 6.41 - County

Acct. No. 132 - \$ 2.29 - Town/SpecialDist/School

Charge to : TOWN OF SARDINIA
2.29

CANCEL - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF
19,200 SHOULD BE 20,000. RPTL 550(2)B.

Petition No. 981100 / 1999 - ASSESSOR - Cancel - \$21.51

SBL No. 309.00-1-3.11 - TOWN OF SARDINIA

Acct. No. 112 - \$ 15.97 - County

Acct. No. 132 - \$ 5.54 - Town/SpecialDist/School

Charge to : TOWN OF SARDINIA
5.54

CANCEL - CLERICAL ERROR, THE VETERAN'S EXEMPTION IN THE AMOUNT OF
9,732 SHOULD BE 11,725. RPTL 550(2)B.

Petition No. 981101 / 1999 - ASSESSOR - Refund - \$447.58

SBL No. 310.00-1-23.1 - TOWN OF SARDINIA

Acct. No. 112 - \$ 302.04 - County

Acct. No. 132 - \$ 145.54 - Town/SpecialDist/School

Charge to : TOWN OF SARDINIA
107.87
SARDINIA FIRE PROTECT 37.67

REFUND - CLERICAL ERROR, THE ASSESSED VALUE WAS ENTERED INCORRECTLY
ON THE TAX ROLL. THE ASSESSMENT WAS 155,000 AND SHOULD BE 117,300.
RPTL 550(2)A.
CHECK IN FAVOR OF: RONALD PILKINGTON

Petition No. 981102 / 1999 - ASSESSOR - Refund - \$72.36

SBL No. 53.07-14-21 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 72.36 - Town/SpecialDist/School

Charge to : TOWN OF TONAWANDA
72.36

REFUND - UNLAWFUL ENTRY, PARCEL IS OWNED BY US ARMY RESERVE WHICH
IS WHOLLY EXEMPT FROM TAXES. RPTL 550(7)A.

Petition No. 981104 / 9900 - ASSESSOR - Cancel - \$259.56

SBL No. 104.15-8-8 - TOWN OF LANCASTER

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 259.56 - Town/SpecialDist/School

Charge to : VILLAGE OF LANCASTER
259.56

CANCEL - CLERICAL ERROR, THIS PARCEL IS ENTITLED TO A SENIOR EXEMPTION
IN THE AMOUNT OF 22,500 THAT WAS OMITTED IN ERROR FROM THE TAX ROLL.

PETITION NUMBER 981104 CONTINUED
RPTL 550(2)C.

Petition No. 981105 / 1999 - ASSESSOR - Cancel - \$44.87

SBL No. 142.69-2-2 - CITY OF LACKAWANNA

Acct. No. 112 - \$ 44.87 - County

Acct. No. 132 - \$ 0.00 - Town/SpecialDist/School

Charge to :
CANCEL - CLERICAL ERROR, THIS PARCEL IS OWNED BY ERIE COUNTY
SEWER DISTRICT #6 MAKING IT EXEMPT FROM COUNTY TAXES. THE COUNTY
EXEMPTION THAT THIS PARCEL IS ENTITLED TO WAS OMITTED IN ERROR FROM
THE TAX ROLL. RPTL 550(2)C.

Petition No. 981106 / 1999 - ASSESSOR - Refund - \$120.74

SBL No. 160.09-2-28.2 - TOWN OF HAMBURG

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 120.74 - Town/SpecialDist/School

Charge to : TOWN OF HAMBURG
120.74

REFUND - CLERICAL ERROR, THIS PARCEL WAS CHARGED FOR FRONTAGE ON THE
SEWER TAX WHEN THE PARCEL IS LANDLOCKED. RPTL 550(2)E.
CHECK IN FAVOR OF: DOROTHY DESJARDINS

Petition No. 981107 / 1999 - ASSESSOR - Refund - \$304.32

SBL No. 61.00-2-7.1 - TOWN OF NEWSTEAD

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 304.32 - Town/SpecialDist/School

Charge to : TOWN OF NEWSTEAD
304.32

REFUND - UNLAWFUL ENTRY, PARCEL IS LOCATED OUTSIDE THE BOUNDRY OF
WATER DISTRICT #5. RPTL 550(7)B.
CHECK IN FAVOR OF: KREHER BROTHERS LTD PARTNERSHIP

Petition No. 981108 / 9899 - ASSESSOR - Refund - \$2,578.47

SBL No. 52.16-1-6 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 2,578.47 - Town/SpecialDist/School

Charge to : KEN-TON UNION FREE 2,578.47

REFUND - ERROR IN ESSENTIAL FACT, THE TAX ROLL SHOWS 7.93 ACRES OF
LAND WHEN IN FACT THERE IS ONLY 4.996. THE ASSESSED VALUE WAS 738,500
AND SHOULD BE 673,500 WHICH IS BASED ON THE CORRECT ACREAGE. RPTL 550
CHECK IN FAVOR OF: RELIANCE BUILDING & EQUIPMENT CO.INC.

Petition No. 981109 / 1999 - ASSESSOR - Refund - \$2,157.69

SBL No. 52.16-1-6 - TOWN OF TONAWANDA

Acct. No. 112 - \$ 719.37 - County

Acct. No. 132 - \$ 1,438.32 - Town/SpecialDist/School

Charge to : TOWN OF TONAWANDA
1,438.32

REFUND - ERROR IN ESSENTIAL FACT, THE BILL SHOWS 7.93 ACRES OF LAND
WHEN IN FACT THERE IS ONLY 4.996. THE ASSESSED VALUE WAS 738,500
AND SHOULD BE 678,500 BASED ON THE LOWER ACREAGE. RPTL 550(3)C,
CHECK IN FAVOR OF: RELIANCE BUILDING & EQUIPMENT CO.,INC.

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

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

RESOLVED, that petitions numbered 981110 through 981110 inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Services and be charged back to the applicable Towns and / or Cities.

Petition No. 981110 / 1996 - ASSESSOR - Refund - \$150.00

SBL No. 172.08-2-22 - TOWN OF ORCHARD PARK

Acct. No. 112 - \$ 0.00 - County

Acct. No. 132 - \$ 150.00 - Town/SpecialDist/School

Charge to : ERIE CO SEW DST 3 150.00

DENIAL - PARCEL WAS CHARGED IN ERROR FOR A SEWER TAX WHICH IS ALSO BILLED ON THE VILLAGE SBL. THIS IS DENIED BECAUSE THE DATE TO FILE FOR A REFUND HAS EXPIRED JANUARY 15, 1999. APPLICATION RECEIVED ON FEBRUARY 15, 1999. RPTL 556.

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

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

Item 24 – MS. PEOPLES moved to discharge the ENERGY & ENVIRONMENT COMMITTEE from further consideration of Comm. 1E-23. MR. DEBENEDETTI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 266

RE: Open Item: District Bond Accounts.

RESOLUTION NO. 252 -1999

BOND RESOLUTION DATED JULY 15, 1999

BOND RESOLUTION AUTHORIZING THE ISSUANCE OF \$8,000,000 BONDS OF THE COUNTY OF ERIE, OR SO MUCH THEREOF AS MAY BE NECESSARY, TO FINANCE THE COST OF AN INCREASE AND IMPROVEMENT OF THE FACILITIES OF ERIE COUNTY SEWER DISTRICT NO. 6; STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$8,000,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$8,000,000 BONDS HEREIN AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND PROVIDING FOR REIMBURSEMENT BY ERIE COUNTY SEWER DISTRICT NO. 6 TO SAID COUNTY.

(Introduced) JANUARY 7, 1999

(Adopted) JULY 15, 1999

WHEREAS, pursuant to proceedings had and taken in accordance with the provisions of Article 5A of the County Law and more particularly a resolution of this County Legislature dated MARCH 4, 1999, and the order of the State Comptroller dated JUNE 6, 1999, an increase and improvement of facilities for Sewer District No. 6 has been approved at a estimated maximum cost of \$8,000,000, and

WHEREAS, it is now desired to provide for the financing of said costs, NOW THEREFORE BE IT

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

Section 1. Pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York, as amended (the "Law"), and to the provisions of other laws applicable thereto, \$8,000,000 bonds of the County, or so much thereof as may be necessary, are hereby authorized to be issued to finance the cost of an increase and improvement of facilities for Erie County Sewer District No. 6, all as more fully described in the report and estimate of cost accepted and adopted by the Board of Managers of said District on December 17, 1998, and filed with the County Legislature pursuant to Section 268 of the County Law. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$8,000,000. The plan of financing includes the issuance of \$8,000,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, and the levy of a tax to pay the principal of and interest on said bonds and notes, the said principal and interest to be reimbursed to the County by assessment against a benefited area which consists of the entire area of Erie County Sewer District No. 6.

Section 2. The period of probable usefulness for the specific object or purpose for which said \$8,000,000 bonds herein authorized to be issued, within the limitations of Section 11.00 a. 4. of the Law, is forty (40) years.

Section 3. Current funds are not required to be provided as a down payment prior to the issuance of the \$8,000,000 bonds authorized herein, or any bond anticipation notes issued in anticipation thereof, pursuant to Section 107-00 d. 3. of said Law.

Section 4. The County intends to finance, and the Comptroller of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the object or purpose described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to

be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the maximum amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

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

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

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

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

(b) the provisions of law which should be complied with at the date of the publication of this Resolution or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

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

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

MS. PEOPLES moved the adoption of the resolution. MR. DEBENEDETTI seconded.

CARRIED UNANIMOUSLY.

CHAIRMAN SWANICK directed that a roll call vote be taken.

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

CARRIED.

Item 25 - MS. MARINELLI moved to discharge the COMMUNITY ENRICHMENT COMMITTEE from further consideration of Comm. 11E-10. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 267 RE: Town of North Collins Public Library -
"Opening Day" Costs.

WHEREAS, the Buffalo and Erie County Public Library has been informed by the Board President of the Town of North Collins Public Library that the target date for completion of their new library may be as early as June 15, 1999, and

WHEREAS, there is a need to provide a total of \$50,000 for opening the new library, and

WHEREAS, Erie County's portion of the costs is \$12,500, and

WHEREAS, funds are available through the appropriation of unanticipated revenues in the General Fund account for Payments in Lieu of Taxes to provide Erie County's share of furnishing and equipping the Town of North Collins Public Library.

NOW, THEREFORE, BE IT

RESOLVED, that the following budgetary transactions are hereby authorized, the annual budgeted revenue in General Fund Account 304, Payments in Lieu of Taxes, in Department 310, Countywide Accounts Monitored by Budget, having been exceeded:

<u>Dept.</u>	<u>Acct. No.</u>	<u>Account Title</u>	<u>Amount</u>	<u>Action</u>
310	304	Payments in Lieu of Taxes	\$12,500	Increase
320	886-4200	Interfund-Library	\$12,500	Increase

Library Operating Fund - 820

<u>Dept.</u>	<u>Acct. No.</u>	<u>Account Title</u>	<u>Amount</u>	<u>Action</u>
420	938	Library Books and Media	\$ 9,375	Increase
420	932	Office Equipment	\$ 3,125	Increase
420	686-3200	Interfund-Subsidy	\$12,500	Increase

and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Buffalo and Erie County Public Library, the Office of the Comptroller, the Division of Budget, Management and Finance and First Assistant County Attorney, Alan P. Gerstman.

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

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

Item 26 – MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

Comm. 14D-23 From: COUNTY ATTORNEY Re: Notice of Public Hearing
Resolutions Reference Comm. 12E-31, Comm. 12E-32, Intro 13-1 and Intro. 13-5.

CHAIRMAN SWANICK directed that Comm. 14D-23 be RECEIVED, FILED, and PRINTED.

July 2, 1999

Ms. Laurie Manzella
Clerk Of The Legislature
25 Delaware Avenue
7th Floor

**RE: Notice of Public Hearing
Resolutions Reference Comm. 12E-31, Comm. 12E-32,
Intro. 13-1 and Intro. 13-5**

Dear Ms. Manzella:

Enclosed herein is a copy of the Public Hearing Notice for the above captioned Resolutions Reference Comm. 12E-31, Comm. 12E-32, Intro. 13-1 and Intro. 13-5 were adopted by the Erie County Legislature on July 1, 1999.

Please post for the information of anyone who may be interested in attending this hearing.

Very truly yours,

KENNETH A. SCHOETZ
Erie County Attorney

By: Alan P. Gerstman
1st Assistant County Attorney

APG/sl
Encl.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that Erie County Executive, Dennis T. Gorski, will hold a public hearing on Wednesday, July 14 at 10: 10 am., concerning appropriations from the County contingency fund for the following purpose:

SHEA'S PERFORMING ARTS CENTER	\$200,000.00
BUFFALO CONVENTION CENTER	\$ 75,000.00
PARKSIDE COMMUNITY ASSOCIATION	\$ 4,000.00
SOUTH BUFFALO BUSINESSMAN'S ASSOCIATION	\$ 2,500.00

The hearing will be held in the Erie County Executive's Conference Room on the 16th floor of the Rath Building, 95 Franklin Street, in the City of Buffalo.

On July 1, 1999 the Erie County Legislature adopted Resolutions Reference Comm. 12E- 1, Comm. 12E-32, Intro. 13-1 and Intro. 13-5. Copies of the Resolutions are available for public inspection in the office of the Clerk of the Erie County Legislature, on the 7th Floor of 25 Delaware Avenue, in the City of Buffalo, New York.

DENNIS T. GORSKI
Erie County Executive

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COMPTROLLER

Item 27 – (Comm. 14E-1) Elimination of County 4% Sales Tax.

Item 28 – (Comm. 14E-2) Review of Disbursements of ECMC's Research & Study Fund.

Item 29 – (Comm. 14E-3) ECMC Network Financial Report for the Year Ended 12/31/98.

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

FROM LEGISLATOR DUSZA

Item 30 – (Comm. 14E-4) Notice of Absence from Committee Meetings Held 7/6/99.

Received and filed.

FROM THE COMPTROLLER

Item 31 – (Comm. 14E-5) Review of Unfilled Vacant Positions.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR MARINELLI

Item 32 – (Comm. 14E-6) Letter to Town of Tonawanda Department of Highways Re: Tree Removal.

Received and filed.

FROM THE COMPTROLLER

Item 33 – (Comm. 14E-7) Review of ECMC's Research & Study Fund 10/1/98 – 3/31/99.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 34 – (Comm. 14E-8) Sale of County Owned Inventory SBL # 250.170-5-27 Porter Avenue Evans.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 35 – MS. PEOPLES presented the following and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 268

Re: Public Information Education Initiative EC
Community Coordinating Council on Children &
Families. (Comm. 14E-9)

Whereas, the Erie County Community Coordinating Council on Children and Families, has determined its priorities to be parent resource development education & training and youth violence prevention; and

Whereas, the Coordinating Council on Children and Families includes a cross section of family and child-related organizations that have expertise in dealing with the health and well-being of Erie County's children and families; and

Whereas, the Coordinating Council has developed a plan of action, including short and long-term initiatives, to address the priorities set by the Council's membership; and

Whereas, the Council's plan begins with a public information/education initiative to facilitate communication between children of all ages and the adults in their lives; and

Whereas, the Council believes that the public information/education initiative will have its greatest impact if it begins at the end of the summer, prior to the beginning of the school year; and

Whereas, the Council believes that a parent resource development and training initiative should begin shortly after the commencement of the public information/education initiative; and

Whereas, the Council recognizes that any long-term plan must include a community-based program that maximizes existing resources.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the appropriation of \$100,000 in unanticipated revenues available in DAC110923310304, Payment in Lieu of Taxes in the General Fund Department For Countrywide Accounts Monitored by Budget, the annual budget for this account having been realized and to be utilized by the Erie County Community Coordinating Council on Children and Families for its public information/education initiatives and be it further

RESOLVED, that the following budgetary transactions are hereby authorized:

	<u>Increase</u>
General Fund, Payment in Lieu of Taxes 110923310304	\$100,000
General Fund, County Executive - Interfund Transfer - County Executive Grants 1109061108861109	\$100,000
Grant Fund, Erie Co. Community Coordinating Council on Children and Families - Other Expenses 281210110826	\$100,000
Grant Fund, Erie Co. Community Coordinating Council on Children and Families - Interfund Revenues- County Executive 2812101106861100	\$100,000

and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis T. Gorski; Budget Director Kenneth C. Kruly; First Assistant County Attorney, Alan P. Gerstman; Coordinator of the Erie County Community Coordinating Council on Children and Families, Sharon Comerford; and the Chairman of the Erie County Community Coordinating Council on Children and Families, Patrick Reilly, 662 Stonehenge Drive, Orchard Park, New York 14127.

Fiscal Impact: None.

MS. PEOPLES moved the adoption of the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 36 – (Comm. 14E-10) Integrated County Planning (ICP) Initiative.

Received and referred to the SOCIAL SERVICES COMMITTEE.

Item 37 – (Comm. 14E-11) County Attorney – Transfer of Funds.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 38 – MS. PEOPLES presented the following and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 269

Re: Youth Services – Transfer of Funds –
Preschool Program. (Comm. 14E-12)

RESOLVED, that the County Executive is hereby authorized to transfer the amount of \$14,000 within Grant Project #107 from Account 821-Dues and Fees to Account 933-Laboratory and Technical Equipment to enable hardware and software purchases to enhance the computerized preschool system, and be it further

RESOLVED, that these funds are for the purchase of the following hardware and software enhancements:

NT Server	\$9,000
2PC's	\$3,000
User Licenses	<u>\$2,000</u>
Total	\$14,000

and be it further

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

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

CARRIED UNANIMOUSLY.

Item 39 – MS. PEOPLES presented the following and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 270

Re: CPS – NYS CHRI Grant Programs.
(Comm. 14E-13)

RESOLVED, that authorization is hereby provided for the County Executive to enter into a contract and accept 1994 Edward Byrne Memorial Grant funds in the amount of \$309,375 with the New York State Division of Criminal Justice Services, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into subcontracts with local jurisdictions participating in this program who will provide their portion of the local share of this grant, and be it further

RESOLVED, that authorization is hereby provided to establish one (1) new grant in the Department of Central Police Services as follows:

Grant Fund – Department 650
Central Police Services Information Systems
“Live Scan/Card Scan Imaging” 9/30/99

<u>Revenue</u>	<u>Increase</u>
Acct. 627 - State Aid Criminal Justice Program	\$309,375
Acct. 444 - Other Local Source	90,625
Acct. 886-6509 – Interfund - CPS Grants	<u>12,500</u>
Total Revenue	<u>\$412,500</u>
<u>Appropriation</u>	<u>Increase</u>
Acct. 933 – Lab and Technical Equipment	<u>\$412,500</u>
Total Appropriations	<u>\$412,500</u>

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the County Comptroller and the Department of Central Police Services.

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

CARRIED UNANIMOUSLY.

Item 40 – MS. PEOPLES presented the following and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 271

Re: Ratification of Collective Bargaining
Agreement Between CSEA, Erie Unit of
Local 815 & Erie County for 1/1/00 –
12/31/03. (Comm. 14E-14)

WHEREAS, the County of Erie and Local 815, Civil Service Employees Association, Inc., Local 1000, AFSCME, AFL-CIO have reached an Agreement covering the working conditions, including wages and fringe benefits for white collar workers for the period January 1, 2000 through December 31, 2003; and

WHEREAS, a summary of the proposed terms of said Agreement are attached hereto;

NOW, THEREFORE, BE IT

RESOLVED, that this Agreement, which shall become effective the 1st day of January, 2000, except as otherwise specified by the terms of the Agreement, and which shall remain in full force and effect until the 31st day of December, 2003, be approved; and be it further

RESOLVED, that the said benefits and salary schedule or percentage increase be extended to employees of the County not covered by a bargaining unit, including managerial/confidential, part-time, hourly, seasonal and flat salaried employees; and be it further

RESOLVED, that the County Executive be authorized to execute said Agreement; and be it further

RESOLVED, that certified copies of this Resolution will be forwarded to the Personnel Department, the Division of Labor Relations, the Division of Budget, Management and Finance and the Office of the Comptroller.

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

CHAIRMAN SWANICK directed that a roll call vote be taken.

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

CARRIED.

Item 41 – MS. PEOPLES presented the following and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 272

Re: Youth Services – Authorization to
Accept DCJS Grant Award & Executive
Contractual Agreement. (Comm. 14E-15)

WHEREAS, the New York State Division of Criminal Justice Services has awarded the Department of Youth Services \$70,000 in Title V state aid for the Valley Community Association's Youth Service Program that requires no county share, and

WHEREAS, the goal of the Valley Community Association's Youth Service Program is to provide 50 "at-risk" youth with a variety of services designed to prevent juvenile delinquency and promote positive youth development.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is provided to make the following budgetary transactions in order to establish the DCJS Title V Grant,

TITLE V Grant
Department of Youth Services-Youth Division
9/1/99-8/31/00

REVENUE

Acct. 620	State Aid Revenues	<u>\$ 70,000</u>
	Total Revenue	<u>\$ 70,000</u>

APPROPRIATION

Acct. 830	Contractual Services	<u>\$ 70,000</u>
	Total Appropriation	<u>\$ 70,000</u>

and be it further

RESOLVED, that the Erie County Legislature hereby makes a finding that it is impracticable to follow the standard RFP procedure, and hereby waives the procedures outlined in section 19.08 of the Erie County Administrative Code, since these special services must be provided by Valley Community Association as specified in the application approved by the State Division of Criminal Justice Services, and since the Erie County Youth Services has conducted a Countywide RFP and has selected Valley Community Association, and be it further

RESOLVED, that the County Executive is hereby authorized to execute any applications, contracts included therein, and amendments with the State of New York and Valley Community Association, and be it further

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

MS. PEOPLES moved the adoption of the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 42 – (Comm. 14E-16) Central Police Services Contract with Harold R. Miller.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 43 – MS. PEOPLES presented the following and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 273

Re: Ratification of Collective Bargaining
Agreement Between AFSCME Local 1095

Council 66, AFL-CIO & Erie County 1/1/00
– 12/31/03. (Comm. 14E-17)

WHEREAS, the County of Erie and AFSCME Local 1095, Council 66, AFL-CIO have reached an Agreement covering the working conditions, including wages and fringe benefits for blue collar workers for the period January 1, 2000 through December 31, 2003; and

WHEREAS, a summary of the proposed terms of said Agreement are attached hereto;

NOW, THEREFORE, BE IT

RESOLVED, that this Agreement, which shall become effective the 1st day of January, 2000, except as otherwise specified by the terms of the Agreement, and which shall remain in full force and effect until the 31st day of December, 2003, be approved; and be it further

RESOLVED, that the County Executive be authorized to execute said Agreement; and be it further

RESOLVED, that certified copies of this Resolution will be forwarded to the Personnel Department, the Division of Labor Relations, the Division of Budget, Management and Finance and the Office of the Comptroller.

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

CHAIRMAN SWANICK directed that a roll call vote be taken.

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

CARRIED.

Item 44 - MS. PEOPLES presented the following and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 274

Re: Appointments to ECMC Board of
Managers. (Comm. 14E-18)

RESOLVED, that the Erie County Legislature does hereby confirm the appointment of Roseann Scibilia of 1044 Amherst Street in Buffalo, New York 14216 as a member of the Board of Managers of the Erie County Medical Center. Her term will expire December 31, 2001.

RESOLVED, that the Erie County Legislature does hereby confirm the appointment of Ronald Chapin of 87 Suburban Court in West Seneca, New York 14224 as a member of the Board of Managers of the Erie County Medical Center. His term will expire December 31, 2003.

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

CARRIED UNANIMOUSLY.

Item 45 – (Comm. 14E-19) EC Southtowns Sewage Treatment Agency Plant Modifications – Designs URS Greiner Woodward Clyde.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 46 – MS. PEOPLES presented the following and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 275

Re: DISS – Records Improvement Grants.
(Comm. 14E-20)

WHEREAS, the New York State Archives and Records Administration (SARA) has awarded Erie County two grants in the amounts of \$37,029 and \$25,600 respectively to fund two separate records management projects, and

WHEREAS, this is the first time in many years that the state has allowed multiple grants to be awarded to a single municipality, and

WHEREAS, Erie County is one of only eight local governments in the eight Western New York counties to be awarded two grants this year, and

WHEREAS, the grant for \$25,600 will be utilized by the Department of Environment and Planning to convert approximately 10,000 sewer line drawings to digital format, and

WHEREAS, the grant for \$37, 029 to the Division of Information and Support Services will begin a pilot program to improve management of archival records.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into contract with the State Archives and Records Administration for receipt of the grants, and be it further

RESOLVED, that the following budget is hereby established in the grant fund for the Department of Environment and Planning:

Environment and Planning - Records Improvement Grant
7/1/99 - 6/30/00

<u>SFG</u> <u>Code</u>	<u>Appropriations</u>	<u>Amount</u>
830	Contractual Services	<u>\$25,600</u>
	Total	<u>\$25,600</u>

<u>SFG</u> <u>Code</u>	<u>Revenues</u>	<u>Amount</u>
	State Aid	<u>\$25,600</u>
	Total	<u>\$25,600</u>

and be it further

RESOLVED, that the following budget is hereby established in the grant fund for the Division of Information and Support Services:

Division of Information and Support Services - Records Improvement Grant
7/1/99 - 6/30/00

<u>SFG</u> <u>Code</u>	<u>Appropriations</u>	<u>Amount</u>
800	Personal Services	\$28,047
805	Fringe Benefits	6,853
810	Office Supplies	879
830	Contractual Services	1,250
	Total	<u>\$37,029</u>

<u>SFG</u> <u>Code</u>	<u>Revenues</u>	<u>Amount</u>
	State Aid	<u>\$37,029</u>
	Total	<u>\$37,029</u>

and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Director of Budget and Management, the Director of Environment and Planning, the County Comptroller and the Director of Information and Support Services.

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

CARRIED UNANIMOUSLY.

Item 47 - MS. PEOPLES presented the following and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 276

Re: Budget, Management & Finance –
Transfer of Funds. (Comm. 14E-21)

WHEREAS, the Division of Budget, Management and Finance must maintain tax maps and,

WHEREAS, the State implemented a Taxpayer Bill of Rights system for tax bills, and

WHEREAS, implementing the changes in 1999 required a redirection of staff from the tax mapping project to the tax billing project, and

WHEREAS, the County has completed the tax billing adjustments in the 1999-2000 School tax bills and the 2000 County/Town tax bills, and

WHEREAS, additional overtime is needed to meet the June, 2000 deadline for digitized tax maps and unanticipated State Aid was received in 1999 to assist Counties in implementing the tax billing changes needed by the new law.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of Budget & Management is hereby authorized to increase the Division of Budget, Management and Finance's Account 801-Overtime by \$29,400.00, the source of this increase will be the appropriation of 1999 State Aid – Real Property Tax Administration in the amount of \$ 29,400.00, and be it further

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

MS. PEOPLES moved the adoption of the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 48 - MS. PEOPLES presented the following and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 277

Re: Health – Hamburg Service & Referral
Center Equipment. (Comm. 14E-22)

WHEREAS, the Erie County Department of Health operates district offices for the provision of Public Health Services in various locations throughout the county, and

WHEREAS, the County is entering into a lease agreement for rental of space at 17 Long Avenue, in the Town of Hamburg to be utilized as a service and referral district office comprised of approximately 4,256 square feet of space, and

WHEREAS, the office and clinical equipment at the present location is more than 20 years old and in need of replacement.

NOW, THEREFORE, BE IT

RESOLVED, that the following budgetary adjustment be made within the Department of Health Budget, Fund 110, Project 949, Department 270:

Increase Account 932 Office Equipment	\$10,100
Increase Account 933 Lab & Tech Equipment	9,300
Total	\$19,400

and be it further

RESOLVED, that the source of funds is the appropriation of prior year revenues available in General Fund, Health Department, Public Goods Pool, State and Federal, 1992/93 Bad Debt/Charity Care in the amount of \$19,400, and be it further

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

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

CARRIED UNANIMOUSLY.

Item 49 - MS. PEOPLES presented the following and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 278

Re: Contract with Billoni Associates Re:
Positive Exposure for Stanley Cup Playoff
Finals in Buffalo. (Comm. 14E-23)

WHEREAS, The County of Erie, has decided to market the region to attract outside investment and jobs; and

WHEREAS, The Stanley Cup playoffs in Erie County and Buffalo, New York offered a advantageous forum for this marketing effort; and

WHEREAS, The County of Erie has funds committed to this effort,

NOW, THEREFORE BE IT

RESOLVED, That the County Executive is authorized to execute agreement with Billoni Associates in amounts not to exceed \$7,500, for the purpose of funding a marketing effort to capitalize on the national and international exposure associated with the Stanley Cup playoffs, and be it further

RESOLVED, That the source of these funds will be the \$50,000 allocated in the 1999 budget – (DAC 110922302830894) for the Sports Development Fund, available to Erie County for this purpose, and be it further

RESOLVED, That the sum of \$7,500 is hereby transferred from the Sports Development Fund (DAC1109223028302894) to a subaccount under DAC110922302830 for Billoni Associates, and be it further

RESOLVED, that the Clerk of the Legislature be directed to send certified copies of this resolution to the Budget Director and the Commissioner of Environment and Planning.

MS. PEOPLES moved the adoption of the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 50 – (Comm. 14E-24) Request for Legislative Action to Increase the Appropriation to Transitional Services, Inc. by \$70,012 in HUD & NYS Office of MH Funds.

Received and referred to the HEALTH COMMITTEE.

Item 51 – (Comm. 14E-25) Revolving Commercial Rehab Loan Program – Southtowns Rural Preservation Co.

Item 52 – (Comm. 14E-26) ECSD No. 2 – A/E Agreement Dated 9/11/96 Engineering Change Order No. 3 Stearns & Wheler.

Item 53 – (Comm. 14E-27) ECSD No. 4 A/E Agreement Dated 4/7/94 Engineering Change Order No. 6 URS Greiner Woodward Clyde.

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

WHEREAS, The Stanley Cup playoffs in Erie County and Buffalo, New York offered a advantageous forum for this marketing effort; and

WHEREAS, The County of Erie has funds committed to this effort,

NOW, THEREFORE BE IT

RESOLVED, That the County Executive is authorized to execute agreement with Billoni Associates in amounts not to exceed \$7,500, for the purpose of funding a marketing effort to capitalize on the national and international exposure associated with the Stanley Cup playoffs, and be it further

RESOLVED, That the source of these funds will be the \$50,000 allocated in the 1999 budget – (DAC 110922302830894) for the Sports Development Fund, available to Erie County for this purpose, and be it further

RESOLVED, That the sum of \$7,500 is hereby transferred from the Sports Development Fund (DAC1109223028302894) to a subaccount under DAC110922302830 for Billoni Associates, and be it further

RESOLVED, that the Clerk of the Legislature be directed to send certified copies of this resolution to the Budget Director and the Commissioner of Environment and Planning.

MS. PEOPLES moved the adoption of the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 50 – (Comm. 14E-24) Request for Legislative Action to Increase the Appropriation to Transitional Services, Inc. by \$70,012 in HUD & NYS Office of MH Funds.

Received and referred to the HEALTH COMMITTEE.

Item 51 – (Comm. 14E-25) Revolving Commercial Rehab Loan Program – Southtowns Rural Preservation Co.

Item 52 – (Comm. 14E-26) ECSD No. 2 – A/E Agreement Dated 9/11/96 Engineering Change Order No. 3 Stearns & Wheler.

Item 53 – (Comm. 14E-27) ECSD No. 4 A/E Agreement Dated 4/7/94 Engineering Change Order No. 6 URS Greiner Woodward Clyde.

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

Item 54 – MS. PEOPLES presented the following and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 279

Re: Senior Services – Authorization to Amend
RSVP Grant Budget. (Comm. 14E-28)

WHEREAS, the Erie County Legislature has already appropriated funds for the Retired Senior Volunteer Program (RSVP) grant for the period July 1, 1999 to June 30, 2000, and

WHEREAS, The Corporation for National Service has appropriated additional federal funds, and

WHEREAS, the Department of Senior Services desires to revise the above grant budget to reflect the actual needs of the grants,

NOW, THEREFORE, BE IT

RESOLVED, that the budget for the RSVP grant for the period July 1, 1999 to June 30, 2000, Project 161, be revised as follows:

	<u>CURRENT</u> <u>BUDGET</u>	<u>CHANGES</u>	<u>AMENDED</u> <u>BUDGET</u>
<u>REVENUES</u>			
<u>Account</u> <u>Description</u>			
664 Federal Aid	\$73,764	\$ +2,213	\$75,977
TOTAL CHANGE TO REVENUES		\$ +2,213	

APPROPRIATIONS

<u>Account</u>	<u>Description</u>			
800	Personal	\$88,438	\$- 4,463	\$83,975
805	Fringes	22,903	- 2,490	20,413
810	Office Supplies	300	+ 200	500
812	Food and Kitchen	225	- 25	200
822	Rental Charges	2,000	+ 4,000	6,000
824	Local Travel	45,000	+ 1,213	46,213
825	Out Of Area	800	+ 700	1,500
826	Other Expenses	10,700	+ 800	11,500
832	Insurance	3,300	- 122	3,178
933	Lab & Tech Equip	0	+ 2,400	2,400
	TOTAL CHANGE TO APPROPRIATIONS		\$ +2,213	

and be it further

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

MS. PEOPLES moved the adoption of the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 55 - MS. PEOPLES presented the following and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 280

Re: County Clerk - Auto Bureau - Transfer of
Funds. (Comm. 14E-29)

WHEREAS, the County Clerk - Auto Bureau 1999 budget includes revenue for mail-in registration renewals, and

WHEREAS, the New York State Proposed Budget centralizes the mail-in renewal process into Albany operations, and

WHEREAS, this centralization would result in the loss of revenue and jobs in the Erie County Clerk - Auto Bureau, and

WHEREAS, the County Clerk has been traveling to Albany to fight for a continuation of revenue.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the following transactions within the County Clerk - Auto Bureau Budget:

Increase	Account 825, Out of Area Travel	\$2,400
Decrease	Account 826, Other Expenses	<u>\$2,400</u>
	NET INCREASE	<u>\$ 0</u>

and be it further

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

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

CARRIED UNANIMOUSLY.

Item 56 – (Comm. 14E-30) Parks, Recreation & Forestry – Transfer of Funds – Interdepartmental Expense.

Item 57 – (Comm. 14E-31) Parks, Recreation & Forestry – Transfer of Funds for Technical Equipment.

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

COMMUNICATIONS FROM THE DEPARTMENTS

FROM BUDGET, MANAGEMENT & FINANCE

Item 58 – (Comm. 14D-1) Minutes of Capital Projects Meeting Held 6/23/99.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM ECC

Item 59 – (Comm. 14D-2) Agenda for Board of Trustees Meeting Held 6/30/99.

Received and filed.

FROM THE COUNTY ATTORNEY

Item 60 – (Comm. 14D-3) Notices of Claim.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM ECMC

Item 61 – (Comm. 14D-4) Agenda for Board of Managers Finance Committee Meeting Held 7/6/99 & Financial Statements for 5/31/99.

Received and referred to the HEALTH COMMITTEE.

FROM ECC

Item 62 – (Comm. 14D-5) Minutes of Board of Trustees Meeting Held 4/28/99.

Item 63 – (Comm. 14D-6) Minutes of Board of Trustees Special Meeting Held 5/5/99.

The above two items were received and filed.

FROM THE EC MORGUE

Item 64 – (Comm. 14D-7) Monies & Other Properties Found on Deceased Persons.

Received and referred to the HEALTH COMMITTEE.

FROM BUDGET, MANAGEMENT & FINANCE

Item 65 – (Comm. 14D-8) Budget Monitoring Report for the Period Ending 5/31/99.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM ECMC

Item 66 – (Comm. 14D-9) Notice of Board of Managers Meeting Held 7/8/99.

Received and filed.

FROM SOCIAL SERVICES

Item 67 – (Comm. 14D-10) Response to Intro. 11-2 (1999).

Received and referred to the SOCIAL SERVICES COMMITTEE.

FROM ECMC

Item 68 – (Comm. 14D-11) Agenda for Board of Managers Meeting Held 7/8/99.

Received and referred to the HEALTH COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 69 – (Comm. 14D-12) Notices of Claim.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 70 – (Comm. 14D-13) Notice of County Executive's Approval of Local Law No. 3
– 1999 (Local Law No. 5 – 1999).

Received, filed and printed.

July 7, 1999

Ms. Laurie Manzella
Clerk Of The Legislature
25 Delaware Avenue
7th Floor

Buffalo, New York 14202

RE: LOCAL LAW NO. 3-1999

Dear Ms. Manzella:

Enclosed herein is a copy of the above Resolutions for your files.

Please post for the information of anyone who may be interested in these Resolutions.

Very truly yours,

KENNETH A. SCHOETZ
Erie County Attorney

By: Alan P. Gerstman
First Assistant County Attorney

APG/sl

A Public Hearing was held on the foregoing Erie County Local Law Intro No. 5-1999, on Tuesday, June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, Dennis T. Gorski, County Executive of Erie County do hereby APPROVE and SIGN said Resolutions this 17 day of June, 1999.

A Public Hearing was held on the foregoing Erie County Local Law Intro. No. 5-1999, on June 15, 1999, due notice thereof having been published in the official newspapers of the, County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby DISAPPROVE and VETO said Resolution this _____ day of _____, 1999.

Item 71 – (Comm. 14D-14) Notice of County Executive's Approval of Local Law No. 4 – 1999 (Local Law No. 6 – 1999).

Received, filed, and printed.

July 7, 1999

Ms. Laurie Manzella
Clerk Of The Legislature
25 Delaware Avenue
7th Floor
Buffalo, New York 14202

RE: LOCAL LAW NO. 4-1999

Dear Ms. Manzella:

Enclosed herein is a copy of the above Resolutions for your files.

Please post for the information of anyone who may be interested in these Resolutions.

Very truly yours,

KENNETH A. SCHOETZ
Erie County Attorney

By: Alan P. Gerstman
1st Assistant County Attorney

APG/sl

A Public Hearing was held on the foregoing Erie, County Local Law Intro No. 6-1999, on Tuesday, June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, Dennis T. Gorski, County Executive of Erie County do hereby APPROVE and SIGN said Resolutions this 17 day of June, 1999.

A Public Hearing was held on the foregoing Erie County Local Law Intro. No. 6-1999, on June 15, 1999, due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby DISAPPROVE and VETO said Resolution this ____ day of ____ 1999.

Item 72 – (Comm. 14D-15) Notice of County Executive's Approval of Local Law No. 5 – 1999 (Local Law No. 7 – 1999).

Received, filed and printed.

July 7, 1999

Ms. Laurie Manzella
Clerk Of The Legislature
25 Delaware Avenue
7th Floor
Buffalo, New York 14202

RE: LOCAL LAW NO. 5-1999

Dear Ms. Manzella:

Enclosed herein is a copy of the above Resolutions for your files.

Please post for the information of anyone who may be interested in these Resolutions.
Very truly yours,

KENNETH A. SCHOETZ
Erie County Attorney

By: Alan P. Gerstman
1st Assistant County Attorney

APG/sI

A Public Hearing was held on the foregoing Erie County Local Law Intro No. 7-1999, on Tuesday, June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, Dennis T. Gorski, County Executive of Erie County, do hereby APPROVE and SIGN said Resolutions this 17 day of June 1999.

A Public Hearing was held on the foregoing Erie County Local Law Intro. No. 7-1999, on June 15, 1999, due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby DISAPPROVE and VETO said Resolution this ____ day of ____ 1999.

FROM BUDGET, MANAGEMENT & FINANCE

Item 73 – (Comm. 14D-16) 1998 Year-End Surplus Reserves.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 74 – (Comm. 14D-17) Notice of County Executive's Approval of Intros 11-1, 11-3, 11-4, & 11-5.

Received, filed and printed.

July 12, 1999

Ms. Laurie Manzella
Clerk Of The Legislature
25 Delaware Avenue
7th Floor
Buffalo, New York 14202

RE: Resolutions Reference Int. 11-1, Int. 11-3, Int. 11-4 and Intro. 11-5

Dear Ms. Manzella:

Enclosed herein is a copy of the above Resolutions for your files.

Please post for the information of anyone who may be interested in these Resolutions.

Very truly yours,

KENNETH A. SCHOETZ
Erie County Attorney

By: Alan P. Gerstman

1st Assistant County Attorney

APG/sl

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 11 - 1, on Tuesday June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I Dennis T. Gorski, County Executive of Erie County, do hereby APPROVE and SIGN said Resolutions this 17 day of June 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 11 - 1. on Tuesday, June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby DISAPPROVE and VETO said Resolution this ____ day of ____ 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 11-3, on Tuesday June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, Dennis T. Gorski, County Executive of Erie County, do hereby APPROVE and SIGN said Resolutions this 17 day of June 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 11 -3, on Tuesday, June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby DISAPPROVE and VETO said Resolution this ____ day of ____ 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 11 -4, on Tuesday June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, Dennis T. Gorski, County Executive of Erie County do hereby APPROVE and SIGN said Resolutions this 17 day of June,1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 11 -4, on Tuesday, June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby DISAPPROVE and VETO said Resolution this ____ day of ____ 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 11 -5, on Tuesday June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, Dennis T. Gorski, County Executive of Erie County, do hereby APPROVE and SIGN said Resolutions this 17 day of June 1999.

A Public Hearing was held on the foregoing Erie County Resolution Reference Intro. 11-5, on Tuesday, June 15, 1999 due notice thereof having been published in the official newspapers of the County of Erie, and after due deliberation thereon, I, DENNIS T. GORSKI, County Executive of Erie County, do hereby DISAPPROVE and VETO said Resolution this ____ day of ____ , 1999.

FROM BUDGET, MANAGEMENT & FINANCE

Item 75 – (Comm. 14D-18) Response to Comptroller Report Issued 7/8/99 Concerning Vacant Positions.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM DPW

Item 76 – (Comm. 14D-19) EC Family Court Building – Bid Package #1.

Item 77 – (Comm. 14D-20) Agreement with NYSDOT North Forest Bridge 294-2 Over Ellicott Creek, Town of Amherst.

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

Item 78 – (Comm. 14D-21) Finance & Management Committee Acquisition of a Permanent Easement for Drainage Purposes on Vaughn Street, CR198.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY

Item 79 – (Comm. 14D-22) Agenda for Board of Trustees meeting to be Held 7/15/99.

Received and filed.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE EC DEVELOPMENT COORDINATION BOARD

Item 80 – (Comm. 14M-1) Schedule of Department Interviews & Meetings for Preparing a Recommended 2000 Capital Budget.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE NORTHERN LIGHT DEVELOPMENT COMPANY

Item 81 – (Comm. 14M-2) Moving Restoration Society from 250 to 130 Genesee Street.

Received and referred to the HEALTH COMMITTEE.

FROM ASSEMBLY SPEAKER SILVER

Item 82 – (Comm. 14M-3) Acknowledgement of Receipt of Resolution.

Received and filed.

FROM PRICEWATERHOUSE-COOPERS

Item 83 – (Comm. 14M-4) NFTA Financial Statements 3/31/99 & 3/31/98.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM GOVERNOR PATAKI

Item 84 – (Comm. 14M-5) Acknowledgement of Receipt of Resolutions.

Received and filed.

FROM CITIZEN TASK FORCE

Item 85 – (Comm. 14M-6) Draft Agenda for Meeting Held 7/14/99.

Received and filed.

FROM ASSEMBLYMAN HIGGINS

Item 86 – (Comm. 14M-7) Acknowledgement of Receipt of Resolutions.

Received and filed.

FROM OTB

Item 87 – (Comm. 14M-8) Minutes of Board of Directors Meeting Held 6/2/ & 6/3/99.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE MENTAL HYGIENE COMMUNITY SERVICES BOARD

Item 88 – (Comm. 14M-9) Agenda for Board Meeting to be Held 7/15/99.

Received and referred to the HEALTH COMMITTEE.

FROM THE ECIDA

Item 89 – (Comm. 14M-10) Notice of Board of Directors Meeting to be Held 7/21/99.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM CONGRESSMAN QUINN

Item 90 – (Comm. 14M-11) Acknowledgement of Receipt of Resolutions.

Received and filed.

FROM JOEL A. GIAMBRA

Item 91 – (Comm. 14M-12) 30% Tax Cut Pledge.

Received and filed.

FROM THE INSTITUTE FOR LOCAL GOVERNANCE & REGIONAL GROWTH

Item 92 – (Comm. 14M-13) A Regional Economic Development Database: Action Plan & Pilot Project.

Item 93 – (Comm. 14M-14) Economic Database.

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

MEMORIAL RESOLUTIONS

Item 94 – Legislator DeBenedetti requested that when this Legislature adjourns, it do so in memory of Joseph Karona.

ADJOURNMENT

Item 95 – At this time, there being no further business to transact, the Chairman announced that the Chair would entertain a Motion to Adjourn.

MS. PEOPLES moved that the Legislature adjourn until 2:00 p.m., Thursday, September 9, 1999. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until Thursday, September 9, 1999 at 2 p.m. Eastern Standard Time.

LAURIE MANZELLA
CLERK