

**ERIE COUNTY LEGISLATURE
MEETING NO. 12
June 17, 1999**

The Legislature was called to order by Chairman Swanick.

All Members Present.

A Moment of Silence was held.

The Pledge of Allegiance was led by Mr. Fitzpatrick.

MS. PEOPLES moved to approve the minutes of Meeting 10 of 1999. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Minutes of the previous meeting were tabled.

MISCELLANEOUS RESOLUTIONS

Item 1 – MR. RANZENHOFFER presented a resolution Congratulating the Akron/Newstead Rotary Club on their 10th Anniversary. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

Item 2 – MR. LARSON presented a resolution Honoring the Lions Club Awardees. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

Item 3 – MS. CHASE presented a resolution Honoring Loraine Hutchinson as she Retires from the Hamburg Public Library. MR. LARSON seconded.

CARRIED UNANIMOUSLY.

Item 4 – MR. SWANICK presented a resolution Honoring the Religious Congregation of the Brothers of Mercy for Their 75 Years of Service to the Community. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 5 – MR. DUSZA presented a resolution Congratulating the Pine Hill High School Class of 1949 on the 50th Anniversary of their Graduation. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 6 – MR. OLMA presented resolution Honoring the Polish Veterans of World War II & Particularly Those From Post #33 for Service They Have Provided & Great Sacrifices Endured. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

Item 7 – MR. WEINSTEIN presented a resolution Honoring Rabbi Eisen. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

Item 8 – MR. SWANICK presented a resolution to Irene D’Orlando Honoring Her for Her Years of Service to the Erie County Legislature. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 9 - CHAIRMAN SWANICK directed that Local Law Intro. No. 1 – 1 remain on the table and in the Health Committee.

Item 10 - CHAIRMAN SWANICK directed that Local Law Intro. No. 4 - 2 remain on the table.

COMMITTEE REPORTS

Item 11 - MR. KUWIK presented the following and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Resolution 209

June 8, 1999

PUBLIC SAFETY
COMMITTEE
REPORT NO. 7

ALL MEMBERS PRESENT.

1. Item Page - 1999 (Comm. 11E-3)

COUNTY EXECUTIVE

WHEREAS, six (6) County departments incurred large costs for snow removal and emergency actions during the record snowfall of January 1999, and

WHEREAS, the area was declared a disaster area by the federal government, and

WHEREAS, six (6) County departments incurred costs of more than \$191,000 to remove snow and take other emergency actions for the allowed 48 consecutive hours as determined by the federal declaration, and

WHEREAS, federal/state disaster aid is available to fund a majority of these incurred costs at a rate of 75% federal, 12.5% state and 3% administrative aid from the federal government for a total of 90.5%.

NOW, THEREFORE, BE IT

RESOLVED, that the above reimbursement rates result in the following amounts of reimbursement:

<u>Administrative Unit</u>	<u>Federal Aid</u>	<u>State Aid</u>	<u>Total</u>
Office of the Sheriff	\$ 5,980	\$ 958	\$ 6,938
Correctional Facility	899	144	1,043
Public Works - Highways	127,330	20,402	147,732
Bflo & Erie Co. Public Library	765	123	888
Erie Co. Medical Center	9,631	1,543	11,174
Erie Community College	<u>3,628</u>	<u>581</u>	<u>4,209</u>
Totals	\$148,233	\$23,751	\$171,984

and be it further

RESOLVED, that the following amounts are hereby appropriated to reimburse appropriations in the General Fund and the Road Fund:

	<u>Account Number</u>	<u>Account</u>	<u>Amount</u>
Office of the Sheriff	801	Overtime	\$ 2,004
	823	Repairs & Maintenance	<u>4,934</u>
		Total	\$ 6,938
Correctional Facility	801	Overtime	\$ 642

	813	Auto Supplies	<u>401</u>
	Total		\$ 1,043
Public Works - Highways	817	Highway Supplies	<u>\$147,732</u>
	Total		\$147,732

and be it further

RESOLVED, that the governing boards of the following administrative units shall determine the specific appropriation to be increased:

	<u>Amount</u>
Buffalo and Erie County Public Library	\$ 888
Erie County Medical Center	11,174
Erie Community College	\$ 4,209

and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward certified copies of this resolution to the Office of the Sheriff, the Correctional Facility, the Department of Public Works - Division of Highways, the Buffalo and Erie County Public Library, the Erie County Medical Center, Erie Community College, the Department of Emergency Services, the Office of the Comptroller and the Division of Budget, Management and Finance.
(5-0)

2. Item Page - 1999 (Comm. 11E-13)

COUNTY EXECUTIVE

RESOLVED, that the County Executive, on behalf of the Department of Emergency Services, is hereby authorized to execute the enclosed sublease with Cellular One (Southwestern Bell Mobile Systems, Inc.) to use space on their tower on Crittenden Road in the Town of Alden. The tower will be used as a transmitter site for County radio operations at no cost for three (3) successive five (5) year periods beginning with the execution of this sub-lease, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the County Attorney, the County Comptroller and the Department of Emergency Services.
(5-0)

3. Item Page - 1999 (Comm. 11E-16)

June 17, 1999

ERIE COUNTY LEGISLATURE**COUNTY EXECUTIVE**

WHEREAS, approval to adjust funds has been received from the New York State Crime Victims Board.

NOW, THEREFORE, BE IT

RESOLVED, that the following budgetary transactions are hereby authorized to amend the District Attorney's Victim/Witness Assistance Grant as follows:

GRANT FUND
District Attorney - Victim/Witness Assistance Grant
7/1/98 - 6/30/99
Project # 798

<u>REVENUE</u>		<u>CURRENT BUDGET</u>	<u>CHANGE</u>	<u>AMENDED BUDGET</u>
Acct.627	State Aide	\$240,000	0	\$240,000
Acct.686	Interfund	19,261	0	19,261
Acct.698	Appropriated Fund Balance	<u>4,709</u>	<u>0</u>	<u>4,709</u>
	Total Revenue	\$263,970	0	\$263,970

APPROPRIATION

Acct. 800	Personnel	\$209,537	(4,500)	\$205,037
Acct. 801	Overtime	2,682	0	2,682
Acct. 805	Fringe Benefits	56,669	(5,000)	51,669
Acct. 810	Office Supplies	150	0	150
Acct. 821	Dues-Witness Fees	960	0	960
Acct. 825	Out of Area Travel	5,000	0	5,000
Acct. 826	Other Expenses	150	0	150
Acct. 932	Furniture, fixtures Office Equipment	0	2,500	2,500
Acct. 933	Lab & Tech Equip	0	7,000	7,000
Acct. 833-1109	Interdept. Co.Ex. Grants	<u>(11,178)</u>	<u>0</u>	<u>(11,178)</u>
Total Appropriation		\$263,970	0	\$263,970

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Division of Budget, Management and Finance, the Office of the Comptroller and the District Attorney's Office.

(5-0)

**EDWARD J. KUWIK
CHAIRMAN**

MR. KUWIK moved the approval. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 12 - MR. DUSZA presented the following and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Resolution 210

June 8, 1999

GOVERNMENT AFFAIRS
COMMITTEE
REPORT NO. 7

LEGISLATORS HOLT AND MARSHALL ABSENT.

1. **RESOLVED**, that the following items are hereby received and filed.

a. Item Page -1999 (Comm.10E 25)
COUNTY EXECUTIVE: Filling Vacant Positions 4/99.
(3-0) Legislators Holt and Marshall absent.

b. Item Page -1999 (Comm. 11D-9)
COUNTY ATTORNEY: Notices of Claim.
(3-0) Legislators Holt and Marshall absent.

**RAYMOND K. DUSZA
CHAIRMAN**

MR. DUSZA moved the approval. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 13 – MS. MARINELLI presented the following and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Resolution 211

June 10, 1999

COMMUNITY ENRICHMENT
COMMITTEE
REPORT NO. 8

ALL MEMBERS PRESENT WITH EXCEPTION OF LEGISLATOR HOLT.
CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

1. **RESOLVED**, that the following items are hereby received and filed:

Item Page -1999 (Comm. 10D-4)
a. **ECC: 1999-2000 ECC Budget.**
(4-0) Legislator Holt absent. Chairman Swanick Present as Ex-Officio Member.

Item Page -1999 (Comm. 10M-14)
b. **CAROL BRONNENKANT: Letter to Legislator Chase Re: Graycliff Conservancy.**
(4-0) Legislator Holt absent. Chairman Swanick Present as Ex-Officio Member.

**LYNN M. MARINELLI
CHAIRPERSON**

MS. MARINELLI moved the approval. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 14 - MRS. FISHER presented the following and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Resolution 212

June 10, 1999

HEALTH / MENTAL HEALTH
COMMITTEE
REPORT NO. 7

ALL MEMBERS PRESENT WITH EXCEPTION OF LEGISLATOR DEBENEDETTI.
CHAIRMAN SWANICK PRESENT AS EX-OFFICIO.

1. **RESOLVED**, that the following are hereby received and filed:

Item Page -1999 (Int. 3-18)
a. **FISHER: Urging the NY State Legislature to Revisit the Issue of Hospital Discharge of Mental Health Clients.**
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.

Item Page -1999 (Comm. 4M-9)
b. **ERIE COUNTY COMMUNITY SERVICE BOARD: Report on Involuntary Outpatient Treatment.**
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.

- c. Item Page -1999 (Int. 5-16)
SWANICK, FISHER, KUWIK, HOLT, OLMA & DEBENEDETTI: Support for "
Kendra's Law".
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.
- d. Item Page -1999 (Comm. 8M-7)
ERIE-NIAGARA TOBACCO-FREE COALITION: Supporting an Amendment to
strengthen the Current Law Governing Tobacco Use.
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.
- e. Item Page -1999 (Comm. 10D-1)
ECMC: Board of Managers Finance Committee 5/7/99 Financial Statements for 3/31/99.
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.
- f. Item Page -1999 (Comm. 10D-2)
ERIE COUNTY MORGUE: Monies & Other Property Found on Deceased Persons.
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.
- g. Item Page -1999 (Comm. 10D-7)
ECMC: Notice & Agenda of Board of Managers Meeting Held 5/13/99.
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.
- h. Item Page -1999 (Comm. 10M-7)
MENTAL HYGIENE COMMUNITY SERVICES BOARD: Notices of Meeting to be
Held 5/20/99.
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.
- i. Item Page -1999 (Comm. 10M-10)
**REVIEW COMMITTEE ERIE COUNTY LOCAL LAW NO. 5 - 1996 (EC CLEAN
AIR ACT):** Report in Pursuant to Section 17 of the Law.
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.
- j. Item Page -1999 (Comm. 11D-2)
ECMC: Notice of Board of Managers Finance Committee Meeting to be held 6/4/99.
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.
- k. Item Page -1999 (Comm. 11D-3)
ECMC: Notice of Board of Managers Regular Meeting to be Held 6/10/99.
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.
- l. Item Page -1999 (Comm. 11D-8)
ECMC: Agenda for Board of Managers Finance Committee Meeting to be Held 6/4/99
& Financial Statements for 4/30/99.
(5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.

June 17, 1999

ERIE COUNTY LEGISLATURE

Item Page -1999 (Comm. 11M-7)
 m. **GREATER BUFFALO COMMUNITY WELLNESS COUNCIL:** June 1999 -
 Community Wellness Calendar.
 (5-0) Legislator DeBenedetti absent. Chairman Swanick Present as Ex-Officio Member.

2. Item Page - 1999 (Comm. 10E-6)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health received grant awards from the New York State Department of Health and the United Way of Buffalo and Erie County to support the continuation of a network of breast and cervical cancer screening providers for low income, asymptomatic, underserved women aged 40 and over, and

WHEREAS, breast and cervical cancer are serious health problems in New York State, and

WHEREAS, the New York State Department of Health has funded breast cancer screening projects in high risk areas since 1988, and

WHEREAS, the Erie County Healthy Women's Partnership is made up of a coalition of concerned community agencies and health care providers.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to accept grant awards from the New York State Health Department and the United Way of Buffalo and Erie County to be budgeted as follows:

DEPARTMENT OF HEALTH

HEALTHY WOMEN'S PARTNERSHIP
 4/1/99-3/31/00

SFG	SUB OBJ	REVENUE	NEW BUDGET
553		STATE AID OTHER	\$ 104,526
517		OTHER LOCAL SOURCE	<u>23,473</u>
		TOTAL	<u>\$ 127,999</u>
EXPENSES			
830	987	CONTRACTUAL AMERICAN CANCER SOCIETY	\$ 44,336
830	988	CONTRACTUAL SISTERS OF CHARITY HOSP.	10,000
830	989	CONTRACTUAL CLINICAL SERVICES	69,188
880	2700	DEPT. OF HEALTH	100
933		LAB & TECHNICAL EQUIPMENT	<u>4,375</u>
		TOTAL	<u>\$ 127,999</u>

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with the Sisters of Charity Hospital in the amount of \$ 10,000 for the purpose of providing data management services, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with the American Cancer Society in the amount of \$44,336 for the purpose of providing outreach services, and be it further

RESOLVED, that the subcontracts with Sisters of Charity Hospital and the American Cancer Society are special services which must be provided immediately and continuously, and therefore the RFD procedure required under Erie County Local Law No. 6, Section 19.08 of the Administrative Code is hereby waived, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Law.

(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex- Officio Member.

3. Item Page - 1999 (Comm. 11E-4)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health received a grant budget award from the New York State Department which continues the Infant Mortality Review Program for an additional year, and

WHEREAS, the goals of the Infant Mortality Review Program are to reduce the infant mortality rate and the number of low birth weight incidences with the main objectives being to initiate a community-based interdisciplinary review of every infant death and make recommendations to improve maternal and child health outcomes in conjunction with the Family Medicine Faculty Associates.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to accept a grant budget award from the New York State Health Department to be budgeted as follows:

INFANT MORTALITY REVIEW			
7/1/89-6/30/90			NEW
SFG	SUB OBJ	REVENUE	BUDGET
553		State Aid Other	\$ 81,250
		TOTAL	\$ 81,250
EXPENSES			
800		Pers. Services	\$ 53,960
805		Fringe Benefits	13,786
824		Local Travel	1,500
825		Out of Area Travel	1,000
826		Other Expenses	500
830		Contractual	10,504
		TOTAL	\$ 81,250

and be it further

RESOLVED, that two positions of Public Health Nurse, Regular Part Time, are hereby continued for the grant year, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with the SUNY Buffalo School of Medicine, Family Medicine Faculty Associates, in the amount of \$10,504 for the purpose of implementing this program, and be it further

RESOLVED, that the subcontract with the SUNY Buffalo School of Medicine, Family Medicine Faculty Associates is an ongoing special service which must be provided immediately and continuously, and therefore the RFP procedure required under Erie County Local Law No. 6, Section 19.08 of the Administrative Code is hereby waived, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Division of Budget, Management and Finance, the Department of Personnel, the Office of the Comptroller and the Department of Law.

(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex- Officio Member.

4. Item Page - 1999 (Comm. 11E-5)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health has received a grant award in the amount of \$78,000 from the New York State Health Department to support the promotion of healthy nutrition and physical activity in order to reduce the prevalence of overweight and related risk factors for chronic disease in preschool-age children, and

WHEREAS, national data has indicated a dramatic increase in pediatric obesity that can have a negative influence on long term health and result in the development of chronic diseases, and

WHEREAS, nutrition and physical activity are identified as two of the twelve priority areas for public health action in New York State.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to accept a grant award from the New York State Health Department to be budgeted as follows:

EAT WELL, PLAY HARD NUTRITION GRANT
07/1/99 - 06/30/00

<u>SFG</u>	<u>SUB</u>	<u>REVENUE</u>		<u>NEW BUDGET</u>
553		STATE AID	\$	78,000
		TOTAL		78,000
		<u>EXPENSES</u>		
830	xxxx	CONTRACTUAL SERVICES Wellness Institute	\$	2,000

830	xxxx	CONTRACTUAL SERVICES Cornell Cooperative Extension	71,000
933		LAB & TECH EQUIPMENT	5,000
		TOTAL	78,000

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with the Cornell Cooperative Extension Service of Erie County in the amount \$71,000 for the purpose of providing coordination services, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with the Wellness Institute of Greater Buffalo and Western New York, Inc. in the amount of \$2,000 for the purpose of participating in the initiative, and be it further

RESOLVED, that the subcontracts with the Cornell Cooperative Extension Service of Erie County and the Wellness Institute of Greater Buffalo and Western New York, Inc. are special services which must be provided immediately and continuously, and therefore the RFP procedure required under Erie County Local Law No. 6, Section 19.08 of the Administrative Code is hereby waived, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Division of Budget, Management and Finance, the Office of the Comptroller and the Department of Law. (5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex- Officio Member.

5. Item Page - 1999 (Comm. 11E-6)
COUNTY EXECUTIVE

WHEREAS, the Erie County Health Department provides an important program of pediatric care at various sites in Erie, And

WHEREAS, we wish to renew an agreement with the Buffalo Municipal Housing Authority to lease space of a building at its Perry Valley site located at 394, 398-400 South Park Avenue, Buffalo, New York, at the existing rental of three dollars per year for the period March 1, 1999 through February 28, 2000,

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby approves of this community service and authorizes the County Executive to renew an agreement with the Buffalo Municipal Housing Authority, for the period March 1, 1999 through February 28, 2000 for rental of space at 394, 398-400 South Park Avenue, Buffalo, New York, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, Office of the Comptroller, the Division of Budget, Management and Finance and the Department of Law. (5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex- Officio Member.

6. Item Page - 1999 (Comm. 11E-7)
COUNTY EXECUTIVE

WHEREAS, the Erie County Health Department provides an important program of supplemental food and nutrition to high risk women, infants and children through its WIC Program check distribution sites in various locations, and

WHEREAS, we wish to renew an agreement to lease space in a building at 546 Abbott Road, Buffalo, New York, being utilized as a WIC check distribution site.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby approves of this community service and authorizes the County Executive to renew an agreement with Mercy Hospital & Our Lady of Victory Hospital of Buffalo whereby Erie County will continue to pay \$4,000.00 annually for the rental of a lower floor of a two-story building located at 546 Abbott Road, Buffalo, New York for the period February 1, 1999 through January 31, 2002, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, Office of the Comptroller, the Division of Budget, Management and Finance and the County Attorney's Office.

(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex- Officio Member.

7. Item Page - 1999 (Comm. 11E-8)

COUNTY EXECUTIVE

WHEREAS, the New York State Department of Health in its document entitled, "Communities Working Together for a Healthier New York", endorses and encourages local health units to partner with the broad range of community stakeholders in addressing issues regarding the public's health, and

WHEREAS, the Erie County Department of Health has been a proactive agent in the initiation, convening and maintenance of collaborative partnerships both at the county and regional levels, and

WHEREAS, the Erie County Department of Health staff currently participates in over eighty collaborative partnerships, and

WHEREAS, participation in such a large and growing number of partnerships requires a significant level of ongoing coordination.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the deletion of one full time vacant position of Outreach Worker, JG 8 (position #148765) and hereby authorizes the creation of one full time position of Coordinator - Public Health, JG 12.

The following personnel detail is hereby submitted:

TITLE: Coordinator - Public Health

CIVIL SERVICE: Yes

JG: 12

STEP: 1

ANNUAL SALARY: \$40,768

ANNUAL BENEFITS: \$10,416

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Department of Health, the Division of Budget, Management and Finance, the Department of Personnel, Office of the Comptroller and the Department of Law.

(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex- Officio Member.

8. Item Page - 1999 (Comm. 11E-18)

COUNTY EXECUTIVE

WHEREAS, Resolution 17E-31 created an Executive Assistant (Job Group 16, Temporary Part-time) position in the Health Department, and

WHEREAS, that position was effective September 28, 1998 through December 18, 1998, and

WHEREAS, the creation of the position was intended to assist in the closing of the Department of Health Lackawanna site and the opening of the Women's Health Services unit on Ridge Road, and

WHEREAS, there was a need to extend services until December 31, 1998 to ensure said transition.

NOW, THEREFORE, BE IT

RESOLVED, that the position of Executive Assistant (Job Group 16, Temporary Part-time) is hereby extended in the Department of Health from December 19, 1998 through December 31, 1998, and be it further

RESOLVED, that sufficient funds are available in the personnel services appropriations of the 1999 Department of Health budget, and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Commissioner of Health, the Comptroller, the Commissioner of Personnel and the Director of Budget and Management.

(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex- Officio Member.

9. Item Page - 1999 (Comm. 11E-22)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Mental Health is responsible for the delivery of a comprehensive range of mental health services for the residents of Erie County, and

WHEREAS, the Erie County Department of Mental Health has been awarded \$269,767 over three years by the United States Department of Housing and Urban Development to provide rental assistance and supportive services for homeless persons disabled by serious mental illness under the McKinney Homeless Supportive Housing Program, and

WHEREAS, the Erie County Legislature has already authorized the County and the Erie County Department of Mental Health to contract with the United States Department of Housing and Urban Development and Transitional Services, Inc. during 1999 to provide this service, and

WHEREAS, no County funds will be required for Erie County to accept these Federal funds to serve homeless persons disabled by serious mental illness.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to contract with the United States Department of Housing and Urban Development in the amount of \$269,767 over a three year period to provide rental assistance for homeless persons disabled by serious mental illness, and be it further

RESOLVED, that certified copies of this resolution shall be furnished to the Department of Mental Health, the Office of the Comptroller, and the Division of Budget, Management and Finance.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex- Officio Member.

AS AMENDED
(Comm. 11E-24)

10. Item Page - 1999

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Mental Health is responsible for the delivery of a comprehensive range of mental health services for the residents of Erie County, and

WHEREAS, the Erie County Department of Mental Health has reviewed and approved programs of mental health services for persons receiving mental health treatment from Living Opportunities of DePaul, and

WHEREAS, the Erie County Legislature has already authorized the County and the Department of Mental Health to contract with Living Opportunities of DePaul, in the amount not to exceed \$353,200, and

WHEREAS, additional funds of \$28,000 in NYS Office of Mental Health Reinvestment dollars are available to continue providing services to mental health clients needing services.

NOW, THEREFORE, BE IT

RESOLVED, that the 1999 appropriation for Living Opportunities of DePaul be increased by a total of \$28,000, the source of these funds being NYS Office of Mental Health Reinvestment dollars, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 1999 contract with Living Opportunities of DePaul for the period January 1, 1999 through December 31, 1999 to an amount not to exceed \$381,200, and be it further

RESOLVED, that these additional funds will add a staff member whose responsibility will be to increase the availability of affordable housing and/or landlords in geographic areas that historically have not been available to persons with serious mental illness.

RESOLVED, that certified copies of this resolution be furnished to the Department of Mental Health, the Office of the Comptroller, and the Division of Budget, Management and Finance.
(5-0) Legislator DeBenedetti absent. Chairman Swanick present as Ex- Officio Member.

JUDITH FISHER
CHAIRPERSON

MRS. FISHER moved the approval. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

LEGISLATORS RESOLUTIONS

Item 15 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 213

The Utilization of Simulation Technology to
Reduce Drunken Driving in Erie County (Intro. 12-
1)

WHEREAS, the crime of drunken driving exacts enormous societal costs in terms of loss of life, injuries inflicted, and monetary damage done to property due to drunken driving incidents, and

WHEREAS, the civic organization Mothers Against Drunk Driving (MADD) has stated that in 1997, 16,189 individuals were killed in crashes involving alcohol in the United States, an average of one every 32 minutes, constituting approximately 38.6 percent of total traffic fatalities; 1,058,990 individuals were injured in alcohol-related crashes, an average of one person injured every 30 seconds; the economic costs of alcohol-related crashes are estimated to be \$45 billion annually; and an additional \$70.5 billion is lost in the quality of life due to these types of crashes, and

WHEREAS, there clearly exists an urgent need for Erie County Legislature to support policies and programs that would help decrease incidents of drunken driving throughout the community, and

WHEREAS, efforts to educate the general public have been demonstrated to help increase awareness about drunken driving and help prevent a tragedy before it occurs, and

WHEREAS, individuals found guilty of driving while under the influence of alcohol are required to undergo DUI "school" as part of their rehabilitation, and

WHEREAS, Digitran Simulation Systems, a worldwide provider of full-scale simulators since 1979, has developed innovative simulation technology available to municipalities as evidenced by the Drunk Driving Simulator Program,

WHEREAS, this innovative concept assists individuals found guilty of drunken driving understand the societal ramifications of their crimes, helps reduce the number of repeat offenders and related incidents, creates a form of rehabilitation that is both proactive and effective,

provides a database to monitor and track drunken driving offenders, educates minors about the hazards and consequences of drinking and driving, improves the non-impaired driving skills of those who complete the program, improves the efforts of high-profile organizations committed to fighting drunk driving and helps generate additional incomes for municipalities,

NOW THEREFORE, BE IT

RESOLVED, that the Erie County Legislature, at a future meeting of the Legislature's Public Safety Committee, does hereby request a demonstration of Digitran Simulation Systems' Drunk Driving Simulator Program, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Michael Walters, Director of the Erie County Department of Emergency Services, Erie County Sheriff Patrick Gallivan, County Executive Dennis Gorski, members of the Western New York State Legislative Delegation and Governor Pataki.

Fiscal Impact: None

MS. PEOPLES moved to amend the resolution to included et al sponsorship. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

MS. PEOPLES moved the approval of the resolution as amended. MR. DEBENEDETTI seconded.

CARRIED UNANIMOUSLY.

Item 16 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 214

Ensuring that Erie County's Computer Systems are Compliant for the Year 2000 (Intro. 12-2)

WHEREAS, several reports issued by the United States General Accounting Office (GAO) have stated that both state and local governments are among the most at-risk entities for adverse consequences resulting from computer system errors caused at the onset of the Year 2000, known as Y2K, and

WHEREAS, the reports cited the urgent need for state and local governmental entities and those to whom they outsource computer-related projects to ensure that their computer systems are, in fact, Y2K compliant, and

WHEREAS, the seriousness of this problem is underscored by the introduction of legislation has been introduced in the United States Senate (S.96) the "Y2K Act," that would help regulate commerce between and among the several States by providing for the orderly resolution of disputes arising out of computer-based problems related to data processing that includes a 2-digit expression of the year's date, and

WHEREAS, many businesses and municipalities have undertaken contingency plans to ensure that their organizations function properly in the event of a disruption in service caused by the Y2K problem, and

WHEREAS, there exists a clear and present need for the vital public health and safety services to continue to operate properly in order to ensure the safety and security of all residents of Erie County, and

WHEREAS, this would be accomplished by the computer systems of Erie County being fully prepared for any eventuality that may occur regarding their effective operation on January 1, 2000, and

WHEREAS, the Erie County Legislature has approved funding for personnel to be assigned specifically to the Y2K problem, and has received information regarding the readiness of the county's computer systems for any potential Y2K problem, and

WHEREAS, the Division of Information Support Services (DISS) has previously issued a report in December, 1998 stating the Y2K readiness of Erie County's computer systems with regards to Y2K readiness, and

WHEREAS, according to this report, there remain several entities in Erie County government that were not yet in full compliance in terms of Y2K readiness, and

WHEREAS, the report issued by the DISS, while denoting several Y2K-related issues, did not address several important areas related to Y2K readiness,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby request that the Erie County DISS report on the status of those entities within Erie County government which are not yet Y2K ready, and be it further

RESOLVED, that the Erie County Legislature does hereby request Les A. Hoffman, Director of Erie County DISS to issue a report to the Legislature's Government Affairs Committee and provide all legislators with an update on the county's ongoing efforts to ensure that all governmental entities within Erie County are Y2K compliant, and provide information with regards to the following inquiries;

- What is the aggregate amount of county computer systems remaining that potentially may be affected by the Y2K problem?

- What is the aggregate amount of county computer systems that have been Y2K corrected?
- Do you anticipate that all county computer systems will be Y2K capable before the conclusion of 1999?
- Does a contingency plan exist in the event that county computer systems experience a Y2K-related problem? Specifically, does the contingency plan address those computer systems that deal with Medicaid, social services accounts, child welfare, criminal justice, and E-911?
- Will those remaining county entities that are not as of yet Y2K compliant be Y2K compliant?

AND BE IT FURTHER

RESOLVED, that the Erie County Legislature expresses its support for the passage of S.96, the Y2K Act, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Les A. Hoffman County Executive Dennis Gorski, Senators Schumer and Moynihan and the entire Western New York Delegation to the United States House of Representatives.

Fiscal Impact: None

MS. PEOPLES moved to amend the resolution. MR. DEBENEDETTI seconded.

CARRIED UNANIMOUSLY.

WHEREAS, several reports issued by the United States General Accounting Office (GAO) have stated that both state and local governments are among the most at-risk entities for adverse consequences resulting from computer system errors caused at the onset of the Year 2000, known as Y2K, and

WHEREAS, the reports cited the urgent need for state and local governmental entities and those to whom they outsource computer-related projects to ensure that their computer systems are, in fact, Y2K compliant, and

WHEREAS, the seriousness of this problem is underscored by the introduction of legislation has been introduced in the United States Senate (S.96) the "Y2K Act," that would help regulate commerce between and among the several States by providing for the orderly resolution of disputes arising out of computer-based problems related to data processing that includes a 2-digit expression of the year's date, and

WHEREAS, many businesses and municipalities have undertaken contingency plans to ensure that their organizations function properly in the event of a disruption in service caused by the Y2K problem, and

WHEREAS, there exists a clear and present need for the vital public health and safety services to continue to operate properly in order to ensure the safety and security of all residents of Erie County, and

WHEREAS, this would be accomplished by the computer systems of Erie County being fully prepared for any eventuality that may occur regarding their effective operation on January 1, 2000, and

WHEREAS, the Erie County Legislature has approved funding for personnel to be assigned specifically to the Y2K problem, and has received information regarding the readiness of the county's computer systems for any potential Y2K problem, and

WHEREAS, the Division of Information Support Services (DISS) has previously issued a report in December, 1998 stating the Y2K readiness of Erie County's computer systems with regards to Y2K readiness, and

WHEREAS, according to this report, there remain several entities in Erie County government that were not yet in full compliance in terms of Y2K readiness, and

WHEREAS, the report issued by the DISS, while denoting several Y2K-related issues, did not address several important areas related to Y2K readiness,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby request that the Erie County DISS report on the status of those entities within Erie County government which are not yet Y2K ready, and be it further

RESOLVED, that the Erie County Legislature does hereby request Les A. Hoffman, Director of Erie County DISS to issue a report to the Legislature's Government Affairs Committee and provide all legislators with an update on the county's ongoing efforts to ensure that all governmental entities within Erie County are Y2K compliant, and provide information with regards to the following inquiries;

- What is the aggregate amount of county computer systems remaining that potentially may be affected by the Y2K problem?
- What is the aggregate amount of county computer systems that have been Y2K corrected?
- Do you anticipate that all county computer systems will be Y2K capable before the conclusion of 1999?
- Does a contingency plan exist in the event that county computer systems experience a Y2K-related problem? Specifically, does the contingency plan address those computer systems that deal with Medicaid, social services accounts, child welfare, criminal justice, and E-911?
- Will those remaining county entities that are not as of yet Y2K compliant be Y2K compliant?

AND BE IT FURTHER

RESOLVED, that the Erie County Legislature expresses its support for the passage of S.96, the Y2K Act, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Les A. Hoffman County Executive Dennis Gorski, Senators Schumer and Moynihan and the entire Western New York Delegation to the United States House of Representatives.

Fiscal Impact: None

MS. PEOPLES moved the approval of the resolution as amended. MR. FITZPATRICK seconded.

CARRIED UNANIMOUSLY.

Item 17 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 215 Supporting Money Saving Initiatives for Area
Farmers. (Intro. 12-3)

WHEREAS, agriculture is the largest industry in Erie County, and

WHEREAS, this Body has a long history of supporting initiatives drafted to assist the area's farmers, and

WHEREAS, there is legislation in both the State Assembly and Senate that would provide further tax relief to the County's largest industry, and

WHEREAS, bill S.1964-A/A.3331-A would exempt materials used to construct an enclosure to contain farm stock (including dairy cows, cattle, sheep, hogs and chickens) from sales and use tax, and

WHEREAS, materials used to construct grape trellises are currently exempt from these taxes, and

WHEREAS, not only are the materials used in the construction of trellises and livestock fencing similar, but, each structure is vital to the farm's production, and

WHEREAS, bill S.1964-A/A.3331-A also would amend subdivision (c) of section 1115 of the tax law, and

WHEREAS, this amendment would exempt all utility services used in farm buildings, excluding residences, from sales tax.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature again demonstrates its continual support of area farmers with its support of bill S.1964-A/A.3331-A, and be it further

RESOLVED, that this Body memorializes the state Legislature to pass and Governor Pataki to sign into law bill S.1964-A/A.3331-A, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Assembly Speaker Sheldon Silver, Assembly Minority Leader John Faso, Senate Majority Leader Joseph Bruno, Governor George Pataki and the Western New York delegation to the state Legislature.

Fiscal impact: to be determined

MS. PEOPLES moved to amend the resolution. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

WHEREAS, agriculture is the largest industry in Erie County, and

WHEREAS, this Body has a long history of supporting initiatives drafted to assist the area's farmers, and

WHEREAS, there is legislation in both the State Assembly and Senate that would provide further tax relief to the County's largest industry, and

WHEREAS, bill S.1964-A/A.3331-A would exempt materials used to construct an enclosure to contain farm stock (including dairy cows, cattle, sheep, hogs and chickens) from sales and use tax, and

WHEREAS, materials used to construct grape trellises are currently exempt from these taxes, and

WHEREAS, not only are the materials used in the construction of trellises and livestock fencing similar, but, each structure is vital to the farm's production, and

WHEREAS, bill S.1964-A/A.3331-A also would amend subdivision (c) of section 1115 of the tax law, and

WHEREAS, this amendment would exempt all utility services used in farm buildings, excluding residences, from sales tax.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature again demonstrates its continual support of area farmers with its support of bill S.1964-A/A.3331-A, and be it further

RESOLVED, that this Body memorializes the state Legislature to pass and Governor Pataki to sign into law bill S.1964-A/A.3331-A, and be it further

RESOLVED, That this Honorable Body does hereby request the Erie County Division of Budget, Management and Finance to provide the Legislature with a written estimate of the fiscal impact on the county should the aforementioned legislation be enacted, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Assembly Speaker Sheldon Silver, Assembly Minority Leader John Faso, Senate Majority Leader Joseph Bruno, Governor George Pataki, the Western New York delegation to the state Legislature, and Erie County Division of Budget, Management and Finance Director Kenneth Kruly.

Fiscal impact: to be determined

MS. PEOPLES moved the approval of the resolution as amended. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 18 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 216

Severe Penalties for DWI with a Minor in the Vehicle (Intro. 12-4)

WHEREAS, there have been resolutions recently passed by the Erie County Legislature regarding stronger penalties and enforcement of those convicted of Driving While Intoxicated (DWI), and

WHEREAS, passage of the memorialized state bills will provide further weapons in the battle against DWI and its tragic consequences, and

WHEREAS, yet, with passage of these new bills, little is done to punish those who are in the position to transport someone under the age of 17, and

WHEREAS, the New York Senate recently passed legislation (S.743) that states anyone convicted of a DWI charge with a passenger under 17 years old would also face the charge of “endangering the welfare of a child,” and

WHEREAS, this additional charge would carry a sentence of an additional 1-year in jail and a fine of \$1000, and

WHEREAS, the New York Assembly has also introduced a companion bill (A.1133), however, this piece of legislation has been sent to the Assembly’s Code Committee.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby call on the state legislature to pass and Governor George Pataki to sign into law bills S.743/A.1133, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Governor George Pataki, Assembly Speaker Sheldon Silver and the Western New York delegation to the state assembly.

Fiscal Impact: none for resolution

MS. PEOPLES moved to amend the resolution. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

WHEREAS, there have been resolutions recently passed by the Erie County Legislature regarding stronger penalties and enforcement of those convicted of Driving While Intoxicated (DWI), and

WHEREAS, passage of the memorialized state bills will provide further weapons in the battle against DWI and its tragic consequences, and

WHEREAS, yet, with passage of these new bills, little is done to punish those who are in the position to transport someone under the age of 17, and

WHEREAS, the New York Senate recently passed legislation (S.743) that states anyone convicted of a DWI charge with a passenger under 17 years old would also face the charge of "endangering the welfare of a child," and

WHEREAS, this additional charge would carry a sentence of an additional 1-year in jail and a fine of \$1000, and

WHEREAS, the New York Assembly has also introduced a companion bill (A.1133), however, this piece of legislation has been sent to the Assembly's Code Committee.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby call on the state legislature to pass and Governor George Pataki to sign into law bills S.743/A.1133, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Governor George Pataki, Assembly Speaker Sheldon Silver and the Western New York delegation to the state assembly.

Fiscal Impact: none for resolution

MR. MARSHALL moved to amend the resolution by adding Legislator Larson as a Co-Sponsor. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

MS. PEOPLES moved the approval of the resolution as amended. MR. DEBENEDETTI seconded.

CARRIED UNANIMOUSLY.

Item 19 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 217 Support for Equal Gender Representation on State
Appointed Boards. (Intro. 12-5)

WHEREAS, each year New York State appoints individuals as member of various commissions, boards, committees, councils and task forces, and

WHEREAS, the governmental appointment process has not adequately addressed the goal of equal representation of women in government, and

WHEREAS, these boards make many decisions affecting the daily lives of women and their families, and

WHEREAS, currently women represent only 15% of state elective legislative offices in the United States, and

WHEREAS, fifty-five percent of elected women legislators have held one or more appointive governmental position, and

WHEREAS, women represent the majority of Erie County's population,

WHEREAS, the New York State Assembly has introduced Bill A.200 which provides for gender balance in the executive and legislative appointment of members to appointive positions on state commissions, boards, task forces, committees and councils by providing a procedure for appointment of equal numbers of women and men, and

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby believe that women should have an equal voice in the decisions and issues that affect them, and be it further

RESOLVED, that this Honorable Body does hereby memorialize Assembly Bill A.200 requiring equal gender representation on appointed boards, and be it further

RESOLVED, that this Honorable Body further calls upon the New York State Assembly to adopt Bill A.200, the State Senate to adopt similar legislation and Governor George E. Pataki to sign said legislation into law, and be it further

RESOLVED, that certified copies of this resolution be forwarded to Governor George E. Pataki, the Western New York Delegation of State Representatives, County Executive Dennis T. Gorski and to the Erie County Commission on the Status of Women.

Fiscal Impact: None for resolution.

MS. PEOPLES moved to amend the resolution to include et al sponsorship. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

MRS. FISHER moved the approval of the resolution as amended. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 20 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 218 Urging Federal Review of Plans to Close the
Sturgeon Point Gauge Used to Monitor Water
Levels Along Lake Erie. (Intro. 12-6)

WHEREAS, the United States' National Ocean Service maintains 49 gauges along North America's Great lakes to measure the depth of the Great Lakes and the rivers that connect them, and

WHEREAS, due to apparent budgetary constraints, plans have surfaced recently to close 13 of the 49 existing gauges, including a gauge located in Erie County at Sturgeon Point in the town of Evans, and

WHEREAS, the National Ocean Service's decision was based upon the belief that water level data obtained at the Sturgeon Point gauge is substantially similar to that which is obtained from the Lake Erie station in Buffalo, rendering the Sturgeon Point gauge "redundant" and the impact of its removal termed as "minimal," and

WHEREAS, officials of other agencies worry that closure of the Sturgeon Point gauge will produce greater difficulty in predicting shoreline erosion, leading to a greater likelihood of boaters running boats aground in undetected shallow waters, and

WHEREAS, still other local officials, however, believe the Sturgeon Point gauge to be critical toward assessing damage during times of high water along that area of Erie County, including locations within the towns of Evans and Hamburg, and

WHEREAS, county officials believe that high winds along Erie County's shoreline can drive water levels upward at a rapid rate, far more quickly than would occur at the measuring facility in Buffalo, thereby leaving residents south of the city susceptible to flooding and other high water damage, and

WHEREAS, in that this decision has been made unilaterally by the National Ocean Service, and evidently not well communicated to other involved agencies like the US Coast Guard, this Honorable Body believes that federal officials must communicate with the National Ocean Service to communicate the community's concerns with regard to the advisability of this plan,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby express its concern for the safety and welfare of Lake Erie shoreline-area residents regarding the proposed closure of the Sturgeon Point gauge used to measure the depth of Lake Erie, and be it further

RESOLVED, that this Honorable Body does hereby call upon US Representative Jack Quinn, and US Senators Daniel P. Moynihan and Charles E. Schumer to investigate the proposed closure of the Sturgeon Point gauge, ensuring that the National Ocean Service fully assess the potential safety hazards to the local community of closure of the Sturgeon Point gauge, and be it further

RESOLVED, that the above-referenced federal officials are hereby requested to communicate the results of their findings to this Honorable Body and to Lake Erie shoreline residents, and be it further

RESOLVED, that certified copies of this resolution be sent to United States Senators Daniel P. Moynihan and Charles E. Schumer, US Representative Jack Quinn, Erie County Executive Dennis Gorski, Erie County Environment and Planning Commissioner Richard Tobe, Evans Town Supervisor Robert Catalino II, and to Hamburg Town Supervisor Patrick Hoak.

Fiscal Impact: None for Resolution.

MS. PEOPLES moved to amend the resolution to include et al sponsorship. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

MS. PEOPLES moved the approval of the resolution as amended. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 21 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 219 Funding for Neighborhood Libraries. (Intro. 12-7)

WHEREAS, the Buffalo & Erie County Public Library has identified a shortfall in funding for drop boxes for the Fairfield and Crane Branch Libraries and Children's Spanish Language Materials for the Niagara Branch Library, and will require additional funds, and

WHEREAS, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$6,000 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 820, Project 973, Department 420 – Buffalo & Erie County Public Library as follows: Transfer \$4,000 to Furniture, Fixtures & Office Equipment (DAC 820973420932) to be equally disbursed between the Fairfield and Crane Branch Libraries; Transfer \$2,000 to Library Materials (DAC 820973420938) Niagara Branch Library, and be it further

RESOLVED, that the Clerk of the Legislature, the Director of the Division of Budget, Management & Finance, and the Director of the Buffalo & Erie County Public Library, are hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, three (3) copies to First Assistant County Attorney Alan Gerstman one (1) copy to Diane Crisman, Acting Director, Buffalo & Erie County Public Library.

Fiscal Impact: Appropriation of 1999-budgeted funds.

MS. PEOPLES moved the approval of the resolution. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 22 – MR. WEINSTEIN presented the following resolution and moved for immediate consideration. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 220 Funding for Community Organizations. (Intro. 12-8)

WHEREAS, the Legislature set aside funds in the 1999 Erie County Budget for use by worthy community organizations and governmental agencies, and

WHEREAS, this funding may be provided by the County of Erie to local community based organizations and agencies for the purposes of assisting our youth or senior citizens, and to assist in crime fighting, emergency services, or other types of neighborhood-based service delivery, and

WHEREAS, the Buffalo & Erie County Public Library has identified a shortfall in funding for computers, audio books, and cassettes, and will require additional funds, and

WHEREAS, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$2,500 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agency:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Amherst Police Department	830/0622	\$2,500
TOTAL		\$2,500

and be it further

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$8,000 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 820, Project 973, Department 420 – Buffalo & Erie County Public Library as follows: Transfer \$5,500 to Library Materials (DAC 820973420938) Amherst Main Library at Audubon, Clearfield Branch Library, Eggertsville-Snyder Branch Library & Williamsville Branch Library; Transfer \$2,500 to Lab & Tech Equipment (DAC 820973420933) Amherst Main Library at Audubon, and be it further

RESOLVED, that the Clerk of the Legislature, the Director of the Division of Budget, Management & Finance, and the Director of the Buffalo & Erie County Public Library, are

hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

RESOLVED, that the County Executive is hereby authorized to enter into contract with the agency cited, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, three (3) copies to First Assistant County Attorney Alan Gerstman, and one (1) copy each to Diane Chrisman, Acting Director, Buffalo & Erie County Public Libraries and Frank W. Olesko, Chief, Amherst Police Department, (500 John J. Audubon Parkway, Amherst, New York, 14228.)

Fiscal Impact: Appropriation of 1999-budgeted funds.

MR. WEINSTEIN moved the approval of the resolution. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 23 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 221 Recertification of Sardinia Agricultural District (EC #6). (Intro. 12-9)

WHEREAS, the Erie County Legislature held a public hearing on September 30, 1998, regarding the 8-year review of the Sardinia Agricultural District (#6) which was created in 1974 and recertified every 8 years thereafter, and

WHEREAS, the existing Sardinia Agricultural District boundaries were approved without modification and adopted by the Erie County Legislature by resolution on November 5, 1998, and

WHEREAS, the necessary documentation on the Sardinia Agricultural District was forwarded to the New York State Department of Agriculture and Markets for State review and recertification as required by law, and

WHEREAS, the New York State Department of Agriculture and Markets has notified Erie County of the State recertification in a communication dated April 29, 1999,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the recertified Sardinia Agricultural District (#6) without modification with its anniversary date of December 19, 1998, and be it further

RESOLVED, that upon adoption, the Clerk of the Legislature be directed to forward a certified copy of this resolution to Erie County Clerk David J. Swarts, Environment & Planning Commissioner Richard M. Tobe, Chet Jandzinski of the Department of Environment & Planning (Rath 1063), Nathan L. Rudgers, Commissioner of the New York State Department of Agriculture and Markets (1 Winners Circle, Albany, New York 12235-0001), the New York State Department of Transportation (Buffalo Office), and the Supervisor and Clerk of the Town of Sardinia.

FISCAL IMPACT: None.

MS. PEOPLES moved the approval of the resolution. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 24 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 222 Donation of Itemized Surplus County Property
(Intro. 12-10)

WHEREAS, the Metropolitan United Methodist Church has recently joined the Interfaith Hospitality Network of Western New York, which provides housing for families who, due to natural disasters or unforeseen economic circumstances, become homeless, and

WHEREAS, a request has been made of the Erie County Medical Center (ECMC) by the Metropolitan United Methodist Church for consideration for the donation of beds and baby cribs for their use, and

WHEREAS, ECMC has identified two (2) surplus baby cribs that are no longer of use to the hospital and are therefore candidates for donation, and

WHEREAS, the Legislature must authorize the donation of this property,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the donation of two baby cribs, Asset Nos. 53000527 and 53000649, maintained currently under the authority of ECMC to the Metropolitan United Methodist Church for use in sheltering homeless families, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, Budget Director Kenneth Kruly, ECMC CEO Paul Candino, ECMC Associate Administrator Roseann Scibilia, and to Rev. Maggie Y. Boyd, Servant Leader, Metropolitan United Methodist Church, 657 Best St., Buffalo, NY 14211.

Fiscal Impact: Minimal; donation of surplus equipment.

MS. PEOPLES moved to amend the resolution to include et al sponsorship. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

MS. PEOPLES moved the approval of the resolution as amended. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

Item 25 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 223 Additional Funding for Youth Programming (Intro. 12-11)

WHEREAS, youth activities during summer months have demonstrated a positive impact on local communities, and

WHEREAS, said programs offer local youth an opportunity to participate in field trips, athletic events, educational activities and other pastimes, and

WHEREAS, said programs have the additional benefit of reducing juvenile delinquency rates, juvenile crime rates and other forms of anti-social behavior, and

WHEREAS, the Operation Prime Time program administered through Erie County's Department of Youth Services has been a highly successful program that provides such services in the city of Buffalo and in suburban communities, and

WHEREAS, the Legislature, during the 1999 budget process, earmarked \$20,000 in funding within the county contingency for Theater Arts educational programs to be administered through Operation Prime Time, and

WHEREAS, Theater of Youth, a Buffalo-based theater arts organization, has agreed to provide educational services through Operation Prime Time, and

WHEREAS, in order to meet the financial requirements of Theater of Youth's programmatic initiatives (\$20,000), and in order to expand the general Operation Prime Time program throughout other portions of the county of Erie, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

WHEREAS, the Erie County Legislature has determined that a personnel adjustment within its budget is necessary, and

WHEREAS, in order to effectuate this adjustment, a resolution must be adopted,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$50,000 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 946, Department 250 – Youth Services (DAC 110946250830) for paying the following agency:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Operation Prime Time	830/0920	\$50,000
TOTAL		\$50,000

and be it further

RESOLVED, that \$20,000 of this appropriation be earmarked for services to be performed by Theater of Youth, with the balance of funding applied to ongoing efforts to expand the Operation Prime Time program throughout Erie County, and be it further

RESOLVED, that the Clerk of the Legislature, the Director of the Division of Budget, Management & Finance, and the Director of the Department of Youth Services, are hereby authorized to complete any paperwork necessary to effectuate this transfer of funds, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, three (3) copies to First Assistant County Attorney Alan Gerstman one (1) copy to L. Nathan Hare, Commissioner, Department of Youth Services.

Fiscal Impact: Appropriation of 1999-budgeted funds.

MS. PEOPLES moved to amend the resolution. MR. OLMA seconded.

CARRIED UNANIMOUSLY.

WHEREAS, youth activities during summer months have demonstrated a positive impact on local communities, and

WHEREAS, said programs offer local youth an opportunity to participate in field trips, athletic events, educational activities and other pastimes, and

WHEREAS, said programs have the additional benefit of reducing juvenile delinquency rates, juvenile crime rates and other forms of anti-social behavior, and

WHEREAS, the Operation Prime Time program administered through Erie County's Department of Youth Services has been a highly successful program that provides such services in the city of Buffalo and in suburban communities, and

WHEREAS, the Legislature, during the 1999 budget process, earmarked \$20,000 in funding within the county contingency for Theater Arts educational programs to be administered through Operation Prime Time, and

WHEREAS, Theater of Youth, a Buffalo-based theater arts organization, has agreed to provide educational services through Operation Prime Time, and

WHEREAS, in order to meet the financial requirements of Theater of Youth's programmatic initiatives (\$20,000), and in order to expand the general Operation Prime Time program throughout other portions of the county of Erie, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

WHEREAS, the Erie County Legislature has determined that a personnel adjustment within its budget is necessary, and

WHEREAS, in order to effectuate this adjustment, a resolution must be adopted,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$50,000 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 946, Department 250 – Youth Services (DAC 110946250830) for paying the following agency:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Operation Prime Time	830/0920	\$50,000
TOTAL		\$50,000

and be it further

RESOLVED, that \$20,000 of this appropriation be earmarked for services to be performed by Theater of Youth, with the balance of funding applied to ongoing efforts to expand the Operation Prime Time program throughout Erie County, and be it further

RESOLVED, that the Erie County Legislature does hereby approve the deletion of an existing position of ADMIN ASST LEG, Job Group 10, [position # 001203], effective June 21, 1999, and be it further

RESOLVED, that the Legislature does hereby approve the addition of one (1) *NEW* position of ADMIN ASST LEG R.P.T., (1,014 R.P.T. hours), to Function 2000 – Clerk's Staff – Administration, effective June 21, 1999, and be it further

RESOLVED, that the savings realized as a result of this personnel adjustment are retained within the Legislature's Personal Services budget, and be it further

RESOLVED, that the Clerk of the Legislature, the Director of the Division of Budget, Management & Finance, the Commissioner of Youth Services and the Personnel Commissioner are hereby authorized to complete all necessary paperwork to effectuate the transfer of funds and/or personnel adjustment, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to County Executive Dennis T. Gorski, County Comptroller Nancy A. Naples, Personnel Commissioner Leonard R. Lenihan, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant – Budget Division, Jennifer Anger – Legislature, Youth Services Commissioner L. Nathan Hare, and First Assistant County Attorney Alan P. Gerstman (3 copies).

FISCAL IMPACT: Appropriation of 1999-budgeted funds.
None for Personnel Adjustment.

MS. PEOPLES moved the approval of the resolution as amended. MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

Item 26 – MR. OLMA presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 224 Funding for Community Organizations,
Neighborhood & Youth Centers. (Intro. 12-12)

WHEREAS, the Legislature set aside funds in the 1999 Erie County Budget for use by worthy community organizations and governmental agencies, and

WHEREAS, this funding may be provided by the County of Erie to local community based organizations and agencies for the purposes of assisting our youth or senior citizens, and to assist in crime fighting, emergency services, or other types of neighborhood-based service delivery, and

WHEREAS, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$25,265 from the legislative contingency (Countywide Contingency DAC: 110923310893) to

Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agencies:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Cheektowaga Chamber of Commerce	830/0646	\$1,500
Cheektowaga Little Loop Athletic Association Football League	830/0945	\$1,000
Lovejoy District Neighborhood Revitalization Services	830/0962	\$2,000
Pine Hill Fire District No. 5	N/A	\$1,500
Polish Community Center	830/0362	\$17,765
Sloan Active Hose Co. No. 1	830/0632	\$1,500
TOTAL		\$25,265

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into contract with the agencies cited, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, and three (3) copies to First Assistant County Attorney Alan Gerstman and one (1) copy each to William E. Scarafia, President (Cheektowaga Chamber of Commerce, Appletree Business Park, Cheektowaga, NY 14227), Martin P. Stockmeyer, President (Cheektowaga Little Loop Athletic Association Football League, 51 Fairview Drive, Depew, NY 14043), Bryan Cacciotti, Executive Director (Lovejoy District Neighborhood Revitalization Services, 615 Walden Avenue, Buffalo, NY 14211), Susan C. Darlak, Commissioner (Pine Hill Fire Dist. No. 5, 2435 Genesee Street, Cheektowaga, NY 14225), Annette Junczewicz, Executive Director (Polish Community Center, 1081 Broadway,

Buffalo, NY 14212), and Tony Sisti, Commissioner (Sloan Active Hose Co. No. 1, Inc., 55 Gates Street, Sloan, NY 14212).

Fiscal Impact: Appropriation of 1999-budgeted funds.

MR. OLMA moved to amend the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

WHEREAS, the Legislature set aside funds in the 1999 Erie County Budget for use by worthy community organizations and governmental agencies, and

WHEREAS, this funding may be provided by the County of Erie to local community based organizations and agencies for the purposes of assisting our youth or senior citizens, and to assist in crime fighting, emergency services, or other types of neighborhood-based service delivery, and

WHEREAS, the Legislature must pass an enabling resolution such as this to effect this transfer of funds,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$25,265 from the legislative contingency (Countywide Contingency DAC: 110923310893) to Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830), for paying the following agencies:

<u>NAME</u>	<u>LINE</u>	<u>AMOUNT</u>
Cheektowaga Chamber of Commerce	830/0646	\$1,500
Cheektowaga Little Loop Athletic Association Football League	830/0945	\$1,000
Lovejoy District Neighborhood Revitalization Services	830/0962	\$2,000
Pine Hill Fire District No. 5	N/A	\$1,500
Polish Community Center	830/0362	\$16,765
Sloan Active Hose Co. No. 1	830/0632	\$1,500
Village of Sloan – Seniors & Youth	830/0312	\$1,000

TOTAL

\$25,265

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into contract with the agencies cited, and be it further

RESOLVED, that certified copies of this resolution be sent to County Executive Dennis Gorski, County Comptroller Nancy A. Naples, Budget Director Kenneth C. Kruly, Jim Cotter – Administrative Assistant Department of Budget, Management and Finance, Jennifer Anger – Administrative Assistant Erie County Legislature, and three (3) copies to First Assistant County Attorney Alan Gerstman and one (1) copy each to William E. Scarafia, President (Cheektowaga Chamber of Commerce, Appletree Business Park, Cheektowaga, NY 14227), Martin P. Stockmeyer, President (Cheektowaga Little Loop Athletic Association Football League, 51 Fairview Drive, Depew, NY 14043), Bryan Cacciotti, Executive Director (Lovejoy District Neighborhood Revitalization Services, 615 Walden Avenue, Buffalo, NY 14211), Susan C. Darlak, Commissioner (Pine Hill Fire Dist. No. 5, 2435 Genesee Street, Cheektowaga, NY 14225), Annette Junczewicz, Executive Director (Polish Community Center, 1081 Broadway, Buffalo, NY 14212), Tony Sisti, Commissioner (Sloan Active Hose Co. No. 1, Inc., 55 Gates Street, Sloan, NY 14212) and Theo Pokorski (Village of Sloan Seniors) and Leonard Szymanski (Village of Sloan Youths) (c/o Village of Sloan, 425 Reiman St., Sloan, NY 14212.)

Fiscal Impact: Appropriation of 1999-budgeted funds.

MR. OLMA moved the approval of the resolution as amended. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 27 – MRS. FISHER presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 225

Support of the Position of Mental Health Assoc., Inc. that Additional Points be Included in Governor Pataki's School Violence Task Force Rec. (Intro. 12-13)

WHEREAS, Governor Pataki's Project SAVE (Safe Schools Against Violence in Education) is a multi-faceted approach to address school safety and violence in education that includes legislation and other initiatives, such as the Task Force on School Violence, headed by Lieutenant Governor Mary Donohue; and

WHEREAS, Governor Pataki has also released a detailed plan to enhance school safety by allowing teachers to remove disruptive students from the classroom, toughening penalties for gun crimes breaking gun laws, and improving the reporting of violent incidents in schools; and

WHEREAS, The Mental Health Association in New York State, Inc. (MHANYS) is a voluntary not-for-profit statewide association that brings together service recipients, families, professionals, advocates and concerned citizens to address all aspects of mental health and mental illness and is dedicated to ensuring that public mental health policy is just, fair and promotes equality and opportunity; and

WHEREAS, it is the opinion of the Mental Health Association in New York State that, although the Governor's proposals are worthwhile and important, so much focus on the desire to create deterrence through punishment of violent acts in schools will lead to the loss of the need to deter and inhibit the desire for such actions in the first place; and

WHEREAS, prejudice, anger, and violence are not in-born traits, children learn them from outside influences such as alienation by peers, intolerance of others, and the failure to be taught the ability to resolve conflict in ways that do not fester the wounds of emotional pains; and

WHEREAS, it is essential that we address intolerance with acceptance, move children away from alienation by providing the tools of self-worth and self-esteem, and start early and utilize every resource and opportunity to encourage appropriate dispute resolution;

WHEREAS, the School Violence Task Force has held numerous public hearings across New York State in order to get public opinion on what should be included in their final recommendations to the Governor;

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby go on record as supporting the Mental Health's Association's recommendation that the following points be included in the final results of the School Violence Task Force, headed by Lieutenant Governor Mary Donohue:

- Integration of community-based mental health programs and school districts to educate all school personnel and students regarding mental health awareness and prevention, as well as the creation of an integrated network of available services, treatments and options for students, their families and the education system.
- Establishment of an early assessment tool and mechanism, with follow-up, to be utilized as part of any encounter of a juvenile with the criminal justice system.
- Creation of an early encounter diversionary process to steer troubled youth into appropriate, and appropriately monitored, services.

- Guaranteed access to services and treatments for children and their families, including the adoption of broad-based mental health parity legislation.
- Strong measures to keep guns out of the hands of children.

And be it further

RESOLVED, that certified copies of this resolution be forwarded to George E. Pataki, Governor of New York State; Mary Donahue, Lieutenant Governor of New York State; Joseph A. Glazer, Esq., President/CEO of Mental Health Association in New York State, Inc.; and the Western New York Delegation to the State Senate and Assembly.

Fiscal Impact: None for resolution.

MRS. FISHER moved to amend the resolution to include et al sponsorship. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

MRS. FISHER moved to amend the resolution. MS. CHASE seconded.

CARRIED UNANIMOUSLY.

WHEREAS, Governor Pataki's Project SAVE (Safe Schools Against Violence in Education) is a multi-faceted approach to address school safety and violence in education that includes legislation and other initiatives, such as the Task Force on School Violence, headed by Lieutenant Governor Mary Donohue; and

WHEREAS, Governor Pataki has also released a detailed plan to enhance school safety by allowing teachers to remove disruptive students from the classroom, toughening penalties for gun crimes breaking gun laws, and improving the reporting of violent incidents in schools; and

WHEREAS, The Mental Health Association in New York State, Inc. (MHANYS) is a voluntary not-for-profit statewide association that brings together service recipients, families, professionals, advocates and concerned citizens to address all aspects of mental health and mental illness and is dedicated to ensuring that public mental health policy is just, fair and promotes equality and opportunity; and

WHEREAS, while the Governor's School Violence Task Force places a great deal of emphasis on the deterrence of violent acts through punishment, it is also important to examine ways in which we can deter violent behavior through the early identification of potentially violent students and the subsequent use of tools of self-worth and self-esteem, and

WHEREAS, prejudice, anger, and violence are not in-born traits, children learn them from outside influences such as alienation by peers, intolerance of others, and the failure to be

taught the ability to resolve conflict in ways that do not fester the wounds of emotional pains; and

WHEREAS, it is essential that we address intolerance with acceptance, move children away from alienation by providing the tools of self-worth and self-esteem, and start early and utilize every resource and opportunity to encourage appropriate dispute resolution;

WHEREAS, the School Violence Task Force has held numerous public hearings across New York State in order to get public opinion on what should be included in their final recommendations to the Governor;

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby go on record as supporting the Mental Health's Association's recommendation that the following points be included in the final results of the School Violence Task Force, headed by Lieutenant Governor Mary Donohue:

- Integration of community-based mental health programs and school districts to educate all school personnel and students regarding mental health awareness and prevention, as well as the creation of an integrated network of available services, treatments and options for students, their families and the education system.
- Establishment of an early assessment tool and mechanism, with follow-up, to be utilized as part of any encounter of a juvenile with the criminal justice system.
- Creation of an early encounter diversionary process to steer troubled youth into appropriate, and appropriately monitored, services.
- Guaranteed access to services and treatments for children and their families, including the adoption of broad-based mental health parity legislation.
- Strong measures to keep guns out of the hands of children.

And be it further

RESOLVED, that certified copies of this resolution be forwarded to George E. Pataki, Governor of New York State; Mary Donahue, Lieutenant Governor of New York State; Joseph A. Glazer, Esq., President/CEO of Mental Health Association in New York State, Inc.; and the Western New York Delegation to the State Senate and Assembly.

Fiscal Impact: None for resolution.

MRS. FISHER moved the approval of the resolution as amended. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 28 - MS. MARINELLI moved to discharge the COMMUNITY ENRICHMENT COMMITTEE from further consideration of Comm. 11E-25. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 226 RE: Erie Community College 1999-2000 Tentative Budget.

RESOLVED, that the Erie Community College budget for the fiscal year commencing September 1, 1999 and ending August 31, 2000, in the amount of \$60,887,077 with a sponsor contribution of \$11,970,777 is hereby approved.

MS. MARINELLI moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 29 - MR. HOLT moved to discharge the SOCIAL SERVICES COMMITTEE from further consideration of Comm. 11E-15. MR. DEBENEDETTI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 227 RE: Department of Social Services Supervisory Staff Reallocation.

WHEREAS, near year end 1987, the Job Grade level for the specific title of Head Social Welfare Examiner was increased from Job Grade 9 to Job Grade 10 in the Erie County Department of Social Services (ECDSS), and

WHEREAS, titles performing similar work in other programs were not increased at that time and have remained unchanged for the last eleven years, and

WHEREAS, this request for reallocation of titles follows extensive negotiation with the affected staff which resulted in the formal review of these titles by the Department of Personnel which has approved the reallocations, and

WHEREAS, these reallocations are consistent with the demands on these staff in terms of both the increased responsibility and expertise required as a result of welfare reform implementation, and

WHEREAS, these reallocations affect 21 currently budgeted positions in the Department and approval will avoid the possibility of grievances, and

WHEREAS, the affected titles are Supervising Child Support Investigator, Senior Resource Adjuster and Senior Special Investigator, and

WHEREAS, funds to cover the cost of this reallocation in the amount of \$32,802 are available in the current year budget, and no additional appropriation is necessary.

NOW, THEREFORE, BE IT

RESOLVED, the following titles are hereby authorized to be reallocated from Job Grade 9 to Job Grade 10:

Number	Title
(7)	Supervising Child Support Investigator
(3)	Senior Resource Adjuster
(11)	Senior Special investigator

and be it further

RESOLVED, that these reallocations are effective in the 1999 budget and are to be implemented upon processing necessary payroll changes, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Commissioner of the Department of Social Services, the Director of Budget and Management and the Erie County Comptroller.

MR. HOLT moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

Item 30 – MR. KUWIK moved for a suspension of the rules to include an item not on the agenda. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 228 Re: Proclaiming July 2 – July 9 “Boating While Intoxicated Awareness Week” in Erie County.
(Intro. 12-14)

WHEREAS, Over the past decade more and more people have taken to area waterways,
and

WHEREAS, In addition to the fact that many boaters are inexperienced in the proper usage of their vessels, alcohol consumption and boating while intoxicated have resulted in numerous accidents — some fatal — on our lake and rivers, and

WHEREAS, While alcohol consumption impairs one's ability to operate a boat in the same manner as it does a car, it also can cause one to lose their balance, which increases the chances of falling overboard, and

WHEREAS, Furthermore, the sun causes perspiration which eliminates water from a person's body but does not eliminate alcohol, resulting in quickened impairment when drinking out on the water, and

WHEREAS, To increase awareness over the upcoming Fourth of July weekend — one of the busiest on our area's waterways — the United States Coast Guard Auxiliary has undertaken an educational campaign called "Boating While Intoxicated Awareness Week,"

NOW, THEREFORE, BE IT

RESOLVED, That the Erie County Legislature does hereby express its concern for the safety of those out on our region's waterways due to inebriated boaters, and be it further

RESOLVED, That this Honorable Body does hereby proclaim July 2 through July 9 "Boating While Intoxicated Awareness Week" in Erie County, and be it further

RESOLVED, That certified copies of this resolution be sent to Erie County Executive Dennis Gorski, and United States Coast Guard Auxiliary Staff Officer Bill Callahan (Division 3 - 9th ER, 203 South Shore Blvd., Lackawanna, NY 14218).

Fiscal Impact: None for resolution.

MR. KUWIK moved the approval of the resolution. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

Item 31 - MR. LARSON moved for a suspension of the rules to include an item not on the agenda. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 229

Re: Support for Continuation of Medicaid Cost Containment Measures By New York State Legislature. (Intro. 12-15)

WHEREAS, current New York State Medicaid cost containment measures are set to expire on June 30, 1999, and

WHEREAS, the loss of the Medicaid cost containment measures would mean a potential property tax increase of approximately 4.5 percent due to the increase in Medicaid costs to the County of Erie, and

WHEREAS, the continuation of Medicaid cost containment measures would help reduce the financial burden of the Medicaid program on the County of Erie and its property taxpayers,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby support the continuation of Medicaid cost containment measures set to expire on June 30, 1999, and be it further

RESOLVED, that the Erie County Legislature does hereby call upon Governor George Pataki and the State Legislature to approve a continuation of Medicaid cost containment measures, and be it further

RESOLVED, that a certified copy of this resolution be forwarded to Governor Pataki, Senate Majority Leader Joseph Bruno, Assembly Speaker Sheldon Silver, and to the members of the Western New York State Legislative Delegation.

Fiscal Impact: to be determined.

MR. LARSON moved to amend the resolution to include et al sponsorship. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

MR. LARSON moved the approval of the resolution as amended. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COMPTROLLER

Item 32 – (Comm. 12E-1) Copy of Letter to ECMC Board of Managers Re: Using Public Monies to Fund Tuition Expenses.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE SHERIFF

Item 33 – (Comm. 12E-2) Copy of Letter to Buffalo Police Commissioner Re: Offer to Assist the City During the Stanley Cup Finals.

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY CLERK

Item 34 – (Comm. 12E-3) Semi-Annual Report – Mortgage Tax Receipts & Disbursements 10/98 – 3/99.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 35 – (Comm. 12E-4) Health – Nurse Midwifery Associates of WNY, LLP.

Received and referred to the HEALTH COMMITTEE.

Item 36 – (Comm. 12E-5) Filling Vacant Positions – 5/99.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 37 – (Comm. 12E-6) Health – Agreement with Niagara County Health Department.

Received and referred to the HEALTH COMMITTEE.

Item 38 – (Comm. 12E-7) Social Services – Salvation Army Contract Increase.

Received and referred to the SOCIAL SERVICES COMMITTEE.

Item 39 – (Comm. 12E-8) District Attorney – Authorization to Amend Be-Safe Grant.

Item 40 – (Comm. 12E-9) Criminal Justice Contracts & Probation Budget Adjustment.

The above two items were received and referred to the PUBLIC SAFETY COMMITTEE.

Item 41 – (Comm. 12E-10) Buffalo River Fish & Wildlife Habitat Restoration Demonstration Project.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 42 – (Comm. 12E-11) OPEN ITEM: Peace Bridge & Plaza Independent Study.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 43 - MS. PEOPLES presented the following and moved for immediate consideration. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 230

Re: Grant Funded Internships within DEP.
(Comm. 12E-12)

WHEREAS, Erie County, through the Department of Environment and Planning (DEP), has secured grant funding from the Empire State Development Corporation's Recycling Investment Program, to implement a Construction and Demolition Debris Recycling Program, and

WHEREAS, Erie County, through the DEP, has also secured grant funding from the United States Environmental Protection Agency, Great Lakes National Program Office to implement a Buffalo River Fish and Wildlife Habitat Restoration Demonstration Project, and

WHEREAS, Erie County, through the DEP, has also secured grant funding from the United States Environmental Protection Agency, Region II Wetlands Protection Grant Program, to implement Buffalo River Watershed Protection, Corridor and Wetland Restoration Project, and

WHEREAS, Erie County, through the DEP, has secured grant funding from the National Association of Counties, to implement a Model County Radon Program, and

WHEREAS, The DEP to maximize the amount of work to be done on each of the above mentioned grants for the resources available has incorporated the use of Summer interns (college students) into the workplans and grant budgets for each of these programs, and

WHEREAS, the use of summer interns is not only an effective management tool employed by the DEP, but also provides area college students the valuable opportunity to obtain work experience related to their future career objectives, and

WHEREAS, DEP has collected a number of resume and inquiries for summer time employment from local college students, and

WHEREAS, these resumes and inquiries are being evaluated to select suitable candidates for each of the internship opportunities available, and

WHEREAS, DEP and the Department of Personnel have agreed upon a rate of \$7.81 per hour to compensate student interns which is consistent with overall county employment practices, and

WHEREAS, it is necessary for DEP to enter into an Agreement for Personal Services engage the services of the student interns, and

WHEREAS, DEP will request final confirmation of qualifications from the Department of Personnel for all selected candidates before entering into an agreement

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is authorized to enter into the necessary agreements to secure student interns for 1999 for four (4) Grant funded Department of Environment and Planning Programs, and be it further

RESOLVED, that these agreements for personnel Services will each not exceed \$4,000 and will be funded through the following Grant Budgets:

Erie County Construction and Demolition Debris Recycling Program (SFG-648)

Buffalo River: Watershed Protection, Corridor and Wetland Restoration Program (SFG-897)

The Erie County Model County Radon Program (SFG-332)

The Buffalo River Fish and Wildlife Habitat Restoration Demonstration Project (SFG-194)
and be it further

RESOLVED, that certified copies of this resolution be sent to the Director of Budget and Management, Commissioner of Environment and Planning, the County Attorney, the Commissioner of Personnel and the County Comptroller.

MS. PEOPLES moved the approval of the resolution. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

Item 44 - (Comm. 12E-13) Youth Services – Authorization to Receive Funds & Contract with Boys & Girls Clubs of Buffalo.

Item 45 – (Comm. 12E-14) Social Services – Authorization to Lease.

The above two items were received and referred to the SOCIAL SERVICES COMMITTEE.

Item 46 – (Comm. 12E-15) Grant Programs – Authorization to Contract.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 47 – (Comm. 12E-16) Health – Hamburg Service & Referral Center – Lease Agreement.

Received and referred to the HEALTH COMMITTEE.

Item 48 – (Comm. 12E-17) Emergency Services – Consulting Contract.

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 49 – MS. PEOPLES presented the following and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 231

Re: CPS – Adjustment to NYS Grants.
(Comm. 12E-18)

RESOLVED, that authorization is hereby provided for the County Executive to enter into three (3) grant contract amendments with the New York State Division of Criminal Justice Services and accept additional grant program funding, and be it further

RESOLVED, that authorization is hereby provided to amend three (3) grants in the Department of Central Police Services as follows:

Grant Fund 280 - Department 650
"Aid to Localities - Lab Funding" Grant Project #879
Extended to 12/31/99

Decrease

Acct. 800 – Personal Services	\$ 59,282
Acct. 805 – Fringe Benefits	<u>\$ 13,122</u>
	<u>\$ 72,404</u>

Increase

Acct. 826 – Other	<u>\$ 72,404</u>
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Grant Fund 280 - Department 650
"Aid to Crime Labs" Grant Project #663
Extended to 9/15/99

<u>Revenue</u>	<u>Increase</u>
Acct. 627-State Aid Criminal Justice Program	<u>\$ 15,000</u>
Total Revenue	<u>\$267,120</u>
<u>Appropriation</u>	<u>Increase</u>
Acct. 801 - Overtime	<u>\$ 15,000</u>
Total Appropriations	<u>\$267,120</u>

Grant Fund 280 - Department 650
"Supplemental Aid to Crime Labs" Grant Project #639
Extended to 9/15/99

<u>Revenue</u>	<u>Increase</u>
Acct. 627-State Aid Criminal Justice Program	\$ 17,000
<u>Appropriation</u>	<u>Decrease</u>
Acct. 825 - Out of Area Travel	<u>\$ 1,016</u>
Total Available Funds	<u>\$18,016</u>
<u>Appropriation</u>	<u>Increase</u>
Acct. 801 - Overtime	\$ 17,000
Acct. 933 - Lab Equipment	<u>\$ 1,016</u>
Total	<u>\$18,016</u>

Pursuant to the power vested in me by Section 503 of Article V of the Erie County Charter and Section 5.04 of the Administrative Code, I, Dennis T. Gorski, County Executive of the County of Erie, do hereby appoint, and reappointment, for your information, the following to the Erie County Board of Health:

APPOINTMENT

TERM EXPIRES

Dr. John Vena
University of Buffalo
Dept. of Social & Preventive Medicine
Farber Hall, Room 270
3435 Main Street Bldg 26
Buffalo, New York 14214

12/31/00

Re-appointment

Dr. James Hoddick
4750 E. River Rd.
Grand Island, New York 14072

12/31/04

Dr. Vena will fill the vacancy created by the retirement of Victor Marr.

Very truly yours,

Dennis T. Gorski
COUNTY EXECUTIVE

DTG: rjh

CC: Dr. Lubin, Commissioner of Erie County Health Department

Item 53 – (Comm. 12E-22) Appointment to EC Traffic Safety Board.

Received, filed and printed.

June 14, 1999

The Honorable
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

Honorable Members:

Pursuant to the provisions of the Erie County Charter, Chapter 16, Article 1605, I, Dennis T. Gorski, do hereby submit for your information the following individuals for appointment to the Erie County Traffic Safety Board:

Appointments

Term Expires

Anthony J. Billittier, IV, MD, FACEP
Erie County Medical Center
462 Grider Street
Buffalo, New York 14202

12/31/01

Alan Blatt
Center for Transportation Injury Research
Genesee Street
Buffalo, New York 14225

12/31/01

Very truly yours

DENNIS T. GORSKI
COUNTY EXECUTIVE

DTG/rjh
cc: John Sullivan

Item 54 – (Comm. 12E-23) Appointment to EC Youth Services Board.

Received, filed, and printed.

May 12, 1999

The Honorable
Erie County Legislature
25 Delaware
Buffalo, New York 14202

Honorable Members:

Pursuant to the power vested in me by Section II -F-03 of Article XI of the Erie County Charter, I Dennis T. Gorski, Erie County Executive, am pleased to inform you that I am appointing the following person to the Erie County Youth Services Board to complete the unexpired term of a member that has resigned:

APPOINTMENTS:

TERM EXPIRES:

Angela M. Paul
76 Lovering Avenue
Buffalo, New York 14216

12/31/2000

Very truly yours,

Dennis T. Gorski

enc.

DTG: jan

c: L. Nathan Hare
Commissioner - Erie County Dept. of Youth Services

Jeffry A. Nixon - Deputy Commissioner

Item 55 – (Comm. 12E-24) Appointments & Re-Appointments to Disaster Preparedness Advisory Board.

Received, filed and printed.

June 14, 1999

The Honorable
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

Dear Honorable Members:

Pursuant to the provisions Local Law #4, Article IX S, 904 & 905, I, Dennis T. Gorski, do hereby submit for your information the following individuals for appointment and reappointment to the Disaster Preparedness Advisory Board:

Re-Appointment	Term Expires
Cdr. Steve Hardy U.S. Coast Guard 1 Furmann Blvd. Buffalo, New York 14203	12/31/01
Ken Turner, ECEMS 3359 Broadway Cheektowaga, New York 14227	12/31/01
Brian Miner U.S. Army Corps of Engineers 1776 Niagara St. Buffalo, New York 14207	12/31/01

Arnie Mazurkiewicz
EC Fire Chiefs Association
235 Crisfield Ave.
Cheektowaga, New York 14206
12/31/01

Joan Kesner
NYS Senator William Stachowski's Office
2030 Clinton Street
Buffalo, New York 14206
12/31/01

Randall Rider
EC Fire District Officers' Association
278 DuPont Ave.
Tonawanda, New York 14150
12/31/01

George White
NYS Thruway Authority
1870 Walden Ave.
Cheektowaga, New York 14225
12/31/01

Chief John Miskovski
EC Police Chiefs Association
1250 Union Road
West Seneca, New York 14224
12/31/01

Judith Levan
National Weather Service
587 Aero Drive
Buffalo, New York 14225
12/31/01

Appointments

Donald Trzepacz
EC Fireman's Association
1200 Bowen Rd.
Elma, New York 14059
12/31/01

James Connors
EC Water Authority
3030 Union Rd.
Cheektowaga, New York 14225
12/31/01

Very truly yours,

DENNIS T. GORSKI
COUNTY EXECUTIVE

DTG/rjh
cc: Dean Messing

Item 56 – (Comm. 12E-25) Erie County/Southtowns Sewage Treatment Agency – URS Greiner Woodward Clyde – Change Order No. 3.

Item 57 – (Comm. 12E-26) ECSD No. 1 – Proposed Chip Fab Sewer Engineering Services Agreement.

Item 58 – (Comm. 12E-27) ECSD No. 4 – Emergency Repair – Depew Pumping Station – Transfer of Funds.

Item 59 – (Comm. 12E-28) ECSD No. 2 – NYS Energy Research & Development Authority – Flexible Technical Assistance – Proposed Agreement.

Item 60 – (Comm. 12E-29) ESD – NYS Water Pollution Control – Revolving Loan Program.

Item 61 – (Comm. 12E-30) Erie County Southtowns Sewage Treatment Agency Waste Paper Pulp & Polymer Feed Facilities & Modifications – Contract “A” – Change Order No. A2.

The above six items were received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 62 – (Comm. 12E-31) \$200,000 Appropriation to Shea’s Performing Arts Center.

Item 63 – (Comm. 12E-32) \$75,000 Supplemental Appropriation to Buffalo Convention Center Management Corporation.

The above two items were received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 64 – (Comm. 12E-33) Social Services – Case Records Management System – Authorization to Extend Contracts.

Item 65 – (Comm. 12E-34) Social Services – Employee Education & Training.

The above two items were received and referred to the SOCIAL SERVICES COMMITTEE.

Item 66 – (Comm. 12E-35) Health – Healthy Heart Program Grant 7/1/99 – 6/30/00.

Received and referred to the Health Committee.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE EC MORGUE

Item 67 – (Comm. 12D-1) Monies & Other Property Found on Deceased Persons.

Received and referred to the HEALTH COMMITTEE.

FROM ECC

Item 68 – (Comm. 12D-2) Notice of 4 Committee Meetings of the Board of Trustees.

Received and filed.

FROM ECMC

Item 69 – (Comm. 12D-3) Agenda for Meeting Held 6/10/99.

Received and referred to the HEALTH COMMITTEE.

FROM BUDGET, MANAGEMENT & FINANCE

Item 70 – (Comm. 12D-4) Budget Monitoring Report for Period Ending 4/30/99.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 71 – (Comm. 12D-5) Notice of County Executive's Public Hearing – Local Law Intro No. 5 – 1999.

Received, filed and printed.

June 4, 1999

Ms. Laurie Manzella, Clerk
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

RE: Notice of Public Hearing
Local Law Intro. No. 5-1999

Dear Ms. Manzella:

Enclosed herein is a copy of the Public Hearing Notice for the above captioned, Local

Law Intro. No. 5-1999 which was adopted by the Erie County Legislature on June 3, 1999.

Please post for the information of anyone who may be interested in attending this hearing.

Very truly yours,

KENNETH A. SCHOETZ
Erie County Attorney

By: Alan P. Gerstman
1st Assistant County Attorney

APG/sl Enc.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that Erie County Executive Dennis T. Gorski, will hold a public hearing on Tuesday, June 15, 1999 at 10:00 a.m. concerning:

A LOCAL LAW requiring certain persons incarcerated in Erie County to pay the County of Erie for actual unreimbursed costs.

The hearing will be held in the Erie County Executive's Conference Room on the 16th floor of the Rath Building, 95 Franklin Street, in the City of Buffalo.

On June 3, 1999, the Erie County Legislature adopted Erie County Local Law Introduction Number 5 of 1999. Copies of the proposed local law are available for public inspection in the office of the Clerk of the Erie County Legislature, on the 7th floor of 25 Delaware Avenue, in the City of Buffalo, New York.

DENNIS T. GORSKI
Erie County Executive

Item 72 – (Comm. 12D-6) Notice of County Executive's Public Hearing - Local Law Intro No. 6 –1999.

Received, filed and printed.

June 4, 1999

Ms. Laurie Manzella, Clerk
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

**RE: Notice of Public Hearing
Local Law Intro. No. 6 - 1999**

Dear Ms. Manzella:

Enclosed herein is a copy of the Public Hearing Notice for the above captioned, Local Law Intro. No. 6 of 1999 which was adopted by the Erie County Legislature on June 3, 1999.

Please post for the information of anyone who may be interested in attending this hearing.

Very truly yours,

KENNETH A. SCHOETZ
Erie County Attorney

By: Alan P. Gerstman
First Assistant County Attorney

APG/sl

Enc.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that Erie County Executive Dennis T. Gorski, will hold a public hearing on Tuesday, June 15, 1999 at 10:00 a.m. concerning:

A LOCAL LAW in relation to the composition and terms of the members of the board of trustees of the department of central police services.

The hearing will be held in the Erie County Executive's Conference Room on the 16TH floor of the Rath Building, 95 Franklin, Street, in the City of Buffalo.

On June 3, 1999, the Erie County Legislature adopted Erie County Local Law Introduction November 6 of 1999. Copies of the proposed local law are available for public inspection in the office of the Clerk of the Erie County Legislature, on the 7th floor of 25 Delaware Avenue, in the City of Buffalo, New York.

DENNIS T. GORSKI
Erie County Executive

Item 73 – (Comm. 12D-7) Notice of County Executive's Public Hearing – Local Law Intro No. 7 – 1999.

Received, filed and printed.

June 4, 1999.

Ms. Laurie Manzella, Clerk
Erie County Legislature
25 Delaware Avenue
Buffalo, New York 14202

RE: Notice of Public Hearing
Local Law Intro. No. 7 - 1999

Dear Ms. Manzella:

Enclosed herein is a copy of the Public Hearing Notice for the above captioned, Local Law Intro. No. 7 of 1999 which was adopted by the Erie County Legislature on June 3, 1999.

Please post for the information of anyone who may be interested in attending this hearing.

Very truly yours,

KENNETH A. SCHOETZ
Erie County Attorney

By: Alan P. Gerstman
1st Assistant County Attorney
APG/sl
Enc.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that Erie County Executive Dennis T. Gorski, will hold a public hearing on Tuesday, June 15, 1999 at 10:00 a.m. concerning:

A LOCAL LAW amending Erie County local law number 5 of 1996 in relation to the regulation of smoking in Erie County.

The hearing will be held in the Erie County Executive's Conference Room on the 16th floor of the Rath Building, 95 Franklin Street, in the City of Buffalo.

On June 3, 1999, the Erie County Legislature adopted Erie County Local Law Introduction Number 7 of 1999. Copies of the proposed local law are available for public inspection in the office of the Clerk of the Erie County Legislature, on the 7th floor of 25 Delaware Avenue, in the City of Buffalo, New York.

DENNIS T. GORSKI

Erie County Executive

Item 74 – (Comm. 12D-8) Notice of County Executive's Public Hearing – Intro. Nos. 11-1, 11-3, 11-4, & 11-5.

Received, filed and printed.

June 4, 1999

Ms. Laurie Manzella
Clerk Of The Legislature
25 Delaware Avenue
7th Floor
Buffalo, New York 14202

**RE: Notice of Public Hearing
Resolutions Reference Intro. 11-1, Intro. 11-3, Intro.
11-4 and Intro. 11-5**

Dear Ms. Manzella:

Enclosed herein is a copy of the Public Hearing Notice for the above captioned Resolutions Reference Intro. 11 - 1, Intro. 11 -3, Intro. 11 -4 and Intro. 11 -5 which were adopted by the Erie County Legislature on June 3.1999.

Please post for the information of anyone who may be interested in attending this hearing.

Very truly yours,

KENNETH A. SCHOETZ
Erie County Attorney

By: Alan P. Gerstman
1st Assistant County Attorney

APG/sl
Encl.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT Erie County Executive Dennis T. Gorski, will hold a public hearing on Tuesday, June 15, 1999 at 10:15 a.m., concerning appropriations from the County contingency fund and unanticipated revenue in the general fund for the following purposes:

DEPARTMENT OF EMERGENCY SERVICES	\$50,000.00
ERIE COUNTY SHERIFF'S DEPARTMENT (D.A.R.E. PROGRAM)	\$20,000.00
BRIGHTON BRANCH LIBRARY (LAB & TECH EQUIPMENT)	\$ 2,458.00
KENILWORTH BRANCH LIBRARY (LAB & TECH EQUIPMENT)	\$ 2,458.00
SHERIDAN PARKSIDE BRANCH LIBRARY	\$ 2,458.00

(LAB & TECH EQUIPMENT)

BRIGHTON BRANCH LIBRARY (LIBRARY BOOKS & MEDIA)	\$125.20
GREENHAVEN BRANCH LIBRARY (LIBRARY BOOKS & MEDIA)	\$125.20
KENILWORTH BRANCH LIBRARY (LIBRARY BOOKS & MEDIA)	\$125.20
KENMORE BRANCH LIBRARY (LIBRARY BOOKS & MEDIA)	\$125.20
SHERIDAN PARKSIDE BRANCH LIBRARY (LIBRARY BOOKS & MEDIA)	\$125.20
NEIGHBORHOOD INFORMATION CENTER, INC.	\$ 5,000.00
AFRICAN CULTURAL CENTER	\$ 3,000.00
ALLENTOWN ASSOCIATION, INC.	\$ 3,250.00
BUFFALO GREEN FUND	\$15,000.00

The hearing will be held in the Erie County Executive's Conference Room on the 16th floor of the Rath Building, 95 Franklin Street, in the City of Buffalo.

On June 3, 1999 the Erie County Legislature adopted Resolutions Reference Intro. 11-1, Intro. 11 -3, Intro., Intro. 11 -4 and Intro. 11 -5 authorizing these actions. Copies of the proposed resolutions are available for public inspection in the office of the Clerk of the Erie County Legislature, on the 7th Floor of 25 Delaware Avenue, in the City of Buffalo, New York.

DENNIS T. GORSKI
ERIE COUNTY EXECUTIVE

FROM ECC

Item 75 – (Comm. 12D-9) Notice of Board Meeting to be held 6/30/99.

Item 76 – (Comm. 12D-10) Notice of Rescheduled Committee Meeting.

The above two items were received and filed.

FROM BUFFALO & ERIE COUNTY PUBLIC LIBRARY

Item 77 – (Comm. 12D-11) Agenda for Meeting Held 6/17/99.

Received and filed.

FROM DPW

Item 78 – (Comm. 12D-12) Increase to Construction Contract – 1999 Overlay “A” Program – Towns of Cheektowaga, Amherst & Tonawanda.

Item 79 – (Comm. 12D-13) Bureau of Weights & Measures – Addition & Renovation.

Item 80 – (Comm. 12D-14) Supplemental Agreement to General A/E Contract – EC Health W.I.C. Site Renovation.

Item 81 – (Comm. 12D-15) Supplemental Agreement to General A/E Contract Renovations to ECMC’s Cardiac CATH Lab – Phase I.

Item 82 – (Comm. 12D-16) Rath Building Elevator Modernization.

Item 83 – (Comm. 12D-17) Demolition Phase II Former E.J. Meyer Hospital Building.

Item 84 – (Comm. 12D-18) Supplemental Agreement to General A/E Contract – EC Home – Masonry Restoration – Phase II.

The above seven items were received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM ASSEMBLY SPEAKER SILVER

Item 85 – (Comm. 12M-1) Acknowledgement of Receipt of Resolution Re: Governor’s Cuts to Infrastructure Funding.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

FROM THE ECIDA

Item 86 – (Comm. 12M-2) Notice of Board of Directors Annual Meeting – 6/16/99.

Received and filed.

FROM THE GREATER BUFFALO CONVENTION & VISITORS BUREAU

Item 87 – (Comm. 12M-3) Response to Legislator Marinelli's Request for Information – C.V.B. Initiatives.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM THE EC MENTAL HYGIENE COMMUNITY SERVICES BOARD

Item 88 – (Comm. 12M-4) Notice of Meeting to be Held 6/17/99 & Other Information.

Received and referred to the HEALTH COMMITTEE.

FROM THE TOWN OF LANCASTER

Item 89 – (Comm. 12M-5) Certified Resolution in Support of Increased Recruitment of Volunteer Firefighters.

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM ASSEMBLY SPEAKER SILVER

Item 90 – (Comm. 12M-6) Acknowledgement of Receipt of Resolution Re: T.A.P. Funding.

Received and referred to the COMMUNITY ENRICHMENT COMMITTEE.

FROM GOVERNOR PATAKI

Item 91 – (Comm. 12M-7) Acknowledgement of Receipt of Resolutions.

Received and filed.

FROM THE BUFFALO COMMON COUNCIL

Item 92 – (Comm. 12M-8) Certified Resolution in Support of Elimination of Sales Tax on Clothing & Shoes in Erie County.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE EC ENVIRONMENTAL MANAGEMENT COUNCIL

Item 93 – (Comm. 12M-9) Notice of Meeting & Other Related Information.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE NYS FISH & WILDLIFE MANAGEMENT BOARD

Item 94 – (Comm. 12M-10) Minutes of Meeting Held 6/3/99.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM ASSEMBLYMAN BURLING

Item 95 – (Comm. 12M-11) Acknowledgement of Receipt of Resolutions.

Received and filed.

FROM NYS COMPTROLLER

Item 96 – (Comm. 12M-12) Permission to Increase Facilities in ECSD No. 6.

Received and filed.

FROM THE TOWN OF ALDEN

Item 97 – (Comm. 12M-13) Certified Resolution Re: Retaining Agricultural Districts.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

MEMORIAL RESOLUTIONS

Item 98 - Legislator Larson requested that when the Legislature adjourn, it do so in memory of Paul Lingenfelter, Holland Board Member, as well as George Decker, Founder of BANCHEL.

ADJOURNMENT

Item 99 – At this time, there being no further business to transact, the Chairman announced that the Chair would entertain a Motion to Adjourn.

MS. PEOPLES moved that the Legislature adjourn until **2:00 p.m., Thursday, July 1, 1999**. MR. MARSHALL seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature **adjourned until Thursday, July 1, 1999 at 2 p.m. Eastern Standard Time.**

LAURIE MANZELLA
CLERK