

THE ERIE COUNTY LEGISLATURE

# HEALTH & HUMAN SERVICES COMMITTEE

Lisa M. Chimera  
*Chair*

John J. Gilmour  
*Vice-Chair*

Meeting No. 6 – May 6, 2021 – 2:45 PM

TAB R&F APP

1.	<a href="#"><u>INTRO. 10-9 (2020)</u></a> Session 10	<b>LORIGO</b> <i>“Calling on Administration to Provide Statistics on Active COVID-19 Infections in EC”</i>			
2.	<a href="#"><u>COMM. 3E-4 (2021)</u></a> Session 3	<b>LORIGO, GREENE, TODARO &amp; MILLS</b> <i>“Letter Requesting In- Person Legislative Sessions &amp; Committee Meetings”</i>			
3.	<a href="#"><u>INTRO. 4-3 As Amended (2021)</u></a> Session 4	<b>BASKIN, MEYERS, HARDWICK, JOHNSON, CHIMERA, GILMOUR &amp; VINAL</b> <i>“Supporting Our Vulnerable Senior Citizens in Long- Term Care and Nursing Homes and Calling for a State Inquiry into COVID Nursing Home Deaths”</i>			
4.	<a href="#"><u>COMM. 9E-1 (2021)</u></a> Session 9	<b>LORIGO, TODARO, GREENE &amp; MILLS</b> <i>“Letter to Commissioner of Social Services Regarding Outstanding FOIL Request”</i>			

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5.	<a href="#"><u>COMM. 9E-6 (2021)</u></a> Session 9	<b>COUNTY EXECUTIVE</b> <i>“Department of Social Services - Budget Amendment &amp; Renewal of Contract with International Institute for Safe Harbor for Sexually Exploited Children Program”</i>			
6.	<a href="#"><u>COMM. 9E-7 (2021)</u></a> Session 9	<b>COUNTY EXECUTIVE</b> <i>“Department of Social Services - Authorization to Accept Grant Funding from Redlich Horowitz Foundation &amp; Enter into Contract with Family Help Center”</i>			
7.	<a href="#"><u>COMM. 9E-8 (2021)</u></a> Session 9	<b>COUNTY EXECUTIVE</b> <i>“Approval of 2021 Summer Primetime Contract Awards”</i>			
8.	<a href="#"><u>COMM. 9E-14 (2021)</u></a> Session 9	<b>COUNTY EXECUTIVE</b> <i>“Appointment to ECMCC”</i>			
9.	<a href="#"><u>COMM. 9E-21 (2021)</u></a> Session 9	<b>COUNTY EXECUTIVE</b> <i>“Authorization to Contract for COVID-19 Community Outreach Services”</i>			
10.	<a href="#"><u>COMM. 9D-3 (2021)</u></a> Session 9	<b>DIRECTOR OF BUDGET &amp; MANAGEMENT</b> <i>“Notification of New COVID-19 Position”</i>			
11.	<a href="#"><u>COMM. 9D-4 (2021)</u></a> Session 9	<b>COMMISSIONER OF SOCIAL SERVICES</b> <i>“Child Protective Caseloads for 03/2021”</i>			

TAB R&F APP

12.	<a href="#"><u>COMM. 9D-5 (2021)</u></a> Session 9	<b>COMMISSIONER OF HEALTH</b> <i>“Updated Nursing Home Outbreak Information - 4/10/2021”</i>			
13.	<a href="#"><u>COMM. 9D-7 (2021)</u></a> Session 9	<b>DIRECTOR OF BUDGET &amp; MANAGEMENT</b> <i>“Notification of COVID-19 Related Budget Adjustments”</i>			
14.	<a href="#"><u>COMM. 9D-8 (2021)</u></a> Session 9	<b>COMMISSIONER OF HEALTH</b> <i>“Updated Nursing Home Outbreak Information - 4/17/2021”</i>			
15.	<a href="#"><u>COMM. 9D-11 (2021)</u></a> Session 9	<b>DEPARTMENT OF LAW</b> <i>“Local Emergency Order Extensions”</i>			

# SUSPENSION

## A RESOLUTION TO BE SUBMITTED BY LEGISLATOR LORIGO

**Re: Calling on the Administration to Provide Statistics on Active COVID-19 Infection in Erie County**

**WHEREAS**, as of May 6th, COVID-19 related infection statistics, as published on Erie County's COVID-19 heat map, showed 3,939 confirmed cases, 323 deaths, with 20,734 residents being tested; and

**WHEREAS**, this information is a cumulative tally of infected persons since the middle of March; and

**WHEREAS**, what this cumulative record does not show is the number of residents who have tested positive for COVID-19 but are no longer active cases nor does it show the number of active cases of residents who need ventilator assistance, though the latter is reported during daily press conferences with the Executive; and

**WHEREAS**, the CDC provides guidelines for infection control that assume a 7-10 day period of isolation from the date a first positive test for residents not under hospital care; and

**WHEREAS**, inferring numbers of active cases should be avoided when making policy decisions, especially if better information is available as to spread and severity; and

**WHEREAS**, it is a finding of this body that clarity is vital to helping residents cope with the lock-down requirements and that the total number of active cases is needed to provide that clarity and to allow the Legislature to create appropriate policy; and

**WHEREAS**, New York State has set criteria for re-opening regional economies. Failure to accurately depict our active numbers of cases might inhibit our opportunity for a timely re-open as well and should be avoided.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that this honorable body hereby requests that the County Executive and his administration provide residents with a tally of active infection in the community and the number of residents currently requiring the use of a ventilator on the county's COVID through Erie County's interactive heat map; and, be it further

# SUSPENSION

**RESOLVED**, that certified copies of this Resolution be sent to the Erie County Executive Mark Poloncarz, the Commissioner of the Department of Health, and any other party deemed necessary and proper.

Fiscal Impact: None for resolution

# ERIE COUNTY LEGISLATURE



92 Franklin Street  
Buffalo, New York 14202

January 28, 2021

Hon. April N.M. Baskin  
Erie County Legislature, Chairwoman  
92 Franklin Street, Fourth Floor  
Buffalo, New York 14202

RE: In-Person Legislative Sessions & Committee Meetings

Dear Chairwoman Baskin,

We are writing to request that the Erie County Legislature return to in-person meetings in our Chambers in Old County Hall. We believe it is imperative to do so in order to handle the People's Business properly. While we acknowledge the fact that Covid-19 remains a presence in our community, we also acknowledge that our region is heading in the right direction in terms of testing and controlling the spread of the virus. Recently, Governor Andrew Cuomo removed the Micro-Cluster Zone Designations that burdened so many in our community with restrictions. He did this out of recognition that our region is managing the virus sufficiently.

We also recognize the difficulty that every single member of the Legislature has encountered while participating in official meetings. This is not the fault of any individual Legislator, but it is indisputable that someone experiences technical difficulties during each meeting that could easily be avoided if we return to in-person meetings.

The Legislature is meant to be a deliberative body, and the evidence is clear that proper deliberation is done best in person. Our Legislative Chamber is large and can easily accommodate proper social distancing. We would be happy to work with you and your colleagues to develop a plan that allows for proper debate in person. We are confident that together we can figure this out.

Sincerely,

Handwritten signature of Joseph C. Lorigo in blue ink.

Joseph C. Lorigo  
Minority Leader, District 10

Handwritten signature of Christopher D. Greene in blue ink.

Christopher D. Greene  
Legislator, District 6

Handwritten signature of Frank J. Todaro in blue ink.

Frank J. Todaro  
Legislator, District 8

Handwritten signature of John J. Mills in blue ink.

John J. Mills  
Legislator, District 11

**A RESOLUTION SUBMITTED BY BASKIN, MEYERS,  
HARDWICK, JOHNSON, CHIMERA, GILMOUR & VINAL**

**Supporting Our Vulnerable Senior Citizens in Long-Term Care and  
Nursing Homes and Calling for a State Inquiry into COVID  
Nursing Home Deaths**

WHEREAS, the care of our most vulnerable persons is one of the government's most important functions, and our senior citizens residing in nursing homes, long term care facilities and skilled nursing facilities are amongst the most-vulnerable persons during the COVID pandemic; and

WHEREAS, our seniors deserve the most compassionate care possible in their golden years, particularly for those who are confined to nursing facilities and who are not ambulatory or who cannot leave those congregate settings; and

WHEREAS, as of February 4, 2021, in 2020 and 2021, Erie County lost 621 people who died in nursing homes whose deaths were confirmed as caused by COVID-19, and lost 211 people who died in nursing homes whose deaths are presumed to be of COVID-19 and lost 9 people who were nursing home residents whose deaths were confirmed as COVID-19 but who died in the hospital, and lost 6 people who died at adult care facilities in Erie County whose deaths were confirmed and we mourn those losses; and

WHEREAS, the New York State Department of Health issued a comprehensive report in July 2020 (revised on February 11, 2021), entitled "Factors Associated with Nursing Home Infections and Fatalities in New York State During the COVID-19 Global Health Crisis," indicated, among other things, that infected staff without symptoms accounted for the bulk of the spread as during the peak in mortality in nursing homes in 2020 it was not known that people without symptoms were contagious; and

WHEREAS, the Office of the New York State Attorney General recently issued a report which was critical of the care provided by nursing home operators across New York during the COVID pandemic, finding allegations of patient neglect and other concerning conduct that may have jeopardized the health and safety of residents and employees such as lack of compliance with infection control protocols; and

WHEREAS, the State Attorney General also found that a large number of people who died in the hospital of COVID had been nursing home residents at the time they contracted COVID-19 and were reported as hospital deaths and were not published as related to a nursing home; and

WHEREAS, a court order that prompted the release of new numbers from the State concerning the COVID deaths in nursing and related long-term care facilities, recently increased the state's long-term care COVID-19 death toll from about 8,500 to around 15,000 when including presumed and confirmed cases, when previously presumed but not confirmed cases

were excluded from the number of deaths released daily by the State and such exclusion was so noted in the daily figures released; and

WHEREAS, some State Legislators are now calling for hearings and inquiries by the State Assembly and State Senate concerning the COVID reporting discrepancy, as well as the care and preventive measures utilized by nursing home operators to protect their residents and staff.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature expresses its support for a State inquiry into the measures undertaken by nursing homes, long term care facilities and skilled nursing facilities to address COVID-19, including preventive measures to protect residents and staff; and be it further

RESOLVED, that the Erie County Legislature requests the New York State Department of Health provide this Honorable Body and the residents of Erie County the results of said State inquiry into the measures undertaken by nursing homes long term care facilities and skilled nursing facilities to address COVID-19, including preventive measures to protect residents and staff, as soon as possible to promote transparency, decrease confusion, decrease worry, and allow for informed decision making and informed consent for patients, residents, and their family members; and be it further

RESOLVED, that this Honorable Body declares our support for the health and wellbeing of senior citizens as evidenced in our 2017 passage of Ruthie's Law to help protect seniors; and be it further

RESOLVED, that this honorable body finds the deliberate actions of Governor Andrew Cuomo to conceal and lie about nursing home COVID death statistics to the public and federal authorities, as admitted by Secretary to the Governor Melissa DeRosa, to be deeply concerning and hereby supports an in-depth federal investigation; and be it further

RESOLVED, that said investigation should include a full review of the measures undertaken by Governor Andrew Cuomo and his executive staff relating to their handling of COVID-19 infected persons sent to nursing homes, and the effects of that deadly decision; and be it further

RESOLVED, that certified copies of this resolution to be transmitted to the Governor, State Health Commissioner and the local New York State Legislature delegation.



# ERIE COUNTY LEGISLATURE



92 Franklin Street  
Buffalo, New York 14202

April 22, 2021

Commissioner Marie Cannon  
Erie County Department of Social Services  
95 Franklin Street, 8<sup>th</sup> Floor  
Buffalo, New York 14202

**RE: Feb. 18, 2021 FOIL Request Past Due**

Dear Commissioner Cannon,

At the fourth regular session of the Erie County Legislature held on February 18, 2021 the Legislature considered Comm. 3E-9 (2021) entitled, "Personnel Modifications for the Department of Social Services." This resolution authorized the establishment of a variable minimum, Job Group 15, Step 5, hiring level for the position of Special Assistant to the Commissioner (of Social Services). The item narrowly passed the Legislature with an approval vote of 6-5. As you know, the County Executive created the position using authority he believes was granted to him in Comm. 6E-22 (2020) entitled, "Covid-19 Emergency Funding."

We don't necessarily agree with the opinion that Comm. 6E-22 (2020) authorized the County Executive to create this position without the approval of the Legislature. However, it is understood by both branches of government that emergency funding resolution did not give out the power to adjust salaries beyond already approved pay scales, which is why this resolution came to us in the first place. The resolution's passage increased the \$76,386 base salary of the Special Assistant to the Commissioner position by \$17,979 to \$94,365.

On the morning of February 18, 2021 you joined the Legislature's morning work session to ask for approval of the salary adjustment resolution and provided a justification for the administration's request. At that time you stated that, in part, the raise was needed to secure recruitment of the most qualified applicant. On that morning you refused to say who the candidate was, but testified that there were a total of 19 applicants.

We felt it was a strange request to seek our approval to grant a raise to a position we deleted as part of the County's initial response to a budget deficit created by Covid-19, that was then re-created without our approval because in the last few days of 2020 as federal CARES Act funding was expiring it was suddenly essential once again. It was even stranger that with record unemployment levels, as a result of economic shutdowns, only 19 people applied for a \$76,386 government "assistant" position. Perhaps the strangest part of this situation is that of

those 19 applicants the only one worthy of an offer couldn't be named and needed an additional \$17,979 in salary to take the position he or she was being offered, because the other 18 applicants didn't possess their skills and the unnamed applicant refused to work for less than the job paid as posted, even though they applied for it.

As you know, you were asked to provide the Legislature a copy of the job posting, the dates and locations it was published, and a copy of all applications submitted including resumes and cover letters. You refused this request. Later that day, the undersigned hand delivered you a formal Freedom of Information (FOIL) request seeking this information. As required by law, your office responded within five days to acknowledge the request. Your office responded again on March 18, 2021 with a letter acknowledging receipt of our FOIL request which noted that you were still reviewing the request and would "respond promptly."

As of the date of this correspondence you have not provided the documents we have requested and are out of compliance with the law by more than 30 days. We are writing to advise you of that, and renew our demand for this information. We feel strongly that this matter requires transparency. We also feel that we should have never had to FOIL this information and it should have been readily provided. We are willing to defend our FOIL request in court. We look forward to your immediate response.

Sincerely,



Joseph C. Lorigo  
Minority Leader



Frank J. Todaro  
Legislator



Christopher D. Greene  
Legislator



John J. Mills  
Legislator

cc: The Erie County Legislature  
Michael Siragusa, County Attorney

Attach: Letter: FOIL Request of information related to Comm. 3E-9 (2021)

# SUSPENSION

ERIE COUNTY LEGISLATURE



92 Franklin Street  
Buffalo, New York 14202

February 18, 2021

Commissioner Marie Cannon  
Erie County Department of Social Services  
95 Franklin Street  
Buffalo, New York 14202

Re: FOIL request of information related to Comm. 3E-9 (2021).

Dear Commissioner Cannon,

We, the undersigned, are writing today to make the following FOIL request pursuant to Public Officers Law, Article 6:

Specifically, we are requesting the following records related to the position that is the subject of Comm. 3E-9 (2021):

- 1) The Position's posting;
- 2) Dates and locations the posting was published; and
- 3) A copy of all applications submitted including resumes and cover letters.

Please email [Joseph.Lorigo@erie.gov](mailto:Joseph.Lorigo@erie.gov) for any questions or concerns related to this request.

Sincerely,

Handwritten signature of Joseph C. Lorigo in cursive.

Joseph C. Lorigo  
Minority Leader

Handwritten signature of Frank J. Todaro in cursive.

Frank J. Todaro  
Legislator

Handwritten signature of Christopher D. Greene in cursive.

Christopher D. Greene  
Legislator

Handwritten signature of John J. Mills in cursive.

John J. Mills  
Legislator



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

April 23, 2021

Erie County Legislature  
92 Franklin Street – Fourth Floor  
Buffalo, New York 14202

**Re: Department of Social Services – Safe Harbor for Sexually Exploited Children**

Dear Honorable Members:

The Department of Social Services has been awarded \$33,000 in New York State funds as a graduated community in the Safe Harbor for Exploited Children program. This proposed resolution authorizes the Department to amend the 2021 Budget and to renew a contract with the International Institute as the lead agency for this program funding.

As the International Institute has been the lead agency for this program for the duration of this program, this proposed resolution seeks Legislative authority to waive section 19.08 of the County Administrative Code which otherwise requires that a Request for Proposals (RFP) be conducted. The International Institute was re-awarded this contract for 2018 after a Request for Proposal. A RFP for Safe Harbor is scheduled for 2021.

Should your Honorable Body require further information, I encourage you to contact Commissioner Marie Cannon at the Department of Social Services. Thank you for your consideration of this request.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "Mark C. Poloncarz", with a long horizontal flourish extending to the right.

Mark C. Poloncarz, Esq.  
Erie County Executive

MCP/mmk  
Enclosure

cc: Commissioner of Social Services Marie Cannon

## **MEMORANDUM**

**To:** Honorable Members of the Erie County Legislature  
**From:** Erie County Department of Social Services  
**Re:** Safe Harbor for Sexually Exploited Children  
**Date:** April 23, 2021

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### **SUMMARY**

This proposed resolution authorizes the Department of Social Services to amend the 2021 Budget and renew a contract with the International Institute as the lead agency for the Safe Harbor program funding.

### **FISCAL IMPLICATIONS**

This resolution authorizes the acceptance of \$33,000 of New York State funds and to enter into a contract with the International Institute of Buffalo in the amount of \$183,000 for the provision of services for the Safe Harbor for Sexually Exploited Children program.

### **REASONS FOR RECOMMENDATION**

Regulations and legislation at the Federal and State Level require local districts to respond to and prevent sex trafficking. The International Institute of Buffalo is the area agency with expertise in human trafficking and sex trafficking of minors. Since 2015 the International Institute has enhanced the Department of Social Services programs through their services.

### **CONSEQUENCES OF NEGATIVE ACTION**

These important services could not be continued.

### **STEPS FOLLOWING APPROVAL**

The 2021 Budget will be amended and a contract established with International Institute for the Safe Harbor for Exploited Children program.

A RESOLUTION SUBMITTED BY:  
DEPARTMENT OF SOCIAL SERVICES

RE: Safe Harbor for Sexually Exploited Children

WHEREAS, a key provision of the Preventing Sex Trafficking and Strengthening Families Act is to move sexually exploited youth from the criminal and juvenile justice systems to the family court where children and their families can receive support and services from the child welfare system; and

WHEREAS, services are to be provided to victims of sex trafficking and core elements of the service include case management, emergency temporary housing, health care, mental health counseling, language interpretation and translation services, job training and placement and services to assist in establishing permanent residence; and

WHEREAS, International Institute of Buffalo has been the lead agency for this program since its inception and is the only local agency with the expertise and existing resources to carry out the program; and

WHEREAS, International Institute of Buffalo was re-awarded this contract in 2018 after a request-for-proposal, and the next scheduled request for proposal for this program is scheduled for 2021; and

WHEREAS, a gradual decrease in New York State funding over the past few years has required additional county funding to operate this valuable program; and

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract with the State of New York to accept funding for the Safe Harbor for Exploited Children program; and be it further

RESOLVED, that the Commissioner of Social Services and the County Executive are hereby authorized to enter into contract with the International Institute of Buffalo in the amount of \$183,000 for the provision of services for the Safe Harbor for Exploited Children program; and be it further

RESOLVED, that the following budget amendments are hereby authorized in the 2021 Budget in order to establish New York State funding for the Safe Harbor program:

Department of Social Services - 2020 Budget  
Fund 110 Funds Center 120

Revenue	Increase
409000 State Aid	\$33,000

Expense	
516400 Preventive Agencies - International Institute	\$33,000
Net County Cost	0

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 appropriations with New York State 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.



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

April 23, 2021

Erie County Legislature  
92 Franklin Street – Fourth Floor  
Buffalo, New York 14202

**Re: Authorization to Accept Grant Funding from Redlich Horowitz Foundation and  
Enter into Contract with Family Help Center**

Dear Honorable Members:

Please find attached a resolution requesting legislative authorization to accept grant funding from the Redlich Horowitz Foundation and enter into a contract with Family Help Center to support our continued implementation of strategies and practices to strengthen our county's readiness to implement the Federal Family First Prevention Services Act (Family First) in calendar year 2021.

If your Honorable Body requires any further information, please contact Commissioner Marie A. Cannon at the Department of Social Services. Thank you for your consideration of this request.

Sincerely yours,

A handwritten signature in black ink that reads "Mark C. Poloncarz". The signature is fluid and cursive, with the first name "Mark" and last name "Poloncarz" clearly legible.

Mark C. Poloncarz, Esq.  
Erie County Executive

MCP/mmk  
Enclosure

cc: Commissioner of Social Services Marie A. Cannon



## **MEMORANDUM**

**To:** Honorable Members of the Erie County Legislature  
**From:** Erie County Department of Social Services  
**Re:** Authorization to Accept Grant Funding from Redlich Horowitz Foundation and  
Enter into Contract with Family Help Center  
**Date:** April 23, 2021

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### **SUMMARY**

Legislative authorization is requested to accept \$10,000 in grant funding from the Redlich Horowitz Foundation and to enter into contract with Family Help Center to support our continued implementation of strategies and practices to strengthen our county's readiness to implement the Federal Family First Prevention Services Act (Family First) in calendar year 2021.

### **FISCAL IMPLICATIONS**

The grant funding for this action is derived entirely from 100% Redlich Horowitz Foundation dollars. No County tax dollars are necessary to support this request.

### **REASONS FOR RECOMMENDATION**

The Erie County Department of Social Services has been awarded \$10,000 by the Redlich Horowitz Foundation to support our continued implantation of strategies and practices to strengthen our county's readiness to implement the Federal Family First Prevention Services Act (Family First) in calendar year 2021. The funds are targeted toward the Family Unification Team (FUST) to identify necessary supports for families that will prevent placement or support relative/kin caregivers in the early and most critical times of a placement. These funds will be used to benefit the Birth Parents.

### **CONSEQUENCES OF NEGATIVE ACTION**

We would be unable to provide critical supports that arise in families that the department is not able to pay for through our typical emergency funds or preventive flex funds.

### **STEPS FOLLOWING APPROVAL**

The Department of Social Services will work with the Division of Budget and Management to accept the funds, and will then enter into contract with Family Help Center to identify necessary supports for families that will prevent placement or support relative/kin caregivers in the early and most critical times of a placement.

A RESOLUTION SUBMITTED BY:  
DEPARTMENT OF SOCIAL SERVICES

RE: Authorization to Accept Grant Funding from Redlich Horowitz Foundation  
And enter into a contract with Family Help Center

WHEREAS, the Erie County Department of Social Services is responsible for administering social service programs for eligible families and individuals in Erie County; and

WHEREAS, the Erie County Department of Social Services has been awarded \$10,000 by the Redlich Horowitz Foundation to support our continued implementation of strategies and practices to strengthen our county's readiness to implement the Federal Family First Prevention Services Act; and

WHEREAS, the Erie County Department of Social Services has identified Family Help Center as the recipient of this award to identify necessary supports for families that will prevent placement or support relative/kin caregivers in the early and most critical times of a placement; and

WHEREAS, the Department of Social Services requires legislative approval to accept the Foundation funds and to establish budget in Fund 110; and

WHEREAS, no County funds will be necessary for Erie County to accept this foundation aid to serve individuals residing in Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to accept Redlich Horowitz Foundation funds to support our continued implementation of strategies and practices to strengthen our county's readiness to implement the Federal Family First Prevention Services Act, and authorizes the Division of Budget and Management to establish budget as follows:

Erie County Department of Social Services  
Fund 110, Funds Center 120

Revenue	Increase
Account 418430 – Donated Funds	\$10,000
Appropriation	Increase
Account 516010 – Contract Payments – Nonprofit Purch Serv	\$10,000

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 any 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 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.



FILED APR 23 2021 PM 1:48

# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

April 23, 2021

Erie County Legislature  
92 Franklin Street – Fourth Floor  
Buffalo, New York 14202

**Re: 2021 Summer Primetime Contract Awards**

Dear Honorable Members:

The Department of Social Services is seeking approval to execute contracts with community providers for the 2021 Summer Primetime program. A Request for Proposals was distributed for this program and Youth Board panel recommendations were utilized to determine contract amount awards.

Operation Primetime provides for an adult supervised environment for the school summer recess period. Program activities consist of structured recreational activities that prevent delinquency, increase socialization and foster respect for authority.

If your Honorable Body requires any further information, please contact Commissioner Marie A. Cannon at the Department of Social Services. Thank you for your consideration of this request.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Mark Poloncarz", written over a horizontal line.

Mark C. Poloncarz, Esq.  
Erie County Executive

MCP/mmk  
Enclosure

cc: Commissioner of Social Services Marie A. Cannon

## **MEMORANDUM**

**To:** Honorable Members of the Erie County Legislature  
**From:** Erie County Department of Mental Health  
**Re:** 2021 Summer Primetime Contract Awards  
**Date:** April 23, 2021

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### **SUMMARY**

The Department of Social Services is seeking approval to execute contracts with community providers for the 2021 Summer Primetime program.

### **FISCAL IMPLICATIONS**

The grant funding for this action is derived entirely from 100% New York State Aid dollars. No County tax dollars are necessary to support this request.

### **REASONS FOR RECOMMENDATION**

Operation Primetime provides for an adult supervised environment for the school summer recess period. Program activities consist of structured recreational activities that prevent delinquency, increase socialization and foster respect for authority.

### **BACKGROUND INFORMATION**

A request for proposals was distributed for this program and Youth Board panel recommendations were utilized to determine contract amount awards.

### **CONSEQUENCES OF NEGATIVE ACTION**

This important program would be delayed.

### **STEPS FOLLOWING APPROVAL**

Contracts will be executed and services will be provided.

**A RESOLUTION SUBMITTED BY:  
DEPARTMENT OF SOCIAL SERVICES**

RE: 2021 Summer Primetime Program

WHEREAS, the Erie County Department of Social Services is seeking approval to execute contracts with community providers for the 2021 Summer Primetime program; and

WHEREAS, the availability of funding provided in the 2021 Adopted Budget enable this program implementation; and

WHEREAS, Operation Primetime provides for an adult supervised environment for the school summer recess period, and program activities consist of structured recreation that prevents delinquency, increases socialization, and fosters respect for authority; and

WHEREAS, a Request for Proposals was distributed for this program and Youth Board panel recommendations were utilized to determine contract amount awards; and

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

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive and/or the Commissioner of Social Services are hereby authorized to execute contracts with the following providers for Operation Primetime;

Agency	Score	2021 Amount Requested	Recommended Award
Boys & Girls Club of Buffalo	99%	\$10,000	\$8,930
Northwest Buffalo Community Center	98%	\$15,000	\$13,395
Buffalo Engineering Awareness for Minorities (BEAM)	97%	\$10,000	\$8,930
Compeer of Greater Buffalo	97%	\$15,000	\$13,395
Erie Reg Housing Dev Corp dba The Belle Center	97%	\$15,000	\$13,395
Old First Ward Community Association	97%	\$15,000	\$13,395
Be-A-Friend Program Inc. (Big Brothers Big Sisters)	97%	\$10,000	\$8,930
Peace of the City	97%	\$14,560	\$13,002
Springville Club for Boys & Girls Inc.	97%	\$10,000	\$8,930
Tru-Way Community Center	97%	\$15,000	\$13,395
Westminster Economic Development Initiative (WEDI)	97%	\$9,000	\$8,037
Research Foundation for SUNY/Buffalo State	96%	\$12,235	\$10,926

Boys & Girls Club of the Northtowns	96%	\$15,000	\$13,395
Community Action Organization of WNY	96%	\$10,000	\$8,930
BestSelf Behavioral Health	95%	\$10,000	\$8,930
Girl Scouts of WNY	95%	\$10,000	\$8,930
West Side Community Services	95%	\$10,000	\$8,930
Buffalo Center for Arts and Technology (BCAT)	95%	\$15,000	\$13,395
King Urban Life Center	95%	\$10,000	\$8,930
Mission: Ignite	94%	\$10,000	\$8,930
Town of Hamburg	94%	\$10,000	\$8,930
Enlightenment Bookstore & Literary Arts Center	94%	\$15,000	\$13,395
Karen Society of Buffalo	94%	\$10,000	\$8,930
Matt Urban Center	94%	\$15,000	\$13,395
Greater Niagara Frontier Council/Boy Scouts	94%	\$15,000	\$13,395
Cornell Cooperative Extension	93%	\$10,000	\$8,930
Seneca Street CDC	93%	\$10,000	\$8,930
YWCA Western NY	93%	\$15,000	\$13,395
The City Swim Project	90%	\$15,000	\$10,046
Willie Hutch Jones Education and Sports Programs	90%	\$15,000	\$10,046
Valley Community Association	90%	\$15,000	\$10,046
Boys & Girls Club East Aurora	90%	\$10,000	\$6,698
Buffalo Urban League	90%	\$10,000	\$6,698
African American Cultural Center	89%	\$15,000	\$10,046
Lackawanna Sports and Education/Lackawanna Yemen Soccer Club	89%	\$15,000	\$10,046
Buffalo Federation for Neighborhood Centers	89%	\$10,000	\$6,698
Mt. Olive MBC, Inc.	89%	\$10,000	\$6,698
The Salvation Army	89%	\$15,000	\$10,046
Boys & Girls Club of Elma, Marilla, & Wales	89%	\$10,000	\$6,698
Buffalo Police Athletic League (PAL)	89%	\$15,000	\$10,046
Young Audiences of WNY	89%	\$12,000	\$8,037
Metro CDC (Delavan-Grider Community Center)	89%	\$15,000	\$10,046
H.E.A.L. International	88%	\$15,000	\$10,046
Boys & Girls Club of Eden-Lakeshore	88%	\$15,000	\$10,046
Lackawanna Youth Empowerment/Global Concepts	88%	\$15,000	\$10,046

Urban Christian Ministries	87%	\$15,000	\$10,046
F BITES	87%	\$15,000	\$10,046
Cradle Beach	87%	\$15,000	\$10,046
Native American Community Services (NACS)	87%	\$9,975	\$6,681
Boys & Girls Club of Holland	87%	\$10,000	\$6,698
Jewish Community Center	86%	\$15,000	\$10,046
Massachusetts Avenue Project	85%	\$10,000	\$6,698
Resource Council of WNY	85%	\$10,000	\$6,698
OLV Human Services	84%	\$9,268	\$6,207
Springville Youth Inc.	84%	\$15,000	\$10,046
Seneca Babcock Community Association	83%	\$15,000	\$10,046
YMCA	83%	\$10,000	\$6,698
Town of Tonawanda	83%	\$15,000	\$10,046
Plymouth Crossroads	83%	\$9,700	\$6,497
Gay and Lesbian Youth Services	80%	\$7,788	\$3,477
Just for Kids	80%	\$10,000	\$4,465
Every Person Influences Children	80%	\$10,000	\$4,465
Village of Hamburg	80%	\$10,000	\$4,465
Parker Academy	78%	\$15,000	\$6,698
North Buffalo Community Development Corp.	74%	\$7,850	\$3,505
Total		\$802,376	\$599,936

and be it further

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





# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

April 21, 2021

Erie County Legislature  
92 Franklin St – Fourth Floor  
Buffalo, New York 14202

**RE: Appointment to the Erie County Medical Center Corporation**

Dear Honorable Members:

Pursuant to the powers vested in me by Section 3628(c)(2) of the New York Public Authorities Law, I, Mark C. Poloncarz, Erie County Executive, do hereby appoint the following individual to serve on the Erie County Medical Center Corporation Board of Directors for the annual non-voting director position appointed by the county executive, which position does not require your approval.

**NAME AND ADDRESS**

Benjamin Swanekamp  
2917 Main Street  
Unit 404  
Buffalo, NY 14214

**TERM EXPIRATION**

December 31, 2026

**REPLACING**

Scott A. Bylewski

If you have any questions regarding this appointment please contact Jordan Zyglis of my office at your earliest convenience.

Sincerely yours,

Mark C. Poloncarz, Esq.  
Erie County Executive

MCP/oo

cc: Thomas Quatroche, PhD, President and CEO, ECMCC  
Jonathan A. Dandes, Chair, ECMCC Board of Directions  
Benjamin Swanekamp



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

April 27, 2021

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

**Re: Authorization to Contract with Mt. Olive Development Corp.**

Dear Honorable Members:

The Department of Social Services is requesting authorization to enter into an agreement with Mt. Olive Development Corp as the provider of COVID-19 Community Outreach Services in the amount not to exceed \$5 million.

Requirements for issuing a Request for Proposal were followed in the issuance of RFP 2021-15VF To provide COVID-19 Community Response Services. Mt. Olive Development Corp was the only respondent organization, and the proposal was found to adequately meet the requested service needs in a comprehensive manner.

As new cascading consequences of the COVID-19 Pandemic continues to unfold, the scope of services detailed in RFP 2021-015VF needed to be expanded to include certified Community Health Worker training and deployment of "boots on the ground" services. As a result of the necessary nature of these services and the immediate need of the community, the Department of Social Services is requesting that the Erie County Legislature waive Erie County Administrative Code Section 26.08 to the extent it may require the issuance of a new Request for Proposal given the expansion of the scope of services as described above.

Should your Honorable Body require further information, I encourage you to contact the Department of Social Services. Thank you for your consideration on this matter.

Sincerely yours,

A handwritten signature in black ink, appearing to read "Mark Poloncarz", with a long horizontal flourish extending to the right.

Mark Poloncarz  
County Executive

MCP/mmk  
Enclosure

cc: Commissioner of Social Services Marie A. Cannon

## **MEMORANDUM**

**To:** Honorable Members of the Erie County Legislature  
**From:** Erie County Department of Social Services  
**Re:** Authorization to Contract with Mt. Olive Development Corp.  
**Date:** April 27, 2021

---

### **SUMMARY**

In compliance with Erie County Administrative Code Section 26.08, Mt. Olive Development Corp. was selected to operate a COVID-19 Community Response Project to provide a comprehensive safety net for community members in the midst of the pandemic and ensure no one is left behind. Mt. Olive Development Corp. has assembled a wide array of service locations to ensure services are accessible from urban to rural areas across the county.

As a result of the necessary nature of these services and the immediate need of the community, the Department of Social Services is requesting authorization to enter into an agreement with Mt. Olive Development Corp. for the contemplated services and further requests that the Erie County Legislature waive Erie County Administrative Code Section 26.08 to the extent it may require the issuance of a new Request for Proposal given the expansion of the scope of services to include subcontracting of services that include an expanded community health worker model training and deployment of additional services to respond to needs resulting from the Coronavirus Pandemic.

### **FISCAL IMPLICATIONS**

This contract will use up to \$5,000,000 of Coronavirus Relief Funds (CRF) awarded by the Federal Government. Approximately \$23 million in CRF funding remains at this time.

### **REASONS FOR RECOMMENDATION**

Mt. Olive Development Corp. operated a first phase and second phase version of this project for Erie County from May 5, 2020 through January 31, 2021. Approval of this project would expand the project to help Erie County address rising community needs for information, connection to health and human services programs, and meet public outreach obligations during the pandemic emergency.

As a result of the necessary nature of these services and the immediate need of the community, the Department of Social Services is requesting that the Erie County Legislature approve a Section 26.08 waiver to allow for the expansion of services under the RFP to include subcontracting of services that include an expanded community health worker model training and deployment of additional services to respond to needs resulting from the Coronavirus Pandemic.

## **BACKGROUND INFORMATION**

A Request-for-Proposal to Provide COVID-19 Community Response Services was issued on February 5, 2021. Mt. Olive Development Corp was the only respondent to the issued RFP, and demonstrated required expertise and experience to provide the requested professional services.

## **CONSEQUENCES OF NEGATIVE ACTION**

Services to be provided in this resolution are not accounted for in the budget and are necessary expenditures to avoid overwhelming the normal function of Erie County's human services programs. Negative action would leave vulnerable populations without a support network to connect them to new and existing programs to address the negative impact of the Coronavirus Pandemic.

## **STEPS FOLLOWING APPROVAL**

A contract will be issued to Mt. Olive Development Corp. for professional services.

A RESOLUTION SUBMITTED BY:  
DEPARTMENT OF SOCIAL SERVICES

RE: Authorization to Contract with Mt. Olive  
Development Corp.

WHEREAS, Mt. Olive Development Corporation partnered with Erie County in the early days of the pandemic to provide large-scale community outreach services throughout the County from May 2020-January 2021; and

WHEREAS, under their previous contract with Erie County, Mt. Olive Development Corporation made approximately 570,000 phone calls and connected with thousands of residents to educate them about COVID-19, assist them in getting tested, evaluate them for food, housing, and transportation needs, as well as perform general mental health and wellness checks; and

WHEREAS, Mt. Olive Development Corporation made 1,100 weekly food deliveries to families with an average of 5.9 persons; and

WHEREAS, Mt. Olive Development Corporation delivered PPE and households disinfectants to 450 families weekly; and

WHEREAS, Mt. Olive Development Corporation served an average of 5.7 persons weekly with behavioral services; and

WHEREAS, Mt. Olive Development Corporation was instrumental in ensuring the Federal Coronavirus Relief Funds that Erie County dedicated to housing assistance went to those families most in need; and

WHEREAS, because of this previous experience, Mt. Olive Development Corp. possesses the expertise to provide ongoing countywide COVID-19 community outreach services to residents; and

WHEREAS, Mt. Olive Development Corp. has assembled a wide array of service locations to ensure services are accessible from urban to rural areas across the county; and

WHEREAS, Mt. Olive Development Corp. was the only respondent to RFP 2021-15VF; and

WHEREAS, these community outreach services are based in 25 community sites equipped with cloud-based contact system to ensure concentration and outreach into disparate communities; and

WHEREAS, Mt. Olive Development Corp uses the call center to contact 25,000- 50,000 residents of Erie County per month to inquire about their welfare, social wellbeing, mental well-being, basic necessity needs, and food security; and

WHEREAS, Mt. Olive Development Corp. includes a focus on persons with disabilities, older adults, Veterans, and persons in need of program navigation assistance for members of the community who may otherwise never reach new and existing programs; and

WHEREAS, the pandemic has highlighted existing food insecurity in Erie County and caused the same for families that were previously doing well, Mt. Olive Development Corp.'s community outreach service will provide direct assistance to 500 families with weekly delivery of fresh produce and heart healthy food staples, to supplement food pantry supplies; and

WHEREAS, Mt. Olive provides direct fresh produce food delivery to nine (9) operating pantries, including Akron/Newstead and Rural Outreach Center which serves a total of 900 families weekly; and

WHEREAS, Mt. Olive provides direct referral and access of behavioral health services, as the COVID Pandemic has caused increased trauma, increased opioid over dose, behavioral health concerns and mental health decline; and,

WHEREAS, Mt. Olive utilizes the PHQ-9 screening questionnaire to assess mental health depression supplies and PPE, COVID-19 Vaccination Education, existing social services programs; and

WHEREAS, Mt. Olive will provide PPE supplies (masks, gloves, hand sanitizer and basic household disinfectants) to persons requesting the supplies and health education on the proper use of the supplies via telephone and will provide written instructions in the language they understand; and

WHEREAS, Mt. Olive Development Corp. will provide vaccination education and outreach services as directed by the Erie County Department of Health,

WHEREAS, Mt. Olive Development Corp, will utilize its call center to provide outreach and education of resources that Erie County residents that are impacted by COVID 19 can access, i.e. the Rental Assistance Program that is coming online, and other special projects directed by Erie County Department of Social Services; and

WHEREAS, Mt. Olive Development Corp utilizes a trauma informed approach to engage with the 25,000-50,000 Erie County residents per month; and

WHEREAS, Mt. Olive Development Corp, will engage Dr. Susan Grinslade of the UB School of Nursing and Dr. Heather Orom of the UB School of Public Health and Health Professions to assist in developing an assessment tool that will be used for evaluation of the program; and

WHEREAS, Mt. Olive Development Corporation will partner with the Community Health Worker Network to provide training to their outreach specialists and community outreach workers as certified Community Health Workers through a curriculum developed by D'Youville College; and

WHEREAS, these are necessary expenditures due to the COVID-19 public health emergency; and

WHEREAS, resources for these services were not accounted for in the most recent budget; and

WHEREAS, it is necessary to expand the services originally contemplated by RFP 2021-15VF to ensure the immediate availability of expanded outreach services.

NOW, THEREFORE, BE IT.

RESOLVED, that the County Executive is authorized to enter into a contract with Mt. Olive Development Corp to provide countywide COVID-19 community outreach services to residents; and be it further

RESOLVED, that to the extent applicable, this honorable body waives the procedures set forth in Section 26.08 of the Erie County Administrative Code so that the scope of services contemplated in RFP 2021-15VF may be expanded to include a community health worker model training and deployment of additional services to respond to needs resulting from the Coronavirus Pandemic without issuing a new Request for Proposal; and be it further

RESOLVED, that the Comptroller's Office be authorized to make payments to Mt. Olive Development Corp from Fund 252 for an amount not to exceed \$5,000,000; and be it further

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



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

April 20<sup>th</sup>, 2021

The Honorable  
Erie County Legislature  
92 Franklin Street, Fourth Floor  
Buffalo, New York 14202

**Re: COVID-19 New Position**

Dear Honorable Legislators:

Per Budget Resolution #101 of the 2021 Adopted Budget, this letter serves as notice to your Honorable Body that Erie County has created the following position for the purposes of responding to the COVID-19 public health emergency at no county share:

Position	JG	Bargaining Unit
• Principal MERS Coordinator	11	CSEA

**Justification from ECDOH**

A Principal MERS Coordinator is a critical position to manage the operation of the EMS system, especially given the evolving and unprecedented conditions of the pandemic. An experienced supervisor is needed to coordinate PODS, handle logistics, and ensure adequate disaster responses while using independent judgement required in emergency situations. The incumbent is needed to operate, train, and direct lower level MERS staff on two-way radio, phones and emergency medical communications equipment. A Principal MERS Coordinator is needed act as a liaison for NYSDOH, surrounding counties in collaboration with the Erie County Public Health Emergency Preparedness. This position also is needed to have a representative in the community for presentations and other public relations activities.

Sincerely yours,

Robert W. Keating  
Director of Budget and Management





COUNTY OF ERIE  
MARK C. POLONCARZ  
COUNTY EXECUTIVE

FILED BY: 4/20/21 PM 10:22

April 20, 2021

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

Dear Honorable Members:

**RE: Comm. 12E-34 Compliance Report**

In accordance with Comm. 12E-34, please find an update of Child Protective caseloads for the month of March.

	March	Change Since February
Caseload size at the last day of the Month	1426	-29
Number of CPS workers assigned at least five case last day of month	93	-3
Average number of cases per worker	15.33	0.17
Cases Closed in Month	1892	258
Intake during Month	804	93
Overdue Investigations at the last day of month	281	-10
Timely Determinations during month	1510	287

Thank you.

Sincerely,

Marie A. Cannon, MSW, Commissioner  
Erie County Department of Social Services

cc: Erie County Executive Mark Poloncarz



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

GALE R. BURSTEIN, MD, MPH  
COMMISSIONER OF HEALTH

April 12, 2021

Erie County Legislature  
92 Franklin Street  
Buffalo, NY 14202

Dear Legislators:

As requested by the Erie County Legislature in its resolution on November 5, 2020, the Erie County Department of Health (ECDOH) is providing the names and addresses of nursing homes in Erie County with infection rates of 5% or more.

This information is provided with the following caveats.

The nursing home COVID case data sources may be multiple sources and received at different times. One source is NY HERDS data. Another source is surveillance data case reports. NYSDOH may occasionally inform ECDOH of active nursing home investigations.

Data may include "persistent positives." Nursing homes test residents regularly. Older residents, particularly with compromised immune systems, may have positive COVID tests for an extended period. HERDS data do not specify if COVID+ tests are new cases or persistent positive tests. Repeat positive COVID-19 tests may be included in the data.

Reported case numbers may not include all Erie County residents and may include residents from outside Erie County.

The ECDOH reports may not include information about residents who were transferred to a different facility or discharged home.

*continued*

For the week ending April 10, 2021, no nursing homes had a percent positive rate of more than 5% based on the data available to our department.

It is our department's intent to provide this information on a weekly basis.

Sincerely,

A handwritten signature in dark ink, appearing to read "Gale R. Burstein", followed by a long, horizontal, wavy line.

Gale R. Burstein, MD, MPH, FAAP  
Commissioner of Health



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

April 14, 2021

The Honorable  
Erie County Legislature  
92 Franklin Street, Fourth Floor  
Buffalo, New York 14202

**Re: COVID-19 Transfer Notification**

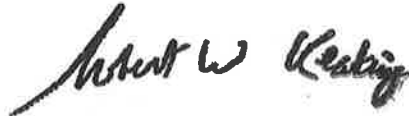
Dear Honorable Legislators:

Per Budget Resolution #99 of the 2021 Adopted Budget, this letter serves as notice to your Honorable Body that Erie County has made the following budgetary adjustments above \$10,000:

Department	Account	Increase/ (Decrease)
<b>COVID-19 Response Fund 252 - Expense Adjustments</b>		
105	Division of Information & Support	
	561410 Lab & Technical Equipment	106,500
	Division of Information & Support Total	106,500
11310	Registrar Division	
	516020 Professional Svcs Contracts & Fees	13,397
	Registrar Division Total	13,397
11320	Auto Bureau Division	
	516020 Professional Svcs Contracts & Fees	231,791
	Auto Bureau Division Total	231,791
11510	Sheriff Division	
	500330 Holiday Worked	12,918
	501000 Overtime	92,105
	502000 Fringe Benefits	36,180
	Sheriff Division Total	141,203

116	Jail Management	
	500300 Shift Differential	10,557
	500330 Holiday Worked	120,641
	501000 Overtime	179,831
	502000 Fringe Benefits	66,844
	<u>Jail Management Total</u>	<u>377,873</u>
11650	Correctional Health Services	
	501000 Overtime	11,894
	<u>Correctional Health Services Total</u>	<u>11,894</u>
120	Department of Social Services	
	500000 Full Time - Salaries	99,157
	502000 Fringe Benefits	61,820
	516020 Professional Svcs Contracts & Fees	6,793,070
	525095 Virtual Learning	153,274
	<u>Department of Social Services Total</u>	<u>7,107,321</u>
12700	Health Division	
	500330 Holiday Worked	12,682
	501000 Overtime	141,348
	502000 Fringe Benefits	39,177
	505800 Medical & Health Supplies	221,143
	516020 Professional Svcs Contracts & Fees	508,315
	545000 Rental Charges	300,000
	561410 Lab & Technical Equipment	288,772
	561420 Office Furniture & Fixtures	60,163
	980000 ID DISS Services	17,964
	<u>Health Division Total</u>	<u>1,589,564</u>
14010	County-wide Acct Budget	
	598900 County Contingency	(9,633,918)
	<u>County-wide Acct Budget Total</u>	<u>(9,633,918)</u>
16700	Homeland Security & Emergency Services	
	500000 Full Time - Salaries	21,433
	501000 Overtime	12,946
	502000 Fringe Benefits	19,996
	<u>Homeland Security &amp; Emergency Services Total</u>	<u>54,375</u>

Sincerely yours,

A handwritten signature in black ink, appearing to read "Robert W. Keating". The signature is written in a cursive, flowing style.

Robert W. Keating  
Director of Budget and Management



10:15 APR 19 '21 PM 4:37

## COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

GALE R. BURSTEIN, MD, MPH  
COMMISSIONER OF HEALTH

April 12, 2021

Erie County Legislature  
92 Franklin Street  
Buffalo, NY 14202

Dear Legislators:

As requested by the Erie County Legislature in its resolution on November 5, 2020, the Erie County Department of Health (ECDOH) is providing the names and addresses of nursing homes in Erie County with infection rates of 5% or more.

This information is provided with the following caveats.

The nursing home COVID case data sources may be multiple sources and received at different times. One source is NY HERDS data. Another source is surveillance data case reports. NYSDOH may occasionally inform ECDOH of active nursing home investigations.

Data may include "persistent positives." Nursing homes test residents regularly. Older residents, particularly with compromised immune systems, may have positive COVID tests for an extended period. HERDS data do not specify if COVID+ tests are new cases or persistent positive tests. Repeat positive COVID-19 tests may be included in the data.

Reported case numbers may not include all Erie County residents and may include residents from outside Erie County.

The ECDOH reports may not include information about residents who were transferred to a different facility or discharged home.

*continued*

For the week ending April 17, 2021, no nursing homes had a percent positive rate of more than 5% based on the data available to our department.

It is our department's intent to provide this information on a weekly basis.

Sincerely,

A handwritten signature in dark ink, appearing to read "Gale R. Burstein", followed by a long, horizontal, wavy line.

Gale R. Burstein, MD, MPH, FAAP  
Commissioner of Health





# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 13, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.9[37])  
issued on October 13, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 16, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on March 7, 2020, Andrew M. Cuomo, Governor of the State of New York issued Executive Order Number 202, declaring a State Disaster Emergency for the entire State of New York; and**

**WHEREAS, on October 13, 2020, I issued a local emergency order which suspends or modifies any local law, ordinance, regulation, or executive order which, if complied with, would prevent, hinder, or delay the issuance of contracts intended to improve, expand, renovate, acquire, lease or modify Erie County buildings, facilities, technology, property or other type of non-road infrastructure, which safeguard the health and welfare of the public and are reasonably necessary to respond to the COVID-19 pandemic for certain delineated buildings/projects; and**

**WHEREAS, the County of Erie and the State of New York remain in a state of emergency; and**

**WHEREAS, those certain delineated buildings/projects have not yet been completed.**

**WHEREAS, since October 13, 2020, I have duly extended such local emergency order in increments of five days; and**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

- **Extend the local emergency order issued under my hand on October 13, 2020.**

**This local emergency order extension shall take effect at 10:00 am on April 16, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 9:00 AM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**



## COUNTY OF ERIE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

MARK C. POLONCARZ  
COUNTY EXECUTIVE

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 3, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.7[67])  
issued on May 15, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 15, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on March 7, 2020, Andrew M. Cuomo, Governor of the State of New York issued Executive Order Number 202, declaring a State Disaster Emergency for the entire State of New York; and**

**WHEREAS, on May 15, 2020, I issued a local emergency order which orders all Erie County employees and agents to wear a mask or cloth face covering while in buildings owned or operated by Erie County; and**

**WHEREAS, since May 15, 2020, I have duly extended such local emergency order in increments of five days; and**

**WHEREAS, the County of Erie and the State of New York remain in a state of emergency; and**

**WHEREAS, the Center for Disease Control and Prevention (CDC) continues to**

**recommend wearing cloth face coverings which cover the nose and mouth in order to slow the spread of the novel coronavirus.**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

- **Extend the local emergency order issued under my hand on May 15, 2020.**

**This local emergency order extension shall take effect at 10:00 am on April 15, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 9:00 AM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 13, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.4[74])  
issued on April 9, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 14, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: [gregory.kammer@erie.gov](mailto:gregory.kammer@erie.gov)

GPK/jls  
Enclosure





## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on April 9, 2020, I issued a local emergency order which prohibits facilities from denying entry to patrons who choose to wear cloth face coverings, masks, or gloves and further prohibits employers from preventing employees from wearing cloth face coverings, masks, or gloves and further mandates that employers provide employees access and opportunity to clean their hands frequently; and**

**WHEREAS, since April 9, 2020, I have duly extended such local emergency order in five day increments; and**

**WHEREAS, the County of Erie remains in a State of Emergency and the need to mitigate the transmission of COVID-19 continues.**



**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

- **Extend the local emergency order issued under my hand on April 9, 2020.**

**This local emergency order extension shall take effect at 3:00pm on April 14, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 2:00 PM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**



FILED APR 15 21 AM 9:27

## COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 13, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.3[76])  
issued on April 1, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 16, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on April 1, 2020, I issued a local emergency order which directs sick employees to stay home, directs building security to deny entry to sick individuals, and directs Erie County supervisors to send sick employees home; and**

**WHEREAS, since April 1, 2020, I have duly extended such local emergency order in five day increments; and**

**WHEREAS, the County of Erie remains in a State of Emergency and, in response to the COVID-19 pandemic, the need to maintain a healthy Erie County workforce for the provision of essential governmental services continues.**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

- **Further extend the local emergency order issued under my hand on April 1, 2020.**

**This local emergency order extension shall take effect at 3:00pm on April 16, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 2:00 PM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 14, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.9[38])  
issued on October 13, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 21, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: [gregory.kammer@erie.gov](mailto:gregory.kammer@erie.gov)

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on March 7, 2020, Andrew M. Cuomo, Governor of the State of New York issued Executive Order Number 202, declaring a State Disaster Emergency for the entire State of New York; and**

**WHEREAS, on October 13, 2020, I issued a local emergency order which suspends or modifies any local law, ordinance, regulation, or executive order which, if complied with, would prevent, hinder, or delay the issuance of contracts intended to improve, expand, renovate, acquire, lease or modify Erie County buildings, facilities, technology, property or other type of non-road infrastructure, which safeguard the health and welfare of the public and are reasonably necessary to respond to the COVID-19 pandemic for certain delineated buildings/projects; and**

**WHEREAS, the County of Erie and the State of New York remain in a state of emergency; and**

**WHEREAS, those certain delineated buildings/projects have not yet been completed.**

**WHEREAS, since October 13, 2020, I have duly extended such local emergency order in increments of five days; and**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

- **Extend the local emergency order issued under my hand on October 13, 2020.**

**This local emergency order extension shall take effect at 10:00 am on April 21, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 9:00 AM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**





# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 16, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.7[68])  
issued on May 15, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 20, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure





## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on March 7, 2020, Andrew M. Cuomo, Governor of the State of New York issued Executive Order Number 202, declaring a State Disaster Emergency for the entire State of New York; and**

**WHEREAS, on May 15, 2020, I issued a local emergency order which orders all Erie County employees and agents to wear a mask or cloth face covering while in buildings owned or operated by Erie County; and**

**WHEREAS, since May 15, 2020, I have duly extended such local emergency order in increments of five days; and**

**WHEREAS, the County of Erie and the State of New York remain in a state of emergency; and**

**WHEREAS, the Center for Disease Control and Prevention (CDC) continues to**

**recommend wearing cloth face coverings which cover the nose and mouth in order to slow the spread of the novel coronavirus.**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

- **Extend the local emergency order issued under my hand on May 15, 2020.**

**This local emergency order extension shall take effect at 10:00 am on April 20, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 9:00 AM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**



## COUNTY OF ERIE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

MARK C. POLONCARZ  
COUNTY EXECUTIVE

DEPARTMENT OF LAW

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

April 14, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.4[75])  
issued on April 9, 2020**

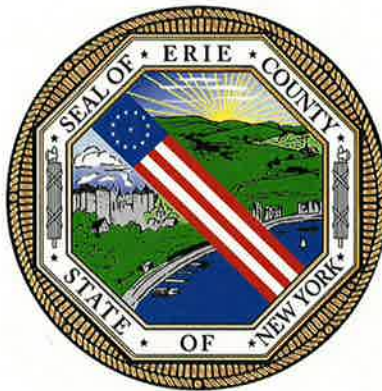
Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 19, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on April 9, 2020, I issued a local emergency order which prohibits facilities from denying entry to patrons who choose to wear cloth face coverings, masks, or gloves and further prohibits employers from preventing employees from wearing cloth face coverings, masks, or gloves and further mandates that employers provide employees access and opportunity to clean their hands frequently; and**

**WHEREAS, since April 9, 2020, I have duly extended such local emergency order in five day increments; and**

**WHEREAS, the County of Erie remains in a State of Emergency and the need to mitigate the transmission of COVID-19 continues.**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

- **Extend the local emergency order issued under my hand on April 9, 2020.**

**This local emergency order extension shall take effect at 3:00pm on April 19, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 2:00 PM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**



100 FD 40119-21 A01136

# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 10, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.3[77])  
issued on April 1, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 21, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on April 1, 2020, I issued a local emergency order which directs sick employees to stay home, directs building security to deny entry to sick individuals, and directs Erie County supervisors to send sick employees home; and**

**WHEREAS, since April 1, 2020, I have duly extended such local emergency order in five day increments; and**

**WHEREAS, the County of Erie remains in a State of Emergency and, in response to the COVID-19 pandemic, the need to maintain a healthy Erie County workforce for the provision of essential governmental services continues.**



**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

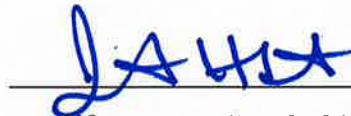
- **Further extend the local emergency order issued under my hand on April 1, 2020.**

**This local emergency order extension shall take effect at 3:00pm on April 21, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 2:00 PM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**





# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 23, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.9[39])  
issued on October 13, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 26, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on March 7, 2020, Andrew M. Cuomo, Governor of the State of New York issued Executive Order Number 202, declaring a State Disaster Emergency for the entire State of New York; and**

**WHEREAS, on October 13, 2020, I issued a local emergency order which suspends or modifies any local law, ordinance, regulation, or executive order which, if complied with, would prevent, hinder, or delay the issuance of contracts intended to improve, expand, renovate, acquire, lease or modify Erie County buildings, facilities, technology, property or other type of non-road infrastructure, which safeguard the health and welfare of the public and are reasonably necessary to respond to the COVID-19 pandemic for certain delineated buildings/projects; and**

**WHEREAS, the County of Erie and the State of New York remain in a state of emergency; and**

**WHEREAS, those certain delineated buildings/projects have not yet been completed.**

**WHEREAS, since October 13, 2020, I have duly extended such local emergency order in increments of five days; and**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

- **Extend the local emergency order issued under my hand on October 13, 2020.**

**This local emergency order extension shall take effect at 10:00 am on April 26, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 9:00 AM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 22, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.7[69])  
issued on May 15, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 25, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on March 7, 2020, Andrew M. Cuomo, Governor of the State of New York issued Executive Order Number 202, declaring a State Disaster Emergency for the entire State of New York; and**

**WHEREAS, on May 15, 2020, I issued a local emergency order which orders all Erie County employees and agents to wear a mask or cloth face covering while in buildings owned or operated by Erie County; and**

**WHEREAS, since May 15, 2020, I have duly extended such local emergency order in increments of five days; and**

**WHEREAS, the County of Erie and the State of New York remain in a state of emergency; and**

**WHEREAS, the Center for Disease Control and Prevention (CDC) continues to**

**recommend wearing cloth face coverings which cover the nose and mouth in order to slow the spread of the novel coronavirus.**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

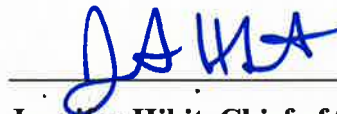
- **Extend the local emergency order issued under my hand on May 15, 2020.**

**This local emergency order extension shall take effect at 10:00 am on April 25, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 9:00 AM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 23 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.4[76])  
issued on April 9, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 24, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure





## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on April 9, 2020, I issued a local emergency order which prohibits facilities from denying entry to patrons who choose to wear cloth face coverings, masks, or gloves and further prohibits employers from preventing employees from wearing cloth face coverings, masks, or gloves and further mandates that employers provide employees access and opportunity to clean their hands frequently; and**

**WHEREAS, since April 9, 2020, I have duly extended such local emergency order in five day increments; and**

**WHEREAS, the County of Erie remains in a State of Emergency and the need to mitigate the transmission of COVID-19 continues.**



**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

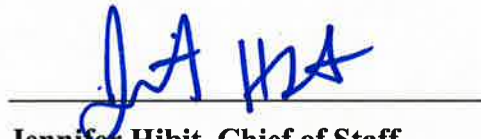
- **Extend the local emergency order issued under my hand on April 9, 2020.**

**This local emergency order extension shall take effect at 3:00pm on April 24, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 2:00 PM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**



# COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

April 23, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.3[78])  
issued on April 1, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on April 8, 2021 and effective April 26, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on April 1, 2020, I issued a local emergency order which directs sick employees to stay home, directs building security to deny entry to sick individuals, and directs Erie County supervisors to send sick employees home; and**

**WHEREAS, since April 1, 2020, I have duly extended such local emergency order in five day increments; and**

**WHEREAS, the County of Erie remains in a State of Emergency and, in response to the COVID-19 pandemic, the need to maintain a healthy Erie County workforce for the provision of essential governmental services continues.**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

- **Further extend the local emergency order issued under my hand on April 1, 2020.**

**This local emergency order extension shall take effect at 3:00pm on April 26, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 8<sup>th</sup> day of April, 2021, at 2:00 PM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**