

**ERIE COUNTY LEGISLATURE
MEETING NO. 2
JANUARY 23, 2014**

The Legislature was called to order by Chair Mills.

All members present.

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

The Pledge of Allegiance was led by Ms. Miller-Williams.

Item 1 – CHAIR MILLS directed that the Designation of Majority Caucus Newspapers be Received, Filed and Printed.

GRANTED.

We, the undersigned, a Majority of the Majority Caucus of the Erie County Legislature do hereby designate the Amherst Bee, published in Amherst, New York, having general circulation in the County of Erie, as the official newspaper for the publication of local laws, notices, and other matters required by law to be published for the County of Erie effective January 1, 2014.

John J. Mills – 11th District

Edward A. Rath III – 6th District

Lynne M. Dixon – 9th District

Kevin R. Hardwick – 4th District

Joseph C. Lorigo – 10th District

Ted B. Morton – 8th District

We, the undersigned, a Majority of the Majority Caucus of the Erie County Legislature do hereby designate the Grand Island Dispatch, published in Grand Island, New York, having general circulation in the County of Erie, as the official newspaper for the publication of all Concurrent Resolutions of the New York State Legislature, required by law to be published for the year 2014, effective January 1, 2014.

John J. Mills – 11th District

Edward A. Rath III – 6th District

Lynne M. Dixon – 9th District

Kevin R. Hardwick – 4th District

Joseph C. Lorigo – 10th District

Ted B. Morton – 8th District

Item 2 – CHAIR MILLS directed that the Rules of the Legislature for 2014 shall remain on the table.

GRANTED.

Item 3 – No items for reconsideration from previous meeting.

Item 4 – MR. LORIGO moved for the approval of the minutes for Meeting Number 1 from 2014. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 5 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 6 – MS. GRANT presented a resolution Honoring Aaron Bartley as the January 2014 Citizen of the Month of the Erie County Legislature.

Item 7 – MR. LORIGO presented a resolution Honoring the Life of the Late Arthur Popiol and Recognizing his Great Service to Our Community.

Item 8 – MR. LORIGO presented a resolution Congratulating Betsy Goinski as First Female Chief of Elma Fire Company.

Item 9 – MS. MILLER-WILLIAMS presented a memorial resolution Honoring the Life of Sonny Means.

Item 10 – MR. MILLS presented a resolution Honoring Paul D. Gernatt for his Commitment of 50 Years of Service to the Collins Center Volunteer Fire Company.

Item 11 – MR. MILLS and MR. LORIGO presented a resolution Congratulating The Cornell Cooperative Extension for 100 Years of Service.

Item 12 – MR. MILLS presented a resolution Congratulating Springville Fire Company for 130 Years of Service.

Item 13 – MR. MILLS presented a resolution Congratulating the Gowanda Wrestling Team Coaches and Staff for Outstanding 2013 Season.

Item 14 – MR. MILLS presented a resolution Congratulating the Erie County Farm Bureau for 100 Years of Service.

Item 15 – MR. MORTON presented a resolution Congratulating the Du Drop Athletic Club on its 60th Anniversary.

Item 16 – MR. RATH presented a resolution Honoring Michael Burkhardt for his Service and Commitment to the Clarence Fire Department.

Item 17 – MS. GRANT presented a memorial resolution Honoring the Life of Lumon Ross.

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

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above twelve items by adding one miscellaneous resolution for MS. DIXON and including Et Al Sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 18 – CHAIR MILLS directed that Local Law No. 1 (Print #1) 2013 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 19 – MR. MORTON presented the following report and moved for immediate consideration and approval. MR. HARDWICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 5

January 16, 2014	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 1
------------------	---

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 1D-1 (2014)
COMMISSIONER OF PARKS, RECREATION & FORESTRY: “Response Letter to Comptroller Audit of Department of Parks, Recreation & Forestry Cash Handling & Collection for the Period 1/1/2013 – 6/30/2013”
(6-0)
 - b. COMM. 1M-1 (2014)
NYSDEC: “Fact Sheet: 1050-1088 Niagara Street: Documents Available for Comment”
(6-0)

2. COMM. 20E-13 (2013)
COUNTY EXECUTIVE AS AMENDED

WHEREAS, in 2004 the County Legislature adopted a plan of service or improvement the Erie County Sewer Agency (the "2004 Plan") for Sewer District No.1 (the "District") that recommended the expenditure of \$4,000,000 to rehabilitate sanitary sewers and infiltration and inflow projects within the District (collectively, the "2004 Project"); and

WHEREAS, many of the components of the 2004 Project have been completed; and

WHEREAS, the Erie County Sewer Agency and the Erie County Department of Environment and Planning caused a report entitled *Erie County Sewer Agency Report - Erie County Sewer District No. 1 For A Modifications of Plans (2013)* (the "Report") to be prepared, which Report recommends the modification of the 2004 Plan and the approval of certain additional improvements within the District, including but not limited to improvements of sanitary sewer lines, pumping stations and/or treatment facilities and related necessary appurtenances (the "Modification of Plans"); and

WHEREAS, on October 4, 2013, the Board of Managers of Erie County Sewer District No. 1 accepted and adopted the Report and recommended that the Report be submitted to the County Legislature for consideration and action; and

WHEREAS, the Report serves as the written report required by § 253-b of Article 5A of the County Law of the State of New York; and

WHEREAS, the Modification of Plans will not result in an increase in the cost of the 2004 Project; and

WHEREAS, an application to the New York State Audit and Control for approval is not required as the Modification Plans constitutes a modification to plans pursuant to Article 5A, § 253-b of the County Law of the State of New York; and

WHEREAS, prior to the publication of the notice of public hearing, the Report will be filed in the Office of the County Clerk of Erie County;

NOW THEREFORE, BE IT RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The County Legislature of County of Erie, New York shall meet at the [*Erie County Hall, 92 Franklin Street, 4th Floor in Buffalo, New York, on the 19th day of February, 2013 at 1:30 o'clock p.m.*], for the purpose of conducting a Public Hearing on the proposed Modification of Plans specified above, at which time and place all persons interested in the subject thereof may be heard concerning same.

Section 2. The Clerk of the Erie County Legislature is hereby directed to publish at least once the attached Notice of Public Hearing, in full, in the *Challenger Newspaper and the Amherst Bee*, the official newspapers of the County and the West Seneca Bee for such publication, said publication to be not less than ten nor more than twenty days before the date of such public hearing.

(6-0)

3. COMM. 24E-8 (2013)
COUNTY EXECUTIVE

WHEREAS, pursuant to Legislative Comm. 11E-7 (2009) Contract 79-D was awarded to O'Connell Electric Co., Inc. for electrical work for the Lake Street and Point Breeze Pumping Stations; and

WHEREAS, the Erie County Division of Sewerage Management has advised that all scheduled improvements are now completed; and

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. 79-D in the final contract amount of \$488,126.19 which includes Change Order No. 2 (final), a decrease of (\$3,765.58), and recommends approval for final payment.

NOW, THEREFORE BE IT

RESOLVED, that Contract No. 79-D between the County of Erie and O'Connell Electric Co., Inc., (830 Phillips Road, Victor, New York 14264) is accepted in the final contract amount of \$488,126.19 which includes Change Order No. 2 (final), a decrease of (\$3,765.58), and is allocated in Erie County Sewer District No. 2 Bond Account C.00004; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract 79-D to O'Connell Electric Co., Inc., for a total contract amount of \$488,126.19; and be it further

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

(6-0)

4. COMM. 24E-9 (2013)
COUNTY EXECUTIVE

WHEREAS, household hazardous waste is being generated by residents in Erie County; and

WHEREAS, improper disposal of household hazardous waste has the potential to contaminate the air, land, and waters of Erie County; and

WHEREAS, continued storage of hazardous household products in the home constitutes a danger to the occupants and the community; and

WHEREAS, Erie County has successfully conducted a model Household Hazardous Waste (HHW) Collection Program since 1988, servicing over 50,000 residents within Erie County; and

WHEREAS, the State of New York provides financial aid for household hazardous waste programs; and

WHEREAS, the Erie County HHW Program is dependent upon State Aid assistance for partial funding; and

WHEREAS, Erie County deems it to be in the public interest and benefit to file an application for State Aid; and

WHEREAS, it is necessary that a Contract by and between the people of the State of New York and Erie County be executed for such State Aid.

NOW, THEREFORE BE IT

RESOLVED, that the filing of an application for State assistance for the Household Hazardous Waste Program in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized; and be it further

RESOLVED, that the County Executive or the Deputy County Executive is directed and authorized enter into agreement and sign the resulting contract for partial reimbursement for expenses incurred conducting the County HHW Program if said application is approved by the State; and be it further

RESOLVED, that Erie County agrees that it will fund the cost of said HHW Program and will be reimbursed by the State for the State share of such costs; and be it further

RESOLVED, that five (5) certified copies of this resolution be prepared and sent to the NYSDEC together with a complete application; 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 Office of the Comptroller; Maria Whyte, Commissioner of Environment and Planning; Thomas Hersey, Deputy Commissioner of Environment and Planning; Paul Kranz, P.E., Associate Engineer; the County Comptroller; and the County Attorney.

(6-0)

**TED B. MORTON
CHAIR**

Item 20 – MR. HARDWICK presented the following report and moved for consideration. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 6

	COMMITTEE REPORT NO. 1
--	---------------------------

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 8E-4 (2013)
DIXON, RATH, LORIGO, HARDWICK & MILLS: "Letter to Chair of Government Affairs Committee Concerning Lawsuit Against the Federal National Mortgage Association & the Federal Home Loan Mortgage Corporation"
(5-0)
 - b. INTRO. 10-4 (2013)
RATH, HARDWICK & LORIGO: "Opposing Repeal of Election Law §6-120"
(5-0)
 - c. COMM. 10M-5 (2013)
PAUL WOLF: "Copy of Article Titled "Where are the New Ideas in Erie County Government""
(5-0)
 - d. COMM. 12M-13 (2013)
NYS PUBLIC SERVICE COMMISSION: "Minutes from Meeting Held 6/13/2013"
(5-0)
 - e. COMM. 13D-1 (2013)
COMPTROLLER'S OFFICE: "Audit of Fleet Services"
(5-0)
 - f. INTRO. 16-3 (2013)
HARDWICK: "Conducting Evening Legislative Sessions"
(5-0)
 - g. COMM. 16E-4 (2013)
COMPTROLLER: "Memorandum: Dissemination of Employment & Career Opportunities with EC & Affiliated Entities"
(5-0)
 - h. COMM. 23E-32 (2013)
COUNTY EXECUTIVE: "Reappointment of Member of EC Board of Ethics"
(5-0)
 - i. COMM. 23D-4 (2013)
COUNTY ATTORNEY: "Transmittal of New Claims Against EC"
(5-0)

- j. COMM. 24M-2 (2013)
BOARD OF JURORS: “Minutes from the Board of Jurors Meeting”
(5-0)
- k. COMM. 1D-5 (2014)
COUNTY ATTORNEY: “Transmittal of New Claims Against EC”
(5-0)
- 2. INTRO. 9-6 (2013)
HARDWICK & RATH

WHEREAS, unlike some states, New York State does not allow the opportunity for recall elections when a substantial number of voters feel that their representative is unable to perform his or her duties; and

WHEREAS, permitting recall elections would serve as an incentive to elected officials to be more receptive and responsive to their constituents; and

WHEREAS, permitting recall elections would serve as a disincentive to elected officials to behave unethically or illegally; and

WHEREAS, New York State Assembly Bill 5392 and Senate Bill 2214 seek to create the opportunity to recall an elected official upon presenting a petition signed by a number of constituents equal to twenty percent of the total votes cast in that official’s election; and

WHEREAS, before becoming law, the New York State Constitution must be amended to permit a recall; and

WHEREAS, as such, the New York State Senate and Assembly must approve resolutions supporting the Constitutional amendment at two consecutive sessions, followed by the amendment being voted on as a public referendum; and

WHEREAS, passing New York State Assembly Bill 5392 and Senate Bill 2214 are the first steps in the process.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature supports New York State Assembly Bill 5392 and Senate Bill 2214, the first step in creating a Constitutional vehicle to permit a recall election; and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Governor Andrew Cuomo, Assembly Speaker Sheldon Silver, Senate Majority Leaders Dean Skelos and Jeffrey Klein and the local delegation to the New York State Legislature.
(5-0)

- 3. INTRO. 12-5 (2013)
MILLS, RATH, LORIGO, HARDWICK & DIXON

WHEREAS, there are several proposed laws in the New York State Assembly and Senate that purport to institute campaign finance reform; and

WHEREAS, one of the omnibus bills receiving considerable attention, which has no companion bill in the Assembly, is Senate Bill 4009; and

WHEREAS, that bill includes a provision creating a system of public financing of political campaigns, amounting to six dollars of taxpayer funds going to a candidate for every dollar that the candidate raises privately; and

WHEREAS, using taxpayer dollars to fund political aspirations should not be a priority during difficult economic times, or any time for that matter; and

WHEREAS, forcing taxpayers to fund political campaigns without an easy way, or any way, to opt out of the program is an improper imposition of costs on taxpayers; and

WHEREAS, due to the nature of the matching system, an individual who does not wish to fund any candidate would be encouraged to financially participate to support a candidate so that their tax dollars would be used to match their preferred candidate's donations more than a candidate whose views the individual does not support; and

WHEREAS, creating a system which forces a taxpayer to financially support a candidate whose views are in opposition to the taxpayer is an interesting twist on the old adage "taxation without representation;" and

WHEREAS, forcing and encouraging taxpayers to participate financially in a campaign does nothing to change the behavior of those who seek to unethically abuse elected office; and

WHEREAS, combining taxpayer funding of political campaigns with certain proposed donation limits serves to protect incumbents and limit challenger candidates to individuals supported by established political machines; and

WHEREAS, forcing taxpayers to fund candidates whose views they oppose, protecting incumbents and limiting challenger candidates to those beholden to political bosses is not genuine campaign finance reform.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature opposes any proposal which includes involuntary taxpayer funding of political campaigns; and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Governor Andrew Cuomo, Assembly Speaker Sheldon Silver, Senate Majority Leaders Dean Skelos and Jeffrey Klein and the local delegation to the New York State Legislature.

(5-0)

4. COMM. 23E-19 (2013)
COUNTY EXECUTIVE

WHEREAS, since 1953, political subdivisions in New York State, including Erie County, have used New York State Office of General Services (NYS OGS) contracts to purchase materials, equipment, supplies and services; and

WHEREAS, since the NYS OGS contract was established through a competitive bidding process, it met the competitive bidding requirements of General Municipal Law; and

WHEREAS, recent changes to NYS General Municipal Law authorizes political subdivisions, including Erie County, to make purchases through the use of contracts let by certain other governmental entities either to the lowest responsible bidder or on the basis of "Best Value", in a manner consistent with General Municipal Law § 103, in addition to the NYS OGS contract; and

WHEREAS, the Division of Purchase has investigated the opportunities afforded by this legislation and has determined that it would be advantageous for Erie County to utilize additional cooperative agreement contracts when purchasing materials, equipment, supplies and services; and

WHEREAS, the Division of Purchase identified several cooperative agreement contracts it wishes to utilize: National Cooperative Purchasing Alliance, US Communities, The Cooperative Purchasing Network, Connecticut Consortium Cooperative Purchasing, National Joint Powers Alliance and the National Inter-Government Purchasing Alliance; and

WHEREAS, legislative approval is required for the Division of Purchase to utilize these cooperative agreement contracts.

NOW, THEREFORE, BE IT

RESOLVED, the Division of Purchase is hereby authorized to utilize the various cooperative purchasing agreements created by the National Cooperative Purchasing Alliance, US Communities, The Cooperative Purchasing Network, Connecticut Consortium Cooperative Purchasing, National Joint Powers Alliance and the National Inter-Government Purchasing Alliance to provide materials, equipment, supplies or services to the various County departments; and be it further

RESOLVED, that the provisions of Section 19.08 of the Erie County Administrative Code are hereby waived as it relates to the services procured by the Division of Purchase through contracts chosen from the various cooperative purchasing agreements created by the National Cooperative Purchasing Alliance, US Communities, The Cooperative Purchasing Network, Connecticut Consortium Cooperative Purchasing, National Joint Powers Alliance and the National Inter-Government Purchasing Alliance to provide services to the various County departments; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, County Comptroller, Division of Budget and Management, and the Division of Purchasing.
(5-0)

KEVIN R. HARDWICK
CHAIR

MR. HARDWICK moved to separate items Number 2 and Number 3, and moved to approve the balance of the report. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS directed that item Number 2 be returned to the Government Affairs committee.

GRANTED.

MR. HARDWICK moved to approve item Number 3. MR. LORIGO seconded.
AYES: 8; NOES: 2. MR. BURKE and MS. GRANT voted in the negative.

CARRIED.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 7

January 16, 2014	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 1
------------------	--

ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 7M-2 (2013)
YOUNG CITIZENS FOR ECC: “E-Mail Transmission to Chair of Legislature Concerning the Future of Compass East”
(5-0)
 - b. COMM. 18M-1 (2013)
ECSPCA: “Letter to Chair of Health & Human Services Committee Concerning the Community Cat Committee”
(5-0)
 - c. COMM. 23E-4 (2013)
COMPTROLLER: “Letter to Commissioner of Social Services Concerning Correspondence from Residents”
(5-0)
 - d. COMM. 1E-1 (2014)

COUNTY EXECUTIVE: "Appointment & Reappointment to the EC Board of Health"
(5-0)

- e. COMM. 1M-4 (2014)
PRESIDENT, EC BOARD OF HEALTH: "Notice of Meeting to be Held 1/14/2014"
(5-0)
- 2. COMM. 1E-6 (2014)
COUNTY EXECUTIVE

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

WHEREAS, the Erie County Department of Mental Health has been allocated New York State Aid funding in the amount of \$521,501 by the New York State Office of Mental Health and the New York State Office of Children and Family Services to provide Family Support Services to youth and families involved in the Erie County Children's System of Care; and

WHEREAS, the original budget appropriation was allocated to Compeer West Inc. (d.b.a Compeer of Greater Buffalo) and is now being transferred to the Families' Child Advocacy Network Inc. as an independent organization; and

WHEREAS, no additional County funds are necessary for this request.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the Families' Child Advocacy Network, Inc. for the period January 1, 2014 - December 31, 2014 in an amount not to exceed \$521,501 for the provision of family support services, and be it further

RESOLVED, that the following budgetary transactions are hereby authorized in the 2014 Budget of the Department of Mental Health,

Fund Center 12410 - Mental Health Program Administration	Increase/(Decrease)
Acct. 517571 - Compeer West SOC	(521,501)
Acct. 517608 - Families' Child Advocacy Network	521,501
Total	0

RESOLVED, that certified copies of this resolution be furnished to the Office of the County Executive, the Department of Mental Health, the Office of the Comptroller, and the Division of Budget and Management.
(5-0)

3. COMM. 1E-7 (2014)
COUNTY EXECUTIVE

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

WHEREAS, the Erie County Department of Mental Health has been allocated New York State Aid funding in the amount of \$385, 609 by the New York State Office of Mental Health to provide Critical Time Intervention to high risk individuals; and

WHEREAS, the original budget appropriation was allocated to University of Buffalo Family Medicine Inc. and is now being transferred to the Research Foundation for SUNY on behalf of the University at Buffalo Department of Family Medicine; and

WHEREAS, no additional County funds are necessary for this request.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the Research Foundation for SUNY on behalf of the University at Buffalo Department of Family Medicine for the period January 1, 2014 through December 31, 2014 in an amount not to exceed \$385,609, and be it further

RESOLVED, that the following budgetary transactions are hereby authorized in the 2014 Budget of the Department of Mental Health,

Fund Center 12410 – Mental Health Program Administration

	Increase/(Decrease)
Acct. 517764 - Research Foundation for SUNY	385,609
Acct. 517837 - UB Family Medicine	(385,609)
Total	0

and be it further

RESOLVED, that certified copies of this resolution be furnished to the Office of the County Executive, the Department of Mental Health, the Office of the Comptroller, and the Division of Budget and Management.

(5-0)

**LYNNE M. DIXON
CHAIR**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 8

January 16, 2014	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 1
------------------	---

ALL MEMBERS PRESENT, EXCEPT FOR LEGISLATOR GRANT.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO. 3-2 (2013)
LORIGO & DIXON: “Opposing Implementation of Certain New Fees in the Governor's Proposed 2013 NYS Budget”
(4-0)
 - b. COMM. 15E-9 (2013)
COUNTY EXECUTIVE: “FEMA Findings on October 2006 Storm”
(4-0)
 - c. COMM. 17M-3 (2013)
ASSOCIATION OF EC GOVERNMENTS: “Copy of Resolution Regarding NYS Legislature Passage of the Removal of the 4% Local Sales & Use Tax on the Purchase & Installations of Commercial Solar Equipment”
(4-0)
 - d. COMM. 23E-3 (2013)
COMPTROLLER: “Letter to Legislator Rath Concerning Pension Payments”
(5-0)
 - e. COMM. 23E-5 (2013)
COUNTY EXECUTIVE: “Letter to Legislature Regarding 2014 EC Budget, as Amended”
(4-0)
 - f. COMM. 23D-5 (2013)
DIRECTOR OF BUDGET & MANAGEMENT: “Budget Monitoring Report for Period Ending October 2013”
(4-0)
 - g. COMM. 23D-8 (2013)
DIRECTOR OF REAL PROPERTY TAX SERVICES: “Letter to Legislature Concerning Cost to Prepare Village Tax Rolls & Bills”
(4-0)
 - h. COMM. 23D-9 (2013)
DIRECTOR OF REAL PROPERTY TAX SERVICES: “Letter to Legislature Concerning Cost to Prepare School District Tax Rolls & Bills”
(4-0)
 - i. COMM. 23D-10 (2013)

DIRECTOR OF REAL PROPERTY TAX SERVICES: "Letter to Legislature Concerning Cost to Prepare City of Townawanda Tax Rolls & Bills"
(4-0)

j. COMM. 24E-1 (2013)
COMPTROLLER: "Audit of the Hotel Occupancy Tax for the Period 3/1/2012 - 5/31/2013"
(4-0)

k. COMM. 24D-2 (2013)
AUDIT COMMITTEE FOR EC: "2012 Annual Report"
(5-0)

l. COMM. 1D-3 (2014)
COMPTROLLER'S OFFICE: "Letter to Legislature Concerning Sales Tax Revenue"
(5-0)

2. COMM. 1D-8 (2013)
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 213199 through 213278, 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	2013	Petition No.	213,199.00
	ASSESSOR	Refund	\$422.00
S-B-L	27.17-1-11	70 Brittany Dr	142289 AMHERST
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$422.00	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$422.00	
	Relevy School	\$422.00	142207 SWEET HOME CENTRAL

RPTL 550(2): Basic STAR was not applied in error
Refund to be issued to: Marc T. Chaplin

FISCAL YEAR	2013	Petition No.	213,200.00
	ASSESSOR	Refund	\$559.00

S-B-L 55.08-7-33 181 Robinhill Dr 142289 AMHERST

Acct. No. 112	\$0.00	County
Acct. No. 132	\$559.00	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$559.00
	Relevy School	\$559.00 142203 WILLIAMSVILLE CENT

RPTL 550(2): Failed to apply Basic STAR
Refund to be issued to: Michael C. Bauer

FISCAL YEAR 2012 Petition No. 213,201.00

ASSESSOR Refund \$510.00
S-B-L 102.21-7-28 149 David Ave 143089 CHEEKTOWAGA

Acct. No. 112	\$0.00	County
Acct. No. 132	\$510.00	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$510.00
	Relevy School	\$510.00 143001 CHEEKTO. CENTRAL

RPTL 550(2): Failed to apply Basic STAR
Refund to be issued to: Melissa Charnisky-Knaus

FISCAL YEAR 2013 Petition No. 213,202.00

ASSESSOR Refund \$522.00
S-B-L 114.06-2-5 75 Indian Rd 143089 CHEEKTOWAGA

Acct. No. 112	\$0.00	County
Acct. No. 132	\$522.00	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$522.00
	Relevy School	\$522.00 143001 CHEEKTO. CENTRAL

550(2): Failed to apply Enhanced STAR instead of Basic STAR
Refund to be issued to: William Goeseke

FISCAL YEAR 2011 Petition No. 213,203.00

OWNER Refund \$342.43
S-B-L 125.09-6-3 14 W Cavalier Dr 143089 CHEEKTOWAGA

Acct. No. 112	\$73.25	County
Acct. No. 132	\$269.18	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$269.18

RPTL 550(2): Failed to apply veterans exemption
Refund to be issued to: Russell J. Andolina

FISCAL YEAR 2012 Petition No. 213,204.00

 OWNER Refund \$360.87

S-B-L 125.09-6-3 14 W Cavalier Dr 143089 CHEEKTOWAGA

 Acct. No. 112 \$95.78 County

 Acct. No. 132 \$265.09 Town/SpecialDist/School

Charge To : 143089 CHEEKTOWAGA \$265.09

RPTL 550(2): Failed to apply veterans exemption
Refund to be issued to: Russell J. Andolina

FISCAL YEAR 2013 Petition No. 213,205.00

 ASSESSOR Refund \$347.49

S-B-L 125.09-6-3 14 W Cavalier Dr 143089 CHEEKTOWAGA

 Acct. No. 112 \$73.39 County

 Acct. No. 132 \$274.10 Town/SpecialDist/School

Charge To : 143089 CHEEKTOWAGA \$274.10

RPTL 550(2): Failed to apply veterans exemption
Refund to be issued to: Russell J. Andolina

FISCAL YEAR 2013 Petition No. 213,206.00

 ASSESSOR Refund

S-B-L 104.61-4-14 309 Canton St 143003 DEPEW

 Acct. No. 112 \$0.00 County

 Acct. No. 132 Town/SpecialDist/School

Charge To : 143003 DEPEW

 Relevy School \$649.00 143007 DEPEW UNION-CHEEK

RPTL 550(2): Failed to apply Enhanced STAR instead of Basic STAR
Refund to be issued to: Johanna Ogledzinski

FISCAL YEAR 2013 Petition No. 213,207.00

 ASSESSOR Refund \$7,372.00

S-B-L 92.04-1-18.2 255 Sonwil Dr 143089 CHEEKTOWAGA

 Acct. No. 112 \$0.00 County

 Acct. No. 132 \$7,372.00 Town/SpecialDist/School

Charge To : 143089 CHEEKTOWAGA \$7,372.00

Charge To : 143089 CHEEKTOWAGA
Relevy School \$904.00 143009 SLOAN UNION #9

RPTL 550(2): Basic STAR removed in error.
Refund to be issued to: Renee Biniecki

FISCAL YEAR 2013 Petition No. 213,212.00

 ASSESSOR Cancel \$425.27
S-B-L 91.09-6-36 3241 Harlem 143089 CHEEKTOWAGA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$425.27 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$425.27

RPTL 550(2): Special districts applied in error.
Issue a new bill.

FISCAL YEAR 2014 Petition No. 213,213.00

 ASSESSOR Cancel \$345.52
S-B-L 125.09-6-3 14 W Cavelier Dr 143089 CHEEKTOWAGA

 Acct. No. 112 \$73.29 County
 Acct. No. 132 \$272.23 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$272.23

RPTL 550(2): Failed to apply veteran's exemption
Issue new tax bill.

FISCAL YEAR 2014 Petition No. 213,214.00

 ASSESSOR Cancel \$624.10
S-B-L 72.15-2-18 4615 Sawmill Rd 143200 CLARENCE

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$624.10 Town/SpecialDist/School
 32 Code 32MNT \$624.10
Charge To : 143200 CLARENCE \$0.00

RPTL 550(2): Special district applied in error
Issue new tax bill.

FISCAL YEAR 2014 Petition No. 213,215.00

 ASSESSOR Cancel \$0.00
S-B-L 72.15-2-18 4615 Sawmill Rd 143200 CLARENCE

Acct. No. 112	\$0.00	County
Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	143200 CLARENCE	\$559.00
Relevy School	\$559.00	142201 AMHERST CENTRAL

RPTL 550(2): Failed to apply Basic STAR exemption
Refund to be issued to: Ryan J. Mills

FISCAL YEAR 2013 Petition No. 213,216.00

ASSESSOR	Cancel	\$284.40
S-B-L 335.20-3-19	135 Elk St	143801 SPRINGVILLE

Acct. No. 112	\$224.73	County
Acct. No. 132	\$59.67	Town/SpecialDist/School
<u>Charge To :</u>	143801 SPRINGVILLE	\$59.67

RPTL 550(2): Incorrect assessed value entered.
Issue new tax bill.

FISCAL YEAR 2013 Petition No. 213,217.00

ASSESSOR	Refund	\$574.32
S-B-L 37.03-4-11	1972 Webb Rd	144600 GRAND ISLAND

Acct. No. 112	\$0.00	County
Acct. No. 132	\$574.32	Town/SpecialDist/School
<u>Charge To :</u>	144600 GRAND ISLAND	\$574.32
Relevy School	\$574.32	144601 GRND ISLN CENTRAL

RPTL 550(2): Failed to apply Basic STAR.
Refund to be issued to: Karen Koller

FISCAL YEAR 2013 Petition No. 213,218.00

ASSESSOR	Refund	\$574.32
S-B-L 51.11-1-86	1423 Red Jacket Rd	144600 GRAND ISLAND

Acct. No. 112	\$0.00	County
Acct. No. 132	\$574.32	Town/SpecialDist/School
<u>Charge To :</u>	144600 GRAND ISLAND	\$574.32
Relevy School	\$574.32	144601 GRND ISLN CENTRAL

RPTL 550(2): Failed to apply Basic STAR exemption.
Refund to be issued to: Deborah L. Mancini

FISCAL YEAR 2012 Petition No. 213,219.00

	ASSESSOR	Refund	\$567.00
S-B-L 51.11-1-86	1423 Red Jacket Rd		144600 GRAND ISLAND
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$567.00	Town/SpecialDist/School
<u>Charge To :</u>	144600 GRAND ISLAND		\$567.00
Relevy School	\$567.00		144601 GRND ISLN CENTRAL

RPTL 550(2): Failed to apply Basic STAR exemption
Refund to be issued to: Deborah L. Mancini

FISCAL YEAR 2011 Petition No. 213,220.00

	ASSESSOR	Refund	\$555.72
S-B-L 51.11-1-86	1423 Red Jacket Rd		144600 GRAND ISLAND
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$555.72	Town/SpecialDist/School
<u>Charge To :</u>	144600 GRAND ISLAND		\$555.72
Relevy School	\$555.72		144601 GRND ISLN CENTRAL

RPTL 550(2): Failed to apply Basic STAR exemption
Refund to be issued to: Deborah L. Mancini

FISCAL YEAR 2013 Petition No. 213,221.00

	ASSESSOR	Refund	\$823.00
S-B-L 262.11-1-2	9259 Burlingham R		145000 HOLLAND
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$823.00	Town/SpecialDist/School
<u>Charge To :</u>	145000 HOLLAND		\$823.00
Relevy School	\$823.00		145001 HOLLAND CENTRAL

RPTL 550(2): Failed to apply Enhanced STAR exemption
Refund to be issued to: Terry A. Bennett

FISCAL YEAR 2012 Petition No. 213,222.00

	ASSESSOR	Refund	\$832.13
S-B-L 262.11-1-2	9259 Burlingham R		145000 HOLLAND
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$832.13	Town/SpecialDist/School
<u>Charge To :</u>	145000 HOLLAND		\$832.13
Relevy School	\$832.13		145001 HOLLAND CENTRAL

RPTL 550(2): Failed to apply Enhanced STAR exemption

Refund to be issued to: Terry A. Bennett
FISCAL YEAR 2014 Petition No. 213,223.00

 ASSESSOR Cancel \$681.40
S-B-L 116.03-1-36 3717 Bowen Rd 145289 LANCASTER

 Acct. No. 112 \$271.81 County
 Acct. No. 132 \$409.59 Town/SpecialDist/School
Charge To : 145289 LANCASTER \$409.59

RPTL 550(2): Failed to apply Aged exemption.
New bill to be issued.

FISCAL YEAR 2014 Petition No. 213,224.00

 ASSESSOR Cancel \$100.22
S-B-L 104.83-1-9 12 School St 145203 LANCASTER

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$100.22 Town/SpecialDist/School
Charge To : 145203 LANCASTER \$100.22

RPTL 550(2): Special district applied in error.
New bill to be issued.

FISCAL YEAR 2013 Petition No. 213,225.00

 ASSESSOR Refund \$473.00
S-B-L 33.00-1-20.112 7222 Maple Rd 145689 NEWSTEAD

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$473.00 Town/SpecialDist/School
Charge To : 145689 NEWSTEAD \$473.00
 Relevy School \$473.00 145601 AKRON CENTRAL

RPTL 550(2): Failed to apply Basic STAR exemption.
Refund to be issued to: Eric & Nikki Gerstung

FISCAL YEAR 2013 Petition No. 213,226.00

 ASSESSOR Cancel \$632.00
S-B-L 114.16-7-4 7 Deepwood Ct 143089 CHEEKTOWAGA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$632.00 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$632.00
 Relevy School \$632.00 143007 DEPEW UNION-CHEEK

RPTL 550(2): Basic STAR exemption removed in error. Proof of payment plan submitted to state.
New bill to be issued.

FISCAL YEAR	2013	Petition No.	213,227.00
	ASSESSOR	Cancel	\$1,643.33
S-B-L	113.47-8-8	123 Peoria Ave 143089 CHEEKTOWAGA	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,643.33	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$1,643.33	
	Relevy School	\$1,643.33	143009 SLOAN UNION #9

RPTL 550(2): RPTL 520 applied in error.
New bill to be issued.

FISCAL YEAR	2013	Petition No.	213,228.00
	ASSESSOR	Cancel	\$1,080.47
S-B-L	113.50-8-8	27 Constance Lane 143089 CHEEKTOWAGA	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,080.47	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$1,080.47	
	Relevy School	\$1,080.47	143001 CHEEKTO. CENTRAL

RPTL 550(2): Error in income computation and removal of Aged exemption
New bill to be issued.

FISCAL YEAR	2013	Petition No.	213,229.00
	ASSESSOR	Cancel	\$649.00
S-B-L	114.08-7-21	40 Keicher Rd 143003 DEPEW	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$649.00	Town/SpecialDist/School
<u>Charge To :</u>	143003 DEPEW	\$649.00	
	Relevy School	\$649.00	143007 DEPEW UNION-CHEEK

RPTL 550(2): Basic STAR applied in error instead of Enhanced STAR.
New bill to be issued.

FISCAL YEAR	2013	Petition No.	213,230.00
	ASSESSOR	Refund	\$328.99
S-B-L	102.31-1-31	16 Lindbergh Ct 143089 CHEEKTOWAGA	

Acct. No. 112	\$0.00	County
Acct. No. 132	\$328.99	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$328.99
Relevy School	\$328.99	143001 CHEEKTO. CENTRAL

RPTL 550(2): RPTL 520 applied in error.
Refund to be issued to: Lillian Schultz

FISCAL YEAR 2013 Petition No. 213,231.00

ASSESSOR	Refund	\$275.08
S-B-L 101.28-3-11./BB	2354 Genesee St	143089 CHEEKTOWAGA

Acct. No. 112	\$0.00	County
Acct. No. 132	\$275.08	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$275.08
Relevy School	\$275.08	143001 CHEEKTO. CENTRAL

RPTL550(3): Billboard on building was demolished
Refund to be issued to: Terrance Taylor/ Lamar Advertising

FISCAL YEAR 2013 Petition No. 213,232.00

ASSESSOR	Cancel	\$522.00
S-B-L 102.38-2-30	16 Kemp Ave	143089 CHEEKTOWAGA

Acct. No. 112	\$0.00	County
Acct. No. 132	\$522.00	Town/SpecialDist/School
<u>Charge To :</u>	143089 CHEEKTOWAGA	\$522.00
Relevy School	\$522.00	143001 CHEEKTO. CENTRAL

RPTL 550(2): Basic STAR applied in error instead of Enhanced STAR
New bill to be issued.

FISCAL YEAR 2013 Petition No. 213,233.00

ASSESSOR	Cancel	\$0.00
S-B-L 47.11-2-63	8 Marshall Ave	145601 AKRON

Acct. No. 112	\$0.00	County
Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	145601 AKRON	\$0.00

Application denied- failure to file application by March 1, 2013.
Basic STAR application for next year has been received and processed.

FISCAL YEAR 2013 Petition No. 213,234.00

OWNER Cancel \$0.00
S-B-L 666.00-89-1 1 PO Box 8490 142089 ALDEN
Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 142089 ALDEN \$0.00

Application denied- valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,235.00

OWNER Cancel \$0.00
S-B-L 80.10-11-22 84 Bennington Rd 142289 AMHERST
Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 142289 AMHERST \$0.00

Application denied- failure to file application by March 1, 2013.
Owner received Basic STAR. Enhanced STAR application for next year has
been received and processed.

FISCAL YEAR 2013 Petition No. 213,236.00

OWNER Cancel \$0.00
S-B-L 648.001-9999-746 Outside Plant 142801 FARNHAM
Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 142801 FARNHAM \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,237.00

OWNER Cancel \$0.00
S-B-L 648.089-9999-746 Outside Plant 142889 BRANT
Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 142889 BRANT \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,238.00

OWNER Cancel \$0.00
S-B-L 648.089-9999-746 Outside Plant 142889 BRANT

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 142889 BRANT \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,239.00

OWNER Cancel \$0.00
S-B-L 648.001-9999-746 Outside Plant 142801 FARNHAM

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 142801 FARNHAM \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,240.00

OWNER Cancel \$0.00
S-B-L 648.089-9999-746 Outside Plant 142889 BRANT

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 142889 BRANT \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2011 Petition No. 213,241.00

OWNER Cancel \$0.00
S-B-L 666.00-65-9 9 AA 140200 BUFFALO

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 140200 BUFFALO \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2012 Petition No. 213,242.00

OWNER Cancel \$0.00
S-B-L 666.00-65-9 9 AA 140200 BUFFALO

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 140200 BUFFALO \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR	2013	Petition No.	213,243.00
	OWNER	Cancel	\$0.00
S-B-L	666.00-65-9 9 AA	140200 BUFFALO	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	140200 BUFFALO		\$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR	2011	Petition No.	213,244.00
	OWNER	Cancel	\$0.00
S-B-L	666.00-65-10 10 AA	140200 BUFFALO	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	140200 BUFFALO		\$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR	2012	Petition No.	213,245.00
	OWNER	Cancel	\$0.00
S-B-L	666.00-65-10 10 AA	140200 BUFFALO	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	140200 BUFFALO		\$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR	2013	Petition No.	213,246.00
	OWNER	Cancel	\$0.00
S-B-L	666.00-65-10 10 AA	140200 BUFFALO	
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	140200 BUFFALO		\$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,247.00

 OWNER Cancel \$0.00
S-B-L 630.003-9999-746 Broadway St 143003 DEPEW

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 143003 DEPEW \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,248.00

 OWNER Cancel \$0.00
S-B-L 630.089-9999-746 Broadway St 143089 CHEEKTOWAGA

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

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2010 Petition No. 213,249.00

 OWNER Cancel \$0.00
S-B-L 555.00-75-1.1 Fiberoptics 144000 EDEN

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 144000 EDEN \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2011 Petition No. 213,250.00

 OWNER Cancel \$0.00
S-B-L 555.00-75-1.1 Fiberoptics 144000 EDEN

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 144000 EDEN \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2012 Petition No. 213,251.00

 OWNER Cancel \$0.00
S-B-L 555.00-75-1.1 Fiberoptics 144000 EDEN

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 144000 EDEN \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2012 Petition No. 213,252.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 144000 EDEN

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 144000 EDEN \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2011 Petition No. 213,253.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 144000 EDEN

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 144000 EDEN \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2012 Petition No. 213,254.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 144000 EDEN

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 144000 EDEN \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,255.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 144000 EDEN

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 144000 EDEN \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,256.00

OWNER Cancel \$0.00
S-B-L 644.089-99-746.1 Outside Plant 144489 EVANS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School

Charge To : 144489 EVANS \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,257.00

OWNER Cancel \$0.00
S-B-L 644.001-99-746.1 Outside Plant 144401 ANGOLA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School

Charge To : 144401 ANGOLA \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,258.00

OWNER Cancel \$0.00
S-B-L 648.089-99-746.1 Outside Plant 144889 HAMBURG

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School

Charge To : 144889 HAMBURG \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,259.00

OWNER Cancel \$0.00
S-B-L 648.089-99-746.1 Outside Plant 144889 HAMBURG

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School

Charge To : 144889 HAMBURG \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,260.00

OWNER Cancel \$0.00

S-B-L 648.089-99-746.1 Outside Plant 144889 HAMBURG

Acct. No. 112 \$0.00 County

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

Charge To : 144889 HAMBURG \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,261.00

OWNER Cancel \$0.00

S-B-L 648.089-99-746.1 Outside Plant 144889 HAMBURG

Acct. No. 112 \$0.00 County

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

Charge To : 144889 HAMBURG \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,262.00

OWNER Cancel \$0.00

S-B-L 648.001-9999-746 Outside Plant 144801 BLASDELL

Acct. No. 112 \$0.00 County

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

Charge To : 144801 BLASDELL \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2011 Petition No. 213,263.00

OWNER Cancel \$0.00

S-B-L 609.00-99-760.70 Fiber Optics 140900 LACKAWANNA

Acct. No. 112 \$0.00 County

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

Charge To : 140900 LACKAWANNA \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2012 Petition No. 213,264.00

OWNER Cancel \$0.00

S-B-L 609.00-99-760.70 Fiber Optics 140900 LACKAWANNA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 140900 LACKAWANNA \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,265.00

OWNER Cancel \$0.00
S-B-L 609.00-99-760.70 Fiber Optics 140900 LACKAWANNA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 140900 LACKAWANNA \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2010 Petition No. 213,266.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 145801 NORTH COLLINS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 145801 NORTH COLLINS \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2011 Petition No. 213,267.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 145801 NORTH COLLINS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 145801 NORTH COLLINS \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2012 Petition No. 213,268.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 145801 NORTH COLLINS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 145801 NORTH COLLINS \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2011 Petition No. 213,269.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 145889 NORTH COLLINS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 145889 NORTH COLLINS \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2012 Petition No. 213,270.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 145889 NORTH COLLINS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 145889 NORTH COLLINS \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,271.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 145889 NORTH COLLINS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 145889 NORTH COLLINS \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2010 Petition No. 213,272.00

OWNER Cancel \$0.00
S-B-L MULTIPLE MULTIPLE 145889 NORTH COLLINS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 145889 NORTH COLLINS \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2011 Petition No. 213,273.00

OWNER Cancel \$0.00

S-B-L MULTIPLE MULTIPLE 145889 NORTH COLLINS

Acct. No. 112 \$0.00 County

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

Charge To : 145889 NORTH COLLINS \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2012 Petition No. 213,274.00

OWNER Cancel \$0.00

S-B-L MULTIPLE MULTIPLE 145889 NORTH COLLINS

Acct. No. 112 \$0.00 County

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

Charge To : 145889 NORTH COLLINS \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,275.00

OWNER Cancel \$0.00

S-B-L 61616.000-99-746 Outside Plant 141600 TONAWANDA

Acct. No. 112 \$0.00 County

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

Charge To : 141600 TONAWANDA \$0.00

Application Denied- Valuation error is not correctable under RPTL.

FISCAL YEAR 2013 Petition No. 213,276.00

ASSESSOR Refund \$559.00

S-B-L 57.14-2-25 8149 Oak Leaf Ln 143200 CLARENCE

Acct. No. 112 \$0.00 County

Acct. No. 132 \$559.00 Town/SpecialDist/School

Charge To : 143200 CLARENCE \$559.00

Relevy School \$559.00 142203 WILLIAMSVILLE

CENT

RPTL 550(2): Failed to apply Basic STAR
Refund to be issued to Brent and Jill Russi

FISCAL YEAR 2013 Petition No. 213,277.00

 ASSESSOR Refund \$436.11

S-B-L 74.00-3-7.11 13275 Stage Rd 145689 NEWSTEAD

 Acct. No. 112 \$0.00 County

 Acct. No. 132 \$436.11 Town/SpecialDist/School

Charge To : 145689 NEWSTEAD \$436.11

 Relevy School \$436.11 145601 AKRON CENTRAL

RPTL 550(2): Failed to apply assessment change
Refund to be issued to Brian Hake

FISCAL YEAR 2014 Petition No. 213,278.00

 ASSESSOR Cancel \$1,180.24

S-B-L 102.38-2-30 16 Kemp Ave 143089 CHEEKTOWAGA

 Acct. No. 112 \$0.00 County

 Acct. No. 132 \$1,180.24 Town/SpecialDist/School

Charge To : 143089 CHEEKTOWAGA \$1,180.24

 Relevy School \$1,180.24 143001 CHEEKTO. CENTRAL

RPTL 550(2): School Relevy applied in error
New tax bill to be issued

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.
(4-0)

JOSEPH C. LORIGO
CHAIR

Item 23 – MR. RATH presented the following report and moved for consideration. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 9

January 16, 2014	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 1
------------------	---

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO. 7-4 (2013)
HARDWICK, GRANT & HOGUES: “Calling on the NFTA to Grant the Greater Buffalo Sports & Entertainment Complex, LLC a Nine to Twelve Month Land Option on the Buffalo Outer Harbor for Exploration & Development of Proposed Downtown Stadium”
(5-0)
 - b. COMM. 20E-6 (2013)
COUNTY EXECUTIVE: “EC Toxicology Laboratory – Asbestos Abatement”
(5-0)
 - c. COMM. 23M-4 (2013)
NFTA: “Minutes from Meeting Held 10/24/2013”
(5-0)
 - d. COMM. 1D-2 (2014)
COMMISSIONER OF PUBLIC WORKS: “Response Letter to Comptroller Audit of Fleet Services – Gasboy Fuel System for the Period 1/1/2011 – 12/31/2012”
(5-0) Referred to the Finance & Management Committee.
 - e. COMM. 1M-2 (2014)
NFTA: “Minutes from Meeting Held 11/21/2013”
(5-0)
 - f. COMM. 1M-3 (2014)
NYS DOT: “Letter to Clerk of Legislature Concerning Surplus Property Case No. 5 – Lockport Expressway, Section II”
(5-0)
2. INTRO. 6-8 (2013)
LORIGO, RATH & HARDWICK

WHEREAS, New York Labor Law §240 and §241, commonly known as the “scaffold law,” outlines liability for injuries caused by an employee’s fall from a height; and

WHEREAS, the laws impose strict liability on employers and owners of buildings if a worker falls from any height, even heights as small as one foot, and is injured; and

WHEREAS, as such, a worker’s own culpability is not considered when determining damages in such a claim; and

WHEREAS, as a result, if a worker is injured while blatantly ignoring training standards, an employer’s instructions or even common sense, the owner of a structure could be found entirely liable for the full extent of the worker’s injuries; and

WHEREAS, further, an employer or owner of a building where a worker returns from lunch intoxicated and injures himself falling from a height could be found entirely liable for the full extent of the worker's injuries; and

WHEREAS, such a law discourages personal responsibility and unnecessarily increases the cost of construction projects, discouraging investment in the infrastructure; and

WHEREAS, New York State Assembly Bill 379 and New York Senate Bill 2285 would exempt owners of farms and owners of multiple dwellings from being subject to this law in certain instances; and

WHEREAS, New York State Assembly Bill 1556 would grant counties a local option to require contractors working on projects within their respective jurisdictions to comply with the regulations and standards set forth by the United States Department of Labor Occupational Safety and Health Organization and applicable state regulations and sets forth a contributory negligence standard for employees; and

WHEREAS, these much needed reforms promote personal responsibility and will encourage investment in the infrastructure.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby supports passage and implementation of New York State Assembly Bill 379 and New York Senate Bill 2285; and be it further

RESOLVED, that the Erie County Legislature hereby supports passage and implementation of New York State Assembly Bill 1556 and any companion bill introduced in the New York State Senate; and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Governor Andrew Cuomo, Assembly Speaker Sheldon Silver, Senate Majority Leaders Dean Skelos and Jeffrey Klein and the local delegation to the New York State Legislature.

(5-0)

3. COMM. 18E-7 (2013)
COUNTY EXECUTIVE

AS AMENDED

WHEREAS, the County of Erie received bids for the Erie County Home – 2013 Perimeter Fencing project on November 8, 2013; and

WHEREAS, the lowest responsible bidder is Alexcoe LLC d/b/a Atlas Fence; and

WHEREAS, the Erie County Department of Public Works is recommending award of the contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into a contract with the lowest responsible bidder for the Erie County Home – 2013 Perimeter Fencing project for an amount not to exceed as follows:

General Construction Work	
<u>Alexcoe LLC d/b/a Atlas Fence</u>	<u>Base Bid: \$109,495.00</u>
Total Award of Construction Contract:	\$109,495.00

;and be further

RESOLVED, that the sum of \$15,000.00 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

RESOLVED, that deduct change orders will result in these funds being returned to the Construction Contingency Fund; and be it further

RESOLVED, that the Comptroller’s Office be authorized to make payment for all the above from SAP project accounts as follows:

A.20903 2009 Countywide Fire Alarm & Security Improvements \$124,495.00

; and be it further

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

(5-0)

4. COMM. 23E-1 (2013)
 COUNTY EXECUTIVE AS AMENDED

WHEREAS, long stretches of Goodrich Road have been susceptible to severe potholes and cracking in the winter months making the road difficult to drive in those months due to the condition of the roadway surface; and

WHEREAS, over the years, the Department of Public Works has been using oil and chip as a repair measure; and

WHEREAS, the only solution is to rehabilitate the road by strengthening it and repaving to make a smooth surface to drive on; and

WHEREAS, before construction can commence, this road is in need of design; and

WHEREAS, funds exist in SAP Project number B.13016 – (2013 Capital Road Overlay Program) for work on Goodrich Road (CR 216); and

WHEREAS, the Department of Public Works desires to use these funds to begin preliminary design work on this roadway.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature authorizes the County Executive to enter into a contract for Engineering Services for the preliminary design of the Rehabilitation of Goodrich Road (CR 216), in the Town of Clarence with Clark Patterson Lee for an amount not to exceed \$300,000.00; and be it further

RESOLVED, SAP Project B.13016 – 2013 Capital Road Overlay Program, will be utilized to perform the necessary study and preliminary design of Goodrich Road (CR 216), in the Town of Clarence; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this resolution to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.
(5-0)

5. COMM. 23E-29 (2013)
COUNTY EXECUTIVE

WHEREAS, a project for the Miscellaneous Bridge Rehabilitation and Repair Project BR-MISC 6-14, (the “Project”) was authorized by this honorable body via Communication 16E-10 (2013); and

WHEREAS, in order to facilitate repairs of the Clark Street Bridge (BR 51-1), it will be necessary for the County to acquire the parcel by fee, portions of real property in the vicinity of the structure:

PORTIONS OF TAX MAP SBL NUMBERS

TOWNSHIP

SBL 183.15-2-22

Hamburg

such property to be acquired by the County is herein referred to as the “Subject Property”; and

WHEREAS, in order to acquire the parcel for the project, it will be necessary for the County to establish an amount which it believes to represent just compensation for the real property interest to be acquired and to thereafter make a written offer to purchase the real property interest for the respective just compensation amount; and

WHEREAS, in order to advance the acquisition process, it will be necessary to execute a change order to retain the services of a ROW consultant and D & S Realty Consultants is an approved provider of such services; and

WHEREAS, the acquisition of the portion of the Subject Property is de minimis in nature so that the public interest will not be prejudiced by the rehabilitated culvert and other general improvements to the subject section of Clark Street (CR 51); and

WHEREAS, should one or more owners of the Subject Properties refuse to convey such portions of their real property to the County for an amount not exceeding fair market value, it will be necessary for the County to acquire the Subject Property by commencing eminent domain proceedings.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the above subject actions; and be it further

RESOLVED, that the sum of \$1,650.00 is made available from the Purchase of Permanent Right-of-Way, SAP B.00062, to cover the cost of Right-of-Way acquisition; and be it further

RESOLVED, that the County of Erie is authorized to acquire the necessary real property interests from the aforementioned Subject Property for the purpose of reconstructing and improving the aforementioned Clark Street Bridge; and be it further

RESOLVED, that the County of Erie is authorized to process into a change order with D & S Realty Consultants to provide the ROW services necessary for the acquisition of the required ROW; and be it further

RESOLVED, that the Commissioner of Public Works, or his authorized representatives, are hereby authorized to establish the amounts which he believes to represent just compensation for the real property interests to be acquired; and be it further

RESOLVED, that the Commissioner of Public Works, or his authorized representatives, are hereby authorized to negotiate and offer just compensation amount to the owners of the Subject Properties for the purpose of acquiring the necessary real property interest in portions of their respective parcel of real property by permanent easement or temporary easement, for the Clark Street Bridge; and be it further

RESOLVED, that the Commissioner of Public Works, or his authorized representatives, are authorized to act on behalf of the County of Erie in connection with the acquisition of the portions of the aforementioned Subject Properties; and be it further

RESOLVED, that based upon the factors previously set forth herein, it is the determination of this County Legislature that such acquisition of the aforementioned Subject Properties are de minimis in nature; and be it further

RESOLVED, that the County Attorney shall prepare and the County Executive shall execute all appropriate documents relating to acquiring fee and/or easement interests in the Subject Properties; and be it further

RESOLVED, should one or more owners of the Subject Properties refuse to convey such portion of their real property to the County for an amount not to exceed the just compensation determined by the Commissioner of Public Works, or his authorized representatives, the County is authorized to commence eminent domain procedures; and be it further

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

(5-0)

**EDWARD A. RATH, III
CHAIR**

MR. RATH moved to separate items Number 2 and Number 4, and moved to approve the balance of the report. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS directed that item Number 2 be returned to the Economic Development committee.

GRANTED.

MR. RATH moved to approve item Number 4. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 10

January 16, 2014	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 1
------------------	---

ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO. 3-3 (2013)
DIXON: “Opposing the NYS DREAM Act as Proposed in the NYS Legislature”
(5-0)
 - b. COMM. 16D-2 (2013)
CLERK OF COMMUNITY ENRICHMENT COMMITTEE: “Letter to Committee and Non-Committee Members Regarding 2013 Budget Accountability Act Close-Out Reports”
(5-0)
 - c. COMM. 24M-1 (2013)

BUFFALO & EC PUBLIC LIBRARY: "Proposed Agenda for Meeting to be Held 12/19/2013"
(5-0)

- d. COMM. 1D-6 (2014)
COMMISSIONER OF ENVIRONMENT & PLANNING: "Letter to Clerk of Legislature Concerning the Release of the Additional 10% of Funds to Cultural Organizations"
(5-0)

**KEVIN R. HARDWICK
CHAIR**

Item 25 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 11

January 16, 2014	PUBLIC SAFETY COMMITTEE REPORT NO. 1
------------------	---

ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
- a. COMM. 1D-2 (2013)
SHERIFF'S DEPARTMENT: "Response Letter to Chair of Legislature Concerning Inmate Programs"
(6-0)
- b. INTRO. 2-2 (2013)
GRANT & HOGUES: "Telephone Fund in Sheriff's Division of Jail Management"
(6-0)
- c. COMM. 3M-10 (2013)
GERALDINE COLES: "E-Mail Transmission to Chair of the Legislature Concerning Termination at the EC Sheriff's Department"
(6-0)
- d. COMM. 7D-4 (2013)
DIRECTOR OF EC PROBATION DEPARTMENT: "Letter to Chair of EC Community Corrections Advisory Board Concerning EC Conditional Release Program"
(6-0)
- e. COMM. 12E-3 (2013)

- GRANT: “Letter to Sheriff Concerning Telephone Funds Received, Deposited & Spent – RE: Comm. 6E-24 – Accounting for Turn-Over of \$669,170.13 - \$772,058.12 to Comptroller”
(6-0)
- f. COMM. 12D-2 (2013)
SHERIFF’S DEPARTMENT: “Letter to Chair of the Legislature Concerning M&T Bank Statements Reflecting Funds Received & Expenditures Made from 6/1/2012 to Present”
(6-0)
- g. COMM. 12M-9 (2013)
EC COMMUNITY CORRECTIONS ADVISORY BOARD: “Copy of Letter to Superintendent Diina Concerning Prisoners Programs & Searches of Visitors”
(6-0)
- h. COMM. 14D-5 (2013)
CLERK, EC COMMUNITY CORRECTIONS ADVISORY BOARD: “Copy of Resolution Concerning the Re-Establishment of the EC Conditional Release Commission”
(6-0)
- i. COMM. 14M-10 (2013)
CHAIR & VICE CHAIR, EC COMMUNITY CORRECTIONS ADVISORY BOARD: “Copy of Letter to Superintendent of Jail Management Concerning Information Request”
(6-0)
- j. COMM. 15E-8 (2013)
SHERIFF: “Letter to Chair of the Legislature Concerning Telephone Funds Received, Deposited & Spent”
(6-0)
2. COMM. 1E-3 (2014)
COUNTY EXECUTIVE

WHEREAS, the New York State Division of Criminal Justice Services (DCJS), Office of Probation and Correctional Alternatives has been awarded a grant from the Governor’s Traffic Safety Council (GTSC) related to the implementation of mandatory ignition interlock devices (Leandra’s Law); and

WHEREAS, the Department of Probation is responsible for providing supervision and probation services to adults sentenced to probation including those with a condition to install an ignition interlock device; and

WHEREAS, the Erie County STOP-DWI Office is responsible for monitoring those adults sentenced to a conditional discharge with an ignition interlock device requirement; and

WHEREAS, the DCJS, Office of Probation and Correctional Alternatives will reimburse monitors at the rate of \$110.21 for each case in which an ignition interlock device is ordered, up to a maximum reimbursement of \$167,188; and

WHEREAS, the reimbursement will enable the Probation Department and the Erie County STOP DWI Office to recoup costs associated with the implementation of Leandra's Law.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract and accept reimbursement from the New York State Division of Criminal Justice Services, Office of Probation and Correction Alternatives in the amount of no more than \$167,188; and be it further

RESOLVED, that said reimbursement shall be recorded in the budget of the STOP-DWI Program, Fund 110 cost center 1650060 and the Probation Department, Fund 110 cost center 1261010 in proportion to the amount earned by each department or program; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to establish and adjust budgets as actual funds are received in order to reimburse related expense in the Probation Department or STOP-DWI program; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office, the Division of Budget and Management, the County Comptroller, the County Attorney, the Probation Department, and the Erie County STOP-DWI Office c/o John Sullivan 45 Elm Street, room 233.

(6-0)

**EDWARD A. RATH, III
CHAIR**

Item 26 – MR. LORIGO moved to reconsider item Number 3 from the Government Affairs Committee. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to approve. MS. GRANT seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. LOUGHRAN, MS. DIXON, MR. HARDWICK, MR. LORIGO, CHAIR MILLS, MR. MORTON and MR. RATH. NOES: MR. BURKE, MS. GRANT and MS. MILLER-WILLIAMS. (AYES: 7; NOES: 3)

CARRIED.

LEGISLATOR RESOLUTIONS

Item 27 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 12

RE: Appointment to the Erie County Agricultural
and Farmland Protection Board
(INTRO 2-1)

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

WHEREAS, the Erie County Legislature has received notice that legislative action is warranted for appointment to the Erie County Soil and Water Conservation District Board of Directors; and

WHEREAS, the proper functioning of the Soil and Water Conservation District on behalf of and directly for the County of Erie is necessary for the operation of many services and programs; and

WHEREAS, pursuant to New York State Conservation District Law, of the seven-member District Board, two members are representatives of the County Legislature, one member represents the Grange, one member represents the Farm Bureau and three serve as At-Large Members; and

WHEREAS; in further accordance with New York State Law, the Erie County Legislature shall appoint members to the District Board, where presently there exists one At-Large vacancy.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby appoint Mr. Raymond L. Waterman residing at 56 East Union Street, Hamburg, NY 14075 to the At-Large position on the Board of Directors for the Erie County Soil and Water Conservation District for 3-year term, and be it further

RESOLVED, that the aforementioned appointment shall be effective immediately and shall expire on December 31, 2016, and be it further

RESOLVED, that certified copies of this resolution be sent to the Erie County Soil and Water Conservation District (50 Commerce Way, East Aurora, NY 14052) and Mr. Raymond L. Waterman (56 East Union Street, Hamburg, NY 14075).

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 13

RE: Aid for the West Seneca Flood Victims
(INTRO 2-2)

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

WHEREAS, due to recent temperature swings there has been a highly unusual amount of flooding in West Seneca, N.Y.; and

WHEREAS, because said flooding is a rare occurrence many of the residents have been forced to endure large amounts of uncompensated damage to both their community and their personal property; and

WHEREAS, this honorable body would like to provide relief to the individuals impacted by the recent flooding events; and

WHEREAS, under NYS Real Property and Tax Law §925 and §938 one possible form of relief is a delay in the payment of real property taxes; and

WHEREAS, opinion has been sought regarding the feasibility of allowing for delayed payment of property taxes for the citizens of West Seneca; and

WHEREAS, the opinion whether the tax relief is possible may not come before the next session date; and

WHEREAS, time is of the essence for those impacted by the recent flooding and the ability to put off their tax burden would be of great assistance for many of those suffering from the recent flooding.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body conduct a special session regarding this issue should the decision come down that it can take action to grant said relief; and be it further

RESOLVED, that certified copies of this resolution be sent to the Town of West Seneca's department of the Town Clerk, Joseph L. Maciejewski of the Erie County's Department of Real Property Tax Services, the Erie County Comptroller's Office, and any other parties deemed necessary and proper.

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

CARRIED UNANIMOUSLY.

MR. LORIGO moved for approval of the item as amended. MR. RATH seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 14

RE: Opposition to the Closure of the Amherst Social Security Field Office

(INTRO 2-3)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS RATH & LOUGHRAN**

WHEREAS, it is the responsibility of the Erie County Legislature to ensure the continued care of the county's elderly and disabled; and

WHEREAS, the region, with over 180,000 social security recipients, already has seen a dramatic cut in Social Security personnel over the past 20 years; and

WHEREAS, the closing of the Amherst Social Security Office, located at 3131 Sheridan Dr. Northtown Business Ctr., would create an access barrier to necessary social security services for the county's elderly and disabled; and

WHEREAS, Representative Brian Higgins also opposes the closure of the Social Security Office warning that residents may have to endure long delays due to case backlogs and those residents already facing difficulties may have to deal with new challenges.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature opposes the closing of the Amherst Social Security office; and be it further

RESOLVED, that this honorable body gives its support to Rep. Higgins in his opposition to the closing of the Social Security office; and be it further

RESOLVED, that certified copies of this resolution are sent to the Social Security Administration's regional Public Affairs office, NYS Assembly Speaker Sheldon Silver, the Erie County Executive and all other parties deemed necessary and proper.

MR. LORIGO moved to amend to include Et Al sponsorship. MS. MILLER-WILLIAMS seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved for approval of the item as amended. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

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

RESOLUTION NO. 15

RE: Public Hearing Regarding Requests for
Inclusion into an Existing Agricultural District
(INTRO 2-4)

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

Re: Public Hearing Regarding Requests for Inclusion into an Existing Agricultural District

WHEREAS, per New York State Agriculture and Markets Law Section 303-b, the Erie County Legislature designated November 1 through November 30 as the annual thirty-day period during which landowners may submit requests to include predominantly viable agricultural land into an existing certified agricultural district; and

WHEREAS, during the 2013 enrollment period, five landowners requested the following inclusions:

LANDOWNER	PARCEL	PARCEL ADDRESS
Aurora Community Gardeners	175.00-2-27.2	0 South Street, Town of Aurora
Engler, Gwen & Pugh, Nancy	326.10-2-17.11	12919 Schutt Road, Town of Sardinia
Farkes, John P.	195.03-1-38	3423 South Creek Road, Town of Hamburg
Farkes, John P.	195.00-4-5.11	0 South Creek Road, Town of Hamburg
Lavocat, Donald E.	29.19-1-1.2	8441 County Road, Town of Clarence
Sheridan, Michael	156.02-2-33	251 Hemstreet Road, Town of Elma
Sheridan, Michael	156.00-2-35.2	0 Hemstreet Road, Town of Elma

; and

WHEREAS, the Erie County Legislature must hold a public hearing to consider the abovementioned requests for inclusion as well as the recommendations of the Erie County Agricultural and Farmland Protection Board.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hold a public hearing at 10:00 AM on January 30, 2014 at the Cornell Cooperative Extension at 21 South Grove Street in the Village of East Aurora, New York 14052 regarding the above matters; and be it further

RESOLVED, that a certified copy of this resolution be sent to the Erie County Department of Environment and Planning.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

None.

SUSPENSION OF THE RULES

None.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE SHERIFF

Item 31 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 16

RE: Erie County Sheriff's Office – Heliport
Lease Extension
(COMM. 2E-1)

WHEREAS, the County of Erie requires the use of a hangar, landing area and a heliport pad for the Erie County Sheriff's Office Aviation Division and,

WHEREAS, W. J. Milligan of Hamburg, New York is the owner of a duly licensed public/private airport, including hangar and landing areas and able to provide the premises as required by the County of Erie, and

WHEREAS, the County of Erie and W.J. Milligan negotiated and entered into a two (2) year lease effective January 1, 2012 with three options to renew the term with the consent of both parties and the approval of the Erie County Legislature, and

WHEREAS, the Erie County Sheriff's Office and W. J. Milligan wish to exercise the option to renew this lease for a two year period, and

WHEREAS, funds have been included for such a lease in the 2014 County of Erie budget therefore, requiring no additional county funds.

NOW, THEREFORE, BE IT

RESOLVED, that the County of Erie is hereby authorized to extend for a two year period the existing lease with W.J. Milligan, of Hamburg, New York to provide a hangar and paved landing pad at 7941 Versailles Plank Road in Angola, New York for use by the Sheriff's Aviation Division, and it be further,

RESOLVED, that certified copies be forwarded to the County Attorney, the Division of Budget and Management, the Erie County Comptroller, and the Office of Sheriff.

FROM THE COUNTY EXECUTIVE

Item 32 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 17

RE: Authorization to Contract with Horizon
Village
(COMM. 2E-2)

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

WHEREAS, Alcohol and Drug Dependency Services' loss of certification was effective midnight December 31, 2013; and

WHEREAS, in order to provide uninterrupted services the Department of Mental Health recommends that the County immediately contract with the Horizon Village effective January 1, 2014; and

WHEREAS, funding estimated at approximately \$757,198 derived from New York State Aid and previously budgeted for Alcohol and Drug Dependency Services Inc. to provide medically monitored withdrawal and medically supervised withdrawal services; shall be made available to Horizon Village without the need for additional county funding.

NOW, THEREFORE, BE IT

RESOLVED, that in order to provide uninterrupted medically monitored withdrawal and medically supervised withdrawal services the Department of Mental Health is authorized to initially suspend their normal request for proposals ("RFP") process and immediately enter into an agency provider contract until a comprehensive RFP process can identify an agency to provide the service on a permanent basis, and be it further

RESOLVED, that the County Executive is authorized to enter into a contract with Horizon Village for the period commencing January 1, 2014 and ending on the last day of service provided before the agency chosen through the County RFP process takes over the provision of service, approximately June 30, 2014, and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to transfer funds in the 2014 Budget originally budgeted in account 517517 for Alcohol and Drug Dependency Services, in order cover the cost of the contracts with Horizon Village Inc. estimated at \$757,198, and be it further

RESOLVED, that certified copies of this resolution be furnished to the Office of the County Executive, the Department of Mental Health, the Office of the Comptroller, and the Division of Budget and Management.

FROM LEGISLATOR MILLS

Item 33 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. MILLER-WILLIAMS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 18

RE: Appointment to the Erie County
Fisheries Advisory Board
(COMM. 2E-3)

RESOLVED, that, pursuant to Erie County Administrative Code 9.07, the Erie County Legislature reappoints to the Erie County Fisheries Advisory Board for the term stated:

Reappointment

Term Expiration

Spencer P. Scholfield
80 Dogwood Road
Williamsville, New York 14221.

December 31, 2016

FROM LEGISLATOR MARINELLI

Item 34 – (COMM. 2E-4) Resignation from Erie County Legislature

Received, Filed and Printed.

Dear Mr. Clerk:

I am thrilled to announce I have accepted a position with Governor Andrew Cuomo's administration at the Empire State Development's Western New York office!

Due to requirements of my new job, I resign, effective today, from my seat on the Erie County Legislature.

It's an exciting era for economic development in our area, given the Governor's vision and his commitment of state resources in WNY. These accomplishments are a credit to all levels of government, the private sector and our citizens.

My role as Director of Intergovernmental Relations will be to facilitate the discussions among these constituencies, to help shape the agenda, to develop and implement initiatives, and to monitor and track economic-related legislation and budget initiatives on current and future projects. I'm grateful to Governor Cuomo for this opportunity to serve the community and to work with his dedicated and talented team under ESD President & CEO Ken Adams and ESD WNY Regional President Sam Hoyt.

It's been a true honor and privilege to represent north Buffalo and the Town of Tonawanda in the Legislature since 1997. It's as great a privilege, thanks to the confidence of the Governor, to now serve a broader base of our region's residents, particularly with so many exciting projects underway in Buffalo and WNY. The Governor has made the development and success of so many initiatives

that are literally changing our landscape a priority and I'm thrilled to help continue the exciting momentum that Governor Cuomo is generating.

I look forward to continuing to serve the great people of Western New York in a new capacity and bringing new jobs and business to our community! Therefore, I look forward to working with you and my colleagues in the Legislature in my current role!

Sincerely,
Lynn M. Marinelli

FROM LEGISLATOR MILLS

Item 35 – (COMM. 2E-5) Revision of 2014 Committee Assignments

Received, Filed and Printed.

2014 Committee Assignments

Finance & Management

Chair: Joseph C. Lorigo
Vice-Chair: Edward A. Rath, III
Members: Kevin R. Hardwick
Betty Jean Grant
Barbara Miller-Williams

Health, Human Services

Chair: Lynne M. Dixon
Vice-Chair: Ted B. Morton
Members: Joseph C. Lorigo
Betty Jean Grant
Barbara Miller-Williams

Government Affairs

Chair: Kevin R. Hardwick
Vice-Chair: Lynne M. Dixon
Members: Ted B. Morton
Barbara Miller-Williams
Thomas A. Loughran

Economic Development

Chair: Edward A. Rath, III
Vice-Chair: Joseph C. Lorigo
Members: Ted B. Morton
Patrick Burke
Thomas A. Loughran

Energy & Environment

Chair: Ted B. Morton
Vice-Chair: Joseph C. Lorigo
Members: Kevin R. Hardwick
Patrick Burke
Betty Jean Grant

Public Safety

Chair: Edward A. Rath, III
Vice-Chair: Lynne M. Dixon
Members: Ted B. Morton
Betty Jean Grant
Patrick Burke

Community Enrichment

Chair: Kevin R. Hardwick
Vice-Chair: Edward A. Rath, III
Members: Joseph C. Lorigo

Minority & Women Business Enterprise

Chair: John J. Mills
Vice-Chair: Lynne M. Dixon
Members: Joseph C. Lorigo

Thomas A. Loughran
Patrick Burke

Betty Jean Grant

FROM LEGISLATOR MILLS

Item 36 – (COMM. 2E-6) 2014 Legislature Invocation and Pledge of Allegiance Schedule

Received, Filed and Printed.

To: Scott W. Kroll, Clerk
From: John J. Mills, Chairperson
Subject: 2014 LEGISLATURE INVOCATION AND
PLEDGE OF ALLEGIANCE SCHEDULE

ORDER OF NAMES – INVOCATION - PLEDGE

JANUARY

2 - Mills and Grant
23 – Lorigo and Miller-Williams

JULY

10 – Lorigo and Miller-Williams
24 – Dixon and Hardwick

FEBRUARY

6 – Dixon and Hardwick
20 – Grant and Loughran

AUGUST

Recess

MARCH

13 – Morton and Burke
20 – Burke and Rath

SEPTEMBER

4 – Grant and Loughran
18 – Morton and Burke

APRIL

3 – Rath and Morton
10 – Loughran and Dixon

OCTOBER

2 – Burke and Rath
16 – Rath and Morton

MAY

8 – Hardwick and Lorigo
22 – Grant and Mills

NOVEMBER

6 – Loughran and Dixon
20 – Hardwick and Lorigo

JUNE

12 – Miller-Williams and Grant
26 – Mills and Grant

DECEMBER

2 *Budget*
4 – Grant and Mills
9 *Budget Override*
18 – Miller-Williams and Grant

FROM THE COUNTY EXECUTIVE

Item 37 – (COMM. 2E-7) Lenox Road Culvert Reconstruction – Town of Collins

Item 38 – (COMM. 2E-8) Erie County Highway Facilities – Roof Replacement Project

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

FROM THE COMPTROLLER

Item 39 – (COMM. 2E-9) Comptroller Audit of Parks Housing - Exit Conference

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 40 – (COMM. 2E-10) Erie County Sewer District No. 2, Town of Evans, National Grid Electric Company

Item 41 – (COMM. 2E-11) Erie County Sewer District No. 3, License Agreements between CSX Transportation, Inc., Norfolk Southern Railway Company, the ECIDA, and the County of Erie

Item 42 – (COMM. 2E-12) Erie County Sewer District No. 4, Engineering Agreement Dated June 20, 2011, Wendell - Change Order No. 1

Item 43 – (COMM. 2E-13) State Aid for Snowmobile Development, 2013-2014

Item 44 – (COMM. 2E-14) Personnel Adjustment - Department of Parks, Recreation and Forestry

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

FROM THE COMPTROLLER

Item 45 – (COMM. 2E-15) Report for Apportionment and Distribution of Net Collections from the 4.75% Sales and Compensating Use Tax for Sept, Oct, Nov 2013

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 46 – (COMM. 2E-16) Foreclosure pursuant to the In Rem Provisions of the Erie County Tax Act, In Rem Action No. 162

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY CLERK

Item 47 – (COMM. 2E-17) Erie County Clerk - Variable Minimum Authorization

Item 48 – (COMM. 2E-18) Erie County Clerk - Verification Project

The above two items were received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 49 – (COMM. 2E-19) Indigent Legal Services Grant

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 50 – (COMM. 2E-20) Establish MIPPA/ADRC 2013-2014 Grant Funding

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 51 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 19

RE: Authorization to Contract with Alcohol and Drug Dependency Services Foundation, Inc. and Renaissance Addiction Services, Inc.
(COMM. 2E-21)

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

WHEREAS, a 2014 budget appropriation was allocated to Alcohol and Drug Dependency Services for provision of mental health and chemical dependency services; and

WHEREAS, Alcohol and Drug Dependency Services' loss of certification was effective at midnight on December 31, 2013; and

WHEREAS, in order to provide uninterrupted services the Department of Mental Health recommends that the County immediately contract with the Alcohol and Drug Dependency Services Foundation, Inc. effective January 1, 2014 and subsequently contract with Renaissance Addiction Services, Inc., on the first day of that corporation's existence; and

WHEREAS, funding estimated at approximately \$614,980 derived from New York State aid and previously budgeted for Alcohol and Drug Dependency Services Inc. to provide services to youth receiving residential chemical dependency rehabilitation services shall be made available for this request without the need for additional county funding.

NOW, THEREFORE, BE IT

RESOLVED, that in order to provide uninterrupted services to youth receiving residential chemical dependency rehabilitation the Department of Mental Health is authorized to initially suspend the County request for proposals (“RFP”) process and immediately enter into agency contracts until a comprehensive RFP process can identify an agency to provide the service on a permanent basis; and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a contract with the Alcohol and Drug Dependency Services Foundation, Inc. for a period commencing January 1, 2014 and ending on the first day of the Renaissance Addiction Services Inc., corporation’s existence; and be it further

RESOLVED, that the County Executive is authorized to enter into a contract with Renaissance Addiction Services, Inc. commencing the first day of the corporation’s existence and ending on the last day of service before the agency chosen through the County RFP process takes over the provision of service, currently estimated at approximately June 30, 2014; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to transfer funds in the 2014 Budget originally budgeted in account 517517 for Alcohol and Drug Dependency Services in order to cover the cost of the contracts with the Alcohol and Drug Dependency Services Foundation, Inc. and Renaissance Addiction Services Inc., and be it further

RESOLVED, that certified copies of this resolution be furnished to the Office of the County Executive, the Department of Mental Health, the Office of the Comptroller, and the Division of Budget and Management.

FROM LEGISLATOR DIXON

Item 52 – (COMM. 2E-22) Erie County Community Coordinating Council on Children and Families

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 53 – (COMM. 2E-23) Various Alterations at the Erie County Holding Center and Erie County Correctional Facility - 2014

Item 54 – (COMM. 2E-24) Acceptance of FY 2013 Tactical Team Grant Program

Item 55 – (COMM. 2E-25) USA Mobility Maintenance Agreement for Alpha Numeric Paging System

Item 56 – (COMM. 2E-26) Reimbursement for Emergency Services Personnel - 2014 Buffalo Marathon

Item 57 – (COMM. 2E-27) Sheriff's Firing Range - FBI Funds - Consultant Approval

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

FROM LEGISLATOR RATH

Item 58 – (COMM. 2E-28) Air Card Usage by Law Enforcement Officers

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 59 – (COMM. 2E-29) Approval Message - Local Law Intro. No. 4-2013

Received and Filed.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE DEPARTMENT OF ENVIRONMENT & PLANNING

Item 60 – (COMM. 2D-1) Bi-Monthly Report - ECC Academic Building

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE COMMISSIONER OF PARKS, RECREATION & FORESTRY

Item 61 – (COMM. 2D-2) Comptroller Audit of Parks Housing - Exit Conference

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 62 – (COMM. 2D-3) Budget Monitoring Report for Period Ending November 2013

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COMPTROLLER'S OFFICE

Item 63 – (COMM. 2D-4) November 2013 Sales Tax

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 64 – (COMM. 2D-5) Local Law No. 1-2014, A Local Law Providing for the Banning of Hydraulic Fracturing

Received and Filed.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE BUFFALO & EC PUBLIC LIBRARY

Item 65 – (COMM. 2M-1) Board of Trustees Proposed Agenda

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM GRAYCLIFF CONSERVANCY, INC

Item 66 – (COMM. 2M-2) 2013 Close Out Report for Erie County Funding for the Graycliff Conservancy, Inc.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM EC INDUSTRIAL DEVELOPMENT AGENCY

Item 67 – (COMM. 2M-3) Appointment of Glenn R. Nellis

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM NFTA

Item 68 – (COMM. 2M-4) NFTA's Five Year Capital Plan

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM EC FIRE DISTRICT OFFICERS ASSOCIATION

Item 69 – (COMM. 2M-5) Imposition of Fees on Volunteer Firefighters

Received and referred to the PUBLIC SAFETY COMMITTEE.

ANNOUNCEMENTS

Item 70 – CHAIR MILLS announced that the committee schedule and agendas have been distributed.

MEMORIAL RESOLUTIONS

Item 71 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Kelly Shell and Lawrence Davis.

Item 72 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Oscar W. Bill Ekberg.

Item 73 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Sally Roth and John Miller.

Item 74 – Legislator Miller-Williams requested that when the Legislature adjourns, it do so in memory of “Uncle Sonny” Means.

Item 75 – Legislator Grant requested that when the Legislature adjourns, it do so in memory of Leona Smith.

Item 76 – Legislator Morton requested that when the Legislature adjourns, it do so in memory of Dawn Weaver and Shawn Mesler.

ADJOURNMENT

Item 77 - 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, February 6, 2014 at 2:00 p.m. Eastern Standard Time. MR. LOUGHRAN seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, February 6, 2014 at 2:00 p.m. Eastern Standard Time.

**SCOTT W. KROLL
CLERK OF THE LEGISLATURE**