

MEETING NO. 27
December 7, 2000

ERIE COUNTY LEGISLATURE

ERIE COUNTY LEGISLATURE
MEETING NO. 27
December 7, 2000

The Legislature was called to order by Chairman Swanick.

All Members Present except Legislator Marshall.

The Invocation was led by Rabbi Michael Feshbeach of Temple Beth AM.

The Pledge of Allegiance was led by Ms. Fisher.

Item 1 – CHAIRMAN SWANICK directed that Intro 6-6 remain on the table.

Item 2 – CHAIRMAN SWANICK directed that Intro 6-7 remain on the table.

Minutes of the previous meeting were tabled.

MISCELLANEOUS RESOLUTIONS

Item 3 – MR. KUWIK presented a resolution Honoring 2000 Lackawanna High School Steelers Football Team for Their Outstanding Season. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 4 – CHAIRMAN SWANICK directed that Local Law No. 4 (Print #2) 1999 remain on the table.

Item 5 – CHAIRMAN SWANICK directed that Local Law No. 2 (Print #3) 2000 remain on the table.

Item 6 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. FISHER seconded.

CARRIED UNANIMOUSLY.

COUNTY OF ERIE

LOCAL LAW INTRO. NO. 9-2000

LOCAL LAW NO. ___ - 2000

A LOCAL LAW extending the original open period for the retirement incentive program pursuant to Chapter 86 of the Laws of 2000.

Be it enacted by the Legislature of the County of Erie as follows:

Section 1. By Local Law No. 4-2000, the County of Erie elected to provide the benefits of chapter eighty-six of the laws of two thousand to its eligible employees. Now, it has become necessary for the County of Erie to extend the original open period; only employees targeted during the original open period are eligible to participate.

§ 2 The commencement date of this phase of the retirement incentive program shall be the 5th day of November, two thousand.

§ 3 This extended open period during which eligible employees may retire and receive the additional retirement benefit shall be thirty-nine (39) days, to commence on and include the 5th day of November, two thousand, and to end on and include the 13th day of December, two thousand.

§ 4 In interpreting this local law, the calendar dates set forth above as the opening and closing days of this extended open period shall be deemed controlling in determining the length of such extended open period, it being the intent of the Legislature that the last date on which eligible employees shall work shall be no later than the 12th day of December, two thousand.

§ 5 The County of Erie will fund the retirement incentive program provided in chapter eighty-six of the laws of two thousand by paying the New York State and local employees' retirement system five annual payments, the amounts of which shall be determined by an actuary. The first such payment is due the 15th day of December, two thousand one.

§ 6 This local law shall take effect immediately.

CHARLES M. SWANICK

CRYSTAL P. PEOPLES

EDWARD J. KUWIK

MICHAEL A. FITZPATRICK

GEORGE A. HOLT, JR.

JUDITH P. FISHER

GREGORY B. OLMA

ALBERT DEBENEDETTI

RAYMOND K. DUSZA

LYNN M. MARINELLI

JOHN W. GREENAN

JEANNE Z. CHASE

FREDERICK J. MARSHALL

WILLIAM A. PAULY

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BARRY A. WEINSTEIN, MD

MICHAEL H. RANZENHOFER

DALE W. LARSON

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

CARRIED UNANIMOUSLY.

Item 7 – CHAIRMAN SWANICK directed that Local Law No. 10 (Print #1) 2000 remain on the table.

COMMITTEE REPORTS

Item 8 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 493

December 4, 2000

FINANCE & MANAGEMENT
 COMMITTEE
 REPORT NO. 15

ALL MEMBERS PRESENT. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

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

a.

| | | | |
|-----------------|--|-------|----------------|
| Item | Page | -2000 | (Comm. 15E-50) |
| PEOPLES: | Letter to GBS Re: Status of Geneva B. Scruggs. | | |
| | (5-0) | | |

b.

| | | | |
|-------------------|--|-------|----------------|
| Item | Page | -2000 | (Comm. 18D-20) |
| PROBATION: | Audit of Internal Controls Related to the Operation of Cashier's Office. | | |
| | (5-0) | | |

c.

| | | | |
|---------------------|--|-------|---------------|
| Item | Page | -2000 | (Comm. 22E-1) |
| COMPTROLLER: | Audit – ECWA – Follow-Up Audit of Purchasing Practices – 1/1/99 - 8/31/00. | | |
| | (5-0) | | |

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- d. Item Page -2000 (Comm. 22E-7)
COMPTROLLER: Apportionment & Distribution of 4% Sales Tax Revenue Received by Erie County for October.
(5-0)
- e. Item Page -2000 (Comm. 22M-6)
NYS BOARD OF REAL PROPERTY SERVICES: List of Certified 2000 Class Equalization Rates - Cities of Buffalo & Lackawanna & Lackawanna School District.
(5-0)
- f. Item Page -2000 (Comm. 22M-7)
NYS BOARD OF REAL PROPERTY SERVICES: List of Certified 2000 State Equalization Rates.
(5-0)
- g. Item Page -2000 (Comm. 22M-13)
CULTURAL RESOURCES ADVISORY BOARD: FY 2001 Cultural Funding Report & Recommendations.
(5-0)
- h. Item Page -2000 (Comm. 26D-11)
ECC: Letter to Chairman Swanick Re: ECC Technology Plan 2000.
(5-0)
- i. Item Page -2000 (Comm. 26E-2)
COMPTROLLER: Quarterly Investment Report 7/1/00 – 9/30/00.
(5-0)
- j. Item Page -2000 (Comm. 26M-35)
DELOITTE & TOUCHE: Buffalo & Erie County Regional Development Corporation – Financial Statements for Years Ended 12/31/99 & 12/31/98.
(5-0)
- k. Item Page -2000 (Comm. 26M-36)
DELOITTE & TOUCHE: Advanced Training Center of Buffalo & Erie County – Financial Statements for Years Ended 12/31/99 & 12/31/98.
(5-0)
- l. Item Page -2000 (Comm. 26M-37)
DELOITTE & TOUCHE: Buffalo & Erie County Industrial Land Development Corporation – Financial Statements for Years Ended 12/31/99 & 12/31/98.
(5-0)

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m. Item Page -2000 (Comm. 26M-38)
DELOITTE & TOUCHE: ECIDA & Affiliates – Single Audit of Federal, State & Local
 Financial Award Programs for Year Ended 12/31/99.
 (5-0)

n. Item Page -2000 (Comm. 26M-39)
DELOITTE & TOUCHE: ECIDA – Financial Statements for Years Ended 12/31/99 &
 12/31/98.
 (5-0)

o. Item Page -2000 (Comm. 26M-46)
CSEA LOCAL 815: Letter to Legislator Fisher Re: ECMC 2001 Funding.
 (5-0)

2. Item Page -2000 (Comm. 26E-58)
COUNTY EXECUTIVE

WHEREAS, after a public hearing, held on September 19, 2000 by Buffalo Place Inc., and upon adoption of Intro 21-1, October 19, 2000, the Erie County Legislature determined that the total amount to be raised by mall district service charges for 2001 for the downtown pedestrian/transit mall special district shall be the sum of \$ 1,176,983.00, and

WHEREAS, the 2001 Mall District Budget requires that the amount to be raised by Mall District payments in lieu for 2001 for the downtown pedestrian/transit mall special district shall be the sum of \$ 18,000.00, and

WHEREAS, the Director of Budget and Management has established the 2001 mall district service charge and payment in lieu roll apportioning the amount to be raised and has transmitted such roll to the Erie County Legislature for adoption.

NOW THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby adopt the mall district service charge and payment in lieu roll established by the Director of Budget and Management for the purpose of assessing 2001 service charges for the downtown pedestrian/transit mall special district, and be it further

RESOLVED, that 2001 mall district service charges and payment in lieu shall be assessed, due and a lien on benefited properties within the downtown pedestrian/transit mall special district on and as of January 2, 2001 and shall be payable to the Director of Budget and Management as provided in Erie County Local Law No. 8-1984, and be it further

RESOLVED, that late fees shall be collected on payments made after the dates provided in Erie County Local Law No. 8-1984, and an interest budget line of \$10,000.00 shall be added to the Mall Budget for collection of these late fees, and be it further

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RESOLVED, that the Director of Budget and Management is hereby authorized to make adjustments and modifications as he deems appropriate, and be it further

RESOLVED, that certified copy of this resolution is transmitted to the Division of Budget and Management, Erie County Finance Department, County Attorney and the County Comptroller.
 (6-0) Chairman Swanick present as Ex-Officio Member.

CRYSTAL D. PEOPLES
CHAIRPERSON

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

CARRIED UNANIMOUSLY.

Item 9 – MS. FISHER presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 494

December 4, 2000

HEALTH/MENTAL HEALTH
 COMMITTEE
 REPORT NO. 10

ALL MEMBERS PRESENT EXCEPT LEGISLATOR HOLT. CHAIRMAN SWANICK PRESENT AS EX-OFFICIO MEMBER.

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

- | | | | | |
|----|--|--|-------|---------------|
| | Item | Page | -2000 | (Comm. 21M-7) |
| a. | ECMC EMPLOYEES: | Copy of Letter to County Executive Re: Denial of Early Retirement. | | |
| | (5-0) Legislator Holt absent. Chairman Swanick present as Ex-Officio Member. | | | |
| | Item | Page | -2000 | (Comm. 26D-1) |
| b. | ECMC: | Minutes of Finance Committee Meeting Held 10/6/00 & Financial Statements for 9/00. | | |
| | (5-0) Legislator Holt absent. Chairman Swanick present as Ex-Officio Member. | | | |
| | Item | Page | -2000 | (Comm. 26M-9) |
| c. | AMERICAN CANCER SOCIETY: | Support for Comm. 19E-6. | | |
| | (5-0) Legislator Holt absent. Chairman Swanick present as Ex-Officio Member. | | | |

Item Page -2000 (Comm. 26M-22)
 d. **EC MENTAL HYGIENE COMMUNITY SERVICES BOARD:** Notice of Meeting Held 11/16/00 & Minutes of Meeting Held 10/19/00.
 (5-0) Legislator Holt absent. Chairman Swanick present as Ex-Officio Member.

Item Page -2000 (Comm. 26M-50)
 e. **GENEVA B SCRUGGS COMMUNITY HEALTH CARE CENTER:** Copy of Resolution Re: Contract with Erie County Public Health Lab.
 (5-0) Legislator Holt absent. Chairman Swanick present as Ex-Officio Member.

2. Item Page - 2000 (Comm. 22E-38)
COUNTY EXECUTIVE

WHEREAS, the New York State Department of Health has awarded a new contract in the amount of \$10,884 for the Erie County Department of Health to conduct a study of HIV testing and risk behaviors among individuals at risk for HIV, and

WHEREAS, this study will enable the Centers for Disease Control (CDC), New York State Department of Health and the Erie County Health Department to monitor HIV testing patterns through HITS data.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Executive is hereby authorized to enter into a contract with the New York State to provide services which are budgeted as follows:

**DEPARTMENT OF HEALTH
 HIV TESTING SURVEY
 (HITS 2000)
 8/28/00 - 12/31/00**

| SFG | SUB OBJ | REVENUE | NEW BUDGET |
|-----|---------|---------------------------|------------------------|
| 553 | | State Aid | <u>\$10,884</u> |
| | | TOTAL | <u>\$10,884</u> |
| | | EXPENSES | |
| 821 | | Dues & Fees | \$3,840 |
| 825 | | Out of Area Travel | \$3,522 |
| 933 | | Lab & Technical Equipment | <u>\$3,522</u> |
| | | TOTAL | <u>\$10,884</u> |

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and be it further

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

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

3. Item Page - 2000 (Comm. 26E-13)

COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health operates health centers in various locations, and

WHEREAS, the Erie County Department of Health will assume adult medical, podiatry and dental services at the Matt Gajewski Human Services Center, 1500 Broadway on January 1, 2001, and

WHEREAS, Women's Health Services at the Matt Gajewski Human Services Center utilizes a sliding fee scale based on the patient's ability to pay, and

WHEREAS, one of the primary missions of the Health Department is to meet the challenge of serving the uninsured, under insured and under served residents of the County, and

WHEREAS, this new fee schedule will help to encourage the uninsured, under insured and under served to seek primary care services at a fee based on their ability to pay which may range from no payment to full payment.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby adopts the attached fee schedule which will be implemented by the Erie County Department of Health on January 1, 2001, and be it further

RESOLVED, that this fee schedule is based on the poverty guidelines established by the federal government and will adjust with all future changes to these federal guidelines, and be it further

RESOLVED, this fee schedule also includes any and all assessments through the New York State Department of Health's Bad Debt & Charity Program, and be it further

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

SCHEDULE EFFECTIVE
4/1/01

| FAMILY SIZE | FREE | 50% | | 75% | | 100% |
|-------------|-------|------|----|------|----|------|
| | UP TO | FROM | TO | FROM | TO | Over |

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| | | | | | | | | |
|-------|--------|--------|---|--------|--------|---|--------|--------|
| ONE | 15,448 | 15,449 | - | 18,788 | 18,789 | - | 20,875 | 20,875 |
| TWO | 20,813 | 20,814 | - | 25,313 | 25,314 | - | 28,125 | 28,125 |
| THREE | 26,178 | 26,179 | - | 31,838 | 31,839 | - | 35,375 | 35,375 |
| FOUR | 31,543 | 31,544 | - | 38,363 | 38,364 | - | 42,625 | 42,625 |
| FIVE | 36,908 | 36,909 | - | 44,888 | 44,889 | - | 49,875 | 49,875 |
| SIX | 42,273 | 42,274 | - | 51,413 | 51,414 | - | 57,125 | 57,125 |
| SEVEN | 47,638 | 47,639 | - | 57,938 | 57,939 | - | 64,375 | 64,375 |
| EIGHT | 53,003 | 53,004 | - | 64,463 | 64,464 | - | 71,625 | 71,625 |
| NINE | 58,368 | 58,369 | - | 70,988 | 70,989 | - | 78,875 | 78,875 |
| TEN | 63,733 | 63,734 | - | 77,513 | 77,514 | - | 86,125 | 86,125 |

VISIT TYPE

| | | | | |
|---------------------|------|---------|---------|---------|
| INITIAL | FREE | \$17.50 | \$26.25 | \$35.00 |
| REVISIT | FREE | \$12.50 | \$18.75 | \$25.00 |
| ANNUAL | FREE | \$17.50 | \$26.25 | \$35.00 |
| INITIAL MALE | FREE | \$17.50 | \$26.25 | \$35.00 |
| PREGNANCY TEST ONLY | FREE | FREE | FREE | FREE |
| COUNSELING ONLY | FREE | FREE | FREE | FREE |

PROCEDURES

| | | | | |
|-----------------------|------|---------|---------|---------|
| ENDOMETRIAL CURETTAGE | FREE | \$32.50 | \$48.75 | \$65.00 |
| COLPOSCOPY | FREE | \$32.50 | \$48.75 | \$65.00 |
| LEEP | FREE | \$32.50 | \$48.75 | \$65.00 |

FEE SCALE
 BASED ON
 GROSS
 INCOME AS
 DETERMINED
 BY 2000
 POVERTY
 GUIDELINES
 FROM THE
 FEDERAL
 REGISTER,
 VOL. 65,
 FEBRUARY
 15, 2000, PP.
 7555-7557.

SCHEDULE EFFECTIVE
 4/1/01

| FAMILY SIZE | FREE | 50% | | 75% | | 100% | | |
|-------------|--------|--------|----|--------|--------|------|--------|--------|
| | UP TO | FROM | TO | FROM | TO | Over | | |
| ONE | 15,448 | 15,449 | - | 18,788 | 18,789 | - | 20,875 | 20,875 |
| TWO | 20,813 | 20,814 | - | 25,313 | 25,314 | - | 28,125 | 28,125 |
| THREE | 26,178 | 26,179 | - | 31,838 | 31,839 | - | 35,375 | 35,375 |

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|-------|--------|--------|---|--------|--------|---|--------|--------|
| FOUR | 31,543 | 31,544 | - | 38,363 | 38,364 | - | 42,625 | 42,625 |
| FIVE | 36,908 | 36,909 | - | 44,888 | 44,889 | - | 49,875 | 49,875 |
| SIX | 42,273 | 42,274 | - | 51,413 | 51,414 | - | 57,125 | 57,125 |
| SEVEN | 47,638 | 47,639 | - | 57,938 | 57,939 | - | 64,375 | 64,375 |
| EIGHT | 53,003 | 53,004 | - | 64,463 | 64,464 | - | 71,625 | 71,625 |
| NINE | 58,368 | 58,369 | - | 70,988 | 70,989 | - | 78,875 | 78,875 |
| TEN | 63,733 | 63,734 | - | 77,513 | 77,514 | - | 86,125 | 86,125 |

| TYPE | | | | |
|---------------------|------|---------|---------|----------|
| CONDOMS | FREE | FREE | FREE | FREE |
| ORAL CONTRACEPTIVES | FREE | \$2.50 | \$3.75 | \$5.00 |
| IUD'S | FREE | \$65.00 | \$97.50 | \$130.00 |
| FOAM | FREE | \$2.50 | \$3.75 | \$5.00 |
| TERAZOL | FREE | \$7.50 | \$11.25 | \$15.00 |
| DOXYCYCLINE | FREE | \$2.50 | \$3.75 | \$5.00 |
| METROGEL | FREE | \$7.50 | \$11.25 | \$15.00 |
| ROCEPHIN | FREE | \$3.00 | \$4.50 | \$6.00 |
| FLAGYL | FREE | \$2.50 | \$3.75 | \$5.00 |
| DIAPHRAGM | FREE | \$8.00 | \$12.00 | \$16.00 |
| PREVEN | FREE | \$5.00 | \$7.50 | \$10.00 |
| DEPO PROVERA | FREE | \$12.50 | \$18.75 | \$25.00 |

FEE SCALE
 BASED ON
 GROSS
 INCOME AS
 DETERMINED
 BY 2000
 POVERTY
 GUIDELINES
 FROM THE
 FEDERAL
 REGISTER,
 VOL. 65,
 FEBRUARY
 15, 2000, PP.
 7555-7557.

SCHEDULE EFFECTIVE
 4/1/01

| FAMILY SIZE | FREE | 50% | | 75% | | 100% | | |
|-------------|--------|--------|----|--------|--------|------|--------|--------|
| | UP TO | FROM | TO | FROM | TO | Over | | |
| ONE | 15,448 | 15,449 | - | 18,788 | 18,789 | - | 20,875 | 20,875 |
| TWO | 20,813 | 20,814 | - | 25,313 | 25,314 | - | 28,125 | 28,125 |
| THREE | 26,178 | 26,179 | - | 31,838 | 31,839 | - | 35,375 | 35,375 |
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| SEVEN | 47,638 | 47,639 | - | 57,938 | 57,939 | - | 64,375 | 64,375 |
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| NINE | 58,368 | 58,369 | - | 70,988 | 70,989 | - | 78,875 | 78,875 |
| TEN | 63,733 | 63,734 | - | 77,513 | 77,514 | - | 86,125 | 86,125 |

TEST

| | | | | |
|---------------|------|---------|---------|---------|
| PAP SMEAR | FREE | \$5.00 | \$7.50 | \$10.00 |
| CHLAMYDIA | FREE | FREE | FREE | FREE |
| HERPES | FREE | \$15.00 | \$22.50 | \$30.00 |
| GONORRHEA | FREE | FREE | FREE | FREE |
| CBC | FREE | \$3.50 | \$5.25 | \$7.00 |
| TYPE & RH | FREE | \$6.50 | \$9.75 | \$13.00 |
| CHOLESTEROL | FREE | \$5.00 | \$7.50 | \$10.00 |
| LIPID PROFILE | FREE | \$11.50 | \$17.25 | \$23.00 |
| URINE CULTURE | FREE | \$5.00 | \$7.50 | \$10.00 |
| URINE HCG | FREE | FREE | FREE | FREE |
| RPR | FREE | FREE | FREE | FREE |

FEE SCALE
BASED ON
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INCOME AS
DETERMINED
BY 2000
POVERTY
GUIDELINES
FROM THE
FEDERAL
REGISTER,
VOL. 65,
FEBRUARY
15, 2000, PP.
7555-7557.

| FAMILY SIZE | FREE | 50% | | 75% | | 100% | |
|-------------|-----------|--------|--------|--------|--------|--------|--|
| | LESS THAN | FROM | TO | FROM | TO | Over | |
| ONE | 15,448 | 15,448 | 18,788 | 18,789 | 20,875 | 20,875 | |
| TWO | 20,813 | 20,813 | 25,313 | 25,314 | 28,125 | 28,125 | |
| THREE | 26,178 | 26,178 | 31,838 | 31,839 | 35,375 | 35,375 | |
| FOUR | 31,543 | 31,543 | 38,363 | 38,364 | 42,625 | 42,625 | |
| FIVE | 36,908 | 36,908 | 44,888 | 44,889 | 49,875 | 49,875 | |
| SIX | 42,273 | 42,273 | 51,413 | 51,414 | 57,125 | 57,125 | |
| SEVEN | 47,638 | 47,638 | 57,938 | 57,939 | 64,375 | 64,375 | |
| EIGHT | 53,003 | 53,003 | 64,463 | 64,464 | 71,625 | 71,625 | |
| NINE | 58,368 | 58,368 | 70,988 | 70,989 | 78,875 | 78,875 | |
| TEN | 63,733 | 63,733 | 77,513 | 77,514 | 86,125 | 86,125 | |

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VISIT TYPE

| | | | | |
|----------------|------|---------|---------|---------|
| INITIAL | FREE | \$17.50 | \$26.25 | \$35.00 |
| REVISIT | FREE | \$12.50 | \$18.75 | \$25.00 |
| NURSE | FREE | \$7.50 | \$11.25 | \$15.00 |

OTHER SERVICE

| | | | | |
|--------------------------------|------|---------|---------|---------|
| EKG WITH INTERPRETATION | FREE | \$12.50 | \$18.75 | \$25.00 |
| PPD TEST | FREE | FREE | FREE | FREE |

| FAMILY SIZE | FREE | 50% | | 75% | | 100% |
|--------------------|-----------|--------|--------|--------|--------|--------|
| | LESS THAN | FROM | TO | FROM | TO | Over |
| ONE | 15,448 | 15,448 | 18,788 | 18,789 | 20,875 | 20,875 |
| TWO | 20,813 | 20,813 | 25,313 | 25,314 | 28,125 | 28,125 |
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| NINE | 58,368 | 58,368 | 70,988 | 70,989 | 78,875 | 78,875 |
| TEN | 63,733 | 63,733 | 77,513 | 77,514 | 86,125 | 86,125 |

IMMUNIZATIONS

| | | | | |
|--------------------------------|------|---------|---------|---------|
| DT IMMUNIZATION | FREE | \$8.50 | \$12.75 | \$17.00 |
| MMR | FREE | \$22.50 | \$33.75 | \$45.00 |
| INFLUENZA | FREE | \$5.00 | \$7.50 | \$10.00 |
| TETANUS | FREE | \$4.50 | \$6.75 | \$9.00 |
| DPT IMMUNIZATION | FREE | \$12.50 | \$18.75 | \$25.00 |
| POLIO ORAL | FREE | \$13.50 | \$20.25 | \$27.00 |
| POLIO INJECTED | FREE | \$16.50 | \$24.75 | \$33.00 |
| VARICELLA / CHICKEN POX | FREE | \$33.00 | \$49.50 | \$66.00 |
| HEPATITIS B | FREE | \$36.00 | \$54.00 | \$72.00 |
| PNEUMOVAX | FREE | \$5.00 | \$7.50 | \$10.00 |

| FAMILY SIZE | FREE | 50% | | 75% | | 100% |
|--------------------|-----------|--------|--------|--------|--------|--------|
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| FOUR | 31,543 | 31,543 | 38,363 | 38,364 | 42,625 | 42,625 |
| FIVE | 36,908 | 36,908 | 44,888 | 44,889 | 49,875 | 49,875 |
| SIX | 42,273 | 42,273 | 51,413 | 51,414 | 57,125 | 57,125 |
| SEVEN | 47,638 | 47,638 | 57,938 | 57,939 | 64,375 | 64,375 |
| EIGHT | 53,003 | 53,003 | 64,463 | 64,464 | 71,625 | 71,625 |
| NINE | 58,368 | 58,368 | 70,988 | 70,989 | 78,875 | 78,875 |
| TEN | 63,733 | 63,733 | 77,513 | 77,514 | 86,125 | 86,125 |

DENTAL

| | | | | | |
|------|--------------------------------------|------|---------|---------|---------|
| 0110 | ORAL EXAM | FREE | \$10.00 | \$15.00 | \$20.00 |
| 0120 | PERIODIC ORAL EXAM | FREE | \$7.50 | \$11.25 | \$15.00 |
| 0130 | EMERGENCY ORAL EXAM | FREE | \$10.00 | \$15.00 | \$20.00 |
| 0210 | X-RAY FULL MOUTH | FREE | \$17.50 | \$26.25 | \$35.00 |
| 0220 | INTRAORAL-PERIAPICAL FIRST | FREE | \$2.50 | \$3.75 | \$5.00 |
| 0230 | INTRAORAL-PERIAPICAL EACH ADDITIONAL | FREE | \$1.50 | \$2.25 | \$3.00 |
| 0240 | X-RAY OCCLUSAL | FREE | \$5.50 | \$8.25 | \$11.00 |
| 0250 | EXTRAORAL-FIRST FILM | FREE | \$12.50 | \$18.75 | \$25.00 |
| 0260 | EXTRAORAL EACH ADDITIONAL FILM | FREE | \$5.50 | \$8.25 | \$11.00 |
| 0270 | X-RAY BITEWING SINGLE | FREE | \$3.00 | \$4.50 | \$6.00 |
| 0272 | X-RAY BITEWING 2 FILMS | FREE | \$5.00 | \$7.50 | \$10.00 |
| 0274 | X-RAY BITEWING 4 VIEW | FREE | \$9.00 | \$13.50 | \$18.00 |
| 0275 | X-RAY BITEWING ADDITIONAL | FREE | \$2.00 | \$3.00 | \$4.00 |
| 0330 | PANAROMIC FILM | FREE | \$17.50 | \$26.25 | \$35.00 |
| 1110 | ADULT PROPHY | FREE | \$15.00 | \$22.50 | \$30.00 |
| 1120 | PEDIATRIC PHROPHY | FREE | \$10.00 | \$15.00 | \$20.00 |
| 1203 | FLORIDE TOPICAL CHILD | FREE | \$7.50 | \$11.25 | \$15.00 |
| 1204 | TOPICAL FLOURIDE W/O PROPHY | FREE | \$5.00 | \$7.50 | \$10.00 |
| 1351 | SEAL APPLICATION EACH TOOTH | FREE | \$10.00 | \$15.00 | \$20.00 |
| 2110 | AMAL DECIDIOUS 1 SURFACE | FREE | \$15.00 | \$22.50 | \$30.00 |
| 2120 | AMAL DECIDIOUS 2 SURFACE | FREE | \$20.00 | \$30.00 | \$40.00 |
| 2130 | AMAL DECIDIOUS 3 SURFACE | FREE | \$25.00 | \$37.50 | \$50.00 |
| 2131 | AMAL DECIDIOUS 4 SURFACE | FREE | \$25.00 | \$37.50 | \$50.00 |
| 2140 | AMAL 1 SURFACE | FREE | \$15.00 | \$22.50 | \$30.00 |
| 2150 | AMAL 2 SURFACE | FREE | \$20.00 | \$30.00 | \$40.00 |
| 2160 | AMAL 3 SURFACE | FREE | \$25.00 | \$37.50 | \$50.00 |
| 2161 | AMAL 4 SURFACE | FREE | \$25.00 | \$37.50 | \$50.00 |
| 2330 | RESIN FILL 1 SURFACE | FREE | \$17.50 | \$26.25 | \$35.00 |
| 2331 | RESIN FILL 2 SURFACE | FREE | \$22.50 | \$33.75 | \$45.00 |
| 2332 | RESIN FILL 3 SURFACE | FREE | \$25.00 | \$37.50 | \$50.00 |

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| | | | | | |
|------|--|------|----------|----------|----------|
| 2335 | RESIN-FOUR OR MORE SURFACES | FREE | \$30.00 | \$45.00 | \$60.00 |
| 2920 | CROWN REPLACEMENT | FREE | \$10.00 | \$15.00 | \$20.00 |
| 2940 | SEDATIVE FILLINGS | FREE | \$7.50 | \$11.25 | \$15.00 |
| 2951 | PIN RETENTION PER TOOTH | FREE | \$7.50 | \$11.25 | \$15.00 |
| 3220 | PULPOTOMY | FREE | \$17.50 | \$26.25 | \$35.00 |
| 3310 | ROOT CANAL EXCLUDING FINAL RE | FREE | \$87.50 | \$131.25 | \$175.00 |
| 3320 | ROOT CANAL, TWO | FREE | \$175.00 | \$262.50 | \$350.00 |
| 3330 | ROOT CANAL, THREE | FREE | \$200.00 | \$300.00 | \$400.00 |
| 3410 | APICOCETOMY PER TOOTH-FIRST | FREE | \$70.00 | \$105.00 | \$140.00 |
| 4210 | GINGIVECTOMY OR GINGIVOPLAST | FREE | \$50.00 | \$75.00 | \$100.00 |
| 4340 | PERIODONTAL SCALING & ROOT | FREE | \$25.00 | \$37.50 | \$50.00 |
| 4341 | PERIODONTAL SCALING & ROOT QUADRANT | FREE | \$37.50 | \$56.25 | \$75.00 |
| 4910 | PREVENTIVE PERIODONTAL LOWER | FREE | \$37.50 | \$56.25 | \$75.00 |
| 6930 | BRIDGE RECEMENT | FREE | \$20.00 | \$30.00 | \$40.00 |
| 7110 | EXTRACTION SURGICAL | FREE | \$25.00 | \$37.50 | \$50.00 |
| 7120 | EXTRACTION SURGICAL, ADDITIONAL TOOTH | FREE | \$22.50 | \$33.75 | \$45.00 |
| 7130 | ROOT REMOVAL EXPOSED ROOT | FREE | \$17.50 | \$26.25 | \$35.00 |
| 7210 | SURGICAL REMOVAL OF ERUPTED TOOTH | FREE | \$25.00 | \$37.50 | \$50.00 |
| 7220 | REMOVAL OF IMPACTED TOOTH SOFT TISSUE | FREE | \$50.00 | \$75.00 | \$100.00 |
| 7230 | REMOVAL OF IMPACTED TOOTH PARTIAL BONE | FREE | \$62.50 | \$93.75 | \$125.00 |
| 7250 | SURGICAL REMOVAL OF RESIDUAL ROOTS | FREE | \$25.00 | \$37.50 | \$50.00 |
| 7285 | BIOPSY OF ORAL TISSUE-HARD | FREE | \$40.00 | \$60.00 | \$80.00 |
| 7286 | BIOPSY OF ORAL TISSUE-SOFT | FREE | \$15.00 | \$22.50 | \$30.00 |
| 7310 | ALVEOLOPLASTY WITH OUT EXTRACTION | FREE | \$50.00 | \$75.00 | \$100.00 |
| 7320 | ALVEOLOPLASTY WITH EXTRACTION | FREE | \$25.00 | \$37.50 | \$50.00 |
| 7510 | I & D OF ABBCESS | FREE | \$17.50 | \$26.25 | \$35.00 |
| 7960 | FRENULECTOMY SEPARATE PROCED | FREE | \$50.00 | \$75.00 | \$100.00 |
| 9110 | PALLIATIVE TREATMENT OF DENTAL PAIN | FREE | \$12.50 | \$18.75 | \$25.00 |

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

4. Item Page - 2000 (Comm. 26E-14)

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 children with a serious emotional disturbance and their families receiving services from the Erie County Department of Youth Services, and

WHEREAS, the Erie County Legislature has already authorized the County and the Department of Mental Health to enter into an Executive Directive with the Erie County Department of Youth Services, and

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WHEREAS, additional funds of \$18,400 in 100% New York State Office of Mental Health State Aid dollars are available to furnish supports for developing and providing mentorship services for children with a serious emotional disturbance, and to incorporate the principles of family inclusion, empowerment, and advocacy in school based collaborations in Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the 2000 Interfund appropriation for the Erie County Department of Youth Services within the accounts of the Department of Mental Health (DAC 1109362408802509) be increased by a total of \$18,400, the source of these funds being 100% New York State Office of Mental Health State Aid dollars, and be it further

RESOLVED, the Coordinated Children's Service Initiative Grant (DAC281301251821), Dues and Fees Account within the Department of Youth Services, be increased by an amount not to exceed \$18,400, the source of these funds being Interfund Revenue (DAC2813012516865400), and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 Executive Directive between the Erie County Department of Mental Health and the Erie County. Department of Youth Services for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$18,400, and be it further

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.
 (4-0) Legislator Holt absent.

5. Item Page - 2000 (Comm. 26E-16)

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 treatment and rehabilitation services from Buffalo Federation of Neighborhood Centers, Child and Adolescent Treatment Services, Inc., Child & Family Services, Inc., Compeer West, Eating Disorders Association of WNY, Inc., Jewish Family Services of Buffalo and Erie County, Inc., Kaleida Health Systems, Lake Shore Behavioral Health, Inc., Living Opportunities of DePaul, Mental Health Association of Erie County, Inc., Mid Erie Counseling and Treatment Services, Monsignor Carr Institute, Inc., Northwest Community Mental Health Center, Restoration Society Inc., Southern Tier Environments for Living, Spectrum Human Services, Suburban Adult Services, Inc., Suicide Prevention and Crisis Services, Transitional Services, Inc., West Side Community Services, Inc., Western New York Independent Living Project, Inc., Women for Human Rights and Dignity, Inc., the YWCA of Western New York, Inc., the Erie County Department of Senior Services, the Erie County Department of Youth Services, and the Erie County Medical Center, and

WHEREAS, the Erie County Legislature has already authorized the County and the Department of Mental Health to contract with Buffalo Federation of Neighborhood Centers, Child and Adolescent

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Treatment Services, Inc., Child & Family Services, Inc., Compeer West, Eating Disorders Association of WNY, Inc., Jewish Family Services of Buffalo and Erie County, Inc., Kaleida Health Systems, Lake Shore Behavioral Health, Inc., Living Opportunities of DePaul, Mental Health Association of Erie County, Inc., Mid Erie Counseling and Treatment Services, Monsignor Carr Institute, Inc., Northwest Community Mental Health Center, Restoration Society Inc., Southern Tier Environments for Living, Spectrum Human Services, Suburban Adult Services, Inc., Suicide Prevention and Crisis Services, Inc., Transitional Services, Inc., West Side Community Services, Inc., Western New York Independent Living Project, Inc., Women for Human Rights and Dignity, Inc., and the YWCA of Western New York, Inc., and to execute an Executive Directive with the Erie County Department of Senior Services, the Erie County Department of Youth Services, and the Erie County Medical Center, and

WHEREAS, additional funds of \$319,919 in New York State Office of Mental Health (NYSOMH) State Aid dollars are available to provide a cost of living allowance (COLA) for each agency as determined by NYSOMH methodology, retroactive to April 1, 2000.

NOW, THEREFORE, BE IT

RESOLVED, that the 2000 appropriation for Buffalo Federation of Neighborhood Centers be increased by a total of \$14,306, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Child and Adolescent Treatment Services, Inc., be increased by a total of \$1,907, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Child & Family Services, Inc., be increased by a total of \$16,182, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Compeer West, be increased by a total of \$6,667, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Eating Disorders Association of WNY, Inc., be increased by a total of \$3,274, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Jewish Family Services of Buffalo and Erie County, Inc., be increased by a total of \$3,836, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Kaleida Health Systems, be increased by a total of \$3,673, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

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RESOLVED, that the 2000 appropriation for Lake Shore Behavioral Health, Inc., be increased by a total of \$33,875, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Living Opportunities of DePaul, be increased by a total of \$3,788, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Mental Health Association of Erie County, Inc., be increased by a total of \$18,845, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Mid Erie Counseling and Treatment Services be increased by a total of \$19,123, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Monsignor Carr Institute, Inc., be increased by a total of \$14,604, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Northwest Community Mental Health Center, be increased by a total of \$1,373, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Restoration Society Inc., be increased by a total of \$32,356, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Southern Tier Environments for Living, be increased by a total of \$682 the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Spectrum Human Services be increased by a total of \$62,691, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Suburban Adult Services, Inc., be increased by a total of \$9,690, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Suicide Prevention and Crisis Services, Inc., be increased by a total of \$30,474, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

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RESOLVED, that the 2000 appropriation for Transitional Services, Inc., be increased by a total of \$10,094, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for West Side Community Services, Inc., be increased by a total of \$304, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Western New York Independent Living Project, Inc., be increased by a total of \$20,359, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for Women for Human Rights and Dignity, Inc., be increased by a total of \$2,298, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 appropriation for YWCA of Western New York, Inc., be increased by a total of \$1,534, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 Interfund appropriation for Erie County Department of Senior Services within the accounts of the Department of Mental Health (DAC 1109362408806309), be increased by a total of \$679, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 Interfund appropriation for Erie County Department of Youth Services within the accounts of the Department of Mental Health (DAC 1109362408802509), be increased by a total of \$618, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the 2000 Interfund appropriation for Erie County Medical Center within the accounts of the Department of Mental Health (DAC 1109362408804000), be increased by a total of \$6,687, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Buffalo Federation of Neighborhood Centers, for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$14,306, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Child and Adolescent Treatment Services, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$1,907, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Child & Family Services, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$16,182, and be it further

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RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Compeer West, for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$6,667, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Eating Disorders Association of WNY, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$3,274, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Jewish Family Services of Buffalo and Erie County, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$3,836, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Kaleida Health Systems, for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$3,673, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Lake Shore Behavioral Health, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$33,875, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Living Opportunities of DePaul, for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$3,788, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Mental Health Association of Erie County, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$18,845, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Mid Erie Counseling and Treatment Services for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$19,123, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Monsignor Carr Institute, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$14,604, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Northwest Community Mental Health Center, for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$1,373, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Restoration Society Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$32,356, and be it further

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RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Southern Tier Environments for Living, for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$682, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Spectrum Human Services for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$62,691, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Suburban Adult Services, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$9,690, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Suicide Prevention and Crisis Services, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$30,474, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Transitional Services, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$10,094, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with West Side Community Services, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$304, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Western New York Independent Living Project, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$20,359, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Women for Human Rights and Dignity, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$2,298, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with YWCA of Western New York, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$1,534, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 Executive Directive between the Erie County Department of Mental Health and the Erie County Department of Senior Services, for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$679, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 Executive Directive between the Erie County Department of Mental Health and the Erie County Department of Youth Services, for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$618, and be it further

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RESOLVED, that the County Executive be authorized to amend and increase the 2000 Executive Directive between the Erie County Department of Mental Health and the Erie County Medical Center, for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$6,687, and be it further,

RESOLVED, that the relevant appropriation and revenue accounts of the Erie County Department of Senior Services will be adjusted by that Department, in an amount not to exceed \$679, and be it further

RESOLVED, that the relevant appropriation and revenue accounts of the Erie County Department of Youth Services will be adjusted by that Department, in an amount not to exceed \$618, and be it further,

RESOLVED, that the relevant appropriation and revenue accounts of the Erie Medical Center (ECMC) will be adjusted by ECMC, in an amount not to exceed \$6,687, and be it further

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.
 (4-0) Legislator Holt absent.

6. Item Page - 2000 (Comm. 26E-17)
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 services from the Mental Health Association of Erie County, Inc., and

WHEREAS, the Erie County Legislature has already authorized the County and the Department of Mental Health to contract with the Mental Health Association of Erie County, Inc., and

WHEREAS, additional funds of \$35,000 in NYS Office of Mental Health State Aid Dollars are available to be used for one time costs related to the development of an anti-stigma campaign.

NOW, THEREFORE, BE IT

RESOLVED, that the 2000 appropriation for the Mental Health Association of Erie County, Inc., be increased by a total of \$35,000, the source of these funds being NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with the Mental Health Association of Erie County, Inc., for the period January 1, 2000 through December 31, 2000, by an amount not to exceed \$35,000, and be it further

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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.
 (4-0) Legislator Holt absent.

7. Item Page - 2000 (Comm. 26E-23)
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 rehabilitation services from West Side Community Services, Inc., and

WHEREAS, the Erie County Legislature has already authorized the County and the Department of Mental Health to contract with West Side Community Services, Inc., and

WHEREAS, additional funds of \$2,000 in one time NYS Office of Mental Health State Aid dollars are available to purchase necessary computer equipment and office furniture to enhance an existing violence prevention program that serves high risk youth residing on the West Side of Buffalo.

NOW, THEREFORE, BE IT

RESOLVED, that the 2000 appropriation for West Side Community Services, Inc., be increased by a total of \$2,000, the source of these funds being one time NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with West Side Community Services, Inc., for the period January 1, 2000 through December 31, 2000 by an amount not to exceed \$2,000, and be it further

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.
 (4-0) Legislator Holt absent.

8. Item Page - 2000 (Comm. 26E-24)
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 rehabilitation services from Compeer West, and

WHEREAS, the Erie County Legislature has already authorized the County and the Department of Mental Health to contract with Compeer West, and

WHEREAS, additional funds of \$30,000 in one time NYS Office of Mental Health State Aid dollars are available to purchase necessary computer equipment to enhance services to Seriously Emotionally Disturbed (SED) children and to provide training for volunteers in a program providing community mentoring for Seriously Emotionally Disturbed (SED) children in Residential Treatment Facilities and other out-of-home placement.

NOW, THEREFORE, BE IT

RESOLVED, that the 2000 appropriation for Compeer West be increased by a total of \$30,000, the source of these funds being one time NYS Office of Mental Health State Aid dollars, and be it further

RESOLVED, that the County Executive be authorized to amend and increase the 2000 contract with Compeer West for the period January 1, 2000 through December 31, 2000 by an amount not to exceed \$30,000, and be it further

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.
 (4-0) Legislator Holt absent.

9. Item Page - 2000 (Comm. 26E-53)
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Health administers programs for immunizations, and

WHEREAS, polio, diphtheria, tetanus, pertussis, measles, mumps, rubella, Haemophilus influenza type B and hepatitis B all can cause significant morbidity among children. However, they all are preventable with appropriate vaccination.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to accept a revised grant award which is funded 100% from the New York State Health Department which includes budgetary adjustments as follows:

IMMUNIZATION ACTION PLAN
11/1/99 - 03/31/01
PROJECT # 193

| <u>SFG</u> | <u>REVENUE</u> | <u>CURRENT BUDGET</u> | <u>CHANGES</u> | <u>REVISED BUDGET</u> |
|------------|----------------|-----------------------|------------------|-----------------------|
| 553 | STATE AID | <u>\$124,000</u> | <u>\$ 51,833</u> | <u>\$176,233</u> |
| | TOTAL | <u>\$124,000</u> | <u>\$ 51,833</u> | <u>\$176,233</u> |

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EXPENSES

| | | | | |
|----------|----------------------|------------------|-----------------|------------------|
| 800 | PERSONNEL SERVICES | \$75,932 | \$ 30,126 | \$106,058 |
| 805 | FRINGES | 19,401 | 3,193 | 22,594 |
| 810 | OFFICE SUPPLIES | 15,000 | -7,087 | 7,933 |
| 814 | MEDICAL SUPPLIES | 25 | 0 | 25 |
| 821 | DUES & FEES | 25 | 0 | 25 |
| 824 | TRAVEL & MILEAGE | 1,450 | 0 | 1,450 |
| 825 | OUT OF AREA TRAVEL | 2,550 | 0 | 2,550 |
| 826 | OTHER EXPENSES | 8,017 | 9,500 | 17,517 |
| 880-5100 | DISS | 1,000 | 4,081 | 5,081 |
| 932 | OFFICE EQUIPMENT | 500 | 500 | 1,000 |
| 933 | LAB & TECH EQUIPMENT | <u>500</u> | <u>11,500</u> | <u>12,000</u> |
| | TOTAL | <u>\$124,400</u> | <u>\$51,833</u> | <u>\$176,233</u> |

and be it further

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

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

10. Item Page - 2000 (Comm. 26E-55)

COUNTY EXECUTIVE

WHEREAS, diabetes is a major cause of death and disability for Western New Yorkers, and

WHEREAS, the Erie County Department of Health has been a leader, through the Western New York Public Health Coalition, in addressing regional public health concerns, and

WHEREAS, the Erie County Department of Health received a grant award from the New York State Health Department in the amount of \$75,000 on behalf of the Western New York Coalition for Diabetes Prevention.

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:

Department of Health

WESTERN NEW YORK DIABETES PREVENTION
4/1/00-03/31/01
PROJECT #388

| SFG | | CURRENT | | REVISED |
|-----------------|---------------------------|------------------|----------------|-----------------|
| ACCOUNT | REVENUE | BUDGET | CHANGES | BUDGET |
| 553 | STATE AID | \$ 0 | \$75,000 | \$75,000 |
| 553-200 | STATE AID - HRI | <u>\$ 75,000</u> | <u>-75,000</u> | <u>\$ 0</u> |
| | TOTAL | <u>\$ 75,000</u> | <u>\$ 0</u> | <u>\$75,000</u> |
| EXPENSES | | | | |
| 825 | OUT OF AREA TRAVEL | \$ 2,500 | \$ 2,500 | \$ 5,000 |
| 830-1095 | CONTRACTUAL-KALEIDA | | | |
| | HEALTH SYSTEMS | 22,500 | 0 | \$22,500 |
| 830-1186 | CONTRACTUAL-HEALTHY | | | |
| | COMM. ALLIANCE | 22,500 | 0 | \$22,500 |
| 830-1187 | CONTRACTUAL-LAKE PLAINS | | | |
| | COMM. CARE | 22,500 | 0 | \$22,500 |
| 932 | OFFICE EQUIPMENT | 1,500 | -1,000 | \$ 500 |
| 933 | LAB & TECHNICAL EQUIPMENT | <u>3,500</u> | <u>-1,500</u> | <u>\$ 2,000</u> |
| | TOTAL | <u>\$ 75,000</u> | <u>\$ 0</u> | <u>\$75,000</u> |

and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a subcontract with Kaleida Health, Healthy Community Alliance and Lake Plains Community Care Network for planning of diabetes education and screening events, and be it further

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

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

11. Item Page - 2000 (Comm. 26E-56)

COUNTY EXECUTIVE

WHEREAS, the Erie County Health Department provides laboratory services to Erie County departments, government agencies, local health care providers and area hospitals, and

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WHEREAS, the Monroe County Department of Health has requested that Erie County provide HIV-1 OraSure testing for its public health clinics.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into an agreement with Monroe County to provide Public Health Laboratory services to be budgeted as follows:

Monroe County Laboratory Agreement Grant
7/1/00 -12/31/01

| SFG | SUB OBJECT | REVENUE | BUDGET |
|----------------------|-----------------------|-----------------------------------|-----------------|
| | | Other Local Source, Monroe County | <u>\$13,000</u> |
| 517 XXX | | TOTAL | <u>\$13,000</u> |
| APPROPRIATION | | | |
| 814 | | Medical & Health Supplies | \$11,000 |
| 825 | | Out of Area Travel | <u>2,000</u> |
| | | TOTAL | <u>\$13,000</u> |

and be it further

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

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

12. Item Page - 2000 (Comm. 26E-57)

COUNTY EXECUTIVE

WHEREAS, the New York State Department of Health has awarded a revised contract in the amount of \$43,750 for the Erie County Department of Health to continue a program to provide training and technical assistance to Western New York county health departments to better enable them to integrate HIV prevention activities into their overall public health effort, and

WHEREAS, this training focus will assist the New York State Department of Health in meeting its goal of strengthening the capacity of local health units.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into a revised contract with the New York State Department of Health to provide services budgeted as follows:

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**DEPARTMENT OF HEALTH TECHNICAL & TRAINING
ASSISTANCE GRANT
12/1/00 – 06/30/01
PROJECT # 333**

| <u>SFG</u> | <u>REVENUE</u> | <u>CURRENT BUDGET</u> | <u>CHANGES</u> | <u>REVISED BUDGET</u> |
|------------|------------------------|---------------------------|-------------------------|---------------------------|
| 552 | STATE AID | \$ 73,636 | \$-29,886 | \$43,750 |
| | TOTAL | \$ 73,636 | \$-29,886 | \$43,750 |
| | <u>EXPENSES</u> | | | |
| 800 | PERSONNEL SERVICES | \$57,949 | \$-26,373 | \$ 31,576 |
| 805 | FRINGES | 12,262 | -5,581 | 6,681 |
| 825 | OUT OF AREA TRAVEL | 2,425 | 2,395 | 4,820 |
| 826 | OTHER EXPENSES | \$ 1,000 | -327 | \$ 673 |
| | TOTAL | <u>\$73,636</u> | <u>\$-28,886</u> | <u>\$ 43,750</u> |

and be it further

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

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

**JUDITH P. FISHER
CHAIRPERSON**

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

CARRIED UNANIMOUSLY.

Item 10 – MR. DeBENEDETTI presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 495

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December 4, 2000

ENERGY & ENVIRONMENT
 COMMITTEE
 REPORT NO. 14

ALL MEMBERS PRESENT.

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

a. Item Page -2000 (Comm. 13E-33)
COUNTY EXECUTIVE: ECSD No. 5 – Contract No. 6PS – Stahley Road Pumping Station – Bid Opening.
 (5-0)

b. Item Page -2000 (Comm. 26E-22)
COUNTY EXECUTIVE: Southtowns Sewage Treatment Agency – R & D Engineering Agreement 4/20/00 – Change Order No. 1.
 (5-0)

c. Item Page -2000 (Comm. 26E-49)
COUNTY EXECUTIVE: ECSD No. 5 – Increase & Improvement of Facilities (2000) EC Sewer Agency Report.
 (5-0)

d. Item Page -2000 (Comm. 26E-51)
COUNTY EXECUTIVE: ECSD Nos. 1-6 – User Charge Rates.
 (5-0)

2. Item Page -2000 (Comm. 22E-24)
COUNTY EXECUTIVE

RESOLVED, that the Energy & Environment Committee does hereby recommend that the full Legislature confirm the appointment of Herbert J. Heimerl III of One Grimsby Drive Hamburg, New York 14075 and Michael B. Powers of 5845 Creekview Clarence Center, New York 14032 as members of the Erie County Environmental Management Council. Their terms will expire May 31, 2001.
 (5-0)

3. Item Page -2000 (Comm. 26E-15)
COUNTY EXECUTIVE

WHEREAS, the Department of Environment and Planning has informed the Erie County Southtowns Sewage Treatment Agency Board of excess funds in the Agency's Operating Fund Balance; and

WHEREAS, the Agency Board has projected the need for future capital expenses to upgrade and expand the Agency's Sewage facilities and desires that a Capital Reserve Fund be established for future capital improvements which includes equipment, treatment process improvements and building improvements; and

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WHEREAS, the Agency Board desires to transfer \$400,000 from the Agency's Operating Fund Balance to the Capital Reserve Fund.

NOW, THEREFORE, BE IT

RESOLVED, that the Comptroller be authorized and directed to establish a Capital Reserve Fund to make capital improvements to the Agency's facilities which require the purchase and/or repair of equipment, treatment processes, and buildings for the Southtowns Sewage Treatment Agency and transfer the sum of \$400,000.00 from the Agency's Operating Fund Balance to the Agency's Capital Reserve Fund; and be it further

RESOLVED, that the Clerk of the Legislature be authorized and directed to send certified copies of this resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, Nancy Naples, Erie County Comptroller, Joseph Passafiume, Director, Budget and Management, and Gregory Dudek, Assistant County Attorney.

(5-0)

4. Item Page -2000 (Comm. 26E-20)

COUNTY EXECUTIVE

WHEREAS, The New York State Energy Research and Development Authority (NYSERDA) has solicited for proposals in accordance with its Program Opportunity Notice (PON) No. 564-00 offering to fund projects that identify and encourage the implementation of cost effective and electrical energy efficiency; and

WHEREAS, the Department of Environment and Planning has advised the County Legislature that there are benefits to studying more efficient pumping methods and improving the HVAC systems at the County's Southtowns Sewage Treatment Plant and has recommended application be made for funding this project under NYSERDA's PON No. 564-00; and

WHEREAS, it is anticipated that NYSERDA will contribute 50% of the \$42,000 cost or \$21,000, and the Erie County Southtowns Sewage Treatment Agency the other \$21,000 of the total project costs; and

WHEREAS, URS Corporation was the engineer hired by the County to provide other related engineering services at the Southtowns Facility and have the experience to perform the work under this project.

NOW, THEREFORE, BE IT

RESOLVED, that the County's Department of Environment and Planning be authorized and directed to make application to NYSERDA for funding under PON No. 564-00 to study more efficient pumping systems and improved HVAC system at the Southtowns Plant and the Mt. Vernon No. 1 Pumping Station; and be it further

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RESOLVED, that an agreement with NYSERDA to study the more efficient ways to provide influent pumping is hereby approved along with a change order with URS Corporation not to exceed \$42,000; and be it further

RESOLVED, that the Erie County Comptroller be authorized and directed to allocate \$21,000 from Southtowns Treatment Agency Fund Balance - 220 853 299 to Use of Fund Balance - 220 853 831 698 105 to Interfund Transfers Out Account 220 853 830 886 8108 and then transferred to Interfund Transfer In Account - 430 514 830 686 8300 and increase Sewer Construction - 430 514 830 973 by \$42,000 and increase State Aid Account 430 514 830 639 105 by \$21,000; and be it further

RESOLVED, that the County Executive be, and hereby is, authorized to execute said agreements subject to approval as to form by the County Attorney and approval as to content by the Commissioner of the Department of Environment and Planning; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two certified copies of this resolution to Charles J. Alessi, P.E., Deputy Commissioner, Department of Environment and Planning, one copy to Nancy Naples, County Comptroller, and one copy to Gregory Dudek, Assistant County Attorney.

(5-0)

5. Item Page -2000 (Comm. 26E-28)

COUNTY EXECUTIVE

WHEREAS, Erie County Sewer District Nos. 1, 4 and 5 have established a new Capital Account Fund No. 430 Project No. 916 for the purpose of a New Building Construction and its Design; and

WHEREAS, Erie County Sewer District Nos. 1, 4 and 5 recommend the additional engineering services during construction for a new Administration Building addition; and

WHEREAS, the engineering firm of Duchscherer Oberst Design, P.C. is under contract for design services and the Department of Environment and Planning recommends they perform additional work at a cost not to exceed \$33,885.98; and

WHEREAS, the use of fund balances and capital reserve are necessary to fund the additional engineering work.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Comptroller be authorized and directed to make the following allocations and transfers:

1) Amount of \$13,215.53 allocated from Erie County Sewer District No. 1 Fund Balance 220 851 299 to Use of Fund Balance Fund 220 851 811 698 105 to Interfund Transfer Out Account 220 851 810 886 8108 and then transferred to Capital Project 430 916 810 973 and Interfund Transfer In Account 430 916 810 686 8100;

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2) Amount of \$17,959.57 allocated from Erie County Sewer District No. 4 Capital Reserve Fund Account 430 771 810 891 Unallocated to 430 771 810 886 8108 Interfund Transfers Account and then transferred to Capital Project 430 916 810 973 and Interfund Transfer In Account 430 916 810 686 8100;

3) Amount of \$2,710.88 allocated from Erie County Sewer District No. 5 Fund Balance 220 851 299 to Use of Fund Balance Fund 220 851 813 698 105 to Interfund Transfer Out Account 220 851 810 886 8108 and then transferred to Capital Project 430 916 810 973 and Interfund Transfer In Account 430 916 810 686 8100; and be it further

RESOLVED, that a certified copy of this resolution be sent to Greg Dudek, Assistant County Attorney and Charles J. Alessi, P.E., Department of Environment and Planning, the Director of Budget and Management, and the Erie County Comptroller.

(5-0)

6. Item Page -2000 (Comm. 26E-42)

COUNTY EXECUTIVE

WHEREAS, the Erie County Legislature had awarded Contract No. 28PS "C" to MKS Plumbing, Corporation; and

WHEREAS, the Erie County Division of Sewerage Management has advised the Legislature that all scheduled improvements are now completed; and

WHEREAS, the Erie County Department of Environment and Planning has recommended the final acceptance of Contract No. 28PS "C" in the amount of \$17,521.50 which includes Change Order No. 1 (final), a decrease of \$428.50 and approve final payment.

NOW, THEREFORE, BE IT

RESOLVED, that Contract No. 28PS "C" between the County of Erie and MKS Plumbing Corporation, 19 Ransier Drive, West Seneca, New York 14224 which includes Change Order No. 1 (final), a decrease of \$428.50; and be it further

RESOLVED, that the Erie County Comptroller is hereby authorized and directed to finalize Contract No. 28PS "C" between the County of Erie and MKS Plumbing, Corporation in the amount of \$17,521.50 and make final payment from Sewer Capital Account SD No. 4, Fund No. 430, Project No. 502, and return the unused portion to Unallocated Account; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send two (2) certified copies of this resolution to Charles J. Alessi, P.E., Department of Environment and Planning, and one certified copy each to Nancy Naples, Erie County Comptroller's Office; Gregory Dudek, Assistant County Attorney and Joseph Passafiume, Director of Budget and Management.

(5-0)

7. Item Page -2000 (Comm. 26E-50)

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COUNTY EXECUTIVE

WHEREAS, Erie County Sewer District No. 6 has retained the services of TVGA Engineering Surveying, PC for the purpose of a sludge filter press design; and

WHEREAS, Erie County Sewer District Nos. 6 was requested by New York State Environmental Facilities Corporation to revise the scope of the original contract to include all aspects of the project into one to qualify for a zero interest loan; and

WHEREAS, the engineering firm of TVGA Engineering Surveying, PC is under contract for design services and the Department of Environment and Planning recommends they perform additional work at a cost not to exceed \$75,837.13; and

WHEREAS, the engineering design and bid documents must comply with Wicks Law; and

WHEREAS, the use of capital funds is necessary to fund the additional engineering work.

NOW, THEREFORE, BE IT

RESOLVED, that Change Order No. 1 which increases the contract amount with TVGA Engineering Surveying, P.C. by \$75,837.13 and extends the contract completion date be approved, and be it further

RESOLVED, that the Erie County Comptroller be authorized and directed to allocate \$75,837.13 from Erie County Sewer District No. 6 Bond Account 430-914-840 for the purpose of the additional engineering services and payment of Change Order No. 1, and be it further

RESOLVED, that a certified copy of this resolution be sent to Gregory Dudek, Assistant County Attorney and Charles J. Alessi, P.E., Department of Environment and Planning, the Director of Budget and Management, and the Erie County Comptroller.
 (5-0)

ALBERT DeBENEDETTI
CHAIRMAN

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

CARRIED UNANIMOUSLY.

LEGISLATORS RESOLUTIONS

Item 11 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

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CARRIED UNANIMOUSLY.

RESOLUTION NO. 496

Re: Designation of Official Newspaper for
Publishing of Public Notice Relative to
Local Law Intro. 9-1. (Intro. 27-1)

A RESOLUTION SUBMITTED BY
LEGISLATORS SWANICK, PEOPLES, MARSHALL, ET AL

WHEREAS, the Erie County Legislature has approved Local Law Intro. No. 9-2000 which, once approved by the County Executive, will extend the original open period for the retirement incentive program pursuant to Chapter 86 of the Laws of 2000.

WHEREAS, both the majority and minority parties of the Erie County Legislature have filed with the Clerk of the Legislature a petition to designate the Buffalo News as the official newspaper for publishing the required notice for the above referenced local law, pursuant to the provisions of the Section 214 of the County Law; and

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does, by both the majority and minority parties, hereby designate the Buffalo News as the official newspaper for publishing the required notices for Local Law Intro. No. 9-2000 pertaining to the retirement incentive program, and be it further

RESOLVED, that certified copies of this resolution be sent to the Erie County Executive, First Assistant County Attorney Susannah M. Bochenek, William J. Burke, Chief Payroll Supervisor, Erie County Department of Personnel and Joseph Passafiume, Director, Division of Budget, Management and Finance.

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

CARRIED UNANIMOUSLY.

Item 12 – MS. FISHER presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 497

Re: Concerns About Falling Employment
Levels Among Disabled Americans & Steps
to Remedy This Trend.
(Intro. 27-2)

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A RESOLUTION SUBMITTED BY LEGISLATOR FISHER

WHEREAS, employment levels for disabled Americans have historically risen along with the rest of the workforce during periods of economic growth, and

WHEREAS, the economic boom of the 1990s was accompanied by the simultaneous increased prosperity for many disadvantaged groups, including single mothers, racial minorities and high school dropouts, and

WHEREAS, between 1989 and 1998, however, millions of disabled men and women in this country experienced a drop in earnings; inflation-adjusted incomes dropped 4% for disabled workers while real incomes for workers overall rose 5%, and

WHEREAS, some experts have indicated that the Americans with Disabilities Act may inadvertently contribute to this trend because requiring companies to make accommodations for disabled employees generates fears of additional costs and lawsuits, and

WHEREAS, many who have spoken of the plight of disabled workers cite the changing nature of many jobs as a factor in the level of unemployment for these employees, and

WHEREAS, multitasking trends that involve companies looking to individual employees to perform not just one, but a number of tasks well makes it increasingly difficult for disabled workers to fulfill such job responsibilities, and

WHEREAS, until last year's passage of the 'Ticket to Work and Work Incentives Improvement Act,' disabled workers have been held back by federal standards that cut off public medical assistance if earnings exceeded a certain amount; this Act allows those with disabilities to retain Medicare or Medicaid coverage when they return to work ad infinitum, and

WHEREAS, discussion of this issue within the Legislature's Health/Mental Health Committee would serve to educate members and the concurrently the public at-large as to the extent and severity of this trend, and also regarding what is being done to remedy the situation,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby affirm its commitment to assisting in the reversal of any such trend in unemployment among disabled workers in this region, and be it further

RESOLVED, that this Honorable Body does hereby request that representatives from the Erie County Office for the Disabled attend a future meeting of the Legislature's Health/Mental Health Committee to inform members on measures Erie County and other levels of government have taken in order to address this problem, and be it further

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RESOLVED, that such representatives appear before the Health/Mental Health Committee with information that is inclusive of the unemployment rate for the disabled in Erie County and what the specific effect of this trend means for employers and disabled workers in Erie County; and be it further

RESOLVED, that certified copies of this resolution be forwarded to Erie County Office for the Disabled Director Emily Kaznica.

Fiscal Impact: None for Resolution.

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

CARRIED UNANIMOUSLY.

Item 13 – MR. KUWIK presented the following resolution and moved for immediate consideration. MS. PEOPLES seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 498

Re: Transfer of Funds. (Intro. 27-3)

A RESOLUTION SUBMITTED BY LEGISLATOR KUWIK

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$60,000 within Fund 110, Project 921, Department 301 Agency Payments & Grants - Public Benefit Services, (DAC: 110921301830):

| <u>NAME</u> | <u>LINE</u> | <u>OLD</u> <u>AMOUNT</u> | <u>+/-</u> | <u>NEW</u> <u>AMOUNT</u> |
|----------------------------------|-------------|-----------------------------|--------------|-----------------------------|
| Friendship House (Lackawanna) | 830/687 | \$60,000 | (\$60,000) | - 0 - |
| City of Lackawanna | 830/315 | -0- | \$60,000 | \$60,000 |
| TOTAL | | | \$-0- | |

and be it further

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

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RESOLVED, that the Clerk of the Legislature and the Director of the Division of Budget, Management & Finance 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 Joel A. Giambra, County Comptroller Nancy A. Naples, Budget Director Joseph Passafiume, Jennifer Anger, Administrative Assistant Erie County Legislature, First Assistant County Attorney Susannah M. Bochenek, Mayor John Kuryak, City of Lackawanna, (Lackawanna City Hall, 714 Ridge Road, Lackawanna, NY 14218,) and Friendship House of WNY, (264 Ridge Road, Lackawanna, NY 14218.)

Fiscal Impact: Appropriation of 2000-budgeted funds

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

CARRIED UNANIMOUSLY.

INSERT the following after the first RESOLVE:

RESOLVED, that the Erie County Legislature does hereby further its commitment to the eradication of domestic violence, and be it further,

RESOLVED, that the Erie County Legislature does hereby approve the transfer of \$5,000 from the legislative contractual (DAC: 110905100830) 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> |
|------------------------|-------------|----------------|
| YWCA of the Tonawandas | 830/ | \$5,000 |
| TOTAL | | \$5,000 |

and be it further

RESOLVED, that said funding be used for transitional housing for domestic violence victims at the 107 Broad Street property in the City of Tonawanda, and be it further

DELETE the final RESOLVE and REPLACE with the following:

RESOLVED, that certified copies of this resolution be sent to County Executive Joel A. Giambra, County Comptroller Nancy A. Naples, Budget Director Joseph Passafiume, Jennifer Anger, Administrative Assistant Erie County Legislature, First Assistant County Attorney Susannah M.

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Bochenek, Mayor John Kuryak, City of Lackawanna, (Lackawanna City Hall, 714 Ridge Road, Lackawanna, NY 14218,) Friendship House of WNY, (264 Ridge Road, Lackawanna, NY 14218,) and to Jill Townson, Executive Director, YWCA of the Tonawandas, 49 Tremont Street, North Tonawanda, NY 14120.

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

CARRIED UNANIMOUSLY.

MR. KUWIK moved the approval of the resolution as amended. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

Item 14 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 499

Re: Supporting City of Buffalo Request for
 NYS Empire Zone Designation. (Intro. 27-4)

A RESOLUTION SUBMITTED BY
 LEGISLATORS PEOPLES, FITZPATRICK, HOLT, FISHER,
 KUWIK, MARINELLI & SWANICK

WHEREAS, New York State has a program designating areas as “Empire Zones,” and

WHEREAS, such designation allows businesses to receive tax credits for moving into an Empire Zone, and

WHEREAS, specifically, approved Empire Zone businesses receive full business tax benefits for 10 years, after which the benefits are phased out 20 percent annually, receive sales tax benefits for 10 years as well, and receive job training funds as well, and

WHEREAS, New York State currently has 52 Empire Zones, and will add three more next year, and

WHEREAS, New York State has already designated Empire Zones in parts of Buffalo, Lackawanna, Niagara Falls, Dunkirk and Jamestown, and

WHEREAS, the City of Buffalo has now applied for a second Empire Zone designation, and

WHEREAS, this application takes advantage of a new rule that allows said designation to be non-contiguous, as long as the cumulative land mass does not exceed two square miles, and

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WHEREAS, the city's proposed zone therefore encompasses more than two dozen sites located throughout Buffalo's nine common council districts, and also designates a 260 acre land bank to be used for future zone expansions to accommodate new or growing businesses, and

WHEREAS, obtaining an Empire Zone would be a useful tool for economic development and job creation in the City of Buffalo,

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby reaffirm its commitment to economic development and job creation efforts for the benefit of the residents of this region, and be it further

RESOLVED, that this Honorable Body does hereby state its support for the City of Buffalo's application for Empire Zone designation, and does urge New York State to grant said request in a timely manner, and be it further

RESOLVED, that certified copies of this resolution be sent to City of Buffalo Mayor Anthony Masiello, the City of Buffalo Common Council, Buffalo Economic Renaissance Corporation President Alan DeLisle, New York State Governor George Pataki, the Western New York delegation of the New York State Legislature, and Maura Gallucci and Charles Gargano of Empire State Development.

Fiscal Impact: Designation of Empire Zone positive for Buffalo and Erie County.

MS. PEOPLES moved to amend the resolution to include ET AL Sponsorship. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

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

CARRIED UNANIMOUSLY.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

Item 15 – MS. PEOPLES moved to discharge the FINANCE & MANAGEMENT COMMITTEE from further consideration of Comm. 22E-13. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 500

Re: Erie Community College (ECC)
 Technology Program.

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WHEREAS, Erie Community College (ECC) has completed a five year Information Technology Strategic Plan, and

WHEREAS, the plan was completed by faculty and staff at ECC along with professionals from the COLLEGIS Corporation, and

WHEREAS, the first phase of this plan is the ECC Technology Plan 2000 (the Plan) that has been passed by the ECC Board of Trustees at its September, 2000 meeting, and

WHEREAS, the three-year cost of the Plan is \$3,361,604 including hardware, software, salaries and fringe benefits, and

WHEREAS, ECC has secured outside grants totaling \$515,000 towards this plan leaving a balance of \$2,846,604 needing funding, and

WHEREAS, ECC investigated various leasing proposals and the County determined that the best way to fund the Plan was a cash transfer from the County to ECC, and

WHEREAS, the County has available funds from the recently sold Tobacco Lawsuit Settlement bonds, and

WHEREAS, bond counsel has agreed that using those funds to pay for the Plan is an approved use of the funds

NOW, THEREFORE, BE IT

RESOLVED, that the 2000 Capital Budget is hereby amended by establishing a new capital project or projects as may be required to properly account for the ECC Technology Program through the use of tobacco asset securitization sale proceeds, and the appropriation of unanticipated revenue from the Department of Social Services, and be it further

RESOLVED, that this new project is funded at \$2,846,604 and the following budget amendments are approved:

SOCIAL SERVICES FUND 120

| | |
|---|-----------|
| Increase Interfund Transfers, Interfund-Capital (DAC # 1202008802108) | \$221,752 |
| Increase Recoveries - Medical Assistance (DAC # 1202005490107) | \$221,752 |

CAPITAL FUND

| | |
|---|-----------|
| Increase Revenue - Interfund Subsidy | \$221,752 |
| Increase Appropriation - Transfer To Erie Community College | \$221,752 |

and be it further

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RESOLVED, that the sum of \$2,624,852 is available in Capital Funds in the Tobacco Assets Securitization Fund; \$982,775 being available in fund/project 440100, Tobacco Trust, Various Projects and \$1,642,077 in fund/project 440500, Tobacco Trust - Economic Development and Regional Assets, to be utilized for the Erie Community College (ECC) Technology Program, and be it further

RESOLVED, that the County Comptroller is authorized to transfer these funds to ECC in order to effectuate the ordering of the appropriate hardware, software and hiring of necessary staff, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the Director of Budget & Management, the County Comptroller, the President of ECC, the CAFO of ECC and the College Controller.

MS. PEOPLES moved to amend the resolution. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

ADD the following after the third RESOLVE clause:

RESOLVED, that funding identified for this purpose derived from tobacco securitization proceeds are the result of Year 2000 interest earnings derived from the securitized tobacco asset from October 5, 2000 to the present, and be it further

RESOLVED, that Erie Community College submit in writing to this Honorable Body a report of activities and expenditures no later than six months from the inception of this program, and another said report no later than one year from the inception of this program, and be it further

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

CARRIED UNANIMOUSLY.

Item 16 – MS. FISHER moved to discharge the HEALTH COMMITTEE from further consideration of Comm. 19E-7. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

CHAIRMAN SWANICK directed that Comm. 19E-7 be received and filed.

GRANTED.

Comm. 19E-17 From the COUNTY EXECUTIVE Re: ECMC, Ambulatory / Recovery Special Procedures Area.

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Item 17 – MR. FITZPATRICK moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE from further consideration of Comm. 6D-23. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 501

Re: Erie County Court Facilities.

MR. FITZPATRICK moved to amend the resolution. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

WHEREAS, the County's Court Renovations Facilities Consultant, Hamilton, Houston and Lownie, has completed a report which studied several options toward renovations at 25 Delaware (Annex Building), Old County Hall, and 77 West Eagle Street, and

WHEREAS, the County Department of Public Works and Budget have completed a comprehensive review of said report, including an analysis of both capital and lifecycle costs, and

WHEREAS, this Honorable Body had previously adopted a County Renovation Court Project Schedule, including a comprehensive financing plan, which included a 1998 Environmental Impact Statement in the amount of \$43,673,000, and,

WHEREAS, the Consultants, Construction Manager, the Department of Public Works and Budget recommend the Scope of Work be increased to include the renovation of all floors of 25 Delaware, specifically the 6th and 7th floors; in order to complete the building's asbestos abatement and energy efficiency improvements and to include copper roof repairs at Old County Hall,

NOW, THEREFORE, BE IT,

RESOLVED, that the Renovation Project Budget be increased from \$43,673,000 to \$52,132,000, and be it further,

RESOLVED, that the additional funds to complete the project be included in the 2002 capital budget, and be it further,

RESOLVED, that the Commissioner of Public Works is authorized to obtain any Supplemental Energy Efficient Grants or outside funding sources to reduce the overall budget and debt service, while completing all required deferred maintenance items, and be it further,

RESOLVED, that copies of the Erie County Courts Renovations to Old County Hall, 25 Delaware Avenue (Annex Building), and 77 West Eagle Street Report dated 9/18/00 are attached to this resolution, and be it further,

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RESOLVED, that two copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; one copy to the Division of Budget Management & Finance; and one copy to the Office of the Comptroller.

MR. FITZPATRICK moved the approval of the resolution as amended. MR. DUSZA seconded.

CARRIED UNANIMOUSLY.

Item 18 – MS. PEOPLES moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE from further consideration of Comm. 26E-27. MR. FITZPATRICK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 502

Re: Ralph Wilson Stadium – Red Zone
 Club Window Replacement.

WHEREAS, the Lease Agreement requires the County of Erie to provide Capital Maintenance and Repair to the stadium facilities, and

WHEREAS, the Buffalo Bills have requested that the County of Erie pay for the insurance deductible portion of the repair of a broken piece of window glass in the Second Level Red Zone Club pursuant to the Lease Agreement, and

WHEREAS, the County has received payment from Warren-Hoffman Associates, the insurance carrier, for the insurance covered portion of the broken piece of window glass in the Second Level Red Zone Club in the amount of \$7,400.00, and has recorded this check in Account 521, Other Unclassified Revenues, in the Department of Public Works, Commissioner's Office, Fund 110-911-220,

NOW, THEREFORE, BE IT,

RESOLVED, that the Commissioner of Public Works be authorized to approve payment to ADF Construction Corp. for the replacement cost of the broken glass window in the Second Level Red Zone Club pursuant to the terms of the Lease Agreement, and be it further,

RESOLVED, that the County of Erie has received payment from Warren-Hoffman Associates, the insurance carrier for the insurance covered portion in the amount of \$7,400.00, and be it further,

RESOLVED, that the Commissioner of Public Works be permitted to increase the appropriation in Account 823 Repairs, Department of Public Works, Commissioner's Office, in Fund 110-911-220 in the amount of \$7,400.00, and be it further,

RESOLVED, that the Comptroller's Office be authorized to make payment for the County's deductible portion of \$25,000 from the year 2000 Stadium Capital Improvements Account, Project 150, Fund 410, and be it further,

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RESOLVED, that the total payment made to ADF Construction Corp. be for an amount not to exceed \$32,400.00, and be it further,

RESOLVED, that two certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner; one copy to the Division of Budget Management and Finance; and one copy to the Comptroller's Office.

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

CARRIED UNANIMOUSLY.

SUSPENSION OF THE RULES

Item 19 – MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

CHAIRMAN SWANICK directed that Comm. 27E-23 be RECEIVED, FILED AND PRINTED.

GRANTED.

We, the undersigned Democratic members of the Erie County Legislature, pursuant to Section 214, Subdivision 2 of the County Law, as amended, do hereby designate the following newspaper, the Buffalo News, published News, published in Buffalo, New York, having a general circulation in the County of Erie, as the official newspaper for the publication of the Erie County Local Law Intro. Number 9-2000, pursuant to Section 205 of the Erie County Charter.

Edward J. Kuwik – 1st District

Michael A. Fitzpatrick – 2nd District

George A. Holt, Jr. – 3rd District

Judith P. Fisher – 4th District

Gregory B. Olma – 5th District

Albert Debenedetti – 6th District

Crystal P. Peoples – 7th District

Raymond K. Dusza – 8th District

Charles M. Swanick – 10th District

Lynn M. Marinelli – 11th District

Item 20 – MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

CHAIRMAN SWANICK directed that Comm. 27E-24 be RECEIVED, FILED AND PRINTED.

GRANTED.

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We, the undersigned Republican members of the Erie County Legislature, pursuant to Section 214, Subdivision 2 of the County Law, as amended, do hereby designate the following newspaper, the Buffalo News, published News, published in Buffalo, New York, having a general circulation in the County of Erie, as the official newspaper for the publication of the Erie County Local Law Intro. Number 9-2000, pursuant to Section 205 of the Erie County Charter.

John W. Greenan – 9th District

Jeanne Z. Chase – 12th District

Frederick J. Marshall – 13th District

William A. Pauly – 14th District

Barry A. Weinstein – 15th District

Michael H. Ranzenhofer – 16th District

Dale W. Larson – 17th District

Item 21 – MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

CHAIRMAN SWANICK directed that Comm. 27D-15 be RECEIVED AND FILED.

GRANTED.

Comm. 27D-15 From BUDGET Re: Technical Error Set Forth in Comm. 23E-1.

Item 22 – MS. PEOPLES moved for a suspension of the rules to include an item not on the agenda.

GRANTED.

CHAIRMAN SWANICK directed that Comm. 27D-16 be referred to the FINANCE & MANAGEMENT COMMITTEE.

GRANTED.

Comm. 27D-16 From SHEILA KEE Re: Funding for Capital Projects at the Erie County Home and the Erie County Medical Center in the Erie County 2001 Capital Budget.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE COMPTROLLER

Item 23 – (Comm. 27E-1) Apportionment & Distribution of Erie County 4% Sales Tax Revenue for 11/00.

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Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY CLERK

Item 24 – (Comm. 27E-2) Copy of Letter to Buffalo Councilmember Martino Re: Lead Agency Designation – Union Ship Canal Development Plan.

Received and filed.

FROM LEGISLATOR OLMA

Item 25 – (Comm. 27E-3) Letter to Chairman Swanick Re: 2001 Funding to Polish Community Center of Buffalo.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM LEGISLATOR MARSHALL

Item 26 – (Comm. 27E-4) Notice of Absence from Legislative Session Held 12/7/00.

Received and filed.

FROM CHAIRMAN SWANICK & MAJORITY LEADER PEOPLES

Item 27 – (Comm. 27E-5) Copy of Letter to Budget Director Re: 2001 Budget.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM CHAIRMAN SWANICK

Item 28 – (Comm. 27E-6) Appointments to the ECMC Board of Managers.

Received and referred to the HEALTH COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 29 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MS. MARINELLI seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 503

Re: Emergency Assistance to Cities.
 (Comm. 27E-7)

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WHEREAS, the recent county-wide snow emergency of November 21 and 22, 2000 has demonstrated the necessity for the County and its cities to work cooperatively to respond to public emergencies by sharing manpower and equipment, and

WHEREAS, Article 5, Section 102 of New York State Highway Law allows a county superintendent of highways, with the approval of the county legislature, to permit the use of county highway machinery, tools, equipment and implements, by the superintendent of public works of any city in such county, upon terms and conditions as may be agreed upon by the county and city involved, and

WHEREAS, the County Executive and the Legislature, in anticipation of such emergencies, has allocated in the County's annual budget funds to cover the County's assistance to the cities during emergency operations.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive, the Commissioner of Public Works or the Deputy Commissioner of Public Works for Highways, are hereby authorized to permit the use of manpower, machinery, tools, equipment and implements within the cities of Erie County upon terms and conditions mutually agreed upon between the County and the City involved for the purpose of assisting its cities in their response to public emergencies, and

BE IT FURTHER RESOLVED, that any funds obtained pursuant to such agreement between the County and City shall be deposited in the county road machinery fund.

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

CARRIED UNANIMOUSLY.

Item 30 – (Comm. 27E-8) Health – Personnel Adjustments.

Received and referred to the PERSONNEL AD HOC COMMITTEE.

Item 31 – (Comm. 27E-9) Health – EMS – Public Health Lab & Public Health Transfer of Funds.

Received and referred to the HEALTH COMMITTEE.

Item 32 – (Comm. 27E-10) Account Adjustments – Department of Law – Workers' Comp.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

Item 33 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

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RESOLUTION NO. 504

Re: Probation – Personnel Adjustment –
 Alternatives to Incarceration Grant.
 (Comm. 27E-11)

WHEREAS, the Pretrial Services Unit presently consists of one Coordinator, two full-time Investigative Aides, one Case Manager (Spanish Speaking), one regular part-time Investigative Aide, and four part-time Investigative Aides, and

WHEREAS, those personnel have the responsibility of servicing all court levels within Erie County, and

WHEREAS, the demand for their services by the criminal courts has dramatically increased, and

WHEREAS, as a result of the increased demand, Pretrial Services, has had to expand their coverage to include both afternoon and weekend coverage, and

WHEREAS, because of the increased demands, the present staffing patterns have proven to be woefully inadequate, and

WHEREAS, these positions are in whole or in part subsidized by New York State,

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby provided to create the position of Investigative Aide, job group 7, and to delete two Investigative Aide part-time positions, in the Probation Department's Alternatives to Incarceration Grant, project #294, funds being available in the personal services appropriations of the grant, 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, the Department of Personnel and the Probation Department.

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

CARRIED UNANIMOUSLY.

Item 34 – (Comm. 27E-12) Youth Services – Authorization to Enter Into Contract.

Received and referred to the SOCIAL SERVICES COMMITTEE.

Item 35 – (Comm. 27E-13) EME County Fuel Tank Upgrades – Contaminated Soil Disposal.

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 36 – (Comm. 27E-14) New Secure Youth Detention Facility.

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Received and referred to the SOCIAL SERVICES COMMITTEE.

Item 37 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. KUWIK seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 505

Re: Section 520 Exemption for 2001.
 (Comm. 27E-15)

BE IT RESOLVED, that the Erie County Director of Budget, Management and Finance and/or successor to Commissioner of Finance is directed to spread the amount of taxes, as indicated on the attached schedule, upon the tax rolls of the several municipalities in Erie County, being taxes due from the exemption removal on properties transferred during the past year, pursuant to Section 520 of the Real Property Tax Law, and be it further

RESOLVED, that certified copies of this resolution shall be sent to the Director of Budget, Management and Finance, the County Comptroller and the County Attorney.

520 EXEMPTION REMOVAL FOR 2001 COUNTY TAX

| <u>TOWN</u> | <u>520 TOWN EXEM. REMOVAL</u> | <u>520 COUNTY EXEM. REMOVAL</u> | <u>520 SCHOOL EXEM. REMOVAL</u> |
|--------------|-----------------------------------|-------------------------------------|-------------------------------------|
| ALDEN | \$ 2,214.10 | \$ 6,548.10 | \$ 3,161.52 |
| AMHERST | 121,698.96 | 188,884.77 | 36,116.73 |
| AURORA | 3,158.85 | 10,490.73 | 6,674.70 |
| BRANT | 528.33 | 889.68 | 157.59 |
| CHEEKTOWAGA | 51,188.66 | 61,502.09 | 23,869.16 |
| CLARENCE | 5,327.03 | 19,235.03 | 9,463.77 |
| COLDEN | 205.73 | 428.80 | 342.52 |
| COLLINS | 270.30 | 430.96 | 0.00 |
| CONCORD | 790.65 | 2,362.09 | 527.70 |
| EDEN | 2,123.03 | 3,687.05 | 1,272.59 |
| ELMA | 424.97 | 6,775.87 | 3,064.09 |
| EVANS | 6,494.38 | 7,138.71 | 411.96 |
| GRAND ISLAND | 5,517.97 | 12,667.46 | 6,372.50 |
| HAMBURG | 19,780.11 | 28,430.10 | 9,553.98 |
| HOLLAND | 620.10 | 992.51 | 9.18 |
| LANCASTER | 12,546.62 | 20,738.20 | 8,780.54 |
| NEWSTEAD | 1,368.27 | 5,767.58 | 6,791.60 |
| ORCHARD PARK | 48,415.09 | 72,435.97 | 13,850.88 |
| TONAWANDA | 79,129.42 | 87,225.78 | 42,254.83 |
| WALES | 52.21 | 556.38 | 193.24 |

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| | | | |
|-----------------|---------------|--------------|---------------|
| WEST SENECA | 14,040.42 | 11,140.33 | 3,763.44 |
| LACKAWANNA CITY | 31,988.49 | 31,097.76 | 15,534.24 |
| TONAWANDA CITY | 27,884.61 | 15,219.51 | 12,810.78 |
| BUFFALO CITY | | 252,247.72 | |
| TOTAL | \$ 435,768.30 | \$846,893.18 | \$ 204,977.54 |

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

CARRIED UNANIMOUSLY.

Item 38 – (Comm. 27E-16) Mercury Pollution Prevention Education Program.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 39 – MS. PEOPLES presented the following resolution and moved for immediate consideration. MR. HOLT seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 506

Re: ECMC & DISS – Adelpia Business
Solutions Contract for Inbound
Telecommunications Services.
(Comm. 27E-17)

WHEREAS, the Division of Information and Support Services manages telecommunications services for Erie County government and the Hospital Information Services department manages telecommunications services for Erie County Medical Center, and

WHEREAS, a request for proposal was jointly issued by Information and Support Services and Hospital Information Services in an effort to determine if savings could be gained by obtaining services offered by competitive local exchange carriers, and

WHEREAS, a request for proposal was issued following the provisions of Section 19.08 of the Administrative Code, and

WHEREAS, the review committee determined that Adelpia Business Solutions Corporation proposal for providing direct inward dialing services, with no cost for the inbound lines, was low bid and was technically acceptable, and

WHEREAS, the review committee determined that over three years Erie County will save \$278,831 and ECMC will save \$231,800 for a total savings to the taxpayer of \$510,631.

NOW, THEREFORE, BE IT

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RESOLVED, that the County Executive, through the Division of Information and Support Services, and the Erie County Medical Center, through the Department of Hospital Information Systems, shall be authorized to enter a three (3) year contract with Adelphia Business Solutions Corporation for direct inward dialing service, and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive, County Comptroller, the ECMC Acting Chief Executive Officer, the Director of Information and Support Services, the Director of Hospital Information Systems, the ECMC Director of Support Services and the Director of Budget, Management and Finance.

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

CARRIED UNANIMOUSLY.

Item 40 – (Comm. 27E-18) Purchase – Lease Agreement of Warehouse Space for Division of Purchase Surplus Program.

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 41 – (Comm. 27E-19) Acquisition of Two Permanent Easements on Rogers Road.

Item 42 – (Comm. 27E-20) Conveyance of Excess Highway Right-of-Way - Walden Avenue.

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

Item 43 – (Comm. 27E-21) ECSD No. 6 – South Park Avenue Storm Sewer Design.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

Item 44 – (Comm. 27E-22) Lease Agreement Between Probation & Horizon Services.

Received and referred to the PUBLIC SAFETY COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM ECMC

Item 45 – (Comm. 27D-1) Notice of JCC/Planning Committee Meeting Held 12/5/00.

Item 46 – (Comm. 27D-2) Notice of Finance Committee Meeting Held 12/5/00.

Item 47 – (Comm. 27D-3) Notice of Board of Managers Meeting to be Held 12/14/00.

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The above three items were received and filed.

Item 48 – (Comm. 27D-4) Board of Managers Approved Resolution Re: Lease at Northern Erie Alcohol Clinic.

Received and referred to the HEALTH COMMITTEE.

FROM DEP

Item 49 – (Comm. 27D-5) SEQR – Solicitation for Lead Agency Status – Elimination of West Pleasant Avenue Pumping Station.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE COUNTY ATTORNEY

Item 50 – (Comm. 27D-6) Notice of County Executive's Re-Scheduling of Public Hearing – Local Law Intro No. 7 – 2000.

RECEIVED, FILED & PRINTED.

December 1, 2000

VIA HAND DELIVERY

Laurie A. Manzella
 Clerk of the Erie County Legislature
 25 Delaware Avenue
 Buffalo, New York 14202

RE: NOTICE OF RE-SCHEDULING OF PUBLIC HEARING
 LOCAL LAW INTRO. NO. 7-2000

Enclosed herein is a copy of the Re-Scheduling of Public Hearing Notice for the above captioned Local Law Intro. No. 7-2000, which was adopted by the Erie County Legislature on November 2, 2000.

As we discussed, the initial hearing could not take place, for it was set for a date when the County was closed due to a snow emergency.

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

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Very truly yours,

FREDERICK A. WOLF
 Erie County Attorney
 BY: Susannah M. Bochenek
 First Assistant County Attorney

SMB/cc
 Enc.

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Erie County Executive, Joel A. Giambra, will hold a public hearing Thursday, December 14, 2000 at 10:30 a.m., concerning:

A LOCAL LAW in relation to support of the Buffalo and Erie County Public Library.

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 November 2, 2000, the Erie County Legislature adopted Erie County Local Law Introduction Number 7 of 2000. A public hearing was previously set for this Local Law Intro. on November 22, 2000; said hearing could not take place, due to the fact that the County was closed on that date because of a snow emergency. 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.

JOEL A. GIAMBRA
 Erie County Executive

Item 51 – (Comm. 27D-7) Notice of County Executive's Public Hearing – Local Law Intro No. 8 – 2000.

RECEIVED, FILED & PRINTED.

December 1, 2000

VIA HAND DELIVERY

Laurie A. Manzella
 Clerk of the Erie County Legislature
 25 Delaware Avenue
 Buffalo, New York 14202

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RE: NOTICE OF PUBLIC HEARING
 LOCAL LAW INTRO. NO. 8-2000

Dear Laurie:

Enclosed herein is a copy of the Public Hearing Notice for the above captioned Local Law Intro. No. 8-2000, which was adopted by the Erie County Legislature on November 30, 2000.

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

Very truly yours,

FREDERICK A. WOLF
 Erie County Attorney

BY: Susannah M. Bochenek
 First Assistant County Attorney

SMB/cc
 Enc

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Erie County Executive, Joel A. Giambra, will hold a public hearing Thursday, December 14, 2000 at 10:45 a.m., concerning:

A LOCAL LAW to amend Local Law No. 4-1990 in relation to the imposition of a tax on deeds 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 November 30, 2000, the Erie County Legislature adopted Erie County Local Law Introduction Number 8 of 2000. 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.

JOEL A. GIAMBRA
 Erie County Executive

FROM ECMC

Item 52 – (Comm. 27D-8) Financial Statements for 10/00.

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Received and referred to the HEALTH COMMITTEE.

FROM ECC

Item 53 – (Comm. 27D-9) Minutes of Meeting Held 10/25/00.

Item 54 – (Comm. 27D-10) Minutes of Meeting Held 11/29/00.

Item 55 – (Comm. 27D-11) Notice of Meetings to be Held 12/13/00 & 12/20/00.

The above two items were received and filed.

FROM THE COMMISSION ON THE STATUS OF WOMEN

Item 56 – (Comm. 27D-12) Minutes of Meeting Held 11/9/00.

Received and filed.

FROM DEP

Item 57 – (Comm. 27D-13) Brant, Evans, North Collins – Regional Farmland Protection Project.

Received and referred to the REGIONALISM AD HOC COMMITTEE.

FROM DPW

Item 58 – (Comm. 27D-14) SEQR – Solicitation for Lead Agency Status – Kenmore Avenue Reconstructions: Vulcan to Sheridan.

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE BUFFALO BOARD OF EDUCATION

Item 59 – (Comm. 27M-1) Copy of Resolution Re: All High Stadium Reconstruction Erie County Legislature Grant.

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

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FROM THE TOWN OF WEST SENECA

Item 60 – (Comm. 27M-2) Letter Opposing County Executive’s Proposal for County Take-Over of Tax Collections.

Received and referred to the REGIONALISM AD HOC COMMITTEE.

FROM THE NFTA

Item 61 – (Comm. 27M-3) Minutes of Meeting Held 10/17/00.

Received and filed.

FROM THE ECIDA

Item 62 – (Comm. 27M-4) Notice of Meeting to be Held 12/13/00.

Received and filed.

MEMORIAL RESOLUTIONS

Item 63 – Legislator Swanick requested that when this legislature adjourns, it do so in memory of Pearl Harbor Day.

Item 64 – Legislator Pauly requested that when this legislature adjourns, it do so in memory of Peter Askew.

Item 65 – Legislator Olma requested that when this legislature adjourns, it do so in memory of Antonia Bosinski.

ADJOURNMENT

Item 66 – 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 p.m. Thursday, December 14, 2000**.
MRS. FISHER seconded.

CARRIED UNANIMOUSLY.

The Chairman declared the Legislature adjourned until **Thursday, December 14, 2000 at 2 p.m. Eastern Standard Time**.

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LAURIE MANZELLA
CLERK