

ERIE COUNTY LEGISLATURE
MEETING NO. 17
SEPTEMBER 23, 2021

The Legislature was called to order by Chair Baskin.

All members present, except Legislator Meyers.

An Invocation was held, led by Ms. Chimera, 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 – MS. CHIMERA moved for the approval of the minutes for Meeting Number 16 from 2021. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – MS. VINAL presented a Memorial Resolution Remembering Truman Beckley Brown.

Item 6 – CHAIR BASKIN presented a proclamation Honoring and Recognizing Bishop John Harrison Young.

Item 7 – MR. JOHNSON & CHAIR BASKIN presented a proclamation Honoring the Hispanic Heritage Council in Celebration of National Hispanic Heritage Month.

Item 8 – CHAIR BASKIN, MR. MEYERS, MR. LORIGO, MR. JOHNSON, MS. CHIMERA, MR. HARDWICK, MS. VINAL, MR. GREENE, MR. TODARO, MR. GILMOUR & MR. MILLS presented a proclamation Honoring Deaf Awareness Month and September 17-26, 2021 as Deaf Awareness Week in Erie County.

Item 9 – CHAIR BASKIN, MR. MEYERS, MR. LORIGO, MR. JOHNSON, MS. CHIMERA, MR. HARDWICK, MS. VINAL, MR. GREENE, MR. TODARO, MR. GILMOUR & MR. MILLS presented a proclamation Honoring Deaf Access Services.

Item 10 – CHAIR BASKIN presented a proclamation Celebrating and Honoring the 2021 Asian Food and Culture Festival.

Item 11 – MR. LORIGO presented a proclamation Honoring Officers Abby Rave and John Pingitore.

Item 12 – MR. LORIGO presented a proclamation Honoring Hailey Cename for Her Athletic Accomplishments.

Item 13 – MR. LORIGO presented a proclamation Honoring Geoff Kelly for His Career in Investigative Journalism.

Item 14 – MR. TODARO presented a proclamation Honoring James B. Uebelhoer for His Ongoing Volunteerism and Service to the Alden Hook & Ladder Fire Company.

Item 15 – MR. TODARO presented a proclamation Honoring Robert L. Holtz for His Ongoing Volunteerism and Service to the Alden Hook & Ladder Fire Company.

Item 16 – MR. TODARO presented a proclamation Honoring Thomas S. Czechowski for His Ongoing Volunteerism and Service to the Alden Hook & Ladder Fire Company.

Item 17 – MR. TODARO presented a proclamation Honoring Roger Mueller for His Ongoing Volunteerism and Service to the Alden Hook & Ladder Fire Company.

Item 18 – MR. TODARO presented a proclamation Honoring Leo E. Wagner for His Ongoing Volunteerism and Service to the Alden Hook & Ladder Fire Company.

Item 19 – MR. TODARO presented a proclamation Honoring Ralph S. Airey for His Ongoing Volunteerism and Service to the Alden Hook & Ladder Fire Company.

Item 20 – MR. TODARO presented a proclamation Honoring Aftercare Nursing Services on Their Newest Location in Lancaster.

Item 21 – MR. TODARO presented a proclamation Honoring Rotary Club of Lancaster-Depew Upon the Occasion of its 100 Years of Service.

Item 22 – MR. TODARO & MR. MEYERS presented a proclamation Honoring Cheektowaga Officers William Cookfair, Brendan Tomasulo, Joshua Donovan and Jeffre Scaglione.

Item 23 – MR. TODARO presented a proclamation Recognizing Denise Gonez-Santos Upon the Occasion of Their 30th Year of Employment at Erie 1 BOCES.

Item 24 – MR. LORIGO presented a proclamation Welcoming Bases Loaded Sports Collectibles to West Seneca.

Item 25 – MR. GREENE presented a proclamation Recognizing the Brave and Heroic Service of Officer Jonathan Howaniec.

Item 26 – MR. GREENE presented a proclamation Recognizing the Brave and Heroic Service of Officer Breanna Capitovic.

Item 27 – MR. GREENE presented a proclamation Recognizing the Brave and Heroic Service of Officer Heather Caputi.

Item 28 – MR. GREENE presented a proclamation Honoring Amherst Police Department Citizen Commendation Award Recipient Timothy McMurray.

Item 29 – MR. MILLS presented a proclamation Honoring and Recognizing Mary Beth Webster Upon the Occasion of Her Retirement from St. Aloysius Regional School.

Item 30 – MR. MILLS presented a proclamation Honoring and Recognizing Kimberly Moritz Upon the Occasion of Her Retirement.

Item 31 – MR. MILLS presented a proclamation Honoring and Recognizing Annalise Casciano on the Grand Opening of The Room Theatre Company.

Item 32 – MR. MILLS presented a proclamation Honoring and Recognizing Joe M. Hartman, Jr. as a Successful Young Entrepreneur at the 2021 Eden Farmer's Market.

Item 33 – MR. MILLS presented a proclamation Honoring and Recognizing Doggo Mafia on Its Grand Opening.

Item 34 – MR. TODARO presented a proclamation Honoring Judy Bowman for Her Commitment and Dedication to Helping Senior Citizens with their Fitness Goals and Mental Well-Being.

MS. CHIMERA moved for consideration of the above thirty items. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MS. CHIMERA moved to amend the above thirty items by adding one for MR. GREENE, two for MR. LORIGO, one for MR. GILMOUR, and by including Et Al Sponsorship. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MS. CHIMERA moved for approval of the above thirty-four items as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 35 – CHAIR BASKIN directed that Local Law No. 1 (Print #1) 2020 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 36 – CHAIR BASKIN directed that Local Law No. 3 (Print #1) 2020 remain on the table and in the SMALL BUSINESS COMMITTEE.

GRANTED.

Item 37 – CHAIR BASKIN directed that Local Law No. 5 (Print #1) 2020 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 38 – CHAIR BASKIN directed that Local Law No. 8 (Print #1) 2020 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 39 – CHAIR BASKIN directed that Local Law No. 2 (Print #1) 2021 remain on the table and in the ECONOMIC & DEVELOPMENT and MINORITY & WOMEN OWNED BUSINESS COMMITTEES.

GRANTED.

Item 40 – CHAIR BASKIN directed that Local Law No. 3 (Print #1) 2021 remain on the table and in the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

COMMITTEE REPORTS

Item 41 – MS. CHIMERA presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 157

September 16, 2021	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 13
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ALL MEMBERS PRESENT.

1. RESOLVED, the following items are hereby received and filed:

- a. COMM. 11M-1 (2021)
LEAGUE OF HUMANE VOTERS: “Statement Related to LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- b. COMM. 11M-2 (2021)
MAUREEN SCHIENER: “Statement Related to LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- c. COMM. 11M-9 (2021)
POLLA MILLIGAN: “Statement Related to LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- d. COMM. 11M-10 (2021)
LAUREN WESP: “Statement Related to LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- e. COMM. 14M-2 (2021)
EC AGRICULTURAL & FARMLAND PROTECTION BOARD: “2021 AFPB Report
Regarding Modification & Consolidation of Marilla, Wales & Elma Agricultural Districts”
(Chair’s Ruling)
- f. COMM. 14M-7 (2021)
GUN SENSE NEW YORK: “Letter Concerning LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- g. COMM. 15E-11 (2021)
BASKIN: “Notice of Public Hearing Concerning LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- h. COMM. 15D-6 (2021)
DEPT. OF ENVIRONMENT & PLANNING: “Public Hearing Minutes for Agricultural
District Modification”
(Chair’s Ruling)
- i. COMM. 15D-7 (2021)
CLERK OF LEGISLATURE: “Notice of Public Hearing Concerning LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- j. COMM. 16E-8 (2021)
COMPTROLLER: “Letter to Parks Commissioner Regarding Public Access to Park
Amenities”
(Chair’s Ruling)
- k. COMM. 16E-22 (2021)
COUNTY EXECUTIVE: “ECSD No. 3 - Engineering Term Contract Agreement”
(Chair’s Ruling)

- l. COMM. 16E-23 (2021)
COUNTY EXECUTIVE: “ECSD No. 8 - Engineering Term Contract Agreement”
(Chair’s Ruling)
- m. COMM. 16E-24 (2021)
COUNTY EXECUTIVE: “ECSD Nos. 1 & 4 - Engineering Agreement Dated 1/21/2021”
(Chair’s Ruling)
- n. COMM. 16E-25 (2021)
COUNTY EXECUTIVE: “ECSD No. 4 - Engineer Term Contract Agreement”
(Chair’s Ruling)
- o. COMM. 16E-26 (2021)
COUNTY EXECUTIVE: “ECSD No. 1 - Engineering Term Contract Agreement”
(Chair’s Ruling)
- p. COMM. 16D-10 (2021)
DEPARTMENT OF LAW: “Opinion as to Form LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- q. COMM. 16M-3 (2021)
NYS CONSERVATION FUND ADVISORY BOARD: “Letter Concerning LL Intro. 1-1
(2021)”
(Chair’s Ruling)
- r. COMM. 16M-5 (2021)
CHRISTINE COLLINS: “Letter Concerning LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- s. COMM. 16M-6 (2021)
KATE BOROWIAK: “Letter Concerning LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- t. COMM. 16M-7 (2021)
JAMES BURNETTE: “Letter Concerning LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- u. COMM. 16M-8 (2021)
JINA GENTRY: “Letter Concerning LL Intro. 1-1 (2021)”
(Chair’s Ruling)
- v. COMM. 16M-9 (2021)
EC FEDERATION OF SPORTSMAN'S CLUB, INC.: “Letter Concerning LL Intro. 1-1
(2021)”
(Chair’s Ruling)
- w. COMM. 16M-10 (2021)

RICH DAVENPORT: “Letter Concerning LL Intro. 1-1 (2021)”
(Chair’s Ruling)

x. COMM. 16M-11 (2021)
MAUREEN SCHIENER: “Letter Concerning LL Intro. 1-1 (2021)”
(Chair’s Ruling)

y. COMM. 16M-12 (2021)
LESLIE WHEELER: “Letter Concerning LL Intro. 1-1 (2021)”
(Chair’s Ruling)

2. COMM. 16E-13 (2021)
COUNTY EXECUTIVE
RESOLVED, that the Erie County Legislature does hereby confirm the appointment of Daniel Castle to the position of Commissioner of Environment and Planning effective immediately.
(5-0)

3. COMM. 16E-27 (2021)
COUNTY EXECUTIVE
WHEREAS, pursuant to Legislative Comm. 13E-4 (2020), Contract 54 (General) was awarded to Lupini Construction, Inc. to construct the Depew Overflow Retention Facility (ORF) Rehabilitation Project in Erie County Sewer District No. 4; 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 recommends closeout of Contract No. 54 (General) and requests approval to issue final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract No. 54 (General) between the County of Erie and Lupini Construction, Inc. (6081 Trenton Road, Utica, New York 13502) is accepted in the final contract amount of \$108,972.32 which includes Change Order No. 1 (final), a decrease of (\$9,046.68) and is allocated in Erie County Sewer District No. 4 Capital Account C.17401; and be it further

RESOLVED, that the Erie County Comptroller be directed to make final payment for Contract 54 (General), to Lupini Construction, Inc. for a total contract amount of \$108,972.32; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one (1) certified copy of this resolution to the County Executive, the Erie County Comptroller, the Director of Budget and Management, Kristen Walder, Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.
(5-0)

4. COMM. 16E-28 (2021)

COUNTY EXECUTIVE

WHEREAS, Article 5-A, Sections 270 and 271 of County Law requires your Honorable Body to hold a Public Hearing on the Sewer District Assessment Rolls for Erie County Sewer District Nos. 1, 2, 3, 4, 5, 6 and 8; and

WHEREAS, notice of said Public Hearing shall be published at least once in the official County newspapers prior to holding the Public Hearing.

NOW, THEREFORE, BE IT

RESOLVED, that the Sewer District assessment rolls be open for public inspection after October 1, 2021 in the offices of the Division of Sewerage Management, 95 Franklin Street, Buffalo, New York 14202; and be it further

RESOLVED, that a Public Hearing be held in the Chambers of the Erie County Legislature, 92 Franklin Street, 4th Floor, Buffalo, NY, at 4:00 p.m., local time, on November 4, 2021 for the purpose of meeting to hear and consider any objections which may be made to the 2021 Sewer District Assessment Rolls (2022 Levy) for Erie County Sewer District Nos. 1, 2, 3, 4, 5, 6 and 8; and be it further

RESOLVED, that the Clerk of the Legislature be directed to have published in the official County Newspapers, and the Buffalo News, a Notice of Public Hearing no later than the week of October 18, 2021; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send a certified copy of this resolution to the County Executive, the County Comptroller, the Director of Budget and Management, Kristen Walder, Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment & Planning.
(5-0)

5. COMM. 16E-29 (2021)
COUNTY EXECUTIVE

WHEREAS, Erie County has a Household Hazardous Waste (HHW) Collection Program to provide residents with a safe, effective, and cost-free opportunity to dispose of household generated hazardous waste; and

WHEREAS, every year, Erie County hosts periodic household hazardous waste events to properly dispose of chemicals that pose a health and safety hazard and might otherwise contaminate our water, land, or air; and

WHEREAS, these events service approximately 2,000 households per year; and

WHEREAS, the Erie County Department of Environment and Planning (DEP) has completed a feasibility study to identify how it could effectively and efficiently increase the number of households it serves through this program; and

WHEREAS, New York State Department of State (DOS) provides competitive funding for Local Government Efficiency Grants for local government to better consolidate and share services; and

WHEREAS, Erie County applied to DOS for a grant to support an implementation project to improve the HHW Collection Program and establish a permanent HHW site(s) for the County; and

WHEREAS, Erie County received a DOS award for \$1,000,000 in funding to conduct such a project; and

WHEREAS, to best complete the work outlined in the Household Hazardous Waste Implementation Project a revision of resolution COMM. 21E-26 (2019) to extend the grant to 2024, revise the budget, and create seven Intern Seasonal (JG-01) positions (one intern per semester for the remainder of the project) is necessary.

NOW, THEREFORE, BE IT

RESOLVED, that the grant budget and project period for the “Household Hazardous Waste Implementation Project” is hereby revised in the Department of Environment and Planning, Business Area 162, as follows:

Household Hazardous Waste Implementation Project
SAP Grant Account #162HHWIP1823
April 1, 2018 – March 31, 2023

REVENUE:

<u>Account</u>	<u>Description</u>	Current Budget	Revision	Revised Budget
409000	State Aid	\$1,000,000	\$0	<u>\$1,000,000</u>
TOTAL REVENUE				\$1,000,000

APPROPRIATIONS:

<u>Account</u>	<u>Description</u>	Current Budget	Revision	Revised Budget
500000	Personnel Services	\$127,571	\$0	\$127,571
500030	Seasonal Wages	\$0	\$75,278	\$75,278
502000	Fringe Benefits	\$80,370	\$0	\$80,370
516020	Professional Services	\$700,000	(\$75,278)	\$624,722
561410	Equipment	\$92,000	\$0	<u>\$92,000</u>
TOTAL APPROPRIATIONS:				\$1,000,000

and be it further

RESOLVED, that the following positions, which are 100% grant funded, will be funded under the Household Hazardous Waste Implementation Project grant #162HHWIP1823, business area 162, fund 281:

Intern Seasonal Positions (JG-01)
B-100 Nos. 12370 (2021), 12451 (2022) 12452 (2023) Budgeted Annual Salary: \$32,262
(salary is sum for three interns per year)

and be it further

RESOLVED, that County Executive or Deputy County Executive is authorized to sign an agreement to extend the contract with DOS for one year; 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 the grantor 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; and Bonnie Lawrence, Deputy Commissioner of Environment and Planning.
(5-0)

6. COMM. 16E-39 (2021)
COUNTY EXECUTIVE

WHEREAS, the Department of Parks, Recreation & Forestry received Legislature approval (COMM. 5E-14) to receive funding for a Snowmobile Trail Development Grant for the 2020-2021 snowmobile season; and

WHEREAS, the original Snowmobile Trail Development Grant in the amount of \$185,532.00 has now been increased to \$186,060.00; and

WHEREAS, this additional funding of \$528.00 is the result of New York State approving additional mileage on a snowmobile trail maintained by the Pioneer Snow Surfers and a decrease to the Hamburg Snowmobile Club; and

WHEREAS, this agreement with the State shall pertain to such maintenance as performed by the individual Snowmobile Clubs of Erie County on club trails located outside County-owned lands as well as on trails located in Erie County Parks and Forestry lots.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into an amended agreement with the New York State Office of Parks, Recreation and Historic Preservation for an

additional net amount \$528.00 as pertains to snowmobile trail maintenance performed during the 2020-2021 snowmobile season; and be it further

RESOLVED, that the County Executive is authorized to enter into an amended agreement with the Pioneer Snow Surfers for an additional amount of \$1200.00; and be it further

RESOLVED, that the Erie County Legislature hereby approves the appropriation of anticipated state aid revenue in the Division of Parks, fund 110, cost center 1641010, account 409010, in the amount of \$528.00, as well as an increase in appropriations in the amount of \$528.00, in the Division of Parks, fund 110, cost center 1641010, account 516020, in order that funds may be available to make payment to the Pioneer Snow Surfers; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Office of the Erie County Executive, the Department of Parks, Recreation and Forestry, the Division of Budget, Management and Finance, the Office of the Erie County Comptroller and Assistant County Attorney, Kristen Walder, of the Law Department.

(5-0)

TIMOTHY J. MEYERS
CHAIR

Item 42 – MS. CHIMERA presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 158

September 16, 2021	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 10
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 15E-1 (2021)
COMPTROLLER: “EC 2020 Comprehensive Annual Financial Report”
(Chair’s Ruling)
 - b. COMM. 15D-1 (2021)
DEPUTY COMPTROLLER: “Law Department Spending for 05/2021”
(Chair’s Ruling)
 - c. COMM. 15D-4 (2021)
DEPUTY COMPTROLLER: “Sales Tax Receipts for 05/2021”

- (Chair's Ruling)
- d. COMM. 15M-3 (2021)
ASSIGNED COUNSEL PROGRAM: "Quarterly Report for the Second Quarter of 2021"
(Chair's Ruling)
 - e. COMM. 15M-4 (2021)
ASSIGNED COUNSEL PROGRAM: "Financial Report & Cash Basis for Period 1/1/21 - 6/30/21"
(Chair's Ruling)
 - f. COMM. 16E-2 (2021)
COMPTROLLER: "Interim Financial Report for Second Quarter of 2021"
(Chair's Ruling)
 - g. COMM. 16E-7 (2021)
COMPTROLLER: "Sales Tax Receipts for First Half of 2021"
(Chair's Ruling)
 - h. COMM. 16E-14 (2021)
COMPTROLLER: "NYSDoT Single Audit Report for Year Ended 12/31/2020"
(Chair's Ruling)
 - i. COMM. 16E-15 (2021)
COMPTROLLER: "EC Federal Financial Assistance Audit Report for Year Ended 12/31/2020"
(Chair's Ruling)
 - j. COMM. 16D-1 (2021)
DEPUTY COMPTROLLER: "Law Dept. Spending - 06/2021"
(Chair's Ruling)
 - k. COMM. 16D-6 (2021)
DEPUTY COMPTROLLER - AUDIT: "Commencement of Audit of Division of Purchase for Period 01/01/2020 - 06/30/2021"
(Chair's Ruling)
 - l. COMM. 16D-7 (2021)
DIRECTOR OF BUDGET & MANAGEMENT: "Budget Monitoring Report for Period Ending 06/2021"
(Chair's Ruling)
 - m. COMM. 16D-11 (2021)
DIRECTOR OF BUDGET & MANAGEMENT: "Budget Monitoring Report for Period Ending 07/2021"
(Chair's Ruling)

- n. COMM. 16M-14 (2021)
NYS DEPT. OF TAXATION & FINANCE: “Information Regarding State Equalization Rates for the 2021 Assessment Rolls”
(Chair’s Ruling)
- o. COMM. 16M-20 (2021)
CITY OF BUFFALO DEPT. OF ASSESSMENT AND TAXATION: “Final Roll - Transit Mall 2022”
(Chair’s Ruling)
- p. COMM. 16M-21 (2021)
EC AUDIT COMMITTEE: “Letter Regarding Annual Audit Report RFP”
(Chair’s Ruling)

2. COMM. 2D-8 (2021)
DIRECTOR OF 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 230132 through 230145, 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	2020	Petition No.	230,132.00
	ASSESSOR	Refund	\$1,800.00
S-B-L	91.10-3-27.11/A	100 Old Maryvale	143089
CHEEKTOWAGA			
	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$1,800.00	Town/SpecialDist/School
Charge To :	143089 CHEEKTOWAGA	\$1,800.00	

RPTL 550(2): Sewer applied in error
Refund to be issued to Cedar Grove Missionary Baptist Church

FISCAL YEAR	2020	Petition No.	230,133.00
	ASSESSOR	Refund	\$664.46
S-B-L	113.30-3-21.1 Harlem	143001 SLOAN	

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$664.46	Town/SpecialDist/School
Charge To :	143001 SLOAN	\$664.46	\$664.46
	Relevy School	\$664.46	143009 SLOAN UNION #9

RPTL 550(2): Incorrect assessed value
Refund to be issued to Norfolk & Western Railway

FISCAL YEAR 2021 Petition No. 230,134.00

	ASSESSOR	Refund	\$294.70
S-B-L	113.30-3-21.1 Harlem	143001 SLOAN	

	Acct. No. 112	\$112.04	County
	Acct. No. 132	\$182.66	Town/SpecialDist/School
Charge To :	143001 SLOAN	\$182.66	

RPTL 550(2): Incorrect assessed value
Refund to be issued to Norfolk & Western Railway

FISCAL YEAR 2020 Petition No. 230,135.00

	ASSESSOR	Cancel	\$16.09
S-B-L	115.05-3-18 Freemont Ave	143089 CHEEKTOWAGA	

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$16.09	Town/SpecialDist/School
Charge To :	143089 CHEEKTOWAGA	\$16.09	

RPTL 550(2): Applied sewer in error
New tax bill to be issued.

FISCAL YEAR 2021 Petition No. 230,136.00

	ASSESSOR	Cancel	\$16.09
S-B-L	115.05-3-18 Freemont Ave	143089 CHEEKTOWAGA	

	Acct. No. 112	\$0.00	County
	Acct. No. 132	\$16.09	Town/SpecialDist/School
Charge To :	143089 CHEEKTOWAGA	\$16.09	

RPTL 550(2): Applied sewer charges in error
New tax bill to be issued.

FISCAL YEAR 2021 Petition No. 230,137.00

ASSESSOR Refund \$1,579.50
S-B-L 57.17-1-2 5321 Transit Rd 143200 CLARENCE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,579.50 Town/SpecialDist/School
32106 ECSD #5 USER CHARGE \$1,579.50
Charge To : 143200 CLARENCE \$0.00

RPTL 550(2): EC sewers issued leak allowance
Refund to be issued to Transit Road Holdings of WNY LLC

FISCAL YEAR 2020 Petition No. 230,138.00

ASSESSOR Refund \$866.56
S-B-L 343.12-1-15 3758 Route 39 143689 COLLINS

Acct. No. 112 \$0.00 County
Acct. No. 132 \$866.56 Town/SpecialDist/School
Charge To : 143689 COLLINS \$866.56
Relevy School \$866.56 143801 SPRING-GRIFFITH

RPTL 550(2): Failed to apply disability exemption
Refund to be issued to Betty McCarthy

FISCAL YEAR 2021 Petition No. 230,139.00

ASSESSOR Cancel
S-B-L Multiple Multiple 144000 EDEN

Acct. No. 112 \$0.00 County
Acct. No. 132 Town/SpecialDist/School
40051 ERIE CO SEW DST 2 \$203.74
Charge To : 144000 EDEN

RPTL 550(2): EC Sewers applied in error
New tax bill to be issued.

FISCAL YEAR 2021 Petition No. 230,140.00

ASSESSOR Cancel \$70.33
S-B-L Multiple Multiple 144000 EDEN

Acct. No. 112 \$0.00 County
Acct. No. 132 \$70.33 Town/SpecialDist/School
40500 EC#3 BOSTON VALLEY \$11.83
40501 EC#3 BOSTON VALLEY \$58.50

Charge To : 144000 EDEN \$0.00

RPTL 550(2): Applied sewer in error
New tax bill to be issued.

FISCAL YEAR 2021 Petition No. 230,141.00

ASSESSOR Refund \$139.76
S-B-L 238.11-3-38 8695 Elizabeth Pkw 144000 EDEN

Acct. No. 112 \$139.76 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 144000 EDEN \$0.00

RPTL 550(2): Error in calculation of senior exemption
Refund to be issued to Patricia Paddock

FISCAL YEAR 2021 Petition No. 230,142.00

ASSESSOR Cancel \$50.00
S-B-L 235.19-3-32 25 Oatman Ave 144401 ANGOLA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$50.00 Town/SpecialDist/School
44006 DEL WATER SRV CHARGE \$50.00
Charge To : 144401 ANGOLA \$0.00

RPTL 550(2): Applied delinquent water charge in error
New tax bill to be issued.

FISCAL YEAR 2021 Petition No. 230,143.00

ASSESSOR Cancel \$770.22
S-B-L 104.75-5-27.1 49 School St 145203 LANCASTER

Acct. No. 112 \$0.00 County
Acct. No. 132 \$770.22 Town/SpecialDist/School
Charge To : 145203 LANCASTER \$770.22

Relevy Village \$770.22 Village of LANCASTER
RPTL 550(3): Failed to reduce assessment due to demolition
New tax bill to be issued.

FISCAL YEAR 2020 Petition No. 230,144.00

	ASSESSOR	Cancel	\$6.24	
S-B-L	139.14-4-28.2 East Ave	145400 MARILLA		
	Acct. No. 112		\$5.07	County
	Acct. No. 132		\$1.17	Town/SpecialDist/School
	54019 MARILLA FIRE PROTECT		\$0.91	
Charge To :	145400 MARILLA			\$0.26

RPTL 550(2): Duplicate parcel
Delete entire parcel from tax roll.

FISCAL YEAR 2021 Petition No. 230,145.00

	ASSESSOR	Cancel	\$27.03	
S-B-L	555.00-66-2 Special Franchise	145601 AKRON		
	Acct. No. 112		\$0.00	County
	Acct. No. 132		\$27.03	Town/SpecialDist/School
Charge To :	145601 AKRON			\$27.03

Relevy Village \$27.03 Village of AKRON
RPTL 550(3): Failed to apply special franchise exemption
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)

**TIMOTHY J. MEYERS
CHAIR**

Item 43 – MS. CHIMERA presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 159

September 16, 2021	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 9
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ALL MEMBERS PRESENT.
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received, filed and printed:
 - a. COMM. 16E-4 (2021)
COUNTY EXECUTIVE: “Re-Appointment to the Mental Hygiene Community Services Board”
(Chair’s Ruling)

August 2, 2021

Erie County Legislature
92 Franklin St, 4th Floor
Buffalo, NY 14202

Dear Honorable Members,

Pursuant to the powers vested in me by Section 1303 of the Erie County Charter, I hereby re-appoint the following person to the Erie County Mental Hygiene Community Services Board for a term ending December 31, 2022.

Re-appointment:

Charles Syms
145 Cedar Road
Buffalo, NY 14215

Should you have any questions regarding this re-appointment please feel free to contact my office at (716)858-8500.

Sincerely Yours,

Mark C. Poloncarz
Erie County Executive

- b. COMM. 16E-5 (2021)
COUNTY EXECUTIVE: “Appointments to the Mental Hygiene Community Services Board”
(Chair’s Ruling)

July 27, 2021

Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, NY 14202

Dear Honorable Members,

Pursuant to the power vested in me by Article 14, Section 1303 of the Erie County Charter, I hereby appoint the following to the Erie County Mental Hygiene Community Services Board, for a term ending December 31, 2023.

Appointees:

Sharon Cavanaugh
33 Newman Place
Buffalo, NY 14210

Stephanie Orlando
3108 Main Street
Buffalo, NY 14214

If you have any questions about this or any other matter, please feel free to contact my office at 858-8500.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

- c. COMM. 16E-9 (2021)
COUNTY EXECUTIVE: "Appointment to the Board of Health"
(Chair's Ruling)

August 17, 2021

Erie County Legislature
92 Franklin St., 4th Floor
Buffalo, New York 14202

Dear Honorable Members:

I, Mark C. Poloncarz, Erie County Executive, pursuant to Erie County Charter Section 503, do hereby appoint the following individual to the Board of Health, for a term expiring December 31, 2027.

Appointment:

Michael D. Merrill, MD, MS, MS, MBA
97 Chateau Terrace
Amherst, NY 14226

Should you have any questions regarding this appointment or any other matter, please feel free to contact my office at (716)858-8500.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

- d. COMM. 16E-41 (2021)
COUNTY EXECUTIVE: “Appointment to the Youth Services Board”
(Chair’s Ruling)

September 1, 2021

Erie County Legislature
92 Franklin St. – 4th Floor
Buffalo, NY 14202

Dear Honorable Members:

Please be advised that, pursuant to Section 1204 of the Erie County Charter, I do hereby appoint the following individual to the Erie County Youth Services Board to a term ending July 1, 2023.

Appointee:

Josh Daniels
184 Northington Drive
East Amherst, NY 14051

Should you have any questions, please contact my office at (716) 858-8500.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

2. RESOLVED, the following items are hereby received and filed:
- a. COMM. 9E-21 (2021)
COUNTY EXECUTIVE: “Authorization to Contract for COVID-19 Community Outreach Services”
(Chair’s Ruling)
- b. COMM. 15E-3 (2021)
COMPTROLLER: “Letter to Personnel Commissioner Regarding Health Information Disclosure”
(Chair’s Ruling)
- c. COMM. 15D-3 (2021)
COMMISSIONER OF HEALTH: “Updated Nursing Home Outbreak Information - 06/2021”
(Chair’s Ruling)

- d. COMM. 15D-5 (2021)
DEPARTMENT OF LAW: “Local Emergency Order Extensions”
(Chair’s Ruling)
- e. COMM. 16D-2 (2021)
COMMISSIONER OF HEALTH: “Updated Nursing Home Outbreak Information - 07/2021”
(Chair’s Ruling)
- f. COMM. 16D-4 (2021)
DEPUTY COMPTROLLER - AUDIT: “Commencement of Audit of Social Services for Period 01/01/2020 - 06/30/2021”
(Chair’s Ruling)
- g. COMM. 16D-5 (2021)
DEPUTY COMPTROLLER - AUDIT: “Commencement of Audit of Senior Services for Period 04/01/2020 - 06/30/2021”
(Chair’s Ruling)
- h. COMM. 16D-8 (2021)
COMMISSIONER OF SOCIAL SERVICES: “Child Protective Caseloads for 06/2021”
(Chair’s Ruling)
- i. COMM. 16D-9 (2021)
COMMISSIONER OF SOCIAL SERVICES: “Child Protective Caseloads for 07/2021”
(Chair’s Ruling)
- j. COMM. 16D-13 (2021)
DEPARTMENT OF LAW: “Local Emergency Order Extensions”
(Chair’s Ruling)
- 3. COMM. 16E-40 (2021)
COUNTY EXECUTIVE
WHEREAS, the Erie County Department of Mental Health is responsible for the delivery of a comprehensive range of mental and behavioral health services for the residents of Erie County; and

WHEREAS, the New York State Office of Mental Health (OMH) has informed the Erie County Department of Mental Health of an annual increase to its State Aid beginning in fiscal year 2021 to help the agency offer Personalized Recovery Oriented Services (PROS); and

WHEREAS, in order to quickly implement these behavioral health services, the Erie County Department of Mental Health requests authorization to enter into a contract with Envision Wellness WNY for the provision of the targeted behavioral health services; and

WHEREAS, approximately \$95,000 (annualized) in NYS OMH funding is being appropriated to Envision Wellness WNY beginning in September 2021.

NOW, THEREFORE, BE IT

RESOLVED, that in order to implement behavioral health services to help families struggling with severe and persistent mental illness connect to assistance, the Department of Mental Health is authorized to enter into an agency contract with Envision Wellness WNY effective on or around September 7, 2021; and be it further

RESOLVED, that the County Executive is hereby authorized to accept the NYS OMH funding and enter into a contract with Envision Wellness WNY for a period commencing September 7, 2021; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to process the following budgetary adjustment:

2021 BUDGET – Mental Health, Business Area 124
Cost Center 1241020, Fund 110

<u>Revenue</u>		<u>Increase</u>
406830	State Aid - OMH	\$107,745
<u>Expense</u>		<u>Increase</u>
517605	Envision Wellness OMH	\$107,745

and be it further

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

(6-0)

4. COMM. 16E-43 (2021)
COUNTY EXECUTIVE

WHEREAS, in March 2020 County Executive Poloncarz empaneled his first COVID related task force entitled “Erie County Emergency Childcare Task Force”; and

WHEREAS, the Erie County Emergency Childcare Task Force has a diverse membership which includes center based and in-home providers for all age groups of children, as well as representatives from the NYS Office of Children and Family Services (OCFS) and childcare advocacy organizations like the Childcare Resource Network, the WNY Women’s Foundation, and others; and

WHEREAS, the task force has met nearly every week since the onset of the pandemic, exploring the top issues currently facing the childcare ecosystem, including COVID-19 safety protocols, mental health issues among children and staff, increased support for school-aged children during virtual learning, and more; and

WHEREAS, the historically low wages of childcare workers, 95% of whom are women and 50% of whom are minority, and the unprecedented difficulty childcare providers are facing in their efforts to recruit a qualified and dedicated workforce in the midst of the pandemic, thereby negatively effecting the quality of childcare they are able to provide, remain among the top issues raised by the dozens of providers and advocates who participate on the Emergency Childcare Task Force; and

WHEREAS, the market rate for childcare subsidies paid by Department of Social Service Districts across NYS is set by OCFS; and

WHEREAS, the market rate set by OCFS typically represents just 69% of the cost of care as determined by OCFS every three years in a given region of NYS; and

WHEREAS, the typical cost of care determined by OCFS includes many inaccuracies because it is based on a flawed model of data collection and cost estimates from childcare providers; and

WHEREAS, the misalignment between the actual cost of care for local childcare providers and the market rate paid by OCFS in a specific region of NYS contributes to the woefully low wages paid in the childcare industry; and

WHEREAS, the misalignment between the actual cost of care for local childcare providers and the market rate paid by OCFS was among the top issues raised by hundreds of providers and advocates during the public hearing OCFS convened on May 20, 2021 when they sought public comment on the NYS Childcare Development Fund; and

WHEREAS, increasing the market rate to more closely align with the cost of care was among the top recommendations made by then Lt. Governor Kathy Hochul, OCFS Commissioner Sheila Poole, and NYS Department of Labor Commissioner Roberta Reardon when they issued the final report of the Child Care Availability Task Force in June, 2021; and

WHEREAS, because of the visible nature of these issues, they have garnered the attention of local members of the NYS Delegation in both the Assembly and Senate, as well as the Cornell University School of Industrial Labor Relations Buffalo Co-Lab, who released a childcare study in 2006 entitled, "Buffalo Child Care Means Business," which documented the benefits to children, families, and employers when quality childcare is broadly available; and

WHEREAS, Cornell University has pledged \$25,000 to revisit their research from 2006 and conduct a new study analyzing the true cost of care for childcare providers in Erie County in both center-based and in-home modalities for all different ages of children; and

WHEREAS, Cornell University has requested a matching grant of \$25,000 from Erie County to cover the remaining costs of the study; and

WHEREAS, it is in Erie County's interest to learn the delta between the market rate paid by Erie County DSS (as set by OCFS) and the actual cost of care in our region in order ensure childcare

facilities can remain open, attract qualified workers, and maintain the adequate number of slots needed to support the WNY workforce; and

WHEREAS, the results of such a study are necessary to implement several goals and strategies for both Children and Working Families as established by Live Well Erie.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature authorizes use of \$25,000 from fund center 120, account number 516020 for the purpose of partially funding the Cornell University Buffalo Co-Lab Cost of Child Care study; and be it further

RESOLVED, that Erie County DSS is authorized to enter into a contract with Cornell University Buffalo Co-Lab in an amount not to exceed \$25,000; and be it further

RESOLVED, that certified copies of this resolution go to Governor Kathy Hochul, NYS OCFS Commissioner Sheila Poole, NYS DOL Commissioner Roberta Reardon, all members of the WNY State Delegation, the Cornell University Buffalo Co-Lab, the Childcare Resource Network, the WNY Child Care Action Team, and the WNY Women’s Foundation.

(6-0)

LISA M. CHIMERA
CHAIR

Item 44 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 160

September 16, 2021	PUBLIC SAFETY COMMITTEE REPORT NO. 9
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received, filed and printed:
 - a. COMM. 16E-3 (2021)
COUNTY EXECUTIVE: “Appointments to the Disaster Preparedness Advisory Board”
(Chair’s Ruling)

July 27, 2021

Buffalo, NY 14202

Dear Honorable Members,

Pursuant to the power vested in me by Article 14, Section 1403 of the Erie County Charter, I hereby appoint the following to the Disaster Preparedness Advisory Board, for a term ending December 31, 2023.

Appointees:

Richard Jones
2203 Fox Chase Road
Lakeview, NY 14085

Thomas Ess
360 Center Street, Bldg. 2
East Aurora, NY 14052

Michael Mazurowski
50 Joanne Lane
Cheektowaga, NY 14227

James J. Zymanek
48 Melrose Road
Williamsville, NY 14221

If you have any questions about this or any other matter, please feel free to contact my office at 858-8500.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

- b. COMM. 16E-12 (2021)
COUNTY EXECUTIVE: "Re-Appointments to the Disaster Preparedness Advisory Board"
(Chair's Ruling)

August 25, 2021

Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, NY 14202

Dear Honorable Members,

Pursuant to the power vested in me by Article 14, Section 1403 of the Erie County Charter, I hereby re-appoint the following to the Disaster Preparedness Advisory Board, for a term ending December 31, 2023.

Appointees:

Joseph Casper, III
3074 Milford Terrace
Hamburg, NY 14075

Sean Crotty
5805 Cloverfield Drive
Hamburg, NY 14075

Kelly Dodd
94 Greenwood Place
Buffalo, NY 14213

Michael Fries
27 Horton Place
Buffalo, NY 14209

Nicole Gerber
2489 Whitehaven Road
Grand Island, NY 14072

Michael Moskal
38 Rumford Street
Depew, NY 14043

Russell Stoll
271 Ruskin Road
Amherst, NY 14226

If you have any questions about this or any other matter, please feel free to contact my office at 858-8500.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

2. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 15E-7 (2021)
COUNTY EXECUTIVE: "Letter to Comptroller Concerning Security Measures & Safety in Rath Building"
(Chair's Ruling)
 - b. COMM. 16D-3 (2021)
DEPUTY COMPTROLLER – AUDIT: "Commencement of Audit of ECSO's Commissary Fund for Period 01/01/2019 - 12/31/2020"
(Chair's Ruling)
 - c. COMM. 16M-1 (2021)
YSAIAS FELIZ: "Resignation from ECCSAB"
(Chair's Ruling)

3. COMM. 15E-2 (2021)
SHERIFF
WHEREAS, the Erie County Sheriff's Office (ECSO) has been awarded a grant from the New York State Governor's Traffic Safety Committee; and

WHEREAS, the grant funding is to reimburse the County \$17,278.00 for seal belt and traffic safety enforcement details throughout the county; and

WHEREAS, the goal of the grant is to reduce serious injuries and deaths from traffic crashes; and

WHEREAS, the grant will have a neutral to positive fiscal impact on the 2021 and 2022 county budgets because the grant will reimburse the County \$17,278.00 for traffic safety enforcement details.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive and the Erie County Sheriff's Office to enter into an agreement with the New York State Governor's Traffic Safety Committee to accept \$17,278.00 in grant funding for ECSO traffic safety enforcement activities; and be it further

RESOLVED, the Erie County Legislature authorizes the Erie County Sheriff's Office and Division of Budget and Management to adjust accounts:

ERIE COUNTY SHERIFF'S OFFICE
Sheriff – SAFS Funded Program

REVENUE		INCREASE
409020	NYS Miscellaneous	<u>\$17,278.00</u>
APPROPRIATION		INCREASE
501000	Overtime	\$17,278.00
Total Revenue		<u>\$17,278.00</u>

and be it further

RESOLVED, the Division of Budget and Management is authorized to make any technical adjustments necessary to effectuate this transfer should there be any unforeseen issues; and be it further

RESOLVED, the Erie County Comptroller's Office is hereby authorized to release the designated funds and make payments as necessary; and be it further

RESOLVED, Certified copies of this resolution shall be forwarded to the County Executive, County Attorney, County Comptroller, Division of Budget and Finance, and the Sheriff's Office for implementation.

(5-0) Chair Baskin not present for vote.

4. COMM. 16E-10 (2021)
SHERIFF

WHEREAS, the New York State Canal Corporation has selected the Erie County Sheriff's Office Marine Unit to received \$80,000.00 in funding; and

WHEREAS, this grant requires review and approval by the Canal Corporation, Office of the Attorney General, and Office of the State Comptroller for all submitted requisitions; and

WHEREAS, the Erie County Sheriff's Marine Unit is responsible for patrolling parts of Lake Erie, Niagara River, the Erie Barge Canal, and other waterways along the over 90 miles of Erie County shoreline; and

WHEREAS, the marine unit is instrumental in maintaining safe waterways by enforcing navigation laws and educating the boating public; and

WHEREAS, this grant will provide the Erie County Sheriff's Office with additional resources to increase patrols along the Erie Barge Canal.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive and the Sheriff to enter into a contract with the New York State Canal Corporation to accept \$80,000.00 for increased marine patrols on and around the waterways of the Erie Barge Canal; and be it further

RESOLVED, the Fund Center is 11510, and the grant will be allocated to the following accounts:

ERIE COUNTY SHERIFF'S OFFICE
FY 20-21 & 21-22 NYS Canal Corp. Grant

REVENUE		DECREASE
409020	NYS - Miscellaneous	<u>\$80,000.00</u>
APPROPRIATION		INCREASE
501000	Overtime	\$80,000.00
Total Revenue		<u>\$80,000.00</u>

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make the necessary transfers and to make any technical adjustments necessary to effectuate these transfers should there be any unforeseen issues; and be it further

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

(5-0) Chair Baskin not present for vote.

5. COMM. 16E-11 (2021)
SHERIFF

WHEREAS, the State of New York Division of Criminal Justice Services (DCJS) has awarded \$70,875.00 to the Erie County Sheriff's Office for new Livescan equipment; and

WHEREAS, Erie County Sheriff's Office will purchase seven (7) new machines and install the equipment in the district substations, the correctional facilities, and install a machine at the Chestnut Ridge Substation; and

WHEREAS, the new machines provide better imagery which produces more accurate scans; and

WHEREAS, with a scheduled update to the CHARMS program, new machines will be needed to integrate with the latest software; and

WHEREAS, the awarded funds, combined with funds in the Erie County Sheriff’s Office 2021 lab and tech budget account, will be utilized to purchase Livescan equipment for Police Services Division.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into contract with the New York State Division of Criminal Justice Services to accept \$70,875.00; and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management to establish funding in the Grant Fund 281 and budget those funds as follows:

ERIE COUNTY SHERIFF'S OFFICE
Livescan Grant

<u>REVENUE</u>		<u>DECREASE</u>
409000	State Aid	<u>\$78,875.00</u>
<u>APPROPRIATION</u>		<u>INCREASE</u>
561410	Lab & Tech	<u>\$78,875.00</u>
	Total Revenue	<u>\$78,875.00</u>

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust grant appropriations and revenues in accordance with the final grantor funding levels or grantor authorized changes to award amounts, provided there are no changes to authorized personnel levels and county share amounts; and be it further

RESOLVED, the Division of Budget and Management is authorized to make any technical adjustments necessary to effectuate this transfer should there be any unforeseen issues; and be it further

RESOLVED, the Erie County Comptroller’s Office is hereby authorized to release the designated funds and make payments as necessary; and be it further

RESOLVED, that certified copies be forwarded to the County Executive’s Office, the County Attorney, the Division of Budget and Management, Division of Purchasing, the Office of the Comptroller, and the Office of the Sheriff for implementation.

(5-0) Chair Baskin not present for vote.

- 6. COMM. 16E-16 (2021)
SHERIFF

WHEREAS, the Buffalo and Erie County Public Library (Library) and Springville-Griffith Institute School District (SGI) approached the Erie County Sheriff's Office (ECSO) to assign a full-time Deputy to each entity; and

WHEREAS, the Library is requesting a full-time Deputy on duty during agreed-upon hours of operation at the Central Library in downtown Buffalo; and

WHEREAS, the Library seeks to enhance security to ensure the safety of patrons and employees; and

WHEREAS, in the agreement, the Library reimburses ECSO for the wage and benefits of the assigned Deputy; and

WHEREAS, ECSO will create a Deputy Sheriff – Criminal position, Job Group 8, Step 0; and

WHEREAS, ECSO and SGI have had an agreement the past several years for Deputy to be a School Resource Officer; and

WHEREAS, SGI has requested ECSO permanently assign a Deputy to the school district in an attempt to deter criminal behavior through positive interactions with students, staff, and the public during school hours; and

WHEREAS, SGI is requesting the Deputy be assigned to the district all year; and

WHEREAS, SGI will reimburse the ECSO for the wage and benefits of the SRO position; and

WHEREAS, ECSO will create a Deputy Sheriff – Criminal position, Job Group 8, Step 0.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive and the Erie County Sheriff's Office to enter into an agreement with the Buffalo and Erie County Library to provide a Deputy Sheriff and the central library location; and be it further

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive and the Erie County Sheriff's Office to enter into an agreement with the Springville-Griffith Institute Central School District to provide a Deputy Sheriff for a School Resource Officer; and be it further

RESOLVED, the Erie County Sheriff's Office and the Personnel Department are authorized to create two (2) Deputy Sheriff – Criminal positions, Job Group 8, Step 0 position for the Police Services Division; and be it further

RESOLVED, Certified copies of this resolution shall be forwarded to the County Executive, County Attorney, County Comptroller, Division of Budget and Finance, the Personnel Department, and the Sheriff's Office for implementation.

(5-0) Chair Baskin not present for vote.

7. COMM. 16E-34 (2021)
COUNTY EXECUTIVE

WHEREAS, the City of Buffalo has been awarded funding under the Justice Assistance Grant program through the U.S. Department of Justice; and

WHEREAS, the Buffalo Police Department seeks the assistance of Central Police Services to provide law enforcement software enhancements for its projects.

NOW, THEREFORE, BE IT

RESOLVED, that the authorization is hereby provided for the County of Erie to accept grant funding from the City of Buffalo in the amount of \$5,000.00; and be it further

RESOLVED, that the authorization is hereby provided to establish the grants in the budget of the Department of Central Police Services as follows:

Grant Fund – SAP #165CPSJAG2024
Central Police Services
10/1/2020 – 9/30/2024

<u>Revenue</u>	<u>Increase</u>
414000 Federal Aid	\$5,000.00
<u>Appropriation</u>	<u>Increase</u>
516020 Professional Services Contracts	\$5,000.00
 Total Appropriation	 \$5,000.00

NOW, THEREFORE, BE IT

RESOLVED, that the authorization is hereby provided for the Division of Purchasing to issue purchase orders with Globalquest Solutions Inc., a local WBE/New York State contract vendor in the amount of \$5,000.00 to provide the professional technical staff for this project; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to establish and adjust budgets as required to comply with federal approved funding levels; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Division of Budget and Management, the Office of the Comptroller and the Department of Central Police Services, attention: Brian Speers.

(6-0)

8. COMM. 16E-35 (2021)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Central Police Services purchased a Mobile Command Vehicle (FY 09/12 UASI); and

WHEREAS, this vehicle is no longer needed and in no way will the transfer negatively impact the operations of the Central Police Services Forensic Laboratory; and

WHEREAS, the Erie County Department of Central Police Services requests the laboratory vehicle be transferred to the Erie County Law Enforcement Training Academy; and

WHEREAS, the Erie County Department of Central Police Services has the opportunity to assist partners within Erie County who do not currently have this type of equipment; and

WHEREAS, SUNY/Erie County Law Enforcement Training Academy agree to take over the registration, insurance, maintenance and liability of the equipment.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the transfer of: MOC – Ford F-450 – Command Vehicle – 2012 – VIN # 1FDAF5HT2CEA22325 – Plate #R21696 to SUNY/Erie-Law Enforcement Training Academy; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Division of Budget and Management, the Office of the Comptroller, the County Attorney, and the Department of Central Police Services, attention: Brian Speers.
(6-0)

9. COMM. 16E-36 (2021)
COUNTY EXECUTIVE

WHEREAS, NYS Department of Homeland Security & Emergency Services has agreed to provide funding in the amount of \$196,268.00 in assistance to continue the implementation of a program to enhance the ability of Erie County to manage emergency and disaster situations; and

WHEREAS, authorization is required for the Erie County Legislature for the County Executive to enter into contract and accept \$196,268.00 in resources to provide funding to purchase necessary equipment and maintenance to enhance the ability of Erie County to manage emergency and disaster situations.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into contract with the NYS Department of Homeland Security & Emergency Services to receive \$196,268.00 in grant funding for the Erie County Department of Homeland Security & Emergency Services; and be it further

RESOLVED, that this grant, under the Erie County Department of Homeland Security & Emergency Services, will meet the goals and objectives; and be it further

RESOLVED, these funds will be utilized to enhance the ability of Erie County to manage emergency and disaster situations; and be it further

RESOLVED, that the authorization is hereby provided to the Division of Budget & Management to establish funding in the Grant Fund 281, as follows:

Erie County Department of Homeland Security & Emergency Services
FY 19 Public Safety Answering Point (PSAP) Operations Grant

Revenue	Increase
Account 414000 Federal Aid	\$196,268.00
Appropriations	Increase
Account 9165000, ID Central Police Services – E911	\$196,268.00

and be it further

RESOLVED, that the Director of Budget & Management is hereby authorized to establish and adjust budgets as required to comply with State approved funding levels; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office, the Division of Budget and Management, the Department of Homeland Security & Emergency Services c/o Melissa Calhoun, the Department of Central Police Services, Anita Ingram, the County Comptroller, and the County Attorney.

(6-0)

10. COMM. 16E-45 (2021)
COUNTY EXECUTIVE

WHEREAS, the attached resolution requests authorization to purchase electronic monitoring equipment and replacement desk chairs for the Erie County Department of Probation; and

WHEREAS, the Erie County Probation Department is mandated to monitor the compliance of both adult and juvenile probationers with court-ordered home confinement/curfew conditions; and

WHEREAS, the Erie County Probation Department uses electronic monitoring units to comply with that mandate; and

WHEREAS, the currently owned HomeGuard 206 units provided by sole source vendor, BI Incorporated, are being phased out due to cellular network upgrades; and

WHEREAS, the Erie County Probation Department needs to replace desk chairs for members of its staff; and

WHEREAS, these purchases will not facilitate an increase in County funding for the existing 2021 Erie County Adopted Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature approves the appropriation of State Aid Other funds and authorizes the following budgetary transfers in the 2021 Budget of the Probation Department, fund center 12610 fund 110:

REVENUE	
409010 State Aid Other	<u>\$ 110,750</u>
REVENUE TOTAL:	\$ 110,750

APPROPRIATION	
561410 Lab and Technical Equipment	\$ 94,500
561420 Office Furniture	<u>\$ 16,250</u>
APPROPRIATION TOTAL:	\$110,750

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to establish and adjust budgets as required to comply with State approved funding levels, provided there are no changes to county share amounts; and be it further

RESOLVED, that certified copies of this resolution be sent to the: County Executive's Office, Division of Budget and Management, County Comptroller, County Attorney and the Probation Department c/o Dolla Khoury-Sobon, Room 112, 1 Niagara Plaza.
(6-0)

HOWARD J. JOHNSON, JR.
CHAIR

Item 45 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 161

September 16, 2021	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 14
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ALL MEMBERS PRESENT.
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 15D-2 (2021)
DPW COMMISSIONER: “Letter to Comptroller Concerning SUNY Erie Roofing Funding”
(Chair’s Ruling)

- b. COMM. 15M-2 (2021)
NFTA: “Board Meeting Minutes for Meeting Held on 3/25/2021”
(Chair’s Ruling)
- c. COMM. 16M-4 (2021)
NFTA: “Board Minutes for Meeting Held on 06/24/2021”
(Chair’s Ruling)
- d. COMM. 16M-13 (2021)
NFTA: “Notice of Proposed Rulemaking”
(Chair’s Ruling)
- e. COMM. 16M-17 (2021)
BUFFALO NIAGARA CONVENTION CENTER: “2021 Second Quarter Report & Financial Statements”
(Chair’s Ruling)
- f. COMM. 16M-18 (2021)
VISIT BUFFALO NIAGARA: “2021 Second Quarter Report & Financial Statements”
(Chair’s Ruling)

2. COMM. 15E-9 (2021)
COUNTY EXECUTIVE

WHEREAS, Folwell Apartments Project consists of the rehab and redevelopment of a vacant hospital building located on the former Women and Children’s Hospital Campus in the City of Buffalo into forty-four (44) affordable rental units for multi-family senior housing located at 219 Bryant Street, Buffalo, NY 14222; 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 Folwell Apartments LLC and/or Folwell Apartments Housing Development Fund Corporation to operate the housing project it is necessary to extend 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 Folwell Apartments LLC, Folwell Apartments Housing Development Fund Corporation, and the City of Buffalo, and any other organizations necessary to conclude this PILOT Agreement; 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; 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
PILOT Payments

Year	Total	City	County
1	9,609.00	7,206.75	2,402.25
2	9,897.27	7,422.95	2,474.32
3	10,194.19	7,645.64	2,548.55
4	10,500.01	7,875.01	2,625.00
5	10,815.01	8,111.26	2,703.75
6	11,139.46	8,354.60	2,784.87
7	11,473.65	8,605.24	2,868.41
8	11,817.86	8,863.39	2,954.46
9	12,172.39	9,129.30	3,043.10
10	12,537.57	9,403.17	3,134.39
11	12,913.69	9,685.27	3,228.42
12	13,301.10	9,975.83	3,325.28
13	13,700.14	10,275.10	3,425.03
14	14,111.14	10,583.36	3,527.79
15	14,534.47	10,900.86	3,633.62

(6-0)

3. COMM. 16E-30 (2021)
COUNTY EXECUTIVE

WHEREAS, Princeton Court Project consists of the renovation of residential buildings in the Town of Amherst into three hundred and four (304) affordable rental units for multi-family housing located at 125 Princeton Road, Amherst, NY 14226; 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 Princeton Amherst Preservation L.P., Princeton Amherst Housing Development Fund Company Inc. to operate the housing project it is necessary to extend tax relief from the County of Erie, the Town of Amherst, and the Amherst Central School District.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement with Princeton Amherst Preservation L.P., Princeton Amherst Housing Development Fund Company Inc., and the Town of Amherst, and any other organizations necessary to conclude this PILOT Agreement; 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; 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
PILOT Payments

Tax Year	Total PILOT	Town	School	County
1	159,400	7,970	111,580	39,850
2	163,385	8,169	114,370	40,846
3	167,470	8,373	117,229	41,867
4	171,656	8,583	120,159	42,914
5	175,948	8,797	123,163	43,987
6	180,346	9,017	126,243	45,087
7	184,855	9,243	129,399	46,214
8	189,477	9,474	132,634	47,369
9	194,213	9,711	135,949	48,553
10	199,069	9,953	139,348	49,767
11	204,045	10,202	142,832	51,011
12	209,147	10,457	146,403	52,287
13	214,375	10,719	150,063	53,594
14	219,735	10,987	153,814	54,934
15	225,228	11,261	157,660	56,307
Total	2,858,349	142,917	2,000,844	714,587

(6-0)

4. COMM. 16E-31 (2021)
COUNTY EXECUTIVE

WHEREAS, Brewster Mews Project consists of the renovation of residential buildings in the Town of Amherst into two hundred and sixteen (216) affordable rental units for multi-family housing located at 925 Robin Road, Amherst, NY 14228; 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 Brewster Amherst Preservation L.P., Brewster Amherst Housing Development Fund Company Inc. to operate the housing project it is necessary to extend tax relief from the County of Erie, the Town of Amherst, and the Williamsville Central School District.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement with Brewster Amherst Preservation L.P., Brewster Amherst Housing Development Fund Company Inc., and the Town of Amherst, and any other organizations necessary to conclude this PILOT Agreement; 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; 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
PILOT Payments

Tax Year	Total PILOT	Town	School	County
1	183,600	91,800	45,900	45,900
2	188,190	94,095	47,048	47,048
3	192,895	96,447	48,224	48,224
4	197,717	98,859	49,429	49,429
5	202,660	101,330	50,665	50,665
6	207,727	103,863	51,932	51,932
7	212,920	106,460	53,230	53,230
8	218,243	109,121	54,561	54,561
9	223,699	111,849	55,925	55,925
10	229,291	114,646	57,323	57,323
11	235,024	117,512	58,756	58,756
12	240,899	120,450	60,225	60,225
13	246,922	123,461	61,730	61,730
14	253,095	126,547	63,274	63,274
15	259,422	129,711	64,855	64,855
Total	3,292,302	1,646,151	823,075	823,075

(6-0)

5. COMM. 16E-32 (2021)
COUNTY EXECUTIVE

WHEREAS, Parkside Homes Project consists of the renovation of residential buildings in the Town of Amherst into one hundred and eighty (180) affordable rental units for multi-family housing located at 925 Robin Road, Amherst, NY 14228; 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 Parkside Amherst Preservation L.P., Parkside Amherst Housing Development Fund Company Inc. to operate the housing project it is necessary to extend tax relief from the County of Erie, the Town of Amherst, and the Williamsville Central School District.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement with Parkside Amherst Preservation L.P., Parkside Amherst Housing Development Fund Company Inc., and the Town of Amherst, and any other organizations necessary to conclude this PILOT Agreement; 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; 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
PILOT Payments

Tax Year	Total PILOT	Town	School	County
1	105,100	52,550	26,275	26,275
2	107,728	53,864	26,932	26,932
3	110,421	55,210	27,605	27,605
4	113,181	56,591	28,295	28,295
5	116,011	58,005	29,003	29,003
6	118,911	59,456	29,728	29,728
7	121,884	60,942	30,471	30,471
8	124,931	62,465	31,233	31,233
9	128,054	64,027	32,014	32,014
10	131,255	65,628	32,814	32,814
11	134,537	67,268	33,634	33,634
12	137,900	68,950	34,475	34,475
13	141,348	70,674	35,337	35,337
14	144,882	72,441	36,220	36,220
15	148,504	74,252	37,126	37,126
Total	1,884,645	942,323	471,161	471,161

(6-0)

6. COMM. 16E-33 (2021)
COUNTY EXECUTIVE

WHEREAS, Oxford Village Project consists of the renovation of residential buildings in the Town of Amherst into three hundred and sixteen (316) affordable rental units for multi-family housing located at 42 Oxford Avenue, Amherst, NY 14226; 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 Oxford Amherst Preservation L.P., Oxford Amherst Housing Development Fund Company Inc. to operate the housing project it is necessary to extend tax relief from the County of Erie, the Town of Amherst, and the Amherst Central School District.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement with Oxford Amherst Preservation L.P., Oxford Amherst Housing Development Fund Company Inc., and the Town of Amherst, and any other organizations necessary to conclude this PILOT Agreement; 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; 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
PILOT Payments**

Tax Year	Total PILOT	Town	School	County
1	237,000	23,700	165,900	47,400
2	242,925	24,293	170,048	48,585
3	248,998	24,900	174,299	49,800
4	255,223	25,522	178,656	51,045
5	261,604	26,160	183,123	52,321
6	268,144	26,814	187,701	53,629
7	274,847	27,485	192,393	54,969
8	281,719	28,172	197,203	56,344
9	288,761	28,876	202,133	57,752
10	295,981	29,598	207,186	59,196
11	303,380	30,338	212,366	60,676
12	310,965	31,096	217,675	62,193
13	318,739	31,874	223,117	63,748
14	326,707	32,671	228,695	65,341
15	334,875	33,487	234,412	66,975
Total	4,249,867	424,987	2,974,907	849,973

(6-0)

**HOWARD J. JOHNSON, JR.
CHAIR**

Item 46 – MR. HARDWICK presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 162

September 16, 2021	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 6
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

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

a. COMM. 16E-1 (2021)
COMPTROLLER: “SUNY Erie Chargebacks”
(Chair’s Ruling)

2. COMM. 16E-6 (2021)
COUNTY EXECUTIVE

RESOLVED, that the Erie County Legislature does hereby confirm the reappointment of Carima El-Behairy to the Buffalo and Erie County Public Library Board of Directors for a term ending December 31, 2024.

(5-0) Chair Baskin not present for vote.

3. COMM. 16E-37 (2021)
COUNTY EXECUTIVE

WHEREAS, as noted in the college's Professional Services and Specialized Products RFP Policy, professional services or specialized products in excess of \$50,000 in addition to being subject to the formal RFP process and requiring the approval of the college's Board of Trustees, also require the approval of the Erie County Legislature. These approvals are required prior to the hiring of the professional or purchase of the product; and

WHEREAS, as further noted in the college's Professional Services and Specialized Products RFP Policy, the determination of whether the professional service or specialized product exemption for bidding is applicable must be made on a case-by-case basis, examining the particular services or goods needed. Generally, professional services include the specialized expertise of interpreters, consultants, lawyers, doctors, engineers and so forth. Specialized products include but are not limited to software and other technology related products; and

WHEREAS, the SUNY Erie Board of Trustees has been presented with a request to approve a contract with the vendor EAB Global that does piggyback on the State University of New York's (SUNY's) Master Services Agreement T003752 between EAB Global and SUNY; and

WHEREAS, the college has worked with Starfish vendors to purchase Starfish software since 2015; and

WHEREAS, Starfish software is utilized at the college as a tool to increase retention and is the preeminent communication tool with students and the only case management tool in use; and

WHEREAS, the goals of the Starfish software are to assist the faculty in clearly articulating problem behaviors that interfere with the academic performance of their students; assist support staff with the tools and information necessary to provide effective interventions for flagged students; increase faculty, staff, and student engagement with the tool; and to evaluate Starfish's impact upon student success; and

WHEREAS, it is requested that the contract be approved for the term July 1, 2021 through June 30, 2023 for a two-year cost of \$131,170; and

WHEREAS, SUNY Erie has budgeted funds available to pay for this expenditure.

NOW, THEREFORE, BE IT

RESOLVED, that upon approval of this expenditure by the Erie County Legislature, the President of SUNY Erie, or his designee, is authorized to enter into a standard agreement with EAB Global as outlined above.

(6-0)

4. COMM. 16E-38 (2021)
COUNTY EXECUTIVE

WHEREAS, SUNY Erie Community College is in need of new wireless infrastructure to replace essential equipment, located at the City, North and South campuses, that has reached the end of its useful life and can no longer receive computer support services; and

WHEREAS, in accordance with New York General Municipal Law (GML) §103(16), SUNY Erie has chosen to ‘piggyback’ on a contract with Cisco Corporation let by NCPA National Cooperative Purchasing Alliance (Bid Number 01-97) to lease the necessary equipment with five years of hardware and support services for \$1,536,700.75; and

WHEREAS, based on a review of financing alternatives, it is in the best interest of SUNY Erie to lease the equipment through Key Bank, with five annual payments of \$307,340.75 for the total cost of \$1,536,700.75; and

WHEREAS, at the termination of the lease, SUNY Erie will have the option to purchase all equipment for a cost of no more than \$90,000.00; and

WHEREAS, SUNY Erie is requesting Erie County to enter into this agreement; and

WHEREAS, denial of this request would negatively impact the ability for the College to provide stable wireless network service to all three campuses; and

WHEREAS, at its June 24, 2021 meeting, the SUNY Erie Community College Board of Trustees approved the Lease Agreement between SUNY Erie and Key Bank and on June 24, 2021 also approved seeking Erie County Legislature approval of the same amendment.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approve the Lease Agreement between SUNY Erie and Key Bank; and be it further

RESOLVED, that the Erie County Executive or his designee is hereby authorized to enter into the Lease Agreement between SUNY Erie and Key Bank; and be it further

RESOLVED, that copies of the resolution be forwarded the Erie County Executive, President of SUNY Erie Community College and the Chairwoman of the SUNY Erie Community College Board of Trustees.

(6-0)

KEVIN R. HARDWICK
CHAIR

Item 47 – MR. GILMOUR presented the following report and moved for immediate consideration and approval. MR. TODARO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 163

September 16, 2021	GOVERNMENT AFFAIRS COMMITTEE REPORT NO. 4
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ALL MEMBERS PRESENT.
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. INTRO. 14-2 (2020)
BASKIN & JOHNSON: “Supporting the Establishment of Juneteenth as an Observed EC Holiday”
(Chair’s Ruling)
 - b. COMM. 14E-2 (2021)
BASKIN: “Letter Supporting the Declaration of Juneteenth as an Annually Observed EC Holiday”
(Chair’s Ruling)
 - c. COMM. 12D-7 (2021)
DEPARTMENT OF LAW: “Transmittal of New Claims Against Erie County”
(Chair’s Ruling)
 - d. COMM. 14D-3 (2021)
DEPARTMENT OF LAW: “Transmittal of New Claims Against EC”
(Chair’s Ruling)
 - e. INTRO. 16-1 (2021)
HARDWICK: “Calling on NYS Gov. Andrew Cuomo to Resign from Office”
(Chair’s Ruling)
 - f. COMM. 16D-12 (2021)
DEPARTMENT OF LAW: “Transmittal of New Claims Against Erie County”
(Chair’s Ruling)
 - g. COMM. 16M-16 (2021)
RAYMOND W. WALTER: “Resignation of 2021 EC Advisory Committee on Reapportionment”
(Chair’s Ruling)
2. COMM. 16E-47 (2021)
COUNTY CLERK
WHEREAS, pursuant to New York State Vehicle and Traffic Law §205, the County Clerk shall act as an agent of the Commissioner of the Department of Motor Vehicles and in such capacity the Erie County Clerk operates the Erie County Auto Bureau; and

WHEREAS, pursuant to New York State Vehicle and Traffic Law §205, the County of Erie retains approximately 12.7% of all fees generated at Erie County Auto Bureau locations; and

WHEREAS, on March 3, 2023, the federal government will require that driver's licenses, learner's permits or identification cards be REAL ID compliant to board a domestic flight, enter military bases and certain federal facilities; and

WHEREAS, several thousands of Erie County residents' driver's licenses will expire before the deadline; and

WHEREAS, the Erie County Clerk has commenced an awareness campaign and reaching as many Erie County residents as possible is vital to the success of the campaign; and

WHEREAS, the Erie County Auto Bureau will be opening its facilities on weekdays at 7am and this earlier opening time will provide customers greater opportunity to perform their transactions outside of regular working hours; and

WHEREAS, increasing in-person transactions at Erie County Auto Bureaus will result in greater revenues retained by the County of Erie; and

WHEREAS, the Erie County Clerk's Office will make a one-time expenditure in the amount of \$2,200.00 for the cost of two (2) vinyl displays, which expenditure shall be made from the available budgeted funds; and

WHEREAS, the estimated value of the donation of two (2) billboard bulletins for twenty-four (24) weeks would be \$60,000.00.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Clerk is hereby authorized to accept the donation of two (2) billboard bulletins for twenty-four (24) weeks, commencing as soon as practicable following approval; and be it further

RESOLVED, that the Erie County Clerk shall retain the right of final approval over advertising content; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive; the County Attorney and the Erie County Clerk.
(6-0)

JOHN J. GILMOUR
CHAIR

LEGISLATOR RESOLUTIONS

Item 48 – MS. CHIMERA presented the following resolution and moved for immediate

consideration. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 164

RE: Calling on the County Executive to Publicly Release Any & All Information Presented to the County by Pegula Sports & Entertainment in Relation to Future Stadium & Arena Projects in WNY
(INTRO. 17-1)

**A RESOLUTION TO BE SUBMITTED BY
LEGISLATORS LORIGO, GREENE, TODARO & MILLS**

WHEREAS, the Buffalo Bills are nearing the end of their lease at Highmark Stadium; and, as has happened at other NFL clubs across the nation in recent decades, they have brought up the issue of construction of a new stadium prior to signing any new lease for the team to remain here in Buffalo; and

WHEREAS, in the past several months reports of how much the stadium will cost have had differing amounts and none paint a clear picture of who is expected to pay for what. The most recent reports expect the cost to come in at \$1.4 billion; and

WHEREAS, publicly funded stadiums are not a new proposal, there are only a handful of one hundred percent privately funded stadiums for NFL teams, and all of those are in major metropolitan areas; and

WHEREAS, with the specter of significant amounts of public money being expended, it is the position of this honorable body that residents, and their elected representatives, are provided with the most up-to-date and complete set of information as possible; and

WHEREAS, Pegula Sports & Entertainment has provided stadium plans to Erie County and New York State who are involved in negotiations regarding the construction of a new stadium; and

WHEREAS, potential funding sources for the public portion of the money include property tax increases, special tax levies, borrowed funding, and funding through cash-on-hand. All of these sources impact every resident in Erie County and they deserve a transparent process regarding how their money is going to be spent; and

WHEREAS, further, as the Erie County Legislature will be the final party to decide on the construction and lease proposal, this honorable body should be party to the negotiations throughout the entirety of the project.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body hereby directs County Executive Poloncarz to release the full unredacted stadium study regarding the construction of a new Bills Stadium publicly and to submit to the Erie County Legislature a list of all persons, officials, and employees who have been provided the study; and be it further

RESOLVED, in a further effort to promote transparency, this honorable body hereby calls on Pegula Sports & Entertainment and Governor Hochul to also release copies of the stadium study to the public; and be it further

RESOLVED, that this honorable body hereby requests the ability of any and all members of the Erie County Legislature to be appraised of and invited to any meetings among local officials, Pegula Sports & Entertainment, and New York State regarding negotiations for construction of a new Bills stadium; and be it further

RESOLVED, that certified copies of this Resolution be forwarded to the Erie County Executive Mark C. Poloncarz, the Erie County Attorney's Office, Pegula Sports & Entertainment, Governor Kathy C. Hochul's Office and any other party deemed necessary and proper.

MS. CHIMERA moved to amend the resolution. MS. VINAL seconded.

MR. LORIGO moved to amend the amendment. MR. MILLS seconded.

CHAIR BASKIN directed that a roll-call vote be taken.

CHAIR BASKIN moved the previous question, the motion to amend the amendment, and directed that a roll-call vote be taken.

AYES: MR. GREENE, MR. LORIGO, MR. MILLS, MR. TODARO, MR. GILMOUR and MS. VINAL. NOES: CHAIR BASKIN, MS. CHIMERA, MR. HARDWICK and MR. JOHNSON.
(AYES: 6; NOES: 4)

CARRIED.

Delete the Amendment's First Resolve Clause in its Entirety and Replace with the Following:

RESOLVED, that, if he, his staff, his agents or representatives are in possession of said document, this honorable body hereby directs the Erie County Executive to release the unredacted Pegula Sports and Entertainment stadium study regarding the construction of a new Buffalo Bills stadium and lease extension; and be it further

****CHAIR BASKIN directed that the Legislature enter into recess at 12:22 p.m.

****CHAIR BASKIN reconvened the Legislature at 12:27 p.m.

All members present except Legislator Meyers.

CHAIR BASKIN moved the question on the approval of the amendment as amended, and directed that a roll-call vote be taken.

AYES: MR. GREENE, MR. LORIGO, MR. MILLS, MR. TODARO, MR. GILMOUR, MR. HARDWICK and MS. VINAL. NOES: CHAIR BASKIN, MS. CHIMERA and MR. JOHNSON.
(AYES: 7; NOES: 3)

CARRIED.

Amend the Resolution Title to Read:

Calling on the County Executive, Governor and Pegula Sports and Entertainment (PSE) to Release the PSE Study Concerning the Buffalo Bills Stadium

Amend the Resolution by adding the following co-sponsors:

CHAIR BASKIN, MS. CHIMERA, MR. HARDWICK, MR. JOHNSON, MR. GILMOUR and MS. VINAL.

Delete the First Resolve Clause in its Entirety and Replace with the Following:

RESOLVED, that, if he, his staff, his agents or representative are in possession of said document, this honorable body hereby directs the Erie County Executive to release the unredacted Pegula Sports and Entertainment stadium study regarding the construction of a new Buffalo Bills stadium and lease extension; and be it further

Delete the Third Resolve Clause in its entirety and Replace with the Following:

RESOLVED, that this honorably body requests that the County Administration provide regular updates to the Legislature during negotiations concerning the construction of a new Buffalo Bills stadium; and be it further

MR. LORIGO moved to further amend the resolution. MR. MILLS seconded.

MR. LORIGO withdrew his motion to amend.

GRANTED.

MR. LORIGO moved to further amend the resolution. MR. TODARO seconded.

CHAIR BASKIN directed that a roll-call vote be taken.

AYES: MR. GREENE, MR. LORIGO, MR. MILLS, and MR. TODARO. NOES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON and MS. VINAL.
(AYES: 4; NOES: 6)

FAILED.

MS. CHIMERA moved to approve the resolution as amended. MR. GILMOUR seconded.

CHAIR BASKIN directed that a roll-call vote be taken.

AYES: MR. GREENE, MR. LORIGO, MR. MILLS, MR. TODARO, CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON and MS. VINAL. NOES: None. (AYES: 10; NOES: 0)

CARRIED UNANIMOUSLY.

Item 49 – MS. CHIMERA presented the following resolution and moved for immediate consideration and approval. MS. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 165

RE: Extending the Deadline for the
EC Advisory Committee on
Reapportionment to Issue Its
Recommendations to the
Legislature
(INTRO. 17-2)

**A RESOLUTION TO BE SUBMITTED BY
CHAIR BASKIN**

WHEREAS, every ten years, following the release of the US Bureau of the Census data showing population for Erie County, as required under Section 210 of the Erie County Charter, the Erie County Legislature impanels an Erie County Advisory Committee on Reapportionment to make recommendations to the County Legislature on whether and how the County Legislature should be reapportioned consistent with federal and state law; and

WHEREAS, the 2020 Census data was released by the Bureau of the Census on August 11, 2021; and

WHEREAS, the Erie County Legislature established the Erie County Advisory Committee on Reapportionment in March 2021 and the Committee commenced its operations on September 17, 2021; and

WHEREAS, Section 210 of the Charter prescribes the actions and time frame under which the Erie County Advisory Committee on Reapportionment is to act; and

WHEREAS, Section 210 states that the “advisory committee shall submit its final report to the County Legislature within sixty days of its appointment or within sixty days of the official release of certified federal census data for Erie County, whichever is later. At any time prior to the expiration of this term, the County Legislature may extend such term once, for a period not to exceed thirty days”; and

WHEREAS, the Chairwoman of the Erie County Advisory Committee on Reapportionment has requested a thirty-day extension of the time frame for the Committee to make its recommendations to the Legislature, seeking to extend the deadline from October 11, 2021.

NOW, THEREFORE, BE IT

RESOLVED, that in accordance with Section 210 of the Erie County Charter, the Erie County Legislature does hereby extend the time frame under which the Erie County Advisory Committee on Reapportionment will issue its recommendations to the Legislature, and hereby grants an extension for the Committee to make such recommendations, with the new deadline to be no later than November 10, 2021; and be it further

RESOLVED, that certified copies of this resolution be transmitted to Danise Wilson, Chair of the Erie County Advisory Committee on Reapportionment, and to the County Attorney.

Item 50 – CHAIR BASKIN directed that the following resolution be referred to the HEALTH & HUMAN SERVICES COMMITTEE.

GRANTED.

INTRO. 17-3 from LORIGO, TODARO, GREENE & MILLS. Urging the Buffalo Bills to Provide an Opt-In Exemption of a Recent Negative COVID-19 Test to Allow Attendance at Highmark Stadium & KeyBank Center.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

None.

SUSPENSION OF THE RULES

None.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM CHAIR BASKIN

Item 51 – (COMM. 17E-1) Appointment to the ECCSAB

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM LEGISLATOR LORIGO

Item 52 – (COMM. 17E-2) Replacement of Minority Leader Appointment to the EC Advisory Committee on Reapportionment

Received, filed and printed.

September 16, 2021

Hon. Robert M. Graber, Clerk
Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, New York 14202

Re: Replacement of Minority Leader Appointment to the Erie County Advisory Committee on Reapportionment

Dear Clerk Graber:

Pursuant to Article 2, Section 210 of the Erie County Charter, the Minority Leader is required to appoint five members of the Advisory Committee on Reapportionment. Due to an unforeseen conflict my appointee, Guy R. Marlette, needed to resign from his appointment. To fill Mr. Marlette's vacancy, I hereby appoint the following individual to the Advisory Committee:

Scott S. Allen Jr.
233 Richmond Ave, Unit 17
Buffalo, New York 14222

Mr. Allen's resume is appended to this letter as is Mr. Marlette's letter of resignation. I appreciate your time and attention in this matter.

Sincerely,

JOSEPH C. LORIGO
Joseph C. Lorigo
Erie County Legislature

FROM THE COUNTY EXECUTIVE

Item 53 – (COMM. 17E-3) Escalator Renovation Bids - Buffalo & EC Main Library

Item 54 – (COMM. 17E-4) Granting National Grid a Permanent Easement, Town of Tonawanda

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

Item 55 – (COMM. 17E-5) Engineering Services for Design & Construction Phases - Chestnut Ridge Park, Orchard Park

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 56 – (COMM. 17E-6) NYSDOT Multi-Modal Capital Project Agreements, Various Towns

Item 57 – (COMM. 17E-7) EC Youth Detention Facility HVAC Upgrades

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

Item 58 – (COMM. 17E-8) GIS Coordination Project Extension - WNY Stormwater Coalition

Item 59 – (COMM. 17E-9) ECSD Nos. 1, 3, 6 & 8 - Engineering Term Contract Agreement

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

Item 60 – (COMM. 17E-10) Authorization to Accept Benefit Enrollment Center 2021-2023 Grant Funding

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE COMPTROLLER

Item 61 – (COMM. 17E-11) Sales Tax Receipt for 07/2021

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE & SHERIFF

Item 62 – (COMM. 17E-12) Body Camera Program Expansion & Contract Amendment

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 63 – (COMM. 17E-13) Acceptance of a Performance Incentive Initiative Award

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE DEPUTY COMMISSIONER, ENVIRONMENT & PLANNING

Item 64 – (COMM. 17D-1) ECSD No. 3 - Southtowns Advanced Wastewater Treatment Facility Expansion

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE DEPUTY COMPTROLLER

Item 65 – (COMM. 17D-2) Law Department Spending - 07/2021

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COMMISSIONER OF HEALTH

Item 66 – (COMM. 17D-3) Updated Nursing Home Outbreak Information - 08/2021

Item 67 – (COMM. 17D-4) EC COVID-19 Update

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

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 68 – (COMM. 17D-5) CARES Act Coronavirus Relief Fund Consumption Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE WEST FALLS CONSERVATION SOCIETY

Item 69 – (COMM. 17M-1) Letter Concerning LL Intro. 1-1 (2021)

Received and filed.

FROM THE ASSOCIATION OF EC GOVERNMENTS

Item 70 – (COMM. 17M-2) Letter Concerning INTRO. 15-6 (2021)

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE MEMBERS OF EC EMERGENCY CHILD CARE TASK FORCE

Item 71 – (COMM. 17M-3) Letter Concerning COMM. 16E-43 (2021)

Received and filed.

FROM NYS SENATOR GALLIVAN

Item 72 – (COMM. 17M-4) Letter to County Executive Concerning LL Intro. 1-1 (2021)

Received and filed.

FROM GUY R. MARLETTE

Item 73 – (COMM. 17M-5) Resignation of 2021 EC Advisory Committee on Reapportionment

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM DANISE WILSON

Item 74 – (COMM. 17M-6) Request for Time Extension for EC Advisory Committee on Reapportionment Report

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

ANNOUNCEMENTS

Item 75 – Chair Baskin announced that committee meetings will be held on Thursday, September 30, 2021, and that the schedule will be distributed. Chair Baskin further announced that the next session will be held on Thursday, October 7, 2021.

MEMORIAL RESOLUTIONS

Item 76 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Linda George and Fred Fisher.

Item 77 – Legislator Todaro requested that when the Legislature adjourns, it do so in memory of David Frederick and Marveen C. “Rene” Pease.

ADJOURNMENT

Item 78 - At this time, there being no further business to transact, CHAIR BASKIN announced that the Chair would entertain a Motion to Adjourn.

MR. JOHNSON moved that the Legislature adjourn until Thursday, October 7, 2021 at 12:00 p.m. Eastern Standard Time. MR. GILMOUR seconded. MR. LORIGO voted in the negative.

CARRIED. (9-1)

CHAIR BASKIN declared the Legislature adjourned until Thursday, October 7, 2021 at 12:00 p.m. Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE