

ERIE COUNTY LEGISLATURE
MEETING NO. 18
SEPTEMBER 18, 2014

The Legislature was called to order by Chair Mills.

All members present, with the exception of Legislator Burke.

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

The Pledge of Allegiance was led by Ms. Grant.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. LORIGO moved for the approval of the minutes for Meeting Number 16 from 2014. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 4 – MR. LORIGO moved for the approval of the minutes for Meeting Number 17 from 2014. MR. RATH seconded.

CARRIED UNANIMOUSLY.

Item 5 – No public hearings.

MISCELLANEOUS RESOLUTIONS

Item 6 – MR. MILLS, MR. LORIGO, MS. GRANT, MS. DIXON, MR. HARDWICK, MR. MORTON, MR. RATH, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS & MR. SAVAGE presented a resolution Celebrating the 23rd Anniversary of the Independence of Ukraine.

Item 7 – MS. MILLER-WILLIAMS presented a resolution Congratulating the Teaching and Restoring Youth (TRY) Program Upon the Occasion of Their 8th Annual Founder's Award Dinner.

Item 8 – MR. MILLS presented a resolution Congratulating Victoria Sturman of Orchard Park on Being Named the American Business Women's Association of Western New York's 2014 Woman of the Year.

Item 9 – MR. MILLS presented a resolution Honoring Awald Farms in North Collins on its Celebration of 100 Years in the Family Farming Business.

Item 10 – MR. MILLS presented a resolution Honoring Robert Weber for 70 Years of Service with the Boston Fire Company.

Item 11 – MR. MILLS presented a resolution Honoring the North Boston Fire Company on its Celebration of 110 Years of Service to the Community.

Item 12 – MR. MILLS presented a resolution Honoring the Life of Linda J. Crouse.

Item 13 – MR. MORTON presented a resolution Honoring the Depew Post Office on its 75th Anniversary.

Item 14 – MR. MILLS, MS. GRANT, MR. RATH, MS. DIXON, MR. MORTON, MR. LORIGO, MR. HARDWICK, MS. MILLER-WILLIAMS, MR. LOUGHRAN, MR. SAVAGE & MR. BURKE presented a resolution Designating October as Anti-Bullying Awareness Month In Erie County.

MR. LORIGO moved for consideration of the above nine items. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above nine items by adding two miscellaneous resolutions for MR. BURKE and to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved for approval of the above nine items as amended. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 15 – CHAIR MILLS directed that Local Law No. 1 (Print #1) 2013 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 16 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 17 – CHAIR MILLS directed that Local Law No. 4 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 18 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2014 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 19 – CHAIR MILLS directed that Local Law No. 7 (Print #1) 2014 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 20 – MR. LORIGO presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 215

September 11, 2014	MINORITY & WOMEN BUSINESS ENTERPRISE COMMITTEE REPORT NO. 2
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 10M-13 (2014)
MWBE UTILIZATION ADVISORY BOARD: “MWBE Utilization Advisory Board Nov 18, 2013 Meeting Minutes”
(4-0, Legislator Grant not present for vote)
 - b. COMM. 17M-14 (2014)
MWBE UTILIZATION ADVISORY BOARD: “May 31, 2014 Meeting Minutes”
(4-0, Legislator Grant not present for vote)

JOHN J. MILLS
CHAIR

Item 21 – MR. MORTON presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 216

September 11, 2014	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 12
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 15E-4 (2014)
COUNTY EXECUTIVE: "Department of Environment and Planning - Personnel Adjustment"
(6-0)
 - b. COMM. 15E-17 (2014)
COUNTY EXECUTIVE: "EC Sewer District No. 3 Engineering Change Order No. 2, GHD Consulting Engineers, LLC"
(5-1, Legislator Savage voted in the negative.)
 - c. COMM. 15E-18 (2014)
COUNTY EXECUTIVE: "EC Sewer District No. 6 Engineer Term Contract Agreement, CRA Infrastructure & Engineering, Inc"
(6-0)
 - d. COMM. 15E-19 (2014)
COUNTY EXECUTIVE: "EC Sewer District No. 3 Engineer Term Contract Agreement, CRA Infrastructure & Engineering, Inc"
(6-0)
 - e. COMM. 17E-5 (2014)
COUNTY EXECUTIVE: "EC Sewer District Nos. 1, 2, 4 & 5 - Engineer Term Contract Agreement - Greenman-Pederson Inc - Work Order GPI-2"
(6-0)
 - f. COMM. 17E-8 (2014)
COUNTY EXECUTIVE: "EC Sewer District No. 6 - Engineer Term Agreement - DiDonato Associates - Work Order DA-3"
(6-0)
 - g. COMM. 17E-9 (2014)
COUNTY EXECUTIVE: "EC Sewer District Nos. 1, 2, 4 & 5 - Engineer Term Contract Agreement - Wm Schutt Associates - Work Order WS-2"
(6-0)
 - h. COMM. 17E-10 (2014)
COUNTY EXECUTIVE: "EC Sewer District Nos. 3, 6 & 8 - Engineer Term Contract Agreement with DiDonato Associates - Work Order DI-2"
(6-0)
 - i. COMM. 17M-5 (2014)
NYS DEPARTMENT OF AGRICULTURE AND MARKETS: "Notice to Conduct Review of EC Agricultural District No. 17"

(6-0)

- j. COMM. 17M-6 (2014)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Fact Sheet for 3021 Orchard Park Road, Orchard Park Site”

(6-0)

- k. COMM. 17M-7 (2014)
NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION: “Draft Investigation Work Plan and Public Comment for 193 Ship Canal Parkway, Buffalo Site”

(6-0)

2. COMM. 15E-16 (2014)
COUNTY EXECUTIVE
WHEREAS, the Department of Parks, Recreation and Forestry receives numerous requests for bandwagon “fee waivers”; and

WHEREAS, the department cannot possibly honor all requests.

NOW, THEREFORE, BE IT

RESOLVED, that the Legislature of the County of Erie does hereby allow for one (1) “fee waiver” per legislator, as well as the County Executive annually; and be it further

RESOLVED, that the waiver will only be granted to community or non-profit related groups who are hosting events free or open to the public; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive; the Director of the Division of Budget and Management; and Troy P. Schinzel, the Commissioner of the Department of Parks, Recreation and Forestry.
(6-0)

3. COMM. 17E-6 (2014)
COUNTY EXECUTIVE
WHEREAS, the Town of Cheektowaga desires to lease portions of the property that surrounds the Erie County Sewer District No. 1 Overflow Retention Facility (ORF) on Cayuga Creek Road for passive recreation and open space preservation; and

WHEREAS, the Erie County Sewer District No. 1 buffer property of approximately 55 acres has been leased by the Town of Cheektowaga since 1995; and

WHEREAS, Erie County Sewer District No. 1 is agreeable to renewal of the lease.

NOW, THEREFORE, BE IT

RESOLVED, that a five year lease with a five year renewal clause is approved for properties known as SBL Nos. 113.19-2-7, 113.10-2-8, 113.19-2-9, 113.19-2-12, 113.19-2-13.2 and 124.00-5-

29, reserving land needed for the ORF, appurtenant sewer lines, utility lines, and sewer outfall lines and possible future ORF expansion; and be it further

RESOLVED, such land shall be leased to the Town of Cheektowaga for an annual rent of \$500.00 plus the cost of any special assessments on the demised parcels; and be it further

RESOLVED, that the County Executive is authorized to sign such Lease Agreement subject to the County Attorney's approval; and be it further

RESOLVED, that one (1) certified copy of this resolution be sent to the County Executive, the Cheektowaga Town Board, the County Comptroller, and Kristen Walder, Assistant County Attorney; and two (2) certified copies of this resolution be sent to Joseph L. Fiegl, P.E. in the Department of Environment and Planning.

(6-0)

4. COMM. 17E-7 (2014)
COUNTY EXECUTIVE

WHEREAS, the Town of Clarence has created Town Sewer District No. 10; and

WHEREAS, the County of Erie on behalf of Erie County Sewer District No. 5 has requested modifications to the existing March 29, 2012 service agreement due to said Town Sewer District creation; and

WHEREAS, the billing formula of the original agreement be adjusted to account for Town Sewer District No. 10.

NOW, THEREFORE BE IT

RESOLVED, that the County Executive be, and hereby is, authorized to execute an amendment to the March 29, 2012 service agreement for Erie County Sewer District No. 5, subject to approval as to content by the Commissioner of Environment and Planning and approval as to form by the County Attorney; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each of this resolution to the County Executive, the County Comptroller, the Town of Clarence Supervisor, Kristen Walder, Assistant County Attorney; and send two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.

(6-0)

TED B. MORTON
CHAIR

Item 22 – MS. DIXON presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 217

September 11, 2014	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO 5-1 (2013)
MARINELLI: "Recognizing Women's History Month by Supporting Governor Cuomo's Women's Equality Agenda"
(6-0)
 - b. COMM. 9M-4 (2013)
NIKE, MAY 2013: "Article Titled, "An Analysis of Governor Cuomo's 10-Point Women's Equality Act"
(6-0)
 - c. COMM. 7E-20 (2014)
MILLER-WILLIAMS, GRANT & BURKE: "Letter to Commissioner of Social Services Requesting Additional Information Concerning Funding Reductions for Shelters Providing Inpatient Services for Women Seeking Substance Abuse Treatment and Mental Health Services"
(6-0)
 - d. COMM. 11D-4 (2014)
COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES: "Enhanced Shelter Rates for Three Transitional Housing Providers"
(6-0)
 - e. INTRO. 14-2 (2014)
MILLER-WILLIAMS: "Supporting the Buffalo Common Council and Virginia Street Property Owners"
(6-0)
 - f. COMM. 15E-22 (2014)
COUNTY EXECUTIVE: "Notice of Findings, Intent to Request Release of Funds - Senior Center Construction, Town of Concord"
(6-0)
 - g. COMM. 15D-5 (2014)
COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES: "Information Requested at Mid-Year Budget Hearing"
(6-0)
 - h. COMM. 15D-6 (2014)

COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES: “Invitation to Appear at Health and Human Services Committee Meeting”
(6-0)

- i. COMM. 15M-4 (2014)
BUFFALO COMMON COUNCIL: “Prevent HUB Methadone Clinic on Virginia Street”
(6-0)
- j. COMM. 17E-16 (2014)
COUNTY EXECUTIVE: “Interim Commissioner of Mental Health”
(6-0)
- k. COMM. 17E-18 (2014)
MILLER-WILLIAMS: “Hispanic Federation Letter Supporting Methadone Clinic”
(6-0)
- l. COMM. 17D-7 (2014)
COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES: “Report of New Contracts for Second Period of 2014”
(6-0)
- m. COMM. 17M-12 (2014)
NYS OFFICE OF ALCOHOLISM & SUBSTANCE ABUSE SERVICES: “Conditional Operating Certificate Authorization for PROMESA”
(6-0)
- n. COMM. 17M-13 (2014)
COMMISSIONER, DEPARTMENT OF HEALTH: “Agenda for September Meeting, Minutes of May Meeting”
(6-0)
2. COMM. 17E-17 (2014)
COUNTY EXECUTIVE
RESOLVED, the Erie County Legislature hereby appoints Lynne Dixon (292 Prospect Avenue, Hamburg, NY 14075) to the Erie County Board of Health for a term that will expire on December 31, 2015.
(5-0-1, Legislator Dixon abstained.)
3. COMM. 17E-22 (2014)
COUNTY EXECUTIVE
WHEREAS, the NY State Office for the Aging (NYSOFA) has awarded the Department of Senior Services an additional \$141,331 of NY Connects program funding for the period October 1, 2014 to September 30, 2015; and

WHEREAS, the NY Connects funding supports a Department of Senior Services program assisting elderly and disabled individuals of all ages to identify and gain access to the full range of services available to help them meet their needs for care; and

WHEREAS, NY Connects grant funding requires no local match and the Expanded In-Home Services for the Elderly (EISEP) grant has vacancy savings; and

WHEREAS, the Department of Senior Services plans on utilizing a portion of these additional funds to recreate a Case Manager position, deleted in the adopted 2014 County budget due to funding constraints within the grant at that time; and

WHEREAS, to align staff positions to reflect changes in the NY Connects program, the Department of Senior Services proposes to downgrade, retitle and transfer the vacant grade 11 Social Case Supervisor (Senior Services) currently in 163EISEP1415 grant to a grade 10 Assistant Long Term Care Coordinator in 163Connects1415 grant; and

WHEREAS, that a position switch will take place between two grants by transferring the grade 13 Long Term Care Coordinator from 163Connects1415 into 163EISEP1415; and

WHEREAS, the 163Connects1415 grant budget, for the period October 1, 2014 to September 30, 2015, is now in need of revision to reflect these additional grant funds.

NOW, THEREFORE, BE IT

RESOLVED, the Department of Senior Services be and is hereby authorized to accept the additional \$141,331 of NYSOFA funding for the 163Connects1415 grant; and be it further

RESOLVED, that a Case Manager (job group 7 position #871) deleted in the 2014 adopted County budget effective 9/30/14 due to funding constraints in the grant at that time, be restored, as of October 1, 2014, in the 163Connects1415 grant; and be it further

RESOLVED, to align staff positions to reflect changes in the NY Connects program, the Department of Senior Services is hereby authorized, effective October 1, 2014 to downgrade, retitle and transfer the vacant grade 11 Social Case Supervisor (Senior Services) position #9672 currently in 163EISEP1415 grant to a grade 10 Assistant Long Term Care Coordinator (B100 #7911 and #7912) in 163Connects1415 grant; and be it further

RESOLVED, that effective October 1, 2014, a position switch take place between two grants by transferring the grade 13 Long Term Care Coordinator #51011576 from 163Connects1415 into 163EISEP1415 (B100 #7900) funded in the 163EISEP1415 grant with vacancy savings; and be it further

RESOLVED, that the budget for the NY Connects grant 163Connects1415 be amended as follows:

		CURRENT BUDGET	CHANGES	AMENDED BUDGET
REVENUES				
Account	Description			
409000	State Aid Revenues	\$175,947	+\$141,331	\$315,947
	TOTAL CHANGE		+\$141,331	

APPROPRIATIONS		CURRENT BUDGET	CHANGES	AMENDED BUDGET
Account	Description			
500000	Full Time Salaries	\$107,757	+\$23,703	\$131,460
502000	Fringe Benefits	78,531	+16,864	95,395
505000	Office Supplies	500	+750	1,250
510000	Local Mileage Reimbursement	500	+750	1,250
510100	Out of Area Travel	500	+750	1,250
510200	Training & Education	500	+4,500	5,000
510602	Professional Svcs Contracts & Fees	0	+43,000	43,000
530000	Other Expenses	1,498	+3,372	4,870
916390	ID Senior Services Grant Services	(15,049)	+47,642	32,593
980000	ID DISS Services	<u>1,210</u>	<u>-0-</u>	<u>1,210</u>
	TOTAL CHANGE	\$175,947	+\$141,331	\$317,278

and be it further

RESOLVED, that, the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by changes to grantor awards; and be it further

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

(6-0)

4. COMM. 17E-23 (2014)
COUNTY EXECUTIVE

WHEREAS, the NY State Office for the Aging (NYSOFA) has awarded the Department of Senior Services an additional \$282,369 of Community Service for the Elderly (CSE) funding for the period April 1, 2014 to March 31, 2015; and

WHEREAS no additional County funds are required to draw down these additional State monies since sufficient matching funds already exist in the CSE grant; and

WHEREAS the Department of Senior Services currently contracts, within the CSE grant, with a variety of subcontract agencies to provide case management, transportation and adult day care services for eligible seniors, and desires to increase funding for these agencies services; and

WHEREAS, the Department of Senior Services through other grants, contracts with the Center for Transportation Excellence, LLC (CTE) and Western New York Independent Living, Inc. (WNYIL) to provide wheelchair and other rides to seniors as part of the Going Places transportation program; and

WHEREAS, the Department of Senior Services recognizes the importance of the Going Places transportation program in providing medical and other rides for seniors and desires to ensure that transportation needs will continue to be met now and in the future by using a portion of the additional monies to purchase two replacement vans for the Going Places fleet; and

WHEREAS, the Department of Senior Services, through other grants, contracts with Legal Services for the Elderly, Disabled or Disadvantaged of Western New York, Inc. (LSED) to provide legal services for eligible seniors and now desires to increase LSED funding to help cover increases in costs to perform such legal services; and

WHEREAS, the Department of Senior Services will undertake a new initiative with ECMC to promote fall prevention, as falls are a significant reason for seniors needing medical services, through the distribution of fall prevention packets to seniors receiving care at the hospital; and

WHEREAS, the Department of Senior Services, desires to transfer effective October 4, 2014, of the Health and Wellness Coordinator Sr Svc position (#51008532) from the 163III-D2014 grant to the 163CSE1415 grant; and

WHEREAS, Department of Senior Services also desires to allocate additional monies for its minor residential repair program for eligible seniors, start a group respite initiative and enact software updates for the Department's PeerPlace case management computer system; and

WHEREAS, the 163CSE1415 grant budget for the period April 1, 2014 to March 31, 2015, is now in need of revision to reflect these additional grant funds.

NOW, THEREFORE, BE IT

RESOLVED, the Department of Senior Services be and is hereby authorized to accept the additional \$282,369 of NYSOFA funding for the 163CSE1415 grant; and be it further

RESOLVED, the County Executive be and is hereby authorized to amend existing Department of Senior Services contracts, for the period April 1, 2014 to March 31, 2015 with the subcontract agencies to provide an additional:

- \$49,650 for case management, information & assistance and chore services, allocated proportionally among existing case management agencies based on the number of case managers at each agency.
- \$11,848 for transportation services, allocated among existing transportation agencies based on the number of weekly transportation hours each provides to the Going Places program.
- \$40,000 in the aggregate amount for adult day care services with organizations already authorized as per the 2014 Adopted Budget.

and be it further

RESOLVED, the County Executive be and hereby is authorized to amend Department's contracts with CTE and WNYIL, for the period April 1, 2014 to March 31, 2015 and increase the aggregate contract amount by \$13,152 to purchase additional rides for the Going Places Transportation Program; and be it further

RESOLVED, the Department of Senior Services is authorized to purchase, through the County's Division of Purchase, two new replacement vans for the Going Places transportation fleet; and be it further

RESOLVED, the County Executive be and hereby is authorized to contract with Legal Services for the Elderly, Disabled or Disadvantaged of Western New York, Inc. and increase funding \$20,000, for the period October 1, 2014 to March 31, 2015, to cover increases in the costs of providing legal services for eligible seniors; and be it further

RESOLVED, the County Executive is hereby authorized to enter into a \$2,500 contract with ECMC for the period October 1, 2014 to March 31, 2015 and will utilize \$10,000 to purchase falls prevention program packets; and be it further

RESOLVED, the Department of Senior Services is hereby authorized, effective October 4, 2014, to transfer the Health and Wellness Coordinator Sr Svc position (#51008532) from the 163IID-2014 grant to the 163CSE1415 grant (B100 #7914) to allow for restructuring of the III-D Health promotion programs; and be it further

RESOLVED, the Department of Senior Services also desires to allocate \$25,000 of additional monies for its minor residential repair program for eligible seniors, \$10,000 for a group respite initiative and \$7,246 for software updates for the Department's PeerPlace case management computer system; and be it further

RESOLVED, that the budget for the Community Services for the Elderly 163CSE415 grant, be amended as follows:

		CURRENT BUDGET	CHANGES	AMENDED BUDGET
REVENUES				
Account	Description			
409000	State Aid Revenues	\$1,035,553	<u>+\$282,369</u>	\$1,317,922
	TOTAL CHANGE		\$+282,369	
APPROPRIATIONS				
Account	Description			
500000	Full Time - Salaries	\$232,202	+\$17,724	\$249,926
502000	Fringe Benefits	156,810	+11,249	168,059
516020	Professional Svcs Contracts & Fees	4,927	+23,152	28,079
516023	Adult Day Care	68,406	+40,000	108,406
516030	Maintenance Contracts	25,510	+7,246	32,756
517194	Legal Svcs for Elderly	-0-	+20,000	20,000
517561	Community Concern of WNY	60,725	+5,350	66,075
517521	Red Cross	10,000	+720	10,720
517573	Concerned Ecumenical Ministry	39,580	+6,000	45,580
517693	Lt. Col. Matt Urban Center	278,630	+14,900	293,530

517737	NWest Buff Comm Ctr	61,940	+2,273	64,213
517741	Old First Ward Community Ctr	25,730	+900	26,630
517755	People, Inc.	56,680	+6,000	62,680
517785	Schiller Park	238,780	+10,707	249,487
517797	South Buffalo	109,565	+7,000	116,565
517829	Amherst	16,000	+6,500	22,500
517853	West Side	28,330	+1,148	29,478
516050	Dept Pymts to ECOM	-0-	+2,500	2,500
530000	Other Expense	29,725	+35,000	64,725
561400	Motor Vehicles	-0-	<u>+64,000</u>	64,000
	TOTAL CHANGE		+282,369	

and be it further

RESOLVED, that, the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by changes to grantor awards; and be it further

RESOLVED, and if necessary, the County Executive is hereby authorized to execute amendments to Senior Services agencies contracts to effectuate adjusted funding levels; and be it further

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

(6-0)

LYNNE M. DIXON
CHAIR

Item 23 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 218

September 11, 2014	PUBLIC SAFETY COMMITTEE REPORT NO. 11
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR GRANT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received and filed:
 - a. COMM. 10E-36 (2014)
LORIGO: "Legislator Lorigo Letter to Sheriff Inviting Him to Public Safety Committee Meeting Regarding Proposed Local Law"

(5-0)

- b. COMM. 17D-8 (2014)
OFFICE OF THE SHERIFF: "Letter Responding to Request for Update to Committee Meeting"

(5-0)

- c. COMM. 17M-15 (2014)
EC & BUFFALO SAFE NEIGHBORHOOD COMMITTEE: "2013 Report"

(5-0)

2. COMM. 15E-7 (2014)
COUNTY EXECUTIVE

WHEREAS the STOP-DWI Office coordinates and sponsors DWI Sobriety Checkpoint activity; and

WHEREAS, proper and uniform traffic control practices enhance the safe, legal, and effective conduct of DWI Checkpoint operations; and

WHEREAS, the Erie County Department of Emergency Services provides traffic control service using industry standards and best practices; and

WHEREAS, the New York State Police Troop A has an equivalent operating procedure for traffic management at NYSP DWI checkpoints and will assume traffic control duties currently delivered by the Erie County Department of Emergency Services; and

WHEREAS, the New York State Police Troop A has requested the donation and of equipment that would assist in the transition and assumption of this service; and

WHEREAS, the STOP-DWI Office has funds available in budget line #561410-Lab & Technical Equipment to acquire equipment relating to the provision of traffic control; and

WHEREAS, the following item will be purchased and subsequently donated: 6 x 10 ft. Custom Cargo 3500# axle, 2" coupler, flat 4 plug, side man door with rear double doors mobile trailer with a total approximate value not exceed \$4,500; and

WHEREAS, the New York State Police Foundation has agreed to take possession of the trailer and will be responsible for license plates, registration, and insurance for same.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County STOP-DWI Office is authorized to purchase through the Erie County bidding procedure and subsequently donate the aforementioned equipment to the New York State Police Foundation for use in conducting sobriety checkpoints in Erie County; and be it further

RESOLVED, that funds are available within the Stop DWI 2014 Budget, Business Area 165, cost center 1650060, WBS SDWI, fund 110, GL 561410 Lab & Technical Equipment to acquire equipment relating to the provision of traffic control; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the County Executive, the Department of Central Police Services/STOP DWI, and Division of Budget and Management.

(5-0)

3. COMM. 17E-19 (2014)
COUNTY EXECUTIVE

WHEREAS, it is the desire of the County of Erie, Department of Central Police Services to retain a software consultant to provide an interface from its Computer Aided Dispatch System (CHARMS) to the New York State Integrated Justice Portal; and

WHEREAS, the Department of Central Police Services issued a request for Proposal (RFP) on June 23, 2014; and

WHEREAS, three (3) proposals were submitted by various software consulting firms on July 23, 2014; and

WHEREAS, the firm of EM Systems, Inc. was deemed to have submitted the best overall proposal by the selection committee; and

WHEREAS, the RFP, evaluation of responses and selection procedure were done in accordance with Section 19.08 of the Erie County Administrative code:

NOW, THEREFORE, BE IT

RESOLVED, that an agreement with EM Systems, Inc., 4043 Maple Road, Suite 211, Amherst, New York 14226 at a cost not to exceed \$75,000 to provide an interface to the NYS IJP is hereby approved; and be it further

RESOLVED, that funding for this contract is hereby authorized in the HS167PSAP1215 grant, (account 516020) in an amount not to exceed \$75,000, and be it further

RESOLVED, that the Erie County Executive be, and hereby is, authorized to execute an agreement with EM Systems, Inc. subject to approval as to form by the County Attorney; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget & Management, the Office of the Comptroller, the Department of Law and the Department of Central Police Services.

(5-0)

4. COMM. 17E-21 (2014)
COUNTY EXECUTIVE

AS AMENDED

WHEREAS, the Erie County Department of Health provides medical oversight and medical staffing to provide health care at the Erie County Correctional Facility and Erie County Holding Center under an Interdepartmental Agreement with the Erie County Sheriff; and

WHEREAS, adequate staffing for the Division of Correctional Health per standards set by the United States Department of Justice and the New York State Commission of Correction has previously relied upon a mixture of union nursing staff and contract agency nursing; and

WHEREAS, to resolve a grievance filed by the New York State Nurses Association representing nurses in the Division of Correctional Health and to avoid a prolonged and costly arbitration process that would likely be against the County, it is recommended to create new nursing positions and minimize the use of contract agency nurses; and

WHEREAS, to provide necessary nursing coverage without the use of agency nursing staff requires three additional nursing positions including two Registered Nurses and one Nurse Practitioner); and

WHEREAS, funding for the implementation of this restructuring is available within the Division of Correctional Health's 2014 Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the creation of one full time position of one Senior Nurse Practitioner – Erie County Correctional Facility, JG 16, Step 0 (\$79,886 annual salary) in the NYSNA bargaining unit as noted in B-100 # 7919, and two full time positions of Registered Nurse–Correctional Facility, JG 8, Step 0 (\$56,998 annual salary) in the NYSNA bargaining unit as noted in B-100# 7918; and be it further

RESOLVED, that the following budgetary adjustments to the 2014 Budget of the Division of Correctional Health are hereby authorized:

Fund 110 - 2014 Budget	
12760 - Correctional Health	
Expense Accounts	
Increase/(Decrease)	
500000 Full Time Salaries	38,920
502000 Fringe Benefits	22,180
516020 Professional Services	(61,100)
Total	0

; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Personnel, the Deputy Director of Labor Relations, the Division of Budget and Management, the Department of Law and to Commissioner Gale R. Burstein in the Erie County Department of Health.

(5-0)

EDWARD A. RATH, III
CHAIR

Item 24 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 219

September 11, 2014	GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO. 7-4 (2014)
GRANT, MILLER-WILLIAMS, BURKE & LOUGHRAN: “Installing Public Wireless Internet Access in the Legislative Chambers”
(6-0)
 - b. COMM. 15D-4 (2014)
COUNTY ATTORNEY: “Notice of Claim - Quintino Dino Liberta vs EC Sheriff’s Office”
(6-0)
 - c. COMM. 17E-15 (2014)
COUNTY CLERK: “Request to Meet with Citizens Salary Review Commission”
(6-0)
 - d. COMM. 17D-4 (2014)
COUNTY ATTORNEY: “Notice of Public Hearing - Local Law Intro. No. 6-2014”
(6-0)
 - e. COMM. 17D-5 (2014)
COUNTY ATTORNEY: “Transmittal of New Claims Against Erie County”
(6-0)
 - f. COMM. 17D-6 (2014)
COUNTY ATTORNEY: “Transmittal of New Claims Against Erie County”
(6-0)
 - g. COMM. 17M-11 (2014)
PAUL WOLF: “Artvoice Article Regarding Term Limits”
(6-0)

2. COMM. 17E-14 (2014)
COUNTY CLERK

AS AMENDED

WHEREAS, the Erie County Clerk Registrar's Division is responsible for recording, filing and maintaining a central repository of legal documents and records affecting property titles, including land and real estate transactions; and

WHEREAS, the County Clerk currently has a maintenance agreement with NewVision for document management and workflow to record, archive and retrieve official records maintained by the Clerk; and

WHEREAS, in accordance with New York State Law, the Clerk's Office allows for the electronic recording of land records (eRecording); and

WHEREAS, deeds and deed related documents account for 60% of the total recording volume in the Clerk's Office; and

WHEREAS, New York State requires the filing of a Real Property Transfer Report (RP-5217) on property transfers and that form is also shared electronically with the cities, towns and villages within Erie County; and

WHEREAS, in order to increase efficiency in the acceptance and return of these documents the Clerk is seeking to amend the current maintenance agreement with NewVision Systems Corporation to eliminate manual steps involved in accepting and sharing the Real Property Transfer Report.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into an amendment to the current maintenance agreement with NewVision to allow software revisions to automate the acceptance and electronic stamping of the Real Property Transfer Report (RP-5217); and be it further

RESOLVED, that funding in the amount of \$5,025 for this amendment is available in the County Clerk's 2014 Budget, BA 11310, Fund 110, GL 516020, Professional Services Contracts and Fees, Funds Reservation 1000000778; and be it further

RESOLVED, that the Budget Director and Comptroller are hereby authorized to make necessary adjustments to the Clerk's 2014 Budget; and be it further

RESOLVED, that the resulting annual maintenance increase of \$300 starting in 2015 will be funded out of that years budgetary allotments; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the County Clerk, the Director of Budget and Management, the Department of Law, and the County Comptroller
(6-0)

KEVIN R. HARDWICK

CHAIR

Item 25 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 220

September 11, 2014	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 15E-15 (2014)
BURKE: “Follow-up Regarding ECC Hiring of Vice President of Operations”
(6-0)
 - b. COMM. 15M-1 (2014)
CHAIR, ECC BOARD OF TRUSTEES: “Information Regarding Hiring of Vice President of Operations”
(6-0)
 - c. COMM. 15M-2 (2014)
BUFFALO & EC PUBLIC LIBRARY: “Board of Trustees Meeting Agenda for July 17, 2014”
(6-0)
 - d. COMM. 17D-1 (2014)
DEPARTMENT OF ENVIRONMENT AND PLANNING: “Bi-Monthly Report – ECC Academic Building”
(6-0)
 - e. COMM. 17D-2 (2014)
DEPARTMENT OF ENVIRONMENT AND PLANNING: “Addendum to August 6, 2014 Bi-Monthly Report - ECC Academic Building”
(6-0)
 - f. COMM. 17M-1 (2014)
BUFFALO & EC PUBLIC LIBRARY: “Battle of the Books”
(6-0)

KEVIN R. HARDWICK
CHAIR

Item 26 – MR. LORIGO presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 221

September 11, 2014	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 13D-1 (2014)
DIRECTOR, DEPARTMENT OF BUDGET AND MANAGEMENT: “2014 Revenue Anticipation Note and Capital Borrowing”
(6-0)
 - b. COMM. 15D-2 (2014)
COMPTROLLER'S OFFICE: “Notice of Performance Audit of Fleet Services”
(6-0)
 - c. COMM. 15D-3 (2014)
DIRECTOR, DEPARTMENT OF BUDGET AND MANAGEMENT: “2014 Mid-Year Budget Hearings Data”
(6-0)
 - d. COMM. 15M-3 (2014)
NYS DEPARTMENT OF TAXATION AND FINANCE: “2014 State Equalization Rate - City of Buffalo, Lackawanna, Town of Eden”
(6-0)
 - e. COMM. 17E-12 (2014)
COMPTROLLER: “2014 Revenue Anticipation Note Borrowing”
(6-0)
 - f. COMM. 17D-3 (2014)
DEPARTMENT OF BUDGET AND MANAGEMENT: “Budget Monitoring Report for Period Ending June 2014”
(6-0)
 - g. COMM. 17M-8 (2014)
DEPARTMENT OF ASSESSMENT AND TAXATION, CITY OF BUFFALO: “Transit Mall 2015 Final Roll”
(6-0)

h. COMM. 17M-9 (2014)
NYS DEPARTMENT OF TAXATION AND FINANCE: "2014 State Equalization and Class Rates - Various Cities and Towns"
(6-0)

i. COMM. 17M-10 (2014)
NYS DEPARTMENT OF TAXATION AND FINANCE: "2014 State Equalization and Class Rates - Various Cities and Towns"
(6-0)

2. COMM. 1D-8 (2014)
EC REAL PROPERTY TAX SERVICES AS AMENDED
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 214151 through 214160, inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities.

FISCAL YEAR	2014	Petition No.	214,151.00
	ASSESSOR	Cancel	\$306.39
S-B-L	69.20-4-25	5 St Charles Ct 142289 AMHERST	
	Acct. No. 112		\$0.00 County
	Acct. No. 132		\$306.39 Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$306.39

RPTL 550(2): Incorrect water usage
New tax bill to be issued.

FISCAL YEAR	2014	Petition No.	214,152.00
	ASSESSOR	Cancel	\$469.89
S-B-L	91.15-7-14	66 Beach Rd 143089 CHEEKTOWAGA	
	Acct. No. 112		\$0.00 County
	Acct. No. 132		\$469.89 Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$469.89
	Relevy School		\$469.89 143002 CHEEK. UNION #2

RPTL 550(2): Failed to apply Enhanced STAR
New tax bill to be issued.

FISCAL YEAR	2014	Petition No.	214,153.00
	ASSESSOR	Refund	\$8,409.16
S-B-L	91.12-3-9.1	4260-4288 Union R	143089 CHEEKTOWAGA
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$8,409.16	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$8,409.16

RPTL 550(2): Duplicate sewer charge applied in error.
Refund to be issued to: Unionvale Courtyards LLC

FISCAL YEAR	2014	Petition No.	214,154.00
	ASSESSOR	Refund	\$2,067.58
S-B-L	124.30-2-2	9-31 Creekside Dr	143089 CHEEKTOWAGA
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$2,067.58	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$2,067.58

RPTL 550(2): Duplicate sewer charge applied in error.
Refund to be issued to: Community Services for the Developmentally
Disabled

FISCAL YEAR	2014	Petition No.	214,155.00
	ASSESSOR	Refund	\$2,207.02
S-B-L	91.20-1-64	123-131 Meadow Pl	143089 CHEEKTOWAGA
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$2,207.02	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA		\$2,207.02

RPTL 550(2): Duplicate sewer charge applied in error.
Refund to be issued to: LM Bahas LLC

FISCAL YEAR	2014	Petition No.	214,156.00
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ASSESSOR Refund
S-B-L 113.56-6-21.1 21-61 Standard Pk 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA

RPTL 550(2): Duplicate sewer charges applied in error.
Refund to be issued to: James A. Maguire, Jr.

FISCAL YEAR 2012 Petition No. 214,157.00

ASSESSOR Refund \$374.72
S-B-L 206.00-3-40.131 7065 Erie Rd 144489 EVANS

Acct. No. 112 \$374.72 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 144489 EVANS \$0.00

RPTL 550(2): Error in calculation of exemption
Refund to be issued to Zor Inc.

FISCAL YEAR 2013 Petition No. 214,158.00

ASSESSOR Refund \$408.50
S-B-L 206.00-3-40.131 7065 Erie Rd 144489 EVANS

Acct. No. 112 \$408.50 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 144489 EVANS \$0.00

RPTL550(2): Error in calculation of exemption
Refund to be issued to: Zor Inc.

FISCAL YEAR 2014 Petition No. 214,159.00

ASSESSOR Refund \$448.54
S-B-L 206.00-3-40.131 7065 Erie Rd 144489 EVANS

Acct. No. 112 \$448.54 County

<u>Charge To :</u>	Acct. No. 132 144489 EVANS	\$0.00	Town/SpecialDist/School \$0.00
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RPTL 550(2): Error in calculation of exemption.
Refund to be issued to: Zor Inc.

FISCAL YEAR 2014 Petition No. 214,160.00

	ASSESSOR	Refund	\$946.35
S-B-L	68.20-4-16 375 Reist St	142289 AMHERST	

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$946.35	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$946.35	\$946.35
	Relevy School	\$946.35	142203 WILLIAMSVILLE

CENT

RPTL 550(2): Failed to apply disability exemption
Issue corrected tax bill.

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.
(6-0)

JOSEPH C. LORIGO
CHAIR

Item 27 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 222

September 11, 2014	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 11
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 5D-5 (2014)
COMPTROLLER'S OFFICE: "Audit of County Roads"

(6-0)

- b. COMM. 15D-1 (2014)
DIRECTOR, DEPARTMENT OF BUDGET AND MANAGEMENT: “Amherst Bee Article and Editorial - Goodrich and Conner Road”
(6-0)
- c. COMM. 17M-2 (2014)
NFTA: “17A Report and Capital Expenditure Reports for First Quarter Ending March, 2015”
(6-0)
- d. COMM. 17M-3 (2014)
NFTA: “June 26, 2014 Board Minutes”
(6-0)
- e. COMM. 17M-4 (2014)
NFTA: “July 24, 2014 Board Minutes”
(6-0)

2. INTRO. 15-5 (2014)
LORIGO & RATH

WHEREAS, the City of Buffalo and County of Erie have long been home to industrial operations, leading to a large amount of property throughout the County designated as contaminated brownfield sites; and

WHEREAS, in the past several years the County has seen a resurgence in the redevelopment and reuse of once contaminated industrial properties; and

WHEREAS, this redevelopment has been aided by tax credits offered to eligible developers who enter into a project requiring remediation of contaminated areas and the redevelopment of otherwise vacant property; and

WHEREAS, without the tax incentives for remediating brownfield sites, much of the work put into rehabilitating the unused industrial centers of Erie County would not have begun; and

WHEREAS, the current timeline for tax incentives for brownfield remediation ends December 31, 2015, after which, the state will no longer offer the current package of incentives; and

WHEREAS, Senate Bill S7878 proposes to further extend the opportunity to receive credits for an additional two years, pushing the deadline to December 31, 2017; and

WHEREAS, large developments often require an extensive planning and design stage, necessitating advanced knowledge as to whether or not the developer will be required to pay for the full cost of remediation.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body supports Senator Grisanti's bill (S7878) and urges its final passage by the New York State Governor, extending the availability of brownfield redevelopment credits, refinancing of the State Superfund program, and calling for additional allocations to the hazardous waste clean-up account; and be it further

RESOLVED, that certified copies of this resolution be sent to the Western New York Delegation to the New York State Senate and Assembly, Governor Cuomo's Office, and all other parties deemed necessary and proper.

(6-0)

EDWARD A. RATH, III
CHAIR

LEGISLATOR RESOLUTIONS

Item 28 – MR. LORIGO presented the following resolution and moved for consideration. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 223

RE: Support for the Kids Korner Child Care
Waiting Room and the WNY VA
Hospital
(INTRO. 18-1)

A RESOLUTION TO BE SUBMITTED BY LEGISLATORS
DIXON, HARDWICK, LORIGO, MILLS, MORTON & RATH

WHEREAS, on a national scale, health care provided to our veterans has come under intense scrutiny this past year for various scandals and other issues that left a question as to the quality of care being offered by our VA Hospitals; and

WHEREAS, our region has experienced several cuts to Veterans services recently, which has already led to diminished capacity to care for the veterans residing within Erie County, and

WHEREAS, the Kids Korner Child Care Waiting Room is a service offered to families of veterans who are receiving treatment from the Western New York Veterans Affairs Hospital; and

WHEREAS, Kids Korner is a day care program, offered by the VA, for children between the ages of three (3) weeks to twelve (12) years old whose parents are veterans seeking treatment at the hospital; and

WHEREAS, on September 30, 2014 this service will no longer be offered at the VA Hospital as the Government will no longer be supporting this program, which has been offered for the past two years; and

WHEREAS, we seek a continuation of care for veterans and their families in Erie County as they are among the most deserving of this important program; therefore, this honorable body requests that the program continue fully funded in support of those who have made personal sacrifices for our freedom and our country.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body requests that the cessation of funding for the Kids Korner Child Care program at the WNY VA Hospital be reconsidered until a more permanent source can be located; and be it, further

RESOLVED, that certified copies of this resolution be sent to Congressional Rep. Brian Higgins, Sen. Charles Schumer, Sen. Kirsten Gillibrand, Rep. Chris Collins, the Secretary of the VA and all other parties deemed necessary and proper.

MR. LORIGO moved to amend to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to approve as amended. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 29 – MR. LORIGO presented the following resolution and moved for consideration. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 224

RE: Appointment to the Erie County Audit
Committee
(INTRO. 18-2)

A RESOLUTION TO BE SUBMITTED BY LEGISLATOR MILLS

WHEREAS, the Erie County Legislature is required to designate from among its membership one Majority Caucus member and one Minority Caucus member to the Erie County Audit Committee for the year 2014.

NOW, THEREFORE, BE IT

RESOLVED, that Legislator John J. Mills, is hereby appointed with the advice and consent of the Majority Caucus as their representative to the Erie County Audit Committee for a term ending December 31, 2014; and be it further

RESOLVED, that a certified copy of the resolution be sent to the County Executive, County Comptroller, and the Erie County Audit Committee.

MR. LORIGO moved to amend. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

ADD THE FOLLOWING AFTER THE FIRST RESOLVE CLAUSE:

RESOLVED, that Legislator Betty Jean Grant is hereby appointed as the Minority Caucus representative to the Erie County Audit Committee for a term ending December 31, 2014; and be it further

MR. LORIGO moved to approve as amended. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 30 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded. MR. SAVAGE abstained.

CARRIED 9-0-1.

RESOLUTION NO. 225

RE: Standard Work Day for Elected Officials
for Retirement Reporting Purposes
(INTRO. 18-3)

A RESOLUTION TO BE SUBMITTED BY LEGISLATOR MILLS

WHEREAS, the New York State and Local Employees' Retirement System requires that a standard work day be established for retirement credit purposes.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby establishes the following as standard work days for elected officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

<u>Title</u>	<u>Name</u>	<u>Standard Work Day</u>	<u>Term Begins/ends</u>	<u>Participates in Employer's Time Keeping System</u>	<u>Days/ Month (Based on Record of Activities</u>
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ELECTED OFFICIALS:

Legislator	Peter J. Savage III	6	04/10/2014 – 12/31/2014	N	29.82
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and be it further

RESOLVED, that a certified copy of this resolution be posted on the Legislature's website pursuant to rules promulgated by the New York State Comptroller, and a copy shall be transmitted by the Clerk of the Legislature to the Erie County Commissioner of Personnel and the State Comptroller.

Item 31 – CHAIR MILLS directed that the following resolution be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

INTRO. 18-4 from HARDWICK. Repealing Sheridan Park, Inc.'s Consent to Acquire Cemetery Land.

Item 32 – CHAIR MILLS directed that the following resolution be referred to the PUBLIC SAFETY COMMITTEE.

GRANTED.

INTRO. 18-5 from GRANT. Encouraging Modernization of Government Terminology.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 33 – MR. LORIGO moved to discharge the ENERGY & ENVIRONMENT COMMITTEE of further consideration of COMM. 14E-12. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 226

RE: EC Sewer District No. 6 - Well Street
Pump Station Roof Replacement
Contract No. 52
(COMM. 14E-12, 2014)

MR. LORIGO moved to amend the item. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

ADD THE FOLLOWING:

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for the Erie County Sewer District No.6, Well Street Pump Station Roof Replacement, Contract No. 52 at 2:00pm on August 21, 2014:

<u>Contract</u>	<u>Low Bidder</u>	<u>Amount</u>
Contract No. 52	Progressive Roofing, Inc. 331 Grote Street Buffalo, N.Y. 14207	\$124,000.00

WHEREAS, the aforementioned lowest bidder has successfully performed similar work in Erie County.

NOW, THEREFORE BE IT

RESOLVED, the Well Street Pump Station Roof Replacement, Contract No. 52 be awarded to Progressive Roofing, Inc. in the not to exceed amount of \$124,000.00; and be it further

RESOLVED, that the County Executive be, and is hereby authorized to execute the Contract with the aforementioned lowest, responsible bidder subject to approval as for by the County Attorney and certification of availability of funds; and be it further

RESOLVED, that the Comptroller is authorized and directed to allocate \$124,000.00 from Sewer Capital, Erie County Sewer District No.6, account C.00064 for contract No. 52 and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each of this resolution to the County Executive, Director of Budget and Management, Comptroller's Office, Kristen Walder, Assistant County Attorney, and send two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.

MR. LORIGO moved to approve the item as amended. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

Item 34 – MR. LORIGO moved to discharge the ENERGY & ENVIRONMENT COMMITTEE of further consideration of COMM. 17E-11. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 227

RE: Department of Environment and
Planning - Personnel Adjustment
(COMM. 17E-11, 2014)

WHEREAS, the Department of Environment and Planning requests legislative authorization to delete a Chief Account Clerk (PT) position and create a Chief Account Clerk (Full Time) position to provide accounting services to both the County Planning/Economic Development/Environmental Compliance Services and the federal Community Development Block Grant Program; and

WHEREAS, the aforementioned personnel adjustment is budget neutral due to the inter-fund transfer of \$23,836 in federal Community Development Block Grant monies to fund the new position.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Department of Environment and Planning is hereby authorized to delete Chief Account Clerk (PT) position 51006319 (JG7), and to create a full time

Chief Account Clerk (JG7) position as noted in B-100 #7862; and be it further

RESOLVED, that the Commissioner of the Department of Environment and Planning, Commissioner of Personnel, and Division of Budget and Management are hereby authorized to make the necessary budgetary and personnel adjustments to effectuate this action; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office; the office of the Commissioner of Personnel; the Director of the Division of Budget and Management; and the Commissioner of the Department of Environment and Planning, Rath Building, 10th Floor.

MR. LORIGO moved to amend. MR. RATH seconded.

CARRIED UNANIMOUSLY.

ADD THE FOLLOWING AFTER THE SECOND RESOLVE CLAUSE:

RESOLVED, that the Senior Account Clerk Position (JG6) is hereby eliminated when the newly created Chief Account Clerk position is filled; and be it further

MR. LORIGO moved to approve the item as amended. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

Item 35 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 18-6 from LEGISLATORS DIXON, HARDWICK, MILLS, MORTON, LORIGO & RATH. Re: Opposition to Increase in Tolls to Help Fund the Tappan Zee Bridge Project.

RESOLUTION NO. 228

A RESOLUTION TO BE SUBMITTED BY LEGISLATORS DIXON, HARDWICK,
MILLS, MORTON, LORIGO & RATH

WHEREAS, the Tappan Zee Bridge in New York City is in need of repair or replacement and a plan has been put together to get the work done and replace the bridge for the benefit of the residents of NYC; and

WHEREAS, the total cost of the project is expected to be \$3.9 billion, though there is no plan in place proposing how the State will pay for such a project; and

WHEREAS, due to the Governor's failure to have a detailed financial plan for the entire project the Environmental Protection Agency approved only \$30 million of the requested \$511 million; and

WHEREAS, the Governor, in an effort to be open and transparent, should release the financial plans for his proposal on how to pay for the bridge construction; and

WHEREAS, without the financial plan outlining a different method the only logical way to fund a \$481 million shortfall will be to increase the toll fares across the entire state thruway system, which the Tappan Zee Bridge is a part of; and

WHEREAS, an increase in thruway tolls, the first and last thing visitors see when traveling through our state, will only serve to cement the image that New York State exists to tax its residents; and

WHEREAS, an increase would be a burden on Western New Yorkers who already pay more than enough of their share

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body requests that the Governor release a detailed plan for how to fully finance such a project as the Tappan Zee Bridge replacement; and, be it further

RESOLVED, that the Erie County Legislature is opposed to any thruway toll increases no matter what form they are presented; and, be it further

RESOLVED, that certified copies of this resolution be sent to Governor Cuomo's office, the Western New York Delegation for the State Assembly and Senate, and all other parties deemed proper and necessary.

MR. LORIGO moved to amend the resolution to include sponsorship by LEGISLATORS LOUGHRAN, MILLER-WILLIAMS & SAVAGE. MR. HARDWICK seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: (9) MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. LORIGO, CHAIR MILLS, MR. MORTON and MR. RATH. NOES: (1) MS. GRANT.

CARRIED.

MR. LORIGO moved to approve the resolution as amended. MR. HARDWICK seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: (9) MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. LORIGO, CHAIR MILLS, MR. MORTON and MR. RATH. NOES: (1) MS. GRANT.

CARRIED.

Item 36 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 18-7 from LEGISLATOR LORIGO. Re: Transfer of Surplus Property to the Town of West Seneca.

MR. LORIGO moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 229

A RESOLUTION TO BE SUBMITTED BY LEGISLATOR LORIGO

WHEREAS, officials from the Town of West Seneca recently visited the County’s surplus warehouse to select needed furnishings for their town hall; and

WHEREAS, the Town of West Seneca has identified an item, currently unused by Erie County, that would be of great value to the town; and

WHEREAS, because this item no longer serve a purpose for the County of Erie, I am pleased to sponsor this resolution to transfer the following items to the Town of West Seneca.

NOW, THEREFORE, BE IT

RESOLVED, that ownership of the following items:

<u>Item</u>	<u>County ID</u>
Conference Table	

is hereby transferred from the County of Erie to the Town of West Seneca for the purpose of furnishing their Town Hall; and, be it further

RESOLVED, that none of these items are to be used for a purpose other than official business by the Town of West Seneca; and, be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Purchase, the County Executive’s Representative for Intergovernmental Affairs and Town of West Seneca Supervisor Sheila Meegan.

Item 37 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 18E-12 from COUNTY EXECUTIVE Re: Amend 163III-D2014 Grant.

Received and referred to the HEALTH& HUMAN SERVICES COMMITTEE.

Item 38 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 18E-13 from COUNTY EXECUTIVE Re: Consultant Contract for Ready or Not Grant.

Received and referred to the HEALTH& HUMAN SERVICES COMMITTEE.

Item 39 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 18E-14 from COUNTY EXECUTIVE Re: Letter to the Majority Caucus Requesting Input on 2015 Budget.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 40 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 18E-15 from COUNTY EXECUTIVE Re: Personnel Adjustments - Erie County Correctional Health Services.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 41 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 18E-16 from LEGISLATOR GRANT Re: Minority Appointment to the Erie County Community Coordinating Council on Children and Families.

Received, Filed and Printed.

Dear County Executive Poloncarz,

I write to you today concerning one of the two Minority Caucus recommendations for your consideration of appointment to the Erie County Community Coordinating Council on Children and Families.

Pursuant to Local Law No. 3 of 2014, the County Executive shall appoint to the council at least two persons recommended by the Minority Leader of the Erie County Legislature, subject to Legislature confirmation once appointed by the County Executive.

As Minority Leader, I enthusiastically recommend Ellen M. Fischer (50 Countryside Lane, Depew, NY 14043) for one of the Council appointments, and have enclosed her resume so you can see that she is highly qualified to serve.

Should you have any questions, please don't hesitate to contact me. Thank you.

Ellen M. Fischer

Current Title/Cheektowaga Youth & Recreational Services

Executive Director- 2008 to Present

Oversee \$2 million budget consisting of over 90 programs & services. Supervise 9 full time staff and up to 235 seasonal/part- time staff.

Work experience

1999-2008/Cheektowaga Youth & Recreational Services

Program Coordinator - 1999-2004

Senior Recreation Supervisor - 2004-2008

Duties include coordination of teen & after-school programs, weekend recreation programs, summer playground activities, department brochure layout & distribution, special events and serving as community liaison.

1991-1999/Town of Cheektowaga

Cheektowaga Action Partnership/Program Coordinator - 1991

Assistant Project Director - 1991-1992

Project Director - 1992-1999

Responsible for administration of a \$2.5 million substance abuse prevention education program.

Duties included supervision of staff of 5, budget preparation, program planning & implementation, report writing, public relations, networking with community agencies and maintenance of a volunteer corps of approximately 100 individuals.

1989- 1991/Town of Cheektowaga

Youth Bureau

Program Coordinator - Part-Time

Responsible for coordination of youth conservation employment program, grant writing, budget management and public relations.

Education

1979-1982/Daemen College, Amherst, NY

Bachelor of Arts Degree in Sociology/Social Work - May 1982 (Magna Cum Laude)

1978-1979 State University of New York, College at Buffalo - Liberal Arts
1994 Niagara Community College – Certificate - Volunteer Mgmt.

Honors & Activities

Cheektowaga Central Community Service Award - 2007

Member - Maryvale Community Education Advisory Committee

Parishioner - St. Martha R.C. Church

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY EXECUTIVE

Item 42 – MR. LORIGO presented the following resolution and moved for consideration.
MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 230

RE: Park Paving - Agreement Amendment
with Occhino Corporation
(COMM. 18E-1)

WHEREAS, the Department of Parks, Recreation & Forestry has a number of paving projects that need to be completed before the end of the 2014 paving season; and

WHEREAS, the Department of Public Works currently has an agreement with the firm Occhino Corporation for providing paving services related to their 2014 Capital Overlay A Project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to enter into an Agreement Amendment with the firm of Occhino Corporation for an amount not to exceed \$400,000.00; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for these additional contractual services from Sap projects:

A.13011 – 2013 Roads, Pathways and Parking Lots	\$100,000.00
A.14025 – 2014 Roads, Path & Parking Lot Rep-Countywide	\$300,000.00

and be it further

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

FROM THE COUNTY EXECUTIVE

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 231

RE: Regional Niagara River Lake Erie
Watershed Management Plan Phase 2
(COMM. 18E-2)

WHEREAS, The Erie County Department of Environment and Planning (DEP) has played a crucial role in water quality issues throughout the region for decades and continues to administer many initiatives that protect and preserve our natural water resources; and

WHEREAS, DEP is committed to coordinate, oversee, and conduct work towards the creation of a Regional Niagara River Lake Erie Watershed Management Plan Phase 2; and

WHEREAS, the New York State Department of State (NYS DOS) provides grant assistance to municipalities to prepare watershed revitalization plans; and

WHEREAS, Buffalo Niagara Riverkeeper through their past experience successfully managing the Phase I-Healthy Niagara Strategic Watershed Management Plan is uniquely qualified to conduct Phase II work; and

WHEREAS, the NYS DOS awarded Erie County a \$507,830.00 grant to complete the three-year “Regional Niagara River Lake Erie Watershed Management Plan Phase 2” project; and

WHEREAS, this necessitates the execution of a grant contract with the NYS DOS, the adoption of a grant budget; the creation of an Environmental Compliance Specialist (JG-9) position within the DEP which will be 100 % grant funded; and the execution of a contract with Buffalo Niagara Riverkeeper.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute the necessary agreements to accept a grant of \$507,830.00 from the NYS DOS for the purpose of establishing a three-year “Regional Niagara River Lake Erie Watershed Management Plan Phase 2” project; and be it further

RESOLVED, that the grant budget and project period for the NYS DOS “Regional Niagara River Lake Erie Watershed Management Plan Phase 2” is hereby created in the Department of Environment and Planning, Business Area 162, as follows:

New York State Department of State: Regional Niagara River Lake Erie Watershed Management Plan Phase 2 (July 1, 2014 –June 30, 2017), SAP Grant Account #162RNRLEWMP1417

REVENUE:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
414000	Federal Aid Revenue	(\$507,830)

TOTAL REVENUE		(\$507,830)
APPROPRIATIONS:		
<u>Account</u>	<u>Description</u>	<u>Amount</u>
500000	Personnel Services	\$129,364
502000	Fringe Benefits	\$80,000
510000	Local Travel & Mileage	\$1,600
505000	Supplies	\$1,600
516020	Professional Services Contract	\$295,266
TOTAL APPROPRIATIONS:		\$ 507,830

and be it further

RESOLVED, that the following position, for which sufficient funding through NYSDOS grant funding for personal services and fringe benefits exists, will be created in the above grant:

Environmental Compliance Specialist (JG-9)
B-100 No. 000 000 7931
Budgeted Annual Salary: \$47,305

and be it further

RESOLVED, that the County Executive is hereby authorized to execute the necessary agreements to contract with Buffalo Niagara Riverkeeper for \$295,266 for Niagara River watershed management planning and outreach over the 3-year project period; and be it further

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

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the County Attorney; the County Comptroller; Maria R. Whyte, Commissioner of Environment and Planning; Thomas Hersey, Jr., Deputy Commissioner of Environment and Planning; and Bonnie Lawrence, Coordinator – Pollution Prevention Program.

FROM THE DISTRICT ATTORNEY

Item 44 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 232

RE: Victim Witness Assistance Grant –
Personnel Change
(COMM. 18E-3)

WHEREAS, the District Attorney through the Victim Witness Assistance Grant provides needed services to the residents of Erie County; and

WHEREAS, the Erie County Legislature has already approved the District Attorney's Victim Witness Assistance Grant Budget in Book B for 2014; and

WHEREAS, the contract received from the New York State Division of Office of Victim Services authorizes positions and funding levels different from the adopted budget;

NOW, THEREFORE, BE IT

RESOLVED, that effective October 1, 2014, authorization is hereby provided to upgrade position #10388, Victim/Witness Case Aide (B100 #7839) and position #10387, Victim/Witness Case Aide-Spanish Speaking (B100 #7480) from a JG4 to JG5; and be it further

RESOLVED, that the Erie County Legislature does hereby provide authorization to reallocate funds within the Victim Witness Assistance Grant to match authorized state funding levels, to be adjusted as follows:

VICTIM WITNESS ASSISTANCE GRANT
114VICTIMWTNSS1415
October 1, 2014 - September 30, 2015

	<u>ORIGINAL</u>	<u>CHANGE</u>	<u>FINAL</u>
Revenue			
414000 Federal Revenue	\$ 300,000	\$ 82,500	\$ 382,500
479000 County Share Contribution	206,407	(28,632)	177,775
Total Revenue	\$ 506,407	\$ 53,868	\$560,275
	<u>ORIGINAL</u>	<u>CHANGE</u>	<u>FINAL</u>
Appropriation			
500000 Full Time Salaries	\$ 314,598	\$ 15,488	\$ 330,086
500350 Other Employee Payments	1,820	- 0-	1,820
501000 Overtime	3,500	4,000	7,500
502000 Fringe Benefits	204,489	32,105	236,594
510000 Local Mileage Reimbursement	2,000	1,000	3,000
510100 Out of Area Travel	- 0-	1,275	1,275
516020 Professional Fees	5,000	- 0-	5,000
911490 ID DA Grant Services	(25,000)	- 0-	(25,000)
Total Appropriations	\$ 506,407	\$ 53,868	\$ 560,275

and be it further

RESOLVED, that during the grant fiscal year, the Director of Budget and Finance is hereby authorized to adjust budgets to comply with grantor approved funding levels, including interdepartmental billing adjustments, and be it further,

RESOLVED, that certified copies of this resolution be forwarded to the Erie County District Attorney, the Erie County Executive, the Erie County Comptroller, Erie County Personnel and the Director of Budget and Management.

FROM LEGISLATOR MILLER-WILLIAMS

Item 45 – (COMM. 18E-4) Letter Regarding Absence for Legislative Session 18

Received and filed.

FROM THE COMPTROLLER

Item 46 – (COMM. 18E-5) Authorization to Contract for Co-Sourced Internal Audit Services and Risk Assessment

Item 47 – (COMM. 18E-6) 2013 External Auditor's Management Letter for EC

Item 48 – (COMM. 18E-7) 2013 Federal Financial Assistance Audit Report

Item 49 – (COMM. 18E-8) 2013 NYS Department of Transportation Single Audit Report

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

FROM THE COUNTY EXECUTIVE

Item 50 – (COMM. 18E-9) Appointments to EC Youth Bureau Board

Item 51 – (COMM. 18E-10) Youth Bureau Performance Monitoring - Contract with Community Connections of New York

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

FROM LEGISLATOR MILLER-WILLIAMS

Item 52 – (COMM. 18E-11) Request for Information Regarding Achievements and Action Plans for Equal Employment Opportunity Division

Received and referred to the MINORITY & WOMEN BUSINESS ENTERPRISE COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE DIRECTOR, DEPARTMENT OF BUDGET AND MANAGEMENT

Item 53 – (COMM. 18D-1) Budget Monitoring Report for Period Ending July 2014

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE BUFFALO & EC PUBLIC LIBRARY

Item 54 – (COMM. 18M-1) September 18, 2014 Board of Trustees Meeting Agenda

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Item 55 – (COMM. 18M-2) Fact Sheet of Lackawanna Incinerator Site

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

ANNOUNCEMENTS

Item 56 – CHAIR MILLS announced that the committee schedules and agendas have been distributed.

MEMORIAL RESOLUTIONS

Item 57 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Lawrence Peters, Donald O'Connor, Daniel Sroda and Rose Fiorella.

Item 58 – Legislator Grant requested that when the Legislature adjourns, it do so in memory of Miron May.

Item 59 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Anastasia Holtz.

Item 60 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Rick Reed.

Item 61 – Legislator Morton requested that when the Legislature adjourns, it do so in memory of Richard Thurnherr.

Item 62 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of John Wadsworth, M.D.

ADJOURNMENT

Item 63 - At this time, there being no further business to transact, CHAIR MILLS announced that the Chair would entertain a Motion to Adjourn.

MR. LORIGO moved that the Legislature adjourn until Thursday, October 2, 2014 at 2:00 p.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, October 2, 2014 at 2:00 p.m. Eastern Standard Time.

SCOTT W. KROLL
CLERK OF THE LEGISLATURE