

April 26, 2010

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 2

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR HARDWICK.
CHAIR MILLER-WILLIAMS PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 9E-4 (2009)
COMPTROLLER: "Risk Assessment of EC Government"
(5-0)
 - b. COMM. 27D-3 (2009)
COUNTY EXECUTIVE'S CHIEF OF STAFF: "Letter to Chair Marinelli Concerning 2010 Adopted Erie County Budget"
(5-0)
 - c. COMM. 1E-1 (2010)
WHYTE: "In Accordance with Section 5.10 of the Legislature's 2009 Rules of Order - Amendment of Rules, 24-Hour Notification, Part A"
(3-2) Legislators Whyte & Marinelli voted in the negative.
 - d. COMM. 1E-2 (2010)
WHYTE: "In Accordance with Section 5.10 of the Legislature's 2009 Rules of Order - Amendment of Rules, 24-Hour Notification, Part B"
(3-2) Legislators Whyte & Marinelli voted in the negative.
 - e. INTRO 3-1 (2010)
MARINELLI: "Extension & Sharing of Additional 1% Sales and Compensating Use Tax"
(3-2) Legislators Whyte & Marinelli voted in the negative.
 - f. INTRO 4-2 (2010)
MARINELLI: "Continued Imposition & Sharing of Additional 1% Sales Tax; Need for Introduction & Enactment of State Authorization Legislation"
(5-0)
 - g. COMM. 4E-7 (2010)
COUNTY COMPTROLLER: "County Executive's Declaration of Need - County Capital Borrowing"
(5-0)

- h. COMM. 6E-1 (2010)
COMPTROLLER: "2009 Preliminary Unaudited General Fund Operating Results"
(5-0)
 - i. COMM. 6D-4 (2010)
DIRECTOR OF BUDGET & MANAGEMENT: "Letter to EC Legislature in Relation to the First Budget Monitoring Report"
(5-0)
 - j. COMM. 6M-6 (2010)
THE NATION: "Article Entitled, "The Power of Transparency""
(4-1) Legislator Whyte voted in the negative.
 - k. COMM. 7E-2 (2010)
COMPTROLLER: "Copy of Report Detailing the Apportionment & Distribution of Net Collections from the Local (4.75%) Sales and Compensation Use Tax for EC for the Months of 12/2009 - 1/2010 & 2/2010"
(5-0)
 - l. COMM. 7E-7 (2010)
MILLER-WILLIAMS: "Letter to Assemblyman Schimminger Regarding 1% Sales Tax Rate Extension"
(5-0)
 - m. COMM. 7E-8 (2010)
COMPTROLLER: "Review of the 2010 Cultural & Public Benefit Funding Process"
(5-0)
2. COMM. 6E-19 (2010)
COUNTY EXECUTIVE
WHEREAS, the County Executive's Office, on behalf of Erie County Real Property Tax Services, applied to the New York State Office of Real Property Services for an assessment improvement study grant; and

WHEREAS, the County has been awarded a \$50,000 assessment improvement study grant by the New York State Office of Real Property Services; and

WHEREAS, it is expected that such a program will support the establishment of a county-wide database to access residential and commercial sales of all real property parcels within the county; and

WHEREAS, the result of this program will be cooperative efforts among municipal governments to reduce the redundancy and cost of essential real property assessment activity; and

WHEREAS, the State of New York Office of Real Property Services has made available, assessment improvement study grant funding for Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract and except funding to be budgeted as follows in an existing grant:

2008 CPTAP County Tax Assessment Initiative		
	SAP Title	111CPTAP0708
Revenue		
409000	State Aid	\$50,000
Appropriations		
516020	Pro Ser Cnt and Fees	\$30,000
530000	Other Expenses	15,000
561410	Lab & Tech Equip	5,000

and be it further

RESOLVED, that the Director of Budget and Management and the Erie County Comptroller are hereby authorized to make any budget and accounting adjustments required to accept the funding of \$50,000 from the New York State Office of Real Property Services and move this expense item to the appropriate grant; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, Comptroller, Division of Budget and Management, Ken Schlosser of Budget and Management, and Joseph Maciejewski, Director of Real Property Tax Services.
(5-0)

3. **COMM. 7E-13 (2010)**
COUNTY EXECUTIVE

WHEREAS, in 2009 the Division of Budget and Management identified an opportunity to save \$1,306,454 by paying off two payment plans entered into by the County in 2002 and 2005 to pay liabilities due the New York State Employees Retirement System; and

WHEREAS, the County comptroller made that payment on February 1, 2010 instead of December 15, 2009 due to cash flow constraints; and

WHEREAS, the intention was to utilize 2009 funds to expense the payment against rather than 2010; and

WHEREAS, in 2010 the Erie County Fiscal Stability Authority, ECFSA, was requested by the County to issue bonds to finance certain capital projects totaling approximately \$170,000,000; and

WHEREAS, the most economical way of issuing that bond results in a six-month interest coupon due on November 1, 2010; and

WHEREAS, the ECFSA approved Four Year Plan of the County for 2010-2013 called for both of these expenses to be covered by 2009 available funds; and

WHEREAS, neither of these were in the 2010 adopted budget; and

WHEREAS, it is necessary for a Designation of 2009 Fund Balance to pay for these expenses.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Comptroller is authorized to establish designation of 2009 fund balance in the amount of \$8,354,170 to be used to fund the February 1, 2010 cash payment to the New York State Employees Retirement System; and be it further

RESOLVED, that the Erie County Comptroller is authorized to establish designation of 2009 fund balance in the amount of \$3,800,000 to be used to fund the November 1, 2010 cash payment to the ECFSA for the 2010 bond issue; and be it further

RESOLVED, that the Director of Budget and Management in conjunction with the Office of Comptroller make all the appropriate budget and accounting adjustments and entries to effectuate this change; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive's Office, the Division of Budget and Management, the Comptroller's Office and the Department of Law.
(5-0)

4. COMM. 7E-39 (2010)
COUNTY EXECUTIVE AS AMENDED
 WHEREAS, the following grant programs are included in Book B of the 2010 Adopted Budget; and

WHEREAS, the 2010 Adopted Budget resolutions require legislative approval for the County Executive to enter into contracts with grantor agencies for the purpose of receiving grants awarded or budgeted for fiscal 2010.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contracts with grantor agencies for the purpose of receiving grants, following review and approval by the Director of Budget and Management with respect to the availability of State and/or Federal funds, for the following grant programs:

Grant Title	Start Date	Total Appropriation
Law		
Aid To Localities - Indigent Defense Program	4/1/10	223,700
Total Department		223,700
Central Police Services		
Aid to Crime Labs Program	7/1/10	819,059
Child Passenger Safety (Car Seat)	10/1/10	12,000
DNA Crime Lab Improvement	7/1/10	603,716
Firearms Lab Capacity Enhancement	7/1/10	109,478
High School Traffic & Passenger Safety Education	10/1/10	61,367
National Forensic Sciences Improvement	10/1/10	52,914
Project Impact	7/1/10	181,654
Total Department		1,840,188
District Attorney		
Aid to Prosecution	4/1/10	1,531,101
Be-Safe Program	10/1/10	466,055

Crimes Against Revenue Program	10/1/10	200,817
Federal Family Violence Prevention Svcs Act	3/31/10	54,172
Motor Vehicle Theft & Ins Fraud Prev	4/1/10	132,967
Operation Impact	7/1/10	659,491
Stop Violence Against Women Program	10/1/10	161,732
Victim/Witness Assistance Program	10/1/10	430,636
Total Department		3,636,971

Probation

ATI - Community Service Sentencing	1/1/10	223,252
ATI - Pre-Trial Project	1/1/10	324,292
ATI - Women's Residential Resource Center	1/1/10	7,200
Be-Safe Probation	10/1/10	129,979
Crime Victims Board	10/1/10	59,004
Intensive Supervision Program	1/1/10	329,745
Juvenile Justice Delinquency Prevention	7/1/10	182,280
Operation Impact - Probation	7/1/10	187,773
Total Department		1,443,525

Sheriff

Human Trafficking	1/1/10	134,000
Impact Enhancement	7/1/10	182,917
Total Department		316,917

Department of Social Services

Energy Services Packaging	10/1/10	67,906
Long Term Care Point of Entry	10/1/10	252,000
Total Department		319,906

Mental Health Department

Family Voices	1/1/10	1,652,191
Single Point of Accountability	1/1/10	3,003,918
Total Department		4,656,109

Senior Services

Areawide Agency on Aging	1/1/10	1,805,441
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Areawide Agency on Aging Transportation	4/1/10	52,137
Community Services for the Elderly	4/1/10	1,554,294
Congregate Dining Nutrition Program	1/1/10	2,409,123
Congregate Services Initiative Program	4/1/10	65,117
Disease Prevention & Health Promotion Services	1/1/10	116,277
Elder Abuse Prevention Program	1/1/10	48,051
Elder Caregiver Support Program	1/1/10	803,602
Expanded In-Home Services for the Elderly	4/1/10	3,972,330
Hlth Insurance Info, Counseling & Assistance	4/1/10	59,268
Home Delivered Nutrition Program	1/1/10	1,388,479
Long Term Care Ombudsman	4/1/10	60,607
Nutrition Services Incentive	10/1/10	702,669
NYS Retired Senior Volunteer Program	4/1/10	11,395
Retired Senior Volunteer Program (RSVP)	7/1/10	184,803
Senior Aides Program (Title V)	7/1/10	1,113,841
Senior Community Services Employment	7/1/10	310,445
Supplemental Nutrition Assistance Program	4/1/10	1,778,444
Weatherization Referral and Packaging	4/1/10	407,621
Total Department		16,843,944

Health

Beach Water Quality Monitoring	10/1/10	17,399
Bioterrorism Preparedness	8/10/10	250,000
Breast & Cervical Cancer Early Detection	6/30/10	169,935
Childhood Lead Poisoning Prevention	4/1/10	582,128
Children with Special Health Care Needs	10/1/10	75,095
Enhanced Drinking Water Protection	4/1/10	230,300
Expanded Syringe Access Demonstration Program	7/1/10	56,812
Healthy Heart Worksite Wellness	4/1/10	108,133
Healthy Neighborhoods	10/1/10	240,000
HIV Partner Notification Program	10/1/10	195,098
Immunization Action Plan	4/1/10	300,000
Lead Poisoning Primary Prevention	10/1/10	812,239
Medical Examiner Toxicology Lab Aid	4/1/10	139,099
National Forensic Science Improvement	10/1/10	40,000

Partners for Prevention Clinical Services	4/1/10	329,153
Partners for Prevention Program	4/1/10	293,863
PH Preparedness/Response to Bioterrorism	8/9/10	806,738
Prevent Type 2 Diabetes in Children	4/1/10	48,539
Public Health Campaign STD	4/1/10	148,542
Public Health Campaign TB	3/31/10	328,237
Public Health Laboratory Response Network	8/10/10	200,000
STD Outreach Intervention	1/1/10	101,314
WNY Coalition for Diabetes Prevention	10/1/10	97,944
Youth Tobacco Enforcement & Prevention	10/1/10	299,348
Total Department		5,869,916
County Executive		
Office of Workforce Development		203,489
Total Department		203,489
Library		
Central Library Book Aid	1/1/10	60,775
Central Library Development Aid	1/1/10	263,455
Continuity of Service	1/1/10	42,500
Coordinated Outreach Program	1/1/10	143,578
Library Svcs to County Correctional Facilities	4/1/10	6,579
Library Svcs to State Correctional Facilities	1/1/10	30,932
NYS Library System Automation	1/1/10	65,025
Total Department		612,844
Grand Total		35,967,509

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into subcontracts with community agencies funded under the above grants as indicated in Book B of the 2010 Adopted Budget; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the following departments: the Office of the County Executive, the District Attorney, the Office of the Sheriff, Probation, Social Services, Senior Services, Central Police Services, the Mental Health Department,

the Library, the Health Department, the Office of the Comptroller, the Office of the County Attorney
and the Division of Budget and Management.
(5-0)

BARBARA MILLER-WILLIAMS
AS CHAIR OF THE ERIE COUNTY LEGISLATURE