

October 14, 2021

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 12

ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

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

a. COMM. 18E-2 (2021)

COMPTROLLER: "Sales Tax Receipt for 06/2021 - 08/2021"
(Chair's Ruling)

b. COMM. 18D-1 (2021)

DEPUTY COMPTROLLER: "Law Department Spending - 08/2021"
(Chair's Ruling)

2. COMM. 18E-13 (2021)

COUNTY EXECUTIVE

WHEREAS, On March 11th, 2021 President Biden signed into law the American Rescue Plan (ARP), which provides federal stimulus funding for Older Americans Act Title III grant programs which are funds passed down to the States, and in NY State subsequently passed to the Counties, to operate various programs for senior citizens; and

WHEREAS, the New York State Office for the Aging (NYSOFA) has awarded the Department of Senior Services a total of \$3,758,467 in ARP federal funding through five new Title III ARP grants, for the period April 1, 2021 through September 30, 2024; and

WHEREAS, as is the case with the annual Title III grants the Department of Senior Services normally receives, these new ARP Title III grants require local shares of 10% in the III-B, III-C1 and III-C2 grants and a 25% local share in the III-E grant; and

WHEREAS, the individual ARP grants, amounts, and allowable services are as follows:

ARP Grant	Federal \$s	County Share \$s	Total Grant \$s	Allowable services
III-B	\$1,223,443	\$137,050	\$1,370,493	Area Agency on Aging all services for seniors except for food programs
III-C1	\$794,169	\$88,241	\$882,410	Congregate meal programs
III-C2	\$1,188,670	\$132,075	\$1,320,745	Home delivered meal programs
III-D	\$122,193	-0-	\$122,193	Health & wellness evidence-based programs
III-E	\$419,992	\$139,998	\$559,990	Caregiver services
Totals	\$3,758,467	\$497,364	\$4,255,741	

and

WHEREAS, the Department has funds available in its 2021 budget to cover the County share of expected 2021 expenditures in the grants, while County share needed for subsequent years will be included as part of the Department's annual County budget for those years; and

WHEREAS, as long as the current Federal COVID-19 major disaster declaration exists, these new grant monies can be used for any eligible Title III service. However, once the disaster declaration is lifted, allowable services under each ARP grant revert back to only those specifically allowed under the corresponding part of the Title III funding; and

WHEREAS, in compliance with individual ARP grant requirements for allowable services these funds will be used to purchase equipment and furniture for senior centers, adult day care agencies, congregare and home delivered meal providers; congregare and home delivered meals; senior transportation services; caregiver services, evidenced based health & wellness programs; and

WHEREAS, the Department has also identified the need for four new civil service positions, Community Recreation Coordinator for the Aging, Assistant Community Recreation Coordinator for the Aging, Chief Dietitian and Supervising Chief Account Clerk, to implement the increased programming and oversight needed for the new grant programs.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be and is hereby authorized to contract with NYSOFA to accept the five Title III American Rescue Plan grants for the period April 1, 2021 to September 30, 2024; and be it further

RESOLVED, that the Erie County Legislature does hereby authorize the creation of four new civil service positions as of November 1, 2021:

Grant	Title	Job group	November – December 2021 Salary	B100 number
163III-BARP2124	Community Recreation Coordinator for the Aging	10	\$8,359	12544
163III-BARP2124	Assistant Community Recreation Coordinator for the Aging	8	\$7,136	12545
163IIIC-1ARP2124	Chief Dietitian	12	\$13,647	12542
163III-BARP2124	Supervising Chief Account Clerk	9	\$10,541	12543

and be it further

RESOLVED, that the Community Recreation Coordinator for the Aging and Assistant Community Recreation Coordinator for the Aging titles listed above, supersede and replace the Senior Recreation Supervisor and Recreation Supervisor titles in the Department of Senior Services proposed 2022 County Title III-B grant budget, as they better fit the qualifications and duties needed in the positions to meet the needs of older adults in the County; and be it further

RESOLVED, that the budget for the III-BARP Grant for the period April 1, 2021 to September 30, 2024 (163III-BARP2124) be established as follows:

REVENUES	INITIAL BUDGET
Account Description	
414000 Federal Aid	\$1,233,443
479000 County Share Contribution	<u>\$ 137,050</u>
TOTAL REVENUE	<u>\$1,370,493</u>

APPROPRIATIONS	INITIAL BUDGET
Account Description	
510000 Full Time Salaries	\$ 26,036
502000 Fringes	\$ 14,321
505000 Office Supplies	\$ 24,358
516020 Professional Services & Fees	\$ 511,000
561410 Lab & Tech Equipment	\$ 494,778
561420 Furniture & Fixtures	<u>\$ 300,000</u>
TOTAL APPROPRIATIONS	<u>\$1,370,493</u>

and be it further

RESOLVED, that the budget for the Title III-C1 ARP congregate dining grant for the period April 1, 2021 to September 30, 2024 (163III-C1ARP2124) be established as follows:

REVENUES	INITIAL BUDGET
Account Description	
414000 Federal Aid	\$794,169
479000 County Share Contribution	<u>\$ 88,241</u>
TOTAL REVENUE	<u>\$882,410</u>

APPROPRIATIONS	INITIAL BUDGET
Account Description	
510000 Full Time Salaries	\$ 13,647
502000 Fringe Benefits	\$ 7,506
516027 Meal Preparation	\$561,257
561410 Lab & Tech Equipment	<u>\$300,000</u>
TOTAL APPROPRIATIONS	<u>\$882,410</u>

and be it further

RESOLVED, that the budget for the Title III-C2 ARP home delivered meal grant for the period April 1, 2021 to September 30, 2024 (163III-C2ARP2124) be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
414000	Federal Aid	\$1,188,670
479000	County Share Contribution	<u>\$ 132,075</u>
TOTAL REVENUE		<u>\$1,320,745</u>
APPROPRIATIONS		INITIAL BUDGET
Account	Description	
516027	Meal Preparation	\$1,180,745
561410	Lab & Tech Equipment	<u>\$ 140,000</u>
TOTAL APPROPRIATIONS		<u>\$1,320,745</u>

and be it further

RESOLVED, that the budget for the Title III-D ARP evidenced based health & wellness grant for the period April 1, 2021 to September 30, 2024 (163III-DARP2124) be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
414000	Federal Aid	<u>\$122,193</u>
TOTAL REVENUE		<u>\$122,193</u>

APPROPRIATIONS		INITIAL BUDGET
Account	Description	
505000	Office Supplies	\$ 2,000
505400	Food & Kitchen Supplies	\$ 2,000
510000	Local Mileage Reimbursement	\$ 1,500
510100	Out of Area Travel	\$ 3,000
510200	Training & Education	\$ 2,500
516020	Professional Srvs Contracts & fees	\$ 15,000
561410	Lab & Tech Equipment	\$ 3,500
530000	Other Expenses	\$ 3,500
916390	ID Senior Services Grants	\$ 87,193
980000	ID DISS Services	<u>\$ 2,000</u>
TOTAL APPROPRIATIONS		<u>\$122,193</u>

and be it further

RESOLVED, that the budget for the Title III-E ARP caregiver services grant for the period April 1, 2021 to September 30, 2024 (163III-EARP2124) be established as follows:

REVENUES		INITIAL BUDGET
Account	Description	
414000	Federal Aid	\$419,992
479000	County Share Contribution	<u>\$139,998</u>
TOTAL REVENUE		<u>\$559,990</u>
APPROPRIATIONS		INITIAL BUDGET
Account	Description	
516020	Professional Services	\$299,990
516023	Adult Daycare	\$200,000
561410	Lab & Tech Equipment	\$ 10,000
561420	Furniture & Fixtures	<u>\$ 50,000</u>
TOTAL APPROPRIATIONS		<u>\$559,990</u>

and be it further

RESOLVED, that, the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by changes to grantor awards; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the: County Executive's Office, Division of Budget and Management, Comptroller's Office, and the Department Senior Services. (6-0)

3. COMM. 18E-17 (2021)

COUNTY CLERK

WHEREAS, the Erie County Clerk is an independently elected official responsible for recording, filing and maintaining a central repository of legal documents and records; and

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, the Erie County Clerk's Office has been using marketing materials to promote its many ongoing initiatives and recent operational changes due to COVID-19, including but not limited to: the Renew Local Campaign which encourages local auto bureau transactions to preserve revenues in Erie County; County Clerk's award winning United States Passport Acceptance Agent Program and Outreach Services; Thank-a-Vet discount program for military veterans; and the Erie County Auto Bureau online reservation system which reduces customer volume in facilities to fight the spread of COVID-19; and

WHEREAS, vendor Ad Specialty Solutions, LLC has demonstrated their reliability by providing marketing materials to many County Offices, including but not limited to the: Erie County Clerk's Office; the Erie County Executive's Office; the Buffalo and Erie County Public Library; the Erie County Department of Health; the Erie County Department of Social Services; and the Erie County Department of Senior Services; and

WHEREAS, vendor Ad Specialty Solutions, LLC directly provided the Erie County Clerk's Office with \$19,743.50 in marketing materials; however, such procurement should have been performed by a buyer with the Erie County Department of Purchasing pursuant to the procurement procedure adopted by the Erie County Legislature; and

WHEREAS, the three (3) invoices which are the subject of this resolution will be paid from the Erie County Clerk's available budgeted funds: payment for Invoice No. 10012, in the amount of \$4,986.50, will be funded by Budget Line 530000 in Fund Center 11310 and payments for Invoice Nos. 10010 and 10013, in the amount of the amount of \$14,757, will be funded by Budget Line 530000 in Fund Center 11320.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Department of Purchasing is hereby authorized to process and approve Requisition Numbers 10128973, 10128974 & 10128975, entered into the County's accounting system to correspond with Ad Specialty Solutions, LLC invoice numbers 10012, 10010 & 10013; and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized to issue payment for Requisition Numbers 10128973, 10128974 & 10128975, entered into the County's accounting system to correspond with Ad Specialty Solutions, LLC invoice numbers 10012, 10010 & 10013; and be it further

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

4. COMM. 18E-18 (2021)

COUNTY EXECUTIVE

WHEREAS, the American Rescue Plan was signed into law on March 11th 2021; and

WHEREAS, the American Rescue plan included State and Local Relief funding to be used to offset lost revenue, provide premium pay to essential workers, respond to COVID-19 and its economic effects, and invest in sewer, water and broadband infrastructure; and

WHEREAS, Erie County has received \$89,213,547 in State and Local Relief funding and will receive a second tranche of State and Local Relief Funding in May of 2022; and

WHEREAS, by receiving State and Local Relief Funding the State of New York has eliminated local aid withholding, benefiting Erie County and creating a significant positive budget variance; and

WHEREAS, facing a major possible deficit in 2020, Erie County took significant action through a deficit remediation plan which eliminated positions, cut other costs, and appropriated fund balance and Fiscal Year 2019 surplus funding; and

WHEREAS, Erie County made additional budget cuts in the Adopted 2021 Budget in face of uncertainty regarding Federal assistance and the future of the coronavirus pandemic and its associated economic impacts; and

WHEREAS, American Rescue Plan Funding is eligible to be encumbered through December 31st 2024 and spent through December 31st 2026 allowing for long-term infrastructure projects to be designed and built; and

WHEREAS, Erie County has also prepared numerous “shovel-ready” projects to begin stimulating the economy quickly; and

WHEREAS, funding for this resolution is available through the first tranche of the American Rescue Plan and the elimination of state-aid cuts related to the passage of the American Rescue Plan; and

WHEREAS funding for the projects in this resolution was allocated via Comm. 13E-15 on July 8th 2021; and

WHEREAS, authorization to contract is needed to implement the projects funded via Comm. 13E-15.

NOW, THEREFORE, BE IT

RESOLVED, that Capital Project B.21166, formerly “Town of Hamburg McKinley Parkway Roundabout” be modified to “Town of Hamburg McKinley Parkway Clark Street Intersection and Other Improvements”; and be it further

RESOLVED, that Capital Project A. 21168, “Health Mall Improvements” be closed, with funding transfer to the Erie County Department of Health Fund Center 12700, Account 516020 totaling \$400,000; and be it further

RESOLVED, that the Erie County Executive is hereby authorized to enter into contract with the Community Health Center of Buffalo, a Federally Qualified Health Center and GBUAHN, a registered 501c (3) Health Home, for an amount not to exceed \$200,000 each for the purposes of providing mobile vaccination

RESOLVED, that the County Executive / Deputy County Executive be authorized to execute contracts with the following entities in the amounts indicated, from the capital accounts noted:

Project	Contract Authorized with:	Contract amount not to exceed:	From the following capital account:
Colored Musician's Club Capital Improvement Program	Colored Musician’s Club of Buffalo NY, Inc.	\$600,000	A.21197
George Arthur Community Center Capital Upgrades	City of Buffalo	\$300,000	A.21175
Matt Urban Center Hope Center Upgrades	Polish Community Center of Buffalo	\$150,000	A.21176
City of Buffalo Fillmore Avenue Streetscape Improvements	City of Buffalo	\$1,000,000	A.21177
City of Buffalo Bailey Avenue Streetscape Improvements	City of Buffalo	\$500,000	A.21178
Village of Kenmore - Kenmore Fire Hall Repairs	Village of Kenmore	\$150,000	A.21180
Town of Tonawanda Kenney Field Inclusive Playground	Town of Tonawanda	\$200,000	A.21181
Village of Kenmore Mang Field Inclusive Playground	Town of Tonawanda	\$150,000	A.21182
Town of Tonawanda Paramedic Truck	Town of Tonawanda	\$100,000	A.21186
Boys & Girls Club of the Northtowns Building Upgrades & New Sport Court	Boys & Girls Clubs of the Northtowns, Inc.	\$446,775	A.21198
Tonawanda American Little League Field Upgrades and New Equipment	Tonawanda American Little League or City of Tonawanda	\$132,374	A.21199
Tonawanda Football Clinic Concession Stand Improvements	City of Tonawanda or Tonawanda Football Club	\$15,000	A.21130
Miracle League (Grand Island) Facility Improvements and new Splash Pad	Miracle League of Western New York (Grand Island)	\$1,105,000	A.21187
American Post 264 Kitchen Improvements	American Legion Post 264	\$11,000	A.21132
Grand Island VFW - DeGlopper Post Memorial Construction	Charles N. DeGlopper Memorial VFW Post #9249	\$25,000	A.21133
VFW Post 7545 Bathroom Updates	Frontiersmen VFW Post 7545 Tonawanda NY	\$25,000	A.21134

Town of Cheektowaga - Town of Cheektowaga Museum	Town of Cheektowaga	\$2,368,000	A.21188
Village of Hamburg Legion Field Baseball Field Revitalization Project	Village of Hamburg	\$550,000	A.21189
City of Buffalo Cazenovia Park Playground	Buffalo Olmsted Conservancy, Inc.	\$450,000	A.21190
Village of Blasdell Pickleball Courts	Village of Blasdell	\$80,000	A.21191
City of Lackawanna - Ridge Road Improvements	City of Lackawanna	\$120,000	A.21192
Rural Outreach Center Facility Improvements	Rural Outreach Center	\$400,000	A.21193
Roycroft Campus Corporation Facility Improvements	Roycroft Campus Corporation	\$240,000	A.21194
Naval and Servicemen's Park	Buffalo & Erie County Naval & Military Park	\$300,000	A.21195
Olmsted Aid for South Park and MLK	Buffalo Olmsted Conservancy, Inc.	\$400,000	A.21196
Agribusiness Park - Expansion of Water Tank for Water Tower that will Serve Park	Buffalo and Erie County Industrial Land Development Corporation or Town of Evans	\$1,200,000	A.21169
Agribusiness Park - Water Lines to Service Water Tower	Town of Evans	\$500,000	A.21170
Village of Springville - N. Central Ave. Water Main Replacement	Village of Springville	\$485,275	A.21171
Village of Lancaster - Harold Place Sanitary Sewer Replacement	Village of Lancaster	\$212,157	A.21172
Village of Akron - Skyline Drive Waterline Installation (loop existing system)	Village of Akron	\$214,628	A.21173
City of Tonawanda Water/Sewer Replacement	City of Tonawanda	\$201,860	A.21174
Town of Hamburg McKinley Parkway Roundabout to be revised to: Town of Hamburg McKinley Parkway Clark Street Intersection and Other Improvements	Town of Hamburg	\$1,200,000	A.21131

and be it further

RESOLVED, that the Erie County Legislature authorizes the Director of Budget and Management to make any necessary budgetary adjustments as needed to administer these projects; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive; the Erie County Comptroller; the Director of Budget and Management; and Department of Environment and Planning.
(5-1) Legislator Lorigo voted in the negative.

**TIMOTHY J. MEYERS
CHAIR**