

**ERIE COUNTY LEGISLATURE**  
**MEETING NO. 9**  
**APRIL 30, 2015**

The Legislature was called to order by Chair Mills.

All members present.

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

The Pledge of Allegiance was led by Mr. Rath.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. LORIGO moved for the approval of the minutes for Meeting Number 7 and Meeting Number 8 from 2015. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No public hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – MR. HARDWICK presented a resolution Congratulating Jacob Matwijkow, Boy Scout Troop 510, on Being Awarded the Rank of Eagle Scout.

Item 6 – MS. MILLER-WILLIAMS & MS. DIXON presented a resolution Celebrating the Fine Arts Career of Lackawanna Native Mr. Ruben Santiago-Hudson.

Item 7 – MS. MILLER-WILLIAMS & MS. DIXON presented a resolution Welcoming Mrs. Phylicia Rashad as Guest Speaker for Global Concepts Charter School First Annual Gala.

Item 8 – MS. MILLER-WILLIAMS & MS. DIXON presented a resolution Celebrating Global Concepts Charter School's Ruben-Santiago Hudson Fine Arts Center.

Item 9 – MR. MILLS, MR. LORIGO, MS. GRANT, MS. DIXON, MR. HARDWICK, MR. MORTON, MR. RATH, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS & MR. SAVAGE presented a resolution Honoring Rural Transit Service for Serving the Community for 25 Years.

Item 10 – MR. MILLS presented a resolution Honoring Karen Barnas for her 30 Years of Service to the Town of Orchard Park.

Item 11 – MR. MILLS presented a resolution Honoring Nancy Conley for her 27 Years of Service to the Orchard Park Chamber of Commerce and the Community.

Item 12 – MR. MILLS presented a resolution Honoring Gary Holscher for his Dedication and Service to the Welch Village.

MR. LORIGO moved for consideration of the above eight items. MR. RATH seconded.

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above eight items by adding two miscellaneous resolutions for MS. GRANT, one miscellaneous resolution for MR. LOUGHRAN, one miscellaneous resolution for MR. MILLS, MR. LORIGO, MS. GRANT, MS. DIXON, MR. HARDWICK, MR. MORTON, MR. RATH, MR. BURKE, MR. LOUGHRAN, MS. MILLER-WILLIAMS & MR. SAVAGE, one miscellaneous resolution for MR. RATH, and to include Et Al sponsorship. MR. RATH seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

### **LOCAL LAWS**

Item 13 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 14 – CHAIR MILLS directed that Local Law No. 4 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 15 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2014 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 16 – MR. LORIGO moved to take Local Law No. 7 (Print #2) 2014 off of the table. MS. MILLER-WILLIAMS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 94

LOCAL LAW TO BE ENACTED BY

THE ERIE COUNTY LEGISLATURE  
IN THE  
COUNTY OF ERIE

LOCAL LAW INTRO. – NO. 7-2 – 2014

LOCAL LAW – NO. \_\_\_\_\_ - 2015

A Local Law in relation to the establishment of an Erie County Conditional Release Commission

Section 1: Legislative Intent

The purpose of this law is to establish a Conditional Release Commission in compliance with New York State Correction Law, Article 12. It is hereby declared to be the public policy of Erie County to adhere to New York State Laws that enable counties to establish a Local Conditional Release Commission that is responsible for determining who may be conditionally released, when they may be released, and under what conditions. It is the purpose of this local law to improve public safety by reducing the incidence of crime by assisting offenders with successful integration into the community while providing a continuing measure of protection to society.

Section 2: Establishment and Membership

There is hereby established an Erie County Conditional Release Commission, hereafter called the Commission. The Commission shall consist of five members to be appointed by the County Executive upon the advice and consent of the County Legislature. The Commission will have the authority to offer "conditional release" after serving 90 days of the sentence to local jail inmates serving a sentence of one year or less.

1. Each member of the Commission shall have graduated from an accredited four year college or university and shall have had at least five years of experience in the field of criminology, administration of criminal justice, law enforcement, probation, parole, law, social work, social science, psychology, psychiatry, or corrections.
2. The term of office of each member of such Commission shall be for four years; provided, however, that any member chosen to fill a vacancy occurring otherwise than by expiration of term shall be appointed for the remainder of the unexpired term of the member whom the person is to succeed. Vacancies caused by expiration of term or otherwise shall be filled in the same manner as original appointments.
3. No member of the Commission shall serve as a representative of any political party on an executive committee or other governing body thereof, as an executive officer or employee of any political committee, organization, or association, nor be a judge or justice, a sheriff or district attorney.
4. Any member may be removed by the County Executive for cause, after notice and an opportunity to be heard.

5. The Commissioner of the Erie County Department of Probation, or such commissioner's designee, shall serve as an ex-officio, non-voting member of the Commission.
6. The Erie County Department of Probation shall assign staff support to the Commission.

Section 3: Powers and Duties of the Commission

The Commission shall:

1. Have the power and duty of determining which persons sentenced within the county, and serving a definite sentence of imprisonment and eligible for conditional release pursuant to subdivision two of section 70.40 of the penal law may be released on conditional release and when and under what conditions in accordance with section 273 of the New York State Correction Law;
2. Have the power to determine, as each inmate applies for conditional release, the need for supplemental investigation of the background of such inmate and cause such investigation as may be necessary to be made as soon as practicable. The Commission may require that the Erie County Department of Probation conduct such supplemental investigation. The results of such investigation together with all other information compiled by the local correctional facility and the complete criminal record and family court record of such inmate shall be readily available when the conditional release of such inmate is being considered. Such information shall include a complete statement of the crime for which the inmate is being considered, the circumstances of such crime, all pre-sentence memoranda, the nature of the sentence, the court in which such inmate was sentenced, the name of the judge and district attorney and copies of such probation reports as may have been made as well as reports as to the inmate's social, physical, mental, and psychiatric condition and history;
3. Have the legal custody of persons conditionally released and placed under the supervision of the Erie County Department of Probation for a period of one year, or until returned to the custody of the Erie County Sheriff, as the case may be;
4. Have the power to revoke the conditional release of any person in the legal custody of the Commission and to issue declarations of delinquency and authorize the issuance of a warrant for the re-taking of such person, as provided for in section two hundred seventy-four of the New York State Correction Law;
5. For the purpose of any investigation necessary in the performance of its duties, have the power to issue subpoenas, to compel the attendance of witnesses and the production of books, papers, and other documents pertinent to the subject of its inquiry;
6. Upon establishment of the Commission, members shall meet within one month to adopt procedures for the review of applications for early release and hold monthly meetings to review applications submitted by inmates seeking to participate in the conditional release program. The minutes of all Commission meetings must be digitally audio recorded and minutes must be transcribed and manually recorded. Such records shall be retained according to applicable standards;

7. Have the power to authorize any members thereof to administer oaths and take the testimony of persons under oath;
8. Notify, in writing, the initial sentencing court, the district attorney and defense counsel within five business days of receipt of an application for a local conditional release filed under this article and provide a fifteen day period for comment on such application. Comments submitted under this subdivision shall be provided to the Commission and all parties;
9. Notify in writing the Erie County Department of Probation prior to release of a conditionally released person of such department's responsibilities to supervise such person. Such notice shall include the name and residence of the person, the date of release, the conditions of release, and all necessary records maintained on such person to aid the local probation department in the performance of its responsibilities;
10. Have the power to transfer the legal custody of persons conditionally released in accordance with New York State Correction Law;
11. Present an annual report to the Erie County Legislature, or its findings and actions on submitted applications.

Section 4: Severability

If any clause, sentence, paragraph, subdivision, section or part of this law shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law.

Section 5: Effective Date

This local law shall become effective upon filing with the Secretary of State.

Sponsored By:

Legislator Barbara Miller-Williams  
Legislator Betty Jean Grant  
Legislator Patrick B. Burke

MS. MILLER-WILLIAMS moved to approve Local Law No. 7 (Print #2) 2014. MS. GRANT seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MR. HARDWICK, MR. MILLS, MR. MORTON. NOES: MS. DIXON, MR. LORIGO, MR. RATH. (AYES: 8; NOES: 3)

CARRIED.

Item 17 – CHAIR MILLS directed that Local Law No. 8 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 18 – CHAIR MILLS directed that Local Law No. 1 (Print #2) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 19 – CHAIR MILLS directed that Local Law No. 2 (Print #2) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 20 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2015 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 21 – CHAIR MILLS directed that Local Law No. 4 (Print #1) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 22 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2015 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 23 – CHAIR MILLS directed that Local Law No. 6 (Print #1) 2015 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Item 24 – CHAIR MILLS directed that Local Law No. 7 (Print #1) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

**COMMITTEE REPORTS**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 95

April 23, 2015	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 6
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ALL MEMBERS PRESENT.

1. RESOLVED, the following item is hereby received and filed:

a. COMM. 6D-7 (2015)  
**BOARD OF HEALTH:** “Agenda for April 21, 2015 Meeting and Minutes of January 6, 2015 Meeting”  
(5-0)

b. COMM. 7M-8 (2015)  
**ECMC CORPORATION:** “2014 Annual Report”  
(5-0)

2. COMM. 7E-15 (2015)  
**COUNTY EXECUTIVE**  
RESOLVED, the Erie County Legislature hereby confirms the appointment of Michael Ranney of 5721 Salt Road, Clarence, NY 14031 to serve as the Erie County Commissioner of Mental Health.  
(5-0)

3. COMM. 7E-16 (2015)  
**COUNTY EXECUTIVE**  
WHEREAS, the Erie County Department of Health is taking a leading role in the fight against HIV; and

WHEREAS, the Erie County Department of Health is partnering with the New York State Department of Health to “bend the curve” by reducing the rate of new HIV infections in Erie County; and

WHEREAS, providing pre-exposure prophylaxis to at-risk individuals in the committee is an effective way to prevent the spread of HIV; and

WHEREAS, On December 18, 2014, your Honorable Body approved the acceptance of the first round of a 5 year grant from the New York State Department of Health to provide pre-exposure prophylaxis to individuals at a high risk of contracting HIV (COMM. 26E-10 Pre-Exposure Prophylaxis Grant Award); and

WHEREAS, Erie County Department of Health wishes to enter into an agreement with the New York State Department of Health for the purpose of providing access to Pre-Exposure Prophylaxis (PrEP) to high-risk persons to prevent HIV infection, for reimbursement for services provided for the term April 1<sup>st</sup> 2015 through March 31, 2016 with subsequent yearly renewals in 2016, 2017, 2018 and 2019.

NOW, THEREFORE, BE IT

RESOLVED, that the term of this agreement shall be from term April 1, 2015 through March 31, 2016; and be it further

RESOLVED, that the Erie County Department of Health is hereby authorized to enter into an agreement with the New York State Department of Health for the purpose of providing access to Pre-Exposure Prophylaxis (PrEP) to high-risk persons to prevent HIV infection; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the acceptance of the Pre-exposure Prophylaxis (PrEP) award that is budgeted as follows:

127HIVPREP1516  
4/1/15-3/31/16

<u>REVENUE</u>	<u>AMOUNT</u>
Account	
409000 State Aid	<u>\$40,000</u>
Total	<u>\$40,000</u>

<u>EXPENSES</u>	
500000 Personnel Services	\$27,448
502000 Fringe Benefits	21,959
505800 Medical & Health Supplies	1,000
510000 Local Mileage Reimbursement	600
516020 Professional Services	4,000
530000 Promotional Materials	1,793
912700 ID Health	2,964
912790 ID Health Grant Services	<u>(19,764)</u>
Total	<u>\$40,000</u>

and be further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law and to Dr. Gale R. Burstein, Commissioner in the Erie County Health Department, 9<sup>th</sup> Floor, Rath Building.

(5-0)

4. COMM. 7E-17 (2015)  
**COUNTY EXECUTIVE**



WHEREAS, the Department has been awarded \$136,500 in 100% State share funds to continue and enhance a program entitled Safe Harbor for Sexually Exploited Children; and

WHEREAS, a key provision of the Act is to move sexually exploited youth from the criminal and juvenile justice systems to the family court where children and their families can receive support and services from the child welfare system; and

WHEREAS, services are to be provided to victims of sex trafficking and core elements of the service include case management, emergency temporary housing, health care, mental health counseling, language interpretation and translation services, job training and placement and services to assist in establishing permanent residence; and

WHEREAS, as this is the third year of a newly established program, this proposed resolution seeks Legislative authority to waive section 19.08 of the County Administrative Code which otherwise requires that a Request for Proposals (RFP) be conducted; and

WHEREAS, this proposed resolution authorizes the Department to amend the 2015 Adopted Budget and to renew a contract with the International Institute as the lead agency for this program funding; and

WHEREAS, International Institute of Buffalo is the only local agency with the expertise and existing resources to carry out the program; and

WHEREAS, there is no local share fiscal impact to this resolution.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract with the State of New York to accept funding for the Safe Harbor for Sexually Exploited Children program; and be it further

RESOLVED, that the Commissioner of Social Services and/or the County Executive are hereby authorized to enter into a subcontract with the International Institute in order to implement the Safe Harbor for Sexually Exploited Children program; and be it further

RESOLVED, that the following budget amendments are hereby authorized in the 2015 Adopted Budget:

Department of Social Services, Fund 110, Department 120

ACCOUNT	DESCRIPTION	INCREASE
517172	International Institute	<u>\$136,500</u>
	Total Expenditures	<u>\$136,500</u>
409000	State Aid	<u>\$136,500</u>
	Total Revenues	<u>\$136,500</u>

RESOLVED, the County Administrative Code requirement in Section 19.08 for a Request for Proposals (RFP) is hereby waived; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Erie County Executive, the Commissioner of Social Services, the Erie County Comptroller, and the Director of the Division of Budget and Management.  
(5-0)

LYNNE M. DIXON  
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 96

April 23, 2015	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 6
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 4E-17 (2015)  
**COMPTROLLER:** “2014 Sales Tax Update”  
(5-0)
  - b. COMM. 4D-10 (2015)  
**COMPTROLLER'S OFFICE:** “Notice of Performance Audit of Fleet Services”  
(5-0)
  - c. COMM. 4M-7 (2015)  
**NYS COMPTROLLER:** “Letter Regarding Reducing the Cost of Hospital Services Provided to County Inmates”  
(5-0)
  - d. COMM. 6M-4 (2015)  
**NYS COMPTROLLER:** “Letter Regarding Audit of EC's Monitoring of the Ignition Interlock Program”  
(5-0)
  - e. COMM. 7E-12 (2015)  
**COMPTROLLER:** “Report for Apportionment and Distribution of Net Collections from the 4.75% Sales and Compensating Use Tax for Dec 2014, Jan, Feb 2015”  
(5-0)

- f. COMM. 7M-6 (2015)  
**LEGAL AID BUREAU OF BUFFALO:** “Financial Reports for the Criminal Defense Unit, Appeals Unit, and Monthly Caseload Reports for Jan 2013 - June 2014”  
(5-0)
- g. COMM. 7M-7 (2015)  
**ERIE TOBACCO ASSET SECURITIZATION CORPORATION:** “2014 Audited Financial Statements”  
(5-0)

2. RESOLVED, the following item is hereby amended by a majority vote, and tabled on Chair’s motion:

- a. COMM. 7E-11 (2015)  
**COMPTROLLER**

RESOLUTION NO. 92-2015  
BOND RESOLUTION DATED APRIL 23, 2015

BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING VARIOUS CAPITAL PROJECTS INCLUDED IN THE 2015 CAPITAL BUDGET OF THE COUNTY, STATING THE TOTAL ESTIMATED MAXIMUM COST OF SUCH PROJECTS IS \$44,690,540, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$10,075,000 EXPECTED TO BE RECEIVED IN STATE OR FEDERAL AID AND FROM OTHER SOURCES AUTHORIZING THE ISSUANCE OF \$34,615,540 OF BONDS OF THE COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION; AND FURTHER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA, THE STATE OF NEW YORK AND/OR OTHER SOURCES TO BE EXPENDED TOWARDS THE COST OF CERTAIN OF SUCH CAPITAL PROJECTS AS INDICATED HEREIN, OR REDEMPTION OF ANY NOTES AND BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND BONDS.

(Introduced) April 16, 2015  
(Adopted) April 23, 2015

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Erie, New York (herein called “County”), is hereby authorized to undertake the various capital projects as described in column A of the attached schedule, each as more fully described in column G of the attached schedule and the duly adopted 2015 Capital Budget for the County. To the extent that the details set forth in this resolution are inconsistent with any details set forth in the 2015 Capital Budget of the County, such Budget shall be deemed and is hereby amended. For each of the specific objects or purposes, classes of objects or purposes and combinations of objects or purposes, as specified in column A-1 of the attached schedule, the

respective estimated maximum costs, including preliminary costs and costs incidental thereto and to the financing thereof, are set forth in column B of the attached schedule, and said respective amounts are hereby appropriated therefor pursuant to the duly adopted 2015 Capital Budget for the County. The plan of financing includes the expenditure of \$10,075,000 in State and Federal aid and amounts from other sources expected to be received and the issuance of \$34,615,540 aggregate principal amount of bonds of the County to finance the balance of said appropriations, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable. Any amounts received by the County from the United States of America, the State of New York and/or other sources are hereby authorized to be expended towards the cost of the applicable specific objects or purposes, classes of objects or purposes or combinations of objects or purposes or the redemption of any notes and bonds issued therefor or to be budgeted as an offset to the taxes for the repayment of the principal of and interest on said notes and bonds. Costs of issuance of the bonds and notes authorized hereunder shall be paid from the premium derived from the sale of the respective bonds and notes.

Section 2. Bonds of the County in the respective principal amounts set forth in column C of the attached schedule are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriations.

Section 3. The respective periods of probable usefulness for said specific objects or purposes, classes of objects or purposes and combinations of objects or purposes for which said \$34,615,540 bonds herein authorized are to be issued, within the limitations of §11.00 a. of the Law, is set forth in column F of the attached schedule.

Section 4. The County intends to finance, and the Comptroller of the County is hereby authorized to advance, such amounts as are necessary to pay the costs of the respective specific objects or purposes, classes of objects or purposes and combinations of objects or purposes described in Section 1 hereof, prior to the issuance of the bonds or bond anticipation notes herein authorized, out of any available funds of the County on an interim basis, which respective amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County pursuant to this Resolution, in the respective maximum amounts of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the issuance of bonds having substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the respective amounts of bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Comptroller of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Erie, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Resolution shall take effect immediately upon approval by the County Executive.

**RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:**

Section 1. The Clerk of the Erie County Legislature is hereby directed to publish the foregoing bond resolution, in full, in the Challenger Newspaper and the Amherst Bee Newspaper, the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

ATTACHMENT B:

**2015 CAPITAL BUDGET BOND RESOLUTION - PROJECT COMPONENTS**

C O L U M N #	A	A-1	B	C	D	E	F	G		
LI NE N O.	SAP PRO J. NO.	PROJECT DESCRIPTION (object or purpose)	SPECI FIC OR CLAS S	ESTIMATED MAXIMUM COST	AMOUNT OF BONDS AUTHORIZED	STATE or FEDERAL AID EXPECTED or OTHER SOURCE	LOCAL SOURC E REVEN UE	PPU Sec. 11.00a reference	CAPITA L BUDGE T PAGE REFERE NCE	PROJECT DETAILS
1		2015 REHABILITATIO N OF RALPH WILSON STADIUM (ORCHARD PARK)	S	\$4,800,000	\$1,825,000	\$2,975,000	\$0	15 Yrs - para 19( c)	B-108 &110	The County must provide annual capital maintenance and repairs to the County owned stadium facility pursuant to the terms of the Lease Agreement between the Erie County Stadium Corporation, the County and the Buffalo Bills.

2		2015 BUFFALO NIAGARA CONVENTION CENTER REHABILITATION (BUFFALO)	S	\$250,000	\$250,000		\$0	15 Yrs - para 12(a)(2)	B-108 & 110	This project will continue capital improvements to the Convention Center and will include, but not be limited to replacing the Ball Room acoustic ceiling, sound system, public address system and ceiling lighting; replace mechanical roof (low) on east side; replace quarry floor tile in hallways, corridors and lobby; install curtains in the alcoves; install new HVAC controls in first floor meeting rooms; clean, power wash, seal and re-caulk the exterior of the building and miscellaneous items.
3		2015 COUNTYWIDE CODE AND ENVIRONMENTAL COMPLIANCE	C	\$750,000	\$750,000		\$0	15 Yrs - para 12(a)(2)	B-108 & 110	This project will include funding for the design and construction for building code compliance issues, testing and abatement of asbestos containing materials (ACM), testing and abatement of mold containing materials and other environmental, code, and emergency or pressing concerns.
4		2015 COUNTYWIDE ROOF REPLACEMENT & EXTERIOR WATERPROOFING	C	\$350,000	\$350,000		\$0	15 Yrs - para 12(a)(2)	B-108 & 110	This project will include but is not limited to building exterior components such as repairing and replacing doors, windows, skylights, roofing, caulking, waterproofing, masonry repair and repointing, and miscellaneous related work to the building exteriors. This work will include design and construction.
5		2015 COUNTYWIDE MECHANICAL, ELECTRICAL, PLUMBING & MISCELLANEOUS IMPROVEMENTS	C	\$450,000	\$450,000		\$0	10 Years - para 13	B-108 & 111	This project will include renovations or replacement of HVAC, plumbing, fire detection, fire protection, electrical, plumbing and miscellaneous systems in various buildings that are beyond their useful lives, including but not limited to improvements at the Rath Building, 134 West Eagle Street, 25 Delaware Avenue/92 Franklin Street, 608 William Street, and the Correctional Facility.
6		2015 COUNTYWIDE ENVIRONMENTAL REGULATORY COMPLIANCE	C	\$500,000	\$500,000		\$0	10 Yrs - para 90	B-108 & 111	This project will include, but is not limited to the establishment of oil water separators on storm water discharges, the repair or replacement of salt storage buildings and miscellaneous items.
7		2015 COUNTYWIDE HIGHWAY MAINTENANCE FACILITIES	C	\$250,000	\$250,000		\$0	25 Yrs - para 12(a)(1)	B-108 & 111	This project will include, but is not limited to various improvements and overall rehabilitation for energy efficiencies and reduced maintenance costs including but not limited to weather related damage, accessibility, security, communications and energy consumption, mechanical, plumbing, electrical, backup generators, and miscellaneous items.
8		2015 PRESERVATION OF ROADS CONSTRUCTION VARIOUS MAINTENANCE (COUNTYWIDE)	C	\$4,000,000	\$4,000,000		\$0	15 Yrs - para 20 (c)	B-108 & 111	This program entails the reconstruction or rehabilitation of various roads throughout the County based on pavement condition rating needs and traffic counts.
9		2015 ASSET MANAGEMENT SOFTWARE COUNTYWIDE	S	\$350,000	\$350,000		\$0	5 Yrs - para 32	B-108 & 112	The County will create and/or modify an asset management and work order system to track assets and efficiently process work orders.
10		2015 ASSET MANAGEMENT SOFTWARE TOOLS GASBOY INTEGRATION COUNTYWIDE	S	\$200,000	\$200,000		\$0	5 Yrs - para 32	B-108 & 112	The County will create and/or modify an asset management and work order system and integrate that system with the County's Gasboy fuel system.
11		2015 FEDERAL AID PROJECTS RIGHT OF WAY BUFFALO/TONAWANDA	S	\$700,000	\$70,000	\$630,000	\$0	15 Yrs - para 20 (c)	B-108 & 112	This project provides funds for right of way for the reconstruction/rehabilitation of Kenmore Avenue.
12		2015 FEDERAL AID PROJECTS CONSTRUCTION COUNTYWIDE	C	\$2,910,000	\$1,110,000	\$1,800,000	\$0	10 Yrs - para 90	B-108 & 112	This project includes funds to finance the County share of various road and bridge projects which are eligible for State and Federal aid. The State and Federal share of this project totals \$1,800,000. Roads and bridges scheduled include: Salt Road Bridges, Kenmore Avenue and the Tonawanda Rails to Trails project.
13		2015 FEDERAL AID BRIDGE PRESERVATION DESIGN COUNTYWIDE	C	\$125,000	\$125,000		\$0	5 Yrs - para 62 (2nd)	B-108 & 112	This project provides funds to finance the County share of various bridge projects which are eligible for State and Federal aid. This project will involve design for bridge deck sealing and washing, bridge painting, joint replacement, and bridge bearings, railing systems and vertical down on multiple bridges across the County.

14		2015 FEDERAL AID BRIDGE PRESERVATION CONSTRUCTION COUNTYWIDE	C	\$1,825,000	\$405,000	\$1,420,000	\$0	10 Yrs - para 10	B-108 & 112	This project provides funds to finance the County share of various bridge projects which are eligible for State and Federal aid. The State and Federal share of this project totals \$1,420,000. This project will involve bridge deck sealing, bridge painting, and vertical down, bearings, railings and joint replacement on multiple bridges across the County, including Bullis Road bridge over Buffalo Creek.
15		2015 SMALL BRIDGE INSPECTION PROGRAM COUNTYWIDE	C	\$600,000	\$600,000		\$0	5 Yrs - para 62 (2nd)	B-108 & 113	This project will entail the inspection of small bridges (five to twenty feet) under a four year program to complete condition inspections of all of the 466 small bridges that are on the County highway system.
16		2015 PRESERVATION OF BRIDGES CONSTRUCTION COUNTYWIDE	C	\$3,000,000	\$3,000,000		\$0	20 Yrs - para 10	B-108 & 113	This project involves bridge work to address flags from inspection for various bridges around the County and the reconstruction of various bridges around the County
17		2015 PRESERVATION OF BRIDGES AND CULVERTS DESIGN COUNTYWIDE	C	\$250,000	\$250,000		\$0	20 Yrs - para 10	B-108 & 113	This project will fund the design and construction and inspection of repairs that have to be completed based on Bridge Inspection Reports, small bridge inspections and/or flags.
18		2015 DAM PRESERVATION, REHABILITATION AND REGULATORY COMPLIANCE DESIGN COUNTYWIDE	C	\$125,000	\$125,000		\$0	5 Yrs - para 62 (2nd)	B-108 & 113	This project will fund design for repairs to dams that are owned by the County at various parks, including but not limited to valves, safety railings, and concrete.
19		2015 DAM PRESERVATION, REHABILITATION AND REGULATORY COMPLIANCE CONSTRUCTION COUNTYWIDE	C	\$125,000	\$125,000		\$0	20 Yrs - para 19(b)	B-108 & 113	This project will fund repairs to dams that are owned by the County at various parks.
20		2015 HIGHWAY SAFETY IMPROVEMENTS COUNTYWIDE	C	\$400,000	\$400,000		\$0	15 Yrs - para 20(c)	B-108 & 113	This project will fund recognized highway deficiencies and upgrading highway appurtenances at locations on the county wide highway system that are determined to be hazardous, or are prone to higher incidences of accidents, through performance of a highway safety audit or study. The funds will be appropriated for the replacement of missing or deficient guiderail, highway vertical alignment corrections (re-construction) at locations of substandard sight distance, and piping of deep ditches and/or regrading steep embankments to satisfy slope criteria to eliminate the need for guiderail installation.
21		2015 HIGHWAY VEHICLE AND EQUIPMENT REPLACEMENT PROGRAM COUNTYWIDE	C	\$1,750,000	\$1,750,000		\$0	15 Yrs - para 28	B-108 & 114	The County's large vehicle and fleet is aging to the point where major repairs are needed. This is a multi-year project that will allow for the replacement of larger fleet vehicles and equipment over time.
22		2015 UPGRADE TO GASBOY SYSTEM COUNTYWIDE	S	\$150,000	\$150,000		\$0	5 Yrs - para 32	B-108 & 114	The current Gasboy software utilized by the County is old and is no longer compatible with our current technology and equipment upgrades. This project will include but not be limited to include new Slave readers, software and tank monitoring systems.
23		2015 REPLACEMENT OF FLEET POOL VEHICLES COUNTYWIDE	C	\$150,000	\$150,000		\$0	3 Yrs - para 77 (1st)	B-108 & 114	This project will replace the older vehicles in the fleet with new fuel efficient vehicles for fleet and pool usage.
24		2015 COUNTYWIDE PARKS IMPROVEMENTS	C	\$1,200,000	\$1,200,000		\$0	15 Yrs - para 19(c)	B-108 & 114	This project will provide improvements to, but not necessarily limited to, utility upgrades, building/shelter upgrades, new picnic tables, new play structures, parks improvements, fall zone protection materials meeting current safety guidelines, demolition and removal of structures, and parks equipment
25		2015 SHELTER, BUILDING AND COMFORT STATION REPLACEMENT COUNTYWIDE	C	\$400,000	\$400,000		\$0	15 Yrs - para 12(a) (2)	B-108 & 114	This is an ongoing rehabilitation effort that includes building and shelter roof replacement and demolition, environmental abatement, refurbishing comfort stations, and the replacement of windows, doors, floors and siding.
26		2015 PARKS ROADS PATHWAYS AND PARKING LOT REPAIR COUNTYWIDE	C	\$200,000	\$200,000		\$0	10 Yrs - para 90	B-108 & 114	This project will include the resurfacing and rebuilding of various roads, pathways and parking lots within the County park system.

27		2015 PARKS VEHICLES AND EQUIPMENT	C	\$350,000	\$350,000		\$0	5 Yrs - para 28	B-108 & 115	This includes the purchase of new parks vehicles and equipment.
28		2015 IRRIGATION SYSTEM AT ELMA MEADOWS GOLF COURSE (ELMA)	S	\$1,500,000	\$1,500,000		\$0	15 Yrs - para 54	B-108 & 115	This project will replace the current manual irrigation system located at Elma Meadows Golf Course with a new automated irrigation system including improvements not limited to, the pump house and course drainage.
29		2015 PARKS AKRON FALLS BROOKLYN STREET ENTRANCE REHABILITATION (AKRON)	S	\$600,000	\$600,000		\$0	20 Yrs - para 10	B-108 & 115	This project will rehabilitate the existing Brooklyn Street bridge over Murder Creek at Akron Falls Park.
30		2015 PARKS CHESTNUT RIDGE CULVERT REPLACEMENT (ORCHARD PARK)	S	\$300,000	\$300,000		\$0	15 Yrs - para 19 (c)	B-108 & 115	This project will include the ongoing replacement and repairs of culverts rated poor at Chestnut Ridge Park.
31		2015 ENVIRONMENT & PLANNING MASTER PLAN FOR ERIE COUNTY PARKS COUNTYWIDE	C	\$300,000	\$300,000		\$0	5 Yrs - para 62 (2nd)	B-108 & 115	The project involves the preparation of an update to the existing 2003 Erie County Park System Master Plan.
32		2015 ENVIRONMENT & PLANNING BROWNFIELD REDEVELOPMENT PROJECT (LACKAWANNA)	C	\$1,250,000	\$1,250,000		\$0	15 Yrs - para 91	B-108 & 115	The County is pursuing an industrial redevelopment project at the former Bethlehem Steel site. Funds will be utilized for acquisition of property, design and construction of roads, sewers and water lines, utilities, pedestrian pathways, railroad track relocation and construction, and site development.
33		2015 HEALTH RENOVATIONS OF TOXICOLOGY LABORATORY AND PATHOLOGY FACILITY BUFFALO	S	\$750,000	\$750,000		\$0	10 Yrs - para 13	B-109 & 116	This project will include, but is not limited to replacing the head end heating, ventilation, and air conditioning systems, lighting and ceiling improvements, and partial renovations to the Laboratory and Pathology area.
34		2015 HEALTH REPLACEMENT OF FORENSIC LABORATORY INSTRUMENTATION/EQUIPMENT COUNTYWIDE	S	\$125,000	\$125,000		\$0	5 yrs - para 32	B-109 & 116	This project provides for the purchase of toxicology instrumentation, software, and equipment.
35		2015 HEALTH PURCHASE OF OFFICE FURNITURE FOR FORENSIC LABORATORY COUNTYWIDE	S	\$15,000	\$15,000		\$0	5 Yrs - para 32	B-109 & 116	This project provides for the purchase of office furnishings for the Forensic Laboratory at the Medical Examiner's Office.
36		2015 HEALTH REPLACEMENT OF COLD STORAGE UNITS COUNTYWIDE	S	\$58,500	\$58,500		\$0	5 Yrs - para 32	B-109 & 116	This project entails the replacement of refrigeration units at the Public Health Laboratory.
37		2015 INFORMATION & SUPPORT SERVICES REPLACEMENT OF TELEPHONE SYSTEM PHASE I COUNTYWIDE	S	\$1,350,000	\$1,350,000		\$0	5 Yrs - para 35	B-109 & 116	This project involves the replacement of the existing Avaya telephone system.
38		2015 INFORMATION & SUPPORT SERVICES REPLACEMENT OF UNINTERRUPTED POWER SUPPLY BUFFALO	S	\$300,000	\$300,000		\$0	5 Yrs - para 32	B-109 & 116	This project involves the replacement of the existing battery backup system for the County's data center.
39		2015 INFORMATION & SUPPORT SERVICES UPGRADE OF STORAGE AREA NETWORK SAP SERVERS AND BLADE SERVERS COUNTYWIDE	S	\$500,000	\$500,000		\$0	5 Yrs - para 32	B-109 & 117	This project involves the upgrade and replacement of Erie County's Storage Area network, SAP servers and Blade servers.



40		2015 INFORMATION & SUPPORT SERVICES WEBSITE UPGRADE COUNTYWIDE	S	\$200,000	\$200,000		\$0	5 Yrs - para 35	B-109 & 117	This project involves the upgrade of the County's website.
41		2015 SHERIFF (BUILDINGS & GROUNDS) IMPROVEMENTS TO HOLDING CENTER & CORRECTIONAL FACILITY ADA COUNTYWIDE	C	\$750,000	\$750,000		\$0	25 Yrs - para 12 (a)(1)	B-109 & 117	This project includes, but is not limited to various renovation projects for accessibility in the Erie County Holding Center and Erie County Correctional Facility as determined by the facility assessment and evaluation for Americans with Disabilities Act requirements and miscellaneous work.
42		2015 SHERIFF (BUILDINGS & GROUNDS) VARIOUS IMPROVEMENTS TO HOLDING CENTER & CORRECTIONAL FACILITY COUNTYWIDE	C	\$500,000	\$500,000		\$0	25 Yrs - para 12(a)(1)	B-109 & 117	This project includes, but is not limited to lighting and surveillance upgrades, intake area renovations, carpet replacement and acoustic treatments, Watch Tour installation, kitchen equipment replacement and renovations, cameras, locks and security devices, door access controls, and other miscellaneous projects.
43		2015 SHERIFF (BUILDINGS & GROUNDS) CORRECTIONAL FACILITY PARKING LOT ALDEN	S	\$600,000	\$600,000		\$0	10 Yrs - para 20 (f)(1)	B-109 & 117	This project includes the reconstruction of the existing parking lot and an improved drainage system.
44		2015 SENIOR SERVICES REPLACEMENT VANS COUNTYWIDE	C	\$60,000	\$60,000		\$0	5 Yrs - para 29	B-110 & 117	This project involves the ongoing replacement of County owned vehicles for senior transportation. This project will involve the purchase of two new vans.
45		2015 PROBATION PURCHASE OF POLICE RADIO EQUIPMENT BUFFALO	S	\$6,990	\$6,990		\$0	5 Yrs - para 35	B-110 & 118	The Probation Department will purchase Motorola 96 channel two-way police radios.
46		2015 PROBATION PURCHASE OF ELECTRONIC MONITORING EQUIPMENT COUNTYWIDE	S	\$58,750	\$58,750		\$0	5 Yrs - para 35	B-110 & 118	This project will involve the purchase of Home Guard Model #206 units that link to wireless telephones.
47		2015 BUFFALO & ERIE COUNTY PUBLIC LIBRARY MECHANICAL ELECTRICAL & PLUMBING IMPROVEMENTS BUFFALO	C	\$500,000	\$500,000		\$0	10 Yrs - para 13	B-110 & 118	This project will include upgrades to various systems (including ancillary components) that need renovation/replacement including but not limited to HVAC/humidification in the Mark Twain Room, control centers (pumps, fans), HVAC VFDs, chillers, steam blow down tank, asbestos abatement and other miscellaneous work as required.
48		2015 BUFFALO & ERIE COUNTY PUBLIC LIBRARY CENTRAL LIBRARY AUDITORIUM REHABILITATION BUFFALO	S	\$600,000	\$500,000	\$100,000	\$0	25 Yrs - para 12(a)	B-110 & 118	This project will include, but not be limited to refurbishing/replacing seating; replacing carpeting; reconditioning/replacing and increasing the capacity of the HVAC system using more energy efficient technologies; replacing and upgrading lighting/electrical systems; updating technology; replacing failing flooring and plumbing; and related restoration items.
49		2015 REHABILITATION OF ECC SOUTH AUTO BUREAU ORCHARD PARK	S	\$106,300	\$106,300		\$0	25 Yrs - para 12(a)	B-110 & 118	This project will add approximately 700 square feet of space to the existing Auto Bureau located at ECC South by enclosing the loading dock area (currently not in use) and turning it into expanded customer service/testing area inside the Auto Bureau, and also adding additional work stations. Project will add a Handicapped Accessible Ramp to front of building and 21,000 square feet of sidewalk for customer safety.
50		2015 ERIE COMMUNITY COLLEGE EQUIPMENT COLLEGEWIDE	C	\$1,800,000	\$1,800,000		\$0	5 Yrs - para 89	B-110 & 118	This project provides for the acquisition of various pieces of equipment. This includes vehicles, buildings and grounds equipment, laboratory and technical equipment as well as furniture and fixtures for all three campuses.
51		2015 ERIE COMMUNITY COLLEGE ROOF REPLACEMENT & WATERPROOFING COLLEGEWIDE	C	\$6,000,000	\$3,000,000	\$3,000,000	\$0	15 Yrs - para 12(a)(2)	B-110 & 118	This project provides for miscellaneous exterior building repairs and waterproofing college-wide and includes, but is not limited to door and window replacement, masonry restoration at North and South campuses, the replacement or rehabilitation of roofs at North Campus for K, S and D buildings, skylight replacement work at City Campus and other miscellaneous work as required. State aid pays for 50% of the cost.
52		2015 ECC CODE COMPLIANCE COLLEGEWIDE	C	\$300,000	\$150,000	\$150,000	\$0	15 Yrs - para 12(a)(2)	B-110 & 118	This project will address, but not be limited to, issues involving ADA, electrical, environmental, and/or asbestos abatement compliance at ECC.
	<b>TOTALS</b>			\$44,690,540	\$34,615,540	\$10,075,000	\$0			

(5-0)

NB: COMM. 7E-11 (2015) – AS AMENDED was Discharged from Committee and approved at Session 8 held April 23, 2015.

3. COMM. 1D-9 (2015)

**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 215075 through 215087, 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	2015	Petition No.	215,075.00
	ASSESSOR	Refund	\$54.79
S-B-L	53.07-6-5	245 Willowbwnd R 141600	TONAWANDA
	Acct. No. 112	\$54.79	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
<u>Charge To :</u>	141600 TONAWANDA		\$0.00

RPTL550(2): Error in calculating veterans exemption  
Refund to be issued to John and Mildred Enney

FISCAL YEAR	2014	Petition No.	215,076.00
	ASSESSOR	Refund	\$571.82
S-B-L	69.18-4-17	110 Arlington Rd 142289	AMHERST
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$571.82	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$571.82
	Relevy School	\$571.82	142203 WILLIAMSVILLE

CENT

RPTL550(2): Failed to apply enhanced STAR exemption  
Refund to be issued to Carol D Mahoney

FISCAL YEAR	2014	Petition No.	215,077.00
	ASSESSOR	Refund	\$640.00
S-B-L	67.16-8-32	112 Bondcroft Dr	142289 AMHERST
	Acct. No. 112		\$0.00 County
	Acct. No. 132		\$640.00 Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$640.00
	Relevy School		\$640.00 142201 AMHERST

CENTRAL

RPTL550(2): Failed to apply basic STAR exemption  
Refund to be issued to Ted and Vanessa Andrews

FISCAL YEAR	2015	Petition No.	215,078.00
	ASSESSOR	Refund	\$48.37
S-B-L	40.15-2-23	62 Rockdale Dr	142289 AMHERST
	Acct. No. 112		\$26.94 County
	Acct. No. 132		\$21.43 Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$21.43

RPTL550(2): Failed to apply aged exemption  
Refund to be issued to Adelaide Klein

FISCAL YEAR	2014	Petition No.	215,079.00
	ASSESSOR	Refund	\$433.00
S-B-L	40.15-2-23	62 Rockdale Dr	142289 AMHERST
	Acct. No. 112		\$0.00 County
	Acct. No. 132		\$433.00 Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST		\$433.00
	Relevy School		\$433.00

RPTL550(2): Failed to apply enhanced STAR exemption  
Refund to be issued to Adelaide Klein

FISCAL YEAR	2014	Petition No.	215,080.00
	ASSESSOR	Refund	\$571.82
S-B-L	55.07-4-3	51 Swanson Terr	142289 AMHERST
	Acct. No. 112		\$0.00 County

<u>Charge To :</u>	Acct. No. 132	\$571.82	Town/SpecialDist/School
	142289 AMHERST		\$571.82
	Relevy School	\$571.82	

RPTL550(2): Failed to apply enhanced STAR exemption  
Refund to be issued to Joseph DiPaola

FISCAL YEAR 2015                      Petition No.                      215,081.00

                                 ASSESSOR                      Refund                      \$65.57  
S-B-L 344.00-1-4.1    13891 Brewer Rd 143689 COLLINS

<u>Charge To :</u>	Acct. No. 112	\$65.57	County
	Acct. No. 132	\$0.00	Town/SpecialDist/School
	143689 COLLINS		\$0.00

RPTL550(2): Failed to apply cold war veteran exemption  
Refund to be issued to Daniel and Sara Sion

FISCAL YEAR 2015                      Petition No.                      215,082.00

                                 ASSESSOR                      Cancel                      \$156.38  
S-B-L 74.00-1-11        South Newstead Rd 145689 NEWSTEAD

<u>Charge To :</u>	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$156.38	Town/SpecialDist/School
	145689 NEWSTEAD		\$156.38

RPTL550(2): Incorrect special district charge  
New tax bill to be issued

FISCAL YEAR 2015                      Petition No.                      215,083.00

                                 ASSESSOR                      Cancel                      \$405.48  
S-B-L 74.00-2-7./A    4829 South Newste 145689 NEWSTEAD

<u>Charge To :</u>	Acct. No. 112	\$240.72	County
	Acct. No. 132	\$164.76	Town/SpecialDist/School
	56019 NEWSTEAD FIRE PROTECT	\$55.69	
	145689 NEWSTEAD		\$109.07

RPTL550(2): Assessed values differs from valuation document  
New tax bill to be issued

FISCAL YEAR 2015                      Petition No.                      215,084.00

   ASSESSOR                      Cancel                      \$89.71

S-B-L 74.00-2-7                      4809 South Newsta 145689 NEWSTEAD

   Acct. No. 112                      \$0.00      County

   Acct. No. 132                      \$89.71      Town/SpecialDist/School

Charge To :                      145689 NEWSTEAD                      \$89.71

RPTL550(2): Partial Duplicate entry  
New tax bill to be issued

FISCAL YEAR 2014                      Petition No.                      215,085.00

   ASSESSOR                      Refund                      \$607.00

S-B-L 53.68.3-6                      24 Howard Ln 146489 TONAWANDA

   Acct. No. 112                      \$0.00      County

   Acct. No. 132                      \$607.00      Town/SpecialDist/School

Charge To :                      146489 TONAWANDA                      \$607.00

   Relevy School                      \$607.00

RPTL550(2): Failed to apply basic STAR exemption  
Refund to be issued to Sarah E. Lucier

FISCAL YEAR 2015                      Petition No.                      215,086.00

   OWNER                      Refund                      \$2,821.24

S-B-L 182.16-3-21.11 5690 Camp Rd 144803 HAMBURG

   Acct. No. 112                      \$0.00      County

   Acct. No. 132                      \$2,821.24      Town/SpecialDist/School

   48610 VILL HAM USER ECSD#3                      \$2,821.24

Charge To :                      144803 HAMBURG                      \$0.00

RPTL550(2): Incorrect special district charge  
Refund to be issued to Roseanne/Cheektowaga Concrete

FISCAL YEAR 2015                      Petition No.                      215,087.00

   OWNER                      Cancel                      \$14,794.36

S-B-L 182.16-3-21.11 5690 Camp Rd 144889 HAMBURG

   Acct. No. 112                      \$0.00      County

	Acct. No. 132	\$14,794.36	Town/SpecialDist/School
48610 VILL HAM USER ECSD#3		\$14,794.36	
<u>Charge To :</u>	144889 HAMBURG		\$0.00

RPTL550(2): Incorrect special district charge  
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.  
(5-0)

JOSEPH C. LORIGO  
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 97

April 23, 2015	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 7
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ALL MEMBERS PRESENT.

1. RESOLVED, the following item is hereby received and filed:

a. COMM. 7D-10 (2015)  
**CLERK OF THE LEGISLATURE:** “NYS DEC Documents Received”  
(5-0)

2. COMM. 3E-13 (2015)  
**COUNTY EXECUTIVE AS AMENDED**

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for the Erie County Sewer District No. 4, Contract No. 40RB at 11:00 A.M. on April 16, 2015.

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract 40RB	Concrete Applied Technologies Corp. dba Catco 1266 Townline Road Alden, NY 14004	\$7,833,515.00

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

NOW, THEREFORE, BE IT

RESOLVED, that the Aurora North Pump Station Elimination Sanitary Sewer Project, Contract 40RB be awarded to Concrete Applied Technologies Corp., dba Catco, 1266 Townline Road, Alden, New York 14004 in the amount of \$7,833,515.00; and it be further

RESOLVED, that funds be allocated for this contract from Erie County Sewer District No. 4 capital account C.00072; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute the Contract with the aforementioned lowest responsible bidder subject to approval as to content by the Commissioner of Environment and Planning, approval as to form by the County Attorney, and certification of availability of funds by the Comptroller's Office; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy each of this resolution to the County Executive, the Director of Budget and Management, the County Comptroller, Gregory Kammer, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E., Department of Environment and Planning, Rath Building, 10<sup>th</sup> Floor.  
(5-0)

3. COMM. 5E-15 (2015)

**COUNTY EXECUTIVE AS AMENDED**

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for the Erie County Sewer District No. 2, Lakeshore Road Low Pressure Grinder System, Contract No. 86 at 2:00 pm on March 26, 2015;

<u>Contract</u>	<u>Low Bidder</u>	<u>Amount</u>
Contract No. 86	DJM Contracting, Inc. 1128 Jamison Road Elma, NY 14059	\$230,548.00

NOW, THEREFORE BE IT

RESOLVED, the Lakeshore Road Low Pressure Grinder System, Contract No. 86 be awarded to DJM Contracting, Inc. in an amount not to exceed \$230,548.00; and be it further

RESOLVED, that the County Executive be, and is hereby authorized to execute the Contract with the aforementioned lowest responsible bidder subject to approval as to content by the Commissioner of the Department of Environment and Planning and approval as to form by the County Attorney's Office; and be it further

RESOLVED, that the Erie County Comptroller be authorized and directed to allocate \$230,548.00 from Erie County Sewer District No. 2, Capital Account C.00011 for this project; and it be further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each of this resolution to the County Executive, Director of Budget and Management, Comptroller's Office, Gregory Kammer, Assistant County Attorney; and send two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.  
(5-0)

4. COMM. 5E-17 (2015)

**COUNTY EXECUTIVE AS AMENDED**

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bids for the Erie County Sewer District No. 3, Elma Pump Station Improvements, Contract No. 47 at 2:00 pm on March 18, 2015:

<u>Contract</u>	<u>Low Bidder</u>	<u>Amount</u>
Contract No. 47G	STC Construction, Inc. PO Box 459 Springville, NY 14141	\$336,480.00
Contract No. 47E	South Buffalo Electrical, Inc. 1250 Broadway Street Buffalo, NY 14212	\$164,498.00

; and

WHEREAS, Erie County Sewer District No. 3 will receive reimbursement from Steuben Foods for Contract No. 47 expenses pursuant to Legislative Comm. 5E-18 (2015); and

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

NOW, THEREFORE BE IT

RESOLVED, the Elma Pump Station Improvements, Contract No. 47G be awarded to STC Construction, Inc. in the not to exceed amount of \$336,480.00 and Contract No. 47E be awarded to South Buffalo Electrical, Inc. in the amount not to exceed \$164,498.00; and be it further

RESOLVED, that the County Executive be, and is hereby authorized to execute the Contract with the aforementioned lowest, responsible bidders subject to approval to content by the Commissioner of the Department of Environment and Planning and as to form by the County Attorney's Office; and be it further

RESOLVED, that the Erie County Comptroller and Director of Budget and Management be authorized and directed to establish a new Capital Project – C.15301 – “Elma PS Imp 2015 0.55M” with estimated revenues of \$550,000.00 ((4204990) Other Local Source) and appropriations of \$550,000.00 (Professional Services (516020)); and it be further

RESOLVED, that the Erie County Comptroller be authorized and directed to allocate \$550,000 from Erie County Sewer District No. 3, Capital Account C.15301 for this project; and it be further



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

(5-0)

5. COMM. 5E-19 (2015)

**COUNTY EXECUTIVE AS AMENDED**

WHEREAS, the Erie County Department of Environment and Planning has received the following lowest responsible bid for the Transit & Main Cured-in-Place Pipe Lining Project, Erie County Sewer District No. 5, Contract No. 21 at 10:00 a.m. on March 31, 2015:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>	<u>Amount</u>
Contract No. 21	CMH Company, Inc. 12704 North Road Alden, NY 14004	\$210,060.00

; and

WHEREAS, the aforementioned lowest responsible bidder is recognized as a reputable contractor capable of completing this project; and

WHEREAS, Erie County Sewer District No. 5 has retained \$20,000.00 from developers under the Division's Infiltration/Inflow (I/I) Remedial Work Mandate for use in lining and other I/I projects, and which has been previously deposited in Capital Reserve Account C.00005; and

WHEREAS, Erie County Sewer District No. 5 has adequate cash in Capital Reserve Account C.00005, along with \$60,000.00 from the 2015 Operations Budget, to fund this project.

NOW, THEREFORE, BE IT,

RESOLVED, that the Transit & Main Cured-in-Place Pipe Lining Project, Erie County Sewer District No. 5, Contract No. 21 be awarded to CMH Company, Inc. In an amount not to exceed \$210,060.00; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute the Contract with the aforementioned lowest responsible bidder, subject to approval as to content by the Commissioner of the Department of Environment and Planning and approval as to form by the County Attorney's office; and be it further

RESOLVED, that the County Comptroller is authorized and directed to allocate \$150,060.00 from Capital Bond Account C.00035 for the Transit & Main Cured-in-Place Pipe Lining Project, Erie County Sewer District No. 5, Contract No. 21; and be it further

RESOLVED, that the Director of Budget and Management and the County Comptroller be authorized to establish budgets as necessary and directed to transfer \$150,060.00 from Capital Reserve Account C.00005, \$20,000.00 of which was previously deposited to Erie County Sewer

District No. 5 Capital Reserve from the Division's I/I Remedial work mandate, and the remaining \$60,000.00 will be funded from Fund 220, Cost Center 1811010, Account 516020 of the approved 2015 operating budget; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy each of this resolution to the County Executive, the Director of Budget and Management, the County Comptroller, Gregory Kammer, Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E., Department of Environment and Planning, Rath Building, 10<sup>th</sup> Floor.  
(5-0)

6. COMM. 7E-9 (2015)

**COUNTY EXECUTIVE**

WHEREAS, the New York State Department of Environmental Conservation awarded Erie County two (2) Urban & Community Forestry grants; and

WHEREAS, the first grant is for \$24,000 to complete the "Erie County Parks Tree Inventory" needed at Ellicott Creek Park and Elma Meadows Park; and

WHEREAS, the second grant is for \$18,240 to complete the "Erie County Parks Tree Management" needed at Akron Falls Park and Como Lake Park; and

WHEREAS, professional and volunteer services, will be provided by the following higher education partners: Daemen College and Medaille Collage, as well as by the Erie County Soil and Water Conservation Service, the Erie County Department of Parks Recreation and Forestry and the Erie County Department of Environment and Planning.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or Deputy County Executive is authorized to enter into an agreement with the New York State Department of Environmental Conservation for assistance with the "Erie County Parks Tree Inventory" project in an amount not to exceed \$24,000 in grant resources; and be it further

RESOLVED, that the County Executive or Deputy County Executive is authorized to enter into an agreement with the New York State Department of Environmental Conservation for assistance with the "Erie County Parks Tree Management" project in an amount not to exceed \$18,240 in grant resources; and be it further

RESOLVED, that the revenue from the New York State Department of Environmental Conservation for the "Erie County Parks Tree Inventory" and "Erie County Tree Management" projects is hereby appropriated in grant accounts in the Department of Parks, Recreation and Forestry (Business Area 164, Fund 281) as follows:

Erie County Tree Inventory  
(Grant Period: 4/1/2015-4/1/2017)  
SAP Grant Account #164EPTI1517

REVENUE:

<u>Account</u>	<u>Description</u>	<u>Budget</u>
409000	State Aid Revenue	\$24,000
TOTAL REVENUE		\$24,000

APPROPRIATIONS:

<u>Account</u>	<u>Description</u>	<u>Budget</u>
516020	Professional Service Contract	\$24,000
TOTAL APPROPRIATIONS		\$24,000

Erie County Tree Management  
(Grant Period: 4/1/2015-4/1/2017)  
SAP Grant Account #164EPTM1517

REVENUE:

<u>Account</u>	<u>Description</u>	<u>Budget</u>
409000	State Aid Revenue	\$18,240
TOTAL REVENUE		\$18,240

APPROPRIATIONS:

<u>Account</u>	<u>Description</u>	<u>Budget</u>
516020	Professional Service Contract	\$18,240
TOTAL APPROPRIATIONS		\$18,240

and be it further

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

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office; the Comptroller's Office; the Director of the Division of Budget and Management; the County Attorney; the Commissioner of the Department of Parks, Recreation and Forestry, and the Commissioner of the Department of Environment and Planning, Rath Building, 10th Floor. (5-0)

6. COMM. 7E-10 (2015)

**COUNTY EXECUTIVE**

WHEREAS, this Honorable Body has previously authorized the County Executive to enter into Agreements for Phases 1, 2, 3 and 4 of the Environmental Compliance Project with Wendel Companies, Architects/Engineers; and

WHEREAS, an additional Phase 5 is now required to provide, but not limited to, oil & water separator designs, environmental compliance audits, personnel training, record keeping reviews, and a design of new salt storage structures; and

WHEREAS, the County Executive is now requesting authorization from this Honorable Body, to issue an Agreement Amendment to Wendel Companies, Architects/Engineers, for Phase 5 of the Environmental Compliance Project; and

WHEREAS, it is also probable that additional environmental code deficiencies will be identified during the course of the work; and

WHEREAS, an additional design contingency amount should be authorized to fund change orders for this unforeseen design and compliance work in an amount not to exceed \$50,000.00.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into an Agreement Amendment with Wendel Companies, Architects/Engineers, including a design contingency and reimbursables for Phase 5 of the Environmental Compliance Project for an amount not to exceed \$110,000.00; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project account A.13007 – 2013 – EPA Environmental Compliance Regulations Compliance, for an amount not to exceed \$110,000.00; and be it further

RESOLVED, that two certified copies of this resolution shall be sent to the Commissioner of the Department of Public Works; and one copy each to the Office of the County Executive; the County Comptroller; the County Attorney; and the Director of the Division of Budget and Management.  
(5-0)

TED B. MORTON  
CHAIR

**LEGISLATOR RESOLUTIONS**

Item 28 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. GRANT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 98

RE: Reporting Requirements for Conditional  
Release Program  
(INTRO. 9-1)

A RESOLUTION TO BE SUBMITTED  
BY LEGISLATOR HARDWICK

WHEREAS, this honorable body feels that the Conditional Release Program is just a step in the right direction towards reducing the number of people incarcerated; and

WHEREAS, it has been a communitywide effort that has helped get the program to a place where it can get a foothold and begin to help those who need it here in Erie County; and

WHEREAS, as a community we must continue take all possible efforts to ensure that the program continues to be one run and supported by everyone; and

WHEREAS, this honorable body proposes yearly reviews of the program to be conducted at the last committee meeting of September of each year.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body hereby requests a yearly review of the Conditional Release Program to examine its continuing effectiveness and funding levels; and be it further

RESOLVED, said reviews will take place, commencing two-thousand-sixteen, in front of the last Government Affairs Committee meeting for the month of September each year; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the Department of Probation, the Sheriff's Office, and all parties deemed necessary and proper.

MR. LORIGO moved that the legislature recess for fifteen minutes. MR. RATH seconded.

CARRIED UNANIMOUSLY.

The legislature entered into recess at 2:35 PM.

CHAIR MILLS reconvened the legislature at 2:50 PM.

All members present.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 29 – MR. LORIGO moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE of further consideration of COMM. 7E-6. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 99

RE: Ralph Wilson Stadium Lease  
Renovation Work - Capital Maintenance  
Work Reimbursement  
(COMM. 7E-6, 2015)

WHEREAS, the Legislature approved the Buffalo Bills/Erie County Stadium Lease which required Stadium Renovations in the amount of \$130,000,000, paid by funds from New York State, Erie County and the Buffalo Bills; and

WHEREAS, during the performance of this work, conditions were discovered that required additional work to be performed which falls under the classification of Annual Capital Maintenance work; and

WHEREAS, on September 26, 2013, through Comm.15E – 22 (2013), this Honorable Body previously approved and authorized initial maintenance work be funded in an amount not to exceed \$911,000; and

WHEREAS, additional maintenance work has been discovered and completed for an additional amount of \$1,255,000; and

WHEREAS, this additional maintenance work has not been reimbursed to the Renovation Project / Buffalo Bills who hold all Stadium renovation construction contracts.

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller is authorized to make payment to the Renovation Project / Buffalo Bills in the amount approved by the Lease Construction Management Group (LCMG) for an amount not to exceed \$1,255,000 from SAP Account A.14001 – 2014 – Rehabilitation of Ralph Wilson Stadium; and be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, Office of the County Executive, the Division of Budget and Management, the Office of the Comptroller and the Buffalo Bills.

MR. LORIGO moved to approve the item. MR. RATH seconded.

CARRIED UNANIMOUSLY.

Item 30 – MR. LORIGO moved to discharge the GOVERNMENT AFFAIRS COMMITTEE of further consideration of COMM. 7E-14. MR. MORTON seconded.

CARRIED UNANIMOUSLY.

RE: Departments of Public Works, Parks,  
Social Services & Health - Personnel  
Adjustments  
(COMM. 7E-14, 2015)

WHEREAS, the Departments of Public Works, Parks, Recreation and Forestry, Health and Social Services have concluded that certain additional staffing is necessary to perform important public services; and

WHEREAS, this work includes road maintenance, repair and plowing, parks maintenance and security/guest services, public health sanitary services and community children and families endeavors; and

WHEREAS, the departments have submitted requests for new positions in the 2015 Budget to conduct this public work and legislative authorization has been requested.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the creation of fourteen (14) Motor Equipment Operator (JG 5, step 1) positions (B-100 #8220), one (1) Crew Chief (Highway) (JG 9, step 1) position (B-100 #8217), and two (2) Automotive Mechanic (Highway) (JG 9, step 1) positions (B-100 # 8218) in the Department of Public Works, Division of Highways, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
14	Motor Equipment Operator	5	1	\$235,522
1	Crew Chief (Highway)	9	1	\$19,324
2	Automotive Mechanic (Highway)	9	1	\$38,648

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the establishment of variable minimum hiring levels for two positions of Senior Civil Engineer at job group 14, step 3 in the Division of Highways (annual salary \$68,157) effective immediately as follows:

Number of Positions	Title	Job Group	Current Budgeted Steps	Proposed New Step	2015 Salary (six months)
2	Senior Civil Engineer	14	B and E	3	\$68,157

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the creation of three (3) Park Maintenance Worker I (JG 3, step 0) positions (B-100 # 8241), two (2) Park Ranger (JG 7, step 1) positions (B-100 #8245), one (1) Supervising Park Ranger (JG 11, step 0) position (B-100 #8244), one (1) Park Superintendent (JG 11, step 0) position (B-100 #8243), and two (2) Park Attendant (seasonal) (JG 34, step 2) positions (B-100 #8242) in the Department of Parks, Recreation and Forestry, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
3	Park Maintenance Worker I	3	0	\$46,760
2	Park Ranger	7	1	\$36,207
1	Supervising Park Ranger	11	0	\$21,782
1	Park Superintendent	11	0	\$21,782
2	Park Attendant (seasonal)	34	4	\$9,360

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the creation of one (1) position of Investigating Public Health Sanitarian (JG 8, step 0) (B-100 #8247) and one (1) position of Senior Clerk Typist (JG 4, step 0) (B-100 #8248) in the Department of Health, Division of Public Health Laboratory and Environmental Health, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
1	Investigating Public Health Sanitarian	9	0	\$17,085
1	Senior Clerk-Typist	4	0	\$13,048

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the creation of one (1) position of Coordinator-Coordinating Council on Children and Families (JG 13, step 0) (B-100 # 8235) in the Department of Social Services, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
1	Coordinator-Coordinating Council on Children and Families	13	0	\$25,549

and be it further

RESOLVED, that authorization is hereby provided to make the following adjustments in the 2014 Budget in order to provide the county share portion of this request:

2014 County Wide Budget Accounts	
Fund 110 - Fund Center 14010	
	<u>Increase</u>
Revenue	
415360 – Legal Settlements	\$767,947
Expense	
504992 – Salary Reserves	\$283,682
County Wide Interfund Accounts - 14020	
570020 – Interfund Road	<u>484,265</u>
Total Expense	\$767,947
Net	0

and be it further

RESOLVED, that authorization is hereby provided to the Director of Budget and Management to establish designations in 2014 for the amounts indicated above and to reappropriate said funds into 2015, and be it further



RESOLVED, that the 2015 Budget for the Department of Public Works, Division of Highways shall be adjusted as follows:

Division of Highways - Fund 210 Fund Center 123	
Revenue	<u>Increase</u>
486000 – Interfund Revenue	\$484,265
Expense	
500000 – Full Time – Salaries	\$293,494
502000 - Fringe Benefits	<u>190,771</u>
Total Expense	\$484,265
Net	0

and be it further

RESOLVED, that in order to provide the county share portion of this proposal the 2015 Budget for County-Wide Accounts in Fund 110 shall be adjusted as follows:

County Wide Accounts - Fund 110 Fund Center 14210	
Expense	<u>Decrease</u>
504992 – Salary Reserves	(\$283,682)

and be it further

RESOLVED, that the 2015 Budget for the Department of Health shall be adjusted as follows:

Division of Public Health Laboratory and Environmental Health	
Fund 110 Fund Center 12730	
Revenue	<u>Increase</u>
406560 – State Aid Public Health	\$10,840
Expense	<u>Increase</u>
500000 – Full Time – Salaries	\$30,133
502000 - Fringe Benefits	<u>17,778</u>
Total Expense	\$47,911
Net	\$37,071

and be it further

RESOLVED, that the 2015 Budget for the Department of Social Services shall be adjusted as follows:

Department of Social Services - Fund 110 Fund Center 120	
Revenue	<u>Increase</u>
411540 – Social Services Admin.	\$20,718

Expense	Increase
500000 – Full Time – Salaries	\$25,549
502000 - Fringe Benefits	<u>15,074</u>
Total Expense	\$40,623
Net	\$19,905

and be it further

RESOLVED, that the 2015 Budget for the Department of Parks, Recreation and Forestry shall be adjusted as follows:

Department of Parks - Fund 110 Fund Center 16410

Expense	Increase
500000 – Full Time – Salaries	\$140,211
502000 - Fringe Benefits	<u>86,495</u>
Total Expense	\$226,706
Net	0

and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management and Department of Personnel to make the necessary budgetary and personnel adjustments to effectuate this resolution; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Personnel, the Division of Budget and Management, the Department of Public Works, Department of Health, Department of Social Services, and the Department of Parks, Recreation and Forestry.

MR. LORIGO moved to amend the item. MS. GRANT seconded.

DELETE THE RESOLUTION IN ITS ENTIRETY, AND REPLACE WITH THE FOLLOWING:

WHEREAS, the Departments of Public Works, Parks, Recreation and Forestry, Health and Social Services have concluded that certain additional staffing is necessary to perform important public services; and

WHEREAS, this work includes road maintenance, repair and plowing, parks maintenance and security/guest services, public health sanitary services and community children and families endeavors; and

WHEREAS, the departments have submitted requests for new positions in the 2015 Budget to conduct this public work and legislative authorization has been requested.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the creation of fourteen (14) Motor Equipment Operator (JG 5, step 1) positions (B-100 #8220), effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
14	Motor Equipment Operator	5	1	\$235,522

RESOLVED, that the Erie County Legislature hereby authorizes the creation of one (1) Crew Chief (Highway) (JG 9, step 1) position (B-100 #8217), and two (2) Automotive Mechanic (Highway) (JG 9, step 1) positions (B-100 # 8218) in the Department of Public Works, Division of Highways, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
1	Crew Chief (Highway)	9	1	\$19,324
2	Automotive Mechanic (Highway)	9	1	\$38,648

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the establishment of variable minimum hiring levels for two positions of Senior Civil Engineer at job group 14, step 3 in the Division of Highways (annual salary \$68,157) effective immediately as follows:

Number of Positions	Title	Job Group	Current Budgeted Steps	Proposed New Step	2015 Salary (six months)
2	Senior Civil Engineer	14	B and E	3	\$68,157

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the creation of three (3) Park Maintenance Worker I (JG 3, step 0) positions (B-100 # 8241), one (1) Supervising Park Ranger (JG 11, step 0) position (B-100 #8244), one (1) Park Superintendent (JG 11, step 0) position (B-100 #8243), and two (2) Park Attendant (seasonal) (JG 34, step 2) positions (B-100 #8242) in the Department of Parks, Recreation and Forestry, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
3	Park Maintenance Worker I	3	0	\$46,760

1	Supervising Park Ranger	11	0	\$21,782
1	Park Superintendent	11	0	\$21,782
2	Park Attendant (seasonal)	34	2	\$9,360

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the creation of two (2) Park Ranger (JG 7, step 1) positions (B-100 #8245), effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
2	Park Ranger	7	1	\$36,207

RESOLVED, that the Erie County Legislature hereby authorizes the creation of one (1) position of Investigating Public Health Sanitarian (JG 8, step 0) (B-100 #8247) and one (1) position of Senior Clerk Typist (JG 4, step 0) (B-100 #8248) in the Department of Health, Division of Public Health Laboratory and Environmental Health, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
1	Investigating Public Health Sanitarian	8	0	\$17,085
1	Senior Clerk-Typist	4	0	\$13,048

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the creation of one (1) position of Coordinator-Coordinating Council on Children and Families (JG 13, step 0) (B-100 # 8235) in the Department of Social Services, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
1	Coordinator-Coordinating Council on Children and Families	13	0	\$25,549

and be it further

RESOLVED, that authorization is hereby provided to the Director of Budget and Management to establish designations in 2014 for the amounts indicated above and to reappropriate said funds into 2015, and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management and Department of Personnel to make the necessary budgetary and personnel adjustments to effectuate this resolution; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Personnel, the Division of Budget and Management, the Department of Public Works, Department of Health, Department of Social Services, and the Department of Parks, Recreation and Forestry.

MR. LORIGO moved to separate the first Resolve Clause from COMM. 7E-14 (2015)-As Amended, further amend it to authorize the Department of Budget and Management and Department of Personnel to make the necessary budgetary and personnel adjustments to effectuate item, and for approval. MR. SAVAGE seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO and MR. MILLS. NOES: MR. MORTON and MR. RATH. (AYES: 9; NOES: 2)

CARRIED.

RESOLUTION NO. 100

RESOLVED, that the Erie County Legislature hereby authorizes the creation of fourteen (14) Motor Equipment Operator (JG 5, step 1) positions (B-100 #8220), effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
14	Motor Equipment Operator	5	1	\$235,522

and be it further

MR. LORIGO moved to separate the second Resolve Clause from COMM. 7E-14 (2015)-As Amended, further amend it to authorize the Department of Budget and Management and Department of Personnel to make the necessary budgetary and personnel adjustments to effectuate item, and for approval. MS. GRANT seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS and MR. RATH. NOES: MR. MORTON. (AYES: 10; NOES: 1)

CARRIED.

RESOLUTION NO. 101

RESOLVED, that the Erie County Legislature hereby authorizes the creation of one (1) Crew Chief (Highway) (JG 9, step 1) position (B-100 #8217), and two (2) Automotive Mechanic (Highway) (JG 9, step 1) positions (B-100 # 8218) in the Department of Public Works, Division of Highways, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
1	Crew Chief (Highway)	9	1	\$19,324
2	Automotive Mechanic (Highway)	9	1	\$38,648

and be it further

MR. LORIGO moved to separate the third Resolve Clause from COMM. 7E-14 (2015)-As Amended, further amend it to authorize the Department of Budget and Management and Department of Personnel to make the necessary budgetary and personnel adjustments to effectuate item, and for approval. MS. GRANT seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS and MR. RATH. NOES: MR. MORTON. (AYES: 10; NOES: 1)

CARRIED.

RESOLUTION NO. 102

RESOLVED, that the Erie County Legislature hereby authorizes the establishment of variable minimum hiring levels for two positions of Senior Civil Engineer at job group 14, step 3 in the Division of Highways (annual salary \$68,157) effective immediately as follows:

Number of Positions	Title	Job Group	Current Budgeted Steps	Proposed New Step	2015 Salary (six months)
2	Senior Civil Engineer	14	B and E	3	\$68,157

and be it further

MR. LORIGO moved to separate the fourth Resolve Clause from COMM. 7E-14 (2015)-As Amended, further amend it to authorize the Department of Budget and Management and Department of Personnel to make the necessary budgetary and personnel adjustments to effectuate item, and for approval. MR. SAVAGE seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS, MR. MORTON and MR. RATH. NOES: None. (AYES: 11; NOES: 0)

CARRIED.

RESOLUTION NO. 103

RESOLVED, that the Erie County Legislature hereby authorizes the creation of three (3) Park Maintenance Worker I (JG 3, step 0) positions (B-100 # 8241), one (1) Supervising Park Ranger (JG 11, step 0) position (B-100 #8244), one (1) Park Superintendent (JG 11, step 0) position (B-100 #8243), and two (2) Park Attendant (seasonal) (JG 34, step 2) positions (B-100 #8242) in the Department of Parks, Recreation and Forestry, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
3	Park Maintenance Worker I	3	0	\$46,760
1	Supervising Park Ranger	11	0	\$21,782
1	Park Superintendent	11	0	\$21,782
2	Park Attendant (seasonal)	34	2	\$9,360

and be it further

MR. LORIGO moved to separate the fifth Resolve Clause from COMM. 7E-14 (2015)-As Amended, further amend it to authorize the Department of Budget and Management and Department of Personnel to make the necessary budgetary and personnel adjustments to effectuate item, and for approval. MS. GRANT seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MR. LORIGO and MR. MILLS. NOES: MS. DIXON, MR. HARDWICK, MR. MORTON and MR. RATH. (AYES: 7; NOES: 4)

CARRIED.

RESOLUTION NO. 104

RESOLVED, that the Erie County Legislature hereby authorizes the creation of two (2) Park Ranger (JG 7, step 1) positions (B-100 #8245), effective July 1, 2015 as follows:

Number of	Title	Job	Step	2015 Salary (six
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Positions		Group		months)
2	Park Ranger	7	1	\$36,207

and be it further

MR. LORIGO moved to separate the sixth Resolve Clause from COMM. 7E-14 (2015)-As Amended, further amend it to authorize the Department of Budget and Management and Department of Personnel to make the necessary budgetary and personnel adjustments to effectuate item, and for approval. MS. GRANT seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS and MR. RATH. NOES: MR. MORTON. (AYES: 10; NOES: 1)

CARRIED.

RESOLUTION NO. 105

RESOLVED, that the Erie County Legislature hereby authorizes the creation of one (1) position of Investigating Public Health Sanitarian (JG 8, step 0) (B-100 #8247) and one (1) position of Senior Clerk Typist (JG 4, step 0) (B-100 #8248) in the Department of Health, Division of Public Health Laboratory and Environmental Health, effective July 1, 2015 as follows:

Number of Positions	Title	Job Group	Step	2015 Salary (six months)
1	Investigating Public Health Sanitarian	8	0	\$17,085
1	Senior Clerk-Typist	4	0	\$13,048

and be it further

MR. LORIGO moved to separate the seventh Resolve Clause from COMM. 7E-14 (2015)-As Amended, further amend it to authorize the Department of Budget and Management and Department of Personnel to make the necessary budgetary and personnel adjustments to effectuate item, and for approval. MS. GRANT seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, and MR. SAVAGE. NOES: MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS, MR. MORTON and MR. RATH. (AYES: 5; NOES: 6)

FAILED.



MR. LORIGO moved the balance of COMM. 7E-14 (2015)-As Amended. MR. SAVAGE seconded.

CHAIR MILLS directed that a roll call vote be taken.

AYES: MR. BURKE, MS. GRANT, MR. LOUGHRAN, MS. MILLER-WILLIAMS, MR. SAVAGE, MS. DIXON, MR. HARDWICK, MR. LORIGO, MR. MILLS. NOES: MR. MORTON and MR. RATH. (AYES: 9; NOES: 2)

CARRIED.

RESOLUTION NO. 106

WHEREAS, the Departments of Public Works, Parks, Recreation and Forestry, Health and Social Services have concluded that certain additional staffing is necessary to perform important public services; and

WHEREAS, this work includes road maintenance, repair and plowing, parks maintenance and security/guest services, public health sanitary services and community children and families endeavors; and

WHEREAS, the departments have submitted requests for new positions in the 2015 Budget to conduct this public work and legislative authorization has been requested.

NOW, THEREFORE BE IT

RESOLVED, that authorization is hereby provided to the Director of Budget and Management to establish designations in 2014 for the amounts indicated above and to reappropriate said funds into 2015, and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management and Department of Personnel to make the necessary budgetary and personnel adjustments to effectuate this resolution; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Personnel, the Division of Budget and Management, the Department of Public Works, Department of Health, Department of Social Services, and the Department of Parks, Recreation and Forestry.

### **SUSPENSION OF THE RULES**

Item 31 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 9-2 from LEGISLATOR LORIGO. Re: Support for Additional Funding for Explore & More's Children's Museum

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 32 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 9-3 from LEGISLATOR BURKE. Re: Expanding EC Sewer District No. 1 to Include All of the Town of Cheektowaga and Village of Sloan

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 33 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 9-4 from LEGISLATOR BURKE. Re: Calling on Albany to Fully Fund Public Education in New York State

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

Item 34 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 9-5 from LEGISLATOR BURKE. Re: Calling on State Department to Protect American Citizens Trapped in Yemen

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

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

GRANTED.

COMM. 9E-10 from the COUNTY EXECUTIVE. Re: EC Sewer District No. 3 – 2014 Increase & Improvement of Facilities

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

GRANTED.

COMM. 9E-11 from the COUNTY EXECUTIVE. Re: EC Sewer District No. 3 – Contract No. 37STP-A Change Order No. 2

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

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

GRANTED.

COMM. 9E-12 from the COUNTY EXECUTIVE. Re: Grant Programs – Authorizations to Contract

MR. LORIGO moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 107

WHEREAS, the below grant programs are included in Book B of the 2015 Adopted Budget; and

WHEREAS, the 2015 Adopted Budget resolutions require legislative approval for the County Executive to enter into contracts with grantor agencies for the purpose of receiving grants awarded or budgeted for fiscal 2015.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contracts with grantor agencies for the purpose of receiving grants, following review and approval by the Director of Budget and Management with respect to the availability of State, Federal or other funding sources, for the following grant programs:

2015 Book B Adopted Grants

<u>Department - Grant Title</u>	<u>Grant Start Date</u>	<u>Total Appropriation</u>
Dept. of Law/County Attorney		
Aid To Localities-Indigent Defense	4/1/15	184,200
Total Department		184,200
Central Police Services		
Aid to Crime Labs	7/1/15	1,419,353
DNA Backlog Reduction Program	1/1/15	698,223
Gun Involved Violence Elimination	7/1/15	151,722
National Forensic Sciences Improvement Act	10/1/15	29,722
Child Passenger Safety (Car Seat)	10/1/15	7,500
Total Department		2,386,520

District Attorney		
Aid to Prosecution	4/1/15	1,747,041
BE-SAFE	10/1/15	377,211
Crimes Against Revenue Program	1/1/15	476,819
Federal Family Violence Prevention Svcs Act	4/1/15	68,642
Gun Involved Violence Elimination	7/1/15	774,535
Motor Vehicle Theft & Ins Fraud Prev	1/1/15	126,146
STOP Violence Against Women	1/1/15	162,773
Victim/Witness Assistance	10/1/15	565,532
Total Department		4,298,699
Probation		
200% of Poverty Alternative to Incarceration	1/1/15	115,210
ATI Community Service Sentencing	7/1/15	90,271
ATI Pre-Trial	7/1/15	240,603
BE-SAFE	10/1/15	180,240
Gun Involved Violence Elimination	7/1/15	248,099
Intensive Supervision Program	1/1/15	315,432
Juvenile Accountability	1/1/15	15,690
Office of Victim Services	10/1/15	76,162
Total Department		1,525,162
Sheriff		
Gun Involved Violence Elimination	7/1/15	216,094
Human Trafficking	3/1/15	250,000
Total Department		466,094
Senior Services		
Areawide Agency on Aging	1/1/15	1,758,391
Community Services for the Elderly	4/1/15	1,760,374
Congregate Dining Nutrition	1/1/15	2,306,312
Congregate Services Initiative	4/1/15	38,616
Disease Prevention & Health Promotion Services	1/1/15	94,619
Elder Caregiver Support	1/1/15	793,388
Expanded In-Home Services for the Elderly	4/1/15	3,539,250
Hlth Insurance Info, Counseling & Assistance	4/1/15	52,494
Home Delivered Nutrition	1/1/15	1,198,823
New York Connects	10/1/15	315,947
Nutrition Services Incentive Program	10/1/15	630,031
NYS Areawide Agency on Aging Transportation	4/1/15	61,463
NYS Retired Senior Volunteer Program	4/1/15	5,972
Retired Senior Volunteer Program	4/1/15	168,021
Senior Aides	7/1/15	880,555
Senior Community Services Employment	7/1/15	298,384
Wellness in Nutrition	4/1/15	1,097,257
Total Department		14,999,897
Health		
Breast & Cervical Cancer Early Detection	6/30/15	174,700
Expanded Partner Services	7/1/15	100,000

Expanded Syringe Access and Disposal Project	7/1/15	49,000
HIV Partner Notification Program	10/1/15	207,147
Immunization Action Plan	4/1/15	300,000
Komen for the Cure of Breast Cancer CSP	4/1/15	67,500
Partners for Prevention Clinical Services CSP	4/1/15	166,400
Partners for Prevention Infrastructure CSP	4/1/15	250,000
Public Health Campaign STD	4/1/15	154,905
Public Health Campaign TB	3/31/15	346,323
STD Outreach Intervention	1/1/15	201,752
Medical Response Corps	7/1/15	5,000
PH Preparedness/Response to Bioterrorism	7/1/15	601,769
Beach Water Quality Monitoring	10/1/15	11,250
Childhood Lead Poisoning Prevention	10/1/15	573,149
Enhanced Drinking Water Protection	4/1/15	135,506
Healthy Neighborhoods	4/1/15	300,000
Lead Poisoning Primary Prevention	4/1/15	1,147,822
Public Health Laboratory Response Network	7/1/15	25,000
Youth Tobacco Enforcement & Prevention	4/1/15	255,281
Highway Safety	10/1/15	22,000
Medical Examiner Toxicology Lab Aid	7/1/15	90,000
National Forensic Science Improvement	10/1/15	19,079
<b>Total Department</b>		<b>5,203,583</b>
<b>County Executive</b>		
Office of Workforce Development	1/1/15	229,022
<b>Total Department</b>		<b>229,022</b>
<b>Environment &amp; Planning</b>		
Community Development Block Grant	4/1/15	4,143,832
<b>Total Department</b>		<b>4,143,832</b>
<b>Library</b>		
Central Library Book Aid	1/1/15	60,612
Central Library Development Aid	1/1/15	262,742
Continuity of Service	1/1/15	42,385
NYS Library System Automation	1/1/15	64,850
Coordinated Outreach	1/1/15	143,131
Library Svcs to County Correctional Facilities	4/1/15	7,432
Library Svcs to State Correctional Facilities	1/1/15	38,759
<b>Total Department</b>		<b>619,911</b>
<b>Grand Total</b>		<b>34,056,760</b>

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into subcontracts with community agencies funded under the above grants as indicated in Book B of the 2015 Adopted Budget; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues, including contractual agency amounts, based on grantor requirements or county share adjustments, provided there are no changes to authorized personnel levels; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the following departments: District Attorney, the Office of the Sheriff, Probation, Senior Services, Central Police Services, the Library, the Health Department, the Office of the Comptroller, the Department of Environment and Planning, the County Attorney's Office and the Division of Budget and Management.

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

GRANTED.

COMM. 9E-13 from the COUNTY EXECUTIVE. Re: Senior Services – Establish BIP Caregiver Support Program Grant

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

GRANTED.

COMM. 9E-14 from the COUNTY EXECUTIVE. Re: EC Youth Bureau – 2015 Summer Primetime Funding

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

GRANTED.

COMM. 9E-15 from the COUNTY EXECUTIVE. Re: Senior Services – Establish NY Connects and Enhancement Program Grant

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

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

GRANTED.

COMM. 9E-16 from the COUNTY EXECUTIVE. Re: Increase of Project Funding – Reconstruction of Hopkins Road, Town of Amherst

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 42 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 9E-17 from the COUNTY EXECUTIVE. Re: EC Conditional Release Program

MR. LORIGO moved for immediate consideration and approval. MS. MILLER-WILLIAMS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 108

WHEREAS, under Section 273(1) of the New York State Correction Law, “any inmate who is eligible for conditional release by a commission pursuant to subdivision two of section 70.40 of the penal law and who has served a minimum period of sixty days in a local correctional facility may apply for conditional release”; and

WHEREAS, a proposed local law establishing the Erie County Conditional Release Commission has been drafted and is being introduced in the Erie County Legislature; and

WHEREAS, the Erie County Department of Probation in collaboration with the Erie County Sheriff’s Office, and the John R. Oishei Foundation are working toward the re-establishment of the Erie County Conditional Release Program; and

WHEREAS, the Erie County Community Corrections Advisory Board has endorsed and other community groups have expressed interest in the re-establishment of the Erie County Conditional Release Program; and

WHEREAS, the purpose of the Conditional Release Program is to grant eligible prisoners held in the Erie County Correctional Facility an early release conditioned on a period of one year of Probation Supervision; and

WHEREAS, the Erie County Sheriff’s office has agreed to allocate \$27,000 in Jail Telephone monies for the Conditional Release Program; and

WHEREAS, The John R. Oishei Foundation has accepted a Letter of Intent and invited the Erie County Probation Department to apply for \$90,000 of funding for the purpose of re-establishing the conditional release program.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby support the re-establishment of the Erie County Conditional Release Program, subject to this Honorable Body’s approval of the appropriate proposed Local Law; and be it further

RESOLVED, pending an award letter from the John R. Oishei Foundation committing \$90,000 in grant funds, the Erie County Legislature authorizes up to \$53,200 in County share appropriations to support the Conditional Release Program in 2015, which shall come from a designation of 2014 funds into the 2015 Budget; and be it further

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into contract with the Oishei Foundation to receive \$90,000 in grant funding pending the issuance of an award letter for the purpose of establishing a Conditional Release Program; and be it further

RESOLVED, that the Legislature does hereby approve of the use of \$27,000 in Jail Telephone monies from the Office of Sheriff for the Conditional Release Program; and be it further

RESOLVED, that the following budgetary accounts are established by the Division of Budget and Management for the grant as follows:

Erie County Probation Department, Fund 281 – Business Area 126  
Conditional Release Program (126CRP1516)  
July 1, 2015 to June 30, 2016

Revenue		Increase
479100	Other Contributions - Oishei Foundation	\$ 90,000
415622	Jail Phone Revenue	27,000
479000	County Share Contribution	<u>53,200</u>
	Total	170,200

Expense		\$
500000	Full Time Salaries	93,218
501000	Overtime	4,600
502000	Fringe Benefits	59,014
505000	Office Supplies	113
505200	Clothing Supplies	249
506200	Maintenance and Repair	560
510000	Local Mileage	1,026
510100	Out of Area Travel	1,410
510200	Training & Education	650
516020	Professional Services and Fees	47
561410	Lab & Tech Equip	2,179
561420	Office Equipment	456
980000	ID DISS Services	<u>6,678</u>
	Total	\$ 170,200

and be it further



RESOLVED, that a Probation Officer, JG-11 and a Probation Assistant, JG 7 are created within the Probation Department as shown in B-100 control numbers 8045 and 8046; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to establish and adjust budgets as required to comply with approved funding levels; 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, Personnel Department, Sheriff's Department, and the Probation Department c/o Christina Schrader.

Item 43 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 9E-18 from LEGISLATOR BURKE. Re: Municipal Broadband Project

Item 44 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 9M-5 from the TOWN HIGHWAY SUPERINTENDENTS ASSOCIATION OF EC. Re: Letter Requesting the County Executive Appointment to EC Bridge and Road Infrastructure Maintenance Advisory Board

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

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE COUNTY EXECUTIVE**

Item 45 – (COMM. 9E-1) Acknowledgement of Recall of Local Law Intro. 1-2 (2015)

Received, filed and printed.

April 23, 2015

RE: Acknowledgement of Recall of Local Law Intro. No. 1-2 2015  
(A Local Law regulating pawnbrokers, second hand dealers, jewelry, precious metals and coin exchange dealers)

Dear Ms. McCarthy,

Please be advised that I am in receipt of Erie County Legislative Resolution Intro. 8-1. I hereby acknowledge that such recall request has been timely made in accordance with the provisions of Erie County Charter Section 205. As such, I have enclosed for return and reconsideration Local Law Intro. 1-2 2015 (A Local Law regulating pawnbrokers, second hand dealers, jewelry, precious metals and coin exchange dealers).

Sincerely,  
MARK C. POLONCARZ  
Mark Poloncarz, Esq  
Erie County Executive

**FROM LEGISLATOR LORIGO**

Item 46 – (COMM. 9E-2) Letter Regarding Recall of Local Law Intro. 1-2 (2015)

Received and filed.

**FROM THE COUNTY EXECUTIVE**

Item 47 – (COMM. 9E-3) Buffalo Niagara Convention Center - 2014 Boiler Stack Replacement, and Various County Park Buildings - 2014 Demolition Phase 2

Item 48 – (COMM. 9E-4) Buffalo & EC Botanical Gardens - 2015 Houses 2 & 3 Renovation

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

Item 49 – (COMM. 9E-5) EC Sewer District Nos. 3, 6 & 8 - Southtowns AWTF, East Aurora and Lackawanna Wastewater Treatment Plants - Engineering Services Agreement

Item 50 – (COMM. 9E-6) EC Sewer District No. 3 - Southtowns Sludge Incinerator Emissions Upgrade - Bid Opening

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

**FROM THE COMPTROLLER**

Item 51 – (COMM. 9E-7) Audit of the Contract with the EC Bar Association Aid to Indigent Prisoners for Period Jan-Dec 2014

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COUNTY EXECUTIVE**

Item 52 – (COMM. 9E-8) Senior Services - Authorization to Contract with Erie Regional Housing Development Corp for Transportation Services

Item 53 – (COMM. 9E-9) Senior Services - Consultant Contract for Department Communication Plan

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

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE DEPARTMENT OF SOCIAL SERVICES**

Item 54 – (COMM. 9D-1) Comm. 12E-34 Compliance Report - March - CPS Caseloads  
Received and filed.

Item 55 – (COMM. 9D-2) Documents Received Regarding LL Intro. 7-2 (2014)

Item 56 – (COMM. 9D-3) Organizations Funded by Erie County - 2014 Close-Out Report

The above two items were received and filed.

**FROM THE COUNTY EXECUTIVE'S OFFICE**

Item 57 – (COMM. 9D-4) Documents Related to Proposed State Transfer of Former US Route 219 Bridge Over Cattaraugus Creek to Erie and Cattaraugus Counties

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**FROM THE CLERK OF THE LEGISLATURE**

Item 58 – (COMM. 9D-5) Transcript of Public Hearing Regarding EC Sewer District No. 3 - Modification of Plans

Item 59 – (COMM. 9D-6) NYS DEC Documents Received

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

**FROM THE COUNTY ATTORNEY**

Item 60 – (COMM. 9D-7) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

FROM THE VILLAGE OF SPRINGVILLE

Item 61 – (COMM. 9M-1) Letter to Regarding Proposed State Transfer of Former US Route 219 Bridge

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE NFTA

Item 62 – (COMM. 9M-2) Statements of Actual Cash Flow for Period April 2014-March 2015 and Projected Cash Flow for Period April 2015-March 2016

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE TOWN OF ELMA

Item 63 – (COMM. 9M-3) Town Resolution Regarding Wireless 911 Cell Phone Surcharge

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM JEFFREY M. CONRAD

Item 64 – (COMM. 9M-4) Comments Regarding LL Intro. 7-2 (2014)

Received filed.

ANNOUNCEMENTS

Item 65 – CHAIR MILLS announced an Informational Meeting is scheduled for May 5, 2015, 10:00 a.m., regarding Adult Protective Services.

Item 66 – CHAIR MILLS announced the committee schedule for May 7, 2015 has been distributed.

Item 67 – CHAIR MILLS announced a public hearing is scheduled for May 8, 2015, 2:30 p.m., regarding Local Law Intro. 2-2 (2015) – A LL Instituting Term Limits for All Elected Officials of County Government.

Item 68 – CHAIR MILLS announced a public hearing is scheduled for May 8, 2015, 3:30 p.m., regarding Local Law Intro. 7-1 (2015) – A LL Retroactively Instituting Term Limits for All Elected Officials of County Government.

Item 69 – CHAIR MILLS announced the next legislative session is scheduled for May 14, 2015, 2:00 p.m..

MEMORIAL RESOLUTIONS

Item 70 – Legislator Burke requested that when the Legislature adjourns, it do so in memory of Eric Martin Fuller and Stanley F. Murak.

Item 71 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Jane M. Eggenweiler, Eric Martin Fuller, Helen L. Johnson, and Benedict J. “Skip” Klimas Jr.

Item 72 – Legislator Grant requested that when the Legislature adjourns, it do so in memory of Kathryn Tydus.

Item 73 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Jacquelyn A. Lasky.

Item 74 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Howard C. “Howdy” Davis, J. William Everett, and Leonard D. Zak.

**ADJOURNMENT**

Item 75 - 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, May 14, 2015 at 2:00 p.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, May 14, 2015 at 2:00 p.m. Eastern Standard Time.

**KAREN M. McCARTHY**  
**CLERK OF THE LEGISLATURE**