

March 28, 2011

FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 4

ALL MEMBERS PRESENT, EXCEPT LEGISLATOR HARDWICK.

1. RESOLVED, the following items are hereby received and filed:
 - a. COMM. 4M-12 (2011)
SENATOR GALLIVAN: "Copy of Letter to Comptroller Concerning Sales & Compensating Use Tax"
(5-0)
 - b. COMM. 6E-1 (2011)
COMPTROLLER: "EC Fund Balance & Extension of the One Percent Sales Tax"
(5-0)
 - c. COMM. 6E-28 (2011)
WHYTE: "Letter to ECFSA Chairman Concerning a Follow-Up to Meeting with the Legislature's Finance & Management Committee"
(5-0)
 - d. COMM. 6D-2 (2011)
DIRECTOR OF BUDGET & MANAGEMENT: "Letter Concerning January Budget Monitoring Report"
(5-0)
 - e. COMM. 6D-5 (2011)
DIRECTOR OF BUDGET & MANAGEMENT: "Copy of EC 2011 Adopted Budget"
(5-0)
 - f. COMM. 7D-1 (2011)
COMPTROLLER'S OFFICE: "Letter to Commissioner of Personnel Concerning Rate of Pay for the EC Attorney"
(5-0)
2. COMM. 6E-3 (2011)
COMPTROLLER
BOND RESOLUTION DATED APRIL 19, 2007.

"BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING VARIOUS CAPITAL PROJECTS INCLUDED IN THE 2007 CAPITAL BUDGET OF THE COUNTY, STATING THE TOTAL ESTIMATED MAXIMUM COST OF SUCH PROJECTS IS \$75,606,700, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$51,471,700 EXPECTED TO BE RECEIVED IN STATE OR FEDERAL AID AND THE EXPENDITURE OF \$1,200,000 IN COUNTY CURRENT FUNDS AVAILABLE OR TO BE AVAILABLE, AND AUTHORIZING THE ISSUANCE OF \$22,935,000 BONDS OF THE COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION; AND FURTHER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF CERTAIN OF SUCH CAPITAL PROJECTS AS INDICATED HEREIN, OR REDEMPTION OF ANY NOTES AND BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND BONDS."

is hereby amended to read as follows:

BOND RESOLUTION DATED _____, 2011, AMENDING THE BOND RESOLUTION ADOPTED APRIL 19, 2007.

"BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING VARIOUS CAPITAL PROJECTS INCLUDED IN THE 2007 CAPITAL BUDGET OF THE COUNTY, STATING THE TOTAL ESTIMATED MAXIMUM COST OF SUCH PROJECTS IS \$75,856,700, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$51,471,700 EXPECTED TO BE RECEIVED IN STATE OR FEDERAL AID AND THE EXPENDITURE OF \$1,200,000 IN COUNTY CURRENT FUNDS AVAILABLE OR TO BE AVAILABLE, AND AUTHORIZING THE ISSUANCE OF \$23,185,000 BONDS OF THE COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION; AND FURTHER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF CERTAIN OF SUCH CAPITAL PROJECTS AS INDICATED HEREIN, OR REDEMPTION OF ANY NOTES AND BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND BONDS."

Section (B). Row 4 of the schedule attached to Resolution 120-2007 of said County duly adopted by the Legislature on April 19, 2007 is hereby amended to read as follows:

	A	A-1	B	C	D	F	G	
Line No.	Project Description	Specific or Class	Estimated Maximum Cost	Amount of Bonds Authorized	State or Federal Aid Expected	PPU	Project Details	Capital Budget Page Reference
4	RATH BUILDING LOW RISE ELEVATOR MODERNIZATION	S	750,000	750,000	\$0	10 yrs., par. 13	This project will provide for the refurbishment and modernization of the low-rise passenger elevators and the loading dock freight elevators. Replacement parts are becoming difficult to obtain and downtime has resulted in inadequate services and inefficiency	P. B233 & B236

Section (C). The amendments of the bond resolution set forth in Sections A and B of this Resolution shall in no way affect the validity of the liabilities incurred, obligations issued, or action taken pursuant to said bond resolution, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as so amended.

Section (D). This Amending Resolution shall take effect immediately upon approval by the County Executive.
(5-0)

3. COMM. 6E-4 (2011)
COMPTROLLER
BOND RESOLUTION DATED FEBRUARY 4, 2010.

“BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING VARIOUS CAPITAL PROJECTS INCLUDED IN THE 2010 CAPITAL BUDGET OF THE COUNTY, STATING THE TOTAL ESTIMATED MAXIMUM COST OF SUCH PROJECTS IS \$74,629,139, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$29,429,139 EXPECTED TO BE RECEIVED IN STATE OR FEDERAL AID AND THE EXPENDITURE OF \$4,200,000 IN COUNTY CURRENT FUNDS AVAILABLE OR TO BE AVAILABLE, AND AUTHORIZING THE ISSUANCE OF \$41,000,000 BONDS OF THE COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION; AND FURTHER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF CERTAIN OF SUCH CAPITAL PROJECTS AS INDICATED HEREIN, OR REDEMPTION OF ANY NOTES AND BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND BONDS.”

is hereby amended to read as follows:

BOND RESOLUTION DATED _____, 2011, AMENDING THE BOND RESOLUTION ADOPTED FEBRUARY 4, 2010.

“BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING VARIOUS CAPITAL PROJECTS INCLUDED IN THE 2010 CAPITAL BUDGET OF THE COUNTY, STATING THE TOTAL ESTIMATED MAXIMUM COST OF SUCH PROJECTS IS \$74,734,139, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$29,429,139 EXPECTED TO BE RECEIVED IN STATE OR FEDERAL AID AND THE EXPENDITURE OF \$4,200,000 IN COUNTY CURRENT FUNDS AVAILABLE OR TO BE AVAILABLE, AND AUTHORIZING THE ISSUANCE OF \$41,105,000 BONDS OF THE COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION; AND FURTHER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF CERTAIN OF SUCH CAPITAL PROJECTS AS INDICATED HEREIN, OR REDEMPTION OF ANY NOTES AND BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND BONDS.”

Section (B). Row 24 of the schedule attached to Resolution 25-2010 of said County duly adopted by the Legislature on February 4, 2010 is hereby amended to read as follows:

	A	A-1	B	C	D	F	G	
Line No.	Project Description	Specific or Class	Estimated Maximum Cost	Amount of Bonds Authorized	State or Federal Aid Expected	PPU	Project Details	Capital Budget Page Reference
24	2010 JAIL MANAGEMENT DIVISION FOOD SERVICE AND EQUIPMENT	S	405,000	405,000	\$0	5 yrs., par. 32	This project will replace the food preparation equipment at the Holding Center and Correctional Facility. Most of the equipment is twenty to thirty years old. The space is insufficient and the equipment is undependable when faced with the demand to produce approximately 4,200 meals daily.	P. B-107, 114, 118 & 119

Section (C). The amendments of the bond resolution set forth in Sections A and B of this Resolution shall in no way affect the validity of the liabilities incurred, obligations issued, or action taken pursuant to said bond resolution, and all such liabilities incurred, obligations issued, or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution, as so amended.

Section (D). This Amending Resolution shall take effect immediately upon approval by the County Executive.
(5-0)

**BARBARA MILLER-WILLIAMS
CHAIR**