

March 29, 2011

HEALTH & HUMAN SERVICES COMMITTEE  
REPORT NO. 6

ALL MEMBERS PRESENT, EXCEPT LEGISLATORS WALTER & GRANT.

1. RESOLVED, the following item is hereby received and filed:
  - a. COMM. 6M-20 (2011)  
**EDEN TOWN CLERK:** "Copy of Resolution Opposing Spay/Neuter Surcharges for Altered Dogs"  
(3-0)
2. COMM. 6E-23 (2011)  
**COUNTY EXECUTIVE**  
WHEREAS, the Office for the Disabled has been conducting a county-wide effort focused on handicapped parking education, advocacy and enforcement; and

WHEREAS, the educational program is designed to promote parking availability for persons with disabilities through the cooperative efforts of the Erie County Office for the Disabled, efforts of law enforcement, other government agencies, the business community, as well as all forms of media, and involves informational and educational components, as well as enforcement efforts designed to increase compliance and cooperation; and

WHEREAS, as specified in the New York State Laws of 1999 of the Vehicle and Traffic Laws, Chapter 497, Article 45 1809-b and 1203-g, every county shall establish a handicapped parking education program for the purpose of providing education, advocacy and increased public awareness of handicapped parking laws; and

WHEREAS, in order to fund educational programs and related initiatives, the statute provides for the imposition of a mandatory surcharge for violations relating to handicapped parking spaces, a portion of which are remitted to the County. These monies must be used to fund handicapped parking education initiatives, training and enforcement programs; and

WHEREAS, the Erie County Office for the Disabled, with approval from the New York State Commission on Quality of Care and Advocacy for Persons with Disabilities, support the transfer of fine revenue to the Erie County Office for Disabled, for the purpose of funding attendance at the 45th National ADA Conference; and

WHEREAS, funds are available in prior year reserves, Account 310030, Reserve-Handicapped Parking Education.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby provide authorization to appropriate funds from Account 310030, Reserve-Handicapped Parking Education, for this educational purpose as follows:

Office for the Disabled Fund Center 16100		
ACCOUNT	REVENUE	<u>Increase</u>
406890	Handicapped Parking Surcharge	\$3,350.00
ACCOUNT	EXPENSE	<u>Increase</u>
510100	Out of Area Travel	\$1,500.00
510200	Training and Education	<u>\$1,850.00</u>
		\$3,350.00

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Erie County Executive, the Comptroller's Office, the Commissioner of Personnel, the Director of the Office for the Disabled, and the Director of Budget and Management.  
(3-0)

**THOMAS J. MAZUR**  
**CHAIR**