

**ERIE COUNTY LEGISLATURE**  
**MEETING NO. 8**  
**APRIL 28, 2022**

The Legislature was called to order by Chair Baskin.

All members present.

An Invocation was held, led by Mr. Gilmour, who requested a moment of silence.

The Pledge of Allegiance was led by Ms. Chimera.

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 Meeting Number 7 from 2022. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – MS. VINAL presented a proclamation Celebrating and Honoring the Ribbon Cutting of the Parallel Employment Group.

Item 6 – CHAIR BASKIN presented a proclamation Acknowledging and Recognizing the Easter Eggstravaganza Hunt Hosted by Ms. Yolandra "Diane" Baker.

Item 7 – MR. GILMOUR & MR. JOHNSON presented a proclamation In Remembrance of Phenerson "Phenny" Chillis.

Item 8 – CHAIR BASKIN presented a proclamation In Remembrance of Crystal Elmerena Viverette.

Item 9 – CHAIR BASKIN presented a proclamation Recognizing Melinated Moms during Black Maternal Health Week 2022.

Item 10 – MR. LORIGO, MR. GREENE, MR. TODARO & MR. MILLS presented a proclamation Celebrating National Public Safety Telecommunicators Week.

Item 11 – CHAIR BASKIN presented a proclamation Acknowledging and Recognizing the Azeem Family Foundation Upon the Occasion of Hosting Their First Communal Iftar and Toy Drive.

Item 12 – MS. VINAL presented a proclamation Congratulating and Honoring Donald Geib for 50 Years of Service with the North Bailey Fire Company.

Item 13 – MR. GILMOUR & MR. JOHNSON presented a proclamation Acknowledging, Celebrating and Recognizing Ramona A. Clemons Upon the Occasion of Her 31st Birthday.

Item 14 – MS. VINAL presented a proclamation Congratulating and Honoring Terry Sykes for 50 Years of Service with the North Bailey Fire Company.

Item 15 – MR. JOHNSON & CHAIR BASKIN presented a proclamation In Remembrance of Yvonne James-Brown.

Item 16 – CHAIR BASKIN, MR. MEYERS, MR. LORIGO, MR. JOHNSON, MS. CHIMERA, MR. BARGNESI, MS. VINAL, MR. GREENE, MR. TODARO, MR. GILMOUR & MR. MILLS presented a proclamation Honoring and Recognizing Quadrant Biosciences' Laboratory Professionals During National Medical Laboratory Professionals Week.

Item 17 – MS. CHIMERA presented a proclamation Recognizing Erie County's Climate Ambassadors for Helping to Make Erie County Healthier and More Resilient.

Item 18 – MR. MILLS presented a proclamation Honoring Ruth Spencer for Her Community Spirit.

Item 19 – MR. GREENE presented a proclamation Honoring Daniel Girzone as a Member of the Main-Transit Fire Dept. Junior Firefighter Program.

Item 20 – MR. GREENE presented a proclamation Honoring T.J. Hutchinson as a Member of the Main-Transit Fire Dept. Junior Firefighter Program.

Item 21 – MR. GREENE presented a proclamation Honoring Zachary Jacobson as a Member of the Main-Transit Fire Dept. Junior Firefighter Program.

Item 22 – MR. GREENE presented a proclamation Honoring Matthew Zak as a Member of the Main-Transit Fire Dept. Junior Firefighter Program.

Item 23 – MR. GREENE presented a proclamation Honoring Shelby Edwards as a Member of the Main-Transit Fire Dept. Junior Firefighter Program.

Item 24 – MR. GREENE presented a proclamation Honoring Arianna Elefante as a Member of the Main-Transit Fire Dept. Junior Firefighter Program.

Item 25 – MR. GREENE presented a proclamation Honoring Tyler Arone as a Member of the Main-Transit Fire Dept. Junior Firefighter Program.

Item 26 – MR. TODARO presented a proclamation Honoring Great Lakes Coffee Roasters for Its Customized Fundraising Programs for Local Organizations.

Item 27 – MR. TODARO presented a proclamation Congratulating Dr. Jeffrey R. Rabey on His Retirement.

Item 28 – MR. TODARO presented a proclamation Recognizing Calspan Upon the Occasion of Opening Its New Sled Testing Facility.

Item 29 – MR. TODARO presented a proclamation Honoring the Life of Ronald W. Smith.

Item 30 – MR. LORIGO presented a proclamation Honoring and Recognizing Ed Stenzel on Receiving the Greater East Aurora Chamber of Commerce 2022 Visionary Award.

Item 31 – MR. LORIGO presented a proclamation Honoring and Recognizing East Aurora's Farmer's Market on Receiving the Greater East Aurora Chamber of Commerce 2022 Happening Award.

Item 32 – MR. LORIGO presented a proclamation Honoring and Recognizing Visit Buffalo Niagara on Receiving the Greater East Aurora Chamber of Commerce 2022 Journey Award.

Item 33 – MR. LORIGO presented a proclamation Honoring and Recognizing Jeffrey Leyonmark of Wolf Agency on Receiving the Greater East Aurora Chamber of Commerce 2022 Excellence in Service Award.

Item 34 – MR. LORIGO presented a proclamation Honoring and Recognizing Allison O'Dell as the Greater East Aurora Chamber of Commerce 2022 Educator of the Year.

Item 35 – MR. LORIGO presented a proclamation Honoring and Recognizing Dr. Frank Cerny on Receiving the Greater East Aurora Chamber of Commerce 2022 Civic Award.

Item 36 – MR. LORIGO presented a proclamation Honoring CarePatrol of Buffalo, Niagara, Rochester and Syracuse on Receiving the Greater East Aurora Chamber of Commerce 2022 Showcase Award.

Item 37 – MR. LORIGO presented a proclamation Honoring and Recognizing Holland Hardware on Receiving the Greater East Aurora Chamber of Commerce 2022 Legend Award.

Item 38 – MR. MILLS presented a proclamation Honoring the 75th Anniversary of the East Concord Fire Department.

Item 39 – MR. MILLS presented a proclamation Honoring Detective John Payne for His Dedication to the Orchard Park Police Department.

Item 40 – MR. MILLS presented a proclamation Congratulating Cupcaked Bakery on Their Expansion.

Item 41 – MR. BARGNESI presented a proclamation Honoring Dan Wiles as Citizen of the Month for April 2022.

Item 42 – MR. GILMOUR presented a proclamation Celebrating and Honoring Family-Owned Weber's for 100 Years as WNY's Favorite Condiment.

Item 43 – CHAIR BASKIN presented a proclamation Congratulating and Recognizing Rona D. Drinkard on Writing Her First Book "Friendship Matters."

MR. MEYERS moved for consideration of the above thirty-nine items. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved to amend the above thirty-nine items by adding two for MS. CHIMERA, and by including Et Al Sponsorship. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved for approval of the above forty-one items as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

### **LOCAL LAWS**

Item 44 – CHAIR BASKIN directed that Local Law No. 1 (Print #1) 2022 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

Item 45 – CHAIR BASKIN directed that Local Law No. 2 (Print #1) 2022 be on the table and referred to the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

### **COMMITTEE REPORTS**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 62

April 21, 2022

ECONOMIC DEVELOPMENT  
COMMITTEE

	REPORT NO. 7
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLS.  
CHAIR BASKN PRESENT AS EX-OFFICIO MEMBER.

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

a. COMM. 7M-6 (2022)  
NFTA: "Meeting Minutes from Meeting Held on 3/24/2022"  
(Chair's Ruling)

2. COMM. 7E-16 (2022)  
COUNTY EXECUTIVE

WHEREAS, H.E.A.L. International provides post-resettlement services to the Western New York refugee community, including financial literacy, language and cultural integration, business assistance, and summer youth enrichment; and

WHEREAS, H.E.A.L. International currently provides the aforementioned programming at its building at 240 West Ferry Street in the City of Buffalo; and

WHEREAS, the proposed capital improvements will enable H.E.A.L. International to expand its services to the immigrant and refugee community in Erie County; and

WHEREAS, Erie County desires to fund a portion of the improvements at H.E.A.L. International; and

WHEREAS, the County of Erie has allocated \$60,000 for the proposed improvements in the approved 2022 Capital Budget in account A.22059.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into contracts, easements and agreements with Helping Ensure Africa Looms International Inc., in amounts not to exceed a total of \$60,000 for the purpose of capital improvements and associated activities at its Economic Empowerment Center; and be it further

RESOLVED, that the source of these funds shall be \$60,000 available in the approved 2022 Erie County Capital Budget within SAP account A.22059 pay as you go; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send certified copies of this resolution to the County Executive; the Director of the Division of Budget and Management; the Comptroller; the Commissioner of the Department of Environment and Planning; Mark Rountree, Department of Environment and Planning and the County Attorney.

(4-0) Chair Baskin not present for vote.

3. COMM. 7E-17 (2022)

COUNTY EXECUTIVE

WHEREAS, West Side Homes Project consists of the redevelopment of 2 existing multi-family homes and the new construction of 12 multi-family homes located in the City of Buffalo into forty-nine (49) affordable rental units for multi-family housing located at 217, 223, and 412 Massachusetts Avenue; 625, 629, 633 and 635 West Avenue; 146 and 148 Rhode Island Street; 172 and 174 Hampshire Street; 176 and 178 Congress Street; 297; 301, 338 and 340 Parkdale Avenue; 225 West Delavan Avenue and 422 Fourteenth Street; Buffalo, NY 14213; 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 West Side Homes LLC, WS Homes Housing Development Fund Company, Inc. 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 West Side Homes LLC, WS Homes Housing Development Fund Company, Inc., and the City of Buffalo, and any other organizations necessary to conclude this PILOT Agreement; and be it further

RESOLVED, that said Agreement shall include an annual PILOT in the amount of taxes due as set forth on Schedule A attached hereto; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the Director of Real Property Tax Services; the Commissioner of the Department of Environment and Planning; the County Comptroller; and the County Attorney.

SCHEDULE A  
PILOT Payments

Year	Total	City	County
1	13,535.67	10,151.75	3,383.92
2	13,941.74	10,456.31	3,485.44
3	14,359.99	10,769.99	3,590.00
4	14,790.79	11,093.09	3,697.70
5	15,234.52	11,425.89	3,808.63
6	15,691.55	11,768.66	3,922.89
7	16,162.30	12,121.72	4,040.57
8	16,647.17	12,485.38	4,161.79
9	17,146.58	12,859.94	4,286.65

10	17,660.98	13,245.73	4,415.24
11	18,190.81	13,643.11	4,547.70
12	18,736.53	14,052.40	4,684.13
13	19,298.63	14,473.97	4,824.66
14	19,877.59	14,908.19	4,969.40
15	20,473.92	15,355.44	5,118.48

(5-0)

4. COMM. 7E-22 (2022)  
COUNTY EXECUTIVE

WHEREAS, the Village of Lancaster is under an Order of Consent from the New York State Department of Environmental Conservation (NYSDEC) to decrease the storm water infiltration into their sanitary sewer system; and

WHEREAS, there were two locations found during design, at the intersections of Lancaster Ave. and Aurora St. and Briarwood Dr. and Aurora St., in which the storm sewer from Aurora St. (CR 243) discharged into the Village’s sanitary sewer system; and

WHEREAS, the Village of Lancaster (“Village”) has construction projects for corrective actions eliminating the discharge of storm water into their sanitary sewer system; and

WHEREAS, the County of Erie maintains and is responsible for that portion of Aurora St. within the Village from the Village line to Como Park Blvd., including storm sewers; and

WHEREAS, the Department of Public Works requests authorization for the County Executive to enter into an inter-municipal agreement to reimburse the Village for remediating those locations on Aurora St. as a part of their project.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into an inter-municipal agreement between the County of Erie and the Village of Lancaster, to reimburse the Village for the cost of the work at the two locations defined on Aurora St.; and be it further

RESOLVED, that authorization is hereby given, for funds totaling \$37,875, available in the Transfer Tax (Comm. 9E-18 (2017)) portion of Capital Project B.17050.2.9 – 2017 Capital Overlay, Fund 420, Funds Center 123, to be disbursed to the Village of Lancaster having completed said work; and be it further

RESOLVED, the Clerk of the Legislature is directed to send five (5) certified copies of this resolution to the Department of Public Works, Commissioner’s Office and one certified copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the Comptroller, and the County Attorney.

(5-0)

5. COMM. 7E-23 (2022)  
COUNTY EXECUTIVE

WHEREAS, the Wehrle Drive Pedestrian Accommodations Project in the Town of Clarence (PIN 5763.59) (the "Project") is eligible for Federal Surface Transportation Block Grant Program (STBG) funding; and

WHEREAS, such funding is allocated for a variety of transportation and alternative transportation projects, including pedestrian facility improvements such as pedestrian trail installation; and

WHEREAS, the project enhancements will include construction of a new trail on the north side of Wehrle Drive from Sunset Park to West Shore Trail; and

WHEREAS, such treatments will occur within an Erie County Right-of-Way, permission from Erie County is required to allow the Town to access Erie County roads for such construction; and

WHEREAS, the Town of Clarence will be the sole owner of the Project improvements and responsible for any and all future maintenance costs and responsibilities; and

WHEREAS, the County of Erie is not responsible for any costs associated with the design and construction of the project; and

WHEREAS, it is necessary to enter into an Inter-Municipal Agreement with the Town of Clarence for the Project improvements.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves implementation of the Wehrle Drive Pedestrian Accommodations Project in the Town of Clarence (PIN 5763.59) (the "Project") within the County Right-of-Way; and be it further

RESOLVED, that the County Executive be authorized to enter into the necessary Inter-Municipal Agreement with the Town of Clarence; and be it further

RESOLVED, that the Clerk of the Legislature forward three (3) certified copies of this Resolution to the Department of Public Works, Division of Highways, and also one copy each to the Office of the County Executive, the Division of Budget and Management, and the Office of the Comptroller.

(5-0)

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

Item 47 – MR. JOHNSON presented the following report, moved to separate item Number 3. and approve the balance of the report. MS. VINAL seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 63

April 21, 2022	PUBLIC SAFETY COMMITTEE REPORT NO. 5
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ALL MEMBERS PRESENT.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 7E-2 (2022)  
SHERIFF: “EC Correctional Facility Personnel Adjustments”  
(Chair’s Ruling)
  - b. COMM. 7D-1 (2022)  
DEPARTMENT OF PROBATION: “EC Conditional Release Commission Annual Report”  
(Chair’s Ruling)
2. COMM. 7E-12 (2022)  
SHERIFF  
WHEREAS, the Sheriff’s Office and the County have established a Medication Assisted Treatment MAT program for incarcerated individuals; and

WHEREAS, New York State has also passed a law mandating jails and correctional facilities provide MAT programming; and

WHEREAS, the MAT program utilizes controlled substances for treatment; and

WHEREAS, the holding center and the correctional facility needs a secure locker to store the medication within the facility; and

WHEREAS, this secure locker system can be fitted to the facilities’ medical carts and interface with the Division of Correctional Health’s electronic medical record program; and

WHEREAS, the Sheriff’s Office requesting the transfer of \$8,389.00 to purchase:

- 2 – Master key for MedVault System;
- 1 – Cloud storage license;
- 2 – Backing plates;
- 2 – Wi-Fi enabled MedVaults;
- 2 – Mounting brackets;
- 2 – Programmable electronic key systems

and

WHEREAS, the Asset Forfeiture Trust Account balance as of March 21, 2022, is \$255,691.00; and

WHEREAS, this transfer will not have any fiscal impact on the 2022 County Budget; and

WHEREAS, the items requested meet the U.S Justice and Treasury department’s guidelines outlined in the July 2018 Guide to Equitable Sharing; and

WHEREAS, the Erie County Sheriff’s Office recertifies with the departments to maintain its program eligibility each year.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature hereby waives the procedures, as impractical, provided for in Section 19.08 of the Erie County Administrative Code for purposes of acquiring the rapid entry system compatible with the medical cart and software utilized by the Erie County Sheriff’s Office Division of Correctional Health; and be it further

RESOLVED, the Erie County Legislature authorizes the Erie County Sheriff’s Office and Division of Budget and Management to transfer \$8,389.00 from the Asset Forfeiture Trust Account #421550 to account #561420; and be it further

ERIE COUNTY SHERIFF'S OFFICE  
Fund Center 11510

Sheriff – SAFS Funded Program

<u>REVENUE</u>		<u>DECREASE</u>
421550	Forfeiture Crime Proceeds	<u>\$ 8,389.00</u>
<u>APPROPRIATION</u>		<u>INCREASE</u>
561420	Office Furniture and Fixtures	<u>\$ 8,389.00</u>
Total Revenue		<u>\$ 8,389.00</u>

and be it further

RESOLVED, the designated seized asset fund expenditures meet the U.S Justice and Treasury department’s guidelines outlined in the July 2018 Guide to Equitable Sharing; and be it further

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

RESOLVED, that the Erie County Sheriff's Office and the Division of Budget and Management are authorized to have any unused funding either remain in the designated account or returned to the Asset Forfeiture Trust Account; and be it further

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

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

(6-0)

3. COMM. 7E-18 (2022)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Probation Department is responsible for public safety through the community supervision of justice involved adults and juveniles; and

WHEREAS, recently our community has seen an increase in criminal, antisocial, and violent behavior incidents at the Walden Galleria Mall impacting negatively on the public safety and requiring a large law enforcement presence to disperse; and

WHEREAS, the Erie County Probation Department has processed appearance tickets related to incidents at the mall in its juvenile division and is charged with the supervision of these cases; and

WHEREAS, the Erie County Probation Department, Cheektowaga Police Department, and the Pyramid Walden Company, L.P. have discussed and expressed interest in the implementation of a Community Engagement Services pilot project at the Walden Galleria Mall to reduce the negative behavior and engage in non-confrontational, violence de-escalation and preventative interventions; and

WHEREAS, a similar project has been successfully operating since 2019 in the Destiny USA Mall in Syracuse, NY in collaboration with the Onondaga County Probation Department, Syracuse Police Department and Carousel Center Company, L.P.; and

WHEREAS, no County funds will be necessary for the Erie County Probation Department to collaborate in this pilot project.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into agreement and amendments to the agreement with the Pyramid Walden Company, L.P. to reimburse the county for overtime and related fringes for County Probation Officers to provide Community Engagement Services at the Walden Galleria Mall; and be it further

RESOLVED, that the Erie County Probation Department, the Erie County Budget Department and the Erie County Comptroller's Office is hereby authorized to make the following budgetary adjustment:

Erie County Department of Probation  
Fund 110, Fund Center 12610

Revenue	Increase
Account 479100 – Other Contributions	\$56,771

Appropriation	Increase
Account 501000 – Overtime	\$45,913
Account 502000- Fringe Benefits	<u>\$10,858</u>
Total Appropriations	\$56,771

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any and all required 2022 and 2023 budgetary adjustments to properly fund the costs associated with this agreement including carry-forward of funds; and be it further

RESOLVED, the Commissioner of Erie County Probation Department will provide a report to the County Executive on the status of this pilot project at the 40-week mark of its first year; and be it further

RESOLVED, that certified copies of this resolution be furnished to the: Office of the County Executive, Office of the Comptroller, Division of Budget and Management and the Department of Probation c/o Jeffery Lippman - 1 Niagara Plaza - Room 112.  
(5-1) Legislator Meyers voted in the negative.

4. COMM. 7E-33 (2022)  
SHERIFF

WHEREAS, the stipulated agreement of dismissal with the United States Department of Justice requires the County and the Sheriff's Office to have a Chief Medical Officer to oversee medical evaluations and therapies for incarcerated individuals; and

WHEREAS, the current agreement with University Emergency Medical Services Inc. is expired, and the parties have negotiated a new contract to employ a physician to act as Chief Medical Officer; and

WHEREAS, the term of the agreement is three (3) years and may be extended on the same terms as provided by mutual agreement of both parties; and

WHEREAS, the County agrees to pay University Medical Services Inc. a monthly rate of thirty-one thousand seven hundred eight dollars (\$31,708); and

WHEREAS, the negotiated monthly rate is the same as the 2018 agreement; and

WHEREAS, the Sheriff's Office has budgeted for the position, and there is no fiscal impact on the 2022 budget.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the Erie County Executive and the Erie County Sheriff's Office to enter an agreement with University Emergency Medical Services Inc., 77 Goodell Street, Suite 340, Buffalo, New York 14203, for a physician to act as the Chief Medical Officer for the Erie County Sheriff's Office; and be it further

RESOLVED, the term of the contract is three (3) years and may be extended on the same terms as provided by mutual agreement of both parties; and be it further

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

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

(6-0)

5. COMM. 7E-37 (2022)  
SHERIFF

WHEREAS, the Sheriff's Office has many unique software programs used by the agency for law enforcement purposes; and

WHEREAS, many of the programs are used to generate and track the incarcerated populations at the Erie County Holding Center and the Erie County Correctional Facility; and

WHEREAS, the Sheriff's Office must have a dedicated employee to ensure the programs are operational for accurate record-keeping of incarcerated individuals; and

WHEREAS, the employee will also provide support services to the Civil Enforcement, Administrative Services, and Police Services divisions with the agency's computers and software problems; and

WHEREAS, the Sheriff's Office is deleting one (1) Deputy Sheriff – Reserve position (#51007281) with an annual wage of \$17,000.00 and one (1) Laborer Staff position (#00005680) with a yearly wage of \$36,648.00; and

WHEREAS, the agency will create one (1) Junior Technical Support Services Specialist position, Job Group 10, with an annual wage of \$53,419.00; and

WHEREAS, these personnel transactions will save \$229.00 for the 2022 County Budget.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the Erie County Sheriff's Office and the Personnel Department to delete the following positions:

One (1) Deputy Sheriff-Reserve, Position #51007281  
and  
One (1) Laborer-Sheriff, Position (00005680)

and be it further

RESOLVED, the Erie County Legislature authorizes the Erie County Sheriff's Office and the Personnel Department to create one (1) Junior Technical Support Services Specialist, Job Group 10 position; and be it further

RESOLVED, the Director of Budget and Management and the Commissioner of Personnel are authorized to make any changes to effectuate the implementation of this resolution; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Executive, the County Comptroller, the Division of Budget and Finance, the Division of Purchasing, and the Sheriff's Office for implementation.  
(6-0)

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

MR. JOHNSON moved to approve item Number 3. MR. LORIGO seconded.

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

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

CARRIED.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 64

April 21, 2022	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 6
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ALL MEMBERS PRESENT.

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

a. COMM. 7M-7 (2022)  
ECMCC: "ECMCC's 2021 Annual Report"  
(Chair's Ruling)

2. COMM. 7E-5 (2022)  
COUNTY EXECUTIVE

RESOLVED, that the Erie County Legislature does hereby confirm the appointment of Rev. Kinzer Pointer to serve on the Erie County Medical Center Corporation Board of Directors, for a term that will expire on May 1, 2027.

(6-0)

3. COMM. 7E-19 (2022)  
COUNTY EXECUTIVE

WHEREAS, the New York State Office of Indigent Legal Services will provide a three-year Upstate Family Defense (Child Welfare) Quality Improvement & Caseload Reduction grant totaling \$500,000 to the County to create a program for pre-petition representation of parents eligible for assigned counsel in state intervention matters; and

WHEREAS, Erie County will contract with the Erie County Bar Association's Aid to Indigent Prisoners Society to deliver the services required through the grant.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract with the State of New York Office of Indigent Legal Services, in the amount of \$500,000 over three years from January 1, 2022 to December 31, 2024 to create a program for pre-petition representation of parents eligible for assigned counsel in state intervention matters; and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a three-year subcontract with the Erie County Bar Association Aid to Indigent Prisoners Society to deliver said services from January 1, 2022 to December 31, 2024; and be it further

RESOLVED, that authorization is provided to establish grant funding in the County Attorney's Office as follows:

Erie County Attorney's Office  
ILS Upstate Family Defense (Child Welfare) Quality  
Improvement & Caseload Reduction Grant  
Grant Fund 281 160UFDILS2224  
January 1, 2022 to December 31, 2024

Revenue

Increase

Account 409000 - State Aid Revenue	\$500,000
Appropriation	Increase
Account 516602 - EC Bar Association	\$500,000

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 to the grantor award, provided there are no changes to authorized personnel levels and county share amounts; and be it further

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

(6-0)

4. COMM. 7E-20 (2022)  
COUNTY EXECUTIVE

WHEREAS, the New York State Office of Children and Family Services will provide a grant totaling \$160,000 to the County for the provision of an enhanced parental representation program; and

WHEREAS, Erie County will contract with the Erie County Bar Association’s Aid to Indigent Prisoners Society to deliver the services required through the grant.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into agreements with the with the New York State Office of Children and Family Services and the State of New York Office of Indigent Legal Services, in the amount up to \$160,000 to provide an enhanced Title IV- parental representation program; and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with the Erie County Bar Association Aid to Indigent Prisoners Society to deliver said services; and be it further

RESOLVED, that authorization is provided to establish grant funding in the County Attorney’s Office as follows:

Erie County Attorney’s Office  
OCFS Title IV-E Legal Representation Grant  
Grant Fund 281 160EPRPOCFS2022

Revenue	Increase
Account 409000 - State Aid Revenue	\$160,000

Appropriation	Increase
Account 516602 - EC Bar Association	\$160,000

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 to the grantor award, provided there are no changes to authorized personnel levels and county share amounts; and be it further

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

(6-0)

5. COMM. 7E-21 (2022)  
COUNTY EXECUTIVE

WHEREAS, the New York State Office of Indigent Legal Services provided a three year Second Upstate Quality Improvement and Caseload Reduction grant totaling \$300,000 to the County for the provision of indigent defense services; and

WHEREAS, Erie County contracted with the Legal Aid Bureau of Buffalo to deliver the services required through the grant; and

WHEREAS, the New York State Office of Indigent Legal Services has agreed to extend the contract term for an additional one-year period to allow the agency to complete the terms and conditions of the grant.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a contract amendment with the State of New York Office of Indigent Legal Services, extending the contract term for an additional one-year period of July 1, 2021 to June 30, 2022; and be it further

RESOLVED, that the County Executive is hereby authorized to enter into an amendment to the subcontract with the Legal Aid Bureau of Buffalo extending the contract term for an additional one-year period of July 1, 2021 to June 30, 2022; and be it further

RESOLVED, that authorization is provided to extend the grant period of 160CR2ILSF1720 in the County Attorney's Office to June 30, 2022; 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 county share amounts; and be it further

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

(6-0)

6. COMM. 7E-29 (2022)  
COUNTY EXECUTIVE

WHEREAS, Budget Resolution #24 waives the request for proposal procedure for the provision of Hearing Officer services and sets a contractual service rate of \$40 per hour for fee for service personnel doing this work; and

WHEREAS, the Erie County Department of Health, Division of the Public Health Lab & Environmental Health is required to have an impartial hearing officer preside over Commissioner's Hearings related to violations of the NYS Public Health Law (PHL), Erie County Local Laws and Erie County Sanitary Code; and

WHEREAS, the hearing officer must be an individual that is an impartial third party knowledgeable about and able to interpret the various requirements of PHL, Erie County Local Laws and the Erie County Sanitary Code as well as standard administrative hearing procedures; and

WHEREAS, the Department holds Commissioner's hearings when a person or entity violates PHL, Erie County Local Laws and the Erie County Sanitary Code; and

WHEREAS, the current Hearing Officer first signed an agreement in 1999, and the Department has not increased the rate since; and

WHEREAS, the current Hearing Officer plans on leaving the Hearing Officer position unless the Department increases the rate; and

WHEREAS, the Department anticipates the amount requested to retain the current Hearing Officer is comparable to the amount it would take to retain a new Hearing Officer.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature hereby amends the third resolved clause from Budget Resolution #24 by increasing the rate for Hearing Officer from \$40/hour to \$100/hour; 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)

7. COMM. 7E-30 (2022)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Healthy Neighborhoods Program, administered by the Erie County Department of Health (ECDOH) seeks to reduce the burden of housing related illness and injury through a holistic, healthy homes approach; and

WHEREAS, the Health Healthy Neighborhoods grant needs a clerical position to create referrals to internal and external programs, data entry of file information, filing, letter mailings, and other typical clerical tasks; and

WHEREAS, ECDOH originally requested the clerical position be a Receptionist job title; however, the tasks necessary for the program have been elevated, necessitating a change to a job title paid at a higher job grade; and

WHEREAS, the Department would be able to assign an employee in the Senior Clerk Typist job title with all the tasks required for the Health Healthy Neighborhoods grant; and

WHEREAS, Legislature authorization is needed in order for ECDOH to change a title from a Receptionist (JG-3) to a Senior Clerk Typist (JG-4); and

WHEREAS, the grant has a sufficient budget to fund this change in job title.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature hereby deletes the position of Receptionist JG-3 and add the position of Senior Clerk Typist JG-4, in the CSEA bargaining unit, in Fund 281, Grant 127HNP2223; 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, and Dr. Gale Burstein, the Commissioner of Health.  
(6-0)

8. COMM. 7E-31 (2022)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Public Health Laboratory (ECPHL) performance of a variety of clinical, public health and environmental studies for the Erie County Department of Health (ECDOH) and other local health department's public health and environmental activities; and

WHEREAS, ECPHL is permitted by New York State Department of Health (NYSDOH) Environmental Laboratory Approval Program (ELAP); and

WHEREAS, the Erie County Department of Health (ECDOH) Division of Public Health Laboratories and Environmental Health has a Sanitary Chemist position in its 2022 budget for the ECPHL; and

WHEREAS, ECDOH has been unsuccessful in recruiting a candidate for its Sanitary Chemist position at the current starting salary; and

WHEREAS, ECDOH has identified a well-qualified candidate willing to accept the position if it was able to offer a variable minimum of Job Group 10, Step 5; and

WHEREAS, filling the Sanitary Chemist position is necessary for having a succession plan for the Chemistry Technical Director role, a requirement of NYSDOH ELAP; and

WHEREAS, ECDOH would not be able to find a qualified candidate willing to accept this position if it is unable to offer a variable minimum, ultimately putting its NYSDOH ELAP permit for the ECPHL at risk.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature hereby authorizes the hiring of one Sanitary Chemist in the Department of Health, Division of Public Health Laboratories and Environmental Health in the CSEA bargaining unit at a variable minimum hiring level of Step 5 with an annual salary of \$62,720; 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 Public Health Laboratories and Environmental Health budget; 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, and Dr. Gale Burstein, the Commissioner of Health.  
(6-0)

9. COMM. 7E-32 (2022)  
COUNTY EXECUTIVE

WHEREAS, the Department of Social Services issued an RFP to provide Father Engagement services; and

WHEREAS, Buffalo Prenatal-Perinatal Network, Inc. responded to the RFP and scored well; and

WHEREAS, the chance of a child returning home, fewer placements episodes, and reduced trauma is often increased by involving multiple parents; and

WHEREAS, Buffalo Prenatal-Perinatal Network, Inc. will deliver an evidence-based father initiative for high-risk population families to improve paternal parenting skills and family relationships so as to strengthen father-child bonds; and

WHEREAS, the contract totaling \$35,000 is 100% Federally funded; and

WHEREAS, the Department of Social Services would like to contract with Buffalo Prenatal-Perinatal Network, Inc. to provide these necessary services; and

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Social Services and the County Executive hereby authorized to enter into contract with Buffalo Prenatal-Perinatal Network, Inc. in the amount of \$35,000 to provide Father Engagement services; and be it further

RESOLVED, that the following budget amendments are hereby authorized in the 2022 Adopted Budget:

Department of Social Services, Fund 110, Funds Center 120

ACCOUNT	DESCRIPTION	INCREASE/ (DECREASE)
517171	FFFS Funded Services	\$35,000
411490	TANF FFFS	\$35,000

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any additional budget adjustment which may be required in order to match expense with funding allocation adjustments; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Erie County Executive, the Commissioner of Social Services, the Erie County Comptroller, and the Director of the Division of Budget and Management.

(6-0)

10. COMM. 7E-35 (2022)  
COUNTY EXECUTIVE

WHEREAS, Erie County businesses are experiencing an acute worker shortage in particular for certain “mid-skill” jobs which require increased education and training; and

WHEREAS, providing training and services to help individuals on public assistance transition to gainful full-time employment will save taxpayer dollars in the long term; and

WHEREAS, funding for these services have been included in the 2022 Adopted Budget; and

WHEREAS, the Department of Social Services issued a Trauma-Informed Request Proposal (RFP) #2022-013VF to seek out partners to provide these services; and

WHEREAS, Erie County Department of Social Services desires to work with Goodwill of Western New York, Elim Christian Fellowship, Inc., Karen Society of Buffalo, Polish Community Center of Buffalo, Inc., and the Research Foundation for SUNY on Behalf of University at Buffalo.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract and amendments to contract with Goodwill of Western New York, Elim Christian Fellowship, Inc., Karen Society of Buffalo, Polish Community Center of Buffalo, Inc., and the Research Foundation for SUNY on Behalf of University at Buffalo for the purposes of implementing Workforce Development Pilot program through December 31<sup>st</sup>, 2023; and be it further

RESOLVED, that sufficient funding is available for this purpose in the 2022 Adopted Budget in Fund Center 110, Fund Center 122 and 133, and Accounts 516330 and 516335; 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 up to \$9,000,000 of services of Goodwill of Western New York to complement the Goodwill’s Goodskills Career Builder Program through technical assistance and evaluation, career coaching to ensure job placement, and career advancement support to overcome workforce advancement barriers; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any additional budget adjustments which may be required in order to match expense with Federal funding allocation adjustments; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Erie County Executive, the Commissioner of Social Services, the Erie County Comptroller, and the Director of the Division of Budget and Management.

(6-0)

**LISA M. CHIMERA  
CHAIR**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 65

April 21, 2022	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 5
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLS.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 6E-1 (2022)  
BASKIN: “Public Notice Concerning Position of Commissioner of the Erie County Water Authority”

- (Chair's Ruling)
- b. COMM. 6E-2 (2022)  
BASKIN: "Letter to Democratic Party Caucus Regarding Position of Commissioner of the Erie County Water Authority"  
(Chair's Ruling)
  - c. COMM. 6E-3 (2022)  
BASKIN: "Letter to Republican Party Caucus Regarding Position of Commissioner of the Erie County Water Authority"  
(Chair's Ruling)
  - d. COMM. 6E-4 (2022)  
BASKIN: "Letter to Conservative Party Member Regarding Position of Commissioner of the Erie County Water Authority"  
(Chair's Ruling)
  - e. COMM. 6D-2 (2022)  
CLERK OF LEGISLATURE: "Letters of Interest & Resumes for Position of Commissioner of the Erie County Water Authority"  
(Chair's Ruling)
  - f. COMM. 7E-6 (2022)  
BASKIN: "Letter Regarding Interviews for Position of Commissioner of the ECWA"  
(Chair's Ruling)
  - g. COMM. 7E-7 (2022)  
MEYERS: "Letter Concerning Public Meeting for Interviews for Position of Commissioner of the ECWA"  
(Chair's Ruling)
  - h. COMM. 7E-25 (2022)  
COUNTY EXECUTIVE: "ECSD No. 3 - Engineer Term Contract Agreement"  
(Chair's Ruling)
  - i. COMM. 7M-1 (2022)  
JEROME D. SCHAD: "Letter of Interest Regarding Position of Commissioner of the ECWA"  
(Chair's Ruling)
  - j. COMM. 7M-2 (2022)  
NYSDEC: "Invitation for Public Comment - Proposed Remedy for Lakeside Village Apartments, Town of Lancaster"  
(Chair's Ruling)
  - k. COMM. 7M-3 (2022)  
NYSDEC: "Invitation for Public Comment - Program Application for 1100 Niagara St., Buffalo"

(Chair’s Ruling)

1. COMM. 7M-4 (2022)  
NYSDEC: “Fact Sheet - Certification of Cleanup Requirements Achieved at Brownfield Site - Superfund Site, Jamison Rd., Elma”  
(Chair’s Ruling)

2. COMM. 7E-24 (2022)  
COUNTY EXECUTIVE  
WHEREAS, The Erie County Department of Environment and Planning (DEP) in partnership with the Western NY Stormwater Coalition, sponsors an annual rain barrel and compost bin sale; and

WHEREAS, the Community Foundation of Greater Buffalo solicited grant proposals on behalf of the Tonawanda Community Environmental Benefits Program for environmental projects that will improve the environment or public health in the Tonawanda community, geographically defined as: Town of Tonawanda, City of Tonawanda, North Tonawanda, Village of Kenmore, Town of Grand Island, and Buffalo’s Riverside neighborhood; and

WHEREAS, the Community Foundation of Greater Buffalo awarded Erie County a \$25,000 in grant funding to provide a 50% subsidy to residents in the targeted municipalities to offset the cost of purchasing a rain barrel and/or compost bin; and

WHEREAS, the acceptance of this funding necessitates the creation of a grant budget.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute the necessary agreements to accept \$25,000 in grant funding from the Community Foundation of Greater Buffalo; and be it further

RESOLVED, that the grant budget and project period for the Western NY Stormwater Coalition: Rain Barrel/Compost Bin Subsidy Project is hereby created in the Department of Environment and Planning, Funds Center 162, as follows:

Western NY Stormwater Coalition: Rain Barrel/Compost Bin Subsidy Project  
(Grant Period: 4/1/2022 - 12/31/2023)  
SAP Grant 1 62WNYSR2223

REVENUE:

Account	Description	Amount
402499	Other Local Source Revenue	\$ 25,000
TOTAL REVENUE		\$ 25,000

APPROPRIATIONS:

Account	Description	Amount
516020	Professional Services	\$ 25,000
TOTAL APPROPRIATIONS		\$ 25,000

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 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 the Department of Environment and Planning and Bonnie Lawrence, Deputy Commissioner of the Department of Environment and Planning.

(5-0)

3. COMM. 7E-26 (2022)  
COUNTY EXECUTIVE

WHEREAS, climate change increasingly poses a threat to life and property in Erie County;  
and

WHEREAS, the County is developing 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, the CCAP is being written by ten stakeholder workgroups and will be a large document, and it is important that the document is both readable and engaging for our stakeholders and the public; and

WHEREAS, the Department of Environment and Planning (DEP) solicited proposals to retain a contractor to provide editing services for the CCAP; and

WHEREAS, Prospect Hill Consulting, LLC, was selected by DEP to provide these services.

NOW, THEREFORE, BE IT

RESOLVED, that Prospect Hill Consulting, LLC be retained to perform editing services; and be it further

RESOLVED, that the County Executive or Deputy County Executive is hereby authorized to enter into an agreement with Prospect Hill Consulting, LLC for an amount not to exceed \$8,125.00; and be it further

RESOLVED, that the contract will be funded from unexpended funds from the 2022 DEP Paris/Climate Action budget, Account (110), G/L #51310; 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 R. Castle, Commissioner of Environment and Planning, and Bonnie Lawrence, Deputy Commissioner of Environment and Planning.

(5-0)

4. COMM. 7E-27 (2022)  
COUNTY EXECUTIVE

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

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

WHEREAS, beginning in June of 2020, the HHW Voucher program has provided service to over 1000 Erie County residents on an annual basis; and

WHEREAS, these two services combined service approximately 2,000 households per year; and

WHEREAS, Erie County would realize a fiscal benefit from partial, up to fifty percent, State reimbursement for expenses associated with the collection and disposal of household hazardous waste; and

WHEREAS, The Erie County Legislature authorized the County Executive to enter into a contract with MXI Environmental Services, LLC (MXI) with the passage of Resolution COMM.2E-9(2020); and

WHEREAS, The Erie County Legislature authorized the County Executive to enter into a contract with The Environmental Service Group (ESG) with the passage of Resolution COMM.3E-17(2020); and

WHEREAS, the contract provides for two, one-year extensions of the contracts at the discretion of the Department and Planning; and

WHEREAS, the Department of Environment and Planning wishes to extend the MXI and ESG contracts for an additional year with MXI and ESG indicating their interest in extending the existing contracts for an additional year.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to extend the contracts with MXI Environmental Services, LLC (MXI) and The Environmental Service Group (ESG) to provide Erie County with HHW and CESQG Collection and Management Services for an additional year; and be it further

RESOLVED, that the source of these funds shall be from \$120,000 that has been budgeted in SAP account 517629 of the County operating fund for HHW services for 2021; and be it further

RESOLVED, that any additional costs for the HHW Program will be funded through the existing NYS DOS HHW Implementation Grant if the current HHW budget is exhausted; 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 Castle, Commissioner of Environment and Planning; and Bonnie Lawrence, Deputy Commissioner of Environment and Planning.  
(5-0)

5. COMM. 7E-28 (2022)  
COUNTY EXECUTIVE

WHEREAS, the Federal Government, through the Environmental Protection Agency, provides grant assistance for the Great Lakes Area of Concern (AOC) Program; and

WHEREAS, the Environmental Protection Agency awarded Erie County \$831,000 to complete a seven-year Buffalo River Remedial Action Plan Project; and

WHEREAS, the 2% local match has been provided by Erie County Department of Environment and Planning through in-kind services; and

WHEREAS, the Department of Environment and Planning is committed to coordinate, oversee, and support work towards the delisting of the Buffalo River as a Great Lakes AOC; and

WHEREAS, historically Erie County has included the Niagara Frontier Transportation Authority owned 61 Smith Street site directly adjacent to the Erie County owned Red Jacket Natural Habitat Park since the start of the County's restoration and AOC delisting commitment; and

WHEREAS, Erie County solicited proposals from qualified firms to execute a tree planting project; and

WHEREAS, Erie County conducted a review and selection process for the proposals that were received for the Project; and

WHEREAS, the review committee selected RES Great Lakes, LLC to complete the tree planting project work; and

WHEREAS, the grant budget and project period for the invasive species removal and habitat restoration project is located in the Department of Environment and Planning, Business Area 162, Fund 281 as follows:

Buffalo River AOC Habitat Restoration – Erie County-NFTA 61 Smith Street Project  
(Grant Period: 10/1/2015-06/30/2022)  
SAP Grant Account #162BRRPMPH21516

REVENUE:

<u>Account</u>	<u>Description</u>	<u>Budget</u>
414000	Federal Aid Revenue	\$831,000
TOTAL REVENUE		\$831,000

APPROPRIATIONS:

<u>Account</u>	<u>Description</u>	<u>Budget</u>
500000	Regular Full Time Wages	\$45,080
502000	Fringe Benefits	\$29,920
516020	Professional Services	\$756,000
TOTAL APPROPRIATIONS		\$831,000

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive or the Deputy County Executive is hereby authorized to execute an agreement with RES Great Lakes, LLC to complete the tree planting work, in an amount not to exceed \$90,000 in grant resources; and be it further

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

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the County Attorney; the County Comptroller; and Bonnie Lawrence, Deputy Commissioner of the Division of Environmental Compliance Services.  
(5-0)

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

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

MR. TODARO requested the separation of item Number Two.

GRANTED.

CHAIR BASKIN moved the previous question, less item Number Two.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 66

April 21, 2022	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 5
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLS.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 7E-8 (2022)  
COMPTROLLER: “Dept. of Law Risk Retention Fund Spending – 01/2022”  
(Chair’s Ruling)
  - b. COMM. 7E-9 (2022)  
TODARO: “Letters Concerning Impact of State Initiatives on Local Business”  
(Chair’s Ruling)
  - c. COMM. 7E-10 (2022)  
COMPTROLLER: “Sales Tax Receipt for 12/2021 – 02/2022”  
(Chair’s Ruling)
2. INTRO. 7-2 (2022)  
TODARO, LORIGO, GREENE & MILLS  
WHEREAS, currently, New York State taxes all tobacco product sales, other than snuff and little cigars, at a rate of 75%; and

WHEREAS, the tax rates on cigars and premium cigars have driven the sale of those products to other states and even Canada where tax rates can be much lower but provides little of the deterrent effect that the heightened taxes impose on other tobacco products, like cigarettes; and

WHEREAS, the loss of business for cigar retailers has hurt our regional businesses and overall state economy and is directly leading to an increase in sales in neighboring states; and

WHEREAS, two bills have been proposed to increase the competitiveness of New York’s cigar and premium cigar retailer industry; and

WHEREAS, first, New York State Senate Bill S.6741 (2022) would set the cigar tax price at 75% of the wholesale prices of the cigar or cap it at \$0.50 per cigar whatever is less. This would bring New York State’s taxes more in line with surrounding states; and

WHEREAS, the second bill, New York Senate Bill S.6742 (2022), would create a new permit with the State Liquor Authority that would allow cigar lounges to sell liquor to customers for on-site consumption, provided that the lounge posts written warnings reminding their employees and customers about the dangers of tobacco. This bill would provide a new revenue stream for the cigar retailers who wanted to tie a bar into their lounge, the State Liquor Authority would be able to collect more permitting fees, and the lounges would generate additional sales tax for the state as a whole; and

WHEREAS, New York State has been searching for ways to increase state revenue, which has led to the legalization of marijuana and mobile gambling in recent years. These two bills, S.6741 and S.6742, provide an opportunity to grow regional businesses and increase competitiveness with neighboring states.

NOW, THEREFORE, BE IT

RESOLVED, this Honorable Body hereby support Senate bills S.6741, limiting taxes imposed on the sale of premium cigars, and S.6742, permitting cigar lounges to purchase liquor licenses for on-site consumption of alcohol; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County's delegation to the New York State Senate and Assembly, Governor Kathy Hochul, and any other party deemed necessary and proper.  
(5-0)

3. COMM. 7E-11 (2022)  
COMPTROLLER

HOME RULE REQUEST – ASSEMBLY

WHEREAS, the County's authority to arrange for the underwriting of bonds or notes at private sale through negotiated agreement expires on June 30, 2022; and

WHEREAS, Assembly Bill A.9365 and Senate Bill S.8129, now pending before the New York State Legislature, would authorize extension of the County's authority to arrange for underwriting of bonds or notes at private sale through negotiated agreement through June 30, 2023;

NOW THEREFORE, BE IT RESOLVED, THAT A HOME RULE REQUEST IS MADE TO THE NEW YORK STATE LEGISLATURE AS FOLLOWS:

TO THE LEGISLATURE:

Pursuant to Article IX of the Constitution, the County of Erie requests the enactment of Assembly Bill A.9365, entitled "AN ACT to amend the local finance law, in relation to the sale of municipal obligations by the county of Erie".

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows:

The local government does not have power to enact such legislation by local law.

Such request is made by the chief executive officer of such municipality, concurred with by a majority of the total membership of the local legislative body.

AND BE IT FURTHER RESOLVED, that the Clerk of the Legislature be directed to forward copies of this home rule request, certified by the Erie County Executive and the Clerk of the Erie County

Legislature, two copies to the New York State Assembly and two copies to the New York State Senate.

**HOME RULE REQUEST – SENATE**

WHEREAS, the County's authority to arrange for the underwriting of bonds or notes at private sale through negotiated agreement expires on June 30, 2010; and

WHEREAS, Senate Bill S.8129 and Assembly Bill A.9365, now pending before the New York State Legislature, would authorize extension of the County's authority to arrange for underwriting of bonds or notes at private sale through negotiated agreement through June 30, 2023;

NOW THEREFORE, BE IT RESOLVED, THAT A HOME RULE REQUEST IS MADE TO THE NEW YORK STATE LEGISLATURE AS FOLLOWS:

**TO THE LEGISLATURE:**

Pursuant to Article IX of the Constitution, the County of Erie requests the enactment of Senate Bill S.8129, entitled "AN ACT to amend the local finance law, in relation to the sale of municipal obligations by the county of Erie".

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows:

The local government does not have power to enact such legislation by local law.

Such request is made by the chief executive officer of such municipality, concurred with by a majority of the total membership of the local legislative body.

AND BE IT FURTHER RESOLVED, that the Clerk of the Legislature be directed to forward copies of this home rule request, certified by the Erie County Executive and the Clerk of the Erie County Legislature, two copies to the New York State Senate and two copies to the New York State Assembly.

(5-0)

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

MR. TODARO moved to amend item Number Two by including Et Al Sponsorship. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

MR. TODARO moved to approve item Number Two as amended. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

**LEGISLATOR RESOLUTIONS**

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 67

RE: Approving the Merger of the  
Mount Olive Cemetery  
Association with and into the  
Buffalo City Cemetery, Inc. d/b/a  
Forest Lawn Group  
(INTRO. 8-1)

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

WHEREAS, The Buffalo City Cemetery, Inc. d/b/a the ‘Forest Lawn Group,’ a New York cemetery corporation (“Forest Lawn”) has agreed to merge with The Mount Olive Cemetery Association (the “Association”), a New York cemetery corporation consisting of what is commonly known as the “Mount Olive Cemetery,” which includes approximately 2.6 acres located on South Newstead Road, Akron, County of Erie, State of New York; SBL No. 74.00-1-12 and 74.00-1-11 (the “Cemetery”) pursuant to a written agreement between Forest Lawn and the Association (referred to as the “Transaction”); and

WHEREAS, in connection with the Transaction, Forest Lawn has requested the County Legislature’s consent as required by New York State Not-For-Profit Corporation Law Section 1506(c); and

WHEREAS, pursuant to Section 1506(c), notice of the application for consent has been published, once a week, for six weeks, in two newspapers published in the County as the Legislature has designated; and

WHEREAS, the Association wishes to merge with and into Forest Lawn to improve the quality and efficiency with which the ongoing capital and maintenance needs of the Cemetery are met; and

WHEREAS, Forest Lawn is ready and equipped to assume such responsibilities at the Cemetery; and

WHEREAS, the merger of the Association with and into Forest Lawn will be beneficial to the lot owners of the Cemetery and the public health and welfare of the residents of Erie County.

NOW, THEREFORE, BE IT

RESOLVED, by the Erie County Legislature that the Transaction is hereby approved; and be it further

RESOLVED, that the County Executive is further authorized to take any and all additional actions necessary to execute any required documents in connection with the matter contemplated above; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of the Division of Budget, Management and Finance; the Commissioner of the Department of Environment and Planning; the Commissioner of the Department of Public Works; the Erie County Attorney; the Erie County Comptroller, and the New York State Cemetery Board.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 68

RE: Approving the Merger of the Bloomingdale Cemetery Association a/k/a Evergreen Lawn Cemetery Association with and into the Buffalo City Cemetery, Inc. d/b/a Forest Lawn Group  
(INTRO. 8-2)

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

WHEREAS, The Buffalo City Cemetery, Inc. d/b/a the ‘Forest Lawn Group,’ a New York cemetery corporation (“Forest Lawn”) has agreed to merge with The Bloomingdale Cemetery Association a/k/a Evergreen Lawn Cemetery (the “Association”), a New York cemetery corporation consisting of what is commonly known as the “Evergreen Lawn Cemetery,” which includes approximately 11.5 acres located at 13430 Bloomingdale Road, Akron, County of Erie, State of New York; SBL No. 33.00-3-7.211 and 33.00-3-27.1 (the “Cemetery”) pursuant to a written agreement between Forest Lawn and the Association (referred to as the “Transaction”); and

WHEREAS, in connection with the Transaction, Forest Lawn has requested the County Legislature’s consent as required by New York State Not-For-Profit Corporation Law Section 1506(c); and

WHEREAS, pursuant to Section 1506(c), notice of the application for consent has been published, once a week, for six weeks, in two newspapers published in the County as the Legislature has designated; and

WHEREAS, the Association wishes to merge with and into Forest Lawn to improve the quality and efficiency with which the ongoing capital and maintenance needs of the Cemetery are met; and

WHEREAS, Forest Lawn is ready and equipped to assume such responsibilities at the Cemetery; and

WHEREAS, the merger of the Association with and into Forest Lawn will be beneficial to the lot owners of the Cemetery and the public health and welfare of the residents of Erie County.

NOW, THEREFORE, BE IT

RESOLVED, by the Erie County Legislature that the Transaction is hereby approved; and be it further

RESOLVED, that the County Executive is further authorized to take any and all additional actions necessary to execute any required documents in connection with the matter contemplated above; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of the Division of Budget, Management and Finance; the Commissioner of the Department of Environment and Planning; the Commissioner of the Department of Public Works; the Erie County Attorney; the Erie County Comptroller, and the New York State Cemetery Board.

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 69

RE: Approving the Merger of the  
Griffins Mills Cemetery  
Association with and into the  
Buffalo City Cemetery, Inc. d/b/a  
Forest Lawn Group  
(INTRO. 8-3)

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

WHEREAS, The Buffalo City Cemetery, Inc. d/b/a the ‘Forest Lawn Group,’ a New York cemetery corporation (“Forest Lawn”) has agreed to merge with the Griffins Mills Cemetery Association (the “Association”), a New York cemetery corporation consisting of what is commonly known as the “Griffins Mills Cemetery,” which includes approximately 7.5 acres located at 67 West Falls Road, West Falls, County of Erie, State of New York; SBL No. 186.04-1-24 (the “Cemetery”) pursuant to a written agreement between Forest Lawn and the Association (referred to as the “Transaction”); and

WHEREAS, in connection with the Transaction, Forest Lawn has requested the County Legislature's consent as required by New York State Not-For-Profit Corporation Law Section 1506(c); and

WHEREAS, pursuant to Section 1506(c), notice of the application for consent has been published, once a week, for six weeks, in two newspapers published in the County as the Legislature has designated; and

WHEREAS, the Association wishes to merge with and into Forest Lawn to improve the quality and efficiency with which the ongoing capital and maintenance needs of the Cemetery are met; and

WHEREAS, Forest Lawn is ready and equipped to assume such responsibilities at the Cemetery; and

WHEREAS, the merger of the Association with and into Forest Lawn will be beneficial to the lot owners of the Cemetery and the public health and welfare of the residents of Erie County.

NOW, THEREFORE, BE IT

RESOLVED, by the Erie County Legislature that the Transaction is hereby approved; and be it further

RESOLVED, that the County Executive is further authorized to take any and all additional actions necessary to execute any required documents in connection with the matter contemplated above; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of the Division of Budget, Management and Finance; the Commissioner of the Department of Environment and Planning; the Commissioner of the Department of Public Works; the Erie County Attorney; the Erie County Comptroller, and the New York State Cemetery Board.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

None.

**SUSPENSION OF THE RULES**

None.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM THE COUNTY EXECUTIVE**

Item 54 – (COMM. 8E-1) 2021 Year-Ended Budget Balancing Amendments & Designations  
Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE SHERIFF

Item 55 – (COMM. 8E-2) FY 2021 Operation Stonegarden Grant  
Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 56 – (COMM. 8E-3) Appointment to the Youth Services Board  
Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE SHERIFF

Item 57 – (COMM. 8E-4) Transfer of Seized Asset Funds for Employee Training  
Management Software Licenses

Item 58 – (COMM. 8E-5) Amendment to Commissary Agreement for Improved  
Incarcerated Individual Package Services

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

FROM THE COUNTY EXECUTIVE

Item 59– (COMM. 8E-6) Grover Cleveland Golf Course Schenck House & Restroom  
Renovation - Historic Project

Item 60 – (COMM. 8E-7) Construction Contract Award - Buffalo & EC Public Library  
Elevator Room & Chimney Rehabilitation

Item 61 – (COMM. 8E-8) Exterior Repair & Waterproofing & Receipt of Unanticipated  
Revenue - EC Court Building

Item 62 – (COMM. 8E-9) Agreement w/NYS DOT & Award of Construction Contract -  
2022 Bridge Painting & Vertical Down Repairs - Bullis Rd. Bridge, Town of Elma

Item 63 – (COMM. 8E-10) Agreement w/NYS DOT & Award of Construction Contract -  
2022 Bridge Washings

Item 64 – (COMM. 8E-11) Agreement w/NYS DOT & Award of Construction Contract -  
2022 Bridge Deck Sealing

Item 65 – (COMM. 8E-12) Award of Construction Contract - Phase 1 Rehabilitation of Board Rd., Cheektowaga & Depew

Item 66 – (COMM. 8E-13) RFP Construction Contract Award - Rath Building Parking Level Sprinkler System Replacement

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

Item 67 – (COMM. 8E-14) Illegal Tree Removal Plea Agreement - Como Lake Park

Item 68 – (COMM. 8E-15) ECSD No. 6 - Amended IMA Regarding Center St. Reconstruction Project, Lackawanna

Item 69 – (COMM. 8E-16) ECSD No. 3 - Holland Water Resource Recovery Facility Generator Replacement

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

Item 70 – (COMM. 8E-17) Contract for Capital Improvements - Shea's Buffalo Theatre

Item 71 – (COMM. 8E-18) Wendt Beach Mansion & Stables Project

Item 72 – (COMM. 8E-19) Authorization of Utility & Transportation Easements on Shoreline Trail Parcel - Renaissance Commerce Park

Item 73 – (COMM. 8E-20) Contract for Capital Improvements - Depew Lancaster & Western Railroad

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

Item 74 – (COMM. 8E-21) ECSD No. 1 - Construction Inspection Term Contract Agreement

Item 75 – (COMM. 8E-22) ECSD No. 2 - Engineering Term Contract Agreement - Work Order CHA-6

Item 76 – (COMM. 8E-23) ECSD No. 4 - Engineering Term Contract Agreement

Item 77 – (COMM. 8E-24) ECSD Nos. 1 & 4 - Engineering Term Contract Agreement

Item 78 – (COMM. 8E-25) ECSD No. 3 - Engineering Term Contract Agreement

Item 79 – (COMM. 8E-26) ECSD No. 6 - Engineering Term Contract Agreement

Item 80 – (COMM. 8E-27) ECSD No. 3 - Construction Inspection Term Contract Agreement

Item 81 – (COMM. 8E-28) ECSD No. 4 - Warner Rd. & Bowmansville Pump Stations Valve Installations Project

Item 82 – (COMM. 8E-29) ECSD No. 3 - Engineering Term Contract Agreement - Work Order DA-10

Item 83 – (COMM. 8E-30) ECSD No. 3 - Engineering Term Contract Agreement - Work Order ARC-4

Item 84 – (COMM. 8E-31) ECSD No. 2 - Engineering Term Contract Agreement - Work Order WDL-3R

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

Item 85 – (COMM. 8E-32) ErieNet Preliminary Business Plan

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 86 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 70

RE: Adopting a Cents Per Gallon Rate of Sales & Compensating Use Taxes on Motor Fuel from 6/1/2022 - 2/28/2023 (COMM. 8E-33)

RESOLUTION  
of the

Legislature of the County of Erie, electing a cents per gallon rate of sales and compensating use taxes on motor fuel and diesel motor fuel, in lieu of the percentage rate of such taxes, pursuant to the authority of Article 29 of the Tax Law of the State of New York.

NOW, THEREFORE, BE IT

RESOLVED, that be it enacted by the Legislature of the County of Erie, as follows:

SECTION 1. The Erie County Sales and Use Tax Resolution, being a resolution adopted by the Board of Supervisors of the County of Erie as Item 8 of Meeting Number 31, held July 27, 1965, Supervisors Proceedings, page 666, as amended, is hereby further amended by adding a new section 4-B to read as follows:

Section 4-B. Cents per gallon rate of sales and compensating use taxes on motor fuel and diesel motor fuel.

Notwithstanding any provision of this enactment to the contrary, for the period commencing June 1, 2022 and ending February 28<sup>th</sup> 2023, in lieu of the percentage rate of sales and compensating use taxes imposed on receipts from the retail sale of and consideration given or contracted to be given for, or for the use of, motor fuel and diesel motor fuel, such taxes shall be imposed at a rate of cents per gallon of such motor fuel or diesel motor fuel, in the manner prescribed by subdivision (m) of section 1111 of the New York Tax Law, provided that, for purposes of calculating the cents per gallon rate of tax, such receipts or consideration shall be limited to two dollars per gallon of either such fuel. Provided that, if the average price of such fuels changes as described in such subdivision (m) of section 1111 of the Tax Law, the Commissioner of Taxation and Finance shall adjust the cents per gallon tax rate on such fuels in the manner prescribed in such subdivision (m) of section 1111 of the Tax Law.

SECTION 2. This resolution shall take effect June 1, 2022.

and be it further

RESOLVED, that the Clerk of the Legislature is hereby directed to seal and certify five copies of the resolution and provide the certified resolutions to the Department of Law for filing with the Secretary of State, the State Comptroller, and the Erie County Clerk, within five days of enactment, pursuant to section 1210(e) of the Tax Law; and be it further

RESOLVED, that no later than May 2, 2022, the Department of Law shall send a certified copy of this resolution via certified mail to the Commissioner of Taxation and Finance.; and be it further

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

FROM LEGISLATOR LORIGO

Item 87 – (COMM. 8E-34) Letter to Comptroller Regarding Borrowing Analysis for New Stadium Construction

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE SHERIFF

Item 88 – (COMM. 8E-35) Transfer of Seized Asset Funds for Air-1 Video Downlink Components

Received and referred to the PUBLIC SAFETY COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE DIRECTOR  
OF BUDGET & MANAGEMENT

Item 89– (COMM. 8D-1) Budget Monitoring Report - 02/2022

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE DEPARTMENT OF LAW

Item 90 – (COMM. 8D-2) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COMMISSIONER OF SOCIAL SERVICES

Item 91 – (COMM. 8D-3) Child Protective Caseloads - 03/2022

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

FROM CARPENTERS' LOCAL 276

Item 92 – (COMM. 8M-1) Letter of Support for New Buffalo Bills Stadium

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE NYSDEC

Item 93 – (COMM. 8M-2) Public Notice - Program Application for 310 Ship Canal Parkway

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE NFTA

Item 94 – (COMM. 8M-3) Cash Flow Statement for 4/1/2021 - 3/31/2022 & Projected Cash Flow for 4/1/2022 - 3/31/2023

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE INTL. UNION  
OF OPERATING ENGINEERS, LOCAL 17

Item 95 – (COMM. 8M-4) Letters of Support for New Buffalo Bills Stadium

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE BUFFALO BUILDING TRADES UNION

Item 96 – (COMM. 8M-5) Letters of Support for New Buffalo Bills Stadium

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM IBEW LOCAL 41

Item 97 – (COMM. 8M-6) Letters of Support for New Buffalo Bills Stadium

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**ANNOUNCEMENTS**

Item 98 – Chair Baskin announced that the Legislature will conduct committee meetings on Thursday, May 5, 2022, and that the schedule will be distributed. Also, Chair Baskin announced that the next scheduled meeting of the Legislature will be held on Thursday, May 12, 2022.

**MEMORIAL RESOLUTIONS**

Item 99– Legislator Greene requested that when the Legislature adjourns, it do so in memory of William T. Sherman.

Item 100 – Legislator Vinal requested that when the Legislature adjourns, it do so in memory of Janice (Wagener) Dunne, James E. Sauer and Stewart M. Dietrick.

Item 101 – Legislator Todaro requested that when the Legislature adjourns, it do so in memory of Ronald W. Smith.

Item 102 – Chair Baskin requested that when the Legislature adjourns, it do so in memory of Nicolette Frances "Nicky" Mesiah.

**ADJOURNMENT**

Item 103 - At this time, there being no further business to transact, CHAIR BASKIN announced that the Chair would entertain a Motion to Adjourn.

MR. JOHNSON moved that the Legislature adjourn until Thursday, May 12, 2022 at 12:00 Noon Eastern Standard Time. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, May 12, 2022 at 12:00 Noon Eastern Standard Time.

**ROBERT M. GRABER**  
**CLERK OF THE LEGISLATURE**