

**ERIE COUNTY LEGISLATURE
MEETING NO. 18
OCTOBER 20, 2022**

The Legislature was called to order by Chair Baskin.

All members present, except Legislator Mills.

An Invocation was held, led by Mr. Gilmour.

The Pledge of Allegiance was led by Ms. Chimera.

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 17 from 2022. MR. LORIGO seconded.

CARRIED UNANIMOUSLY.

Item 4 – No Public Hearings.

MISCELLANEOUS RESOLUTIONS

Item 5 – CHAIR BASKIN & MR. JOHNSON presented a proclamation Celebrating and Honoring National Hispanic Heritage Month 2022.

Item 6 – CHAIR BASKIN & MR. JOHNSON presented a proclamation Acknowledging and Recognizing Black Poetry Day.

Item 7 – CHAIR BASKIN presented a proclamation Honoring Robert J. Tucker on His 8th Pastoral Anniversary of The Light Church.

Item 8 – MS. CHIMERA presented a proclamation Recognizing World Cerebral Palsy Day.

Item 9 – MS. CHIMERA presented a proclamation National Tackle Kids Cancer Day.

Item 10 – MS. VINAL presented a proclamation Recognizing Holly Baum, Esq. on Receiving the M. Dolores Denman Lady Justice Award.

Item 11 – MS. VINAL presented a proclamation Recognizing Mary Kate O'Connell and the Grand Opening of New Studio in Amherst.

Item 12 – MS. VINAL presented a proclamation Congratulating and Recognizing Dr. Satish K. Tripathi.

Item 13 – MR. LORIGO, MR. GREENE, MR. TODARO & MR. MILLS presented a proclamation Proclaiming October as Domestic Violence Awareness Month in Erie County.

Item 14 – MR. LORIGO, MR. GREENE, MR. TODARO & MR. MILLS presented a proclamation Celebrating 100 Years of National Fire Prevention Week.

Item 15 – MR. GREENE presented a proclamation Honoring and Congratulating Senior Investigator Scott Lawide on His Retirement.

Item 16 – MR. GREENE presented a proclamation Honoring Firefighter Kenneth Pagels for Being Inducted into the Wall of Honor.

Item 17 – MR. GREENE presented a proclamation Honoring Firefighter William J. MacPeck on Being Inducted into the Wall of Honor.

Item 18 – MR. TODARO presented a proclamation Recognizing the Depew Police Department During National Crime Prevention Month.

Item 19 – MR. TODARO presented a proclamation Recognizing the Lancaster Police Department During National Crime Prevention Month.

Item 20 – MR. TODARO presented a proclamation Recognizing the Cheektowaga Police Department During Crime Prevention Month.

Item 21 – MR. TODARO presented a proclamation Recognizing the Alden Chamber of Commerce for Contributions to the Business Community.

Item 22 – MR. TODARO presented a proclamation Recognizing the Lancaster Depew Elma Chamber of Commerce for Contributions to the Business Community.

Item 23 – MR. TODARO presented a proclamation Recognizing the Cheektowaga Chamber of Commerce for Contributions to the Business Community.

Item 24 – MR. TODARO presented a proclamation Honoring and Remembering Firefighter Rebecca Eleczko for Being Inducted into the Wall of Honor.

Item 25 – MR. TODARO presented a proclamation Honoring Firefighter George E. MacPeck for Being Inducted into the Wall of Honor.

Item 26 – MR. TODARO presented a proclamation Honoring Firefighter Robert J. MacPeck for Being Inducted into the Wall of Honor.

Item 27 – MR. TODARO presented a proclamation Honoring Firefighter Richard Young for Being Inducted into the Wall of Honor.

Item 28 – MR. TODARO presented a proclamation Honoring Firefighter James Havernick Sr. for Being Inducted into the Wall of Honor.

Item 29 – MR. TODARO presented a proclamation Honoring Firefighter Allan Blachowski for Being Inducted into the Wall of Honor.

Item 30 – MR. TODARO presented a proclamation Honoring Firefighter Chief Edward Saturnus for Being Inducted into the Wall of Honor.

Item 31 – MR. TODARO presented a proclamation Honoring Firefighter Robert J. Brotz Sr. for Being Inducted into the Wall of Honor.

Item 32 – MR. MILLS presented a proclamation Honoring Grace Koncikowski for Receiving the Outstanding Young Philanthropist Award.

Item 33 – MR. MILLS presented a proclamation Honoring Owen Michael Casto on Earning the Rank of Eagle Scout.

Item 34 – MR. MILLS presented a proclamation Honoring Bowan Franklin Slotman on Earning the Rank of Eagle Scout.

Item 35 – CHAIR BASKIN, MR. MEYERS, MR. LORIGO, MR. JOHNSON, MS. CHIMERA, MR. BARGNESI, MS. VINAL, MR. GILMOUR, MR. GREENE, MR. TODARO & MR. MILLS presented a proclamation Acknowledging and Recognizing Breast Cancer Awareness Month 2022.

MR. MEYERS moved for consideration of the above thirty-one items. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved to amend the above thirty-one items by including Et Al Sponsorship. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

MR. MEYERS moved for approval of the above thirty-one items as amended. MR. JOHNSON seconded.

CARRIED UNANIMOUSLY.

LOCAL LAWS

Item 36 – CHAIR BASKIN directed that Local Law No. 1 (Print #1) 2022 remain on the table and in the ENERGY & ENVIRONMENT COMMITTEE.

COMMITTEE REPORTS

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

MR. LORIGO requested the separation of item Number 4.

GRANTED.

CHAIR BASKIN moved the previous question, less item Number 4.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 155

October 13, 2022	FINANCE & MANAGEMENT COMMITTEE REPORT NO. 10
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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. 13D-3 (2022)
DIRECTOR OF CONSUMER PROTECTION: “Letter to Legislator Greene Responding to an Inquiry”
(Chair’s Ruling)
 - b. COMM. 16D-3 (2022)
COMPTROLLER'S OFFICE: “Analysis of Erie County Contracts”
(Chair’s Ruling)
 - c. COMM. 17E-1 (2022)
COMPTROLLER: “Department of Law Risk Retention Fund Spending - July 2022”
(Chair’s Ruling)
 - d. COMM. 17E-2 (2022)
COMPTROLLER: “Report Detailing the Apportionment and Distribution of Sales Tax in Erie County for June, July, and August 2022”
(Chair’s Ruling)
 - e. COMM. 17E-3 (2022)
SHERIFF: “Response Regarding Stadium Pay for Managerial-Confidential Employees”
(Chair’s Ruling)

2. COMM. 1D-1 (2022) AS AMENDED
DIRECTOR OF REAL PROPERTY
TAX SERVICES

WHEREAS, the Erie County Director of Real Property Tax Services has received applications for corrected tax billings and / or refunds for taxes previously paid in accordance with New York State Real Property Tax Law sections 554 and 556; and

WHEREAS, the Director has investigated the validity of such applications (see attached listing).

NOW, THEREFORE, BE IT

RESOLVED, that petitions numbered 240101 through 240136, inclusive be hereby approved or denied based upon the recommendation of the Director of Real Property Tax Services and be charged back to the applicable towns and/or cities.

FISCAL YEAR 2022 Petition No. 240,101.00

ASSESSOR Cancel \$3,148.07
S-B-L 200.00-1-19.2 1698 Boies Rd 142489 AURORA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$3,148.07 Town/SpecialDist/School
Charge To : 142489 AURORA \$3,148.07
Relevy School \$3,148.07 142401 EAST AURORA UNION

RPTL 550(2): Removed senior & Enhanced STAR exemption and applied RPTL 520 charge in error
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,102.00

ASSESSOR Cancel \$472.07
S-B-L 226.01-2-54 7712 Back Creek R 142600 BOSTON

Acct. No. 112 \$0.00 County
Acct. No. 132 \$472.07 Town/SpecialDist/School
Charge To : 142600 BOSTON \$472.07
Relevy School \$472.07 144801 HAMBURG CENTRAL

RPTL 550(3): Improvement added in error
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,103.00

ASSESSOR Cancel \$1,823.92
S-B-L 267.00-3-24 10086 Brant Angol 142889 BRANT

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,823.92 Town/SpecialDist/School
Charge To : 142889 BRANT \$1,823.92
Relevy School \$1,823.92 144401 LAKE SHORE CENTRAL

RPTL 550(2): Duplicate parcel
Delete entire parcel from tax roll

FISCAL YEAR 2022 Petition No. 240,104.00

ASSESSOR Cancel \$604.64
S-B-L 285.00-1-24.1 10786 Mile Block 142801 FARNHAM

Acct. No. 112 \$0.00 County
Acct. No. 132 \$604.64 Town/SpecialDist/School
Charge To : 142801 FARNHAM \$604.64
Relevy School \$604.64 145801 NORTH COLLINS CENT

RPTL 550(2): Failed to calculate Ag exemption properly
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,105.00

ASSESSOR Cancel \$6,167.06
S-B-L 268.00-6-1.11 10545 Brant Angol 142289 AMHERST

Acct. No. 112 \$0.00 County
Acct. No. 132 \$6,167.06 Town/SpecialDist/School
Charge To : 142289 AMHERST \$6,167.06
Relevy School \$6,167.06 144401 LAKE SHORE CENTRAL

RPTL 550(2): Duplicate parcel
Delete entire parcel from the tax roll

FISCAL YEAR 2022 Petition No. 240,106.00

ASSESSOR Cancel \$184.15
S-B-L 101.60-3-29 19 Euclid Ave 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$184.15 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$184.15
Relevy School \$184.15 143001 CHEEKTO. CENTRAL

RPTL 550(7): Failed to move parcel to RS 8, wholly exempt
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,107.00

ASSESSOR Cancel \$69,419.73
S-B-L 124.02-2-12.111/ 105 French Rd 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$69,419.73 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$69,419.73
Relevy School \$69,419.73 146801 WEST SENECA CENT

RPTL 550(7): Failed to move parcel to RS 8 as per PILOT agreement
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,108.00

ASSESSOR Cancel \$67,615.45
S-B-L 102.04-3-1.1 2835-2873 Broadwa 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$67,615.45 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$67,615.45
Relevy School \$67,615.45 143001 CHEEKTO. CENTRAL

RPTL 550(7): Merged 2 PILOT parcels under ECIDA agreement
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,109.00

ASSESSOR Cancel \$831.28
S-B-L 92.18-6-11 153 Diane Dr 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$831.28 Town/SpecialDist/School
Charge To : 143089 CHEEKTOWAGA \$831.28
Relevy School \$831.28 143002 CHEEK. UNION #2

RPTL 550(2): Failed to apply disabled vet exemption
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,110.00

ASSESSOR Cancel \$417.68
S-B-L 114.07-2-20 V/L Rowley Rd 143089 CHEEKTOWAGA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$417.68 Town/SpecialDist/School

Charge To : 143089 CHEEKTOWAGA \$417.68
Relevy School \$417.68 143001 CHEEKTO. CENTRAL

RPTL 550(2): Duplicate parcel
Delete entire parcel from tax roll

FISCAL YEAR 2022 Petition No. 240,111.00

ASSESSOR Cancel \$1,813.82
S-B-L 255.00-3-8 9550 Sisson Hwy 144000 EDEN

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,813.82 Town/SpecialDist/School
Charge To : 144000 EDEN \$1,813.82
Relevy School \$1,813.82 144001 EDEN CENTRAL

RPTL 550(2): Error in calculation of Aged and Enhanced STAR exemption
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,112.00

ASSESSOR Cancel \$4,442.65
S-B-L 37.35-1-58 192 Sandstone Cir 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 \$4,442.65 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$4,442.65
Relevy School \$4,442.65 144601 GRND ISLN CENTRAL

RPTL 550(3): Increased assessment in error
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,113.00

ASSESSOR Cancel \$635.88
S-B-L 25.06-1-34 3998 East River Rd 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 \$635.88 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$635.88
Relevy School \$635.88 144601 GRND ISLN CENTRAL

RPTL 550(2): Duplicate parcel
Delete entire parcel from tax roll

FISCAL YEAR 2022 Petition No. 240,114.00

ASSESSOR Cancel \$508.70

S-B-L 24.07-2-21 3156 Stony Point R 144600 GRAND ISLAND

Acct. No. 112 \$0.00 County
Acct. No. 132 \$508.70 Town/SpecialDist/School
Charge To : 144600 GRAND ISLAND \$508.70
Relevy School \$508.70 144601 GRND ISLN CENTRAL

RPTL 550(2): Failed to apply Basic STAR exemption
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,115.00

ASSESSOR Cancel \$9.88
S-B-L 195.00-1-62.11/A Hickox Rd 144889 HAMBURG

Acct. No. 112 \$0.00 County
Acct. No. 132 \$9.88 Town/SpecialDist/School
Charge To : 144889 HAMBURG \$9.88
Relevy School \$9.88 144801 HAMBURG CENTRAL

RPTL 550(2): Applied assessment to gas well in error
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,116.00

ASSESSOR Cancel \$6,930.24
S-B-L 95.00-3-4.12 975 Ransom Rd 145289 LANCASTER

Acct. No. 112 \$0.00 County
Acct. No. 132 \$6,930.24 Town/SpecialDist/School
520 Code SC520 \$6,930.24
Charge To : 145289 LANCASTER \$0.00

RPTL 550(2): Applied RPTL 520 charge in error
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,117.00

ASSESSOR Cancel \$541.80
S-B-L 152.18-1-13.121 3487-3495 Amelia 146089 ORCHARD PARK

Acct. No. 112 \$0.00 County
Acct. No. 132 \$541.80 Town/SpecialDist/School
Charge To : 146089 ORCHARD PARK \$541.80
Relevy School \$541.80 146001 ORCH PARK CENTRAL

RPTL 550(2): Failed to apply exemption

New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,118.00

ASSESSOR Cancel \$1,267.00
S-B-L 53.52-3-31 261 Fairlane Ave 146489 TONAWANDA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,267.00 Town/SpecialDist/School
Charge To : 146489 TONAWANDA \$1,267.00
Relevy School \$1,267.00 146401 KEN-TON UNION FREE

RPTL 550(2): Failed to apply Enhanced STAR exemption
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,119.00

ASSESSOR Cancel \$1,267.00
S-B-L 66.22-1-21 39 Oakridge Ave 146489 TONAWANDA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,267.00 Town/SpecialDist/School
Charge To : 146489 TONAWANDA \$1,267.00
Relevy School \$1,267.00 146401 KEN-TON UNION FREE

RPTL 550(2): Failed to apply Enhanced STAR exemption
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,120.00

ASSESSOR Cancel \$2,598.41
S-B-L 53.59-1-1 2943 Eggert Rd 146489 TONAWANDA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$2,598.41 Town/SpecialDist/School
Charge To : 146489 TONAWANDA \$2,598.41
Relevy School \$2,598.41 146401 KEN-TON UNION FREE

RPTL 550(7): Failed to move parcel to RS 8, wholly exempt
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,121.00

ASSESSOR Cancel \$538.00
S-B-L 66.73-2-54 302 Nassau Ave 146401 KENMORE

Acct. No. 112 \$0.00 County

Acct. No. 132 \$538.00 Town/SpecialDist/School
Charge To : 146401 KENMORE \$538.00
Relevy School \$538.00 146401 KEN-TON UNION FREE

RPTL 550(2): Removed Basic STAR exemption in error
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,122.00

ASSESSOR Cancel \$1,137.28
S-B-L 78.21-2-21 183 Lincoln Blvd 146401 KENMORE

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,137.28 Town/SpecialDist/School
Charge To : 146401 KENMORE \$1,137.28
Relevy School \$1,137.28 146401 KEN-TON UNION FREE

RPTL 550(2): Error in calculation of Aged exemption
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,123.00

ASSESSOR Cancel \$27.35
S-B-L 78.28-4-14 904 Parker Blvd 146489 TONAWANDA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$27.35 Town/SpecialDist/School
Charge To : 146489 TONAWANDA \$27.35
Relevy School \$27.35 146401 KEN-TON UNION FREE

RPTL 550(7): Failed to remove portion of land for town right of way.
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,124.00

ASSESSOR Cancel \$50,054.13
S-B-L 555.00-12-1.1 Special Franchise 146489 TONAWANDA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$50,054.13 Town/SpecialDist/School
Charge To : 146489 TONAWANDA \$50,054.13
Relevy School \$50,054.13 146401 KEN-TON UNION FREE

RPTL 550(2): Improper calculation of assessment
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,125.00

ASSESSOR Cancel \$1,185.31
S-B-L 166.04-2-19.2 12288 Big Tree Rd 146600 WALES

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,185.31 Town/SpecialDist/School
Charge To : 146600 WALES \$1,185.31
Relevy School \$1,185.31 144201 IROQUOIS CENTRAL

RPTL 550(7): Failed to move parcel to RS 8 and apply wholly/
Non-profit exemption
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,126.00

ASSESSOR Cancel \$837.62
S-B-L 166.04-2-20 12294 Big Tree Rd 146600 WALES

Acct. No. 112 \$0.00 County
Acct. No. 132 \$837.62 Town/SpecialDist/School
Charge To : 146600 WALES \$837.62
Relevy School \$837.62 144201 IROQUOIS CENTRAL

RPTL 550(7): Failed to move parcel to RS 8 and apply wholly/
Non-profit exemption
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,127.00

ASSESSOR Refund \$946.00
S-B-L 144.16-1-44 344 Fawn Trl 146800 WEST SENECA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$946.00 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$946.00
Relevy School \$946.00 146801 WEST SENECA CENT

RPTL 550(2): Failed to apply vet exemption
Refund to be issued to Marilyn Decarolis

FISCAL YEAR 2020 Petition No. 240,128.00

ASSESSOR Refund \$203.12
S-B-L 152.08-1-62 140 Crownland Cir 146800 WEST SENECA

Acct. No. 112 \$0.00 County

Acct. No. 132 \$203.12 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$203.12
Relevy School \$203.12 146801 WEST SENECA CENT

RPTL 550(2): Failed to apply vet exemption
Refund to be issued to John & Gloria Persico

FISCAL YEAR 2021 Petition No. 240,129.00

ASSESSOR Refund\$197.35
S-B-L 152.08-1-62 140 Crownland Cir 146800 WEST SENECA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$197.35 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$197.35
Relevy School \$197.35 146801 WEST SENECA CENT

RPTL 550(2): Failed to apply vet exemption
Refund to be issued to John & Gloria Persico

FISCAL YEAR 2022 Petition No. 240,130.00

ASSESSOR Refund\$189.20
S-B-L 152.08-1-62 140 Crownland Cir 146800 WEST SENECA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$189.20 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$189.20
Relevy School \$189.20 146801 WEST SENECA CENT

RPTL 550(2): Failed to apply vet exemption
Refund to be issued to John & Gloria Persico

FISCAL YEAR 2022 Petition No. 240,131.00

ASSESSOR Cancel \$355.44
S-B-L 143.08-4-11 68 Southwood Dr 146800 WEST SENECA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$355.44 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$355.44
Relevy School \$355.44 146801 WEST SENECA CENT

RPTL 550(2): Failed to calculate Aged exemption properly
New tax bill to be issued.

FISCAL YEAR 2020 Petition No. 240,132.00

OWNER Cancel \$6,740.23
S-B-L 141.11-1-48 Hamburg Tpke 140900 LACKAWANNA

Acct. No. 112 \$1,367.31 County
Acct. No. 132 \$5,372.92 Town/SpecialDist/School
9992 ECSD#6 SAN SEWER \$5,056.75
9993 ECSD#6 STORM \$316.17
Charge To : 140900 LACKAWANNA \$0.00

RPTL 550(2): Duplicate parcel
Delete entire parcel from tax roll

FISCAL YEAR 2019 Petition No. 240,133.00

OWNER Cancel \$0.00
S-B-L 141.11-1-48 Hamburg Tpke 140900 LACKAWANNA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$0.00 Town/SpecialDist/School
Charge To : 140900 LACKAWANNA \$0.00

Deny petition
Application not submitted within 3 years of the annexation of the
warrant.

FISCAL YEAR 2022 Petition No. 240,134.00

ASSESSOR Cancel \$330.17
S-B-L 152.06-1-28 153 Wind Mill Rd 146800 WEST SENECA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$330.17 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$330.17
Relevy School \$330.17 146801 WEST SENECA CENT

RPTL 550(2): Failed to calculate senior exemption properly
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,135.00

ASSESSOR Cancel \$1,152.36
S-B-L 143.13-6-24 175 Fieldcrest Ct 146800 WEST SENECA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$1,152.36 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$1,152.36
Relevy School \$1,152.36 146801 WEST SENECA CENT

RPTL 550(2): Failed to calculate Aged exemption properly
New tax bill to be issued.

FISCAL YEAR 2022 Petition No. 240,136.00

ASSESSOR Refund\$291.69
S-B-L 152.07-5-25 228 Greenmeadow 146800 WEST SENECA

Acct. No. 112 \$0.00 County
Acct. No. 132 \$291.69 Town/SpecialDist/School
Charge To : 146800 WEST SENECA \$291.69
Relevy School \$291.69 146801 WEST SENECA CENT

RPTL 550(2): Failed to calculate Aged exemption properly
Refund to be issued to Madonna Farrell

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the Director of Real Property Tax Services.
(6-0)

3-a. COMM. 5E-21 (2022) AS AMENDED
COUNTY EXECUTIVE

WHEREAS, the Erie County Department of Public Advocacy’s (“Public Advocacy”) has been awarded \$2,000,000 funding from the Buffalo Division of the New York State Attorney General’s Office (“Buffalo NYSAG”) as a result of a the JLP Recovery Solutions LLC Settlement; and

WHEREAS, per an agreement with the Buffalo NYSAG, the intention of these Settlement funds is to establish a multi-year grant to expand consumer protection efforts in Erie County; and

WHEREAS, Public Advocacy seeks to utilize the allocated funds to expand its programs offered to Erie County residents and to create the positions of an Assistant County Attorney and Deputy Commissioner of Public Advocacy; and

WHEREAS, there are sufficient funds to support expanded consumer protection efforts for at least a 6-year period.

NOW, THEREFORE, BE IT

RESOLVED, that authorization is hereby given to amend the Division of Law’s 2022 General Fund Budget (Fund 110, Fund Center 16010) as follows:

APPROPRIATION	ORIGINAL	CHANGE	REVISED
500000 Full Time Staff	\$2,551,373	\$ 19,745	\$2,571,118

502000	Fringe Benefits	1,424,670	9,872	1,434,542
916000	ID County Attorney Services	(591,122)	(30,317)	(621,439)
980000	ID DISS Services	<u>\$ 111,372</u>	<u>\$ 700</u>	<u>\$ 112,072</u>
			<u>\$ 0</u>	

and be it further

RESOLVED, that authorization is hereby given to amend the Division of Law’s 2023 General Fund Budget upon adoption (Fund 110, Fund Center 16010) as follows:

APPROPRIATION	ORIGINAL	CHANGE	REVISED
500000 Full Time Staff	\$ 2,863,078	\$ 89,220	\$ 2,952,298
502000 Fringe Benefits	1,469,307	44,610	1,513,917
916000 ID County Attorney Services	(601,042)	(136,630)	(746,672)
980000 ID DISS Services	<u>\$ 120,071</u>	<u>\$ 2,800</u>	<u>\$ 122,871</u>
		<u>\$ 0</u>	

and be it further

RESOLVED, that authorization is hereby given to create one position of Deputy Commissioner of Public Advocacy, Job Group 13, Step 3, Managerial Confidential (B100 #12783); and be it further

RESOLVED, that the position of Deputy Commissioner of Public Advocacy’s inclusion as exempt under the Fair Labor Standards Act under the Executive Exemption Category and paid at an annual flat rate shall be determined by approval of Budget Resolution #103 as part of the 2023 Adopted Erie County Budget; and be it further

RESOLVED, authorization is hereby given to create one Assistant County Attorney IV, Job Group 15, Step 0, Managerial Confidential (B100 #12784); and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust grant appropriations and revenues, including those necessary to acceptance and effectuate the use of any future settlement awards and fees derived from grant activities provided there are no changes to authorized personnel levels or county share amounts; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to make any technical adjustments necessary to effectuate this resolution; and be it further

RESOLVED, that certified copies of this resolution be sent to the County Executive's Office, the Comptroller’s Office, the Division of Budget and Management, the Department of Law, Department of Personnel, and Department of Public Advocacy.

(4-2) Legislators Lorigo & Mills voted in the negative.

3-b. RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to accept \$2,000,000 from Buffalo NYSAG and be made available as a multi-year grant to Department of Public Advocacy in Grant Fund 281, Fund Center 10910 as follows:

Department of Public Advocacy
Buffalo Attorney General Settlement Grant
109BAGS2228
10/1/22 - 12/31/28

ACCOUNT	REVENUES	BUDGET
409000	State Aid Revenues	<u>\$2,000,000</u>
	TOTAL	<u>\$2,000,000</u>

ACCOUNT	APPROPRIATIONS	BUDGET
500000	Full Time Salaries	\$584,704
500350	Other Employee Payments	18,000
502000	Fringe Benefits	311,276
505000	Office Supplies	7,279
510000	Local Mileage Reimbursement	6,000
510200	Training and Education	10,000
561410	Lab & Technical Equipment	23,000
561420	Office Eqmt, Furniture & Fixtures	20,000
916000	ID County Attorney Services	996,241
912215	ID DPW Mail Srvs	6,000
980000	ID DISS Services	<u>\$ 17,500</u>
	TOTAL	<u>\$2,000,000</u>

and be it further
(6-0)

4. INTRO. 17-2 (2022)

LORIGO, GREENE, TODARO & MILLS

RESOLVED, a resolution was offered, "Exemption of the Sale of Energy Utilities Used for Residential Purposes from the Sales and Compensating Use Tax Collected in Erie County," and approved or defeated by a majority vote.

(2-4) Chair Baskin, Legislators Chimera, Johnson and Meyers voted in the negative.

TIMOTHY J. MEYERS
CHAIR

MR. LORIGO moved to approve item Number 4. MR. TODARO seconded.

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

AYES: MR. GREENE, MR. LORIGO, MR. TODARO and MS. VINAL. NOES: MR. BARGNESI, CHAIR BASKIN, MS. CHIMERA, MR. GILMOUR, MR. JOHNSON and MR. MEYERS. (AYES: 4; NOES: 6)

FAILED.

Item 38 – MS. CHIMERA presented the following report and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 156

October 13, 2022	HEALTH & HUMAN SERVICES COMMITTEE REPORT NO. 13
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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. 14D-4 (2022)
COMMISSIONER OF HEALTH: “ECDOH Nursing Home COVID-19 Infection Rates”
(Chair’s Ruling)
 - b. COMM. 16D-2 (2022)
COMMISSIONER OF HEALTH: “ECDOH Nursing Home COVID-19 Infection Rates”
(Chair’s Ruling)
 - c. COMM. 17D-2 (2022)
COMMISSIONER OF SOCIAL SERVICES: “Comm. 12E-34 Compliance Report
for August 2022”
(Chair’s Ruling)
2. COMM. 17E-10 (2022)
COUNTY EXECUTIVE
WHEREAS, the Erie County Department of Mental Health (ECDMH) is responsible for the delivery of a comprehensive range of mental and behavioral health services to the residents of Erie County; and

WHEREAS, the need to provide psychological services to the juvenile population is critical for the proper function of the Erie County Secure Detention (ECSD) Facility; and

WHEREAS, ECSD, in conjunction with the ECDMH, has identified an opportunity to fill this need with current year vacancy savings from within the Children’s Mental Health Services Division; and

WHEREAS, psychological services can be made available to the aforementioned juvenile population through a transfer of said vacancy savings to the University Psychiatric Practice agency line within the ECDMH budget; and

WHEREAS, no more than \$25,000 in funding will be required and is available through vacancy savings in the Full Time Salaries and less-than-anticipated Fringe Benefits costs in the Children's Mental Health Services Division.

NOW, THEREFORE, BE IT

RESOLVED, that the Erie County Legislature does hereby approve the following transactions within the accounts of the Department of Mental Health:

Mental Health Department
Business Area 124
2022 Budget

<u>Appropriations</u>	<u>Increase/(Decrease)</u>
12410	
517845 University Psych Practice OMH	\$ 25,000
12420	
500000 Full Time – Salaries	\$ (16,250)
502000 Fringe Benefits	\$ (8,750)
Total Expense	\$ 0

and be it further

RESOLVED, that certified copies of this resolution be forwarded to the County Executive, the Office of the Comptroller, the Division of Budget and Management, the Department of Law, and to Mr. Mark O'Brien, Commissioner of Mental Health.

(6-0)

3. COMM. 17E-11 (2022)
COUNTY EXECUTIVE

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

WHEREAS, the ECDMH has an allocation of NYS OMH funding in the amount of \$356,864 for the provision of Behavioral Health Services; and

WHEREAS, the NYS OMH directed the ECDMH to issue a Request for Proposal (RFP) to provide Family Peer Support Services (FPSS); and

WHEREAS, the ECDMH solicited an RFP for the provision of FPSS for those families which are raising children who are experiencing various challenges in their lives and may have a Serious Emotional Disturbance (SED) diagnosis; and

WHEREAS, after conducting a review process, New Directions as the highest-ranking applicant was recommended by the Review and Selection Committee to be the recipient of the RFP award and subsequently approved by the Deputy County Executive; and

WHEREAS, a budget appropriation needs to be created for New Directions in the amount of \$356,864 annually starting in fiscal year 2023; and

WHEREAS, no additional County funds are necessary for this request.

NOW, THEREFORE, BE IT

RESOLVED, that in order to implement the aforementioned family peer support services for individuals with a potential SED, the ECDMH is authorized to enter into an agency contract with New Directions as soon as practical; and be it further

RESOLVED, that the County Executive is hereby authorized to enter into a contract with New Directions for the period January 1, 2023 through December 31, 2023 (annually thereafter) for an amount of \$356,864, and thus authorizes the Division of Budget and Management to process the following budgetary adjustment:

2023 BUDGET - Mental Health, Business Area 124
Cost Center 1241020, Fund 110

<u>Revenue</u>	<u>Increase</u>
Account 406830 – State Aid – Mental Hlth II	56,864
<u>Appropriation</u>	<u>Increase</u>
Account 517730 – New Directions OMH	56,864

and be it further

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

(6-0)

4. COMM. 17E-12 (2022)
COUNTY EXECUTIVE

WHEREAS, the Department of Social Services has been awarded an amount of \$270,514 in 100% federal share Temporary Assistance to Needy Families (TANF) funds to enhance non-residential services to victims of domestic violence; and

WHEREAS, the additional Federal TANF funding is awarded for contract expansion for vendors with existing State approval to deliver non-residential services to victims of domestic violence; and

WHEREAS, the provisions of the award specifically state that these TANF funds must be used to provide enhanced or expanded core and/or optional non-residential DV services provided by OCFS-approved non-residential DV programs; and

WHEREAS, only expansion of existing contractual services are eligible for this funding, and the vendors used must be among those named in the Department's Consolidated Services Plan (CSP) approved by the State.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Social Services and/or the County Executive are hereby authorized to accept \$270,514 in 100% federal share Temporary Assistance to Needy Families (TANF) funds to enhance non-residential services to victims of domestic violence; and be it further

RESOLVED, that the Commissioner of Social Services and/or the County Executive are hereby authorized to enter into or amend contracts with Child and Family Services, Suicide Prevention and Crisis Services, Family Justice Center, and Hispanics United for expanded non-residential services to victims of domestic violence; and be it further

RESOLVED, that the following budget amendments are hereby authorized in the 2022 Adopted Budget:

Department of Social Services, Fund 110, Department 120

<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>INCREASE/ (DECREASE)</u>
516410	Child and Family Services	\$ 67,486
516410	Suicide Prevention and Crisis Services	\$119,119
516410	Family Justice Center	\$ 31,613
516410	Hispanics Untied	\$ 7,296
911400	ID District Attorney Services	\$ 45,000
	Total Expenditures	<u>\$270,514</u>
414000	Federal Aid	<u>\$270,514</u>
	Total Revenue	\$270,514

and be it further

RESOLVED, that an interdepartmental agreement be amended between the District Attorney and Social Services for non-residential services to victims of domestic violence; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust the budget of the District Attorney's Office in order to amend funding to implement the interdepartmental agreements; and be it further

RESOLVED, that because only State-approved providers of non-residential services to victims of domestic violence are eligible to receive these funds and because these special services

are needed immediately, the County Administrative Code requirement in Section 19.08 for a Request for Proposals (RFP) is hereby waived; and be it further

RESOLVED, that certified copies of this resolution be furnished to the Erie County Executive, the Commissioner of Social Services, the Erie County Comptroller, the Director of Budget and Management, and the District Attorney.

(6-0)

5. COMM. 17E-13 (2022)
COUNTY EXECUTIVE

WHEREAS, the Fair Futures model engages foster care youth in a robust middle school program that prepares them for success in middle and high school and a long-term coaching program from 9th grade until age 26; and

WHEREAS, Say Yes Buffalo will deliver an evidence-based Fair Futures-At Risk Youth program to foster care youth in Erie County; and

WHEREAS, the Department of Social Services desires to enter into a contract with Say Yes Buffalo to provide Fair Futures-At Risk Youth services; and

WHEREAS, funds totaling \$100,000 were appropriated in Comm. 8E-1 (2022) for Fair Futures-At Risk Youth.

NOW, THEREFORE, BE IT

RESOLVED, that the Commissioner of Social Services and the County Executive are hereby authorized to enter into contract with Say Yes Buffalo in the amount of \$100,000 to provide Fair Futures-At Risk Youth services; 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 expense with 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)

6. COMM. 17E-14 (2022)
COUNTY EXECUTIVE

WHEREAS, the American Rescue Plan was signed into law on March 11, 2021; and

WHEREAS, the Erie County Division of Budget presented a plan which was approved by your honorable body with COMM. 13E-15 (2021); and

WHEREAS, funding for these services have been included in the 2022 Adopted budget; and

WHEREAS, the Department of Social Services was awarded funding under this plan in the amount of \$1,000,000 to provide grants to shelters to make necessary upgrades needed to recertify; and

WHEREAS, the Department of Social Services issued a Request for Proposal (RFP) #A2022-001VF to seek out Homeless Shelters needing Certification Support; and

WHEREAS, Erie County Department of Social Services desires to amend the contract with My Place Home for the Homeless, Inc. in the amount of \$33,250 (Total Contract \$69,790) to complete repairs to make their shelter certifiable.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to amend the contract with My Place Home for the Homeless, Inc. in the amount of \$33,250 to complete repairs to make their shelter certifiable; and be it further

RESOLVED, that sufficient funding is available for this purpose in the 2022 Adopted Budget in Fund Center 120 and Account 530000; 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 expense with Federal 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)

7. COMM. 17E-15 (2022)
COUNTY EXECUTIVE

WHEREAS, the Department of Senior Services (Department) continually looks to enhance services to combat social isolation and help older adults engage and build social networks; and

WHEREAS, the Department wishes to expand, in a cost-efficient manner, in-person and online programming for the County's older adults; and

WHEREAS, through an RFP process and with guidance from the County's Department of Information and Support Services, Televeda Systems Inc. (Televeda) was selected, a company that harnesses technology to combat social isolation, to create a website to support a video conferencing and event scheduling network linkage among our senior centers, and older adults who are homebound; and

WHEREAS, the Department now desires to contract with Televeda, for the initial period of November 1, 2022 through October 31, 2023, at a cost of \$91,800 for the development of the web site and implementation at three pilot sites; and

WHEREAS, at the discretion of the County, the contract may be extended for two additional one-year terms at an annual cost of \$7,800 each year, which is a fixed Televeda fee for software maintenance, and tech support charges; and

WHEREAS, due to the nature of the project and the possibility that subsequent programming improvements may be necessary, the Department also desires to set aside up to \$8,200 for the first year and up to \$16,000 in the second and third year of the contract as discretionary funds available if needed to cover subsequent County requested program improvements at Televeda's \$100 per hour rate for add-on work; and

WHEREAS, the Department will utilize American Rescue Plan (ARP) funding in its 163III-BARP2124 grant to cover contract costs for the initial November 1, 2022 through October 31, 2023 period, and if extended for the November 1, 2023 through September 30, 2024 when the grant ends; and

WHEREAS, contract funding for the last month of a second-year extension and if extended for year three, would be determined by appropriations available in the Department's 2023 and 2024 County budgets, which the Department anticipates will include revenues generated through various marketing opportunities associated with the website.

NOW, THEREFORE, BE IT

RESOLVED, the County Executive be and is hereby authorized to contract with Televeda Systems Inc. for the period November 1, 2022 through October 31, 2023, at a cost not to exceed \$100,000; and be it further

RESOLVED, that the existing Professional Services Account (#516020) appropriations in the Department's 163III-BARP2124 grant be utilized to pay for the contract through October 2023, and if extended through September 2024; and be it further

RESOLVED, that contract funding for the last month of a second-year extension and if extended for a third year, would be determined by appropriations available in the Department's 2023 and 2024 County budgets which can include revenues generated by marketing opportunities made possible by the website; and be it further

RESOLVED, that the Director of Budget and Management is hereby authorized to adjust the budget as required to comply with the grantor approved funding levels; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the: County Executive's Office; Director of the Division of Budget and Management; Comptroller's Office, Department of Information and Support Services; and the Department of Senior Services.

(6-0)

8. COMM. 17E-16 (2022)
COUNTY EXECUTIVE

AS AMENDED

WHEREAS, the Erie County Department of Health (ECDOH) has responsibility to ensure that residents of Erie County have access to quality family planning and reproductive healthcare; and

WHEREAS, Erie County has an elevated teen pregnancy rate; and

WHEREAS, Erie County has elevated rates of Sexually Transmitted Infections and HIV; and

WHEREAS, the New York State Department of Health (NYSDOH) grant will provide the money to ensure that appropriate personnel, programs, and equipment are in place to provide comprehensive family planning services; and

WHEREAS, the money from this grant will establish proper screening, testing and outreach to residents of Erie County regarding family planning, sexual health, and reproductive services; and

WHEREAS, Erie County in providing the above-mentioned services will be able to identify uninsured and underinsured individuals and provide them with family planning and reproductive healthcare services; and

WHEREAS, due to timing issues, it is not possible to include the 2023 grant period as part of the 2023 Proposed Erie County Budget.

NOW, THEREFORE, BE IT

RESOLVED, the County Legislature hereby authorizes the County Executive to enter into contract with NYSDOH to accept grant funding in the amount of \$370,337 for an initial 9-month term of 4/1/22 – 12/31/22 as follows:

Family Planning and Reproductive Health Grant
127FPNYS2022
04/01/2022-12/31/2022

<u>SAP</u>	<u>REVENUE</u>	<u>BUDGET</u>
409000	State Aid	<u>\$370,337</u>
	Total	\$370,337

<u>SAP</u>	<u>EXPENSES</u>	<u>BUDGET</u>
500000	Full Time - Salaries	\$38,142
500020	Regular PT - Wages	8,613
500300	Shift Differential	500
500320	Uniform Allowance	250
501000	Overtime	6,718
502000	Fringe Benefits	32,554
505000	Office Supplies	5,000
505800	Medical & Health Supplies	11,108
510000	Local Mileage Reimbursement	1,350
510100	Out of Area Travel	1,650
516020	Professional Services, Contracts & F	121,344

530000	Other Expenses	7,000
561410	Lab and Technical Equipment	55,391
561420	Office Equipment, Furniture and Fixtures	11,500
912700	ID Health Services	67,045
980000	ID DISS Services	<u>\$2,172</u>
	Total	\$370,337

and be it further

RESOLVED, that the following positions be created effective October 1, 2022:

FT Medical Office Assistant, (JG-4)
B-100 #13351
Budgeted Annual Salary: \$38,164

FT Public Health Educator, (JG-8)
B-100 #13352
Budgeted Annual Salary: \$47,459

FT Medical Care Administer, (JG-13)
B-100 #13217
Budgeted Annual Salary: \$66,945

RPT Registered Nurse, (JG-8)
B-100 #13216
Budgeted Annual Salary: \$34,424

and be it further

RESOLVED, that the Erie County Legislature hereby authorizes the County Executive to enter into contract with NYSDOH to accept grant funding in the amount of \$493,783 for the 2023 grant period of 1/1/23-12/31/23 to be budgeted as follows:

Family Planning and Reproductive Health Grant
127FPNYS2023
01/01/2023-12/31/2023

SAP	<u>REVENUE</u>	<u>BUDGET</u>
409000	State Aid	<u>\$493,783</u>
	Total	\$493,783

SAP	<u>EXPENSES</u>	<u>BUDGET</u>
500000	Full Time Salaries	\$174,909
500020	Regular PT - Wage	36,897
500300	Shift Differential	1,000
500320	Uniform Allowance	250
501000	Overtime	6,500

502000	Fringe Benefits	131,584
505000	Office Supplies	500
505800	Medical & Health Supplies	25,333
510000	Local Mileage Reimbursement	3,000
510100	Out of Area Travel	1,650
516020	Professional Service Contracts & Fees	106,134
530000	Other Expenses	5,000
980000	ID DISS Services	<u>\$1,026</u>
	Total	\$493,793

and be it further

RESOLVED, that the Division of Budget and Management is hereby authorized to implement any budget adjustments as required to comply with the grantor funding requirements; and be it further

RESOLVED, that the Division of Budget and Management is hereby authorized to make any technical adjustments necessary to effectuate this resolution; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive, the Division of Budget and Management, the Office of the Comptroller, the County Attorney's Office, and the Department of Health.
(6-0)

**LISA M. CHIMERA
CHAIR**

Item 39 – MR. JOHNSON presented the following report and moved for immediate consideration and approval. MR. GILMOUR seconded.

CARRIED UNANIMOUSLY.

RESOLUTION NO. 157

October 13, 2022	ECONOMIC DEVELOPMENT COMMITTEE REPORT NO. 16
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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. 4M-1 (2022)
EC FAIR HOUSING BOARD: "2021 EC Fair Housing Board Annual Report"
(Chair's Ruling)

b. COMM. 17M-1 (2022)
CHIEF FINANCIAL OFFICER OF THE NFTA: "NFTA Annual 17A Report FYE 2022"
(Chair's Ruling)

2. COMM. 17E-7 (2022)
COUNTY EXECUTIVE

WHEREAS, apartments at the Lyceum Project consists of the adaptive redevelopment of a former school and community center located in the City of Buffalo into forty-two (42) affordable rental units for multi-family housing located at 97 Swinburne Street, Buffalo, NY 14212; and

WHEREAS, the Erie County Legislature adopted a policy on Payment in Lieu of Taxes (PILOT) on December 16, 1999, and the PILOT is consistent with said policy; and

WHEREAS, in order to make the Project economically feasible for Community Services Sixth Housing LLC, Community Services Sixth Housing Development Fund Company, Inc. to operate the housing project it is necessary to extend tax relief from the County of Erie and the City of Buffalo.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive is hereby authorized to execute a Payment in Lieu of Taxes (PILOT) Agreement with Community Services Sixth Housing LLC, Community Services Sixth Housing Development Fund Company, Inc., Inc., and the City of Buffalo, and any other organizations necessary to conclude this PILOT Agreement; and be it further

RESOLVED, that said Agreement shall include an annual PILOT in the amount of taxes due as set forth on Schedule A attached hereto; and be it further

RESOLVED, that certified copies of this resolution shall be forwarded to the County Executive; the Director of the Division of Budget and Management; the Director of Real Property Tax Services; the Commissioner of the Department of Environment and Planning; the County Comptroller; and the County Attorney.

SCHEDULE A
PILOT Payments

Year	Total	To County (25%)	To City (75%)
1	\$ 18,987.96	\$ 4,746.99	\$ 14,240.97
2	\$ 19,557.60	\$ 4,889.40	\$ 14,668.20
3	\$ 20,144.33	\$ 5,036.08	\$ 15,108.25
4	\$ 20,748.66	\$ 5,187.16	\$ 15,561.49
5	\$ 21,371.12	\$ 5,342.78	\$ 16,028.34
6	\$ 22,012.25	\$ 5,503.06	\$ 16,509.19
7	\$ 22,672.62	\$ 5,668.15	\$ 17,004.46
8	\$ 23,352.80	\$ 5,838.20	\$ 17,514.60
9	\$ 24,053.38	\$ 6,013.34	\$ 18,040.03
10	\$ 24,774.98	\$ 6,193.75	\$ 18,581.24
11	\$ 25,518.23	\$ 6,379.56	\$ 19,138.67
12	\$ 26,283.78	\$ 6,570.94	\$ 19,712.83
13	\$ 27,072.29	\$ 6,768.07	\$ 20,304.22
14	\$ 27,884.46	\$ 6,971.11	\$ 20,913.34
15	\$ 28,720.99	\$ 7,180.25	\$ 21,540.74

(6-0)

3. COMM. 17E-8 (2022)
COUNTY EXECUTIVE

WHEREAS, the Unified Court System, Eight Judicial District (UCS) has requested that the Erie County Department of Public Works (DPW) make improvements, including but not limited to the replacement of carpeting in the Erie County Family Court Building, Old County Hall, and/or Erie County Court Building to make the spaces more aesthetically appealing; and

WHEREAS, the total cost of the improvements is not to exceed \$380,000 and is 100% reimbursable to the County by the UCS as a tenant request line item within the Chapter 686 cleaning and minor maintenance contract between the UCS and Erie County for the New York State Fiscal Year 2022-2023, beginning April 1, 2022 through March 31, 2023; and

WHEREAS, a new capital project A.22XXX – UCS 2022-2023 Tenant Work Improvements will be created in Funds Center 122, Fund 410, in the amount of \$380,000 the amount of the anticipated reimbursement for the UCS.

NOW, THEREFORE, BE IT

RESOLVED, that in order to comply with the Unified Court System, Eighth Judicial District’s (UCS) request to make improvements to the Family Court Building, Old County Hall, and/or Erie County Court Building, a new capital project A.22XXX – UCS 2022-2023 Tenant Work Improvements is hereby authorized to be created in Fund 410, Funds Center 122, Revenue Account 405170 -SA-Court Facility Incentive Aid for \$380,000; and be it further

RESOLVED, that the County Executive is hereby authorized to accept reimbursements in an amount not to exceed \$380,000 from the UCS after said improvements are completed; and be it further

RESOLVED, that the Division of Budget and Management is authorized to make all necessary

budgetary and accounting entries to facilitate the acceptance of revenue and outlay of expenditures; and be it further

RESOLVED, that certified copies of this resolution be sent to the Department of Public Works, Office of the Commissioner, Office of the County Executive, the Division of Budget and Management, the Office of the Comptroller and the Unified Court System Eighth Judicial District c/o Andrew Isenberg.

(6-0)

4. COMM. 17E-18 (2022)
COUNTY EXECUTIVE

WHEREAS, the American Rescue Plan was signed into law on March 11th 2021; and

WHEREAS, the American Rescue plan included State and Local Relief funding to be used to offset lost revenue, provide premium pay to essential workers, respond to COVID-19 and its economic effects, and invest in sewer, water and broadband infrastructure; and

WHEREAS, Erie County has received \$89,213,547 in State and Local Relief funding; and

WHEREAS, by receiving State and Local Relief Funding the State of New York has eliminated local aid withholding, benefiting Erie County and creating a significant positive budget variance; and

WHEREAS, facing a major possible deficit in 2020, Erie County took significant action through a deficit remediation plan which eliminated positions, cut other costs, and appropriated fund balance and Fiscal Year 2019 surplus funding; and

WHEREAS, Erie County made additional budget cuts in the Adopted 2021 Budget in face of uncertainty regarding Federal assistance and the future of the coronavirus pandemic and its associated economic impacts; and

WHEREAS, American Rescue Plan Funding is eligible to be encumbered through December 31st 2024 and spent through December 31st 2026 allowing for long-term infrastructure projects to be designed and built; and

WHEREAS, funding for this resolution is available through the American Rescue Plan and the elimination of state-aid cuts related to the passage of the American Rescue Plan; and

WHEREAS funding for the projects in this resolution was allocated via Comm. 13E-15 on July 8th 2021; and

WHEREAS, authorization to contract is needed to implement the projects funded via Comm. 13E-15; and

WHEREAS, the Town of Cheektowaga – Town of Cheektowaga Museum Project as proposed in Comm.13E-15 (2021) was deleted in Comm. 5E-10 (2022) and funding was made available to other projects; and

WHEREAS, the Erie County Legislature desires to reallocate the aforementioned funding to the Town of Cheektowaga- Cheektowaga Town Park Accessible Playground and Town of Cheektowaga - Stiglmeier Park Comfort Stations Projects.

NOW, THEREFORE, BE IT

RESOLVED, that the County Executive / Deputy County Executive be authorized to execute contracts, agreements or inter-municipal agreements with the following entities in the amounts indicated, from the capital accounts noted:

Project	Contract Authorized With:	Contract Amount Not to Exceed:	From the following capital account:
Town of Cheektowaga-Cheektowaga Town Park Accessible Playground	Town of Cheektowaga	\$215,000	A.22XXX
Town of Cheektowaga-Stiglmeier Park Comfort Stations	Town of Cheektowaga	\$788,000	A.22XXX

and be it further

RESOLVED, that the Erie County Legislature authorizes the Director of Budget and Management to make any necessary budgetary adjustments as needed to administer these projects; and be it further

RESOLVED, that the Clerk of the Legislature shall forward certified copies of this Resolution to the County Executive; the Erie County Comptroller; the Director of Budget and Management; and Department of Environment and Planning.

(6-0)

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

LEGISLATOR RESOLUTIONS

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

CARRIED UNANIMOUSLY.

RESOLUTION NO. 158

RE: Re-Appropriation of 2021
RENEW Plan Spending
(INTRO. 18-1)

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

WHEREAS, the GBUAHN was awarded \$200,000 in RENEW Plan funding by the Erie County Legislature in Comm. 18E-18 (2021) in Erie County Department of Health Fund Center 12700, Account 516020; and

WHEREAS, the organization is not able to accept the funds, and the funding should be transferred to alternative organizations; 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 the \$135,000 of RENEW Plan funding in in Erie County Department of Health Fund Center 12700, Account 516020 into Erie County Department of Environment and Planning following accounts:

Fund Center 1332020, Account 518052, Buffalo and Erie County Naval Park - \$30,000
Fund Center 1332020, Account 518068, Burchfield Penney Art Center - \$30,000
Fund Center 1332010, Account 518079, Confident Girl Mentoring - \$10,000
Fund Center 1332010, Account 518xxx, Buffalo Prenatal-Perinatal Network - \$20,000
Fund Center 1332010, Account 518xxx, Northland Workforce Training Center - \$30,000
Fund Center 1332010, Account 518xxx, Johnnie B. Wiley Amateur Athletic Sports Pavilion - \$15,000; and be it further

RESOLVED, that while the agency name is 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 41 – CHAIR BASKIN directed that the following resolution be referred to the SMALL BUSINESS COMMITTEE.

GRANTED.

INTRO. 18-2 from BASKIN. Calling for the NYS Department of Environmental Conservation to Revise and Strengthen the Bottle Bill.

COMMUNICATIONS DISCHARGED FROM COMMITTEE

None.

SUSPENSION OF THE RULES

None.

COMMUNICATIONS FROM ELECTED OFFICIALS

FROM THE SHERIFF

Item 42 – (COMM. 18E-1) Acceptance of Governor's Traffic Safety Committee Grant

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 43 – (COMM. 18E-2) Appointment of Erie County Director of Workforce Development & Executive Director of Buffalo and Erie County Workforce Investment Board

Received, filed and printed.

October 11, 2022

Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, NY 14202

Re: Appointment of Erie County Director of Workforce Development and Executive Director, Buffalo and Erie County Workforce Investment Board

Dear Honorable Members:

Pursuant to my authority as Erie County Executive, I hereby appoint Jacqueline Hall as Director of Workforce Development as well as Executive Director of the Buffalo and Erie County Workforce Investment Board effective immediately.

Should your Honorable Body require further information, I encourage you to contact my Chief of Staff, Benjamin Swanekamp. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.

Erie County Executive

Item 44 – (COMM. 18E-3) Appointment of the Director of Veterans Service Agency

Received, filed and printed.

October 11, 2022

Erie County Legislature
92 Franklin Street, 4th Floor
Buffalo, NY 14202

Re: Notification to the Legislature on the appointment of the Director of Veterans Service Agency

Dear Honorable Members:

Pursuant to Article 3, Section 311 of the Erie County Charter, I hereby appoint Felice Krycia, to the position of the Director of Veterans Service Agency effective immediately.

Should your Honorable Body require further information, I encourage you to contact my Chief of Staff, Benjamin Swanekamp. Thank you for your consideration on this matter.

Sincerely yours,

Mark C. Poloncarz, Esq.
Erie County Executive

FROM THE COMPTROLLER

Item 45 – (COMM. 18E-4) 3rd Quarter Managerial Confidential Overtime Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE SHERIFF

Item 46 – (COMM. 18E-5) Acceptance of DHSES Explosives Detection K9 Grant - Integration Training

Item 47 – (COMM. 18E-6) Acceptance of DHSES Explosives Detection K9 Grant - Bomb Squad

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

FROM THE COMPTROLLER

Item 48 – (COMM. 18E-7) 2023 Tentative Budget Revenue and Major Expenditure Estimates

Received and referred to the FINANCE & MANAGEMENT/BUDGET COMMITTEE.

FROM LEGISLATOR LORIGO

Item 49 – (COMM. 18E-8) Letter to Comptroller Requesting Vacancy Report

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

FROM THE COUNTY EXECUTIVE

Item 50 – (COMM. 18E-9) Letter to Chair of EC Fiscal Stability Authority Regarding 2023-2026 Four-Year Financial Plan

Received and referred to the FINANCE & MANAGEMENT/BUDGET COMMITTEE.

Item 51 – (COMM. 18E-10) Department of Social Services - Non-Temporary Assistance Residential Domestic Violence Adjustments

Item 52 – (COMM. 18E-11) Department of Social Services - Live Well Erie Grants - Workforce Development Innovation Fund

The above two items were received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 53 – (COMM. 18E-12) Authorization for Budget Transfer for the Purchase of Equipment

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 54 – (COMM. 18E-13) Acceptance of Grant Award - FR CARA - Erie County First Responder Opioid Epidemic Task Force Support Program

Item 55 – (COMM. 18E-14) Authorization to Accept Funds from The Children & Youth with Special Health Care Needs from the NYS DOH

The above two items were received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

Item 56 – (COMM. 18E-15) FBI Erie County Shooting Range in Alden Paving Funds Acceptance

Received and referred to the PUBLIC SAFETY COMMITTEE.

Item 57 – (COMM. 18E-16) SUNY Erie City Campus Athletic Center Natatorium Improvements

Received and referred to the ECONOMIC DEVELOPMENT COMMITTEE.

Item 58 – (COMM. 18E-17) ECSD No. 3 - Southtowns AWTF Phase 1 & Phase 2 Expansion Project

Item 59 – (COMM. 18E-18) ECSD No. 1 - Contract Close Out - Kandey Company, Inc.

Item 60 – (COMM. 18E-19) ECSD No. 4 - Order on Consent - Overflow Retention Facility

Item 61 – (COMM. 18E-20) ECSD No. 8 - East Aurora Water Resource Recovery Facility - Control Building Improvements

Item 62 – (COMM. 18E-21) ECSD No. 3 - Engineering Term Contract Agreement

Item 63 – (COMM. 18E-22) WNY Stormwater Coalition - Rain Barrel Subsidy 2 Project

Item 64 – (COMM. 18E-23) ECLIPSE Grant - Seasonal Intern Position

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

FROM LEGISLATOR MILLS

Item 65 – (COMM. 18E-24) Letter of Absence for Session No. 18 - October 20, 2022

Received, filed and printed.

October 20, 2022

Robert Graber
Clerk of the Erie County Legislature
92 Franklin St – 4th Floor
Buffalo, NY 14202

Re: Absence from Session 18

Dear Clerk Graber,

Please be advised I will absent for Session 18 on October 20th. I have an unavoidable business trip out-of-town.

Please enter the aforementioned in the Legislature's official record. I appreciate your attention to this matter.

Sincerely,

John J. Mills
Erie County Legislator

FROM THE COUNTY EXECUTIVE

Item 66 – (COMM. 18E-25) 2023 Tentative Erie County Budget

Received and referred to the FINANCE & MANAGEMENT/BUDGET COMMITTEE.

Item 67 – (COMM. 18E-26) Department of Mental Health - Authorization to Enter into Contract with V3IT Consulting, Inc.

Received and referred to the HEALTH & HUMAN SERVICES COMMITTEE.

FROM CHAIR BASKIN

Item 68 – (COMM. 18E-27) Schedule of Tentative 2023 Budget Hearings

Received, filed and printed.

October 17, 2022

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

Re: 2023 Budget Hearings

Dear Mr. Graber:

Please find attached the 2023 Budget Hearings schedule for the Legislature's Finance and Management/Budget Committee.

The hearings on the County Executive's proposed 2023 Budget will be held on Tuesday, November 15, 2022. In addition, the schedule includes the proposed date for the Public Hearing on the 2023 Budget on Monday, November 21, 2022 and the Legislature's Thursday, December 1, 2022 session to vote on the budget.

Please disseminate the schedule and inform the public, media outlets and other governmental agencies of the hearings. Thank you in advance for your assistance.

Sincerely,

April N.M. Baskin
Chair, Erie County Legislature

2023 Erie County Budget Hearings
Finance and Management/Budget Committee

The following is the schedule of the 2023 Budget Hearings to be held
in the Chambers of the Erie County Legislature, 92 Franklin St., Fourth Floor, Buffalo, NY

Tuesday, November 15, 2022

Administration/Budget and Management – Overview	9:00-9:10 am
Health	9:10-9:45 am
County Attorney	9:45-10:00 am
Public Works	10:00-10:30 am
Parks	10:30-10:45 am
Central Police Services	10:45-10:50 am
Personnel and Labor Relations	10:50-11:00 am
Environment and Planning	11:00-11:10 am
Information and Support Services	11:10-11:15 am
Senior Services	11:15-11:20 am
Probation	11:20-11:25 am
Mental Health	11:25-11:30 am
Social Services/Youth	11:30 am-12:00 pm
LUNCH	12:00-1:00 pm
Buffalo and Erie County Library	1:00-1:15 pm
Comptroller	1:15-1:20 pm
District Attorney	1:20-1:35 pm
Sheriff	1:35-2:05 pm
County Clerk	2:05-2:20 pm
Board of Elections	2:20-2:30 pm

Monday, November 21, 2022

Public Hearing on the Proposed 2023 Erie County Budget 6:00 pm

Thursday, December 1, 2022

Legislative Session and Budget Vote 12:00 pm

FROM THE SHERIFF

Item 69 – (COMM. 18E-28) Correctional Health Nurse Staffing Contract & Budget Transfer

Received and referred to the PUBLIC SAFETY COMMITTEE.

FROM THE COMPTROLLER

Item 70 – (COMM. 18E-29) Department of Law Risk Retention Fund Spending - August 2022

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE DEPARTMENTS

FROM THE COMMISSIONER OF ENVIRONMENT & PLANNING

Item 71– (COMM. 18D-1) Update Regarding Coordinated Review

Received and referred to the ENERGY & ENVIRONMENT COMMITTEE.

FROM THE DEPARTMENT OF LAW

Item 72 – (COMM. 18D-2) Transmittal of New Claims Against Erie County

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

FROM THE DIRECTOR OF BUDGET & MANAGEMENT

Item 73 – (COMM. 18D-3) Budget Monitoring Report for Period Ending August 2022

Received and referred to the FINANCE & MANAGEMENT COMMITTEE.

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES

FROM THE TOWN OF WALES

Item 74 – (COMM. 18M-1) Opposition to New York State Actions Restricting 2nd Amendment Rights

Received and referred to the GOVERNMENT AFFAIRS COMMITTEE.

ANNOUNCEMENTS

Item 75 – Chair Baskin announced that the Legislature will conduct committee meetings on Thursday, October 27, 2022, and the schedule will be distributed. Also, Chair Baskin announced that the next scheduled session of the Legislature is Thursday, November 3, 2022.

Additionally, the Chair stated that there is a Public Hearing scheduled for Wednesday, November 2, 2022 at 2:00 p.m., in the Chambers of the Legislature, concerning Sewer District Assessment Rolls for ECSD Nos. 1, 2, 3, 4, 5, 6 and 8.

And that there is a Public Hearing scheduled for Thursday, November 3, 2022, at 2:15 p.m., in the Chambers of the Legislature, concerning Proposed Modification to Agricultural Districts. On the same day, Thursday, November 3, 2022, there is a Public Hearing scheduled for 2:30 p.m., also in the Chambers of the Legislature, concerning Proposed Consolidation and Modification to Agricultural Districts.

Finally, Chair Baskin announced that on Tuesday, November 15, 2022, the Legislature will conduct hearings concerning the County Executive's tentative 2023 Erie County budget, also in the Legislative Chambers.

MEMORIAL RESOLUTIONS

Item 76 – Legislator Lorigo requested that when the Legislature adjourns, it do so in memory of Richard C. Washousky.

Item 77 – Legislator Chimera requested that when the Legislature adjourns, it do so in memory of Richard “Sparky” Adams.

ADJOURNMENT

Item 78 - At this time, there being no further business to transact, CHAIR BASKIN announced that the Chair would entertain a Motion to Adjourn.

MR. JOHNSON moved that the Legislature adjourn until Thursday, November 3, 2022 at 12:00 Noon Eastern Standard Time. MR. MEYERS seconded.

CARRIED UNANIMOUSLY.

CHAIR BASKIN declared the Legislature adjourned until Thursday, November 3, 2022 at 12:00 Noon Eastern Standard Time.

ROBERT M. GRABER
CLERK OF THE LEGISLATURE