

**ERIE COUNTY LEGISLATURE  
MEETING NO. 25  
DECEMBER 16, 2021**

The Legislature was called to order by Chair Baskin.

All members present.

An Invocation was held, led by Mr. Johnson, who offered a prayer.

The Pledge of Allegiance was led by Mr. Greene.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. MEYERS moved for the approval of the minutes for Meetings Number 23 and Number 24 from 2021. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – MS. CHIMERA presented a proclamation Recognizing the Rededication of the Frank H. Pfonner Public Safety Building in the Town of Tonawanda.

Item 6 – CHAIR BASKIN presented a Memorial Resolution Remembering Allen Cowart, Sr.

Item 7 – MR. JOHNSON presented a proclamation Acknowledging and Honoring National Day of Giving.

Item 8 – MR. JOHNSON presented a Memorial Resolution Remembering Issac "Ike" Gray.

Item 9 – CHAIR BASKIN presented a proclamation Recognizing Jamil Tariq Crews and Celebrating the 10th Anniversary of CHANGEMAKERS 30 Under 30 Awards Ceremony.

Item 10 – MS. CHIMERA presented a proclamation Congratulating and Honoring Matt Chimera as a Section VI Hall of Fame Inductee, Class of 2021.

Item 11 – MR. TODARO presented a proclamation Honoring Tyler Sojka for His Community Achievements.

Item 12 – MR. LORIGO presented a proclamation Honoring Carson Drews for Achieving the Rank of Eagle Scout.

Item 13 – MR. LORIGO presented a proclamation Honoring Jeffrey Stellrecht as Aktion Club Member of the Month.

Item 14 – MR. LORIGO presented a proclamation Honoring Mike Kasprzyk Upon the Occasion of His Retirement.

Item 15 – MR. GREENE presented a proclamation Recognizing and Honoring Peter Kertzle for His Over 34 Years of Service and Dedication to the Buffalo Fire Department.

Item 16 – MR. MILLS presented a proclamation Honoring Jeff Winter as the Eden Chamber of Commerce 2021 Citizen of the Year.

Item 17 – MR. MILLS presented a proclamation Honoring The Trading Post's Executive Director, Peggy Austin, as the Erie County Legislature's Citizen of the Month.

Item 18 – MR. TODARO presented a proclamation Honoring Lancaster Police Department Officers Sobaszek and Delano, Lancaster Fire Department Chief Eric Feldmann and Thomas McGuire for Their Heroic Actions.

Item 19 – MR. LORIGO, MR. GREENE, MR. TODARO & MR. MILLS presented a proclamation Honoring Karen M. McCarthy Upon the Occasion of Her Retirement from County Service.

Item 20 – MR. GREENE presented a proclamation Recognizing and Acknowledging Terry McGuire for His Service to His Country.

Item 21 – MR. TODARO presented a proclamation Remembering Gerald "Jerry" Caci.

MR. MEYERS moved for consideration of the above seventeen items. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved to amend the above seventeen items by adding one for Chair Baskin, one for Legislator Meyers, and by including Et Al Sponsorship. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved for approval of the above nineteen items as amended. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

**LOCAL LAWS**

Item 22 – CHAIR BASKIN directed that Local Law No. 1 (Print #1) 2020 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 23 – CHAIR BASKIN directed that Local Law No. 5 (Print #1) 2020 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 24 – CHAIR BASKIN directed that Local Law No. 8 (Print #1) 2020 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 25 – CHAIR BASKIN directed that Local Law No. 2 (Print #1) 2021 be received and filed.

GRANTED.

Item 26 – MR. MEYERS moved to take Local Law No. 4 (Print #1) 2021 from the table. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

COUNTY OF ERIE

LOCAL LAW INTRO. NO. 4-1-2021

LOCAL LAW NO. \_\_\_\_\_-2021

The Erie County Reapportionment Act of 2021

A Local Law in relation to the reapportionment of county legislative districts in the County of Erie.

BE IT ENACTED BY THE LEGISLATURE OF ERIE COUNTY AS FOLLOWS:

Section 1. Section 105 of Local Law No. 1-1959, constituting the Erie County Charter as amended, is hereby amended to read as follows:

Article 1, Erie County and its Government

Section 105. Legislative districts. The County of Erie is hereby divided into eleven (11) legislative districts, described as follows:

District 1

All of that portion of Erie County bounded and described as follows: Beginning at the point of intersection of the shoreline at Black Rock Canal and Amvets Dr, and proceeding northerly along the shoreline at Black Rock Canal to Peace Bridge Plz, and proceeding easterly along Peace Bridge Plz to Sheridan Ter, and proceeding northerly along Sheridan Ter to Busti Ave, and proceeding easterly along Busti Ave to Rhode Island St, and proceeding easterly along Rhode Island St to Bremen St, and proceeding southerly along Bremen St to Vermont St, and proceeding easterly along Vermont St to 17th St, and proceeding southerly along 17th St to Connecticut St, and proceeding easterly along Connecticut St to Richmond Ave, and proceeding southerly along Richmond Ave to Summer St, and proceeding easterly along Summer St to Elmwood Ave, and proceeding southerly along Elmwood Ave to North St, and proceeding easterly along North St to Delaware Ave, and proceeding northerly along Delaware Ave to Summer St, and proceeding easterly along Summer St to Main St, and proceeding northerly along Main St to Woodlawn Ave, and proceeding easterly along Woodlawn Ave to Chester St, and proceeding southerly along Chester St to Glenwood Ave, and proceeding easterly along Glenwood Ave to Jefferson Ave, and proceeding northerly along Jefferson Ave to Northland Ave, and proceeding easterly along Northland Ave to N Fillmore Ave, and proceeding northerly along N Fillmore Ave to Penn Central RR, and proceeding easterly along Penn Central RR to Northland Ave, and proceeding easterly along Northland Ave to Cornwall Ave, and proceeding southerly along Cornwall Ave to Scajaquada St, and proceeding easterly along Scajaquada St to Colorado Ave, and proceeding southerly along Colorado Ave to Scajaquada St, and proceeding easterly along Scajaquada St, and proceeding northerly to Northland Ave, and proceeding easterly along Northland Ave to Bailey Ave, and proceeding southerly along Bailey Ave to Lang Ave, and proceeding easterly along Lang Ave to Newburgh Ave, and proceeding northerly along Newburgh Ave to Lang Ave, and proceeding easterly along Lang Ave to East End Ave, and proceeding southerly along East End Ave to the Cheektowaga/Buffalo line, and proceeding southerly along the Cheektowaga/Buffalo line to Reiman St, and proceeding westerly along Reiman St to N Ogden St, and proceeding southerly along N Ogden St to Reiman St, and proceeding westerly along Reiman St to Davey St, and proceeding southerly along Davey St to Vanderbilt St, and proceeding westerly along Vanderbilt St to Ideal St, and proceeding southerly along Ideal St to William St, and proceeding westerly along William St to Bailey Ave, and proceeding southerly along Bailey Ave to the Buffalo River shoreline, and proceeding westerly along the Buffalo River shoreline to the point just south of Babcock St, and proceeding northerly along Babcock St to Seneca St, and proceeding westerly along Seneca St to Wasson St, and proceeding northerly along Wasson St to Penn Central RR, and proceeding westerly along Penn Central RR to Erie-Lackawanna RR, and proceeding westerly along Erie-Lackawanna RR to Norfolk and Western Rlwy, and proceeding southerly along Norfolk and Western Rlwy to Seneca St, and proceeding westerly along Seneca St to Smith St, and proceeding southerly along Smith St to Fulton St, and proceeding westerly along Fulton St for .48 miles, and proceeding southerly at a 126 degree angle to Elk St, and proceeding westerly along Elk St to S Park Ave, and proceeding westerly along South Park Ave to point (-78.854869, 42.870054), and proceeding southerly to the Buffalo River Shoreline, and proceeding westerly along the Buffalo River Shoreline to the Buffalo Skyway, and proceeding northerly along the Buffalo Skyway to Marine Dr, and proceeding westerly along Marine Dr to Erie St, and proceeding northerly to Wilkeson Way, and proceeding westerly along Wilkeson Way to La Riviere Dr, and proceeding westerly on La Riviere Dr to the Buffalo Harbor shoreline, and proceeding northerly along the Buffalo Harbor shoreline to the point of beginning.

All of that portion of Erie County bounded and described as follows: Beginning at the Erie County line, and proceeding easterly across the Niagara River to the shoreline of the Black Rock Canal, and proceeding southerly along the shoreline of the Black Rock Canal to Erie-Lackawanna RR, and proceeding easterly along Erie-Lackawanna RR to I-190, and proceeding southerly along I-190 to Scajaquada Crk, and proceeding easterly along Scajaquada Crk to Niagara St, and proceeding southerly along Niagara St to the on-ramp of the I-190, and proceeding westerly along the off-ramp of the I-190 to Forest Ave, and proceeding easterly along Forest Ave to Grant St, and proceeding northerly along Grant St to the 198-E on-ramp to the Scajaquada Expy, and proceeding easterly along the Scajaquada Expressway to Elmwood Ave, and proceeding southerly along Elmwood Ave to Bird Ave, and proceeding easterly along Bird Ave to Delaware Ave, and proceeding southerly along Delaware Ave to W Delavan Ave, and proceeding easterly along W Delavan Ave to Main St, and proceeding northerly along Main St to Lasalle Ave, and proceeding southerly along Lasalle Ave to Cordova Ave, and proceeding northerly along Cordova Ave to Highgate Ave, and proceeding easterly along Highgate Ave to Bailey Ave, and proceeding northerly along Bailey Ave to Winspear Ave, and proceeding easterly along Winspear Ave to Lebrun Rd, and proceeding easterly along Lebrun Rd to the Amherst/Buffalo line, and proceeding easterly along the Amherst/Buffalo line to the Cheektowaga/Buffalo line, and proceeding southerly along the Cheektowaga/Buffalo line to Lang Ave, and proceeding westerly along Lang Ave to Newburgh Ave, and proceeding southerly along Newburgh Ave to Lang Ave, and proceeding westerly along Lang Ave to Bailey Ave, and proceeding northerly along Bailey Ave to Northland Ave, and proceeding westerly along Northland Ave at a 68 degree angle to Scajaquada St, and proceeding westerly along Scajaquada St to Cornwall Ave, and proceeding northerly along Cornwall Ave to Northland Ave, and proceeding westerly along Northland Ave to Penn Central RR, and proceeding westerly along Penn Central RR to Fillmore Ave, and proceeding southerly along Fillmore Ave to Northland Ave, and proceeding westerly along Northland Ave to Jefferson Ave, and proceeding southerly along Jefferson Ave to Glenwood Ave, and proceeding westerly along Glenwood Ave to Chester St, and proceeding northerly along Chester St to Woodlawn Ave, and proceeding westerly along Woodlawn Ave to Main St, and proceeding southerly along Main St to Summer St, and proceeding westerly along Summer St to Delaware Ave, and proceeding southerly along Delaware Ave to North St, and proceeding westerly along North St to Elmwood Ave, and proceeding northerly along Elmwood Ave to Summer St, and proceeding westerly along Summer St to Richmond Ave, and proceeding northerly along Richmond Ave to Connecticut St, and proceeding westerly along Connecticut St to 17th St, and proceeding northerly along 17th St to Vermont St, and proceeding westerly along Vermont St to Bremen St, and proceeding northerly along Bremen St to Rhode Island St, and proceeding westerly along Rhode Island St to Busti Ave, and proceeding northerly along Busti Ave to Sheridan Ter, and proceeding southerly along Sheridan Ter to Peace Bridge Plz, and proceeding southerly along Peace Bridge Plz to the Buffalo Harbor Shoreline, and southerly along Buffalo Harbor Shoreline to point (-78.9015, 42.896474), and proceeding southerly at a 110 degree angle to point (-78.905334, 42.894070) in Buffalo Harbor, and proceeding northerly at an angle of 64.5 degrees to the Erie County line, and proceeding northerly along the Erie County line to the point of beginning.

District 3

All of that portion of Erie County bounded and described as follows: Beginning at the point of (-78.912424, 42.937770) on the Erie County line, and proceeding northerly around the Town of Grand Island to the point (-78.916947, 43.009050) and proceeding easterly along the Tonawanda town line

to Conrail RR, and proceeding southerly along Conrail RR to Sheridan Dr, and proceeding easterly along Sheridan Dr to Military Rd, and proceeding southerly along Military Rd to Westchester Blvd, and proceeding easterly along Westchester Blvd to Elmwood Ave, and proceeding northerly along Elmwood Ave to Kenview Ave, and proceeding easterly along Kenview Ave to Delaware Ave, and proceeding southerly along Delaware Ave to Princeton Blvd, and proceeding easterly along Princeton Blvd to Delaware Rd, and proceeding northerly along Delaware Rd to Highland Pkwy, and proceeding easterly along Highland Pkwy to Belmont Ave, and proceeding southerly along Belmont Ave to Cortland Ave, and proceeding easterly along Cortland Ave to Irving Ter, and proceeding southerly along Irving Ter to McKinley Ave, and proceeding westerly along McKinley Ave to the Kenmore village line, and proceeding southerly along the Kenmore village line to the Buffalo city line, and proceeding westerly along the Buffalo city line to Colvin Ave, and proceeding southerly along Colvin Ave to Amherst St, and proceeding easterly along Amherst St to Parkside Ave, and proceeding southerly along Parkside Ave to Agassiz Cir, and proceeding southerly along Agassiz Cir to W Humboldt Pkwy, and proceeding easterly along W Humboldt Pkwy to Main St, and proceeding southerly along Main St to W Delavan Ave, and proceeding westerly along W Delavan Ave to Delaware Ave, and proceeding northerly along Delaware Ave to Bird Ave, and proceeding westerly along Bird Ave to Elmwood Ave, and proceeding northerly along Elmwood Ave to Scajaquada Expy, and proceeding westerly along Scajaquada Expy to Grant St, and proceeding southerly along Grant St to Forest Ave, and proceeding westerly along Forest Ave to Niagara St, and proceeding northerly along Niagara St to Scajaquada Crk, and proceeding westerly along Scajaquada Crk to I-190, and proceeding northerly along I-190 to Erie-Lackawanna RR, and proceeding to the point of beginning.

District 4

All of that portion of Erie County bounded and described as follows: Beginning at the point of (-78.916947, 43.005050) and proceeding easterly along the City of Tonawanda city line to the Town of Tonawanda town line, and proceeding easterly along the Tonawanda town line to the Amherst town line at Niagara Falls Blvd, and proceeding southerly along the Amherst/Tonawanda town line to Kenmore Ave, and then proceeding easterly along Kenmore Ave to Main St, and then proceeding easterly along Main St to the Buffalo/Amherst city line, and proceeding southerly along the Buffalo/Amherst city line to Lebrun Rd, and proceeding southwestly along Lebrun Rd to Winspear Ave, and proceeding westerly along Winspear Ave to Bailey Ave, and proceeding southerly along Bailey Ave to Highgate Ave, and proceeding westerly along Highgate Ave to Cordova Ave, and proceeding southerly along Cordova Ave to Lasalle Ave, and proceeding westerly along Lasalle Ave to Main St, and proceeding southerly along Main St to W Humboldt Pkwy, and proceeding westerly along W Humboldt Pkwy to Agassiz Cir, and proceeding northerly along Agassiz Cir to Parkside Ave, and proceeding northerly along Parkside Ave to Amherst St, and proceeding westerly along Amherst St to Colvin Ave, and proceeding northerly along Colvin Ave to the Kenmore/Buffalo line, and proceeding easterly along the Kenmore/Buffalo line to the Kenmore village line, and proceeding northerly along the Kenmore village line to McKinley Ave, and proceeding easterly along McKinley Ave to Irving Ter, and proceeding northerly along Irving Ter to Cortland Ave, and proceeding westerly along Cortland Ave to Belmont Ave, and proceeding northerly along Belmont Ave to Highland Pkwy, and proceeding westerly along Highland Pkwy to Delaware Rd, and proceeding southerly along Delaware Rd to Princeton Blvd, and proceeding westerly along Princeton Blvd to Delaware Ave, and proceeding northerly along Delaware Ave to Kenview Ave, and proceeding westerly along Kenview Ave to Elmwood Ave, and proceeding southerly along Elmwood Ave to

Westchester Blvd, and proceeding westerly along Westchester Blvd to Military Rd, and proceeding northerly along Military Rd to Sheridan Dr, and proceeding westerly along Sheridan Dr to Conrail RR, and proceeding northerly along Conrail RR to the point of beginning.

District 5

All of that portion of Erie County bounded and described as follows: Beginning at the point of (-78.825975, 43.036028) to E Robinson Rd, and proceeding easterly along E Robinson Rd to N French Rd, and proceeding easterly along N French Rd to Sweet Home Rd, and proceeding southerly along Sweet Home Rd to the Amherst Bike Path, and proceeding easterly along the Amherst Bike Path to Dodge Rd to I-990, and proceeding easterly along I-990, and proceeding easterly along I-990 to Campbell Blvd, and proceeding southerly along Campbell Blvd to Dodge Rd, and proceeding easterly along Dodge Rd to Hopkins Rd, and proceeding southerly along Hopkins Rd to Sheridan Dr, and proceeding easterly along Sheridan Dr to Transit Rd, and proceeding southerly along Transit Rd to the Depew/Cheektowaga line, and proceeding westerly along the Depew/Cheektowaga line to railroad, and proceeding northerly along the railroad and proceeding westerly bisecting the industrial park north of Hyland Ave to Surfside Pkwy, and proceeding westerly along Surfside Pkwy to Royal Palm Dr, and proceeding southerly along Royal Palm Dr to Satinwood Dr, and proceeding westerly along Satinwood Dr to Biscayne Dr, and proceeding southerly along Biscayne Dr to Crandon Blvd, and proceeding westerly along Crandon Blvd to point (-78.733796, 42.427367) and proceeding westerly at a 115 degree angle to Dick Rd, and proceeding northerly along Dick Rd to Cayuga Rd, and proceeding northerly along Cayuga Rd to the Cheektowaga/Amherst town line and proceeding westerly along the Cheektowaga/Amherst town line to the Buffalo/Amherst line, and proceeding westerly along the Buffalo/Amherst line to Kenmore Ave to Niagara Falls Blvd, and proceeding northerly on Niagara Falls Blvd to Creekside Dr, and proceeding westerly on Creekside Dr to the shoreline of Tonawanda Creek, and proceeding along shoreline of Tonawanda Creek around Ellicott Island Park to the Erie County line, and proceeding northerly to the point of beginning.

District 6

All of that portion of Erie County bounded and described as follows: Beginning at the point of intersection of the Erie County line and E Robinson Rd, and proceeding easterly along the Erie County line to the Erie/Genesee county line and proceeding southerly along the Erie/Genesee county line to the Newstead/Alden town line, and proceeding westerly along the Newstead/Alden town line to the Clarence/Lancaster town line, and proceeding westerly on the Clarence/Lancaster town line to Transit Rd, and proceeding northerly along Transit Rd to Sheridan Dr, and proceeding westerly along Sheridan Dr to Hopkins Rd, and proceeding northerly along Hopkins Rd to Dodge Rd, and proceeding westerly along Dodge Rd to Campbell Blvd, and proceeding northerly along Campbell Blvd to I-990, and proceeding westerly along I-990 to the Amherst Bike Path, and proceeding westerly along the Amherst Bike Path to Sweet Home Rd, and proceeding northerly along Sweet Home Rd to N French Rd, and proceeding westerly along N French Rd to E Robinson Rd, and proceeding westerly along E Robinson Rd to the point of beginning.

District 7

All of that portion of Erie County bounded and described as follows: Beginning at the point of intersection of Kimmel Ave and Abbott Rd, and proceeding northerly along Kimmel Ave to McKinley Pkwy, and proceeding northerly along McKinley Pkwy to Bailey Ave, and proceeding northerly along Bailey Ave to William St, and proceeding easterly along William St to Ideal St, and proceeding northerly along Ideal St to Vanderbilt St, and proceeding easterly along Vanderbilt St to Davey St, and proceeding northerly along Davey St to Reiman St, and proceeding easterly along Reiman St to N Ogden St, and proceeding northerly along N Ogden St to Reiman St, and proceeding easterly along Reiman St to the Buffalo/Cheektowaga line, and proceeding northerly along the Buffalo/Cheektowaga line to the Amherst/Cheektowaga town line, and proceeding easterly along the Amherst/Cheektowaga town line to Cayuga Rd, and proceeding southerly along Cayuga Rd to Dick Rd, and proceeding southerly along Dick Rd to the Depew/Cheektowaga line, and proceeding easterly along the Depew/Cheektowaga line to (-78.713407, 42.896017), and proceeding southerly to point (-78.713407, 42.885610) and proceeding easterly to point (-78.720802, 42.885610), and proceeding southerly to Losson Rd, and proceeding westerly along Losson Rd to point (-78.738076, 42.881677), and proceeding southerly along Slate Bottom Creek to point between Mayberry Dr E and Strasbourg Dr, and then proceeding southerly to French Rd, and proceeding westerly along French Rd to Gabrielle Dr, and proceeding southerly along Gabrielle Dr to St. Joan Ln, and proceeding easterly along St. Joan Ln to Collette Ave, and proceeding southerly along Collette Ave to the West Seneca/Cheektowaga town line, and proceeding westerly along the West Seneca/Cheektowaga town line to Union Rd, and proceeding southerly along Union Rd to Indian Church Rd, and proceeding westerly along Indian Church Rd to Harlem Rd, and proceeding southerly along Harlem Rd to Penn Ctrl RR, and proceeding westerly along Penn Central RR to the West Seneca/Buffalo line, and proceeding southerly along the West Seneca/Buffalo line to Potters Rd and proceeding westerly along Potters Rd to Abbott Rd, and proceeding northerly along Abbott Rd to the point of beginning.

District 8

All of that portion of Erie County bounded and described as follows: Beginning at the point of intersection of Gabrielle Dr and St Joan Ln, and proceeding northerly along Gabrielle Dr to French Rd, and proceeding easterly along French Rd to point (-78.736841, 42.867995) ,and proceeding northerly to Slate Bottom Creek, and proceed northerly on Slate Bottom Creek to Losson Rd to point (-78.92,0802, 42.880160), and proceeding northerly to point (-78.720802, 42.885610), and proceeding easterly to point (-78.738076, 42.885.610), and proceeding northerly to the Cheektowaga/Depew line, and proceeding westerly along the Cheektowaga/Depew line to Dick Rd, and proceeding northerly along Dick Rd to point (-78.741881, 42.924623), and proceeding northeasterly along the path south of the drainage canal, to the point due north of Stanislaus Ave and proceeding southerly from that point to Stanislaus Ave, and proceeding southerly along Stanislaus Ave to Crandon Blvd, and proceeding easterly along Crandon Blvd to Biscayne Dr, and proceeding northerly along Biscayne Dr to Satinwood Dr, and proceeding easterly along Satinwood Dr to Royal Palm Dr, and proceeding northerly along Royal Palm Dr to Surfside Pkwy, and proceeding easterly along Surfside Pkwy to its end, and proceeding easterly bisecting through the industrial park north of Hyland Ave to railroad, and proceeding southerly on railroad to the Cheektowaga/Depew line, and proceeding easterly along the Cheektowaga/Depew line to Transit Rd, and proceeding northerly along Transit Rd to the Clarence/Lancaster town line, and proceeding easterly along the Clarence/Lancaster town line to the Alden/Newstead town line, and proceeding easterly to the Erie County line, and proceeding south along the Erie County line to the Marilla/Wales town line, and



proceeding westerly on the Marilla/Wales town line to Porterville Rd, and proceeding northerly along Porterville Rd to the Elma/Marilla town line, and proceeding northerly along the Elma/Marilla town line to the Elma/Lancaster town line, and proceeding northerly along the Elma/Lancaster town line to the Cheektowaga/West Seneca town line, and proceeding westerly along the Cheektowaga/West Seneca town line to Collette Ave, and proceeding northerly along Collette Ave to St Joan Ln, and proceeding westerly along St Joan Ln to the point of beginning.

District 9

All of that portion of Erie County bounded and described as follows: Beginning at the point of intersection of Pleasant Ave and CSX RR, and proceeding northerly along Pleasant Ave to Wanakah Hts, and proceeding northerly along Wanakah Hts to the Lackawanna city line, and proceeding northerly along the Lackawanna city line to Lake Erie, and proceeding northerly along Lake Erie up and around the Erie Basin, and proceeding southerly to La Riviere Dr, and proceeding easterly along La Riviere Dr to Wilkeson Way, and proceeding easterly along Wilkeson Way to Erie St, and proceeding southerly along Erie St to Marine Dr, and proceeding easterly along Marine Dr to Buffalo Skwy, and proceeding southerly along Buffalo Skwy to Buffalo River, and proceeding easterly along the shoreline to Penn Central RR, and proceeding northerly along Penn Central RR to S Park Ave, and proceeding easterly along S Park Ave to Elk St, and proceeding easterly along Elk St to point (-78.851489, 42.869473), and proceeding northerly at a 125° angle to Fulton St, and proceeding easterly along Fulton St to Smith St, and proceeding northerly along Smith St to Seneca St, and proceeding easterly along Seneca St to Norfolk and Western Rlwy, and proceeding northerly along Norfolk and Western Rlwy to Erie-Lackawanna RR, and proceeding easterly along Erie-Lackawanna RR to Penn Central RR, and proceeding easterly along Penn Central RR to Wasson St, and proceeding southerly along Wasson St to Seneca St, and proceeding easterly along Seneca St to Babcock St, and proceeding southerly along Babcock St to Buffalo River shoreline, and proceeding easterly along Buffalo River shoreline to Bailey Ave, and proceeding southerly along Bailey Ave to McKinley Pkwy, and proceeding southerly along McKinley Pkwy to Kimmel Ave, and proceeding southerly along Kimmel Ave to Abbott Rd, and proceeding easterly along Abbott Rd to Potters Rd, and proceeding southerly along Potters Rd to the West Seneca/Buffalo line, and proceeding southerly along the West Seneca/Buffalo line to the West Seneca/Lackawanna line, and proceeding southerly along the West Seneca/Lackawanna line to Berg Rd, and proceeding westerly along Berg Rd to Abbott Rd, and proceeding southerly along Abbott Rd to Olympic Ave, and proceeding westerly along Olympic Ave to point (-78.795931, 42.782054), and proceeding southerly from point (-78.795931, 42.782054) to S Abbott Rd, and proceeding southerly along S Abbott Rd to Best St, and proceeding westerly along Best St to High St, and proceeding northerly along High St to Knab Dr, and proceeding westerly along Knab Dr to Clark St, and proceeding westerly along Clark St to Rush Crk, and proceeding southerly along Rush Crk to Salisbury Pl, and proceeding westerly along Salisbury Pl to McKinley Pkwy, and proceeding southerly along McKinley Pkwy to Newton Rd, and proceeding westerly along Newton Rd to Sunnyside Dr, and proceeding southerly along Sunnyside Dr to E Main St, and proceeding westerly along E Main St to the Hamburg village line, and proceeding southerly along the Hamburg village line to W View Ave, and proceeding westerly along W View Ave to the Hamburg village line, and proceeding northerly along the Hamburg village line to Pleasant Ave, and proceeding westerly along Pleasant Ave to W Pleasant Dr, and proceeding westerly along W Pleasant Dr to Pleasant Ave, and proceeding northerly along Pleasant Ave to Amsdell Rd, and proceeding westerly along Amsdell Rd to Southwestern Blvd, and proceeding easterly along Southwestern Blvd to Rogers Rd, and proceeding northerly along Rogers Rd to

Cloverbank Rd, and proceeding westerly along Cloverbank Rd to CSX RR, and proceeding westerly along CSX RR to the point of beginning.

District 10

All of that portion of Erie County bounded and described as follows: Beginning at the point of intersection of Dorrance Ave and Onondaga Ave, and proceeding northerly along Onondaga Ave to Potters Rd, and proceeding easterly along Potters Rd to the Buffalo/West Seneca line, and proceeding northerly along the Buffalo/West Seneca line to Penn Central RR, and proceeding easterly along Penn Central RR to Harlem Rd, and proceeding northerly along Harlem Rd to Indian Church Rd, and proceeding easterly along Indian Church Rd to Union Rd, and proceeding northerly along Union to the Cheektowaga/West Seneca town line, and proceeding easterly along the Cheektowaga/West Seneca town line to Town Line Rd, and proceeding southerly along Town Line Rd to the Elma/Marilla town line, and proceeding southerly along the Elma/Marilla town line to the Marilla/Wales town line, and proceeding easterly along the Marilla/Wales town line to the Erie County line, and proceeding easterly along the Erie County line to the Erie County line, and proceeding southerly along the Erie County line to the Erie County line, and proceeding westerly along the Erie County line to the Collins/Concord town line, and proceeding northerly along the Collins/Concord town line to the North Collins/Concord town line, and proceeding northerly along the North Collins/Concord town line to the Boston/Concord town line, and proceeding easterly along the Boston/Concord town line to the Boston/Colden town line, and proceeding northerly along the Boston/Colden town line to the Orchard Park/Aurora town line, and proceeding northerly along the Orchard Park/Aurora town line to the Orchard Park/Elma town line, and proceeding northerly along the Orchard Park/Elma town line to the West Seneca/Orchard Park town line, and proceeding westerly along the West Seneca/Orchard Park town line to the West Seneca/Lackawanna town line, and proceeding northerly along the West Seneca/Lackawanna town line to Dorrance Ave, and proceeding easterly along Dorrance Ave to the point of beginning.

District 11

All of that portion of Erie County bounded and described as follows: Beginning at the southwestly point of the Erie County line, and proceeding northerly along the Erie County line to Wanakah Hts, and proceeding southerly along Wanakah Hts to Pleasant Ave, and proceeding southerly along Pleasant Ave to CSX RR, and proceeding easterly along CSX RR to Cloverbank Rd, and proceeding easterly along Cloverbank Rd to Rogers Rd, and proceeding southerly along Rogers Rd to Southwestern Blvd, and proceeding westerly along Southwestern Blvd to Amsdell Rd, and proceeding easterly along Amsdell Rd to Pleasant Ave, and proceeding southerly along Pleasant Ave to W Pleasant Dr, and proceeding easterly along W Pleasant Dr to I-90, and proceeding easterly along I-90 to Pleasant Ave, and proceeding southerly along Pleasant Ave to the Hamburg village line, and proceeding southerly along the Hamburg village line to W View Ave, and proceeding easterly along W View Ave to the Hamburg village line, and proceeding southerly along the Hamburg village line to E Main St, and proceeding easterly along E Main St to Boston State Rd, and proceeding easterly along Boston State Rd to Sunnyside Dr, and proceeding northerly along Sunnyside Dr to Newton Rd, and proceeding easterly along Newton Rd to McKinley Pkwy, and proceeding northerly along McKinley Pkwy to Salisbury Pl, and proceeding easterly along Salisbury Pl to Rush Crk, and proceeding northerly along Rush Crk to Clark St, and proceeding easterly along Clark St to Knab Dr, and proceeding easterly along Knab Dr to High St, and proceeding southerly

along High St to Best St, and proceeding easterly along Best St to S Abbott Rd, and proceeding northerly along S Abbott Rd to the Hamburg/Orchard Park town line, and proceeding northerly along the Hamburg/Orchard Park town line to the Lackawanna/Orchard Park town line, and proceeding easterly along the Lackawanna/Orchard Park town line to the West Seneca/Orchard Park town line, and proceeding easterly along the West Seneca/Orchard Park town line to the Elma/Orchard Park town line, and proceeding southerly along the Elma/Orchard Park town line to the Aurora/Orchard Park town line, and proceeding southerly along the Aurora/Orchard Park town line to the Boston/Colden town line, and proceeding southerly along the Boston/Colden town line to the Boston/Concord town line, and proceeding westerly along the Boston/Concord town line to the North Collins/Concord town line, and proceeding southerly along the North Collins/Concord town line to the Collins/Concord town line, and proceeding southerly along the Collins/Concord town line to the Erie County line, and proceeding westerly along the Erie County line to the point of beginning.

Section 2. Effective Date. This Local Law shall take effect upon filing with the New York State Secretary of State.

Section 3. Severability. If any clause, sentence, paragraph, subdivision, section or part of this law or the application thereof to any person, individual, corporation, firm, partnership, or business shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its specific application.

Sponsors:

April N.M. Baskin  
Timothy Meyers  
Howard Johnson  
Lisa Chimera  
Jeanne Vinal  
John Gilmour  
Kevin Hardwick

MR. MEYERS moved to approve Local Law No. 4 (Print #1) 2021. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Item 27 – MR. MEYERS moved to take Local Law No. 2 (Print #2) 2021 from the table. MR. JOHNSON seconded.

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

AYES: MR. GREENE, CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. NOES: MR. LORIGO, MR. MILLS and MR. TODARO. (AYES: 8; NOES: 3)

CARRIED.

MR. MEYERS moved to approve Local Law No. 2 (Print #2) 2021. MR. JOHNSON seconded.

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

AYES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. NOES: MR. GREENE, MR. LORIGO, MR. MILLS and MR. TODARO. (AYES: 7; NOES: 4)

CARRIED.

**COMMITTEE REPORTS**

Item 28 – MR. HARDWICK presented the following report, moved to separate item Number 2, and approve the balance of the report. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 210

December 9, 2021	COMMUNITY ENRICHMENT COMMITTEE REPORT NO. 7
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ALL MEMBERS PRESENT.

1. RESOLVED, the following item is hereby received, filed and printed:
  - a. COMM. 21E-6 (2021)  
COUNTY EXECUTIVE: “Appointments to EC Arts & Cultural Advisory Board”  
(Chair’s Ruling)

November 9, 2021

Erie County Legislature  
92 Franklin Street – 4<sup>th</sup> Floor  
Buffalo, NY 14202

Re: Appointments to Erie County Arts & Cultural Advisory Board

Dear Honorable Members:

Please be advised that, pursuant to Article 22, Section 2205 of the Erie County Charter, I hereby appoint the following individuals to the Erie County Arts & Cultural Advisory Board. Their terms shall expire December 31, 2024.

Connie Campanaro  
745 Parkside Avenue  
Buffalo, NY 14216  
Re-Appointment

Vilona Trachetenburg  
94 Brookpark Drive  
Amherst, NY 14228  
Re-Appointment

Gretchen Wylegala  
5282 Lake Shore Road  
Hamburg, NY 14075  
Re-Appointment

Anne Conable  
880 West Ferry Street  
Buffalo, NY 14209  
New Appointment

Grace Golando  
1 M&T Plaza, 8<sup>th</sup> Floor  
Buffalo, NY 14203  
New Appointment

Purnima Mohan  
450 North Rockingham Way  
Amherst, NY 14228  
New Appointment

Michael Noville  
2470 Bauer Road  
Eden, NY 14057  
New Appointment

Kathryn Franco  
269 Comstock Ave  
Buffalo, NY 14215  
New Appointment

Kelley Omel  
81 Halwill Drive  
Snyder, NY 14226  
New Appointment

Jason Daniels  
501 North Forest Road  
Williamsville, NY 14221  
New Appointment

Should you have any questions regarding these appointments please feel free to 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. 15M-1 (2021)  
BOTANICAL GARDENS: “Letter to Chair of Legislature Regarding Commitment to Diversity, Equity & Inclusivity”  
(Chair’s Ruling)
  - b. COMM. 16M-19 (2021)  
SUNY ERIE: “Letter in Response to Intro. 14-2 (2021)”  
(Chair’s Ruling)
  - c. COMM. 19M-2 (2021)  
BUFFALO TEACHERS FEDERATION: “Letter to Local Leadership Regarding Wages & Benefits of Non-Profit Organizations”  
(Chair’s Ruling)

3. COMM. 24E-7 (2021)  
COUNTY EXECUTIVE

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

(5-0)

**KEVIN R. HARDWICK  
CHAIR**

MR. HARDWICK withdrew his previous motion, moved to separate item Number 3, and approve the balance of the report. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

MR. HARDWICK moved to amend item Number 3. MR. GILMOUR seconded.s

CARRIED UNANIMOUSLY.

Delete item Number 3 in its entirety and replace with the following:

January 4, 2022 RESOLVED, that the Erie County Legislature does hereby confirm the reappointment of Kathleen Berens-Bucki to the Buffalo and Erie County Public Library Board of Directors for a term ending December 31, 2026.

MR. HARDWICK moved to approve item Number 3 as amended. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

Item 29 – MS. CHIMERA presented the following report, moved to separate item Number 5, and approve the balance of the report. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 211

December 9, 2021	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 13
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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. 16-2 (2021)

- TODARO, GREENE & MILLS: “Opposition to County-Wide Masking Mandate in Erie County Schools”  
(Chair’s Ruling)
- b. INTRO. 17-3 (2021)  
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”  
(Chair’s Ruling)
- c. INTRO. 19-2 (2021)  
LORIGO, GREENE, TODARO & MILLS: “Urging Pegula Sports & Entertainment and the EC Health Dept. to Provide an Opt-In Exemption of a Recent Negative COVID-19 Test to Allow Attendance at Highmark Stadium and KeyBank Center”  
(Chair’s Ruling)
- d. COMM. 20E-4 (2021)  
COMPTROLLER: “Letter to Legislature Regarding Whistleblower Information”  
(Chair’s Ruling)
- e. COMM. 20D-5 (2021)  
DEPARTMENT OF LAW: “Local Emergency Order Extensions”  
(Chair’s Ruling)
- f. COMM. 20M-1 (2021)  
LOCAL COMMUNITY HEALTH CENTERS: “Letters of Support for LL Intro. 3-1 (2021)”  
(Chair’s Ruling)
- g. COMM. 21D-2 (2021)  
COMMISSIONER OF SOCIAL SERVICES: “Child Protective Caseloads for 10/2021”  
(Chair’s Ruling)
- h. COMM. 21D-6 (2021)  
DEPARTMENT OF LAW: “Local Emergency Order Extensions”  
(Chair’s Ruling)
- i. COMM. 24D-1 (2021)  
DEPARTMENT OF LAW: “Local Emergency Order Extensions”  
(Chair’s Ruling)
- j. COMM. 24M-1 (2021)  
KRISTA HARRISON: “Letter Concerning State of Emergency in EC”  
(Chair’s Ruling)
2. COMM. 21E-17 (2021)  
COUNTY EXECUTIVE

RESOLVED, that the Erie County Legislature does hereby confirm the reappointments of the following individuals to the Division for Persons with Disabilities' Advisory Board for terms ending December 31, 2023.

Kristin Collins  
718 Jewett Holmwood Road  
East Aurora, NY 14052

Dennis Martinez  
165 Mariner Street  
Buffalo, NY 14201

Andrea Russell  
1985 Delaware Ave, APT 3G  
Buffalo, NY 14216

Patricia Wiseman  
181 Ellicott Street  
Buffalo, NY 14203

Hal Lewis  
12 N. Eaglecrest Drive  
Hamburg, NY 14075

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

3. COMM. 24E-8 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health has a responsibility to ensure the health and safety of its residents by its ability to respond to public health emergencies; and

WHEREAS, the Erie County Department of Health has the responsibility to provide COVID-19 vaccine administration and education to healthcare professionals; and

WHEREAS, the New York State Department of Health will provide funding to the Erie County Department of Health in the amount of \$1,718,259.77 for marketing materials, education materials, staffing, supplies and equipment to promote and increase COVID-19 vaccine administration; and

WHEREAS, 20% of the budget will be to promote and increase vaccine uptake in racial and ethnic minority groups and to increase accessibility for people with disabilities; and

WHEREAS, a portion of the funding will increase COVID-19 vaccine confidence strategies; and

WHEREAS, Community Network for Engagement & Transformation (CoNECT Inc.) has the staffing and experience to perform COVID-19 Vaccine outreach and education.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Department of Health is authorized to receive a grant award from the New York State Department of Health in the amount of \$1,718,259.77 to be budgeted as follows:

127VACCRESPONSE2124		
01/01/21 - 06/30/24		
<u>SAP</u>	<u>REVENUE</u>	<u>BUDGET</u>
409000	State Aid	<u>1,718,260</u>



	TOTAL	<u>1,718,260</u>
	<u>EXPENSES</u>	<u>BUDGET</u>
505000	Office Supplies	15,000
505400	Food and Kitchen Supplies	4,000
505800	Medical and Health Supplies	30,000
510200	Training and Education	20,000
516020	Prof Ser Cnt and Fees	1,601,760
516030	Maintenance Contracts	5,000
561410	Lab & Tech Equipment	17,500
530000	Other Expense	1,000
980000	ID DISS Services	<u>24,000</u>
	TOTAL	<u>1,718,260</u>

and be it further

RESOLVED, that the County Executive is authorized to extend the contract with Community Network for Engagement & Transformation (CoNECT Inc.) to perform COVID-19 vaccine outreach and education; and be it further

RESOLVED, that the Erie County Legislature does hereby waive the procedure provided for in section 26.08 of the Erie County Administrative Code to secure the services of Community Network for Engagement & Transformation (CoNECT Inc.) to perform COVID-19 Vaccine outreach and education; 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 the grantor award, provided there are no changes to authorized personnel levels; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the Erie County Executive, the Office of the Comptroller, the Division of Budget and Management, the County Attorney's Office, and to Dr. Gale Burstein, the Commissioner of Health.  
(6-0)

4. COMM. 24E-9 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health has responsibility to ensure the health and safety of its residents by its ability to respond to public health emergencies; and

WHEREAS, health education and awareness is a valuable way to educate Erie County residents and to protect the community; and

WHEREAS, providing fellows to perform outreach and education to our vulnerable population enhances Erie Counties ability to do such; and

WHEREAS, fellows would be able to directly assist with the local COVID-19 public health response and prevention campaigns and address the local health needs over the next two years; and

WHEREAS, the New York State Public Health Corps will provide the resumes for follow applicants to the Erie County Health Department; and

WHEREAS, that Coordinated Care Services Inc. (CCSI) has a long history with Erie County Mental Health Services and has provided services to other counties throughout New York State and is a sole source provider of state grant contract management.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Department of Health is authorized to receive a grant award from New York State to be budgeted as follows:

NYS Public Health Corps Fellowship Program  
127FELLOWSHIP2123  
09/01/21 - 07/31/23

<u>SAP</u>	<u>REVENUE</u>	<u>BUDGET</u>
409000	State Aid	12,350,184
	TOTAL	<u>12,350,184</u>

<u>SAP</u>	<u>EXPENSES</u>	<u>BUDGET</u>
516020	Prof Ser Cnt and Fees	12,350,184
	TOTAL	<u>12,350,184</u>

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into a sole source contract with Coordinated Care Services Inc. (CCSI) for hiring of the fellows; 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 the grantor award, provided there are no changes to authorized personnel levels; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this resolution to the Erie County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Personnel, the County Attorney's Office, and to Dr. Gale Burstein, the Commissioner of Health.

(6-0)

5. COMM. 24E-10 (2021)  
COUNTY EXECUTIVE

WHEREAS, the last position of Executive Assistant – Health moved to another position in early 2020; and

WHEREAS, a former Erie County employee, who has significant experience working in Erie County Government as well as educational qualifications, is willing to return to County service if paid at his former payroll step (Step 5).

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the establishment of a variable minimum, Job Group 15, Step 5 (annualized 2022 salary \$96,724) hiring level for the position of Executive Assistant - Health; and be it further

RESOLVED, that the Division of Budget and Management is hereby authorized to adjust the Adopted 2021 Budget of the Department of Health as necessary; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Personnel, the Division of Budget and Management, and the Department of Health.  
(4-2) Legislators Lorigo and Todaro voted in the negative.

6. COMM. 24E-13 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Social Services in collaboration with the Erie County Youth Bureau is responsible for the delivery of a comprehensive range of services for the residents of Erie County; and

WHEREAS, the Erie County Department of Social Services in collaboration with the Erie County Youth Bureau has been awarded \$205,000 by the New York State Office of Children and Family Services (OCFS) to provide extended hours of youth engagement activities to those of ages 14-24 at risk of being perpetrators and victims of gun violence in high gun violence neighborhoods and census tracts; and

WHEREAS, the Department of Social Services in collaboration with the Erie County Youth Bureau is requesting that the Erie County Legislature waive Erie County Administrative Code Section 26.08 to enter into contracts with various anti-violence agencies to provide extended hours of youth engagement activities; and

WHEREAS, the Department of Social Services requires legislative approval to accept the State funds and to amend the 2021 Adopted Budget; and

WHEREAS, no County funds will be necessary for Erie County to accept this state aid to serve individuals residing in Erie County; and

WHEREAS, Erie County Youth Bureau has a working relationship with CAO of WNY as a current contractor in providing services to at risk youth and has expertise community programming and drop in recreation programs for teens and young adults at three sites; and

WHEREAS, African Heritage Food Coop/Blegacy Farms has the staffing and expertise in community programming for youth; and

WHEREAS, Erie County Youth Bureau has a working relationship with Willie Hutch Jones Sports Clinic, Inc.as a current contractor in providing services to at risk youth and has expertise in youth sports and recreation; and

WHEREAS, Say Yes to Education can provide paid undergrad internships; and

WHEREAS, Erie County Youth Bureau has a working relationship with Girls Sports Foundation and they can offer drop in evening youth sports and recreation activities; and

WHEREAS, Police Athletic League (PAL) can provide Play Streets sports equipment and instruction in the community at several hot spots in the city; and

WHEREAS, Buffalo Arts Studio can provide community programming; and

WHEREAS, Urban Fruits and Vegetables and WNY STEM Hub can provide youth engagement activities and community programming; and

WHEREAS, WNY STEM Hub can provide community programming; and

WHEREAS, Buffalo Niagara Partnership, Buffalo Center for Arts and Technology, Northland Workforce, and Service Collaborative can provide youth employment opportunities; and

WHEREAS, FATHERS, MAD DADS, Most Valuable Parents of Buffalo, Stop the Violence Coalition, and TRY – Teaching & Restoring Youth can provide SNUG and anti-violence programs; and

WHEREAS, God’s Speed Track Team can provide youth sports and recreational programming.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to accept New York State funds to provide extended hours of youth engagement activities to those of ages 14-24 at risk of being perpetrators and victims of gun violence and authorizes the Division of Budget and Management to establish a grant as follows:

Erie County Youth Bureau  
Funds Center 12530

Revenue	Increase
Account 408000 - State Aid - Youth Programs	\$205,000

Appropriation	Increase
Account 517876 – Youth Development Programs	\$205,000

and be it further

RESOLVED, the County Executive can enter into contract with CAO of WNY, African Heritage Food Coop/Blegacy Farms, Buffalo Arts Studio, Urban Fruits and Veggies, and WNY STEM Hub to provide community programming; and be it further

RESOLVED, the County Executive can enter into contract with FATHERS, MAD DADS, Most Valuable Parents of Buffalo, Stop the Violence Coalition, and TRY – Teaching & Restoring Youth to provide leadership activities for youth currently engaged in gun violence; and be it further

RESOLVED, the County Executive can enter into contract with Buffalo Niagara Partnership, Buffalo Center for the Arts & Technology, Northland Workforce Training Center, and Service Collaborative + Youth Build to provide services to at risk youth and has expertise in career exploration; and be it further

RESOLVED, the County Executive can enter into contract with Say Yes to Education to provide paid undergrad internships; and be it further

RESOLVED, the County Executive can enter into contract with the God's Speed Track Team, Girls Sports Foundation, Buffalo PAL and Willie Hutch Jones Sport Clinic, Inc. to provide youth sports and recreational activities; and be it further

RESOLVED, that the Erie County Legislature does hereby waive the procedures provided for in Section 26.08 of the Erie County Administrative Code to secure the services of various anti-violence agencies throughout the targeted zip codes; 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 the award, provided there are no changes to county share amounts; and be it further

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

(6-0)

7. COMM. 24E-23 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Senior Services continually looks to educate the public and enhance services for older adults and caregivers in Erie County and for ways to fund such services; and

WHEREAS, The New York State Office for the Aging (NYSOFA) has awarded the Department \$21,875 of Disability Awareness grant funds for the period January 1, 2020 through December 31, 2022; and

WHEREAS, the Department will be a pilot Area Association on Aging (AAA) chosen by NYSOFA, to raise awareness in Erie County regarding people living with Intellectual/Developmental Disabilities (I/DD) and/or their caregivers; and

WHEREAS, no addition County funds are required to accept the grant, as it is 100% funded by the Grantor.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive be and is hereby authorized to enter into a contract with the New York State Office for the Aging (NYSOFA) to accept \$21,875 of Disability Awareness grant funds for the period of January 1, 2020 through December 31, 2022; and be it further

RESOLVED, the County Executive be and is hereby authorized to enter into contracts and amendments with NYSOFA to effectuate changes in funding level or Grant period; and be it further

RESOLVED, that the budget for the Disability Awareness (163Disaware2022) grant, be established as follows:

		<u>INITIAL BUDGET</u>
<b>REVENUES</b>		
Account	Description	
414000	Federal Aid	<u>\$ 21,875</u>
 <b>APPROPRIATIONS</b>		
Account	Description	
505000	Office Supplies	\$ 400
530000	Other Expenses	\$ 600
916390	ID Senior Srvs Grant	\$ 19,875
980000	ID DISS Services	<u>\$ 1,000</u>
	<b>TOTAL</b>	<u>\$ 21,875</u>

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust the budget as required to comply with the grantor approved funding levels; 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 of Senior Services.

(6-0)

8. COMM. 24E-28 (2021)

COUNTY EXECUTIVE

WHEREAS, as part of their efforts to support the ongoing “Live Well Erie WALKS!” series hosted by Erie County Division of Community Wellness, Wegmans Food Markets Inc. wishes to donate a \$100 gift card for the purchase of supplies, water and/or refreshments for walk participants; and

WHEREAS, the Erie County Department of Health seeks legislative authorization to accept the donation of the \$100 gift card as well as authorization to receive any future donations of \$100 or less from other entities, organizations or individuals, for the purpose of providing refreshments, water, and other necessary supplies for the ongoing “Live Well Erie WALKS!” series led by the Erie County Department of Health in Partnership with the Erie County Department of Senior Services.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Department of Health is authorized to receive \$100 from Wegmans Food Market Inc., and is authorized to receive any future donations of \$100 or less from other entities, organizations or individuals, for the purpose of providing refreshments, water, and other necessary supplies for the ongoing “Live Well Erie WALKS!” series led by the Erie County Department of Health in Partnership with the Erie County Department of Senior Services; and be it further

RESOLVED, that the Division of Budget and Management, and Department of Health are hereby authorized to accept and make any necessary budgetary adjustments for these and any future donated gift cards and funds; and be it further

RESOLVED, that future donated funds will be placed into the Erie County Department of Health’s Fund 110, Fund Center 1271215, Account Number 505400; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive, the Director of the Division of Budget and Management, the Office of the Comptroller, the County Attorney’s Office, and Dr. Gale Burstein, the Commissioner of Health.

(6-0)

9. COMM. 24E-32 (2021)

COUNTY EXECUTIVE

RESOLVED, that the Erie County Legislature does hereby confirm the appointment and reappointments of the following individuals to the Erie County Mental Hygiene Community Services Board for terms ending December 31, 2023.

Elizabeth Smith, BA, CASAC  
115 Anglecrest Lane  
West Seneca, NY 14224  
Re-Appointment

Max Donatelli, Jr.  
3264 Queens Lane  
Hamburg, NY 14075  
Re-Appointment

Erica Westphal  
9295 Sandrock Road  
Eden, NY 14057  
Re-Appointment

Daniel Antonius  
172 Saint James Place

Katie Coric  
2159 Fix Road

Buffalo, NY 14222  
Re-Appointment

Grand Island, NY 14072  
New Appointment

(6-0)

10. COMM. 24E-33 (2021)  
COUNTY EXECUTIVE AS AMENDED

WHEREAS, the Health Professional Opportunity Grant (HPOG) was a successful and longstanding federal pilot program administered by the Erie County Workforce Investment Board that helped train Erie County residents for in-demand healthcare jobs for 10 years; and

WHEREAS, Erie County has continued funding for the program via the 2021 RENEW plan after the HPOG program was not federally renewed in 2020; and

WHEREAS, Erie County hospitals, skilled nursing facilities, and other healthcare employers report a significant shortage of trained employees, contributing to hospital crowding and a lack of available beds; and

WHEREAS, additional funding can further expand the number of training slots available for the now-Erie County funded HPOG program.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature authorizes the Director of Budget and Management to make the following budgetary adjustments and necessary revenue adjustments:

Description	Fund	Fund Center	Account	Amount
WIB HPOG Program	110	1331010	518700	\$1,350,000
Medicaid MMIS	110	120	525000	(\$1,350,000)

and be it further

RESOVLED, that the Erie County Executive is hereby authorized to enter into contract with the Buffalo and Erie County Workforce Investment Board for the purposes of expanding the Erie County Healthcare Career program; and be it further

RESOLVED, that the Director of Budget and Management is authorized to make any technical adjustments necessary to facilitate this resolution; 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 the Commissioner of Personnel.

(6-0)

**LISA M. CHIMERA**



**CHAIR**

MS. CHIMERA moved to approve item Number 5. MR. GILMOUR seconded.

MR. LORIGO moved to return the item to committee for further consideration. MR. MILLS 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, MR. MEYERS and MS. VINAL. (AYES: 4; NOES: 7)

FAILED.

CHAIR BASKIN moved the previous question and directed that a roll-call vote be taken.

AYES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. NOES: MR. GREENE, MR. LORIGO, MR. MILLS and MR. TODARO. (AYES: 7; NOES: 4)

CARRIED.

Item 30 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 212

December 9, 2021	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 16
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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. 10-2 (2021)  
MILLS: “Support for Amendments to NYS Conservation Law Halting the Construction of New Wind Turbines on, or in, Freshwater Bodies of Water”  
(Chair’s Ruling)
  - b. COMM. 13M-2 (2021)  
CITIZENS CAMPAIGN FOR THE ENVIRONMENT: “Letter to Legislature Regarding Moratorium on Wind Turbines in the Great Lakes”

(Chair's Ruling)

- c. INTRO. 16-6 (2021)  
MILLS, LORIGO, GREENE & TODARO: "Support for a Full Cost-Benefit Analysis of the Technical & Economic Feasibility of Renewable Energy Systems in NY"  
(Chair's Ruling)
- d. COMM. 19E-8 (2021)  
COUNTY EXECUTIVE: "ECSD No. 6 - Engineering Term Contract Agreement - AECOM-3"  
(Chair's Ruling)
- e. COMM. 19E-9 (2021)  
COUNTY EXECUTIVE: "ECSD No. 6 - Engineering Term Contract Agreement - GP-1"  
(Chair's Ruling)
- f. COMM. 20D-4 (2021)  
COMMISSIONER, ENVIRONMENT & PLANNING: "Letter to Chair of Legislature Regarding Appointment to EC Agricultural & Farmland Protection Board"  
(Chair's Ruling)
- g. COMM. 20M-2 (2021)  
EC AGRICULTURAL & FARMLAND PROTECTION BOARD: "2021 AFPB Report"  
(Chair's Ruling)
- h. COMM. 21D-3 (2021)  
CLERK OF LEGISLATURE: "Public Hearing Minutes for ECSD Nos. 1-6 & 8 2021 Assessment Rolls"  
(Chair's Ruling)
- i. COMM. 21M-1 (2021)  
ECWA: "Minutes of Meeting Held on 10/28/2021"  
(Chair's Ruling)
- j. COMM. 21M-2 (2021)  
ASSOC. OF COUNTY GOVERNMENTS: "Certified Copy of Resolution Approved at Meeting Held on 10/28/2021"  
(Chair's Ruling)
- k. COMM. 24E-17 (2021)  
COUNTY EXECUTIVE: "ECSD No. 6 - Engineering Term Contract Agreement - Work Order: AECOM-4"  
(Chair's Ruling)
- l. COMM. 24E-18 (2021)  
COUNTY EXECUTIVE: "ECSD No. 6 - Engineering Term Contract Agreement - Work Order: GP-2"

(Chair's Ruling)

- m. COMM. 24E-20 (2021)  
COUNTY EXECUTIVE: "ECSD No. 3 - Engineer Term Contract Agreement"  
(Chair's Ruling)

- 2. COMM. 16E-21 (2021)  
COUNTY EXECUTIVE AS AMENDED  
WHEREAS, the Board of Managers for Erie County Sewer Districts Nos. 1, 2, 3, 4, 5, 6 and 8 have a system of Sewer District User Charges or Fees; and

WHEREAS, as has been done in past years, the Boards have requested and are desirous of collecting said User Charges or Fees in 2022 for properties in the same manner and fashion as the regular sewer district levies.

NOW, THEREFORE, BE IT

RESOLVED, that the Director of Real Property Tax Services is hereby authorized and directed to spread said 2022 Sewer District User Charges or Fees against properties serviced by Erie County Sewer District Nos. 1, 2, 3, 4, 5, 6 & 8 as provided by law; and be it further

RESOLVED, that the following amounts be collected:

Sewer District No. 1	\$ 5,280,769.91
Sewer District No. 2	\$ 3,652,532.69
Sewer District No. 3	\$ 9,764,709.34
Sewer District No. 4	\$ 5,033,103.47
Sewer District No. 5	\$ 928,729.10
Sewer District No. 6	\$ 2,226,351.40
Sewer District No. 8	\$ 931,954.00

and be it further

RESOLVED, that the Clerk of the Legislature be authorized and directed to send a certified copy of this resolution to the County Executive, the Erie County Comptroller, the Director of Real Property Tax Services, the Director of Budget and Management, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.

(6-0)

- 3. COMM. 21E-8 (2021)  
COUNTY EXECUTIVE  
WHEREAS, the Erie County Department of Environment and Planning (DEP) has played a crucial role in water quality issues throughout the region for decades and continues to administer many initiatives that protect and preserve our natural water resources; and

WHEREAS, DEP is committed to coordinate, oversee, and support work towards the delisting of the Buffalo River as a Great Lakes Area of Concern; and

WHEREAS, the United States Environmental Protection Agency (USEPA) Great Lakes Restoration Initiative (GLRI) provides grant assistance to municipalities to implement projects to improve the quality of the Great Lakes; and

WHEREAS, the USEPA-GLRI awarded Erie County an \$831,000.00 grant (SAP Grant 162BRRPMPH21516) to complete the USEPA-GLRI Buffalo River Habitat Restoration –Erie County: NFTA-61 Smith Street project; and

WHEREAS, a no-cost extension through June 30, 2022 is necessary to complete the project workplan; and

WHEREAS, it is necessary to revise the existing budget in accordance with the current work plan and contractual requirements of the granting agency.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive or Deputy County Executive is hereby authorized to execute the necessary agreements to extend the USEPA-GLRI Buffalo River Habitat Restoration –Erie County: NFTA-61 Smith Street contract for six months (January 1, 2022 - June 30, 2022); and be it further

RESOLVED, that the grant budget for the Buffalo River AOC Habitat Restoration – Erie County-NFTA 61 Smith Street Project is hereby revised in the DEP, Business Area 162, Fund 281 as follows:

Buffalo River AOC Habitat Restoration – Erie County-NFTA 61 Smith Street Project  
SAP Grant #162BRRPMPH21516

REVENUE:

<u>Account</u>	<u>Description</u>	<u>Budget</u>
409000	Federal Aid Revenue	(\$831,000)
TOTAL REVENUE		(\$831,000)

APPROPRIATIONS:

<u>Account</u>	<u>Description</u>	<u>Budget</u>	<u>Revision</u>	<u>Revised Budget</u>
500000	Full Time – Salaries	\$ 110,080	\$3,250	\$113,330
502000	Fringe Benefits	\$ 64,920	\$1,750	\$ 66,670
506200	Maintenance & Repair	\$ 5,000	\$ 0	\$ 5,000
516020	Professional Services	\$ 651,000	(\$5,000)	\$646,000
TOTAL APPROPRIATIONS		\$831,000		\$831,000

and be it further

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

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the County Attorney; the County Comptroller; Daniel R. Castle, Commissioner of Environment and Planning; and Bonnie L. Lawrence, Deputy Commissioner of Environment and Planning.  
(6-0)

4. COMM. 21E-9 (2021)  
COUNTY EXECUTIVE

WHEREAS, the County of Erie issued a Request for Proposals to retain an engineering firm to perform professional services associated with air permit assistance at the Southtowns Advanced Wastewater Treatment Facility in Erie County Sewer District No. 3; and

WHEREAS, a review committee evaluated the response to the Request for Proposals using a consistent scoring matrix; and

WHEREAS, the proposal review committee recommends Ramboll Americas Engineering Solutions, Inc. (Ramboll) complete the requested consulting services.

NOW, THEREFORE, BE IT

RESOLVED, that Ramboll be retained to perform professional services associated with air permit assistance for Erie County Sewer District No. 3 over a 3-Year Term; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute an Agreement with Ramboll, 400 Andrews Street, Suite 710, Rochester, New York 14604 in an amount not to exceed \$300,000.00, subject to approval as to content by the Commissioner of the Department of Environment and Planning, and approval as to form by the County Attorney's Office; and be it further

RESOLVED, that individual work orders may be funded from any Erie County Sewer District No. 3 Sewer Capital Project in Fund 430, the Sewer Operating Fund 220 (Business Area 183, Account 516020 (Professional Service Contracts)), and/or Capital Project No. C.21150 (American Rescue Plan funds) as determined by the Deputy Commissioner of the Division of Sewerage Management; and be it further

RESOLVED, that no individual work order assignment issued under this agreement be greater than \$75,000.00; and be it further

RESOLVED, that the Division of Sewerage Management shall notify the Legislature when a work order is assigned under this resolution; and be it further

RESOLVED, that when a Capital Project is selected as the funding source for a work order assignment, the Division of Sewerage Management shall include in its notice to the Legislature that

the County Comptroller has reviewed and certified the availability of sufficient capital appropriations to fund the work order assignment; 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, Second Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment & Planning.  
(6-0)

5. COMM. 21E-10 (2021)  
COUNTY EXECUTIVE AS AMENDED

RESOLVED, that the Erie County Legislature does hereby confirm the appointments and reappointments of the individuals listed below to the Erie County Sewer District Board of Managers for terms ending December 31, 2023.

District 1:

Hon. Diane Benczkowski  
3301 Broadway  
Cheektowaga, NY 14227  
Re-Appointment

Hon. Gary Dickson  
1250 Union Road  
West Seneca, NY 14224  
Re-Appointment

Patrick Bowen  
275 Alexander Avenue  
Cheektowaga, NY 14211  
Re-Appointment

Mutasem Salah, P.E.  
95 Franklin Street, Rood 1034  
Buffalo, NY 14202  
Re-Appointment

District 2:

Anna Knack  
2505 W. Church St  
Eden, NY 14057  
Re-Appointment

Hon. Vincent George  
10543 Main St, P.O. Box 459  
North Collins, NY 14111  
Re-Appointment

Hon. Mary Hosler  
8787 Erie Road  
Angola, NY 14006  
Re-Appointment

Angela Horton, P.E.  
95 Franklin St-Room 1034  
Buffalo, NY 14202  
Re-Appointment

District 3:

David Kaczor  
23 Silent Meadow  
Orchard Park, NY 14127  
Re-Appointment

David Rood  
59 North Lincoln  
Orchard Park, NY 14127  
Re-Appointment

Michael Kasprzyk  
47 Pearl Street  
Holland, NY 14080  
Re-Appointment

Hon. Melissa Hartman

Hon. Jason Keding

Jason Cozza

2795 East Church Street  
Eden, NY 14057  
Re-Appointment

8500 Boston State Road  
Boston, NY 14025  
Re-Appointment

100 Main Street  
Hamburg, NY 14075  
Re-Appointment

Emery Wittmeyer  
4415 South Buffalo Street  
Orchard Park, NY 14127  
Re-Appointment

David Millar, P.E.  
95 Franklin Street, Room 1034  
Buffalo, NY 14202  
Re-Appointment

District 4:

Hon. David Mazur  
21 Central Avenue  
Lancaster, NY 14086  
New Appointment

Hon. Kevin Peterson  
85 Manitou Street  
Depew, NY 14043  
Re-Appointment

Edward Schiller, P.E.  
37 Central Avenue  
Lancaster, NY 14086  
Re-Appointment

William Cansdale  
5200 Broadway  
Lancaster, NY 14086  
Re-Appointment

Nadine Wetzel, P.E.  
95 Franklin Street, Room 1034  
Buffalo, NY 14202  
Re-Appointment

District 5:

Timothy Lavocat, P.E.  
6221 Goodrich Road  
Clarence Center, NY 14032  
Re-Appointment

Brian Armstrong  
1100 N. Forest Road  
Williamsville, NY 14221  
Re-Appointment

Jeffrey Burroughs  
1100 N. Forest Road  
Williamsville, NY 14221  
Re-Appointment

Jonathan Bleuer  
One Town Place  
Clarence, NY 14031  
Re-Appointment

Kevin Zynda, P.E.  
95 Franklin Street, Room 1034  
Buffalo, NY 14202  
Re-Appointment

District 6:

James Balcarczyk  
59 Michelle Drive  
Lackawanna, NY 14218  
Re-Appointment

Mark Kuwik  
135 Odell Street  
Lackawanna, NY 14218  
Re-Appointment

Garry Pecak, P.E.  
95 Franklin St., Room 1034  
Buffalo, NY 14202  
Re-Appointment

District 8:

Mr. Joseph McCann  
11 Glenridge Road  
East Aurora, NY 14052  
New Appointment

Matthew Hoeh  
571 Main Street  
East Aurora, NY 14052  
Re-Appointment

Bryan Smith  
27 Aurora Mills Drive  
East Aurora, NY 14052  
Re-Appointment

Cathryn Thomas  
571 Main Street  
East Aurora, NY 14052  
Re-Appointment  
(6-0)

Mary Plesh, P.E.  
95 Franklin Street-Room 1034  
Buffalo, NY 14202  
Re-Appointment

6. COMM. 24E-12 (2021)  
COUNTY EXECUTIVE  
WHEREAS, climate change increasingly poses a threat to life and property in Erie County;  
and

WHEREAS, Erie County Department of Environment and Planning (DEP) was authorized to contract with the New York State Energy Research and Development Authority to conduct the Erie County Low-Income Project for Sustainable Energy (ECLIPSE) in 2018 by Comm. 3E-9 (SAP Grant Account 162ECLIPSE1922); and

WHEREAS, ECLIPSE is planning the development of a program to improve access to renewable energy and reduce energy cost burden for low- and moderate-income residents; and

WHEREAS, the County is conducting an equity-focused Community Climate Action Plan (CCAP) to identify and prioritize actions to protect Erie County from the impacts of climate change and to reduce greenhouse gas emissions to mitigate climate change; and

WHEREAS, it is important that the community is engaged and has a voice in the ECLIPSE and CCAP projects so that resulting County climate action programs and actions best reflect the needs of the community; and

WHEREAS, the County of Erie issued a Request for Proposals to retain a contractor to provide graphics, outreach, and marketing professional services associated with the Community Climate Action Plan and ECLIPSE projects; and

WHEREAS, a review committee evaluated the response to the Request for Proposals using a consistent scoring matrix; and

WHEREAS, the proposal review committee recommends The Buffalo News complete the requested consulting services.

NOW, THEREFORE, BE IT

RESOLVED, that The Buffalo News be retained to perform professional services over a 3-Year term; and be it further

RESOLVED, that the County Executive or Deputy County Executive is hereby authorized to enter into an agreement with The Buffalo News for an amount not to exceed \$125,000.00 subject to approval as to content by the Commissioner of the Department of Environment and Planning and approval as to form by the County Attorney's Office; and be it further



RESOLVED, that one individual work order may be funded from the DEP Paris/Climate Action budget, Account (110), G/L #51310, for up to \$55,000.00; and be it further

RESOLVED, that additional individual work orders may be funded from grant account SAP #162ECLIPSE1922 for up to \$70,000.00 each; and be it further

RESOLVED, that the Department of Environment and Planning shall notify the Legislature when a work order is assigned under this resolution; and be it further

RESOLVED, that certified copies of this resolution shall be furnished to the Office of the County Executive; the Director of the Division of Budget and Management; the Office of the County Attorney; the Office of the County Comptroller; Daniel Castle, Commissioner of Environment and Planning, and Bonnie Lawrence, Deputy Commissioner of Environment and Planning.  
(6-0)

7. COMM. 24E-16 (2021)  
COUNTY EXECUTIVE

WHEREAS, the 2021 Assessment Rolls for Erie County Sewer District Nos. 1-6 and 8 describing each lot or parcel of land have been prepared by the Division of Sewerage Management; and

WHEREAS, the Division of Sewerage Management has also assessed the estimate of expenditures and proportioned them to the lots and parcels of land as nearly as may be to the benefit which each lot or parcel will derive therefrom; and

WHEREAS, the Clerk of the Legislature had a Notice of Public Hearing published in the official County newspapers prior to the date of the Public Hearing which informed the public that the Assessment Rolls would be open for public inspection; and

WHEREAS, said Public Hearing was held in the Chamber of the Erie County Legislature, 92 Franklin Street, 4th Floor, Buffalo, New York, at 4:00 p.m., local time on November 4, 2021 and that all persons desiring to be heard were duly heard and that all objections have been heard and considered; and

WHEREAS, said Assessment Rolls, estimate of expenditures, and Public Hearing were carried out in accordance with Article 5A, Sections 270 and 271 of County Law.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby affirm and adopt the 2021 Assessment Rolls 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 send a certified copy of this resolution to the County Executive, the County Comptroller, the Director of Budget and Management, Kristen Walder, Second Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment & Planning.

(6-0)

8. COMM. 24E-21 (2021)  
COUNTY EXECUTIVE

WHEREAS, pursuant to Legislative Comm. 8E-23 (2021), Contract No. 56 was awarded to Concrete Applied Technologies Corp. dba CATCO to construct the Borden Road Forcemain Test Pit and Spot Repair 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 has recommended the acceptance of Contract No. 56, in the final contract amount of \$132,291.63 which includes Change Order No. 1 (final), a decrease of (\$26,208.37) and recommends approval for final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract No. 56 between the County of Erie and Concrete Applied Technologies Corp. dba CATCO (1266 Townline Road, Alden, NY 14004) is accepted in the final contract amount of \$132,291.63 which includes Change Order No. 1 (final), a decrease of (\$26,208.37) 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 No. 56, to Concrete Applied Technologies Corp. dba CATCO for a total contract amount of \$132,291.63; 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, Second Assistant County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.

(6-0)

9. COMM. 24E-22 (2021)  
COUNTY EXECUTIVE

WHEREAS, a Low-Income Household Water Assistance Program (LIHWAP) was established through the Federal Consolidated Appropriations Act of 2021 and the American Rescue Plan Act of 2021; and

WHEREAS, the purpose of the LIHWAP is to assist households that pay a high proportion of their income for drinking water and wastewater services; and

WHEREAS, within New York the State Office of Temporary and Disability Assistance (NYSOTDA) is administering the LIHWAP; and

WHEREAS, a signed vendor agreement with the NYSOTDA and completed forms are required in order for the Erie County Sewer Districts to participate in and receive LIHWAP payments.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or his/her designee be authorized to execute a vendor agreement with NYSOTDA for the LIHWAP; and be it further

RESOLVED, that the Deputy Commissioner in the Division of Sewerage Management or his/her designee be authorized to be listed as the primary contact for the LIHWAP; and be it further

RESOLVED, that the Clerk of the Legislature be authorized and directed to send a certified copy of this resolution to the County Executive, the Erie County Comptroller, the Director of Budget and Management, the Director of Real Property Tax Services, Kristen Walder, Second County Attorney, and Joseph Fiegl, P.E., Deputy Commissioner, Department of Environment and Planning.  
(6-0)

**TIMOTHY J. MEYERS  
CHAIR**

Item 31 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 213

December 9, 2021	PUBLIC SAFETY COMMITTEE REPORT NO. 13
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received, filed and printed:
  - a. COMM. 24E-31 (2021)  
COUNTY EXECUTIVE: “Appointments to Fire Advisory Board”  
(Chair’s Ruling)

November 26<sup>th</sup>, 2021

Erie County Legislature  
92 Franklin Street – 4<sup>th</sup> Floor  
Buffalo, NY 14202

Re: Appointments to Fire Advisory Board

Dear Honorable Members:

Pursuant to the powers vested in me by Section 1403 of the Erie County Charter, I hereby appoint the following persons to the Fire Advisory Board for a term ending December 31, 2023.

James Gajewski  
66 Woodell Ave  
Cheektowaga, NY 14211  
Re-Appointment

Timothy Gibbons  
7923 East Quaker Road  
Orchard Park, NY 14127  
Re-Appointment

Paul Gorczyca  
4566 Freeman Road  
Orchard Park, NY 14127  
Re-Appointment

Scott Kuhlmeier  
4 Fox Trace  
Lancaster, NY 14086  
Re-Appointment

Scott Plecha  
46 Dupont Avenue  
Tonawanda, NY 14150  
Re-Appointment

Robert Rackl  
11 Fradine Drive  
Cheektowaga, NY 14227  
Re-Appointment

Peter Splisbury, Jr.  
126 Tudor Blvd  
West Seneca, NY 14220  
Re-Appointment

Garrett Wynng  
83 Nagel Drive  
Cheektowaga, NY 14225  
Re-Appointment

Ronald Endle  
81 Bernice Drive  
Cheektowaga, NY 14225  
New Appointment

Kevin Jewett  
4950 Daisy Lane  
Blasdell, NY 14219  
New Appointment

Should you have any questions regarding these appointments please feel free to 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. 16M-2 (2021)  
ECCSAB: "Request to Public Safety Committee for Study on Blind Spots in ECHC & Correctional Facility"  
(Chair's Ruling)
  - b. COMM. 17E-1 (2021)  
BASKIN: "Appointment to the ECCSAB"  
(Chair's Ruling)
  - c. COMM. 18M-4 (2021)  
ECCSAB: "Letter Regarding Investigation Conducted by the ECCSAB"

(Chair's Ruling)

d. COMM. 19M-6 (2021)  
ECCSAB: "Recommendation of Medically Assisted Treatment Program in EC Jails"  
(Chair's Ruling)

e. COMM. 20E-13 (2021)  
TODARO: "Letter to Superintendent of Jail Management Requesting Proposal to Install Additional Security Cameras at the ECHC"  
(Chair's Ruling)

3. COMM. 21E-14 (2021)  
SHERIFF

WHEREAS, the current lease for the Evans Airways' airfield and hangar for the Erie County Sheriff's Office helicopter (Air-1) will expire on December 31, 2021; and

WHEREAS, Air-1 uses this airfield and hangar to launch all regional aviation missions from and has proven to be accessible and proves to be a preferred geographically location; and

WHEREAS, the current airfield and hangar inventory in Erie County does not provide the Sheriff's Office or the County of Erie to same accommodations and benefits as the Evans Airways' airport with its secure ingress and egress, and sole occupancy; and

WHEREAS, being the sole operator at the Evans Airways' airfield eliminates any delay caused by ground or air traffic; and

WHEREAS, the terms of the lease do not extend beyond the life expectancy of Air-1; and

WHEREAS, the terms of the new agreements are January 1, 2022, through December 31, 2023, with an option for two separate extensions, which are 2-years each; and

WHEREAS, payment for this agreement will come from account 516020 and will not impact the 2022 budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does authorize the County Executive and the Sheriff to enter into a contract with Walter James Milligan Trust, 4751 Southwestern Boulevard, Hamburg, New York 14075, for the exclusive rights to Evans Airways' airport located at 7941 Versailles Plank Road, Angola, New York 14006; and be it further

RESOLVED, that the terms of the contract commence on January 1, 2022, and conclude on December 3, 2023; and be it further

RESOLVED, there are two separate extensions, that are 2-year each, where both parties agree the contract can be terminated with a 30-day written notice; 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 shall be forwarded to the County Executive's Office, the County Attorney, the Division of Budget and Management, the Division of Purchasing, the Office of the Comptroller, and the Office of the Sheriff for implementation.  
(6-0)

4. COMM. 21E-16 (2021)  
COUNTY EXECUTIVE

RESOLVED, that the Erie County Legislature does hereby confirm the appointment of Dixie Farr and William Crowe to the Erie County Conditional Release Commission for a term ending December 31, 2025.  
(6-0)

5. COMM. 24E-25 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Department of Homeland Security & Emergency Services, through NYS Department of Homeland Security and Emergency Services, has agreed to provide funding in federal assistance to continue the implementation of programs to enhance the ability of the Buffalo, Erie, Niagara Region to manage emergency and disaster situations; and

WHEREAS, Specialized Professional Services Inc. is a company that can provide this refresher Tank Car training; and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into a contract with Specialized Professional Services Inc. in the amount of \$5,172.00; and

WHEREAS, funding is available in the FY 19 Hazardous Materials Emergency Preparedness Grant to cover the costs incurred for this training; and

WHEREAS, this grant is a matching grant and Erie County Department of Emergency Services will utilize in kind services to meet the match requirement; and

WHEREAS, the contract will be managed by the Erie County Department of Homeland Security & Emergency Services.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into contract with Specialized Professional Services Inc. to conduct a refresher Tank Car training; and be it further

RESOLVED, the contract will not exceed \$5,172.00 from available funds accepted in COMM 22E-21 (2019) in Fund 110, Account 516020 – Professional Service Contracts and Fees; 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 Lauren Panaro, the County Comptroller, and the County Attorney.

(6-0)

6. COMM. 24E-26 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Homeland Security & Emergency Services is responsible for providing public safety through comprehensive emergency management planning, preparedness, training, response and coordination of emergency services resources in Erie County during actual or potential disaster events; and

WHEREAS, the US Department of Homeland Security, Federal Emergency Management Agency with administration of the funds through the New York State Division of Homeland Security & Emergency Services has agreed to provide funding in the amount of \$1,734,163.00 to continue the implementation of a program to enhance the ability of Erie County to manage emergency and disaster situations; and

WHEREAS, the Erie County Department of Homeland Security & Emergency Services will be the fiduciary agency for the City of Buffalo's award of \$363,699.00 in State Homeland Security Program Grant funds; and

WHEREAS, the Erie County Department of Homeland Security & Emergency Services and the City of Buffalo will meet the identified five (5) National Priority Areas: Cyber Security, Protection of Soft Targets/Crowded Places, Intelligence and Information Sharing, Addressing Emerging Threats and Combating Domestic Violence Extremism; and

WHEREAS, the Erie County Department of Homeland Security & Emergency Services will work with the Erie County Sheriff's Office, Erie County Central Police Services and the Erie County Health Department to fulfill the identified five (5) National Priority Areas; and

WHEREAS, the Erie County Department of Homeland Security & Emergency Services requires legislative approval to accept the funds and to establish a grant budget in Fund 281; and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into contact and accept \$1,734,163.00 in federal resources to provide funding for personnel and the purchase of necessary equipment 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 and accept funds in the amount of \$1,734,163.00 from the US Department of Homeland Security, Federal Emergency Management Agency with administration of the funds through the New York State Division of Homeland Security & Emergency Services for the Erie County Department of Homeland Security & Emergency Services; and be it further

RESOLVED, that authorization is hereby provided to transfer currently budgeted positions with existing Erie County Department of Homeland Security & Emergency Services grants to SHSP FY 2021 as required to maintain public safety services to Erie County residents; and be it further

RESOLVED, that the Erie County Department of Homeland Security & Emergency Services will be the fiduciary agency for the City of Buffalo's \$363,699.00 in State Homeland Security Program Grant funds; and be it further

RESOLVED, that the Erie County Department of Homeland Security & Emergency Services will meet the required percentages identified in the grant guidance of the five (5) National Priority Areas: Cyber Security, Protection of Soft Targets/Crowded Places, Intelligence and Information Sharing, Addressing Emerging Threats and Combating Domestic Violence Extremism by working with the Erie County Sheriff's Office, Erie County Central Police Services and the Erie County Health Department; 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 and Management to establish funding in the Grant Fund 281, as follows:

Erie County Department of Homeland Security & Emergency Services  
Grant Fund 281, Fund Center 1670030  
September 1, 2021 – August 31, 2024  
HS167SHSP2124

<u>Revenue</u>	<u>Increase</u>	
Account 414000 - Federal Revenue		\$ <u>1,734,163.00</u>
<u>Appropriation Increase</u>		
Account 500000 – Full Time – Salaries		\$ 414,345.00
Account 500010 – Part Time – Wages		\$ 30,385.00
Account 501000 – Overtime		\$ 1,031.00
Account 502000 – Fringe Benefits		\$ 308,954.00
Account 505200 – Clothing Supplies		\$ 12,202.00
Account 505800 – Medical & Health Supplies		\$ 6,000.00
Account 510100 – Out of Area Travel		\$ 10,500.00
Account 510200 – Training& Education		\$ 18,500.00
Account 515000 – Utilities		\$ 104,000.00
Account 516010 – Contractual		\$ 363,699.00
Account 516020 – Professional Services Contracts		\$ 41,538.00
Account 516030 – Maintenance Contracts		\$ 428,822.00
Account 561410 – Lab & Technical Equipment		\$ 104,500.00
Account 916790– ID Emergency Services		\$ <u>(110,313.00)</u>
		\$ <u>1,734,163.00</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 the grantor award, 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, the Division of Budget and Management, the Department of Personnel, the Department of Homeland Security & Emergency Services, the County Comptroller, and the County Attorney.

(6-0)

7. COMM. 24E-27 (2021)  
COUNTY EXECUTIVE

WHEREAS, Restoration Society currently has a contract with the Department of Social Services to operate a Code Blue shelter; and

WHEREAS, The City of Buffalo has \$1.3 million available through Emergency Shelter Grant funds that can be used for operating expenses of this emergency pop-up shelter for days the temperature exceeds 32 degrees, and 80% of those funds need to be spent by March 2022; and

WHEREAS, the chronically homeless are familiar with this location at Holy Cross 412 Niagara Street as a Code Blue/211 site; and

WHEREAS, when temperatures are above 32 degrees the shelter would historically not open; and

WHEREAS, utilizing a pop-up low barrier shelter gets homeless individuals off the street and eliminates the need to present at the Department of Social Services for screening, assessment, and placement; and

WHEREAS, Funds from Erie County will support the shelter when temperatures are above 32 degrees and will allow for continuity of services; and

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Social Services and/or the County Executive are hereby authorized to enter into contract with Restoration Society to provide an emergency Pop-Up Shelter when temperatures are above 32 Degrees; and be it further

RESOLVED, the Erie County Legislature authorizes the Division of Budget and Management to utilize excess revenue in the Countywide State Aid-Revenue Offset line as the funding source for this potential new cost for an amount not to exceed \$ 225,000; 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 in legislation and the extent of the need as long as net county share does not exceed \$ 225,000; and be it further

RESOLVED, that certified copies of this resolution be furnished to the Erie County Executive, the Commissioner of Social Services, the Erie County Comptroller, the Director of Budget and Management, and the District Attorney.

(6-0)

8. COMM. 24E-29 (2021)  
SHERIFF

WHEREAS, The Erie County Sheriff's Office operates one of the largest K9 units outside of New York City and the State Police, and among this unit are five certified explosives detection canines; and

WHEREAS, these five K9s respond to numerous calls throughout Erie County and the Western New York region. The Sheriff's Office explosives detection K9s are called upon to search public buildings, sporting venues, and suspicious packages; and

WHEREAS, the K9 teams responded to 287 calls in 2019, 237 calls in 2020, and as of November 21, 2021, the teams responded to 282 calls; and

WHEREAS, the Sheriff's K9 unit is also operating with one fewer explosives detection K9 since the retirement of an explosives detection K9 in early 2021; and

WHEREAS, with the increase in calls for service, the Sheriff's Office seeks to utilize seized asset funds to acquire an additional explosives detection K9 to provide better response to calls for service and reduce the workloads on the current K9 teams; and

WHEREAS, the increase in calls for service has resulted in increased overtime and adverse health effects to the work dogs; and

WHEREAS, the additional explosive detection canine team will provide better coverage for Erie County and reduce work-related injuries for the dogs and handlers; and

WHEREAS, there will be no effect to the 2022 budget or to the taxpayers of Erie County because the \$12,000.00 needed for the work dogs will be transferred from the Asset Forfeiture Trust; and

WHEREAS, as of November 30, 2021, the Sheriff's Asset Forfeiture Trust Account balance is \$231,268.00.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the Erie County Sheriff's Office and Division of Budget and Management to transfer \$12,000.00 from the Asset Forfeiture Trust Account to Account #53000 (Other Expenses):

ERIE COUNTY SHERIFF'S OFFICE

Sheriff – SAFS Funded Program

<u>REVENUE</u>	<u>DECREASE</u>	
421550	Forfeiture Crime Proceeds	<u>\$12,000.00</u>
<u>APPROPRIATION</u>	<u>INCREASE</u>	
530000	Other Expenses	\$12,000.00
	Total Revenue	<u>\$12,000.00</u>

and be it further

RESOLVED, the designated Asset Forfeiture Trust Account fund expenditure meets the criteria established by the U.S. Department of Justice for the use of equitable shared funds; and be it further

RESOLVED, the Division of Budget and Management is authorized to make any technical adjustments necessary to effectuate the two transfers 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 of the approved resolution are sent to the County Executive, the County Attorney, the Division of Budget and Management, the Division of Purchasing, the Erie County Comptroller's Office, and the Chief of Administration of the Sheriff's Office for implementation.

(6-0)

9. COMM. 24E-30 (2021)  
SHERIFF

WHEREAS, the Sheriff of Erie County is mandated to appoint an Undersheriff; and

WHEREAS, the current position is a Step D with annual wages equally \$140,198.00; and

WHEREAS, the Sheriff's Office is requesting to adjust the wage to Job Group 17 Step 5 with annual wages of \$128,247.00; and

WHEREAS, the variable minimum change would take effect on January 1, 2022; and

WHEREAS, this requested change will save \$11,951.00 in the 2022 Budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the change of the Undersheriff's wages to a Job Group 17, Step 5 with annual wages of \$128,247.00; and be it further

RESOLVED, that the change takes effect on January 1, 2022; and be it further

RESOLVED, that the Division of Budget and Management is hereby authorized to make any necessary changes to the Sheriff's 2022 budget; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive's Office, the Department of Personnel, the Division of Budget and Management, and the Erie County Sheriff's Office.

(6-0)

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

Item 32 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 214

December 9, 2021	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 14
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR JOHNSON.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 6E-6 (2021)  
HARDWICK: "Letter to Comptroller Concerning Potential County Revenue from NYS Unclaimed Funds"  
(Chair's Ruling)
  - b. COMM. 20E-12 (2021)  
COMPTROLLER: "Interim Financial Report for Third Quarter of 2021"  
(Chair's Ruling)
  - c. COMM. 20D-3 (2021)  
DEPARTMENT OF LAW: "Letter to DA Concerning Inappropriate Vendor Payments"  
(Chair's Ruling)
  - d. COMM. 20M-3 (2021)  
ASSIGNED COUNSEL PROGRAM: "Quarterly Report for the Third Quarter of 2021"  
(Chair's Ruling)
  - e. COMM. 20M-5 (2021)  
BUFFALO PLACE, INC.: "2022 Budget & Recommendations for Mall District Special Charges in 2022"

(Chair's Ruling)

- f. COMM. 21E-18 (2021)  
BASKIN: "Public Notice Concerning LL Intro. 4-1 (2021)"  
(Chair's Ruling)
- g. COMM. 21D-1 (2021)  
DEPUTY COMPTROLLER: "Law Department Spending - 09/2021"  
(Chair's Ruling)
- h. COMM. 21D-4 (2021)  
DIRECTOR OF BUDGET & MANAGEMENT: "Budget Monitoring Report for Period  
Ending 09/2021"  
(Chair's Ruling)
- i. COMM. 21D-5 (2021)  
COMPTROLLER'S OFFICE: "Report on Managerial Confidential Overtime for Third  
Quarter, 2021"  
(Chair's Ruling)
- j. COMM. 21D-8 (2021)  
CLERK OF LEGISLATURE: "Notice of Public Hearing on LL Intro. 4-1 (2021)"  
(Chair's Ruling)
- k. COMM. 24E-4 (2021)  
COMPTROLLER: "Sales Tax Receipt for 09/2021"  
(Chair's Ruling)

**TIMOTHY J. MEYERS**  
**CHAIR**

Item 33 – MR. JOHNSON presented the following report, moved to separate items Number 7 and Number 8, and approve the balance of the report. MR. MEYERS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 215

December 9, 2021	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 18
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ALL MEMBERS PRESENT  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

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

- a. COMM. 24E-5 (2021)  
LORIGO: “Minority Caucus Appointment to the Visit Buffalo Niagara Board of Directors”  
(Chair’s Ruling)

November 18, 2021

Hon. Robert M. Graber  
Clerk of the Erie County Legislature  
Legislative Chambers  
92 Franklin Street – 4<sup>th</sup> Floor  
Buffalo, New York 14202

RE: Minority Caucus Appointment to the Visit Buffalo Niagara Board of Directors

Dear Mr. Graber:

Pursuant to the bylaws of Visit Buffalo Niagara, the Erie County Legislature’s Minority Caucus shall designate one individual to serve on their Board of Directors.

Our Caucus’ designated position on the Board of Directors is currently vacant. Please receive, file and print the attached petition, signed by the entire Minority Caucus formally appointing Mr. William Paladino as our designee on the Visit Buffalo Niagara Board of Directors.

Please forward a certified copy of the petition to the President and CEO of Visit Buffalo Niagara. Thank you for your attention to this matter.

Sincerely,

JOSEPH C. LORIGO  
Minority Leader  
Legislator, District 10

2. RESOLVED, the following items are hereby received and filed:
- a. COMM. 6E-25 (2021)  
TODARO: “Letter to Economic Development Chair Requesting Discussion of High-Speed Internet Expansion in EC”  
(Chair’s Ruling)
- b. COMM. 20M-6 (2021)  
ECIDA: “2022 Budgets for ECIDA, RDC and ILDC”  
(Chair’s Ruling)
- c. COMM. 21M-3 (2021)  
JIM RUDNICKI: “Comments Concerning the Proposed Buffalo Bills Stadium”  
(Chair’s Ruling)

d. COMM. 24E-36 (2021)  
LORIGO, GREENE, TODARO & MILLS: “Request to ED Committee Chair for Discussion on ErieNet”  
(Chair’s Ruling)

3. COMM. 21E-11 (2021)  
COUNTY EXECUTIVE  
WHEREAS, the Department of Public Works, Division of Highways is responsible for progressing current and future projects to improve the County’s infrastructure; and

WHEREAS, the Division of Highways has been working shorthanded for the past two years due to a retirement and promotion which left a Senior Civil Engineer position vacant and difficult to fill with a qualified candidate, due to the level of starting salary; and

WHEREAS, fewer Federal Aid projects have been able to be completed in the necessary time frame due to the vacant Senior Civil Engineer position; and

WHEREAS, as such, the Department of Public, Division of Highways is requesting authorization to fill the vacant title of Senior Civil Engineer at a variable minimum; and

WHEREAS, funding for this change is already available in the 2021 Division of Highways operating budget.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the hiring of one Senior Civil Engineer in the Department of Public Works, Division of Highways, Job Group 14, at a variable minimum hiring level of Step 3 with an annual salary of \$79,400; and be it further

RESOLVED, that the Division of Budget and Management is hereby authorized to make any necessary budgetary adjustments to the Division of Highways budget; and be it further

RESOLVED, that certified copies of this resolution will be forwarded to the County Executive, the Office of the Comptroller, the Department of Personnel, the Division of Budget and Management, and the Department of Public Works.  
(6-0)

4. COMM. 21E-12 (2021)  
COUNTY EXECUTIVE  
WHEREAS, the Rehabilitation of Borden Road - CR322 (the Project) was approved by your Honorable Body via COMM 15E-12 (July 23, 2020) and COMM 8E-33 (April 29, 2021); and

WHEREAS, as part of the Project it is intended to rehabilitate Borden Road from Strasmer Road to Broadway (NY 130); and

WHEREAS, Erie County DEP, Division of Sewerage Management (DSM) has determined through inspection that a section of 30-inch diameter force main approximately from Strasmer Road to just north of Rowley Road imminently requires replacement; and

WHEREAS, in that same section of road the Erie County Water Authority (ECWA) has approximately 1400 linear feet of 8" diameter cast iron watermain that is slated for replacement; and

WHEREAS, it is desired to reduce the overall cost of the work, limit duplication of effort and to limit disruption during construction to area residents and the travelling public; and

WHEREAS, this may be accomplished by including design of the replacement of both the DSM force main and the ECWA water line in the design for the Project; and

WHEREAS, DSM agrees to be responsible for 100% of the cost of engineering design services for replacement of the force main which is estimated to be \$76,300; and

WHEREAS, ECWA agrees to be responsible for 100% of the cost of engineering design services for replacement of the water line which is estimated to be \$19,550; and

WHEREAS, it is desired to amend the design contract of the Project consultant, Bergmann Associates, to include the engineering design services necessary for the replacement of the DSM force main and the ECWA water line; and

WHEREAS, it is desired to advertise the Project including the DSM force main and the ECWA water line early in 2022; and

WHEREAS, to meet this schedule pending execution of the necessary inter-agency agreement between the County and ECWA the County will fund the design of the water line in the first instance from funds already approved for the Project and will invoice ECWA for reimbursement thereof; and

WHEREAS, reimbursement from ECWA will be used to replenish existing County Project design funds advanced by the County to permit an accelerated Project schedule.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves inclusion of replacement of the DSM force main and the ECWA water line in the Project; and be it further

RESOLVED, that the County Executive is hereby authorized to execute an agreement with ECWA, subject to the County Attorney's approval as to form and content, regarding incorporation of the waterline replacement into the Project and the ECWA's responsibility to provide 100% of the funding for the necessary engineering design services including any approved cost overruns or unanticipated expenses; and be it further



RESOLVED, that the County Executive is authorized to execute a contract amendment with Bergmann Associates for engineering design services in the total amount of \$95,850 for design engineering services for replacement of the DSM force main and ECWA water line; and be it further

RESOLVED, that the funding for the design of the DSM force main is hereby appropriated from Fund 430, Funds Center 181, C.17401 – Erie County Sewer District No.4 Capital Project and made available for the project as follows:

C.17401 - Erie County Sewer Dist.No. 4 Cap. Project	\$76,300
Total	\$76,300

and be it further

RESOLVED, that funding for the engineering design services for the water line is authorized from existing Project design funds in Fund 420, Funds Center 123, B.20005 – 2020 Preservation of Roads as follows:

B.20005 – 2020 Preservation of Roads	\$19,550
Total	\$19,550

and be it further

RESOLVED, that upon full execution of an agreement between Erie County and ECWA regarding the water line replacement, the County is hereby authorized to invoice the ECWA for water line design costs, accept reimbursement funds from ECWA and to replenish the project budget in Fund 420, Funds Center 123, B.20005 – 2020 Preservation of Roads in the amount expended not to exceed \$19,550; and be it further

RESOLVED, that three (3) certified copies of this resolution be forwarded to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the County Attorney, and the Office of the Comptroller.

(6-0)

5. COMM. 21E-13 (2021)  
COUNTY EXECUTIVE

WHEREAS, the existing 28-year-old competition pool plaster is showing signs of widespread discoloration and local separation; the recirculation, existing filtration, and chemical systems for the competition and warm-up pools are original to the building and necessitate equipment upgrades as failure or further deterioration will be detrimental to the operation of the facility; and current NYS Health Department swimming pool code requirements, life safety, and accessibility requirements need to be addressed; and

WHEREAS, the County of Erie received bids for the SUNY Erie Community College City Campus Burt Flickinger Athletic Center 2021 Natatorium Improvements project on Thursday, October 28, 2021; and

WHEREAS, the lowest responsible bidders for the general construction work is Patterson-Stevens, Inc. and electrical construction work is CIR Electrical Construction Corporation; and

WHEREAS, the County will receive 50% reimbursement from New York State for this project; and

WHEREAS, the Department of Public Works and CHA Consulting Inc. are recommending award of the contract to the lowest responsible bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with the lowest responsible bidders for SUNY Erie Community College City Campus Burt Flickinger Athletic Center 2021 Natatorium Improvements project for an amount not to exceed as follows:

General Construction Work

Patterson-Stevens, Inc.	Base Bid:	\$1,595,450
	Add Alternate No. G-01	\$36,000
	Add Alternate No. G-02	\$28,935
	Add Alternate No. G-03	\$11,245

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Total Award of General Construction Contract: \$1,671,630

Electrical Construction Work

CIR Electrical Construction Corporation	Base Bid:	\$ 178,250
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Total Award of Electrical Construction Contract: \$ 178,250

and be it further

RESOLVED, that the sum of \$150,120 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

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

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from the approved 2020 Capital Budget, Fund 480, Funds Center 122, E.20001 - Erie Community College Collegewide Improvements and Renovations, in an amount not to exceed \$2,000,000; and be it further

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

(6-0)

6. COMM. 24E-11 (2021)  
COUNTY EXECUTIVE

WHEREAS, Erie County wishes to honor and memorialize the contributions of trailblazing women to the Western New York Community; and

WHEREAS, A Trailblazing Women Monument Steering Committee led by the Executive Director of the Erie County Commission on the Status of Women was established to honor pioneering women from Western New York; and

WHEREAS, the Steering Committee determined that the planter on the plaza of the Buffalo & Erie County Public Central Library was the desired location for the monuments, which was also approved by the Library Trustees; and

WHEREAS, on August 27, 2021 the Erie County Department of Environment & Planning issued and advertised a Request for Proposals for site design engineering and construction oversight services to modify an existing stone planter on the outdoor plaza entrance to the Buffalo & Erie County Public Central Library to accommodate the Trailblazing Women Monuments; and

WHEREAS, five proposals were received by the October 1, 2021 deadline from the following companies; Foit Albert, Watts AE, Trautman Associates, LiRo, and Popli Group; and

WHEREAS, a Proposal Selection Committee was established and the four members independently reviewed, scored and ranked all five proposals received based on the selection criteria; and

WHEREAS, it was the unanimous vote of the Proposal Selection Committee to choose Trautman Associates proposal for the project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or Deputy County Executive, is hereby authorized to enter into an agreement with Trautman Associates for an amount not to exceed \$55,890.00 to perform site design engineering and construction oversight services for Erie County; and be it further

RESOLVED, that the project is funded in the Department of Environment and Planning's capital projects account A.21159 in BA 162; and be it further

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

RESOLVED, that certified copies of this resolution shall be furnished to the Office of the County Executive; the Director of the Division of Budget and Management; the Office of the County Attorney; the Office of the County Comptroller; Dr. Karen King, Commissioner of Public Advocacy; Daniel Castle, Commissioner of Environment and Planning, and Bonnie Lawrence, Deputy Commissioner of Environment and Planning.

(6-0)

7. COMM. 24E-14 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Environment and Planning (“DEP”) previously engaged ECC Technologies, Inc. (“ECC”) to perform a broadband feasibility study to provide analysis and guidance for the planning and development of broadband improvement strategies to support economic development in Erie County (the “County”); and

WHEREAS, ECC issued a Final Report, dated March 31, 2017 (the “ECC Final Report”), which concluded that an open access network of high-speed broadband infrastructure (“OAN”) is an essential utility and critically needed asset to establish enhanced communication infrastructure among communities within the County; and

WHEREAS, the establishment of an OAN with dedicated fiber optic cabling installed throughout the County would provide critical infrastructure benefitting the County and local governments, educational facilities, public libraries, commercial and industrial businesses, residential properties, and other major employers and institutions; and

WHEREAS, this broadband network (hereinafter referred to as “ErieNet”) would establish a backbone of technology infrastructure to not only fulfill core governmental communication needs, but also serve as an invaluable economic development tool benefitting the entire region; and

WHEREAS, the ECC Final Report recommended that a County-controlled provider be established to finance, build-out, control and maintain ErieNet to provide a not-for-profit broadband “dark fiber” infrastructure that is accessible by public and private organizations, including private providers which would light ErieNet with broadband service for customers of ErieNet; and

WHEREAS, given the inherent need for ErieNet to serve both public and private sector needs and customers, it has been determined that the best approach to accomplish the deployment of ErieNet is through the establishment of a local development corporation controlled by the County as a quasi-governmental entity to undertake the planning, design, engineering, right-of-way acquisition, construction, operation, facility leasing, fiber licensing and subscription administration, and maintenance of the overall project.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the incorporation of ErieNet Local Development Corporation (the “Corporation”) pursuant to and in accordance with Section 1411 of the New York Not-for-Profit Corporation Law (“N-PCL”) as a charitable not-for-profit local development corporation of the State of New York (the “State”) with purposes and powers included and as set forth within N-PCL Section 1411 (hereinafter, the “Act”), and pursuant to the form of Certificate of Incorporation (the “Certificate”) attached hereto as Exhibit A, which shall be filed with the Department of State, Division of Corporations; and be it further

RESOLVED, that the Corporation will be charged with undertaking the overall ErieNet Project in accordance with the purposes and powers vested with local development corporations pursuant to the Act; and be it further

RESOLVED, that the Corporation will be established with the County serving as sole member, acting by and through the County Executive, with an initial appointed board of directors (the "Board") consisting of the following persons, serving in their ex officio capacities as elected and appointed officials of the County: Erie County Legislature Majority Leader Timothy Meyers, Erie County Legislature Minority Leader Joseph Lorigo, Erie County Deputy Budget Director Benjamin Swanekamp; Erie County Chief Information Officer Michael Breeden; Erie County Attorney Michael Siragusa; Erie County Commissioner of Environment and Planning Daniel Castle; and the Director of the Buffalo and Erie County Public Library Jeannine M. Doyle; and be it further

RESOLVED, that pursuant to Section 2 of the Public Authorities Law ("PAL") of the State, the provisions of the Public Authorities Accountability Act of 2005, as amended by Chapter 506 of the Laws of 2009 of the State of New York ("PAAA"), the Corporation shall be deemed and considered a "local authority," and thereby comply with all applicable open government and accountability requirements, including PAAA, the Open Meetings Law ("OML") and Freedom of Information Law ("FOIL"); and be it further

RESOLVED, that following the filing of the Certificate, the Board is hereby authorized and directed to schedule, notice and conduct an organizational meeting of the Corporation, whereat the Board shall consider for adoption certain organizational matters, including but not limited to the adoption of By-laws and certain policies, standards and procedures to comply with the provisions of the PAAA, OML and FOIL; and be it further

RESOLVED, that the County Executive and the Board are hereby authorized and directed to take all such further actions as may be necessary and appropriate to effect the purposes of this Resolution; and be it further

RESOLVED, that certified copies of this Resolution shall be furnished to the Office of the County Executive, the County Attorney, the Deputy Budget Director, the Chief Information Officer, the Commissioner of Environment and Planning, and any other party deemed necessary and proper; and be it further

RESOLVED, that this Authorization take effect immediately.

Exhibit A

CERTIFICATE OF INCORPORATION  
OF  
ERIENET LOCAL DEVELOPMENT CORPORATION

A Not-For-Profit Local Development Corporation  
under Section 1411 of the Not-For-Profit  
Corporation Law of the State of New York

THE UNDERSIGNED, being over the age of eighteen years, for the purpose of forming a not-for-profit local development corporation pursuant to Section 1411 of the Not-For-Profit Corporation Law of the State of New York, hereby certifies as follows:

FIRST: The name of the corporation shall be “ErieNet Local Development Corporation” (hereinafter referred to as the “Corporation”).

SECOND: The Corporation will be a corporation as defined in subparagraph (a)(5) of Section 102 of the Not-For-Profit Corporation Law of the State of New York and, as provided in Section 1411 of the Not-For-Profit Corporation Law, will be a charitable corporation as defined in Section 201 of the Not-For-Profit Corporation Law. The Corporation shall serve as a public instrumentality of and supporting organization for, but separate and apart from, Erie County, New York (the “County”). There is no requirement under the New York Not-for-Profit Corporation Law or any other statute of the State of New York requiring any approval or consent before filing of this certificate of incorporation.

THIRD: The purposes for which the Corporation is to be formed and operated are exclusively for charitable purposes within the meaning of Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, to relieve and reduce unemployment, promote and provide for additional and maximum employment, improve and maintain job opportunities, and lessen the burden of government and act in the public interest. In furtherance of said purposes, the Corporation’s powers shall include:

- (a) To foster the creation, retention and expansion of jobs and economic opportunities for the benefit of the County, New York State and local economies; and
- (b) To construct, acquire, rehabilitate and improve for use by others, facilities in the territory in which its operations are principally to be conducted, to assist financially in such construction, acquisition, rehabilitation and improvement, to maintain and/or lease such facilities on its behalf or for others in such territory; to disseminate information and furnish advice, technical assistance and liaison with federal, state and local authorities with respect thereto;
- (c) To acquire by purchase, lease, gift, bequest, devise or otherwise real or personal property or interests therein;
- (d) To apply for loans and borrow money without limit as to amount; to make, draw, accept, endorse, execute and issue negotiable bonds, debentures, notes and other obligations therefor;
- (e) To sell, lease, mortgage or otherwise dispose of or encumber any such facilities or any of its real or personal property or any interest therein upon such terms as it may determine;
- (f) To enter into covenants and agreements and to comply with all the terms, conditions and provisions thereof, and otherwise to carry out its corporate purposes and to

foster and encourage the location or expansion of facilities and related businesses in the territory in which the operations of the Corporation are principally to be conducted;

(g) To apply for and make grants and loans and to execute any and all documents necessary in connection therewith;

(h) To do any other act or thing incidental to or connected with the foregoing purposes or in advancement thereof, but not for the pecuniary profit or financial gain of its members, directors, officers or any private person;

(i) In general, to perform any and all acts and things, and exercise any and all powers which may now or hereafter be lawful for the Corporation to do or exercise under and pursuant to the laws of the State of New York for the purpose of accomplishing any of the foregoing purposes of the Corporation.

FOURTH: The Corporation's mission and public objective, which the Corporation's purposes will achieve, include, but are not limited to, the lessening of the burdens of government by undertaking and promoting economic development projects and initiatives in the Erie County, New York area that will include real estate leasing, acquisition, development and management, real estate project finance, infrastructure development, operation and maintenance, along with other community-based economic development activities permissible under the Not-For-Profit Corporation Law.

FIFTH: The operations of the Corporation will be principally conducted within the territory of Erie County, New York and surrounding communities.

SIXTH: Pursuant to the requirements of Section 1411(e) of the Not-For-Profit Corporation Law:

(a) All income and earnings of the Corporation shall be used exclusively for its corporate purposes with the intent being that all income and earnings will be expended or deposited in appropriate reserves for corporate purposes; to the extent not so used, the income and earnings will accrue and be paid to the Job Development Authority to the extent required by Section 1411 of the Not-for-Profit Corporation Law.

(b) The property of the Corporation is irrevocably dedicated to its corporate purposes. No part of the income or earnings of the Corporation shall inure to the benefit or profit of, nor shall any distribution of its property or assets be made to, any member, director or officer of the Corporation, or private person, corporate or individual, or to any other private interest, except that the Corporation may repay loans made to it and may repay contributions (other than dues) made to it to the extent that any such contribution may not be allowable as a deduction in computing taxable income under the Internal Revenue Code of 1986, as amended.

(c) If the Corporation accepts a mortgage loan or loans from the New York Job Development Authority, the Corporation shall be dissolved in accordance with the provisions of paragraph (g) of Section 1411 of the Not-For-Profit Corporation Law upon the repayment or other discharge in full by the Corporation of all such loans.

SEVENTH: (a) The Corporation shall not attempt to influence legislation by propaganda or otherwise, or participate in or intervene, directly or indirectly, in any political campaign on behalf of or in opposition to any candidate for public office.

(b) The Corporation shall not engage in any activities not permitted to be carried on by an organization exempt from federal income taxation pursuant to Section 501(c)(3) of the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder.

EIGHTH: Upon the dissolution of the Corporation no member or private person, corporate or individual, or other private interest, shall be entitled to any distribution or division of its remaining funds and other property and rights and interests in property, and the balance thereof, after the payment of all debts and liabilities of the Corporation of whatsoever kind and nature, (including the payment of loans and contributions the repayment of which has been authorized in the certificate of incorporation) shall be distributed to Erie County, New York for furtherance of the purposes set forth in paragraph (a) of Section 1411 of the Not-for-Profit Corporation Law of the State of New York. Any of such assets not so disposed of shall be disposed of by order of the Supreme Court of the State of New York pursuant to Section 1008 of the Not-For-Profit Corporation Law.

NINTH: The offices of the Corporation shall be located in Erie County, New York.

TENTH: The offices of the Corporation shall be functionally separate from those of Erie County or any of its affiliated entities (collectively, the "County Entities") (although such office may be in a facility leased from the County or any of its affiliates on arms-length terms). The Corporation at all times shall:

(a) maintain separate accounting records and other corporate records from those of the County Entities;

(b) not divert the Corporation's funds to any other person or for other than the use of the Corporation and not commingle any of the Corporation's assets with those of the County Entities;

(c) pay any employee, consultant or agent of the Corporation, or any other operating expense incurred by the Corporation, from the assets of the Corporation and not from the assets of any of the County Entities;

(d) maintain its own deposit account or accounts, separate from those of the County Entities, with commercial banking institutions and/or trust companies;

(e) to the extent that the Corporation contracts or does business with vendors or service providers where the goods and services provided are partially for the benefit of any other person, the costs incurred in so doing shall be fairly allocated to or among the Corporation and such persons for whose benefit the goods and services are provided, and the Corporation and each such person shall bear its fair share of such costs;



(f) conduct its business in its own name and conduct all material transactions between the Corporation and the County Entities only on an arm's-length basis;

(g) observe all necessary, appropriate and customary corporate formalities, including, but not limited to, holding all regular and special members' and directors' meetings appropriate to authorize all corporate action, keeping separate and accurate minutes of such meetings, passing all resolutions or consents necessary to authorize actions taken or to be taken, and maintaining accurate and separate books, records, and accounts, including, but not limited to, intercompany transaction accounts. Regular members' and directors' meetings shall be held at least annually;

(h) ensure that decisions with respect to its business and daily operations shall be independently made by the Corporation (although the officer making any particular decision also may be an employee, officer or director of the County Entities);

(i) act solely in its own corporate name and through its own authorized officers and agents, and use its own stationery;

(j) other than as expressly provided herein, pay all expenses, indebtedness and other obligations incurred by it;

(k) not enter into any guaranty, or otherwise become liable, with respect to any obligation of the County Entities;

(l) cause any financial reports required of the Corporation to be prepared in accordance with generally accepted accounting principles and be audited annually and be issued separately from, although they may be consolidated with, any reports prepared for any member of the County Entities; and

(m) ensure that at all times it is adequately capitalized to engage in the transactions contemplated herein.

**ELEVENTH:** The types or classes of Membership in the Corporation and the number of Members of the Corporation shall be described in the Corporation's By-laws.

**TWELFTH:** The Corporation shall be managed by a Board of Directors, who are to be comprised of those persons named in paragraph THIRTEENTH hereof (the "Directors"). Each of the Directors will serve at the pleasure of the Member and continue to hold office until his or her successor is appointed by the Member. Any subsequent increase or decrease in the size of the Board of Directors will require the unanimous approval of the Member(s) and the affirmative vote of a majority of the Directors.

**THIRTEENTH:** The Corporation will consist of not less than seven (7) nor more than fifteen (15) Directors. The Directors will be appointed by the Member and will include (a) Erie County Legislature Majority Leader, ex officio, (b) Erie County Legislature Minority Leader, ex officio (c) Erie County Deputy Budget Director, ex officio, (d) Erie County Chief Information

Officer, ex officio, (e) Erie County Attorney, ex officio, (f) Erie County Commissioner of Environment and Planning, ex officio, (g) Buffalo and Erie County Public Library Director, ex officio, and (h) any additional person(s) as so appointed by the Member.

The names and addresses of the initial Directors of the Corporation are as follows:

Timothy Meyers  
Erie County Legislature Majority Leader  
95 Franklin Street, 4th Floor, Buffalo, New York 14202

Joseph Lorigo  
Erie County Legislature Minority Leader  
95 Franklin Street, 4th Floor, Buffalo, New York 14202

Benjamin Swanekamp  
Deputy Director, Erie County Division of Budget and Management  
95 Franklin Street, 16th Floor, Buffalo, New York 14202

Michael C. Breeden  
Chief Information Officer  
95 Franklin Street, Room 1500A, Buffalo, New York 14202

Michael Siragusa, Esq.,  
Erie County Attorney  
95 Franklin Street, Room 1634, Buffalo, New York 14202

Daniel Castle  
Commissioner  
Erie County Department of Environment and Planning  
95 Franklin Street, 10th Floor, Buffalo, New York 14202

Jeannine M. Doyle  
Director  
Buffalo and Erie County Public Library  
1 Lafayette Square, Buffalo, NY 14203

FOURTEENTH: The duration of the Corporation shall be perpetual.

FIFTEENTH: The Corporation shall indemnify each Member, each Director, each officer, and, to the extent authorized by the Board of Directors, each other person authorized to act for the Corporation or on its behalf, to the full extent to which indemnification is permitted under the Not-For-Profit Corporation Law.

SIXTEENTH: The Secretary of State of the State of New York is designated as agent of the Corporation upon whom process against it may be served. The post office address to which the Secretary of State shall mail a copy of any process against the Corporation served upon him is as

follows: ErieNet Local Development Corporation, 95 Franklin Street, 16th Floor, Buffalo, New York 14202.

SEVENTEENTH: The By-laws of the Corporation may be adopted, amended or repealed by a majority of the Directors of the Corporation or by majority vote of the Member(s).

EIGHTEENTH: The Corporation will not do any of the following:

(a) Without the affirmative vote of all Members of the Corporation and the affirmative vote of a majority of the Directors, increase or decrease the number of Members of the Corporation or increase or decrease the number of Directors of the Corporation.

(b) Without the affirmative vote of a majority of the Directors of the Corporation (i) dissolve or liquidate, in whole or in part, or institute proceedings to be adjudicated bankrupt or insolvent, (ii) consent to the institution of bankruptcy or insolvency proceedings against it, (iii) file a petition seeking or consenting to reorganization or relief under any applicable federal or state law relating to bankruptcy or insolvency, (iv) consent to the appointment of a receiver, liquidator, assignee, trustee, sequestrator or other similar official of the Corporation or a substantial part of its property, (v) make a general assignment for the benefit of creditors, (vi) admit in writing its inability to pay its debts generally as they become due or (vii) take any corporate action in furtherance of the actions set forth in clauses (i) through (vi) of this paragraph.

(c) Without the affirmative vote of all of the Directors of the Corporation and all of the Corporation's members, merge or consolidate with any other corporation, company or entity or, except to the extent contemplated by paragraph THIRD hereof, sell all or substantially all of its assets or acquire all or substantially all of the assets or capital stock or other ownership interest of any other corporation, company or entity,

IN WITNESS WHEREOF, this certificate has been subscribed this \_\_\_\_ day of \_\_\_\_\_, 2021.

\_\_\_\_\_  
Robert G. Murray, Esq., Incorporator  
Harris Beach PLLC  
726 Exchange Street, Suite 1000  
Buffalo, New York 14210

(4-2) Legislators Lorigo and Mills voted in the negative.

8. COMM. 24E-15 (2021)  
COUNTY EXECUTIVE

November 29, 2021

Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, New York 14202

RE: Payment in Lieu of Taxes (PILOT) Agreement for Solar Energy Systems 503 Elk Street, City of Buffalo

Dear Honorable Members:

The Department of Environment and Planning, will be submitting a suggested resolution seeking authorization to enter into a Payment in Lieu of Taxes (PILOT) with the City of Buffalo and Solar Developer Elk Street Solar, LLC.

We respectfully request this item be placed on the agenda of the Energy and Environment Committee so it may be acted upon in the 2021 calendar year. Following the City of Buffalo's expected Common Council action on the PILOT Agreement on November 30, 2021, DEP will submit a suggested resolution.

Should your Honorable Body require further information, I encourage you to contact Commissioner Daniel R. Castle, AICP in the Department of Environment and Planning. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.  
Erie County Executive

(6-0)

9. COMM. 24E-24 (2021)  
COUNTY EXECUTIVE

WHEREAS, a number of localized failures have occurred on the clay tile roof system that has compromised pedestrian safety, and an Emergency Declaration was issued on September 30, 2019 to retain the services of a Registered Roof Consultant to complete a forensic investigation of the failing clay tile system and procure overhead protection scaffolding and debris netting; and

WHEREAS, the completion of the investigation by the Registered Roof Consultant recommends that remedial action be taken to ensure that the clay tile units be removed and re-secured in a structurally-sound and code compliant manner; and

WHEREAS, the County of Erie will receive 50% reimbursement from New York State for this project; and

WHEREAS, the County Executive is requesting authorization to enter into an Agreement with Bell & Spina Architects-Planners P.C. to provide professional design and construction administration services for the SUNY Erie Community College City Campus 2021 Ellicott Street Building Clay Tile Roof Reconstruction project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an Agreement with Bell & Spina Architects-Planners P.C. to provide professional design and construction administration

services for the SUNY Erie Community College City Campus 2021 Ellicott Street Building Clay Tile Roof Reconstruction project; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for all the above from the approved capital budget, Fund 480, Funds Center 122, Capital Project E.17002 – Roof Replacement, Exterior Waterproofing and Masonry (Collegewide) – Erie Community College, in an amount not to exceed \$170,000; and be it further

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

(6-0)

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

MR. JOHNSON moved to approve item Number 7. MR. GILMOUR seconded.

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

AYES: CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. NOES: MR. GREENE, MR. LORIGO, MR. MILLS and MR. TODARO. (AYES: 7; NOES: 4)

CARRIED.

MR. JOHNSON moved to amend item Number 8. MR. MEYERS seconded.

CARRIED UNANIMOUSLY.

Delete item Number 8 in its entirety and replace with the following:

WHEREAS, consistent with Erie County's Commitment to Paris goals, the County encourages the development of Solar Facilities which reduce dependence upon fossil fuels and further climate goals to mitigate global warming; and

WHEREAS, Project Owner, (Elk Street Solar LLC) has submitted a Notice of Intent to the Taxing Jurisdictions that it plans to build and operate a Solar Energy System as defined in New York Real Property Tax Law ("RPTL") Section 487(1)(b) (the "Project") with an expected nameplate capacity ("Capacity") of approximately 2.3 Megawatts AC on a parcel of land located within the City of Buffalo, identified as 503 Elk Street, SBL No. 13-1-2.111, and

WHEREAS, the Taxing Jurisdictions have not opted out of RPTL § 487; and

WHEREAS, pursuant to RPTL § 487(9)(a) the Taxing Jurisdictions have indicated their intent to require a Payment in Lieu of Taxes Agreement (“PILOT”) with the Project Owner, under which the Project Owner will be required to make annual payments to the Taxing Jurisdictions for each year during the term of this Agreement; and

WHEREAS, the Project Owner has submitted or will submit to the Assessor of the City an Application for Tax Exemption of Solar or Wind Energy Systems or Farm Waste Energy Systems (“Form RP-487”); and

WHEREAS, the Real Property not part of the Project will be assessed for any statutory real property taxes levied by the Taxing Jurisdictions.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement with Elk Street Solar LLC, and the City of Buffalo, and any other organizations necessary to complete this PILOT Agreement pertaining to the Real Property located at 503 Elk Street, Buffalo New York (s.b.l. 13-1-2.111); and be it further

RESOLVED, that said Agreement shall include an annual PILOT payment in the amount \$10,350, subject to annual escalation of 2%; and be it further

RESOLVED, that said Agreement shall include an estimated annual PILOT based on 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

P.I.L.O.T. Schedule

Year	Total PILOT Payment	City Portion (75%)	County Portion (25%)
1	\$ 10,350.00	\$ 7,762.50	\$ 2,587.50
2	\$ 10,557.00	\$ 7,917.75	\$ 2,639.25
3	\$ 10,768.14	\$ 8,076.11	\$ 2,692.04
4	\$ 10,983.50	\$ 8,237.63	\$ 2,745.88
5	\$ 11,203.17	\$ 8,402.38	\$ 2,800.79
6	\$ 11,427.24	\$ 8,570.43	\$ 2,856.81
7	\$ 11,655.78	\$ 8,741.84	\$ 2,913.95
8	\$ 11,888.90	\$ 8,916.67	\$ 2,972.22
9	\$ 12,126.67	\$ 9,095.01	\$ 3,031.67
10	\$ 12,369.21	\$ 9,276.91	\$ 3,092.30

11	\$ 12,616.59	\$ 9,462.44	\$ 3,154.15
12	\$ 12,868.92	\$ 9,651.69	\$ 3,217.23
13	\$ 13,126.30	\$ 9,844.73	\$ 3,281.58
14	\$ 13,388.83	\$ 10,041.62	\$ 3,347.21
15	\$ 13,656.61	\$ 10,242.45	\$ 3,414.15

\*Please note that, as per the PILOT Agreement, this payment schedule is subject to adjustment if the capacity of the Project changes.

MR. JOHNSON moved to approve the item as amended. MR. MEYERS seconded.

CARRIED UNANIMOUSLY.

**LEGISLATOR RESOLUTIONS**

Item 34 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 216

RE: Appointment to the EC  
Corrections Specialist Advisory  
Board  
(INTRO. 25-1)

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

WHEREAS, the Erie County Corrections Specialist Advisory Board was created in 2019 via Local Law 3-2019; and

WHEREAS, the law established a variety of appointing authorities for candidates seeking to serve on the Advisory Board; and

WHEREAS, based on the vacancy created by the resignation of the board member recommended by the Commissioner of Probation, there is a need to fill that position, and the Commissioner of Probation has recommended a candidate.

NOW, THEREFORE, BE IT

RESOLVED, that based on the recommendation of the Commissioner of Probation, Ms. Felicia Beard is appointed to fill the position of Member of the Corrections Specialist Advisory Board as the designee of the Commissioner of Probation for a two-year term; and be it further

RESOLVED, that certified copies of this resolution be transmitted to the members of the Erie County Corrections Specialist Advisory Board, the Commissioner of Probation, and Ms. Felicia Beard

Item 35 – MR. LORIGO presented the following resolution and moved for immediate consideration and approval. MR. MILLS 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, MR. MEYERS and MS. VINAL. (AYES: 4; NOES: 7)

FAILED.

INTRO. 25-2 from TODARO, LORIGO, GREENE & MILLS. Calling on Gov. Hochul to Reverse the Vaccine Mandate on Hospital Employees as Local Hospitals Face Unprecedented Staffing Challenges.

Item 36 – MR. MEYERS presented the following resolution and moved for immediate consideration. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 217

RE: Re-Appropriation of 2021 Public  
Benefit Funding  
(INTRO. 25-3)

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

WHEREAS, there has been a terrifying increase in school violence in recent years, marked by the February 14, 2018 murder of 17 students and teachers at Marjory Stoneman Douglas High School in Parkland, Florida, but also including the December 7, 2017 murder of 2 students at Aztec High School in Aztec, New Mexico; and

WHEREAS, the US Department of Veterans Affairs Medical Center was awarded \$2,500 in public benefit funding by the Erie County Legislature in a resolution, Intro. 19-6, at its Session 19 on October 21, 2021; and

WHEREAS, the organization is not able to accept the funds, and the funding should be transferred to an alternative organization; and

WHEREAS, as in similar 2018, 2019 and 2020 situations, it is the intention of this Honorable Body to transfer such funding to community organizations serving the public.

NOW, THEREFORE, BE IT



RESOLVED, that authorization is provided to transfer the \$2,500 of 2021 public benefit funding to the Blessed Sacrament Church; and be it further

RESOLVED, that while the agency name is changing the overall budget line amount is to remain the same; and be it further

RESOLVED, that the Director of the Division of Budget and Management is authorized to make any adjustments necessary to effectuate the intent of this resolution or any other changes identified by the Office of the Erie County Comptroller; and be it further

RESOLVED, that certified copies of this resolution be sent to the Erie County Executive, the Erie County Comptroller, the Director of Budget and Management, and any other party deemed necessary and proper.

MR. MEYERS moved to amend the resolution to include Legislator Mills as a co-sponsor. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved to approve the resolution as amended. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Item 37 – CHAIR BASKIN directed that the following resolution be referred to the HEALTH & HUMAN SERVICES COMMITTEE.

MR. LORIGO challenged the ruling of the chair. 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, MR. MEYERS and MS. VINAL. (AYES: 4; NOES: 7)

FAILED.

INTRO. 25-4 from GREENE, LORIGO, TODARO & MILLS. A Resolution Creating a County-Wide COVID-19 At-Home Testing Program.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

None.

**SUSPENSION OF THE RULES**

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

GRANTED.

INTRO. 25-5 from CHIMERA Re: Re-Appropriation of 2021 Public Benefit Funding

RESOLUTION NO. 218

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

WHEREAS, the Kenmore Village Improvement Society was awarded \$3,000 in public benefit funding by the Erie County Legislature in the adopted 2021 Budget in Fund Center 1332010 - Community/Neighborhood Development, Account 518590; and

WHEREAS, the Riverside Baseball/Softball was awarded \$3,000 in public benefit funding by the Erie County Legislature in the adopted 2021 Budget in Fund Center 1332010 - Community/Neighborhood Development, Account 518600; and

WHEREAS, both organizations are not able to accept the funds, and the funding should be transferred to an alternative organization; and

WHEREAS, as in similar 2018, 2019 and 2020 situations, it is the intention of this Honorable Body to transfer such funding to community organizations serving the public.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is provided to transfer the \$6,000 of 2021 public benefit funding to the Black Rock Riverside Alliance; and be it further

RESOLVED, that while the agency names are changing the overall budget line amount is to remain the same; and be it further

RESOLVED, that the Director of the Division of Budget and Management is authorized to make any adjustments necessary to effectuate the intent of this resolution or any other changes identified by the Office of the Erie County Comptroller; and be it further

RESOLVED, that certified copies of this resolution be sent to the Erie County Executive, the Erie County Comptroller, the Director of Budget and Management, and any other party deemed necessary and proper.

MR. MEYERS moved to approve the resolution. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

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

GRANTED.

INTRO. 25-6 from BASKIN Re: Legislature Chambers Public Access Technology Project

RESOLUTION NO. 219

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

WHEREAS, during the COVID-19 pandemic, the Legislature has periodically been compelled to conduct legislative sessions, public hearings and committee meetings virtually, via Zoom; and

WHEREAS, during some of these meetings, including hybrid meetings when some legislators and speakers were in the Legislature Chambers and some speakers were attending virtually, the Legislature experienced difficulty in which all speakers and attendees could not hear or see each other; and

WHEREAS, currently, the Legislature Chambers does not have any audio-visual capabilities to allow for streaming of legislative sessions, committees nor public hearings to allow the public to watch or participate such events; and

WHEREAS, the County has available federal CARES Act funds which allow for the installation of a state-of-the-art system to allow for public and remote participation and watching of legislative sessions, committees and public hearings; and

WHEREAS, the Division of Information and Support Services has worked with the Legislature and the Division of Budget and Management to identify an information technology solution to address these issues, as well as to create a new linked legislative agenda system; and

WHEREAS, the proposed solution is from Swagit, and is a sole-source information technology system; and

WHEREAS, in order to proceed with the project, the Department of Law has opined that a legislative resolution is necessary authorizing the initiative.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into contract with Swagit Productions, LLC and any related subcontractors to conduct the Legislature Chambers information technology project; and be it further

RESOLVED, that due to the sole source nature of the Swagit solution, the Legislature waives the Erie County Administrative Code requirement for a request for proposals process and authorizes the Legislature Chambers technology project; and be it further

RESOLVED, that the one-time funds for the project, estimated at \$244,282, will come from Fund 252 using available federal CARES Act funds; and be it further

RESOLVED, that the first-year managed service costs in 2022 will come from Fund 253, and thereafter, the annual hosting and licensing costs will be budgeted in the Legislature's annual budget in Cost Center 100; and be it further

RESOLVED, that certified copies of this resolution be transmitted to the County Executive, County Attorney, Director of the Division of Information and Support Services, the Director of Budget and Management, the Comptroller, and the Chair and Clerk of the Erie County Legislature.

MR. MEYERS moved to approve the resolution. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

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

GRANTED.

COMM. 25D-5 from DEPARTMENT OF LAW Re: Opinion as to Form LL Intro. 4-1 (2021)

Received, filed and printed.

December 15, 2021

Via Email Only  
Hon. April N.M. Baskin, Chairwoman  
Erie County Legislature  
Old Erie County Hall  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, New York 14202

Re: Opinion as to Form Local Law Intro No 4-1 2021  
Our File No.: 22-20210010

Dear Chairwoman Baskin:

In accordance with the obligations of the Erie County Attorney set forth in subsection 3, Section 204 of Article 2 of the Erie County Charter, this legal opinion concerns Local Law Intro No. 4-1-2021 (4-1).

Preemption

Under New York state law, preemption occurs when a local law directly conflicts with a state statute, or where a state statute expressly states that local laws on a given subject matter are preempted. Preemption can also occur where the State Legislature has assumed full regulatory responsibility in a field related to the proposed local law.

Here, New York State Municipal Home Rule Law Section 10(13) (MHRL) provides specific authority which permits counties to adopt a plan of districting or redistricting consistent with state and federal equal apportionment requirements. Since the State Legislature has granted counties specific authority to adopt plans of redistricting, 4-1 does not present a preemption issue of concern.

Grammar

The stated purpose of 4-1 is to amend the Erie County Charter in order to divide the County of Erie into eleven legislative districts as described therein. We find the grammar and usage of 4-1 to be sufficient in order to achieve the stated purpose.

Ambiguities

While every hypothetical circumstance or eventuality cannot be addressed in the scope of this opinion, 4-1 does not present any facial ambiguities that would frustrate its implementation and enforcement.

Conclusion

We find that Local Law Intro. 4-1-2021 is sufficient as to form.

Very truly yours,

MICHAEL A. SIRAGUSA  
Erie County Attorney

By : \_\_\_\_\_  
Gregory P. Kammer, Esq.  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

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

GRANTED.

COMM. 25D-6 from DEPARTMENT OF LAW Re: Opinion as to Form LL Intro. 2-2  
(2021)

Received, filed and printed.

December 15, 2021

Via Email Only (april.mccants-baskin@erie.gov)

Hon. April N.M. Baskin, Chairwoman  
Erie County Legislature  
Old Erie County Hall  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, New York 14202

Re: Opinion as to Form - Local Law Intro. No. 2-2-2021  
Our File No.: 21-20210013

Dear Chairwoman Baskin:

In accordance with the obligations of the Erie County Attorney set forth in Article 2, Section 204(3) of the Erie County Charter, this legal opinion concerns Local Law Intro. No. 2-2-2021 (hereinafter referred to as "LL 2-2").

#### Preemption

Under New York State law, preemption occurs when a local law directly conflicts with a state statute, or where a state statute expressly states that local laws on a given subject matter are preempted. Preemption can also occur where the State Legislature has assumed full regulatory responsibility in a field related to the proposed local law. In the alternative, "[s]o long as local legislation is not inconsistent with the State Constitution or any general law, localities may adopt local laws ... with respect to their property, affairs or government". Albany Area Builders Ass'n v. Town of Guilderland, 74 NY2d 372 (Ct. of Appeals, 1989).

With respect to the proposed underlying local law, New York State Executive Law Article 15-a specifically governs the participation of minority and women-owned businesses (M/WBEs) with respect to state contracts only. Due to the fact that the State Legislature has not sought full regulatory responsibility in this field, the County is impliedly authorized to establish participation goals for M/WBEs on County contracts. The purpose of LL 2-2 is to update the County's current M/WBE laws. Accordingly, there are no preemption issues.

#### Grammar and Intent

The purpose of LL 2-2 is to update and modernize the County's local laws with respect to the utilization of M/WBEs on County projects. With the passage of this local law, the County will conduct a disparity study for purposes of analyzing participation of MBEs and WBEs on County contracts and determine what inequities, if any, exist. We find the grammar and usage of LL 2-2 sufficient to achieve the stated purpose.

#### Ambiguities

While every hypothetical circumstance or eventuality cannot be addressed in the scope of this opinion, LL 2-2 does not present any facial ambiguities that would frustrate its implementation and enforcement. In fact, this update helps combine five prior local laws and eliminate any confusion.

Conclusion

We find that the Local Law Intro. 2-2-2021 is sufficient as to form.

Very truly yours,

MICHAEL A. SIRAGUSA  
Erie County Attorney

By \_\_\_\_\_  
Kristen M. Walder  
Second Assistant County Attorney  
Direct Dial: (716) 858-2222  
E-mail: Kristen.Walder@erie.gov

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

GRANTED.

COMM. 25E-22 from LORIGO, MILLS, GREENE & TODARO Re: Minority Caucus Reappointment to the Fisheries Advisory Board

Received, filed and printed.

December 16, 2021

Erie County Legislature  
92 Franklin St. – 4<sup>th</sup> Floor  
Buffalo, NY 14202

Dear Honorable Members:

There is a vacancy on the Fisheries Advisory Board of the Minority Caucus appointment. To ensure continued operation of this vital board we, the undersigned, pursuant to the Erie County Administrative Code Section 9.07, do hereby reappoint the following individual to the Erie County Fisheries Advisory Board for the terms stated as the Minority Caucus appointment:

Reappointments  
Richard Davenport  
208 Walter Avenue  
Tonawanda, NY 14150

Term Expiration  
December 31, 2024

Sincerely,

Joseph C. Lorigo  
Erie County Legislator

John J. Mills  
Erie County Legislator

Chris D. Greene  
Erie County Legislator

Frank J. Todaro  
Erie County Legislator

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE COUNTY EXECUTIVE**

Item 43 – (COMM. 25E-1) Re-Appointment to EC Conditional Release Commission

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 44 – (COMM. 25E-2) ECSD No. 4 - Engineer Term Contract Agreement

Item 45 – (COMM. 25E-3) ECSD No. 8 - Bid Opening

Item 46 – (COMM. 25E-4) ECSD No. 3 - Bid Opening

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

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 220

RE: 2022 Levy of Town & Special District  
Budgets  
(COMM. 25E-5)

RESOLVED, that the following abstracts of the adopted Town and Special District Budgets for the year 2022, as certified and presented to this Legislature by the appropriate Town Officers; be printed by the Clerk in the minutes of the proceedings of this Legislature; and be it further

RESOLVED, that the amounts in said budgets that are required to be raised by taxes are hereby levied upon, and shall be collected from, the taxable property situated in the respective Towns and Districts and liable therefore; and be it further

RESOLVED, that the Director of Real Property Tax Services is hereby authorized to make adjustments and modifications as deemed appropriate; and be it further



RESOLVED, that the Director of Real Property Tax Services is hereby directed to spread said taxes to be so raised for such budgets against the taxable property liable therefore as provided by Article VI of the Erie County Tax Act, as amended; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Director of Budget and Management, County Comptroller, County Attorney and Scott A. Bylewski, Director of Real Property Tax Services.

ALDEN

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	1,592,991.00	723,172.00	869,819.00
General Town Outside	268,735.00	268,735.00	-
Highway Town Outside	1,053,804.00	772,828.00	280,976.00
Total Town & Highway	2,915,530.00	1,764,735.00	1,150,795.00
Fire Protection District	785,000.00	140,500.00	644,500.00
Lighting District	72,800.00	2,800.00	70,000.00
Garbage District	480,553.00	6,000.00	474,553.00
Sewer District #1	10,500.00	2,500.00	8,000.00
Sewer District #2	74,398.00	700.00	73,698.00
Water Districts	172,531.00	6,000.00	166,531.00
Total Special Districts	1,595,782.00	158,500.00	1,437,282.00
Premium Assessment (ECSA)	6,275.12	-	6,275.12
Total Other Items	6,275.12	-	6,275.12
<b>GRAND TOTALS</b>	<b>4,517,587.12</b>	<b>1,923,235.00</b>	<b>2,594,352.12</b>

AMHERST

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Town Only	73,551,461.18	45,824,347.29	27,727,113.89
General Fund Village Only	3,395,501.20	691,793.95	2,703,707.25
General Fund Outside Village	5,609,029.15	3,693,515.58	1,915,513.57
Highway Outside Village	14,234,901.22	3,753,054.30	10,481,846.92
Central Alarm	1,662,481.49	453,708.40	1,208,773.09
<b>Total Town &amp; Highway</b>	<b>98,453,374.24</b>	<b>54,416,419.52</b>	<b>44,036,954.72</b>
Community Environment	8,095,024.09	139,513.13	7,955,510.96
Lighting Districts	3,449,378.91	4,823.14	3,444,555.77
Fire Protection District	6,402,099.40	71,792.35	6,330,307.05
Fire Districts	2,925,452.00	-	2,925,452.00
Sanitary Sewer Districts	23,888,868.01	5,240,740.46	18,648,127.55
Storm Sewer Districts	6,299,803.81	148,793.96	6,151,009.85
Water Districts	1,807,638.32	219,032.50	1,588,605.82
Combined Snow Relief District	44,950.50	-	44,950.50
<b>Total Special Districts</b>	<b>52,913,215.04</b>	<b>5,824,695.54</b>	<b>47,088,519.50</b>
Delinquent Water - ECWA	-	-	-
Delinquent Sewer – Village	3,785.27	-	3,785.27
Code Violations	77,943.46	-	77,943.46
Pretreatment Surcharge	271,152.00	-	271,152.00
<b>Total Other Items</b>	<b>352,880.73</b>	<b>-</b>	<b>352,880.73</b>

GRAND TOTALS	151,719,470.01	60,241,115.06	91,478,354.95
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**AURORA**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	3,367,012.00	1,328,689.00	2,038,323.00
General Town Outside	1,782,921.00	853,600.00	929,321.00
Highway Townwide	63,435.00	50.00	63,385.00
Highway Town Outside	1,887,257.00	1,340,850.00	546,407.00
Total Town & Highway	7,100,625.00	3,523,189.00	3,577,436.00
Cemetery Special Reserve	1,455.00	1,455.00	-
Lighting District	16,014.00	6,575.00	9,439.00
Fire Protection District	403,686.00	100.00	403,586.00
Garbage (Refuse) District	703,500.00	750.00	702,750.00
Rubbish District	69,825.00	100.00	69,725.00
Sewer Districts	55,050.00	50,360.00	4,690.00
Water Districts	1,207,280.00	125,503.00	1,081,777.00
Fire Districts	567,368.31	-	567,368.31
Total Special Districts	3,024,178.31	184,843.00	2,839,335.31
Delinq. Garbage	-	-	-
Delinq. Water ECWA	-	-	-
Forest Tax Law - County	682.71	-	682.71
Forest Tax Law - Town	366.06	-	366.06

Delinq. Water Orchard Park	473.04	-	473.04
Total Other Items	1,521.81	-	1,521.81
<b>GRAND TOTALS</b>			
	10,126,325.12	3,708,032.00	6,418,293.12

**BOSTON**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	2,080,003.00	1,917,189.00	162,814.00
Highway Fund	1,432,420.00	587,651.00	844,769.00
Total Town & Highway	3,512,423.00	2,504,840.00	1,007,583.00
Fire Protection District	839,127.00	60,418.00	778,709.00
Lighting District	14,026.00	75.00	13,951.00
Ambulance	150,334.00	50,200.00	100,134.00
Refuse & Garbage	799,840.00	2,200.00	797,640.00
Water Districts	468,988.00	2,325.00	466,663.00
Total Special Districts	2,272,315.00	115,218.00	2,157,097.00
Delinquent Water - Town	-	-	-
Total Other Items	-	-	-
<b>GRAND TOTALS</b>			
	5,784,738.00	2,620,058.00	3,164,680.00

**BRANT**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	1,241,717.00	762,133.00	479,584.00
General Fund Town			

Outside	165,860.00	165,860.00	-
Highway Fund Townwide	182,003.00	163,387.00	18,616.00
Highway Fund Town Outside	153,790.00	153,790.00	-
Capital Projects	31,000.00	31,000.00	-
<b>Total Town &amp; Highway</b>	<b>1,774,370.00</b>	<b>1,276,170.00</b>	<b>498,200.00</b>
Fire Protection District	261,587.00	-	261,587.00
Lighting District	31,500.00	-	31,500.00
Sewer Districts	-	-	-
Water District	25,820.00	-	25,820.00
<b>Total Special Districts</b>	<b>318,907.00</b>	<b>-</b>	<b>318,907.00</b>
<b>GRAND TOTALS</b>	<b>2,093,277.00</b>	<b>1,276,170.00</b>	<b>817,107.00</b>

**CHEEKTOWAGA**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	52,953,123.00	9,920,194.00	43,032,929.00
General Town Outside	2,211,797.00	2,211,797.00	-
Highway Town Outside	13,382,200.00	11,005,593.00	2,376,607.00
<b>Total Town &amp; Highway</b>	<b>68,547,120.00</b>	<b>23,137,584.00</b>	<b>45,409,536.00</b>
Consolidated Garbage	9,704,045.00	664,350.00	9,039,695.00
General Lighting	2,366,660.00	74,160.00	2,292,500.00
Risk Retention	17,447,812.00	17,447,812.00	-
Debt Service Fund	6,973,100.00	6,973,100.00	-
Sanitary Sewer			

	13,943,764.00	1,111,102.00	12,832,662.00
Storm Sewer (Drainage)	543,976.00	42,160.00	501,816.00
Hydrant Districts	479,540.00	12,844.00	466,696.00
Fire Districts	8,525,754.00	2,150.00	8,523,604.00
Sidewalks & Curbs	50,728.88	-	50,728.88
<b>Total Special Districts</b>	<b>60,035,379.88</b>	<b>26,327,678.00</b>	<b>33,707,701.88</b>
Premium Assessment (ECSD)	86,870.87	-	86,870.87
Cleanup Debris	103,098.80	-	103,098.80
Admin Fees Cleanup Debris	53,600.00	-	53,600.00
Delinquent Refuse	825.00	-	825.00
Omitted Tax - County	2,038.99	-	2,038.99
Omitted Tax - Town	5,912.44	-	5,912.44
<b>Total Other Items</b>	<b>252,346.10</b>	<b>-</b>	<b>252,346.10</b>
<b>GRAND TOTALS</b>	<b>128,834,845.98</b>	<b>49,465,262.00</b>	<b>79,369,583.98</b>

**CLARENCE**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	13,544,460.00	10,028,151.00	3,516,309.00
Highway Townwide	6,273,616.00	1,813,659.00	4,459,957.00
<b>Total Town &amp; Highway</b>	<b>19,818,076.00</b>	<b>11,841,810.00</b>	<b>7,976,266.00</b>
Central Alarm	303,000.00	20,165.00	282,835.00
Aquatic Growth Control	1,200.00	508.00	692.00

Drainage District	534,000.00	50,750.00	483,250.00
Clarence Fire District 1	1,017,949.00	-	1,017,949.00
Fire Protection Districts	2,965,045.00	300.00	2,964,745.00
Lighting Districts	8,700.00	912.00	7,788.00
Sewer Districts	1,163,554.00	131,990.00	1,031,564.00
Townwide Water District	462,000.00	10,100.00	451,900.00
Town Special Assessments	4,560.20	-	4,560.20
Property Maintenance	7,949.65	-	7,949.65
<b>Total Special Districts</b>	<b>6,467,957.85</b>	<b>214,725.00</b>	<b>6,253,232.85</b>
<b>GRAND TOTALS</b>			
	<b>26,286,033.85</b>	<b>12,056,535.00</b>	<b>14,229,498.85</b>

**COLDEN**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	1,236,854.00	1,236,854.00	-
Highway Fund	932,739.00	261,297.00	671,442.00
<b>Total Town &amp; Highway</b>	<b>2,169,593.00</b>	<b>1,498,151.00</b>	<b>671,442.00</b>
Lighting District	18,000.00	25.00	17,975.00
Refuse District	315,103.00	17,820.00	297,283.00
Water District	212,969.00	90,450.00	122,519.00
Colden Fire District	390,204.00	-	390,204.00
Aurora Colden Fire District	37,498.04	-	37,498.04
Unpaid Water	5,219.64	-	5,219.64
<b>Total Special Districts</b>			

	978,993.68	108,295.00	870,698.68
GRAND TOTALS	3,148,586.68	1,606,446.00	1,542,140.68

**COLLINS**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	1,585,918.00	1,045,616.00	540,302.00
General Fund Town Outside	348,318.00	348,318.00	-
Highway Fund Townwide	8,000.00	8,000.00	-
Highway Fund Town Outside	1,919,910.00	1,919,910.00	-
<b>Total Town &amp; Highway</b>	<b>3,862,146.00</b>	<b>3,321,844.00</b>	<b>540,302.00</b>
Capital Projects	1,063,516.00	1,063,516.00	-
Collins Fire Districts	246,162.00	-	246,162.00
Rosenburg Fire District	21,594.00	-	21,594.00
Lighting District	18,043.00	5,057.00	12,986.00
Helmuth Fire Control	32,833.00	10.00	32,823.00
Refuse District	228,300.00	155,100.00	73,200.00
Water Districts	303,628.00	220,900.00	82,728.00
<b>Total Special Districts</b>	<b>1,914,076.00</b>	<b>1,444,583.00</b>	<b>469,493.00</b>
Delinquent Water	-	-	-
Property Clean-up	-	-	-
<b>Total Other Items</b>	<b>-</b>	<b>-</b>	<b>-</b>



GRAND TOTALS	5,776,222.00	4,766,427.00	1,009,795.00
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**CONCORD**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	1,408,558.10	406,961.00	1,001,597.10
General Fund Town Outside	1,031,908.72	1,031,908.72	-
Highway Fund Townwide	60,000.00	50,160.00	9,840.00
Highway Fund Town Outside	1,415,072.00	1,203,809.00	211,263.00
Total Town & Highway	3,915,538.82	2,692,838.72	1,222,700.10
Joint Projects	178,287.00	178,287.00	-
Library Fund	9,000.00	10.00	8,990.00
Fire Protection District	627,990.65	80.00	627,910.65
Lighting District	35,000.00	-	35,000.00
Sewer District	168,031.25	375.00	167,656.25
Kissing Bridge Sewer	63,675.00	30.00	63,645.00
Kissing Bridge Water	11,391.84	9.00	11,382.84
Trevett Road Water District	2,395.05	-	2,395.05
Cattaraugus Street Water	4,958.66	-	4,958.66
Total Special Districts	1,100,729.45	178,791.00	921,938.45
GRAND TOTALS	5,016,268.27	2,871,629.72	2,144,638.55

EDEN

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	2,871,608.76	1,904,450.00	967,158.76
Highway Fund	1,964,390.00	582,000.00	1,382,390.00
Total Town & Highway	4,835,998.76	2,486,450.00	2,349,548.76
Fire Protection District	491,858.00	30,000.00	461,858.00
Lighting District	65,000.00	-	65,000.00
Water Districts	878,483.93	1,104.24	877,379.69
Refuse & Garbage	633,580.00	3,000.00	630,580.00
Total Special Districts	2,068,921.93	34,104.24	2,034,817.69
Premium Assessment	1,200.00	-	1,200.00
Unpaid Refuse	341.60	-	341.60
Total Other Items	1,541.60	-	1,541.60
<b>GRAND TOTALS</b>	<b>6,906,462.29</b>	<b>2,520,554.24</b>	<b>4,385,908.05</b>

ELMA

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	2,883,753.00	2,883,753.00	-
Highway Fund	1,710,799.00	1,366,937.00	343,862.00
Total Town & Highway	4,594,552.00	4,250,690.00	343,862.00
Water Districts	3,321,500.00	3,321,500.00	-
Sewer Districts	357,673.00	190.00	357,483.00
Drainage			

	19,784.00	-	19,784.00
Lighting District	40,000.00	-	40,000.00
Fire Protection District	922,967.00	20,202.00	902,765.00
TFPD Service Award	184,450.00	-	184,450.00
Springbrook Fire District	-	-	-
Springbrook Fire Service Award	-	-	-
Refuse User Fee	338,640.00	-	338,640.00
Delinquent Water	1,563.62	-	1,563.62
<b>Total Special Districts</b>	<b>5,186,577.62</b>	<b>3,341,892.00</b>	<b>1,844,685.62</b>
<b>GRAND TOTALS</b>	<b>9,781,129.62</b>	<b>7,592,582.00</b>	<b>2,188,547.62</b>

**EVANS**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	10,140,650.00	1,497,613.00	8,643,037.00
General Town Outside	570,099.00	570,099.00	-
Highway Town Outside	2,981,356.00	2,380,279.00	601,077.00
<b>Total Town &amp; Highway</b>	<b>13,692,105.00</b>	<b>4,447,991.00</b>	<b>9,244,114.00</b>
Water Districts	52,964.00	-	52,964.00
Water District Eden Extension 3	1,104.24	-	1,104.24
Fire Protection District	899,550.00	52,500.00	847,050.00
Lighting Districts	263,000.00	-	263,000.00
Water Fund	1,658,326.00	1,658,326.00	-
Refuse & Garbage			

	1,530,231.00	-	1,530,231.00
Debt Services	1,353,314.00	1,353,314.00	-
Indep/PeppTree Admin Fee	3,000.00	-	3,000.00
N. Evans Fire District	983,429.29	126,000.00	857,429.29
<b>Total Special Districts</b>	<b>6,744,918.53</b>	<b>3,190,140.00</b>	<b>3,554,778.53</b>
Delinq. Water (Evans)	6,617.19	-	6,617.19
Delinq. Water (ECWA)	-	-	-
ECWA Surcharge	-	-	-
Demolition/Cleanup Charges	25,780.00	-	25,780.00
Premium Assessment (ECSA)	1,900.00	-	1,900.00
<b>Total Other Items</b>	<b>34,297.19</b>	<b>-</b>	<b>34,297.19</b>
<b>GRAND TOTALS</b>	<b>20,471,320.72</b>	<b>7,638,131.00</b>	<b>12,833,189.72</b>

**GRAND ISLAND**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	9,993,202.00	7,758,067.00	2,235,135.00
Highway Fund	3,610,278.00	518,734.00	3,091,544.00
<b>Total Town &amp; Highway</b>	<b>13,603,480.00</b>	<b>8,276,801.00</b>	<b>5,326,679.00</b>
Debt Service	449,730.00	449,730.00	-
Fire Protection District	1,665,977.00	52,815.00	1,613,162.00
Lighting Districts	221,409.00	10,830.00	210,579.00
Water Districts	3,453,752.00	2,553,752.00	900,000.00
Sewer District			

	4,413,879.00	2,872,141.00	1,541,738.00
Garbage	1,641,781.00	2,857.00	1,638,924.00
Total Special Districts	11,846,528.00	5,942,125.00	5,904,403.00
		-	
Delinquent Water	227,574.32	-	227,574.32
Delinquent Sewer	300,126.46	-	300,126.46
Lighting Charge	1,297.00	-	1,297.00
Omitted Tax - Town	5,195.00	-	5,195.00
Total Other Items	534,192.78	-	534,192.78
<b>GRAND TOTALS</b>	<b>25,984,200.78</b>	<b>14,218,926.00</b>	<b>11,765,274.78</b>

**HAMBURG**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	18,933,237.00	7,066,341.00	11,866,896.00
General Fund Outside Village	14,373,163.00	8,972,823.00	5,400,340.00
Highway Fund Outside Village	6,752,468.00	627,495.00	6,124,973.00
Total Town & Highway	40,058,868.00	16,666,659.00	23,392,209.00
Enterprise Funds	1,601,778.00	1,601,778.00	-
Lighting Districts	948,488.00	1,000.00	947,488.00
Town Hydrant	439,462.00	1,000.00	438,462.00
Insurance Reserve	1,514,000.00	1,514,000.00	-
Fire Protection District	3,815,263.00	23,000.00	3,792,263.00
Sewer Districts	1,087,222.00	281,703.00	805,519.00

Water Districts	111,407.00	-	111,407.00
Lake View Fire District	933,339.00	139,228.00	794,111.00
<b>Total Special Districts</b>	<b>10,450,959.00</b>	<b>3,561,709.00</b>	<b>6,889,250.00</b>
Delinquent Water ECWA	-	-	-
Premium Assessment	3,850.00	-	3,850.00
Special Charges	74,793.00	-	74,793.00
Special Charges Admin Fee	6,564.40	-	6,564.40
Sidewalk Repair	-	-	-
<b>Total Other Items</b>	<b>85,207.40</b>	<b>-</b>	<b>85,207.40</b>
<b>GRAND TOTALS</b>	<b>50,595,034.40</b>	<b>20,228,368.00</b>	<b>30,366,666.40</b>

**HOLLAND**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	1,091,302.10	636,350.00	454,952.10
Highway Fund	1,331,704.12	457,925.17	873,778.95
<b>Total Town &amp; Highway</b>	<b>2,423,006.22</b>	<b>1,094,275.17</b>	<b>1,328,731.05</b>
Water Districts	223,525.00	223,525.00	-
Lighting District	16,400.00	-	16,400.00
Refuse & Garbage	357,906.00	-	357,906.00
Holland Fire District	467,718.98	7,800.00	459,918.98
Java Sheldon Fire Protection	7,000.00	-	7,000.00
<b>Total Special Districts</b>	<b>1,072,549.98</b>	<b>231,325.00</b>	<b>841,224.98</b>

Delinquent Water	22,292.77	-	22,292.77
Total Other Items	22,292.77	-	22,292.77
<b>GRAND TOTALS</b>	<b>3,517,848.97</b>	<b>1,325,600.17</b>	<b>2,192,248.80</b>

**LANCASTER**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	10,607,295.00	2,840,420.00	7,766,875.00
General Town Outside	1,259,239.00	1,073,245.00	185,994.00
Police Fund	12,132,848.00	7,643,489.00	4,489,359.00
Highway Fund Townwide	572,557.00	91,900.00	480,657.00
Highway Town Outside	5,135,539.00	1,065,557.00	4,069,982.00
Misc Special Revenue	187,500.00	187,500.00	-
<b>Total Town &amp; Highway</b>	<b>29,894,978.00</b>	<b>12,902,111.00</b>	<b>16,992,867.00</b>
Refuse District	2,726,395.00	80,850.00	2,645,545.00
Lighting District	234,440.00	50,200.00	184,240.00
Fire Protection District	4,050,670.00	105,950.00	3,944,720.00
Water Districts	947,984.00	75,450.00	872,534.00
<b>Total Special Districts</b>	<b>7,959,489.00</b>	<b>312,450.00</b>	<b>7,647,039.00</b>
Premium Assessment (ECSA)	65,513.35	-	65,513.35
Delinq. Water ECWA	-	-	-
Unpaid Refuse	-	-	-
Property Clean Up			

	240.00	-	240.00
Total Other Items	65,753.35	-	65,753.35
<b>GRAND TOTALS</b>			
	37,920,220.35	13,214,561.00	24,705,659.35

**MARILLA**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	1,015,250.00	1,015,250.00	-
Highway Fund	629,600.00	508,600.00	121,000.00
Total Town & Highway	1,644,850.00	1,523,850.00	121,000.00
Sanitation	427,265.00	100.00	427,165.00
Fire Protection District	441,155.00	13,155.00	428,000.00
Water Districts	255,500.00	-	255,500.00
Total Special Districts	1,123,920.00	13,255.00	1,110,665.00
Community Development	-	-	-
Total Other Items	-	-	-
<b>GRAND TOTALS</b>			
	2,768,770.00	1,537,105.00	1,231,665.00

**NEWSTEAD**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	1,920,087.00	876,431.00	1,043,656.00
General Fund Town Outside	264,290.00	264,290.00	-
Highway Fund Townwide	4.00	4.00	-
Highway Fund Town Outside	1,446,177.00	1,140,565.00	305,612.00



Total Town & Highway	3,630,558.00	2,281,290.00	1,349,268.00
Water Districts	763,972.00	195,749.00	568,223.00
Fire Protection Districts	656,096.00	33,940.00	622,156.00
Refuse & Garbage	360,636.00	14,446.00	346,190.00
Drainage District	70,020.00	45,565.00	24,455.00
Sewer Districts	34,502.00	34,502.00	-
Total Special Districts	1,885,226.00	324,202.00	1,561,024.00
Delinquent Water	-	-	-
Unpaid Refuse	228.00	-	228.00
Emergency Repair	1,587.52	-	1,587.52
Total Other Items	1,815.52	-	1,815.52
<b>GRAND TOTALS</b>	<b>5,517,599.52</b>	<b>2,605,492.00</b>	<b>2,912,107.52</b>

**NORTH COLLINS**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund Townwide	899,424.00	386,524.00	512,900.00
General Fund Town Outside	238,922.00	16,352.00	222,570.00
Highway Fund Townwide	62,538.00	-	62,538.00
Highway Fund Town Outside	648,861.00	455,781.00	193,080.00
Total Town & Highway	1,849,745.00	858,657.00	991,088.00
Fire Protection District	186,832.00	4,550.00	182,282.00

Refuse District	177,667.00	2,667.00	175,000.00
Water District	22,450.00	10,560.00	11,890.00
Unpaid Water	2,597.79	-	2,597.79
Total Special Districts	389,546.79	17,777.00	371,769.79
GRAND TOTALS	2,239,291.79	876,434.00	1,362,857.79

**ORCHARD PARK**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	11,765,653.00	10,107,100.00	1,658,553.00
General Town Outside	872,293.00	872,293.00	-
Public Safety Fund	8,963,570.00	2,582,100.00	6,381,470.00
Highway Town	5,192,446.00	581,638.00	4,610,808.00
Debt Service Fund	3,249,182.00	3,249,182.00	-
Total Town & Highway	30,043,144.00	17,392,313.00	12,650,831.00
Sanitary Sewer Districts	1,578,517.00	344,004.00	1,234,513.00
Water Districts	1,357,192.00	162,550.00	1,194,642.00
Drainage Districts	37,515.00	-	37,515.00
General Lighting	391,975.00	73,000.00	318,975.00
Consolidated Garbage	2,618,133.00	107,000.00	2,511,133.00
Fire District	3,618,485.00	78,520.00	3,539,965.00
Hydrant Districts	10,520.00	-	10,520.00
Total Special Districts	9,612,337.00	765,074.00	8,847,263.00

Delinq. Water ECWA & OP	613.38	-	613.38
Prorated/Delinq. Garbage	1,916.40	-	1,916.40
Property Maintenance	585.00	-	585.00
Unpaid Refuse	33.19	-	33.19
Total Other Items	3,147.97	-	3,147.97
<b>GRAND TOTALS</b>	<b>39,658,628.97</b>	<b>18,157,387.00</b>	<b>21,501,241.97</b>

**SARDINIA**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	4,329,959.00	4,329,959.00	-
Highway Fund	1,151,950.00	1,151,950.00	-
Total Town & Highway	5,481,909.00	5,481,909.00	-
Fire Protection	419,376.00	419,376.00	-
Street Lighting	15,300.00	2.00	15,298.00
Total Special Districts	434,676.00	419,378.00	15,298.00
<b>GRAND TOTALS</b>	<b>5,916,585.00</b>	<b>5,901,287.00</b>	<b>15,298.00</b>

**TONAWANDA**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Townwide	31,067,738.00	15,230,399.00	15,837,339.00
General Town Outside	28,077,777.00	14,939,249.00	13,138,528.00
Highway Town Outside	8,473,283.00	2,068,964.00	6,404,319.00
Total Town & Highway	67,618,798.00	32,238,612.00	35,380,186.00

Lighting Districts	1,868,483.00	301,000.00	1,567,483.00
Water Acq. & Storage	11,818,323.00	11,818,323.00	-
Fire Protection District	865,709.00	-	865,709.00
Fire Districts	3,705,292.00	481,792.00	3,223,500.00
Sewer Consolidated	15,897,299.00	13,364,300.00	2,532,999.00
Drainage Consolidated	793,452.00	100,500.00	692,952.00
Refuse & Garbage Cons.	9,168,455.00	517,100.00	8,651,355.00
<b>Total Special Districts</b>	<b>44,117,013.00</b>	<b>26,583,015.00</b>	<b>17,533,998.00</b>
Cleanup Spec. Assmt.	71,408.56	-	71,408.56
Unpaid Water	1,100,205.09	-	1,100,205.09
<b>Total Other Items</b>	<b>1,171,613.65</b>	<b>-</b>	<b>1,171,613.65</b>
<b>GRAND TOTALS</b>	<b>112,907,424.65</b>	<b>58,821,627.00</b>	<b>54,085,797.65</b>

**WALES**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	954,627.00	954,627.00	-
Highway Fund	828,821.00	747,972.00	80,849.00
<b>Total Town &amp; Highway</b>	<b>1,783,448.00</b>	<b>1,702,599.00</b>	<b>80,849.00</b>
Fire Protection	300,088.00	6,678.00	293,410.00
Lighting District	5,250.00	1,068.00	4,182.00
Refuse District	233,641.00	-	233,641.00

South Wales Fire District	111,664.65	-	111,664.65
Total Special Districts	650,643.65	7,746.00	642,897.65
GRAND TOTALS	2,434,091.65	1,710,345.00	723,746.65

**WEST SENECA**

FOR THE YEAR 2022	APPROPRIATIONS	ESTIMATED REVENUE & FB	TAX LEVY PER BUDGET
General Fund	30,702,614.00	13,812,359.00	16,890,255.00
Highway Fund	12,110,748.00	1,770,163.00	10,342,811.49
Highway Credit (68005)	-	-	(2,226.49)
Total Town & Highway	42,813,362.00	15,582,522.00	27,230,840.00
Sewer Districts	11,972,657.00	2,186,594.00	9,786,063.00
Water Districts	437,254.00	(14,166.00)	451,420.00
Special Assessment	1,000.00	-	1,000.00
Gas Lighting Districts	117,845.00	(20.00)	117,865.00
Electric Lighting Districts	14,677.00	-	14,677.00
Fire Districts	4,376,963.00	285,723.00	4,091,240.00
Total Special Districts	16,920,396.00	2,458,131.00	14,462,265.00
Delinquent Water	-	-	-
2021 Sewer Correction	36,198.52	-	36,198.52
Demolition	20,270.00	-	20,270.00
Grass Cutting	9,200.00	-	9,200.00
Administration Fees	6,000.00	-	6,000.00

Premium Assessment	816,106.24	-	816,106.24
Total Other Items	887,774.76	-	887,774.76
<b>GRAND TOTALS</b>	<b>60,621,532.76</b>	<b>18,040,653.00</b>	<b>42,580,879.76</b>

Item 48 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 221

RE: Adoption of Mall District Service Charge Roll for 2022 (COMM. 25E-6)

WHEREAS, after a public hearing, held on October 26, 2021 by Buffalo Place Inc., and upon adoption of Intro 20-2, the Erie County Legislature determined that the total amount to be raised by mall district service charges for 2022 for the downtown pedestrian/transit mall special district shall be the sum of \$1,744,200; and

WHEREAS, the 2022 Mall District Budget requires that the amount to be raised by Mall District payments in lieu for 2022 for the downtown pedestrian/transit mall special district shall be the sum of \$52,675.00; and

WHEREAS, the Director of Real Property Tax Services has established the 2022 mall district service charge and payment in lieu roll apportioning the amount to be raised and has transmitted such roll to the Erie County Legislature for adoption.

NOW THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby adopt the mall district service charge and payment in lieu roll established by the Director of Real Property Tax Services for the purpose of assessing 2022 service charges for the downtown pedestrian/transit mall special district; and be it further

RESOLVED, that 2022 mall district service charges and payment in lieu amounts shall be assessed, due and a lien on benefited properties within the downtown pedestrian/transit mall special district on and as of January 1, 2022 and shall be payable to the Director of Real Property Tax Services as provided in Erie County Local Law No. 8-1984; and be it further

RESOLVED, that late fees shall be collected on payments made after the dates provided in Erie County Local Law No. 8-1984, and an interest budget line of \$10,000.00 shall be added to the Mall Budget for collection of these late fees; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to establish the 2022 Downtown Mall Budget in the amount \$1,806,875 which includes \$1,744,200 for service charges, \$52,675 for payment in lieu, and \$10,000 for interest earnings; and be it further

RESOLVED, that the Director of Real Property Tax Services is hereby authorized to make adjustments and modifications as deemed appropriate; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Budget Director, County Comptroller, County Attorney, and Scott A. Bylewski, Director Real Property Tax Services.

S-B-L	PROP	LOCATION	SPECIAL CHG
111.13-7-4	20	BROADWAY	\$389.44
111.61-2-6	12	CHURCH	\$0.00
111.61-2-13	46	CHURCH	\$14,464.89
111.13-9-1.1	92	CLINTON	\$0.00
111.13-5-8	17	COURT	\$3,559.23
111.53-3-3.1	30	COURT	\$440.62
111.13-17-1	67	EAGLE EAST	\$0.00
111.53-3-6	53	EAGLE WEST	\$0.00
111.31-13-1.1	520	ELLICOTT	\$3,978.56
111.17-15-1	90	ERIE	\$0.00
111.61-1-4	95	FRANKLIN	\$0.00
111.53-3-1	153	FRANKLIN	\$0.00
111.46-12-1	187	FRANKLIN	\$1,735.79
111.30-2-14	369	FRANKLIN	\$4,506.34
111.46-9-1.1	5	GENESEE	\$1,651.49
111.46-9-3	9	GENESEE	\$992.25
111.46-9-4	11	GENESEE	\$0.00
111.46-4-1	46	GENESEE	\$1,802.55
111.46-12-3.1	31	GENESEE WEST	\$5,741.45
111.46-9-5	5	HURON EAST	\$1,245.42
111.46-7-1.1	20	HURON EAST	\$14,823.40
111.13-6-2	14	LAFAYETTE SQ	\$34,994.14
122.05-6-2.1	15	MAIN	\$0.00
111.17-16-1.11	50	MAIN	\$0.00
111.17-13-2.1	75	MAIN	\$182,174.07
111.17-7-1.3	99	MAIN	\$447.74
111.17-7-1.1	101	MAIN	\$0.00
111.17-14-1.2	106	MAIN	\$0.00
111.17-7-1.2	125	MAIN	\$80,305.05
111.17-14-1.1	130	MAIN	\$0.00

111.17-6-3	222	MAIN	\$1,001.42
111.70-1-7.1	233	MAIN	\$70,885.47
111.69-3-4.1	234	MAIN	\$1,522.15
111.69-3-3	246	MAIN	\$15,242.32
111.70-1-8	251	MAIN	\$16,401.85
111.69-3-2	256	MAIN	\$10,913.63
111.70-1-1.1	259	MAIN	\$2,470.16
111.69-3-1	270	MAIN	\$1,290.71
111.70-1-2	273	MAIN	\$226.99
111.13-24-1	283	MAIN	\$31,600.22
111.61-2-10	284	MAIN	\$21,590.64
111.61-2-9	298	MAIN	\$23,349.01
111.61-2-8	300	MAIN	\$1,614.47
111.61-2-7	306	MAIN	\$0.00
111.13-16-1	345	MAIN	\$60,187.14
111.13-15-4.1	350	MAIN	\$80,885.56
111.13-15-4.1/A	360	MAIN	\$17,357.86
111.13-14-2	377	MAIN	\$11,126.84
111.13-14-1	395	MAIN	\$13,352.20
111.13-15-3	410	MAIN	\$4,291.49
111.13-8-1	415	MAIN	\$0.00
111.13-15-1.1	424	MAIN	\$27,594.55
111.13-5-7	436	MAIN	\$21,806.81
111.13-6-3	447	MAIN	\$40,348.89
111.13-5-6	450	MAIN	\$3,231.79
111.13-5-4.1	456	MAIN	\$15,979.37
111.13-6-4.311	465	MAIN	\$45,691.88
111.13-5-3	472	MAIN	\$2,670.44
111.13-6-8	477	MAIN	\$1,710.31
111.13-5-1.1	478	MAIN	\$12,462.06
111.13-6-5	483	MAIN	\$1,553.39
111.13-6-6	487	MAIN	\$3,627.20
111.46-9-8	495	MAIN	\$971.07
111.46-10-9	496	MAIN	\$2,675.07
111.46-10-2.11	500	MAIN	\$18,954.25
111.46-9-9	501	MAIN	\$1,227.27
111.46-9-10.1	505	MAIN	\$892.73
111.46-9-12	513	MAIN	\$1,695.73
111.46-9-13	515	MAIN	\$1,374.80
111.46-9-14	521	MAIN	\$1,890.97
111.46-9-15.1	523	MAIN	\$1,262.30



111.46-9-16	525	MAIN	\$922.92
111.46-9-7.2	529	MAIN	\$1,267.98
111.46-10-1.11	532	MAIN	\$49,206.66
111.46-9-17	535	MAIN	\$1,956.04
111.46-9-18	537	MAIN	\$2,269.70
111.46-10-1.12	540	MAIN	\$4,207.38
111.46-2-6.1	560	MAIN	\$28,867.61
111.46-2-1.11	564	MAIN	\$80,217.42
111.46-3-1.111	575	MAIN	\$77,435.76
111.46-2-1.12	580	MAIN	\$0.00
111.38-3-11.2	598	MAIN	\$7,062.94
111.38-4-6.112	601	MAIN	\$34,340.09
111.38-3-9.111/100	610	MAIN	\$343.23
111.38-3-9.111/1001	610	MAIN	\$428.23
111.38-3-9.111/1002	610	MAIN	\$432.95
111.38-3-9.111/1003	610	MAIN	\$437.40
111.38-3-9.111/1004	610	MAIN	\$409.39
111.38-3-9.111/102	610	MAIN	\$88.30
111.38-3-9.111/104	610	MAIN	\$656.56
111.38-3-9.111/1101	610	MAIN	\$487.37
111.38-3-9.111/1103	610	MAIN	\$985.61
111.38-3-9.111/1104	610	MAIN	\$409.39
111.38-3-9.111/1201	610	MAIN	\$428.23
111.38-3-9.111/1202	610	MAIN	\$432.95
111.38-3-9.111/1203	610	MAIN	\$437.40
111.38-3-9.111/1204	610	MAIN	\$409.39
111.38-3-9.111/1301	610	MAIN	\$723.82
111.38-3-9.111/1302	610	MAIN	\$634.23
111.38-3-9.111/1401	610	MAIN	\$825.01
111.38-3-9.111/1402	610	MAIN	\$1,175.99
111.38-3-9.111/200	610	MAIN	\$1,476.66
111.38-3-9.111/301	610	MAIN	\$901.01
111.38-3-9.111/400	610	MAIN	\$1,428.60
111.38-3-9.111/501	610	MAIN	\$355.35
111.38-3-9.111/502	610	MAIN	\$380.71
111.38-3-9.111/503	610	MAIN	\$418.39
111.38-3-9.111/504	610	MAIN	\$315.35
111.38-3-9.111/505	610	MAIN	\$268.33
111.38-3-9.111/601	610	MAIN	\$223.24
111.38-3-9.111/602	610	MAIN	\$380.71
111.38-3-9.111/603	610	MAIN	\$418.39

111.38-3-9.111/604	610	MAIN	\$315.35
111.38-3-9.111/605	610	MAIN	\$338.65
111.38-3-9.111/701	610	MAIN	\$293.56
111.38-3-9.111/702	610	MAIN	\$380.71
111.38-3-9.111/703	610	MAIN	\$418.39
111.38-3-9.111/704	610	MAIN	\$315.35
111.38-3-9.111/705	610	MAIN	\$268.33
111.38-3-9.111/801	610	MAIN	\$293.56
111.38-3-9.111/802	610	MAIN	\$327.56
111.38-3-9.111/803	610	MAIN	\$418.39
111.38-3-9.111/804	610	MAIN	\$315.35
111.38-3-9.111/805	610	MAIN	\$412.36
111.38-3-9.111/901	610	MAIN	\$223.24
111.38-3-9.111/902	610	MAIN	\$380.71
111.38-3-9.111/903	610	MAIN	\$418.39
111.38-3-9.111/904	610	MAIN	\$317.04
111.38-3-9.111/905	610	MAIN	\$338.65
111.38-4-20	615	MAIN	\$10,551.10
111.38-3-8	618	MAIN	\$3,939.97
111.38-3-6.11	622	MAIN	\$11,919.08
111.38-4-21	625	MAIN	\$3,995.83
111.38-4-6.12	639	MAIN	\$10,681.76
111.38-3-5	642	MAIN	\$0.00
111.38-3-4	650	MAIN	\$0.00
111.38-4-4.12	653	MAIN	\$3,617.62
111.38-4-4.111	663	MAIN	\$19,913.89
111.38-3-3	664	MAIN	\$0.00
111.38-4-3	667	MAIN	\$0.00
111.38-4-2	671	MAIN	\$1,179.68
111.38-3-2	674	MAIN	\$2,573.58
111.38-3-1	678	MAIN	\$3,700.56
111.38-4-1	681	MAIN	\$5,682.93
111.30-5-6	686	MAIN	\$5,627.40
111.30-4-3	689	MAIN	\$2,280.40
111.30-5-4.1	690	MAIN	\$1,477.64
111.30-4-1.1	695	MAIN	\$0.00
111.30-5-3	698	MAIN	\$4,450.73
111.30-5-2	710	MAIN	\$0.00
111.30-3-11	715	MAIN	\$1,751.01
111.30-2-3	716	MAIN	\$20,373.67
111.30-3-10	723	MAIN	\$1,360.47

111.30-3-8.12	731	MAIN	\$2,303.26
111.30-3-7	733	MAIN	\$3,948.83
111.30-2-2.2	736	MAIN	\$3,415.21
111.30-3-6	739	MAIN	\$1,682.80
111.30-3-5	743	MAIN	\$2,940.31
111.30-2-1.11	752	MAIN	\$2,203.11
111.30-3-4	753	MAIN	\$1,935.00
111.30-3-3	761	MAIN	\$746.57
111.30-3-2	763	MAIN	\$6,582.42
111.30-3-1	777	MAIN	\$20,724.21
111.46-2-1.11/UA	562	MAIN UNIT A	\$4,223.57
111.46-2-1.11/UB	562	MAIN UNIT B	\$16,427.39
111.46-2-1.11/UC	562	MAIN UNIT C	\$24,993.29
111.17-16-1.12	1	MARINE	\$0.00
111.17-16-1.13	2	MARINE	\$0.00
111.17-16-1.14	3	MARINE	\$0.00
111.13-6-7	5	MOHAWK EAST	\$83.67
111.13-6-4.112	11	MOHAWK EAST	\$2,461.89
111.17-5-3	70	PEARL ST	\$0.00
111.69-2-6.1	72	PEARL ST	\$4,116.31
111.69-2-5	82	PEARL ST	\$1,808.72
111.69-2-4	86	PEARL ST	\$0.00
111.69-2-3	92	PEARL ST	\$5,661.14
111.69-3-6	93	PEARL ST	\$6,640.93
111.69-2-2	100	PEARL ST	\$502.93
111.69-2-1	110	PEARL ST	\$3,820.48
111.61-2-12	128	PEARL ST	\$1,946.47
111.61-2-11	132	PEARL ST	\$1,455.66
111.61-2-5	140	PEARL ST	\$11,694.21
111.53-3-4.13	194	PEARL ST	\$0.00
111.53-3-4.11	212	PEARL ST	\$0.00
111.53-3-4.11/Z	212	PEARL ST	\$213.47
111.13-5-9	283	PEARL ST	\$255.92
111.46-12-2	318	PEARL ST	\$1,219.13
111.46-1-1.11	364	PEARL ST	\$0.00
111.38-9-4	388	PEARL ST	\$3,700.85
111.38-9-3	396	PEARL ST	\$648.49
111.38-2-11	406	PEARL ST	\$318.23
111.38-2-10	416	PEARL ST	\$847.14
111.38-2-9	420	PEARL ST	\$178.03
111.38-3-11.1	421	PEARL ST	\$2,381.11

111.38-2-8.1	424	PEARL ST	\$734.79
111.38-3-7.1	425	PEARL ST	\$198.06
111.38-2-8.2	426	PEARL ST	\$730.14
111.38-2-7	430	PEARL ST	\$105.04
111.38-2-4.1	432	PEARL ST	\$747.72
111.38-3-6.12	439	PEARL ST	\$796.68
111.38-2-2.1	452	PEARL ST	\$805.30
111.38-2-1.1	470	PEARL ST	\$1,646.77
111.30-6-21.1	478	PEARL ST	\$322.68
111.30-6-20	484	PEARL ST	\$1,725.53
111.30-6-19	492	PEARL ST	\$426.89
111.30-6-18	494	PEARL ST	\$148.76
111.30-6-25	496	PEARL ST	\$622.73
111.30-6-11.11	500	PEARL ST	\$52,148.18
111.30-5-1	505	PEARL ST	\$2,025.08
111.30-2-2.1	538	PEARL ST	\$600.85
111.30-2-1.211	554	PEARL ST	\$402.79
111.30-2-15	558	PEARL ST	\$221.87
111.30-2-16	560	PEARL ST	\$95.25
111.17-6-4	1	SENECA	\$88,532.30
111.17-6-1.111/A	3	SENECA	\$0.00
122.05-2-1.11	1	SEYMOUR H KNOX III	\$0.00
111.17-5-1.1	61	TERRACE	\$0.00
111.30-3-8.21	12	TUPPER EAST	\$1,196.69
111.70-3-1.2	177	WASHINGTON	\$7,210.19
111.70-3-1.1	263	WASHINGTON	\$0.00
111.13-23-6	285	WASHINGTON	\$320.45
111.13-23-7	295	WASHINGTON	\$338.26
111.13-23-8	297	WASHINGTON	\$271.49
111.13-23-1	303	WASHINGTON	\$244.79
111.13-23-9	325	WASHINGTON	\$0.00
111.54-4-6.1	369	WASHINGTON	\$9,334.45
111.54-4-10.1	385	WASHINGTON	\$46.73
111.54-4-11.12	387	WASHINGTON	\$95.69
111.54-4-1./1	391	WASHINGTON	\$9,614.18
111.54-4-1./2	391	WASHINGTON	\$14,888.76
111.13-7-5.1	451	WASHINGTON	\$1,223.95
111.13-6-4.312	464	WASHINGTON	\$25.59
111.13-7-7	465	WASHINGTON	\$8,821.66
111.13-6-1	468	WASHINGTON	\$0.00
111.46-8-9	477	WASHINGTON	\$0.00

111.46-9-15.2	500	WASHINGTON	\$151.47
111.46-8-10.1	501	WASHINGTON	\$8,551.03
111.46-9-7.11	504	WASHINGTON	\$987.73
111.46-9-6	510	WASHINGTON	\$2,915.18
111.46-8-6.1	515	WASHINGTON	\$756.62
111.46-8-14	517	WASHINGTON	\$316.00
111.46-8-15.1	519	WASHINGTON	\$0.00
111.38-6-1	571	WASHINGTON	\$4,150.31
111.38-5-2	573	WASHINGTON	\$0.00
111.30-3-9	630	WASHINGTON	\$458.43
111.38-5-1.1	677	WASHINGTON	\$4,790.80
111.31-13-2	699	WASHINGTON	\$124.40
111.31-13-3	703	WASHINGTON	\$1,143.95

\$1,744,200.00

		SEYMOUR KNOX	
122.05-2-1.1/MALL	1	PLAZA	\$18,000.00
111.17-12-1.21/MALL	95	WASHINGTON	\$34,675.00

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 222

RE: Levy and Apportionment of EC Real Property Tax for 2022 (COMM. 25E-7)

WHEREAS, the Erie County budget for the year 2022 has been adopted by the Erie County Legislature.

NOW, THEREFORE, BE IT

RESOLVED, that the amounts in said County budget that are required to be raised by taxes, by the Legislature’s adoption of the Erie County Budget for 2022, are hereby levied upon and shall be collected from the taxable property situated within the County of Erie and liable therefore, effective January 1, 2022; and be it further

RESOLVED, that the Director of Real Property Tax Services is hereby directed to apportion said taxes to be raised for such budget against the taxable property liable, therefore, as provided by law; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, Director of Budget and Management, County Comptroller, County Attorney, and Scott A. Bylewski, Director of Real Property Tax Services.

Item 50 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 223

RE: Section 520 Exemption Charges for  
2022  
(COMM. 25E-8)

WHEREAS, Section 520 Exemption Charges for 2022 have been calculated as indicated on the attached schedule.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Director of Real Property Tax Services is directed to spread the amount of taxes, as indicated on the attached schedule, upon the tax rolls of the several municipalities in Erie County, being taxes due from the exemption removal on properties transferred during the past year, pursuant to Section 520 of the Real Property Tax Law; and be it further

RESOLVED, that certified copies of this resolution shall be sent to the County Executive, Scott A. Bylewski, Director of Real Property Tax Services, the Erie County Comptroller, and Assistant County Attorney Gregory Kammer.

EXEMPTION REMOVALS FOR 2022 COUNTY TAX

Town	County	Town	Total
Buffalo	\$ 217,878.28	\$ -	\$ 217,878.28
C. Lack	\$ 14,682.78	\$ -	\$ 14,682.78
C. Ton	\$ 18,580.26	\$ -	\$ 18,580.26
Alden	\$ 18,454.58	\$ 6,068.36	\$ 24,522.94
Amherst	\$ 65,576.98	\$ 69,382.82	\$ 134,959.80
Aurora	\$ 21,526.94	\$ 8,231.40	\$ 29,758.34
Boston	\$ 10,355.68	\$ 2,831.50	\$ 13,187.18
Brant	\$ 910.25	\$ 500.78	\$ 1,411.03
Cheektowaga	\$ 121,244.10	\$ 146,219.30	\$ 267,463.40
Clarence	\$ 12,512.24	\$ 5,388.59	\$ 17,900.83
Colden	\$ 4,527.72	\$ 1,689.78	\$ 6,217.50
Collins	\$ 4,488.58	\$ 1,629.96	\$ 6,118.54
Concord	\$ 12,864.42	\$ 3,904.84	\$ 16,769.26
Eden	\$ 4,602.60	\$ 2,300.74	\$ 6,903.34
Elma	\$ 7,842.88	\$ 388.67	\$ 8,231.55

Evans	\$ 16,068.89	\$ 23,752.66	\$ 39,821.55
Grand Island	\$ 14,700.80	\$ 7,573.54	\$ 22,274.34
Hamburg	\$ 66,978.72	\$ 52,249.26	\$ 119,227.98
Holland	\$ 852.21	\$ 763.46	\$ 1,615.67
Lancaster	\$ 23,703.68	\$ 21,173.04	\$ 44,876.72
Marilla	\$ 5,837.43	\$ 288.55	\$ 6,125.98
Newstead	\$ 3,562.14	\$ 910.94	\$ 4,473.08
North Collins	\$ 1,796.51	\$ 987.37	\$ 2,783.88
Orchard Park	\$ 49,517.07	\$ 26,297.68	\$ 75,814.75
Sardinia	\$ 499.36	\$ -	\$ 499.36
Tonawanda	\$ 93,489.19	\$ 74,158.00	\$ 167,647.19
Wales	\$ 2,208.44	\$ 123.14	\$ 2,331.58
West Seneca	\$ 84,875.62	\$ 124,262.51	\$ 209,138.13
	\$ 900,138.35	\$ 581,076.89	\$ 1,481,215.24

Item 51 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. TODARO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 224

RE: Acceptance of Alzheimer Disease  
Caregiver Support Initiative 2022 Grant  
Funding  
(COMM. 25E-9)

WHEREAS, the Alzheimer’s Association of Western New York Chapter (Association) estimates that there are close to 20,000 Erie County residents suffering from Alzheimer’s Disease, and over 54,000 family caregivers striving to meet their needs; and

WHEREAS, for the last six years (2016 to 2021) the Department of Senior Services (Department), in conjunction with the six other counties of Western NY, has, through the Association, received annual Alzheimer Disease Caregiver Support Initiative (ADCSI) grant funding to provide care consultations and respite services; and

WHEREAS, the Association has recently awarded the Department \$112,060 of ADCSI grant funds for the six-month period January 1, 2022 to June 30, 2022; and

WHEREAS, no additional County funds are required, as the grant is 100% funded by the grantor.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive be and is hereby authorized to contract with the Alzheimer’s Disease and Related Disorders Association, Inc. d/b/a Alzheimer’s Association Western

New York Chapter, to accept the \$112,060 of ADCSI funding for the period January 1, 2022 to June 30, 2022; and be it further

RESOLVED, the County Executive be and is hereby authorized to enter into contracts and amendments with the Alzheimer's Association to effectuate changes to funding levels or grant period; and be it further

RESOLVED, that the budget for the 163ADCSI2022 grant, be established as follows:

REVENUES		BUDGET
Account	Description	
414000	Federal Revenue	\$112,060
APPROPRIATIONS		BUDGET
Account	Description	
510000	Local Mileage Reimbursement	\$998
516020	Pro Ser Cnt and Fees	\$6,960
516023	Adult Day Care	\$16,380
516026	Home Care Services	\$31,575
916390	ID Senior Srvs Grant	\$56,147
TOTAL APPROPRIATIONS		\$112,060

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust the budget as required to comply with the Alzheimer's Association approved funding levels; and be it further

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

Item 52 – MR. MEYERS presented the following resolution and moved for immediate consideration. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 225

RE: Security Surveillance Controller  
Upgrade  
(COMM. 25E-10)

WHEREAS, the Erie County Department of Homeland Security & Emergency Services, Erie County Sheriff's Department, Erie County Department of Central Police Services and Erie County Department of Public Works all depend on the use of surveillance equipment to protect persons and assets; and



WHEREAS, the Department of Homeland Security and Emergency Services is responsible for the safety and security of employees, vendors, contractors, and visitors to Erie County facilities; and

WHEREAS, the use of surveillance equipment allows for less manpower to be used to monitor and protect the grounds of County facilities; and

WHEREAS, the catastrophic loss of surveillance equipment will place employees, vendors, contractors, and visitors in potential harm; and

WHEREAS, the ability of Erie County to protect against claim shall be significantly reduced; and

WHEREAS, the pricing for such service and equipment not be bid out as under purchasing policy involving New York State Office of General Services pricing under contract number PT68877.

NOW, THEREFORE, BE IT

RESOLVED, that the necessary fund transfers occur to allow for the execution of the contract to upgrade the necessary systems; and be it further

RESOLVED, that the Department of Homeland Security and Emergency Services shall use an approved vendor under the New York State Office of General Services contract; and be it further

RESOLVED, that the Department of Homeland Security and Emergency Services be granted the authority to enter into a contract not to exceed \$220,716.00 with U&S Services of Tonawanda, New York; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive; the Director of the Division of Budget and Management; Vallie Ferraraccio, the Director of the Department of Purchasing and the Department of Homeland Security & Emergency Services c/o Darien Pratchett.

MR. MEYERS moved to amend the item. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Add the Following as a New Fourth Resolve Clause:

RESOLVED, that the funds for this \$220,716 procurement shall come from the General Fund (110), Countywide Interfund Accounts (Fund Center 14020), Account 570050 (Interfund Transfers Capital); and be it further

MR. MEYERS moved to approve the item as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Item 53 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 226

RE: SUNY Erie Campus-Wide 2021  
Sidewalk & Concrete Curb Replacement  
(COMM. 25E-11)

WHEREAS, the New York State Education Department (NYSED) conducted an on-site Civil Rights Compliance Review of the Career and Technical Education programs and support services at SUNY Erie Community College, a recipient of federal funding administered through NYSED, and a Voluntary Compliance Plan (VCP) was issued as a result of the finding/violations; and

WHEREAS, the proposed site-specific accessibility upgrade work for the South Campus will contribute to comply with the NYSED’s VCP, and a building specific accessibility upgrade project is underway for the South Campus (COMM. 10E-11 (2021)); and

WHEREAS, the sidewalk and concrete curb replacement, and stair tread repair for the North and South Campuses will eliminate hazardous pedestrian conditions that may potentially cause injury; and crack sealing of existing asphalt parking lots as a preventative maintenance method will extend pavement service life and prevent water infiltration through cracks; and

WHEREAS, the County of Erie received bids for the SUNY Erie Community College Campus-wide 2021 Sidewalk and Concrete Curb Replacement project on Tuesday November 30, 2021; and

WHEREAS, the lowest responsible bidder for the General Construction Work is Scott Lawn Yard Inc.; and

WHEREAS, the County will receive 50% reimbursement from New York State for this project; and

WHEREAS, the Department of Public Works is recommending award of the contract to the lowest responsible bidder.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with the lowest responsible bidder for SUNY Erie Community College Campus-wide 2021 Sidewalk and Concrete Curb Replacement project for an amount not to exceed as follows:

General Construction Work  
Scott Lawn Yard Inc.

Base Bid: \$ 1,824,169  
Deduct Alternate No. G-2 (\$ 1,950)

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Total Award of General Construction Contract: \$ 1,822,219

and be it further

RESOLVED, that the sum of \$177,781 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

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

RESOLVED, that the Comptroller’s Office be authorized to make payment for all the above from the approved capital budgets, Fund 480, Funds Center 122, follows:

E.17003	2017 Collegewide Sitework - Erie Community College	\$ 753,640
E.20001	2020 Collegewide Improvements and Renovations	\$ 1,246,360
For a Total Amount Not to Exceed		\$ 2,000,000

and be it further

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

Item 54 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 227

RE: CSEA Erie Correctional Unit 6734 of  
Local 815 2022-2026 Collective  
Bargaining Agreement  
(COMM. 25E-12)

WHEREAS, Erie County is a municipal corporation and is bound by the New York State Taylor Law to negotiate terms and conditions of employment with duly elected employee organizations; and

WHEREAS, the Civil Service Employees’ Association Erie Correctional Unit 6734 of Local 815 (“CSEA Corrections” or “Unit”) represents the Civilians, Corrections Officers, Sergeants, Lieutenants, and Captains employed by the Sheriff’s Office (Alden Correctional Facility); and

WHEREAS, the existing collective bargaining agreement between Erie County and the Unit will expire on December 31, 2021; and

WHEREAS, Erie County and the Unit negotiated a collective bargaining agreement, covering the period between January 1, 2022 and December 31, 2026; and

WHEREAS, unit membership recently ratified the agreement; and

WHEREAS, the New York State SFY 21-22 Budget eliminated the 20% reduction in local aid payments, thereby freeing up local share funding for other purposes.

NOW, THEREFORE, BE IT

RESOLVED, the agreement between Erie County and the Unit for the period January 1, 2022-December 31, 2026, is hereby approved; and be it further

RESOLVED, all terms and conditions of the successor agreement shall be implemented in full; and be it further

RESOLVED, that authorization is provided to appropriate in 2021 and carry-forward such funding into 2022 for up to \$1,300,000 from Fund 110, Funds Center 14010 Account 409050 – State Aid Revenue Offset, in order to cover all or a portion of the net 2022 local share costs of the successor agreement; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any and all required budgetary adjustments to properly fund the increased costs associated with the Unit agreement and the Commissioner of Personnel is authorized to make any necessary personnel adjustments to implement the terms of the agreement for County employees; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, Erie County Comptroller, Erie County Sheriff's Office, Division of Budget and Management, Department of Labor Relations, Department of Personnel and the Erie County Fiscal Stability Authority.

Item 55 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 228

RE: EC Sheriff's Police 2022-2026  
Collective Bargaining Agreement  
(COMM. 25E-13)

WHEREAS, Erie County is a municipal corporation and is bound by the New York State Taylor Law to negotiate terms and conditions of employment with duly elected employee organizations; and

WHEREAS, PBA is an employee union organization which represents Deputy Sheriffs, Sergeants, Lieutenants, and Captains employed by the County and the Erie County Sheriff's Department; and

WHEREAS, the existing collective bargaining agreement between Erie County and PBA will expire on December 31, 2021; and

WHEREAS, Erie County and PBA negotiated a collective bargaining agreement, covering the period between January 1, 2022 and December 31, 2026; and

WHEREAS, PBA membership recently ratified the agreement; and

WHEREAS, the New York State SFY 21-22 Budget eliminated the 20% reduction in local aid payments, thereby freeing up local share funding for other purposes.

NOW, THEREFORE, BE IT

RESOLVED, the agreement between Erie County and PBA for the period January 1, 2022-December 31, 2026, is hereby approved; and be it further

RESOLVED, all terms and conditions of the successor agreement shall be implemented in full; and be it further

RESOLVED, that authorization is provided to appropriate in 2021 and carry-forward such funding into 2022 for up to \$850,000 from Fund 110, Funds Center 14010 Account 409050 – State Aid Revenue Offset, in order to cover all or a portion of the net 2022 local share costs of the successor agreement; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any and all required budgetary adjustments to properly fund the increased costs associated with the PBA Agreement and the Commissioner of Personnel is authorized to make any necessary personnel adjustments to implement the terms of the agreement for County employees; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, Erie County Comptroller, Erie County Sheriff's Office, Division of Budget and Management, Department of Labor Relations, Department of Personnel and the Erie County Fiscal Stability Authority.

Item 56 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

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

AYES: MR. GREENE, MR. MILLS, MR. TODARO, CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. NOES: MR. LORIGO. (AYES: 10; NOES: 1)

CARRIED.

RESOLUTION NO. 229

RE: Buffalo Niagara Convention Center

Façade & Entry Improvements  
(COMM. 25E-14)

WHEREAS, the Buffalo Niagara Convention Center façade is original to the building, worn, and outdated, this project will help maintain client engagement, stay competitive in the industry, and maintain its appeal to its existing customers; and

WHEREAS, the scope of the work includes a more modern exterior façade, new entry and egress doors, revised door layout for better flow of event goers, interior ceiling renovations as the entry vestibule is getting larger to meet code, and site work improvements to create safer entry for event goers, as well as a dedicated loading/ unloading zone for event vendors; and

WHEREAS, the County of Erie received bids for the Buffalo Niagara Convention Center Façade and Entry Improvements project on November 23, 2021; and

WHEREAS, the Department of Public Works will be rebidding the Plumbing Contract package as only one bid was received missing required bid items; and

WHEREAS, it has been determined that Rodriguez Construction Group is the lowest responsible bidder as the actual lowest bidder, Picone Construction, withdrew their bid in accordance with General Municipal Law 103 due to a mathematical error on their part within their sealed bid proposal that was realized by Picone after bids were publicly opened and read aloud; and

WHEREAS, the County previously entered into an agreement with Trautman Associates Architects/Engineers (Trautman Associates) to provide architectural and engineering services for the BNCC per COMM. 6E-24 (2021) and 8E-7 (2021); and

WHEREAS, The County requested a proposal from Trautman Associates to perform full-time construction inspection to ensure the project is constructed in accordance with the plans prepared by Trautman Associated; and

WHEREAS, the County is seeking to amend its agreement with Trautman Associates as the engineer of record to allow for the construction inspection of the project; and

WHEREAS, the Department of Public Works and Trautman Architects are recommending award of the contracts to the lowest responsible General Construction, Electrical and Mechanical bidders.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter in contracts with the lowest responsible bidders for the Buffalo Niagara Convention Center Façade and Entry project for an amount not to exceed as follows:

General Construction Work		
Rodriguez Construction Group	Base Bid:	\$ 4,800,000

Electrical Construction Work Frey Electric Corp.	Base Bid:	\$ 620,000
Mechanical Construction Work Greater Niagara Mechanical Inc.	Base Bid:	\$ 207,600
Construction Inspection Trautman Associates		\$ 120,000
Total Construction Cost		\$5,747,600

and be it further

RESOLVED, that the sum of \$425,000 be allocated to a Construction Contingency Fund with authorization for the County Executive to approve change orders in an amount not to exceed the Contingency Fund; and be it further

RESOLVED, that any allowance and contingency funds that remain unspent will be returned to the capital budget; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payment for the above from the Convention Center project previously approved in the ARP resolution, Comm. 13E-15 (2021), as amended, 7/8/2021, as well as projects previously approved in the 2018-2021 Capital Budgets, Fund 410, Funds Center 122 as follows:

A.18006 – DPW (Buildings and Grounds) – MEP Improvements	\$ 239,726.88
A.19013 – 2019 Buffalo Niagara Convention Center Improvements	\$ 470,850.61
A.20006 – 2020 Buffalo Niagara Convention Center Improvements	\$ 500,000.00
A.20002 – DPW (Building and Grounds) – Roof Replace and Exterior	\$ 92,772.51
A.21102 – 2021 Buffalo Niagara Convention Center Improvements	\$ 750,000.00
A.21163 – 2021 Convention Center Façade	\$4,119,250.00
Total	\$6,172,600.00

and be it further

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

Item 57 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 230

RE: PILOT Agreement for School 78  
Project, City of Buffalo  
(COMM. 25E-15)

WHEREAS, School 78 Project consists of the renovation and conversion of the former Buffalo Public School #78 building into forty-six (46) affordable rental units for multi-family housing located at 321 Olympic Avenue, Buffalo, NY 14215; 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 CDS Buffalo 78 LLC and/or CDS Buffalo 78 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 CDS Buffalo 78 LLC, CDS Buffalo 78 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 PILOT	City	County
1	\$ 10,466	\$ 7,849	\$ 2,616
2	\$ 10,780	\$ 8,085	\$ 2,695
3	\$ 11,103	\$ 8,327	\$ 2,776
4	\$ 11,436	\$ 8,577	\$ 2,859
5	\$ 11,779	\$ 8,834	\$ 2,945
6	\$ 12,133	\$ 9,100	\$ 3,033
7	\$ 12,497	\$ 9,373	\$ 3,124
8	\$ 12,872	\$ 9,654	\$ 3,218
9	\$ 13,258	\$ 9,943	\$ 3,314
10	\$ 13,655	\$ 10,242	\$ 3,414
11	\$ 14,065	\$ 10,549	\$ 3,516
12	\$ 14,487	\$ 10,865	\$ 3,622
13	\$ 14,922	\$ 11,191	\$ 3,730
14	\$ 15,369	\$ 11,527	\$ 3,842



15	\$ 15,830	\$ 11,873	\$ 3,958
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FROM THE COUNTY CLERK

Item 58 – MR. MEYERS presented the following resolution and moved for immediate consideration. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 231

RE: Authorization to Contract for Zombie  
Property Outreach Service  
(COMM. 25E-16)

WHEREAS, the County Clerk is an independently elected official responsible for recording, filing and maintaining a central repository of legal documents and records affecting property titles, including land and real estate transactions; and

WHEREAS, the County Clerk, as an agent of the State, collects mortgage and real estate transfer taxes that are then apportioned between the State, State agencies, the County, and cities, towns and villages located within Erie County; and

WHEREAS, a “Zombie Property” is a parcel improved by a one-to-four-family dwelling and abandoned by its occupants when a foreclosure action has been instituted against the property owner; and

WHEREAS, upon vacating the properties, the structures experience: damage from weather, scavenging, squatters, and criminal activity and the resulting deterioration creates nuisance conditions and can often affect the values of surrounding properties; and

WHEREAS, the prolonged foreclosure process clouds title to the property, making it difficult for municipalities to enforce code violations resulting from neglect and leads to blight; and

WHEREAS, the COVID-19 pandemic introduced unanticipated and unprecedented economic strains on our community; and

WHEREAS, the statewide default on mortgages soared to 11.8% at the height of the pandemic, and the most recent numbers from October 2021 indicated that owner-occupied mortgage defaults were at 7.4%; and

WHEREAS, the default rate topped out at 3.8% during the foreclosure crisis of the Great Recession and community leaders are anticipating a foreclosure crisis of greater magnitude resulting from the impact of COVID-19; and

WHEREAS, the Erie County Clerk recognizes that grappling with the blight of Zombie Properties transcends all communities and impacts all County taxpayers, regardless of the property location and believes this initiative will become more important as the number of foreclosures is anticipated to rise; and

WHEREAS, the intended effect of combating Zombie Properties is to put them in a position for improvement and conveyance so there may be an increase in mortgage and transfer tax revenues, as well as securing value in the County's tax base; and

WHEREAS, the Erie County Clerk issued RFP #2021-044VF seeking proposers for Zombie Property Outreach Services, advertised in the Orchard Park Bee and Buffalo Challenger, provided the RFP to several potential proposers; and

WHEREAS, two (2) proposals were received and reviewed by a committee which scored the proposals, reviewed the costs, reviewed the proposed services and reviewed the past work of the proposers; and

WHEREAS, the committee determined Western New York Law Center, Inc.'s proposal best responded to the request and is the most responsible and well-regarded organization to perform the services; and

WHEREAS, the funds necessary to cover the costs of this contract are available if the Legislature approves the County Executive's proposed 2022 Budget.

NOW, THEREFORE, BE IT

RESOLVED, that Erie County is hereby authorized to enter into a contract with Western New York Law Center, Inc., in the amount of \$250,000, for zombie property outreach services for an initial term of twelve (12) months; and be it further

RESOLVED, that the source of these funds comprising payment under the contract to the Western New York Law Center, Inc., in the amount of \$250,000, shall be from the 2022 Erie County Budget, County Clerk – Registrar Division, Account No.: 516020 – Professional Services Contracts and Fees; and be it further

RESOLVED, the County shall be entitled to renew the agreement for two (2) consecutive twelve (12) month terms, at the County Clerk's sole discretion and contingent upon available budgeted funds; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive; the Director of the Division of Budget and Management; the County Attorney and the Erie County Clerk.

MR. MEYERS moved to amend the item. MR. TODARO seconded.

CARRIED UNANIMOUSLY.

Delete the Third Resolve Clause in its Entirety.

MR. MEYERS moved to approve the item as amended. MR. TODARO seconded.

CARRIED UNANIMOUSLY.

FROM THE COUNTY EXECUTIVE

Item 59 – (COMM. 25E-17) Appointments to the Fire Advisory Board

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE SHERIFF

Item 60 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 232

RE: Personnel Adjustments - EC Sheriff's  
Office  
(COMM. 25E-18)

WHEREAS, the Erie County Sheriff's Office is making personnel adjustments that would be effective January 1, 2022; and

WHEREAS, the incoming administration identifies the following positions as critical for its plans to transform the Office of the Sheriff beginning January 1, 2022; and

WHEREAS, the agency is adjusting the Superintendent of the Jail Management Division position from the current Job Group 16, Step D with an annual wage of \$128,394.00 to a Job Group 16, Step 5 with an annual wage of \$117,541.00; and

WHEREAS, the agency is adjusting the Chief Deputy – Civil Enforcement position from the current Job Group 14, Step E with an annual wage of \$107,912.00 to a Job Group 14, Step 5 with an annual wage of \$96,934.00; and

WHEREAS, the agency is adjusting the First Deputy Superintendent – Compliance position from the current Job Group 16, Step E with an annual wage of \$131,107.00 to a Job Group 16, Step 5 with an annual wage of \$117,541.00; and

WHEREAS, the agency is requesting to hire an individual for the Executive Assistant to the Sheriff – Public Relations position at the 2022 budgeted Job Group 8, Step 5 and an annual wage of \$60,224.00; and

WHEREAS, the Sheriff's Office is requesting the deletion of the Administrative Assistant – Sheriff position (Job Group 9, with an annual wage of \$50,020.00) and create a non-competitive, non-bargaining unit position of Assistant Chief of Administration (Job Group 13, with an annual wage of \$97,148.00); and

WHEREAS, the agency is following a recommendation of the Police Reform Citizen Task Force of creating a community liaison position; and

WHEREAS, the agency is requesting to create the non-competitive, non-bargaining position of Community Liaison, Job Group 8, with an annual wage of \$47,815.00, that will be responsible for collaborating with community-based organizations, faith-based organizations, and towns and villages to develop and oversee a community policing plan; and

WHEREAS, over the past several years, the Sheriff's Office has developed, in collaboration with community organizations, multiple inmate services, and reintegration programs; and

WHEREAS, the Sheriff's Office seeks to create the position of Chief of Community Reintegration that will be responsible for overseeing all re-entry programming for incarcerated individuals; and

WHEREAS, the position will be a non-competitive, non-bargaining with a Job Group 15, Step D designation and with an annual wage of \$116,682.00; and

WHEREAS, the creation of the three additional positions will have a savings of \$396.24 due to vacancy and variable minimum savings.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the variable minimum change to the Superintendent of the Jail Management Division position from the current Job Group 16, Step D with an annual wage of \$128,394.00 to a Job Group 16, Step 5 with an annual wage of \$117,541.00; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the variable minimum change to the Chief Deputy – Civil Enforcement position from the current Job Group 14, Step E with an annual wage of \$107,912.00 to a Job Group 14, Step 5 with an annual wage of \$96,934.00; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the variable minimum change to the First Deputy Superintendent – Compliance position from the current Job Group 16, Step E with an annual wage of \$131,107.00 to a Job Group 16, Step 5 with an annual wage of \$117,541.00; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the agency to hire an individual for the Executive Assistant to the Sheriff – Public Relations position at the budgeted Job Group 8, Step 5 with an annual wage of \$60,224.00; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the agency to delete the Administrative Assistant – Sheriff position (Job Group 9, with an annual wage of \$50,020.00) and create a non-competitive, non-bargaining unit position of Assistant Chief of Administration (Job Group 13, with an annual wage of \$97,148.00); and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the Sheriff's Office to create the non-competitive, non-bargaining position of Community Liaison, Job Group 8, with an annual wage of \$47,815.00, which will be responsible for developing and overseeing a community policing plan in collaboration with community-based and faith-based organizations, and with towns and villages; and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the Sheriff's Office to create the position of Chief of Community Reintegration, which will be a non-competitive, non-bargaining at a Job Group 15, Step D with an annual wage of \$116,682.00; and be it further

RESOLVED, that the changes take effect on January 1, 2022; and be it further

RESOLVED, that the Division of Budget and Management is hereby authorized to make any necessary changes to the Sheriff's 2022 budget; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive's Office, the Department of Personnel, the Division of Budget and Management, and the Erie County Sheriff's Office.

Item 61 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 233

RE: Authorization to Accept 2021-2024  
Human Trafficking Grant  
(COMM. 25E-19)

WHEREAS, the United States Department of Justice has awarded \$750,000.00 to the Erie County Sheriff's Office to combat human trafficking; and

WHEREAS, the Human Trafficking grant term is October 1, 2021, through September 30, 2024; and

WHEREAS, this grant is to be used to combat human trafficking activities in the Western New York region; and

WHEREAS, grant funds will be used to pay for, in part or its entirety, or reimburse participating municipalities and law enforcement agencies for personnel, fringe benefits, training, travel, supplies, awareness campaign materials, and consultants for the Western New York Human Trafficking Task Force; and

WHEREAS, the grant designates the Erie County Sheriff's Office as the lead law enforcement agency and administrator of the grant for law enforcement investigations; and

WHEREAS, the grant further stipulates that the County of Erie is to reimburse participating non-county, municipal employees, and law enforcement agencies that are part of the WNY Human

Trafficking Task Force for mandatory training and travel expenses incurred by designated task force members.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office and the County Executive are hereby authorized to enter into an agreement with the United States Department of Justice and accept the terms and the funding within the 2021 – 2024 Human Trafficking grant; 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  
21-24 Human Trafficking Grant  
October 1, 2021, to September 30, 2024

REVENUE		DECREASE
414000	Federal Revenue	\$750,000.00
APPROPRIATION		INCREASE
414000	Federal Revenue	\$750,000.00
Total Revenue		\$750,000.00

and be it further

RESOLVED, that the County Executive and the Erie County Sheriff's Office are authorized to enter into sub-contracts with the participating agencies to reimburse the entities for expenses incurred during the grant period; and be it further

RESOLVED, the Division of Budget and Management is authorized to make any technical adjustments necessary for the 2021 – 2024 Human Trafficking Grant; and be it further

RESOLVED, the Erie County Comptroller's Office is hereby authorized to release the designated funds and make any payments necessary associated with this grant for training, travel, and payment to partner agencies; and be it further

RESOLVED, that certified copies shall be sent to the Division of Budget and Management, Erie County Comptroller, Erie County Personnel Department, and the Chief of Administration of the Sheriff's Office for implementation.

FROM THE DISTRICT ATTORNEY

Item 62 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 234

RE: Authorization to Accept Innovative  
Prosecution Solutions Grant  
(COMM. 25E-20)

WHEREAS, the District Attorney's Office's has been awarded \$335,000 under the US Department of Justice BJA FY 21 Smart Prosecution - Innovative Prosecution Solutions grant for the period of October 1, 2021 to September 30, 2023; and

WHEREAS, authorization is required by the Erie County Legislature for the County Executive to enter into a grant contract and accept \$335,000 in federal resources to provide funding for a Forensic Evidence Prosecutor.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract with the US Department of Justice to fund a Forensic Evidence Prosecutor for the District Attorney's Office; and be it further

RESOLVED, that effective December 18, 2021, authorization is provided to create one position of Assistant District Attorney V (JG 16) in fund 281, fund center 11400 (B100 #12672); and be it further

RESOLVED, that authorization is hereby provided to establish the District Attorney's Innovative Prosecution Solutions Grant as follows:

Innovative Prosecution Solutions (IPS) Grant  
October 1, 2021 to September 30, 2023  
Fund: 281, Cost Center: 1140050, Grant: 114IPS2123

Revenue

414000 Federal Revenue	\$ 335,000
Total Revenue	<u>\$ 335,000</u>

Appropriation

500000 Full Time Salaries	\$ 227,344
502000 Fringe Benefits	\$104,919
510100 Out of Area Travel	<u>\$2,737</u>
Total Appropriations	<u>\$ 335,000</u>

and be it further

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

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

FROM CHAIR BASKIN

Item 63 – (COMM. 25E-21) 2022 Schedule of Legislative Sessions

Received, filed and printed.

2022 SCHEDULE OF LEGISLATIVE SESSIONS

JANUARY	JULY
6	7
20	21
FEBRUARY	AUGUST
3	Recess
17	
MARCH	SEPTEMBER
3	8
17	22
APRIL	OCTOBER
14	6
28	20
MAY	NOVEMBER
12	3
26	17
JUNE	DECEMBER
9	1 - Session & Budget Vote
23	15 - Session & Budget Override

All Regular Sessions will begin at 12:00 p.m. in the Legislature Chambers unless notice is provided for meeting(s) to be conducted virtually/telephonically due to the Covid-19 pandemic.

Pre-Session Joint Caucus Meetings held on the day of Session begin at 10:00 a.m.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE DEPUTY COMPTROLLER

Item 64 – (COMM. 25D-1) Law Department Spending - 10/2021

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.



FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 65 – (COMM. 25D-2) Budget Monitoring Report for Period Ending 10/2021

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE DEPARTMENT OF LAW

Item 66 – (COMM. 25D-3) Transmittal of New Claims Against EC

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE DEPARTMENT OF LAW

Item 67 – (COMM. 25D-4) Local Emergency Order Extensions

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

FROM VISIT BUFFALO NIAGARA

Item 68 – (COMM. 25M-1) 2021 Second Quarter Report & Financial Statements

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**ANNOUNCEMENTS**

Item 69 – Chair Baskin announced that the next session of the Erie County Legislature will be the reorganization meeting and will be held on Thursday, January 6, 2022 at 12:00 p.m. Chair Baskin further announced that the County Legislature wishes Legislator Kevin Hardwick, Comptroller-Elect, well on his future endeavors in the Comptroller's Office.

**MEMORIAL RESOLUTIONS**

Item 70 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Winifred Clark.

Item 71 – Legislator Greene requested that when the Legislature adjourns, it do so in memory of Irene Pawlik.

Item 72 – Legislator Chimera requested that when the Legislature adjourns, it do so in memory of Mary Ciovacco.

Item 73 – Legislator Johnson requested that when the Legislature adjourns, it do so in memory of the victims of the tornados in Kentucky.

Item 74 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of Ronald Dobiesz.

Item 75 – Legislator Todaro requested that when the Legislature adjourns, it do so in memory of Gary J. Pantling.

**ADJOURNMENT**

Item 76 - At this time, there being no further business to transact, CHAIR BASKIN announced that the Chair would entertain a Motion to Adjourn.

MR. HARDWICK moved that the Legislature adjourn until Thursday, January 6, 2022 at 12:00 p.m. Eastern Standard Time. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, January 6, 2022 at 12:00 p.m. Eastern Standard Time.

**ROBERT M. GRABER  
CLERK OF THE LEGISLATURE**