



ECLEG FEB14'12 #10-04

COUNTY OF ERIE

MARK C. POLONCARZ
COUNTY EXECUTIVE

OPEN

February 13, 2012

Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, New York 14202

IMMEDIATE CONSIDERATION REQUESTED

Re: Handicapped Parking Education Fund

Dear Honorable Members:

The Erie County Office for the Disabled is continuing their efforts toward achieving the goal of county-wide education, training and enforcement of handicapped parking. Using revenue from the handicapped parking surcharge, the Office for the Disabled would like to secure training for the Director to ensure that the County is aware of all applicable rules, regulations, laws and statutes.

The attached resolution requests authorization to appropriate funds from the mandatory surcharge imposed for violations relating to handicapped parking spaces which are required to be dedicated to funding handicapped parking education programs.

Should your Honorable Body require further information, I encourage you to contact Frank Cammarata at the Erie County Office for the Disabled. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

MCP/bb
Enclosure

cc: Frank Cammarata, Office for the Disabled

3E-19

MEMORANDUM

To: Honorable Members of the Erie County Legislature
From: Office for the Disabled
Re: Handicapped Parking Education Fund
Date: February 8, 2012

SUMMARY

The Erie County Office for the Disabled is continuing their efforts towards achieving the goal of county-wide education, training, and enforcement of handicapped parking. Using revenue from the handicapped parking surcharge, the Office for the Disabled would like to secure training for the Director, to ensure that the County is aware of all applicable rules, regulations, laws, and statutes.

FISCAL IMPLICATIONS

Funds are available from the mandatory surcharge imposed for violations relating to handicapped parking spaces. These surcharges are required to be dedicated to funding handicapped parking education programs and related initiatives.

REASONS FOR RECOMMENDATION

The Erie County Office for the Disabled has been working to educate and bring public awareness of handicapped parking laws to all residents of Erie County. Additional information and training provided at the conference will enhance the informational and educational components of the Office for the Disabled, resulting in increased compliance and cooperation.

BACKGROUND INFORMATION

As specified in the New York State Laws of 1999, Chapter 497, Article 1809-b and 1203-g, every county shall establish a handicapped parking education program for the purpose of providing education, advocacy and increased awareness of handicapped parking laws. In order to fund these initiatives, the statute provides for the imposition of a mandatory surcharge for violations relating to handicapped parking spaces, a portion of which are remitted to the County. These monies must be used to fund the handicapped parking education programs and related initiatives.

CONSEQUENCES OF NEGATIVE ACTION

The Office for the Disabled will be under equipped to effectively carry out their mission and goals for 2012.

STEPS FOLLOWING APPROVAL

Appropriate budgetary adjustments will be made and funds will be allocated to cover costs associated with training of the Director for the handicapped parking awareness and education.

A RESOLUTION SUBMITTED BY
THE OFFICE FOR THE DISABLED

RE: Handicap Parking Education Fund

WHEREAS, the Office for the Disabled has been conducting a county-wide effort focused on handicapped parking education, advocacy and enforcement; and

WHEREAS, the educational program is designated to promote parking availability for persons with disabilities through cooperative efforts of the County of Erie Office for the Disabled, law enforcement, other government agencies, and the business community; and

WHEREAS, as specified in the New York State Laws of 1999 of the Vehicle and Traffic Laws, Chapter 497, Article 45 81809-b and 1213-g, every county shall establish a handicapped parking education program for the purpose of providing education, advocacy and increased public awareness of handicapped parking laws; and

WHEREAS, in order to fund educational programs and related initiatives, the statute provides for the imposition of a mandatory surcharge for violations relating to handicapped parking spaces, a portion of which are remitted to the County. These monies must be used to fund handicapped parking education initiatives, training, and enforcement programs; and

WHEREAS, the Erie County Office for the Disabled, with approval from New York State Commission on Quality of Care and Advocacy for Persons of Disabilities, support the transfer of fine revenue to the Erie County Office for the Disabled, for the purpose of funding an educational conference; and

WHEREAS, funds are available in prior years reserves, Account 310030, Reserved Handicapped Parking Education.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby provide authorization to appropriate funds from Account 310030, reserved-Handicapped Parking Education, for this educational purpose as follows:

Office for the Disabled Fund Center 16100		
Account	Revenue	
406890	Handicapped Surcharge	\$8,500
Account	Expense	
510100	Out Of Area Travel	\$6,500
510200	Training and Education	\$2,000

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Comptroller's Office, the Commissioner of Personnel, and the Director of the Office for the Disabled, and the Director of Budget Management.