

ERIE COUNTY LEGISLATURE
MEETING NO. 12
JUNE 11, 2015

The Legislature was called to order by Chair Mills.

All members present.

An Invocation was held, led by Mr. Hardwick, who requested a moment of silence in honor of all fathers living and deceased in recognition of Father's Day.

The Pledge of Allegiance was led by Mr. Lorigo.

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 11. MR. RATH seconded.

CARRIED UNANIMOUSLY.

Item 4 – No public hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MS. DIXON presented a resolution Honoring Karen Erickson on Being Named a 2015 MMA 5K Honoree.

Item 6 – MS. DIXON presented a resolution Honoring Bill Murphy on Being Named a 2015 MMA 5K Honoree and for his Contributions to the South Buffalo Community.

Item 7 – MS. DIXON presented a resolution Honoring Lisa Purcell on Being Named a 2015 MMA 5K Honoree.

Item 8 – MS. DIXON presented a resolution Honoring JP Fitzgerald's Restaurant on its 25th Anniversary.

Item 9 – MS. DIXON presented a resolution Honoring Staub Inc on their 40th Anniversary of Being in Business in the Town of Hamburg.

Item 10 – MS. GRANT presented a resolution Honoring the Life of Calvin W. Loatman and Declaring May 27, 2015 as "Calvin W. Loatman Day" in Erie County.

Item 11 – MS. GRANT presented a resolution Celebrating the Trailblazing Sign Dedication Ceremony on June 19, 2015 Honoring the Late Russell Guthrie, WWII Veteran and D-Day Survivor.

Item 12 – MR. LORIGO presented a resolution Honoring Suzanne Howe Blazak for her Devotion to the American Flag and Tireless Efforts to Keep "In God We Trust" on US Currency.

Item 13 – MR. LORIGO presented a resolution Congratulating Rusty Nickel Brewing Co on their Grand Opening May 30, 2015.

Item 14 – MR. LORIGO presented a resolution Honoring Vidler's 5 & 10 on its 85th Anniversary.

Item 15 – MS. MILLER-WILLIAMS & MS. GRANT presented a resolution Honoring the Life of Mozella "Moe" Richardson.

Item 16 – MS. MILLER-WILLIAMS & MS. GRANT presented a resolution Congratulating the Buffalo Branch of the National Association for the Advancement of Colored People (NAACP) on its 100th Anniversary and 49th Annual Medgar Evers Award Banquet.

Item 17 – MS. MILLER-WILLIAMS presented a resolution Honoring the Life of William "Sweetie Pie" Mays.

Item 18 – MR. MORTON presented a resolution Congratulating Renee Cerullo on Being Installed as President of New York State Women Inc.

Item 19 – MR. MORTON presented a resolution Congratulating Frank Fialkiewicz III on Being Named 2015 Mr. Canisius at Canisius High School.

Item 20 – MR. RATH presented a resolution Congratulating the Clarence High School Mock Trial Team on their New York State 2015 Mock Trial Tournament State Championship.

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

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above sixteen items to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 21 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2014 remain on the table and in the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Item 22 – CHAIR MILLS directed that Local Law No. 8 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 23 – CHAIR MILLS directed that Local Law No. 1 (Print #2) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 24 – CHAIR MILLS directed that Local Law No. 1 (Print #3) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 25 – CHAIR MILLS directed that Local Law No. 2 (Print #2) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 26 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2015 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 27 – CHAIR MILLS directed that Local Law No. 4 (Print #1) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 28 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2015 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 29 – CHAIR MILLS directed that Local Law No. 6 (Print #1) 2015 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Item 30 – CHAIR MILLS directed that Local Law No. 7 (Print #1) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 31 – CHAIR MILLS directed that Local Law No. 8 (Print #1) 2015 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 32 – CHAIR MILLS directed that Local Law No. 8 (Print #2) 2015 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 33 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 141

June 4, 2015	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 6
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 11D-6 (2015)
DEPARTMENT OF ENVIRONMENT AND PLANNING: “Bi-Monthly Report - ECC Academic Building”
(6-0)
 - b. COMM. 11M-1 (2015)
BUFFALO & EC PUBLIC LIBRARY: “May 21, 2015 Board of Trustees Agenda”
(6-0)
 - c. COMM. 11M-2 (2015)
MUSEUM OF DISABILITY HISTORY: “Spring 2015 Newsletter”
(6-0)

KEVIN R. HARDWICK
CHAIR

Item 34 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 142

June 4, 2015	GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 7
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 11E-19 (2015)

COUNTY CLERK

WHEREAS, the Erie County Clerk's Office, as part of its duties and responsibilities, is charged with the operation of local Auto Bureaus as an agent for the State of New York; and

WHEREAS, the Erie County Clerk's Office / County of Erie has operated the Northtown Auto Bureau since June 1, 2010 pursuant to an existing Lease between Northtown, Inc., ("Landlord"); and

WHEREAS, the said Lease that expires May 31, 2015 contains provisions for one five-year renewal option which the County has sought to obtain from the Landlord; and

WHEREAS, Landlord has contracted to sell Northtown Plaza to Northtown Property Owner LLC ("Purchaser"), which transaction is tentatively set to close on or about May 15; and

WHEREAS, the County, Landlord and Purchaser desire to continue the landlord/tenant relationship until at least December 31, 2015; and

WHEREAS, the 2015 County Budget as amended and adopted made an appropriation for expenses associated with the operation of the Auto Bureaus in Erie County that includes necessary funding for rental payments.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into and sign an Assignment and/or Extension Agreement with Northtown Inc., or Northtown Property Owner LLC as landlord of the Northtown Auto Bureau extending the existing Lease at 3095A Sheridan Drive, Amherst, New York 14226 until December 31, 2015; and be it further

RESOLVED, that necessary funds to cover monthly rental payments from June 1 through December 31, 2015, are available in the 2015 Adopted Budget; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive, the County Clerk, the County Comptroller, and the County Attorney.

(6-0)

KEVIN R. HARDWICK
CHAIR

Item 35 – MR. LORIGO presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 143

June 4, 2015	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 8
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ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 7E-13 (2015)
COMPTROLLER: “Audit of Indigent Legal Services Contract with the Legal Aid Bureau”
(6-0)
 - b. COMM. 9E-7 (2015)
COMPTROLLER: “Audit of the Contract with the EC Bar Association Aid to Indigent Prisoners for Period Jan-Dec 2014”
(6-0)
 - c. COMM. 10D-6 (2015)
DEPARTMENT OF BUDGET & MANAGEMENT: “Budget Monitoring Report for Period Ending March 2015”
(6-0)
 - d. COMM. 11M-5 (2015)
NYS ASSOCIATION OF COUNTIES: “2015-2016 State Budget Impact Report for EC”
(6-0)
2. RESOLVED, the following item hereby failed by a majority or tie vote:
 - a. INTRO. 10-4 (2015)
MILLER-WILLIAMS: “Support for Funding of the Buffalo City Mission Expansion”
(3-3) Legislators Hardwick, Mills & Rath voted in the negative.
3. COMM. 11E-17 (2015)
COUNTY EXECUTIVE
WHEREAS, real property known as S.B.L. # 113.29-4-24, 83 Roland Street, Cheektowaga NY has unpaid tax certificates held by the County of Erie; and

WHEREAS, the Buffalo Erie Niagara Land Improvement Corporation (hereinafter “BENLIC”) wishes to acquire the tax certificates in an effort to conduct its own foreclosure and acquire title in the name of the Land Bank to the subject property through the tax lien foreclosure procedure established by the Erie County Tax Act; and

WHEREAS, it is the mission of the Buffalo Erie Niagara Land Improvement Corporation to confront and alleviate the problems distressed properties cause to communities by supporting municipal and regional revitalization efforts and strategically acquiring, improving, assembling, and selling distressed, vacant, abandoned, and/or tax-delinquent properties; and

WHEREAS, real property known as: S.B.L. # 113.29-4-24, 83 Roland Street, Cheektowaga NY, is distressed, vacant, or abandoned, and is tax-delinquent.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of Real Property Tax Services is hereby authorized to sell the tax certificates on S.B.L. # 113.29-4-24, 83 Roland Street, Cheektowaga NY for the years 2008 through 2012 to the Buffalo Erie Niagara Land Improvement Corporation for \$1.00 in accord with the provisions of the Erie County Tax Act; and be it further

RESOLVED, that the County, through its Director of Real Property Tax Services, is hereby authorized to enter into an agreement with the Buffalo Erie Niagara Land Improvement Corporation which outline the obligations of BENLIC and the expected repayment, if any, of the County taxes which were the basis for the tax certificates consistent with Property Tax and Maintenance/Foreclosure Cost Recapture Policy in place at the time of closing; and be it further

RESOLVED, that, in the event that BENLIC is the successful bidder at the judicial foreclosure auction, pursuant to Section 12-1.0 of the Erie County Tax Act the Director of Real Property Tax Services is hereby authorized to cancel such past due real property taxes necessary to satisfy the requirements of Article 13 of the New York Real Property Actions and Proceedings Law and execute a Referee's Deed conveying the property to BENLIC; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Erie County Comptroller, County Attorney, Director of Real Property Tax Services, Budget Director and the Buffalo Erie Niagara Land Improvement Corporation.
(6-0)

JOSEPH C. LORIGO
CHAIR

Item 36 – MR. MORTON presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 144

June 4, 2015	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 11E-14 (2015)
COUNTY EXECUTIVE: “EC Sewer District No. 6 - Modification of Plans - EC Sewer Agency Report”
(6-0)
 - b. COMM. 11E-15 (2015)
COUNTY EXECUTIVE: “EC Sewer District No. 6 - Engineer Term Contract Agreement - CRA Infrastructure & Engineering Inc - Work Order CRA-5”
(6-0)
 - c. COMM. 11D-7 (2015)
CLERK OF THE LEGISLATURE: “NYS DEC Documents Received”
(6-0)

2. COMM. 11E-12 (2015)
COUNTY EXECUTIVE
WHEREAS, the Erie County Department of Environment and Planning (DEP) has played a crucial role in water quality issues throughout the region for decades and continues to administer many initiatives that protect and preserve our natural water and habitat resources; and

WHEREAS, DEP is committed to coordinate, oversee, and support work towards the fulfillment of Sections 4.57 and 4.58 of the *Initiatives for a Smart Economy* to “contribute to the expansion of natural habitat and public access along the Buffalo River Corridor”, and to “maintain and enhance the existing County Natural Parks along the Buffalo River”; and

WHEREAS, the New York State Office of Parks and Historic Preservation (NYSOPHP), Environmental Protection Fund provides grant assistance to municipalities to purchase parkland, to improve water quality and preserve natural habitat; and

WHEREAS, Erie County will adjoin the purchased .54 acre parcel to the existing approximate 11 acres of Erie County Seneca Bluffs Natural Habitat Park, and it will remain public parkland in perpetuity; and

WHEREAS, DEP provides technical assistance regarding the management of the Erie County Natural Habitat Parks; and

WHEREAS, the New York State Office of Parks and Historic Preservation (NYSOPHP), awarded Erie County an Environmental Protection Fund Grant of \$75,000.00; and

WHEREAS, the addition of this habitat restoration initiative necessitates the execution of a grant contract with the NYSOPHP, and the adoption of a grant budget.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized and directed to accept funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental protection Act of 1993, in an amount not to exceed \$75,000.00 and enter into an agreement with the State for such financial assistance to Erie County for the purpose of conservation and preservation of public parkland at Seneca Bluffs Natural Habitat Park that was acquired by Erie County on October 15, 2014; and be it further

RESOLVED, that the grant budget and project period for the NYSOPHP grant is hereby created in the Department of Environment and Planning, Business Area 162, Fund 281, as follows:

“Seneca Bluffs Natural Habitat Park”, SAP Grant Account #162SBNHP1517

REVENUE:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
409000	State Aid Revenue	(\$75,000.00)
TOTAL REVENUE		(\$75,000.00)

APPROPRIATIONS:

<u>Account</u>	<u>Description</u>	<u>Amount</u>
516020	Professional Services Contracts	\$73,500.00
506200	Maintenance & Repair	\$ 1,500.00
TOTAL APPROPRIATIONS:		\$75,000.00

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute the necessary agreements to contract with engineering and construction firms in order to complete the proposed park improvements; and be it further

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

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

(6-0)

3. COMM. 11E-13 (2015)
COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature had awarded an Erie County Sewer District No. 4 engineering agreement to CRA Infrastructure & Engineering, Inc.; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has advised the Legislature that all scheduled engineering services are now complete; and

WHEREAS, the Engineer has been paid in full; and

WHEREAS, the Erie County Department of Environment and Planning, Division of Sewerage Management has recommended the acceptance of the Erie County Sewer District No. 4 engineering agreement to complete professional services associated with upgrades at the Vanderbilt Pumping Station, Depew Pumping Station, and Depew Overflow Retention Facility in the final contract amount of \$521,753.52.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Sewer District No. 4 engineering agreement between the County of Erie and CRA Infrastructure & Engineering, Inc., 285 Delaware Avenue Buffalo, New York 14202 is accepted in the amount of \$521,753.52; and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to finalize the Erie County Sewer District No. 4 engineering agreement between the County of Erie and CRA Infrastructure & Engineering, Inc., allocated in Bond Account C.00063 in the amount of \$521,753.52; 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 Erie County Comptroller, and Gregory Kammer Assistant County Attorney; and two (2) certified copies to Joseph L. Fiegl, P.E. Department of Environment and Planning, Division of Sewerage Management, Rath Building, 10th floor.
(6-0)

4. **COMM. 11E-16 (2015)**
COUNTY EXECUTIVE

RESOLVED, the Erie County Legislature hereby confirms the appointment, on the recommendation of the County Executive, of Garry S. Pecak, P.E. of 26 South Lane, Orchard Park NY 14127, to serve as Member of the Board of Managers for Erie County Sewer District No. 8.

RESOLVED, the Erie County Legislature hereby confirms the appointment, on the recommendation of the County Executive, of Thomas Malecki of 190 South Woodside Drive, Alden, NY 14004, and Kathleen T. Grimm, MD, FAAP, FACP, MHSc of 800 West Ferry Street, Buffalo, NY 14222, to serve on the Erie County Medical Center Corporation Board of Directors, for terms ending December 31, 2016.
(6-0)

5. **COMM. 11E-26 (2015)**
COUNTY EXECUTIVE

WHEREAS, the Tribute Garden Wall will honor those whose lives have been affected by domestic violence and give survivors and their families a safe place to reflect and find solace; and

WHEREAS, the Erie County Department of Public Works completed Phase 1 of the Tribute Garden Wall last summer; and

WHEREAS, Joy Kuebler, Landscape Architect, PC has the necessary expertise to provide the design and construction documents, and completed the design and constructions with great success for Phase I of the project; and

WHEREAS, the New York State Power Authority (Greenway) is fully funding Phase II of the Tribute Garden Wall Project through a grant to the County of Erie; and

WHEREAS, the Tribute Garden Wall-Phase II work must be complete prior to mid-September 2015 for a bike marathon which will not allow for the normal award process of construction contracts after bids are received; and

WHEREAS, the County Executive is seeking prior authorization to award construction contracts to the lowest responsible bidder.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an Agreement Amendment to provide professional services for the Isle View Park-Tribute Garden Wall-Phase II Project with Joy Kuebler, Landscape Architect, PC for an amount not to exceed \$23,695.00 including reimbursables and design contingencies; and be it further

RESOLVED, that County be authorized to accept a grant for the project from the New York State Power Authority (Greenway) Fund for an amount not to exceed \$181,660.00; and be it further

RESOLVED, that the Director of the Division of Budget & Management is hereby authorized to set up the grant in Fund 281 for an amount not to exceed \$181,660.00; 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 Federal, State, and New York State Power Authority funding requirements; and be it further

RESOLVED, that the County Executive is authorized to award a construction contract to the lowest responsible bidder so the work can proceed during the summer months for a total contract amount, including construction contingency, not to exceed \$157,965.00; and be it further

RESOLVED, that the Department of Public Works will report to the Legislature the value of the contract awarded and to whom; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from the New York State Power Authority (Greenway) Grant, Fund 281; and be it further

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

(6-0)

TED B. MORTON

CHAIR

Item 37 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 145

June 4, 2015	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 7
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ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 11E-11 (2015)
RATH: “Letter to Town of Amherst Supervisor Regarding Maple Road Cross Walk Project with NYS DOT”
(6-0)
 - b. COMM. 11M-3 (2015)
NYS ASSEMBLYMAN MICHAEL P. KEARNS: “Letter Regarding Small Boat Harbor's Public Access and Proposed Parking Fee”
(6-0)

2. COMM. 11E-6 (2015)
COUNTY EXECUTIVE

WHEREAS, Erie County is the home to many farms, and food and beverage processing operations, and desires to promote the agriculture industry and associated processing industries in the County; and

WHEREAS, it is the goal of this study to understand industry trends and opportunities in order to take advantage of strategic opportunities; and

WHEREAS, the County of Erie and its partners including the Erie County Industrial Development Agency, the Buffalo Niagara Enterprise, the Buffalo Niagara Partnership, New York Empire State Development, and the Cornell Cooperative Extension have worked together in the effort to develop goals and to assist in obtaining the consulting help needed to make decisions on where to locate and agriculture industrial park or parks and how to best promote Erie County as a prime location for agriculture projects; and

WHEREAS, Erie County has solicited proposals from qualified planning and site selection firms for proposals to locate a new agriculture industrial park site or sites; and

WHEREAS, Erie County has conducted a review and selection process of the proposals that have been received for the Erie County Agribusiness Park Feasibility Study.

NOW, THEREFORE, BE IT

RESOLVED, that the County of Erie and the County Executive, is authorized to enter into agreements with Clark Patterson Lee (CPL) or other entities as appropriate, in amounts not to exceed \$137,500, to obtain services for Erie County to prepare planning and design documents associated with location, purchase and/or construction of an Agriculture Industrial Park, and the development and promotion of the County as a preferred site for agricultural projects; and be it further

RESOLVED, that a total amount of \$125,000 be allocated from SAP Project No. A.14012, Agriculture and Rural Area Project Planning Project; and be it further

RESOLVED, that the County Executive be authorized to establish a project contingency and execute change orders in amounts not to exceed \$12,500 also allocated to SAP Project No. A.14012; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office; the Director of the Division of Budget and Management; the Comptroller's Office; the Commissioner of the Department of Environment and Planning, and the County Attorney.
(6-0)

3. COMM. 11E-8 (2015)

COUNTY EXECUTIVE

WHEREAS, the condition and composition of the storm drainage system along Lakeshore Road between its intersections with Ahlers Road and Big Sister Creek) in the Town of Evans is largely unknown; and

WHEREAS, the functionality of the existing system has been a subject of discussion for several years; and

WHEREAS, it is desired to investigate the condition and composition of the existing storm drainage system in the subject area, determine the deficiencies of the existing system and design a replacement system that addresses as many of the existing deficiencies as possible within legal and financial constraints (the "Project"); and

WHEREAS, such investigation is currently estimated not to exceed \$50,000.00 which is available from Project B.14024.19, Lakeshore Drainage, Fund Center 123, Fund 420; and

WHEREAS, it has been determined that Foit Albert Associates (FAA) has the necessary qualifications to provide engineering services for this project, and is an approved engineering firm via Comm. 13E-26 of July 18, 2013

NOW, THEREFORE, BE IT

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

RESOLVED, that the required funds in an amount not to exceed \$50,000.00 from 2014 Project B.14024.19, Lakeshore Drainage, Fund Center 123, Fund 420, be made available for the costs of the Project; and be it further

RESOLVED, that the County Executive of the County of Erie is hereby authorized to execute a contract for the subject project and any necessary change orders with FAA in a total amount not to exceed \$50,000.00; and be it further

RESOLVED, that ten (10) certified copies of this resolution be forwarded to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the County Attorney, and the Office of the Comptroller.

(6-0)

4. COMM. 11E-9 (2015)

COUNTY EXECUTIVE

WHEREAS, the Commissioner of Public Works desires to engage the services of an Architectural/Engineering Consultant to design an addition to the HVAC Building located at the Harlem Road Erie County Highway Facility; and

WHEREAS, your Honorable Body has previously authorized the County Executive to enter into a General Architectural/Engineering Services Agreement with Advanced Architecture & Planning and for providing professional design services on Erie County Projects; and

WHEREAS, the County Executive requests authorization to enter into an Agreement Amendment with the firm of Advanced Architecture and Planning for providing additional professional Architectural/Engineering services for the Erie County Highway Facility Harlem Road - 2015- Fleet Building Addition project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an Agreement Amendment with Advanced Architecture and Planning for providing Architectural/ Engineering Services, for an amount not to exceed \$30,000.00, including design contingency; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from SAP Project Account: A.14003- 2014 Countywide Code and Environmental Compliance; for a total amount not to exceed \$30,000.00; and be it further

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

(6-0)

5. COMM. 11E-10 (2015)

COUNTY EXECUTIVE

WHEREAS, the Tonawanda Rails to Trails Extension Project PIN 5761.02 (the "Project") is eligible for funding under the federal Transportation Alternatives Program administered by the New York State Department of Transportation (NYSDOT); and

WHEREAS, under the Transportation Alternatives Program the federal cost share is limited to the amount set forth in the agreement with NYSDOT with any additional costs borne 100% by the County of Erie; and

WHEREAS, the County of Erie desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs of the Preliminary Engineering (Scoping & Design I-VI) and Right of Way Incidentals phases of the Project; and

WHEREAS, the total Project is currently estimated at \$206,400.00 and the County is required to pay the estimated local share for the Project in the amount of \$78,400.00 which is available from Project B.14024.17, Fund Center 123, Fund 420, 2014 Capital Road Overlay Program; and

WHEREAS, this new project will require a new capital project established in the amount of \$128,000.00 in Fund Center 123, Fund 420 for the anticipated federal revenue; and

WHEREAS, it has been determined that C&S Companies, Inc. has the necessary qualifications to provide engineering services for this project, and is an approved engineering firm via Comm. 13E-26 of July 18, 2013.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the Tonawanda Rails to Trails Extension Project; and be it further

RESOLVED, that the County Legislature of the County of Erie hereby authorizes the County of Erie to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Preliminary Engineering (Scoping & Design I-VI) and Right-of-Way Incidentals phase of the Project or portions thereof in the amount of \$206,400.00; and be it further

RESOLVED, that the Erie County Division of Budget and Management and the Office of Comptroller are authorized to establish a new capital project in the amount of \$128,000.00 in Fund Center 123, Fund 420, for the anticipated federal revenue G/L Account 414000 and make it available to cover the cost of participation in the above Project; and be it further

RESOLVED, that the local share required in the amount of \$78,400.00 from Project B.14024.17, Fund Center 123, Fund 420, 2014 Capital Road Overlay Program be made available for the costs of the Tonawanda Rails to Trails Extension Project; and be it further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Project's Preliminary Engineering (Scoping & Design I-VI) and Right of Way Incidentals phase exceeds \$206,400.00 the County of Erie shall convene its Legislature as soon as possible to appropriate said excess amount; and be it further

RESOLVED, that the County Executive of the County of Erie is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the County of Erie, (subject to the County of Erie Attorney's approval as to form and content), with the New York State Department of Transportation in connection with the advancement or approval of the Project identified in the State/Local Agreement; and providing for the administration of the Project and the County's first instance funding of Project costs and permanent funding of the local share of Federal-Aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it further

RESOLVED, that the County Executive of the County of Erie is hereby authorized to execute an agreement with C&S Companies for engineering services for the Project's Preliminary Engineering (Scoping & Design I-VI) and Right of Way Incidentals phase in an amount not to exceed \$206,400.00; and be it further

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

RESOLVED, that ten (10) certified copies of this resolution be forwarded to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the County Attorney, and the Office of the Comptroller.

(6-0)

6. COMM. 11E-25 (2015)

COUNTY EXECUTIVE

WHEREAS, Mill Street (C.R. 82) in the Town of Concord has experienced road & embankment failures for some time; and

WHEREAS, it is desired to investigate the geotechnical conditions and mechanisms at work driving such failures in order to develop and assess possible remedies (the "Project"); and

WHEREAS, such investigation is currently estimated not to exceed \$125,000.00 which is available from Project B.13012.1, Fund Center 123, Fund 420, 2013 Preservation of Roads; and

WHEREAS, it has been determined that McMahon & Mann Consulting Engineers (MMCE) has the necessary qualifications to provide engineering services for this project, and is an approved engineering firm via Comm. 13E-26 of July 18, 2013

NOW, THEREFORE, BE IT

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

RESOLVED, that the required funds in an amount not to exceed \$125,000.00 from Project B.13012.1 Fund Center 123, Fund 420, 2013 Preservation of Roads be made available for the costs of the above Project; and be it further

RESOLVED, that the County Executive of the County of Erie is hereby authorized to execute a contract for the subject geotechnical investigations and assessments and any necessary change orders with MMCE in a total amount not to exceed \$125,000.00; and be it further

RESOLVED, that ten (10) certified copies of this resolution be forwarded to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the County Attorney, and the Office of the Comptroller.

EDWARD A. RATH, III
CHAIR

Item 38 – MR. RATH presented the following report and moved for immediate consideration and approval. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 146

June 4, 2015	PUBLIC SAFETY COMMITTEE REPORT NO. 7
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ALL MEMBERS PRESENT.

CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 11D-8 (2015)
COUNTY ATTORNEY: “Supplemental Information Regarding Comm. 10E-27 (2015) - EC Correctional Health Services - Personnel Adjustments”
(6-0)
 - b. COMM. 11M-8 (2015)
TOWN OF LANCASTER: “Town Resolution Regarding Wireless 911 Cell Phone Surcharge”
(6-0)
 - c. COMM. 11M-9 (2015)
TOWN OF MARILLA: “Town Resolution Regarding Wireless 911 Cell Phone Surcharge”
(6-0)
2. COMM. 11E-22 (2015)
COUNTY EXECUTIVE
WHEREAS, the Department of Public Works received bids for the Erie County Holding Center -2014- Various Renovations- Phase 2- Locker Room Renovations on May 7, 2014; and

WHEREAS, the Erie County Department of Public Works, along with its Consultant, is recommending award of the contract to the lowest responsible bidders; and

WHEREAS, your Honorable Body has previously authorized the County Executive to enter into a General Architectural/Engineering Services Agreement with Zaxis Architectural, P.C. for providing Professional Architectural/ Engineering Services on Erie County projects; and

WHEREAS, during the course of the design and bidding phases of the Erie County Holding Center -2014- Various Renovations- Phase 2- Locker Room Renovations project, Zaxis Architectural, P.C. performed additional Professional Architectural/ Engineering services required for the project; and

WHEREAS, the County Executive requests authorization to enter into an Agreement Amendment with the firm of Zaxis Architectural, P.C. for providing Professional Architectural/Engineering Services for the Erie County Holding Center -2014- Various Renovations- Phase 2- Locker Room Renovations.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into contracts with the lowest responsible bidders for the Erie County Holding Center -2014- Various Renovations-Phase 2- Locker Room Renovations as follows:

General Construction Work

Nichter Construction	Base Bid:	\$405,400.00
	Add Alt #1:	\$35,000.00
	Add Alt #2:	<u>\$17,500.00</u>
Total General Construction Contract		\$453,400.00

Plumbing & Fire Protection Work

MLP Plumbing & Mechanical	Base Bid:	\$71,000.00
	Add Alt #1:	\$1,380.00
	Add Alt #2:	<u>\$2,070.00</u>
Total Plumbing & Fire Protection Contract		\$74,450.00

Mechanical Construction Work

Greater Niagara Mechanical	Base Bid:	\$82,600.00
	Add Alt #1:	\$10,000.00
	Add Alt #2:	<u>\$1,600.00</u>
Total Mechanical Contract		\$94,200.00

Electrical Construction Work

Weydman Electrical	Base Bid:	\$83,600.00
	Add Alt #1:	\$2,480.00
	Add Alt #2:	<u>\$7,850.00</u>
Total Electrical Contract		\$93,930.00

Total Award of Construction Contracts \$715,980.00

; and be it further

RESOLVED, that the sum of \$70,000.00 be allocated to a Construction Contingency Fund with authorization for the County Executive and/or Commissioner of Public Works, to approve change orders in an amount not to exceed the Contingency Fund; and be it further

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

RESOLVED, that the County Executive is authorized to enter into an Agreement Amendment with Zaxis Architectural, P.C. for providing Architectural/ Engineering Services, for an amount not to exceed \$37,000.00, including contingency; and be it further

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

A.13022- 2013 Various Improvements to Erie County Holding Center.	\$487,488.00
A.15028- 2015 Sheriff's (B&G) Various Improvements to ECHC & ECCF.	<u>\$335,492.00</u>
Total Payments not to exceed:	\$822,980.00

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Commissioner's Office and one copy each to the Office of the County Executive, the Division of Budget and Management, Sheriff's Office and the Office of the Comptroller.
(6-0)

3. COMM. 11E-24 (2015)

SHERIFF

WHEREAS, the Erie County Sheriff Office currently has one shift for Narcotics Unit investigations and operations, and

WHEREAS, the upgrade of Senior Detective - Narcotics to a Job Group 11 will allow the Sheriff's Office to create two separate shifts for the Narcotics Unit which will provide enhanced investigative services over a greater span of hours while manpower will remain at current levels, and

WHEREAS, the creation of a Senior Detective (Narcotics) Job Group 11 and an additional shift will substantially reduce Sheriff's Office overtime, and

WHEREAS, the new position will address an improper practices charges filed with the New York Public Employee Relations Board, and

WHEREAS, the Sheriff's Office seeks to create one Captain Officer Job Group 11 within the Jail Management Division. This officer will act as the Americans with Disabilities Act (ADA) liaison to ensure compliance for the Erie County Holding Center and Erie County Correctional Facility, and

WHEREAS, this new position will fulfill a requirement stipulated with the United States Department of Justice, and

WHEREAS, in addition to the ADA liaison, the Captain Officer position will be the Sheriff's Office liaison to the Erie County Department of Health and Erie County Department of Mental Health and work to maintain high standards for inmate care, and

WHEREAS, the Captain Officer position will be created after one Data Entry Operator-position #2256, Job Group 4 and one Deputy Sheriff Officer -position #2715, Job Group 8 are deleted, and

NOW, THEREFORE, BE IT

RESOLVED, that authorization is provided to the Erie County Sheriff's Office and the Erie County Personnel Department to upgrade Senior Detective- Narcotics, position #8727, Job Group 10, to Senior Detective (Narcotics) - Job Group 11; and be it

RESOLVED, that authorization is provided the Erie County Sheriff's Office and the Erie County Personnel Department to delete one Data Entry Operator- position #2256, Job Group 4 and one Deputy Sheriff Officer- position #2715, Job Group 8 and create one Captain Officer - Job Group 11; and be it further

RESOLVED, that certified copies of the resolution be forwarded to the Department of Personnel and the Sheriff's Office.
(6-0)

4. COMM. 11E-29 (2015)

COUNTY EXECUTIVE AS AMENDED

WHEREAS, procedures have been established by Resolution #Int. 23-3 adopted on December 1, 1994; and

WHEREAS, the Erie County Sheriff's Office needs of additional funds for renewing a life insurance policy for an additional pilot for Air-1; and

WHEREAS, the improvements to the Sheriff's Firing Range in Alden will require a water line from Genesee Road to the new building, and

WHEREAS, the water line will provide fresh water for sanity and toxic waste abatement for Deputies, outside law enforcement agents and trainees

WHEREAS, there will be no impact on county tax dollars with the appropriation of these funds.

NOW, THEREFORE, BE IT

RESOLVED, that \$50,540.00 in available balances in the Asset Forfeiture Trust Fund is hereby transferred to the Erie County Sheriff's Office Asset Forfeiture Funded Program SAFS; and be it further

RESOLVED, that the following budgetary transactions are hereby authorized:

ERIE COUNTY SHERIFF'S OFFICE
ASSET FORFEITURE FUNDED PROGRAM SAFS

REVENUE

421550	Forfeiture Crime Proceeds	\$ 50,540.00
	Total Revenue	<u>\$ 50,540.00</u>

APPROPRIATION

		<u>Increase</u>
555050	Insurance Policy	\$ 12,140.00
A.14076	Firing Range Capital Improvement	\$ 38,400.00
	Total Appropriations	<u>\$ 50,540.00</u>

and be it further

RESOLVED, that these expenditures meet the criteria established by the U.S. Department of Justice for the use of equitable shared funds; and be it further

RESOLVED, that certified copies be forwarded to the Division of Budget and Management, the Erie County Comptroller, the Division of Purchase and the Chief of Administration of the Sheriff for implementation.

(6-0)

EDWARD A. RATH, III
CHAIR

LEGISLATOR RESOLUTIONS

Item 39 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 147

RE: Support for State Law Preventing Sale
of Private DMV Information
(INTRO. 12-1)

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

WHEREAS, the New York State Department of Motor Vehicles currently sells data regarding registration information related to the name and address of the registered vehicle owner and other basic vehicle information, including make, model, year, license number and vehicle identification number; and

WHEREAS, the DMV is only prevented from selling this information if motorists explicitly opt out of the information sharing program; however, this option is not well promoted or readily known by many residents; and

WHEREAS, members of the State Legislature have proposed a law that would require motorists express consent to allow the DMV to share their private information with other parties.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body support Senate bill S5668-2015 and Assembly bill A2509-2015, and oppose the unsolicited sharing of private information; and, be it further

RESOLVED, that certified copies of this resolution be sent to the Western New York delegation to the New York State Legislature, Governor Andrew Cuomo, the Erie County Clerk, and all parties deemed necessary and proper.

Item 40 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. SAVAGE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 148

RE: Support Conversion of the Scajaquada Expressway into an Urban Parkway (INTRO. 12-2)

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

WHEREAS, underscoring the terrible accident that took the life of three-year-old Maksym Sugorovskiy, and seriously injured his five-year-old sister Stephanie, and injured their mother Mary, is the fact that for more than twenty years Buffalo's Parkside residents and neighborhood activists, as well as the Olmsted Parks Conservancy, had sought a lowering of the speed limit or reconfiguration of the Scajaquada Expressway (Rt. 198) where the roadway borders Delaware Park; and

WHEREAS, those voices have called for a reconfiguration of the roadway for safety concerns, as well as a change that would be more in harmony with what Frederick Law Olmsted envisioned for Delaware Park; by either eliminating altogether or converting the expressway into a lower-speed parkway for leisurely travel, rather than maintained as a major thoroughfare connecting the Kensington Expressway with the Niagara Thruway; and

WHEREAS, immediately following the accident, Governor Cuomo appropriately ordered the lowering of the speed limit to 30 miles per hour and directed that the Department of Transportation install a system of concrete barriers along the roadway's Delaware Park corridor, and an analysis was undertaken for future changes in order to ensure for the safety of residents, park visitors and motorists; and

WHEREAS, under the leadership of Governor Cuomo and Assemblyman Sean Ryan, New York State is preparing a conversion of Rt. 198 into a low-speed parkway, with improved

infrastructure and traffic-calming elements to restore Olmsted's vision of connecting our park system with parkways and increase safety; and

WHEREAS, government has a responsibility to ensure for the safety of its residents, and the proactive measures undertaken by the State of New York following the horrible events of May 30, 2015 are appropriate, and the proposal to convert the Scajaquada Expressway into a parkway offers a unique opportunity to enhance Olmsted's vision for Buffalo's park and parkway system and improve public safety; and

WHEREAS, the Erie County Legislature desires to join the many community and governmental leaders and stakeholders in expressing its public support for returning the Scajaquada Expressway to an urban parkway which connects Buffalo's magnificent parks in a manner that protects the public safety.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature express deep sorrow and condolences to the Sugorovskiy family for the terrible events of May 30, 2015, the loss of Maksym and injury to Stephanie and Mary in Delaware Park that Saturday afternoon, when an out-of-control vehicle left the Scajaquada Expressway, and entered the park striking Maksym, Stephanie and Mary; and be it further

RESOLVED, that in order to make certain that such a horrible tragedy never occurs again, this Legislative Body goes on record in support of the proposed initiative to implement a conversion of the Scajaquada Expressway, from an expressway into a parkway, to better ensure for the safety of neighborhood residents and visitors, as well as motorists, which has been advanced for years by Parkside residents, community stakeholders, the Olmsted Parks Conservancy, and elected officials; and be it further

RESOLVED, that the Clerk of the Legislature forward certified copies of this resolution to the Governor of the State of New York, the Honorable Andrew M. Cuomo; the leaders of the New York State Senate and Assembly; the Western New York Delegation to the New York State Legislature; the Erie County Executive, the Honorable Mark C. Poloncarz; City of Buffalo Mayor, the Honorable Byron W. Brown; the Buffalo Common Council; the Commissioner of the NYS Department of Transportation, Joan McDonald; and to the Olmsted Parks Conservancy.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 41 – MR. LORIGO moved to discharge the COMMUNITY ENRICHMENT COMMITTEE of further consideration of COMM. 11E-5. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 149

RE: ECC - Authorization of an Online
Orientation Software Purchase
(COMM. 11E-5, 2015)

WHEREAS; The Erie Community College Board of Trustees approved Advantage Design Group as a vendor after a RFP process at their March 26, 2015 Board Meeting; and

WHEREAS; Advantage Design Group was the firm approved for a maximum contract not to exceed \$70,000.00; and

WHEREAS; the Erie County Legislature must approve contracts in excess of \$50,000.00 for the College; and

WHEREAS; Advantage Design Group will begin work on development of an online orientation to assist staff with improving persistence, retention and graduation rates of students; and

WHEREAS; Advantage Design Group was chosen as the provider for an online orientation software design and set-up. Implementation of the software will occur in the summer of 2015, with the service being piloted for students entering Spring 2016. Design work will begin upon approval of the contract. All full-time and part-time matriculated students will be required to participate in a Pre-Enrollment online orientation. Participation in the orientation will help further ECC's mission by providing services to facilitate student awareness of and connection to information, programs, and support services. The online orientation will enhance student success; and

WHEREAS; ECC has adequate operating funds available to fund this expense.

NOW, THEREFORE, BE IT

RESOLVED; that the Erie County Legislature hereby approves awarding a contract to Advantage Design Company for the purpose of developing an online orientation for Erie Community College students at a cost to the college not to exceed \$70,000; and be it further

RESOLVED, the President is authorized to enter a contract with Advantage Design Company for the above mentioned services, and be it further

RESOLVED, that copies of the resolution be forwarded to the Erie County Executive, the President of ECC, and the Chairman of the ECC Board of Trustees.

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

CARRIED 8-3. MR. BURKE, MS. MILLER-WILLIAMS and MR. SAVAGE voted in the negative.

Item 42 – MR. LORIGO moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 10E-31. MR. SAVAGE seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 150

RE: 2014 Year-End Budget Balancing
Amendments & Designations
(COMM. 10E-31, 2015)

WHEREAS, year-end budget balancing amendments are necessary to close the County's books and prepare financial statements for review by the County's independent auditors for the 2014 fiscal year; and

WHEREAS, amendments were identified in cooperation with the Erie County Comptroller's Office and in consultation with departmental accountants based on year-end financial reports; and

WHEREAS, 2014 funding within the County Attorney's Risk Retention Fund, in the Comptroller's Office, Division of Buildings and Grounds, the County Clerk Registrar Division and Auto Bureau Division, Office of Disabled, County-wide Budget, County-wide Interfund Transfers, Department of Social Services, Division of Youth Services, the Fisheries Advisory Board, the Sheriff Division, the Buffalo and Erie County Public Library, the Highway Fund, and in the Sewer Fund is designated for re-appropriation into 2015; and

WHEREAS, this Honorable Body has previously authorized other 2014 designations and re-appropriations into 2015 as follows: \$5,841,400 for Highway projects and road work in 2015 (Comm. 7E-5), \$748,042 for various personal services adjustments in 2015 (Comm. 7E-14), and \$53,200 for the re-creation of the Conditional Release Program (Comm. 9E-17); and

WHEREAS, additional 2014 fund transfers are also requested in order to establish fund reservations which will be re-appropriated into 2015 to maintain a balanced 2014 budget and provide additional services.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of the Division of Budget and Management is hereby authorized to adjust the 2014 Budget in order to facilitate the completion of 2014 financial statements, based on the following schedule:

2014 Year End Budget Balancing Amendments

The following list of accounts is balanced by fund and indicates where adjustments are needed to match year-end spending. In most cases the source of funds was obtained from within the department from where the shortfall occurred.

Department	Account	Increase/ (Decrease)
General Fund 110 - Expense Adjustments		
105	DISS	
	500000 Full Time - Salaries	(34,708)
	500350 Other Employee Pymts	10,689
	516030 Maintenance Contr	24,019
	DISS Total	0
120	Department of Social Services	

500000	Full Time - Salaries	(4,710,319)
500010	Part Time - Wages	(193,228)
500020	Regular PT - Wages	(49,833)
500030	Seasonal Emp. Wages	(54,729)
500330	Holiday Worked	14,061
500350	Other Employee Pymts	50,002
501000	Overtime	612,226
502000	Fringe Benefits	665,341
516440	Medicaid Srvs Cont	(404,166)
516450	Interpreter Srv Cont	19,551
525000	MMIS-Medicaid Loc Sh	(308,168)
525020	UPL Expense	15,224,488
525030	MA - Gross Loc Pymts	(1,206,982)
525040	Family Assistance-FA	1,868,005
525050	CWS - Foster Care	5,040,124
525070	Emer Assist To Adlts	765,836
525080	Ed Handicapped Child	71,680
525091	Child Care-Title XX	64,512
525130	State Training Schls	4,093,781
525150	DSH Expense	4,497,415
530000	Other Expenses	(1,072,011)
530010	Chargebacks	664,225
530030	Pivot Wage Subsidies	(671,450)
545000	Rental Charges	(119,602)
DSS Total		24,860,759

11400	District Attorney	
500000	Full Time - Salaries	(22,800)
500350	Other Employee Pymts	22,800
District Attorney Total		0

11510	Sheriff Division	
500000	Full Time - Salaries	(50,669)
500010	Part Time - Wages	(39,809)
500030	Seasonal Emp. Wages	19,980
500330	Holiday Worked	10,186
500350	Other Employee Pymts	45,152
501000	Overtime	404,507
502000	Fringe Benefits	(389,347)
Sheriff Division Total		0

<u>Department</u>	<u>Account</u>	<u>Increase/ (Decrease)</u>
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12220	DPW Building & Grounds		
	500000	Full Time - Salaries	(388,837)
	500350	Other Employee Pymts	12,883
	501000	Overtime	11,383
	502000	Fringe Benefits	(162,462)
	516010	Cnt Pmts-Non Pro Pur	(185,000)
	575040	Interfund Exp - Utility	712,033
	DPW Building & Grounds Total		0
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12520	Youth Detention		
	500000	Full Time - Salaries	(256,678)
	501000	Overtime	256,678
	Youth Detention Total		0
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12610	Probation Division		
	500000	Full Time - Salaries	(52,654)
	502000	Fringe Benefits	62,881
	516030	Maintenance Contr	(11,559)
	559000	County Share-Grants	53,200
	Probation Divn Total		51,868
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12700	Health Division		
	500000	Full Time - Salaries	(27,823)
	501000	Overtime	15,898
	502000	Fringe Benefits	11,925
	Health Division Total		0
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12720	Emergency Medical Services		
	500000	Full Time - Salaries	18,863
	500010	Part Time - Wages	(2,770)
	501000	Overtime	3,144
	502000	Fringe Benefits	(19,237)
	Emergency Medical Services Total		0
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12730	Public Health Lab		
	500000	Full Time - Salaries	(50,638)
	500010	Part Time - Wages	(11,266)
	501000	Overtime	10,565
	502000	Fringe Benefits	56,747
	505800	Medical & Hlth Supp	(30,255)
	510000	Local Mileage Reimb	24,847
	Public Health Lab Total		0

Department	Account	Increase/ (Decrease)
12760	Correctional Health	
	500000 Full Time - Salaries	(433,893)
	500320 Uniform Allowance	21,000
	500330 Holiday Worked	16,723
	500340 Line-Up	23,264
	501000 Overtime	315,009
	502000 Fringe Benefits	(101,806)
	505800 Medical & Hlth Supp	397,106
	510000 Local Mileage Reimb	3,597
	516020 Pro Ser Cnt and Fees	169,696
	516050 Dept Payments-ECMCC	(410,696)
	Correctional Health Total	0
14010	County-wide Acct Budget	
	502400 Employ Contr Stabilization	1,600,000
	504990 Reductions Per Srv	990,000
	504992 Contract Salary Res	(122,818)
	516050 Dept Payments-ECMCC	87,159
	Cty-wide Acct Budget Total	2,554,341
14020	Inter-Fund	
	570000 Interfund Transfer Subsidy - Nov. Storm	1,259,000
	570025 InterFd Co Share 911	46,643
	570040 I/F Subsidy Debt Srv	140,971
	Inter-Fund Total	1,446,614
14030	Community College	
	520020 Co Res Enrl other Comm Col	667,204
	Community College Total	667,204
16410	Parks	
	500000 Full Time - Salaries	(88,134)
	500010 Part Time - Wages	(17,567)
	501000 Overtime	148,217
	502000 Fringe Benefits	(42,516)
	Parks Total	0
16500	Central Police Srvcs	
	500000 Full Time - Salaries	(30,127)
	502000 Fringe Benefits	(79,216)
	559000 County Share-Grants	630,698
	Central Police Srvcs Total	521,355

Department	Account	Increase/ (Decrease)
16700	Emergency Services	
	500000 Full Time - Salaries	11,043
	500010 Part Time - Wages	(20,149)
	501000 Overtime	16,566
	502000 Fringe Benefits	(22,755)
	559000 County Share-Grants	64,550
	Emergency Services Total	49,255
1331020	Mass Transit	
	520030 NFTA-Share Sales Tax	(155,926)
	Mass Transit Total	(155,926)
Total - General Fund 110 Expense		
Adjustment		29,995,470
General Fund 110 - Revenue Adjustments		
120	DSS	
	411490 FA - TANF FFFS	3,789,880
	411610 FA-Serv/Recipients	1,606,999
	411680 FA-Foster Care/Adopt	1,000,000
	466070 Refunds P/Y Expenses	2,198,689
	DSS Total	8,595,568
14010	Cty-wide Acct Budget	
	400040 Other Pay/Lieu-Tax	414,943
	400050 Int&Pen on R P Taxes	314,642
	402300 Hotel Occupancy Tax	948,414
	466280 Local Srce - ECMCC	19,721,903
	Cty-wide Acct Budget Total	21,399,902
Total - General Fund 110 Revenue		
Adjustment		29,995,470
Net - Fund 110 - Revenue less Expense		0

Department	Account	Increase/ (Decrease)
Fund 140 - Utility Fund		
Expense		

12110	Utilities Fund-(DPW)		
	515000	Utility Charges	(51,662)
	516020	Pro Ser Cnt and Fees	51,662
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	Utilities Fund-(DPW) Total		0

Fund 210 - Highway Fund

Expense

123	Highways (DPW)		
	500000	Full Time - Salaries	(602,788)
	500350	Other Employee Pymts	42,147
	501000	Overtime	307,272
	502000	Fringe Benefits	227,256
	575040	I/F Expense-Utility	26,113
<hr/>			
	Highways (DPW) Total		0

Fund 220 - Sewer Fund

Expense

18010	Sewerage Management		
	500000	Full Time - Salaries	(51,404)
	500350	Other Employee Pymts	51,404
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	Sewerage Management Total		0

Fund 230 - E-911 Fund

Expense

11510	Sheriff Division		
	500000	Full Time - Salaries	(23,994)
	501000	Overtime	23,994
<hr/>			
	Sheriff Division Total		0
12720	Emergency Medical Services		
	500000	Full Time - Salaries	(10,877)
	501000	Overtime	10,877
<hr/>			
	Emergency Medical Services Total		0
16500	Central Police Srvcs		
	500000	Full Time - Salaries	(30,594)
	501000	Overtime	30,594
<hr/>			
	Central Police Srvcs Total		0

Department	Account	Increase/ (Decrease)
<hr/>		
Fund 310 - Debt Service Fund		

Expense			
17200	General Debt		
	550000	Principal - Bonds	529,198
	550010	Prin-Long Term Loan	3,890,000
	550110	Bond Issue Costs	220,477
	550800	Interest - Bonds	183,754
	550810	Inter-Long Term Loan	4,045,850
<hr/>			
	General Debt Total		8,869,279

Revenue			
17200	General Debt		
	445070	Prem On Obligations	249,958
	445180	Inter-Long Term L Re	3,297,958
	466350	Prin-Long Term L Re	4,640,751
	486000	Interfnd Rev Subsidy	680,612
<hr/>			
	General Debt Total		8,869,279

Net Fund Center 17200 - Revenue less	
Expense	0

Fund 310 - Debt Service Fund

Expense			
17500	Debt Srv SD 3/South		
	550000	Principal - Bonds	(20,485)
	550110	Bond Issue Costs	20,485
<hr/>			
	Debt Srv SD 3/South Total		0

Fund 820 - Library Fund

Expense			
420	Library		
	500000	Full Time - Salaries	19,420
	500010	Part Time - Wages	(19,420)
<hr/>			
	Library Total		0

and be it further

RESOLVED, that authorization is provided to re-appropriate available 2014 funding for the County Attorney's Risk Retention Fund in the amount of \$167,362, \$40,000 for a fraud risk assessment to be conducted through the Comptroller's Office, \$9,500 in office equipment in the Comptroller's Office, \$63,500 for Division of Buildings and Grounds maintenance projects, \$20,175 for document verification services and office equipment in the County Clerk Registrar Division and Auto Bureau Division, \$1,998 for Office of Disabled computer equipment, \$92,863 for County share of grants in the County-wide Budget Accounts to be used for the domestic violence program conducted by the Office of the District Attorney, \$8,762 in County-wide Budget Accounts for municipal memberships, \$2,000,000 for road salt, asphalt, and labor expense in Highways as

budgeted in the County-wide Inter-fund Accounts, \$146,055.68 in the Department of Social Services and \$12,500 in the Youth Services Division for various community agencies and child protection initiatives, \$2,500 of funds for the Fisheries Advisory Board, \$30,300 for vehicle repairs in the Sheriff Division, \$305,334.54 for book and equipment expense at the Buffalo and Erie County Public Library, \$350,000 in the Highway Fund for salt and road repair supplies, and \$26,345 for Sewer Fund equipment; and be it further

RESOLVED, this Honorable Body has previously authorized other 2014 designations and re-appropriations into 2015 as follows: \$5,841,400 for Highway projects and road work in 2015 (Comm. 7E-5), \$748,042 for various personal services adjustments in 2015 (Comm. 7E-14), and \$53,200 for the re-creation of the Conditional Release Program (Comm. 9E-17); and be it further

RESOLVED, that authorization is provided to transfer available 2014 funding for additional designations and establish re-appropriations into 2015 as follows:

- County-wide Budget Accounts
 - \$840,000 for County Share to Grants
 - \$1,500,000 for ECMCC-related expense
- County-wide Interfund Accounts – Transfer to Capital Projects
 - \$54,350 for Ralph Wilson Stadium
 - \$80,000 for Erie Community College
 - \$850,000 for the Botanical Gardens
 - \$250,000 for the Energy Saving Lighting Project
 - \$200,000 for Parks Improvements
- Department of Social Services
 - \$128,000 for office and technology equipment
- Buildings and Grounds
 - \$102,000 for Life Safety Contracts
- Sheriff Division
 - \$213,000 for the procurement of new Marked Road Patrol Vehicles
- County Attorney’s Office
 - \$800,000 for foreclosure actions
 - \$1,900,000 for the Risk Retention Fund

RESOLVED, that authorization is hereby provide to make the following 2014 budget adjustments in order to establish funding for the reappropriations outlined in the preceding resolve:

General Fund 110 - Expense Adjustments		Increase/ (Decrease)
14010	County-wide Acct Budget	
	559000 County Share-Grants	840,000
	516050 ECMCC	1,500,000
	<u>County-wide Acct Budget Total</u>	<u>2,340,000</u>
14020	County-wide Inter-Fund	
	570050 Interfund Transfer Capital RWS	54,350

	570050	Interfund Transfer Capital ECC	80,000
	570050	Interfund Transfer Capital Botanical Gardens	850,000
	570050	Interfund Transfer Capital - Energy Saving Lighting	250,000
	570050	Interfund Transfer Capital Parks Improvements	200,000
	<u>County-wide Inter-Fund Total</u>		<u>1,434,350</u>
120	DSS		
	561410	Lab & Tech Eq	43,000
	561420	Office Furn & Fixt	85,000
	<u>DSS Total</u>		<u>128,000</u>
12220	DPW Building & Grounds		
	516080	Life Safety Contracts	102,500
	<u>DPW Building & Grounds Total</u>		<u>102,500</u>
11510	Sheriff Division		
	561440	Motor Vehicle Equipment	213,000
	<u>Sheriff Division Total</u>		<u>213,000</u>
16010	Law Division		
	516042	Foreclosure Action	800,000
	<u>Law Total</u>		<u>800,000</u>
16020	Risk Retention Div.		
	555000	General Liability	1,900,000
	<u>Risk Total</u>		<u>1,900,000</u>
<u>Total Designations</u>			<u>6,917,850</u>
General Fund 110 - Revenue Adjustments			
120	Department of Social Services		Increase/ (Decrease)
	411490	FA - TANF FFFS	<u>6,917,850</u>
<u>Net - Fund 110 - Revenue less Expense</u>			<u>0</u>

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any required 2014 and 2015 budgetary adjustments to implement the budgetary amendments and reappropriations authorized in this resolution; and be it further

RESOLVED, that the Director of Budget and Management is authorized to make any further 2014 Budget adjustments that may be required based on inter-departmental budget balancing or

adjusting entries identified by the Erie County Comptroller or the County's independent auditors, said adjustments would be made in conjunction with the Office of the Comptroller in preparation of their final financial statements and for no other purpose; and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward certified copies of this resolution to the County Executive, the County Attorney, the Office of the Comptroller and the Director of Budget and Management.

MR. LORIGO moved to approve the item. 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, CHAIR MILLS. NOES: MR. MORTON and MR. RATH (AYES: 9; NOES: 2)

CARRIED.

SUSPENSION OF THE RULES

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

GRANTED.

INTRO. 12-3 from LEGISLATOR LORIGO. Re: Requesting the County Executive Issue a Declaration of Need Allowing the ECFSA to Undertake Borrowing for the 2015 Revenue Anticipation Note

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 151

A RESOLUTION TO BE SUBMITTED BY LEGISLATOR LORIGO

WHEREAS, the county is looking to borrow \$110,000,000 to fund part of its operations for the 2015 fiscal year; and

WHEREAS, in the past both the Erie County Comptroller and Erie County Fiscal Stability Authority ("ECFSA") stated that the county could save in debt financing costs by utilizing the ECFSA, which was undisputed; and

WHEREAS, it is further undisputed that the ECFSA still has a superior bond rating to Erie County; and

WHEREAS, as a result of the superior bond rating the Control Board will be able to negotiate better rates on bonds than could the County of Erie; and

WHEREAS, delay in negotiating and issuing more debt will unnecessarily raise the cost of borrowing; and

WHEREAS, the legislature, in an attempt to keep the costs of borrowing as low as possible, requests that the County Executive support the ECFSA conducting borrowing on behalf of Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature requests that the County Executive issue a Declaration of Need for the Erie County Fiscal Stability Authority to conduct borrowing for the 2015 Revenue Anticipation Note borrowing, as well as a re-funding of any current bonds if necessary; and be it further

RESOLVED, that copies of this resolution be forwarded to the County Executive, the County Comptroller, the ECFSA, and all other parties deemed necessary and proper.

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

GRANTED.

INTRO. 12-4 from LEGISLATOR BURKE. Re: Encouraging the County to Move Forward with a Municipal Broadband Feasibility Study

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 45 – MR. LORIGO moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

COMM. 12D-6 from the DEPARTMENT OF BUDGET & MANAGEMENT. Re: 2015 Requested Budget Hearing Documents

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY EXECUTIVE

Item 46 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. GRANT seconded.

MR. LORIGO withdrew the motion.

MS. GRANT presented the following resolution and moved for immediate consideration and approval. MR. LOUGHRAN 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, CHAIR MILLS, MR. MORTON and MR. RATH.
NOES: MR. LORIGO (AYES: 10; NOES: 1)

CARRIED.

RESOLUTION NO. 152

RE: Maintenance Agreement for Former US
Route 219 Bridge with NYS DOT
(COMM. 12E-1)

WHEREAS, the New York State Department of Transportation has advanced a project by which it will demolish and construct a new bridge at South Cascade Drive/Miller Road over Cattaraugus Creek (known as the former US Route 219 Bridge), and then transfer maintenance responsibilities of the bridge during its useful life to Erie and Cattaraugus Counties, and

WHEREAS, after negotiations and discussions between the County and Cattaraugus County with the New York State Department of Transportation, the State has agreed to provide \$300,000 in state funds for bridge maintenance expenses, to conduct bridge washing for ten years, to construct a cable conduit for high speed Internet or other telephony needs on the new bridge, and to cover annual maintenance expenses that are higher than estimated by the New York State Department of Transportation in the attached life cycle cost analysis, and

WHEREAS, as a result of these state allowances, Erie County has agreed to accept maintenance responsibilities for the northern half of the bridge, and

WHEREAS, to effectuate the maintenance agreement, the county executive has signed a memorandum of understanding with the New York State Department of Transportation and legislative assent is hereby requested.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve of the attached memorandum of understanding with the New York State Department of Transportation concerning maintenance of the bridge at South Cascade Drive/Miller Road over Cattaraugus Creek (known as the former US Route 219 Bridge); and be it further

RESOLVED, that the Erie County Legislature authorizes the County to enter into a maintenance agreement with the New York State Department of Transportation and authorizes the Erie County Executive, County Attorney and/or Commissioner of Public Works to carry out any agreements, contracts or related actions necessary to effectuate the memorandum of understanding

for this maintenance agreement for the bridge at South Cascade Drive/Miller Road over Cattaraugus Creek (known as the former US Route 219 Bridge); and be it further

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

FROM THE SHERIFF

Item 47 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 153

RE: Cigarette Task Force Contract Extension
(COMM. 12E-2)

WHEREAS, The Erie County Sheriff's Office is dedicated to eradicating illegal activity especially with activity associated with illegal cigarette trafficking, and

WHEREAS, the Erie County Sheriff's Office has participated in this strike force in the past and the strike force has had positive results in curtailing illegal activity, and

WHEREAS, the New York Department of Taxation and Finance provides the funding for the Deputy Sheriff's Officer position, and

WHEREAS, the Sheriff's Office and the County Executive need authorization to extend the current agreement for one additional year allowing the County to continue its participation in the New York State Cigarette Strike Force, and

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the Office of the Sheriff and the County Executive to enter a contract extension of one year with the New York State Department of Taxation and Finance's Cigarette Strike and to accept funds for the Deputy Sheriff's Officer position; and be it further

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

FROM THE COUNTY EXECUTIVE

Item 48 – (COMM. 12E-3) Appointment to EC Traffic Safety Advisory Board

Received, filed and printed.

April 30, 2015

Dear Honorable Members,

Pursuant to the powers vested to me by Article 22, Section 2202 of the Erie County Charter, I, Mark C. Poloncarz, Erie County Executive, do hereby appoint the following to the Erie County Traffic Safety Advisory Board for the term stated.

NAME AND ADDRESS	TERM EXPIRATION	POSITION
John Sullivan 45 Elm Street, Suite 233 Buffalo, NY 14203	05/01/2020	Chairman

Sincerely yours,
MARK C. POLONCARZ
Mark C. Poloncarz

CC: John Sullivan
John Glascott, Commissioner, Erie County Central Police Services
William Geary, Deputy Commissioner - Highways, Erie County Department of Public Works

FROM CHAIR MILLS

Item 49 – (COMM. 12E-4) Letter to Clerk of the Legislature Calling for Public Hearing Regarding LL Intro. 6-1 (2015)

Received, filed & printed.

June 4, 2015

Dear Ms. McCarthy:

Please be advised that there is a need to call a Public Hearing to consider Local Law Intro. No. 6-1 “A Local Law authorizing the direct transfer of Auto Bureau Revenue to the Road Fund”

Pursuant to the Erie County Charter Article 2 §204, a public hearing is to be held before a local law can be put to a vote.

The Erie County Legislature is to hold a PUBLIC HEARING to consider the abovementioned at 4:00 p.m. on Thursday, June 11, 2015 in the Erie County Legislature Chambers, located on the 4th floor of Old county Hall, 92 Franklin Street in the City of Buffalo.

Thank You for your attention to this matter.

Sincerely,
JOHN J. MILLS
John J. Mills, Chair
Erie County Legislature

FROM THE COUNTY EXECUTIVE

Item 50 – (COMM. 12E-5) Erie Community College 2015-2016 Budget

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

Item 51 – (COMM. 12E-6) EC Sewer District No. 1 - Engineer Term Agreements - Change Order No. 1

Item 52 – (COMM. 12E-7) EC Sewer District No. 4 - Revocable Permit - Owner of SBL No. 103.12-12-3

Item 53 – (COMM. 12E-8) EC Sewer District No. 4 - Revocable Permit - Owner of SBL No. 103.16-11-2-11

Item 54 – (COMM. 12E-9) Black Rock Canal Park Improvements Phase II - Contractor Bid Deposits

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

Item 55 – (COMM. 12E-10) Levy of the 2015-2016 School Tax Budgets

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR DIXON

Item 56 – (COMM. 12E-11) Letter Regarding REVAMP Act

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 57 – (COMM. 12E-12) Supervision and Treatment Services for Juveniles Program

Item 58 – (COMM. 12E-13) Group Respite Program Contracts

Item 59 – (COMM. 12E-14) Establish MIPPA/ADRC 2014-2015 Grant

Item 60 – (COMM. 12E-15) Consultant Contract Extension for Ready or Not Grant

Item 61 – (COMM. 12E-16) Medical Examiner's Office and Public Health Lab - Revised Fee Schedule, Personnel Adjustments and Equipment Replacement

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

Item 62 – (COMM. 12E-17) Acceptance of FY15 State Homeland Security Program Funds

Item 63 – (COMM. 12E-18) Multi-Jurisdictional Hazard Mitigation Plan Approval

Item 64 – (COMM. 12E-19) Saia Communications Inc Tower Lease Agreement

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

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE CLERK OF THE LEGISLATURE

Item 65 – (COMM. 12D-1) Notice of Public Hearing Regarding LL Int. 6-1 (2015)

Item 66 – (COMM. 12D-2) Organizations Funded by Erie County - 2015 Budget Submissions

The above two items were received and filed.

FROM THE DEPARTMENT OF ENVIRONMENT AND PLANNING

Item 67 – (COMM. 12D-3) Initiatives for a Smart Economy - January 2015 Reports

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE CLERK OF THE LEGISLATURE

Item 68 – (COMM. 12D-4) NYS DEC Documents Received

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE DEPARTMENT OF BUDGET & MANAGEMENT

Item 69 – (COMM. 12D-5) Budget Monitoring Report for Period Ending April 2015

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM ASSEMBLYMAN MICHAEL P. KEARNS

Item 70 – (COMM. 12M-1) Letter to Legislator Miller-Williams Regarding American Legion Posts Upgrades

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE NFTA

Item 71 – (COMM. 12M-2) April 23, 2015 Board Minutes

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM NYS AGRICULTURE AND MARKETS

Item 72 – (COMM. 12M-3) Letter Regarding Review of EC Agricultural District No. 8

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE TOWN OF AMHERST

Item 73 – (COMM. 12M-4) Town Resolution Regarding Electronic Equipment Recycling and Refuse Act

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE TOWN OF ORCHARD PARK

Item 74 – (COMM. 12M-5) Town Resolution Regarding Wireless 911 Cell Phone Surcharge

Received and referred to the PUBLIC SAFETY COMMITTEE.

ANNOUNCEMENTS

Item 75 – CHAIR MILLS announced a public hearing is scheduled for June 11, 2015 regarding proposed Local Law Intro. 6-1 (2015).

Item 76 – CHAIR MILLS announced the Finance & Management Committee's Mid-Year Budget Hearings schedule for June 15-June 19, 2015 has been distributed.

Item 77 – CHAIR MILLS announced the committee schedule for June 18, 2015 has been distributed.

MEMORIAL RESOLUTIONS

Item 78 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of SSgt. Kevin Casey, Frank Colantuono, Karolyn Gallagher, Loretta Katra, Gloria Nasca, and Eleanor Pierce.

Item 79 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Mary E. Holdaway, Thomas J. Pilat, and Mary A. Robbins.

Item 80 – Legislator Miller-Williams requested that when the Legislature adjourns, it do so in memory of Annie Mae Morris.

Item 81 – Legislator Morton requested that when the Legislature adjourns, it do so in memory of Frank Geyer and Daniel A. Golimowski.

Item 82 – Legislator Rath requested that when the Legislature adjourns, it do so in memory of Pamela M. Beckinghausen, Marjorie M. Marlette, and Shirley M. Styn.

Item 83 – Legislator Savage requested that when the Legislature adjourns, it do so in memory of Maksym Sugorovskiy.

ADJOURNMENT

Item 84 - 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, June 25, 2015 at 2:00 p.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, June 25, 2015 at 2:00 p.m. Eastern Standard Time.

KAREN M. McCARTHY
CLERK OF THE LEGISLATURE