

February 13, 2020

GOVERNMENT AFFAIRS COMMITTEE
REPORT NO. 2

ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. COMM. 3E-21 (2020)
COUNTY EXECUTIVE

WHEREAS, General Municipal Law Section 104-b, subdivision 4 requires the governing board of the County to annually review County policies and procedures with respect to procurement of goods and services where such goods and services are not required by law to be procured pursuant to competitive bidding; and

WHEREAS, it has been determined that the implementation of these procedures are within the scope of and furtherance of specific purchase and procurement laws and rules set forth by New York State statute, the Erie County Charter, and the Erie County Administrative Code; and

WHEREAS, the Erie County procurement policies have been previously reviewed and found to be in compliance with the requirements of General Municipal Law Section 104-b (Comm. 2E-26) and were adopted by this Legislature on July of 2013.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby adopt the Erie County Purchase Policies and Procedures under General Municipal Law 104-b as the policy of the County of Erie pursuant to General Municipal Law Section 104-b, and be it further; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Director of Budget and Director of Purchase.
(6-0)

2. COMM. 3E-33 (2020)
COUNTY EXECUTIVE

WHEREAS, since 1953, political subdivisions in New York State, including Erie County, have used New York State Office of General Services (NYS OGS) contracts to purchase materials, equipment, supplies and services; and

WHEREAS, since the NYS OGS contract was established through a competitive bidding process, it met the competitive bidding requirements of General Municipal Law; and

WHEREAS, recent changes to NYS General Municipal Law authorizes political subdivisions, including Erie County, to make purchases through the use of contracts let by certain other governmental entities either to the lowest responsible bidder or on the basis of "Best Value", in a manner consistent with General Municipal Law 103, in addition to the NYS OGS contract; and

WHEREAS, the Division of Purchase has investigated the opportunities afforded by this legislation and has determined that it would be advantageous for Erie County to utilize additional cooperative agreement contracts when purchasing materials, equipment, supplies and services; and

WHEREAS, the Division of Purchase will be able to review and choose from the list of NYS approved Cooperative Purchase Agreements that would be advantageous in resolving the procurement needs of the County of Erie.

NOW, THEREFORE, BE IT

RESOLVED, the Division of Purchase is hereby authorized to utilize any NYS approved Cooperative Agreements, "Best Value Contracts"; and be it further

RESOLVED, that the provisions of Section 19.08 of the Erie County Administrative Code are hereby waived as it relates to the services procured by the Division of Purchase through contracts chosen from the NYS approved list of cooperative procurement agencies; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Director of Information and Support Services and Director of Purchase.
(6-0)

3. COMM. 3E-35 (2020)
COUNTY CLERK

WHEREAS, pursuant to New York State Vehicle and Traffic Law §205, the County Clerk shall act as an agent of the Commissioner of the Department of Motor Vehicles and in such capacity the Erie County Clerk operates the Erie County Auto Bureau; and

WHEREAS, pursuant to New York State Vehicle and Traffic Law §205, the County of Erie retains approximately 12.7% of all fees generated at Erie County Auto Bureau locations; and

WHEREAS, on October 1, 2020, the federal government will require that driver's licenses, learner's permits or identification cards be REAL ID compliant to board a domestic flight, enter military bases and certain federal facilities; and

WHEREAS, more than 200,000 Erie County driver's licenses will expire before the deadline; and

WHEREAS, the Erie County Clerk has commenced an awareness campaign and reaching as many Erie County residents as possible is vital to the success of the campaign; and

WHEREAS, the Erie County Clerk's Office will make a one-time expenditure in the amount of \$2,820.00 for the cost of two (2) vinyl displays, which expenditure shall be made from the available budgeted funds; and

WHEREAS, the estimated value of the donation of two (2) monthly billboard bulletins for thirty-two (32) weeks would be \$71,900.00.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Clerk is hereby authorized to accept the donation of two (2) monthly billboard bulletins for thirty-two (32) weeks, commencing as soon as practicable following approval; and be it further

RESOLVED, that the Clerk shall retain the right of final approval over advertising content; and be it further

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

KEVIN R. HARDWICK
CHAIR