

**ERIE COUNTY LEGISLATURE**  
**MEETING NO. 10**  
**MAY 13, 2021**

The Legislature was called to order by Chair Baskin.

All members present.

An Invocation was held, led by Mr. Lorigo, who requested a moment of silence.

The Pledge of Allegiance was led by Mr. Johnson.

Item 1 – No tabled items.

Item 2 – No items for reconsideration from previous meeting.

Item 3 – MR. MEYERS moved for the approval of the minutes for Meeting Number 9 from 2021. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

**MISCELLANEOUS RESOLUTIONS**

Item 5 – MR. LORIGO presented a proclamation Celebrating Meibohm Fine Arts Upon the Occasion of 120 Years of Operation.

Item 6 – MR. LORIGO presented a proclamation Welcoming Rosie's Handcrafted Ice Cream to East Aurora.

Item 7 – MR. GILMOUR presented a proclamation Honoring Deputy Anthony Pellittieri for His Lifesaving Actions as a Member of the Erie County Sheriff's Office Quick Reaction Force.

Item 8 – MR. GILMOUR presented a proclamation Honoring Deputy J. Christien Ginnane for His Lifesaving Actions as a Member of the Erie County Sheriff's Office Quick Reaction Force.

Item 9 – MR. GILMOUR presented a proclamation Honoring Deputy Brian Pauly for His Lifesaving Actions as a Member of the Erie County Sheriff's Office Quick Reaction Force.

Item 10 – MR. GILMOUR presented a proclamation Honoring Detective Brent Francis for His Lifesaving Actions as a Member of the Erie County Sheriff's Office Quick Reaction Force.

Item 11 – MR. GILMOUR presented a proclamation Recognizing and Honoring Town of Hamburg Police Officer Bret P. McCabe.

Item 12 – MR. MILLS presented a proclamation Honoring Joanne Ely as Recipient of the Springville Area Chamber of Commerce 2021 President's Award.

Item 13 – MR. MILLS presented a proclamation Honoring Clyde Drake as Recipient of the Springville Area Chamber of Commerce 2021 President's Award.

Item 14 – MR. MILLS presented a proclamation Honoring Bill Skura as Recipient of the Springville Area Chamber of Commerce 2021 Citizen of the Year Award.

Item 15 – MR. MILLS presented a proclamation Honoring The Children's League as Recipient of the Springville Area Chamber of Commerce 2021 Non-Profit of the Year.

Item 16 – MR. MILLS presented a proclamation Honoring White's Appliance as Recipient of the Springville Area Chamber of Commerce 2021 Small Business of the Year.

Item 17 – MR. MILLS presented a proclamation Honoring Lamb & Webster as Recipient of the Springville Area Chamber of Commerce 2021 Business of the Year.

Item 18 – MR. MILLS presented a proclamation Honoring the Town of Evans' Hometown Heroes Program and the Town of Evans Veterans Committee.

Item 19 – MR. GREENE presented a proclamation Recognizing Luminary Award Recipients Margaret and Ronald Talboys for Outstanding Service to the Center for Elder Law and Justice.

Item 20 – MR. GREENE presented a proclamation Congratulating Steven Bengart, Pro Bono Volunteer of the Year at the Center for Elder Law and Justice.

Item 21 – MR. GREENE presented a proclamation Congratulating Carolyn Dowling on the Occasion of Her Retirement after 54 Years of Dedicated Service to the Nursing Profession.

Item 22 – MR. LORIGO, MR. GREENE, MR. TODARO & MR. MILLS presented a proclamation Recognizing and Thanking All Nurses and Healthcare Professionals in Celebrating National Nurses Week.

Item 23 – MR. LORIGO, MR. GREENE, MR. TODARO & MR. MILLS presented a proclamation Proclaiming May 9 - May 15, 2021 as National Police Week in Erie County.

Item 24 – MR. TODARO presented a proclamation Honoring Let's Do Wine & Buffalo BrewShop.

Item 25 – MR. TODARO presented a proclamation Honoring Grapevine d'Vine for Being a Valued and Trusted Woman-Owned Small Business.

Item 26 – MR. TODARO presented a proclamation Honoring Smokin' Little Diner as a Valued and Trusted Small Business in the Village of Depew.

MR. MEYERS moved for consideration of the above twenty-two items. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved to amend the above twenty-two items by adding one for CHAIR BASKIN, three for MR. GILMOUR and by including Et Al Sponsorship. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved for approval of the above twenty-six items as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

### **LOCAL LAWS**

Item 27 – CHAIR BASKIN directed that Local Law No. 1 (Print #1) 2020 remain on the table and in the PUBLIC SAFETY COMMITTEE.

GRANTED.

Item 28 – CHAIR BASKIN directed that Local Law No. 3 (Print #1) 2020 remain on the table and in the SMALL BUSINESS COMMITTEE.

GRANTED.

Item 29 – CHAIR BASKIN directed that Local Law No. 5 (Print #1) 2020 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 30 – CHAIR BASKIN directed that Local Law No. 8 (Print #1) 2020 remain on the table and in the GOVERNMENT AFFAIRS COMMITTEE.

GRANTED.

Item 31 – CHAIR BASKIN directed that Local Law No. 1 (Print #1) 2021 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

### **COMMITTEE REPORTS**

Item 32 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 83

May 6, 2021	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 6
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLS.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 4E-16 (2021)  
LORIGO, TODARO, GREENE & MILLS: “FOIL Request of Dept. of Personnel for Information Related to Comm. 3E-9 (2021)”  
(Chair’s Ruling)
  - b. COMM. 4E-17 (2021)  
LORIGO, TODARO, GREENE & MILLS: “FOIL Request of Dept. of Social Services for Information Related to Comm. 3E-9 (2021)”  
(Chair’s Ruling)
  - c. COMM. 9D-6 (2021)  
DEPUTY COMPTROLLER: “Letter to Legislature Regarding January-February Sales Tax Receipts”  
(Chair’s Ruling)
2. INTRO. 9-1 (2021)  
VINAL  
WHEREAS, starting with the Sweet Home Central School District property taxes in 2018, and continuing for the 2019 and 2020 property taxes for the County, Town of Amherst and Sweet Home Central School District, a change in SBL number occurred for the Asian Center Mall LLC parcel at 2055 Niagara Falls Boulevard, leading to the apparent non-payment of these property taxes for the parcel; and

WHEREAS, due to the SBL change, the bank escrow agent for the Asian Center Mall paid the Asian Center Mall’s property taxes and those payments were credited to an adjoining parcel (owned by a different corporation), instead of being credited for the Asian Center Mall parcel at 2055 Niagara Falls Boulevard; and

WHEREAS, the SBL change for Asian Center Mall was not identified at the time by the bank escrow agent, and led to a situation in which the parcel at 2055 Niagara Falls Boulevard, Amherst was shown in the Erie County Department of Real Property Tax Services' GOVERN real property tax system as delinquent, leading to that Department's imposition of interest and penalties; and

WHEREAS, in 2020, the change was discovered, leading to the bank contacting representatives of the Town of Amherst and later, Erie County, and leading to the payment of the past due property taxes for 2055 Niagara Falls Boulevard; and

WHEREAS, while the principal amount of property taxes due to the County and to the Town of Amherst and Sweet Home School District was paid in December 2020, the County's Department of Real Property Tax Services had levied interest and penalties on the unpaid taxes, as per the Erie County Tax Act; and

WHEREAS, Asian Center Mall's bank escrow agent has fully paid the 2021 County and Town property taxes, but the interest and penalties from the prior years' remains unpaid and continues to accumulate; and

WHEREAS, as of April 27, 2021, the interest and penalties total \$112,190.68, but will increase after April 30, 2021; and

WHEREAS, because of the SBL change, and the Asian Center Mall's bank making timely, and good faith efforts to pay the 2018, 2019 and 2020 taxes for their client (which were recorded as payments for another property), the bank is seeking authorization by the Erie County Legislature to waive the interest and penalties.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby authorizes the waiving of all outstanding interest and penalties for the parcel at 2055 Niagara Falls Boulevard for the 2018, 2019, 2020 and 2021 fiscal years; and be it further

RESOLVED, that the Director of the Erie County Department of Real Property Tax Services is hereby authorized and directed to waive all interest and penalties for the parcel at 2055 Niagara Falls Boulevard for this one-time action; and be it further

RESOLVED, that certified copies of this resolution shall be transmitted to the County Executive, County Attorney, Director of Real Property Tax Services, Amherst Town Attorney, and Evans Bank (c/o Lisa Colvin, Assistant Vice President).  
(5-0)

3. COMM. 9E-12 (2021)  
COUNTY EXECUTIVE

WHEREAS, the below grant programs are included in Book B of the 2021 Adopted Budget;  
and

WHEREAS, the 2021 Adopted Budget resolutions require legislative approval for the County Executive to enter into contracts with grantor agencies for the purpose of receiving grants awarded or budgeted for fiscal year 2021.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contracts with grantor agencies for the purpose of receiving grants, following review and approval by the Director of Budget and Management with respect to the availability of State, Federal or other funding sources, for the following grant programs:

<u>Grant Title</u>	<u>Grant Start Date</u>	<u>Total Appropriation</u>
Law/County Attorney		
Aid to Localities-Indigent Defense	10/1/2021	184,200
Total Department		184,200
Central Police Services		
Aid to Crime Labs	7/1/2021	1,620,988
DNA Backlog Reduction Program	10/1/2020	476,851
Gun Involved Violence Elimination	7/1/2021	319,050
National Forensic Sciences Improvement Act	10/1/2021	53,518
Road Safety Grant	10/1/2021	25,010
Total Department		2,495,417
District Attorney		
Aid to Prosecution	4/1/2021	1,459,762
BE SAFE	10/1/2021	359,964
Crimes Against Revenue Program	1/1/2021	493,349
Federal Family Violence Prevention Svcs Act	4/1/2021	70,428
Gun Involved Violence Elimination	7/1/2021	880,999
Motor Vehicle Theft & Ins Fraud Prev	1/1/2021	135,961
STOP Violence Against Women	1/1/2021	113,062
Victim/Witness Assistance	10/1/2021	780,209
Total Department		4,293,734
Probation		
Alternatives to Incarceration	7/1/2021	92,634
BE SAFE	10/1/2021	109,079
Conditional Release Program	7/1/2021	133,255
Gun Involved Violence Elimination	7/1/2021	263,016

Intensive Supervision Program	1/1/2021	322,445
Office of Victim Services	10/1/2021	98,668
Opioid Response	10/1/2021	273,374
<b>Total Department</b>		<b>1,292,471</b>

**Sheriff**

Gun Involved Violence Elimination	7/1/2021	325,101
<b>Total Department</b>		<b>325,101</b>

**Senior Services**

Alzheimer Disease Caregiver Support Initiative	1/1/2021	224,121
Areawide Agency on Aging	1/1/2021	1,604,194
Community Services for the Elderly	4/1/2021	2,210,791
Congregate Dining Nutrition	1/1/2021	2,369,348
Congregate Services Initiative	4/1/2021	36,269
Disease Prevention & Health Promotion Services	1/1/2021	135,495
Elder Caregiver Support	1/1/2021	1,138,611
Expanded In-Home Services for the Elderly	4/1/2021	3,442,773
Health Insurance Info, Counseling & Assistance	4/1/2021	61,688
Home-Delivered Nutrition	1/1/2021	2,717,794
Medicare Improvements for Patients & Providers Act-ADRC	9/30/2021	50,670
New York Connects	4/1/2021	603,256
Nutrition Services Incentive Program	10/1/2021	669,443
NYS Areawide Agency on Aging Transportation	4/1/2021	57,463
NYS Retired Senior Volunteer Program	7/1/2021	6,014
Retired Senior Volunteer Program	4/1/2021	175,521
Senior Aides	7/1/2021	876,195
Unmet Need	4/1/2021	766,247
Wellness in Nutrition	4/1/2021	1,135,887
<b>Total Department</b>		<b>18,281,780</b>

**Health**

Comprehensive Addiction and Recovery Act	10/1/2021	
Erie County Communities That Heal	4/1/2021	
Expanded Partner Services	4/1/2021	105,000
Expanded Syringe Access and Disposal Project	10/1/2021	78,000
Family Planning Services	1/1/2021	494,062
HIV Prevention Communities of Color	5/1/2021	175,000
Immunization Action Plan	4/1/2021	339,888

Naloxone Expansion & Emergency		
Department Care	9/30/2021	400,000
Opioid Overdose Review Board	9/30/2021	333,000
Partners for Prevention Infrastructure CSP	10/1/2021	281,000
PREP & Other HIV Prevention Services	4/1/2021	300,000
Public Health Campaign STD	7/1/2021	125,365
Public Health Campaign TB	3/31/2021	378,240
STD Outreach Intervention	1/1/2021	475,000
Teen Pregnancy Prevention	7/1/2021	100,500
PH Preparedness/Response to Bioterrorism	7/1/2021	618,239
Beach Water Quality Monitoring	10/1/2021	12,855
Childhood Lead Poisoning Prevention	10/1/2021	589,199
Enhanced Drinking Water Protection	4/1/2021	135,506
Healthy Neighborhoods	4/1/2021	273,600
Lead Poisoning Primary Prevention	4/1/2021	1,162,822
Public Health Laboratory Response		
Network	7/1/2021	25,000
Youth Tobacco Enforcement & Prevention	4/1/2021	218,028
Highway Safety	10/1/2021	39,200
Medical Examiner Toxicology Lab Aid	7/1/2021	102,108
National Forensic Science Improvement	10/1/2021	51,490
<b>Total Department</b>		<b>6,813,102</b>
<b>Mental Health</b>		
Peer to Peer Mentoring	1/1/2021	92,500
Single Point of Access	1/1/2021	89,100
<b>Total Department</b>		<b>181,600</b>
<b>County Executive</b>		
Office of Workforce Development	1/1/2021	227,974
<b>Total Department</b>		<b>227,974</b>
<b>Environment &amp; Planning</b>		
Community Development Block Grant	4/1/2021	5,037,461
<b>Total Department</b>		<b>5,037,461</b>
<b>Library</b>		
Central Library Book Aid	1/1/2021	58,295
Central Library Development Aid	1/1/2021	257,040
Continuity of Service	1/1/2021	41,465
NYS Library System Automation	1/1/2021	63,438
Coordinated Outreach	1/1/2021	140,082
Library Svcs to County Correctional		
Facilities	4/1/2021	7,271
Library Svcs to State Correctional Facilities	1/1/2021	37,918
<b>Total Department</b>		<b>605,509</b>



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Grand Total	39,738,349
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and be it further

RESOLVED, that the County Executive is hereby authorized to enter into sub-contracts with community agencies funded under the above grants as indicated in Book B of the 2021 Adopted Budget; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust grant periods and items of appropriations and revenues, including contractual agency amounts, based on grantor requirements or county share adjustments, provided there are no changes to authorized personnel levels; and be it further

RESOLVED, that certified copies of this resolution be forwarded to the following departments: District Attorney, Office of the Sheriff, Probation, Senior Services, Central Police Services, Library, Health Department, Mental Health, Office of the Comptroller, Department of Environment and Planning, County Attorney's Office and the Division of Budget and Management.  
(5-0)

**TIMOTHY J. MEYERS**  
**CHAIR**

Item 33 – MR. MEYERS presented the following report and moved for immediate consideration and approval. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 84

May 6, 2021	ENERGY & ENVIRONMENT COMMITTEE REPORT NO. 8
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLS.  
CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 9M-1 (2021)  
NYSDEC: "Invitation for Public Comment - Proposal to Address Contamination at 33-35 Norris Ave., Buffalo"  
(Chair's Ruling)
  - b. COMM. 9M-2 (2021)

NYSDEC: “Invitation for Public Comment - Program Application and Draft Work Plan for the Michigan-Best Development Site at Best St., Michigan Ave. & Edna Pl., Buffalo”  
(Chair’s Ruling)

c. COMM. 9M-3 (2021)

NYSDEC: “Announcement for Beginning of Contamination Cleanup at 837 Bailey Ave., Buffalo”  
(Chair’s Ruling)

d. COMM. 9M-5 (2021)

NYSDEC: “Fact Sheet - Brownfield Cleanup Program Application for the Michigan-Best Development Site at Best St., Michigan Ave. & Edna Pl., Buffalo”  
(Chair’s Ruling)

e. COMM. 9M-6 (2021)

NYSDEC: “Fact Sheet - Brownfield Cleanup Program Application for 33-35 Norris Ave., Buffalo”  
(Chair’s Ruling)

2. COMM. 9E-4 (2021)

COUNTY EXECUTIVE

WHEREAS, emergency repairs associated with the influent pumping system for the Southtowns Advanced Wastewater Treatment Facility (AWTF) are required; and

WHEREAS, the expenses related to these unanticipated emergency repairs may adversely impact the 2021 operational budget for Erie County Sewer District (ECSD) No. 3; and

WHEREAS, sufficient authorization is available in ECSD No. 3 Bond Account C.17301 to fund these emergency repairs.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby approved for costs, not to exceed \$600,000, to be allocated in ECSD No. 3 Bond Account C.17301 for expenses related to the emergency repairs of the influent pumping system for the Southtowns AWTF; and be it further

RESOLVED, that the Division of Sewerage Management be authorized to identify the specific expenses related to the aforementioned emergency repairs and notify the Division of Purchase, the Comptroller’s Office, and/or the Division of Budget and Management of the need to allocate those expenses to Bond Account C.17301; and be it further

RESOLVED, that the County Comptroller is authorized and directed to allocate up to \$600,000 in ECSD No. 3 Capital Bond Account C.17301 for expenses identified by the Division of Sewerage Management for the emergency repairs at the Southtowns AWTF; and be it further

RESOLVED, that the Clerk of the Legislature be directed to send one certified copy of this Resolution to the County Executive, the Erie County Comptroller, the Director of the Division of

Budget and Management, the Director of Purchase, and Joseph Fiegl, P.E. Department of Environment and Planning, Division of Sewerage Management.  
(5-0)

**TIMOTHY J. MEYERS**  
**CHAIR**

Item 34 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. TODARO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 85

May 6, 2021	PUBLIC SAFETY COMMITTEE REPORT NO. 6
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following items are hereby received and filed:
  - a. COMM. 5M-4 (2021)  
ECCSAB: “Letter to Superintendent of Jails Requesting Input on Proposed Draft Pre-Release Plan”  
(Chair’s Ruling)
  - b. COMM. 8M-7 (2021)  
HABIB JOHNSON: “Letter to EC Legislature Regarding the Elimination of the ECHC & ECCF’s Informal Grievance Process”  
(Chair’s Ruling)

2. COMM. 9E-2 (2021)  
SHERIFF

WHEREAS, the US Department of Homeland Security through the NYS Division of Homeland Security and Emergency Services has awarded \$150,000.00 to the Erie County Sheriff’s Office in funding specifically allocated to agencies with established Bomb Squads Units; and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into contract and accept \$150,000.00 in federal resources to provide funds for specialized training and equipment to protect the residents of Erie County and the State of New York from terrorist attacks involving explosive devices; and

WHEREAS, at the time of the grant application the Erie County Sheriff’s Office must submit a specific list of training modules and the NYSDHSES approved consultants; and

WHEREAS, the NYSDHSES must approve the training vendors prior to the award of the grant; and

WHEREAS, in an effort to maintain a highly trained and effective bomb squad, the Erie County Sheriff's Office use these funds to procure equipment and training critical to the advancement of this unit;  
and

WHEREAS, the NYSDHSES approved training and vendors for this grant are as follows:

Tactical Electronics- Manual Neutralization Techniques & IED Electronics Course.  
D-Co Leaders and Training LLC- Explosive Breacher Training.

and

WHEREAS, there will be no impact on County tax dollars.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Sheriff's Office and the County Executive are hereby authorized to enter into an agreement with New York State Department of Homeland Security and Emergency Services for specialized training and equipment in the amount of \$150,000.00 and utilized accepted FY19 NYSDHSES grant funding; and be it further

RESOLVED, that authorization is hereby provided to the Division of Budget and Management to establish funding for FY19 in the Grant Fund 281 and budget those funds as follows:

Erie County Sheriff's Office  
FY 2019 Bomb Squad Grant  
April 1, 2021 to August 31, 2022

<u>REVENUE</u>	<u>Increase</u>
Account 414000 – Federal Revenue	<u>\$ 150,000.00</u>
<b>TOTAL REVENUE</b>	<u><b>\$ 150,000.00</b></u>

<u>APPROPRIATIONS</u>	<u>Increase</u>
Account 561410 – Lab & Technical Equipment	\$ 98,000.00
Account 510200 – Training and Education	\$ 45,000.00
Account 510100 – Out of Area Travel	<u>\$ 7,000.00</u>
<b>TOTAL APPROPRIATIONS</b>	<u><b>\$150,000.00</b></u>

and be it further

RESOLVED, the Division of Budget and Management is authorized to make any technical adjustments necessary to effectuate this transfer should there be any unforeseen issues; and be it further

RESOLVED, the Erie County Comptroller's Office is hereby authorized to release the designated funds and make payments as necessary; and be it further

RESOLVED, that the Clerk of the Legislature send certified copies the County Executive Office, the Division of Budget and Management, the County Attorney, the Office of the Comptroller and the Office of the Sheriff for implementation.

(6-0)

3. COMM. 9E-5 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Homeland Security & Emergency Services is responsible for providing public safety through comprehensive emergency management planning, preparedness, training, response and coordination of emergency services in Erie County during actual or potential disaster events; and

WHEREAS, the US Department of Homeland Security, Federal Emergency Management Agency with administration of the funds through the New York State Department of Homeland Security & Emergency Services has agreed to provide funding in the amount of \$172,000 in federal assistance to continue the implementation of programs to enhance the ability of Erie County to manage emergency and disaster situations; and

WHEREAS, the Department of Homeland Security & Emergency Services requires legislative approval to accept the funds and to establish a grant budget in Fund 281; and

WHEREAS, no County funds will be necessary for Erie County to accept these funds to serve individuals residing in Erie County; and

WHEREAS, this is a regional grant and Erie County is required to assist the Erie County Hazmat team, Niagara County Hazmat Team and Buffalo Fire Hazmat team; and

WHEREAS, authorization is required from the Erie County Legislature for the County Executive to enter into contract and accept \$172,000 in federal resources to provide funding for the purchase of necessary equipment and training to enhance the ability of Erie County to manage emergency & disaster situations.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to accept US Department of Homeland Security, Federal Emergency Management Agency with administration of the funds through New York State Office of Department of Homeland Security & Emergency Services to receive \$172,000 in grant funding for the Department of Homeland Security & Emergency Services; and be it further

RESOLVED, that this grant, under the Department of Homeland Security & Emergency Services will meet the goals and objectives; and be it further

RESOLVED, these funds will be utilized to enhance the ability of Erie County to manage emergency and disaster situations; and be it further

RESOLVED, these funds will be utilized to assist the Erie County Hazmat Team, Niagara County Hazmat Team and the Buffalo Fire Hazmat Team; and be it further

RESOLVED, that the authorization is hereby provided to the Division of Budget and Management to establish funding in the Grant 281, as follows:

Erie County Department of Homeland Security & Emergency Services  
Grant Fund 281, Fund Center 1670030  
May 1, 2021 - August 31, 2022  
HS167HAZMAT1922

Revenue	Increase
Account 414000 – Federal Revenue	\$172,000.00

Appropriation	Increase
Account 561410 – Lab & Tech Equipment	\$136,500.00
Account 510100 – Out of Area Travel	\$ 8,000.00
Account 510200 – Training & Education	\$ 1,500.00
Account 516030 – Maintenance Contracts	<u>\$ 26,000.00</u>
	\$172,000.00

and be it further

RESOLVED, that the Director of Budget & Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by changes to the grant or award, provided there are no changes to county share amounts; and be it further

RESOLVED, that certified copies of this resolution be furnished to the Office of the County Executive, the Department of Homeland Security & Emergency Services c/o Melissa Calhoun, the County Attorney, the Office of the Comptroller, and the Division of Budget and Management.  
(6-0)

4. COMM. 9E-15 (2021)  
SHERIFF

WHEREAS, the Erie County Sheriff's Office offers numerous educational and re-entry programs for inmates; and

WHEREAS, the Sheriff's Office seeks to expand the programming with literacy, fatherhood, and personal growth workshops and opportunities; and

WHEREAS, Literacy Buffalo Niagara will provide training to inmates interested in acting as tutors to their peers; and

WHEREAS, the tutors will participate in training and share that knowledge to increase individuals' basic literacy skills. The group will instruct participants about adult literacy tutoring, how reading skills are developed, and strategies to teach various reading skills, lesson planning, and the materials and resources used for the program; and

WHEREAS, the contract will not exceed \$4,500.00 and will expire on December 31, 2021; and

WHEREAS, the Sheriff's Office and the Buffalo Fatherhood Initiative of Buffalo Prenatal will partner to offer virtual, group-based fatherhood workshops to inmates; and

WHEREAS, the 6-week program offers twelve fatherhood workshops for up to fifteen participants will provide evidence-based parenting education using the "Nurturing Fathers Program" (NFP):

NFP provides 32.5-hours of curriculum that addresses:

- Fathering
- Self-nurturing
- Overcoming barriers to fathering
- Discipline
- Fathering sons/daughters
- Co-parenting

and

WHEREAS, the agreement will not exceed \$5,500.00 and will expire no later than December 31, 2021; and

WHEREAS, the Sheriff's Office will enter into an agreement with Prisoners are People Too, Inc., to provide a series of presentations over 10-weeks titled "Restorative Circles." The topics will include:

- Living Together as a Community;
- Exploring Dimensions of Identity/Who am I Really?;
- Core Self/Seeing the Light Instead of the Lampshade;
- Pick an Emotion/Emotional Weather Report;
- Unfairness in Life/Jesse's Story/ Dealing with Losses in My Life;
- Understanding trauma/ What Went Right in Your Family;
- Gender Box/Self-Love;
- Elements of Healthy Relationships/Choosing Trustworthy Friends;
- Family Connections;
- Talking about Sex/sexual Relationships and Emotional Needs.

and

WHEREAS, the agreement is for one 10-week session that will expire no later than December 31, 2021, and will not exceed \$4,950.00; and

WHEREAS, these professional agreements will not have any fiscal impact on the 2021 County Budget because commissary funds will be utilized.

NOW, THEREFORE, BE IT

RESOLVED, the Erie County Legislature authorizes the County Executive and the Erie County Sheriff's Office to enter into an agreement with Literacy Buffalo Niagara, 1 Lafayette Square, Buffalo, New York 14203 will not exceed \$4,500.00 and will expire December 31, 2021; and be it further

RESOLVED, the Erie County Legislature authorizes the County Executive and the Erie County Sheriff's Office to enter into an agreement with Buffalo Pre-Natal-Perinatal Network, Inc., 625 Delaware Avenue, Suite 410, Buffalo, New York 14202 and the contract will not exceed \$5,500.00 and will expire no later than December 31, 2021; and be it further

RESOLVED, the Erie County Legislature authorizes the County Executive and the Erie County Sheriff's Office to enter into an agreement with Prisoners Are People Too, Inc., 4305 Union Road, Cheektowaga, New York 14225 the agreement is for one 10-week session that will expire no later than December 31, 2021, and will not exceed \$4,950.00; and be it further

RESOLVED, the Erie County Comptroller's Office is hereby authorized to release the designated funds and make any payments for the approved agreements; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Executive, The County Attorney, County Comptroller, Division of Budget and Finance, Division of Purchasing, and the Sheriff's Office for implementation.

(6-0)

5. COMM. 9E-16 (2021)

SHERIFF

WHEREAS, the area has seen an increase in gun-related violence over the past year, and Crime Stoppers WNY continues to encourage citizens to come forward with information about the violence with rewards; and

WHEREAS, the organization's "Help Stop The Violence" initiative is designed to increase crime-solving rates by encouraging community engagement; and

WHEREAS, Crime Stoppers WNY regularly offers and pays rewards for information leading to the arrests of subjects involved in violent acts; and



WHEREAS, the Sheriff's Office has been a long supporter of Crime Stoppers and is seeking to transfer \$10,000.00 to support Crime Stoppers WNY and its mission for safer streets; and

WHEREAS, the Erie County Sheriff's Office has two licensed pilots for Air-1; and

WHEREAS, under Federal Aviation Regulations (14 CFR §61.133), a commercial pilot rating is required for missions flown in support of law enforcement; and

WHEREAS, a Commercial Pilot Certificate is a method of ensuring that law enforcement pilots are appropriately rated for the missions they perform; and

WHEREAS, the Sheriff's Office has two licensed that need to fulfill this FAA requirement; and

WHEREAS, the pilots also will complete Recurrency and Proficiency training; and

WHEREAS, this training complies with FAA Federal Aviation Regulation §61.56; and

WHEREAS, during this pilot training course, the pilots perform emergency flight procedures in simulated scenarios, which include full touch-down autorotation, simulated engine failure, hydraulic failure, and simulated tail rotor malfunctions; and

WHEREAS, the Sheriff's Office is utilizing seized assets to certify two Deputies to the FAA requirement and complete Recurrency and Proficiency, as well as for Crime Stoppers WNY; and

WHEREAS, the Asset Forfeiture Trust Account balance as of April 26, 2021, is \$536,660.00; and

WHEREAS, these initiatives will not have any fiscal impact on the 2021 County Budget; and

WHEREAS, the items requested meet the U.S Justice and Treasury department's guidelines outlined in the July 2018 Guide to Equitable Sharing. Each year, the Erie County Sheriff's Office recertifies with the departments to maintain its program eligibility.

**NOW, THEREFORE, BE IT**

**RESOLVED**, the Erie County Legislature authorizes the Erie County Sheriff's Office and Division of Budget and Management to transfer \$10,000.00 from the Asset Forfeiture Trust Account #421550 to account #516410; and be it further

**RESOLVED**, the Erie County Legislature authorizes the Erie County Sheriff's Office and Division of Budget and Management to transfer \$117,000.00 from the Asset Forfeiture Trust Account #421550 to account #510100 – Out of Area Travel:

Sheriff – SAFS Funded Program		
<u>REVENUE</u>		<u>DECREASE</u>
421550	Forfeiture Crime Proceeds	<u>\$ 127,000.00</u>
<u>APPROPRIATION</u>		<u>INCREASE</u>
510100	Out of Area Travel	\$ 117,000.00
516010	Contractual Payments	<u>\$ 10,000.00</u>
	Total Revenue	<u>\$ 127,000.00</u>

and be it further

RESOLVED, the designated seized asset fund expenditures meet the U.S Justice and Treasury department’s guidelines outlined in the July 2018 Guide to Equitable Sharing; and be it further

RESOLVED, the Division of Budget and Management is authorized to make any technical adjustments necessary to effectuate this acquisition should there be any unforeseen issues; and be it further

RESOLVED, that the Erie County Sheriff’s Office and the Division of Budget and Management are authorized to have any unused funding either remain in the designated account or returned to the Asset Forfeiture Trust Account; and be it further

RESOLVED, the Erie County Comptroller’s Office is hereby authorized to release the designated funds and make any payments necessary to complete the acquisition of the vehicle following the bidding process; and be it further

RESOLVED, certified copies of this resolution shall be forwarded to the County Executive, County Comptroller, Division of Budget and Finance, Division of Purchasing, and the Sheriff’s Office for implementation.

(6-0)

**HOWARD J. JOHNSON, JR.**  
**CHAIR**

Item 35 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. MILLS seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 86

May 6, 2021	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 8
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ALL MEMBERS PRESENT, EXCEPT LEGISLATOR MILLS.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is received and filed:
  - a. COMM. 9M-4 (2021)  
NFTA: “Minutes for NFTA Board Meeting Held on 12/10/2020”  
(Chair’s Ruling)

2. COMM. 9E-9 (2021)  
COUNTY EXECUTIVE  
WHEREAS, the 2021 Adopted County Budget contains the Large Culvert, Small Bridge & Pedestrian Bridge Inspection Program, Capital Bridge Design, Miscellaneous Small Bridge & Culvert Design and Federal Aid Bridge Preservation Design projects; and

WHEREAS, the funding budgeted for these projects was bonded totaling \$1,200,000; and

WHEREAS, switching these projects to pay-as-you-go (“PAYGO”) funding and eliminating the need to bond these projects will save the County money since it will eliminate debt service interest payments over multiple years; and

WHEREAS, the recently enacted New York State SFY 21-22 Budget approved funding levels for CHIPs, Extreme Winter Recovery (EWR) and PAVE-NY to Erie County by \$ 5.3 million above the amount approved in the 2021 Adopted Budget for Highways. \$ 1,200,000 of this excess funding may be utilized to support this PAYGO need.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve a budget increase of \$1,200,000 for both Accounts 407000 Consolidated Highway Aid and 570000 Interfund Transfers Subsidy in Fund 210, Funds Center 123; and be it further

RESOLVED, that the Division of Budget and Management in coordination with the Office of Comptroller create four projects as follows:

B.211XX, Large Culvert, Small Bridge & Pedestrian Bridge Inspection Program	\$ 500,000
B.211XX Capital Bridge Design	\$ 350,000
B.211XX Misc. Small Bridge & Culvert Design	\$ 175,000
B.211XX Federal Aid Bridge Preservation – Design	<u>\$ 175,000</u>
	\$1,200,000

and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution to the Department of Public Works, Office of the Commissioner, and one

copy each to the Office of the County Executive, the Division of Budget and Management, the County Attorney, and the Office of the Comptroller.  
(5-0)

3. COMM. 9E-11 (2021)  
COUNTY EXECUTIVE

WHEREAS, Honorable Gerald J. Whelan, Presiding Justice of the 4<sup>th</sup> Department Appellate Division, along with the New York State Office of Court Administration (“OCA”), have requested to remain in their current office space that is used as local chambers for Erie County’s resident justices of the Fourth Department; and

WHEREAS, pursuant to New York State Finance Law §54-j(1-a)(a), the County is entitled to one hundred percent reimbursement from New York State for the cost associated with providing facilities for the transaction of business by an appellate division; and

WHEREAS, the County established a lease agreement in 2016 (authorized by Comm. 25E-10 (2016)) with Seneca Larkin 701, LLC for office space for the Fourth Department Appellate Justices at 701 Seneca Street, City of Buffalo, with the initial five-year term expiring on or about January 31, 2022; and

WHEREAS, the Fourth Department Appellate Justices would like to remain in this office space and have requested that the County exercise the option contained within the original lease agreement to extend the lease for an additional five-year term at a two percent increase in base rent; notice of which must be given to Seneca Larkin 701, LLC by May 31, 2021; and

WHEREAS, the County Executive is requesting authorization from the Legislature to enter into an agreement with Seneca Larkin 701, LLC as the landlord for housing the Fourth Department Appellate Justices at 701 Seneca Street, City of Buffalo for a five-year term beginning February 1, 2022 to January 31, 2027.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to enter into a contract with Seneca Larkin 701, LLC as the landlord for the purposes of providing local chambers for the Fourth Department Appellate Justices at 701 Seneca Street, City of Buffalo for a five-year term from February 1, 2022 to January 31, 2027; and be it further

RESOLVED, that the County is hereby authorized to accept reimbursement from the New York State Office of Court Administration for the County’s provision of leased space at 701 Seneca Street, City of Buffalo for the term specified herein, or for as long as said agreement between the County and Seneca Larkin 701, LLC remains in effect; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make the necessary budgetary adjustments to adjust appropriations and revenues in future year budgets, to provide payment to Seneca Larkin 701, LLC and to receive reimbursement from New York State with said expense and revenue inuring in the Department of Public Works, Division of Buildings and Grounds; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive, the County Attorney, and the Director of the Division of Budget and Management.

(5-0)

**HOWARD J. JOHNSON, JR.**  
**CHAIR**

Item 36 – MS. CHIMERA presented the following report and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 87

May 6, 2021	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 6
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ALL MEMBERS PRESENT.

CHAIR BASKIN PRESENT AS EX-OFFICIO MEMBER.

1. RESOLVED, the following item is hereby received, filed and printed:
  - a. COMM. 9E-14 (2021)  
COUNTY EXECUTIVE: “Appointment to ECMCC”  
(Chair’s Ruling)

April 21, 2021

Erie County Legislature  
92 Franklin St – Fourth Floor  
Buffalo, New York 14202

RE: Appointment to the Erie County Medical Center Corporation

Dear Honorable Members:

Pursuant to the powers vested in me by Section 3628(c)(2) of the New York Public Authorities Law, I, Mark C. Poloncarz, Erie County Executive, do hereby appoint the following individual to serve on the Erie County Medical Center Corporation Board of Directors for the annual non-voting director position appointed by the county executive, which position does not require your approval.

NAME AND ADDRESS

TERM EXPIRATION

REPLACING

Benjamin Swanekamp  
2917 Main Street, Unit 404  
Buffalo, NY 14214

December 31, 2026

Scott A. Bylewski

If you have any questions regarding this appointment please contact Jordan Zyglis of my office at your earliest convenience.

Sincerely yours,

Mark C. Poloncarz, Esq.  
Erie County Executive

2. RESOLVED, the following items are hereby received and filed:
  - a. INTRO. 10-9 (2020)  
LORIGO: “Calling on Administration to Provide Statistics on Active COVID-19 Infections in EC”  
(Chair’s Ruling)
  - b. COMM. 9E-1 (2021)  
LORIGO, TODARO, GREENE & MILLS: “Letter to Commissioner of Social Services Regarding Outstanding FOIL Request”  
(Chair’s Ruling)
  - c. COMM. 9D-3 (2021)  
DIRECTOR OF BUDGET & MANAGEMENT: “Notification of New COVID-19 Position”  
(Chair’s Ruling)
  - d. COMM. 9D-4 (2021)  
COMMISSIONER OF SOCIAL SERVICES: “Child Protective Caseloads for 03/2021”  
(Chair’s Ruling)
  - e. COMM. 9D-5 (2021)  
COMMISSIONER OF HEALTH: “Updated Nursing Home Outbreak Information - 4/10/2021”  
(Chair’s Ruling)
  - f. COMM. 9D-7 (2021)  
DIRECTOR OF BUDGET & MANAGEMENT: “Notification of COVID-19 Related Budget Adjustments”  
(Chair’s Ruling)
  - g. COMM. 9D-8 (2021)  
COMMISSIONER OF HEALTH: “Updated Nursing Home Outbreak Information - 4/17/2021”  
(Chair’s Ruling)

h. COMM. 9D-11 (2021)  
DEPARTMENT OF LAW: “Local Emergency Order Extensions”  
(Chair’s Ruling)

3. COMM. 9E-6 (2021)  
COUNTY EXECUTIVE

WHEREAS, a key provision of the Preventing Sex Trafficking and Strengthening Families Act is to move sexually exploited youth from the criminal and juvenile justice systems to the family court where children and their families can receive support and services from the child welfare system; and

WHEREAS, services are to be provided to victims of sex trafficking and core elements of the service include case management, emergency temporary housing, health care, mental health counseling, language interpretation and translation services, job training and placement and services to assist in establishing permanent residence; and

WHEREAS, International Institute of Buffalo has been the lead agency for this program since its inception and is the only local agency with the expertise and existing resources to carry out the program; and

WHEREAS, International Institute of Buffalo was re-awarded this contract in 2018 after a request-for-proposal, and the next scheduled request for proposal for this program is scheduled for 2021; and

WHEREAS, a gradual decrease in New York State funding over the past few years has required additional county funding to operate this valuable program.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to enter into contract with the State of New York to accept funding for the Safe Harbor for Exploited Children program; and be it further

RESOLVED, that the Commissioner of Social Services and the County Executive are hereby authorized to enter into contract with the International Institute of Buffalo in the amount of \$183,000 for the provision of services for the Safe Harbor for Exploited Children program; and be it further

RESOLVED, that the following budget amendments are hereby authorized in the 2021 Budget in order to establish New York State funding for the Safe Harbor program:

Department of Social Services - 2020 Budget	
Fund 110 Funds Center 120	
Revenue	Increase
409000 State Aid	\$33,000
Expense	

516400 Preventive Agencies - International Institute	\$33,000
Net County Cost	0

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any additional budget adjustment which may be required in order to match appropriations with New York State funding allocation adjustments; and be it further

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

(6-0)

4. COMM. 9E-7 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Social Services is responsible for administering social service programs for eligible families and individuals in Erie County; and

WHEREAS, the Erie County Department of Social Services has been awarded \$10,000 by the Redlich Horowitz Foundation to support our continued implementation of strategies and practices to strengthen our county's readiness to implement the Federal Family First Prevention Services Act; and

WHEREAS, the Erie County Department of Social Services has identified Family Help Center as the recipient of this award to identify necessary supports for families that will prevent placement or support relative/kin caregivers in the early and most critical times of a placement; and

WHEREAS, the Department of Social Services requires legislative approval to accept the Foundation funds and to establish budget in Fund 110; and

WHEREAS, no County funds will be necessary for Erie County to accept this foundation aid to serve individuals residing in Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby authorize the County Executive to accept Redlich Horowitz Foundation funds to support our continued implementation of strategies and practices to strengthen our county's readiness to implement the Federal Family First Prevention Services Act, and authorizes the Division of Budget and Management to establish budget as follows:

Erie County Department of Social Services  
Fund 110, Funds Center 120

Revenue	Increase
Account 418430 – Donated Funds	\$10,000



Appropriation	Increase
Account 516010 – Contract Payments – Nonprofit Purch Serv	\$10,000

and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust items of appropriations and revenues which may be impacted by any changes to the grantor award, provided there are no changes to county share amounts; and be it further

RESOLVED, that certified copies of this resolution be furnished to the Office of the County Executive, the Department of Social Services, the Office of the Comptroller, and the Division of Budget and Management.

(6-0)

5. COMM. 9E-8 (2021)  
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Social Services is seeking approval to execute contracts with community providers for the 2021 Summer Primetime program; and

WHEREAS, the availability of funding provided in the 2021 Adopted Budget enable this program implementation; and

WHEREAS, Operation Primetime provides for an adult supervised environment for the school summer recess period, and program activities consist of structured recreation that prevents delinquency, increases socialization, and fosters respect for authority; and

WHEREAS, a Request for Proposals was distributed for this program and Youth Board panel recommendations were utilized to determine contract amount awards; and

WHEREAS, no County funds will be necessary for Erie County to accept this state aid to serve individuals residing in Erie County.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive and/or the Commissioner of Social Services are hereby authorized to execute contracts with the following providers for Operation Primetime:

Agency	Score	2021 Amount Requested	Recommended Award
Boys & Girls Club of Buffalo	99%	\$10,000	\$8,930
Northwest Buffalo Community Center	98%	\$15,000	\$13,395
Buffalo Engineering Awareness for Minorities (BEAM)	97%	\$10,000	\$8,930
Compeer of Greater Buffalo	97%	\$15,000	\$13,395
Erie Reg Housing Dev Corp dba The	97%	\$15,000	\$13,395

Belle Center			
Old First Ward Community Association	97%	\$15,000	\$13,395
Be-A-Friend Program Inc. (Big Brothers Big Sisters)	97%	\$10,000	\$8,930
Peace of the City	97%	\$14,560	\$13,002
Springville Club for Boys & Girls Inc.	97%	\$10,000	\$8,930
Tru-Way Community Center	97%	\$15,000	\$13,395
Westminster Economic Development Initiative (WEDI)	97%	\$9,000	\$8,037
Research Foundation for SUNY/Buffalo State	96%	\$12,235	\$10,926
Boys & Girls Club of the Northtowns	96%	\$15,000	\$13,395
Community Action Organization of WNY	96%	\$10,000	\$8,930
BestSelf Behavioral Health	95%	\$10,000	\$8,930
Girl Scouts of WNY	95%	\$10,000	\$8,930
West Side Community Services	95%	\$10,000	\$8,930
Buffalo Center for Arts and Technology (BCAT)	95%	\$15,000	\$13,395
King Urban Life Center	95%	\$10,000	\$8,930
Mission: Ignite	94%	\$10,000	\$8,930
Town of Hamburg	94%	\$10,000	\$8,930
Enlightenment Bookstore & Literary Arts Center	94%	\$15,000	\$13,395
Karen Society of Buffalo	94%	\$10,000	\$8,930
Matt Urban Center	94%	\$15,000	\$13,395
Greater Niagara Frontier Council/Boy Scouts	94%	\$15,000	\$13,395
Cornell Cooperative Extension	93%	\$10,000	\$8,930
Seneca Street CDC	93%	\$10,000	\$8,930
YWCA Western NY	93%	\$15,000	\$13,395
The City Swim Project	90%	\$15,000	\$10,046
Willie Hutch Jones Education and Sports Programs	90%	\$15,000	\$10,046
Valley Community Association	90%	\$15,000	\$10,046
Boys & Girls Club East Aurora	90%	\$10,000	\$6,698
Buffalo Urban League	90%	\$10,000	\$6,698
African American Cultural Center	89%	\$15,000	\$10,046
Lackawanna Sports and Education/Lackawanna Yemen Soccer Club	89%	\$15,000	\$10,046
Buffalo Federation for Neighborhood Centers	89%	\$10,000	\$6,698
Mt. Olive MBC, Inc.	89%	\$10,000	\$6,698
The Salvation Army	89%	\$15,000	\$10,046

Boys & Girls Club of Elma, Marilla, & Wales	89%	\$10,000	\$6,698
Buffalo Police Athletic League (PAL)	89%	\$15,000	\$10,046
Young Audiences of WNY	89%	\$12,000	\$8,037
Metro CDC (Delavan-Grider Community Center)	89%	\$15,000	\$10,046
H.E.A.L. International	88%	\$15,000	\$10,046
Boys & Girls Club of Eden-Lakeshore	88%	\$15,000	\$10,046
Lackawanna Youth Empowerment/Global Concepts	88%	\$15,000	\$10,046
Urban Christian Ministries	87%	\$15,000	\$10,046
F BITES	87%	\$15,000	\$10,046
Cradle Beach	87%	\$15,000	\$10,046
Native American Community Services (NACS)	87%	\$9,975	\$6,681
Boys & Girls Club of Holland	87%	\$10,000	\$6,698
Jewish Community Center	86%	\$15,000	\$10,046
Massachusetts Avenue Project	85%	\$10,000	\$6,698
Resource Council of WNY	85%	\$10,000	\$6,698
OLV Human Services	84%	\$9,268	\$6,207
Springville Youth Inc.	84%	\$15,000	\$10,046
Seneca Babcock Community Association	83%	\$15,000	\$10,046
YMCA	83%	\$10,000	\$6,698
Town of Tonawanda	83%	\$15,000	\$10,046
Plymouth Crossroads	83%	\$9,700	\$6,497
Gay and Lesbian Youth Services	80%	\$7,788	\$3,477
Just for Kids	80%	\$10,000	\$4,465
Every Person Influences Children	80%	\$10,000	\$4,465
Village of Hamburg	80%	\$10,000	\$4,465
Parker Academy	78%	\$15,000	\$6,698
North Buffalo Community Development Corp.	74%	\$7,850	\$3,505
Total		\$802,376	\$599,936

and be it further

RESOLVED, that certified copies of this resolution be furnished to the Office of the County Executive, the Commissioner of Social Services, the Office of the Comptroller, and the Division of Budget and Management.

(6-0)

**LISA M. CHIMERA  
CHAIR**

**LEGISLATOR RESOLUTIONS**

Item 37 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 88

RE: Supporting the Buffalo  
Newspaper Guild  
(INTRO. 10-1)

**A RESOLUTION TO BE SUBMITTED BY  
LEGISLATORS MEYERS, JOHNSON, VINAL, CHIMERA,  
GILMOUR, HARDWICK & CHAIR BASKIN**

WHEREAS, the Buffalo Newspaper Guild is the union representing journalists, graphic designers and other employees at The Buffalo News and is the largest union at the newspaper; and

WHEREAS, in January 2020, Berkshire Hathaway, the owner of the Buffalo News since 1977, sold the newspaper for \$140 million in cash to Lee Enterprises Inc., a publicly traded media company based in Davenport, Iowa; and

WHEREAS, the Buffalo Newspaper Guild had no advance warning that the sale was coming; and

WHEREAS, at the time of the sale, Sandra Tan, the President of the Buffalo Newspaper Guild, CWA Local 31026, stated “We are shocked and deeply concerned about the sale of The Buffalo News to Lee Enterprises. We care deeply about all the employees here that this affects, including the more than 200 staffers represented by the Guild”; and

WHEREAS, the Buffalo Newspaper Guild is negotiating a new contract with Lee Enterprises; and

WHEREAS, on April 29, 2021, the Guild reported that during discussions, The Buffalo News/Lee Enterprises rejected the Guild’s digital jurisdiction proposal and proposed language concerning job security protections and the outsourcing of Guild work out of state and out of country; and

WHEREAS, the Guild has stated that Lee Enterprises “wants to lay off one-quarter of the Guild workers at The Buffalo News, outsource their jobs to Mexico, Oklahoma, Indiana, Wisconsin and Virginia, and freeze the pensions of all Buffalo Newspaper Guild members even though the fully-funded pension doesn’t cost Lee Enterprises a dime”, and “even wants to cut the mileage reimbursement it pays to the Buffalo News photojournalists, reporters and delivery managers”; and

WHEREAS, the Guild says that Lee’s contract demands will have a negative effect on the quality of The Buffalo News and on the customer service that subscribers and advertisers expect; and

WHEREAS, it is important that the Buffalo News remain a beacon of accountability, integrity and information for the public and that unreasonable contract demands not be made on the journalists and employees of the Buffalo News.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature expresses our strong concerns about the contract demands, employment practices and looming potential layoff of local employees and the outsourcing of jobs out of state by Lee Enterprises at the Buffalo News; and be it further

RESOLVED, that this Honorable Body calls on Lee Enterprises to negotiate in good faith with the Buffalo Newspaper Guild and to retain jobs, employees and work product in Buffalo; and be it further

RESOLVED, that certified copies of this resolution be transmitted to Lee Enterprises Chief Executive Officer Kevin Mowbray, Buffalo News Publisher Tom Wiley, Buffalo News Editor Michael Connelly and to Sandra Tan, President of the Buffalo Newspaper Guild.

Item 38 – CHAIR BASKIN directed that the following resolution be referred to the ENERGY & ENVIRONMENT COMMITTEE.

GRANTED.

INTRO. 10-2 from MILLS. Support for Amendments to NYS Conservation Law Halting the Construction of New Wind Turbines on, or in, Freshwater Bodies of Water.

Item 39 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 89

RE: Support for a NYS Purple Paint  
Bill  
(INTRO. 10-3)

**A RESOLUTION TO BE SUBMITTED BY  
LEGISLATORS TODARO, LORIGO, GREENE & MILLS**

WHEREAS, hunting is among the most popular forms of wildlife recreation in New York State with over 700,000 resident and more than 50,000 non-resident licenses issues each year; and

WHEREAS, hunting and outdoor recreation often brings into question property rights with residents having to navigate between private and public property. Often property owners wish to restrict access to their own property for their own enjoyment. This is most often done through the use of “Posted” signs; and

WHEREAS, under current regulations the New York State Department of Environmental Conservation (DEC) requires private property “Posted” signs to be used to designate private property and that the signs be a minimum of 11 square inches and placed no more than 660 feet apart; and

WHEREAS, Purple Paint laws have come into effect in some states and allow purple paint markings replace the yellow “Posted” signs, including Texas, Kansas, Arizona, Montana, Arkansas, Idaho, Florida, Maine, North Carolina, Missouri, and Illinois; and

WHEREAS, using paint is more convenient, cost-effecting, and long-lasting method to protect private property from trespass when compared to the yellow signs, which can be easily damaged by weather, animals or vandalism; and

WHEREAS, The Purple Paint Bill is currently before the New York State Legislature as S5372 (companion bill is A9618). The Bill allows residents to demarcate the boundary of their property and requires the Department of Agriculture to conduct a public information campaign alerting the public to the change; and

WHEREAS, hunters in our community are most familiar with yellow posted signs but they can often lead to trouble when the yellow sign has degraded or been tore down. By allowing property owners to mark off their property with paint could help prevent accidental trespass by hunters and allow property owners to protect their property.

NOW, THEREFORE, BE IT

RESOLVED, that this honorable body hereby supports The Purple Paint Law in New York State Senate Bill S5372; and be it further

RESOLVED, that certified copies of this resolution be sent to the Western New York delegation to the New York State Senate and Assembly, Governor Andrew Cuomo, the Commission of the Department of Environment Conservation and any other party deemed necessary and proper.

Item 40 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 90

RE: Establishing a Standard Work  
Day for Elected Official  
(INTRO. 10-4)

**A RESOLUTION TO BE SUBMITTED BY  
CHAIR BASKIN**

WHEREAS, the New York State and Local Employees’ Retirement System requires that a standard work day be established for retirement credit purposes; and

WHEREAS, in order to be in full compliance with Regulation 315.4, legislative action is warranted.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature hereby establishes the following as standard work days for elected officials and will report the following Standard Work Day to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of the Legislature:

<u>Title</u>	<u>Name</u>	<u>Standard Work Day</u>	<u>Term Begins/Ends</u>	<u>Participates in Employer's Time Keeping System</u>	<u>Days/ Month (Based on Record of Activities)</u>
County Legislator	Christopher D. Greene	6	01/01/2021 - 12/31/2021	N	22.64

and be it further

RESOLVED, that a certified copy of this resolution be posted on the Legislature's website pursuant to rules promulgated by the New York State Comptroller, and a copy shall be transmitted by the Clerk of the Legislature to the New York State Comptroller, Erie County Commissioner of Personnel and to Kim Mecca, Senior Payroll and Roster Clerk – Erie County Department of Personnel.

Item 41 – MR. MEYERS presented the following resolution and moved for immediate consideration and approval. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 91

RE: Re-Appropriation of 2021 Public Benefit Funding (INTRO. 10-5)

**A RESOLUTION TO BE SUBMITTED BY  
LEGISLATOR MEYERS**

WHEREAS, the Cheektowaga Community Symphony was awarded \$5,000 in public benefit funding by the Erie County Legislature in the adopted 2020 Budget in Fund Center 1333020 – Cultural Agencies, Account 518205; and

WHEREAS, the Cazenovia Neighborhood Library was awarded \$7,500 in public benefit funding by the Erie County Legislature in the adopted 2020 Budget in Fund Center 1332010 – Community/Neighborhood Development, Account 518509; and

WHEREAS, there is a need to transfer the funding to an alternative organization to assist in a community need by a worthwhile organization, and the 2020 funding was rolled over into the 2021 Budget and is available for re-appropriation; and

WHEREAS, as in similar 2018, 2019 and 2020 situations, it is the intention of this Honorable Body to transfer such funding to community organizations serving the public.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is provided to transfer \$5,000 of 2020 public benefit funding allocated to the Cheektowaga Community Symphony to the Pine Hill Fire Company in Fund Center 1332010 – Community/Neighborhood Development; and be it further

RESOLVED, that authorization is provided to transfer \$4,500 of 2020 public benefit funding allocated to the Cazenovia Neighborhood Library to the Pine Hill Fire Company in Fund Center 1332010 – Community/Neighborhood Development; and be it further

RESOLVED, that while the agency names/allocations are changing the overall budget line amount is to remain the same; and be it further

RESOLVED, that the Director of the Division of Budget and Management is authorized to make any adjustments necessary to effectuate the intent of this resolution or any other changes identified by the Office of the Erie County Comptroller; and be it further

RESOLVED, that certified copies of this resolution be sent to the Erie County Executive, the Erie County Comptroller, the Director of Budget and Management, and any other party deemed necessary and proper.

Item 42 – MR. TODARO presented the following resolution and moved for immediate consideration and approval. MS. CHIMERA seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 92

RE: Transfer of Surplus Property to  
Lancaster Booster Baseball Club  
(INTRO. 10-6)

**A RESOLUTION TO BE SUBMITTED BY  
LEGISLATOR TODARO**

WHEREAS, Lancaster Booster Baseball Club has recently requested a transfer of property from the County's surplus warehouse and has identified surplus items that would be of tremendous use to them; and

WHEREAS, these items no longer serve a purpose for the County of Erie and representatives of the Department of Purchasing have indicated that the request is proper therefore the items identified below could be transferred to the Booster Baseball Club.

NOW, THEREFORE, BE IT



RESOLVED, that ownership of the following item is hereby transferred from the County of Erie to Lancaster Booster Baseball Club:

Asset #	Description
296106	2006 - Jacobsen Turfcats 628 (2WD)

and be it further

RESOLVED, that these items are to be used for a purpose related to the operations of Lancaster Booster Baseball Club and should not be transferred to any other entity without prior consent of the Erie County Legislature; and be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Purchase, Lancaster Booster Baseball Club, and any party deemed necessary and proper.

**COMMUNICATIONS DISCHARGED FROM COMMITTEE**

Item 43 – MR. MEYERS moved to discharge the FINANCE & MANAGEMENT COMMITTEE of further consideration of COMM. 8E-36 (2021). MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 93 RE: 2021 Consolidated Capital Project Bond Resolution (COMM. 8E-36, 2021)

RESOLUTION NO. \_\_-2021

BOND RESOLUTION DATED APRIL , 2021

BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING VARIOUS CAPITAL PROJECTS INCLUDED IN THE 2021 CAPITAL BUDGET OF THE COUNTY, STATING THE TOTAL ESTIMATED MAXIMUM COST OF SUCH PROJECTS IS \$41,468,000, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$5,074,000 EXPECTED TO BE RECEIVED IN STATE OR FEDERAL AID AND \$4,441,000 IN CURRENT FUNDS, AND AUTHORIZING THE ISSUANCE OF \$31,953,000 BONDS OF THE COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION; AND FURTHER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF CERTAIN OF SUCH CAPITAL PROJECTS AS INDICATED HEREIN, OR REDEMPTION OF ANY NOTES AND BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND BONDS.

(Introduced) \_\_\_\_\_, 2021

(Adopted) \_\_\_\_\_, 2021

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Erie, New York (herein called "County"), is hereby authorized to undertake the various capital projects as described in column A of the attached schedule, each as more fully described in column I of the attached schedule and the duly adopted 2021 Capital Budget for the County. To the extent that the details set forth in this resolution are inconsistent with any details set forth in the 2021 Capital Budget of the County, such Budget shall be deemed and is hereby amended. For each of the specific objects or purposes, classes of objects or purposes and combinations of objects or purposes, as specified in column B of the attached schedule, the respective estimated maximum costs, including preliminary costs and costs incidental thereto and to the financing thereof, are set forth in column C of the attached schedule, and said respective amounts are hereby appropriated therefor pursuant to the duly adopted 2021 Capital Budget for the County. The plan of financing includes the expenditure of \$5,074,000 in State and Federal aid expected to be received and \$4,441,000 in current funds, the issuance of \$31,953,000 aggregate principal amount of bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance the balance of said appropriations, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable. Any amounts received by the County from the United States of America and/or the State of New York are hereby authorized to be expended towards the cost of the applicable specific objects or purposes, classes of objects or purposes or combinations of objects or purposes or the redemption of any notes and bonds issued therefor or to be budgeted as an offset to the taxes for the repayment of the principal of and interest on said notes and bonds.

Section 2. Bonds of the County in the respective principal amounts set forth in column D of the attached schedule are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriations.

Section 3. The respective periods of probable usefulness for said specific objects or purposes, classes of objects or purposes and combinations of objects or purposes for which said \$31,953,000 bonds herein authorized are to be issued, within the limitations of §11.00 a. of the Law, is set forth in column G of the attached schedule.

Section 4. The County intends to finance, and the Comptroller of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the respective specific objects or purposes, classes of objects or purposes and combinations of objects or purposes described in Section 1 hereof, prior to the issuance of the bonds or bond anticipation notes herein authorized, out of any available funds of the County on an interim basis, which respective amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County pursuant to this Resolution, in the respective maximum amounts of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the issuance of bonds having substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the respective amounts of bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Comptroller of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by §52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Erie, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Resolution shall take effect immediately upon approval by the County Executive.

\* \* \*

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 9. The Clerk of the Erie County Legislature is hereby directed to publish the foregoing bond resolution, in full, in the \_\_\_\_\_, \_\_\_\_\_ and the \_\_\_\_\_ the

official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 10. This resolution shall take effect immediately.

\* \* \*

MR. MEYERS moved to amend the resolution. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Delete the Resolution in Its Entirety and Replace with the Following:

RESOLUTION NO. \_\_-2021

BOND RESOLUTION DATED MAY , 2021

BOND RESOLUTION OF THE COUNTY OF ERIE, NEW YORK, AUTHORIZING VARIOUS CAPITAL PROJECTS INCLUDED IN THE 2021 CAPITAL BUDGET OF THE COUNTY, STATING THE TOTAL ESTIMATED MAXIMUM COST OF SUCH PROJECTS IS \$38,060,235, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE EXPENDITURE OF \$3,826,827 EXPECTED TO BE RECEIVED IN STATE OR FEDERAL AID AND \$4,382,581 IN CURRENT FUNDS, AND AUTHORIZING THE ISSUANCE OF \$29,850,827 BONDS OF THE COUNTY TO FINANCE THE BALANCE OF SAID APPROPRIATION; AND FURTHER AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF CERTAIN OF SUCH CAPITAL PROJECTS AS INDICATED HEREIN, OR REDEMPTION OF ANY NOTES AND BONDS ISSUED THEREFOR OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID NOTES AND BONDS.

(Introduced) \_\_\_\_\_, 2021

(Adopted) \_\_\_\_\_, 2021

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Erie, New York (herein called "County"), is hereby authorized to undertake the various capital projects as described in column A of the attached schedule, each as more fully described in column I of the attached schedule and the duly adopted 2021 Capital Budget for the County. To the extent that the details set forth in this resolution are inconsistent with any details set forth in the 2021 Capital Budget of the County, such Budget shall be deemed and is hereby amended. For each of the specific objects or purposes, classes of objects or purposes and combinations of objects or purposes, as specified in column B of the attached schedule, the respective estimated maximum costs, including preliminary costs and costs incidental thereto and to

the financing thereof, are set forth in column C of the attached schedule, and said respective amounts are hereby appropriated therefor pursuant to the duly adopted 2021 Capital Budget for the County. The plan of financing includes the expenditure of \$3,826,827 in State and Federal aid expected to be received and \$4,382,581 in current funds, the issuance of \$29,850,827 aggregate principal amount of bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance the balance of said appropriations, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and notes and the interest thereon as the same shall become due and payable. Any amounts received by the County from the United States of America and/or the State of New York are hereby authorized to be expended towards the cost of the applicable specific objects or purposes, classes of objects or purposes or combinations of objects or purposes or the redemption of any notes and bonds issued therefor or to be budgeted as an offset to the taxes for the repayment of the principal of and interest on said notes and bonds.

Section 2. Bonds of the County in the respective principal amounts set forth in column D of the attached schedule are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriations.

Section 3. The respective periods of probable usefulness for said specific objects or purposes, classes of objects or purposes and combinations of objects or purposes for which said \$29,850,827 bonds herein authorized are to be issued, within the limitations of §11.00 a. of the Law, is set forth in column G of the attached schedule.

Section 4. The County intends to finance, and the Comptroller of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the respective specific objects or purposes, classes of objects or purposes and combinations of objects or purposes described in Section 1 hereof, prior to the issuance of the bonds or bond anticipation notes herein authorized, out of any available funds of the County on an interim basis, which respective amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County pursuant to this Resolution, in the respective maximum amounts of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the issuance of bonds having substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the respective amounts of bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Comptroller of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by

§52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Erie, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Resolution shall take effect immediately upon approval by the County Executive.

\* \* \*

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 9. The Clerk of the Erie County Legislature is hereby directed to publish the foregoing bond resolution, in full, in the \_\_\_\_\_, \_\_\_\_\_ and the \_\_\_\_\_ the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 10. This resolution shall take effect immediately.

\* \* \*

MR. MEYERS moved to approve the resolution as amended. MR. LORIGO seconded.

CHAIR BASKIN directed that a roll-call vote be taken.

AYES: MR. GREENE, MR. LORIGO, MR. MILLS, MR. TODARO, CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. HARDWICK, MR. JOHNSON, MR. MEYERS and MS. VINAL. NOES: None. (AYES: 11; NOES: 0)

CARRIED UNANIMOUSLY..

Item 44 – MR. MEYERS moved to discharge the ECONOMIC DEVELOPMENT COMMITTEE of further consideration of COMM. 9E-10 (2021). MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 94

RE: One Year Extension of Term Contracts  
for On-Call General Civil &  
Geotechnical Engineering Services  
Countywide  
(COMM. 9E-10, 2021)

WHEREAS, the County has existing 3-year term contracts with Bergmann Associates and Greenman Pedersen, Inc. for the provision of On-Call General Civil and Geotechnical Services which were authorized by the County Legislature via COMM 6E-5 (April 26, 2018); and

WHEREAS, the authorization for the contracts included provision for two one-year extensions of the 3-year initial term of the contract; and

WHEREAS, the current 3-year contract term expires June 1, 2021; and

WHEREAS, it is desired to extend each contract for a term of one year under the same terms and conditions as the initial contracts.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive be authorized to execute one-year extensions to the current term contracts with Bergmann Associates and Greenman-Pedersen, Inc; and be it further

RESOLVED, that five (5) certified copies of this resolution be forwarded to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, the Office of the County Attorney, and the Office of the Comptroller.

MR. MEYERS moved to approve the item. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

### **SUSPENSION OF THE RULES**

Item 45 - MR. MEYERS moved for a Suspension of the Rules to include an item not on the agenda.

GRANTED.

INTRO. 10-7 from HARDWICK Re: Home Rule Requests to NYS Legislature Concerning State Authorization for the Private Sale of Bonds by Negotiated Agreement

RESOLUTION NO. 95

**A RESOLUTION TO BE SUBMITTED BY  
LEGISLATOR HARDWICK**

**HOME RULE REQUEST – STATE ASSEMBLY**

WHEREAS, Erie County’s authority to arrange for the underwriting of bonds or notes at private sale through negotiated agreement expires on June 30, 2021; and

WHEREAS, New York State Assembly Bill A.5464 and State Senate Bill S.4851, now pending before the New York State Legislature, authorizes the extension of Erie County’s authority to arrange for underwriting of bonds or notes at private sale through negotiated agreement through June 30, 2022;

NOW, THEREFORE, BE IT RESOLVED THAT A HOME RULE REQUEST IS MADE TO THE NEW YORK STATE LEGISLATURE AS FOLLOWS:

TO THE LEGISLATURE:

Pursuant to Article IX of the New York State Constitution, the County of Erie requests the enactment of Assembly Bill A.5464 entitled “An Act to amend the local finance law, in relation to the sale of municipal obligations by the County of Erie.”

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows:

The local government does not have the power to enact such legislation by local law.

Such request is made by the chief executive officer of such municipality, concurred with by a majority of the total membership of the local legislative body.

AND BE IT FURTHER RESOLVED, that the Clerk of the Erie County Legislature be directed to send two copies of this Home Rule request, certified by the Erie County Executive and the Clerk of the Erie County Legislature, to both the New York State Assembly and the New York State Senate.

**HOME RULE REQUEST – STATE SENATE**

WHEREAS, Erie County’s authority to arrange for the underwriting of bonds or notes at private sale through negotiated agreement expires on June 30, 2021; and

WHEREAS, New York State Senate Bill S.4851 and Assembly Bill A.5464, now pending before the New York State Legislature, authorizes the extension of Erie County’s authority to



arrange for underwriting of bonds or notes at private sale through negotiated agreement through June 30, 2022;

NOW, THEREFORE, BE IT RESOLVED THAT A HOME RULE REQUEST IS MADE TO THE NEW YORK STATE LEGISLATURE AS FOLLOWS:

TO THE LEGISLATURE:

Pursuant to Article IX of the New York State Constitution, the County of Erie requests the enactment of Senate Bill S.4851 entitled “An Act to amend the local finance law, in relation to the sale of municipal obligations by the County of Erie.”

It is hereby declared that a necessity exists for the enactment of such legislation, and that the facts establishing such necessity are as follows:

The local government does not have the power to enact such legislation by local law.

Such request is made by the chief executive officer of such municipality, concurred with by a majority of the total membership of the local legislative body.

AND BE IT FURTHER RESOLVED, that the Clerk of the Erie County Legislature be directed to send two copies of this Home Rule request, certified by the Erie County Executive and the Clerk of the Erie County Legislature, to both the New York State Assembly and the New York State Senate.

MR. HARDWICK moved to approve the resolution. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

**COMMUNICATIONS FROM ELECTED OFFICIALS**

**FROM LEGISLATOR CHIMERA**

Item 46 – (COMM. 10E-1) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

April 27, 2021

Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, Fourth Street  
Buffalo, New York 14202

Re: Erie County Code of Ethics, Section 5(c) Reporting Requirement

Dear Clerk Graber:

Pursuant to the Erie County Code of Ethics, Local Law 2 (2018), Section 5 (c), and to the best of my knowledge, I am providing a list of my family members employed by any government organization in any capacity. They include:

John Cipolla (cousin in law): Erie County Department of Law  
Ted Rymarczyk (brother in law): Town of Tonawanda  
Elizabeth Leifert (sister): Rye Neck, NY School District  
Seri Chimera (brother in law): Kenmore-Tonawanda Union Free School District

Thank you in advance for your courtesies.

Sincerely,

Lisa M. Chimera  
Erie County Legislator

FROM THE COMPTROLLER

Item 47 – (COMM. 10E-2) Letter to County Attorney Concerning County Liabilities

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM LEGISLATOR MEYERS

Item 48 – (COMM. 10E-3) Designation of Appointee to the Visit Buffalo Niagara Board of Directors

Received, filed and printed.

May 6, 2021

Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, Fourth Floor  
Buffalo, New York 14202

Dear Mr. Graber:

Pursuant to the by-laws of Visit Buffalo Niagara, the Erie County Legislature Majority Caucus shall designate one individual to serve on their Board of Directors.

Lesley Haynes is the current appointee of the Majority Caucus, having been appointed in September 2014. Ms. Haynes has elected to resign from her position on the Board of Directors and there is a need to designate a new Majority Caucus designee.

Accordingly, please see the attached petition from the Majority Caucus designating Mark L. Glasgow as the Majority Caucus' appointee to the Visit Buffalo Niagara Board of Directors. Mr. Glasgow's resume is also attached.

Thank you in advance for your assistance.

Sincerely,

Timothy J. Meyers  
Majority Leader

**FROM THE COUNTY EXECUTIVE**

Item 49 – MR. MEYERS presented the following resolution and moved for immediate consideration. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 96

RE: 2021 Capital Projects Funding  
Conversion to Pay as You Go & New  
Projects  
(COMM. 10E-4)

MR. MEYERS moved to amend the item. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

WHEREAS, the 2020 and 2021 Adopted County Budget contains forty-four capital projects designated for financing via the issuance of bonds; and

WHEREAS, county-share funding budgeted for these projects which were to be bonded totaled \$35,695,827; and

WHEREAS, switching projects under \$300,000 in value to pay-as-you-go ("PAYGO") funding and eliminating the need to bond these projects will save Erie County interest and debt issuance costs; and

WHEREAS, Erie County has a limited construction season for many projects due to our climate; and

WHEREAS, the recently enacted New York State SFY 21-22 Budget eliminated the 20% reduction in local aid payments, thereby freeing up local share funding for other purposes.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby the following budget modifications:

Department	Account	Increase/ (Decrease)
General Fund 110 - Expense Adjustments		
12220	DPW Building & Grounds	
	570050 Interfund Transfers Capital	250,000
	DPW Building & Grounds Total	250,000
14010	County-wide Acct Budget	
	570050 Interfund Transfers Capital	140,000
	Cty-wide Acct Budget Total	140,000
14020	Interfund	
	570020 Interfund - Road	3,575,000
	Interfund Total	3,575,000
16200	Env.&Planning Divn.	
	570050 Interfund Transfers Capital	1,880,000
	Env.&Planning Divn. Total	1,880,000
16410	Parks	
	570050 Interfund Transfers Capital	3,475,000
	Parks Total	3,475,000
	<b>Total General Fund 110 Expense Adjustments</b>	<b>9,320,000</b>
General Fund 110 - Revenue Adjustments		
14010	County-wide Acct Budget	
	409050 State Aid Revenue Offset	9,320,000
	County-wide Acct Budget Total	9,320,000
	<b>Total General Fund 110 Revenue Adjustments</b>	<b>9,320,000</b>
	<b>Net General Fund 110 Adjustments</b>	<b>0</b>
Highway Fund 210 - Expense Adjustments		
123	Highways (DPW)	
	570000 Interfund Transfers Subsidy	3,575,000
	Highways (DPW) Total	3,575,000

<b>Total Highway 210 Expense Adjustments</b>		<b>3,575,000</b>
Highway Fund 210 - Revenue Adjustments		
123	Highways (DPW)	
	486000 Interfund Revenue-Subsidy	3,575,000
<b>Highways (DPW) Total</b>		<b>3,575,000</b>
<b>Total Highway Fund 210 Revenue Adjustments</b>		<b>3,575,000</b>
<b>Net Highway Fund 210 Adjustments</b>		<b>0</b>

and be it further

RESOLVED, that the Division of Budget and Management in coordination with the Office of Comptroller create/re-open projects as follows:

Project Number	PROJECT NAME	TOTAL
A.211XX	DPW (Buildings and Grounds) – Preservation of County Highway Facilities - Countywide	250,000
B.211XX	Preservations of Bridges & Culverts Construction - Miscellaneous Culvert Repairs/Replacements	175,000
B.211XX	Preservation of Bridges and Culverts Construction - Repair/Rehabilitation of Flagged Bridges and Culverts Upkeep	175,000
B.211XX	Federal Aid Design William	200,000

B.211XX	IT & GIS Equipment	175,000
A.211XX	Permanent Restroom and Accessibility Upgrades for Central Amherst Little League	250,000
A.211XX	Trailblazing Women Monument	250,000
F.211XX	Flexible Use Bookmobile/Outreach Vehicle	140,000
A.211XX	All Ability Inclusive Playgrounds at Emery, Chestnut Ridge, Como Lake, Akron Falls, and Ellicott Creek Parks	2,125,000
A.211XX	Como Lake Dog Park – Bark Park	150,000
A.211XX	County-wide Parks Improvements and ADA Accessibility	1,200,000
B.20006	Preservation of Roads Design - New Road - DPW/Highways	350,000
B.20009	Turn Back of Roads to Towns - DPW/Highways	750,000
B.20013	Preservation of Bridges and Culverts Design - Capital Bridge Design - DPW/Highways	700,000

B.20016	Highway Safety Improvements - DPW/Highways	400,000
B.211XX	2021 Preservation of Roads – Design – Borden Road Phases 2 & 3	410,000
B.211XX	Federal Aid - Design - Elmwood Ave. (CR 111) Rehabilitation - Kenmore Ave. to Knoche Rd. Pin 5763.33	1,200,000
A.20010	Evans Shoreline Trail Phase 2 Construction - Environment and Planning	380,000
A.211XX	Agribusiness Park Development	1,350,000

and be it further

RESOLVED, that the Clerk of the Legislature be instructed to forward three (3) certified copies of this resolution to the Department of Public Works, Office of the Commissioner, and one copy each to the Office of the County Executive, the Division of Budget and Management, the County Attorney, and the Office of the Comptroller.

MR. MEYERS moved to approve the item as amended. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Item 50 – (COMM. 10E-5) Lincoln Building Renovations - Phase 2

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 51 – (COMM. 10E-6) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 10, 2021

Robert Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, New York 14202

Dear Honorable Members:

Pursuant to Section 5(c) of the recently enacted Code of Ethics, the undersigned hereby submits to you a list of all family members as defined in the law presently employed by any government organization in any capacity:

Name of Relative	Relation to Self	EMPLOYER
Robb Poloncarz	Brother	Erie County
Lynn Poloncarz	Sister-in-law	Orchard Park Central School District
Ryan Poloncarz	Nephew	Erie County
James Jurek	First Cousin	Erie County

To my knowledge there are no other members of my family as defined by Section 5(c) of the Code of Ethics presently employed by any government. If you have any questions on this filing please contact the undersigned at your earliest convenience.

Sincerely yours,

Mark C. Poloncarz, Esq.  
Erie County Executive

FROM CHAIR BASKIN

Item 52 – (COMM. 10E-7) Letter to Legislature Clerk Concerning Transition of Meetings on 5/13/2021

Received, filed and printed.

May 10, 2021

Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street Fourth Floor  
Buffalo, New York 14202

Re: May 13<sup>th</sup> Work Session and Legislative Session will be Held Virtually due to the Coronavirus Pandemic and the Legislative Session Time Will Be Changed

Dear Mr. Graber:



Due to the Coronavirus COVID-19 pandemic, and in order to help protect the members and staff of the Erie County Legislature and the public from potential exposure to the virus, I am writing to advise you that pursuant to Section 2.03 of the Erie County Legislature's Rules of Order, I am shifting the Legislature's scheduled May 13, 2021 session from being held in the Chambers of the Legislature to a virtual hearing via Zoom. In addition, the legislative session will be held at 11:00 am instead of 2:00 pm.

Please notify all legislators, staff, the media, and the public of this change and the call-in details. Thank you in advance for your assistance.

Sincerely,

April N.M. Baskin  
Chair of the Legislature

FROM LEGISLATOR HARDWICK

Item 53 – (COMM. 10E-8) Submission Pursuant to EC Code of Ethics (Local Law #2 - 2018), Disclosure of Family Members Employed by Any Government Organization

Received, filed and printed.

May 8, 2021

Mr. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street  
Buffalo, NY 14202

Dear Mr. Graber:

The purpose of this letter is to comply with our ethics law regarding relatives who hold government positions. The only relatives who are employed by governments in Erie County of whom I am aware are:

- My wife, Deborah L. Hardwick, an elementary teacher for the Buffalo Public Schools; and
- My daughter, Aubrey Hill, who is also an elementary teacher for the Buffalo Public Schools.

In addition, I am aware of the following relatives who live outside of Erie County and are employed by government entities:

- My sister, Peggy Holmes, who is employed by Broome Community College;
- My niece, Alicia Woodard, a police officer in Norwich, NY;
- My nephew, Ricky Green, a state trooper in the State of Connecticut; and
- My nephew, Jason Woodard, who is a police officer in Jackson Township, Pennsylvania

- My niece, Sidney Holmes, who will begin a teaching position this fall in the Chenango Valley Central School District in Broome County.

I also have numerous cousins and other relatives who I have lost contact with over the years. To my knowledge, though, none reside in Western New York and I am unaware of any who are employed by government.

Sincerely,

Kevin R. Hardwick  
4<sup>th</sup> District Legislator

FROM LEGISLATORS LORIGO, TODARO, GREENE & MILLS

Item 54 – (COMM. 10E-9) Letter to Commissioner of Social Services Regarding FOIL Request & Receipt

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 55 – (COMM. 10E-10) Letter to Chair of Government Affairs Committee Requesting Discussion on Proposed Business Closure Reporting Act

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 56 – (COMM. 10E-11) SUNY Erie South Campus - 2021 Various ADA Upgrades

Item 57 – (COMM. 10E-12) Erie County Family Court Roof Repair

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

Item 58 – (COMM. 10E-13) Reappointments to the EC Commission on the Status of Women

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

Item 59 – (COMM. 10E-14) New Lancaster Highway Maintenance Facility

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 60 – (COMM. 10E-15) ECSD No. 3 - Engineering Term Contract Agreement

Item 61 – (COMM. 10E-16) ECSD Nos. 3 & 8 - Construction Inspection Term Contract Agreement

Item 62 – (COMM. 10E-17) Appointments to EC Environmental Management Council

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

**COMMUNICATIONS FROM THE DEPARTMENTS**

**FROM THE COMMISSIONER OF HEALTH**

Item 63 – (COMM. 10D-1) Updated Nursing Home Outbreak Information - 4/24/2021

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

**FROM THE SUPERINTENDENT OF JAILS**

Item 64 – (COMM. 10D-2) Letter to Legislator Gilmour Regarding Completion of Implicit Bias Training

Received and referred to the PUBLIC SAFETY COMMITTEE.

**FROM THE DEPT. OF SOCIAL SERVICES**

Item 65 – (COMM. 10D-3) Response to FOIL Request for Information Related to COMM. 3E-9 (2021)

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

**FROM THE DIRECTOR OF BUDGET & MANAGEMENT**

Item 66 – (COMM. 10D-4) Budget Monitoring Report for Period Ending March 2021

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE COUNTY EXECUTIVE'S OFFICE**

Item 67 – (COMM. 10D-5) County Executive's Statement on 2021 Homeland Security Conference

Received and referred to the PUBLIC SAFETY COMMITTEE.

**FROM THE DEPARTMENT OF LAW**

Item 68– (COMM. 10D-6) Local Emergency Order Extensions

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM THE DEPUTY COMPTROLLER

Item 69 – (COMM. 10D-7) Law Department Spending - 03/2021

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE CLERK OF LEGISLATURE

Item 70 – (COMM. 10D-8) Letter to Legislature Concerning Transition of Meetings on 5/13/21

Received, filed and printed.

May 10, 2021

TO: ALL MEMBERS OF THE ERIE COUNTY LEGISLATURE

FROM: ROBERT M. GRABER, CLERK

SUBJECT: MAY 13, 2021 WORK SESSION AND LEGISLATIVE SESSION WILL BE HELD VIRTUALLY DUE TO THE CORONAVIRUS PANDEMIC AND THE LEGISLATIVE SESSION TIME WILL BE CHANGED

PLEASE TAKE NOTICE that pursuant to Erie County Legislature Chair April N.M. Baskin's letter concerning COVID-19, the Erie County Legislature's scheduled May 13, 2021 legislative session and work session will be shifted from being held in the Chambers of the Legislature to a virtual hearing, to be held via Zoom. In addition, the legislative session will be held at 11:00 am, instead of 2:00 pm.

The Chairwoman's letter directing the changes is attached.

The Zoom details are as follows:

Topic: Erie County Legislature Work Session at 10:00 am and Legislative Session #10 (2021) at 11:00 am

<https://us02web.zoom.us/j/81775163531>

Meeting ID: 817 7516 3531

Or call 646-876-9923

Thank you.

FROM THE DEPARTMENT OF LAW

Item 71 – (COMM. 10D-9) Transmittal of New Claims Against EC

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**FROM THE SUPERINTENDENT OF JAILS**

Item 72 – (COMM. 10D-10) Letter to Legislature Majority Leader Regarding Communications Between Legislature & Sheriff's Department

Received and referred to the PUBLIC SAFETY COMMITTEE.

**COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES**

**FROM THE NYSDEC**

Item 73 – (COMM. 10M-1) Public Notice - Brownfield Cleanup Program Application at 1984 Elmwood Ave., Buffalo

Item 74 – (COMM. 10M-2) Invitation for Public Comment - Proposal to Address Contamination at 1984 Elmwood Ave., Buffalo

Item 75 – (COMM. 10M-3) Invitation for Public Comment - Proposal to Address Contamination at 592 Seneca St., Buffalo

Item 76 – (COMM. 10M-4) Invitation for Public Comment - Proposal to Address Contamination at 145 Buffalo River Rd., Buffalo

Item 77 – (COMM. 10M-5) Invitation for Public Comment - Proposal to Address Contamination at 2800 Hamburg Turnpike, Lackawanna

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

**FROM THE LEGAL AID BUREAU**

Item 78 – (COMM. 10M-6) Minutes of Board of Directors Meetings & Financial Statements

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE ASSIGNED COUNSEL PROGRAM**

Item 79 – (COMM. 10M-7) Quarterly Report for the First Quarter of 2021

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

**FROM THE NFTA**

Item 80 – (COMM. 10M-8) Cash Flow Statement for 4/1/20 - 3/31/21 & Projected Cash Flow for 4/1/21 - 3/31/22

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

**FROM THE EC BOARD OF ETHICS**

Item 81 – (COMM. 10M-9) Annual Report of Activities for 2020

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

**FROM THE NYSDEC**

Item 82 – (COMM. 10M-10) Fact Sheet - Brownfield Cleanup Program Application and Draft Remedial Investigation Work Plan at 592 Seneca St., Buffalo

Item 83 – (COMM. 10M-11) Fact Sheet - Brownfield Cleanup Program Application and Draft Remedial Investigation Work Plan at 145 Buffalo River Rd., Buffalo

Item 84 – (COMM. 10M-12) Fact Sheet - Brownfield Cleanup Program Application and Draft Remedial Investigation Work Plan at 2800 Hamburg Turnpike, Lackawanna

Item 85 – (COMM. 10M-13) Invitation for Public Comment - Proposal to Address Contamination at Former Bethlehem Steel Site, Lackawanna

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

**ANNOUNCEMENTS**

Item 86 – Chair Baskin announced that committee meetings would be scheduled for next week and that the schedule for committee meetings to be held on Thursday, May 20, 2021, will be distributed.

**MEMORIAL RESOLUTIONS**

Item 87 – Legislator Hardwick requested that when the Legislature adjourns, it do so in memory of S. Ann Gray and James M. McNeill.

Item 88 – Legislator Johnson requested that when the Legislature adjourns, it do so in memory of Ruby Payne and Reverend Jacqueline Dixon-Washington.

**ADJOURNMENT**

Item 89 - At this time, there being no further business to transact, CHAIR BASKIN announced that the Chair would entertain a Motion to Adjourn.

MR. MEYERS moved that the Legislature adjourn until Thursday, May 27, 2021 at 2:00 p.m. Eastern Standard Time. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, May 27, 2021 at 2:00 p.m. Eastern Standard Time.

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