

**MEETING NO. 24  
DECEMBER 4, 2007**

**ERIE COUNTY LEGISLATURE**

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The Legislature was called to order by Chairperson Marinelli.

All members present except Legislator Weinstein.

An invocation was held led by Legislator Mills.

The Pledge of Allegiance was led by Legislator Whyte.

**COMMUNICATIONS ON THE TABLE**

Item 1 – MS. WHYTE moved to remove Comm. 19E-4 as amended from the table. MR. REYNOLDS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 293

RE: 2008 Tentative Budget

RESOLVED, the Erie County Legislature does hereby make the following adjustments to the 2008 Tentative Budget:

**2008 Legislative Amendments  
Revenue and Appropriation Account Adjustments**

| <b>Fund</b> | <b>Fund Center</b> | <b>Account Name</b>                                 | <b>Account</b> | <b>2008 Executive Reco</b> | <b>Legislative Adjustments</b> | <b>2008 Legislative Adopted</b> |
|-------------|--------------------|---|----------------|----------------------------|--------------------------------|---------------------------------|
| 110         | 120                | STATE AID-SERV FOR RECEIPNTS                        | 407680         | 12,535,020                 | 301,785                        | 12,836,805                      |
| 110         | 12700              | STATE AID-PHW,GMC,MEO                               | 405540         | 1,491,942                  | 17,319                         | 1,509,261                       |
|             |                    | <b>Total Fund 110 Revenue Adjustment</b>            |                | <b>14,026,962</b>          | <b>319,104</b>                 | <b>14,346,066</b>               |
|             |                    |   |                |                            |                                |                                 |
| <b>Fund</b> | <b>Fund Center</b> | <b>Account Name</b>                                 | <b>Account</b> | <b>2008 Executive Reco</b> | <b>Legislative Adjustments</b> | <b>2008 Legislative Adopted</b> |
| 110         | 100                | PART-TIME WAGES                                     | 500010         | 154,621                    | 90,000                         | 244,621                         |
|             | <b>Total</b>       | <b>Legislature</b>                                  |                | <b>154,621</b>             | <b>90,000</b>                  | <b>244,621</b>                  |
|             |                    |   |                |                            |                                |                                 |
| 110         | 105                | PART-TIME WAGES                                     | 500010         | 63,414                     | (22,259)                       | 41,155                          |
| 110         | 105                | REPAIRS & MAINTENANCE                               | 506200         | 210,000                    | (5,000)                        | 205,000                         |
| 110         | 105                | UTILITY CHARGES                                     | 515000         | 1,695,000                  | (8,000)                        | 1,687,000                       |
| 110         | 105                | MAINTENANCE CONTRACTS                               | 516030         | 1,843,915                  | (26,500)                       | 1,817,415                       |
| 110         | 105                | LAB & TECH EQUIP                                    | 561410         | 480,000                    | (20,000)                       | 460,000                         |
|             | <b>Total</b>       | <b>Division of Information and Support Services</b> |                | <b>4,292,329</b>           | <b>(81,759)</b>                | <b>4,210,570</b>                |
|             |                    |   |                |                            |                                |                                 |
| 110         | 116                | FULL-TIME SALARIES                                  | 500000         | 32,038,507                 | 2,047,616                      | 34,086,123                      |
| 110         | 116                | UNIFORM ALLOWANCE                                   | 500320         | 479,500                    | 36,750                         | 516,250                         |
| 110         | 116                | LINE-UP   | 500340         | 1,366,700                  | 111,828                        | 1,478,528                       |
| 110         | 116                | OVERTIME  | 501000         | 9,000,000                  | (2,274,530)                    | 6,725,470                       |
| 110         | 116                | CLOTHING SUPPLIES                                   | 505200         | 188,750                    | 12,250                         | 201,000                         |
|             | <b>Total</b>       | <b>Jail Management</b>                              |                | <b>43,073,457</b>          | <b>(66,086)</b>                | <b>43,007,371</b>               |
|             |                    |   |                |                            |                                |                                 |
| 110         | 120                | ID YOUTH BUREAU SRVS                                | 912630         | 250,000                    | 464,285                        | 714,285                         |
|             | <b>Total</b>       | <b>Social Services</b>                              |                | <b>250,000</b>             | <b>464,285</b>                 | <b>714,285</b>                  |

**2008 Legislative Amendments  
Revenue and Appropriation Account Adjustments**

| <b>Fund</b> | <b>Fund Center</b> | <b>Account Name</b>                | <b>Account</b> | <b>2008 Executive Reco</b> | <b>Legislative Adjustments</b> | <b>2008 Legislative Adopted</b> |
|-------------|--------------------|------------------------------------|----------------|----------------------------|--------------------------------|---------------------------------|
| 110         | 10110              | FULL-TIME SALARIES                 | 500000         | 559,575                    | 880                            | 560,455                         |
|             | <b>Total</b>       | <b>County Executive</b>            |                | <b>559,575</b>             | <b>880</b>                     | <b>560,455</b>                  |
| 110         | 10210              | FULL-TIME SALARIES                 | 500000         | 536,052                    | (12,839)                       | 523,213                         |
|             | <b>Total</b>       | <b>Budget and Management</b>       |                | <b>536,052</b>             | <b>(12,839)</b>                | <b>523,213</b>                  |
| 110         | 10610              | FULL-TIME SALARIES                 | 500000         | 407,497                    | 13,865                         | 421,362                         |
|             | <b>Total</b>       | <b>Bureau of Purchase</b>          |                | <b>407,497</b>             | <b>13,865</b>                  | <b>421,362</b>                  |
| 110         | 11200              | FULL-TIME SALARIES                 | 500000         | 2,373,188                  | 216,555                        | 2,589,743                       |
|             | <b>Total</b>       | <b>Comptroller</b>                 |                | <b>2,373,188</b>           | <b>216,555</b>                 | <b>2,589,743</b>                |
| 110         | 11400              | FULL-TIME SALARIES                 | 500000         | 7,184,138                  | 111,856                        | 7,295,994                       |
|             | <b>Total</b>       | <b>District Attorney</b>           |                | <b>7,184,138</b>           | <b>111,856</b>                 | <b>7,295,994</b>                |
| 110         | 11510              | FULL-TIME SALARIES                 | 500000         | 8,079,670                  | 40,392                         | 8,120,062                       |
| 110         | 11510              | UNIFORM ALLOWANCE                  | 500320         | 135,000                    | 750                            | 135,750                         |
| 110         | 11510              | LINE-UP                            | 500340         | 258,000                    | 1,600                          | 259,600                         |
| 110         | 11510              | OVERTIME                           | 501000         | 1,200,000                  | 10,000                         | 1,210,000                       |
| 110         | 11510              | CLOTHING SUPPLIES                  | 505200         | 55,500                     | 250                            | 55,750                          |
|             | <b>Total</b>       | <b>Sheriff Division</b>            |                | <b>9,728,170</b>           | <b>52,992</b>                  | <b>9,781,162</b>                |
| 110         | 12220              | FULL-TIME SALARIES                 | 500000         | 4,891,204                  | (128,155)                      | 4,763,049                       |
|             | <b>Total</b>       | <b>DPW - Buildings and Grounds</b> |                | <b>4,891,204</b>           | <b>(128,155)</b>               | <b>4,763,049</b>                |

**2008 Legislative Amendments  
Revenue and Appropriation Account Adjustments**

| <b>Fund</b> | <b>Fund Center</b> | <b>Account Name</b>                        | <b>Account</b> | <b>2008 Executive Reco</b> | <b>Legislative Adjustments</b> | <b>2008 Legislative Adopted</b> |
|-------------|--------------------|--|----------------|----------------------------|--------------------------------|---------------------------------|
| 110         | 12530              | OPERATION PRIME TIME                       | 516010         | 250,000                    | 464,285                        | 714,285                         |
| 110         | 12530              | ID YOUTH BUREAU SRVS                       | 912630         | (250,000)                  | (464,285)                      | (714,285)                       |
|             | <b>Total</b>       | <b>Youth Bureau</b>                        |                | -                          | -                              | -                               |
| 110         | 12700              | FULL-TIME SALARIES                         | 500000         | 3,646,436                  | 48,107                         | 3,694,543                       |
|             | <b>Total</b>       | <b>Health Division</b>                     |                | <b>3,646,436</b>           | <b>48,107</b>                  | <b>3,694,543</b>                |
| 110         | 12720              | FULL-TIME SALARIES                         | 500000         | 814,194                    | (70,809)                       | 743,385                         |
|             | <b>Total</b>       | <b>Health - Emergency Medical Services</b> |                | <b>814,194</b>             | <b>(70,809)</b>                | <b>743,385</b>                  |
| 110         | 14010              | FRINGE BENEFITS                            | 502000         | -                          | 916,047                        | 916,047                         |
| 110         | 14010              | REDUCTIONS FROM PERSONAL SVS ACCOUNT       | 504990         | (3,800,000)                | (500,000)                      | (4,300,000)                     |
| 110         | 14010              | CONTROL BOARD EXPENSE                      | 511000         | 980,000                    | (280,000)                      | 700,000                         |
| 110         | 14010              | BUFFALO BILLS MAINTENANCE                  | 520070         | 4,015,752                  | (28,500)                       | 3,987,252                       |
| 110         | 14010              | COUNTY CONTINGENCY                         | 598900         | 2,500,000                  | (758,177)                      | 1,741,823                       |
|             | <b>Total</b>       | <b>County Wide Budget Accounts</b>         |                | <b>3,695,752</b>           | <b>(650,630)</b>               | <b>3,045,122</b>                |
| 110         | 14020              | INTERFUND-LIBRARY                          | 570000         | -                          | 1,600,000                      | 1,600,000                       |
| 110         | 14020              | ID GENERAL DEBT SRV                        | 570040         | 52,246,389                 | (250,000)                      | 51,996,389                      |
|             | <b>Total</b>       | <b>County Wide Interfund Accounts</b>      |                | <b>52,246,389</b>          | <b>1,350,000</b>               | <b>53,596,389</b>               |
| 110         | 16020              | INSURANCE CHARGES                          | 555050         | 4,000,000                  | (489,554)                      | 3,510,446                       |
|             | <b>Total</b>       | <b>Risk Retention</b>                      |                | <b>4,000,000</b>           | <b>(489,554)</b>               | <b>3,510,446</b>                |
| 110         | 16410              | RESERVE FOR PARK IMPROVEMENTS              | 504999         | -                          | 150,000                        | 150,000                         |
|             | <b>Total</b>       | <b>Parks</b>                               |                | -                          | <b>150,000</b>                 | <b>150,000</b>                  |

**2008 Legislative Amendments  
Revenue and Appropriation Account Adjustments**

| <b>Fund</b> | <b>Fund Center</b> | <b>Account Name</b>                       | <b>Account</b> | <b>2008 Executive Reco</b> | <b>Legislative Adjustments</b> | <b>2008 Legislative Adopted</b> |
|-------------|--------------------|---|----------------|----------------------------|--------------------------------|---------------------------------|
| 110         | 16440              | RESERVE FOR PARK IMPROVEMENTS             | 504999         | -                          | 150,000                        | 150,000                         |
|             | <b>Total</b>       | <b>Parks - City of Buffalo</b>            |                | <b>-</b>                   | <b>150,000</b>                 | <b>150,000</b>                  |
| 110         | 16500              | ID CPS SERVICES                           | 916500         | (1,890,000)                | (100,000)                      | (1,990,000)                     |
|             | <b>Total</b>       | <b>Central Police Services</b>            |                | <b>(1,890,000)</b>         | <b>(100,000)</b>               | <b>(1,990,000)</b>              |
| 110         | 16700              | FULL-TIME SALARIES                        | 500000         | 470,992                    | 90,208                         | 561,200                         |
|             | <b>Total</b>       | <b>Emergency Services</b>                 |                | <b>470,992</b>             | <b>90,208</b>                  | <b>561,200</b>                  |
| 110         | 17000              | INTEREST-REVENUE ANTIC NOTES              | 551200         | 3,700,000                  | (50,000)                       | 3,650,000                       |
|             | <b>Total</b>       | <b>County Wide Comptroller</b>            |                | <b>3,700,000</b>           | <b>(50,000)</b>                | <b>3,650,000</b>                |
| 110         | 1331010            | ERIE NIAGARA REGIONAL PARTNERSHIP         | 516000         | -                          | 20,000                         | 20,000                          |
|             | <b>Total</b>       | <b>Economic Development</b>               |                | <b>-</b>                   | <b>20,000</b>                  | <b>20,000</b>                   |
| 110         | 1331030            | BUFFALO NIAGARA CONV. & VISITORS BUREAU   | 516000         | 3,286,644                  | (686,644)                      | 2,600,000                       |
| 110         | 1331030            | BUFFALO CONVENTION CENTER                 | 516000         | 1,850,000                  | (200,000)                      | 1,650,000                       |
| 110         | 1331030            | BUFFALO NIAGARA FILM COMMISSION           | 516000         | 150,000                    | (150,000)                      | -                               |
|             | <b>Total</b>       | <b>Tourism Promotion</b>                  |                | <b>5,286,644</b>           | <b>(1,036,644)</b>             | <b>4,250,000</b>                |
| 110         | 1332010            | COOP EXTENSION SERVICE OF ERIE CO         | 516000         | 290,000                    | 5,000                          | 295,000                         |
| 110         | 1332010            | ERIE COUNTY SOIL & WATER CONSERVATION     | 516000         | 165,000                    | 5,000                          | 170,000                         |
| 110         | 1332010            | SPCA - FERAL CATS PROGRAM                 | 516000         | -                          | 24,000                         | 24,000                          |
| 110         | 1332010            | ERIE COUNTY MEALS ON WHEELS               | 516000         | -                          | 85,000                         | 85,000                          |
| 110         | 1332010            | ALDEN MEALS ON WHEELS                     | 516000         | -                          | 7,500                          | 7,500                           |
| 110         | 1332010            | KENMORE MEALS ON WHEELS                   | 516000         | -                          | 7,500                          | 7,500                           |
| 110         | 1332010            | COMMUNITY AGENCIES VIVE CASA              | 516000         | 75,000                     | 25,000                         | 100,000                         |
|             | <b>Total</b>       | <b>Community/Neighborhood Development</b> |                | <b>530,000</b>             | <b>159,000</b>                 | <b>689,000</b>                  |

**2008 Legislative Amendments  
Revenue and Appropriation Account Adjustments**

| <b>Fund</b>         | <b>Fund Center</b> | <b>Account Name</b>                          | <b>Account</b> | <b>2008 Executive Reco</b> | <b>Legislative Adjustments</b> | <b>2008 Legislative Adopted</b> |
|---------------------|--------------------|--|----------------|----------------------------|--------------------------------|---------------------------------|
| 110                 | 1333020            | AFRICAN AMERICAN CULTURAL CENTER             | 516000         | 69,425                     | 69,955                         | 139,380                         |
| 110                 | 1333020            | ARTS COUNCIL IN BUFFALO & ERIE COUNTY        | 516000         | -                          | 12,000                         | 12,000                          |
| 110                 | 1333020            | UJIMA COMPANY                                | 516000         | 18,989                     | 5,877                          | 24,866                          |
|                     | <b>Total</b>       | <b>Cultural Resource Advisory Board</b>      |                | <b>88,414</b>              | <b>87,832</b>                  | <b>176,246</b>                  |
|                     |                    | <b>Total Appropriation Increase Fund 110</b> |                | <b>146,039,052</b>         | <b>319,104</b>                 | <b>146,358,156</b>              |
| <b>Utility Fund</b> |                    |  |                |                            |                                |                                 |
| 140                 | 12110              | OTHER GEN SVCS-OTHER GOVTS                   | 420190         | 25,373,632                 | (72,329)                       | 25,301,303                      |
|                     |                    | <b>Total Revenue Decrease Fund 140</b>       |                | <b>25,373,632</b>          | <b>(72,329)</b>                | <b>25,301,303</b>               |
| 140                 | 12110              | FULL-TIME SALARIES                           | 500000         | 120,174                    | (72,329)                       | 47,845                          |
|                     |                    | <b>Total Appropriation Decrease Fund 140</b> |                | <b>120,174</b>             | <b>(72,329)</b>                | <b>47,845</b>                   |

**2008 Legislative Amendments  
Revenue and Appropriation Account Adjustments**

| <b>Fund</b>              | <b>Fund Center</b> | <b>Account Name</b>                          | <b>Account</b> | <b>2008 Executive Reco</b> | <b>Legislative Adjustments</b> | <b>2008 Legislative Adopted</b> |
|--------------------------|--------------------|--|----------------|----------------------------|--------------------------------|---------------------------------|
| <b>E-911 Fund</b>        |                    |  |                |                            |                                |                                 |
| 230                      | 165                | APPROPRIATED FUND BALANCE                    | 402190         | -                          | 100,000                        | 100,000                         |
|                          |                    | <b>Total Revenue Increase Fund 230</b>       |                | <b>-</b>                   | <b>100,000</b>                 | <b>100,000</b>                  |
| 230                      | 165                | ID CPS SERVICES                              | 916500         | 1,890,000                  | 100,000                        | 1,990,000                       |
|                          |                    | <b>Total Appropriation Increase Fund 230</b> |                | <b>1,890,000</b>           | <b>100,000</b>                 | <b>1,990,000</b>                |
| <b>Debt Service Fund</b> |                    |  |                |                            |                                |                                 |
| 310                      | 17200              | INTERFND REV SUBSIDY                         | 486000         | 59,228,366                 | (250,000)                      | 58,978,366                      |
|                          |                    | <b>Total Revenue Decrease Fund 310</b>       |                | <b>59,228,366</b>          | <b>(250,000)</b>               | <b>58,978,366</b>               |
| 310                      | 17200              | INTEREST-BONDS                               | 550800         | 22,521,292                 | (250,000)                      | 22,271,292                      |
|                          |                    | <b>Total Appropriation Decrease Fund 310</b> |                | <b>22,521,292</b>          | <b>(250,000)</b>               | <b>22,271,292</b>               |
| <b>Library Fund</b>      |                    |  |                |                            |                                |                                 |
| 820                      | 420                | INTERFUND REV SUBSIDY                        | 486000         | -                          | 1,600,000                      | 1,600,000                       |
|                          |                    | <b>Total Revenue Increase Fund 820</b>       |                | <b>-</b>                   | <b>1,600,000</b>               | <b>1,600,000</b>                |
| 820                      | 420                | SERVICE RESTORATION REQUEST                  | 504999         | -                          | 1,600,000                      | 1,600,000                       |
|                          |                    | <b>Total Appropriation Increase Fund 820</b> |                | <b>-</b>                   | <b>1,600,000</b>               | <b>1,600,000</b>                |

**2008 Legislative Amendments  
Position Adjustments**

| Department                               | Fund Center | Cost Center | Title                            | Job Group | Executive Recommended | Number | % of Co Share | Legislative Adopted | Number | Revenue Adjustment (dec)/inc | Net Adjustment (Cost)/Save |
|--|-------------|-------------|----------------------------------|-----------|-----------------------|--------|---------------|---------------------|--------|------------------------------|----------------------------|
| County Executive                         | 10110       | 1011010     | Coord. Of Crim. Justice Services | 16        | 80,671                | 1      | 100%          | 0                   | 0      | 0                            | 80,671                     |
| County Executive                         | 10110       | 1011010     | Senior Exec. Assistant CE        | 16        | 0                     | 0      | 100%          | 81,551              | 1      | 0                            | (81,551)                   |
| <b>County Executive Total</b>            |             |             |                                  |           |                       |        |               |                     |        |                              | <b>(880)</b>               |
| Budget & Mgt.                            | 10210       | 1021020     | Billing Collections Specialist   | 10        | 47,877                | 1      | 100%          | 0                   | 0      | 0                            | 47,877                     |
| Budget & Mgt.                            | 10210       | 1021010     | Admin. Assistant CE              | 9         | 0                     | 0      | 100%          | 35,038              | 1      | 0                            | (35,038)                   |
| <b>Budget &amp; Mgt. Total</b>           |             |             |                                  |           |                       |        |               |                     |        |                              | <b>12,839</b>              |
| Comptroller                              | 11200       | 1120010     | Associate Deputy Comptroller     | 17        | 73,938                | 1      | 100%          | 0                   | 0      | 0                            | 73,938                     |
| Comptroller                              | 11200       | 1120030     | Associate Deputy Comptroller     | 17        | 0                     | 0      | 100%          | 73,938              | 1      | 0                            | (73,938)                   |
| Comptroller                              | 11200       | 1120040     | Asst Dir Rev Recovery            | 11        | 0                     | 0      | 100%          | 55,368              | 1      | 0                            | (55,368)                   |
| Comptroller                              | 11200       | 1120040     | Billing Collection Specialist    | 10        | 0                     | 0      | 100%          | 47,877              | 1      | 0                            | (47,877)                   |
| Comptroller                              | 11200       | 1120030     | Staff Auditor                    | 11        | 0                     | 0      | 100%          | 42,192              | 1      | 0                            | (42,192)                   |
| Comptroller                              | 11200       | 1120030     | Accountant Auditor               | 9         | 0                     | 0      | 100%          | 71,118              | 2      | 0                            | (71,118)                   |
| <b>Comptroller Total</b>                 |             |             |                                  |           |                       |        |               |                     |        |                              | <b>(216,555)</b>           |
| Public Works                             | 12220       | 1222020     | Laborer                          | 3         | 48,558                | 2      | 100%          | 23,779              | 1      | 0                            | 24,779                     |
| Public Works                             | 12220       | 1222030     | Building Guard                   | 4         | 103,376               | 4      | 100%          | 0                   | 0      | 0                            | 103,376                    |
| <b>Public Works Total</b>                |             |             |                                  |           |                       |        |               |                     |        |                              | <b>128,155</b>             |
| Info & Support Services                  | 105         | 1052050     | Computer Operator PT             | 7         | 44,511                | 2      | 100%          | 22,252              | 1      | 0                            | 22,259                     |
| <b>Info &amp; Support Services Total</b> |             |             |                                  |           |                       |        |               |                     |        |                              | <b>22,259</b>              |
| District Attorney                        | 11400       | 1140030     | Confidential Clerk DA            | 7         | 0                     | 0      | 100%          | 36,948              | 1      | 0                            | (36,948)                   |
| District Attorney                        | 11400       | 1140015     | Confidential Criminal Inv.       | 10        | 39,394                | 1      | 100%          | 0                   | 0      | 0                            | 39,394                     |
| District Attorney                        | 11400       |             | Step Adjustments                 |           | 0                     | 0      | 100%          | 114,302             | 0      | 0                            | (114,302)                  |
| <b>District Attorney Total</b>           |             |             |                                  |           |                       |        |               |                     |        |                              | <b>(111,856)</b>           |
| Health Division                          | 12700       | 1271672     | Nurse Coordinator                | 12        | 0                     | 0      | 64%           | 48,107              | 1      | 17,319                       | (30,788)                   |
| <b>Health Division Total</b>             |             |             |                                  |           |                       |        |               |                     |        |                              | <b>(30,788)</b>            |



**2008 Legislative Amendments  
Position Adjustments**

| Department                          | Fund Center | Cost Center | Title                          | Job Group | Executive Recommended | Number | % of Co Share | Legislative Adopted | Number | Revenue Adjustment (dec)/inc | Net Adjustment (Cost)/Save |
|-------------------------------------|-------------|-------------|--------------------------------|-----------|-----------------------|--------|---------------|---------------------|--------|------------------------------|----------------------------|
| Purchase                            | 10610       | 1061010     | Senior Clerk Typist PT         | 4         | 11,914                | 1      | 100%          | 0                   | 0      | 0                            | 11,914                     |
| Purchase                            | 10610       | 1061010     | Receptionist                   | 3         | 0                     | 0      | 100%          | 25,779              | 1      | 0                            | (25,779)                   |
| <b>Purchase Total</b>               |             |             |                                |           |                       |        |               |                     |        |                              | <b>(13,865)</b>            |
| Emergency Services                  | 16700       | 1670010     | Commissioner of Emergency Srv  | 16        | 0                     | 0      | 100%          | 90,208              | 1      | 0                            | (90,208)                   |
| <b>Emergency Services Total</b>     |             |             |                                |           |                       |        |               |                     |        |                              | <b>(90,208)</b>            |
| Emergency Medical Svcs              | 12720       | 1272010     | Deputy Comm EMS                | 14        | 70,809                | 1      | 100%          | 0                   | 0      | 0                            | 70,809                     |
| <b>Emergency Medical Svcs Total</b> |             |             |                                |           |                       |        |               |                     |        |                              | <b>70,809</b>              |
| Jail Management                     | 116         | 1161020     | Sergeant Officer               | 9         | 0                     | 0      | 100%          | 631,896             | 12     | 0                            | (631,896)                  |
| Jail Management                     | 116         | 1161020     | Deputy Sheriff Officer         | 8         | 0                     | 0      | 100%          | 1,374,496           | 36     | 0                            | (1,374,496)                |
| Jail Management                     | 116         | 1161050     | Registered Nurse (Spanish Spk) | 8         | 0                     | 0      | 100%          | 41,224              | 1      | 0                            | (41,224)                   |
| <b>Jail Management Total</b>        |             |             |                                |           |                       |        |               |                     |        |                              | <b>(2,047,616)</b>         |
| Sheriff Division                    | 11510       | 1151020     | Deputy Sheriff Criminal        | 8         | 0                     | 0      | 100%          | 40,392              | 1      | 0                            | (40,392)                   |
| <b>Sheriff Division Total</b>       |             |             |                                |           |                       |        |               |                     |        |                              | <b>(40,392)</b>            |
| <b>Grand Total</b>                  |             |             |                                |           |                       |        |               |                     |        |                              | <b>(2,318,098)</b>         |

**Fund 140 Utilities**

| Business Area  | Fund Center | Cost Center | Title                                | Job Group | Executive Recommended | Number | % of Co Share | Legislative Adopted | Number | Revenue Adjustment (dec)/inc | Net Adjustment (Cost)/Save |
|----------------|-------------|-------------|--------------------------------------|-----------|-----------------------|--------|---------------|---------------------|--------|------------------------------|----------------------------|
| Utilities Fund | 12110       | 121010      | Prin. Eng. Energy, Util., Grt.. Mgt. | 16        | 72,329                | 1      | 0%            | 0                   | 0      | (72,329)                     | 0                          |

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**DECEMBER 4, 2007**

**ERIE COUNTY LEGISLATURE**

- **ADD THE FOLLOWING “2008 BUDGET ACCOUNTABILITY ACT” AFTER THE LAST BUDGET RESOLUTION**

WHEREAS, this Legislature recognizes the importance of the tourism industry to Erie County and, as such, has dedicated substantial governmental resources to support this private industry; and

WHEREAS, the amount of funds appropriated to the Convention and Visitors Bureau will increase 100% in the 2008 budget, from \$1.3 M to \$2.6 M; and

WHEREAS, the amount of funds appropriated to the Buffalo Convention Center will increase 22% in the 2008 budget, from \$1.35 M to \$1.65 M; and

WHEREAS, this Honorable Body is also providing significant resources to the following organizations:

|                                 |                                      |
|---------------------------------|--------------------------------------|
| Niagara Erie Regional Coalition | Cooperative Extension of Erie County |
| Soil and Water Commission       | SPCA-Feral Cat Program               |
| Erie County Meals on Wheels     | Vive Casa                            |
| Alden Meals on Wheels           | Ken-Ton Meals on Wheels              |

all of which provide valuable community services; and

WHEREAS, the allocation of this significant amount of funding requires that the recipient organizations be accountable to the people of Erie County to insure that this money is being well spent and that best practices are being employed.

NOW, THEREFORE, BE IT

RESOLVED, that the Convention and Visitors Bureau and the Buffalo Convention Center shall prepare a budget showing how the funds allocated by this budget will be spent during the 2008 fiscal year; and be it further

RESOLVED, that the Convention and Visitors Bureau and the Buffalo Convention Center create a strategic plan with measurable goals and outcomes for 2008; and be it further

RESOLVED, that the Convention and Visitors Bureau and the Buffalo Convention Center provide a budget along with a strategic plan to the Chairperson of the Community Enrichment Committee by February 28, 2008; and be it further

RESOLVED, that the Convention and Visitors Bureau and the Buffalo Convention Center shall provide this Honorable Body with quarterly updates on the outcomes or results of each of the measurable goals identified in the strategic plan; and be it further

RESOLVED, that the Convention and Visitors Bureau and the Buffalo Convention Center shall provide the Chairperson of the Community Enrichment Committee, by January 15, 2008, a

personnel list containing titles, job descriptions and the salary for each employee of the respective organization; and be it further

RESOLVED, that the following organizations:

|                                 |                                      |
|---------------------------------|--------------------------------------|
| Niagara Erie Regional Coalition | Cooperative Extension of Erie County |
| Soil and Water Commission       | SPCA-Feral Cat Program               |
| Erie County Meals on Wheels     | Vive Casa                            |
| Alden Meals on Wheels           | Ken-Ton Meals on Wheels              |

provide a budget to the Human Services Committee by January 18, 2008 showing how the funds appropriated will be spent during the 2008 fiscal year; and be it further

RESOLVED, that the above referenced organizations will be invited to the Human Services Committee to discuss their budgets and the valuable community services that they provide.

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, the 2008 Executive Recommended Budget assumed a growth in sales tax of approximately 2.5% over 2007 projections; and

WHEREAS, as a result of the historic value of Canadian Currency, Canadian citizens have been traveling to Erie County to shop and recreate; and

WHEREAS, while many counties in New York State are experiencing a sales tax shortfall, Erie County sales tax collections as of the end of October 2007 indicates an increase in the sales tax that outstrips the 2007 projections; and

WHEREAS, according to conservative projections, the 2008 sales tax revenues will exceed projections by at least \$3 Million; and

WHEREAS, the Erie County Fiscal Stability Authority has refused to allow the County to sell its tax liens to the Xspand Corporation; and

WHEREAS, if the Erie County Fiscal Stability Authority continues this irresponsible action in 2008, it could cause harm to the 2008 budget as the Executive Recommended Budget has assumed approximately \$5 Million in revenue from this transaction; and

WHEREAS, this Honorable Body is committed to financial stability and believes it is fiscally prudent to prepare for the possibility that the County will not sell its tax liens in 2007 or 2008 and that this possibility must be addressed in the 2008 budget; and

WHEREAS, any excess sales tax revenues up to \$5 Million must be placed in a "Tax Lien Contingency Account" to reduce the effect of the loss of tax lien revenues.

NOW, THEREFORE, BE IT

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RESOLVED, that the Division of Budget and the Office of the Comptroller shall monitor sales tax receipts on a quarterly basis and place any funds that exceed the pro rate sales tax estimates up to \$5 Million in the "Tax Lien Contingency" account; and be it further

RESOLVED, funds from the "Tax Lien Contingency fund can only be used, with prior Legislative approval, to offset any fiscal impact caused by the tax lien sale not being completed in 2007 or 2008.

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, in the event that the tax lien sale is completed in 2008, the county will have excess revenues; and

WHEREAS, in the event that the tax lien sale is not completed in 2008, and the amount of sales tax overage exceeds the \$5 Million budgeted for the tax lien sale, there will be surplus funds; and

WHEREAS, the County should establish a "pay as you go economic development contingency fund" to insure that any of the above revenues are only spent in a responsible manner. The surplus funds shall be designated as follows:

- A pay as you go economic development fund to be used to support economic development activities in Erie County without incurring any additional debt and interest on that debt. Too often the costs of funding current projects are pushed to future budgets and taxpayers incur increased payments due to interest. Economic development projects funded with this contingency fund will be proposed by the County Executive and will require Legislative approval to be initiated.

NOW, THEREFORE, BE IT

RESOLVED, that the Division of Budget shall establish a "pay as you go economic development contingency fund"; and be it further

RESOLVED, if tax liens are sold, all revenues and surplus sales tax revenue shall be deposited into the established account; and be it further

RESOLVED, if tax liens are not sold, all sales tax revenues in excess of \$5 Million shall be deposited into the established account; and be it further

RESOLVED, any funds in this account can only be used to support economic development activities in Erie County and can only be used with prior Legislative approval.

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, the Office of Veterans' Services was allocated \$119,901 in the 2008 Budget; and

WHEREAS, the Office of Veterans' Services is currently organized in the Office of Public Advocacy; and

WHEREAS, prior to the Charter changes approved in 2006, the Office of Veterans' Services was a stand-alone unit of County government; and

WHEREAS, the Office of Veterans' Affairs functioned efficiently as a stand-alone governmental unit with its own Commissioner and wishes to return to its previous status.

NOW, THEREFORE, BE IT

RESOLVED, that the Division of Budget shall establish a separate Fund for the Department of Veterans' Services and the entire appropriation to the Office of Veterans' Affairs shall be allocated to the Department of Veterans' Affairs.

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, the 2008 grant budget for the Congregate Dining Nutrition Program in the Department of Senior Services, contains an appropriation for \$146,906 in account 516010, for the Salvation Army, and

WHEREAS, the account in said grant should have appropriated \$52,917 for the Salvation Army and \$93,989 for the Town of Amherst, for a total appropriation of \$146,906, and

WHEREAS, said adjustment will not increase county cost or effect Federal reimbursement.

NOW, THEREFORE, BE IT

RESOLVED, that the Division of Budget and Management is hereby authorized to adjust the 2008 Grant Budget for the Congregate Dining Nutrition Program in the Department of Senior Services to reflect a \$52,917 appropriation for the Salvation Army and \$93,989 appropriation for the Town of Amherst.

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

RESOLVED, the Division of Budget and Management is hereby authorized to add the following two projects to the 2008 Capital Budget (Book B, Page 229):

|                    |                |
|--------------------|----------------|
| Estimated          | Capital        |
| County Total       | Budget         |
| Project Cost       | Allocation     |
| <u>(2008-2009)</u> | <u>In 2008</u> |

## **VII. HEALTH**

**MEETING NO. 24  
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**ERIE COUNTY LEGISLATURE**

|  |           |           |
|--|-----------|-----------|
| Medical Examiner – New Cooler-Freezer System | \$155,000 | \$155,000 |
| Medical Examiner – X-Ray Room                | \$80,000  | \$80,000  |

**Medical Examiner – New Cooler-Freezer System**

This project will provide funds to purchase new cooler-freezer systems to replace current poor-functioning system. The current system creates health and safety issues due to poor functioning and current breakdowns.

**Bonded Project: \$155,000**

**Medical Examiner – X-Ray Room**

These funds will be used to purchase an X-Ray Room, fluoroscopy unit and table needed to take x-rays for Medical Examiner cases. The current equipment is antiquated and new parts are no longer manufactured.

**Bonded Project: \$80,000.**

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, there has been a long and chronic problem relating to housing inmates at the Erie County Holding Center and the Erie County Correctional Facility; and

WHEREAS, the County Executive has created a County Contingency Account No. 598900, with the funds necessary to address the problems associated with the Holding Center and Correctional Facility.

NOW, THEREFORE, BE IT,

RESOLVED, that the Sheriff Department prepare a plan to adequately address the problems in the Holding Center and the Correctional Facility and to present such plan to this Honorable Body; and be it further

RESOLVED, that the no funds can be spent from County Contingency Account No. 598900 without prior Legislative approval.

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, the Erie County Legislature maintains oversight of the Board of Elections, and

WHEREAS, it is the intent of the Legislature to insure that the Board of Elections stays within the 2008 Adopted Budget personnel account appropriations and maintains consistent staffing levels and facilitates the proper budgeting of positions.

NOW, THEREFORE, BE IT

RESOLVED, that the Board of Elections shall operate within the total amount appropriated in the adopted budget of each personnel account, and that any position additions initiated by the Board of Elections during the course of the fiscal year will be offset by a similar position deletion, and be it further

RESOLVED, that nothing in this amendment limits the legal rights of the Board of Elections.

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, the 2008 grant budget for the Strengthening Families Program in the Department of Social Services contains an appropriation for \$150,000 in account 516010, Contractual Payments non-profit purchase of services, and

WHEREAS, the account in said grant should have appropriated the \$150,000 for the Educational Opportunity Center, and

WHEREAS, said grant is fully reimbursed by the State of New York.

NOW, THEREFORE, BE IT

RESOLVED, that the Division of Budget and Management is hereby authorized to adjust the Strengthening Families Program grant in the Department of Social Services to reflect a \$150,000 appropriation for the Educational Opportunity Center

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, this Legislature recognizes the importance maintaining the quality of housing in Buffalo and Erie County; and

WHEREAS, in the cities, towns and villages of the county there are problems with absentee landlords failing to adequately maintain their properties, which lead to blight, neighborhood destabilization, disinvestment, and the decrease in the tax base; and

WHEREAS, these absentee landlords often ignore housing code violations and housing court summonses; and

WHEREAS, the Erie County Legislature has appropriated funds in Sheriff's Department, Cost Center 1151020 to fund a Sheriff's Deputy to serve warrants on absentee landlords throughout Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff appear on a quarterly basis in front of an appropriate Committee of this Honorable Body and provide the statistics regarding the number of

warrants served during the period and to inform the Legislature of the Sheriff's ability to stay current with the warrants issued by housing courts throughout Erie County.

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, the Erie County Legislature recognizes that the parks, pools and recreation centers located in the City of Buffalo are invaluable community and regional resources that must be appropriately staffed and maintained; and

WHEREAS, the Erie County Legislature believe that it is appropriate to dedicate revenues to maintain and enhance these valuable community assets as well as to provide for adequate compensation and training for the staff employed to manage these valuable community resources.

NOW, THEREFORE, BE IT

RESOLVED, that a Reserve Account is established in Fund Center 16440 to be used expressly for the purpose of enhancing and maintaining our City parks, pools and recreation centers and to provide for adequate compensation and training for the staff employed to manage these valuable community assets, and be it further

RESOLVED, that no funds shall be expended from this Reserve Account prior to legislative approval of a plan developed by the Parks Department of Erie County which provides for the maintenance and management of these valuable community resources in the best interests of the residents of Erie County.

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, the Erie County Legislature recognizes that our county parks are valuable resources which should be maintained in a manner to insure continued use and enjoyment by all residents of Erie County; and

WHEREAS, the Erie County Legislature recognizes that these valuable resources are currently suffering from poor management and lack of proper maintenance, thereby diminishing the value of these important community resources.

NOW, THEREFORE, BE IT

RESOLVED, that a Reserve Account is established in the 2008 Budget in Fund Center 16410 to be used expressly for the purpose of maintaining and enhancing the Erie County Parks; and be it further

RESOLVED, that no funds shall be expended from the Reserve Account without prior approval by the Erie County Legislature of a comprehensive plan developed by the Parks Department of Erie County which provides for the complete and adequate maintenance and preservation of these invaluable county resources.



- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution

WHEREAS, the Erie County District Attorney has informed this Legislature that junior level Assistant District Attorneys (ADAs) are leaving service because of a stagnant pay scale; and

WHEREAS, the District Attorney informed the Legislature that this is problematic as the ADAs leave service after receiving considerable and costly training and that this causes a disruption to the office; and

WHEREAS, the District Attorney has suggested that the Legislature increase the pay for junior level ADAs.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature has amended the Executives budget to provide an additional \$111,856 to the District Attorney's Full Time Salary Account; and be it further

RESOLVED, each Assistant District Attorney who is at pay step 1-4 effective January 4, 2008 will progress to the next step; and be it further

RESOLVED, the Budget Director is hereby authorized to adjust the budget and transfer funds from the \$111,856 as required to fund the county share of step increases for ADA positions in the Grant fund.

- **ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

RESOLVED, the Division of Budget, Management and Finance shall initiate a financial review of all capital projects with the assistance of accounting staff from the Department of Public Works and the Office of the Comptroller to determine if there are older capital projects, either from the old SFG system or the present system, that are completed and have an available balance; and be it further

RESOLVED, that a report shall be forwarded to the Legislature indicating all completed capital projects that have a remaining balance; and be it further

RESOLVED, upon completion of the report the Legislature will authorize the Comptroller to transfer cash from completed capital projects into a capital reserve account to either balance completed capital projects indicating a shortfall of cash, to pay outstanding debt, or to offset 2008 capital debt; and be it further

- **DELETE** Budget Resolution No. 13 in its entirety and **REPLACE** with the following:

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RESOLVED, that the County Executive is authorized to enter into contracts, with Legislative approval, for the use of hotel tax revenues deposited into the General Fund and allocated to tourism, visitors and convention promotion, marketing and development services in the 2008 Budget as adopted, and to designate a Tourist Promotion Agency for Erie County; and be it further

RESOLVED, that the amount of funds designated to the Buffalo Niagara Convention and Visitors Bureau will be set annually in the budget and will not be increased or decreased based on changes on revenues during the budget year; and be it further

- DELETE Budget Resolution #15 in its entirety and REPLACE with the following:

WHEREAS, the Erie County Legislature has, in the 2008 Budget, made the following appropriations:

| <u>Division</u>                                | <u>Account</u> | <u>Appropriation For</u>                 | <u>Amount Appropriated</u> |
|--|----------------|--|----------------------------|
| Health   | 516020         | Professional Service<br>Contracts & Fees | \$1,597,764                |
| Emergency Medical<br>Services                  | 516020         | Professional Service<br>Contracts & Fees | \$50,000                   |
| PH Lab, Epidemiology<br>& Environmental Health | 516020         | Professional Service<br>Contracts & Fees | \$477,500                  |
| Medical Examiner                               | 516020         | Professional Service<br>Contracts & Fees | \$300,000                  |

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby approves the acquisition of the Erie County Department of Health, of such necessary professional, technical and consultant services for the fiscal year 2008 from qualified professionals within the bounds of the appropriation stated above for those categories and providers as are listed in Exhibits A, B, C and D attached to this resolution and incorporated herein; and be it further

RESOLVED, the County Executive is hereby authorized to execute any and all contracts necessary to effect this resolution for the fiscal year 2008; and be it further

RESOLVED, that inasmuch as it is impractical to follow the request for proposal (RFP) in the case of doctors, dentists and other professionals, the Erie County Legislature hereby waives this procedure for these categories of services as provided for in Section 19.08 of the Erie County Administrative Code; and be it further

EXHIBIT A  
 Erie County Health Department  
 Contractual Service Rates for Fee-For-Service Personnel  
 Annual Compensation Will be Less than \$10,00

|  |                  |
|--|------------------|
| Audiometer Technician                          | \$15.00/hour     |
| Court Stenographer                             |                  |
| Original Transcript and 1 copy                 | 2.25/page        |
| 2dn and all other copies                       | 1.25/page        |
| Minimum Appearance                             | 50.00/hearing    |
| Data Management Intern                         | 10.00/hour       |
| Dental Assistant                               | 10.00/hour       |
| Dental Hygienist                               | 20.00/hour       |
| Dental Office Auxiliary                        | 13.00/hour       |
| Engineering Intern                             | 10.00/hour       |
| Environmental Education Intern                 | 10.00/hour       |
| Field Investigator                             | 15.00/hour       |
| Geographical Information Systems Consultant    | 21.00/hour       |
| Hearing Officer                                | 40.00/hour       |
| Laboratory Technician                          | 25.00/hour       |
| Licensed Practical Nurse                       | 20.00/hour       |
| Breast Feeding Peer Counselor                  | 10.00/hour       |
| Breast Feeding Peer Counselor Coordinator      | 11.00/hour       |
| Nurse Practitioner                             | 48.00/hour       |
| Nutritionist                                   | 15.66/hour       |
| Office Assistant                               | 10.00/hour       |
| Occupational Therapist                         | 14.95/hour       |
| Pharmacy Consultant                            | 50.00/hour       |
| Public Health Education Specialist             | 15.00/hour       |
| Public Health Nurse                            | 30.00/hour       |
| Public Health Consultant #1                    | 10.00/hour       |
| Public Health Consultant #2                    | 20.00/hour       |
| Public Health Consultant #3                    | 30.00/hour       |
| Public Health Social Worker                    | 12.79/hour       |
| Record Retention Summer Intern                 | 6.00/hour        |
| Registered Nurse                               | 28.00/hour       |
| Refugee Health Assessment Language Interpreter | 20.00/assessment |
| Social & Preventive Medicine Intern            | 13.00/hour       |
| Vector & Pest Control Intern                   | 13.00/hour       |
| Veterinarian Service                           |                  |
| Dog Handler-Rabies Clinic                      | 5.7/hour         |
| Syringe Filler-Rabies Clinic                   | 5.76/hour        |
| Veterinary Services-Rabies Clinic              | 45.00/hour       |
| Confinement (Daily)                            | 5.00/day         |
| Examination                                    | 12.05/exam       |
| Specimen Preparation for Rabies Lab            | 55.00 speciman   |

EXHIBIT B  
Erie County Health Department  
Contractual Service Rates for Fee-For-Service Personnel  
Annual Compensation May Be \$10,000 or More

|                                    |             |
|------------------------------------|-------------|
| Dentist                            | 55.00/hour  |
| Dentist (Forensic)                 | 150.00/hour |
| Data Management Systems Consultant | 30.00/hour  |
| Physician                          | 65.00/hour  |
| Clinic Consultant                  | 40.00/hour  |
| Physician Assistant                | 48.00/hour  |
| Podiatrist                         | 55.00/hour  |

EXHIBIT C  
Erie County Health Department  
Emergency Medical Services Division  
Contractual Service Rates for Fee-For-Service Personnel  
Annual Compensation Will be Less than \$10,00

|                           |                               |
|---------------------------|-------------------------------|
| Fast, Inc.                | \$52.00/3 hours               |
| Fire Rescue Services      | 2.00/3hours                   |
| Legal Instructor - EMS    | 40.00/hour<br>(Limit 2 hours) |
| Lab Instructor            | 10.72/hour                    |
| Rescue Instructor         | 17.02/hour                    |
| Physician                 | 65.00/hour                    |
| Certified Lab Instructor  | 12.00/hour                    |
| Practical Work Instructor | 10.00/hour                    |

EXHIBIT D  
Erie County Health Department  
Emergency Medical Services Division  
Contractual Service Rates for Fee-For-Service Personnel  
Annual Compensation \$10,000 or More

Certified Instructor Coordinator    \$28.11/hour

RESOLVED, that the Erie County Executive is hereby authorized to enter into contracts and amendments to these contracts, with the following organizations to provide Public Health Services in order to assure the continuation of vital services:

State University of Buffalo at New York:  
 School of Engineering  
 Department of Clinical Laboratory Sciences  
 School of Marketing  
 School of Public Health and Health Professions  
 Department of Pathology and Anatomical Sciences (Histological Services)  
 Department of Family Services  
 Erie County Medical Center Corporation  
 Nurse Midwifery Associates of WNY, LLP  
 Academic Medicine Service, Incorporated  
 University Gynecology & Obstetricians, Incorporated  
 University at Buffalo Pathologist, Inc.  
 M/Mgmt Systems/Common Sense  
 Justice Trax  
 Cornell Cooperative Extension  
 Independent Health Foundation  
 University Emergency Medical Services  
 Unisys Corp.  
 Mitchell & McCormick, Inc.  
 Calspan-UB Research Center  
 Western New York Public Health Alliance, Inc.  
 Buffalo Computer Graphics  
 Internet Sexuality Information Services Inc.  
 Kaleida Health  
 Community Health Center of Buffalo;

and be it further

RESOLVED, that the necessary funds to cover the costs of these contracts have been appropriated in the 2008 Erie County Budget; and be it further

RESOLVED, that in as much as it is impractical to follow the request for proposal procedures, the Erie County Legislature hereby waives this procedure in the case of these services which must be provided immediately and on an uninterrupted basis as provided for in Section 19.08 of the Erie County Administrative Code.

- **DELETE Budget Resolution #27 in its entirety and REPLACE with the following:**

RESOLVED, that upon the recommendation of the Sheriff with respect to the Erie County Holding Center (EHC) and the Erie County Correctional Facility (ECCF), the County Executive, subject to legislative approval, is hereby authorized to enter into and/or renew agreements with the other counties of this state for the housing at the EHC or the ECCF of prisoners of such counties at a per diem per capita cost rate for each institution, and be it further

RESOLVED, that the County Executive, subject to legislative approval, is hereby authorized to negotiate a rate increase applicable to the agreement for housing federal prisoners of the U.S. Marshals Service and the Immigration and Naturalization Services; and be it further

RESOLVED, that upon the recommendation of the Sheriff, the County Executive, subject to legislative approval, is hereby authorized to enter into contract with other New York State counties for the housing of Erie County prisoners as may be required by the New York State Commission of Corrections.

- Amend Budget Resolution #61 as follows:

**DELETE** the 2<sup>nd</sup> RESOLVED clause and **REPLACE** with:

RESOLVED, effective January 1, 2008, Giambra appointees, identified in Communication 5E-11 (2000), will no longer accrue one hundred sixty hours of vacation credit on the 1<sup>st</sup> day of the year and instead will accrue vacation time in a manner similar to all other non-executive management confidential employees; and be it further

**ADD** the following after the 2<sup>nd</sup> Resolved Clause:

RESOLVED, nothing in this Budget Resolution will allow or authorize Giambra appointees in service on or after January 1, 2008, to “cash out” accrued compensatory time or vacation time, this Resolution merely limits the practice awarding Giambra appointees 160 hours of vacation time on the 1<sup>st</sup> of the year; and be it further

- DELETE Budget Resolution #70 in its entirety.

MS. WHYTE moved to amend the item. MR. REYNOLDS seconded.

CHAIRPERSON MARINELLI directed that a roll-call vote be taken.

AYES: GRANT, IANNELLO, KENNEDY, KOZUB, LOCKLEAR, LOUGHRAN, MARINELLI, MILLER-WILLIAMS, REYNOLDS and WHYTE. NOES: MILLS, RANZENHOFER, KONST, and MAZUR.

CARRIED. (10-4)

**ADD** the following **BUDGET RESOLUTION** after the last Budget Resolution:

WHEREAS, the Erie County Legislature recognizes the important and vital role that the Buffalo Niagara Film Commission can play as part of the effort to market this community to the film industry; and

WHEREAS, the Erie County Legislature wants to encourage the efforts of the Buffalo Niagara Film Commission by insuring that the office has adequate resources to continue its efforts on behalf of this community.



NOW, THEREFORE, BE IT

RESOLVED, that the Buffalo Niagara Convention and Visitors Bureau shall provide up to \$150,000.00 to the Buffalo Niagara Film Commission in January, 2008 for the operating expenses of the Buffalo Niagara Film Commission; and be it further

RESOLVED, that the Buffalo Niagara Film Commission shall prepare a budget showing how the funds allocated by this budget will be spent during the 2008 fiscal year; and be it further

RESOLVED, that the Buffalo Niagara Film Commission shall develop a strategic plan with measurable goals and outcomes for 2008; and be it further

RESOLVED, that the Buffalo Niagara Film Commission shall seek regional partnerships and identify additional sources of funding to help support and carry out the activities of Buffalo Niagara Film Commission; and be it further

RESOLVED, that the Buffalo Niagara Film Commission shall provide their 2008 budget and strategic plan to the Chairperson of the Erie County Legislature's Community Enrichment Committee on or before February 28, 2008.

MS. WHYTE moved to approve the item. MR. REYNOLDS seconded.

\*\*\* MR. WEINSTEIN entered the Legislative Chambers and is now present.

CHAIRPERSON MARINELLI directed that a roll-call vote be taken.

AYES: GRANT, KENNEDY, KOZUB, LOCKLEAR, LOUGHRAN, MARINELLI, MAZUR, MILLER-WILLIAMS, REYNOLDS and WHYTE. NOES: MILLS, RANZENHOFER, WEINSTEIN, IANNELLO and KONST.

CARRIED. (10-5)

### **ADJOURNMENT**

Item 2 - At this time, there being no further business to transact, Chairperson Marinelli announced that the Chair would entertain a Motion to Adjourn.

MR. REYNOLDS moved that the Legislature adjourn until Thursday, December 6, 2007 at 2 p.m. Eastern Standard Time. MS. WHYTE seconded.

CARRIED UNANIMOUSLY.

Chairperson Marinelli declared the Legislature adjourned until Thursday, December 6, 2007 at 2 p.m. Eastern Standard Time.

**ROBERT M. GRABER  
CLERK OF THE LEGISLATURE**