

**ERIE COUNTY LEGISLATURE
MEETING NO. 19
OCTOBER 22, 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.

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 18. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No public hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MS. DIXON presented a resolution Honoring Denise & Randy Fenton as the Erie County Legislature's Citizens of the Month for October 2015.

Item 6 – MS. GRANT presented a resolution Honor and Recognize Tom Joyner and his Morning Show Commentators for Reporting and Discussing Issues Relevant to the African-American Community and Broadcasting Live from Buffalo on October 13, 2015.

Item 7 – MS. GRANT presented a resolution Honoring the Life of Sharon Ann Thomas.

Item 8 – MS. MILLER-WILLIAMS presented a resolution Honoring the Life of Lamont E. Yancey Jr.

Item 9 – MS. MILLER-WILLIAMS presented a resolution Honoring Hispanic Heritage Month, Hispanic Heritage Council, and the Pioneers of Bilingual Education in Buffalo Public Schools.

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

CARRIED UNANIMOUSLY.

MR. LORIGO moved to amend the above five items by adding 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, and to include Et Al sponsorship. MS. DIXON seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 10 – CHAIR MILLS directed that Local Law No. 8 (Print #1) 2014 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 11 – CHAIR MILLS directed that Local Law No. 1 (Print #3) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 12 – CHAIR MILLS directed that Local Law No. 1 (Print #4) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 13 – CHAIR MILLS directed that Local Law No. 2 (Print #2) 2015 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 14 – CHAIR MILLS directed that Local Law No. 3 (Print #1) 2015 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 15 – MR. LORIGO moved to take Local Law No. 4 (Print #2) 2015 off of the table. MR. HARDWICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 239

LOCAL LAW TO BE ENACTED BY
THE ERIE COUNTY LEGISLATURE

IN THE
COUNTY OF ERIE

LOCAL LAW INTRO. – NO. 4-2 - 2015

LOCAL LAW – NO. _____ - 2015

A Local Law Amending the Erie County Code of Ethics

Section 1: Intent

It is the stated intent of this body to amend the Erie County Code of Ethics to reflect the highest standards of integrity and morality displayed by elected officials within the County of Erie.

To that end, several sections of the Code of Ethics are amended to ensure that all financial documents are submitted by every elected official who serves in a given year, regardless of whether they are still serving on the date the documents are due.

These changes will ensure that during the transitions of government officials the process remains transparent and taxpayers are assured that they are fairly represented by elected officials.

Section 2: Erie County Local Law number ten of nineteen hundred eighty-nine, as amended by Local Law number four of nineteen hundred ninety four, constituting the Erie County Code of Ethics, is hereby amended as follows:

Section *three-f* shall be amended to read as follows:

- 3(f). The term “officer or employee” shall mean the head or heads of any department, division, special district or other administrative unit of county government and their deputies and assistants; and such others who hold policy- making positions as annually determined by the appointing authority and set forth in a written instrument which shall be filed with the Erie county board of ethics during the month of February. Said designation of those employees and officers as “policy making” may be challenged by the designated employees or officers upon filing a written petition in opposition to such designation within thirty days from the date of the filing of such designation with the Erie County Board of Ethics. The aforementioned Board of Ethics shall upon receipt of a petition in opposition promptly make a determination as to the petition's merits upon a majority vote of a quorum of the Board, and shall notify all interested parties within ten days of its decision. The term “officer or employee” shall also mean those individuals defined herein who shall serve or have served at any time, regardless of duration, during the calendar year for which disclosure is sought regardless of whether they are affiliated with the County at the time the request for disclosure is made.

[] bracketed material is deleted; underlined material is to be added

Section *four* shall be amended to read as follows:

Financial disclosure:

Every elected official, employee, and each political party official subject to the reporting provisions of this section, shall, on or before the fifteenth day of May in each year, file with the Erie county board of ethics an annual statement of financial disclosure containing the information and in the form set forth in section seven of this local law. Such information shall relate to the calendar year immediately preceding the year of filing. Such disclosure shall be filed regardless of whether such individual is employed, a member of a Board or Commission, or otherwise affiliated with the County at the time the request for disclosure is made.

[] bracketed material is deleted; underlined material is to be added

Section *eight* shall be amended to read as follows:

Annual financial disclosure statement:

Commencing with the calendar year next succeeding the calendar year in which this local law is adopted, the following form of financial disclosure shall be annually filed by all persons required to file financial disclosure statement under this local law. Such disclosure shall be filed regardless of whether such individual is employed, a member of a Board or Commission, or otherwise affiliated with the County at the time the request for disclosure is made. The form of the financial disclosure statement required under this local law of all current and former individuals required to file same shall be as determined annually by the Board of Ethics which shall maintain the authority to modify same as may be deemed necessary.

[] bracketed material is deleted; underlined material is to be added

Section *nine* shall be amended to read as follows:

Penalties:

A reporting individual, as defined in sections three and four of this law, who knowingly and willfully fails to file an annual statement of financial disclosure or who knowingly and willfully with intent to deceive makes a false statement or gives information which such individual knows or should have known to be false on such statement of financial disclosure filed pursuant to this section, shall be assessed a civil penalty in an amount not to exceed ten thousand dollars. Assessment of a civil penalty hereunder shall be made by the Erie county board of ethics. For a violation of this subdivision, other than for conduct which constitutes a violation of subdivision twelve of section seventy-three of the public officers law, the board of ethics may, in lieu of a civil penalty, refer violation to the district attorney and upon such conviction, but only after such referral, such violation shall be punishable as a class A misdemeanor. A civil penalty for false filing may not be imposed hereunder in the event a category of "value" or "amount" reported hereunder is incorrect unless such reported information is knowingly understated. Notwithstanding any other provision of law to the contrary, no other penalty, civil or criminal may be imposed for failure to file or for false filing of such statement, except that the appointing authority may impose disciplinary action as otherwise provided by law. The Erie county board of ethics shall adopt rules governing

the conduct of adjudicatory proceedings and appeals relating to the assessment of the civil penalties herein authorized. Such rules shall provide for due process procedural mechanisms substantially similar to those set forth in article three of the state administrative procedure act but such mechanisms need not be identical in terms or scope. Assessment of a civil penalty shall be final unless modified, suspended or vacated within thirty days of imposition and upon becoming final shall be subject to review at the instance of the affected reporting individual in a proceeding commenced against the Erie county board of ethics, pursuant to article seventy-eight of the civil practice law and rules.

[] bracketed material is deleted; underlined material is to be added

Section *ten-h* shall be amended to read as follows:

10(h). [The County Executive and the County Legislature will make available any support staff necessary for the Board of Ethics to carry out its duties and functions.] The County Executive shall, subject to section 19 of the Erie County Code, provide staff and supplies necessary for the ethics board to perform its stated objectives. The District Attorney shall be responsible for investigating any claims made by the board.

[] bracketed material is deleted; underlined material is to be added

Section 3: Severability

If any clause, sentence, paragraph, section or article of this chapter shall be adjudged by any court of competent jurisdiction to be invalid, such determination shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or article thereof directly involved in the proceeding in which such adjudication shall have been rendered.

Section 4: Effective Date

This law becomes effective upon its filing with the Secretary of State.

Sponsored By:

Legislator Kevin R. Hardwick

Co-Sponsored By:

Legislator John J. Mills

Legislator Lynne Dixon

Legislator Joseph C. Lorigo

Legislator Edward A. Rath III

Legislator Ted B. Morton

MS. GRANT moved to table the item and send the item to committee for further consideration. MR. BURKE seconded.

CHAIR MILLS directed that a roll call vote be taken.

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

FAILED.

MR. LORIGO moved to approve Local Law No. 4 (Print #2) 2015. MR. HARDWICK 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 UNANIMOUSLY.

Item 16 – CHAIR MILLS directed that Local Law No. 5 (Print #1) 2015 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 17 – CHAIR MILLS directed that Local Law No. 6 (Print #1) 2015 remain on the table and in the ECONOMIC DEVELOPMENT COMMITTEE.

GRANTED.

Item 18 – 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 19 – MS. DIXON presented the following report and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 240

October 15, 2015	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 14
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 18E-13 (2015)
COUNTY EXECUTIVE

WHEREAS, Erie County has experienced a substantial increase in opioid addiction and related deaths along with the expected associated diseases from needle sharing. In order to address one component of this crisis, and prevent the spread of HIV/AIDS and other blood borne pathogens, the Erie County Department of Health (“Health”) will work with community partners to provide safe access to syringes and safe ways to dispose of used syringes and expired medications in geographic areas convenient to residents;

WHEREAS, the purpose of this resolution is to authorize entering into contract with The Foundation for AIDS Research (“amfAR”), Buffalo State College, and SUNY University at Buffalo, for the purpose of implementing the Expanded Syringe Access Program which will increase access to syringe and medication disposal and, as such, help address the opioid crisis in Erie County that can lead to increased rates of HIV/AIDS; and

WHEREAS, the Erie County Department of Health is lead agency for this project.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to accept the grant award from and enter into a contract with The Foundation for AIDS Research (amfAR) to be budgeted as follows:

ESAP
127ESAP1516
7/1/15 - 6/30/16

SAP	REVENUE	BUDGET
479100	Other Contributions	<u>\$82,800</u>
	TOTAL	<u>\$82,800</u>
EXPENSES		
505000	Office Supplies	<u>\$3,000</u>
505800	Medical & Health Supplies	<u>\$1,000</u>
510100	Local Mileage Reimbursement	<u>\$1,000</u>
516010	Contract Pymts Nonprofit Purch Svcs	<u>\$33,800</u>
516020	Professional Svcs Contracts & Fees	<u>\$5,000</u>
530000	Other	<u>\$39,000</u>
	TOTAL	<u>\$82,800</u>

and be it further

RESOLVED, that the Erie County Executive is hereby authorized to enter into a contract with the Buffalo State College and SUNY University at Buffalo to implement the objectives of the grant; and be it 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, MD, MPH, Commissioner in the Erie County Health Department, 9th Floor, Rath Building.
(6-0)

2. COMM. 18E-18 (2015)
COUNTY EXECUTIVE

WHEREAS, the NYS Office of Children and Family Services Bureau of Youth Development has approved an additional \$49,793 in Runaway and Homeless Youth funds for 3 Homeless and Runaway Youth and Transitional Independent Living Programs in Erie County, and

WHEREAS, the Youth Services division has available balances with their current budget to contract with the Western New York Peace Center to provide their Juvenile Justice focused anti-violence mentoring program called “Peace Jam” to the residents of the Secure Youth Detention Facility.

NOW, THEREFORE BE IT

RESOLVED, that the County Executive is hereby authorized to enter into and or amend existing contracts in order to provide additional youth programs and services though NYS Office of Children and Family Services Bureau of Youth Development funding; and be it further

RESOLVED, that the Division of Budget and Management is hereby authorized to adjust the 2015 Budget of the Youth Bureau as follows:

<u>Fund Center 12530 – Youth Bureau</u>		
Revenue		Increase
408060	Homeless Reimbursement	\$49,793
Expense		
517653	Homeless Reimbursement	
	Compass House	\$22,321
	The Franciscan Center	\$13,736
	Plymouth Crossroads	<u>\$13,736</u>
		\$49,793
	Net Change	-0-

and be it further;

RESOLVED, that the County Executive is hereby authorized to enter into and or amend existing contract with the Western New York Peace Center to provide anti-violence mentoring services to the residents of the Detention Facility in the amount of \$1,890, funding

being available in account 516020, professional services and contracts, of the Youth Services Division, and be it further

RESOLVED, that certified copies of this resolution be transmitted to the County Executive, the Division of Budget and Management, the Office of the Comptroller, the Department of Social Services, and the Division of Youth Services.

(6-0)

LYNNE M. DIXON
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 241

October 15, 2015	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 18E-3 (2015)
COUNTY EXECUTIVE: “Appointments to the Youth Services Board”
(6-0)
 - b. COMM. 18M-2 (2015)
ERIE COMMUNITY COLLEGE: “September 2015 Board of Trustees Agenda”
(6-0)

KEVIN R. HARDWICK
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 242

October 15, 2015	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 13
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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. 18D-3 (2015)
DIRECTOR, DEPARTMENT OF BUDGET & MANAGEMENT: "State Comptroller Report on Fiscal Stress"
(6-0)
 - b. COMM. 18D-4 (2015)
COMPTROLLER'S OFFICE: "EC Federal Financial Assistance Audit Report for Year Ended Dec. 31, 2014"
(6-0)
 - c. COMM. 18D-5 (2015)
COMPTROLLER'S OFFICE: "NYSDOT Single Audit Report for Year Ended Dec. 31, 2014"
(6-0)
 - d. COMM. 18M-4 (2015)
ASSEMBLYMAN MICHAEL P. KEARNS: "Letter Regarding Erie County Foreclosures"
(6-0)
 - e. COMM. 18M-5 (2015)
DEPARTMENT OF ASSESSMENT AND TAXATION, CITY OF BUFFALO: "Transit Mall Charge Roll"
(6-0)

2. 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 215137 through 215179, 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.	215,137.00
	ASSESSOR	Cancel	\$1,317.99
S-B-L	144.09-8-13	64 W Bihrwood Dr	146800 WEST SENECA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,317.99	Town/SpecialDist/School
<u>Charge To :</u>	146800 WEST SENECA	\$1,317.99	
	Relevy School	\$1,317.99	146801 WEST SENECA

CENT

RPTL550(2): Error in computing senior exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,138.00

 ASSESSOR Refund \$123.48
S-B-L 32.00-1-37.112 7220 Sandhill Rd 145689 NEWSTEAD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$123.48	Town/SpecialDist/School
<u>Charge To :</u>	145689 NEWSTEAD	\$123.48	
	Relevy School	\$123.48	145601 AKRON CENTRAL

RPTL550(3): Incorrect entry of garage
Refund to be issued to Dominic Torelli & Stephanie Folger

FISCAL YEAR 2015 Petition No. 215,139.00

 ASSESSOR Cancel \$128.28
S-B-L 47.07-2-16.11/W2 20 Wesley Dr 145601 AKRON

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$128.28	Town/SpecialDist/School
<u>Charge To :</u>	145601 AKRON	\$128.28	
	Relevy School	\$128.28	145601 AKRON CENTRAL

RPTL550(2): Failed to apply basic STAR exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,140.00

 ASSESSOR Cancel \$3,546.99
S-B-L 46.00-4-15.123 12255 McNeeley R 145689 NEWSTEAD

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$3,546.99	Town/SpecialDist/School
<u>Charge To :</u>	145689 NEWSTEAD	\$3,546.99	
	Relevy School	\$3,546.99	145601 AKRON CENTRAL

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

FISCAL YEAR 2015 Petition No. 215,141.00

 ASSESSOR Cancel \$736.42
S-B-L 61.00-1-34.1 12706 Main Rd 145689 NEWSTEAD

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$736.42 Town/SpecialDist/School
Charge To : 145689 NEWSTEAD \$736.42
 Relevy School \$736.42 145601 AKRON CENTRAL

RPTL550(2): Error calculating aged exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,142.00

 ASSESSOR Cancel \$160.75
S-B-L 341.00-1-28.3 Aldrich St Ext 143689 COLLINS

 Acct. No. 112 \$87.82 County
 Acct. No. 132 \$72.93 Town/SpecialDist/School
36021 ROSENBERG FIRE PROTECTION \$18.14
36023 HELMOUTH FIRE DISTRICT \$3.40
Charge To : 143689 COLLINS \$51.39

Taxes had been paid. Reciept submitted.
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,143.00

 ASSESSOR Cancel \$113.70
S-B-L 153.20-2-98 Knoche Way 146089 ORCHARD PARK

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$113.70 Town/SpecialDist/School
Charge To : 146089 ORCHARD PARK \$113.70
 Relevy School \$113.70 146001 ORCH PARK

CENTRAL

RPTL550(7): Town owned
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,144.00

 ASSESSOR Cancel \$113.70
S-B-L 153.20-2-99 Julia Place 146089 ORCHARD PARK

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$113.70 Town/SpecialDist/School
Charge To : 146089 ORCHARD PARK \$113.70
 Relevy School \$113.70 146001 ORCH PARK

CENTRAL

RPTL550(7): Town owned
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,145.00

 ASSESSOR Cancel \$209.80
S-B-L 144.18-7-11 John Alex Dr 146800 WEST SENECA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$209.80 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$209.80
 Relevy School \$209.80 146801 WEST SENECA

CENT

RPTL550(2): Town owned
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,146.00

 ASSESSOR Cancel \$218.96
S-B-L 114.14-6-34 John Alex Dr 146800 WEST SENECA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$218.96 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$218.96
 Relevy School \$218.96 146801 WEST SENECA

CENT

RPTL550(2): Town owned
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,147.00

ASSESSOR Cancel \$165.09
S-B-L 335.16-1-38 Factory 143801 SPRINGVILLE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$165.09 Town/SpecialDist/School
Charge To : 143801 SPRINGVILLE \$165.09
Relevy School \$165.09 143801 SPRING-GRIFFITH

RPTL550(2): Failed to apply exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,148.00

ASSESSOR Cancel \$2,449.48
S-B-L 335.16-1-39 51 Franklin St 143801 SPRINGVILLE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$2,449.48 Town/SpecialDist/School
Charge To : 143801 SPRINGVILLE \$2,449.48
Relevy School \$2,449.48 143801 SPRING-GRIFFITH

RPTL550(2): Village owned
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,149.00

ASSESSOR Cancel \$234.20
S-B-L 335.16-1-40 53 Franklin St 143801 SPRINGVILLE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$234.20 Town/SpecialDist/School
Charge To : 143801 SPRINGVILLE \$234.20
Relevy School \$234.20 143801 SPRING-GRIFFITH

RPTL550(2): Village owned
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,150.00

ASSESSOR Cancel \$103.66
S-B-L 335.16-1-37 22 Factory 143801 SPRINGVILLE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$103.66 Town/SpecialDist/School

Charge To : 143801 SPRINGVILLE \$103.66
Relevy School \$103.66 143801 SPRING-GRIFFITH

RPTL550(2): Village owned
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,151.00

OWNER Cancel \$859.04
S-B-L 555.00-12-1.1 Special Franchise 145689 NEWSTEAD

Acct. No. 112 \$0.00 County
Acct. No. 132 \$859.04 Town/SpecialDist/School
Charge To : 145689 NEWSTEAD \$859.04
Relevy School \$859.04 145601 AKRON CENTRAL

RPTL550(2): Spec Franchise asmt exceeds ORPS certificate
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,152.00

ASSESSOR Cancel \$1,206.00
S-B-L 37.03-4-16 1920 Webb Rd 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,206.00 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$1,206.00
Relevy School \$1,206.00 144601 GRND ISLN

CENTRAL

RPTL550(2): Error calculating enhanced STAR exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,153.00

ASSESSOR Cancel \$775.03
S-B-L 91.06-20-9 75 Huth Rd 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$775.03 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$775.03
Relevy School \$775.03 143003 CHEEK. UNION #3

RPTL550(2): Failed to apply aged exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,154.00

 ASSESSOR Cancel \$212.49
S-B-L 144.16-5-17 206 Leydecker Rd 146800 WEST SENECA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$212.49 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$212.49
 Relevy School \$212.49 146801 WEST SENECA

CENT

RPTL550(2): Error calculating enhanced STAR exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,155.00

 ASSESSOR Cancel \$1,157.28
S-B-L 135.18-1-18.1 65 Sky Hi Dr 146800 WEST SENECA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,157.28 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$1,157.28
 Relevy School \$1,157.28 146801 WEST SENECA

CENT

RPTL550(2): Erro calculation aged exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,156.00

 ASSESSOR Cancel \$1,459.58
S-B-L 57.13-4-46 5474 Village Statio 143200 CLARENCE

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,459.58 Town/SpecialDist/School
Charge To : 143200 CLARENCE \$1,459.58
 Relevy School \$1,459.58 142203 WILLIAMSVILLE

CENT

RPTL550(2): Failed to apply aged exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,157.00

ASSESSOR Cancel \$2,522.27
S-B-L 67.16-3-33.1 76 Hardt Ln 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$2,522.27 Town/SpecialDist/School
Charge To : 142289 AMHERST \$2,522.27
Relevy School \$2,522.27 142201 AMHERST

CENTRAL

RPTL550(2): Error calculating aged exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,158.00

ASSESSOR Cancel \$574.17
S-B-L 56.13-8-10 605 Hopkins Rd 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$574.17 Town/SpecialDist/School
Charge To : 142289 AMHERST \$574.17
Relevy School \$574.17 142203 WILLIAMSVILLE

CENT

RPTL550(2): Failed to apply basic STAR exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,159.00

ASSESSOR Cancel \$1,266.04
S-B-L 69.18-2-22 70 Melrose Rd 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,266.04 Town/SpecialDist/School
Charge To : 142289 AMHERST \$1,266.04
Relevy School \$1,266.04 142203 WILLIAMSVILLE

CENT

RPTL550(2): Failed to apply aged exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,160.00

ASSESSOR Cancel \$589.83
S-B-L 42.05-6-21 79 King Anthony 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$589.83	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$589.83	
	Relevy School		142203 WILLIAMSVILLE

CENT

RPTL550(2): Failed to apply enhanced STAR exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,161.00

 ASSESSOR Cancel \$944.00
S-B-L 112.43-2-18 125 Wagner Ave 143001 SLOAN

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$944.00	Town/SpecialDist/School
<u>Charge To :</u>	143001 SLOAN	\$944.00	
	Relevy School		143009 SLOAN UNION #9

RPTL550(2): Failed to apply enhanced STAR exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,162.00

 ASSESSOR Cancel \$305.97
S-B-L 53.10-6-32 262 Joseph Ln 146489 TONAWANDA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$305.97	Town/SpecialDist/School
<u>Charge To :</u>	146489 TONAWANDA	\$305.97	
	Relevy School		146401 KEN-TON UNION

FREE

RPTL550(2): Failed to apply aged exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,163.00

 ASSESSOR Cancel \$622.00
S-B-L 66.23-1-33 76 Southwood Dr 146489 TONAWANDA

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$622.00	Town/SpecialDist/School
<u>Charge To :</u>	146489 TONAWANDA	\$622.00	

FREE Relevy School \$622.00 146401 KEN-TON UNION

RPTL550(2): Failed to apply enhanced STAR exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,164.00

ASSESSOR Cancel \$382.78
S-B-L 28.25-2-39 452 Forest Edge Dr 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$382.78 Town/SpecialDist/School
Charge To : 142289 AMHERST \$382.78
Relevy School \$382.78 142203 WILLIAMSVILLE

CENT

RPTL550(2): Failed to apply vetexemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,165.00

ASSESSOR Cancel \$329.92
S-B-L 43.10-4-7 6331 Walnut Creek 143200 CLARENCE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$329.92 Town/SpecialDist/School
Charge To : 143200 CLARENCE \$329.92
Relevy School \$329.92 143201 CLARENCE

CENTRAL

RPTL550(2): Incorrect assessment
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,166.00

ASSESSOR Cancel \$884.82
S-B-L 24.20-3-7 115 Sturbridge Ln 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 \$884.82 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$884.82
Relevy School \$884.82 144601 GRND ISLN

CENTRAL

RPTL550(2): Wholly exempt
New tax bill to be issued

FISCAL YEAR 2014 Petition No. 215,167.00

 ASSESSOR Refund \$874.22
S-B-L 24.20-3-7 115 Sturbridge Ln 144600 GRAND ISLAND

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$874.22 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$874.22
 Relevy School \$874.22 144601 GRND ISLN

CENTRAL

RPTL550(2): Wholly exempt
Refund to be issued to New Englbad Estates of GI, LLC

FISCAL YEAR 2013 Petition No. 215,168.00

 ASSESSOR Refund \$853.82
S-B-L 24.20-3-7 115 Sturbridge Ln 144600 GRAND ISLAND

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$853.82 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$853.82
 Relevy School \$853.82 144601 GRND ISLN

CENTRAL

RPTL550(2): Wholly exempt
Refund to be issued to New Englbad Estates of GI, LLC

FISCAL YEAR 2015 Petition No. 215,169.00

 ASSESSOR Refund \$686.83
S-B-L 24.20-3-7 115 Sturbridge Ln 144600 GRAND ISLAND

 Acct. No. 112 \$240.32 County
 Acct. No. 132 \$446.51 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$446.51

RPTL550(2): Wholly exempt
Refund to be issued to New Englbad Estates of GI, LLC

FISCAL YEAR	2014	Petition No.	215,170.00
	ASSESSOR	Refund	\$668.51
S-B-L	24.20-3-7	115 Sturbridge Ln 144600	GRAND ISLAND
	Acct. No. 112	\$239.57	County
	Acct. No. 132	\$428.94	Town/SpecialDist/School
<u>Charge To :</u>	144600 GRAND ISLAND		\$428.94

RPTL550(2): Wholly exempt
Refund to be issued to New Englнад Estates of GI, LLC

FISCAL YEAR	2015	Petition No.	215,171.00
	ASSESSOR	Cancel	\$3,488.64
S-B-L	183.06-2-56	4388 Richwood Dr 144889	HAMBURG
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$3,488.64	Town/SpecialDist/School
<u>Charge To :</u>	144889 HAMBURG		\$3,488.64
	Relevy School	\$3,488.64	144804 FRONTIER

CENTRAL

RPTL550(2): Failed to apply exemption
New tax bill to be issued.

FISCAL YEAR	2015	Petition No.	215,172.00
	ASSESSOR	Cancel	\$6,157.98
S-B-L	159.12-2-3	3880 Jeffrey Blvd 144889	HAMBURG
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$6,157.98	Town/SpecialDist/School
<u>Charge To :</u>	144889 HAMBURG		\$6,157.98
	Relevy School	\$6,157.98	144804 FRONTIER

CENTRAL

RPTL550(2): Removed exemption in error
New tax bill to be issued

FISCAL YEAR	2015	Petition No.	215,173.00
	ASSESSOR	Cancel	\$15,857.45
S-B-L	159.08-1-3	3680 Jeffrey Blvd 144889	HAMBURG

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$15,857.45	Town/SpecialDist/School
<u>Charge To :</u>	144889 HAMBURG	\$15,857.45	
	Relevy School	\$15,857.45	144804 FRONTIER

CENTRAL

RPTL550(2): Removed exemption in error
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,174.00

 ASSESSOR Cancel \$25,107.63
S-B-L 159.16-1-1 3999 Jeffrey Blvd 144889 HAMBURG

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$25,107.63	Town/SpecialDist/School
<u>Charge To :</u>	144889 HAMBURG	\$25,107.63	
	Relevy School	\$25,107.63	144804 FRONTIER

CENTRAL

RPTL550(2): Removed exemption in error
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,175.00

 ASSESSOR Refund \$3,155.07
S-B-L 79.08-3-14 3 Brantwood Rd 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$3,155.07	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$3,155.07	

RPTL550(2): Error calculating sewer units
Refund to be issued to Patricia Clark

FISCAL YEAR 2015 Petition No. 215,176.00

 ASSESSOR Cancel \$1,164.00
S-B-L 56.55-1-1./13B 13B Hickory Hill R 142289 AMHERST

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,164.00	Town/SpecialDist/School
<u>Charge To :</u>	142289 AMHERST	\$1,164.00	

CENT Relevy School \$1,164.00 142203 WILLIAMSVILLE

RPTL550(2): Failed to apply enhanced STAR exemption
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,177.00

 ASSESSOR Cancel \$1,029.59
S-B-L 143.07-5-20 93 Sunbrier Dr 146800 WEST SENECA

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$1,029.59 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$1,029.59
 Relevy School \$1,029.59 146801 WEST SENECA

CENT

RPTL550(2): Failed to apply senior exemptions
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,178.00

 ASSESSOR Cancel \$549.32
S-B-L 108.18-6-23 1570 Homecourt 142001 ALDEN

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$549.32 Town/SpecialDist/School
Charge To : 142001 ALDEN \$549.32
 Relevy School \$549.32 142001 ALDEN CENTRAL

RPTL550(2): Failed to apply basic STAR exemptions
New tax bill to be issued

FISCAL YEAR 2015 Petition No. 215,179.00

 ASSESSOR Cancel \$794.36
S-B-L 118.18-5-7 531 Briarwood Ct 142089 ALDEN

 Acct. No. 112 \$0.00 County
 Acct. No. 132 \$794.36 Town/SpecialDist/School
Charge To : 142089 ALDEN \$794.36
 Relevy School \$794.36 142001 ALDEN CENTRAL

RPTL550(2): Incorrect assessment
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.

(6-0)

3. INTRO. 18-1 (2015)

GRANT

AS AMENDED

WHEREAS, the reuse of office furniture and equipment by non-profit organizations based in Erie County is an effective strategy for County taxpayers to maximize their return on investment; and

WHEREAS, authorization of the Erie County Legislature is necessary to effectuate the transfer of Erie County surplus property; and

WHEREAS, The United Black Men's Think Tank of Buffalo, Inc., is located in newly renovated office space at 400 Northampton Avenue, Buffalo, NY 14208 on the campus of Mt. Moriah Baptist Church.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature finds it cost-effective that the Division of Purchase and the United Black Men's Think Tank of Buffalo, Inc. have worked together to employ a reuse strategy for certain surplus property no longer needed by Erie County; and be it further

RESOLVED, that the following surplus property is hereby authorized by the County Legislature to be transferred to the United Black Men's Think Tank of Buffalo, Inc. for their use:
Office Furniture/Equipment

Qt. Item

- 6 Green Conference Table Chairs with Arms
- 1 Grey Desk Chair
- 1 Green Desk Chair
- 2 Green Side Chairs with arms
- 1 Gray Side Chair for Secretary Desk
- 1 Five Shelve Wood Bookcase
- 2 Five Drawer Lateral File Cabinets
- 1 Five Drawer File Cabinet
- 1 Two Shelf Book Case
- 1 Three Shelf book Case
- 1 Blue Secretary Chair
- 1 Printer Table
- 1 Conference Table
- 1 Coat Rack
- 1 Side Table
- 1 Five Drawer Office Desk

1 Secretary Desk
; and be it further

RESOLVED, that the Clerk of the Erie County Legislature is directed to forward certified copies of this resolution to the County Executive, the Director of the Division of Purchasing and to the United Black Men's Think Tank of Buffalo, Inc. (c/o Mr. Hosie H. Arnold, President, PO Box 1553, Buffalo, NY 14215).
(6-0)

4. INTRO. 18-4 (2015)

LORIGO

WHEREAS, over the past several years Western New York has seen its fair share of foreclosures, which occasionally become stuck in the foreclosure process for extended periods of time; and

WHEREAS, foreclosures often impact the lives of more than just the homeowners, since many times homes in foreclosure become vacant early in the process, thereby leaving the mortgage company pursuing the foreclosure action responsible to maintain said properties; and

WHEREAS, property values tend to decrease in surrounding neighborhoods when there is a vacant home, regardless of whether the property is in the foreclosure process or not; and

WHEREAS, the longer a property remains in the foreclosure process, the more often the neighboring homeowners will struggle with a multitude of issues, such as an unattended home becoming a danger to children, a potential place for vagrants and squatters to move in without fear of eviction, as well as unkempt landscaping leading to an increase in unwanted wildlife during the summer months and obstructed sidewalks during the winter months; and

WHEREAS, Assembly Bill A4152-2015 seeks to increase the responsibility of foreclosure plaintiffs, most often large banks holding the mortgage, to maintain properties they hold in foreclosure using a good faith effort to maintain the home until such time as the foreclosure proceeding is completed or the property ownership is transferred; and

WHEREAS, Assembly Bill A4842-2015 furthers the goal of requiring better upkeep of houses in foreclosure by requiring the foreclosing party to disclose contact information for an employee or agent who is responsible for the maintenance of the foreclosed property; and

WHEREAS, each of these bills will help property owners across Erie County and New York State protect the value of their homes by lessening the impact of neighboring homes that are in foreclosure, while ensuring that banks that have started the foreclosure process do not neglect their responsibility to maintain the real property they hold.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body hereby supports Assembly Bills 4152-2015 and 4842-2015 and urges the New York State Senate to do the same; and, be it further

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

(6-0)

5. COMM. 18E-12 (2015)

COUNTY EXECUTIVE

WHEREAS, in accordance with section 9.07 of the Erie County Administrative Code, Erie County supports a Fisheries Advisory Board (FAB) made up of volunteer sports and outdoor enthusiasts appointed by the County Executive and Legislature; and

WHEREAS, annually the FAB presents a list of projects and budget requests to the County Executive to implement in order to complete their proposed work; and

WHEREAS, based upon their requests for funding in 2014 - \$2,500 and 2015 - \$15,000, there is currently \$17,500 available in the 2015 Budget which received approval from the legislature; and

WHEREAS, the \$17,500 in resources earmarked for the FAB was allocated in the Art and Cultural Agency Budget requiring that the FAB enter into a contract with the County to access the funding; and

WHEREAS, the FAB is not an independent organization with the legal and financial capacity to enter into an agreement or to manage the resources directly, the allocated funding needs to be transferred to the DEP 2015 Budget where the Department can manage the funds for them at their request.

NOW, THEREFORE BE IT

RESOLVED, that budget revisions be made in fund 110, as follows:

Account	Description	Current Budget	Revision	Revised Budget
Art and Cultural Agencies – Funds Center 1333020				
517601	Erie Co Fish Advisory Board	\$17,500	(\$17,500)	\$0
Department of Environment & Planning – Funds Center 16200				
517601	Erie Co Fish Advisory Board	\$0	\$17,500	\$17,500

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; 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; Thomas Dearing, Commissioner of the Department of Environment and Planning; and Thomas Hersey, Jr., Deputy Commissioner of the Department of Environment and Planning.

(6-0)

JOSEPH C. LORIGO
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 243

October 15, 2015	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 16
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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. 18E-9 (2015)
COUNTY EXECUTIVE: “EC Sewer District No. 8 - Engineer Term Contract Agreement - Wendel Work Order W-2”
(6-0)
 - b. COMM. 18E-10 (2015)
COUNTY EXECUTIVE: “EC Sewer District No. 8 - Engineer Term Agreement - DiDonato Associates Work Order DA-6”
(6-0)
 - c. COMM. 18E-11 (2015)
COUNTY EXECUTIVE: “EC Sewer Districts 1-6 and 8 - Section 270-271 Resolutions”
(6-0)
 - d. COMM. 18D-2 (2015)
CLERK OF THE LEGISLATURE: “NYS DEC Documents Received”
(6-0)
2. COMM. 14E-15 (2015)
COUNTY EXECUTIVE
WHEREAS, One Region Forward is a broad-based, collaborative effort to promote more sustainable forms of development in Erie and Niagara counties; and

WHEREAS, One Region Forward : A New Way to Plan for Buffalo Niagara, a federally recognized Regional Plan for Sustainable Development (hereinafter referred to as the “Plan”), was

adopted on January 15, 2015 by the Greater Buffalo Niagara Regional Transportation Council, the region's Metropolitan Planning Organization; and

WHEREAS, the Plan was guided by the One Region Forward Steering Committee, a partnership of public, private, and nonprofit organizations; and

WHEREAS, Plan goals include: (1) create a vibrant economy through efficient land use, (2) connect places by expanding and diversifying transportation options, (3) provide housing choices in neighborhoods that are great places to live, (4) strengthen food systems for a healthier population and economy, and (5) conserve energy, promote renewables, and prepare for the impacts of climate change; and

WHEREAS, a One Region Forward Implementation Council will be created to guide and measure the Buffalo Niagara Region's progress toward implementing the Plan; and

WHEREAS, in 2013 the region adopted the 2040 Metropolitan Transportation Plan, a long-range transportation plan that calls for promoting smart growth through transportation investment in priority development areas and areas with existing infrastructure; fostering regional economic competitiveness through targeted transportation investment, creating an environmentally healthy, resilient region and promoting safe, equitable regional service for all residents; and

WHEREAS, the 2011 strategic plan of the Western New York Regional Economic Development Council (WNYREDC) – A Strategy for Prosperity in Western New York – recognizes smart growth as a key fundamental for improving the WNY economy by reinvesting in our urban centers, neighborhoods, and rural villages, by transforming brownfields from liabilities into assets; and by reducing the cost structure of local governments by following smart growth principles in infrastructure planning; and

WHEREAS, the 2013 Buffalo Billion Investment Development Plan recognizes efficient infrastructure, livable cities, and revitalized, inclusive communities, to be key enablers that will help expand labor markets and drive transformative growth; and

WHEREAS, One Region Forward: A New Way to Plan for Buffalo Niagara reinforces the above principles and recognizes the importance of coordinating with other regional planning efforts; and

WHEREAS, One Region Forward recognizes that communities throughout the region have unique roles, functions, and opportunities, and will develop with different uses at varying intensities; and

WHEREAS, One Region Forward believes that progress toward creating a vibrant and prosperous region will depend on active participation from a full range of cross-sector partners over the long term, including transit and planning agencies, businesses, non-profit organizations, as well as local jurisdictions to enhance economic and environmental resiliency throughout the region; and

WHEREAS, updates to local comprehensive plans and development regulations, transit agency plans, and the refinement of regional growth and transportation plans present continuing opportunities to implement the Plan; and

WHEREAS, the Plan identified three alternatives to the “Business as Usual” development scenario; and

WHEREAS, all three alternatives, in varying degrees, advance the region in a positive, sustainable direction and espouse the priorities, values, and ideas defined in the Plan; and

WHEREAS, Erie County recognizes the need for an Implementation Council Charter which expresses the intent of its members to work together toward the achievement of One Region Forward goals, priorities, and strategies.

NOW, THEREFORE, BE IT

RESOLVED, that Erie County rejects the “Business as Usual” development scenario and commits to undertaking specific action strategies that further a land development pattern which advances One Region Forward and the principles of the Plan; and be it further

RESOLVED, that Erie County supports a continuing process of collaboration and coordinated action to advance smart growth and sustainable development; and be it further

RESOLVED, that the Erie County Executive is hereby authorized to execute the One Region Forward Charter on behalf of Erie County government; 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; and Thomas J. Dearing, Commissioner of the Department of Environment and Planning, Rath Building, 10th Floor.

(6-0)

3. COMM. 17E-5 (2015)

COUNTY EXECUTIVE

AS AMENDED

WHEREAS, the County of Erie advertised for and received responses to a request for proposals from firms to provide solar photovoltaic (PV) systems for power purchase by Erie County; and

WHEREAS, a review committee consisting of representatives from Erie County Department of Public Works, the Division of Environmental Compliance, the Division of Sewerage Management, Buffalo State College, and Hodgson Russ ranked the responses using a consistent scoring matrix; and

WHEREAS, the proposal review committee recommends retaining SolarCity Corporation and/or Greenskies Renewable Energy, LLC for these services; and

WHEREAS, SolarCity Corporation and Greenskies Renewable Energy, LLC proposed the lowest power purchase agreement rates of the eight firms submitting proposals; and

WHEREAS, the nominal net benefit for the PV systems proposed is conservatively estimated to be \$9.5 million in savings over a 20-year term, based on concept level calculations.

NOW, THEREFORE, BE IT,

RESOLVED, that this Honorable Body endorses the proposal review committee recommendation to retain SolarCity Corporation and/or Greenskies Renewable Energy, LLC to install solar PV systems on County lands for power purchase by Erie County; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute power purchase agreements with SolarCity Corporation and/or Greenskies Renewable Energy, LLC, subject to approval as to content by either the Commissioner of the Department of Public Works or 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, prior to any construction work associated with the power purchase agreements, passage of a Local Law allowing for the lease of County land for a term longer than five (5) years shall be required; and be it further

RESOLVED, that the Clerk of the Legislature send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Erie County Director of Budget and Management, the Commissioner of Public Works, the Commissioner of Environment and Planning, Eric Walker-Department of Public Works, and Kristen Walder, Assistant County Attorney.

(6-0)

4. COMM. 18E-8 (2015)

COUNTY EXECUTIVE

WHEREAS, pursuant to Legislative Comm. 21E-16 (2014) Contract No. 51 was awarded to New Frontier Excavating & Paving for the rehabilitation of sanitary sewers on Kennedy Drive in Erie County Sewer District No. 6; and

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

WHEREAS, the Erie County Department of Environment and Planning has recommended the acceptance of Contract No. 51, General, in the final contract amount of \$161,086.04 which includes Change Order No. 1 (final), a decrease of (\$32,793.36), and recommends approval for final payment.

NOW, THEREFORE BE IT

RESOLVED, that Contract No. 51 between the County of Erie and New Frontier Excavating & Paving, Inc. (8265 East Eden Rd., Eden, NY) is accepted in the final contract amount of \$161,086.04 which includes Change Order No. 1 (final), a decrease of (\$32,793.36), and is allocated in Erie County Sewer District No. 6 Bond Account C.00064; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract 51, General, to New Frontier Excavating & Paving, Inc. for a total contract amount of \$161,086.04; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy each to the County Executive, the Erie County Comptroller, the Director of Budget and Management and Kristen Walder, Assistant County Attorney; and two (2) certified copies of this resolution to Joseph L. Fiegl, P.E., Department of Environment and Planning.
(6-0)

TED B. MORTON
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 244

October 15, 2015	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 12
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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. 18E-7 (2015)
RATH: “Letter to Commissioner of Department of Public Works Regarding Designation of a County Road”
(6-0)
 - b. COMM. 18M-3 (2015)
NYS DEPARTMENT OF TRANSPORTATION: “Letter Regarding Scajaquada Expressway Safety”
(6-0)

2. COMM. 18E-5 (2015)
COUNTY EXECUTIVE

WHEREAS, the Clarence Center Bridge Replacement Project PIN 5757.28 (“Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the appointment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% Non-Federal funds; and

WHEREAS, the State of New York has made available Marchiselli funding in the amount of 14.96% of the projected costs of the Project, leaving a Local share of 5.04% of the projected project costs; and

WHEREAS, the County of Erie previously advanced the Project by making a commitment of 100% of the Non-Federal share of the costs of the Design via Legislative Communication 19E-11 of November 21, 2013; and

WHEREAS, the County of Erie would like to advance the Project's Supplemental Agreement with New York State Department of Transportation which provides funding for the Construction phase of the Project, by making a commitment of 100% of the Local share of the costs; and

WHEREAS, the NYSDOT supplemental agreement is in the total amount of \$977,000.00 an increase of \$752,000.00 over the County's existing Project agreement with NYSDOT; and

WHEREAS, the County is required to pay the estimated Local share for the increase in Project costs in the amount of \$37,900.00 which is available from the SAP project hereinafter noted.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the above subject 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, State and Local shares of the cost of Construction phase of the Project or portions thereof; and be it further

RESOLVED, that the Project budget Fund 420, BA123, B.14007, 2014 Clarence Center Road Bridge 5757.28 Construction be adjusted to reflect the anticipated federal and state revenue for the construction phase as follows:

REVENUES		CURRENT BUDGET	INCREASE/ DECREASE	REVISED BUDGET
Account	Description			
414000	Federal Aid	\$480,000	\$121,600	\$601,600
405160	Marchiselli Fund	0	\$112,500	\$112,500
445070	Prem On Obligations			
		\$16,041.09	0	\$16,041.09
475000	Gen Oblig Bond Proc			
		<u>\$103,958.91</u>	<u>0</u>	<u>\$103,958.91</u>
TOTAL REVENUES		<u>\$600,000.</u>	<u>\$234,100</u>	<u>\$834,100.</u>

APPROPRIATIONS

516020	Pro Ser Cntr & Fees			
Capital Projects	Capital Project Exp	\$120,000.	\$632,000	\$752,000
Unallocated	Unallocated Capital			
		<u>\$480,000.</u>	<u>(\$397,900)</u>	<u>\$82,100</u>
TOTAL APPROPRIATIONS		<u>\$600,000.</u>	<u>\$234,100</u>	<u>\$834,100.</u>

; and be it further

RESOLVED, that the estimated total cost increase of the Construction Phase of the Project, \$752,000.00, is hereby appropriated from Fund 420, BA123 SAP Projects B.14007, 2014 Clarence Center Road Bridge 5757.28 Construction, and made available to cover the cost of participation in the above phase of the Project; and be it further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal, State and Local shares of the cost of the Project's Phase as described above exceed the amounts noted 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, with the New York State Department of Transportation in connection with the advancement or approval of the Project 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 and Marchiselli Aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; 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 six (6) 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)

3. COMM. 18E-16 (2015)

COUNTY EXECUTIVE

WHEREAS, Parkview Apartments of Buffalo LLC is developing housing for low and very low income households pursuant to Article XI of the New York Private Housing Finance Law; and

WHEREAS, the 26 unit Project is located at 769-781 Best Street (former Public School 59) in the City of Buffalo with nineteen (19) of the units affordable to households with income at and below 50% of the area median income (AMI), six (6) of the units set aside for households earning at or below 30% AMI and one (1) of the units will be set-aside for a household earning at or below 60% AMI; and

WHEREAS, the Erie County Legislature adopted a policy on Payment in Lieu of Taxes (PILOT) on December 16, 1999, and the PILOT is consistent with said policy; and

WHEREAS, in order to make the Project economically feasible for Parkview Apartments of Buffalo, LLC to operate the housing project it is necessary to obtain tax relief from the County of Erie and the City of Buffalo.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement with Parkview Apartments Development Fund Corp., Parkview Apartments of Buffalo, LLC, and the City of Buffalo relating to Parkview Apartments and all other agreements necessary to conclude this housing project; and be it further

RESOLVED, that said Agreement shall include an annual PILOT in the amount of taxes due as set forth on Schedule A attached hereto. Payment under the Agreement will be for fifteen (15) years with the County share of each annual payment being twenty-five (25) percent of the total amount; 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 Director of Real Property Tax Services; the Commissioner of the Department of Environment and Planning; the County Comptroller; and the County Attorney.

SCHEDULE A

Parkview Apartments PILOT
Schedule of Payments

Year	City	County	Total
1	3,492.11	1,164.04	4,656.14
2	3,596.87	1,198.96	4,795.83
3	3,704.78	1,234.93	4,939.70
4	3,815.92	1,271.97	5,087.90
5	3,930.40	1,310.13	5,240.53
6	4,048.31	1,349.44	5,397.75
7	4,169.76	1,389.92	5,559.68
8	4,294.85	1,431.62	5,726.47
9	4,423.70	1,474.57	5,898.26
10	4,556.41	1,518.80	6,075.21
11	4,693.10	1,564.37	6,257.47
12	4,833.89	1,611.30	6,445.19
13	4,978.91	1,659.64	6,638.55
14	5,128.28	1,709.43	6,837.71
15	5,282.13	1,760.71	7,042.84

(6-0)

4. COMM. 18E-17 (2015)
COUNTY EXECUTIVE

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, section 1616(i) of the New York Not-for-Profit Corporation Law provides that New York Land banks, including the Buffalo Erie Niagara Land Improvement Corporation, may tender a preemptive bid at tax sales in an amount equal to the total amount of all municipal claims and liens which were the basis for the judgment and in the event of such tender by a land bank, the property shall be deemed sold to the land bank regardless of any bids by any other third parties; and

WHEREAS, the bid of the land bank shall be paid as to its form, substance, and timing according to such agreement as is mutually acceptable to the plaintiff and the land bank wherein the obligation of the land bank to perform in accordance with such agreement shall be deemed to be in full satisfaction of the municipal claim which was the basis for the judgment.

WHEREAS, it is anticipated that the Buffalo Erie Niagara Land Improvement Corporation will exercise its preemptive bid powers at the upcoming City of Buffalo tax foreclosure sale; and

WHEREAS, agreements between the City of Buffalo and the Buffalo Erie Niagara Land Improvement Corporation are necessary to outline the obligations of the land bank and the expected repayment, if any, of the City and County taxes which were the basis for the judgment; and

NOW, THEREFORE, BE IT

RESOLVED, that the County, through its Director of Real Property Tax Services, is hereby authorized to enter into agreements with the Buffalo Erie Niagara Land Improvement Corporation which outline the obligations of the land bank and the expected repayment, if any, of the County taxes which were the basis for the judgment consistent with the Property Tax and Maintenance/Foreclosure Cost Recapture Policy for the City of Buffalo tax sale; and be it further

RESOLVED, that to the extent that such agreement results in the repayment of county taxes in the amount less than the amount of County taxes which were the basis for the judgment, 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

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

(6-0)

EDWARD A. RATH, III
CHAIR

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 245

October 15, 2015	PUBLIC SAFETY COMMITTEE REPORT NO. 13
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ALL MEMBERS PRESENT.
CHAIR MILLS PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 18E-14 (2015)
SHERIFF

WHEREAS, the Sheriff's Office, working in conjunction with Emergency Services has identified a grant that would allow for the purchase of a video camera transmitter, two antennas, and software a new security camera for Air-1; and

WHEREAS, the equipment and software will allow Air-1 to share live surveillance images with Emergency Services' command units, both mobile and static locations; and

WHEREAS, the funds will also be used to purchase a steerable landing light increasing visibility during landings; and

WHEREAS, said grant requires a local match of \$40,666.000; and

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

NOW, THEREFORE, BE IT

RESOLVED, that \$40,666.00 in available balances in the Asset Forfeiture Trust Fund is hereby authorized for transfer to the appropriate grant fund account in the Erie County Department of Emergency Services as local match for the purchase of a video camera transmitter, two antennas, and software as well as a steerable landing light for Air-1; and be it further

RESOLVED, the Division of Budget and Management is authorized to set up the appropriate accounts for the expenditure of said funds for this purpose; 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 25 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 246

RE: Support for Ride-Sharing as a
Transportation Alternative
(INTRO. 19-1)

A RESOLUTION TO BE SUBMITTED
BY LEGISLATOR LORIGO

WHEREAS, there is a long-standing and persistent need for alternative methods of public transportation for the residents of our community; and

WHEREAS, most forms of public transportation, including the expansion of existing services, have proven to be expensive to construct with prohibitive initial investments; and

WHEREAS, ride-sharing is a relatively new concept wherein modern technology enables pre-approved drivers to operate one way fares for a fee, and transport passengers to locations around the Erie County using their own personal vehicles; and

WHEREAS, this allows people seeking extra income to earn money in their free time using their own vehicles, without the necessity of becoming a full-time taxi driver; and

WHEREAS, these ride-sharing programs allow for passengers to have additional more flexible options to travel Erie County; and

WHEREAS, these additional low cost options provided by ride-sharing programs like Lyft and Uber would not only increase jobs while providing a direct cost savings for passengers, they also offer a more reliable and more readily utilized method of transportation for passengers; and

WHEREAS, ride-sharing programs will allow Erie County residents and visitors to travel throughout Erie County, whether it is to and from the airport, home after a night out, or shopping in areas not easily accessible through traditional methods of public transportation.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body supports transportation alternatives in the form of ride-sharing programs, and requests New York State make appropriate amendments to the New York State Insurance Laws; and, be it further

RESOLVED, that this honorable body hereby urges Governor Cuomo and both houses of the New York State Legislature to work together to allow ride-sharing businesses the opportunity to operate in Erie County, as well as throughout New York State; and, be it further

RESOLVED, that certified copies of this resolution be sent to the Western New York Delegation to the New York State Assembly and Senate, the Governor of the State of New York, and any other party deemed necessary.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 247

RE: Support for Designating a County Road
as an Access Corridor
(INTRO. 19-2)

A RESOLUTION TO BE SUBMITTED
BY LEGISLATOR RATH

WHEREAS, Hunts Corners Road running from the Town of Newstead through the Town of Clarence as County Road and into the Town of Amherst as North French Road is owned and maintained by the County; and

WHEREAS, currently this road restricts access to trucks over fifty three feet in length, which have become more common and in fact are used by businesses located on the road and those needing to pick up goods from businesses located on the county road; and

WHEREAS, the Erie County Legislature has held a public meeting to discuss designating the county road in question as an “Access Highway” thereby allowing the larger trucks passing through the area to travel on the road without being ticketed for doing so; and

WHEREAS, Vehicle and Traffic Law section 1627 requires that the ‘County Superintendent of Highways’ ask the State Department of Transportation to allow for the change in designation to take place.

NOW. THEREFORE, BE IT

RESOLVED, that this honorable body hereby asks the Commissioner of the Department of Public Works to designate the county road running between the Town of Newstead as Hunts Corners and the Town of Amherst as North French Road as an Access Highway for the purpose of allowing larger trucks to pass through without being ticketed; and, be it further

RESOLVED, that certified copies of this resolution be sent to the Commissioner of the Department of Public Works, the County Executive, and all parties deemed necessary and proper.

Item 27 – CHAIR MILLS directed that the following item be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

INTRO. 19-3 from LEGISLATOR MORTON. Request of State Liquor Authority to Change Closing Time of Erie County Bars.

Item 28 – CHAIR MILLS directed that the following item be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

INTRO. 19-4 from LEGISLATOR LOUGHRAN. A Review of the Facts Surrounding the Issue of Change Closing Time of Erie County Bars.

Item 29 – CHAIR MILLS directed that the following item be referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

INTRO. 19-5 from LEGISLATOR BURKE. Supporting the Legal Ban on Gay Conversion Therapies in Erie County.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 30 – MR. LORIGO moved to discharge the PUBLIC SAFETY COMMITTEE of further consideration of COMM. 11E-29. MR. RATH seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 248

RE: OPEN ITEM: Funding for Departmental Purchases from Forfeiture Crime Proceeds

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 necessary Marine Unit boat repairs; and

WHEREAS, without the needed repairs the Sheriff's Office Marine Unit will be unable to perform critical navigation law enforcement, boater safety and border security; and

WHEREAS, it has been determined that transporting the boat with Sheriff's personnel and vehicles is less expensive than hiring a transport service;

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

NOW, THEREFORE, BE IT

RESOLVED, that \$ 30,426.00 in available balances in the Asset Forfeiture Trust Fund is hereby transferred to the Erie County Sheriff's Office Asset Forfeiture Funded Program SAPS; 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	\$ 30,426.00
	Total Revenue	\$ 30,426.00

APPROPRIATION

		Increase
506200	Maintenance and Repair	\$ 20,426.00
510100	Out of Area Travel	\$ 10,000.00
	Total Appropriations	\$ 30,426.00

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.

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

CARRIED UNANIMOUSLY.

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. 19-6 from LEGISLATOR BURKE. Re: Consolidating Municipal Sewers in Erie County

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

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

GRANTED.

INTRO. 19-7 from LEGISLATOR BURKE. Re: Supporting an Increase in Drug Rehabilitation Funding in Erie County

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

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

GRANTED.

COMM. 19E-13 from CHAIRMAN MILLS. Re: 2016 Tentative Erie County Budget Hearing Schedule

Received, filed and printed.

October 22, 2015

Dear Ms. McCarthy:

Attached please find the budget hearing and meeting schedule for the 2016 Tentative Erie County Budget, to be conducted by the Legislature's Finance & Management/Budget Committee on November 9, 10 and 13, 2015.

Also included on this schedule are the dates for the Legislative Public Hearing on the Tentative Budget, and the date scheduled for the Annual Budget Meeting for a vote of the full Legislature.

Please place these dates on the calendar of the Legislature and make the appropriate notifications.

Thank you for your assistance with this matter.

Sincerely,
JOHN J. MILLS
Chair of the Erie County Legislature

2016 TENTATIVE ERIE COUNTY BUDGET - MEETING AND HEARING SCHEDULE

Conducted by the

Erie County Legislature Finance & Management/Budget Committee

All meetings will be held in the Chambers of the Erie County Legislature, 92 Franklin St., 4th Floor, Buffalo, NY 14202

MONDAY, NOVEMBER 9, 2015

9:15 am - 9:30 am

9:30 am - 11:00 am

11:00 am - 11:30 am

11:30 am - 12:00 pm

Finance & Management/Budget Committee No. 1

Budget Presentation: Robert Keating,
Director of Budget and Management

Board of Elections

Comptroller

1:00 pm - 1:30 pm	County Executive
1:30 pm - 2:00 pm	Budget and Management
2:00 pm - 2:45 pm	Senior Services
	Health/Emergency Medical Services

TUESDAY, NOVEMBER 10, 2015

9:00 am - 9:30 am	Environment and Planning
9:30 am - 10:30 am	Social Services/Youth Services
10:30 am - 11:00 am	District Attorney
11:00 am - 11:30 am	Buffalo & Erie County Public Library

11:30 am - 12:00 pm	Personnel/Labor Relations
1:00 pm - 1:30 pm	Emergency Services
1:30 pm - 2:00 pm	Central Police Services
2:00 pm - 2:30 pm	Parks, Recreation and Forestry

FRIDAY, NOVEMBER 13, 2015

9:30 am - 10:00 am	Probation
10:00 am - 10:30 am	County Attorney
10:30 am - 11:00 am	DISS
11:00 am - 11:30 am	County Clerk
11:30 am - 12:00 pm	Purchasing
1:00 pm - 1:30 pm	Sheriff
1:30 pm - 2:00 pm	Public Works

MONDAY, NOVEMBER 16, 2015

Reserved for Call-Backs

MONDAY, NOVEMBER 23, 2015

5:00 pm	PUBLIC HEARING
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TUESDAY, DECEMBER 1, 2015

2:00 pm	ANNUAL BUDGET MEETING
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COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COUNTY EXECUTIVE

Item 34 – (COMM. 19E-1) Appointments to EC Conditional Release Commission

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM LEGISLATOR MILLER-WILLIAMS

Item 35 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MS. DIXON seconded. MS. MILLER-WILLIAMS abstained.

CARRIED. (10-0-1)

RESOLUTION NO. 249

RE: Lease Agreement for Legislative Office
Space
(COMM. 19E-2)

RESOLVED, the Erie County Executive is hereby authorized to sign a One (1) Year Lease Agreement with Towne Gardens, LLC for Legislative office space for Barbara Miller-Williams, located at 440 Clinton St, Buffalo, New York for a monthly rate of \$823.

FROM LEGISLATOR MILLS

Item 36 – (COMM. 19E-3) Appointment of Members to Finance/Management & Budget Committee

Received, filed and printed.

October 12, 2015

Dear Ms. McCarthy:

Please be advised that pursuant to the provisions of the 2015 Rules of Order for the Erie County Legislature §3.02, I hereby appoint Legislator Lynne Dixon and Legislator Thomas Loughran to serve as members of the Finance and Management/Budget Committee.

Sincerely,
JOHN J. MILLS
Chair of the Erie County Legislature

FROM THE COUNTY ATTORNEY

Item 37 – (COMM. 19E-4) Office of District Attorney Supplementary Designation

Received and filed.

FROM LEGISLATOR MILLER-WILLIAMS

Item 38 – (COMM. 19E-5) Letter to Mayor of Buffalo Regarding Lamont Yancey Jr

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM LEGISLATOR BURKE

Item 39 – (COMM. 19E-6) Review of the Public Discussion on the Status of Lake Erie Water Quality

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 40 – (COMM. 19E-7) Letter to Monroe County Executive Regarding the Banning of Microbeads

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COMPTROLLER

Item 41 – (COMM. 19E-8) Report for Apportionment and Distribution of Net Collections from the 4.75% Sales and Compensating Use Tax for June, July and Aug 2015

Item 42 – (COMM. 19E-9) External Auditor's Management Letter for EC for the Year Ended December 31, 2014

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

FROM THE COUNTY EXECUTIVE

Item 43 – (COMM. 19E-10) Proposed Erie County 2016 Budget

Received and referred to the FINANCE/MANAGEMENT & BUDGET COMMITTEE.

FROM THE COMPTROLLER

Item 44 – (COMM. 19E-11) Review of 2016 Tentative Budget Revenue and Expenditure Projections

Received and referred to the FINANCE/MANAGEMENT & BUDGET COMMITTEE.

FROM LEGISLATOR BURKE

Item 45 – (COMM. 19E-12) Letter to Chairman Mills Regarding Wireless Internet Access in Legislative Chambers

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE COMMISSIONER, DEPARTMENT OF ENVIRONMENT & PLANNING

Item 46 – (COMM. 19D-1) Follow-up Information Regarding One Region Forward Initiative

Received and filed.

FROM THE COMMISSIONER, DEPARTMENT OF SOCIAL SERVICES

Item 47 – (COMM. 19D-2) Comm.12E-34 Compliance Report - September - CPS Caseloads
Received and filed.

FROM THE CLERK OF THE LEGISLATURE

Item 48 – (COMM. 19D-3) Notice of Public Hearing Regarding LL Intro. 4-2 (2015)

Item 49 – (COMM. 19D-4) NYS DEC Documents Received

The above two items were received and filed.

FROM THE DEPARTMENT OF BUDGET & MANAGEMENT

Item 50 – (COMM. 19D-5) Budget Monitoring Report for Period Ending Aug. 31, 2015

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM BARCLAY DAMON, LLP

Item 51 – (COMM. 19M-1) Refunding Bond Resolution Certificate of Determination

Received and filed.

FROM THE PRESIDENT, ERIE COMMUNITY COLLEGE

Item 52 – (COMM. 19M-2) Board of Trustees: Election of Officers

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE BUFFALO & ERIE COUNTY PUBLIC LIBRARY

Item 53 – (COMM. 19M-3) October 15, 2015 Board of Trustees Agenda

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Item 54 – (COMM. 19M-4) Letter Regarding Former Bethlehem Steel Plant Site, City of Lackawanna

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE NYS DEPARTMENT OF TRANSPORTATION

Item 55 – (COMM. 19M-5) Notice of Request for a Review of Traffic Conditions Harlem Rd at Walden Ave, Town of Cheektowaga

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM ASSEMBLYMAN MICHAEL P KEARNS

Item 56 – (COMM. 19M-6) Supplemental Information Regarding Erie County Foreclosures

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE TOWN OF CONCORD

Item 57 – (COMM. 19M-7) Town Resolution Regarding the Termination of 1977 Sales Tax Revenue Distribution Agreement

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE EC CITIZENS' BUDGET REVIEW COMMISSION

Item 58 – (COMM. 19M-8) Update from Meetings

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE EC RIGHTS COALITION

Item 59 – (COMM. 19M-9) Letter Regarding Changing the Closing Time of Erie County Bars

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE EC BAR ASSOCIATION

Item 60 – (COMM. 19M-10) Assigned Counsel Program - Financial Report, Attorneys on Panel

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

ANNOUNCEMENTS

Item 61 – CHAIR MILLS announced the next regularly scheduled legislative session is November 5, 2015.

Item 62 – CHAIR MILLS announced the 2016 Tentative Erie County Budget Hearing Schedule has been distributed and will begin November 9, 2015.

MEMORIAL RESOLUTIONS

Item 63 – Legislator Burke requested that when the Legislature adjourns, it do so in memory of Matthew J. Schroeder and to keep the Schroeder Family in our prayers..

Item 64 – Legislator Dixon requested that when the Legislature adjourns, it do so in memory of Michael T. Barry, Theresa K. Grimm, Thomas G. Hittle, and Matthew J. Schroeder and to keep the Schroeder Family in our prayers.

Item 65 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Janet Julia Holler and Joseph LaBuda.

Item 66 – Legislator Morton requested that when the Legislature adjourns, it do so in memory of Richard R. Raczky, Leon A. Seibel, and Michael J. Toczek Sr.

ADJOURNMENT

Item 67 - 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, November 5, 2015 at 2:00 p.m. Eastern Standard Time. MR. RATH seconded.

CARRIED UNANIMOUSLY.

CHAIR MILLS declared the Legislature adjourned until Thursday, November 5, 2015 at 2:00 p.m. Eastern Standard Time.

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